

Legislative Journal

WEDNESDAY, APRIL 12, 1978

Session of 1978

162nd of the General Assembly

Vol. 1, No. 17

HOUSE OF REPRESENTATIVES

The House convened at 10 a.m., e.s.t.

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

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

Heavenly Father, as the tensions of day-to-day activities press heavily upon us, and as the pressures of earthly encounters place strain upon the lives of each of us, therefore, we reach out to Thee with the confidence that Thou wilt not leave us helpless, but Thou wilt teach us to remain calm and undisturbed amidst the storms and turbulent tempests of life. O God, enfold and keep us close to Thee that we may share the serenity of Thy loving care, direct and fill us with the power of Thy truth that we may witness to Thy merciful goodness, and motivate and use us to extend Thy kingdom that all men may come to know Thee as their Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Legislative Journal for Tuesday, April 11, 1978, will be postponed until printed.

MASTER ROLL CALL RECORDED

The SPEAKER. The Speaker is about to take today's master roll and urges all members to report promptly to the floor.

The following roll call was recorded:

YEAS—199

Abraham	Garzia	Madigan	Scanlon
Anderson	Gatski	Manmiller	Scheaffer
Armstrong	Geesey	McCall	Schmitt
Arthurs	Geisler	McClatchy	Schweder
Barber	George, C.	McGinnis	Scirica
Bellomini	George, M.	McIntyre	Seltzer
Beloff	Giammarco	McLane	Shuman
Bennett	Gillette	Mebus	Shupnik
Berlin	Gleeson	Meluskey	Sirianni
Berson	Goebel	Milanovich	Smith, E.
Bittinger	Goodman	Miller	Smith, L.
Bittle	Gray	Milliron	Spencer
Borski	Greenfield	Miscevich	Spitz
Brandt	Greenleaf	Moehlmann	Stairs
Brown	Grieco	Morris	Stapleton
Brunner	Halverson	Mowery	Stewart
Burd	Hamilton	Mrkonic	Stuban

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

NAYS—0

NOT VOTING—3

Cohen Manderino 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. 2361 By Messrs. BERSON, GALLAGHER and M. P. MULLEN

An Act providing for the registration of foreign limited partnerships; imposing additional powers and duties on the Department of State; limiting the legal remedies of foreign limited partnerships which are not registered and empowering the Attorney General to enforce the provisions of this act.

Referred to Committee on Business and Commerce.

No. 2362 By Messrs. GEORGE, RENWICK, SCHMITT, LETTERMAN, PETRARCA, YAHNER, DeMEDIO, MORRIS, FRYER, COWELL, NOVAK, TRELLO, RAVENSTAHL, SWEET and ENGLEHART

An Act authorizing the Department of General Services with the approval of the Department of Environmental Resources and the Governor to sell and convey to Lawrence Township, Clearfield County, a tract of land situate therein for certain purposes and subject to certain specific licenses.

Referred to Committee on State Government.

No. 2363 By Messrs. McCLATCHY, PYLES, GREENLEAF, HASAY, THOMAS, GEESEY, PETERSON and WILT

An Act amending the act of May 29, 1931 (P. L. 280, No. 132), referred to as the Local Delinquent Tax Return Law, postponing the sale of real estate of certain persons for tax delinquencies.

Referred to Committee on Local Government.

No. 2364 By Messrs. McCLATCHY, PYLES, GREENLEAF, HASAY, THOMAS, GEESEY, PETERSON and WILT

An Act amending the "Real Estate Tax Sale Law," approved July 7, 1947 (P. L. 1368, No. 542), postponing the sale of real estate of certain persons for tax delinquencies.

Referred to Committee on Local Government.

No. 2365 By Messrs. BELLOMINI, BARBER and MILANOVICH

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), further providing for contracts for contracts for transportation and warehousing.

Referred to Committee on Liquor Control.

No. 2366 By Messrs. FRYER, GALLEN, DAVIES, CALTAGIRONE and BROWN

An Act amending the "Senior Citizens Property Tax or Rent Rebate Act," approved March 11, 1971 (P. L. 104, No. 3), further providing for rebates for delinquent real property taxes.

Referred to Committee on Finance.

No. 2367 By Messrs. CIMINI, GRIECO, D. M. FISHER and GIAMMARCO

An Act amending the "Magisterial District Reform Act," approved July 15, 1976 (P. L. 1014, No. 204), making an editorial change.

Referred to Committee on Judiciary.

No. 2368 By Messrs. GALLEN, KOLTER, MUSTO, SCHMITT, GOEBEL, J. L. WRIGHT, S. E. HAYES, O'CONNELL and SPITZ

An act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), excluding firewood from the tax for education.

Referred to Committee on Finance.

No. 2369 By Messrs. DORR, SCHWEDER, PRENDERGAST, KOWALYSHYN, RUGGIERO, A. C. FOSTER, ANDERSON, BITTLE, S. E. HAYES, GEESEY, PETERSON, LEHR and SCIRICA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for summary criminal contempt proceedings for persons who willfully fail to comply with lawful support orders.

Referred to Committee on Judiciary.

No. 2370 By Messrs. DORR, BERSON, ANDERSON, A. C. FOSTER, ZWIKL, MELUSKEY, MEBUS, YOHN, GEESEY, VROON, E. H. SMITH, MOEHLMANN and BRUNNER

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further providing for additional exclusions from compensation for personal income tax purposes.

Referred to Committee on Finance.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Senate presented the following bills for concurrence:

SB 984, PN 1695

Referred to Committee on Business and Commerce.

SB 1290, PN 1596

Referred to Committee on Local Government.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 214 By Messrs. TAYLOR, STUBAN, CALTAGIRONE, STEWART, MOWERY, MADIGAN, ZELLER, SHUMAN, MUSTO, SHUPNIK and McCALL

The House of Representatives of the Commonwealth of Pennsylvania memorialize the Congress of the United States to amend the Internal Revenue Code to permit the citizens of the United States to deduct the costs incurred in heating their residence in determining their taxable income.

Referred to Committee on Federal-State Relations.

No. 215 By Messrs. MISCEVICH, ABRAHAM, TRELLO, RAVENSTAHL and LOGUE

The House of Representatives of the Commonwealth of Pennsylvania urges the Secretary of Transportation to require all the managerial and supervisory employees of the department to provide their telephone listings to the news media in the areas in which they reside.

Referred to Committee on Rules.

No. 216 By Messrs. DUMAS, IRVIS, TRELLO, BARBER, WILLIAMS, GIAMMARCO, WIGGINS, WHITE, JONES, RICHARDSON, BORSKI, RUGGIERO,

GAMBLE, DUFFY, MISCEVICH,
ABRAHAM, OLIVER, SALVATORE, D. M.
O'BRIEN, KATZ, JOHNSON, TAYLOR,
DiCARLO, BENNETT, RITTER,
KOWALYSHYN, RYAN, SELTZER,
BITTLE, PIEVSKY and RAPPAPORT

The House of Representatives request the Public Utility Commission to act with the utmost dispatch to conduct hearings and issue an order permitting independent taxi cab operators especially independent operators who are veterans or would otherwise be unemployed to begin service in the City of Philadelphia.

Referred to Committee on Rules.

No. 217 By Messrs. GIAMMARCO, JOHNSON, Mrs. KELLY, Messrs. CIANCIULLI, OLIVER, JONES, SALVATORE, LEVIN, BORSKI, GRAY, WIGGINS, McINTYRE, Mrs. SCANLON, Messrs. KATZ, GRIECO, CIMINI, DONATUCCI and D.M. O'BRIEN

The House of Representatives of the Commonwealth of Pennsylvania urges the Governor to join the National Federation of the Blind of Pennsylvania in declaring the week of May 15 as "National White Cane Week."

Referred to Committee on Rules.

COMMUNICATION FROM GOVERNOR

APPROVAL OF HB 1600

The Secretary to the Governor presented the following communications from the Governor:

Commonwealth of Pennsylvania
Governor's Office, Harrisburg

April 11, 1978.

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

I have the honor to inform you that I have this day approved and signed House bill No. 1600, printer's No. 2555, entitled "An Act amending the act of December 22, 1959 (P. L. 1978, No. 728), entitled, as amended, 'An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations,' further providing for the disposition of pari-mutuel pools and Pennsylvania Fair Funds AND THE PENNSYLVANIA SIRE STAKES FUND."

MILTON J. SHAPP
GOVERNOR

BILLS SIGNED BY SPEAKER

The following bills, having been prepared for presentation to the Governor, were signed by the Speaker:

HB 1761, PN 2137

An Act amending the act of July 25, 1961 (P. L. 857, No. 372), entitled "An act regulating the manufacture of stuffed toys intended for sale * * * and prescribing penalties" exempting charitable and nonprofit organizations from payment of the registration fee, amending the criminal penalties, providing

equitable relief and civil penalties and making editorial changes.

HB 1973, PN 2520

An Act authorizing the Board of Schuylkill County Municipal Authority to transfer certain Project 70 lands in New Castle Ryan and Blythe Townships in Schuylkill County to Crown American Corporation in exchange for a certain parcel of land containing the Mud Run Dam.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Gallen.

Mr. GALLEN. Mr. Speaker, through inadvertence yesterday, I did not vote on the Davies amendment to HB 2246. I would like the record to show that I support that amendment.

And I inadvertently voted the wrong way on the Johnson amendment to HB 2246. I would like the record to show that my vote should be "no."

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

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip.

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

The SPEAKER. The Chair recognizes the minority caucus chairman.

Mr. S. E. HAYES. Mr. Speaker, I have no requests for leaves of absence.

The SPEAKER. The remarks of the gentlemen will be spread upon the record.

BILLS REMOVED FROM TABLED CALENDAR

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. Mr. Speaker, I would like to move to remove HBs 1718 and 1859 from the tabled calendar and place them on the active calendar.

The SPEAKER. It has been moved by the gentleman, Mr. Greenfield, that the House remove from the tabled calendar HBs 1718 and 1859.

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

The following roll call was recorded:

YEAS—183

Armstrong	Garzia	Lynch	Salvatore
Arthurs	Gatski	Mackowski	Scanlon
Barber	Geesey	Madigan	Scheaffer
Bellomini	Geisler	Manmiller	Schmitt
Beloff	George, C.	McCall	Schweder
Bennett	George, M.	McClatchy	Scirica
Berlin	Giammarco	McGinnis	Seltzer
Berson	Gillette	McIntyre	Shuman
Bittinger	Goebel	Mebus	Shupnik
Bittle	Goodman	Meluskey	Sirianni
Borski	Gray	Milanovich	Smith, L.
Brandt	Greenfield	Miller	Spencer
Brown	Greenleaf	Milliron	Spitz
Brunner	Grieco	Moehlmann	Stairs

Burd	Halverson	Morris	Stapleton
Burns	Hamilton	Mowery	Stewart
Caltagirone	Harper	Mrkonic	Stuban
Caputo	Hasay	Mullen, M. P.	Sweet
Cassidy	Haskell	Musto	Taddonio
Cessar	Hayes, D. S.	Noye	Taylor, E.
Cianciulli	Hayes, S. E.	O'Brien, B.	Taylor, F.
Cimini	Helfrick	O'Brien, D.	Tenaglio
Cole	Hoeffel	O'Connell	Thomas
Cowell	Honaman	O'Donnell	Wagner
Davies	Hopkins	O'Keefe	Wansacz
DeMedio	Hutchinson, W.	Oliver	Wargo
DeVerter	Itkin	Pancoast	Weidner
DeWeese	Johnson	Parker	Wenger
DiCarlo	Jones	Peterson	White
Dietz	Katz	Petrarca	Wiggins
Dininni	Kelly	Piccola	Williams
Donatucci	Kernick	Pievsky	Wilson
Dorr	Klingaman	Pitts	Wilt
Duffy	Knepper	Polite	Wise
Dumas	Kolter	Pott	Wright, D.
Englehart	Kowalshyn	Pratt	Wright, J. L.
Fee	Kukovich	Prendergast	Yahner
Fischer, R. R.	Lashingier	Pyles	Yohn
Fisher, D. M.	Laughlin	Rappaport	Zearfoss
Flaherty	Lehr	Ravenstahl	Zeller
Foster, A.	Letterman	Reed	Zitterman
Foster, W.	Levi	Renwick	Zord
Freind	Levin	Rieger	Zwikl
Fryer	Lincoln	Ritter	
Gallagher	Livengood	Ruggiero	Irvis,
Gallen	Logue	Ryan	Speaker
Gamble			

NAYS—1

Dombrowski

NOT VOTING—18

Abraham	Hutchinson, A.	Rhodes	Trello
Anderson	Manderino	Richardson	Valicenti
Cohen	McLane	Shelton	Vroon
Doyle	Miscevich	Smith, E.	Wass
Gleeson	Novak		

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

CALENDAR BILLS ON SECOND CONSIDERATION

The House considered for the second time and agreed to the following bills, which were then ordered transcribed for third consideration:

HB 1815, PN 2213; HB 1358, PN 1613; HB 2067, PN 2863; and HB 1724, PN 2091.

CALENDAR BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2192, PN 2921**, entitled:

A Supplement to the act of December 22, 1977 (No. 102), entitled "An act providing for the capital budget for the fiscal year 1977-1978" itemizing emergency highway improvement projects to be acquired or constructed by the Department of Transportation together with their estimated financial cost; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be acquired by the Department of Transportation stating the estimated useful life of the projects and making an appropriation.

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. On final passage of the bill, the Chair recognizes the gentleman from Lehigh, Mr. Ritter.

Mr. RITTER. Mr. Speaker, I rise to oppose HB 2192. I realize it is an emergency measure. The department says they have to have it and all of the other things that they usually do. But, Mr. Speaker, this bill calls for the issuing of a bond in the amount of about \$1.8 million to build 16 permanent truck-weighing scales. But that is not the extent of what this thing is going to cost. That is only 10 percent of the money. Ninety percent of the cost of building these truck scales will be furnished by the Federal Government. But that is still tax dollars, Mr. Speaker. We are talking about a total of almost \$18 million to build 16 scales. The department indicates that to build a permanent scale, it would cost \$1.1 million. They can buy portable scales at the cost of \$15,000.

Mr. Speaker, the reason HB 2192 is here now is because again the Pennsylvania Department of Transportation has been lax in doing the things that should be done in order to keep us in conformance with Federal regulations.

Mr. Speaker, a letter was sent on February 3 to the Governor. It was sent by Secretary Brock Adams. It indicated that within 45 days of the receipt of this letter, Pennsylvania should make some reply to the Federal Government about what they are doing about weighing trucks. That letter was received on February 8.

Mr. Speaker, in that letter it indicated that if Pennsylvania failed to respond to take some action within 45 days, that the Federal Government would withhold approximately \$200 million to \$300 million of Federal highway aid to Pennsylvania. Now, obviously, if you get a letter like that, you would think you would respond promptly.

As I said, it was received on February 8. On February 24, 16 days later, Secretary Wilson wrote to Secretary Adams and said that they would like to have a hearing, but first they wanted some more information. And then a couple of other letters were exchanged between the Federal Government and the Pennsylvania Department of Transportation.

Mr. Speaker, I resent being put under the gun once again because of the department's failure to do something that they should have been doing all along. I do not want to lose that Federal money either, but I am sick and tired of having to act in this manner because they do not do their job over there.

There is a letter, Mr. Speaker, that was sent on March 2. It talked about some reports that Pennsylvania was supposed to have made to the Federal Department of Transportation. Under Federal regulations, there is a report to be made, a certification requirement; it is supposed to be made by January 1 of each year. Pennsylvania's certification was dated January 10, 1978. I do not know why we had to be 10 days late, but apparently we were.

But in the report it talked about a number of areas where we

were—Mr. Speaker, the report that was late—

The SPEAKER. The Speaker had hoped to get you out of here today for the week, but if we are going to be delayed incessantly by members who simply are going to disturb the rest of us, we will not be out of here today. We have to caucus on nonpreferred bills and other bills which are nonfinancial and come back on the floor. Every moment we waste here with admonitions from the Chair and in disturbances from the floor is another moment added onto the total time we shall have to spend.

Mr. RITTER. Mr. Speaker, I realize that some of this may be boring, but I think it is important to understand just what it is we are talking about when we talk about the Pennsylvania Department of Transportation. As one who has tried to defend them in my 14 years up here, I have finally reached the point where I can no longer do that.

That report that was submitted 10 days late, Mr. Speaker, the Federal Government said did not respond properly to a certain section which requires a statement of fact not an opinion. Another section said again it requires a statement of fact, not an opinion, that all laws are being enforced, all size and weight limits are being enforced, et cetera.

It talks about if the laws are changed, submit the copy of the laws and not just say that they were changed. Any simple ordinary things that ought to be done were not being done by this department.

Mr. Speaker, furthermore, I have done some checking. I find out that in this Commonwealth, Pennsylvania does not own any permanent truck-weighing stations. There were a number of truck-weighing stations owned by local municipalities, but when we changed the Motor Vehicle Code last year, or 2 years ago, we took the fines away from local governments and sent them back to Harrisburg. When that happened almost every local municipality closed up their truck-weighing stations. My information indicates—and I get it from two conflicting sources—that we have only two portable scale units in this Commonwealth; someone else said we have 14. But 2 or 14, we just really do not have that much.

Let me give you some figures, Mr. Speaker, of other states. The State of Ohio, which has 833,000 registered trucks in the State of Ohio, weighed last year 4,000,851 in the state; the State of New Jersey, 350,000 truck registrations. They weighed almost 22,000 trucks. New York State, 760,000 truck registrations. They weighed 40,000. Pennsylvania with over 1 million registered trucks in this Commonwealth weighed 1,500 trucks.

Mr. Speaker, it is obvious that the Pennsylvania Department of Transportation has not been doing its job, and that is why the Federal Government is going to try to penalize Pennsylvania for failing to do that job.

Mr. Speaker, they knew this long before February 3 when they got the letter from Secretary Adams. Even after they got the letter from Secretary Adams, with the exception of probably the two leaderships, the majority and minority leaders in the House and Senate, I doubt very much if anybody in this legislature knew that we were in this difficulty. Now, we come up again under the threat of losing \$200 million or \$300 million in Federal money if we do not do certain things.

I do not know who is going to vote for this bill, Mr. Speaker.

You may do as you see fit, but I am going to oppose this thing. If we lose the money, the blame ought to be laid directly, directly on the desks of Governor Shapp and Secretary Wilson and anyone else in that Department of Transportation who is responsible for enforcing and complying with Federal regulations. If they do not know what those regulations are, then they ought to be fired posthaste.

This is ridiculous, in my opinion. I have tried to get some information. I have not heard from the Staff of the Appropriations Committee as to whether or not we can amend this capital budget bill and put in, not \$2 million, but perhaps \$1 million and buy enough portable scales at \$15,000 apiece to go out and do the job that this Commonwealth ought to be doing.

I say to you that I think the trucks should be weighed. I want those trucks to be weighed. I do not know why we only weighed 1,500 trucks last year. But I am saying to you, if you stick in \$20 million or \$18 million to build 16 permanent scales, that you are not going to stop those truckers anyway. You may stop them, but you are not going to get the overweight trucker because he is going to pull off somewhere else, because the CB radios are going to make sure that they know about it. You are going to hear somebody say, well, we are going to build or we are going to buy some portable scales. I am saying to you, where is the money for the portable scales? PennDOT is crying poor-mouth now; they do not have any money. Where is the money for the portable scales? It is certainly not in this bill.

If it is in their budget bill that they have now or the one that we are passing, I would like to know where the hell it is. Because if they have got that kind of money laying around that we do not know about, then it is about time that we did.

Mr. Speaker, one more point about what I consider to be the incompetence of that department over there: On March 31, the Secretary issued an order to extend the deadline for 15 days to get your motor vehicle stickers. Now they left that department open on April 8, which is a Saturday. My understanding is, they are going to have it open again April 15, which is another Saturday. Now where are they getting the money to pay the time and a half for the people to sit there and issue stickers for people who, for the most part, did not care about the March 31 deadline in the first place?

When they made the announcement of the 15-day extension, Mr. Speaker, there were over 200 people waiting in line for those stickers. And within 5 minutes, there was only a handful of people left because the other people went home to wait for the April 15 deadline just like they waited for March 31.

But in the meantime, all of us are being asked to pay time and a half for employes to sit there and issue stickers, as I said, to people who simply do not care about it. Where is the department getting that money? Where is the department going to get the money for the portable scales?

I think these questions ought to be answered. I appreciate the emergency situation. But I am saying that I would, at this point in time, give up that \$200 million of Federal money if we could just finally get to the bottom of this and get that department to start doing things on time as it is supposed to be doing and stop coming over here as they have done in the last 4 years or 5 years under emergency circumstances and saying, we need it now. We have no time to debate. If you do not give it to us now,

we are going to lose this money. All the other times they have been sitting there with that information in their hands and not willing to share it with us.

I am saying to you, if we lose that money, it will not be the fault of this General Assembly. It will not be the fault of this House of Representatives. It will be the fault of the Pennsylvania Department of Transportation because, for the most part, that top echelon over there, in my opinion, for the most part, are incompetent and ought not to be there. They have no more idea what the hell they are doing than the man in the moon. Unless we are willing to get somebody over there who wants to do the job, then we ought to say, no, we are not going to give it to them.

As I said, you do what you want to do. There is a responsibility. There is some danger of losing some Federal funds, but I personally am going to vote "no" on HB 2192. And I am going to continue to vote "no" unless that department is willing to share with us the information they have when they get it. And until that department is willing to assume the responsibility that is theirs and to do the things that need to be done and to stop coming over here with the ridiculous thing of 1,500 trucks weighed when the State of Ohio weighed 4,800,000 trucks in the same period of time, somebody has got to be all screwed up. I am voting "no," Mr. Speaker, on HB 2192.

The SPEAKER. On the final passage of the bill, the Chair recognizes the gentleman from Allegheny, Mr. Goebel.

Mr. GOEBEL. Thank you, Mr. Speaker.

I agree about 99 percent with the gentleman, Mr. Ritter. We have to start weighing these trucks, there is no doubt about it. We do need the money to get the scales installed. There is no doubt about that.

The only difference I would have with Mr. Ritter is that I do not oppose the bill. I think we should pass this bill. I have another idea that maybe you gentlemen can consider.

I have introduced a bill. It is an axle-mile tax. I am also preparing it as an amendment to HB 1804, a transportation bill on the calendar.

This axle-mile tax is similar to those found in Ohio and found in New York. It charges the trailer trucks and semi-trailer trucks so many cents per axle for every mile they run on our highways. This would bring in an estimated \$40 million. This was the Department of Transportation's estimate — \$40 million new revenues.

In my amendment that is being drafted to HB 1804, I will earmark \$2 million or \$3 million, whatever would be necessary to get the weigh stations permanently installed and have a number of portable ones. I will earmark that money for this, to provide money for this bill. That was one of the big questions that Mr. Ritter had. You know, where are we going to get the money for this?

I am in total agreement with him, but we cannot finance any more things for PennDOT. That is exactly how they got into the condition they are in now — a third of our money going into debt service.

If we just continue to pay the debts and the bonds that we owe with PennDOT, by the year 2000 we will still not have paid all the bonds. We cannot afford to increase this at all.

So, if the gentleman, Mr. Bellomini, would agree, I would

move to table this bill until we would consider the axle-mile bill. It could be either kicked out of the committee which it is in now or the amendment could be considered that I am going to offer to HB 1804 when it is called up.

So, I am asking Mr. Bellomini, if he thinks that would be the road to go, to table the bill and just hold it, because I would like to vote for this and I would like to provide the money to do it.

What does the gentleman, Mr. Bellomini, think?

The SPEAKER. The Chair recognizes the gentleman, Mr. Bellomini, who indicates he will stand for interrogation.

Mr. BELLOMINI. Mr. Speaker, at this time, I will have to say that you had better amend HB 1804 as I want to present to the legislature today the importance of HB 2192.

MOTION TO TABLE

The SPEAKER. The Chair returns the floor to the gentleman, Mr. Goebel.

Mr. GOEBEL. Did I understand, then, that you do not agree to table this bill? Well, I am going to move to table it then anyhow, because otherwise I would have to vote against it. I do not want to vote against it. I think it is very necessary to get these weigh stations. I want to vote for this. But I would like to vote for it after the House considers the axle-mile tax. So, I move to table it anyway, Mr. Speaker.

The SPEAKER. It is moved by the gentleman, Mr. Goebel, that HB 2192, PN 2921, be placed upon the table.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—76

Abraham	Goebel	Miscevich	Salvatore
Anderson	Greenleaf	Moehlmann	Scanlon
Armstrong	Grieco	Mowery	Scheaffer
Arthurs	Halverson	Mrkonic	Schweder
Bittle	Hamilton	Novak	Seltzer
Brandt	Hayes, S. E.	Noye	Shuman
Burd	Helfrick	O'Brien, D.	Sirianni
Burns	Hoefel	O'Connell	Stapleton
Cessar	Honaman	O'Keefe	Taddonio
Cianciulli	Hopkins	Oliver	Taylor, E.
Cimini	Katz	Pancoast	Thomas
DeVerter	Klingaman	Peterson	Valicenti
DeWeese	Lashinger	Petrarca	Wass
Dietz	Lehr	Pitts	Wenger
Fisher, D. M.	Livengood	Polite	Wilson
Foster, W.	Lynch	Pott	Wright, J. L.
Freind	Mackowski	Pyles	Yohn
Geesey	McGinnis	Rappaport	Zord
Giammarco	Miller	Ryan	Zwilk

NAYS—115

Barber	Gallen	Lincoln	Shupnik
Bellomini	Gamble	Logue	Smith, E.
Beloff	Garzia	Madigan	Smith, L.
Bennett	Gatski	Manmiller	Spencer
Berson	Geisler	McCall	Spitz
Bittinger	George, C.	McClatchy	Stairs
Borski	George, M.	McIntyre	Stewart
Brown	Gillette	McLane	Stuban
Brunner	Goodman	Mebus	Sweet
Caltagirone	Gray	Meluskey	Taylor, F.

Caputo	Greenfield	Milanovich	Tenaglio
Cassidy	Harper	Milliron	Trello
Cole	Hasay	Morris	Vroon
Cowell	Haskell	Mullen, M. P.	Wagner
Davies	Hayes, D. S.	Musto	Wansacz
DeMedio	Hutchinson, A.	O'Brien, B.	Wargo
DiCarlo	Itkin	O'Donnell	Weidner
Dininni	Johnson	Parker	Wiggins
Dombrowski	Jones	Piccola	Williams
Dorr	Kelly	Pievsky	Wilt
Doyle	Kernick	Prendergast	Wise
Duffy	Knepper	Ravenstahl	Wright, D.
Dumas	Kolter	Reed	Yahner
Englehart	Kowalyszyn	Renwick	Zearfoss
Fee	Kukovich	Rieger	Zeller
Fischer, R. R.	Laughlin	Ritter	Zitterman
Flaherty	Letterman	Ruggiero	
Foster, A.	Levi	Schmitt	Irvis,
Fryer	Levin	Scirica	Speaker
Gallagher			

NOT VOTING—11

Berlin	Gleeson	Pratt	Shelton
Cohen	Hutchinson, W.	Rhodes	White
Donatucci	Manderino	Richardson	

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 Erie, Mr. Bellomini, on final passage.

Mr. BELLOMINI. Mr. Speaker, I will yield to the gentleman in the back. I think he has something to say before I make my presentation.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Giammarco, on final passage.

Mr. GIAMMARCO. Thank you, Mr. Speaker.

Can I ask the sponsor of the bill a couple of questions, please?

The SPEAKER. The gentleman, Mr. Bellomini, indicates that he will stand for interrogation. The gentleman, Mr. Giammarco, is in order and may proceed.

Mr. GIAMMARCO. Mr. Speaker, can you advise me or tell me how many abandoned weigh stations we have throughout the Commonwealth of Pennsylvania now?

Mr. BELLOMINI. The State does not own any.

Mr. GIAMMARCO. They do not have any knowledge of how many are around that are not in existence any more, whether the state owns them or not?

Mr. BELLOMINI. That is right.

Mr. GIAMMARCO. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Kolter, on final passage.

Mr. KOLTER. Mr. Speaker, I think Mr. Bellomini has some words of wisdom first, please.

The SPEAKER. The Chair recognizes the gentleman, Mr. Bellomini, on final passage.

Mr. BELLOMINI. Mr. Speaker, this morning I would like to tell you about the importance of passing HB 2192.

We in the legislature have a responsibility. If the department is making mistakes, it is not our fault. We have legislated the

rules and regulations.

Now, in 1976, the legislature, in its wisdom, mandated that we have permanent weigh stations in Pennsylvania, and the department did not implement these weigh stations. Now, we are abiding by the Federal laws, and the state laws mandate these stations. Presently, right now, we are the second lowest state in the country on revenues from the weigh stations. I would like to point out to the legislature today the necessity of passing this piece of legislation. We are legislating today to correct the situation and not to condone the department. We all know the department has not met the criteria of some of the issues that are at hand today.

Just to prove how effective HB 2192 could be if we passed this piece of legislation today, we can alleviate the registration problem; we can lower the registrations; and we can check current registrations. Just to point out where it mandates in the legislation in 1976, it was in section 4981(B), where it mandates that we have permanent weigh stations. The department today is in violation of that act, and that is why we find our position today losing Federal monies.

Now, under the system that they have today, as Mr. Ritter pointed out, the number of trucks weighed in Ohio in comparison to Pennsylvania, yes, this is true, and I again point out, we are the second lowest in the country, but what happens is, we have only portable scales at large now, and to give you a figure as to how many trucks we can weigh with portable stations in comparison with stationary, the comparison is, on the portable scale, in 7½ hours we can weigh only 30 trucks. Now, in the same amount of time, we can weigh 3,000 trucks if there are permanent scales.

Another thing, do not lose sight of the fact that this is matching money. The money that we put up, the Federal Government reimburses; \$1.8 million is state money and \$18 million is Federal money. This is the necessity of passing HB 2192 today. We legislate it, mandate it; we need it, and I hope everybody here in the legislature understands the necessity of passing this piece of legislation.

One other thing I would like to point out: The trucking industry is not against this bill. They are on record as being for this bill. Thank you.

The SPEAKER. On final passage, the Chair recognizes the gentleman, Mr. Milliron.

Mr. MILLIRON. Thank you, Mr. Speaker.

Mr. Speaker, I think most people in this House realize that there is no one—and I repeat, no one—who has been more critical over the past 4 years of the operation of PennDOT than myself. My dear friend, Jake Kassob, and I had a few words a few years back, and I have criticized PennDOT whenever I thought it was necessary. But for us today to use PennDOT's abuses and its inefficiencies as an excuse to vote against this bill, just does not wash.

We must, Mr. Speaker, start to enforce the truck weight-limit law within the Commonwealth. Approximately 7 weeks ago I had testified before the U.S. Senate Transportation Committee on behalf of the legislatures. The Secretary of Transportation, Mr. Brock Adams, had testified just before me and had stated that he intended to use several states, one of which was Pennsylvania, as an example and withhold the Federal funds unless

states started to respond to the heavier trucks destroying the highways.

I do not like the Federal Government holding us as hostage. I do not like taking Federal tax dollars if we can do it ourselves. But the fact remains that they are going to do it; they are going to withhold the money that we desperately need. And forgetting the excuses or the fact that we do not like PennDOT's operations, that we do not like the Secretary of Transportation in Washington telling us what to do, the fact still remains that we are going to have withheld our highway-safety money, our highway-maintenance money, and our highway-pothole money, if that is passed by the U.S. Senate, because we are blatantly violating Federal law and we are not in compliance with our own state law.

I think it is a disgrace that in the last reporting record we had a total of 31 violations of overweight trucks, and then we have a state like Ohio weighing over 4 million trucks. Interstate 80, as many of you travel it, is rapidly deteriorating, and the secondary roads in the central part of the state, due to the coal trucks and the other ones, are deteriorating. And for us to go to the Feds and go to Washington and ask for more money and yet we will not enforce probably the worst violator and the biggest problem with our highways, overweight trucks, if we will not enforce that, we are really making a mockery of the fact that we are trying to get more money.

Again, I urge this legislature to pass this bill, not to condone PennDOT's practices and not to condone the Feds' holding us as hostage, but to try to emphasize that we have an opportunity here to try to rectify something that has been wrong in the past. I sincerely hope the members will vote in favor of this legislation. Thank you, Mr. Speaker.

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

Mr. LAUGHLIN. Mr. Speaker, would the gentleman, Mr. Ritter, please stand for interrogation?

The SPEAKER. The gentleman, Mr. Ritter, indicates that he will so stand. The gentleman, Mr. Laughlin, is in order and may proceed.

Mr. LAUGHLIN. Mr. Ritter, from your earlier comments, are you indicating that you favor the use of portable scales rather than the permanent stations being built?

Mr. RITTER. At the difference in price, Mr. Speaker, yes, I do.

Mr. LAUGHLIN. Mr. Speaker, the portable scales that have been in use over the years by the State Police, especially during summertime when they were out weighing these trucks with some of our young people who work for the state during the summer, are you aware of the fact that these scales can be damaged very easily by merely jockeying the trucks on those particular stands whenever they back up onto them? Are you familiar with some of the practices of the truckers in this vein?

Mr. RITTER. Mr. Speaker, the older scales, that is true, but the newer scales, that is not true.

Mr. LAUGHLIN. Mr. Speaker, when you say the new scales, what vintage are you speaking of?

Mr. RITTER. Mr. Speaker, in my understanding, they only have two sets of scales now, so that those would be the old type. If they bought any at all, they would buy the new type. And my

understanding is, the new type is not subject to that same abuse.

Mr. LAUGHLIN. Mr. Speaker, as late as last year, the information on the problem they were having with the use of the scales was evident. And I believe the Representative from Clearfield County, Mr. Bud George, indicated that there were two scales that had never been unwrapped even in his district office. I believe that was the statement he had made earlier.

In all honesty, Mr. Speaker, I do not feel that the portable scale is an answer to the problem that we have. As far as the damage that can be done by one of those trucks, if you are telling me that a portable unit cannot be damaged by a truck driver jockeying one of those trailers back and forth, I cannot understand how you could believe that.

Mr. RITTER. Was that a question, Mr. Speaker?

Mr. LAUGHLIN. Yes, Mr. Speaker. I would like you to respond to that. How could you possibly believe that?

Mr. RITTER. Would you repeat the question? That was a long statement.

Mr. LAUGHLIN. All right, Mr. Speaker, I will repeat the question for you. A truck carrying the weight that is permissible under law in the State of Pennsylvania, being handled by a very expert truck driver, being placed on these blocks for weight, are you telling me that with his handling of that truck, he could not very easily knock them out of kilter so that they would then not be acceptable as far as a magistrate's hearing or a court hearing would be concerned?

Mr. RITTER. Mr. Speaker, I thought I answered that before. If you are talking about the scales we have in existence now, that is possible. My understanding is that with the new type scales, that is not possible. I can answer it backwards for you, if you want, but it will give you the same answer I gave you that last time.

Mr. LAUGHLIN. Thank you very much for your response, Mr. Ritter.

Mr. Speaker, I would like to make a few remarks.

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

Mr. LAUGHLIN. Mr. Speaker, I hear the gentleman make the statement that if they were to purchase new scales, some new type that obviously the Department of Transportation is not aware of nor am I as a member of the Transportation Committee, nor is anyone else that I have heard, make a statement that these large trucks would not be able to damage any portable scale. I think the idea of the use of portable scales is without any support at all. I believe it is more or less in line with trying to keep the weight of heavy trucks away from the State of Pennsylvania. We are not to weigh trucks; we are not to correct damage that is done by these trucks traveling over the highway; we are not to do anything about protecting the interests of the people of Pennsylvania; we are to permit these large trucks to continue over our highways, overweight, without a challenge. We are to risk the Federal funding that is involved.

Mr. Speaker, I can see no reason why this legislation should not be passed today and I would ask the chairman of the Transportation Committee to pass the further legislation to protect our highways. The truck driver is not the only person who is guilty of having an overweight truck on the road. Shippers are

responsible for this in that they are forcing truck drivers to take a load out overweight in order to make a living.

Mr. Speaker, I would ask the members to support this legislation and vote for it today.

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

Mr. KOLTER. Thank you, Mr. Speaker.

Mr. Speaker, the failure of the House to pass this legislation today could be very serious. Mr. Ritter alluded to the fact that there was a letter written from Mr. Brock Adams to Governor Shapp in February. The letter did state, in fact, that due to the violations of Federal regulations, Pennsylvania will probably lose not \$200, not \$300, but in excess of \$800 million in future highway money. This is quite serious.

Mr. Ritter alluded to the fact that PennDOT is most incompetent. I cannot argue that. That may be so, but we made them that way. We made them too big. It is *our* fault. But this problem today is too serious to consider the competency of PennDOT.

Mr. Ritter alluded to the fact that we only had a 1,000-or-so trucks checked in Pennsylvania. I believe the after-figure from August 1977 to March 1978 is 800 trucks that were checked, with 184 arrests, totaling \$118,000 in fines. The reason we have so few arrests is the fact that we only have two working units. How in the world can you compare this with what you have in Ohio where they have more mobile units and in addition they have the permanent structures? A permanent structure has the ability to check 3,000 vehicles a day as opposed to approximately 30 mobile units. Therefore, you can readily see the change or the difference.

Mr. Ritter also alluded to the fact that this is a 90-10 proposition with the Federal Government. That is true. This bill today is the first of two bills to take care of this problem. There should be a second bill for the purpose of some mobile units, but that is something for the future.

As I said earlier, Mr. Speaker, this is a very serious problem, and I respectfully urge all my friends here on both sides of the aisle to vote for this measure.

Thank you very kindly.

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

Mr. RAPPAPORT. Mr. Speaker, I listened with great interest to the arguments of the proponents of this bill. It seems that about this time of the year, although it is kind of early this year, usually about 72 hours before adjournment, we all of a sudden get 58 bills that somebody over in the Governor's office discovered must be passed immediately or we lose \$3.8 billion worth of Federal money, and, frankly, I am getting a little bit skeptical. Let us assume—and I am not questioning veracity of my good friend from Beaver County, Mr. Kolter; I am questioning the person who gave the information over in transportation. Let us assume—we lose this \$800 million of Federal money. What is that \$800 million worth of Federal money going to be used for? To build more highways that we are going to have to come up with the money to maintain? Do we need more miles of highway to fill potholes on? We cannot even fill the potholes on the miles we have now.

So the argument that we are going to lose all of this money coming down like manna from heaven, from the Feds, is going to cost a lot more than the 10 percent eventually. I think is not a proper argument.

Let us go even further to the strange economics of the Department of Highway.

POINT OF ORDER

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. Bellomini.

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

The SPEAKER. The gentleman will state it.

Mr. BELLOMINI. Mr. Speaker, I think we are discussing HB 2192 and I would like Mr. Rappaport to stay with the subject at hand, please.

The SPEAKER. Will the gentleman, Mr. Rappaport, be advised that even though he has discerned a latitude granted to other speakers beyond the Speaker's normal permission, that the Speaker would expect him to hold to a narrower definition.

Mr. RAPPAPORT. Mr. Speaker, I would respectfully point out that the proponents of this bill opened up this door; I did not.

The SPEAKER. The court acknowledges the counsel's point.

Mr. RAPPAPORT. Thank you, Your Honor.

Let us go to the economics of this particular bill. We are going to borrow a \$1,800,000. For that department to borrow \$1,800,000 is like you and I going down to Household Finance and borrowing \$50 until payday.

We are going to borrow the money for 30 years, 30 years to repay \$1,800,000. Unless you be under the impression this money is going to be paid back from the motor license fund, read the bill a little more carefully. It is going to be paid back from the general fund. We are going to have to raise not the gasoline tax for this, but the income tax. You know how tight the budget is this year and next year and the year after that. So this is a charge on the general fund for the next 30 years.

I am not going to be here for 30 years and I doubt if anyone sitting in this House today is going to be here 30 years from now; however, two generations from now in this house, they are going to still be paying off these bonds. And let us talk about the state's credit rating. It is bad and it is getting worse. That is why these are not highway bonds.

If they want to build these—and my good friend from Lehigh, Mr. Ritter, has discussed whether they should or should not be built—let us pass a bill authorizing it out of current revenues. A million point eight is a mere trifle compared to the annual income of the motor license fund. Mr. Speaker, I urge that this bill be defeated.

The SPEAKER. On final passage of the bill, the chair recognizes the gentleman from Washington, Mr. Fischer.

Mr. R. R. FISCHER. Mr. Speaker, I rise today to speak in favor of this particular piece of legislation. I think that this, I guess,—the part of the country that I come from has the professional football team, the Steelers, who talk a lot about defense. I think it is time that we begin to fight potholes with a little defense today, and the defensive move that I call on today is for all of you to support this piece of legislation.

Interstate 70 passes through my particular legislative district. Interstate 70, as you well know, has drawn national attention with its trucker slowdowns because of the severe conditions of that road. A lot of that damage has been done by out-of-state trucks coming through Pennsylvania.

These stations, I believe, eventually will pay for themselves in the money that they save us in repairs and the fines that we pick up on overweightes.

So today, Mr. Speaker, I urge you to make a great defensive move here today and support this piece of legislation and then couple it with an offensive move to get our Congressmen or our United States Senators to break apart that highway trust fund and give us additional Federal funding for our bridges and our highways without the requirements that have put us in this position. I urge the passage of this legislation for weigh stations.

Thank you.

The SPEAKER. On final passage, the chair recognizes the gentleman from Dauphin, Mr. Dininni.

Mr. DININNI. Mr. Speaker, I rise in support of this piece of legislation, although I must agree with Jim Ritter that there are a lot of things over in that department that I do not like either, and I do not like demands put onto us at the last minute.

Let us take just one minute. What are we trying to do with this so-called simple \$1 million? First of all, we are building not just ordinary scales. These are weigh stations where all trucks must pull off and be weighed. Going one step further, let me tell you what we will accomplish. Not only will it save our highways because our truckers will now be within the weight limits, secondly, it will give our station operators, whether they be state police or whoever, the opportunity to check whether they have valid licenses, inspections and so forth. And more important yet, right now we are operating under the so-called honor system in collecting the liquid fuel tax from the out-of-state truckers who pass through Pennsylvania. The minute they pull into a weigh station, our people can log where they came from and where they are going, and then check back with our Revenue Department to make certain that they are paying their fair share in crossing the State of Pennsylvania. Right now, believe you me, we are losing millions only because of that so-called honor system.

There are many, many benefactors to this piece of legislation, and I urge all the members to vote in favor of it.

The SPEAKER. On final passage, the chair recognizes the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. Thank you, Mr. Speaker.

I rise in opposition to this bill. However, I want to state that I am very much in favor of having the weigh stations along our interstate highways such as is being proposed in this particular bill, but I am absolutely against the manner in which they want to fund the money.

First of all, they are not using any bonding money or supposedly not using bonding money to build any of our highways anymore. So I do not believe they should be using the bond money to build these weigh stations. I think there are alternatives.

Number one, I think the Department of Transportation just

needs to change their priorities a little bit and come up with this \$1.8 million out of other funds that they have over there. Secondly, and something that has concerned me tremendously is this: First of all, when we were working on the recodification of the Vehicle Code, I tried to work with the department on the manner in which they were taking money from our local governments for the use of their scales and giving the money back to them through liquid fuels tax. At that time I tried to have some kind of an arrangement made whereby local governments would be reimbursed for the use of the scales that they already have throughout Pennsylvania that could now be used. So since the enactment of the new Vehicle Code, our local governments have chosen not to allow the state to use these scales because we are not reimbursing them for it. What I am saying is that we have many scales throughout Pennsylvania that could be used today if we did not have people in the Department of Transportation who wanted to be hardheaded about things and have their own way and not want to give a little bit of this money back to the local governments. They are hoggish over there. They want everything for themselves. They do not want to pay anything out for any services they can receive from local governments. They could be doing this and they are not.

