

# Legislative Journal

MONDAY, MARCH 26, 1979

Session of 1979

163rd of the General Assembly

Vol. 1, No. 17

## HOUSE OF REPRESENTATIVES

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

THE SPEAKER (H. JACK SELTZER) IN THE CHAIR

### PRAYER

REVEREND GLENN T. SULLIVAN, Protestant chaplain of Selinsgrove State Center and guest chaplain, offered the following prayer:

"O Lord, Thou hast been our dwelling place in all generations." So a writer of old confessed our same belief. O God, we praise you in thought, word and deed, for you do bless us daily.

We are grateful for the miracle of spring, a time of new life and growth. The brown, barren fields turn green. The heavens drop rain and the sun brings light and warmth. There is much goodness delivered from your storehouse.

Here, we enter into a fellowship of service. There are problems which pull at our minds. There are voices which call, hearts and hands lifted in hope and expectation. There is sharing and there is work. We ask for Your guidance in the undertakings of this group so that we may build roads and bridges — not only in this state but in the lives of those with whom we come in contact.

Help us, O God, to set priorities according to values and not according to power. We do not ask that our tasks be made easy or simple but we do ask that we might have wisdom to make the decisions which will lead us to the greatest productivity and support of the members of this Commonwealth.

We place, O God, these needs before You, giving thanks for past benefits and hope for the future of our endeavors. Amen.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Tuesday, March 20, 1979, will be postponed until printed.

### FILMING PERMISSION GRANTED

The SPEAKER. The Chair would like to call to the attention of the House that permission has been given to Mr. Fred Prouser to take silent film for 10 minutes.

### LEAVES OF ABSENCE GRANTED

The SPEAKER. The Chair recognizes the majority whip.

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

The SPEAKER. The Chair recognizes the minority whip.

Mr. MANDERINO. Mr. Speaker, I request leaves of absence for Messrs. IRVIS and GALLAGHER for today's session, and for Mr. BRUNNER for the week's session.

The SPEAKER. Without objection, leaves are granted.

### MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to take the master roll call.

The following roll call was recorded:

#### YEAS—197

Alden	Foster, A.	Livengood	Rodgers
Anderson	Foster, W.	Lynch, E. R.	Ryan
Armstrong	Freind	Lynch, F.	Salvatore
Arty	Fryer	Mackowski	Scheaffer
Austin	Gallen	Madigan	Schweder
Barber	Gamble	Manderino	Scirica
Belardi	Gannon	Manmiller	Serafini
Beloff	Gatski	McCall	Seventy
Bennett	Geesey	McClatchy	Shadding
Berson	Geist	McIntyre	Shupnik
Bittle	George, C.	McKelvey	Sieminski
Borski	George, M.	McMonagle	Sirianni
Bowser	Giammarco	McVerry	Smith, E.
Brandt	Gladeck	Michlovic	Smith, L.
Brown	Goebel	Micozzie	Spencer
Burd	Goodman	Milanovich	Spitz
Burns	Grabowski	Miller	Stairs
Caltagirone	Gray	Moehlmann	Steghner
Cappabianca	Greenfield	Mowery	Stewart
Cessar	Grieco	Mrkonic	Stuban
Chess	Gruppo	Mullen, M. P.	Sweet
Cianciulli	Halverson	Murphy	Swift
Cimini	Harper	Musto	Taddonio
Clark, B.	Hasay	Nahill	Taylor, E.
Clark, R.	Hayes, D. S.	Novak	Taylor, F.
Cochran	Hayes, S. E.	Noye	Telek
Cohen	Helfrick	O'Brien, B.	Thomas
Cole	Hoeffel	O'Brien, D.	Trello
Cornell	Honaman	O'Donnell	Vroon
Coslett	Hutchinson, A.	Oliver	Wachob
Cowell	Hutchinson, W.	Perzel	Wagner
Cunningham	Itkin	Peterson	Wargo
Davies	Johnson, E.	Petrarca	Wass
Dawida	Johnson, J.	Piccola	Weidner
DeMedio	Jones	Pievsky	Wenger
DeVerter	Kanuck	Pistella	White
DeWeese	Kernick	Pitts	Wilson
DiCarlo	Klingaman	Polite	Wilt
Dietz	Knepper	Pott	Wright, D.
Dininni	Knight	Pratt	Wright, J. L.
Dombrowski	Kolter	Pucciarelli	Yahner
Donatucci	Kowalshyn	Punt	Yohn
Dorr	Kukovich	Pyles	Zeller
Duffy	Lashinger	Rappaport	Zitterman
Dumas	Laughlin	Reed	Zord
Durham	Lehr	Rhodes	Zwick

Earley	Letterman	Richardson	
Fee	Levi	Rieger	Seltzer,
Fischer, R. R.	Levin	Ritter	Speaker
Fisher, D. M.	Lewis	Rocks	

NAYS—0

NOT VOTING—6

Brunner	Irvis	Street	Williams
Gallagher	Schmitt		

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

**STATEMENT BY MR. TADDONIO**

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

Mr. TADDONIO. Thank you, Mr. Speaker.

Just for a moment I would like to relate to the House the latest developments in the legend of the terrible towel.

First of all, perhaps there are those among you who do not know what a terrible towel is. I brought one here with me today. As you can see, it looks very much like a white face towel you can find in any motel room in the Harrisburg area. That is because you are looking at it in the inactive state.

Once the towel is activated by an enthusiastic sports fan, it becomes bright yellow and is capable of unleashing unprecedented powers. When properly activated and waved about the head, the terrible towel enables the home team to rise to super-human feats and causes mysterious difficulties for the enemy.

It has been credited with enabling the Pittsburgh Steelers to attain two of their three Super Bowl Championships.

It made a believer of the Dallas Cowboys when tight end Jackie Smith, through the power of the towel, dropped a touch-down pass while standing alone in the end zone.

Many believe the power of the terrible towel had been put into hibernation, only to be brought out again next football season. How wrong they were.

Last Saturday night the towel reappeared at the Pittsburgh Civic Arena when the Franklin Regional High School Pantherettes took on Lancaster McCaskey High School for the State Class AAA Girl's Basketball Championship.

When the Pantherettes took the floor, we found Cheryl Ellison waving a terrible towel above her head in the tradition begun by that premier wide receiver, Lynn Swan. That, plus the multitude of towels waved furiously by Franklin fans, lead to the undoing of a very fine McCaskey team.

By the end of the game, Franklin had notched a devastating 26-point win to become the first girl's scholastic basketball team from the west to ever win a state championship.

Let this serve as a warning to unbelievers, the west has the towel.

Also to the other House members, if during the upcoming budget deliberations, you should see a sea of yellow towels on this side of the aisle, be prepared to take the consequences. Thank you.

**STATEMENT BY MR. KOWALYSHYN**

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

Mr. KOWALYSHYN. Mr. Speaker, I rise today to call to the members' attention a potential problem concerning health insurance and senior citizens. Specifically, I want to caution the members of this assembly and the public of a health insurance policy that might deceive and mislead our senior citizens in the Commonwealth. This policy involves advertising that gives our elderly citizens an impression of a low-cost, high-value health insurance benefit when, in reality, it is a policy fraught with unanswered questions.

In the past weeks my office has become aware of several questions being asked about a new health insurance plan provided by The National Senior Citizens Group Trust of Missouri. This trust operation has apparently been established by a Pennsylvania-based insurance company known as Union-Fidelity Insurance Company of Trevese, Pennsylvania, which re-insures or guarantees the trust. This relationship is important, as I shall point out shortly.

The National Senior Citizens Group Trust of Missouri purports to offer a health insurance contract that supplements Medicare. This is offered to senior citizens at rates of \$6.40 per person, per month.

At least one senior citizen has stated to Mr. Bill Wachob that upon receiving this offer of low-cost coverage, he was prepared to drop his Blue Cross-Blue Shield coverage altogether. Bill Wachob has urged him not to do so, and I urge all members to exercise extreme caution concerning this insurance offering. In no event could this policy replace Blue Cross or Blue Shield coverage, or Medicare coverage. I question its value as even a supplement to Medicare.

The National Senior Citizens Group Trust is underwritten by Fidelity Union Insurance Company of Trevese, Pennsylvania. In 1974, apparently under a prior management team, this company, that is Fidelity Union Insurance Company, signed one or more consent orders with the Insurance Department to cease and desist from deceptive and misleading advertising practices under the Unfair Insurance Practices Act. This trust is only one of several similar arrangements which are subsidiaries of Union Fidelity Corporation. As such, it is not clear how many persons are insured under this trust arrangement or under a group master contract of this trust.

The 1974, consent orders admittedly were for advertising of a somewhat different nature than the current mailing. However the current advertisement contains assurances of no future rate increases to an individual, while noting only peripherally that the entire group rate of \$6.40 per person per month can be increased at the company's discretion, apparently without Insurance Department review. It is not clear at this time whether rate increases have ever been experienced by policyholders of this corporation. The advertisement also does not indicate policy exclusions.

I intend to forward copies of this advertisement to Insurance Commissioner Bartle for a thorough review and I will report back to the House on this matter if circumstances dictate. I

recognize that the department's jurisdiction is limited in matters of advertising. However, I am requesting that the department review the loss ratios of this company in recent years as well as reviewing the advertisements for compliance with appropriate statutes. I fully expect that Commissioner Bartle will be most thorough in his review of this matter and I will await his conclusions with anticipation. Thank you, Mr. Speaker.

#### STATEMENT BY MR. DiCARLO

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

Mr. DiCARLO. Mr. Speaker, I rise for the purpose of making some comments.

The SPEAKER. The gentleman from Erie, Mr. DiCarlo, asks unanimous consent to make a brief statement. The Chair hears no objection. The gentleman may proceed.

Mr. DiCARLO. Mr. Speaker, approximately 3 weeks ago in Erie County, a group of young people were returning home from a basketball game at approximately 10:30 at night. They were traveling in a van. Seven young men who played on that basketball team were coming home after a victorious evening. On the way home, across a stretch of road, the van hit a huge pothole and, consequently and unfortunately, the door of the van swung open; one of the young members of the basketball team was thrown from the van and was struck in midair by another van with a group of students traveling behind his van and he was killed instantly.

Mr. Speaker, this is one of the tragedies that has occurred around the Commonwealth in the past several months because of the deplorable conditions of Pennsylvania's state highway system. This General Assembly, 2 weeks ago, tried to deal with the issue of proper funding for filling potholes in Pennsylvania, along with many other areas of concern in which we felt needs had to be met. To meet these needs, Mr. Speaker, we passed HB 56, PN 440, by a vote of 186 to 14 in the House, and, likewise, the Senate passed the same bill with a vote of 49 to 0. Unfortunately, Mr. Speaker, the Governor, after reviewing this document, disagreed very strongly—and I feel that he was very neglectful in his decision—with the decisions made by the General Assembly and, in his wisdom, decided to line-item veto several items that were in that piece of legislation.

Mr. Speaker, I feel that the Governor did not act wisely and did not carry out the full intent of the General Assembly to meet the needs of the citizens in the Commonwealth. Therefore, Mr. Speaker, I am asking that we remove the Governor's veto message from the table and move to override the Governor's veto on HB 56.

The SPEAKER. When the gentleman asked unanimous consent to make a few brief remarks, consent was granted; the gentleman made them. Now it is my understanding that the gentleman would like to make a motion. Is that correct?

Mr. DiCARLO. Yes, Mr. Speaker.

The SPEAKER. The Chair would ask that the gentleman withhold his motion until we come to the order of business at the completion of the third-reading calendar. The Chair would then be very happy to accept the gentleman's motion.

Mr. DiCARLO. Okay. Mr. Speaker, the Chair will recognize me at the end of the calendar?

The SPEAKER. Yes.

Mr. DiCARLO. Thank you, Mr. Speaker.

#### BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

**HB 185, PN 197** By Mr. SPENCER

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the number of preemptory challenges in joint criminal trials.

Judiciary.

**HB 227, PN 887 (Amended)** By Mr. SPENCER

An Act amending Title 42 (Judiciary and Judicial Procedures) of the Pennsylvania Consolidated Statutes, further providing for the qualifications, selection and service of jurors and providing penalties.

Judiciary.

**HB 405, PN 427** By Mr. SPENCER

An Act amending the "Investigating Grand Jury Act," approved November 22, 1978 (No. 271), providing for grand jury presentments.

Judiciary.

