

Legislative Journal

WEDNESDAY, JUNE 20, 1979

Session of 1979

163rd of the General Assembly

Vol. 1, No. 47

HOUSE OF REPRESENTATIVES

The House convened at 11 a.m., e.d.t.

THE SPEAKER (H. JACK SELTZER) IN THE CHAIR

PRAYER

THE HONORABLE RICHARD A. GEIST, member of the House of Representatives and guest chaplain, offered the following prayer:

Lord, as we open this third session, we ask that You impart the wisdom upon us to govern in the most responsible manner possible. And as we pass through this difficult tax time, please give those members Your guidance. We are here for such a short time, pray that the decisions here will keep all Pennsylvanians in good stead for a much longer time.

I would like to ask at this time that we have a 1-minute period of silence so that each and every member and those listening may join us in prayer, each in their own way.

(Members observed silent prayer.)

Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Tuesday, June 19, 1979, will be postponed until printed. The Chair hears none.

LEAVE 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 gentleman from Lawrence, Mr. Fee.

Mr. FEE. Mr. Speaker, I request leave of absence for Mr. GREENFIELD for today's session.

The SPEAKER. Without objection, leave is granted.

MASTER ROLL CALL RECORDED

The SPEAKER. Members will please come to the floor, the Chair is about to take the master roll. Members will please take their seats so the clerks can record your presence.

The following roll call was recorded:

YEAS—199

| | | | |
|----------------|----------------|---------------|---------------|
| Alden | Foster, W. | Livengood | Ryan |
| Anderson | Freind | Lynch, E. R. | Salvatore |
| Armstrong | Fryer | Lynch, F. | Scheaffer |
| Arty | Gallagher | Mackowski | Schmitt |
| Austin | Gallen | Madigan | Schweder |
| Barber | Gamble | Manderino | Scirica |
| Belardi | Gannon | Manmiller | Serafini |
| Beloff | Gatski | McCall | Seventy |
| Bennett | Geesey | McClatchy | Shadding |
| Bittle | Geist | McIntyre | Shupnik |
| Borski | George, C. | McKelvey | Sieminski |
| Bowser | George, M. | McMonagle | Sirianni |
| Brandt | Giammarco | McVerry | Smith, E. |
| Brown | Gladeck | Michlovic | Smith, L. |
| Brunner | Goebel | Micozzie | Spencer |
| Burd | Goodman | Miller | Spitz |
| Burns | Grabowski | Moehlmann | Stairs |
| Caltagirone | Gray | Mowery | Steighner |
| Cappabianca | Grieco | Mrkonic | Stewart |
| Cessar | Gruppo | Mullen, M. P. | 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 |
| Cohen | Hoeffel | O'Brien, D. | Thomas |
| Cole | Honaman | O'Donnell | Trello |
| Cornell | Hutchinson, A. | Oliver | Vroon |
| Coslett | Hutchinson, W. | Perzel | Wachob |
| Cowell | Irvis | Peterson | Wagner |
| Cunningham | Itkin | Petrarca | Wargo |
| Davies | Johnson, E. | Piccola | Wass |
| Dawida | Johnson, J. | Pievsky | Weidner |
| DeMedio | Jones | Pistella | Wenger |
| DeVertter | Kanuck | Pitts | White |
| DeWeese | Kernick | Polite | Williams |
| DiCarlo | Klingaman | Pott | Wilson |
| Dietz | Knepper | Pratt | Wilt |
| Dininni | Knight | Pucciarelli | Wright, D. |
| Dombrowski | Kolter | Punt | Wright, J. L. |
| Donatucci | Kowalshyn | Pyles | Yahner |
| Dorr | Kukovich | Rappaport | Yohn |
| Duffy | Lashinger | Reed | Zeller |
| Dumas | Laughlin | Rhodes | Zitterman |
| Durham | Lehr | Richardson | Zord |
| Earley | Letterman | Rieger | Zwick |
| Fee | Levi | Ritter | |
| Fischer, R. R. | Levin | Rocks | Seltzer, |
| Fisher, D. M. | Lewis | Rodgers | Speaker |
| Foster, A. | | | |

NAYS—0

NOT VOTING—4

| | | | |
|--------|------------|------------|--------|
| Berson | Greenfield | Milanovich | Street |
|--------|------------|------------|--------|

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

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 777, PN 1774; HB 845, PN 922; SB 565, PN 898; SB 568, PN 900; HB 1133, PN 1274; and HB 1423, PN 1689.

CALENDAR BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 176, PN 188**, entitled:

An Act authorizing the Secretary of Environmental Resources, with the approval of the Governor, to release certain Project 70 lands in Allegheny County to the Borough of Brentwood and to accept other lands for Project 70 from the Borough of Brentwood.