Secondly, by placing these scales on our interstate highways and not using the ones in the local areas that they are in, really we are not getting at the person who is doing the most damage on our highways. The biggest and most amount of damage that is being done on our highways is not to the interstate systems but is to secondary roads that are in our areas, and these scales are not going to help us one bit that way. They cannot run these trucks in our local areas up to these interstates, one on 80 going eastbound in western Pennsylvania; there is nothing westbound in western Pennsylvania. It is on the eastbound side, which is the natural place to have it, but it is not helping us locally.

As I say, we have talked to these people over there. They are not a bit interested in helping or working with the local government people on this at all.

Once again, I am very much in agreement that we do need these scales, but there are other alternatives that the department could have. And until they listen to some of these things and put some of these things into operation and want to sit down and work some of the problems out, I am going to be against the bill and/or until they come up with this money without doing it through bonding money.

It is not necessary that we lose that 90 percent tax dollar, by the way, that we are talking about in Washington. It is not necessary that we lose that by this bill. The department could come with that \$1.8 million in another manner. It does not have to be bonding money.

I would suggest that we make them take another look at it. Let us defeat this bill.

Thank you, Mr. Speaker.

The SPEAKER. On final passage of the bill, the chair recognizes the gentleman from Perry, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

I rise to oppose the bill for several reasons. I think yester-

day's debate, when we first considered the bill and the statement made by Mr. Ritter, is probably the most valid statement that has been made so far.

What we are going to be doing with these scales is chasing these truckers off the interstates onto the secondary roads of Pennsylvania to get around them, or onto your other major arteries, such as U.S. Route 6, U.S. Routes 11 and 15, 322, 22, and there is where our problems exist.

In addition, the question on portable scales I think is something that is very valid and has to be considered. Recently, I had a local trucker who was weighed on a portable scale and found to be overweight by a very large amount of weight. He challenged them, and because of the new Motor Vehicle Code which we passed, he could not get an agreement to have a reweighing of his truck on another scale. Now, I think if we are going to pass this bill, that is something that has to be considered, and I hope the chairman of the Transportation Committee takes note of that and that this is corrected, because if we are going to continue to use existing portable scales, we are going to run into this problem all over the state, and you are going to get calls like you have never gotten, particularly in cases like this, where the fine structure is so high.

So I would oppose until that problem is straightened out and the truckers have this right of appeal without going through the district justice's office and the huge expense involved there.

Secondly, I think if we are going to put scales and establish scales in Pennsylvania, which is a good idea, then let us hit the other major arteries as well while we are at it. Let us go after these routes that I mentioned — Routes 6, 322, 22, 11 and 15 because those are the routes many of the trucks are running. And until we do this, I think we are just whistling in the wind by establishing these few points.

Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Burd.

Mr. BURD. Thank you, Mr. Speaker.

I rise also to oppose HB 2192. Mr. Noye addressed himself to some of the problems that I am concerned with. However, there are other problems that this bill does not address itself to, and that is, what are we going to do with the trucking industry? What I am referring to is our weight laws as opposed to the weight laws that surround our state at this particular time.

It would seem that, Mr. Speaker, at this time Pennsylvania is operating under the weight laws of 73,280. Presently, our trucking industry is working under the maximum weight limits of 73,280 pounds. We are surrounded by a federally accepted law of 80,000 pounds. Pennsylvania is a key state in east-west traffic as they haul produce across our state getting either to the east coast or to the west coast. What is going to happen to the trucking industry if we start weighing out-of-state trucks and they have to start hauling in our state at our weight limits? Does this bill address itself to that particular problem? I do not think so because I have not been able to dig it out of there.

I am concerned about the location of the scales because I feel that they should be closer to the state lines rather than out in the middle of the state.

The third point I would like to make is, I firmly believe that a lot of the violations as far as weight limits in the trucking industry is concerned are not happening out on the interstates but they are happening on the secondary roads. I, therefore, would have to favor the use of more portable scales and with more qualified people to go out and be able to actually do the weighing from the State Police Department. I, therefore, Mr. Speaker, rise and ask my colleagues to defeat this bill.

Thank you.

The SPEAKER. On final passage, the Chair recognizes, for the second time, the gentleman from Beaver, Mr. Kolter.

Mr. KOLTER. Mr. Speaker, in answer to the last two gentlemen, HB 2192 is part one of a two-part program. This is for a permanent weigh station. The second part of the program is to purchase a mobile station to be placed for local jurisdictions at the places that you had mentioned.

All the arguments, pro and con, had been sound arguments. They all have merits. But the one and most important thing is the seriousness of this.

I understand that PennDOT had a hearing with PennDOT in Washington, D.C. It is further my understanding—and I have never checked the veracity of my informants on this item—that we have until tomorrow to pass this legislation. If we are able to pass this legislation by tomorrow, we are given 10 additional days for the Senate to act. Otherwise, we will lose \$800 million and, Mr. Speaker, I hate losing even \$1 let alone \$800 million.

Thank you, Mr. Speaker.

The SPEAKER. On final passage, the Chair recognizes the gentleman from Delaware, Mr. Tenaglio.

Mr. TENAGLIO. Thank you, Mr. Speaker.

Mr. Speaker, may I interrogate the prime sponsor of this bill, please?

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

The gentleman, Mr. Bellomini, indicates that he will. The gentleman, Mr. Tenaglio, is in order and may proceed.

Mr. TENAGLIO. Thank you. Mr. Speaker, would you please tell me if presently any of this money is going to go to municipalities that do have their own weigh stations?

Mr. BELLOMINI. Yes, they do.

Mr. TENAGLIO. Some of the money will be going to the weigh stations?

Mr. BELLOMINI. Yes. We lease the scales. Yes, or if they have their own scales.

Mr. TENAGLIO. Thank you very much, because I am very concerned because the city of Chester does a fine job with the weigh station that it has now. I will be perfectly happy to go along with this bill, since they do give half of the finances that they take in to the state, and they should not have to incur all the expenses to maintain the weigh stations. I intend to vote for this legislation.

Thank you.

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Geesey, on final passage.

Mr. GEESEY. Mr. Speaker, the gentleman, Mr. Arthurs, was

100 percent correct when he addressed himself to this particular problem.

I have a municipality with scales in my district. They have had that scale for probably 25 years. The scale went out of operation when we passed, in our infinite wisdom, the Motor Vehicle Code revisions. It took from that point in time until approximately 1 month ago for PennDOT to realize the folly of their ways, work out an arrangement with the local municipality, approve the scale for use, and it is now in operation, and in that 1 month of operation they have returned many dollars—many thousands of dollars, I might add—to state government. It was done with local police.

We can comply with the Federal law if we, within 1 month, lease from local government the existing scales that presently can be in operation in this state. We can do it with local police. If we pass this bill, the state police are going to be back here and they are going to tell you that we need more state police to comply with that law and you are going to pay the bill. If we use the scales that are presently available in this state, we can comply with the Federal law in 1 month and it will not cost the state a cent.

Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes, for the second time on final passage, the gentleman from Lehigh, Mr. Ritter.

Mr. RITTER. Mr. Speaker, just one final point: Last fall in the State of Illinois, a couple of reporters stationed themselves on an interstate road, Mr. Speaker. They discovered that an average of one truck every 2 minutes left the interstate systems about half a mile before they came to the permanent truck-weighing station, bypassed it, and then came back on the road about 2 miles farther south.

Mr. Speaker, if we are going to put in permanent scales, the information that the department sent me indicates that they want to operate those permanent scales 15 hours a day, 2 shifts. Then they say they can use the portable scales on the secondary roads, yet they say they only want to use the portable scales 7½ hours a day. If you are going to use the permanent scales for 2 shifts and try to catch the trucks that bypass those scales but yet only use the portable scales for one shift, it seems to me that you have a period of time where you are not going to be catching anybody. And I want to stop the overweight truckers. My point is that we have not done it up to now and we could have done it and we have not done it. Now they are saying, let us spend another \$20 million and then we are going to stop these truckers, and I am saying that they should have been stopping them before we spent the \$20 million. So I just wanted to point that out, Mr. Speaker, that I really do not think that the permanent scales are going to do the job unless we are willing to spend the money for the portable scales, and, apparently, PennDOT has not indicated that they are going to do that. So I think we are going to be spending the money putting in the permanent locations, having the overweight truckers bypass them, congest all of the side roads.

If the portable scales cannot be used on the interstates because there is not enough room to set up the scales, how in the world are you going to set them up on the secondary roads? Mr. Speaker, again, I am going to vote "no".

The SPEAKER. On final passage, the Chair recognizes the gentleman from Northumberland, Mr. Helfrick.

Mr. HELFRICK. Mr. Speaker, I rise in favor of this bill. I think the only way to go is to put permanent scales on most of the large arteries in this state. We also need a combination of portable scales. I do not know if anyone realizes it now, but the state police do use portable scales. They also continually pull trucks off the highway and put them on private scales and arrest them there.

I believe that we must correct this condition of overweight in the State of Pennsylvania and I think that permanent scales are the only practical way, and I think we have had the experience from other states that can prove that to us.

I personally own a large fleet of trucks myself, so I know what this will do to us. It will make all of us haul legally, and I think we should, but I think we should all realize that the consumer will pay for this. It definitely will increase the price of all trucking in Pennsylvania. I do not know if that is good or bad, but I know we must protect our highways. I rise in favor of the bill. Thank you.

The SPEAKER. On final passage, speaking for the second time, the Chair recognizes the gentleman from Erie, Mr. Bellomini.

Mr. BELLOMINI. Mr. Speaker, just to make some observations and corrections of some of the speakers here today, Mr. Noye's problem is in the vehicle section under 4981-D, and he has a right to appeal. It says so in that section.

As far as Mr. Geesey's remarks about local portable scales, you have got to understand that, under local portable scales, half of the revenue collected goes to the local municipality and the other half to the state. The main thing we are going to try to point out to you today as to why we need this legislation is that this bill here mandates permanent scales where half the money goes to the state and the other half goes to the liquid fuels tax, so we do not lose sight of the fact that under portable scales there are no matching funds. Under permanent scales, we have 90-10.

I wish that everybody in the House moves in the affirmative on this bill. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Arthurs, for the second time on the bill.

Mr. ARTHURS. I think there is one thing that should be cleared up in that Motor Vehicle Code. Half of the money goes back not to the particular municipality where the fine occurred. It goes back through a formula, and if the scale happens to be in my area where the overweight is picked up, that fine is divided all over the state.

Mr. BELLOMINI. Is that a question?

On the question recurring,
Shall the bill pass finally?

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

YEAS—141

Abraham
Anderson

George, C.
George, M.

McClatchy
McIntyre

Shupnik
Sirianni

Armstrong	Gillette	McLane	Smith, E.
Barber	Goodman	Mebus	Smith, L.
Bellomini	Gray	Milanovich	Spencer
Bennett	Greenfield	Miller	Spitz
Berlin	Greenleaf	Milliron	Stewart
Bittinger	Grieco	Miscevich	Stuban
Brandt	Hasay	Moehlmann	Sweet
Brunner	Haskell	Morris	Taddonio
Caltagirone	Hayes, D. S.	Mowery	Taylor, E.
Caputo	Hayes, S. E.	Mrkonic	Taylor, F.
Cassidy	Helfrick	Musto	Tenaglio
Cimini	Honaman	Novak	Thomas
Cole	Hopkins	O'Brien, B.	Trello
Cowell	Hutchinson, A.	O'Connell	Valicenti
DeMedio	Hutchinson, W.	Oliver	Vroon
DiCarlo	Itkin	Pancoast	Wagner
Dietz	Johnson	Peterson	Wansacz
Dininni	Kelly	Petrarca	Wargo
Dombrowski	Kernick	Piccola	Wass
Doyle	Klingaman	Pievsky	Weidner
Duffy	Knepper	Pitts	Wenger
Dumas	Kolter	Polite	Wiggins
Englehart	Kowalshyn	Prendergast	Williams
Fee	Kukovich	Pyles	Wilson
Fischer, R. R.	Lashingier	Ravenstahl	Wilt
Flaherty	Laughlin	Reed	Wright, D.
Foster, A.	Lehr	Renwick	Yahner
Foster, W.	Levi	Rhodes	Zearfoss
Fryer	Lincoln	Rieger	Zitterman
Gallagher	Logue	Ruggiero	Zord
Gamble	Mackowski	Ryan	
Garzia	Madigan	Schmitt	Irvis,
Gatski	Manmiller	Scirica	Speaker
Geisler	McCall	Seltzer	

NAYS—53

Arthurs	Freind	Livengood	Salvatore
Beloff	Gallen	Lynch	Scanlon
Bittle	Geesey	Meluskey	Scheaffer
Borski	Giammarco	Mullen, M. P.	Schweder
Brown	Goebel	Noye	Shuman
Burd	Halverson	O'Brien, D.	Stairs
Burns	Hamilton	O'Donnell	Stapleton
Cessar	Harper	O'Keefe	White
Cianciulli	Hoeffel	Parker	Wise
Davies	Jones	Pott	Wright, J. L.
DeVertter	Katz	Rappaport	Yohn
DeWeese	Lettermann	Richardson	Zeller
Dorr	Levin	Ritter	Zwikl
Fisher, D. M.			

NOT VOTING—8

Berson	Donatucci	Manderino	Pratt
Cohen	Gleeson	McGinnis	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.

REMARKS ON VOTE

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

Mr. O'CONNELL. Mr. Speaker, on the motion to table HB 2192, I would like to be recorded in the negative instead of the affirmative.

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

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

Mr. ANDERSON. Mr. Speaker, on the motion to table HB 2192, I would like to be recorded in the negative instead of the affirmative.

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

HOUSE SCHEDULE

The SPEAKER. For the information of the members, we intend to break for a caucus immediately. The main purpose of the caucus will be to discuss the nonpreferred appropriations.

It is the intention of the Chair and the leaders to call all of the nonpreferred appropriations immediately following caucus. The caucuses should caucus on page 4, SB 1106; on all of the nonpreferreds beginning on page 4 and running through page 11; on page 13, SB 1323; on page 18, HB 1684, HB 1685; on page 19, HB 1888; on page 22, HB 2115; on page 25, on all of the bills on concurrence in Senate amendments, and on page 26, the gentleman, Mr. Goebel, has advised the Chair that he intends to call up his discharge resolution for HR 59, maybe.

HB NOS. 2200 AND 2042 REMOVED FROM TABLE

The SPEAKER. The Chair recognizes, for the purposes of announcing a recess, the majority whip.

Mr. GREENFIELD. Mr. Speaker, before we do that I would like to remove a couple bills from the table, please.

The SPEAKER. The Chair recognizes the gentleman.

Mr. GREENFIELD. Mr. Speaker, I move that HB 2200, PN 2809, be removed from the table and reported to the Appropriations Committee.

I would also move that HB 2042, PN 2676, be removed from the table and placed on the active calendar.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—189

Anderson	Garzia	Mackowski	Scheaffer
Armstrong	Gatski	Madigan	Schmitt
Arthurs	Geesey	Manmiller	Schweder
Barber	Geisler	McCall	Scirica
Bellomini	George, C.	McClatchy	Seltzer
Beloff	George, M.	McGinnis	Shuman
Bennett	Giammarco	McLane	Shupnik
Berlin	Gillette	Mebus	Sirianni
Berson	Goebel	Meluskey	Smith, E.
Bittinger	Goodman	Milanovich	Smith, L.
Bittle	Gray	Miller	Spencer
Borski	Greenfield	Milliron	Spitz
Brandt	Greenleaf	Moehlmann	Stairs
Brown	Grieco	Morris	Stapleton
Brunner	Halverson	Mowery	Stewart
Burd	Hamilton	Mrkonic	Stuban
Burns	Harper	Mullen, M. P.	Sweet
Caltagirone	Hasay	Musto	Taddonio
Caputo	Haskell	Noye	Taylor, E.
Cassidy	Hayes, D. S.	O'Brien, B.	Taylor, F.
Cessar	Hayes, S. E.	O'Brien, D.	Tenaglio
Cianciulli	Helfrick	O'Connell	Thomas
Cimini	Hoeffel	O'Donnell	Vroon

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

NAYS—0

NOT VOTING—13

Abraham	Gleeson	Miscevich	Shelton
Cohen	Manderino	Novak	Trello
Donatucci	McIntyre	Rhodes	Valicenti
Flaherty			

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

BILLS REPORTED AND REFERRED TO COMMITTEES

HB 2057, PN 2585 By Mr. FRYER

An Act amending the act of June 22, 1931 (P. L. 594, No. 203), referred to as the Township State Highway Law, changing a route in Millcreek Township, Erie County.

Reported from Committee on Local Government, April 12, 1978.

Rereferred to Committee on Transportation, April 12, 1978.

HB 2075, PN 2614 By Mr. FRYER

An Act authorizing the Department of General Services, with the approval of the General State Authority, to convey to Westtown Township a parcel of property located in Westtown Township, Chester County.

Reported from Committee on Local Government, April 12, 1978.

Rereferred to Committee on State Government, April 12, 1978.

QUESTION OF INFORMATION

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

Mr. S. E. HAYES. Mr. Speaker, I have a couple questions.

The SPEAKER. The gentleman may proceed.

Mr. S. E. HAYES. Mr. Speaker, there was a great deal of confusion and I did not hear your announcement. Is it your intention to call HB 485?

The SPEAKER. Yes.

Mr. S. E. HAYES. And the Dorr amendment?

The SPEAKER. Yes. What the Speaker said—and apparently in the confusion a number of people did not hear him—I was not announcing a voting routine; I was announcing a caucus routine. HB 485 has already been caucused on, and that is the reason I omitted it from my announcement. It is the Speaker's intention to call the bill up.

All I was announcing are those bills we have not yet caucused on. Those bills we have caucused on already will be called up in order unless the Speaker has had a request for a hold, and that would include HB 485.

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

The second question I have: Do you have at your desk Representative Greenleaf's motion to reconsider the vote on HB 1863, sir?

The SPEAKER. The Chair does have it. The Chair is being advised by the Parliamentarian that it is not in order. The Chair will check with the Parliamentarian as to the reasoning behind that.

Apparently, we ran into the same problem in November 1977 with the gentleman, Mr. DiCarlo, when it was ruled by the Chair, under the advice of the Parliamentarian, that a procedural motion cannot be reconsidered. The Chair will look at the reconsideration motion on the part of the gentleman, Mr. Greenleaf. It had not been brought to the Chair's personal attention.

Mr. S. E. HAYES. We would appreciate that, Mr. Speaker, and we will be guided by your ruling on that.

The SPEAKER. The Chair will check it personally.

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

As far as the calendar that you have announced, the Republicans are prepared to vote this afternoon. We have caucused on the budgetary majors and the nonpreferreds and there will be no need for a Republican caucus at this time.

ANNOUNCEMENT

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

Mr. MEBUS. Mr. Speaker, I have an announcement to make that is of particular concern to the members of the Finance Committee, but I think in general it might be of interest to the entire membership.

Next week there will be a meeting of the Finance Committee to consider SB 74, which is on the Department on Aging. For the members of the Finance Committee, let it be understood now that that meeting will be held next week and, if you have an interest in that matter, for heaven sakes be there. I just thought the other members might be interested in that as well. Thank you, Mr. Speaker.

EDUCATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Gallagher.

Mr. GALLAGHER. Mr. Speaker, the Education Committee will meet upon the declaration of adjournment, not a declara-

tion of recess. Upon adjournment of this House, we will meet in room 246. Thank you.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. Mr. Speaker, I just want to reemphasize to the members of this side of the aisle that there will be a caucus immediately in the majority caucus room. Report there, and I urge every member to be present, and then report back to the floor at 1:30, Mr. Speaker, with your permission.

RECESS

The SPEAKER. There being no further business to be transacted prior to the caucus, this House stands in recess until 1:30 p.m.

AFTER RECESS

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

SPECIAL ORDER OF BUSINESS

CALENDAR BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1323, PN 1652**, entitled:

An Act implementing the provision of section 4.1 and related sections of Article IV of the Constitution of Pennsylvania as added or amended to provide for the election of the Attorney General; providing for the continuation of the powers and duties of the Attorney General through interim gubernatorial appointments to ensure an orderly and efficient transition in the office of Attorney General and the Department of Justice.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—189

Abraham	Gallen	Mackowski	Salvatore
Anderson	Gamble	Madigan	Scheaffer
Armstrong	Garzia	Manmiller	Schmitt
Arthurs	Gatski	McCall	Schweder
Barber	Geesey	McClatchy	Scirica
Bellomini	Geisler	McGinnis	Seltzer
Beloff	George, C.	McIntyre	Shuman
Bennett	George, M.	McLane	Shupnik
Berlin	Giammarco	Mebus	Sirianni
Berson	Gillette	Meluskey	Smith, E.
Bittinger	Goebel	Milanovich	Smith, L.
Bittle	Goodman	Miller	Spencer
Borski	Gray	Milliron	Spitz
Brandt	Greenfield	Miscevich	Stairs
Brown	Greenleaf	Moehlmann	Stapleton
Brunner	Grieco	Morris	Stewart
Burd	Halverson	Mowery	Stuban
Burns	Hamilton	Mrkonic	Sweet
Caltagirone	Harper	Mullen, M. P.	Taddonio

Caputo	Hasay	Musto	Taylor, E.
Cassidy	Haskell	Novak	Taylor, F.
Cianciulli	Hayes, D. S.	Noye	Tenaglio
Cimini	Hayes, S. E.	O'Brien, B.	Thomas
Cole	Helfrick	O'Brien, D.	Trello
Cowell	Hoefel	O'Connell	Valicenti
Davies	Honaman	O'Donnell	Vroon
DeMedio	Hutchinson, A.	O'Keefe	Wagner
DeVerter	Hutchinson, W.	Oliver	Wansacz
DeWeese	Itkin	Pancoast	Wargo
DiCarlo	Johnson	Peterson	Wass
Dietz	Jones	Petrarca	Weidner
Dininni	Katz	Piccola	Wenger
Dombrowski	Kelly	Pievsky	Wiggins
Donatucci	Kernick	Pitts	Wilson
Dorr	Klingaman	Polite	Wilt
Doyle	Kolter	Pott	Wise
Duffy	Kowalyshyn	Pratt	Wright, D.
Dumas	Kukovich	Prendergast	Wright, J. L.
Englehart	Lashingier	Pyles	Yahner
Fee	Laughlin	Rappaport	Yohn
Fischer, R. R.	Lehr	Ravenstahl	Zearfoss
Fisher, D. M.	Letterman	Reed	Zeller
Flaherty	Levi	Renwick	Zitterman
Foster, A.	Levin	Rhodes	Zwilk
Foster, W.	Lincoln	Rieger	
Freind	Livengood	Ritter	Irvis,
Fryer	Logue	Ruggiero	Speaker
Gallagher	Lynch	Ryan	

NAYS—0

NOT VOTING—13

Cessar	Knepper	Richardson	White
Cohen	Manderino	Scanlon	Williams
Gleeson	Parker	Shelton	Zord
Hopkins			

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.

REMARKS ON VOTES

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

Mr. WILLIAMS. Mr. Speaker, would you record me in the affirmative on the last vote on final passage of SB 1323, PN 1652?

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

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

Mr. ZORD. Mr. Speaker, when the vote on SB 1323 was taken, I was out of my seat. I want to be recorded in the affirmative, please.

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

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

Mr. CESSAR. Likewise, Mr. Speaker, I would like to be recorded in the affirmative on final passage of SB 1323.

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

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

Mr. KNEPPER. Mr. Speaker, while you are waiting, I would like to have my vote recorded in the affirmative on SB 1323. I was coming up the stairs at the time the vote was taken and had I been here I would have voted "yes".

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

SENATE BILL 1106 PASSED OVER TEMPORARILY

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Taddonio. Does the gentleman wish to debate the bill?

Mr. TADDONIO. Mr. Speaker, I would like to request that the bill be held over. I understand that Representative Fisher is preparing an amendment and we cannot have it today.

The SPEAKER. Senate bill 1106, at the request of the gentleman, Mr. Taddonio, will go over for today. The members should write on their calendars an amendment will be offered by the gentleman, Mr. D. M. Fisher.

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

Mr. STEWART. Mr. Speaker, could we have a determination of how long that will take?

The SPEAKER. If the gentleman, Mr. Stewart, is asking the Chair to pass it over temporarily, the Chair can do that and that will give him an opportunity to talk with Mr. Fisher about the amendment. Is that satisfactory to the gentleman?

Mr. STEWART. Yes, Mr. Speaker.

The SPEAKER. SB 1106 will be passed over temporarily.

CALENDAR BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2247, PN 2867**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. O'CONNELL offered the following amendments:

Amend Sec. 1, page 2, lines 3 and 4, by striking out all of said lines and inserting

(3) For cost of agricultural research 9,224,000

(4) For cost of agricultural extension services 6,853,000

Amend Sec. 1, page 2, line 5, by striking out "(4)" and inserting (5)

Amend Sec. 1, page 2, line 6, by striking out "(5)" and inserting (6)

On the question,

Will the House agree to the amendments?

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

Mr. O'CONNELL. Thank you, Mr. Speaker.

What the amendment hopes to accomplish is the line item in two particular areas in the Penn State appropriation. One would be line item for agricultural research and the other would be for the agricultural extension service. This includes the 5-percent adjustment that is also in the general appropriations to Penn State. I would move for its adoption.

The SPEAKER. The Chair recognizes the lady from Centre, Mrs. Wise.

Mrs. WISE. Mr. Speaker, I would respectfully request a "no" vote on the amendment. I believe that this will not do what ag-extension people are saying that it might do. I think it will make it less flexible. Right now in a given quarter, if research moneys are vacant, they can be transferred to meet these inco-operative extensions. That would not be possible under the line item, and I would request a "no" vote.

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

Mr. TRELLO. Mr. Speaker, I want to speak on the bill rather than on the amendment.

The SPEAKER. On the amendment, the Chair recognizes for the second time, the gentleman from Luzerne, Mr. O'Connell.

Mr. O'CONNELL. Thank you, Mr. Speaker. Just one comment: I believe that the agricultural extension people and those involved in the research will be a little bit more comfortable knowing that this money is put in there for these express purposes. There has been and there is a growing concern in the agricultural extension community as in regards to the expenditures of this money.

It has been raging for a number of years now and it is getting to a proportion that really needs to be considered. I think that the people who support Penn State in its entirety, in great numbers are members of the agricultural community and particularly those in the extension service and, because of all of these questions that have remained unanswered, there has been considerable controversy developing. I believe that this will satisfy them for the time being until we can get them some additional information and I ask for its adoption.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Cambria, Mr. Yahner.

Mr. YAHNER. I have discussed this proposed amendment with some of the agricultural leaders, and they are of the opinion that we should leave it alone and pass it as is, and I would suggest that we all vote for the bill as it stands right now and oppose the amendment.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Snyder, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

This particular amendment does not do anything to the total overall dollars that Penn State is going to get. It simply assures that the academic world at Penn State will not use up the funds that rightfully belong to agriculture in the future, and I would recommend that we vote "yes."

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—96

Anderson	Hasay	McLane	Smith, E.
Armstrong	Haskell	Mebus	Smith, L.
Bittle	Hayes, D. S.	Miller	Spencer
Brandt	Hayes, S. E.	Moehlmann	Spitz
Burns	Helfrick	Mowery	Stairs
Cessar	Honaman	Musto	Stuban
Cimini	Hopkins	Noye	Taddonio
Davies	Hutchinson, A.	O'Brien, D.	Taylor, E.
DeVertter	Hutchinson, W.	O'Connell	Thomas
Dietz	Katz	Pancoast	Vroon
Dininni	Klingaman	Parker	Wagner
Dorr	Knepper	Peterson	Wansacz
Fischer, R. R.	Lashinger	Piccola	Wargo
Fisher, D. M.	Laughlin	Pitts	Wass
Foster, A.	Lehr	Polite	Weidner
Foster, W.	Levi	Pott	Wenger
Freind	Livengood	Pyles	Wilson
Gallen	Lynch	Ryan	Wilt
Geesey	Mackowski	Salvatore	Wright, D.
Goebel	Madigan	Scheaffer	Wright, J. L.
Greenleaf	Manmiller	Scirica	Yohn
Grieco	McCall	Seltzer	Zearfoss
Halverson	McClatchy	Shupnik	Zitterman
Hamilton	McGinnis	Sirianni	Zord

NAYS—97

Abraham	Englehart	Kukovich	Richardson
Arthurs	Fee	Letterman	Rieger
Barber	Flaherty	Levin	Ritter
Bellomini	Fryer	Logue	Ruggiero
Beloff	Gallagher	McIntyre	Schmitt
Bennett	Gamble	Meluskey	Schweder
Berlin	Garzia	Milanovich	Shuman
Berson	Gatski	Milliron	Stapleton
Bittinger	Geisler	Miscevich	Stewart
Borski	George, C.	Morris	Sweet
Brown	George, M.	Mrkonic	Taylor, F.
Brunner	Giammarco	Mullen, M. P.	Tenaglio
Caltagirone	Gleeson	Novak	Trello
Caputo	Goodman	O'Brien, B.	Valicenti
Cassidy	Gray	O'Donnell	White
Cianciulli	Greenfield	O'Keefe	Wiggins
Cole	Harper	Oliver	Williams
Cowell	Hoeffel	Petrarca	Wise
DeMedio	Itkin	Pievsky	Yahner
DeWeese	Johnson	Pratt	Zeller
Dombrowski	Jones	Prendergast	Zwinkl
Donatucci	Kelly	Rappaport	
Doyle	Kernick	Ravenstahl	Irvis,
Duffy	Kolter	Reed	Speaker
Dumas	Kowalyszyn	Renwick	

NOT VOTING—9

Burd	Gillette	Manderino	Scanlon
Cohen	Lincoln	Rhodes	Shelton
DiCarlo			

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

HOUSE BILL 2247 PASSED OVER TEMPORARILY

The SPEAKER. House bill 2247 will be passed over temporarily.

Let this be clear, those people who have amendments to these bills should have had them prepared. The warning was given

yesterday, and the Chair is not going to take kindly to a delay brought about because some member has not prepared an amendment in a timely fashion. The Chair will pass over temporarily the bill at this time but will hope that it will not be repeated.

CALENDAR BILLS ON
THIRD CONSIDERATION, Continued

The House proceeded to third consideration of **HB 2248, PN 2868**, entitled:

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

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

MOTION TO TABLE

The SPEAKER. Does the gentleman, Mr. Trello, wish to be heard on the bill?

Mr. TRELLO. Yes, Mr. Speaker.

The SPEAKER. The Chair recognizes, on final passage, the gentleman, Mr. Trello.

Mr. TRELLO. Mr. Speaker, I not only rise to speak about this bill but about all of the nonpreferred appropriations.

I, like many members of this House, are friends of higher education and I am certainly a friend of making higher education at the lowest possible cost. Last December this great body gave me permission to have an investigation—and I would like to use the word "examination" rather than "investigation"—on the state-related universities for the sole purpose of finding out whether the money is being spent justly.

I personally take it as a personal slap in the face to run these nonpreferreds before our first report comes in, and I do not see any problem in having the votes on the nonpreferreds delayed until after the investigating committee brings their first report back, which will be some time in May. We are asking for an examination of the money being spent and, by the same token, we are bringing up bills to give them more money, and I do not think that is fair.

I would like to make a motion to have all nonpreferred bills tabled until after our first report comes in. I move—

The SPEAKER. The gentleman cannot move to table all of the nonpreferreds, but the gentleman may make a motion on the individual bill which is before the House.

It is moved by the gentleman, Mr. Trello, that HB 2248, PN 2868, be placed upon the table. Those in favor of the motion will vote "aye"; those opposed will vote "no."

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

The following roll call was recorded:

YEAS—25

Abraham	Gamble	McIntyre	Shuman
Armstrong	Goebel	Meluskey	Taylor, F.

Burns	Kernick	Milanovich	Trello
Caltagirone	Knepper	Miscevich	Valicenti
Cole	Laughlin	Novak	Williams
DeWeese	Livengood	Pott	Zeller
Fryer			

NAYS—164

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

NOT VOTING—13

Barber	Gillette	Mrkonic	Richardson
Cohen	Lehr	Rappaport	Shelton
Donatucci	Manderino	Rhodes	Stuban
Flaherty			

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

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

Mr. O'KEEFE. Mr. Speaker, I would like to make a statement on the bill.

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

Mr. O'KEEFE. I would just hope that, since last December the president of Temple University blamed the legislators for his increase, which was a supplemental increase on the tuition bill, this year he would be just as favorable when writing as

nice a letter about the legislators who are about to pass this bill in undue haste this session. Thank you.

The SPEAKER. On the final passage of the bill, the Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, I apologize that the amendments are not distributed. I did hand them in. It is all my fault. I was a little late getting them in but I thought that everybody here is aware that I intend to provide these amendments to these appropriation bills.

They read identical to those that we passed here last year. I feel that, with the compassion and the wisdom of all here, we should go in the same direction this year. I know the colleges themselves have adopted a formula that was presented to them and they will abide by it and I wish to have the opportunity to present these amendments.

HOUSE BILL 2248 PASSED OVER TEMPORARILY

The SPEAKER. The Chair cannot permit the House to discuss the amendments until the amendments are offered and distributed so that the members have an opportunity to see the amendment. The bill will have to go over temporarily.

Does the gentleman, Mr. Greenleaf, have amendments to this one too?

The Chair recognizes the minority leader.

Mr. SELTZER. Mr. Speaker, did the gentleman indicate that he has the same amendments for all of the state-related universities?

The SPEAKER. That is the belief of the Chair, that he does have them.

The Chair recognizes the majority whip.

Mr. GREENFIELD. I understand the amendments are in preparation and will be out here forthwith.

The SPEAKER. Who has amendments?

Mr. GREENFIELD. Mr. George. Can I interrogate Mr. George?

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

Mr. GEORGE. Yes, Mr. Speaker.

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

Mr. GREENFIELD. Are the amendments being prepared, Mr. Speaker?

Mr. GEORGE. No, sir. The amendments are prepared. They are being duplicated for distribution, sir.

Mr. GREENFIELD. Thank you, Mr. Speaker.

HOUSE BILL 2249 PASSED OVER TEMPORARILY

The SPEAKER. Because the gentleman, Mr. George, has amendments that are being duplicated to HB 2249, that bill will go over temporarily.

CALENDAR BILLS ON THIRD CONSIDERATION, Continued

The House proceeded to third consideration of **HB 2250, PN 2870**, entitled:

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

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

MOTION TO TABLE

The SPEAKER. Does the gentleman, Mr. Trello, wish to be recognized on this bill?

Mr. TRELLO. Mr. Speaker, I would like to make a motion that this bill be tabled until after the investigating committee comes back with their first report some time in May.

The SPEAKER. It is moved by the gentleman, Mr. Trello, that HB 2250 be placed upon the table.

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

The following roll call was recorded:

YEAS—36

Abraham	Garzia	Livengood	Pott
Armstrong	Giammarco	Meluskey	Scheaffer
Barber	Goebel	Milanovich	Shuman
Brown	Hasay	Miscevich	Stairs
Caltagirone	Johnson	Morris	Taylor, F.
Cianciulli	Jones	Mrkonic	Trello
DeWeese	Kernick	Mullen, M. P.	Valicenti
Fryer	Kukovich	Novak	Zeller
Gamble	Laughlin	Oliver	Zord

NAYS—157

Anderson	Gallagher	Madigan	Schweder
Arthurs	Gallen	Manmiller	Scirica
Bellomini	Gatski	McCall	Seltzer
Beloff	Geesey	McClatchy	Shupnik
Bennett	Geisler	McGinnis	Sirianni
Berlin	George, C.	McIntyre	Smith, E.
Berson	George, M.	McLane	Smith, L.
Bittinger	Gleeson	Mebus	Spencer
Bittle	Goodman	Miller	Spitz
Borski	Gray	Milliron	Stapleton
Brandt	Greenfield	Moehlmann	Stewart
Brunner	Greenleaf	Mowery	Stuban
Burd	Grieco	Musto	Sweet
Burns	Halverson	Noye	Taddonio
Caputo	Hamilton	O'Brien, B.	Taylor, E.
Cassidy	Harper	O'Brien, D.	Tenaglio
Cessar	Haskell	O'Connell	Thomas
Cimini	Hayes, D. S.	O'Donnell	Vroon
Cole	Hayes, S. E.	O'Keefe	Wagner
Cowell	Helfrick	Pancoast	Wansacz
Davies	Hoeffel	Parker	Wargo
DeMedio	Honaman	Peterson	Wass
DeVerter	Hutchinson, A.	Petrarca	Weidner
DiCarlo	Hutchinson, W.	Piccola	Wenger
Dietz	Itkin	Pievsky	White
Dininni	Katz	Pitts	Wiggins
Dombrowski	Kelly	Polite	Williams
Donatucci	Klingaman	Pratt	Wilson
Dorr	Knepper	Prendergast	Wilt
Doyle	Kolter	Pyles	Wise
Duffy	Kowalshyn	Rappaport	Wright, D.
Dumas	Lashinger	Ravenstahl	Wright, J. L.
Englehart	Lehr	Reed	Yohn
Fee	Letterman	Renwick	Zearfoss

Fischer, R. R.	Levi	Richardson	Zitterman
Fisher, D. M.	Levin	Ritter	Zwilk
Flaherty	Lincoln	Ruggiero	
Foster, A.	Logue	Ryan	Irvis,
Foster, W.	Lynch	Salvatore	Speaker
Freind	Mackowski	Schmitt	

NOT VOTING—9

Cohen	Manderino	Rieger	Shelton
Gillette	Rhodes	Scanlon	Yahner
Hopkins			

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—181

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

Foster, A.	Lincoln	Rieger	Irvis,
Foster, W.	Logue	Ritter	Speaker
Freind	Lynch		

NAYS—13

Geesey	Livengood	Shuman	Taylor, F.
Goebel	Noye	Stairs	Trello
Hasay	Pott	Stuban	Zord
Knepper			

NOT VOTING—8

Ciaciulli	Gillette	Manderino	Scanlon
Cohen	Hamilton	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.

The House proceeded to third consideration of **HB 2252, PN 2872**, entitled:

An Act making an appropriation to the Trustees of Drexel University of the Commonwealth of Pennsylvania at Philadelphia Pennsylvania.

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

MOTION TO TABLE

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

Mr. TRELLO. Mr. Speaker, I would like to make a motion that this bill be tabled until the investigating committee can come back with its first report in May.

The SPEAKER. It is moved by the gentleman, Mr. Trello, that HB 2252 be placed upon the table.

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

The following roll call was recorded:

YEAS—30

Abraham	Garzia	Milanovich	Stairs
Armstrong	Goebel	Miscevich	Taylor, F.
Arthurs	Hasay	Morris	Trello
Brown	Kernick	Novak	Valicenti
Caltagirone	Knepper	O'Keefe	Wright, J. L.
DeWeese	Laughlin	Pott	Zeller
Fryer	Livengood	Shuman	Zord
Gamble	Meluskey		

NAYS—162

Anderson	Gallen	Mackowski	Scheaffer
Barber	Gatski	Madigan	Schmitt
Bellomini	Geesey	Manmiller	Schweder
Beloff	Geisler	McCall	Scirica
Bennett	George, C.	McClatchy	Seltzer
Berlin	George, M.	McGinnis	Shupnik
Berson	Giammarco	McIntyre	Sirianni
Bittinger	Gleeson	McLane	Smith, E.
Bittle	Goodman	Mebus	Smith, L.
Borski	Gray	Miller	Spencer
Brandt	Greenfield	Milliron	Spitz
Brunner	Greenleaf	Moehlmann	Stapleton

Burd	Grieco	Mowery	Stewart
Burns	Halverson	Mullen, M. P.	Stuban
Caputo	Hamilton	Musto	Sweet
Cassidy	Harper	Noye	Taddonio
Cessar	Haskell	O'Brien, B.	Taylor, E.
Cianciulli	Hayes, D. S.	O'Brien, D.	Tenaglio
Cimini	Hayes, S. E.	O'Connell	Thomas
Cole	Helfrick	O'Donnell	Vroon
Cowell	Hoeffel	Oliver	Wagner
Davies	Honaman	Pancoast	Wansacz
DeMedio	Hutchinson, A.	Parker	Wargo
DeVertter	Hutchinson, W.	Peterson	Wass
DiCarlo	Itkin	Petrarca	Weidner
Dietz	Johnson	Piccola	Wenger
Dininni	Jones	Pievsky	White
Dombrowski	Katz	Pieetsky	Wiggins
Donatucci	Kelly	Polite	Williams
Dorr	Klingaman	Prendergast	Wilson
Doyle	Kolter	Pyles	Wilt
Duffy	Kowalshyn	Rappaport	Wise
Englehart	Kukovich	Ravenstahl	Wright, D.
Fee	Lashinger	Reed	Yahner
Fischer, R. R.	Lehr	Renwick	Yohn
Fisher, D. M.	Letterman	Richardson	Zearfoss
Flaherty	Levi	Rieger	Zitterman
Foster, A.	Levin	Ritter	Zwinkl
Foster, W.	Lincoln	Ruggiero	
Freind	Logue	Ryan	Irvis,
Gallagher	Lynch	Salvatore	Speaker

NOT VOTING—10

Cohen	Hopkins	Pratt	Scanlon
Dumas	Manderino	Rhodes	Shelton
Gillette	Mrkonic		

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—179

Abraham	Gallagher	Lynch	Ruggiero
Anderson	Gallen	Mackowski	Ryan
Armstrong	Gamble	Madigan	Salvatore
Arthurs	Garzia	Manmiller	Scheaffer
Barber	Gatski	McCall	Schmitt
Bellomini	Geisler	McClatchy	Schweder
Beloff	George, C.	McGinnis	Scirica
Bennett	George, M.	McIntyre	Seltzer
Berlin	Giammarco	McLane	Shupnik
Berson	Gleeson	Mebus	Sirianni
Bittinger	Goodman	Meluskey	Smith, E.
Bittle	Gray	Milanovich	Smith, L.
Borski	Greenfield	Miller	Spencer
Brandt	Greenleaf	Milliron	Spitz
Brown	Grieco	Miscevich	Stapleton
Brunner	Halverson	Moehlmann	Stewart
Burd	Hamilton	Morris	Sweet
Burns	Harper	Mowery	Taddonio
Caltagirone	Haskell	Mullen, M. P.	Taylor, E.
Caputo	Hayes, D. S.	Musto	Tenaglio
Cassidy	Hayes, S. E.	Novak	Thomas
Cessar	Helfrick	Noye	Valicenti

Cianciulli	Hoeffel	O'Brien, B.	Vroon
Cimini	Honaman	O'Brien, D.	Wagner
Cole	Hutchinson, A.	O'Connell	Wansacz
Cowell	Hutchinson, W.	O'Donnell	Wargo
Davies	Itkin	O'Keefe	Wass
DeMedio	Johnson	Oliver	Weidner
DeVerter	Jones	Pancoast	Wenger
DeWeese	Katz	Parker	White
DiCarlo	Kelly	Peterson	Wiggins
Dietz	Kernick	Petrarca	Williams
Dininni	Klingaman	Piccola	Wilson
Dombrowski	Knepper	Pievsky	Wilt
Donatucci	Kolter	Pitts	Wise
Dorr	Kowalyshyn	Polite	Wright, D.
Doyle	Kukovich	Pratt	Wright, J. L.
Duffy	Lashinger	Prendergast	Yahner
Dumas	Laughlin	Pyles	Yohn
Englehart	Lehr	Rappaport	Zearfoss
Fee	Letterman	Ravenstahl	Zitterman
Fisher, D. M.	Levi	Reed	Zwinkl
Flaherty	Levin	Renwick	
Foster, W.	Lincoln	Richardson	Irvis,
Freind	Logue	Rieger	Speaker
Fryer			

NAYS—15

Fischer, R. R.	Hasay	Shuman	Trello
Foster, A.	Livengood	Stairs	Zeller
Geesey	Pott	Stuban	Zord
Goebel	Ritter	Taylor, F.	