**HB 462, PN 494** By Mr. SPENCER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for antique firearms.

Judiciary.

**HB 631, PN 683** By Mr. L. E. SMITH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting trading in motor vehicles and trailers and making certain repeals.

Business and Commerce.

#### CALENDAR BILLS AGREED TO ON SECOND CONSIDERATION

The following bills, having been called up, were considered for the second time and agreed to, and ordered transcribed for third consideration:

**HB 177, PN 189; HB 178, PN 190; HB 247, PN 267; SB 281, PN 283; HB 35, PN 519; HB 36, PN 37; SB 430, PN 461; and HB 308, PN 697.**

#### CALENDAR BILL ON FINAL PASSAGE

Agreeable to order,

The House proceeded to the consideration on final passage of **HB 215, PN 821**, entitled:

An Act amending the "Bureau of Professional and Occupational Affairs Fee Act," approved July 1, 1978 (No. 124), permitting payment of fees by personal check and providing for temporary suspension of licenses in certain cases.

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—194

Alden	Fisher, D. M.	Lewis	Rodgers
Anderson	Foster, A.	Livengood	Ryan
Armstrong	Foster, W.	Lynch, E. R.	Salvatore
Arty	Freind	Lynch, F.	Scheaffer
Austin	Fryer	Mackowski	Schweder
Barber	Gallen	Madigan	Scirica
Belardi	Gannon	Manderino	Serafini
Beloff	Gatski	Manmiller	Seventy
Bennett	Geesey	McCall	Shadding
Berson	Geist	McClatchy	Shupnik
Bittle	George, C.	McIntyre	Sieminski
Borski	George, M.	McKelvey	Sirianni
Bowser	Giammarco	McMonagle	Smith, E.
Brandt	Gladeck	McVerry	Smith, L.
Brown	Goebel	Michlovic	Spencer
Burd	Goodman	Micozzie	Spitz
Burns	Grabowski	Milanovich	Stairs
Caltagirone	Gray	Miller	Steighner
Cappabianca	Greenfield	Moehlmann	Stewart
Cessar	Grieco	Mowery	Stuban
Chess	Gruppo	Mrkonic	Sweet
Cianciulli	Halverson	Murphy	Swift
Cimini	Harper	Musto	Taddonio
Clark, B.	Hasay	Nahill	Taylor, E.
Clark, R.	Hayes, D. S.	Novak	Taylor, F.
Cochran	Hayes, S. E.	Noye	Telek
Cohen	Helfrick	O'Brien, B.	Thomas
Cole	Hoeffel	O'Brien, D.	Trello
Cornell	Honaman	O'Donnell	Vroon
Coslett	Hutchinson, A.	Oliver	Wachob
Cowell	Hutchinson, W.	Perzel	Wagner
Cunningham	Itkin	Petrarca	Wargo
Davies	Johnson, E.	Piccola	Wass
Dawida	Johnson, J.	Pievsky	Weidner
DeMedio	Jones	Pistella	Wenger
DeVerter	Kanuck	Pitts	White
DeWeese	Kernick	Polite	Wilson
DiCarlo	Klingaman	Pott	Wilt
Dietz	Knepper	Pratt	Wright, D.
Dininni	Knight	Pucciarelli	Wright, J. L.
Dombrowski	Kolter	Punt	Yahner
Donatucci	Kowalyshyn	Pyles	Yohn
Dorr	Kukovich	Rappaport	Zeller
Duffy	Lashingier	Reed	Zitterman
Dumas	Laughlin	Rhodes	Zord
Durham	Lehr	Richardson	Zwinkl
Earley	Letterman	Rieger	
Fee	Levi	Ritter	Seltzer,
Fischer, R. R.	Levin	Rocks	Speaker

NAYS—0

NOT VOTING—9

Brunner	Irvis	Peterson	Street
Gallagher	Mullen, M. P.	Schmitt	Williams
Gamble			

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

Venango, Mr. Peterson. For what purpose does the gentleman rise?

Mr. PETERSON. On the last rollcall vote, on HB 215, I was temporarily out of my seat. If I had been there, I would have voted in the positive.

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

CALENDAR BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 280, PN 282, entitled:

An Act amending the act of June 17, 1976 (P. L. 162, No. 81), entitled "An act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, adding revised, compiled and codified provisions relating to vehicles and pedestrians," further providing for the effective date of certain provisions.

On the question,

Will the House agree to the bill on third consideration?

Mr. KOLTER offered the following amendments:

Amend Sec. 1 (Sec. 8), page 1, lines 15 and 16, by striking out "Sections 1307(a) (relating to staggered renewal system to be established)," and inserting,

(1) Sections

Amend Sec. 1 (Sec. 8), page 1, line 19; page 2, lines 1 and 2, by striking out "1510 (relating to issuance and content of driver's)" in line 19, page 1; and all of line 1 and "drivers license," in line 2, page 2

Amend Sec. 1 (Sec. 8), page 2, lines 11 through 14, by striking out "and Chapter 47" in line 11, all of lines 12 and 13 and "3,000 pounds or less is required" in line 14

Amend Sec. 1 (Sec. 8), page 2, by inserting between lines 15 and 16

(2) Section 1307(a) (relating to staggered renewal system to be established) and section 1510 (relating to issuance and content of driver's license) insofar as a color photograph is required on the driver's license, shall take effect January 1, 1980.

(3) The enforcement of Chapter 47 (relating to inspection of vehicles) insofar as the inspection of motorized pedalcycles and trailers with a gross weight of 3,000 pounds or less is required is suspended until such time as the General Assembly by law revises said provisions and repeals the suspension herein imposed.

On the question,

Will the House agree to the amendments?

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

Mr. KOLTER. Mr. Speaker, when SB 280 was discussed in our committee, it was agreed in our committee that the effective date for having a staggered renewal system with color photographs, July 31, was not a realistic date. In conversing with the officials of PennDOT, we all agreed at the time of the meeting that January 1, 1980, would be a more realistic date. This amendment addresses that thought.

Furthermore, the second part of the amendment deals with the inspection of trailers weighing 3,000 pounds or less. It is not realistic to have these vehicles inspected until such time as the change is made in the Vehicle Code. All we are doing is

delaying action until such time as it is approved by our Vehicle Code amendment.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Dininni.

Mr. DININNI. Mr. Speaker, I have no objections to the amendment and I would ask the members on this side of the aisle to support the amendment.

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

Mr. A. C. FOSTER. Mr. Speaker, will the gentleman, Mr. Kolter, consent to interrogation?

Mr. KOLTER. Yes, Mr. Speaker.

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

Mr. A. C. FOSTER. Mr. Speaker, is it the purpose of the second part of the amendment to have trailers of 3,000 pounds or less subject to inspection only once a year?

Mr. KOLTER. All we are doing with this amendment is delaying the time that we are going to permit these trailers to be inspected. We have a bill in our committee that is going to address itself to this problem. Until such time as this particular bill is passed by the legislature, there is no way of inspecting these trailers. We are just putting it off until that time, Mr. Speaker.

Mr. A. C. FOSTER. I see. It is the intent then to go to a once-a-year inspection of these types of trailers?

Mr. KOLTER. Yes, Mr. Speaker.

Mr. A. C. FOSTER. Thank you, Mr. Speaker.

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

Mr. RITTER. Mr. Speaker, I have to disagree with Mr. Kolter that not every member of the Transportation Committee is in agreement that we ought to extend this date again for the staggered licensing and color photographs. In 1976, when we passed the Motor Vehicle Code, the department was told to have this staggered system and colored licenses in effect by July 1, 1977. They came back to us and said, we do not have enough time; we need some additional time. So we extended it until July 1, 1978. In 1978, they came to us and said, we still do not have enough time and we need to have it extended, now, to July 1, 1979. And now we are going to give them another 6 months and say January 1, 1980.

Mr. Speaker, I think that there is no excuse for the fact that this has not been done. This is typical of what many agencies in this government do. This legislature says you will and shall do something, and they decide, in their own wisdom, not to do it and then come back here, and we constantly agree and keep giving them delay after delay after delay.

The department was not unaware that this was going to happen. This has been recommended by the Uniform Motor Vehicle Code for years. The department knew that this legislature was considering that 2 years before we did it in 1976. I frankly think they have had enough time.

I am upset because I just do not see, Mr. Speaker, in reading

the amendment, how we can divide it. I know there is a problem with the trailer inspections, but I am very upset about this delay on the part of the department. I was 2 years ago and I was last year and I still am this year.

I am going to vote "no" on the amendment, and I am hoping that the other members will, too, and then maybe we can deal with an amendment strictly for the inspection of trailers. But I think the department has had long enough, time enough to get this staggered system together. In fact—I am sorry—they have this staggered system together. They have had enough time to get the color photographs on drivers' licenses, and we ought not to give them anymore delay beyond July 1, 1979. So, Mr. Speaker, I am going to vote "no" on the amendment. I would urge other members to do likewise.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Dininni.

Mr. DININNI. Mr. Speaker, I totally agree with Mr. Ritter. I am tired of it, too. But I want to assure the Representative that there is nothing at this point that we can do other than to extend that period of time, and I can assure you also that I will not go beyond the time that is specified in this amendment.

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

Mr. KOLTER. Mr. Speaker, of course, there was not unanimity of thought. There was some dissent in committee, but the majority of the committee members thought that since the department stated emphatically that it was impossible to have this job completed by July 31, we would extend it to a more realistic date, that being January 1, 1980. So I ask the members on this side and both sides to vote in the affirmative.

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

Mr. ZELLER. Mr. Speaker, would Mr. Kolter consent to brief interrogation?

The SPEAKER. Will the gentleman from Beaver, Mr. Kolter, permit himself to be interrogated?

Mr. KOLTER. Yes, Mr. Speaker.

The SPEAKER. The gentleman indicates that he will, and the gentleman from Lehigh may proceed.

Mr. ZELLER. Mr. Speaker, I, too, agree with what Mr. Ritter said, but the only problem we have is, is it one of financial problems? What have they told us is the reason for an extended delay? Is it a time problem here? Is it because of finances or what? What is their reasoning?

Mr. KOLTER. The original thought on the problem was that it was one of finances, Mr. Speaker, and now it is just a matter of time.

Mr. ZELLER. It is the finances. Well, with all the problems that face PennDOT, this may be a fact, and for that reason I could not agree with Mr. Ritter more in what he said, but we do have a problem in regard to the financial end of it. I know your integrity is such that I believe that you and Mr. Dininni have looked into this thing, and I would like to go along with it to give them a chance, but this will be the last one.

**REQUEST TO DIVIDE AMENDMENTS**

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

Mr. RAPPAPORT. Thank you, Mr. Speaker.

Mr. Speaker, I would suggest and request that this amendment be divided. It really covers two separate issues, and I will be happy to suggest a way of doing so if it would be of help to the Chair.

The SPEAKER. Will the gentleman indicate how he would divide the amendment?

Mr. RAPPAPORT. Yes, Mr. Speaker. I would divide it by subject matter. It would appear that there are really two different amendments in this one amendment. In the third paragraph, the third time the word "Amend" appears, "Amend Sec. 1 (Sec. 8)," that should really be with the number (3) below, while everything above that should be with number (2). Now I would suggest that the amendment be divided in that way so that one amendment deals with the driver's license problem and another one deals with the trailer problem.

The SPEAKER. Will the gentleman repeat, for the edification of the Chair, how he suggests this amendment might be separated?

Mr. RAPPAPORT. Yes, Mr. Speaker. It would appear that this amendment deals with two different subjects.

The wording in the third paragraph saying, "Amend Sec. 1 (Sec. 8), page 2, lines 11 through 14, . . ." applies to trailers, and that paragraph, together with section 3 below, should be divided into one part, while the rest of the amendment dealing with drivers licenses, including section 2 below, should be in another amendment.

Would that be separating the subjects in a logical manner?

The SPEAKER. In response to the inquiry by the gentleman from Philadelphia, Mr. Rappaport, the decision of the Chair is that the amendment is not divisible. The Chair recognizes the gentleman from Philadelphia, Mr. Rappaport.

Mr. RAPPAPORT. Thank you, Mr. Speaker. I understand full well the problem of the Chair in trying to divide this amendment. It has been very cleverly drawn by the Department of Transportation in order to mix in an amendment which, I am told, must be passed, that involving the trailers with the amendment that they really want, which is giving them more time on these drivers licenses.