On the question,

Will the House agree to the bill on third consideration?

HB 176 TABLED

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

Mr. ZORD. Mr. Speaker, I move that HB 176 be laid on the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR
CONCURRENCE CONSIDERED

The Senate returned the following **HB 215, PN 1656**, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

SENATE AMENDED

Prior Printer's Nos. 231, 520, 595, 821, 1521
Printer's No. 1656

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 215

Session of 1979

INTRODUCED BY MESSRS. A. C. FOSTER, KOLTER, TAD-
DONIO, DAVIES, GOEBEL AND MRKONIC, FEBRUARY
9, 1979.

AS AMENDED ON THIRD CONSIDERATION, IN SENATE,
JUNE 5, 1979.

An Act

amending the act of July 1, 1978 (P. L. 700, No. 124), entitled, "An act enumerating certain fees and charges to be imposed for activities regulated by the Bureau of Professional and Occupational Affairs of the Department of State, providing for the appointment and term of Office of the Commissioner of Professional and Occupational Affairs, creating the Pro-

fessional Licensure Augmentation Account and providing for its administration and making certain repeals," permitting payment of CERTAIN fees by personal check and providing for temporary suspension of licenses in certain cases.

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

Section 1. Section 224, act of July 1, 1978 (P. L. 700, No. 124), known as the "Bureau of Professional and Occupational Affairs Fee Act," is amended to read:

Section 224. Collection.

(a) The Bureau of Professional and Occupational Affairs shall collect the fees for which this act provides. However, nothing in this act shall prevent the collection of fees by the bureau which are otherwise authorized and which are not inconsistent with the provisions of this act.

(b) ~~Fees RENEWAL AND MISCELLANEOUS FEES may be paid by personal check; and, the bureau shall not require payment only by certified check, cashier's check or money order.~~ The appropriate professional or occupational board may suspend the license of any person who submits a personal check which is not honored until the fee is actually paid. The appropriate professional or occupational board shall make such rules and regulations as may be necessary to carry out the provisions of this subsection.

(c) The proposed rules and regulations shall be submitted to the Chief Clerk of the Senate and SECRETARY OF THE SENATE AND THE CHIEF CLERK OF THE House of Representatives who shall cause the regulations to be printed and distributed among all members of both chambers in the same manner as a reorganization plan. If both bodies fail to act within 60 days of receipt of such regulations, or within ten legislative days after receipt, whichever shall last occur, regulations adopted by the appropriate professional or occupational board shall be promulgated pursuant to the provisions of the act of July 31, 1968 (P. L. 769, No. 240), referred to as the Commonwealth Documents Law and 45 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents).

(d) If either chamber disapproves any regulation, such information shall be certified by the Speaker of the House of Representatives or President pro tempore of the Senate to the department APPROPRIATE BOARD, and such regulation shall not be promulgated as a final regulation.

Section 2. This act shall take effect immediately.

On the question,

Will the House concur in Senate amendments?

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

Mr. A. C. FOSTER. Mr. Speaker, I move that the House do concur in the amendments inserted by the Senate to HB 215.

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

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

Mr. Speaker, The one amendment inserted by the Senate is a technical amendment in which they changed the "chief clerk of the Senate" to read, "secretary of the Senate". That is a purely technical correction.

On page 2 of the bill, line 1, you will note that the word "fees" has been stricken and it now reads, "renewal and miscellaneous

fees may be paid by personal check;". Basically the reason for doing this is that the department is perfectly acceptable of the idea of personal checks being used for renewals and miscellaneous fees. They are only asking that the initial application be accompanied by a certified check.

I think that is a reasonable request on their part, and I would ask concurrence in the Senate amendments.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—189

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

NAYS—0

NOT VOTING—14

| | | | |
|------------|----------------|-------------|------------|
| Berson | Hutchinson, A. | O'Brien, B. | Street |
| Donatucci | Knepper | Richardson | Taylor, E. |
| Goodman | Milanovich | Spitz | Williams |
| Greenfield | Miller | | |

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

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE CONSIDERED

The Senate returned the following **HB 486, PN 1725**, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

SENATE AMENDED

Prior Printer's Nos. 526, 1503 Printer's No. 1725

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 486

Session of 1979

INTRODUCED BY MESSRS. S. E. HAYES, JR., IRVIS, RYAN, MANDERINO, SELTZER, MCCLATCHY, NOYE, ANDERSON, SALVATORE, WARGO, DICARLO, GREENFIELD, CESSAR AND GOODMAN, MARCH 6, 1979.