NOT VOTING—8

Cohen	Hopkins	Mrkonic	Scanlon
Gillette	Manderino	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.

The House proceeded to third consideration of **HB 2253, PN 2873**, entitled:

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

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

MOTION TO TABLE

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

Mr. TRELLO. Mr. Speaker, I would like to make a motion that this bill be tabled until the investigating committee comes back with their first report.

The SPEAKER. It is moved by the gentleman, Mr. Trello, that HB 2253 be placed upon the table.

The Chair recognizes the gentleman from Montgomery, Mr. Mebus. For what purpose does the gentleman rise?

Mr. MEBUS. Mr. Speaker, we have resolved this question on each of the previous issues—

The SPEAKER. The motion is not debatable.

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

The following roll call was recorded:

YEAS—31

Abraham	Fryer	Livengood	Stairs
Armstrong	Gamble	Milanovich	Taylor, F.
Brown	Garzia	Miscevich	Trello
Caltagirone	Goebel	Moehlmann	Valicenti
DeWeese	Hasay	Morris	Williams
Donatucci	Kernick	Novak	Zeller
Dumas	Knepper	Pott	Zord
Fischer, R. R.	Laughlin	Shuman	

NAYS—163

Anderson	Geesey	Manmiller	Scheaffer
Arthurs	Geisler	McCall	Schmitt
Barber	George, C.	McClatchy	Schweder
Bellomini	George, M.	McGinnis	Scirica
Beloff	Giammarco	McIntyre	Seltzer
Bennett	Gleeson	McLane	Shupnik
Berlin	Goodman	Mebus	Sirianni
Berson	Gray	Meluskey	Smith, E.
Bittinger	Greenfield	Miller	Smith, L.
Bittle	Greenleaf	Milliron	Spencer
Borski	Grieco	Mowery	Spitz
Brandt	Halverson	Mrkonic	Stapleton
Brunner	Hamilton	Mullen, M. P.	Stewart
Burd	Harper	Musto	Stuban
Burns	Haskell	Noye	Sweet
Caputo	Hayes, D. S.	O'Brien, B.	Taddonio
Cassidy	Hayes, S. E.	O'Brien, D.	Taylor, E.
Cessar	Helfrick	O'Connell	Tenaglio
Cianciulli	Hoeffel	O'Donnell	Thomas
Cimini	Honaman	O'Keefe	Vroon
Cole	Hutchinson, A.	Oliver	Wagner
Cowell	Hutchinson, W.	Pancoast	Wansacz
Davies	Itkin	Parker	Wargo
DeMedio	Johnson	Peterson	Wass
DeVerter	Jones	Petrarca	Weidner
DiCarlo	Katz	Piccola	Wenger
Dietz	Kelly	Pievsky	White
Dininni	Klingaman	Pitts	Wiggins
Dombrowski	Kolter	Polite	Wilson
Dorr	Kowalyshyn	Prendergast	Wilt
Doyle	Kukovich	Pyles	Wise
Duffy	Lashinger	Rappaport	Wright, D.
Englehart	Lehr	Ravenstahl	Wright, J. L.
Fee	Letterman	Reed	Yahner
Fisher, D. M.	Levi	Renwick	Yohn
Flaherty	Levin	Richardson	Zearfoss
Foster, A.	Lincoln	Rieger	Zitterman
Foster, W.	Logue	Ritter	Zwinkl
Freind	Lynch	Ruggiero	
Gallagher	Mackowski	Ryan	Irvis,
Gallen	Madigan	Salvatore	Speaker
Gatski			

NOT VOTING—8

Cohen	Hopkins	Pratt	Scanlon
Gillette	Manderino	Rhodes	Shelton

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

Mr. RAPPAPORT. I would like to be recognized on this particular bill for general remarks, Mr. Speaker.

The SPEAKER. The bill is on final passage. The Chair recognizes, on final passage, the gentleman from Philadelphia, Mr. Rappaport.

Mr. RAPPAPORT. Mr. Speaker, may I point out to the House that the remainder of the bills, the nonpreferred appropriations on our calendar, are state-aided institutions, not state-related institutions.

The scope of investigation of the committee headed by the gentleman, Mr. Trello, is to state-related institutions and, therefore, neither the textile college nor any of the other institutions on our calendar are within the ambit of the committee headed by Mr. Trello. I would hope the House would keep this in mind in voting on any future motions to table. Thank you, Mr. Speaker.

The SPEAKER. On final passage of the bill, the Chair recognizes the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, I would just like to agree with my good friend, the Representative from Philadelphia County. I will not be offering any more motions except for the five state-related universities.

On the question recurring,
Shall the bill pass finally?

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

YEAS—167

Anderson	Gallen	Madigan	Scanlon
Armstrong	Garzia	Manmiller	Scheaffer
Arthurs	Gatski	McCall	Schmitt
Barber	Geisler	McClatchy	Schweder
Bellomini	George, C.	McGinnis	Scirica
Beloff	George, M.	McIntyre	Seltzer
Bennett	Giammarco	McLane	Shupnik
Berlin	Gleeson	Mebus	Sirianni
Berson	Goodman	Milanovich	Smith, E.
Bittinger	Gray	Miller	Spencer
Bittle	Greenfield	Milliron	Spitz
Borski	Greenleaf	Moehlmann	Stapleton
Brandt	Grieco	Morris	Stewart
Brown	Halverson	Mowery	Sweet
Brunner	Hamilton	Mrkonic	Taddonio
Burd	Harper	Mullen, M. P.	Taylor, E.
Burns	Haskell	Musto	Tenaglio
Caltagirone	Hayes, D. S.	Novak	Thomas
Caputo	Helfrick	Noye	Vroon
Cessar	Hoeffel	O'Brien, B.	Wagner
Cianciulli	Honaman	O'Brien, D.	Wansacz
Cimini	Hopkins	O'Connell	Wargo
Cole	Hutchinson, A.	O'Donnell	Wass
Cowell	Hutchinson, W.	O'Keefe	Weidner
Davies	Itkin	Oliver	Wenger
DeMedio	Johnson	Pancoast	White
DeWeese	Jones	Parker	Wiggins

DiCarlo	Katz	Petrarca	Williams
Dietz	Kelly	Piccola	Wilson
Dininni	Kernick	Pievsky	Wilt
Dombrowski	Knepper	Pitts	Wise
Donatucci	Kolter	Polite	Wright, D.
Doyle	Kowalshyn	Prendergast	Wright, J. L.
Duffy	Kukovich	Pyles	Yahner
Dumas	Lashinger	Rappaport	Yohn
Englehart	Laughlin	Ravenstahl	Zearfoss
Fee	Lehr	Reed	Zeller
Fisher, D. M.	Levin	Renwick	Zitterman
Flaherty	Lincoln	Richardson	Zwilk
Foster, W.	Logue	Rieger	
Freind	Lynch	Ryan	Irvis,
Fryer	Mackowski	Salvatore	Speaker
Gallagher			

NAYS—29

Abraham	Goebel	Meluskey	Smith, L.
Cassidy	Hasay	Miscevich	Stairs
DeVerter	Hayes, S. E.	Peterson	Stuban
Dorr	Klingaman	Pott	Taylor, F.
Fischer, R. R.	Letterman	Ritter	Trello
Foster, A.	Levi	Ruggerio	Valicenti
Gamble	Livengood	Shuman	Zord
Geesey			

NOT VOTING—6

Cohen	Manderino	Rhodes	Shelton
Gillette	Pratt		

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.

The House proceeded to third consideration of **HB 2254, PN 2874**, entitled:

An Act making an appropriation to the Dickinson School of Law Carlisle Pennsylvania.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—153

Anderson	Gatski	Mackowski	Scanlon
Arthurs	Geesey	Madigan	Scheaffer
Barber	Geisler	Manmiller	Schmitt
Beloff	George, M.	McCall	Schweder
Berlin	Giammarco	McClatchy	Scirica
Berson	Gleeson	McGinnis	Seltzer
Bittinger	Goodman	McIntyre	Shupnik
Bittle	Gray	McLane	Sirianni
Brandt	Greenfield	Mebus	Smith, E.
Brunner	Greenleaf	Milanovich	Smith, L.
Burd	Grieco	Miller	Spencer

Burns	Halverson	Milliron	Spitz
Caltagirone	Hamilton	Moehlmann	Sweet
Caputo	Harper	Mowery	Taddonio
Cassidy	Haskell	Mrkonic	Taylor, E.
Cessar	Hayes, D. S.	Mullen, M. P.	Tenaglio
Cianciulli	Hayes, S. E.	Musto	Thomas
Cimini	Helfrick	Noye	Vroon
Cole	Honaman	O'Brien, B.	Wagner
Cowell	Hopkins	O'Brien, D.	Wansacz
Davies	Hutchinson, A.	O'Connell	Wargo
DeMedio	Hutchinson, W.	Oliver	Wass
DeVerter	Itkin	Pancoast	Weidner
DiCarlo	Johnson	Parker	Wenger
Dietz	Jones	Petrarca	White
Dininni	Katz	Piccola	Wiggins
Donatucci	Kelly	Pievsky	Williams
Dorr	Kernick	Pitts	Wilson
Duffy	Klingaman	Polite	Wilt
Dumas	Knepper	Pott	Wise
Englehart	Kolter	Prendergast	Wright, J. L.
Fee	Kowalyshyn	Pyles	Yohn
Fisher, D. M.	Lashinger	Rappaport	Zearfoss
Flaherty	Laughlin	Ravenstahl	Zitterman
Foster, W.	Lehr	Reed	Zwikl
Freind	Levin	Richardson	
Fryer	Lincoln	Rieger	Irvis,
Gallagher	Logue	Ryan	Speaker
Garzia	Lynch	Salvatore	

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—170

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

NAYS—42

Abraham	Gallen	Miscevich	Stairs
Armstrong	Gamble	Morris	Stapleton
Bellomini	George, C.	Novak	Stuban
Bennett	Goebel	O'Donnell	Taylor, F.
Borski	Hasay	O'Keefe	Trello
Brown	Hoeffel	Peterson	Valicenti
DeWeese	Kukovich	Renwick	Wright, D.
Dombrowski	Letterman	Ritter	Yahner
Doyle	Levi	Ruggiero	Zeller
Fischer, R. R.	Livengood	Shuman	Zord
Foster, A.	Meluskey		

NOT VOTING—7

Cohen	Manderino	Rhodes	Stewart
Gillette	Pratt	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.

REMARKS ON VOTE

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

Mr. ZWIKL. On HB 2254, PN 2874, I inadvertently voted in the affirmative and I would like the record to reflect a negative vote, please.

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

The House proceeded to third consideration of **HB 2259, PN 2879**, entitled:

NAYS—13

Cassidy	Livengood	Ruggiero	Stuban
Fischer, R. R.	O'Keefe	Shuman	Taylor, F.
Foster, A.	Ritter	Stairs	Trello
Goebel			

NOT VOTING—19

Barber	Helfrick	Miller	Seltzer
Bellomini	Letterman	Mrkonic	Shelton
Cohen	Manderino	O'Donnell	Williams

Doyle Gillette	Meluskey Milanovich	Pievsky Rhodes	Wright, D.
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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.

The House proceeded to third consideration of **HB 2261, PN 2881**, entitled:

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

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

The **SPEAKER**. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—188

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

Foster, A. Foster, W. Freind Fryer Gallagher	Letterman Levi Levin Lincoln Livengood	Rhodes Richardson Rieger Ryan	Zwikl Irvis, Speaker
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NAYS—7

Meluskey O'Keefe	Ritter Ruggiero	Shuman Trello	Zeller
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NOT VOTING—7

Cohen Donatucci	Gillette Manderino	Pievsky Scanlon	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.

The House proceeded to third consideration of **HB 2262, PN 2882**, entitled:

An Act making an appropriation to the Trustees of the Berean Training and Industrial School at Philadelphia Pennsylvania.

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

The **SPEAKER**. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—169

Abraham	Gallen	Mackowski	Salvatore
Anderson	Garzia	Madigan	Scanlon
Armstrong	Gatski	Manmiller	Schmitt
Arthurs	Geesey	McCall	Schweder
Barber	Geisler	McClatchy	Scirica
Bellomini	George, C.	McGinnis	Seltzer
Beloff	George, M.	McIntyre	Shupnik
Bennett	Giammarco	McLane	Sirianni
Berlin	Gleeson	Mebus	Smith, E.
Berson	Goodman	Milanovich	Spencer
Bittinger	Gray	Miller	Spitz
Bittle	Greenfield	Milliron	Stapleton
Borski	Greenleaf	Miscevich	Stewart
Brandt	Grieco	Morris	Stuban
Brown	Halverson	Mowery	Sweet
Brunner	Hamilton	Mrkonic	Taddonio
Burd	Harper	Mullen, M. P.	Taylor, E.
Burns	Haskell	Musto	Tenaglio
Caltagirone	Hayes, D. S.	Novak	Thomas
Caputo	Helfrick	O'Brien, B.	Valicenti
Cessar	Hoeffel	O'Brien, D.	Vroon
Cianciulli	Honaman	O'Connell	Wagner
Cimini	Hopkins	O'Donnell	Wansacz
Cole	Hutchinson, A.	Oliver	Wargo
Cowell	Hutchinson, W.	Pancoast	Weidner
Davies	Itkin	Parker	Wenger
DeMedio	Johnson	Petrarca	White
DeWeese	Jones	Piccola	Wiggins

DiCarlo	Katz	Pievsky	Williams
Dininni	Kelly	Pitts	Wilson
Dombrowski	Kernick	Polite	Wilt
Donatucci	Klingaman	Pott	Wise
Doyle	Knepper	Pratt	Wright, D.
Duffy	Kolter	Prendergast	Wright, J. L.
Dumas	Kowalyszyn	Pyles	Yahner
Englehart	Kukovich	Rappaport	Yohn
Fee	Lashinger	Ravenstahl	Zearfoss
Fisher, D. M.	Laughlin	Reed	Zeller
Flaherty	Lehr	Renwick	Zitterman
Foster, W.	Levin	Rhodes	
Freind	Lincoln	Richardson	Irvis,
Fryer	Logue	Rieger	Speaker
Gallagher	Lynch	Ryan	

NAYS—29

Cassidy	Hasay	Noye	Smith, L.
DeVertter	Hayes, S. E.	O'Keefe	Stairs,
Dietz	Letterman	Peterson	Taylor, F.
Dorr	Levi	Ritter	Trello
Fischer, R. R.	Livengood	Ruggiero	Wass
Foster, A.	Meluskey	Scheaffer	Zord
Gamble	Moehlmann	Shuman	Zwikel
Goebel			

NOT VOTING—4

Cohen	Gillette	Manderino	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.

The House proceeded to third consideration of **HB 2263, PN 2883**, entitled:

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

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

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

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

YEAS—148

Anderson	Geisler	Manmiller	Ryan
Arthurs	George, M.	McCall	Salvatore
Barber	Giammarco	McClatchy	Scanlon
Bellomini	Gillette	McGinnis	Scheaffer
Beloff	Gleeson	McIntyre	Schmitt
Bennett	Goebel	McLane	Scirica
Berlin	Goodman	Mebus	Seltzer
Berson	Gray	Milanovich	Shupnik
Bittinger	Greenfield	Miller	Sirianni
Borski	Greenleaf	Moehlmann	Smith, E.
Brandt	Grieco	Morris	Spencer
Brunner	Halverson	Mowery	Spitz
Burd	Hamilton	Mullen, M. P.	Stapleton
Burns	Harper	Musto	Sweet

Caltagirone	Haskell	Novak	Taddonio
Caputo	Hayes, D. S.	O'Brien, B.	Taylor, E.
Cessar	Helfrick	O'Brien, D.	Tenaglio
Cianciulli	Hoefel	O'Connell	Thomas
Cole	Honaman	O'Donnell	Valicenti
DeMedio	Hopkins	O'Keefe	Vroon
DeWeese	Hutchinson, A.	Oliver	Wagner
DiCarlo	Hutchinson, W.	Pancoast	Wansacz
Dininni	Itkin	Parker	Wargo
Dombrowski	Johnson	Petrarca	White
Donatucci	Jones	Piccola	Wiggins
Doyle	Katz	Pievsky	Williams
Duffy	Kelly	Pitts	Wilson
Dumas	Knepper	Polite	Wilt
Englehart	Kolter	Pott	Wise
Fee	Kowalyszyn	Pratt	Wright, D.
Fisher, D. M.	Lashinger	Prendergast	Wright, J. L.
Flaherty	Laughlin	Pyles	Yohn
Foster, W.	Levin	Rappaport	Zearfoss
Freind	Lincoln	Reed	Zitterman
Fryer	Logue	Rhodes	
Gallagher	Lynch	Richardson	Irvis,
Garzia	Mackowski	Rieger	Speaker
Gatski	Madigan		

NAYS—49

Abraham	Gallen	Livengood	Stairs
Armstrong	Gamble	Meluskey	Stewart
Bittle	Geesey	Milliron	Stuban
Brown	George, C.	Miscevich	Taylor, F.
Cassidy	Hasay	Noye	Trello
Cimini	Hayes, S. E.	Peterson	Wass
Cowell	Kernick	Renwick	Weidner
Davies	Klingaman	Ritter	Wenger
DeVertter	Kukovich	Ruggiero	Yahner
Dietz	Lehr	Schweder	Zeller
Dorr	Letterman	Shuman	Zord
Fischer, R. R.	Levi	Smith, L.	Zwikel
Foster, A.,			

NOT VOTING—5

Cohen	Mrkonic	Ravenstahl	Shelton
Manderino			

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.

The House proceeded to third consideration of **HB 2264, PN 2884**, entitled:

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

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

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

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

YEAS—185

Abraham	Gamble	Madigan	Scheaffer
Anderson	Garzia	Manmiller	Schmitt

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

NAYS—13

Fischer, R. R.	Klingaman	Peterson	Shuman
Foster, A.	Levi	Pott	Taylor, F.
Gallen	Livengood	Ritter	Trello
Goebel			

NOT VOTING—4

Cohen	Manderino	Salvatore	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.

QUESTION OF INFORMATION

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

Mr. DeVERTER. Mr. Speaker, on the board, on the initial run of the vote, there is a variance, a great variance, between the initial run of the vote and the final tabulation. Are we sure the

machine is not doing what it did last year when we got into a real hassle?

The SPEAKER. I think perhaps we had better check it because the Speaker has noticed a difference. The Chief Clerk will check the machine.

The Chief Clerk has advised the Chair that the machine is operating accurately. Apparently that happens when the Chair says for the second time, "Have all the members voted?", and then certain members, probably at that point in time, see how the vote is going and the switch occurs. That is the reason the Chair announced the wrong total one time at least.

Mr. DeVERTER. Mr. Speaker, there is an awful lot of fast switches in this House then, that is all I have to say.

The SPEAKER. We will watch the votes so that we do not get a false recording, and I have instructed the Chief Clerk to double-check it to see that we do not have that.

The House proceeded to third consideration of **HB 2265, PN 2885**, entitled:

An Act making an appropriation to the Johnson School of Technology of Scranton Pennsylvania.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—173

Abraham	Fryer	Levin	Ryan
Anderson	Gallagher	Lincoln	Salvatore
Armstrong	Gamble	Logue	Scanlon
Arthurs	Garzia	Lynch	Scheaffer
Barber	Gatski	Mackowski	Schmitt
Bellomini	Geesey	Madigan	Schweder
Beloff	Geisler	Manmiller	Seltzer
Bennett	George, C.	McCall	Shupnik
Berlin	George, M.	McClatchy	Sirianni
Berson	Giammarco	McGinnis	Smith, E.
Bittinger	Gillette	McIntyre	Spencer
Bittle	Gleeson	McLane	Spitz
Borski	Goodman	Mebus	Stapleton
Brandt	Gray	Milanovich	Stewart
Brown	Greenfield	Miller	Stuban
Brunner	Greenleaf	Milliron	Sweet
Burd	Grieco	Miscevich	Taddonio
Burns	Halverson	Moehlmann	Taylor, E.
Caltagirone	Hamilton	Morris	Tenaglio
Caputo	Harper	Mrkonic	Thomas
Cassidy	Hasay	Mullen, M. P.	Valicenti
Cessar	Haskell	Musto	Vroon
Cianciulli	Hayes, D. S.	Novak	Wagner
Cimini	Hayes, S. E.	O'Brien, B.	Wansacz
Cole	Helfrick	O'Brien, D.	Wargo
Cowell	Hoefel	O'Connell	Weidner
Davies	Honaman	O'Donnell	Wenger
DeMedio	Hopkins	Oliver	White
DeWeese	Hutchinson, A.	Pancoast	Wiggins
DiCarlo	Hutchinson, W.	Parker	Williams
Dietz	Itkin	Petrarca	Wilson
Dininni	Johnson	Piccola	Wilt
Dombrowski	Jones	Pievsky	Wise

Donatucci	Katz	Pitts	Wright, D.
Dorr	Kelly	Polite	Wright, J. L.
Doyle	Kernick	Prendergast	Yahner
Duffy	Klingaman	Pyles	Yohn
Dumas	Knepper	Rappaport	Zearfoss
Englehart	Kolter	Ravenstahl	Zeller
Fee	Kowalyshyn	Reed	Zitterman
Fisher, D. M.	Kukovich	Renwick	
Flaherty	Lashinger	Rhodes	Irvis,
Foster, W.	Laughlin	Richardson	Speaker
Freind	Lehr	Rieger	

NAYS—24

DeVerter	Levi	Peterson	Stairs
Fischer, R. R.	Livengood	Pott	Taylor, F.
Foster, A.	Meluskey	Ritter	Trello
Gallen	Mowery	Ruggiero	Wass
Goebel	Noye	Shuman	Zord
Letterman	O'Keefe	Smith, L.	Zwicl

NOT VOTING—5

Cohen	Pratt	Scirica	Shelton
Manderino			

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.

The House proceeded to third consideration of **HB 2266, PN 2886**, entitled:

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—177

Abraham	Gallagher	Lincoln	Salvatore
Anderson	Gallen	Logue	Scheaffer
Armstrong	Gamble	Lynch	Schmitt
Arthurs	Garzia	Mackowski	Schweder
Barber	Gatski	Madigan	Scirica
Bellomini	Geesey	Manmiller	Seltzer
Beloff	Geisler	McCall	Shupnik
Bennett	George, C.	McClatchy	Sirianni
Berlin	George, M.	McIntyre	Smith, E.
Berson	Giammarco	McLane	Smith, L.
Bittinger	Gillette	Mebus	Spencer
Bittle	Gleeson	Milanovich	Stairs
Borski	Goodman	Miller	Stapleton
Brandt	Gray	Milliron	Stewart
Brown	Greenfield	Miscevich	Stuban
Brunner	Greenleaf	Moehlmann	Sweet
Burd	Grieco	Morris	Taddonio
Burns	Halverson	Mowery	Taylor, E.
Caltagirone	Hamilton	Mrkonic	Tenaglio

Caputo	Harper	Mullen, M. P.	Thomas
Cassidy	Hasay	Musto	Valicenti
Cessar	Haskell	Novak	Vroon
Cianciulli	Hayes, D. S.	O'Brien, B.	Wagner
Cimini	Hayes, S. E.	O'Brien, D.	Wansacz
Cole	Helfrick	O'Connell	Wargo
Davies	Hoeffel	O'Donnell	Wass
DeMedio	Honaman	O'Keefe	Weidner
DeVerter	Hopkins	Oliver	Wenger
DeWeese	Hutchinson, A.	Pancoast	White
DiCarlo	Hutchinson, W.	Parker	Wiggins
Dietz	Itkin	Petrarca	Williams
Dininni	Johnson	Piccola	Wilson
Dombrowski	Jones	Pievsky	Wilt
Donatucci	Katz	Pitts	Wise
Dorr	Kelly	Polite	Wright, D.
Doyle	Kernick	Prendergast	Wright, J. L.
Duffy	Klingaman	Pyles	Yahner
Dumas	Knepper	Rappaport	Yohn
Englehart	Kolter	Ravenstahl	Zearfoss
Fee	Kowalyshyn	Reed	Zitterman
Fisher, D. M.	Kukovich	Renwick	
Flaherty	Lashinger	Rhodes	
Foster, W.	Laughlin	Richardson	Irvis,
Freind	Lehr	Rieger	Speaker
Fryer	Levin	Ryan	

NAYS—19

Cowell	Levi	Pott	Taylor, F.
Fischer, R. R.	Livengood	Ritter	Trello
Foster, A.	Meluskey	Ruggiero	Zord
Goebel	Noye	Shuman	Zwicl
Letterman	Peterson	Stairs	

NOT VOTING—6

Cohen	McGinnis	Scanlon	Shelton,
Manderino	Pratt		

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.

The House proceeded to third consideration of **HB 2267, PN 2887**, entitled:

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—176

Abraham	Fryer	Lincoln	Ryan
Anderson	Gallagher	Logue	Salvatore
Armstrong	Gallen	Lynch	Scanlon
Arthurs	Gamble	Mackowski	Schmitt
Barber	Garzia	Madigan	Schweder

Bellomini	Gatski	Manmiller	Scirica
Beloff	Geesey	McCall	Seltzer
Bennett	Geisler	McClatchy	Shupnik
Berlin	George, C.	McGinnis	Sirianni
Berson	George, M.	McIntyre	Smith, E.
Bittinger	Giammarco	McLane	Smith, L.
Bittle	Gillette	Mebus	Spencer
Borski	Gleeson	Milanovich	Stapleton
Brandt	Goodman	Miller	Stewart
Brunner	Gray	Milliron	Stuban
Burd	Greenfield	Miscevich	Sweet
Burns	Greenleaf	Moehlmann	Taddonio
Caltagirone	Grieco	Morris	Taylor, E.
Caputo	Halverson	Mrkonic	Tenaglio
Cassidy	Hamilton	Mullen, M. P.	Thomas
Cessar	Harper	Musto	Valicenti
Cianciulli	Hasay	O'Brien, B.	Wagner
Cimini	Haskell	O'Brien, D.	Wansacz
Cole	Hayes, D. S.	O'Connell	Wargo
Cowell	Hayes, S. E.	O'Donnell	Wass
Davies	Helfrick	O'Keefe	Weidner
DeMedio	Hoeffel	Oliver	Wenger
DeVerter	Honaman	Pancoast	White
DeWeese	Hopkins	Parker	Wiggins
DiCarlo	Hutchinson, A.	Petrarca	Williams
Dietz	Hutchinson, W.	Piccola	Wilson
Dininni	Itkin	Pievsky	Wilt
Dombrowski	Johnson	Pitts	Wise
Donatucci	Jones	Polite	Wright, D.
Dorr	Katz	Prendergast	Wright, J. L.
Doyle	Kelly	Pyles	Yahner
Duffy	Kernick	Rappaport	Yohn
Dumas	Knepper	Ravenstahl	Zearfoss
Englehart	Kolter	Reed	Zeller
Fee	Kowalyshyn	Renwick	Zitterman
Fisher, D. M.	Kukovich	Rhodes	Zwinkl
Flaherty	Lashingier	Richardson	
Foster, A.	Laughlin	Rieger	Irvis,
Foster, W.	Lehr	Ruggiero	Speaker
Freind	Levin		

NAYS—22

Brown	Livengood	Pott	Stairs
Fischer, R. R.	Meluskey	Ritter	Taylor, F.
Goebel	Mowery	Scheaffer	Trello
Klingaman	Novak	Shuman	Vroon
Letterman	Noye	Spitz	Zord
Levi	Peterson		

NOT VOTING—4

Cohen	Manderino	Pratt	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.

The House proceeded to third consideration of **HB 2268, PN 2888**, entitled:

An Act making an appropriation to the Pennsylvania Academy of the Fine Arts Philadelphia Pennsylvania.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—154

Abraham	Gallagher	Lynch	Rieger
Anderson	Garzia	Mackowski	Ryan
Armstrong	Gatski	Manmiller	Salvatore
Arthurs	Geisler	McCall	Scanlon
Barber	George, M.	McClatchy	Schmitt
Bellomini	Giammarco	McGinnis	Scirica
Beloff	Gillette	McIntyre	Seltzer
Bennett	Gleeson	McLane	Shuman
Berlin	Goodman	Mebus	Shupnik
Berson	Gray	Milanovich	Sirianni
Bittinger	Greenfield	Miller	Smith, E.
Borski	Greenleaf	Miscevich	Spencer
Brandt	Grieco	Moehlmann	Spitz
Brown	Halverson	Morris	Stapleton
Brunner	Hamilton	Mrkonic	Sweet
Burd	Harper	Mullen, M. P.	Taddonio
Burns	Haskell	Musto	Taylor, E.
Caltagirone	Hayes, D. S.	Novak	Tenaglio
Caputo	Helfrick	O'Brien, B.	Thomas
Cessar	Hoeffel	O'Brien, D.	Valicenti
Cianciulli	Honaman	O'Connell	Vroon
Cimini	Hopkins	O'Donnell	Wagner
Cole	Hutchinson, A.	O'Keefe	Wansacz
DeMedio	Hutchinson, W.	Oliver	Wargo
DeWeese	Itkin	Pancoast	White
DiCarlo	Johnson	Parker	Wiggins
Dininni	Jones	Petrarca	Williams
Dombrowski	Katz	Piccola	Wilson
Donatucci	Kelly	Pievsky	Wilt
Doyle	Klingaman	Pitts	Wise
Duffy	Knepper	Polite	Wright, D.
Dumas	Kolter	Pratt	Wright, J. L.
Englehart	Kowalyshyn	Prendergast	Yahner
Fee	Kukovich	Pyles	Yohn
Fisher, D. M.	Lashingier	Rappaport	Zearfoss
Flaherty	Laughlin	Ravenstahl	Zitterman
Foster, W.	Levin	Reed	
Freind	Lincoln	Rhodes	Irvis,
Fryer	Logue	Richardson	Speaker

NAYS—44

Bittle	Geesey	Meluskey	Smith, L.
Cassidy	George, C.	Milliron	Stairs
Cowell	Goebel	Mowery	Stewart
Davies	Hasay	Noye	Stuban
DeVerter	Hayes, S. E.	Peterson	Taylor, F.
Dietz	Kernick	Pott	Trello
Dorr	Lehr	Renwick	Weidner
Fischer, R. R.	Letterman	Ritter	Wenger
Foster, A.	Levi	Ruggiero	Zeller
Gallen	Livengood	Scheaffer	Zord
Gamble	Madigan	Schweder	Zwinkl

NOT VOTING—4

Cohen	Manderino	Shelton	Wass
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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.

The House proceeded to third consideration of **HB 2269, PN 2889**, entitled:

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

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 Delaware, Mr. Ryan.

Mr. RYAN. Mr. Speaker, I realize there is nothing in order but the taking of the roll call, but the problem many of our members are having is the justification for doubling this appropriation, and that maybe it should be explained. I do not think it is going to get any more votes, but that is the general opposition.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky, on HB 2269, on final passage.

Mr. PIEVSKY. Mr. Speaker, this appropriation was not doubled. The Governor cut it in half in the last appropriation. In fact, it is still on the calendar at 75 and it was originally 150, so it is the same amount that they have been getting in prior years. So, it is actually not a double appropriation. We were doing so nicely, I do not see why we do not keep on going.

Thank you.

On the question recurring, Shall the bill pass finally?

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

YEAS—125

Table listing names of members who voted 'YEAS' for the bill, including Abraham, Geisler, McClatchy, Richardson, etc.

NAYS—72

Table listing names of members who voted 'NAYS' for the bill, including Anderson, Freind, Mackowski, Smith, L., etc.

NOT VOTING—5

Table listing names of members who did not vote, including Cohen, Manderino, Pratt, Shelton.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

The House proceeded to third consideration of HB 2270, PN 2890, entitled:

An Act making an appropriation to the Philadelphia Musical Academy Philadelphia Pennsylvania for maintenance and general operation.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—152

Table listing names of members who voted 'YEAS' for the second bill, including Abraham, Gatski, Manmiller, Ryan, etc.

DeMedio	Itkin	Oliver	Wansacz
DeWeese	Johnson	Pancoast	Wargo
DiCarlo	Jones	Parker	Wenger
Dininni	Katz	Petrarca	White
Dombrowski	Kelly	Piccola	Wiggins
Doyle	Knepper	Pievsky	Williams
Duffy	Kolter	Pitts	Wilson
Dumas	Kowalyshyn	Polite	Wise
Englehart	Kukovich	Prendergast	Wright, D.
Fee	Lashingner	Pyles	Wright, J. L.
Fisher, D. M.	Laughlin	Rappaport	Yohn
Flaherty	Levin	Ravenstahl	Zearfoss
Foster, W.	Lincoln	Reed	Zitterman
Freind	Logue	Rhodes	
Fryer	Lynch	Richardson	Irvis,
Gallagher	Mackowski	Rieger	Speaker
Garzia	Madigan		

Berlin	Gleeson	Milanovich	Sirianni
Berson	Goodman	Miller	Smith, E.
Bittinger	Gray	Milliron	Spencer
Bittle	Greenfield	Miscevich	Spitz
Borski	Greenleaf	Moehlmann	Stapleton
Brandt	Grieco	Morris	Stewart
Brown	Hamilton	Mowery	Sweet
Brunner	Harper	Mrkonic	Taddonio
Burd	Hasay	Mullen, M. P.	Taylor, E.
Burns	Haskell	Musto	Tenaglio
Caputo	Hayes, D. S.	Novak	Thomas
Cessar	Helfrick	O'Brien, B.	Vroon
Cianciulli	Hoeffel	O'Brien, D.	Wagner
Cole	Honaman	O'Connell	Wansacz
Cowell	Hopkins	O'Donnell	Wargo
Davies	Hutchinson, A.	O'Keefe	Wiedner
DeMedio	Hutchinson, W.	Oliver	Wenger
DeWeese	Itkin	Pancoast	White
DiCarlo	Johnson	Parker	Wiggins
Dininni	Jones	Petrarca	Williams
Dombrowski	Katz	Piccola	Wilson
Donatucci	Kelly	Pievsky	Wise
Doyle	Kernick	Pitts	Wright, D.
Duffy	Knepper	Polite	Wright, J. L.
Dumas	Kolter	Prendergast	Yahner
Englehart	Kowalyshyn	Pyles	Yohn
Fee	Kukovich	Rappaport	Zearfoss
Fisher, D. M.	Lashingner	Ravenstahl	Zitterman
Flaherty	Laughlin	Reed	
Foster, A.	Levin	Renwick	Irvis,
Foster, W.	Lincoln	Richardson	Speaker
Freind	Logue	Rieger	

NAYS—44

Bittle	Gamble	Livengood	Smith, L.
Cassidy	Geesey	Meluskey	Stairs
Cimini	George, C.	Milliron	Stuban
Cole	Halverson	Noye	Taylor, F.
Davies	Hasay	Peterson	Trello
DeVerter	Hayes, S. E.	Pott	Wass
Dietz	Kernick	Renwick	Weidner
Dorr	Klingaman	Ritter	Wilt
Fischer, R. R.	Lehr	Ruggiero	Zeller
Foster, A.	Letterman	Scheaffer	Zord
Gallen	Levi	Shuman	Zwilk

NOT VOTING—6

Cohen	Manderino	Shelton	Yahner
Donatucci	Pratt		

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.

The House proceeded to third consideration of **HB 2271, PN 2891**, entitled:

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—157

Abraham	Gallagher	Lynch	Ryan
Anderson	Garzia	Manmiller	Salvatore
Armstrong	Gatski	McCall	Scanlon
Arthurs	Geisler	McClatchy	Schmitt
Barber	George, C.	McGinnis	Schweder
Bellomini	George, M.	McIntyre	Scirica
Beloff	Giammarco	McLane	Seltzer
Bennett	Gillette	Mebus	Shupnik

NAYS—40

Caltagirone	Geesey	Madigan	Stairs
Cassidy	Goebel	Meluskey	Stuban
Cimini	Halverson	Noye	Taylor, F.
DeVerter	Hayes, S. E.	Peterson	Trello
Dietz	Klingaman	Pott	Valicenti
Dorr	Lehr	Ritter	Wass
Fischer, R. R.	Letterman	Ruggiero	Wilt
Fryer	Levi	Scheaffer	Zeller
Gallen	Livengood	Shuman	Zord
Gamble	Mackowski	Smith, L.	Zwilk

NOT VOTING—5

Cohen	Pratt	Rhodes	Shelton
Manderino			

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.

The House proceeded to third consideration of **HB 2272, PN 2892**, entitled:

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—158

Abraham	Geesey	McClatchy	Scheaffer
Anderson	Geisler	McGinnis	Schmitt
Armstrong	George, M.	McIntyre	Schweder
Arthurs	Giammarco	McLane	Scirica
Barber	Gleeson	Mebus	Seltzer
Bellomini	Goebel	Milanovich	Shupnik
Beloff	Goodman	Miller	Sirianni
Bennett	Gray	Miscevich	Smith, E.
Berlin	Greenfield	Moehlmann	Smith, L.
Berson	Greenleaf	Morris	Spencer
Bittinger	Grieco	Mrkonic	Spitz
Bittle	Hamilton	Mullen, M. P.	Stapleton
Borski	Harper	Musto	Stewart
Brandt	Hasay	Noye	Sweet
Brunner	Haskell	O'Brien, B.	Taddonio
Burd	Hayes, D. S.	O'Brien, D.	Taylor, E.
Burns	Helfrick	O'Connell	Tenaglio
Caputo	Hoeffel	O'Donnell	Thomas
Cianciulli	Honaman	O'Keefe	Valicenti
Cowell	Hopkins	Oliver	Vroon
Davies	Hutchinson, A.	Pancoast	Wagner
DeMedio	Hutchinson, W.	Parker	Wansacz
DeWeese	Itkin	Petrarca	Wargo
DiCarlo	Johnson	Piccola	Wenger
Dininni	Jones	Pievsky	White
Dombrowski	Katz	Pitts	Wiggins
Donatucci	Kelly	Polite	Williams
Doyle	Kernick	Pott	Wilson
Duffy	Knepper	Pratt	Wise
Dumas	Kolter	Prendergast	Wright, D.
Englehart	Kowalyszyn	Pyles	Wright, J. L.
Fee	Kukovich	Rappaport	Yahner
Fisher, D. M.	Lashinger	Ravenstahl	Yohn
Flaherty	Laughlin	Reed	Zearfoss
Foster, A.	Levin	Rhodes	Zitterman
Foster, W.	Lincoln	Richardson	Zord
Freind	Logue	Rieger	Zwinkl
Gallagher	Lynch	Ryan	
Garzia	Manmiller	Salvatore	Irvis,
Gatski	McCall	Scanlon	Speaker

NAYS—40

Brown	Fryer	Livengood	Ruggiero
Caltagirone	Gallen	Mackowski	Shuman
Cassidy	Gamble	Madigan	Stairs
Cessar	George, C.	Meluskey	Stuban
Cimini	Halverson	Milliron	Taylor, F.
Cole	Hayes, S. E.	Mowery	Trello
DeVerter	Klingaman	Novak	Wass
Dietz	Lehr	Peterson	Weidner
Dorr	Letterman	Renwick	Wilt
Fischer, R. R.	Levi	Ritter	Zeller

NOT VOTING—4

Cohen	Gillette	Manderino	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.

The House proceeded to third consideration of **HB 2273, PN 2893**, entitled:

An Act making an appropriation to the Division of Education

of the Philadelphia Museum of Art Philadelphia Pennsylvania.

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

The **SPEAKER**. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—153

Anderson	Gleeson	McIntyre	Schmitt
Armstrong	Goebel	McLane	Schweder
Arthurs	Goodman	Mebus	Scirica
Barber	Gray	Milanovich	Seltzer
Bellomini	Greenfield	Miller	Shupnik
Beloff	Greenleaf	Moehlmann	Sirianni
Bennett	Grieco	Morris	Smith, E.
Berlin	Halverson	Mowery	Spencer
Berson	Hamilton	Mrkonic	Spitz
Bittinger	Harper	Mullen, M. P.	Stapleton
Borski	Haskell	Musto	Stewart
Brandt	Hayes, D. S.	Novak	Sweet
Brunner	Helfrick	O'Brien, B.	Taddonio
Burd	Hoeffel	O'Brien, D.	Taylor, E.
Burns	Honaman	O'Connell	Tenaglio
Caputo	Hopkins	O'Donnell	Thomas
Cianciulli	Hutchinson, A.	O'Keefe	Valicenti
DeMedio	Itkin	Oliver	Vroon
DeWeese	Johnson	Pancoast	Wagner
DiCarlo	Jones	Parker	Wansacz
Dininni	Katz	Piccola	Wargo
Dombrowski	Kelly	Pievsky	Wenger
Donatucci	Kernick	Pitts	White
Doyle	Klingaman	Polite	Wiggins
Duffy	Knepper	Pott	Williams
Dumas	Kolter	Pratt	Wilson
Englehart	Kowalyszyn	Prendergast	Wilt
Fee	Lashinger	Pyles	Wise
Fisher, D. M.	Laughlin	Rappaport	Wright, D.
Flaherty	Lehr	Ravenstahl	Wright, J. L.
Foster, W.	Levin	Reed	Yohn
Freind	Lincoln	Rhodes	Zearfoss
Gallagher	Logue	Richardson	Zitterman
Garzia	Lynch	Rieger	Zord
Gatski	Madigan	Ritter	Zwinkl
Geesey	Manmiller	Ryan	
Geisler	McCall	Salvatore	Irvis,
George, M.	McClatchy	Scanlon	Speaker
Giammarco	McGinnis	Scheaffer	

NAYS—44

Abraham	Dietz	Kukovich	Ruggiero
Bittle	Dorr	Letterman	Shuman
Brown	Fischer, R. R.	Levi	Smith, L.
Caltagirone	Foster, A.	Livengood	Stairs
Cassidy	Fryer	Mackowski	Stuban
Cessar	Gallen	Meluskey	Taylor, F.
Cimini	Gamble	Milliron	Trello
Cole	George, C.	Miscevich	Wass
Cowell	Hasay	Noye	Weidner
Davies	Hayes, S. E.	Peterson	Yahner
DeVerter	Hutchinson, W.	Renwick	Zeller

NOT VOTING—5

Cohen	Manderino	Petrarca	Shelton
Gillette			

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.

The House proceeded to third consideration of **HB 2274, PN 2894**, entitled:

An Act making an appropriation to the Carnegie Museum at Pittsburgh Pennsylvania for maintenance and the purchase of apparatus supplies and equipment.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—160

Abraham	Geisler	McIntyre	Schmitt
Anderson	George, M.	McLane	Schweder
Armstrong	Giammarco	Mebus	Scirica
Arthurs	Gleeson	Milanovich	Seltzer
Barber	Goebel	Miller	Shupnik
Bellomini	Goodman	Milliron	Sirianni
Beloff	Gray	Miscevich	Smith, E.
Bennett	Greenfield	Moehlmann	Smith, L.
Berlin	Greenleaf	Morris	Spencer
Berson	Grieco	Mowery	Spitz
Bittinger	Hamilton	Mrkonic	Stairs
Bittle	Harper	Mullen, M. P.	Stapleton
Borski	Hasay	Musto	Stewart
Brandt	Haskell	Novak	Sweet
Brunner	Hayes, D. S.	O'Brien, B.	Taddonio
Burd	Helfrick	O'Brien, D.	Taylor, E.
Burns	Hoeffel	O'Connell	Tenaglio
Caputo	Honaman	O'Donnell	Thomas
Cessar	Hopkins	O'Keefe	Valicenti
Cianciulli	Hutchinson, A.	Oliver	Vroon
Cowell	Itkin	Pancoast	Wagner
Davies	Johnson	Parker	Wansacz
DeMedio	Jones	Piccola	Wargo
DeWeese	Katz	Pievsky	Wenger
DiCarlo	Kelly	Pitts	White
Dininni	Kernick	Polite	Wiggins
Dombrowski	Knepper	Pott	Williams
Donatucci	Kolter	Pratt	Wilson
Doyle	Kukovich	Prendergast	Wilt
Duffy	Lashinger	Pyles	Wise
Dumas	Laughlin	Rappaport	Wright, D.
Englehart	Lehr	Ravenstahl	Wright, J. L.
Fee	Levin	Reed	Yohn
Fischer, R. R.	Lincoln	Rhodes	Zearfoss
Fisher, D. M.	Logue	Richardson	Zitterman
Flaherty	Lynch	Rieger	Zord
Freind	Mackowski	Ritter	Zwilk
Gallagher	Manmiller	Ryan	
Gamble	McCall	Salvatore	Irvis,
Garzia	McClatchy	Scanlon	Speaker
Gatski	McGinnis		

NAYS—37

Brown	Fryer	Letterman	Scheaffer
Caltagirone	Gallen	Levi	Shuman
Cassidy	Geesey	Livengood	Stuban

Cimini	George, C.	Madigan	Taylor, F.
Cole	Halverson	Meluskey	Trello
DeVerter	Hayes, S. E.	Noye	Wass
Dietz	Hutchinson, W.	Peterson	Weidner
Dorr	Klingaman	Renwick	Yahner
Foster, A.	Kowalyszyn	Ruggiero	Zeller
Foster, W.			