Mr. Speaker, I would, therefore, suggest that the members vote "no" on this amendment and I am sure we will have an amendment up very quickly dealing just with the trailers. Therefore, I would urge a "no" vote. The department has had plenty of time. They deal with our directors very cavalierly and this is but another example of it. I think that it is about time that we taught them some manners. Thank you, Mr. Speaker.

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

Mr. RITTER. Mr. Speaker, just let me make two points.

Mr. Speaker, in 1976 this legislature told the department to get colored photographs on drivers licenses. It was the driver's responsibility to get that photograph, and the department was entitled—I am positive of this—to charge another dollar be-

cause of putting the photograph on the licenses and having it laminated. When we asked them in committee why they had not done it, they never gave us any financial reasons. As a matter of fact, one of the things that they said was, we really do not have any excuse, and that there was an awful lot of other work that we made them do, and so on, and that was one of the reasons it was put on the back burner.

I want to make one further point. Last year this legislature authorized the department to issue identification cards—not a license; an identification card—and they could charge \$5 for that. Mr. Speaker, they have had time to issue those identification cards, but they have not had time to implement color photographs on the licenses. This is not a partisan issue. This has nothing to do with the Secretary of Transportation. I have said it before and I will say it again — it does not really matter whom you put up there as Secretary of Transportation, if they are not going to get the people under them to do some work. And they are not doing the work, and I am tired of it.

I was willing to go along with 1979, July 1; reluctantly to go along with it, but this amendment now gives them until January 1980 and I am saying that if you do it now, you are telling them for the third year that we do not care how long it takes you guys. If you do not want to do it, you come back next year and we will give you another year. I am saying let us put a stop to it. I want to know why they have not done it now. Why can they issue identification cards that we just authorized them to do last year and 3 years ago we told them to put colored photographs on them and they still have not done it? Vote "no" on the amendment. Let us get a message over there and maybe we can get some people who want to do a job. Thank you, Mr. Speaker.

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

Mr. KOLTER. Mr. Speaker, Mr. Ritter is totally correct. The officials of the Pennsylvania Department of Transportation have been dragging their feet. However, nonetheless it is most impossible to have this job completed by July 31. I say for the last time, let us give them 6 additional months with our amendment and permit them until January 1, 1980, and I will guarantee that the job will be done for you.

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

The following roll call was recorded:

**YEAS—128**

Alden	Foster, W.	Livengood	Serafini
Anderson	Freind	Lynch, E. R.	Shupnik
Arty	Fryer	Lynch, F.	Sieminski
Austin	Gallen	Mackowski	Sirianni
Belardi	Gannon	Madigan	Smith, E.
Berson	Gatski	Manderino	Smith, L.
Bittle	Geesey	Manmiller	Spencer
Bowser	Geist	McCall	Spitz
Brandt	George, C.	McClatchy	Stairs
Burd	Gladeck	McKelvey	Stuban
Caltagirone	Goebel	McVerry	Sweet
Cappabianca	Goodman	Micozzie	Swift
Cessar	Grabowski	Moehlmann	Taddonio

Cianciulli	Greenfield	Mowery	Taylor, E.
Clark, B.	Halverson	Mrkonic	Taylor, F.
Clark, R.	Hasay	Noye	Telek
Cochran	Hayes, D. S.	O'Brien, D.	Thomas
Cole	Hayes, S. E.	Peterson	Vroon
Cornell	Helfrick	Petrarca	Wagner
Coslett	Honaman	Piccola	Wass
Cunningham	Hutchinson, A.	Pievsky	Weidner
Davies	Hutchinson, W.	Pitts	Wenger
DeMedio	Itkin	Polite	Wilson
DiCarlo	Johnson, E.	Pott	Wilt
Dietz	Kanuck	Rhodes	Wright, J. L.
Dininni	Klingaman	Rieger	Yahner
Dombrowski	Knepper	Rocks	Yohn
Dorr	Kolter	Rodgers	Zeller
Durham	Laughlin	Ryan	Zord
Earley	Lehr	Salvatore	
Fee	Letterman	Scheaffer	Seltzer,
Fisher, D. M.	Levi	Scirica	Speaker
Foster, A.	Lewis		

NAYS—62

Armstrong	Fischer, R. R.	McMonagle	Rappaport
Barber	George, M.	Michlovic	Reed
Beloff	Gray	Milanovich	Richardson
Bennett	Grieco	Miller	Ritter
Borski	Gruppo	Murphy	Schweder
Brown	Harper	Musto	Seventy
Burns	Hoeffel	Nahill	Shadding
Chess	Johnson, J.	Novak	Steighner
Cimini	Jones	O'Brien, B.	Stewart
Cowell	Kernick	O'Donnell	Trello
Dawida	Knight	Perzel	Wachob
DeVerter	Kowalshyn	Pistella	Wargo
DeWeese	Kukovich	Pucciarelli	Wright, D.
Donatucci	Lashinger	Punt	Zitterman
Duffy	Levin	Pyles	Zwinkl
Dumas	McIntyre		

NOT VOTING—13

Brunner	Giammarco	Oliver	Street
Cohen	Irvis	Pratt	White
Gallagher	Mullen, M. P.	Schmitt	Williams
Gamble			

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.

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

REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Cunningham.

Mr. CUNNINGHAM. Mr. Speaker, I inadvertently voted in the affirmative and intended to vote in the negative on the Kolter amendment to SB 280.

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

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

Mr. BENNETT. Mr. Speaker, I would like to correct the record. When the Kolter amendment to SB 280 was voted, I voted in the negative. I would like to have the record changed to show that I voted in error and I would like to be recorded in the affirmative.

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

The House proceeded to third consideration of **HB 643, PN 695**, entitled:

A Supplement to the act of September 28, 1978 (P. L. 787, No. 151), entitled "An act providing for the capital budget for the fiscal year 1978-1979," itemizing transportation assistance projects to be acquired or constructed by the Pennsylvania Transportation Assistance Authority together with their estimated financial cost; itemizing transportation assistance projects to be acquired or purchased by the Pennsylvania Department of Transportation; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects, stating the estimated useful life of certain of the projects, and making an appropriation.

On the question,

Will the House agree to the bill on third consideration?

Mr. ITKIN offered the following amendment:

Amend Sec. 1, page 5, line 25, by striking out "6,555,000" and inserting 4,786,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the majority whip.

Mr. S. E. HAYES. Thank you, Mr. Speaker. The gentleman from Allegheny, Mr. Itkin, has properly identified an error in the bill. A figure of 6,555,000 on page 5, line 25, was drafted into the bill and that figure should most properly be 4,786,000.

I have discussed this matter with the Governor's office. It is necessary to pass this bill in this House, get it to the Senate and to the Governor's desk prior to March 30, which is this Friday, and if the gentleman would agree to it, the Governor will strike 6.555 million down to 4.786 million so that we can pass the bill today and not delay it.

AMENDMENT WITHDRAWN

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

Mr. ITKIN. Mr. Speaker, in view of that being the Governor's intention, I will withdraw the amendment.

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—195

Alden	Foster, W.	Livengood	Rodgers
Anderson	Freind	Lynch, E. R.	Ryan

Armstrong	Fryer	Lynch, F.	Salvatore
Arty	Gallen	Mackowski	Scheaffer
Austin	Gamble	Madigan	Schweder
Barber	Gannon	Manderino	Scirica
Belardi	Gatski	Manmiller	Serafini
Beloff	Geesey	McCall	Seventy
Bennett	Geist	McClatchy	Shadding
Berson	George, C.	McIntyre	Shupnik
Bittle	George, M.	McKelvey	Sieminski
Borski	Giammarco	McMonagle	Sirianni
Bowser	Gladeck	McVerry	Smith, E.
Brandt	Goebel	Michlovic	Smith, L.
Brown	Goodman	Micozzie	Spencer
Burd	Grabowski	Milanovich	Spitz
Burns	Gray	Miller	Stairs
Caltagirone	Greenfield	Moehlmann	Steighner
Cappabianca	Grieco	Mowery	Stewart
Cessar	Gruppo	Mrkonic	Stuban
Chess	Halverson	Murphy	Sweet
Cianciulli	Harper	Musto	Swift
Cimini	Hasay	Nahill	Taddonio
Clark, B.	Hayes, D. S.	Novak	Taylor, E.
Clark, R.	Hayes, S. E.	Noye	Taylor, F.
Cochran	Helfrick	O'Brien, B.	Telek
Cole	Hoeffel	O'Brien, D.	Thomas
Cornell	Honaman	O'Donnell	Trello
Coslett	Hutchinson, A.	Oliver	Vroon
Cowell	Hutchinson, W.	Perzel	Wachob
Cunningham	Itkin	Peterson	Wagner
Davies	Johnson, E.	Petrarca	Wargo
Dawida	Johnson, J.	Piccola	Wass
DeMedio	Jones	Pievsky	Weidner
DeVerter	Kanuck	Pistella	Wenger
DeWeese	Kernick	Pitts	White
DiCarlo	Klingaman	Polite	Wilson
Dietz	Knepper	Pott	Wilt
Dininni	Knight	Pratt	Wright, D.
Dombrowski	Kolter	Pucciarelli	Wright, J. L.
Donatucci	Kowalshyn	Punt	Yahner
Dorr	Kukovich	Pyles	Yohn
Duffy	Lashinger	Rappaport	Zeller
Dumas	Laughlin	Reed	Zitterman
Durham	Lehr	Rhodes	Zord
Earley	Letterman	Richardson	Zwikel
Fee	Levi	Rieger	
Fischer, R. R.	Levin	Ritter	Seltzer,
Fisher, D. M.	Lewis	Rocks	Speaker
Foster, A.			

NAYS—0

NOT VOTING—8

Brunner	Gallagher	Mullen, M. P.	Street
Cohen	Irvis	Schmitt	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 30, PN 31**, entitled:

An Act amending the act of June 18, 1974 (P. L. 359, No. 120), referred to as the Municipal Police Education and Training Law, providing for courses in municipalities other than cities of the second class and other than officers of counties of the second class, providing that regulations pertaining to such training be sent to the Chairmen of the Local Government Committee\*\*\*.

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

POINT OF ORDER

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

Mr. A. C. FOSTER. I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. A. C. FOSTER. I believe there are other amendments to this bill that will not be in circulation yet today. Would it be the Chair's intention to consider all amendments to a bill on a given day?

HB 30 PASSED OVER

The SPEAKER. The Chair's calendar is marked with only those three members who are offering amendments. Are there other members who have amendments they would like to offer to this bill? Are they prepared?

Does the gentleman from Schuylkill, Mr. Hutchinson, have amendments?

Mr. W. D. HUTCHINSON. Mr. Speaker, I have amendments to this bill, but I think that they should be discussed in caucus. I have spoken to the chairman of the committee about the matter.

The SPEAKER. Does the gentleman from Berks, Mr. Fryer, have amendments? Are they ready?

Mr. FRYER. They have not come down as of yet, Mr. Speaker.

The SPEAKER. Without objection, HB 30 will be passed over for today.

The House proceeded to third consideration of **HB 300, PN 320**, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), authorizing the Department of Environmental Resources to make determinations about natural gas.