AS AMENDED ON SECOND CONSIDERATION, IN SENATE, JUNE 12, 1979.

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; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act,' increasing the powers and the borrowing capacity of the Authority, allocating the proceeds of such borrowing capacity, and regulating the leasing of projects constructed for State aided institutions," allocating funds for repair and renovation of the Old Museum Building for Legislative offices AND, FOR THE RAZING OF CERTAIN STRUCTURES AT CALIFORNIA STATE COLLEGE, AND FOR STEAM SYSTEM RENOVATIONS AT MANSFIELD STATE COLLEGE.

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

Section 1. Clause (8) of part VIII of section 2, 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; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to

the Authority lands of the Commonwealth and interests therein and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act, increasing the powers and the borrowing capacity of the Authority, allocating the proceeds of such borrowing capacity, and regulating the leasing of projects constructed for State aided institutions," is amended to read:

Section 2. The proceeds of this increased borrowing capacity shall be allocated approximately in the following manner:

VIII. Department of [Property and Supplies]
 General Services [15,913,057]
 19,617,088

 (8) Repair and Renovation of Old Museum Building for [Administrative] Legislative Offices [1,900,000]
 5,604,031

SECTION 2. PART IX OF SECTION 2 IS AMENDED AND SECTION 2 OF THE ACT IS AMENDED BY ADDING A CLAUSE CLAUSES TO READ:

SECTION 2. THE PROCEEDS OF THIS INCREASED BORROWING CAPACITY SHALL BE ALLOCATED APPROXIMATELY IN THE FOLLOWING MANNER:

IX. DEPARTMENT OF [PUBLIC INSTRUCTION]
 EDUCATION [38,466,066]
~~38,563,066~~
 39,285,066

 (4.1) EMERGENCY RAZING AND DEMOLITION OF STRUCTURES SITUATED ON SEVENTEEN PROPERTIES ACQUIRED BY CALIFORNIA STATE COLLEGE FOR EXPANSION 97,000
 (4.2) RENOVATION STEAM DISTRIBUTION SYSTEM: MANSFIELD STATE COLLEGE 722,000
 (BASE CONSTRUCTION COST \$602,000)

 Section 2 3. The additional ~~\$3,704,031~~ ~~\$3,801,031~~ \$4,523,031 shall be provided from excess funds available from the unallocated reserve of the Capital Facilities Fund. The base construction increase included in this amount is ~~\$2,963,225~~ \$3,565,225.

Section 4. This act shall take effect immediately.

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

The SPEAKER. The Chair recognizes the majority whip.
 Mr. S. E. HAYES. Mr. Speaker, I move that the House do concur in the amendments inserted by the Senate to HB 486.

The SPEAKER. The Chair recognizes the majority whip.
 Mr. S. E. HAYES. Thank you, Mr. Speaker. Just by way of explanation, the Senate placed into this bill an amendment that would authorize the expenditure of money at two of our state colleges, one being California and the other being Mansfield. At California, there is a need to raze and conduct some demolition

work on some structures that are located on a property recently acquired by that state college, and at Mansfield there is the necessity to renovate the steam distribution system. I urge concurrence in the Senate amendments.

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

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

YEAS—184

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

NAYS—7

- | | | | |
|--------|----------------|-----------|--------|
| Austin | Dawida | Lewis | Murphy |
| Chess | Fischer, R. R. | Livengood | |

NOT VOTING—12

- | | | | |
|------------|------------|-------------|------------|
| Berson | Goodman | Milanovich | Richardson |
| Cunningham | Greenfield | Miller | Street |
| Donatucci | Knepper | O'Brien, B. | Williams |

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

Ordered, That the clerk inform the Senate accordingly.

HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

No. 1515 By Messrs. OLIVER, J. J. JOHNSON, BARBER, MILLER, SALVATORE, Mrs. ARTY, Messrs. GRIECO, PETERSON, RIEGER, PIEVSKY, GREENFIELD, RICHARDSON, LAUGHLIN and CIANCIULLI

An Act amending "The First Class City Permanent Registration Act," approved March 30, 1937 (P. L. 115, No. 40), further providing for the approval of official registration application cards, and authorizing change of registration by mail.

Referred to Committee on Urban Affairs.

No. 1516 By Messrs. IRVIS, ITKIN, CESSAR, D. M. FISHER, MRKONIC, COWELL, TADDONIO, TRELLO, MICHLOVIC, GRABOWSKI, GAMBLE, RHODES and POTT

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736, No. 338), authorizing political subdivisions to enter into agreements for joint self-insurance.