NOT VOTING—5

Cohen	Manderino	Petrarca	Shelton
Gillette			

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.

The House proceeded to third consideration of **HB 2275, PN 2895**, entitled:

An Act making an appropriation to the Trustees of the Buhl Planetarium and Institute of Popular Science Pittsburgh Pennsylvania.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—166

Abraham	Gallagher	Lynch	Scanlon
Anderson	Gamble	Manmiller	Scheaffer
Armstrong	Garzia	McCall	Schmitt
Arthurs	Gatski	McClatchy	Schweder
Barber	Geesey	McGinnis	Scirica
Bellomini	Geisler	McIntyre	Seltzer
Beloff	George, M.	McLane	Shupnik
Bennett	Giammarco	Mebus	Sirianni
Berlin	Gleeson	Milanovich	Smith, E.
Berson	Goebel	Miller	Smith, L.
Bittinger	Goodman	Milliron	Spencer
Bittle	Gray	Miscevich	Spitz
Borski	Greenfield	Moehlmann	Stairs
Brandt	Greenleaf	Morris	Stapleton
Brunner	Grieco	Mowery	Stewart
Burd	Halverson	Mrkonic	Sweet
Burns	Hamilton	Mullen, M. P.	Taddonio
Caputo	Harper	Musto	Taylor, E.
Cassidy	Hasay	Novak	Tenaglio
Cessar	Haskell	O'Brien, B.	Thomas
Cianciulli	Hayes, D. S.	O'Brien, D.	Valicenti
Cimini	Hayes, S. E.	O'Connell	Vroon
Cowell	Helfrick	O'Donnell	Wagner
Davies	Hoeffel	Oliver	Wansacz
DeMedio	Honaman	Pancoast	Wargo
DeVerter	Hopkins	Parker	Wass
DeWeese	Hutchinson, A.	Piccola	Wenger
DiCarlo	Hutchinson, W.	Pievsky	White
Dininni	Itkin	Pitts	Wiggins
Dombrowski	Johnson	Polite	Williams
Donatucci	Jones	Pott	Wilson
Dorr	Katz	Pratt	Wilt
Doyle	Kelly	Prendergast	Wise

Duffy	Kernick	Pyles	Wright, D.
Dumas	Knepper	Rappaport	Wright, J. L.
Englehart	Kolter	Ravenstahl	Yohn
Fee	Kukovich	Reed	Zearfoss
Fischer, R. R.	Lashingner	Rhodes	Zitterman
Fisher, D. M.	Laughlin	Richardson	Zord
Flaherty	Levin	Rieger	
Foster, W.	Lincoln	Ryan	Irvis,
Freind	Logue	Salvatore	Speaker

NAYS—31

Brown	Klingaman	Meluskey	Stuban
Caltagirone	Kowalyshyn	Noye	Taylor, F.
Cole	Lehr	O'Keefe	Trello
Dietz	Letterman	Peterson	Weidner
Foster, A.	Levi	Renwick	Yahner
Fryer	Livengood	Ritter	Zeller
Gallen	Mackowski	Ruggiero	Zwilk
George, C.	Madigan	Shuman	

NOT VOTING—5

Cohen	Manderino	Petrarca	Shelton
Gillette			

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.

The House proceeded to third consideration of **HB 2276, PN 2896**, entitled:

An Act making an appropriation to the Franklin Institute of the Commonwealth of Pennsylvania at Philadelphia Pennsylvania.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—165

Anderson	Gamble	Lincoln	Scanlon
Armstrong	Garzia	Logue	Scheaffer
Arthurs	Gatski	Lynch	Schmitt
Barber	Geesey	Manmiller	Schweder
Bellomini	Geisler	McCall	Scirica
Beloff	George, M.	McClatchy	Seltzer
Bennett	Giammarco	McGinnis	Shupnik
Berlin	Gleeson	McIntyre	Sirianni
Berson	Goodman	McLane	Smith, E.
Bittinger	Gray	Mebus	Smith, L.
Bittle	Greenfield	Milanovich	Spencer
Borski	Greenleaf	Miller	Spitz
Brandt	Grieco	Moehlmann	Stapleton
Brunner	Halverson	Morris	Stewart
Burd	Hamilton	Mrkonic	Sweet
Burns	Harper	Mullen, M. P.	Taddonio
Caputo	Hasay	Musto	Tenaglio
Cassidy	Haskell	Novak	Thomas
Cessar	Hayes, D. S.	Noye	Vroon
Cianciulli	Hayes, S. E.	O'Brien, B.	Wagner

Cimini	Helfrick	O'Brien, D.	Wansacz
Cole	Hoeffel	O'Connell	Wargo
Cowell	Honaman	O'Donnell	Wass
Davies	Hopkins	O'Keefe	Weidner
DeMedio	Hutchinson, A.	Oliver	Wenger
DeWeese	Hutchinson, W.	Pancoast	White
DiCarlo	Itkin	Parker	Wiggins
Dininni	Johnson	Petrarca	Williams
Dombrowski	Jones	Piccola	Wilson
Donatucci	Katz	Polite	Wilt
Dorr	Kelly	Pott	Wise
Doyle	Kernick	Pratt	Wright, D.
Duffy	Klingaman	Prendergast	Wright, J. L.
Dumas	Knepper	Pyles	Yohn
Englehart	Kolter	Rappaport	Zearfoss
Fee	Kowalyshyn	Ravenstahl	Zitterman
Fisher, D. M.	Kukovich	Reed	Zord
Flaherty	Lashingner	Rhodes	Zwilk
Foster, A.	Laughlin	Richardson	
Foster, W.	Lehr	Rieger	Irvis,
Freind	Letterman	Ryan	Speaker
Gallagher	Levin	Salvatore	

NAYS—32

Abraham	George, C.	Miscevich	Stairs
Brown	Goebel	Mowery	Stuban
Caltagirone	Levi	Peterson	Taylor, E.
DeVerter	Livengood	Pitts	Taylor, F.
Dietz	Mackowski	Renwick	Trello
Fischer, R. R.	Madigan	Ritter	Valicenti
Fryer	Meluskey	Ruggiero	Yahner
Gallen	Milliron	Shuman	Zeller

NOT VOTING—5

Cohen	Manderino	Pievsky	Shelton
Gillette			

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.

The House proceeded to third consideration of **HB 2277, PN 2897**, entitled:

An Act making an appropriation to the City of Harrisburg Pennsylvania.

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

Amend Sec. 1, page 1, line 4, by inserting after "1." (a)
Amend Sec. 1, page 1, by inserting between lines 9 and 10
(b) This appropriation shall be reduced by any money appropriated for the same purpose for the 1978-1979 fiscal year in the General Appropriation Act of 1978 or any other act.

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

The SPEAKER. The Chair recognizes, on the amendment, the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. I will yield to Mr. Hayes.

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

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

Mr. Arthurs' amendment would preclude a double-dip from occurring. His amendment will allow this nonpreferred to pass, taking into consideration the fact that we did provide \$100,000 in the general appropriation bill. If the GA appropriation would be stricken by the Senate or the Governor, then this bill would be in effect for the city of Harrisburg.

I believe that this is an agreed-to amendment, Mr. Speaker.

The SPEAKER. The Chair recognizes the minority leader, Mr. Seltzer.

Mr. SELTZER. Mr. Speaker, I fully understand the purpose of the amendment generated by the gentleman, but if the gentleman will read his own amendment, I think he is causing a problem unnecessarily.

Two points: Let me just throw it out to you, Mr. Speaker, and then we will talk about it. The purpose is correct. I think we all agree that Harrisburg should not get both of these \$100,000 that we are discussing.

As I read the amendment, the first objection I have to the amendment is that it says, "This appropriation shall be reduced by any money appropriated for the same purpose for the 1978-1979 fiscal year in the General Appropriation Act of 1978 or any other act."

Unfortunately, the current year's appropriation for Harrisburg has not passed the other body. In a strict interpretation of what you are saying here, this could preclude them from receiving the money for the current year because it is not specifically eliminating that particular bill.

Secondly, I think that you are locking the method in that the only way they could get the money would be by the passage of this general appropriation bill, and at this point we do not know whether the Governor has agreed to that.

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. Mr. Seltzer, I do not completely agree with you because what this amendment is saying is that any appropriation will be reduced in the amount so that Harrisburg will not receive over \$100,000. For example, in the general appropriation budget, if the Senate would choose and we would concur in the budget where they would reduce the amount for Harrisburg to \$50,000, then that would allow this particular bill to go through for an additional \$50,000. Still this will give them a chance to receive the \$100,000.

I do not agree that this would have anything to do with the appropriation that is due Harrisburg this particular year because it does say "... the General Appropriation Act of 1978 or any other act." The other act was passed last year.

The SPEAKER. The chair recognizes the gentleman from Lebanon, Mr. Seltzer.

Mr. SELTZER. Mr. Speaker, if I can respond, that is the problem. As I see the amendment, it is not clear.

The other point that I had not raised earlier is, I am afraid that you also might be speaking to their share of the 2-percent foreign fire money which comes into the city.

I know that is not your intention. I know that the intention is not to have a double dip. My only qualm here is, as I read the

amendment, there are three areas that raise serious doubts that will go beyond what you are intending to do.

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. Mr. Speaker, may I then offer this amendment?

The SPEAKER. Will the gentleman yield?

HB 2277 AND ARTHURS AMENDMENT TABLED

The SPEAKER. For what purpose does the gentleman from Westmoreland, Mr. Hutchinson, rise?

Mr. A. K. HUTCHINSON. Mr. Speaker, I would like to make a motion to lay this bill on the table, along with the amendment.

The SPEAKER. It is moved by the gentleman, Mr. Hutchinson, that HB 2277, PN 2897, together with the Arthurs amendment offered thereto, be placed upon the table. The motion is not debatable. Those in favor of the motion will vote "aye"; those opposed will vote "no."

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—102

Abraham	Garzia	McCall	Ruggiero
Barber	Gatski	McIntyre	Scanlon
Bellomini	George, C.	McLane	Schweder
Beloff	George, M.	Meluskey	Shuman
Berlin	Giammarco	Milliron	Sirianni
Berson	Gleeson	Miscevich	Stapleton
Bittinger	Goodman	Morris	Stewart
Borski	Gray	Mullen, M. P.	Stuban
Brown	Greenleaf	Musto	Taddonio
Brunner	Harper	Novak	Taylor, F.
Caltagirone	Hasay	O'Brien, B.	Tenaglio
Cowell	Hoeffel	O'Donnell	Trello
DeMedio	Hutchinson, A.	O'Keefe	Valicenti
DeWeese	Itkin	Petrarca	Wagner
DiCarlo	Johnson	Pievskey	Wansacz
Dombrowski	Jones	Pott	Wargo
Donatucci	Kernick	Prendergast	White
Doyle	Kolter	Rappaport	Wiggins
Duffy	Kowalyshyn	Ravenstahl	Williams
Dumas	Kukovich	Reed	Wise
Englehart	Laughlin	Renwick	Yahner
Fee	Letterman	Rhodes	Zeller
Fischer, R. R.	Levin	Richardson	Zitterman
Fryer	Lincoln	Rieger	Zord
Gallagher	Livengood	Ritter	Zwilk
Gamble	Logue		

NAYS—94

Anderson	Gallen	Madigan	Schmitt
Armstrong	Geesey	Manmiller	Scirica
Arthurs	Geisler	McClatchy	Seltzer
Bennett	Goebel	McGinnis	Shupnik
Bittle	Greenfield	Mebus	Smith, E.
Brandt	Grieco	Milanovich	Smith, L.
Burd	Halverson	Miller	Spencer
Burns	Hamilton	Moehlmann	Spitz
Caputo	Haskell	Mowery	Stairs
Cassidy	Hayes, D. S.	Mrkonic	Taylor, E.
Cessar	Hayes, S. E.	Noye	Thomas
Cianciulli	Helfrick	O'Brien, D.	Vroon
Cimini	Honaman	O'Connell	Wass

Cole	Hopkins	Oliver	Weidner
Davies	Hutchinson, W.	Pancoast	Wenger
DeVerter	Katz	Parker	Wilson
Dietz	Kelly	Peterson	Wilt
Dininni	Klingaman	Piccola	Wright, D.
Dorr	Knepper	Pitts	Wright, J. L.
Fisher, D. M.	Lashingner	Polite	Yohn
Flaherty	Lehr	Pyles	Zearfoss
Foster, A.	Levi	Ryan	
Foster, W.	Lynch	Salvatore	Irvis,
Freind	Mackowski	Scheaffer	Speaker

NOT VOTING—6

Cohen	Manderino	Shelton	Sweet
Gillette	Pratt		

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

MOTION TO SUSPEND RULES

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. I would like to move to suspend the rules, Mr. Speaker, to add an additional sponsor.

The SPEAKER. Before we take the vote on this last bill?

Mr. GREENFIELD. That is a request, Mr. Speaker, to add a sponsor to this particular bill.

The SPEAKER. To this particular bill?

Mr. GREENFIELD. Yes.

The SPEAKER. The Chair rescinds its announcement that HB 2278 is called up.

The Chair recognizes the gentleman, Mr. Greenfield, who moves to suspend the rules so that certain members' names may be added or deleted from a certain list of bills.

Mr. Greenfield, there was a request of the Chair that certain members from Delaware County wish to have their names either added to—I believe it was added to—certain bills. Do you have those bills on your motion?

Mr. GREENFIELD. I do not, but we will take that up in the next course, Mr. Speaker, unless the members have their names now and I can take them.

The SPEAKER. If the members could give you those names, Mr. Greenfield, it would speed things up, so that after one motion of suspending the rules, we would be through with it.

The Chair recognizes the minority whip.

Mr. RYAN. Mr. Speaker, I feel free to make this comment because I do not know yet who Mr. Greenfield is suggesting should be added to this particular nonpreferred appropriation. I do not know who you are going to say wants to join it, but I would like to make a comment before you do it.

Going back a number of years ago, we all jealously raced to get on all of these appropriation bills so that we could go back to our respective districts and take credit for having distributed hundreds of thousands of dollars and millions of dollars to, in my case, the Williamson Trade School and the Penn State University.

I am suggesting to whoever is making the request that you think twice about it. We are going to end up spending more time having the rules suspended to have all of our members' names added to all these wonderful bills so that we can all send

out wonderful press releases, and we are going to be here for the rest of the season reprinting these things so we can make news releases.

Now, going back—and I hate to take the time to go through this—but I think most of you who were here back 6 or 8 years ago will remember this. It is an absolute chaotic situation when somebody thinks that another guy is getting an advantage by having his name on the appropriations bills. It is absolutely chaotic.

Now, going back a few years ago, I think it was when Mr. Mullen was chairman of Appropriations, the chairman put in all the bills under his own name and that was the end of it. No one went in and asked to be joined as an additional sponsor.

I am saying to you, out of self defense, right?, as the Speaker just said, Delaware County wants to be added to some bills. Hey, I am going to tell you, as soon as I hear what O'Keefe and these guys are going to do, I am going to stick in the same thing, and then all of a sudden Montgomery County, Joe Hoefel is going to say, I am going to do the same thing, and all of Montgomery will be in and I am telling you it will go all over the place.

Please, let us not do it or we are really going to screw up the works worse than usual.

MOTION WITHDRAWN

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. I acquiesce to the good wisdom of the minority leader and I withdraw my motion.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. O'Keefe.

Mr. O'KEEFE. I would just like to make it clear that the people from Delaware County, as far as I know, did not ask to be added to that bill. I do not know who asked to be added to that bill.

The SPEAKER. No one did.

Mr. O'KEEFE. I do not want Mr. Ryan running around here worrying about it. So I just wanted to let Mr. Ryan know that our names were not to be added to that bill.

The SPEAKER. The gentleman from Delaware is correct, the Delaware delegation did not ask to be added to any particular fiscal bill at all and certainly not to this one. There is a request on a different bill which is to be made.

The Chair recognizes the minority whip.

Mr. RYAN. Mr. Speaker, I am sorry if Mr. O'Keefe misunderstood me.

The point that I was trying to make, Mr. Speaker, was that the Speaker of the House—not me—the Speaker said, the Delaware delegation was going to make a similar request, not to this bill, but I understood it to be to another bill. And I am not quarreling with it, Mr. Speaker. Believe me, I am not trying to take a cheap shot, because I am the one who said, out of self defense, I will be racing to do the same thing.

I am just suggesting that for the orderly process of these appropriations bills, it is a mistake to open up that Pandora's box the way we did it years ago, and I was as guilty of it as anyone else here.

Believe me, I am not being critical other than of the system as it then existed. It is just a suggestion.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. O'Keefe.

Mr. O'KEEFE. Mr. Speaker, I agree with Matthew on that. Okay? I just wanted Matthew to know.

The House proceeded to third consideration of **HB 2278, PN 2898**, entitled:

An Act making an appropriation to the Sunshine Foundation Philadelphia Pennsylvania for chronically and terminally ill 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?

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Williams, on final passage.

Mr. WILLIAMS. Mr. Speaker, I would like to inquire of the sponsor of the bill, Mr. Pievsky.

The SPEAKER. The gentleman, Mr. Pievsky, indicates that he will stand for interrogation. The gentleman, Mr. Williams, is in order and may proceed.

Mr. WILLIAMS. Mr. Speaker, I am generally apprized of the purpose of this appropriation. I did want to ask whether the group is an incorporated body, who is basically responsible for administering the funds and the purposes of the organization?

Mr. PIEVSKY. I did not hear the question, Mr. Speaker.

Mr. WILLIAMS. Is this body an incorporated body?

Mr. PIEVSKY. Yes it is, Mr. Speaker.

Mr. WILLIAMS. Who is responsible for the administration of the funds and the purposes?

Mr. PIEVSKY. It is a charter organization.

Mr. WILLIAMS. It is a chartered charitable organization in the State of Pennsylvania.

Mr. PIEVSKY. Right. Nonprofit. No salaries involved; nothing at all; charters.

Mr. WILLIAMS. Just how does a child who might fall into these circumstances make contact with the organization in order to benefit by its services and its purposes?

Mr. PIEVSKY. Mr. Speaker, the organization seeks out the child. The organization gets a list from every hospital of the terminally and chronically ill children. It is up to them to decide. Well, actually, it is not up to them to decide. They have to be able to get away if the doctor says they can go or if they can make arrangements for the child to go.

Mr. WILLIAMS. Thank you, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

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

YEAS—174

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

NAYS—22

Davies	Hayes, S. E.	Mowery	Shuman
DeVertter	Kernick	Pott	Stairs
Dorr	Livengood	Pyles	Weidner
Freind	Lynch	Ritter	Zeller
Goebel	Madigan	Scheaffer	Zwilk
Greenleaf	Meluskey		

NOT VOTING—6

Cohen	Manderino	Shelton	Trello
Gillette	Pratt		

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.

The House proceeded to third consideration of **HB 648, PN 716**, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103, No. 69), authorizing the taking over of extensions or alterations of existing sewer systems and

the compelling of connecting to the system and the charging of fees.

On the question,

Will the House agree to the bill on third consideraion?

Mr. WAGNER offered the following amendments:

Amend Title, page 1, line 6, by removing the period after "fees" and inserting and removing the requirement that certain properties be connected with sewer systems constructed by municipal authorities in second class townships.

Amend Bill, page 2, by inserting between lines 13 and 14

Section 2. Section 1501.1 of the act, added January 14, 1952 (P. L. 1989, No. 555), is amended to read:

Section 1501.1 Sewer System Established or Constructed by Municipal Authorities; Connection and Use by Owners; Enforcement.—Whenever a sewer system is or shall have been established or constructed by a municipality authority within a township of the second class, the township supervisors shall be empowered, by ordinance, to compel all owners of property accessible to and whose principal building is within one hundred fifty feet from such sewer system to make connection therewith and use such sewer system in such manner as they may order whenever the sewer system on such property does not meet the standards of the act of January 24, 1966 (1965 P. L. 1535, No. 537), known as the "Pennsylvania Sewage Facilities Act." The township supervisors may, by ordinance, impose penalties to enforce any regulation or order they may ordain with reference to any sewer connections. In case any owner of property accessible to and whose principal building is within one hundred fifty feet from a sewer system established or constructed by a municipality authority shall neglect or refuse to connect with said sewer system in violation of this section for a period of sixty days after notice to do so has been served upon him by the township supervisors, either by personal service or by registered mail, the township supervisors or their agents may enter upon such property and construct such connection. In such case, the township supervisors shall forthwith, upon completion of the work, send an itemized bill of the cost of the construction of such connection to the owner of the property to which connection has been so made, which bill shall be payable forthwith. In case of neglect or refusal by the owner of such property to pay said bill, it shall be the duty of the township supervisors to file municipal liens for said construction within six months of the date of the completion of the construction of said connection, the same to be subject in all respects to the general law provided for the filing and recovery of municipal liens.

Amend Sec. 2, page 2, line 14, by striking out "2." and inserting 3.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Montour, Mr Wagner, on the amendment.

Mr. WAGNER. Thank you, Mr. Speaker.

Mr. Speaker, I believe Mr. Ruggiero has consented to the amendment, but I would like to explain it to the House.

HB 648 PASSED OVER

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

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

Will the gentleman, Mr. Wagner, yield for a moment?

The SPEAKER. The gentleman indicates that he will so yield.

For what purpose does the gentleman, Mr. Ruggiero, rise?

Mr. RUGGIERO. Mr. Speaker, I understand that the Democratic caucus would like to discuss this amendment. Could

the bill be held until next week?

The SPEAKER. The gentleman, Mr. Ruggiero, is the prime sponsor of the bill. At his request, the bill will go over.

The Chair apologizes to the gentleman, Mr. Wagner. The Chair was not aware of the fact that the Democratic caucus had made that request and did not have it on the calendar.

The House proceeded to third consideration of **HB 1684, PN 2684**, entitled:

An Act authorizing the Department of General Services with the concurrence of the Department of Environmental Resources in the name of the Commonwealth of Pennsylvania to sell and convey to ARCO Pipe Line Company a tract of land within the bed of the Delaware River in the Township of Tincum Delaware County Pennsylvania lying between the Mean Low Water Line and the Pierhead Line of the Delaware River adjacent to and having a common boundary with lands presently owned by the same company to the north containing 7.117 acres more or less.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—195

Abraham	Garzia	Madigan	Scheaffer
Anderson	Gatski	Manmiller	Schmitt
Armstrong	Geesey	McCall	Schweder
Arthurs	Geisler	McClatchy	Scirica
Barber	George, C.	McGinnis	Seltzer
Beloff	George, M.	McIntyre	Shuman
Bennett	Giammarco	McLane	Shupnik
Berlin	Gleeson	Mebus	Sirianni
Berson	Goebel	Meluskey	Smith, E.
Bittinger	Goodman	Milanovich	Smith, L.
Bittle	Gray	Miller	Spencer
Borski	Greenfield	Milliron	Spitz
Brandt	Greenleaf	Miscevich	Stairs
Brown	Grieco	Moehlmann	Stapleton
Brunner	Halverson	Morris	Stewart
Burd	Hamilton	Mowery	Stuban
Burns	Harper	Mrkonic	Sweet
Caltagirone	Hasay	Mullen, M. P.	Taddonio
Caputo	Haskell	Musto	Taylor, E.
Cassidy	Hayes, D. S.	Novak	Taylor, F.
Cessar	Hayes, S. E.	Noye	Tenaglio
Cianciulli	Helfrick	O'Brien, B.	Thomas
Cimini	Hoeffel	O'Brien, D.	Trello
Cole	Honaman	O'Connell	Valicenti
Cowell	Hopkins	O'Donnell	Vroon
Davies	Hutchinson, A.	Oliver	Wagner
DeMedio	Hutchinson, W.	Pancoast	Wansacz
DeVerter	Itkin	Parker	Wargo
DeWeese	Johnson	Peterson	Wass
DiCarlo	Jones	Petrarca	Weidner
Dietz	Katz	Piccola	Wenger
Dininni	Kelly	Pievsky	White
Dombrowski	Kernick	Pitts	Wiggins
Donatucci	Klingaman	Polite	Williams
Dorr	Knepper	Pott	Wilson
Doyle	Kolter	Prendergast	Wilt
Duffy	Kowalyshyn	Pyles	Wise
Dumas	Kukovich	Rappaport	Wright, D.

Englehart	Lashinger	Ravenstahl	Wright, J. L.
Fee	Laughlin	Reed	Yahner
Fischer, R. R.	Lehr	Renwick	Yohn
Fisher, D. M.	Letterman	Rhodes	Zearfoss
Flaherty	Levi	Richardson	Zeller
Foster, A.	Levin	Rieger	Zitterman
Foster, W.	Lincoln	Ritter	Zord
Freind	Livengood	Ruggiero	Zwinkl
Fryer	Logue	Ryan	Irvis,
Gallagher	Lynch	Salvatore	Speaker
Gallen	Mackowski	Scanlon	
Gamble			

NAYS—0

NOT VOTING—7

Bellomini	Gillette	O'Keefe	Shelton
Cohen	Manderino	Pratt	

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.

REMARKS ON VOTE

The SPEAKER pro tempore. The Chair recognizes the gentleman from Delaware, Mr. O'Keefe.

Mr. O'KEEFE. Mr. Speaker, earlier today I was out of my seat on HB 1684, PN 2684. I would like to be recorded in the affirmative.

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

The House proceeded to third consideration of HB 1685, PN 2685, entitled:

An Act authorizing the Department of General Services with the approval of the Secretary of Environmental Resources to sell and convey to Sun Shipbuilding and Dry Dock Company three tracts of land within the bed of the Delaware River in the Borough of Eddystone and City of Chester. ***

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—195

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

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

NAYS—0

NOT VOTING—7

Cassidy	Gillette	Petrarca	Shelton
Cohen	Manderino	Pratt	

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.

The House proceeded to third consideration of HB 1888, PN 2318, entitled:

An Act authorizing the Department of General Services with the concurrence of the Department of Environmental Resources in the name of the Commonwealth of Pennsylvania to sell and convey to Sun Oil Company of Pennsylvania a tract of land within the bed of Delaware River in the Borough of Marcus Hook Delaware County Pennsylvania lying between the Mean Low Water Line and the Bulkhead Line of the Delaware River adjacent to and having a common boundary with lands presently owned by the same company to the north containing 0.0064 acres more or less.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—195

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

NAYS—1

Letterman

NOT VOTING—6

Cohen	Manderino	Pratt	Shelton
Gillette	Milanovich		

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.

The House proceeded to third consideration of **HB 1494, PN 1784**, entitled:

An Act amending the act of October 17, 1969 (P. L. 263, No. 106), entitled "An act providing for the Traffic Court of Philadelphia" providing for three additional judges.

HB 1494 TABLED

The SPEAKER. The Chair recognizes the majority whip. Mr. GREENFIELD. Mr. Speaker, I move that HB 1494, PN 1784, be placed upon the table.

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

The following roll call was recorded:

YEAS—188

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

NAYS—6

Davies	Mebus	Piccola	Sirianni
Dorr	Milanovich		

NOT VOTING—8

Cohen	Lincoln	Moehlmann	Shelton
Gillette	Manderino	Pratt	Wagner

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

The House proceeded to third consideration of **HB 1853, PN 2515**, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333, No. 320), providing for residence requirements for registration and voting purposes for certain persons confined in a penal or mental institution.

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

Mr. A. K. HUTCHINSON. Mr. Speaker, can you go back to HB 1853, and I can make a motion to lay it on the table? It is also on the 14th day.

The SPEAKER. Page 18, on HB 1853, the Chair rescinds its statement that the bill is passed over for today.

HB 1853 TABLED

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Hutchinson.

Mr. A. K. HUTCHINSON. Mr. Speaker, I move that HB 1853, PN 2515, be placed upon the table.

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

The following roll call was recorded:

YEAS—191

Abraham	Gamble	Manmiller	Scheaffer
Anderson	Garzia	McCall	Schmitt
Armstrong	Gatski	McClatchy	Schweder
Arthurs	Geesey	McGinnis	Scirica
Barber	Geisler	McIntyre	Seltzer
Bellomini	George, C.	McLane	Shuman
Beloff	George, M.	Mebus	Shupnik
Bennett	Giammarco	Meluskey	Sirianni
Berlin	Gleeson	Miller	Smith, E.
Berson	Goebel	Milliron	Smith, L.
Bittinger	Goodman	Miscevich	Spencer
Bittle	Gray	Moehlmann	Spitz
Borski	Greenfield	Morris	Stairs
Brandt	Greenleaf	Mowery	Stapleton
Brown	Grieco	Mrkonic	Stewart
Brunner	Halverson	Mullen, M. P.	Sweet
Burd	Hamilton	Musto	Taddonio
Burns	Harper	Novak	Taylor, E.
Caltagirone	Hasay	Noye	Taylor, F.
Caputo	Haskell	O'Brien, B.	Tenaglio
Cassidy	Hayes, D. S.	O'Brien, D.	Thomas
Cessar	Hayes, S. E.	O'Connell	Trello
Cianciulli	Helfrick	O'Donnell	Valicenti
Cimini	Hoeffel	O'Keefe	Vroon
Cowell	Honaman	Oliver	Wagner
Davies	Hopkins	Pancoast	Wansacz
DeMedio	Hutchinson, W.	Parker	Wargo
DeVerter	Itkin	Peterson	Wass
DeWeese	Johnson	Petrarca	Weidner
DiCarlo	Jones	Piccola	Wenger
Dietz	Katz	Pievsky	White
Dininni	Kelly	Pitts	Wiggins
Dombrowski	Kernick	Polite	Williams
Donatucci	Klingaman	Pott	Wilson
Dorr	Knepper	Prendergast	Wilt
Doyle	Kolter	Pyles	Wise
Duffy	Kowalshyn	Rappaport	Wright, D.

Dumas	Kukovich	Ravenstahl	Wright, J. L.
Englehart	Lashinger	Reed	Yahner
Fee	Laughlin	Renwick	Yohn
Fischer, R. R.	Lehr	Rhodes	Zearfoss
Fisher, D. M.	Letterman	Richardson	Zeller
Flaherty	Levi	Rieger	Zitterman
Foster, A.	Levin	Ritter	Zord
Foster, W.	Logue	Ruggiero	Zwinkl
Freind	Lynch	Ryan	
Fryer	Mackowski	Salvatore	Irvis,
Gallagher	Madigan	Scanlon	Speaker
Gallen			

NAYS—2

Livengood	Milanovich
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NOT VOTING—9

Cohen	Hutchinson, A.	Manderino	Shelton
Cole	Lincoln	Pratt	Stuban
Gillette			

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

The House proceeded to third consideration of **HB 1783, PN 2512**, entitled:

An Act relating to the inspection and visitation of hospitals and hospital related health care facilities; providing that the Department of Health coordinate a single inspection by all State and municipal agencies; providing for biennial or less frequent departmental inspections of accredited hospitals; and repealing the annual inspection requirement by the department.

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

Amend Title, page 1, line 4, by striking out "biennial or less"
Amend Title, page 1, line 5, by striking out "accredited"
Amend Title, page 1, line 7, by striking out all of said line and inserting Department of Public Welfare.

Amend Sec. 2, page 2, line 11, by striking out "or a municipality"

Amend Sec. 2, page 2, line 13, by striking out "or local"
Amend Sec. 3, page 2, lines 18 and 19, by striking out "nor any municipality"

Amend Sec. 3, page 2, lines 20 and 21, by striking out "be performed" and inserting commence

Amend Sec. 4, pages 2 and 3, lines 26 through 30, page 2, and line 1, page 3, by striking out all of said lines on said pages and inserting

Section 4. Inspections.

The Department of Health shall inspect accredited hospitals annually, except that hospitals surveyed by the Joint Commission for Accreditation of Hospitals or the American Osteopathic Association shall be inspected biennially provided that the hospitals so surveyed shall provide the Department of Health with copies of the survey made by the Joint Commission for Accreditation of Hospitals or the American Osteopathic Association. The Department of Health shall inspect hospitals in years that the Joint Commission for Accreditation of Hospitals or the American Osteopathic Association do not conduct their survey. Nothing herein shall be interpreted to preclude the Department of Health from inspecting a hospital at least once every two years. Nor shall it preclude any follow-up inspections of those parts of hospitals in which deficiencies were found in the original inspection or more frequent inspections of hospitals that have received provisional licenses.

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

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

Mr. DiCARLO. Mr. Speaker, I believe the amendments are agreed to.

Basically what they do, they exclude the inspections on the local level from coming under the coordination of the Department of Health.

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

The following roll call was recorded:

YEAS—195

Table with 4 columns of names: Abraham, Anderson, Armstrong, Arthurs, Barber, Bellomini, Beloff, Bennett, Berlin, Berson, Bittinger, Bittle, Borski, Brandt, Brown, Brunner, Burd, Burns, Caltagirone, Caputo, Cassidy, Cessar, Cianciulli, Cimini, Cole, Cowell, Davies, DeMedio, DeVertter, DeWeese, DiCarlo, Dietz, Dininni, Dombrowski, Donatucci, Dorr, Doyle, Duffy, Dumas, Englehart, Fee, Fischer, R. R., Fisher, D. M., Flaherty, Foster, A., Foster, W., Freind, Fryer, Gallagher, Gallen.

NAYS—0
NOT VOTING—7

Table with 4 columns of names: Cohen, Gillette, Manderino, Pratt, Scanlon, Shelton, White.

The question was determined in the affirmative, and the

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 yeas and nays will now be taken.

YEAS—193

Table with 4 columns of names: Abraham, Anderson, Armstrong, Arthurs, Barber, Bellomini, Beloff, Bennett, Berlin, Berson, Bittinger, Brandt, Brown, Brunner, Burd, Burns, Caltagirone, Cassidy, Cessar, Cianciulli, Cimini, Cole, Cowell, Davies, DeMedio, DeVertter, DeWeese, DiCarlo, Dietz, Dininni, Dombrowski, Donatucci, Dorr, Doyle, Duffy, Dumas, Englehart, Fee, Fischer, R. R., Fisher, D. M., Flaherty, Foster, A., Foster, W., Freind, Gallagher, Gallen, Gamble.

NAYS—3

Table with 3 columns of names: Borski, Fryer, Itkin.

NOT VOTING—6

Table with 4 columns of names: Cohen, Gillette, Manderino, Pratt, Scanlon, 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.

The House proceeded to third consideration of **HB 1676, PN 2510**, entitled:

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

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

MOTION TO TABLE

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

Mr. B. F. O'BRIEN. Mr. Speaker, on HB 1676, I am going to make a motion to table it, but before I do, the reason I would like to table it is we met with the PUC, and they are adopting an energy cost similar to what we have in this bill. I am hoping that by the time we come back in September, they will eliminate the automatic passthrough and level the fuel adjustment similar to what we have in HB 1676. If they do not, by that time then I am going to recommend that we take it off and pass it. Thank you. I hope to table it.

The **SPEAKER**. It is moved by the gentleman, Mr. O'Brien, that HB 1676 be placed upon the table. Is the gentleman raising a question on the motion?

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

Mr. DAVIES. Mr. Speaker, I was wondering if Mr. O'Brien would just consent to one question of interrogation?

The **SPEAKER**. The gentleman is not permitted, having made the motion. If he withdraws the motion, then he will be permitted to answer the question.

MOTION WITHDRAWN

The **SPEAKER**. The Chair recognizes the gentleman from Luzerne, Mr. O'Brien. Will the gentleman withdraw his motion?

Mr. B. F. O'BRIEN. I withdraw the motion.

The **SPEAKER**. The gentleman withdraws his motion to table.

The gentleman indicates that he will now stand for interrogation. The gentleman, Mr. Davies, is in order and may proceed.

Mr. DAVIES. Thank you, Mr. Speaker.

On the passthrough that they decided on yesterday, most of the members had to leave before PUC finished with its exchange with some of the members of the committee. I was one who had to get back to the floor. Could Mr. O'Brien, just for the sake of those who had to leave, explain essentially what the passthrough would be? Would it be that 20-percent fluctuation differential or will it be somewhat of a passthrough in total?

Mr. B. F. O'BRIEN. Actually the way that it works, it works on a 3-month base. Any energy that they use at that particular time is passed on immediately, which levels the fuel. At the present time, if they work it, there will be a little fluctuation.

West Penn was over there and they have been under this plan for about 1 year. I asked them the question, can you level it for a 6-month period or a year?, and they said yes. They also said that they could eliminate the automatic passthrough by 3 months or 2 months ahead of time, going into the PUC and telling them what that rate would be for the next coming 6 months. It is similar to our bill.

Mr. DAVIES. Also, Mr. Speaker, the people from MetEd and PP&L agreed with essentially the set-up that they made. In other words, it was not quite what you were looking for, but it is a fair compromise, is that correct, sir?

Mr. B. F. O'BRIEN. Yet they have to submit a plan by June 1 and they hope to put this into effect by July 1. That would give us an opportunity by the time we come back after our summer vacation to see how it is operating.

Mr. DAVIES. Thank you kindly, Mr. Speaker.

HB 1676 TABLED

The **SPEAKER**. It is moved by the gentleman, Mr. O'Brien, that HB 1676, PN 2510, be placed upon the table.

Those in favor of the motion will vote "aye"; those opposed "no."

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

The following roll call was recorded:

YEAS—174

Abraham	Gallagher	Manmiller	Schweder
Anderson	Gallen	McCall	Scirica
Armstrong	Gamble	McClatchy	Seltzer
Arthurs	Garzia	McGinnis	Shuman
Barber	Gatski	McLane	Shupnik
Bellomini	Geisler	Mebus	Sirianni
Beloff	George, M.	Meluskey	Smith, E.
Bennett	Giammarco	Milnovich	Smith, L.
Berlin	Gleeson	Miller	Spencer
Berson	Goodman	Miscevich	Spitz
Bittinger	Gray	Moehlmann	Stairs
Bittle	Greenfield	Morris	Stapleton
Borski	Greenleaf	Mowery	Stewart
Brandt	Grieco	Mrkonic	Sweet
Brown	Hamilton	Mullen, M. P.	Taddonio
Brunner	Harper	Musto	Taylor, E.
Burd	Hasay	Novak	Taylor, F.
Burns	Hayes, D. S.	O'Brien, B.	Tenaglio
Caltagirone	Hayes, S. E.	O'Brien, D.	Thomas
Caputo	Helfrick	O'Connell	Trello
Cassidy	Hoeffel	O'Donnell	Valicenti
Cessar	Honaman	O'Keefe	Vroon
Cianciulli	Hopkins	Oliver	Wansacz
Cimini	Hutchinson, A.	Pancoast	Wargo
Cole	Hutchinson, W.	Parker	Wass
Cowell	Itkin	Peterson	Weidner
Davies	Johnson	Petrarca	Wenger
DeMedio	Jones	Piccola	White
DeVerter	Katz	Pievsky	Wiggins
DiCarlo	Kernick	Pitts	Williams
Dietz	Knepper	Polite	Wilson
Dininni	Kolter	Pott	Wilt
Dombrowski	Kowalyszyn	Pratt	Wise
Dorr	Kukovich	Prendergast	Wright, D.
Doyle	Lashinger	Pyles	Wright, J. L.
Duffy	Laughlin	Rappaport	Yahner
Dumas	Lehr	Ravenstahl	Yohn
Engelhart	Levi	Reed	Zearfoss

Fee	Levin	Rhodes	Zeller
Fisher, D. M.	Lincoln	Richardson	Zitterman
Flaherty	Logue	Rieger	Zwikel
Foster, A.	Lynch	Ruggiero	
Foster, W.	Mackowski	Ryan	Irvis,
Freind	Madigan	Salvatore	Speaker

NAYS—19

Fischer, R. R.	Halverson	Milliron	Schmitt
Fryer	Haskell	Noye	Stuban
Geesey	Klingaman	Renwick	Wagner
George, C.	Letterman	Ritter	Zord
Goebel	Livengood	Scheaffer	

NOT VOTING—9

Cohen	Gillette	Manderino	Scanlon
DeWeese	Kelly	McIntyre	Shelton
Donatucci			

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

The House proceeded to third consideration of **HB 2115, PN 2928**, entitled:

An Act establishing fees for certain licenses certificates and activities relating to milk marketing and making certain repeals.

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

- Amend Sec. 3, page 2, line 6, by striking out "CENT" and inserting dollar
- Amend Sec. 3, page 2, line 11, by striking out "CENT" and inserting dollar
- Amend Sec. 4, page 3, line 25, by striking out "CENT" and inserting dollar
- Amend Sec. 4, page 3, line 28, by striking out "CENT" and inserting dollar

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

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Yahner, on the amendment.

Mr. YAHNER. Mr. Speaker, this is just a correctional amendment.

On "page 2, line 6, by striking out 'CENT' and inserting dollar". The same goes for page 3, line 11; page 4, line 25; and page 4, line 28. It is just a correction.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—193

Abraham	Gamble	Mackowski	Salvatore
Anderson	Garzia	Madigan	Scheaffer
Armstrong	Gatski	Manmiller	Schmitt
Arthurs	Geesey	McCall	Schweder
Barber	Geisler	McClatchy	Scirica
Bellomini	George, C.	McGinnis	Seltzer
Beloff	George, M.	McIntyre	Shuman

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

NAYS—0

NOT VOTING—9

Cianciulli	Manderino	Scanlon	Sweet
Cohen	Oliver	Shelton	Williams
Gillette			

The question was determined in the affirmative and the 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 yeas and nays will now be taken.

YEAS—196

Abraham	Garzia	Manmiller	Scheaffer
Anderson	Gatski	McCall	Schmitt
Armstrong	Geesey	McClatchy	Schweder
Arthurs	Geisler	McGinnis	Scirica

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

NAYS—0

NOT VOTING—6

Cohen	Gillette	Scanlon	Shelton
Cole	Manderino		

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.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Senate returned the following HOUSE BILL No. 993, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

SENATE AMENDED

Prior Printer's Nos. 1164, 2504, 2602, 2694
Printer's No. 2980

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 993

Session of 1977

INTRODUCED BY MESSRS. MILANOVICH, PETRARCA, MRS. KELLY, MESSRS. DiCARLO, F. TAYLOR, GEISLER, FEE, SHUMAN, NOYE, MANMILLER, PICCOLA, HOPKINS, NOVAK, ABRAHAM AND LETTERMAN, APRIL 27, 1977.

AS AMENDED ON SECOND CONSIDERATION, IN SENATE, APRIL 10, 1978.