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—193

Alden	Foster, A.	Livengood	Rodgers
Anderson	Foster, W.	Lynch, E. R.	Ryan
Armstrong	Freind	Lynch, F.	Salvatore
Arty	Fryer	Mackowski	Scheaffer
Austin	Gallen	Madigan	Schweder
Barber	Gamble	Manderino	Scirica
Belardi	Gannon	Manmiller	Serafini
Beloff	Gatski	McCall	Seventy
Bennett	Geesey	McClatchy	Shadding
Berson	Geist	McIntyre	Shupnik
Bittle	George, C.	McKelvey	Sieminski
Borski	George, M.	McMonagle	Sirianni
Bowser	Giammarco	McVerry	Smith, E.
Brandt	Gladeck	Michlovic	Smith, L.
Brown	Goebel	Micozzie	Spencer
Burd	Goodman	Milanovich	Spitz



Burns	Grabowski	Miller	Stairs
Caltagirone	Gray	Moehlmann	Steighner
Cappabianca	Greenfield	Mowery	Stewart
Cessar	Grieco	Mrkonic	Stuban
Chess	Gruppo	Murphy	Sweet
Cianciulli	Halverson	Musto	Swift
Cimini	Harper	Nahill	Taddonio
Clark, B.	Hasay	Novak	Taylor, E.
Clark, R.	Hayes, D. S.	Noye	Taylor, F.
Cochran	Hayes, S. E.	O'Brien, B.	Telek
Cole	Helfrick	O'Brien, D.	Thomas
Cornell	Hoeffel	O'Donnell	Trello
Coslett	Honaman	Oliver	Wachob
Cowell	Hutchinson, A.	Perzel	Wagner
Cunningham	Hutchinson, W.	Peterson	Wargo
Davies	Itkin	Petrarca	Wass
Dawida	Johnson, E.	Piccola	Weidner
DeMedio	Johnson, J.	Pievsky	Wenger
DeVerter	Jones	Pistella	White
DeWeese	Kanuck	Pitts	Wilson
DiCarlo	Kernick	Polite	Wilt
Dietz	Klingaman	Pott	Wright, D.
Dininni	Knepper	Pratt	Wright, J. L.
Dombrowski	Knight	Pucciarelli	Yahner
Donatucci	Kolter	Punt	Yohn
Dorr	Kowalyszyn	Pyles	Zeller
Duffy	Kukovich	Rappaport	Zitterman
Dumas	Lashingier	Reed	Zord
Durham	Laughlin	Rhodes	Zwinkl
Earley	Lehr	Richardson	
Fee	Letterman	Rieger	Seltzer,
Fischer, R. R.	Levi	Ritter	Speaker
Fisher, D. M.	Levin	Rocks	

The SPEAKER. Without objection, HB 140 and HB 141 will be passed over. The Chair hears none.

The House proceeded to third consideration of **HB 113, PN 597**, entitled:

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682, No. 284), adding certain requirements before which members of certain mutual insurance companies shall be liable to assessment.

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

Amend Sec. 1 (Sec. 808.3), page 2, line 29, by striking out "CLASS" and inserting degree

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

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wright, to explain his amendment.

Mr. J. L. WRIGHT. The amendment is a simple technical amendment to correct a mistake that we had made in the bill. It is agreed to, and I am wondering if, when it is accepted, we could move the bill without reprinting the bill.

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

The following roll call was recorded:

**NAYS—1**

Lewis

**NOT VOTING—9**

Brunner	Irvis	Schmitt	Vroon
Cohen	Mullen, M. P.	Street	Williams
Gallagher			

**YEAS—190**

Alden	Fisher, D. M.	Livengood	Rodgers
Anderson	Foster, A.	Lynch, E. R.	Ryan
Armstrong	Foster, W.	Lynch, F.	Salvatore
Arty	Freind	Mackowski	Scheaffer
Austin	Fryer	Madigan	Schweder
Barber	Gallen	Manmiller	Scirica
Belardi	Gamble	McCall	Serafini
Beloff	Gatski	McClatchy	Seventy
Bennett	Geesey	McIntyre	Shadding
Berson	Geist	McKelvey	Shupnik
Bittle	George, C.	McMonagle	Sieminski
Borski	George, M.	McVerry	Sirianni
Bowser	Gladeck	Michlovic	Smith, E.
Brandt	Goebel	Micozzie	Smith, L.
Brown	Goodman	Milanovich	Spencer
Burd	Grabowski	Miller	Spitz
Burns	Gray	Moehlmann	Stairs
Caltagirone	Greenfield	Mowery	Steighner
Cappabianca	Grieco	Mrkonic	Stewart
Cessar	Gruppo	Murphy	Stuban
Chess	Halverson	Musto	Sweet
Cianciulli	Harper	Nahill	Swift
Cimini	Hasay	Novak	Taddonio
Clark, B.	Hayes, D. S.	Noye	Taylor, E.
Clark, R.	Hayes, S. E.	O'Brien, B.	Taylor, F.
Cochran	Helfrick	O'Brien, D.	Telek
Cole	Hoeffel	O'Donnell	Thomas
Cornell	Honaman	Oliver	Trello
Coslett	Hutchinson, A.	Perzel	Vroon
Cowell	Hutchinson, W.	Peterson	Wachob
Cunningham	Itkin	Petrarca	Wagner
Davies	Johnson, E.	Piccola	Wargo
Dawida	Jones	Pievsky	Wass
DeMedio	Kanuck	Pistella	Weidner
DeVerter	Kernick	Pitts	Wenger
DeWeese	Klingaman	Polite	Wilson
DiCarlo	Knepper	Pott	Wilt

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 Chester, Mr. Vroon. For what purpose does the gentleman rise?

Mr. VROON. Mr. Speaker, something happened to my switch, and I was not recorded. I wish to be recorded in the affirmative on final passage of HB 300.

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

**HB 140 AND HB 141 PASSED OVER**

The SPEAKER. Page 8, HB 140. Does the gentleman from Westmoreland, Mr. Manderino, have amendments? Does the gentleman from Schuylkill, Mr. Hutchinson, have amendments?

The Chair recognizes the minority whip.

Mr. MANDERINO. Mr. Speaker, I have amendments to HB 141 and HB 140. A set of the amendments has not come down from the Legislative Reference Bureau.

Dietz	Knight	Pratt	Wright, D.
Dininni	Kolter	Pucciarelli	Wright, J. L.
Dombrowski	Kowalyszyn	Punt	Yahner
Donatucci	Kukovich	Pyles	Yohn
Dorr	Lashingner	Rappaport	Zeller
Duffy	Laughlin	Reed	Zitterman
Dumas	Lehr	Rhodes	Zord
Durham	Letterman	Richardson	Zwinkl
Earley	Levi	Rieger	Seltzer,
Fee	Levin	Ritter	Speaker
Fischer, R. R.	Lewis	Rocks	

NAYS—1

Gannon

NOT VOTING—12

Brunner	Giammarco	Manderino	Street
Cohen	Irvis	Mullen, M. P.	White
Gallagher	Johnson, J.	Schmitt	Williams

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

AMENDMENT WITHDRAWN

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

Mr. TAYLOR. Mr. Speaker, I had an amendment for the bill, but I am withdrawing the amendment with the understanding that I talked with the chairman of the Insurance Committee. The subject material of my amendment will be put into a bill and reported out of committee as soon as possible.

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—192

Alden	Foster, A.	Lynch, F.	Ryan
Anderson	Foster, W.	Mackowski	Salvatore
Armstrong	Freind	Madigan	Scheaffer
Arty	Fryer	Manderino	Schweder
Austin	Gallen	Manmiller	Scirica
Barber	Gamble	McCall	Serafini
Belardi	Gatski	McClatchy	Seventy
Beloff	Geesey	McIntyre	Shadding
Bennett	Geist	McKelvey	Shupnik
Berson	George, C.	McMonagle	Sieminski
Bittle	George, M.	McVerry	Sirianni
Borski	Giammarco	Michlovic	Smith, E.
Bowser	Gladeck	Micozzie	Smith, L.
Brandt	Goebel	Milanovich	Spencer
Brown	Goodman	Miller	Spitz
Burd	Gray	Moehlmann	Stairs
Burns	Greenfield	Mowery	Steighner
Caltagirone	Grieco	Mrkonic	Stewart
Cappabianca	Gruppo	Murphy	Stuban
Cessar	Halverson	Musto	Sweet
Chess	Harper	Nahill	Swift

Cianciulli	Hasay	Novak	Taddonio
Cimini	Hayes, D. S.	Noye	Taylor, E.
Clark, B.	Hayes, S. E.	O'Brien, B.	Taylor, F.
Clark, R.	Helfrick	O'Brien, D.	Telek
Cochran	Hoefel	O'Donnell	Thomas
Cole	Honaman	Oliver	Trello
Cornell	Hutchinson, A.	Perzel	Vroon
Coslett	Hutchinson, W.	Peterson	Wachob
Cowell	Itkin	Petrarca	Wagner
Cunningham	Johnson, E.	Piccola	Wargo
Davies	Jones	Pievsky	Wass
Dawida	Kanuck	Pistella	Weidner
DeMedio	Kernick	Pitts	Wenger
DeVerter	Klingaman	Polite	White
DeWeese	Knepper	Pott	Wilson
DiCarlo	Knight	Pratt	Wilt
Dietz	Kolter	Pucciarelli	Wright, D.
Dininni	Kowalyszyn	Punt	Wright, J. L.
Dombrowski	Kukovich	Pyles	Yahner
Donatucci	Lashingner	Rappaport	Yohn
Dorr	Laughlin	Reed	Zeller
Duffy	Lehr	Rhodes	Zitterman
Dumas	Letterman	Richardson	Zord
Durham	Levi	Rieger	Zwinkl
Earley	Levin	Ritter	
Fee	Lewis	Rocks	Seltzer,
Fischer, R. R.	Livengood	Rodgers	Speaker
Fisher, D. M.	Lynch, E. R.		

NAYS—1

Gannon

NOT VOTING—10

Brunner	Grabowski	Mullen, M. P.	Street
Cohen	Irvis	Schmitt	Williams
Gallagher	Johnson, J.		

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 322, PN 598**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. GANNON offered the following amendment:

Amend Sec. 1 (Sec. 653), page 3, line 6, by striking out "Any" and inserting Except for a loss for which the insurer is liable under the policy, any

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Gannon.

Mr. GANNON. Mr. Speaker, the purpose of this amendment is to prevent an insurance company from canceling a policy within a 60-day period for the reason that a claim has been made against the policy for which the policy or the insurer would be liable.

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

The following roll call was recorded:

YEAS—195

Alden	Foster, W.	Livengood	Rodgers
Anderson	Freind	Lynch, E. R.	Ryan
Armstrong	Fryer	Lynch, F.	Salvatore
Arty	Gallen	Mackowski	Scheaffer
Austin	Gamble	Madigan	Schweder
Barber	Gannon	Manderino	Scirica
Belardi	Gatski	Manmiller	Serafini
Beloff	Geesey	McCall	Seventy
Bennett	Geist	McClatchy	Shadding
Berson	George, C.	McIntyre	Shupnik
Bittle	George, M.	McKelvey	Sieminski
Borski	Giammarco	McMonagle	Sirianni
Bowser	Gladeck	McVerry	Smith, E.
Brandt	Goebel	Michlovic	Smith, L.
Brown	Goodman	Micozzie	Spencer
Burd	Grabowski	Milanovich	Spitz
Burns	Gray	Miller	Stairs
Caltagirone	Greenfield	Moehlmann	Steighner
Cappabianca	Grieco	Mowery	Stewart
Cessar	Gruppo	Mrkonic	Stuban
Chess	Halverson	Murphy	Sweet
Cianciulli	Harper	Musto	Swift
Cimini	Hasay	Nahill	Taddonio
Clark, B.	Hayes, D. S.	Novak	Taylor, E.
Clark, R.	Hayes, S. E.	Noye	Taylor, F.
Cochran	Helfrick	O'Brien, B.	Telek
Cole	Hoeffel	O'Brien, D.	Thomas
Cornell	Honaman	O'Donnell	Trello
Coslett	Hutchinson, A.	Oliver	Vroon
Cowell	Hutchinson, W.	Perzel	Wachob
Cunningham	Itkin	Peterson	Wagner
Davies	Johnson, E.	Petrarca	Wargo
Dawida	Johnson, J.	Piccola	Wass
DeMedio	Jones	Pievsky	Weidner
DeVerter	Kanuck	Pistella	Wenger
DeWeese	Kernick	Pitts	White
DiCarlo	Klingaman	Polite	Wilson
Dietz	Knepper	Pott	Wilt
Dininni	Knight	Pratt	Wright, D.
Dombrowski	Kolter	Pucciarelli	Wright, J. L.
Donatucci	Kowalyshyn	Punt	Yahner
Dorr	Kukovich	Pyles	Yohn
Duffy	Lashingner	Rappaport	Zeller
Dumas	Laughlin	Reed	Zitterman
Durham	Lehr	Rhodes	Zord
Earley	Letterman	Richardson	Zwikl
Fee	Levi	Rieger	
Fischer, R. R.	Levin	Ritter	Seltzer,
Fisher, D. M.	Lewis	Rocks	Speaker
Foster, A.			

NAYS—0

NOT VOTING—8

Brunner	Gallagher	Mullen, M. P.	Street
Cohen	Irvis	Schmitt	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?

Bill as amended was agreed to.

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

The House proceeded to third consideration of **HB 486, PN 526**, entitled:

An Act amending the act of August 14, 1963 (P. L. 1032, No. 451), entitled "An act amending the act of March 31, 1949 (P. L. 372, No. 34), entitled 'An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same and to fix fees, rentals, and charges for the use thereof; \* \* \*,' allocating funds for repair and renovation of the Old Museum Building for Legislative offices.