Referred to Committee on Labor Relations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Senate presented the following bills for concurrence:

SB 640, PN 682

Referred to Committee on Liquor Control.

SB 682, PN 724

Referred to Committee on Liquor Control.

SB 727, PN 778

Referred to Committee on Agriculture and Rural Affairs.

SB 815, PN 892

Referred to Committee on Local Government.

SENATE MESSAGE

SENATE RESOLUTION FOR CONCURRENCE

The Senate presented the following resolution for concurrence:

SR 208

Referred to Committee on Federal-State Relations.

BILLS SIGNED BY SPEAKER

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

HB 215, PN 1656

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

HB 486, PN 1725

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, for the razing of certain structures at California State College, and for steam system renovations at Mansfield State College.

HOUSE SCHEDULE

The SPEAKER. The Chair recognizes the majority whip.

Mr. S. E. HAYES. Thank you, Mr. Speaker. I would like to announce what our schedule will be for the next few hours. I am going to suggest that the House recess until 3 p.m. this afternoon. For the Republicans, I would like to announce that our caucus will not begin until 1 o'clock, so that you may take lunch at this time.

Mr. Speaker, I move that this House recess until 3 p.m. this afternoon.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Thank you, Mr. Speaker. The Democratic Party will meet in caucus at 2:15, and we will return to the floor promptly.

EDUCATION COMMITTEE MEETING

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

Mr. R. R. FISCHER. Mr. Speaker, I would like to call an immediate meeting of the Committee on Education in room 401.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Mr. Speaker, I have just conferred with the other leaders on the Democratic side and have been advised that we have a leadership meeting which will conflict with the caucus time I called. We will have an immediate caucus for the Democratic Party, which will last 45 minutes, and then we will be prepared to return to the floor at 3 o'clock. An immediate caucus.

Thank you, Mr. Speaker.

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

Mr. KUKOVICH. Mr. Speaker, I rise pursuant to rule 22 to formally object to HB 1475 being on the uncontested calendar.

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, the gentleman had advised me that he was contesting this bill. I have discussed it with the minority leader and would ask that both caucuses caucus on it, because we were intending to run it this afternoon.

We are of the opinion—and we defer, of course, to the Speaker—that it is not necessary to have a supplemental calendar inasmuch as it is on a calendar right now and it will simply be debated rather than accepted on its own.

PARLIAMENTARY INQUIRY

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

Mr. KUKOVICH. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. KUKOVICH. A question of the Chair, Mr. Speaker: According to the majority leader, he made it sound as if they want to vote that bill today. According to the rule, it would have to be removed and placed on the regular calendar on the next legislative day.

The SPEAKER. The gentleman is correct. HB 1475 will be removed from the uncontested calendar and placed on tomorrow's regular calendar.

RECESS

The SPEAKER. Without objection, this House now stands in recess until 3 p.m. The Chair hears none.

AFTER RECESS

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

The SPEAKER. The members will please come to the floor as quickly as possible.

STATEMENT BY MR. ZELLER

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

Mr. ZELLER. Thank you, Mr. Speaker. Mr. Speaker, this is very unusual, and I would like to have the press hear this, because on Monday, June 18, there was an article that appeared in the Philadelphia Inquirer, written by the Honorable William Ecenbarger, and he starts out his article by citing the Honorable Milton Street of Philadelphia as being flamboyant, outspoken, opinionated, and mordant, and characteristics that do not endear him to many of his legislative brethren. Now he also includes in that category the Representative from Lehigh County by the name of Joseph Zeller, and I really feel very proud of the fact that Mr. Ecenbarger cites that I am flam-

boyant, outspoken, opinionated and mordant; I really appreciate this. But the part I do not like is that of taking my colleagues to task. As a matter of fact, I think you should read or at least know what they think about you.

It seems as though Representative Milton Street and myself are the only two who are not clowns. Now they refer to the rest of you as clowns, and I think that is unfair, because, really, I do not look at you as clowns. As a matter of fact, you are outspoken, you are concerned with your districts, and I look at you as brethren and sisters down here doing a job for some 60,000 constituents back home. You are here to do a job, and I think it is an insult. Every one of you should let Mr. Ecenbarger know how you feel about being included in the circus group, and I think you should let him know that not only Zeller and Milton Street are the two outspoken gentlemen and flamboyant and mordant legislators, that you, too, are like that, and I would let Mr. Ecenbarger know, and I want to thank you very, very much.

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

Mr. DAVIES. Mr. Speaker, if you would be so kind as to extend me the unanimous consent as well, I would like to add to Mr. Zeller's remarks.

STATEMENT BY MR. DAVIES

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

Mr. DAVIES. Thank you, Mr. Speaker.