AN ACT

Amending the act of August 10, 1951 (P. L. 1182, No. 264), entitled "An act relating to and defining chiropractic and the right to practice chiropractic; requiring licensure; conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction; providing for the granting, suspension and revocation of licenses issued by the board; preserving the choice as to jurisdiction; conferring jurisdiction upon the court of common pleas of Dauphin County; and prescribing penalties," further providing for preliminary educational requirements.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 7 SECTIONS 7 AND 8, act of August 10, 1951 (P. L. 1182, No. 264), known as the "Chiropractic Registration Act of 1951," amended January 14, 1952 (P. L. 1987, No. 554), is ARE amended to read:

Section 7. Preliminary Educational Qualifications.—No person after the effective date of this act shall be licensed to practice chiropractic unless he or she produces proof to the board, before taking his or her examination, of having had a general education of not less than a standard four year high school course or its equivalent and [not less than one year of college credits in physics, chemistry and biology, as determined by the Department of Public Instruction.] shall have graduated from a

board approved college of chiropractic which NOW requires a minimum of sixty (60) college credit hours in two (2) years including not less than one (1) year of college credits in physics, chemistry and biology, as determined by the Department of Education as a prerequisite for admission, INCLUDING NOT LESS THAN SIX (6) CREDIT HOURS EACH IN BOTH CHEMISTRY AND BIOLOGY.

SECTION 8. PROFESSIONAL EDUCATION QUALIFICATIONS.—EXCEPT AS HEREINBEFORE PROVIDED FOR PRESENT PRACTITIONERS, NO PERSON SHALL HEREAFTER BE LICENSED TO PRACTICE CHIROPRACTIC IN THIS COMMONWEALTH UNLESS HE OR SHE SHALL DELIVER TO THE SECRETARY OF THE BOARD A WRITTEN APPLICATION, TOGETHER WITH SATISFACTORY PROOF THAT THE APPLICANT IS MORE THAN TWENTY-ONE (21) YEARS OF AGE, IS OF GOOD MORAL CHARACTER, HAS OBTAINED THE PRELIMINARY EDUCATION AS REQUIRED BY SECTION SEVEN OF THIS ACT, AND HAS GRADUATED FROM AN APPROVED LEGALLY INCORPORATED AND REPUTABLE SCHOOL OR COLLEGE OF CHIROPRACTIC AS DEFINED IN SECTION FOUR OF THIS ACT AND HAVING STATUS WITH THE COMMISSION OF ACCREDITATION OF THE COUNCIL ON CHIROPRACTIC EDUCATION, OR ITS SUCCESSOR, HAVING A COURSE OF CHIROPRACTIC INSTRUCTION OF NOT LESS THAN FOUR GRADED COURSES OF NOT LESS THAN FOUR THOUSAND (4000) HOURS OF FIFTY (50) MINUTES OF CLASSROOM AND LABORATORY INSTRUCTION IN THE SUBJECTS AS SET FORTH IN SECTION FOUR, AND SHALL PASS A FINAL EXAMINATION BEFORE THE BOARD AS PROVIDED IN THIS ACT.

Section 2. This act shall take effect in 60 days.

On the question,
Will the House concur in the Senate amendments?

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

Mr. MILANOVICH. Mr. Speaker, we do concur in the Senate amendments and ask for passage of the bill.

The SPEAKER. It is moved by the gentleman, Mr. Milanovich, that the House do concur in the amendments inserted by the Senate to HB 993, PN 2980. The question recurs, Will the House concur in the amendments inserted by the Senate?

Those in favor of concurrence will vote "aye"; those opposed will vote "no."

On the question recurring,
Will the House concur in Senate amendments?

Agreeable to the provisions of the Constitution, the following roll call was recorded:

YEAS—196

Abraham	Gamble	Madigan	Salvatore
Anderson	Garzia	Manmiller	Scheaffer
Armstrong	Gatski	McCall	Schmitt
Arthurs	Geesey	McClatchy	Schweder
Barber	Geisler	McGinnis	Scirica
Bellomini	George, C.	McIntyre	Seltzer
Beloff	George, M.	McLane	Shuman
Bennett	Giammarco	Mebus	Shupnik
Berlin	Gleeson	Meluskey	Sirianni
Berson	Goebel	Milanovich	Smith, E.
Bittinger	Goodman	Miller	Smith, L.
Bittle	Gray	Milliron	Spencer
Borski	Greenfield	Miscevich	Spitz
Brandt	Greenleaf	Moehlmann	Stairs
Brown	Grieco	Morris	Stapleton
Brunner	Halverson	Mowery	Stewart
Burd	Hamilton	Mrkonjic	Stuban
Burns	Harper	Mullen, M. P.	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
Cole	Honaman	O'Donnell	Valicenti
Cowell	Hopkins	O'Keefe	Vroon
Davies	Hutchinson, A.	Oliver	Wansacz
DeMedio	Hutchinson, W.	Pancoast	Wargo
DeVertter	Itkin	Parker	Wass
DeWeese	Johnson	Peterson	Weidner
DiCarlo	Jones	Petrarca	Wenger
Dietz	Katz	Piccola	White
Dininni	Kelly	Pievsky	Wiggins
Dombrowski	Kernick	Pitts	Williams
Donatucci	Klingaman	Polite	Wilson
Dorr	Knepper	Pott	Wilt
Doyle	Kolter	Pratt	Wise
Duffy	Kowalyshyn	Prendergast	Wright, D.
Dumas	Kukovich	Pyles	Wright, J. L.
Englehart	Lashingner	Rappaport	Yahner
Fee	Laughlin	Ravenstahl	Yohn
Fischer, R. R.	Lehr	Reed	Zearfoss
Fisher, D. M.	Letterman	Renwick	Zeller
Flaherty	Levi	Rhodes	Zitterman
Foster, A.	Levin	Richardson	Zord
Foster, W.	Lincoln	Rieger	Zwiki
Freind	Livengood	Ritter	
Fryer	Logue	Ruggiero	
Gallagher	Lynch	Ryan	Irvis, Speaker
Gallen	Mackowski		

NAYS—0

NOT VOTING—6

Cohen Manderino Shelton Wagner
Gillette Scanlon

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Senate returned the following HOUSE BILL No. 1106, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

SENATE AMENDED

Prior Printer's Nos. 1283, 2081, 2311
Printer's No. 2632

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1106

Session of 1977

INTRODUCED BY MESSRS. RHODES, BERSON, W. D. HUTCHINSON AND SCIRICA, MAY 2, 1977.

SENATOR NOLAN, AGING AND YOUTH, IN SENATE, AS AMENDED, FEBRUARY 21, 1978.

AN ACT

Amending the act of July 13, 1953 (P. L. 431, No. 95), entitled "An act relating to support of dependents; providing a procedure for enforcement thereof, including attachment of property and earnings; conferring powers and imposing duties upon courts, district attorneys and probation officers," requiring support of a child born out of lawful wedlock, requiring the action to be brought within certain time limits, requiring trial by the court or by jury in a civil action and making repeals.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 2, act of July 13, 1953 (P. L. 431, No. 95), known as "The Pennsylvania Civil Procedural Support Law," amended August 14, 1963 (P. L. 872, No. 420), is amended to read:

Section 2. Definitions.—The masculine pronoun when used in this act shall be construed to include the female.

"Court" as used in this act shall be construed to mean the [quarter sessions court] court of common pleas of any county, the County Court of Philadelphia and the County Court of Allegheny County.

"Law" includes both common and statute law.

"Duty of Support" includes any duty of support imposed or imposed by law or by any court order, decree or judgment, whether interlocutory or final, whether incidental to a proceeding for divorce, legal separation, separate maintenance, prosecution for failure to support a child born out of lawful wedlock, support of a child born out of lawful wedlock, or otherwise.

"Probation Officer" shall include any officer now or hereafter serving in any court at the direction of the court in the Domestic Relations Division of this court and to whom is assigned the enforcement of the duty to support.

"Initiating County" means any county in which any proceeding pursuant to this act is commenced.

"Responding County" means any county (including the initi-

ating county) in which any proceeding pursuant to the proceeding in the initiating county is or may be commenced.

"Complaint" shall include any petition, information, affidavit or any other legal document for the institution of support proceedings.

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

Section 5. Commencement of Actions.— * * *

(e) All actions commenced under this section shall be brought within ~~two~~ SIX years of the birth of the child, except where the reputed father shall have voluntarily contributed to the support of the child or shall have acknowledged in writing his paternity, in which case an action may be brought at any time within two years of any such contribution or acknowledgement by the reputed father.

(f) An action commenced under this act shall be a civil action in accordance with the Rules of Civil Procedure. Where the paternity of a child born out of wedlock is disputed, the determination of paternity shall be by the court without a jury unless either party demands trial by jury. The trial, whether or not a trial by jury is demanded, shall be a civil action and there shall be no right to a criminal trial on the issue of paternity. The burden of proof shall be by a preponderance of the evidence.

Section 3. (a) Section 4323 of Title 18, act of November 25, 1970 (P. L. 707, No. 230), known as the Pennsylvania Consolidated Statutes is repealed, except that prosecution already commenced under that section on the effective date of this act shall not be affected by this repeal.

(b) All other acts and parts of acts are repealed insofar as they are inconsistent herewith.

Section 4. This act shall take effect in 60 days.

On the question,

Will the House concur in Senate amendments?

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

Mr. RHODES. Mr. Speaker, I recommend that the House do concur in the amendments inserted by the Senate.

The SPEAKER. It is moved by the gentleman, Mr. Rhodes, that the House do concur in the amendments inserted by the Senate.

The question recurs, Will the House concur in the amendments inserted by the Senate?

Those in favor of concurrence will vote "aye"; those opposed will vote "no."

On the question recurring,

Will the House concur in Senate amendments?

Agreeable to the provisions of the Constitution, the following roll call was recorded:

YEAS—189

Abraham	Garzia	Manmiller	Schmitt
Anderson	Gatski	McCall	Schweder
Armstrong	Geesey	McClatchy	Scirica
Arthurs	Geisler	McIntyre	Seltzer
Barber	George, C.	McLane	Shuman
Bellomini	George, M.	Meluskey	Shupnik
Beloff	Giammarco	Milanovich	Sirianni
Bennett	Gleeson	Miller	Smith, E.
Berlin	Goebel	Milliron	Smith, L.
Berson	Goodman	Miscevich	Spencer
Bittinger	Gray	Moehlmann	Spitz

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

NAYS—6

Davies	Hutchinson, W.	Mebus	Wagner
Fisher, D. M.	Letterman		

NOT VOTING—7

Cohen	Gillette	McGinnis	Shelton
Flaherty	Manderino	Scanlon	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Senate returned the following HOUSE BILL No. 1107, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

SENATE AMENDED

Prior Printer's Nos. 1284, 1328, 2312, 2438
Printer's No. 2445

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1107

Session of 1977

INTRODUCED BY MESSRS. RHODES, BERSON, W. D. HUTCHINSON AND SCIRICA, MAY 2, 1977.

AS AMENDED ON THIRD CONSIDERATION, IN SENATE,
DECEMBER 13, 1977.

AN ACT

Providing for the custody of children.

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Section 7.	Simultaneous proceedings in other courts.
Section 8.	Inconvenient forum.
Section 9.	Jurisdiction declined by reason of conduct.
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Section 12.	Appearance of parties and the child.
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Section 14.	Recognition of custody decrees of other courts.
Section 15.	Modification of custody decrees of other courts.
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Section 23.	Request for court records of another jurisdiction.
Section 24.	Priority.
Section 25.	Repeal.
Section 26.	Effective date.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Short title.
This act shall be known and may be cited as the "Commonwealth Child Custody Jurisdiction Act."

Section 2. Purposes of act; construction of provisions.

(a) The general purposes of this act are to:

- (1) avoid jurisdictional competition and conflict with courts of the respective counties of the Commonwealth in matters of child custody which have in the past resulted in the shifting of children from county to county with harmful effects on their well-being;
- (2) promote cooperation among the courts of the Commonwealth to the end that a custody decree is rendered in that jurisdiction which can best decide the case in the interest of the child;
- (3) assure that litigation concerning the custody of a child take place ordinarily in the jurisdiction with which the child and his family have the closest connection and where significant evidence concerning his care, protection, training and personal relationships is most readily available, and that courts decline the exercise of jurisdiction when the child and his family have a closer connection with another court;
- (4) discourage continuing controversies over child custody in the interest of greater stability of home environment and of secure family relationships for the child;
- (5) deter abductions and other unilateral removals of children undertaken to obtain custody awards;
- (6) avoid relitigation of custody decisions so far as feasible;
- (7) facilitate the enforcement of custody decrees;
- (8) promote and expand the exchange of information and other forms of mutual assistance between the courts concerned with the same child; and
- (9) make uniform the exercise of jurisdiction in the Commonwealth of Pennsylvania.

(b) This act shall be construed to promote the general purposes stated in this section.

Section 3. Definitions.

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

"Contestant." An institution or a person, including a parent, who claims a right to custody or visitation rights with respect to a child.

"Court." Any of the courts of common pleas of the Commonwealth of Pennsylvania before which a custody action is pending.

"Custody determination." A court decision and court orders and instructions providing for the custody of a child, including visitation rights; it does not include a decision relating to child support or any other monetary obligation of any person.

"Custody proceeding." Proceedings in which a custody determination is one of several issues, such as an action for divorce or separation, and include child neglect and dependency proceedings.

"Decree" or "custody decree." A custody determination contained in a judicial decree or order made in a custody proceeding, and includes an initial decree and a modification decree.

"Home jurisdiction." The jurisdiction in which the child immediately preceding the time involved lived with his parents, a parent, a person acting as a parent or in an institution, for at least six consecutive months, and in the case of a child less than six months old the state in which the child lived from birth with any of the persons mentioned. A period of temporary absence of the child from the physical custody of the parent, institution, or person acting as a parent shall not affect the six months or other period.

"Initial decree." The first custody decree concerning a particular child.

"Modification decree." A custody decree which modifies or replaces a prior decree, whether made by the court which rendered the prior decree or by another court.

"Other court" or "another court." Another court of common pleas of the Commonwealth of Pennsylvania other than that court of common pleas before which a custody action is pending.

"Other jurisdiction" or "another jurisdiction." The jurisdiction of another judicial district of the Commonwealth of Pennsylvania other than that before which the custody action is pending.

"Person acting as parent." A person, other than a parent, or an institution, who has physical custody of a child and who has either been awarded custody by a court or claims a right to custody.

"Petitioner." Anyone seeking change in the status of custody of a child either by an affirmative action brought in a court or as a defense to a custody action brought by a person acting as parent who had previously been awarded custody of the child.

"Physical custody." Actual possession and control of a child.

Section 4. Jurisdiction.

(a) A court which is competent to decide child custody matters has jurisdiction to make a child custody determination by initial or modification decree if:

(1) this court is the home jurisdiction of the child at the time of commencement of the proceeding, or had been the child's home jurisdiction within six months before commencement of the proceeding and the child is absent from this jurisdiction because of his removal or retention by a person claiming his custody or for other reasons, and a parent or person acting as parent continues to live in this jurisdiction;

(2) it is in the best interest of the child that the court assume jurisdiction because the child and his parents, or the child and at least one contestant, have a significant connection with the jurisdiction of the court, and there is available within the jurisdiction of the court substantial evidence concerning the child's present or future care, protection, training, and personal relationships;

(3) the child is physically present within the court's jurisdiction and the child has been abandoned or it is necessary in an emergency to protect the child because he has been subjected to or threatened with mistreatment or abuse or is otherwise neglected or dependent; OR

(4) it appears that no other court would have jurisdiction

under prerequisites substantially in accordance with paragraphs (1), (2) or (3), or another court has declined to exercise jurisdiction on the ground that the court before which the action is pending is the more appropriate forum to determine the custody of the child, and it is in the best interest of the child that this court assume jurisdiction, ~~or~~

~~(5) the child welfare agency of the county has made an investigation of the home where the child would live if the complaint for custody is granted and found it to be fit, that court should take jurisdiction under the prerequisites substantially in accordance with paragraphs (1), (2), or (3) of this section.~~

(b) Except under paragraphs (3) and (4) of subsection (a), physical presence of the child within the jurisdiction of the court, or of the child and one of the contestants, is not alone sufficient to confer jurisdiction on a court to make a child custody determination.

(c) Physical presence of the child, while desirable, is not a prerequisite for jurisdiction to determine his custody.

Section 5. Notice and opportunity to be heard.

Before making a decree under this act, reasonable notice and opportunity to be heard shall be given to the contestants, any parent whose parental rights have not been previously terminated, and any person or institution that has physical custody of the child. If any of these persons is outside the jurisdiction of the court, notice and opportunity to be heard shall be given pursuant to section 6.

Section 6. Notice to persons outside the jurisdiction of the court; submission to jurisdiction.

(a) Notice required for the exercise of jurisdiction over a ~~per-~~ **PERSON** outside the jurisdiction of the court shall be given in a manner reasonably calculated to give actual notice, and may be:

- (1) by personal delivery outside the jurisdiction of the court;
- (2) by any form of mail addressed to the person to be served and requesting a receipt; or
- (3) as directed by the court including publication, if other means of notification are ineffective.

(b) Notice under this section shall be served, mailed or delivered or last published at least 20 days before any hearing.

(c) Proof of service outside the jurisdiction of the court may be made by affidavit of the individual who made the service. If service is made by mail, proof may be by receipt signed by the addressee or other evidence of delivery to the addressee.

(d) Notice is not required if a person submits to the jurisdiction of the court.

Section 7. Simultaneous proceedings in other courts.

(a) A court shall not exercise its jurisdiction under this act if at the time of filing the petition a proceeding concerning the custody of the child ~~was~~ **IS** pending in another court of another jurisdiction exercising jurisdiction substantially in conformity with this act, unless the proceeding is stayed by the other court because this court is a more appropriate forum or for other reasons.

(b) Before hearing the petition in a custody proceeding the court shall examine the pleadings and other information supplied by the parties under section 10 and shall consult the child custody registry established under section 17 concerning the pendency of proceedings with respect to the child in other courts. If the court has reason to believe that proceedings may be pending in another court, it shall direct an inquiry to the court administrator or other appropriate official of the other court.

(c) If the court is informed during the course of the proceeding that a proceeding concerning the custody of the child was pending in another court before the court assumed jurisdiction it shall stay the proceeding and communicate with the court in which the other proceeding is pending to the end that the issue may be litigated in the more appropriate forum and that information be exchanged in accordance with sections 20 through 23. If a court has made a custody decree before being informed of a pending proceeding in another court, it shall immediately inform that court of the fact. If the court is informed that a proceeding was commenced in another court after it assumed jurisdiction it shall likewise inform the other court to the end that the issues may be litigated in the more appropriate forum.

Section 8. Inconvenient forum.

(a) A court which has jurisdiction under this act to make an initial or modification decree may decline to exercise its jurisdiction any time before making a decree if it finds that it is an inconvenient forum to make a custody determination under the circumstances of the case and that another court is a more appropriate forum.

(b) A finding of inconvenient forum may be made upon the court's own motion or upon motion of a contestant or a guardian ad litem or other representative of the child.

(c) In determining if it is an inconvenient forum, the court shall consider if it is in the interest of the child that another court assume jurisdiction. For this purpose it may take into account the following factors, among others:

(1) if another jurisdiction is or recently was the child's home jurisdiction;

(2) if another jurisdiction has a closer connection with the child and his family or with the child and one or more of the contestants;

(3) if substantial evidence concerning the child's present or future care, protection, training, and personal relationships is more readily available in another jurisdiction;

(4) if the parties have agreed on another forum which is no less appropriate; and

(5) if the exercise of jurisdiction by the court would contravene any of the purposes stated in section 2.

(d) Before determining whether to decline or retain jurisdiction the court may communicate with another court and exchange information pertinent to the assumption of jurisdiction by either court with a view to assuring that jurisdiction will be exercised by the more appropriate court and that a forum will be available to the parties.

(e) If the court finds that it is an inconvenient forum and that a court of another jurisdiction is a more appropriate forum it may dismiss the proceedings, or it may stay the proceedings upon condition that a custody proceeding be promptly commenced in another named jurisdiction or upon any other conditions which may be just and proper, including the condition that a moving party stipulate his consent and submission to the jurisdiction of the other forum.

(f) The court may decline to exercise its jurisdiction under this act if a custody determination is incidental to an action for divorce or another proceeding while retaining jurisdiction over the divorce or other proceeding.

(g) If it appears to the court that it is clearly an inappropriate forum it may require the party who commenced the proceedings to pay, in addition to the costs of the proceedings, necessary travel and other expenses, including attorneys' fees, incurred by other parties or their witnesses. Payment is to be made to the prothonotary for remittance to the proper party.

(h) Upon dismissal or stay of proceedings under this section the court shall inform the court found to be the more appropriate forum of this fact, or if the court which would have jurisdiction is not certainly known, shall transmit the information to its court administrator or other appropriate official for forwarding to the appropriate court.

(i) Any communication received from another jurisdiction informing a court of a finding of inconvenient forum because the latter court is the more appropriate forum shall be filed in the custody registry of the appropriate court. Upon assuming jurisdiction the court shall inform the original court of this fact.

Section 9. Jurisdiction declined by reason of conduct.

~~(a) If the petitioner for an initial decree has wrongfully taken the child from another jurisdiction or has engaged in improper conduct intending to benefit his position in a custody proceeding the court may decline to exercise jurisdiction if this is just and proper under the circumstances.~~

(A) IF IT IS JUST AND PROPER UNDER THE CIRCUMSTANCES, WHEN THE PETITIONER FOR AN INITIAL DECREE HAS WRONGFULLY TAKEN THE CHILD FROM ANOTHER JURISDICTION OR HAS ENGAGED IN IMPROPER CONDUCT INTENDING TO BENEFIT HIS POSITION IN A CUSTODY PROCEEDING, UPON PRESENTATION OF THE PETITION, THE COURT SHALL DECLINE TO EXERCISE JURISDICTION OR SHALL EXERCISE JURISDICTION ONLY TO ISSUE AN ORDER, PENDING A FULL HEARING IN THE APPROPRIATE JURISDICTION, RETURNING THE

PARTIES TO THE CUSTODIAL STATUS QUO EXISTING PRIOR TO THE IMPROPER CONDUCT OR WRONGFUL TAKING UNLESS THE PETITIONER CAN SHOW THAT CONDITIONS IN THE FORMER CUSTODIAL HOUSEHOLD ARE PHYSICALLY OR EMOTIONALLY HARMFUL TO THE CHILD.

(b) Unless required in the interest of the child, the court shall not exercise its jurisdiction to modify a custody decree of another court if the petitioner, without consent of the person entitled to custody has:

(1) improperly removed the child from the physical custody of the person entitled to custody;

(2) has improperly retained the child after a visit or other temporary relinquishment of physical custody; or

(3) removed the child from the jurisdiction of the court entering the decree without 20 days written notice to the court entering the decree and any party entitled to custody or visitation rights under the terms of the decree.

If the petitioner has violated any provision of a custody decree of another court, the court ~~may~~ SHALL decline to exercise its jurisdiction unless the contestant can show that conditions in the custodial household are physically or emotionally harmful to the child. The burden of proof on this issue is on the contestant requesting the court to take jurisdiction.

(c) In appropriate cases a court dismissing a petition under this section may charge the petitioner with necessary travel and other expenses, including attorneys' fees, incurred by other parties or their witnesses.

Section 10. Information under oath to be submitted to the court.

(a) Every party in a custody proceeding in his first pleading or in an affidavit attached to that pleading shall give information under oath as to the child's present address, the places where the child has lived within the last five years, and the names and present addresses of the persons with whom the child has lived during that period. In this pleading or affidavit every party shall further declare under oath whether:

(1) he has participated (as a party, witness, or in any other capacity) in any other litigation concerning the custody of the same child in this or any other court;

(2) he has information of any custody proceeding concerning the child pending in a court of this or any other state; and

(3) he knows of any person not a party to the proceedings who has physical custody of the child or claims to have custody or visitation rights with respect to the child.

(b) If the declaration as to any of the above items is in the affirmative the declarant shall give additional information under oath as required by the court. The court may examine the parties under oath as to details of the information furnished and as to other matters pertinent to the court's jurisdiction and the disposition of the case.

(c) Each party has a continuing duty to inform the court of any custody proceeding concerning the child in this or any other state of which he obtained information during this proceeding.

Section 11. Additional parties.

If the court learns from information furnished by the parties pursuant to section 10 or from other sources that a person not a party to the custody proceeding has physical custody of the child or claims to have custody or visitation rights with respect to the child, it shall order that person to be joined as a party and to be duly notified of the pendency of the proceeding and of his joinder as a party. If the person joined as a party is outside this county he shall be served with process or otherwise notified in accordance with section 6.

Section 12. Appearance of parties and the child.

(a) The court may order any party to the proceeding who is in this State to appear personally before the court. If that party has physical custody of the child the court may order that he appear personally with the child.

(b) If a party to the proceeding whose presence is desired by the court is outside the court's jurisdiction with or without the child the court may order that the notice given under section 6 include a statement directing that party to appear personally with or without the child and declaring that failure to appear may result in a decision adverse to that party.

(c) If a party to the proceeding who is outside the court's jurisdiction is directed to appear under subsection (b) or desires to appear personally before the court with or without the child, the court may require another party to pay travel and other necessary expenses of the party so appearing and of the child if this is just and proper under the circumstances.

Section 13. Binding force of custody decree.

A custody decree rendered by a court of this Commonwealth which has jurisdiction under section 4 binds all parties who have been served in this State or notified in accordance with section 6 or who have submitted to the jurisdiction of the court, and who have been given an opportunity to be heard. As to these parties the custody decree is conclusive as to all issues of law and fact decided and as to the custody determination made unless and until that determination is modified pursuant to law, including the provisions of this act.

Section 14. Recognition of custody decrees of other courts.

A court shall recognize and enforce an initial or modification decree of a court of this Commonwealth which has assumed jurisdiction under statutory provisions substantially in accordance with this act or which was made under factual circumstances meeting the jurisdictional standards of the act, so long as the decree has not been modified in accordance with jurisdictional standards substantially similar to those of this act.

Section 15. Modification of custody decrees of other courts.

(a) If another court has made a custody decree, a court before which a petition for modification is pending shall not modify the decree of the other court unless it appears to the court before which the petition is pending that the other court which rendered the decree does not now have jurisdiction under jurisdictional prerequisites substantially in accordance with this act or has declined to assume jurisdiction to modify its decree and the provisions of section 9(b) of this act will not be violated by an exercise of jurisdiction by the court before which the petition is pending.

(b) If a court of this Commonwealth is authorized under subsection (a) to modify a custody decree of another court it shall give due consideration to the transcript of the record and other documents of all previous proceedings submitted to it in accordance with section 23.

Section 16. Filing and enforcement of custody decree of another court.

(a) A certified copy of a custody decree of another court whose decrees are recognized under section 14 may be filed in the office of the prothonotary of any court of common pleas of this Commonwealth. The prothonotary shall treat the certified copy of the decree in the same manner as a custody decree of the recipient court of common pleas in which it is filed. A custody decree so filed has the same effect and shall be enforced in like manner as a custody decree rendered by the recipient court.

(b) A person violating a custody decree of one court which makes it necessary to enforce the decree in another court may be required to pay necessary travel and other expenses, including attorneys' fees, incurred by the party entitled to the custody and his witnesses.

Section 17. Registry of custody decrees and proceedings of other courts.

The prothonotary of each court of common pleas shall maintain a registry in which he shall enter the following:

(1) Certified copies of custody decrees of other courts received for filing.

(2) Communications as to the pendency of custody proceedings in other jurisdictions.

(3) Communications concerning a finding of inconvenient forum by another court of another jurisdiction.

(4) Other communications or documents concerning custody proceedings in another jurisdiction which may affect the jurisdiction of the court or the disposition to be made by it in a custody proceeding.

Section 18. Certified copies of custody decree.

The prothonotary of any court of common pleas of this Commonwealth, at the request of any other court or at the request of any person who is affected by or has a legitimate interest in a custody decree, shall certify and forward a copy of the decree to that court or person.

Section 19. Taking testimony in another jurisdiction.

In addition to other procedural devices available to a party, any party to the proceeding or a guardian ad litem or other representative of the child may adduce testimony of witnesses, including parties and the child, by deposition or otherwise, in another jurisdiction. The court on its own motion may direct that the testimony of a person be taken in another jurisdiction and may prescribe the manner in which and the terms upon which the testimony shall be taken.

Section 20. Hearings and studies in another jurisdiction; or ders to appear.

(a) A court may request the appropriate court of another jurisdiction to hold a hearing to adduce evidence, to order a party to produce or give evidence under any proper procedure, or to have social studies made with respect to the custody of a child involved in proceedings pending in the court; and to forward to the court certified copies of the transcript of the record of the hearing, the evidence otherwise adduced, or any social studies prepared in compliance with the request. The cost of the services may be assessed against the parties or, if necessary, ordered paid by the county.

(b) A court before which a custody proceeding is pending may request the appropriate court of another jurisdiction to order a party to that proceeding to appear in the court before which the proceeding is pending and if that party has physical custody of the child, to appear with the child. The request may state that travel and other necessary expenses of the party and of the child whose appearance is desired will be assessed against another party or will otherwise be paid.

Section 21. Assistance to courts of other jurisdictions.

(a) Upon request of the court of another jurisdiction a court which is competent to hear custody matters may order a person to appear to adduce evidence or to produce or give evidence under other procedures available or may order social studies to be made for use in a custody proceeding in another jurisdiction. A certified copy of the transcript of the record of the hearing or the evidence otherwise adduced, any psychological studies and any social studies prepared shall be forwarded to the requesting court.

(b) A person within the court's jurisdiction may voluntarily give his testimony or statement in the jurisdiction for use in a custody proceeding outside the jurisdiction.

(c) Upon request of the court of another jurisdiction, a competent court may order a person within its jurisdiction to appear alone or with the child in a custody proceeding in another jurisdiction. The court may condition compliance with the request upon assurance by the other court that travel and other necessary expenses will be advanced or reimbursed.

Section 22. Preservation of documents for use in other jurisdictions.

In any custody proceeding in this Commonwealth the court shall preserve the pleadings, orders and decrees, any record that has been made of its hearings, social studies, and other pertinent documents until the child reaches 18 years of age. Upon appropriate request of the court of another jurisdiction the court shall forward to the other court certified copies of any or all of such documents.

Section 23. Request for court records of another jurisdiction.

If a custody decree has been rendered in another jurisdiction concerning a child involved in a pending custody proceeding, the court before which the custody proceeding is pending upon taking jurisdiction of the case shall request of the court of another jurisdiction a certified copy of the transcript of any court record and other documents mentioned in section 22.

Section 24. Priority.

Upon the request of a party to a custody proceeding which raises a question of existence or exercise of jurisdiction under this act the case shall be given calendar priority and handled expeditiously.

Section 25. Repeal.

All acts and parts of acts are repealed insofar as they are inconsistent with this act.

Section 26. Effective date.

This act shall take effect in 60 days.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. The Chair recognizes the gentleman from Allegheny Mr. Rhodes.

Mr. RHODES. Mr. Speaker, I strongly urge and move that the House do concur in the amendments that were inserted by the Senate.

The SPEAKER. It is moved by the gentleman from Allegheny County, Mr. Rhodes, that the House do concur in the amendments inserted by the Senate to HB 1107.

On the motion, the Chair recognizes the gentleman from Erie, Mr. Dombrowski.

Mr. DOMBROWSKI. Mr. Speaker, would Mr. Rhodes be kind enough to let us know what the Senate had done with that bill?

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

Mr. RHODES. The question is: What were the amendments inserted by the Senate, Mr. Speaker? Okay.

There was a typographical error on page 7. We had written period. We meant person, and they put in person. On page 6, there was mentioning of a child welfare agency search. The Senate Committee on investigation with child welfare agencies around the Commonwealth felt that that search was unnecessary.

In a couple of places where it was determined that we had established that one of the courts where the case was being brought before the Court of Common Pleas should decline to exercise its jurisdiction where the provisions of the act had operated. We had left it "may" and the Senate decided to make it "shall." We concurred with the Senate's view that since we had established these very clear proceedings, we should make it clear that the outcome should be definitive and, therefore, I concur with the Senate view that it should be "shall" instead of "may."

Those are the basic changes, Mr. Speaker.

The SPEAKER. On the question of concurrence, the Chair recognizes the gentleman from Berks, Mr. Fryer, and then the Chair will recognize the gentleman, Mr. Zeller.

Mr. FRYER. I had the same request as the gentleman from Erie.

The SPEAKER. On the matter of concurrence, the Chair recognizes the gentleman from Lehigh Mr. Zeller.

Mr. ZELLER. Mr. Speaker, I was looking in my manual here for the copy of the bill. Could I get an explanation of what this bill does briefly? What does it do in custody of children?

The SPEAKER. Will the gentleman, Mr. Rhodes, please give a brief explanation of what HB 1107 dealt with? The gentleman, Mr. Zeller, was unable to find a copy.

Mr. ZELLER. I have a copy.

Mr. RHODES. Mr. Speaker, briefly, HB 1107 is a very important and historical piece of legislation for the legislature. It is a companion piece of legislation to legislation that was enacted last session establishing Pennsylvania as one of the states that was participating in the interstate compact on child custody.

You might know of the celebrated cases of people kidnapping their own children across state lines. This bill is basically the same law for kidnapping of children within the Commonwealth

between the counties.

As you may or may not know, we discussed this before. In the State of Pennsylvania, the various jurisdictions, the courts, do not recognize each other's court orders. Necessarily there is a descretion on the part of the court and in certain areas of the Commonwealth, very clearly.

In the western part of the state, we have this very unfortunate and sad situation going on where families have broken up, where people are stealing their own children back and forth trying to seek a good judge, and the various family courts in the Commonwealth very strongly urge that we adopt the same kind of law we have for interstate snatching of children within the Commonwealth, and that is what the Uniform Child Custody Act of Pennsylvania is, which is HB 1107, Mr. Speaker.

Mr. ZELLER. Mr. Speaker, would this have anything to do with the Birch Bayh runaway-child move in the Federal Government?

Mr. RHODES. No, Mr. Speaker. This is not that kind of bill. This has to do with custody of children when there has been a breakup in the family and establishes a procedure for custody within Pennsylvania.

Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

Agreeable to the provisions of the Constitution, the following roll call was recorded:

YEAS—195

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

Duffy	Kowalyszyn	Prendergast	Wright, D.
Dumas	Kukovich	Pyles	Wright, J. L.
Englehart	Lashinger	Rappaport	Yahner
Fee	Laughlin	Ravenstahl	Yohn
Fischer, R. R.	Lehr	Reed	Zearfoss
Fisher, D. M.	Letterman	Renwick	Zeller
Flaherty	Levi	Rhodes	Zitterman
Foster, A.	Levin	Richardson	Zord
Foster, W.	Lincoln	Rieger	Zwikl
Freind	Livengood	Ritter	
Fryer	Logue	Ruggiero	Irvis,
Gallagher	Lynch	Ryan	Speaker
Gallen			

NAYS—0

NOT VOTING—7

Cohen	Manderino	Scanlon	Taylor, F.
Gillette	Pratt	Shelton	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

No. 2371 By Messrs. STEWART, BITTINGER, ENGLEHART and YAHNER

An Act amending the act of October 5, 1972 (Sp. Sess. No. 1, P. L. 2019, No. 4), entitled "An act implementing the provisions of clause (1) of subsection (a) of section 7 of Article VIII of the Constitution of the Commonwealth of Pennsylvania authorizing the incurring of debt for the rehabilitation of areas affected by the Great Storm and Floods of September, 1971 and June, 1972 though urban redevelopment assistance; * * * Providing for the borrowing of an additional sum to rehabilitate areas affected by the Great Flood of July, 1977.

Referred to Committee on Appropriations.

No. 2372 By Messrs. D. M. FISHER, SWEET, POTT, POLITE, GOEBEL, KNEPPER, ZORD, ZEARFOSS and GREENLEAF

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), repealing the Pennsylvania State Store system, providing for a package store system for the sale of liquor and alcohol, and making certain other changes in connection therewith.

Referred to Committee on Liquor Control.

No. 2373 By Mr. WAGNER

An Act amending Title 1 (General Provisions) of the Pennsylvania Consolidated Statutes, redefining "Adult" and "Minor."

Referred to Committee on Judiciary.

No. 2374 By Mr. WAGNER

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, exempting personal representatives who are issued letters of administration for estates of less than \$10,000 from the bonding requirement.

Referred to Committee on Judiciary.

No. 2375 By Mr. GOEBEL

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for terms of office for certain school directors.

Referred to Committee on Education.

No. 2376 By Messrs. STEWART, REED, MILLIRON, CASSIDY, ENGLEHART, LETTERMAN and McLANE

An Act requiring the disclosure of uncorrected violations of the Fire and Panic Act in agreements for the sale or transfer of real property, and providing a penalty.

Referred to Committee on Business and Commerce.

No. 2377 By Messrs. PETERSON, LEVI, D. R. WRIGHT, HASKELL, MACKOWSKI, RENWICK, GEORGE, DININNI and BELLOMINI

An Act designating a certain bridge in Warren County as the "James Morrison Memorial Bridge."

Referred to Committee on Transportation.

No. 2378 By Messrs. BROWN, KUKOVICH and REED

An Act authorizing prescriptions at nominal charge to senior citizens.

Referred to Committee on Health and Welfare.

No. 2379 By Mr. BROWN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing exemption of entities and vehicles from fees.

Referred to Committee on Transportation.

No. 2380 By Mr. BROWN

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053, No. 286), providing for a referendum and voter approval prior to certain electric utility rate increases.

Referred to Committee on Consumer Affairs.

No. 2381 By Messrs. BROWN, REED, ZWIKL, ZITTERMAN, TRELLO, ABRAHAM, MISCEVICH, RAVENSTAHL, LOGUE, NOVAK, SCHMITT, Mrs. WISE and Mr. KUKOVICH

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053, No. 286), providing for electric utility rate increase denial in certain circumstances.

Referred to Committee on Consumer Affairs.

No. 2382 By Messrs. J. L. WRIGHT, B. F. O'BRIEN and BURNS

An Act amending "The Atomic Energy Development and Radiation Control Act," approved January 28, 1966 (1965 P. L. 1625, No. 578), to provide for a redefinition of the term "radiation"; enlarging the Advisory Committee to eleven members, * * *; changing penalties and making an appropriation.

Referred to Committee on Mines and Energy Management.

No. 2384 By Messrs. WILSON, COWELL, Mrs.

KERNICK, Messrs. D. M. FISHER, ZORD and J. L. WRIGHT

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, authorizing the court to order the forfeiture of certain retirement benefits.

Referred to Committee on State Government.

RECESS

The SPEAKER. The Chair now declares the House in recess for a period of 10 minutes so that the automatic voting machine may be reloaded before we go back to the nonpreferred appropriations. For the information of the members, we shall be going back on the active calendar by 25 minutes after 3.

AFTER RECESS

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

CALENDAR BILLS ON THIRD CONSIDERATION, CONTINUED

The House proceeded to third consideration of SB 1106, PN 1780, entitled:

An Act providing for grants to persons for property damaged or destroyed by flood establishing the basis for the grants and making an appropriation.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—187

Abraham	Garzia	Manmiller	Scheaffer
Anderson	Geesey	McCall	Schmitt
Armstrong	Geisler	McClatchy	Schweder
Arthurs	George, C.	McGinnis	Scirica
Barber	Giammarco	McIntyre	Seltzer
Bellomini	Gleeson	McLane	Shuman
Beloff	Goebel	Mebus	Shupnik
Bennett	Goodman	Meluskey	Sirianni
Berlin	Gray	Milanovich	Smith, E.
Berson	Greenfield	Miller	Smith, L.
Bittinger	Greenleaf	Milliron	Spencer
Bittle	Grieco	Miscevich	Spitz
Borski	Halverson	Moehlmann	Stairs
Brandt	Hamilton	Morris	Stewart
Brown	Harper	Mowery	Suban
Brunner	Hasay	Mrkonic	Sweet
Burd	Haskell	Mullen, M. P.	Taddonio
Caltagirone	Hayes, D. S.	Musto	Taylor, E.
Caputo	Hayes, S. E.	Novak	Taylor, F.
Cassidy	Helfrick	Noye	Tenaglio
Cessar	Honaman	O'Brien, B.	Thomas
Cianciulli	Hopkins	O'Brien, D.	Trello
Cimini	Hutchinson, A.	O'Connell	Valicenti
Cole	Hutchinson, W.	O'Keefe	Vroon
Cowell	Itkin	Oliver	Wagner
Davies	Johnson	Pancoast	Wansacz
DeMedio	Jones	Parker	Wargo

DeVerter	Katz	Peterson	Wass
DeWeese	Kelly	Petrarca	Weidner
DiCarlo	Kernick	Piccola	Wenger
Dietz	Klingaman	Pievsky	White
Dininni	Knepper	Pitts	Wiggins
Donatucci	Kolter	Polite	Williams
Dorr	Kowalyshyn	Pott	Wilt
Doyle	Kukovich	Prendergast	Wise
Duffy	Lashinger	Pyles	Wright, D.
Dumas	Laughlin	Rappaport	Wright, J. L.
Englehart	Lehr	Ravenstahl	Yahner
Fee	Letterman	Reed	Yohn
Fischer, R. R.	Levi	Renwick	Zearfoss
Flaherty	Levin	Rhodes	Zeller
Foster, A.	Lincoln	Richardson	Zitterman
Foster, W.	Livengood	Rieger	Zord
Freind	Logue	Ritter	Zwikl
Fryer	Lynch	Ryan	
Gallagher	Mackowski	Salvatore	Irvis,
Gallen	Madigan	Scanlon	Speaker
Gamble			

NAYS—0

NOT VOTING—15

Burns	Gatski	Manderino	Shelton
Cohen	George, M.	O'Donnell	Stapleton
Dombrowski	Gillette	Pratt	Wilson
Fisher, D. M.	Hoeffel	Ruggiero	

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

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

REMARKS ON VOTE

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

Mr. HOFFFEL. Mr. Speaker, I was out of my seat when the last vote was taken on SB 1106. I would like to be recorded in the affirmative.

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

CONSIDERATION OF HB 2247 RESUMED

The House resumed third consideration of HB 2247, PN 2867, entitled:

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

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

RECONSIDERATION OF VOTE ON O'CONNELL AMENDMENTS TO HB 2247

Mr. O'CONNELL moved that the vote by which his amendments to HB 2247, PN 2867, were defeated on this day be reconsidered.

Mr. RYAN seconded the motion.

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

The following roll call was recorded:

YEAS—189

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

NAYS—0

NOT VOTING—13

Barber	Kelly	Manderino	Richardson
Borski	Kernick	O'Brien, D.	Ruggiero
Cohen	Levin	Pratt	Shelton
Gillette			

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

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

The SPEAKER. On the amendment, the Chair recognizes the lady from Centre, Mrs. Wise.

Mrs. WISE. Mr. Speaker, Mr. O'Connell has legitimate questions which have not been answered. In the interest of getting those answers, I am withdrawing my objection to the amendment and urge the passage of the amendment.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Cambria, Mr. Yahner.

Mr. YAHNER. Mr. Speaker, I guess I could say we were not in agreement formerly, but we had a little get-together and discussion on this and decided that I too, would withdraw my objections and vote for the amendment.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—7

Cohen	Levin	Richardson	Shelton
Gillette	Manderino	Ruggiero	

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?

Mr. GEORGE offered the following amendment:

Amend Sec. 2, page 2, line 13, by inserting after "student." As a condition of receiving its appropriation, on or after January 1, 1979, the university medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

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

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment does exactly what we did last year in an effort to help those citizens in Pennsylvania who cannot get proper medical attention. It mandates that as a condition to receiving their appropriation on or after January 1, 1979, the medical school shall, when accepting first-year students for the next term, set aside 10 percent of the total number of admissions for students who agree that upon the completion of their medical training they shall engage in the practice of medicine for a period of 4 years in the areas deemed as medically deprived.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Bucks, Mr. Wright.