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—186

Alden	Fisher, D. M.	Levin	Ryan
Anderson	Foster, A.	Livengood	Salvatore
Armstrong	Foster, W.	Lynch, F.	Scheaffer
Arty	Freind	Mackowski	Schweder
Austin	Fryer	Madigan	Scirica
Barber	Gallen	Manderino	Serafini
Belardi	Gamble	Manmiller	Seventy
Beloff	Gannon	McCall	Shadding
Bennett	Gatski	McClatchy	Shupnik
Berson	Geesey	McIntyre	Sieminski
Bittle	Geist	McKelvey	Sirianni
Borski	George, C.	McMonagle	Smith, E.
Bowser	George, M.	McVerry	Smith, L.
Brandt	Giammarco	Michlovic	Spencer
Brown	Gladeck	Micozzie	Spitz
Burd	Goebel	Milanovich	Stairs
Burns	Goodman	Moehlmann	Steighner
Caltagirone	Grabowski	Mowery	Stewart
Cappabianca	Gray	Mrkonic	Stuban
Cessar	Greenfield	Musto	Sweet
Chess	Grieco	Nahill	Swift
Cianciulli	Gruppo	Novak	Taddonio
Cimini	Halverson	Noye	Taylor, E.
Clark, B.	Harper	O'Brien, B.	Taylor, F.
Clark, R.	Hasay	O'Brien, D.	Telek
Cochran	Hayes, D. S.	O'Donnell	Thomas
Cole	Hayes, S. E.	Oliver	Trello
Cornell	Helfrick	Perzel	Vroon
Coslett	Hoeffel	Peterson	Wachob
Cowell	Honaman	Petrarca	Wagner
Cunningham	Hutchinson, A.	Piccola	Wargo
Davies	Hutchinson, W.	Pievsky	Wass
Dawida	Itkin	Pistella	Weidner
DeMedio	Johnson, E.	Pitts	Wenger
DeVerter	Johnson, J.	Polite	White
DeWeese	Jones	Pott	Wilson
DiCarlo	Kanuck	Pratt	Wilt
Dietz	Klingaman	Pucciarelli	Wright, D.
Dininni	Knepper	Punt	Yahner
Dombrowski	Knight	Pyles	Yohn
Donatucci	Kolter	Reed	Zeller
Dorr	Kowalyshyn	Rhodes	Zitterman
Duffy	Kukovich	Richardson	Zord
Dumas	Laughlin	Rieger	Zwikl

Durham	Lehr	Ritter	
Earley	Letterman	Rocks	Seltzer,
Fee	Levi	Rodgers	Speaker

NAYS—8

Fischer, R. R.	Lashinger	Miller	Rappaport
Kernick	Lewis	Murphy	Wright, J. L.

NOT VOTING—9

Brunner	Irvis	Mullen, M. P.	Street
Cohen	Lynch, E. R.	Schmitt	Williams
Gallagher			

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 SB 3, PN 3, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania by providing for additional judges for the Superior Court, changing certain provisions relating to initial terms, and further providing for the president judge of the Superior Court.

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—107

Alden	Freind	Lynch, E. R.	Rhodes
Anderson	Gamble	Lynch, F.	Rieger
Arty	Gannon	Mackowski	Ritter
Beloff	Gatski	Manderino	Rocks
Berson	Geesey	McCall	Rodgers
Bittle	Gladeck	McIntyre	Ryan
Borski	Goodman	McKelvey	Salvatore
Cessar	Grabowski	McMonagle	Scirica
Chess	Gray	McVerry	Seventy
Cianciulli	Greenfield	Michlovic	Shadding
Clark, B.	Hasay	Micozzie	Shupnik
Clark, R.	Hayes, D. S.	Milanovich	Smith, L.
Cochran	Helfrick	Mullen, M. P.	Spencer
Cole	Hoeffel	Musto	Spitz
Cornell	Hutchinson, A.	Nahill	Stewart
Coslett	Hutchinson, W.	Noye	Sweet
Cunningham	Itkin	O'Brien, B.	Thomas
Dawida	Jones	O'Brien, D.	Wachob
DeMedio	Knepper	O'Donnell	Wagner
DeVerter	Night	Oliver	Wargo
DiCarlo	Kowalshyn	Pievsky	White
Donatucci	Kukovich	Pistella	Wright, J. L.
Dorr	Lashinger	Polite	Yohn
Dumas	Laughlin	Pott	Zitterman
Durham	Lehr	Pucciarelli	
Earley	Levin	Rappaport	
Fisher, D. M.	Lewis	Reed	
Foster, A.			Speaker

NAYS—89

Armstrong	Fryer	Madigan	Sirianni
Austin	Gallen	Manmiller	Smith, E.
Barber	Geist	McClatchy	Stairs
Belardi	George, C.	Miller	Steighner
Bennett	George, M.	Moehlmann	Stuban
Bowser	Giammarco	Mowery	Swift
Brandt	Goebel	Mrkonc	Taddonio
Brown	Grieco	Murphy	Taylor, E.
Burd	Gruppo	Novak	Taylor, F.
Burns	Halverson	Perzel	Telek
Caltagirone	Harper	Peterson	Trello
Cappabianca	Hayes, S. E.	Petrarca	Vroon
Cimini	Honaman	Piccola	Wass
Cowell	Johnson, E.	Pitts	Weidner
Davies	Johnson, J.	Pratt	Wenger
DeWeese	Kanuck	Punt	Wilson
Dietz	Klingaman	Pyles	Wilt
Dininni	Kernick	Richardson	Wright, D.
Dombrowski	Kolter	Scheaffer	Yahner
Duffy	Letterman	Schweder	Zeller
Fee	Levi	Serafini	Zord
Fischer, R. R.	Livengood	Sieminski	Zwikl
Foster, W.			

NOT VOTING—7

Brunner	Gallagher	Schmitt	Williams
Cohen	Irvis	Street	

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.

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, on page 10 is HR 5. I think it would be worthwhile to read the title as it appears on page 10 of your calendar. They are asking the Joint State Government Commission to conduct an in-depth study for care and custody of disoriented individuals in the House. I think perhaps Mr. Gallen had better explain this one.

RESOLUTION ADOPTED

Mr. GALLEN called up HR 5, PN 88, entitled:

Joint State Government Commission conduct an in-depth study for care and custody of "disoriented individuals" In the House, February 5, 1979.

On the question,

Will the House adopt the resolution?

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

Mr. GALLEN. Mr. Speaker, the way Mr. Ryan read the title is the way that it is written, but it has nothing to do with the resolution, Mr. Speaker. The purpose of this resolution is to have the Joint State Government Commission make a study, which I feel will be helpful to our local police departments when they finally come up with a piece of legislation.

The problem seems to have arisen that there are occasions especially when policemen in small police departments come across a person who is disoriented who cannot identify himself and has a real problem.

This resolution was occasioned by an incident in Berks County in which a policeman found a young man running around in the cold weather, without any shoes on and very little clothing, at 2 o'clock in the morning, ringing doorbells. He took this young man into custody and he had no way to identify the young man; the man was totally disoriented and could not communicate whatsoever. He took him back to the police station and continued to try to get an identification on this young man. Being unable to do so, he took him to the local Berks County prison and had him booked on a disorderly conduct charge, which he was going to withdraw in the morning as soon as he could communicate with the person's relatives. That night the young man died in his jail cell. It is my feeling that we do need legislation which will allow policemen to detain people who are in this circumstance.

I would like the Joint State Government Commission to make such a study and come back with a recommendation.

I would appreciate an affirmative vote. Thank you, Mr. Speaker.

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

Mr. ZELLER. Mr. Speaker, would Mr. Gallen consent to a brief interrogation?

The SPEAKER. The gentleman from Berks, Mr. Gallen, indicates that he will. The gentleman from Lehigh may begin.

Mr. ZELLER. Thank you, Mr. Speaker.

Mr. Speaker, you stated that a problem has arisen in a small police department in Berks County or a policeman was confronted at 2 o'clock in the morning by a young man ringing doorbells, and the young man, after he was taken to whatever compound it was, died in his jail cell. Are you telling us here that in this study, you feel that there is more training needed for these policemen? What are you telling us now?

Mr. GALLEN. Not at all, Mr. Speaker. It has nothing to do with the qualifications of the policemen.

Under current law it is difficult to detain anyone against his will without filing a charge against him. I would like to see us be able to have our policemen not arrest someone but be able to detain them at least so that they can ascertain and contact their next of kin, and so on. All I want is to have a study done in order that we can come up with legislation which will provide for this circumstance.

Mr. ZELLER. Well, that is the problem.

How long would they be detained? Is that what you want the study for, to find out?

Mr. GALLEN. That is what the study is for. I would hope that the detention would be no longer than 12 hours or 24 hours.

Mr. ZELLER. In other words, right now we have in Lehigh County—it happens in the Borough of Emmaus—when we find someone in this condition, we have a setup where we immediately take them over to the Lehigh County prison. If a doctor or anyone is needed, we take them over to the state hospital. We have that condition available right now. We have had it happen to us.

That is why I am wondering what the need for a study is for something that we can already do.

Mr. GALLEN. There are some areas that do not have these facilities, Mr. Speaker.

Mr. ZELLER. In Berks County?

That is hard to believe. You ought to know your area. I just thought maybe this was some fellow who had forgotten that the election was over and he was still campaigning. I am only kidding.

But it is serious. It is serious business. We had it happen in our area, and we take them to the Lehigh County prison and there they are allowed to direct them into a state hospital, or whatever, for whatever length of time is needed, because they have doctors and psychiatrists who help these people who may be bombed out on drugs or booze or what have you or just disturbed for some other reason. So that is why it was hard to believe that Berks County would need such help. It is just hard to believe that.

Mr. GALLEN. Mr. Speaker, I really did not want to get into the entire details. But this case that Mr. Zeller cited — how about if the individual does not want to go to such a facility — this is the difficulty.

So I would like to have the study done and I would appreciate an affirmative vote.

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

Mr. D. M. FISHER. Thank you, Mr. Speaker.

I rise in support of the resolution introduced by my colleague, Mr. Gallen. I think it is important that the members of the House recognize that this problem is not a problem which is centralized only in Berks County. This is a problem that is prevalent all over the state. Police chiefs all over Pennsylvania have been concerned with problems they have had because medical personnel in emergency rooms in various mental health facilities, because of possible liability, are refusing to commit individuals who are clearly, if nothing else, at least disoriented. And the problem is severe. People all over Pennsylvania in the legal communities have been trying to come up with some solutions by way of legislative suggestions and amendments to the Mental Health Act. Quite frankly, we do not have any solutions that are better than the present law is.

I think Mr. Gallen's suggestion of asking the Joint State Government Commission to study this very severe problem is an excellent one. I only hope that the Joint State Government Commission, if they are so directed to address themselves to this issue, come back with some sort of speedy resolution in the form of an in-depth study and has contacted police forces and mental health officials all over the Commonwealth of Pennsylvania. I urge your support of HR 5. Thank you.

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

Mr. ZELLER. Thank you, Mr. Speaker.

Would Mr. Fisher consent to a brief interrogation?

The SPEAKER. The gentleman from Allegheny, Mr. Fisher, indicates that he will consent to interrogation. The gentleman from Lehigh, Mr. Zeller, may proceed.

Mr. ZELLER. Mr. Speaker, I am very concerned about what you are talking about because it involves Act 143. All right

now, that is a Supreme Court ruling in the United States of America. And I do not know how we can have all the studies we want and I am asking you a question: Is that true, that it is a Supreme Court ruling, started by Mr. Broderick here in the State of Pennsylvania in the Federal Courts and went on into the Supreme Court of the United States and ruled that an individual cannot be detained? He almost has to commit murder before he is taken in, or he must cause bodily harm before you can incarcerate him or retain him in an institution. Is that true?