It is so seldom that anyone from the hinterlands gets mentioned in the Philadelphia Inquirer any way that I just wish that the writer of the article would get the first name right. It is John, not Robert.

And as far as his other point in the thing, he is quite concerned about who is voting for whom as far as the floor action—I think is one of his concerns in the article—if Mr. Ecenbarger would, of course, check the record, he will find that I have done even my homework and diligently pursued such things as possibly voice electronic voting systems suggested for the floor of this House. So I wish he would do his research and check out his material so that he knows where and from which he is coming in reference to the concerns about the voting of this body and who is voting for whom, and who really has those things as their concern. Thank you, Mr. Speaker.

SPONSORS ADDED AND DELETED

The SPEAKER. The Chair recognizes the majority leader. The gentleman may continue.

Mr. RYAN. Mr. Speaker, I submit, in accordance with our rules a statement of additions and deletions on the sponsorship of bills.

Additions

HB 19, Reed; HB 1348, Alden; HB 1473, McVerry; HB 1473, Taylor, E. Z.; HB 1473, Halverson; HB 1473, Knepper; HR 92, Kernick; HR 92, McMonagle.

Deletions

HR 98, Scheaffer; HR 98, Mowery; HB 1251, Musto; HB 1251, Dombrowski; HB 1251, Livengood; HB 404, Dorr.

BILL REREPORTED FROM COMMITTEE**HB 1486, PN 1733**

By Mr. RYAN

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.

Rereported from Committee on Rules.

RESOLUTION REPORTED FROM COMMITTEE**HR 96, No. 1712**

By Mr. RYAN

The House of Representatives recognizes July 1 through July 7, 1979 as "Handicapped Awareness Week" and calls upon the Governor to proclaim such week as "Handicapped Awareness Week."

Rules.

CALENDAR BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 657, PN 1603**, entitled:

An Act reenacting and amending the "Emergency Medical Services Systems Act," approved November 30, 1976 (P. L. 1207, No. 265), redefining the word "rural," further providing for applications for grants and contracts, including rescue services and critical care units, authorizing additional grants and contracts, reducing the amount above which grants must be recommended and extending the life of the act.

On the question,

Will the House agree to the bill on third consideration?

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Mr. Speaker, we are on HB 657. I was advised by the gentleman, Mr. Pistella, that he has an amendment to offer to the bill. I am sorry if the Chair was not advised. The gentleman does have an amendment to offer.

The SPEAKER. The Chair had no indication the gentleman had an amendment, but the Chair will recognize—

Mr. IRVIS. Mr. Speaker, I am sorry to interrupt the Chair, but I have just been informed by the gentleman, Mr. Pistella, that he would like to have a few moments to talk to members on the Republican side who have not been acquainted with this amendment, and, hopefully, he will be able to get some differences worked out and maybe agreed to.

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. I am informed now, Mr. Speaker, that the gentleman, Mr. Pistella, is ready to offer his amendment to HB 657.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. PISTELLA offered the following amendment:

Amend Sec. 1 (Sec. 7), page 9, line 6, by removing the semicolon after "patient" and inserting: Provided, however, That it shall first be determined that a private ambulance service is not available to provide this service;

On the question,

Will the House agree to the amendment?

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

Mr. PISTELLA. Thank you, Mr. Speaker. This amendment A1821 is an amendment to the Emergency Medical Service Systems Act. I would, first of all, like to thank the Speaker for his indulgence in my novitiate to accomplish this, and I would also like to thank the House for its patience in putting up with me until I got everything straightened out.

It was brought to my attention, Mr. Speaker, and to the attention of Mr. Trello of Allegheny County, that there exists a current situation that I wish to remedy with this amendment. Oftentimes in the course of providing health-care services to patients, particularly under the Emergency Medical Service Systems Act, situations have occurred where in non-emergency situations ambulances that are funded under this act are used to transport patients from hospital to hospital, from hospital to clinic, and from hospital to home. What I am trying to do is provide that in these non-emergency situations, before a patient is transferred, an attempt be made to contact a private ambulance service to provide that service. That is the intent of this amendment, and I think it is something that might clear up the difficulty that exists throughout the Commonwealth. I would appreciate the support of my colleagues. Thank you.

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

Mr. GRABOWSKI. Mr. Speaker, I would like to interrogate Mr. Pistella.

The SPEAKER. The gentleman, Mr. Pistella, indicates he will stand for interrogation. The gentleman may proceed.

Mr. GRABOWSKI. Mr. Speaker, can you tell me right now if the service that you are trying to do away with is provided free to the recipients?