Mr. J. L. WRIGHT. Thank you, Mr. Speaker.

I rise to compliment the thinking and the philosophy that Mr. George is trying to accomplish, but I think the experiences of this clause in the last appropriations bill over this past year kind of indicate that there is a great deal of impracticality in administering the bill or in administering the idea that the bill is trying to put forth. Number one, this is an amendment to an appropriation bill, the life of which is only for 1 year, and at the end of that year this language is no longer law. Number two, a number of legal consultants for the various medical schools have had some problems with this language, and it has resulted in some schools being somewhat concerned about getting some legal suits, and they have not entered into any agreements with entering students. There are other schools that have only asked part of their entering classes to enter into some sort of contract.

Another major problem is that we have not assigned the responsibility to any branch of state government to see whether the medical schools are abiding by the philosophy in these thoughts. We have not set any standards as to which 10 percent of a graduating class should serve in a medically deprived area.

I am suggesting that Mr. George has a great idea, but it would be somewhat more practical to put it in a separate piece of legislation that would be permanent to assign the responsibility for auditing to some department and setting some guidelines down for the universities to follow. Being part of an appropriation bill, it creates a great deal of misunderstanding and some impracticalities. I would suggest a "no" vote on the amendment.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Beaver, Mr. Milanovich.

Mr. MILANOVICH. Mr. Speaker, may I interrogate the gentleman, Mr. George?

The SPEAKER. The gentleman, Mr. George, indicates he will stand for interrogation. The gentleman, Mr. Milanovich, is in order and may proceed.

Mr. MILANOVICH. Thank you, Mr. Speaker.

Just one brief question: Am I right in assuming, Mr. Speaker, that when you say 10 percent of the students, you are implying that these are strictly students who are residents of the State of Pennsylvania? You are not including out-of-state students by any chance, are you?

Mr. GEORGE. That is not so. You realize more than I that we have little control of whom the colleges accept, whether they be citizens of our state or nonresidents of our state. It specifically says "students."

Mr. MILANOVICH. Then you are asking that of this 10 percent nonresidents be required to a commitment of 4 years' medical practice in the State of Pennsylvania. Is that so?

Mr. GEORGE. I am asking for 10 percent of the enrollment of that class, of which we should be able to bear the fruits within a certain number of years, and we will be able to make that determination that we are going to get that 10 percent that I believe are honest in their convictions and upon agreement will come into the areas of Pennsylvania that have been determined as medically deprived. We do pay the same amount of money, as far as the education, to those who are residents and nonresidents. It does not just allude to those who are residents. It alludes to students in that class.

Mr. MILANOVICH. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Gallagher.

Mr. GALLAGHER. Mr. Speaker, as to Representative George's amendment, I concur with Representative Wright that the concept and the thoughts are well taken. The Education Committee this afternoon, at the adjournment of this session, is going to consider two bills, HB 1225 and HB 1226, which create the Medical District Act and the Physician Education Planning Act, which do exactly what Representative George is trying to do by appropriation bills. These would be acts, organic acts, which would stay in place ad infinitum, and would provide that physicians would go into the most wanted areas, as decided by the Medical District Act, not just by the Secretary of Health. These bills are being considered this afternoon, and I know Representative George's intention is right on point, but it does take more than just an amendment to a 1-year appropriation bill; it takes organic acts to continue in perpetu-

ity. So I suggest that you consider that fact before you vote on this amendment.

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

The following roll call was recorded:

YEAS—146

Abraham	Gatski	Manmiller	Schmitt
Arthurs	Geesey	McCall	Scirica
Bellomini	George, C.	McClatchy	Seltzer
Beloff	Giammarco	McIntyre	Shuman
Bittinger	Gleeson	McLane	Sirianni
Bittle	Goebel	Meluskey	Smith, E.
Borski	Goodman	Milanovich	Smith, L.
Brandt	Gray	Miller	Spencer
Brown	Greenfield	Milliron	Spitz
Brunner	Greenleaf	Miscevich	Stairs
Burd	Harper	Moehlmann	Stapleton
Caltagirone	Hasay	Morris	Stewart
Cassidy	Haskell	Mrkonic	Stuban
Cessar	Hayes, S. E.	Musto	Taddonio
Cianciulli	Honaman	Novak	Taylor, E.
Cole	Hutchinson, A.	Noye	Taylor, F.
Cowell	Hutchinson, W.	O'Brien, B.	Tenaglio
Davies	Itkin	O'Connell	Trello
DeMedio	Johnson	O'Donnell	Valentici
DeVerter	Jones	O'Keefe	Wagner
DeWeese	Kelly	Oliver	Wansacz
Dietz	Kernick	Peterson	Wass
Dininni	Klingaman	Petrarca	Wenger
Dombrowski	Knepper	Piccola	White
Donatucci	Kolter	Pievsky	Wiggins
Dorr	Kowalyshyn	Pitts	Wilt
Doyle	Kukovich	Pott	Wright, D.
Englehart	Laughlin	Pratt	Yahner
Fee	Lehr	Prendergast	Yohn
Fischer, R. R.	Letterman	Pyles	Zearfoss
Flaherty	Levi	Reed	Zeller
Foster, A.	Levin	Renwick	Zitterman
Foster, W.	Lincoln	Rhodes	Zord
Freind	Livengood	Richardson	Zwilk
Fryer	Lynch	Rieger	
Gamble	Mackowski	Ritter	Irvis,
Garzia	Madigan	Ryan	Speaker

NAYS—47

Anderson	Gallen	Lashingier	Scheaffer
Armstrong	Gallagher	Logue	Schweder
Bennett	Geisler	McGinnis	Shupnik
Berlin	George, M.	Mebus	Sweet
Berson	Greico	Mowery	Thomas
Burns	Halverson	Mullen, M. P.	Vroon
Caputo	Hamilton	O'Brien, D.	Wargo
Cimini	Hayes, D. S.	Pancoast	Weidner
DiCarlo	Helfrick	Parker	Wilson
Duffy	Hoeffel	Polite	Wise
Dumas	Hopkins	Rappaport	Wright, J. L.
Fisher, D. M.	Katz	Ravenstahl	

NOT VOTING—9

Barber	Manderino	Salvatore	Shelton
Cohen	Ruggiero	Scanlon	Williams
Gillette			

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

REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from

Somerset, Mr. Halverson.

Mr. HALVERSON. On the George amendment to HB 2247, I should properly have been recorded in the affirmative rather than the negative.

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

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

Mr. SALVATORE. My switch was inadvertently locked, and I would like to be recorded in the affirmative on the George amendment to HB 2247.

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?

Mr. GREENLEAF offered the following amendments:

Amend Bill, page 6, by inserting between lines 16 and 17 Section 7. The university shall upon admitting a first-year class to the Doctor of the Medicine Program, admit as many students in that class as can be accommodated by the facilities of the university.

Amend Sec. 8, page 6, line 17, by striking out "8." and inserting 9.

Amend Sec. 9, page 6, line 21, by striking out "9." and inserting 10.

Amend Sec. 10, page 7, line 4, by striking out "10." and inserting 11.

Amend Sec. 11, page 7, line 12, by striking out "11." and inserting 12.

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Montgomery, Mr. Greenleaf.

Mr. GREENLEAF. Mr. Speaker, this amendment is the same amendment that passed last summer, attached to the similar appropriation bills, the nonpreferred appropriation bills for the medical schools in the Commonwealth. It merely provides that the facilities that the medical school has will be used to their utmost to insure that we have an adequate supply of graduating medical doctors in the future.

The SPEAKER. The Chair recognizes the lady from Centre, Mrs. Wise.

Mrs. WISE. Mr. Speaker, may I interrogate Mr. Greenleaf, please?

The SPEAKER. The gentleman, Mr. Greenleaf, indicates he will stand for interrogation. The lady is in order and may proceed.

Mrs. WISE. Mr. Speaker, I tried last year to straighten this out in my mind, and I still have the same question. Do you not feel that the amendment that we just passed of Mr. George's, which sets aside 10 percent, is in contradiction with your amendment? Now suppose we have set aside 10 percent of the medical college to be sure that they go on into rural practice, and for one reason or another the university cannot fill that 10 percent. Then are they not in violation of your amendment?

Mr. GREENLEAF. I would not think so, because we would have to interpret this statute, of course, or bill, if it becomes a

statute, in light of other statutory authority that is in existence, and, of course, if they cannot meet the 10-percent provision, then I would suppose that it is not going to be in contradiction with this. We have to make sure, number one, that they are filling the facilities completely as much as they can, but if there is a provision that they have to supply 10 percent under Mr. George's amendment, then both of them would have to be interpreted with each other. I do not think they are contradictory. There has to be an effort to fulfill Mr. George's amendment, but if they are not or if they are, I do not think it has an effect on my proposed amendment.

Mrs. WISE. But, Mr. Speaker, it is possible then that there would be vacancies in spite of your amendment if that 10 percent were not reached.

Mr. GREENLEAF. I think you have to look at the purpose of my amendment. The purpose of my amendment is merely to insure that the facilities that we do have and that this legislature is funding are used to the utmost in light of—and with that qualification—any statutory authority that may be adopted or enacted. But the purpose of the amendment is to assure that the facilities are used to their utmost.

Mrs. WISE. Again, Mr. Speaker, I just want to ask—since you introduced this last year, I am sure you have looked at it in the past year—do you have any evidence that any of our medical colleges are not using their full facilities? And I again ask for information.

Mr. GREENLEAF. You asked that last year, and let me say this: This amendment is not an attack on any of our institutions. It is merely, hopefully, a legislative statement by this body to say that if we are funding these institutions, we also desire that these institutions be used to their utmost.

The information I have been able to gather is that there is some information on some of the institutions such as this particular one, the Hershey Medical Center. I think they have done a fine job to try to keep their enrollments up, but the fact is that we do not really have information on all of our medical facilities in the state to insure that all of them are being used, either intentionally or unintentionally, to their full capacity, and this amendment would merely act as a legislative statement by this body that we are of the opinion that the facilities would be used and should be used to their utmost capacity.

Mrs. WISE. Thank you, Mr. Speaker.

May I make a brief comment?

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

Mrs. WISE. As I indicated to Mr. Greenleaf, I am really not trying to be dilatory. I see the intent. I think the problem is this: If we have institutions that are not filling their facilities, then I think we ought to all know what those institutions are and what is happening.

I would merely want to state for the record that at Hershey, if you may not know, the teaching hospital was built for a class of 64. The entering class has been at 98 for the past 4 years and stays absolutely the same. So I agree with you. It is not this institution you are particularly labeling. I do think that we ought to know. If there are specific institutions that we are now going to consider, if they are not in compliance, I think we ought to know that.

Thank you, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the gentleman, Mr. Greenleaf.

Mr. GREENLEAF. Yes, Mr. Speaker, that is the purpose of the amendment, we do not know in many cases concerning the usage of these facilities, and hopefully this amendment will help not only to make a legislative statement but also to develop those facts in regard to the usage of these facilities.

Thank you.

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

The following roll call was recorded:

YEAS—186

Table listing names of members who voted 'YEAS' (186 total). Includes names like Abraham, Anderson, Armstrong, etc.

NAYS—4

Table listing names of members who voted 'NAYS' (4 total): Itkin, Pievsky, Rappaport, Shupnik.

NOT VOTING—12

Table listing names of members who did not vote (12 total): Barber, Cohen, Dumas, etc.

The question was determined in the affirmative, and the amendments were aged 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?

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

YEAS—192

Table listing names of members who voted 'YEAS' (192 total). Includes names like Abraham, Anderson, Armstrong, etc.

NAYS—2

Table listing names of members who voted 'NAYS' (2 total): Shuman, Trello.

NOT VOTING—8

Table listing names of members who did not vote (8 total): Barber, Cohen, Dumas, etc.

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.

The House resumed third consideration of **HB 2248, PN 2868**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment:

Amend Sec. 2, page 1, by inserting between lines 14 and 15

As a condition of receiving its appropriation, on or after January 1, 1979, the medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

On the question,

Will the House agree to the amendment?

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

Mr. GEORGE. Thank you, Mr. Speaker.

This amendment is identical to the last amendment we passed on the last appropriation.

Thank you.

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. Mr. Speaker, I do not know whether I am in order, but in the interest of saving time, I wonder if we could accept these amendments to all these particular bills. This one and Mr. Greenleaf's amendment passed overwhelmingly, and I think it would be expeditious if we accepted all of them.

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. DiCarlo, on the amendment.

Mr. DiCARLO. No, Mr. Speaker. I was going to beg the indulgence of the Chair on Mr. Greenfield's comments. I feel very strongly against the George amendments, and I want the opportunity to vote against them. I would hope the Chair would give us that chance.

The SPEAKER. The Chair intends to do that.

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

Mr. PANCOAST. Mr. Speaker, I rise to oppose the George amendment this time. I, too, think this is the wrong procedure to be followed in doing such a substantive change with respect to the appropriations made to the schools. Therefore, I am going to continue to vote against the George amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—150

Abraham	Garzia	Lincoln	Salvatore
Arthurs	Gatski	Livengood	Scirica
Bellomini	Geesey	Lynch	Seltzer
Beloff	George, C.	Mackowski	Shuman
Bennett	Giammarco	Manmiller	Sirianni
Berlin	Gillette	McCall	Smith, E.
Bittinger	Gleeson	McClatchy	Smith, L.
Bittle	Goebel	McIntyre	Spencer
Borski	Goodman	Meluskey	Spitz
Brandt	Gray	Milanovich	Stairs
Brown	Greenfield	Miller	Stapleton
Brunner	Greenleaf	Milliron	Stewart
Burd	Grieco	Miscevich	Stuban
Caltagirone	Halverson	Moehlmann	Taddonio
Cassidy	Hamilton	Morris	Taylor, E.
Cessar	Harper	Mrkonic	Taylor, F.
Cimini	Hasay	Musto	Tenaglio
Cole	Haskell	Novak	Thomas
Cowell	Hayes, S. E.	Noye	Trello
Davies	Helfrick	O'Brien, B.	Valicenti
DeMedio	Honaman	O'Brien, D.	Wagner
DeVerter	Hutchinson, A.	O'Donnell	Wansacz
DeWeese	Hutchinson, W.	O'Keefe	Wass
Dietz	Itkin	Peterson	Wenger
Dininni	Johnson	Petrarca	White
Dombrowski	Jones	Piccola	Wiggins
Donatucci	Katz	Pievsky	Wilt
Dorr	Kelly	Pitts	Wright, D.
Duffy	Kernick	Pott	Yahner
Dumas	Klingaman	Pratt	Yohn
Englehart	Knepper	Prendergast	Zearfoss
Fee	Kolter	Pyles	Zeller
Fischer, R. R.	Kowalyszyn	Reed	Zitterman
Foster, A.	Laughlin	Renwick	Zord
Foster, W.	Lehr	Rhodes	Zwinkl
Freind	Letterman	Ritter	
Fryer	Levi	Ruggiero	Irvis,
Gallagher	Levin	Ryan	Speaker

NAYS—44

Anderson	Gamble	McLane	Scheaffer
Armstrong	Geisler	Mebus	Schmitt
Berson	George, M.	Mowery	Schweder
Burns	Hayes, D. S.	Mullen, M. P.	Shupnik
Caputo	Hoeffel	Oliver	Sweet
Cianciulli	Hopkins	Pancoast	Vroon
DiCarlo	Kukovich	Parker	Wargo
Doyle	Lashingner	Polite	Weidner
Fisher, D. M.	Logue	Rappaport	Wilson
Flaherty	Madigan	Ravenstahl	Wise
Gallen	McGinnis	Rieger	Wright, J. L.

NOT VOTING—8

Barber	Manderino	Richardson	Shelton
Cohen	O'Connell	Scanlon	Williams

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. GREENLEAF offered the following amendments:

Amend Bill, page 6, by inserting between lines 9 and 10

Section 7. The university shall upon admitting a first-year class to the Doctor of Medicine program, admit as many students in that class as can be accommodated by the facilities of the university.

Amend Sec. 7, page 6, line 10, by striking out "7." and inserting 8.

Amend Sec. 8, page 6, line 13, by striking out "8." and inserting 9.
 Amend Sec. 9, page 6, line 26, by striking out "9." and inserting 10.

On the question,

Will the House agree to the amendments?

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

Mr. GREENLEAF. Mr. Speaker, this is the same amendment that was previously voted on.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—186

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

NAYS—6

Caputo	Itkin	Schmitt	Shupnik
Geisler	Livengood		

NOT VOTING—10

Barber	Levin	Richardson	Shelton
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Cohen
Dumas

Manderino
Mrkonic

Scanlon

Williams

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.

REMARKS ON VOTE

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

Mr. GEISLER. Mr. Speaker, on HB 2247, the Greenleaf amendment, I would like to be recorded in the negative.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—185

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

Foster, W.	Levi	Rhodes	Zwilk
Freind	Lincoln	Rieger	
Fryer	Logue	Ritter	Iris, Speaker
Gallagher	Lynch	Ruggiero	
Gallen	Mackowski	Ryan	

NAYS—5

Fischer, R. R.	Shuman	Taylor, F.	Trello
Livengood			

NOT VOTING—12

Barber	Gillette	Manderino	Scanlon
Cohen	Hopkins	Mrkonic	Shelton
Dumas	Levin	Richardson	Williams

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.

The House proceeded to third consideration of **HB 2249, PN 2869**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment:

Amend Sec. 2, page 2, line 11, by inserting after "student."

As a condition of receiving its appropriation, on or after January 1, 1979, the university medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

On the question,

Will the House agree to the amendment?

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

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is identical to the previous amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—158

Abraham	Gallagher	Logue	Ruggiero
Arthurs	Gamble	Lynch	Ryan
Bellomini	Garzia	Mackowski	Salvatore
Beloff	Gatski	Manmiller	Scirica
Bennett	Geesey	McCall	Seltzer
Berlin	George, C.	McClatchy	Shuman
Bittinger	Giammarco	McIntyre	Sirianni
Bittle	Gleeson	Meluskey	Smith, E.
Borski	Goebel	Milanovich	Smith, L.

Brandt	Goodman	Miller	Spencer
Brown	Gray	Milliron	Spitz
Brunner	Greenfield	Miscevich	Stairs
Burd	Greenleaf	Moehlmann	Stapleton
Caltagirone	Grieco	Morris	Stewart
Cassidy	Halverson	Mowery	Stuban
Cessar	Hamilton	Mrkonic	Taddonio
Cianciulli	Harper	Mullen, M. P.	Taylor, E.
Cimini	Hasay	Musto	Taylor, F.
Cole	Haskell	Novak	Tenaglio
Cowell	Hayes, D. S.	Noye	Trello
Davies	Hayes, S. E.	O'Brien, B.	Valicenti
DeMedio	Honaman	O'Brien, D.	Wagner
DeVerter	Hutchinson, A.	O'Donnell	Wansacz
DeWeese	Hutchinson, W.	O'Keefe	Wass
Dietz	Itkin	Oliver	Wenger
Dininni	Johnson	Peterson	White
Dombrowski	Jones	Petrarca	Wiggins
Donatucci	Katz	Piccola	Wilson
Dorr	Kelly	Pievsky	Wilt
Doyle	Kernick	Pitts	Wright, D.
Duffy	Klingaman	Pott	Yahner
Englehart	Knepper	Pratt	Yohn
Fee	Kolter	Prendergast	Zearfoss
Fischer, R. R.	Kowalyshyn	Pyles	Zeller
Fisher, D. M.	Laughlin	Ravenstahl	Zitterman
Flaherty	Lehr	Reed	Zord
Foster, A.	Letterman	Renwick	Zwilk
Foster, W.	Levi	Rhodes	
Freind	Lincoln	Rieger	Iris, Speaker
Fryer	Livengood	Ritter	

NAYS—33

Anderson	Helfrick	O'Connell	Shupnik
Armstrong	Hoeffel	Pancoast	Sweet
Berson	Hopkins	Parker	Thomas
Burns	Kukovich	Polite	Vroon
Caputo	Lashingier	Rappaport	Wargo
DiCarlo	Madigan	Scheaffer	Weidner
Gallen	McGinnis	Schmitt	Wise
Geisler	McLane	Schweder	Wright, J. L.
George, M.			

NOT VOTING—11

Barber	Gillette	Mebus	Shelton
Cohen	Levin	Richardson	Williams
Dumas	Manderino	Scanlon	

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 yeas and nays will now be taken.

YEAS—187

Abraham	Gatski	Madigan	Ryan
Anderson	Geesey	Manmiller	Salvatore
Armstrong	Geisler	McCall	Scheaffer
Arthurs	George, C.	McClatchy	Schweder
Bellomini	George, M.	McGinnis	Scirica
Beloff	Giammarco	McIntyre	Seltzer

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

NAYS—4

Livengood	Schmitt	Shuman	Trello
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NOT VOTING—11

Barber	Dumas	Manderino	Shelton
Bennett	Fisher, D. M.	Richardson	Williams
Cohen	Gillette	Scanlon	

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.

REMARKS ON VOTE

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

Mr. D. M. FISHER. Mr. Speaker, I would like to be recorded in the affirmative on HB 2249.

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

The House proceeded to third consideration of **HB 2251, PN 2871**, entitled:

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

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

Amend Sec. 2, page 2, by inserting between lines 5 and 6
As a condition of receiving its appropriation, on or after January 1, 1979, the university medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

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

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

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is the same as the previous amendment.

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

Mr. PANCOAST. Mr. Speaker, will Mr. George consent to brief interrogation?

The SPEAKER. The gentleman, Mr. George indicates he will stand for brief interrogation. The gentleman, Mr. Pancoast, is in order and may proceed.

Mr. PANCOAST. Has any study been made to determine whether, with 10 percent of each of these graduating classes from the medical schools going into particular areas, there might be an oversupply of doctors in those areas?

Mr. GEORGE. Yes; there has been a study, sir.

Mr. PANCOAST. And the results of that study have shown what?

Mr. GEORGE. The results of that study, if you will permit me, sir, are that there are many areas in Pennsylvania that are considered to be medically deprived; for instance, Adams, Armstrong, Butler, Cambria, Cameron, Carbon, Centre, Chester, Clarion, Clinton, Columbia, Dauphin, Delaware, Erie, Fayette, Forest, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Lackawanna, Lancaster, Luzerne, Lycoming, McKean, Mifflin, Monroe, Northumberland, Perry, Philadelphia, Pike, Potter, Snyder, Sullivan, Susquehanna, Tioga, Washington, Wayne, and York.

Mr. PANCOAST. Is there one in each of these areas? Or what is the total number of graduating medical doctors in Pennsylvania in 1 year?

Mr. GEORGE. Dr. Pancoast, that is the first time I ever heard an expert ask an amateur anything. You know the answer to that.

Mr. PANCOAST. No; I do not know the total enrollment of seven medical schools in the graduating classes.

Mr. GEORGE. Mr. Speaker, it has been said that there will soon be a bill introduced to do just what we are trying to do, our very best for the people of Pennsylvania.

I recognize the fact, and I am sure that you know better than I, that nothing has been done prior to what we are trying to do now. I also recognize the fact that most institutions certainly do not want interference from the legislature when we have heard these cries for help. They want the money, but they do

not want anybody to tell them what to do. I am suggesting, sir, what we are doing is not wrong.

Mr. PANCOAST. I can appreciate your concern. I am sure that we in the Education Committee have had the same concern. That is why we will be considering two bills later today and why these bills have been considered in previous sessions.

There are two bodies in the General Assembly in the Commonwealth of Pennsylvania, and those two bodies may not think the same, but I am concerned that if we approve all of these restrictions and they become law, and if these are applicable for 1 year or 2 years or 3 years or 4 years, maybe we would be assigning too many doctors to particular areas. I do not know. I am just asking the question.

Mr. GEORGE. You know, sir, these appropriations come up year to year. These amendments only live from year to year.

Mr. PANCOAST. Thank you, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the minority whip.

Mr. RYAN. May I interrogate the gentleman, Mr. George?

The SPEAKER. The gentleman, Mr. George indicates he will stand for interrogation. The gentleman, Mr. Ryan, is in order and may proceed.

Mr. RYAN. Mr. Speaker, I do not know whether you have been noticing the vote, but I have been voting with you on this amendment, until I heard Dr. Pancoast interrogate you as to the counties that are medically deprived in the sense that there are insufficient doctors, and I think you mentioned Delaware County?

Mr. GEORGE. Yes; I did.

Mr. RYAN. That really takes me by surprise.

Mr. GEORGE. It surprised me, too, sir.

Mr. RYAN. Yes. And I—

Mr. GEORGE. Incidentally, Mr. Speaker, I was also amazed to find out that Clearfield is not medically deprived.

POINT OF ORDER

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

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

The SPEAKER. The gentleman will state it.

Mr. MILLIRON. Is Mr. George saying they are deprived of the psychiatric trade in Delaware County or the medical trade?

The SPEAKER. I do not think the gentleman from Clearfield County made that as specific as that, and I would hesitate to ask that question of the gentleman.

The gentleman, Mr. Ryan, may proceed.

Mr. RYAN. Mr. Speaker, in partial response to Mr. Milliron, it may very well be that on a per capita basis there is a shortage of psychiatric medical experts in our county in that many of them, I understand, have been transferred to a portion of Blair County to take care of problems that have arisen there in the past several years.

Now if I may go back to Mr. George, what is the source of your information that brings you or brings someone to the conclusion that there is an inadequate number of doctors in Delaware County? I have no quarrel. I have listened for years to the rural areas of Pennsylvania not having sufficient doctors on a

per capita basis. I just checked with some of our people from Delaware County, and they were as shocked as I was at the suggestion that we do not have enough doctors.

Mr. GEORGE. Well, sir, I can only relay to you what I am about to read. Hopefully there is some truth in it, if you will permit me.

Mr. RYAN. I would like the source. From whom is this letter?

Mr. GEORGE. This was in the Pennsylvania Bulletin. It was put in there by the Department of Health. The compilation was composed of the list of medically deprived areas which were developed by the Federal Government to implement 332(b) of the Public Health Service Act (42 U.S.C. 254e), sir.

Mr. RYAN. I am not familiar with all those numbers. I do not know what that means. My own experience is that I would not put Delaware County in a category of having an insufficient number of doctors and that is just a feeling I have, and I have checked with some of our people on that. I agree with what your bill is trying to do. I am just amazed at the suggestion that we have an insufficient number of doctors in Delaware County and I, frankly, quarrel with your source.

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

Mr. W. D. HUTCHINSON. Mr. Speaker, would the gentleman, Mr. George, consent to some further interrogation?

The SPEAKER. The gentleman, Mr. George, indicates that he will stand for further interrogation. The gentleman, Mr. Hutchinson, is in order and may proceed.

Mr. W. D. HUTCHINSON. Mr. Speaker, would the gentleman advise me whether Schuylkill County is on that list of medically deprived areas?

Mr. GEORGE. No, sir, but we can get it on if you want it.

Mr. W. D. HUTCHINSON. Mr. Speaker, that list was compiled. I saw that in the Pennsylvania Bulletin and it gave me some concern. That list was compiled in accordance with the mandate of a Federal statute, is that correct?

Mr. GEORGE. That is what I am led to believe, sir.

Mr. W. D. HUTCHINSON. And it is an announcement of the adoption of a regulation by the Department of Health, is that correct?

Mr. GEORGE. I would believe so.

Mr. W. D. HUTCHINSON. Okay. If we pass your amendment, would that regulation bind the medical schools in determining where the—

Mr. GEORGE. No, sir.

Mr. W. D. HUTCHINSON. How would it be determined?

Mr. GEORGE. I do not think that it would be determined as such if in fact the student agrees. Then I am sure that with all this deprivation, he has a very fine choice of going into many fine counties where he would find the people acceptable, the geographic situation acceptable, and he would—

Mr. W. D. HUTCHINSON. I am sorry. Let me express my concern and perhaps then you can better answer my question. I am concerned that if we pass this amendment—I have been voting for it, too, and you are pointing to this list—that my county and my district—and there are certain parts of my district where I think there is a great shortage of health care—I am concerned that I will be hurting the district because we are already

having great difficulty in getting doctors back there and getting our children into medical school who want to go, and then if this list is the list that is to be used to determine who is medically deprived, we are going to have further difficulties because they are going to say, you know, you do not need anybody back there, 10 percent. The Department of Health made this list, is that correct?

Mr. GEORGE. Yes, sir.

Mr. W. D. HUTCHINSON. And under your amendment, would it be the Department of Health who would certify who was medically deprived?

Mr. GEORGE. Absolutely not.

Mr. W. D. HUTCHINSON. Well, who would? How would we determine what is a medically deprived area, if your amendment passes?

Mr. GEORGE. I might respond, if you would allow me some latitude, that presently without this amendment and with what I realize and I certainly believe is a general concern for your county, there is nothing you can do to entice anyone to come into your county, if in fact you do believe it is medically deprived.

Mr. W. D. HUTCHINSON. Okay, thank you. Just a comment or two. I have been voting "yes" on this, and perhaps reading the amendment really gives me some concern now because the amendment says that 10 percent of the total number of admissions for students who agree that upon completion of their medical training they shall engage in the practice of medicine for a period of 4 years in an area termed "medically deprived" by the Pennsylvania Department of Health. Now, that list is apparently the initial determination. I do not know whether it is final or not. I have some of the same questions that Mr. Ryan had. I just do not understand how Delaware County may be considered to be deprived and the western part of Schuylkill County near the Dauphin County line, where we just went through a major effort to bring a physician in and not with complete success, is not deprived. I know the problems of medical care in my county and I am afraid I am going to have to vote "no" on this amendment from here on in. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Milanovich, on the amendment.

Mr. MILANOVICH. I agree that Dr. Pancoast has brought up a very key question. If my calculation is correct, the last time that I checked, the University of Pittsburgh had 135 stations to offer for first-year medical students this past year. Now 10 percent of that would be 13.5 that would be committed to medically-deprived areas.

My concern is that perhaps we will encounter some problems if we continue with all of these same schools, and perhaps we ought to have a cutoff somewhere or some alternate solution to the problem, some alternate avenue for the medical schools themselves as well as the medically deprived areas. Thank you.

The SPEAKER. The Chair recognizes the lady from Centre, Mrs. Wise.

Mrs. WISE. Mr. Speaker, I think I have a partial answer to some of the questions that Representative Hutchinson was asking. One of the problems of implementing this is just what you

indicated, and I think there are universities that are trying very hard but they are hamstrung. Let me give you an example. Of the first graduating class at Penn State which has completed its 4 years of medical and its 3 years of residency, because they really do not go into practice until 7 years, 34 percent is in rural Pennsylvania. That is well over the 10 percent, but some of those young doctors who are in rural counties like yours technically are not in compliance with this mandate because they are not listed as deprived counties.

The Department of Health has certified the National Public Health Service as the vehicle by which they are determining what is a deprived county, and that is the reason. Penn State has some students, for example, going back to Clearfield or Schuylkill County, but they technically would not be listed by the Department of Health as being in compliance with this mandate. That is the reason I have been voting against it all along. That university is making every effort to try to comply, but the compliance is very difficult, and the other problem, of course, is you really cannot tell compliance for 7 years, because they have 4 years of medical school and 3 years of residency before they go into practice.

Mr. W. D. HUTCHINSON. I would like to thank the lady, Mr. Speaker, for that explanation, and, if I may, make a brief comment.

The SPEAKER. The Chair recognizes the gentleman, Mr. Hutchinson, speaking for the second time on the amendment.

Mr. W. D. HUTCHINSON. In the light of that explanation, I am going to urge the members to vote "no" on this amendment, and I think that Dr. Pancoast has the right method, that the intent of the amendment is good. We should try to get into the deprived areas, but apparently what we have failed to do is yet to come up with a method of determining what areas are deprived, and, therefore, to tack this onto an appropriations bill and do something that may only aggravate the problem, is utterly wrong, and I think it is something that should be studied as the Education Committee is doing and done by substantive legislation. I urge a "no" vote on the George amendment.

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Schmitt, on the amendment.

Mr. SCHMITT. Mr. Speaker, I rise to make the point for the record that I am in complete sympathy with the objectives that are trying to be reached here by providing doctors for medically deprived areas. However, there is nothing in this bill that says that they must do so. The 10 percent can give the promise that they will serve in a deprived area and then fail to keep the promise when the time comes. I do not think that this is very practical. I think the only way that you can solve this problem is to have the areas defined which are deprived and then, in turn, give a debt forgiveness for any loans that might have been made in order to get the education to become a doctor. I think this would be the only incentive that would make it possible for the doctors to keep that commitment.

I just want to say for the record that while I am in sympathy with the objectives, I think that the approach is wrong, with the net result that I have voted against the amendments and the bill. I want that to be in the record so my people back home

know that I have not deserted the principle that I have advocated for 10 years, that is, that there should be a debt-forgiveness provision for medically deprived areas.

I might add, too, Mr. Speaker, that medically deprived does not necessarily mean out in the boondocks or in the farm areas, but could very easily be in the hard-core, depressed areas in the downtown districts of the big cities. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes, on the amendment, the gentleman from Berks, Mr. Davies.

Mr. DAVIES. Mr. Speaker, going back to Mr. Ryan's question, we may be able to shed a little light on how those statistics sometimes can seem to be in error with Delaware County and some of those highly populated areas close to a city. We have an overconcentration of specialists and we do not have enough general practitioners in the practice in some of those areas. And that has been reflected in the Federal statistics. I am not saying that may be the case in Delaware now, but it may have been, again, a matter of the way in which these statistics have been gathered. We made light of it, jokingly, but it can be that some of those more populated and very well-to-do areas do suffer from a lack of people in the area of general practice. There are also many others, and it may be another joke, but try to get them to make a house call. Those particular shortages are something else to speak to, as well.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Delaware, Mr. Zearfoss.

Mr. ZEARFOSS. Mr. Speaker, I only am concerned about the fact that we have granted all this legislative largesse to several of these medical schools already, and I do not think we should pick the University of Pennsylvania Medical School out to deprive of our legislative insight.

I think, unless we are going to go back and remove the George amendment from those other bills that we have inserted it into, we ought to go ahead and insert it into the rest of these, and then, at some other time, perhaps, reconsider all of them or else we ought to reconsider them immediately and take it out of the other ones. I am going to vote in favor of it until we get some determination about which way we are going.

The SPEAKER. On the George amendment, the Chair recognizes the gentleman from Bucks, Mr. Wright.

Mr. J. L. WRIGHT. Mr. Speaker, may I ask Representative George a question or two?

The SPEAKER. The gentleman, Mr. George, indicates he will stand for interrogation. The gentleman, Mr. Wright, is in order and may proceed.

Mr. J. L. WRIGHT. Thank you. Was Philadelphia County one of the medically deprived counties mentioned in that report?

Mr. GEORGE. Yes, sir.

Mr. J. L. WRIGHT. Okay, thank you. Question number two: If this legislation becomes law, it in effect mandates that the entering class, the '78 class in the medical schools must go into the practice of medicine in medically deprived areas. Some 4 years or perhaps even 7 years down the road, it is determined that 10 percent of the '78 class did not go into the practice of medicine in medically deprived areas. How, then, does the General Assembly get their money back?

The SPEAKER. I think the question is being directed to you, Mr. George.

Mr. GEORGE. I am sorry, I did not hear you.

Mr. J. L. WRIGHT. If 4 years or 7 years down the road, when the entire class of 1978 has finished their medical training, it is determined that 10 percent of that 1978 class did not go into the practice of medicine in medically deprived areas, how does the General Assembly get their money back from that medical school?

Mr. GEORGE. I would just suppose that they would get it back the same way as they would get it back now without the bill.

I do not have any knowledge of why a doctor decides to go somewhere that has more sun, or whether his wife or his family wants to live in an area that is considered medically deprived. I do not know any of these things, but I do know this—and I apologize to Mr. Ryan if I quoted a county that the Department of Health said was deprived. But I do know this for a fact—that in my county I have two major towns. And in both of those towns is where every doctor lives in a county 94 miles long. But if today in my county someone gets sick, there are some people who must drive 50 miles to a doctor. The days of the general practitioner are over, and I say this is wrong. I would hope that most doctors who become doctors, want to become doctors not because of the monetary benefits but because they want to heal.

I say that in some of these areas that we have, we are obligated. We have no way to get the money back. But I would assume that the average individual who says, yes, I will serve in an area that is deprived, will keep his word.

At the moment, to answer your question, the schools themselves just a little while ago and of the passage of the previous year when they were running around here like they were snake bit, they came up and they put in some policy. Just this morning, one of the speakers who spoke against the amendment said her institution and their institution or his institution did, in fact, say they can live with this.

Nobody is trying to put the institutions out of business. We want doctors. And I am really amazed that we can come up with so many arguments. If we only get two out of that 10 percent, we are getting more than we have right now.

Mr. J. L. WRIGHT. I am not finished, sir.

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

Mr. J. L. WRIGHT. I thank Representative George for his answer. But it all boils down that his answer to my question is, I do not know. And I have been suggesting from the very beginning that we need a more comprehensive piece of legislation on the subject than one paragraph in an appropriation bill.

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

The following roll call was recorded:

YEAS—143

Abraham
Arthurs

Fryer
Gamble

Lincoln
Livengood

Ruggiero
Salvatore

Barber	Garzia	Logue	Scanlon
Bellomini	Gatski	Mackowski	Scirica
Beloff	Geesey	Manmiller	Shuman
Bennett	George, C.	McCall	Smith, E.
Bittinger	Giammarco	McClatchy	Smith, L.
Bittle	Gleeson	McIntyre	Spencer
Borski	Goebel	Meluskey	Spitz
Brandt	Gray	Miller	Stairs
Brunner	Greenfield	Milliron	Stapleton
Burd	Greenleaf	Miscevich	Stewart
Caltagirone	Grieco	Moehlmann	Stuban
Cassidy	Halverson	Morris	Taddonio
Cessar	Hamilton	Mrkonic	Taylor, F.
Cianciulli	Harper	Musto	Tenaglio
Cimini	Hasay	Novak	Trello
Cowell	Haskell	Noye	Valicenti
Davies	Hayes, D. S.	O'Brien, B.	Wagner
DeMedio	Hayes, S. E.	O'Brien, D.	Wansacz
DeVerter	Honaman	O'Connell	Wass
DeWeese	Hutchinson, A.	O'Donnell	Wenger
DiCarlo	Itkin	O'Keefe	White
Dietz	Johnson	Oliver	Wiggins
Dininni	Jones	Peterson	Williams
Dombrowski	Katz	Petrarca	Wilt
Donatucci	Kelly	Pievsky	Wright, D.
Dorr	Kernick	Pitts	Yahner
Doyle	Knepper	Pratt	Zearfoss
Duffy	Kolter	Pyles	Zeller
Dumas	Kowalyshyn	Ravenstahl	Zitterman
Englehart	Laughlin	Reed	Zord
Fee	Lehr	Renwick	Zwinkl
Fischer, R. R.	Letterman	Richardson	
Flaherty	Levi	Rieger	Irvis,
Foster, A.	Levin	Ritter	Speaker
Foster, W.			

NAYS—53

Anderson	Goodman	Milanovich	Schweder
Armstrong	Helfrick	Mowery	Seltzer
Berlin	Hoefel	Mullen, M. P.	Shupnik
Berson	Hopkins	Pancoast	Sirianni
Brown	Hutchinson, W.	Parker	Sweet
Burns	Klingaman	Piccola	Thomas
Caputo	Kukovich	Polite	Vroon
Cole	Lashinger	Pott	Wargo
Fisher, D. M.	Lynch	Prendergast	Weidner
Freind	Madigan	Rappaport	Wilson
Gallagher	McGinnis	Ryan	Wise
Gallen	McLane	Scheaffer	Wright, J. L.
Geisler	Mebus	Schmitt	Yohn
George, M.			

NOT VOTING—6

Cohen	Manderino	Shelton	Taylor, E.
Gillette	Rhodes		

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 yeas and nays will now be taken.

YEAS—188

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

NAYS—7

Caputo	Livengood	Shuman	Trello
Fischer, R. R.	Schmitt	Taylor, F.	

NOT VOTING—7

Cohen	Manderino	Scanlon	Williams
Gillette	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.

GAVEL TURNED OVER TO MR. FRYER

The SPEAKER. The Chair, at this time, turns the gavel over to the Speaker pro tempore, the gentleman from Berks, Mr. Fryer.

**THE SPEAKER PRO TEMPORE (LESTER K. FRYER)
IN THE CHAIR**

The House proceeded to third consideration of **HB 2255**, 2875, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment:

Amend Sec. 2, page 1, by inserting between lines 14 and 15

As a condition of receiving its appropriation, on or after January 1, 1979, the osteopathic college shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their osteopathic training, they shall engage in the practice of osteopathy for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

This is the same amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—160

Abraham	Gallagher	Mackowski	Salvatore
Arthurs	Gamble	Madigan	Schmitt
Barber	Garzia	Manmiller	Scirica
Bellomini	Gatski	McCall	Seltzer
Bennett	Geesey	McClatchy	Shuman
Berlin	George, C.	McIntyre	Shupnik
Berson	Giammarco	Mebus	Sirianni
Bittinger	Gleeson	Meluskey	Smith, E.
Bittle	Goebel	Milanovich	Smith, L.
Borski	Goodman	Miller	Spencer
Brandt	Gray	Milliron	Spitz
Brunner	Greenfield	Miscevich	Stairs
Burd	Greenleaf	Moehlmann	Stapleton
Caltagirone	Grieco	Morris	Stewart
Cassidy	Halverson	Mrkonic	Stuban
Cessar	Hamilton	Mullen, M. P.	Taddonio
Cianciulli	Haskell	Musto	Taylor, E.
Cimini	Hayes, D. S.	Novak	Taylor, F.
Cole	Hayes, S. E.	Noye	Tenaglio
Cowell	Honaman	O'Brien, B.	Thomas
Davies	Hopkins	O'Brien, D.	Trello
DeMedio	Hutchinson, A.	O'Donnell	Valicenti
DeVerter	Hutchinson, W.	O'Keefe	Wagner
DeWeese	Itkin	Oliver	Wansacz
Dietz	Johnson	Pancoast	Wass
Dininni	Jones	Petrarca	Wenger
Dombrowski	Katz	Piccola	White
Donatucci	Kelly	Pievsky	Wiggins
Dorr	Kernick	Pitts	Wilt
Doyle	Knepper	Pratt	Wright, D.
Duffy	Kolter	Prendergast	Yahner
Dumas	Kowalyshyn	Pyles	Yohn
Englehart	Laughlin	Ravenstahl	Zearfoss
Fee	Lehr	Reed	Zeller
Fischer, R. R.	Letterman	Renwick	Zitterman
Fisher, D. M.	Levi	Rhodes	Zord
Flaherty	Levin	Richardson	Zwikl

Foster, A.	Lincoln	Rieger	
Foster, W.	Livengood	Ritter	Irvis,
Freind	Logue	Ruggiero	Speaker
Fryer	Lynch		

NAYS—33

Anderson	Harper	Mowery	Schweder
Armstrong	Hasay	O'Connell	Sweet
Brown	Hoefel	Parker	Vroon
Burns	Klingaman	Polite	Wargo
Caputo	Kukovich	Pott	Weidner
DiCarlo	Lashinger	Rappaport	Wilson
Gallen	McGinnis	Ryan	Wise
Geisler	McLane	Scheaffer	Wright, J. L.
George, M.			

NOT VOTING—9

Beloff	Helfrick	Peterson	Shelton
Cohen	Manderino	Scanlon	Williams
Gillette			

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

REMARKS ON VOTE

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

Mr. MEBUS. Mr. Speaker, due to the fact that I was involved in conversation with someone else, I was recorded in the affirmative on the George amendment to HB 2255. I certainly do not wish to be recorded in the affirmative. Thank you.

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

On the question,

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

Mr. GREENLEAF offered the following amendments:

Amend Bill, page 1, by inserting between lines 14 and 15

Section 3. The college shall, upon admitting a first-year class, admit as many students in that class as can be accommodated by the facilities of the school.