Mr. D. M. FISHER. I think the answer to your question is partially true. But the problem that I think Mr. Gallen is attempting to address himself to is broader than this. It is a problem where police very frequently are showing up with individuals who have acted out in their communities, show up in emergency rooms of hospitals, and physicians in the emergency rooms say there is nothing wrong as far as we are concerned, based on the standards that are in Act 143, which would allow us to commit this individual for 120 hours. Therefore, they say we cannot do anything with this individual officer; you have to take him back. So the officer says there is nothing we can do with him; we cannot lock him up. He has not done anything we can charge him with. So he goes back and he goes back like an individual in my community. Just 2 weeks ago to the day later, he ended up killing himself. This is the type of thing for which we do not have a remedy under the current law, and I think Mr. Gallen is asking the Joint State Government Commission, please come and tell us if there are improvements we can make. That is all.

Mr. ZELLER. Mr. Speaker, I could not agree with the gentleman more, and that is the key, and that is why we will debate it tomorrow when HB 30 comes before us. It is all around this training bit, you know, so we will get on to HB 30 tomorrow and we will talk about this so-called business that the officers just do not know what to do.

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

Mr. DAVIES. Mr. Speaker, this not only involves small police departments, but it also involves large police departments. For example, one of the officers who testified on behalf of this resolution or stated his purpose toward this resolution said that they themselves in a third-class city, where they have training and they have gone through the training, still do not have enough training to make judgment calls which could vary anywhere between making a judgment almost psychological in nature down to involving other decisions. So it is not just the small police forces that have shown an interest in this.

There are people who have testified at various hearings. The last one that we were at was in the city of Reading, which was conducted at Alvernia College, where a gentleman who is one of the instructors in a third-class city police force had also said or stated the need for the consideration of such a study. Thank you, Mr. Speaker.

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

Mr. LEVIN. Mr. Speaker, I rise to ask support for this resolution. I do not believe great speeches are needed. We have a dif-

ficult problem that is not being adequately handled by the present law, and I would ask the members who are familiar with this problem and with the mental-health situation to support this study in the hope that they can find a solution.

On the question recurring,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—182

Alden	Foster, W.	Lynch, F.	Scheaffer
Anderson	Freind	Mackowski	Schweder
Armstrong	Fryer	Madigan	Scirica
Arty	Gallen	Manderino	Serafini
Austin	Gamble	Manmiller	Seventy
Barber	Gannon	McCall	Shadding
Belardi	Gatski	McClatchy	Shupnik
Beloff	Geesey	McIntyre	Sieminski
Bennett	Geist	McKelvey	Sirianni
Berson	George, C.	McVerry	Smith, E.
Bittle	George, M.	Michlovic	Smith, L.
Borski	Giammarco	Micozzie	Spencer
Bowser	Gladeck	Milanovich	Spitz
Brandt	Goebel	Miller	Stairs
Brown	Goodman	Moehlmann	Steighner
Burd	Gray	Mowery	Stewart
Burns	Greenfield	Mrkonic	Stuban
Caltagirone	Grieco	Musto	Sweet
Cappabianca	Gruppo	Nahill	Swift
Cessar	Halverson	Novak	Taddonio
Chess	Harper	Noye	Taylor, E.
Cimini	Hayes, D. S.	O'Brien, B.	Taylor, F.
Clark, B.	Hayes, S. E.	O'Brien, D.	Telek
Clark, R.	Helfrick	O'Donnell	Thomas
Cochran	Hoeffel	Oliver	Trello
Cole	Honaman	Perzel	Vroon
Cornell	Hutchinson, A.	Peterson	Wachob
Coslett	Hutchinson, W.	Petrarca	Wagner
Cowell	Itkin	Pievsky	Wargo
Cunningham	Johnson, E.	Pistella	Wass
Davies	Johnson, J.	Pitts	Weidner
DeMedio	Jones	Polite	Wenger
DeVerter	Kanuck	Pott	White
DiCarlo	Kernick	Pratt	Wilson
Dietz	Klingaman	Pucciarelli	Wilt
Dininni	Knepper	Punt	Wright, D.
Dombrowski	Knight	Pyles	Wright, J. L.
Donatucci	Kolter	Rappaport	Yahner
Dorr	Kowalyshyn	Reed	Yohn
Dumas	Lashinger	Rhodes	Zeller
Durham	Laughlin	Richardson	Zitterman
Earley	Lehr	Ritter	Zord
Fee	Letterman	Rocks	Zwinkl
Fischer, R. R.	Levi	Rodgers	
Fisher, D. M.	Levin	Ryan	Seltzer,
Foster, A.	Lynch, E. R.	Salvatore	Speaker

NAYS—9

Cianciulli	Hasay	Lewis	Murphy
Dawida	Kukovich	Livengood	Piccola
DeWeese			

NOT VOTING—12

Brunner	Gallagher	McMonagle	Schmitt
Cohen	Grabowski	Mullen, M. P.	Street
Duffy	Irvis	Rieger	Williams

The question was determined in the affirmative, and the resolution was adopted.

**REMARKS ON VOTES**

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

Mr. COHEN. Mr. Speaker, I was out of my seat when several votes were taken. I would like to be recorded in the affirmative on HB 215, HB 643, HB 300, HB 113, HB 486, SB 3, and HR 5.

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

**FILMING PERMISSION GRANTED**

The SPEAKER. The Chair wishes to announce that it has given permission to WTAE-TV, Pittsburgh, to shoot silent film on the floor of the House for the next 10 minutes.

**MOTION TO REMOVE HB 56 AND VETO MESSAGE FROM TABLE**

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

Mr. DiCARLO. Mr. Speaker, at the beginning of the session, the Chair gave me the opportunity to express my concerns on the Governor's action on HB 56. At this time, Mr. Speaker, I would ask that we move to remove the Governor's veto message from the table and then move to override the Governor's veto.

The SPEAKER. It has been moved by the gentleman from Erie, Mr. DiCarlo, that the veto message on HB 56, PN 440, be taken from the table.

For what purpose does the gentleman from Allegheny, Mr. Trello, rise?

Mr. TRELLO. Is the subject of the overriding of the Governor's veto open for debate now or are we voting on—What are we voting on right now, Mr. Speaker?

The SPEAKER. The motion before the House is to take the veto message from the table.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—94**

Austin	Fryer	Letterman	Rhodes
Barber	Gamble	Levin	Richardson
Beloff	Gatski	Livengood	Rieger
Bennett	George, C.	Manderino	Ritter
Berson	George, M.	McCall	Rodgers
Borski	Giammarco	McIntyre	Schweder
Brown	Goebel	McMonagle	Seventy
Caltagirone	Goodman	Michlovic	Shadding
Cappabianca	Grabowski	Milanovich	Shupnik
Chess	Gray	Mrkonic	Steighner
Cianciulli	Greenfield	Murphy	Stewart
Clark, B.	Harper	Musto	Stuban
Cochran	Hasay	Novak	Sweet
Cole	Hoeffel	O'Brien, B.	Taylor, F.
Cowell	Hutchinson, A.	O'Donnell	Trello
Dawida	Itkin	Oliver	Wachob
DeMedio	Johnson, J.	Petrarca	Wargo
DeWeese	Jones	Pievsky	White
DiCarlo	Kernick	Pistella	Wright, D.
Dombrowski	Knight	Pratt	Yahner
Donatucci	Kolter	Pucciarelli	Zeller

Duffy	Kowalyszyn	Rappaport	Zitterman
Dumas	Kukovich	Reed	Zwinkl
Fee	Laughlin		

**NAYS—101**

Alden	Foster, W.	Madigan	Sieminski
Anderson	Freind	Manmiller	Sirianni
Armstrong	Gallen	McClatchy	Smith, E.
Arty	Gannon	McKelvey	Smith, L.
Belardi	Geesey	McVerry	Spencer
Bittle	Geist	Micozzie	Spitz
Bowser	Gladeck	Miller	Stairs
Brandt	Grieco	Moehlmann	Swift
Burd	Gruppo	Mowery	Taddonio
Burns	Halverson	Nahill	Taylor, E.
Cessar	Hayes, D. S.	Noye	Telek
Cimini	Hayes, S. E.	O'Brien, D.	Thomas
Clark, R.	Helfrick	Perzel	Vroon
Cornell	Honaman	Peterson	Wagner
Coslett	Hutchinson, W.	Piccola	Wass
Cunningham	Johnson, E.	Pitts	Weidner
Davies	Kanuck	Polite	Wenger
DeVerter	Klingaman	Pott	Wilson
Dietz	Knepper	Punt	Wilt
Dininni	Lashinger	Pyles	Wright, J. L.
Dorr	Lehr	Rocks	Yohn
Durham	Levi	Ryan	Zord
Earley	Lewis	Salvatore	
Fischer, R. R.	Lynch, E. R.	Scheaffer	Seltzer,
Fisher, D. M.	Lynch, F.	Scirica	Speaker
Foster, A.	Mackowski	Serafini	

**NOT VOTING—8**

Brunner	Gallagher	Mullen, M. P.	Street
Cohen	Irvis	Schmitt	Williams

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

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, there will be a Rules Committee meeting on the declaration of the recess.

For the benefit of the members, it is our intention to keep the desk open, but there will be no further business conducted on the floor.

**RULES SUSPENDED TO ADD SPONSORS**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, I would now move that the House suspend its rules to permit additions of sponsors on the following bills:

HB 64, Chess 118; HB 142, Hayes, D. S. 142; HB 265, Chess 118; HB 266, Chess 118; HB 298, Chess 118; HB 416, Taylor, E. Z. 121; HB 428, Taylor, E. Z. 121; HB 457, Cohen 116; HB 525, Cohen 116; HB 657, Arty 42; HB 660, Brown 114; HB 660, Fischer, R. R. 195; HB 662, Brown 114; HB 662, Fischer, R. R. 195; HB 663, Fischer, R. R. 195; HB 665, Fischer, R. R. 195; HB 706, Fischer, R. R. 195; HB 707, Fischer, R. R. 195; HB 727, Noye 16; HB 727, Taylor, E. Z. 121; HB 727, Kukovich 115; HB 727, Wilt 193; HB 727, Weidner 3; HB 727, Wilson 6; HB 727, Wright, D. R. 99; HB 727, Yahner 79; HB 730, Vroon

178; HB 733, Perzel 145; HB 734, Letterman 120; HB 734, Hayes, D. S. 142; HB 734, Itkin 174; HB 734, Telek 91; HB 734, Reed 131; HB 734, Harper 97; HB 734, Richardson 152; and HB 814, Gamble 153.

The SPEAKER. It has been moved by the gentleman from Delaware, Mr. Ryan, that the rules be suspended for the purpose of adding sponsors to various pieces of legislation.

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

The following roll call was recorded:

YEAS—182

Alden	Fisher, D. M.	Lewis	Rodgers
Anderson	Foster, A.	Livengood	Ryan
Armstrong	Freind	Lynch, E. R.	Salvatore
Arty	Fryer	Lynch, F.	Scheaffer
Austin	Gallen	Mackowski	Schweder
Barber	Gamble	Madigan	Scirica
Belardi	Gannon	Manmiller	Serafini
Bennett	Gatski	McCall	Seventy
Berson	Geesey	McClatchy	Shadding
Bittle	Geist	McIntyre	Shupnik
Borski	George, C.	McKelvey	Sieminski
Bowser	George, M.	McMonagle	Sirianni
Brandt	Gladeck	McVerry	Smith, E.
Brown	Goebel	Michlovic	Smith, L.
Burd	Goodman	Micozzie	Spencer
Burns	Grabowski	Miller	Stairs
Caltagirone	Gray	Moehlmann	Steighner
Cappabianca	Greenfield	Mowery	Stewart
Cessar	Grieco	Mrkonic	Stuban
Chess	Gruppo	Murphy	Sweet
Cianciulli	Halverson	Musto	Swift
Cimini	Harper	Nahill	Taddonio
Clark, R.	Hasay	Novak	Taylor, E.
Cochran	Hayes, D. S.	Noye	Taylor, F.
Cole	Hayes, S. E.	O'Brien, B.	Telek
Cornell	Helfrick	O'Brien, D.	Thomas
Coslett	Hoeffel	O'Donnell	Vroon
Cowell	Honaman	Oliver	Wachob
Cunningham	Hutchinson, A.	Perzel	Wagner
Davies	Hutchinson, W.	Peterson	Wargo
Dawida	Itkin	Petrarca	Wass
DeMedio	Johnson, E.	Piccola	Weidner
DeVerter	Johnson, J.	Pievsky	Wenger
DeWeese	Jones	Pistella	Wilson
DiCarlo	Kanuck	Pitts	Wilt
Dietz	Kernick	Polite	Wright, D.
Dininni	Klingaman	Pott	Wright, J. L.
Dombrowski	Knepper	Pucciarelli	Yahner
Donatucci	Knight	Punt	Yohn
Dorr	Kolter	Rappaport	Zeller
Duffy	Kowalyszyn	Reed	Zitterman
Dumas	Kukovich	Rhodes	Zord
Durham	Lashinger	Richardson	Zwinkl
Earley	Laughlin	Rieger	
Fee	Lehr	Ritter	Seltzer,
Fischer, R. R.	Levi	Rocks	Speaker

NAYS—1

Spitz

NOT VOTING—20

Beloff	Gallagher	Manderino	Schmitt
Brunner	Giammarco	Milanovich	Street
Clark, B.	Irviss	Mullen, M. P.	Trello
Cohen	Letterman	Pratt	White
Foster, W.	Levin	Pyles	Williams

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

RULE 22 SUSPENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, I would move that the House now suspend rule 22 to permit us to consider for the second time certain bills that will be lifted from the table as a result of the Rules Committee meeting to be held at the recess.