Mr. PISTELLA. I would have to ask, sir, are you asking if the emergency medical services systems charge the patient for this service or do they in fact petition health-care insurance providers for this service that I am referring to?

Mr. GRABOWSKI. I am referring to the recipient, the transferee from the hospital. In fact, does it not cost that person anything now?

Mr. PISTELLA. I cannot answer that question.

Mr. GRABOWSKI. But what you are trying to do right now, if I understand it correctly, is have those recipients go to a commercial ambulance service and pay for that service.

Mr. PISTELLA. What I am asking is that at first the private ambulance service be contacted to provide that service in non-emergency situations. If a private service is not available, then the only recourse would be to contact an emergency medical systems ambulance to provide that service.

Mr. GRABOWSKI. Well, right now I see that the service, even though it is nonemergency, is provided free of charge to the recipients, and I must oppose the amendment and I encourage all my colleagues to do likewise.

The SPEAKER. The Chair recognizes the gentleman from

Erie, Mr. DiCarlo.

Mr. DiCARLO. Mr. Speaker, may I interrogate Mr. Pistella, please?

Mr. PISTELLA. Yes, Mr. Speaker.

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

Mr. DiCARLO. Mr. Speaker, I do not have a copy of your amendment. I do not know if it has been circulated yet.

Mr. Speaker, I guess the question that I have, and to expound on Mr. Grabowski's comments, I have about 20 or 22 volunteer fire companies in my area. Many of the people in the townships and the boroughs and the municipalities where I live make pledges or contributions to the fire departments. With those contributions, many times the volunteer fire companies will provide a free ambulance service to our residents in that township, whether it be to the hospital, whether it be if a person is in the hospital and he has to be transported home, and they do that free of charge. With the inclusion of this amendment, will that eliminate that kind of service?

Mr. PISTELLA. No, Mr. Speaker. What I am attempting to do is ask that a private ambulance service be asked to provide this service. If they cannot provide it, then again the next course of action would be to contact an emergency medical services systems ambulance.

Mr. DiCARLO. No. The question that I have is, if the ambulance service is there provided by a volunteer agency and they do that free of charge, are you saying that the constituent still has to go to a private ambulance company first and ask for that service before he can get the volunteer to do it?

Mr. PISTELLA. That is what I am recommending, yes.

Mr. DiCARLO. And are you saying then that the private businesses, the private ambulance carriers, are going to provide free service or are they going to charge the constituents?

Mr. PISTELLA. I would imagine they would charge.

Mr. DiCARLO. Mr. Speaker, with that in mind, I think that if anything else it probably should be the other way around, that if there are free volunteer ambulance services available to a community, they ought to be utilized first. Because of that and because of the excess charges that ambulance services do cost, especially on a nonemergency level, I think that this amendment would certainly be detrimental to volunteer companies and to municipalities that are providing this service now, and I ask the General Assembly to oppose this amendment.

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

Mr. TRELLO. Mr. Speaker, I do not believe that this amendment affects the volunteer firemen or the police departments in any way, shape, or form whatsoever.

What this amendment really does is, with respect to the companies that receive fees or grants from the state or the Federal Government to buy and purchase equipment specifically for emergency medical services, this disallows them from transporting or getting involved in any private ambulance service business. The volunteer fire departments, the police departments that have an ambulance service now will not be affected in any way, shape, or form because of this. This only affects the ambulance service that has been provided with grants to pur-

chase their equipment and so forth, to indulge in programs that would in fact affect the private ambulance service, period. That is all.

The private enterprise, the independent ambulance service, does not receive one dime in any way, shape, or form. They go through the expense of purchasing the equipment, training personnel, and operating this service, and in almost every case that I know of—and the president of this organization in Allegheny County indicated—if a patient whom they picked up is not able to pay for the services, they are not charged, whatsoever, period.

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

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

Mr. PISTELLA. Yes, Mr. Speaker.

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

Mr. ZELLER. Mr. Speaker, I am very interested in finding out the intent of this amendment. Could you tell us why this is being pursued, your reason for it, please?

Mr. PISTELLA. Yes, Mr. Speaker. It was brought to the attention of Mr. Trello and myself by an organization, which is the Allegheny County Private Ambulance Association, that they are faced with a situation that exists in our country where patients and hospital administration are attempting or have attempted to use emergency medical service system ambulances to transfer patients from hospital to hospital and from home to home in nonemergency situations. What this group asks would be to amend the legislation so that they could be contacted first by a parent hospital to provide this service. They are in the ambulance business, and they felt that certain emergency medical systems were misusing the intent of the Emergency Medical Services Systems Act. As was pointed out by Mr. DiCarlo, I am sure their hearts were in the right place, but, unfortunately, they seem to have been impeding upon the efforts that have been undertaken and have been undertaken by private ambulance services.