Amend Sec. 3, page 1, line 15, by striking out "3." and inserting 4.

Amend Sec. 4, page 2, line 2, by striking out "4." and inserting 5.

Amend Sec. 5, page 2, line 8, by striking out "5." and inserting 6.

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Montgomery, Mr. Greenleaf.

Mr. GREENLEAF. Mr. Speaker, this is the same amendment that had been previously passed.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—184

Abraham	Gatski	Manmiller	Scheaffer
Anderson	Geesey	McCall	Schweder

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

NAYS—6

Bellomini	Caputo	Itkin	Schmitt
Berson	Geisler		

NOT VOTING—12

Beloff	Gillette	Pitts	Shelton
Cohen	Manderino	Rhodes	Vroon
Fryer	O'Keefe	Scanlon	Williams

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 pro tempore. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—188

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

NAYS—6

Fischer, R. R.	Schmitt	Taylor, F.	Trello
Livengood	Shuman		

NOT VOTING—8

Cohen	Manderino	Mrkonic	Shelton
Gillette	McGinnis	Scanlon	Williams

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.

REMARKS ON VOTE

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

Mr. RITTER. Mr. Speaker, on the vote on final passage of HB 2255, PN 2875, I inadvertently voted in the affirmative and I

would like the record to show that I wanted to vote in the negative.

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

The House proceeded to third consideration of **HB 2256, PN 2876**, entitled:

An Act making appropriations to the Thomas Jefferson University of Philadelphia Pennsylvania.

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment:

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

As a condition of receiving its appropriation, on or after January 1, 1979, the medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

This amendment also is identical to the previous.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—158

Abraham	Gallagher	Livengood	Rieger
Arthurs	Gamble	Logue	Ritter
Barber	Garzia	Lynch	Ruggiero
Bellomini	Gatski	Mackowski	Salvatore
Beloff	Geesey	Manmiller	Scirica
Bennett	George, C.	McCall	Shuman
Berlin	Giammarco	McClatchy	Sirianni
Bittinger	Gleeson	McIntyre	Smith, E.
Bittle	Goodman	Mebus	Smith, L.
Borski	Gray	Meluskey	Spencer
Brandt	Greenfield	Milanovich	Spitz
Brunner	Greenleaf	Miller	Stairs
Burd	Grieco	Milliron	Stapleton
Caltagirone	Halverson	Miscevich	Stewart
Cassidy	Hamilton	Moehlmann	Stuban
Cessar	Harper	Morris	Taddonio
Cianciulli	Hasay	Mrkonic	Taylor, E.
Cimini	Haskell	Mullen, M. P.	Taylor, F.
Cole	Hayes, D. S.	Musto	Tenaglio
Cowell	Hayes, S. E.	Novak	Thomas
Davies	Helfrick	Noye	Trello
DeMedio	Honaman	O'Brien, B.	Valicenti
DeVerter	Hutchinson, A.	O'Brien, D.	Vroon
DeWeese	Hutchinson, W.	O'Connell	Wagner
Dietz	Itkin	O'Donnell	Wansacz
Dininni	Johnson	O'Keefe	Wass
Donatucci	Jones	Oliver	Wenger
Dorr	Katz	Peterson	White
Doyle	Kelly	Petrarca	Wiggins
Duffy	Kernick	Piccola	Wilt
Dumas	Klingaman	Pievsky	Wright, D.
Englehart	Knepper	Pitts	Yahner
Fee	Kolter	Pratt	Yohn

Fischer, R. R.	Kowalyszyn	Prendergast	Zearfoss
Fisher, D. M.	Laughlin	Pyles	Zeller
Flaherty	Lehr	Ravenstahl	Zitterman
Foster, A.	Letterman	Reed	Zwikl
Foster, W.	Levi	Renwick	
Freind	Levin	Rhodes	Irvis,
Fryer	Lincoln	Richardson	Speaker

NAYS—38

Anderson	George, M.	Pancoast	Seltzer
Armstrong	Goebel	Parker	Shupnik
Berson	Hoeffel	Polite	Sweet
Brown	Hopkins	Pott	Wargo
Burns	Kukovich	Rappaport	Weidner
Caputo	Lashinger	Ryan	Wilson
DiCarlo	Madigan	Scheaffer	Wise
Dombrowski	McGinnis	Schmitt	Wright, J. L.
Gallen	McLane	Schweder	Zord
Geisler	Mowery		

NOT VOTING—6

Cohen	Manderino	Shelton	Williams
Gillette	Scanlon		

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

REMARKS ON VOTE

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

Mr. MEBUS. Mr. Speaker, due to the fact that I was involved in conversation with someone else, I was recorded in the affirmative on the George amendment to HB 2256. I certainly do not wish to be recorded in the affirmative.

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

On the question recurring,

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

Mr. GREENLEAF offered the following amendments:

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

Section 4. The university shall, upon admitting a first-year class to the Doctor of Medicine program, admit as many students in that class as can be accommodated by the facilities of the university.

Amend Sec. 4, page 2, line 7, by striking out "4." and inserting 5.

Amend Sec. 5, page 2, line 11, by striking out "5." and inserting 6.

Amend Sec. 6, page 2, line 17, by striking out "6." and inserting 7.

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Montgomery, Mr. Greenleaf.

Mr. GREENLEAF. Mr. Speaker, this is the same amendment that had been previously introduced.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—187

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

NAYS—6

Caputo	Itkin	Schmitt	Shupnik
Geisler	Rappaport		

NOT VOTING—9

Cohen	Johnson	Scanlon	White
Giammarco	Manderino	Shelton	Williams
Gillette			

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?

Mr. RAPPAPORT offered the following amendment:

Amend Sec. 1, page 1, line 10, by striking out "\$750,000" and inserting \$1,500,000

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Rappaport.

Mr. RAPPAPORT. Thank you, Mr. Speaker.

Mr. Speaker, this is one of those 50-percent situations that we run into with the other nonpreferreds.

Last year and the year before, this General Assembly appropriated \$1,500,000 for the school of Allied Health Sciences at Thomas Jefferson University. Last year the Governor in his wisdom cut that by 50 percent along with a lot of other nonpreferreds, despite the fact that he had restored it last year. This year, for some reason, the bill as it came out of Appropriations was the amount that His Excellency, the Governor, had seen fit to allow last year instead of the amount that we appropriated last year. This amendment merely puts back that money.

I would add that this college of Allied Health Sciences is one of the two or three major institutions in the state that provide for training not only in 4-year nursing but for x-ray technicians, lab technicians, dental technicians, occupational therapy, physical therapy and physicians' assistants.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—181

Abraham	Fryer	Lynch	Ruggiero
Anderson	Gallagher	Mackowski	Ryan
Armstrong	Gallen	Madigan	Salvatore
Arthurs	Gamble	Manmiller	Scheaffer
Barber	Garzia	McCall	Scirica
Bellomini	Gatski	McClatchy	Seltzer
Beloff	Geesey	McGinnis	Shupnik
Bennett	Geisler	McIntyre	Sirianni
Berlin	George, C.	McLane	Smith, E.
Berson	George, M.	Mebus	Smith, L.
Bittinger	Giammarco	Milanovich	Spencer
Bittle	Gleeson	Miller	Spitz
Borski	Goebel	Milliron	Stairs
Brandt	Goodman	Miscevich	Stapleton
Brunner	Gray	Moehlmann	Stewart
Burd	Greenfield	Morris	Stuban
Burns	Greenleaf	Mowery	Sweet
Caltagirone	Grieco	Mrkonic	Taddonio
Caputo	Halverson	Mullen, M. P.	Taylor, E.
Cassidy	Hamilton	Musto	Taylor, F.
Cessar	Harper	Novak	Tenaglio
Cianciulli	Hasay	Noye	Thomas
Cimini	Haskell	O'Brien, B.	Trello
Cole	Hayes, D. S.	O'Brien, D.	Valicenti
Cowell	Hayes, S. E.	O'Connell	Vroon
Davies	Helfrick	O'Donnell	Wagner
DeMedio	Hoeffel	O'Keefe	Wansacz
DeVerter	Honaman	Oliver	Wargo
DeWeese	Hopkins	Pancoast	Wass
DiCarlo	Hutchinson, A.	Parker	Weidner
Dietz	Hutchinson, W.	Peterson	Wenger
Dininni	Itkin	Petrarca	White
Dombrowski	Johnson	Piccola	Wiggins
Donatucci	Jones	Pievsky	Wilson
Dorr	Katz	Pitts	Wilt
Doyle	Knepper	Polite	Wise
Duffy	Kolter	Pott	Wright, D.
Dumas	Kowalshyn	Pratt	Wright, J. L.
Englehart	Lashingner	Prendergast	Yahner
Fee	Laughlin	Pyles	Yohn

Fischer, R. R.	Lehr	Rappaport	Zearfoss
Fisher, D. M.	Letterman	Ravenstahl	Zitterman
Flaherty	Levi	Reed	
Foster, A.	Levin	Renwick	Irvis,
Foster, W.	Lincoln	Richardson	Speaker
Freind	Logue	Rieger	

NAYS—13

Brown	Livengood	Schmitt	Zeller
Kernick	Meluskey	Schweder	Zord
Klingaman	Ritter	Shuman	Zwinkl
Kukovich			

NOT VOTING—8

Cohen	Kelly	Rhodes	Shelton
Gillette	Manderino	Scanlon	Williams

The question was determined in the affirmative, and the amendment was 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 pro tempore. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—184

Abraham	Gallen	Mackowski	Ruggiero
Anderson	Gamble	Madigan	Ryan
Armstrong	Garzia	Manmiller	Salvatore
Arthurs	Gatski	McCall	Scheaffer
Barber	Geesey	McClatchy	Schweder
Bellomini	Geisler	McGinnis	Scirica
Beloff	George, C.	McIntyre	Seltzer
Bennett	George, M.	McLane	Shupnik
Berlin	Giammarco	Mebus	Sirianni
Berson	Gleeson	Milanovich	Smith, E.
Bittinger	Goodman	Miller	Smith, L.
Bittle	Gray	Milliron	Spencer
Borski	Greenfield	Miscevich	Spitz
Brandt	Greenleaf	Moehlmann	Stairs
Brunner	Grieco	Morris	Stapleton
Burd	Halverson	Mowery	Stewart
Burns	Hamilton	Mrkonic	Stuban
Caltagirone	Harper	Mullen, M. P.	Sweet
Caputo	Hasay	Musto	Taddonio
Cassidy	Haskell	Novak	Taylor, E.
Cessar	Hayes, D. S.	Noye	Taylor, F.
Cianciulli	Hayes, S. E.	O'Brien, B.	Tenaglio
Cimini	Helfrick	O'Brien, D.	Thomas
Cole	Hoeffel	O'Connell	Valicenti
Cowell	Honaman	O'Donnell	Vroon
Davies	Hopkins	O'Keefe	Wagner
DeMedio	Hutchinson, A.	Oliver	Wansacz
DeVerter	Hutchinson, W.	Pancoast	Wargo
DeWeese	Itkin	Parker	Wass
DiCarlo	Johnson	Peterson	Weidner
Dietz	Jones	Petrarca	Wenger
Dininni	Katz	Piccola	White
Dombrowski	Kernick	Pievsky	Wiggins
Donatucci	Klingaman	Pitts	Wilson
Dorr	Knepper	Polite	Wilt
Doyle	Kolter	Pott	Wise
Duffy	Kowalyszyn	Pratt	Wright, D.

Dumas	Kukovich	Prendergast	Wright, J. L.
Englehart	Lashinger	Pyles	Yahner
Fee	Laughlin	Rappaport	Yohn
Fisher, D. M.	Lehr	Ravenstahl	Zearfoss
Flaherty	Letterman	Reed	Zitterman
Foster, A.	Levi	Renwick	Zord
Foster, W.	Levin	Rhodes	
Freind	Lincoln	Richardson	Irvis,
Fryer	Logue	Rieger	Speaker
Gallagher	Lynch		

NAYS—10

Brown	Meluskey	Shuman	Zeller
Fischer, R. R.	Ritter	Trello	Zwinkl
Livengood	Schmitt		

NOT VOTING—8

Cohen	Goebel	Manderino	Shelton
Gillette	Kelly	Scanlon	Williams

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.

The House proceeded to third consideration of **HB 2257, PN 2877**, entitled:

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

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

Amend Sec. 2, page 2, by inserting between lines 2 and 3
As a condition of receiving its appropriation, on or after January 1, 1979, the medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.
I kindly ask you to support this amendment.

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

The following roll call was recorded:

YEAS—157

Abraham	Fryer	Lincoln	Ritter
Arthurs	Gallagher	Livengood	Ruggiero
Barber	Gallen	Logue	Salvatore
Bellomini	Gamble	Lynch	Scirica
Beloff	Garzia	Mackowski	Seltzer
Bennett	Gatski	Manmiller	Sirianni
Berlin	Geesey	McCall	Smith, E.
Bittinger	George, C.	McClatchy	Smith, L.
Bittle	Giammarco	McIntyre	Spencer
Borski	Gleeson	Meluskey	Spitz

Brandt	Goebel	Milanovich	Stairs
Brown	Goodman	Miller	Stapleton
Brunner	Gray	Milliron	Stewart
Burd	Greenfield	Miscevich	Stuban
Caltagirone	Greenleaf	Moehlmann	Taylor, E.
Cassidy	Grieco	Morris	Taylor, F.
Cessar	Halverson	Mrkonic	Tenaglio
Cianciulli	Hamilton	Mullen, M. P.	Thomas
Cimini	Harper	Musto	Trello
Cole	Hasay	Novak	Valicenti
Cowell	Haskell	Noye	Wagner
Davies	Hayes, D. S.	O'Brien, B.	Wansacz
DeMedio	Hayes, S. E.	O'Brien, D.	Wass
DeVertter	Helfrick	O'Connell	Wenger
DeWeese	Honaman	O'Donnell	White
DiCarlo	Hutchinson, A.	O'Keefe	Wiggins
Dietz	Itkin	Oliver	Wilt
Dininni	Johnson	Peterson	Wright, D.
Donatucci	Jones	Petrarca	Wright, J. L.
Dorr	Katz	Pievsky	Yahner
Doyle	Kernick	Pitts	Yohn
Duffy	Klingaman	Pratt	Zearfoss
Dumas	Knepper	Prendergast	Zeller
Englehart	Kolter	Pyles	Zitterman
Fee	Kowalshyn	Ravenstahl	Zord
Fischer, R. R.	Laughlin	Reed	Zwinkl
Flaherty	Lehr	Renwick	Irvis,
Foster, A.	Letterman	Rhodes	Speaker
Foster, W.	Levin	Richardson	
Freind	Levin	Rieger	

NAYS—38

Anderson	Hopkins	Parker	Shuman
Armstrong	Hutchinson, W.	Piccola	Shupnik
Berson	Kukovich	Polite	Sweet
Burns	Lashingier	Pott	Taddonio
Caputo	Madigan	Rappaport	Vroon
Dombrowski	McGinnis	Ryan	Wargo
Fisher, D. M.	McLane	Scheaffer	Weidner
Geisler	Mebus	Schmitt	Wilson
George, M.	Mowery	Schweder	Wise
Hoefel	Pancoast		

NOT VOTING—7

Cohen	Kelly	Scanlon	Williams
Gillette	Manderino	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. GREENLEAF offered the following amendments:

Amend Bill, page 2, by inserting between lines 2 and 3 Section 3. The college shall, upon admitting a first-year class, admit as many students in that class as can be accommodated by the facilities of the school.

Amend Sec. 3, page 2, line 3, by striking out "3." and inserting 4.

Amend Sec. 4, page 2, line 6, by striking out "4." and inserting 5.

Amend Sec. 5, page 2, line 12, by striking out "5." and inserting 6.

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Montgomery, Mr. Greenleaf.

Mr. GREENLEAF. This is the same amendment, Mr. Speaker.

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

The following roll call was recorded:

YEAS—189

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

NAYS—6

Caputo	Itkin	Schmitt	Shupnik
Geisler	Rappaport		

NOT VOTING—7

Cohen	Manderino	Shelton	Williams
Gillette	Scanlon	Wenger	

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 pro tempore. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—165

Abraham	Gallen	Lincoln	Rhodes
Anderson	Gamble	Logue	Richardson
Armstrong	Garzia	Lynch	Ruggiero
Arthurs	Gatski	Mackowski	Ryan
Barber	Geisler	Madigan	Salvatore
Beloff	George, C.	Manmiller	Schweder
Bennett	George, M.	McCall	Scirica
Berlin	Giammarco	McClatchy	Seltzer
Berson	Gleeson	McGinnis	Shupnik
Bittinger	Goebel	McIntyre	Sirianni
Bittle	Goodman	McLane	Smith, E.
Brandt	Gray	Mebus	Smith, L.
Brunner	Greenfield	Milanovich	Spencer
Burd	Greenleaf	Miller	Stapleton
Burns	Grieco	Milliron	Stewart
Caltagirone	Hamilton	Miscevich	Stuban
Caputo	Harper	Moehlmann	Sweet
Cassidy	Hasay	Morris	Taddonio
Cessar	Haskell	Mowery	Tenaglio
Cimini	Hayes, D. S.	Mrkonic	Thomas
Cole	Hayes, S. E.	Mullen, M. P.	Valicenti
Cowell	Helfrick	Musto	Vroon
DeMedio	Hoeffel	Novak	Wagner
DeVerter	Honaman	Noye	Wansacz
DeWeese	Hopkins	O'Brien, B.	Wargo
DiCarlo	Hutchinson, A.	O'Brien, D.	Wass
Dietz	Hutchinson, W.	O'Connell	Weidner
Dininni	Itkin	O'Donnell	Wenger
Dombrowski	Johnson	Oliver	White
Donatucci	Jones	Pancoast	Wiggins
Dorr	Katz	Parker	Wilson
Doyle	Kelly	Peterson	Wilt
Duffy	Kernick	Petrarca	Wise
Dumas	Knepper	Piccola	Wright, D.
Englehart	Kolter	Pievsky	Wright, J. L.
Fee	Kowalyszyn	Polite	Yahner
Fisher, D. M.	Lashinger	Pott	Yohn
Flaherty	Laughlin	Pratt	Zitterman
Foster, A.	Lehr	Prendergast	
Foster, W.	Letterman	Pyles	Irvis,
Fryer	Levi	Ravenstahl	Speaker
Gallagher	Levin	Renwick	

NAYS—26

Bellomini	Halverson	Ritter	Taylor, F.
Borski	Klingaman	Scheaffer	Trello
Brown	Kukovich	Schmitt	Zearfoss
Davies	Livengood	Shuman	Zeller
Fischer, R. R.	Meluskey	Spitz	Zord
Freind	O'Keefe	Stairs	Zwilk
Geesey	Reed		

NOT VOTING—11

Cianciulli	Manderino	Rieger	Taylor, E.
Cohen	Pitts	Scanlon	Williams
Gillette	Rappaport	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.

REMARKS ON VOTE

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

Mr. STAPLETON. To correct the record, Mr. Speaker.

Mr. Speaker, on HB 2257, PN 2877, my switch was locked in the affirmative. I would like my name to be recorded in the negative.

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

The House proceeded to third consideration of **HB 2258, PN 2878**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment:

Amend Sec. 2, page 2, line 14, by inserting after "student."

As a condition of receiving its appropriation, on or after January 1, 1979, the university medical school shall, when accepting first year students for the next term, set aside 10% of the total number of admissions for students who agree that upon the completion of their medical training, they shall engage in the practice of medicine for a period of four years in an area termed medically deprived by the Pennsylvania Department of Health.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

I ask you to kindly support this amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—152

Abraham	Gallagher	Logue	Ritter
Arthurs	Gamble	Lynch	Ruggiero
Barber	Garzia	Mackowski	Salvatore
Bellomini	Gatski	Manmiller	Scirica
Beloff	Geesey	McCall	Seltzer
Berlin	George, C.	McClatchy	Shuman
Bittinger	Giammarco	McIntyre	Sirianni
Bittle	Gleeson	Mebus	Smith, E.
Borski	Goebel	Meluskey	Smith, L.
Brandt	Goodman	Milanovich	Spencer
Brown	Gray	Miller	Spitz
Brunner	Greenfield	Milliron	Stairs
Burd	Greenleaf	Miscevich	Stapleton
Caltagirone	Grieco	Moehlmann	Stewart
Cassidy	Halverson	Morris	Stuban
Cessar	Hamilton	Mrkonic	Taylor, E.
Cimini	Harper	Mullen, M. P.	Taylor, F.
Cole	Hasay	Musto	Tenaglio
Cowell	Haskell	Novak	Trello
Davies	Hayes, D. S.	Noye	Valicenti
DeMedio	Hayes, S. E.	O'Brien, B.	Wagner
DeVerter	Honaman	O'Brien, D.	Wansacz
DeWeese	Hutchinson, A.	O'Connell	Wass
DiCarlo	Itkin	O'Donnell	Wenger

Dietz	Johnson	O'Keefe	White
Dininni	Jones	Oliver	Wiggins
Donatucci	Katz	Peterson	Wilt
Dorr	Kelly	Petrarca	Wright, D.
Doyle	Kernick	Pievsky	Yahner
Duffy	Klingaman	Pitts	Yohn
Dumas	Kolter	Pratt	Zearfoss
Englehart	Kowalyszyn	Prendergast	Zeller
Fee	Laughlin	Pyles	Zitterman
Fischer, R. R.	Lehr	Ravenstahl	Zord
Flaherty	Letterman	Reed	Zwinkl
Foster, A.	Levi	Renwick	
Foster, W.	Levin	Rhodes	Irvis,
Freind	Lincoln	Richardson	Speaker
Fryer	Livengood		

NAYS—41

Anderson	Hoefel	Pancoast	Shupnik
Armstrong	Hopkins	Parker	Sweet
Berson	Hutchinson, W.	Piccola	Taddonio
Burns	Knepper	Polite	Thomas
Caputo	Kukovich	Pott	Vroon
Dombrowski	Lashingner	Rappaport	Wargo
Fisher, D. M.	Madigan	Ryan	Weidner
Gallen	McGinnis	Scheaffer	Wilson
Geisler	McLane	Schmitt	Wise
George, M.	Mowery	Schweder	Wright, J. L.
Helfrick			

NOT VOTING—9

Bennett	Gillette	Rieger	Shelton
Cianciulli	Manderino	Scanlon	Williams
Cohen			

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. GREENLEAF offered the following amendments:

- Amend Bill, page 1, by inserting between lines 14 and 15 Section 3. The college shall, upon admitting a first-year class, admit as many students in that class as can be accommodated by the facilities of the school.
- Amend Sec. 3, page 1, line 15, by striking out "3." and inserting 4.
- Amend Sec. 4, page 1, line 18, by striking out "4." and inserting 5.
- Amend Sec. 5, page 2, line 6, by striking out "5." and inserting 6.

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Montgomery, Mr. Greenleaf.
Mr. GREENLEAF. This is the same amendment, Mr. Speaker.

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

The following roll call was recorded:

YEAS—188

Abraham	Garzia	Manmiller	Salvatore
Anderson	Gatski	McCall	Scheaffer
Armstrong	Geesey	McClatchy	Schweder

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

NAYS—6

Brown	Geisler	Schmitt	Shupnik
Caputo	Itkin		

NOT VOTING—8

Cianciulli	Gillette	Rieger	Shelton
Cohen	Manderino	Scanlon	Williams

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 pro tempore. 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, and yeas and nays will now be taken.

YEAS—181

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

NAYS—12

Brown	Meluskey	Shuman	Zeller
Fischer, R. R.	Ritter	Taylor, F.	Zord
Livengood	Schmitt	Trello	Zwicl

NOT VOTING—9

Cianciulli	Manderino	Rieger	Shelton
Cohen	Rhodes	Scanlon	Williams
Gillette			

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.

The House proceeded to third consideration of **HB 2260, PN 2880**, entitled:

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

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

Amend Bill, page 1, by inserting between lines 14 and 15

Section 3. The college shall, upon admitting a first-year class, admit as many students in that class as can be accommodated by the facilities of the school.

Amend Sec. 3, page 1, line 15, by striking out "3." and inserting 4.

Amend Sec. 4, page 1, line 18, by striking out "4." and inserting 5.

Amend Sec. 5, page 2, line 6, by striking out "5." and inserting 6.

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Montgomery, Mr. Greenleaf.

Mr. GREENLEAF. This is the same amendment, Mr. Speaker.

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

Mr. MEBUS. Mr. Speaker, may I interrogate my fellow colleague from Montgomery?

The SPEAKER pro tempore. Will the gentleman from Montgomery stand for a period of interrogation? The gentleman indicates that he will. The gentleman, Mr. Mebus, is in order and may proceed.

Mr. MEBUS. Mr. Speaker, I recognize that there is a need for medical doctors throughout the Commonwealth, but we have a dearth of them rather than a plethora. But is this true of a podiatrist as well? Is there a shortage of them? Should we really be generating more podiatrists beyond what their own capacities as they would choose it to be, indicate?

Mr. GREENLEAF. Mr. Speaker, as I stated previously, one of the purposes of this amendment is to not only make a legislative statement but also to helpfully gather information to answer such questions. Because as far as I have been concerned, in the last several months I have been unable to obtain that type of information and, hopefully, this amendment will be able to produce that type of data in the future.

Mr. MEBUS. Thank you.

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

The following roll call was recorded:

YEAS—188

Abraham	Gamble	Madigan	Salvatore
Anderson	Garzia	Manmiller	Scheaffer
Armstrong	Gatski	McCall	Schweder
Arthurs	Geesey	McClatchy	Scirica
Barber	George, C.	McGinnis	Seltzer
Bellomini	George, M.	McIntyre	Shuman
Beloff	Giammarco	McLane	Sirianni
Bennett	Gleeson	Mebus	Smith, E.
Berlin	Goebel	Meluskey	Smith, L.
Berson	Goodman	Milanovich	Spencer
Bittinger	Gray	Miller	Spitz
Bittle	Greenfield	Milliron	Stairs
Borski	Greenleaf	Miscevich	Stapleton
Brandt	Grieco	Moehlmann	Stewart
Brown	Halverson	Morris	Stuban
Brunner	Hamilton	Mowery	Sweet
Burd	Harper	Mrkonic	Taddonio
Burns	Hasay	Mullen, M. P.	Taylor, E.
Caltagirone	Haskell	Musto	Taylor, F.

Cassidy	Hayes, D. S.	Novak	Tenaglio
Cessar	Hayes, S. E.	Noye	Thomas
Cimini	Helfrick	O'Brien, B.	Trello
Cole	Hoefel	O'Brien, D.	Valicenti
Cowell	Honaman	O'Connell	Vroon
Davies	Hopkins	O'Donnell	Wagner
DeMedio	Hutchinson, A.	O'Keefe	Wansacz
DeVerter	Hutchinson, W.	Oliver	Wargo
DeWeese	Johnson	Pancoast	Wass
DiCarlo	Jones	Parker	Weidner
Dietz	Katz	Peterson	Wenger
Dininni	Kelly	Petrarca	White
Dombrowski	Kernick	Piccola	Wiggins
Donatucci	Klingaman	Pievsky	Wilson
Dorr	Knepper	Pitts	Wilt
Doyle	Kolter	Polite	Wise
Duffy	Kowalshyn	Pott	Wright, D.
Dumas	Kukovich	Pratt	Wright, J. L.
Englehart	Lashinger	Prendergast	Yahner
Fee	Laughlin	Pyles	Zearfoss
Fischer, R. R.	Lehr	Ravenstahl	Zeller
Fisher, D. M.	Letterman	Reed	Zitterman
Flaherty	Levi	Renwick	Zord
Foster, A.	Levin	Rhodes	Zwick
Foster, W.	Lincoln	Richardson	
Freind	Livengood	Ritter	
Fryer	Logue	Ruggiero	Irvis,
Gallagher	Lynch	Ryan	Speaker
Gallen	Mackowski		

NAYS—6

Caputo	Itkin	Schmitt	Shupnik
Geisler	Rappaport		

NOT VOTING—8

Cianciulli	Gillette	Rieger	Shelton
Cohen	Manderino	Scanlon	Williams

The question was determined in the affirmative, and the 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 pro tempore. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—175

Abraham	Garzia	Logue	Richardson
Armstrong	Gatski	Lynch	Ruggiero
Arthurs	Geesey	Mackowski	Ryan
Barber	Geisler	Madigan	Salvatore
Bellomini	George, C.	Manmiller	Scheaffer
Beloff	George, M.	McCall	Schweder
Bennett	Giammarco	McClatchy	Scirica
Berlin	Gleeson	McGinnis	Seltzer
Berson	Goebel	McIntyre	Shupnik
Bittinger	Goodman	McLane	Sirianni
Bittle	Gray	Mebus	Smith, E.
Borski	Greenfield	Milanovich	Smith, L.
Brandt	Greenleaf	Miller	Spencer
Brown	Grieco	Milliron	Spitz
Brunner	Halverson	Miscevich	Stairs
Burd	Hamilton	Moehlmann	Stapleton

Burns	Harper	Morris	Stewart
Caltagirone	Hasay	Mowery	Stuban
Caputo	Haskell	Mrkonic	Taddonio
Cassidy	Hayes, D. S.	Mullen, M. P.	Taylor, E.
Cessar	Hayes, S. E.	Musto	Tenaglio
Cimini	Helfrick	Novak	Thomas
Cole	Hoefel	O'Brien, B.	Valicenti
Cowell	Honaman	O'Brien, D.	Vroon
Davies	Hopkins	O'Connell	Wagner
DeMedio	Hutchinson, A.	O'Donnell	Wansacz
DeWeese	Hutchinson, W.	O'Keefe	Wargo
DiCarlo	Itkin	Oliver	Wass
Dietz	Johnson	Pancoast	Weidner
Dininni	Jones	Parker	Wenger
Dombrowski	Katz	Peterson	White
Donatucci	Kelly	Petrarca	Wiggins
Doyle	Kernick	Piccola	Wilson
Duffy	Klingaman	Pievsky	Wilt
Dumas	Knepper	Pitts	Wise
Englehart	Kolter	Polite	Wright, D.
Fee	Kowalshyn	Pott	Wright, J. L.
Fisher, D. M.	Kukovich	Pratt	Yahner
Flaherty	Lashinger	Prendergast	Yohn
Foster, W.	Laughlin	Pyles	Zearfoss
Freind	Lehr	Ravenstahl	Zitterman
Fryer	Letterman	Reed	
Gallagher	Levin	Renwick	Irvis,
Gallen	Lincoln	Rhodes	Speaker
Gamble			

NAYS—18

Anderson	Levi	Schmitt	Trello
DeVerter	Livengood	Shuman	Zeller
Dorr	Meluskey	Sweet	Zord
Fischer, R. R.	Noye	Taylor, F.	Zwick
Foster, A.	Ritter		

NOT VOTING—9

Cianciulli	Manderino	Rieger	Shelton
Cohen	Rappaport	Scanlon	Williams
Gillette			

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.

RECONSIDERATION OF VOTE ON HB 2269

Mr. GREENFIELD moved that the vote by which HB 2269, PN 2889, was defeated on this day be reconsidered.

Mr. PIEVSKY seconded the motion.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—195

Abraham	Garzia	Manmiller	Scanlon
Anderson	Gatski	McCall	Scheaffer
Armstrong	Geesey	McClatchy	Schmitt
Arthurs	Geisler	McGinnis	Schweder
Barber	George, C.	McIntyre	Scirica
Bellomini	George, M.	McLane	Seltzer
Beloff	Giammarco	Mebus	Shuman
Berlin	Gleeson	Meluskey	Shupnik
Berson	Goebel	Milanovich	Sirianni

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

NAYS—2

Livengood	Weidner
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NOT VOTING—5

Bennett	Gillette	Manderino	Shelton
Cohen			

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

On the question recurring,
Shall the bill pass finally?

HB 2269 PLACED ON FINAL PASSAGE
POSTPONED CALENDAR

Mr. GREENFIELD moved that HB 2269, PN 2889, be placed on the final passage postponed calendar.

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

GAVEL RETURNED TO SPEAKER

The SPEAKER pro tempore. The Chair returns the gavel to the Speaker.

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Berks, Mr. Fryer, for temporarily presiding.

The Chair now turns to page 10, HB 2277, PN 2897, which was laid upon the table on motion by the gentleman, Mr. Hutchinson. Apparently we now have the problem of language straightened out.

HB 2277 REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. Mr. Speaker, I move that HB 2277, PN 2897, together with the amendment thereto, offered by me heretofore, be removed from the table.

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

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—10

Cianciulli	Gray	Rieger	Shelton
Cohen	Manderino	Scanlon	Williams
Gillette	Pratt		

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

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. Mr. Speaker, I withdraw the previous amendment.

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

Mr. ARTHURS offered the following amendments:

- Amend Sec. 1, page 1, line 4, by inserting after "1." (a)
- Amend Sec. 1, page 1, by inserting between lines 9 and 10
- (b) This appropriation shall be reduced by any money appropriated for the same purpose for the 1978-1979 fiscal year in the General Appropriation Act of 1978.

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

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Arthurs.

Mr. ARTHURS. Thank you, Mr. Speaker.

This is basically the same amendment we had before. However, it has been cleared up by striking the last part of the original amendment, and it now just reads: "This appropriation shall be reduced by any money appropriated for the same purpose for the 1978-1979 fiscal year in the General Appropriation Act of 1978 . . ." In other words, this will just cover and make sure that there is not double payment made for the \$100,000 that we put into the general budget yesterday.

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

The following roll call was recorded:

YEAS—188

Abraham	Gatski	Manmiller	Schmitt
Anderson	Geesey	McCall	Schweder
Armstrong	Geisler	McClatchy	Scirica
Arthurs	George, M.	McGinnis	Seltzer
Bellomini	Giammarco	McIntyre	Shuman
Beloff	Gleeson	Mebus	Shupnik
Bennett	Goebel	Meluskey	Sirianni
Berlin	Goodman	Milanovich	Smith, E.
Berson	Gray	Miller	Smith, L.
Bittinger	Greenfield	Milliron	Spencer
Bittle	Greenleaf	Miscevich	Spitz
Borski	Grieco	Moehlmann	Stairs
Brandt	Halverson	Morris	Stapleton
Brown	Hamilton	Mowery	Stewart
Brunner	Harper	Mrkonic	Stuban
Burd	Hasay	Mullen, M. P.	Sweet
Burns	Haskell	Musto	Taddonio
Caltagirone	Hayes, D. S.	Novak	Taylor, E.
Caputo	Hayes, S. E.	Noye	Taylor, F.

Cassidy	Helfrick	O'Brien, B.	Tenaglio
Cessar	Hoeffel	O'Brien, D.	Thomas
Cimini	Honaman	O'Connell	Trello
Cole	Hopkins	O'Donnell	Valicenti
Cowell	Hutchinson, A.	O'Keefe	Vroon
Davies	Hutchinson, W.	Oliver	Wagner
DeMedio	Itkin	Pancoast	Wansacz
DeVerter	Johnson	Parker	Wargo
DeWeese	Jones	Peterson	Wass
DiCarlo	Katz	Petrarca	Weidner
Dietz	Kelly	Piccola	Wenger
Dininni	Kernick	Pievsky	White
Dombrowski	Klingaman	Pitts	Wiggins
Donatucci	Knepper	Polite	Wilson
Dorr	Kolter	Pott	Wilt
Doyle	Kowalyshyn	Pratt	Wise
Duffy	Kukovich	Prendergast	Wright, D.
Fee	Lashinger	Pyles	Wright, J. L.
Fischer, R. R.	Laughlin	Rappaport	Yahner
Fisher, D. M.	Lehr	Ravenstahl	Yohn
Flaherty	Letterman	Reed	Zearfoss
Foster, A.	Levi	Rhodes	Zeller
Foster, W.	Levin	Richardson	Zitterman
Freind	Lincoln	Ritter	Zord
Fryer	Livengood	Ruggiero	Zwick
Gallagher	Logue	Ryan	
Gallen	Lynch	Salvatore	Irvis,
Gamble	Mackowski	Scheaffer	Speaker
Garzia	Madigan		

NAYS—3

Englehart	George, C.	Renwick
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NOT VOTING—11

Barber	Dumas	McLane	Shelton
Cianciulli	Gillette	Rieger	Williams
Cohen	Manderino	Scanlon	

The question was determined in the affirmative, and the 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 yeas and nays will now be taken.

YEAS—186

Abraham	Gallen	Mackowski	Ryan
Anderson	Gamble	Madigan	Salvatore
Armstrong	Garzia	Manmiller	Scheaffer
Arthurs	Gatski	McCall	Schmitt
Barber	Geesey	McClatchy	Schweder
Bellomini	Geisler	McGinnis	Scirica
Beloff	George, M.	McIntyre	Seltzer
Bennett	Giammarco	McLane	Shupnik
Berlin	Gleeson	Mebus	Sirianni
Berson	Goebel	Meluskey	Smith, E.
Bittinger	Goodman	Milanovich	Smith, L.
Bittle	Gray	Miller	Spencer
Borski	Greenfield	Milliron	Stairs
Brandt	Greenleaf	Miscevich	Stapleton
Brown	Grieco	Moehlmann	Stewart
Brunner	Halverson	Morris	Stuban

Burd	Hamilton	Mowery	Sweet
Burns	Harper	Mrkonic	Taddonio
Caltagirone	Hasay	Mullen, M. P.	Taylor, E.
Caputo	Haskell	Musto	Tenaglio
Cassidy	Hayes, D. S.	Novak	Thomas
Cessar	Hayes, S. E.	Noye	Trello
Cimini	Helfrick	O'Brien, B.	Valicenti
Cole	Hoeffel	O'Brien, D.	Vroon
Cowell	Honaman	O'Connell	Wagner
Davies	Hopkins	O'Donnell	Wansacz
DeMedio	Hutchinson, W.	O'Keefe	Wargo
DeVerter	Itkin	Oliver	Wass
DeWeese	Johnson	Pancoast	Weidner
DiCarlo	Jones	Parker	Wenger
Dietz	Katz	Peterson	White
Dininni	Kelly	Petrarca	Wiggins
Dombrowski	Kernick	Piccola	Wilson
Donatucci	Klingaman	Pievsky	Wilt
Dorr	Knepper	Pitts	Wise
Doyle	Kolter	Polite	Wright, D.
Duffy	Kowalyszyn	Pott	Wright, J. L.
Dumas	Kukovich	Pratt	Yahner
Englehart	Lashinger	Prendergast	Yohn
Fee	Laughlin	Pyles	Zearfoss
Fisher, D. M.	Lehr	Rappaport	Zeller
Flaherty	Letterman	Ravenstahl	Zitterman
Foster, A.	Levi	Reed	Zord
Foster, W.	Levin	Rhodes	Zwinkl
Freind	Lincoln	Richardson	
Fryer	Logue	Ritter	Irvis,
Gallagher	Lynch	Ruggiero	Speaker

NAYS—8

Fischer, R. R.	Hutchinson, A.	Renwick	Spitz
George, C.	Livengood	Shuman	Taylor, F.

NOT VOTING—8

Cianciulli	Gillette	Rieger	Shelton
Cohen	Manderino	Scanlon	Williams

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.

The House proceeded to third consideration of **HB 485, PN 2859**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes denying retirement benefits to certain persons convicted of certain crimes and further providing for the attachment and assignment of funds.

On the question,

Will the House agree to the bill on third consideration?

Mr. DORR offered the following amendments:

Amend Sec. 1 (Sec. 5312), page 2, line 2, by striking out "IS CONVICTED OF" and inserting breaks his contract with the Commonwealth by committing

Amend Sec. 1 (Sec. 5312), page 2, line 3, by inserting after "EMPLOYMENT" and who is convicted thereof

Amend Sec. 1 (Sec. 5312), page 2, line 7, by removing the period after "RECORD" and inserting and includes pleas of guilty and nolo contendere.

Amend Sec. 1 (Sec. 5312), page 2, line 10, by inserting after "SERVICE." Each time a member of the fund is elected, appointed, promoted, or otherwise changes a job classification,

there is a termination and renewal of such member's contract for purposes of this section and section 5953 (relating to taxation, attachment and assignment of funds).

Amend Sec. 2, page 2, line 11, by inserting after "AMENDED" and section 5953 is amended by adding a subsection

Amend Sec. 2 (Sec. 5953), page 3, line 7, by removing the comma after "MISAPPROPRIATED" and inserting and any fine imposed

Amend Sec. 2 (Sec. 5953), page 3, line 11, by removing the period after "FUNDS" and inserting or the imposition of a fine for the crime.

Amend Sec. 2 (Sec. 5953), page 3, by inserting between lines 12 and 13

(c) Limitations on disbursements.—Notwithstanding any other provision of this title, the board shall not disburse any funds to any person who has forfeited their right to benefits pursuant to section 5312 (relating to denial of certain benefits) until the Auditor General and the Attorney General have determined and certified that there has been no loss to the Commonwealth as a result of the conduct that resulted in forfeiture of benefits. If there is a loss to the Commonwealth, the board shall pay the amount of the loss to the State Treasurer from the officer's contributions and the interest thereon.

Amend Bill, page 3, by inserting between lines 12 and 13

Section 3. This act shall be retroactive to December 1, 1972.

Section 4. The provisions of this act shall be severable. If any provision of this act or the application thereof to any person or circumstance is held invalid, the remainder of the statute, and the application of such provision to other persons or circumstances, shall not be affected thereby, unless the court finds that the valid provisions of the act are so essentially and inseparably connected with, and so depend upon, the void provision or application, that it cannot be presumed the General Assembly would have enacted the remaining valid provisions without the void one; or unless the court finds that the remaining valid provisions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Amend Sec. 3, page 3, line 13, by striking out "3." and inserting 5.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Dorr, on the amendment.

Mr. DORR. Mr. Speaker, the amendment is an effort to speak to what I think is the clear and loud message that we, the members of the General Assembly, have been getting from the people. The bill is a good bill and it does what the people want, except that I think we need to give the courts of this Commonwealth every possible opportunity to decide these questions in the manner that I think the people of Pennsylvania want and deserve to have them decided.

The amendment adds two or three points which I believe simply add some additional language giving the courts some additional opportunity to decide in favor of the citizens of the Commonwealth and against those who have committed a breach of faith by committing crimes while in office. There is a specific section authorizing and requiring the retention of moneys in the pension fund until such times as there is a clear determination made that the Commonwealth is not entitled to

any of those moneys. Secondly, there is a section specifically making this act retroactive to December 1, 1972.

The remaining sections of the amendment add language which makes it clear that the General Assembly believes that the commission of a crime while in office is a breach of a person's contract with the Commonwealth and therefore requires the loss of any funds even though he may have already had a right to those funds if he had not committed that offense. It makes it clear that the bill includes, in its definition of conviction, situations where there is a guilty plea or a nolo contendere plea. It adds language which clearly indicates that each time a person's job changes, in effect, there is a new contract, therefore breaking the vesting for the purposes of this act; and it further requires the retention of funds and authorizes the attachment of funds in the pension for any fine that might be imposed as a result of that conviction.

I believe that covers the provisions of the amendment, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Montgomery, Mr. Polite.

Mr. POLITE. Thank you, Mr. Speaker.

Mr. Speaker, the public's confidence in state government reached an all-time low recently when the news that two state-convicted legislators would be receiving handsome state pensions at public expense. From the taxpayer viewpoint, it seems that crime does pay for corrupt politicians in Pennsylvania. We have a sterling example in former State Senator Henry J. Cianfrani, who pleaded guilty to 106 counts of official corruption only to receive as a reward for his so-called service, a pension of \$910 per month in addition to his pension-fund contributions of more than \$36,000. From this very chamber, we have another example in former Speaker Fineman, although convicted of obstruction of justice on an influence-peddling case, who is expected to receive an annual pension of \$32,000.

The amendment that I am asking you to support today would prevent such pension ripoffs from taking place and would give the taxpaying public the legal assurance that those who have abused the public trust will not be subsidized in their retirement by even more tax dollars.