The SPEAKER. It has been moved by the majority leader that the rules be suspended so that bills taken off the table after the recess can be considered for the second time.

The Chair recognizes the gentleman from Philadelphia, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, I am not sure I understood that. May I interrogate the speaker?

Mr. RYAN. Mr. Speaker, if I may, the House rule, rule 22, has a provision in it that a bill reported from the table goes on the calendar the following day. Specifically, we are meeting today in the Rules Committee to consider, among other things, HB 417, concerning the Philadelphia School for the Deaf, and we want that to be considered for the second time today so that it is in a position for final passage tomorrow. There will be no votes taken. It is simply advancing the calendar so that we can consider on final passage tomorrow that bill and perhaps some others. I am honestly not sure about any others.

Mr. O'DONNELL. So you are really asking the House to suspend the rules pending the action of the Rules Committee, and we do not know which bills that Rules Committee is going to take off the table. In other words, I am not sure how we can vote to suspend the rules to permit the consideration of bills which have not come out of the Rules Committee yet.

Mr. RYAN. No. You are not doing this for a specific bill, Mr. Speaker. What we are asking to do is to suspend the rules so that it is not necessary for bills coming off the table to wait until tomorrow to be considered for the second time.

Mr. O'DONNELL. For which bills? That is my point.

Mr. RYAN. Any and all bills. The idea, Mr. Speaker, is that we are scheduled right now for a 3-day week. There is a possibility that if we are able to move some of the bills that are considered to be very important, it will not be necessary to be in here on Wednesday. There will be no votes taken. No one is prejudiced by this action. It is simply allowing us to move the calendar a day early because of rule 22.

Mr. O'DONNELL. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Mr. Speaker, I would suggest that the motion is unconstitutional because we are required to consider bills on 3 separate days, and we are being asked here to consider a bill twice on the same day, as I understand the motion.

The SPEAKER. The gentleman is in error. The bills have already been read for the first time prior to today. What the gentleman from Delaware is asking us to do is read it for the second time today.



The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, perhaps I can explain it.

Mr. Speaker, when the bills were originally reported out of committee, they were considered for the first time. That could have been last week or 2 or 3 weeks ago. From there they went to the table. The Rules Committee has to move them off the table, and I am asking that as they come off today they be considered for the second time today, rather than waiting until tomorrow and then having to delay it another calendar day.

**INTERROGATION**

Mr. KUKOVICH, under unanimous consent, interrogated Mr. RYAN.

Mr. KUKOVICH. Mr. Speaker, is not this procedure you are going through simply to avoid the rules for your own convenience, to speed up this week's work?

Mr. RYAN. For the convenience of the House, not for my own convenience. I will be here Wednesday.

The SPEAKER. Any further interrogation?

On the question,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—153**

Alden	Fisher, D. M.	Lewis	Rodgers
Anderson	Foster, A.	Lynch, E. R.	Ryan
Armstrong	Foster, W.	Lynch, F.	Salvatore
Arty	Freind	Mackowski	Scheaffer
Austin	Fryer	Madigan	Scirica
Barber	Gallen	Manderino	Serafini
Belardi	Gannon	Manmiller	Sieminski
Beloff	Gatski	McCall	Sirianni
Bennett	Geesey	McClatchy	Smith, E.
Berson	Geist	McKelvey	Smith, L.
Bittle	George, C.	McMonagle	Spencer
Borski	Giammarco	McVerry	Stairs
Bowser	Gladeck	Micozzie	Steighner
Brandt	Goebel	Miller	Stewart
Burd	Goodman	Moehlmann	Stuban
Burns	Greenfield	Mowery	Sweet
Caltagirone	Grieco	Mrkonic	Swift
Cessar	Gruppo	Musto	Taddonio
Cianciulli	Halverson	Nahill	Taylor, E.
Cimini	Hasay	Novak	Taylor, F.
Clark, B.	Hayes, D. S.	Noye	Telek
Clark, R.	Hayes, S. E.	O'Brien, D.	Thomas
Cochran	Helfrick	Oliver	Vroon
Cole	Honaman	Perzel	Wagner
Cornell	Hutchinson, A.	Peterson	Wass
Coslett	Hutchinson, W.	Petrarca	Weidner
Cunningham	Itkin	Pievsky	Wenger
Davies	Johnson, E.	Pistella	Wilson
DeMedio	Jones	Pitts	Wilt
DeVerter	Kanuck	Polite	Wright, J. L.
DiCarlo	Kernick	Pott	Yahner
Dietz	Klingaman	Pucciarelli	Yohn
Dininni	Knepper	Punt	Zeller
Dorr	Kolter	Pyles	Zord
Dumas	Kowalshyn	Rappaport	Zwinkl
Durham	Lashinger	Reed	
Earley	Lehr	Richardson	Seltzer,
Fee	Letterman	Rieger	Speaker
Fischer, R. R.	Levin	Rocks	

**NAYS—35**

Brown	George, M.	Livengood	Schweder
Cappabianca	Grabowski	Michlovic	Seventy
Chess	Gray	Milanovich	Shadding
Cowell	Harper	Murphy	Spitz
Dawida	Hoeffel	O'Brien, B.	Trello
DeWeese	Johnson, J.	O'Donnell	Wachob
Dombrowski	Kukovich	Piccola	Wright, D.
Donatucci	Laughlin	Pratt	Zitterman
Duffy	Levi	Ritter	

**NOT VOTING—15**

Brunner	Irvis	Rhodes	Wargo
Cohen	Knight	Schmitt	White
Gallagher	McIntyre	Shupnik	Williams
Gamble	Mullen, M. P.	Street	

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

**ANNOUNCEMENTS**

**RULES COMMITTEE, BUSINESS AND COMMERCE COMMITTEE, AND APPROPRIATION COMMITTEE MEETINGS**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, just to rehash, I would like a Rules Committee meeting on the declaration of the recess.

The SPEAKER. The Chair announces that at the call of the recess, the Business and Commerce Committee will meet in room 401, and the chairman of the Appropriations Committee, Mr. McClatchy, asks that the Appropriations Committee also meet in their meeting room at the call of the recess.

**DEMOCRATIC CAUCUS**

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

Mr. GOODMAN. Mr. Speaker, I would like to announce a Democratic caucus for 3 o'clock.

**STATEMENT ON LEGISLATION TO BE INTRODUCED**

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

Mr. W. D. HUTCHINSON. I rise for an announcement, Mr. Speaker.

Mr. Speaker, the members today received in their boxes the final report of the Constable Task Force in connection with studies that were made concerning the operation of the constable system in the Commonwealth of Pennsylvania. The Subcommittee on Courts met today with representatives of the constables and representatives of the court, and we are prepared to introduce a bill which will be of significance. Any member who desires to cosponsor that bill, which is generally in line with the report and is, I understand, generally satis-

factory to both the constables and the court. can do so by calling my office at 7-2885. Thank you.

**ANNOUNCEMENT  
BUSINESS AND COMMERCE COMMITTEE  
MEETING DELAYED**

The SPEAKER. The Chair recognizes the gentleman from Jefferson, Mr. Smith.

Mr. L. E. SMITH. Mr. Speaker, I would like the Business and Commerce Committee meeting that you called to be delayed 15 minutes to provide the members an opportunity to go to the Rules Committee and the Appropriations Committee meetings. So it will be 15 minutes after the recess.

**STATEMENTS ON LEGISLATION  
TO BE INTRODUCED**

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

Mr. ITKIN. Mr. Speaker, I am planning to introduce two pieces of legislation during the recess. One would impose an axle-mile tax, and the other would increase the diesel fuel tax and the gasoline tax, and they are alternatives to the Governor's tax on the wholesale price of motor fuel. Those who are wishing to cosponsor legislation, I will meet them at the desk.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Cunningham.

Mr. CUNNINGHAM. Mr. Speaker, several weeks ago I circulated two pieces of legislation: one that would provide for an amendment to this state's constitution to provide for the continued funding of the preferred and nonpreferred appropriations during the pendency of a budget impasse; the second of which would limit the ability of the General Assembly to recess during the pendency of that impasse. Twenty-seven Republican and Democratic members indicated an interest in cosponsoring this legislation. I am going to be introducing it during the recess and I would encourage any of those people who retain that interest to come forward and do so at the desk. Thank you.

**REPUBLICAN CAUCUS**

The SPEAKER. The Chair recognizes the majority caucus chairman, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

There will be a Republican caucus immediately upon the declaration of a recess. I would ask that you gather as quickly as possible. We have other things to do, and I would like to get the caucus completed as soon as possible.

**BILL REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME,  
AGREED TO AND TABLED**

**HB 725, PN 890 (Amended)** By Mr. THOMAS

An Act amending the "Pennsylvania Farmland and Forest Land Assessment Act of 1974," approved December 19, 1974

(P. L. 973, No. 319), continuing the preferential use assessment when a transfer, separation or split-off does not change the use.

Agriculture and Rural Affairs.

**BILLS PASSED OVER**

The SPEAKER. Without objection, all remaining bills on today's calendar will be passed over.

The Chair hears no objection.

**STATEMENT BY MINORITY WHIP**

The SPEAKER. The Chair recognizes the minority whip.

Mr. MANDERINO. Mr. Speaker, I am not sure how the Republicans or the Democrats are going to hold a caucus as we have announced with all the committees that have announced meetings, but somehow I think we ought to coordinate, Mr. Speaker, committee meetings and caucuses so that they do not overlap. I know that the Business and Commerce Committee is going out to a meeting, and they are going to consider a number of amendments to an important bill. The Appropriations Committee is meeting.

Let me just repeat, Mr. Speaker, there will be a Democratic caucus upon the call of a recess, and I would urge all of the members who are going to these committee meetings to get back as soon as possible. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, I would just like to make a request of the Chair. It has not been the practice that when bills are on the table, copies of the bills are put in the bill books. Now if we are going to suspend the rules to permit relatively immediate consideration of those bills, I think it would be a good idea if perhaps the Chair could instruct the pages to have the bills in. I would not want to come on the floor tomorrow and see the bill for the first time and then say I have an amendment which would further delay the House.

The SPEAKER. For the information of the gentleman, members will always be given consideration to have their amendments offered to legislation before it is called up for final passage.

Does the majority leader have any further business? Does the minority leader have any further business?

**HOUSE BILLS INTRODUCED  
AND REFERRED TO COMMITTEES**

**No. 818** By Messrs. THOMAS, YAHNER, WENGER, Mrs. GEORGE, Messrs. WEIDNER, W. W. FOSTER, DIETZ, HELFRICK, KLINGAMAN, Mrs. HONAMAN, Messrs. STAIRS, DeVERTER, MADIGAN, BOWSER, STUBAN, CALTAGIRONE, COLE, D. R. WRIGHT and BROWN

An Act amending the "Pennsylvania Farmland and Forest Land Assessment Act of 1974," approved December 19, 1974 (P. L. 973, No. 319), providing for recording of the preferential use assessment agreements and continuing the preferential use

assessment for the original tract in case of a separation or split-off.

Referred to Committee on Agriculture and Rural Affairs.

**No. 819** By Messrs. BURD, LIVENGOOD, SIEMINSKI, PERZEL, MADIGAN, CESSAR, MOWERY, PUNT, POTT, CLARK, McVERRY and DUFFY

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), amending the Pennsylvania employables program and providing for a community work experience and training program.

Referred to Committee on Health and Welfare.