This amendment is attempting to remedy the situation, not be indulging in any sanctions against any EMS system, not by attempting to penalize them, not by attempting to restrict their funding from the state or the Federal Government, but merely by asking that a private ambulance service be given the same opportunity that the emergency medical systems ambulances are afforded.

Mr. ZELLER. Thank you, Mr. Speaker. A comment if you do not mind.

The problem we have, Mr. Speaker, if you remember—and I do not know whether you were here then; I am sure you were not—is that several years ago there was a movement by the Department of Health to get into that very situation. They were trying to come through with certain regulations as to the qualifications of those riding herd on these ambulances, which is really essential, but the movement at that time was one of obtaining paid departments, and we were able to defeat that move here.

What I feel, with your sincerity—and I am sure you are sincere about it—is that this would put a foot in the door for that movement in the Health Department to get certain people to ride herd in these ambulances paid. This is the problem we have with all the nonprofit fire company ambulance corps and so forth that are now in existence that are doing it for nothing. Volunteer, I should say, is the word I wanted to use. These volunteer groups would be hurt, and they fought this. They fought this tooth and nail. As a matter of fact, we went around the state in regard to this issue. Especially in my area, Northampton and Lehigh Counties, they were very disturbed.

So I see here a foot in the door. Your intentions may be very fine. To aid and abet a private concern is a special interest in a way, with all respect to you, that would hurt the volunteers. That is the part that would hurt us, that I feel that the volunteer system would then become a paid system because you would be aiding and abetting the forces in the Health Department that want to see the very thing you are talking about. That is our problem. I really do not believe you intend to do that, but that would really open that door, and that is why I feel it should be defeated. Thank you.

The SPEAKER. The Chair recognizes the lady from Delaware, Mrs. Arty.

Mrs. ARTY. Mr. Speaker, in towns and communities all over the Commonwealth of Pennsylvania, for many years the volunteer fire company ambulances and the volunteer ambulance companies have provided emergency health care for the people of their respective communities. They have done so because that was their service to that community. This was long before there was ever a concept of paid ambulance companies. Each time that paid ambulance goes out on a call, the patient is billed, either personally or through a third-party payer. This is not the case with most of the voluntary companies that provide that service.

I feel that this amendment would defeat the entire concept of volunteerism and the entire concept of people serving people in the Commonwealth, and I urge its defeat.

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

Mr. REED. Mr. Speaker, the lady, Mrs. Arty, is correct that this amendment, however well-intentioned it may be, definitely would work against the volunteer ambulance companies in this state. But it would also do something else which, from my recollection of what has been said the last 15 minutes, has not been touched upon, and that is simply this: Historically speaking, the service fees that are deemed most collectible by emergency medical service units in this state have been the medical transport requests which they get from physicians, clinics, and hospitals.

The way that this is worded is that a private ambulance service for the nonemergency-type service must be the first contacted, which means in effect that anybody who wants to come in on that portion of the ambulance service business which is the most lucrative in terms of being able to derive fees could set up a private ambulance service—we will use Harrisburg as a for instance—and take away from the local ambulance service here

all the routine medical transport business, thus taking, as we say, skimming or the cream of the crop. You would therefore do substantial financial harm to at least half—and that is putting it conservatively—of the volunteer ambulance companies in this state. You would eliminate from their domain these kinds of service requests, and also you would be putting into the law something which probably is unconstitutional, and that is to say within statutory language an automatic bias or prejudice that favors that type of special or private interest in connection with this. I believe that you would do substantial harm to the volunteer ambulance services in this state if this amendment were passed, however well-intended it may be. The final point is, Mr. Speaker, that you will find that many of the transfers from clinic to clinic or hospital to hospital or any intercombination thereof is brought on because the condition of the patient is such that he requires or she requires transportation. And we have learned from experience, at least in Harrisburg—and I am sure that we are not unique to any other part of this state—that the transferring of seriously and critically ill patients is not something to be considered as a nonemergency. While the condition of the patient may not warrant lights and siren, the condition of the patient could, at least from a potential point of view, constitute a serious threat to that person's health and safety and indeed their life. We have found that the movement of critically ill patients in fact does cause their condition to become worse. Many patients have died enroute from one hospital to another simply because those who were transporting them were not qualified or competent emergency medical technicians working in volunteer ambulance and private ambulance companies. So I think for good reason, for the interest of the patient, we want to keep the volunteer ambulance crews who are trained, who do handle the emergency cases, because indeed that transport may become an emergency. Thank you.