Specifically, this amendment would cut off pensions for any Commonwealth official who commits a felony or misdemeanor in connection with their official duties. It would permit the convicted officeholder to collect their contribution to pension funds but it would mandate that those contributions would be subject to garnishment by absence of these officials.

In the case of Mr. Cianfrani, who admitted paying \$30,000 in Senate salaries to two women who did no state work, his \$36,000 pension contribution could be attached for the stolen \$30,000 in addition to any other misappropriated money.

This amendment would make it obligatory that the state attorney general takes the necessary legal steps to get back from the convicted official any public funds lost or stolen through misconduct in office.

The most important part of this amendment is that it would be retroactive, making Mr. Cianfrani, Mr. Fineman and the many other convicted state officials subject to loss of pensions and the attachment of their pension contributions. But I firmly

believe that we must do all in our power to make sure that crooked officials do not get away with more public money than they have already taken.

We in the legislature owe this effort to the public we represent. We cannot, in good conscience, turn aside this opportunity to prevent those who have so abused the public trust from receiving any more tax dollars. Therefore, Mr. Speaker, I ask all of my colleagues for support of this amendment. Thank you very much.

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

Mr. COWELL. Thank you, Mr. Speaker.

Would Mr. Dorr submit to a question or two, please?

The SPEAKER. Will the gentleman, Mr. Dorr, stand for interrogation? The gentleman indicates that he will so stand. The gentleman, Mr. Cowell, is in order and may proceed.

Mr. COWELL. Thank you, Mr. Speaker.

I would like clarification about a couple phrases in the proposed amendment. First of all, Mr. Speaker, when you speak of breaking his contract with the Commonwealth, could you clarify that? Specifically, does the retirement law at this point define the nature of that contract or suggest that in fact there is a contract?

Mr. DORR. Not to my knowledge, Mr. Speaker. The point I am trying to insert here is a response to what some people have said may be a key point with the courts. It has been said by a number of people that you may not constitutionally disturb a contract in this Commonwealth. Therefore, the court may decide that since this is your pension benefit or your pension system is in the nature of a contract, therefore you cannot disturb it. What I am trying to say here is that if they decide that it is in the nature of a contract, it is the person who is convicted of the crime who first violated the contract and therefore has no further rights of a contractual nature, and we are not disturbing the contract from a constitutional point of view.

Mr. COWELL. The second question: Is there a specific reason why you picked the date December 1, 1972, as the date of retroactivity?

Mr. DORR. Yes, Mr. Speaker, that date is an effort to speak to the problem of vesting. Also it has been said that this may be a key point with the courts. If it is, I think the bill as written and with the adoption of the amendment will allow the courts or will allow the pension system to say to a person, you are not entitled to your pension if you are convicted of a crime and that is regardless of when you are vested.

However, the key point—if it is a key point with the courts—is that December 1, 1972, is a key date, at least as far as the members of the General Assembly are concerned, because those who entered the system on December 1, 1972, except in certain isolated cases regarding purchase of military time or by reason of age, except for those situations, those persons are not as of this date vested. I am assuming that the act would be adopted before the end of this session.

Mr. COWELL. May I pursue that point a little bit more then? You are suggesting that the act would be applicable only to individuals who entered the system after December 1, 1972, is that correct?

Mr. DORR. No, Mr. Speaker, I am not. My intention is that the vesting point, if it is a key point, will allow the court to say that this act only divests you if the court decides. I am sorry, if the court decides that vesting is the key point, then retroactive to that date would mean that at least all of us who are not yet vested to this point would still be subject to losing the pension benefits.

Mr. COWELL. At the same time, there are members in this House who are vested prior to December 1, 1972, and I am guessing but I would think that the former Speaker who was mentioned earlier had been vested prior to December 1, 1972. Because of his years of experience, do I understand that it would not be applicable to those in this chamber or those who might have left but had been vested prior to December 1, 1972?

Mr. DORR. If I understand the gentleman's question, my answer is that, in my judgment, the bill as written, even without the amendment, would cause anyone to lose his pension benefits whether he is vested or not. The retroactive portion of that phrase, which you questioned me about, is meant only to apply to the retroactive aspect of the bill. The date only applies to the retroactive situation, convictions of people before this point and after December 1, 1972.

Mr. COWELL. Mr. Speaker, I am a little confused. Maybe I am just being dense today, I do not know. Specifically, how would this proposed amendment, and if it is adopted to subsequent law, apply to an individual who had been vested sometime in 1969 or 1970 but who was convicted of a crime involving misbehavior in office in 1975 or 1976 or 1977?

Mr. DORR. He would lose his pension benefits.

Mr. COWELL. What is the magic date of December 1, 1972?

Mr. DORR. It is not magic except in that sense that I already mentioned.

Mr. COWELL. Okay.

Mr. DORR. I am sorry if I am not making myself clear, but that is the reason for the date, for those people who are not yet vested in the General Assembly.

Mr. COWELL. Would Mr. Dorr like to expand upon his answer after that conference?

Mr. DORR. I am sorry, I thought I had finished answering the questions.

Mr. COWELL. Mr. Speaker, perhaps you can elaborate just a little bit more. You say that the date of applicability shall be retroactive to December 1, 1972, and I understand how it would apply or make the law applicable to those public officials or those state employes who began their service on December 1, 1972 or thereafter and are subsequently convicted of the appropriate crime that is addressed by this bill. I can even begin to understand how the law might be made applicable to somebody who was in the employ of the state or who was a state official prior to December 1, 1972 but who did not vest in the system until December 1, 1972 or thereafter, but I cannot understand how your particular proposed language would make the law applicable to somebody who was an official or employe of the state and who in fact has been vested prior to December 1, 1972.

Mr. DORR. My language does not, Mr. Speaker. Your language does in my judgment.

Mr. COWELL. Then let me ask one final question. If the language of the original bill or as it came out of committee already is all inclusive, why do we add the specific language that you are proposing, and that is, the retroactive date of December 1, 1972?

My concern is that that might actually limit the court's interpretation and might let off the hook, if you will, those individuals who were employes or officials of the state and had been vested prior to December 1, 1972. I am afraid you are creating a loophole.

Mr. DORR. No, Mr. Speaker. In fact, the only thing that that particular clause does is to say that this act shall be interpreted as if it were enacted December 1, 1972. It is retroactive to that date.

The point is that with your language there is some question as to whether the court will say vesting is a key element. Therefore, even though my judgment is that it is not and in my judgment the situation you mentioned would be covered by the bill, some court might, I suppose, say to the contrary and that vesting is a key point, and, therefore, since those people who have vested are not covered by this bill, you cannot divest them of their pension benefits.

Mr. COWELL. Mr. Speaker, if the court made that decision, the fact that your language was in there would not change the situation for Mr. Fineman, for instance?

Mr. DORR. Yes, I think it would. Because Mr. Fineman was convicted after December 1, 1972. As a matter of fact, he was reelected, I think, twice after that date before he was convicted of the crime.

The purpose of the amendment is to give the courts an additional handle to make the bill apply to those people who have been recently convicted of crimes and have caused our people back home to say to us, they do not deserve to get their pensions.

Mr. COWELL. I very much appreciate that. That is why I introduced the legislation to begin with.

The more answers I get, the more confused I become, though.

The retroactivity date, does that apply to the date of the crime, the date of beginning of employment, dates of vesting, or the dates of termination of employment?

Mr. DORR. No. Its effect is to make it as if this bill were adopted December 1, 1972.

Mr. COWELL. Why that particular date?

Mr. DORR. Because those of us who took office on that date are not yet vested. That is what I am informed.

Mr. COWELL. Okay. Again I go back to the point I raised before: What about those other individuals who had vested prior to December 1, 1972, or those other individuals who, in fact, serve in this chamber today with many years of experience who had vested prior to that date?

Mr. DORR. In my opinion, they are covered by the bill already. If the court said you cannot divest them once they are vested however, this would at least make sure that the bill covers everybody who is not yet vested today on the enactment of the bill.

Mr. COWELL. Why did you not make it December 1, 1942 then? I think we would have been safer.

Mr. DORR. Because if the court is going to use this as a key phrase, they would still say you cannot divest them once they are vested even by enactment of the bill.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, may I make some additional comments?

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

Mr. COWELL. Mr. Speaker, Mr. Dorr's amendment has one significant change in it in terms of the proposed law as it was released from committee.

That significant change appears on the top of page 2 where it specifies certain responsibilities that will belong to the attorney general and the auditor general of this Commonwealth. Basically it gives them the charge or the responsibility of notifying the retirement board if in fact there is any loss of revenues or misappropriated funds or what have you that resulted from a case involving a state employe or state official who is convicted of a felony or a misdemeanor involving misbehavior in office. I think that is very desirable.

The other point that some of us might suggest is significant, but I am not sure it goes much beyond what the committee chose to do, is that language that is addressed in section 3 or where it would create a section 3 and say, this act shall be retroactive to December 1, 1972.

I am not a member of the Insurance Committee but I had an opportunity to attend that meeting when they considered this legislation. I know a number of the members of that committee specifically said that they did not want to consider language that would exempt anybody. Current members of the Legislature, current state employes or those who, in fact, had left the employ of the state or who had left as a public official or public position in the past.

I remember Representative Milliron stating very forcefully that he felt and that other members of that committee felt that the language should be left in such a fashion; that if it was ultimately going to be determined by a court how it should be applied, that that court had the latitude to apply it in the broadest sense possible so that it could apply to members of this legislature, current employes of the state, and perhaps even to past employes. The committee sought to have the proposed law applied in the broadest fashion possible within constitutional restraints that might ultimately be determined by the courts.

I do not think that Mr. Dorr's amendment substantially changes that. I think he tries to state a little bit more explicitly what we intended to do when the legislation was introduced and what the committee intended to do when it released the bill from committee several weeks ago in its present form. So, therefore, I am not going to oppose his amendment. If he had not added the severability clause, which does appear as a section 4, I would be very concerned because, in fact, there may be a constitutional restriction in terms of how we can apply this law as much as we would like to apply it to anybody who has ever violated their public trust, be they an official of the state or a public employe. I think the general public feels that same way and has stated their attitude very forcefully, but we may, in fact, find that our hands are constitutionally tied.

I think, however, we should seek to have this law applied in the broadest sense possible. If our hands are, in fact, constitu-

tionally tied, if we are limited as to those individuals whom we might make it applicable for, then the courts should so tell us. But because of the severability clause which can save, in fact, the rest of the law, if the retroactivity date is deemed to be unconstitutional, I would urge us to adopt the Dorr amendment and to adopt HB 485 today. Thank you.

The SPEAKER. On the amendment offered by the gentleman, Mr. Dorr, the Chair recognizes the gentleman from Blair, Mr. Milliron.

Mr. MILLIRON. Thank you, Mr. Speaker.

We keep hearing so much about contracts; that a pension is a contract and therefore it cannot be broken. We heard that from the legal staff, not just on our committee but in the papers where various lawyers were contacted. I do feel though that the Dorr amendment strengthens the thinking that when a crime is committed we have already, whoever has violated, the elected officials have already then violated that contract.

When an employe is hired by the state, he is hired with the understanding that he will uphold the laws of the Commonwealth. So, when he violates those laws in conjunction with his job, my feeling is that he broke the contract and therefore we can stop the pension. I do think though that the Dorr amendment adds more significance and makes that language stronger and I would sincerely hope that the members would support the Dorr amendment. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Delaware, Mr. Garzia, is recognized on the Dorr amendment.

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

The SPEAKER. Will the gentleman, Mr. Dorr, stand for interrogation? The gentleman indicates that he will so stand. The gentleman, Mr. Garzia, is in order and may proceed.

Mr. GARZIA. Mr. Speaker, I have one question: By your amendment and the bill, I think, if I understand it right, if I am on a pleasure trip and I hit someone, hit and run, and I am convicted, do I lose my pension if I accumulate any points up here or do I have to be convicted of a specific crime pertaining to my office?

Mr. DORR. I am not an expert. That language, Mr. Garzia, was put into the original bill and I do not want to misinterpret what the author of the bill said. It would be my judgment that the bill applies to people who are convicted of crimes connected with their state job.

Mr. GARZIA. Mr. Speaker, that has nothing to do with if I am on vacation and I get convicted of a crime?

Mr. DORR. If you are a speeder down the road and you are not on state business, in my judgment, this does not affect your pension.

Mr. GARZIA. Are you sure?

Mr. DORR. I can only give you my opinion, Mr. Garzia, and in my opinion it would not.

Mr. GARZIA. Mr. Speaker, may I ask the House that particular question?

The SPEAKER. Will the gentleman yield? You are premature.

The question before the House is on the Dorr amendment

which has nothing to do with your question. Your question was more properly directed at the time when the bill was under debate.

Mr. GARZIA. Thank you, Mr. Speaker.

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

Mr. RITTER. Mr. Speaker, I have very little problem with the amendment, with one exception, and that is section 3, the retroactivity clause. Because of that, Mr. Speaker, I would like to ask, is this amendment divisible, and the division would be to remove, at this time, section 3 of the amendment?

The SPEAKER. In the opinion of the Chair, and the Chair has already looked at the amendment from that point of view, the amendment is so divisible.

MOTION TO DIVIDE DORR AMENDMENT

Mr. RITTER. Mr. Speaker, if I am in order I would move that the amendment be divided and that we consider all the amendments now except section 3, and that we consider that when we finish with the rest of the amendment.

The SPEAKER. It has been moved by the gentleman, Mr. Ritter, that the Dorr amendment be divided so that it would end on page 2 with the words, "If there is a loss to the Commonwealth, the board shall pay the amount of the loss to the State Treasurer from the officer's contributions and the interest thereon." The question is on the motion to divide.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—113

Table listing names of members who voted 'YEAS' (113 total). Includes Abraham, Arthurs, Barber, Bellomini, Beloff, Bennett, Berlin, Berson, Bittinger, Borski, Brown, Brunner, Burd, Caltagirone, Caputo, Cole, Cowell, DeMedio, DeWeese, DiCarlo, Dombrowski, Donatucci, Doyle, Duffy, Dumas, Englehart, Fee, Flaherty, Freind, Fryer, Gallagher, Gamble, Garzia, Gatski, Geisler, George, M., Giammarco, Gleeson, Goodman, Gray, Greenfield, Greenleaf, Harper, Hoefel, Hopkins, Itkin, Johnson, Jones, Kernick, Kolter, Kowalyshyn, Kukovich, Laughlin, Letterman, Levi, Lincoln, Livengood, Logue, Lynch, McCall, McLane, Meluskey, Milanovich, Misceovich, Mrkonic, Mullen, M. P., Musto, Novak, O'Brien, B., O'Donnell, O'Keefe, Oliver, Pancoast, Petrarca, Pievsky, Pratt, Prendergast, Rappaport, Ravenstahl, Renwick, Rhodes, Richardson, Rieger, Ritter, Ruggiero, Schmitt, Schweder, Shuman, Shupnik, Sirianni, Smith, E., Spitz, Stairs, Stewart, Sweet, Taylor, F., Tenaglio, Trello, Valicenti, Vroon, Wagner, Wansacz, Wargo, White, Wittgins, Wise, Wright, D., Yahner, Zearfoss, Zeller, Zitterman, Zwilk, Irvis, Speaker.

NAYS—80

Table listing names of members who voted 'NAYS' (80 total). Includes Anderson, Goebel, Manmiller, Ryan.

Table listing names of members who did not vote. Includes Armstrong, Bittle, Brandt, Burns, Cassidy, Cessar, Cimini, Davies, DeVerter, Dietz, Dininni, Dorr, Fischer, R. R., Fisher, D. M., Foster, A., Foster, W., Gallen, Geesey, George, C., Grieco, Halverson, Hamilton, Hasay, Haskell, Hayes, D. S., Hayes, S. E., Helfrick, Honaman, Hutchinson, A., Hutchinson, W., Katz, Kelly, Klingaman, Knepper, Lashinger, Lehr, Mackowski, Madigan, McClatchy, McGinnis, Mebus, Miller, Milliron, Moehlmann, Morris, Mowery, Noye, O'Brien, D., O'Connell, Parker, Peterson, Piccola, Pitts, Polite, Pott, Pyles, Reed, Salvatore, Scheaffer, Scirica, Seltzer, Smith, L., Spencer, Stapleton, Stuban, Taddonio, Taylor, E., Thomas, Wass, Weidner, Wenger, Wilson, Wilt, Wright, J. L., Yohn, Zord.

NOT VOTING—9

Table listing names of members who did not vote. Includes Cianciulli, Cohen, Gillette, Levin, Manderino, McIntyre, Scanlon, Shelton, Williams.

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

DORR AMENDMENTS PART I VOTED

The SPEAKER. The Dorr amendment now before the House begins on page one and ends with the words "... State treasurer from the officer's contributions and the interest thereon." Period. And that is the amendment currently before the House. The question is on the adoption of that amendment.

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

Mr. RITTER. Mr. Speaker, would the gentleman, Mr. Dorr, consent to just a brief interrogation?

The SPEAKER. The gentleman, Mr. Dorr, indicates that he will so consent. The gentleman, Mr. Ritter, is in order and may proceed.

Mr. RITTER. Mr. Speaker, there are other places in the bill and, in fact, in your amendment, where we talk about members' contributions and we also talk about the words "officer or employe." And if you look on page 2 of your amendment, on the last line of that subsection (c), you say, "... shall pay the amount of the loss to the State Treasurer from the officer's contributions and the interest thereon."

When you use the word officers, do you also mean employe, because there is a difference in the bill itself where it mentions officer and employe? I think you mean both, but I just wanted to make sure.

Mr. DORR. It is my intention, Mr. Speaker, that that would cover everybody.

Mr. RITTER. In your opinion it would? And you intended for it to be that way?

Mr. DORR. Yes, sir.

Mr. RITTER. I thank the gentleman, Mr. Speaker.

Mr. Speaker, I urge support for the first part of the Dorr amendment.

On the question,

Will the House agree to Part I of the Dorr amendments?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—6

Cianciulli	Levin	Shelton	Williams
Cohen	Manderino		

The question was determined in the affirmative, and Part I of the Dorr amendments was agreed to.

The SPEAKER. The amendment now before the House begins with the words: "Amend Bill, page 3, by inserting between lines 12 and 13 Section 3. This act shall be retroactive . . ." and ends with the words: "Amend Sec. 3, page 3, line 13, by striking out "3." and inserting 5."

The question is on that amendment.

QUESTION OF CONSTITUTIONALITY RAISED

The Chair recognizes the gentleman from Lehigh, Mr. Ritter. Mr. RITTER. Mr. Speaker, I have no problem with the severa-

bility clause. We put that in several pieces of legislation. My problem is with section 3: "This act shall be retroactive to December 1, 1972."

Mr. Speaker, all of us took an oath to uphold the constitution of this Commonwealth. This constitution in Article I, section 17, says, and I quote: "No ex post facto law, nor any law impairing the obligation of contracts, or making irrevocable any grant of special privileges or immunities, shall be passed."

Mr. Speaker, I raise the question of constitutionality on section 3 of the second part of the amendment in that it will be an ex post facto law if in fact we pass it. It is on that basis that I raise the constitutional objection.

The SPEAKER. On the question, the Chair recognizes the gentleman from Schuylkill, Mr. Hutchinson.

Mr. W. D. HUTCHINSON. Are we on the issue of constitutionality, Mr. Speaker?

The SPEAKER. The Chair has heard that the question of constitutionality of the second Dorr amendment has been raised. The question is on the constitutionality and that is the question to be settled on the floor of the House.

Mr. W. D. HUTCHINSON. Mr. Speaker, may I be recognized on the question of constitutionality?

The SPEAKER. You certainly may, counselor.

Mr. W. D. HUTCHINSON. Thank you, Mr. Speaker.

The gentleman has quoted from the language of the Pennsylvania constitution which contains the provision prohibiting ex post facto laws. This is not an ex post facto law. A common law and the concept of an ex post facto law applied only in the criminal field. This is not a criminal statute. It relates to a contract and rights under a contract of employment. It does not impose a criminal penalty on a person retroactively and therefore it is not violative of the ex post facto provision of the Pennsylvania constitution. I urge that the members vote in favor of the question of the constitutionality of the statute.

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

Mr. RITTER. Mr. Speaker, would the gentleman, Mr. Hutchinson, consent to an interrogation?

Mr. W. D. HUTCHINSON. I will, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Hutchinson, indicates that he will so consent. The gentleman, Mr. Ritter, is in order and may proceed.

Mr. RITTER. Mr. Speaker, did you just say earlier that what we are dealing with now are rights in a contract?

Mr. W. D. HUTCHINSON. That is correct.

Mr. RITTER. Well, Mr. Speaker, section 17 of Article I, also says: ". . . nor any law impairing the obligation of contracts . . . shall be passed." And Mr. Dorr's amendment refers specifically on the first page to anyone who breaks his contract with the Commonwealth. If that is the case, Mr. Speaker, would we not then be in violation of the constitution if we attempt to impair the contract?

Mr. W. D. HUTCHINSON. No, because, if I may expand on that, in my opinion the Dorr amendment does not constitute an impairment of contract. The Dorr amendment is very carefully and, I think, ingeniously and properly drafted to make it clear

that there, as Mr. Dorr has said, is an implied obligation in the contract of employment with the Commonwealth to be honest and treat the property and rights of your employer without violating them in a criminal manner. And because that obligation is implied, there has been a material breach of the contract by the person who is convicted, which material breach has destroyed the contract. I do not think we are impairing the contract in any way. Now I realize some of these questions may ultimately have to be decided by the courts, but, nevertheless, it seems to me that we are not impairing the contract in the sense that it is used in the constitution by the Dorr amendment for the reasons that I have given.

QUESTION OF CONSTITUTIONALITY WITHDRAWN

Mr. RITTER. I thank the gentleman, Mr. Speaker.

As I said, I have no problem with making this bill effective today, but I am concerned about the retroactivity clause in there. I do think it is unconstitutional. I think there are a number of Supreme Court cases from this Commonwealth, the State Supreme Court, which indicate that in fact we cannot do that. I do not want to engage in an exercise of futility.

I think the bill is needed. I think the bill should have been in effect perhaps 15, 20 or 30 years ago. The point is, it was not. I do not want to do something which, to me, would be unconstitutional. I will withdraw the question of constitutionality, if that pleases everyone.

The SPEAKER. The gentleman has withdrawn the question of constitutionality.

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

The following roll call was recorded:

YEAS—192

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

Dietz	Jones	Petrarca	Wenger
Dininni	Katz	Piccola	White
Dombrowski	Kelly	Pievsky	Wiggins
Donatucci	Kernick	Pitts	Wilson
Dorr	Klingaman	Polite	Wilt
Doyle	Knepper	Pott	Wise
Duffy	Kolter	Pratt	Wright, D.
Dumas	Kowalshyn	Prendergast	Wright, J. L.
Englehart	Kukovich	Pyles	Yahner
Fee	Lashinger	Rappaport	Yohn
Fischer, R. R.	Laughlin	Ravenstahl	Zearfoss
Fisher, D. M.	Lehr	Reed	Zeller
Flaherty	Letterman	Renwick	Zitterman
Foster, A.	Levi	Rhodes	Zord
Foster, W.	Lincoln	Richardson	Zwilk
Freind	Livengood	Rieger	
Fryer	Logue	Ruggiero	Irvis,
Gallagher	Lynch	Ryan	Speaker
Gallen	Mackowski		

NAYS—1

Ritter

NOT VOTING—9

Cianciulli	Levin	Scanlon	Shupnik
Cohen	Manderino	Shelton	Williams
Goebel			

The question was determined in the affirmative, and Part II of the Dorr amendments was agreed to.

REMARKS ON VOTES

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

Mr. RITTER. On the advice of counsel, who indicated to me that there is no sense in being a dead hero, I would like to change my vote on the second part of the Dorr amendment to HB 485 to the affirmative.

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

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

Mr. GOEBEL. Mr. Speaker, I was sleeping at the switch here and I neglected to vote at all on the Dorr amendment to HB 485. So I would like to be recorded in the affirmative, if I may.

The SPEAKER. The gentleman's remarks will be spread upon the record. He will join the rest of us heroes.

On the question,

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

Mr. O'CONNELL offered the following amendments:

Amend Sec. 2 (Sec. 5953), page 2, line 20 by inserting after "(3)," and in the case of an individual as provided for in paragraph (4)

Amend Sec. 2 (Sec. 5953), page 3, by inserting between lines 11 and 12

(4) To any person, to the extent of the amount of money given by said person to any member who is terminating State service and is convicted of an offense involving the receipt of said money.

On the question,

Will the House agree to the amendments?

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

Mr. O'CONNELL. Thank you, Mr. Speaker.

This amendment has to do with the "kickee" and the "kickor." What happens here is that if a person is involved in any of these schemes and makes a contribution or participates in it, makes a payment for any services or favors, and the member involved or the person involved is convicted, then that person has a right to recover to the same degree that the Commonwealth would have. I would ask for favorable consideration.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

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

NAYS—2

Spitz	Zearfoss
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NOT VOTING—7

Cianciulli	Levin	Scanlon	Williams
Cohen	Manderino	Shelton	

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 Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Very briefly, I think that we ought to pass HB 485 for two basic reasons: One, because it corrects a very fundamental inequity or unfairness in the current law. There is absolutely no reason in anybody's sense of justice why an individual, who abuses their public trust or violates their public trust, should subsequently be rewarded with a pension paid for by the very taxpayers who were betrayed.

Secondly, I think that in fact the danger of losing one's pension, particularly for the career official or the career employe, will serve as a deterrent when that person perhaps is tempted by something that might in fact lead them to violate their public oath or their public trust.

Mr. Speaker, in terms of the constitutionality question, I think it is a legitimate question and ultimately will be examined by the courts in terms of section 3 and the retroactivity date. I think, as I indicated earlier, that the saving clause, the severability clause that appears in section 4, will in fact make the rest of the law applicable should section 3 be declared unconstitutional.

I state for the record: If some court should find it necessary to interpret the legislative intent, as the author of the bill and as one who votes for it, it is my intent that a court make the law applicable in the broadest sense possible within any constitutional restraints.

I would hope that they would do that and I would hope that, within constitutional restraints, the law can be made applicable to everybody in this chamber and to those who have recently left.

Thank you.

The SPEAKER. The Chair recognizes on final passage, the gentleman from Delaware, Mr. Garzia.

Mr. GARZIA. Yes, Mr. Speaker. I see in the bill here where it says: ". . . in connection with performance of his official duties as an officer or employee of the Commonwealth, . . ."

Now, I would like to use myself as an example. I do not do anything else for a living. When am I on official duty and when am I not on official duty? So that if I do have a hit and run and I get convicted of a crime, where is the line drawn for a person like myself? I would like to have somebody answer that question, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Cowell, is the sponsor of the bill. Does the gentleman care to answer the question?

Mr. COWELL. Mr. Speaker, I am not an attorney so I am not as well versed in that particular area as I might be. I do know that misbehavior in office is a term which appears in the constitution. I do know that there is some case law that has further defined misbehavior in office. I think that type of case law would provide some guidance for Mr. Garzia in terms of the type of activities that he or someone else might engage in where they in fact would be convicted of misbehavior in office.

Mr. GARZIA. Mr. Speaker, you have not answered my question to satisfy me. I would still like to know where the line is drawn when you are on official duty.

If I am driving up here Monday morning, I consider that being official duty. I am coming up here on my job. If I go to church on a Sunday morning, I do not consider that as part of official duty. Now, if I go away on vacation, I assume that that is not official duty. But when you work at this job 6 days a week, when am I not on duty?

Is it just when I go to church or when I am on vacation or what? You know, this is a serious thing we are asked to vote on because a hit and run—I will just use that as an example—can happen. In a moment of panic, you take off. And you can be convicted of that. But I would like to know where the line is drawn, if someone can answer that question to satisfy me.

The SPEAKER. Apparently, you are not going to get that type of an answer.

Mr. GARZIA. Yes. But, Mr. Speaker, I am asked to vote on this bill today and I could walk out of here after the Governor signs this—

The SPEAKER. We cannot force someone to give you an answer, sir.

Mr. GARZIA. I do not want to single out anybody and interrogate them, and that is why I asked for a volunteer. We have great constitutional minds in this Assembly; I am sure one person could step forward.

The SPEAKER. I am sure we have some extremely great constitutional minds in this Assembly. Will one of those great constitutional minds, Mr. Berson, decide to try and answer the question.

Mr. BERSON. If the question is, what is the definition of misbehavior in office—

Mr. GARZIA. Mr. Speaker, that is not the question. Where is the line when you are on official duty and you are not on official duty?

Mr. BERSON. I will define misbehavior in office, and then you can determine when it is.

Misbehavior in office is committed whenever a public officer fails to perform a positive statutory duty or when he performs a discretionary act with an improper or corrupt motive. That is where the courts have defined misbehavior in office.

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

Mr. GARZIA. Mr. Speaker, that sounds good, but somewhere along the line you left me out in left field. I only went to the third grade so I wish you would speak on a third-grade level. But you still have not answered my question: Where do I draw the line when I am on official duty in case I get into trouble?

The SPEAKER. Mr. Garzia, I am afraid that the Chair cannot aid you and apparently no one else can at this particular time in history.

The Chair recognizes the gentleman from Dauphin, Mr. Reed.

Mr. REED. Only one quick comment, Mr. Speaker: While I support the bill and I think it is long overdue and something, as Mr. Ritter said, should have been on the books years ago, it does have, not only ambiguity, as pointed out by Mr. Garzia, but also has another basic deficiency, and that is that it does not cover employes and officers of counties, school districts, municipalities, and various public authorities, and until we do that we have not done the full job. Thank you.

On the question recurring,
Shall the bill pass finally?

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

YEAS—197

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

NAYS—0
NOT VOTING—5

Cohen Manderino Shelton Williams
Levin

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.

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Could I just ask, sir, what the head-nodding was when that vote was rolling?

The SPEAKER. The Chair has walked into a position where the Chair may not make certain comments, but those people who have known the Chair long enough could probably interpret what the Chair was thinking at any particular moment in this debate, and the Chair intends to apologize to its professor of contract law and constitutional law as soon as the Chair is able to.

The last question to come before the House is a question of reconsideration of a vote on SB 1323 on page 13. This bill was passed by a wide margin, but apparently the gentleman, Mr. Goebel,—Is just Mr. Ryan's name on here? Are you asking that we reconsider the bill so that certain members who were not present—

Mr. RYAN. Mr. Speaker, the reason for the reconsideration, if you recall, was that when the first vote was run today, a number of the members were not on the floor of the House when the roll call was finally taken. They arrived shortly thereafter and immediately asked that it be reconsidered, so that rather than just having their remarks spread on the record, there will actually be a vote on that particular bill that they will be recorded on.

The SPEAKER. The Chair will place the motion, but the Chair would advise the members that when the Chair says we are going to start at a certain time, the Chair is serious about that and the Chair would hope that this would not reoccur, that we would have to reconsider a vote for those members who were tardy in coming on the floor of the House.

RECONSIDERATION OF VOTE
ON SB 1323

Mr. GOEBEL moved that the vote by which SB 1323, PN 1652, was passed on this day be reconsidered.

Mr. RYAN seconded the motion.

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

The following roll call was recorded:

YEAS—191

Abraham Gamble Madigan Scheaffer
Anderson Garzia Manmiller Schmitt
Armstrong Gatski McCall Schweder
Barber Geesey McClatchy Scirica
Bellomini Geisler McGinnis Seltzer

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

NAYS—5

Arthurs Livengood Milanovich Piccola
Kukovich

NOT VOTING—6

Cohen Manderino Shelton Williams
Levin Scanlon

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

On the question recurring,
Shall the bill pass finally?

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

YEAS—196

Abraham Gamble Madigan Salvatore
Anderson Garzia Manmiller Scheaffer
Armstrong Gatski McCall Schmitt
Arthurs Geesey McClatchy Schweder
Barber Geisler McGinnis Scirica
Bellomini George, C. McIntyre Seltzer
Beloff George, M. McLane Shuman
Bennett Giammarco Mebus Shupnik
Berlin Gillette Meluskey Srianni

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

NAYS—0

NOT VOTING—6

Cohen	Manderino	Shelton	Williams
Levin	Scanlon		

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. Without objection, all remaining bills on today's calendar will be passed over. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

No. 2383 By Messrs. NOYE, HASAY, R. R. FISCHER, WILT and TRELLO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, increasing the penalty for desecration of burial sites.

Referred to Committee on Judiciary.

No. 2385 By Messrs. BERSON and RAPPAPORT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for removal of vehicles from private property.

Referred to Committee on Transportation.

No. 2386 By Messrs. CASSIDY, D. R. WRIGHT and MILLIRON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for required mufflers and related equipment.

Referred to Committee on Transportation.

No. 2387 By Messrs. CASSIDY, DeMEDIO, MILLIRON and ZELLER

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), authorizing the sale by clubs of malt or brewed beverages for off premises consumption.

Referred to Committee on Liquor Control.

No. 2388 By Messrs. MELUSKEY, ARMSTRONG, STUBAN, DeWEESE, BROWN and KUKOVICH

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343, No. 176), further providing for the Investment of Commonwealth moneys by the Treasury Department.

Referred to Committee on Finance.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 218 by Mr. CASSIDY (By Request)
(Concurrent)

The General Assembly of the Commonwealth of Pennsylvania expresses its strong opposition to the adoption of the proposed Panama Canal Treaties and urges Senators Schweiker and Heinz to vote no on ratification.

Referred to Committee on Federal-State Relations.

No. 219 By Messrs. PITTS, ARMSTRONG, VROON,
(Concurrent) E. H. SMITH, Mrs. TAYLOR, Messrs. McCLATCHY and PYLES

By the General Assembly of the Commonwealth of Pennsylvania that procedures be instituted in the Congress to add a new Article XXVII to the Constitution of the United States, and that Congress prepare and submit to the several states an amendment to the Constitution of the United States, requiring in the absence of a National emergency that the total of all Federal appropriations made by the Congress for any fiscal year may not exceed the total of the estimated Federal revenues, excluding any revenues derived from borrowing for that fiscal year.

Referred to Committee on Federal-State Relations.

No. 220 By Messrs. LINCOLN, DiCARLO, Mrs. WISE, Messrs. TAYLOR, SHUMAN, DeWEESE and ZELLER

The House of Representatives of the Commonwealth of Pennsylvania memorializes the President and the Congress of the United States to pass legislation amending the Internal Reve-

nue Code to provide a \$750 exemption from taxation per household in order to defray utility expenses.

Referred to Committee on Federal-State Relations.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor presented the following communications from the Governor:

APPROVAL OF HB 1691.

Commonwealth of Pennsylvania
Governor's Office, Harrisburg

April 12, 1978.

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

I have the honor to inform you that I have this day approved and signed House bill No. 1691, printer's No. 2554, entitled "An Act amending the act of July 17, 1961 (P. L. 659, No. 339), entitled 'Pennsylvania Bituminous Coal Mine Act,' changing eligibility requirements for mine inspectors and electrical inspectors; allowing the employment of women; and prohibiting the employment of any person under eighteen years of age."

MILTON J. SHAPP.
GOVERNOR

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. Mr. Speaker, I move that the House suspend its rules to permit additions and deletions of sponsors of the following bills.

The SPEAKER. It has been moved by the gentleman, Mr. Greenfield, that the House rules be temporarily suspended for the purposes of adding and deleting certain members' names.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—186

Abraham	Gallen	Logue	Ruggiero
Anderson	Garzia	Lynch	Ryan
Armstrong	Gatski	Mackowski	Salvatore
Arthurs	Geesey	Madigan	Scheaffer
Barber	Geisler	Manmiller	Schmitt
Bellomini	George, C.	McCall	Schweder
Beloff	George, M.	McClatchy	Scirica
Bennett	Giammarco	McGinnis	Seltzer
Berlin	Gillette	McIntyre	Shuman
Berson	Gleeson	McLane	Shupnik
Bittinger	Goebel	Miller	Sirianni
Bittle	Goodman	Meluskey	Smith, E.
Borski	Gray	Milanovich	Smith, L.
Brandt	Greenfield	Miller	Spencer
Brown	Greenleaf	Milliron	Stairs
Brunner	Grieco	Miscevich	Stapleton
Burd	Halverson	Moehlmann	Stewart
Burns	Hamilton	Morris	Stuban
Caltagirone	Harper	Mowery	Sweet
Caputo	Hasay	Mrkonic	Taddonio
Cassidy	Haskell	Mullen, M. P.	Taylor, F.
Cessar	Hayes, D. S.	Musto	Tenaglio
Cimini	Hayes, S. E.	Novak	Thomas
Cole	Helfrick	Noye	Trello
Cowell	Hoeffel	O'Brien, B.	Valicenti
Davies	Honaman	O'Brien, D.	Vroon

DeMedio	Hopkins	O'Connell	Wagner
DeVerter	Hutchinson, A.	O'Donnell	Wansacz
DeWeese	Itkin	O'Keefe	Wargo
DiCarlo	Johnson	Pancoast	Wass
Dietz	Jones	Parker	Weidner
Dininni	Katz	Peterson	Wenger
Dombrowski	Kelly	Petrarca	White
Donatucci	Kernick	Piccola	Wiggins
Dorr	Klingaman	Pievsky	Wilt
Doyle	Knepper	Polite	Wise
Duffy	Kolter	Pott	Wright, D.
Englehart	Kowalyszyn	Prendergast	Wright, J. L.
Fee	Kukovich	Pyles	Yahner
Fischer, R. R.	Lashingier	Rappaport	Yohn
Fisher, D. M.	Laughlin	Ravenstahl	Zeller
Flaherty	Lehr	Reed	Zitterman
Foster, A.	Letterman	Renwick	Zord
Foster, W.	Levi	Rhodes	Zwikl
Freind	Levin	Richardson	
Fryer	Lincoln	Rieger	Irvis,
Gallagher	Livengood	Ritter	Speaker

NAYS—6

Hutchinson, W.	Spitz	Wilson	Zearfoss
Pitts	Taylor, E.		

NOT VOTING—10

Cianciulli	Gamble	Pratt	Shelton
Cohen	Manderino	Scanlon	Williams
Dumas	Oliver		

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

SPONSORS ADDED AND DELETED

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

Mr. GREENFIELD. Mr. Speaker, I move that the following lists of names submitted to the Chief Clerk be either added or deleted to the aforementioned bills.

Additions:

HB-485, Eugene Geesey, Ralph Garzia and Frank Salvatore; HB-2078, Carmel Sirianni; HB-2278, Marvin Miller; and HR-208, James McIntyre.

Deletions:

HB-845, William Mackowski and Joseph Zeller.

On the question,

Will the House agree to the motion?

Motion was agreed to.

EDUCATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Gallagher, for the purpose of an announcement.

Mr. GALLAGHER. Mr. Speaker, I announced earlier that we would have an Education Committee meeting at the adjournment of this session. We will have the meeting in room 246 if a quorum is present by 6 o'clock.

WELCOMES

The SPEAKER. The Chair is delighted to welcome to the hall of the House 30 students from the Palmyra Area School Exchange Club with guests from the Clinton Iowa High School Ex-

change Club. They are here under the direction of Ms. Donna Long and they are the guests of Representative Jack Seltzer from Lebanon County.

The Chair recognizes the presence in the hall of the House of Mrs. Zelenske and Mrs. DePalma and their daughters, from Mt. Pleasant. They are the guests of Representative Stairs of Westmoreland.

The Chair is pleased to welcome to the hall of the House a Council of Republican Women from Swarthmore, Pennsylvania. There are 38 of the ladies in attendance. They are here as guests of the Republican delegation from Delaware County.

The Chair is also pleased to welcome to the hall of the House Miss Kim Papatier, and Nick and Robin Parrilla. They are here as guests of the gentleman from Allegheny Mr. Trello.

The Chair recognizes the gentleman from Delaware, Mr. O'Keefe. For what purpose does the gentlman rise?

Mr. O'KEEFE. Mr. Speaker, I would also like to welcome the Republican Women's Club of Swarthmore. It is always nice to see good Swarthmore people in Harrisburg and I hope they have a very good day.

The SPEAKER. The Chair at this time is pleased to recognize the students of the Whitehall-Coplay Middle School and their teacher, Ms. Pat Stetz, who are here today in the gallery as the guest of Representative Meluskey and the Lehigh County delegation.

At this time the Chair would like to welcome a group of fourth-grade students because they must leave the Capitol in a few minutes. They are here from the Jacksonville Elementary School of Walnut Bottom, Cumberland County, Pennsylvania. They are accompanied by their teacher, Miss Nancy Chamberlain and by four mothers: Mrs. Janet Grove, Mrs. Nancy Deutsch, Mrs. Barbara Henry and Mrs. Anna Martin. They are the guests of the gentleman from Cumberland, Mr. Noye.

ADJOURNMENT

Mr. LASHINGER moved that this House of Representatives do now adjourn until Monday, April 17, 1978 at 1 p.m., e.s.t.

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

The following roll call was recorded:

YEAS—180

Abraham	Garzia	Mackowski	Schmitt
Anderson	Gatski	Madigan	Schweder
Armstrong	Geesey	Manmiller	Scirica

Arthurs	Geisler	McCall	Seltzer
Bellomini	George, C.	McClatchy	Shuman
Beloff	George, M.	McGinnis	Shupnik
Bennett	Giammarco	McLane	Sirianni
Berlin	Gillette	Mebus	Smith, E.
Berson	Gleeson	Meluskey	Smith, L.
Bittinger	Goebel	Milliron	Spencer
Bittle	Goodman	Miscevich	Spitz
Borski	Gray	Moehlmann	Stairs
Brandt	Greenfield	Morris	Stapleton
Brown	Greenleaf	Mowery	Stewart
Brunner	Grieco	Mrkonic	Stuban
Burd	Halverson	Mullen, M. P.	Sweet
Burns	Hamilton	Musto	Taddonio
Caltagirone	Harper	Novak	Taylor, E.
Caputo	Hasay	Noye	Taylor, F.
Cassidy	Haskell	O'Brien, B.	Tenaglio
Cessar	Hayes, D. S.	O'Brien, D.	Thomas
Cimini	Hayes, S. E.	O'Connell	Vroon
Cole	Helfrick	O'Donnell	Wagner
Cowell	Hoefel	O'Keefe	Wansacz
Davies	Honaman	Pancoast	Wargo
DeMedio	Hopkins	Parker	Wass
DeVertter	Hutchinson, A.	Peterson	Weidner
DeWeese	Hutchinson, W.	Petrarca	Wenger
DiCarlo	Itkin	Piccola	White
Dietz	Johnson	Pievsky	Wiggins
Dininni	Jones	Pitts	Wilson
Dombrowski	Katz	Polite	Wilt
Dorr	Kelly	Pott	Wise
Doyle	Kernick	Prendergast	Wright, D.
Duffy	Klingaman	Pyles	Wright, J. L.
Englehart	Knepper	Rappaport	Yahner
Fee	Kolter	Reed	Yohn
Fisher, D. M.	Kowalyshyn	Renwick	Zearfoss
Flaherty	Kukovich	Rhodes	Zeller
Foster, A.	Lashinger	Richardson	Zitterman
Foster, W.	Laughlin	Ritter	Zord
Freind	Lehr	Ruggiero	Zwilk
Fryer	Letterman	Ryan	
Gallagher	Levi	Salvatore	Irvis,
Gallen	Lincoln	Scheaffer	Speaker
Gamble	Lynch		

NAYS—4

Fischer, R. R.	Livengood	Milanovich	Miller
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NOT VOTING—18

Barber	Levin	Pratt	Shelton
Cianciulli	Logue	Ravenstahl	Trello
Cohen	Manderino	Rieger	Valicenti
Donatucci	McIntyre	Scanlon	Williams
Dumas	Oliver		

The question was determined in the affirmative, and the motion was agreed to and at 5:51 p.m., e.s.t., the House adjourned.