### SENATE MESSAGE

#### SENATE BILL FOR CONCURRENCE

**SB 274, PN 479.**

Referred to Committee on State Government.

### RECESS

The SPEAKER. Without objection, this House now stands in recess until 4 p.m. The Chair hears none.

### AFTER RECESS

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

### HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

**No. 820** By Messrs. DAWIDA, CHESSE, GRABOWSKI, MURPHY, SEVENTY, ZORD, CLARK, COCHRAN and TRELLO

An Act amending the "Pennsylvania Human Relations Act," approved October 27, 1955 (P. L. 744, No. 222), establishing a procedure for the handling of complaints concerning segregation or discrimination in public schools and further providing for educational programs.

Referred to Committee on Labor Relations.

**No. 821** By Mr. LEVI, Mrs. HONAMAN, Messrs. KLINGAMAN, GEIST and MACKOWSKI

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for qualifications for the office of school director.

Referred to Committee on Education.

**No. 822** By Messrs. ITKIN, POTT, NOYE, LETTERMAN, GRIECO, DAWIDA, CHESSE, SEVENTY and LAUGHLIN

An Act amending Title 20 (Decedents, Estates and Fiduciaries), of the Pennsylvania Consolidated Statutes, increasing certain interest rates.

Referred to Committee on Judiciary.

**No. 823** By Mr. KOLTER

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), further providing for unlawful acts relative to liquor, malt and brewed beverages and licensees.

Referred to Committee on Liquor Control.

**No. 824** By Mr. J. L. WRIGHT

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 deposits and withdrawals in certain retirement accounts for personal income tax purposes.

Referred to Committee on Finance.

**No. 825** By Mr. J. L. WRIGHT

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, prohibiting retroactive rate increases.

Referred to Committee on Consumer Affairs.

**No. 826** By Mr. J. L. WRIGHT

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

Referred to Committee on Local Government.

**No. 827** By Messrs. HOEFFEL and SHUPNIK

An Act amending the "Pennsylvania Cigarette Tax Act," approved July 22, 1970 (P. L. 513, No. 178), reducing the commission rate allowed cigarette stamping agencies.

Referred to Committee on Finance.

**No. 828** By Miss SIRIANNI, Messrs. WENGER, W. W. FOSTER, Mrs. HONAMAN, Messrs. WEIDNER, YAHNER, ZELLER, COLE, CALTAGIRONE, MADIGAN, Mrs. GEORGE, Messrs. STUBAN, BROWN and GRIECO

An Act providing for the termination of contracts for the handling of milk, and providing for enforcement, penalties and remedies.

Referred to Committee on Agriculture and Rural Affairs.

**No. 829** By Messrs. PETRARCA, BURNS, KOLTER, DOMBROWSKI, CLARK, CHESSE, LIVENGOOD, D. R. WRIGHT and GATSKI

An Act amending the act of June 5, 1968 (P. L. 140, No. 78), entitled "An act regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor; further restricting increases in premiums due to moving violations.

Referred to Committee on Insurance.

**No. 830** By Messrs. MILLER, WHITE, O'DONNELL, SPENCER, LASHINGER, ALDEN, CIMINI, D. M. FISHER, PICCOLA, BERSON, RHODES, WILLIAMS, DONATUCCI, LEVIN, WACHOB, JONES, ZORD, SEVENTY, NOYE, LETTERMAN, F. J. LYNCH, E. H. SMITH, WAGNER, VROON, SALVATORE, McINTYRE and GLADECK

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for probation.

Referred to Committee on Judiciary.

**No. 831** By Messrs. MOWERY, PICCOLA, COWELL, PUNT, SCHEAFFER, PERZEL, E. H. SMITH and DORR

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), further providing for the composition of county boards of elections in certain instances.

Referred to Committee on State Government.

**No. 832** By Messrs. R. R. FISCHER, GALLAGHER, BURNS and SCHEAFFER

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for certification of personal income valuation.

Referred to Committee on Education.

**No. 833** By Mr. WILSON

An Act amending Title 66 (Public Utilities), of the Pennsylvania Consolidated Statutes, providing for the regulation of certain television transmission and reception attachments by the commission.

Referred to Committee on Consumer Affairs.

**No. 834** By Messrs. WILSON, BURNS and YOHN

An Act amending the act of June 5, 1968 (P. L. 140, No. 78), entitled "An act regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor, requiring insurers to restore or replace in kind automobiles damaged in accidents, and making editorial changes.

Referred to Committee on Insurance.

**No. 835** By Messrs. THOMAS, SPENCER, F. J. LYNCH, FREIND, DeVERTER, WAGNER, O'DONNELL, A. K. HUTCHINSON and PETRARCA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, extending contempt of court powers to district justices.

Referred to Committee on Judiciary.

**No. 836** By Messrs. CUNNINGHAM, McCLATCHY and Mrs. GEORGE

An Act restricting the right of the General Assembly to adjourn or recess for more than one day during a budget impasse.

Referred to Committee on State Government.

**No. 837** By Messrs. CUNNINGHAM, ITKIN, MOWERY, McCLATCHY and Mrs. GEORGE

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the continuation of the general appropriation act; and the continuation of nonpreferred appropriation acts.

Referred to Committee on State Government.

**No. 838** By Messrs. ITKIN, COHEN, KUKOVICH, MICHLOVIC, AUSTIN, KNEPPER, MURPHY and DAWIDA

An Act imposing a highway use tax on commercial vehicles.

Referred to Committee on Transportation.

**No. 839** By Messrs. ITKIN, MICHLOVIC, KNEPPER and MURPHY

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149, No. 105), increasing the liquid fuels tax and diesel fuel tax and providing for disposition of additional revenue.

Referred to Committee on Transportation.

### BILL REREPORTED FROM COMMITTEE

**HB 404, PN 914** (Amended) By Mr. BITTLE

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), adding to the sales and use tax a definition of "charitable organization" and excluding animals to be used outside the Commonwealth.

Rereported from Committee on Appropriations.

### BILL CALLED UP, CONSIDERED SECOND TIME AND AGREED TO

The following bill, having been called up, was considered for the second time and agreed to, and ordered transcribed for third consideration:

**HB 404, PN 914**

### BILL REREPORTED FROM COMMITTEE

**HB 268, PN 913** (Amended) By Mr. BITTLE

An Act establishing the responsibilities and liabilities of ski area operators and skiers in the sport of skiing.

Rereported from Committee on Business and Commerce.

### BILLS REMOVED FROM TABLE TO CALENDAR

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, the Rules Committee has instructed me to remove the following bills from the table to the active calendar, and I so move:

HB 538, PN 578; HB 59, PN 61; HB 417, PN 822; HB 405, PN 427; HB 185, PN 197; HB 462, PN 494; and HB 725, PN (amended in Agriculture Committee).

On the question,

Will the House agree to the motion?

Motion was agreed to.

### BILLS REMOVED FROM TABLE AND REREFERRED TO APPROPRIATIONS COMMITTEE

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, the Rules Committee has further

instructed me to remove the following bills from the table to be rereferred to the Appropriations Committee for the purpose of a fiscal note, and I so move:

HB 227, PN (amended in Judiciary Committee); and HB 31, PN 441.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### HOUSE RESOLUTIONS REPORTED FROM COMMITTEE

**HR 3, PN 915** (Amended)

By Mr. RYAN

The Speaker of the House of Representatives direct the Mines and Energy Management Committee to investigate ways to expand the market for Pennsylvania coal and to increase production of our precious natural resource.

Rules.

**HR 35, PN 886**

By Mr. RYAN

The House of Representatives of the Commonwealth of Pennsylvania urge the Board of Directors of the Health Systems Agency of the Health Service Area having jurisdiction over the South Side Hospital to continue the operation of the South Side Hospital, Pittsburgh, Pennsylvania, as a full service hospital so that it may continue to perform the services which have been traditionally performed by such hospital.

Rules.

### UNDER SUSPENSION OF RULE 22, BILLS CALLED UP, CONSIDERED SECOND TIME AND AGREED TO

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. In addition, Mr. Speaker, pursuant to the suspension of the rules earlier today, I would like the first 3 bills that were removed from the table to be read for the second time; that is, HB 538, HB 59 and HB 417, and I so move.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### LETTER TO THE LEGISLATORS

Erie, Pennsylvania  
March 8, 1979.

To all Legislators at Harrisburg:

Dear Sirs:

I am bringing you today the Great Issue of this serious and drastic action which all of you legislators of the State of Pennsylvania must act upon as soon as possible. This is in accordance with our Governor Dick Thornburgh who now is committed to the Soldiers and Sailors home here in Erie, Pa. and has herewith stated to all people to make sure you legislators do your very solemn oath and sworn duty to do what is in justice to do for our 180 men and veterans of this our Soldiers and Sailors Home.

We, the people of Erie, Pa., the seniors and advocates of this Community want action on your part to see that you all pass

this critical money bill that Governor Thornburgh is sending to you. These men, your brothers, deserve the best, as if it were not for them all this nation would have had was a holocaust.

As a Gray Panther senior advocate, working along with our senior advocate, Mr. Charles Killinger, and all the seniors and people here we now are stating to all of you to get busy to do your utmost for our Soldiers and Sailors home. I am a Gray Panther constant Salvation Army Senior of the Cross that visits these men all 180 of them 3 or 4 times a week. I read to them, keep them happy and pray for a better life for them which I have often spoke about at many, many meetings at City Council chambers also at the county council chambers Senior apartments, Senior Centers, all of them and I assured them to the fact that we all must fight to survive and live in a decent way in our late years. I know you all Sirs and as a Gray Panther I seek justice to be done for these our American brothers! It must be done without fail.

Many Seniors and our public citizens of this community must I add to say have no faith in you for scandals, lying, bribes, corruption is the prime answer to this wicked sin-sick world. People do not believe in their legislatures any longer nor their Nation or men in high offices for we have been deceived too long and the end must come to a showdown. You all now have a choice to show your willingness for all people or you show your contempt for your office these the people who voted you in.

We now shall wait and see what you men in our State Legislature will do. We alerted the whole Nation on this important issue by television, news media, telegrams, letters and thousands of petitions. What will you do for my honored veterans of past wars? Help them or deprive them of a decent way of life in their last years.

We lost a true and wonderful friend at the Soldiers and Sailors Home, Mr. John Trancher, age 81 years, a brave and a gallant soldier who fought on the Homes Council for a better home for our veterans but we lost him one that dared to stand up against all odds for his men. But what a disgraceful ending in death, no pallbearers, no military funeral, no taps no good-byes. Just from the hearse into the grave, although he had a very simple service at the funeral home. This to me was an insult to our men and I mean all of them. So this is their ending for a Nation they fought and died for! It's! a! disgrace! to this nation! They say Under God. This is not true for it's greed, corruption and less caring for anyone but the almighty dollar that will only send you legislatures to hell. Money is the root of all evil if not used in a proper manner!

Mrs. Anna S. Cowley, Gray Panther Senior Advocate, age 72 yrs. but able to fight for these 180 men!

I ask you in all fairness to have copies made of this letter so every Legislature will be able to have one for his records on file. I will again be speaking in City Council chambers will all the councilmen and will make this an urgent session to speak on. Also with Robie Roberson and his Council meetings I shall bring forth the message to them all with what you men will do?! I will not fail from my endeavor to see that my veterans are cared for. My Seniors and my community and all peoples have a right to say and be heard! I fear no State nor man for I glory in my God's words whom gives me strength thru His shed blood to protect me and tell the Gospel Truth to all.

Anna S. Cowley, Gray Panther on  
the prow! for justice.

### WELCOMES

The SPEAKER. The Chair is pleased to welcome to the hall of the House Mrs. Maxine Zimmerman, the Republican county chairman of Jefferson County and the guest of the Representative from Jefferson County, Mr. Smith.

The Chair welcomes to the hall of the House Elmer and Gene Doyka of Richland Township, Cambria County. They are the guests of Mr. Telek.

**WELCOME**

The SPEAKER. The Chair welcomes to the hall of the House a group of seventh-grade students from Holy Name of Jesus School in Lower Paxton Township, Dauphin County, under the direction of Sister Mary Bernice and Mrs. Lori Hosel. They are the guests of the Representative from Dauphin County, Mr. Manmiller.

**ADJOURNMENT**

Mr. COCHRAN moved that this House of Representatives do now adjourn until Tuesday, March 27, 1979, at 11 a.m., e.s.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:28 p.m., e.s.t., the House adjourned.