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

Mr. KLINGAMAN. Thank you, Mr. Speaker.

Will the gentleman, Mr. Pistella, respond to one brief interrogation, please?

Mr. PISTELLA. Yes.

Mr. KLINGAMAN. Mr. Speaker, you referred to hospital-to-hospital transfers in nonemergency situations. Who, sir, will decide whether the situation is an emergency or a nonemergency?

Mr. PISTELLA. That would be the physician at the hospital in which the patient was.

Mr. KLINGAMAN. And he would then have to assume the responsibility whether to call for a volunteer organization or for a paid organization. Is that correct?

Mr. PISTELLA. Yes.

Mr. KLINGAMAN. That is quite a load, I think, quite a responsibility to put on the physician which I am not too sure he would be willing to accept.

One brief remark, Mr. Speaker.

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

Mr. KLINGAMAN. I would just say, Mr. Speaker, that in the

interest of adequate service to the public at the lowest cost, I would urge defeat of the amendment. Only a very, very few of the ambulances being operated by volunteer organizations in this state have any funding at all from the EMS councils. Most of those ambulances are funded by the volunteers themselves and not through the EMS councils. Thank you, Mr. Speaker.

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

Mr. MICHLOVIC. Mr. Speaker, will the gentleman, Mr. Pistella, stand for interrogation?

The SPEAKER. The gentleman indicates that he will, and the gentleman, Mr. Michlovic, may proceed.

Mr. MICHLOVIC. Mr. Speaker, does the gentleman have any indication from the emergency medical services that they were prevented from handling any emergencies because they were dealing with a nonemergency transport?

Mr. PISTELLA. Mr. Speaker, my understanding of the system as it exists is if an emergency medical systems unit must leave its particular area, the system provides for coverage by other ambulance services for the area.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

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

Mr. PISTELLA. Mr. Speaker, would I be in order to make a brief statement?

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

Mr. PISTELLA. I never realized that 2½ lines on a sheet of white paper could cause as much controversy as these 2½ lines seem to have caused right now.

In response to some of the comments that have been made by my colleagues, one of the topics that have been brought out was the topic of the increase in the cost of health care. One or two of my colleagues illustrated that by supporting this amendment you would in fact increase the cost of health care in the Commonwealth of Pennsylvania. Well, as one of my colleagues also pointed out, there seems to be a certain element that insists on taking such free services provided by these volunteer organizations to third-party carriers and petitioning them to be supplemented for a service that they feel they are providing to the community for free or for a donation or a contribution. That seems to be part of the inequity with which I am trying to deal in this particular amendment. We are saying, let us deal with the real cost of health care. Let us not mislead the people in the Commonwealth of Pennsylvania, that if in fact you want to provide free service in an emergency situation, provide that. Do not mislead us.

There are in fact organizations that exist that provide private ambulance service. They employ people in this Commonwealth; these are jobs. They themselves find that their market is growing smaller and smaller because of such free contributions of transportation from hospital to hospital. This market is getting smaller and smaller, and this is merely an attempt to balance the scale.

Another one of the Representatives brought out the fact that a great responsibility would be undertaken by a physician in a

case of determining how a patient should be transferred. My comment to that is that responsibility is no greater than when he puts on the rubber gloves or when he lifts a scalpel in a surgery room to determine whether or not that patient will live.

I can only reemphasize that the purpose of this amendment is to provide an opportunity for private ambulance services to provide a service in nonemergency situations. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—4

| | | | |
|---------|-------------|----------|--------|
| Knepper | O'Brien, B. | Pistella | Trello |
|---------|-------------|----------|--------|

NAYS—189

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

NOT VOTING—10

| | | | |
|-----------|------------|--------|----------|
| Berson | Greenfield | Pratt | Street |
| Donatucci | Madigan | Rhodes | Williams |
| Goebel | Milanovich | | |

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

REMARKS ON VOTE

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

Mr. TRELLO. Mr. Speaker, I inadvertently pushed my switch in the wrong direction. I would like to be recorded in the negative on the Pistella amendment.

The SPEAKER. The Chair thanks the gentleman. His remarks will be spread upon the record.

If it is any consolation to the gentleman from Allegheny, Mr. Pistella, the first amendment that the Chair offered when he was a freshman only got three votes.

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—197

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

| | | | |
|----------------|------------|------------|-----------|
| Dombrowski | Kolter | Punt | Yahner |
| Dorr | Kowalyszyn | Pyles | Yohn |
| Duffy | Kukovich | Rappaport | Zeller |
| Dumas | Lashinger | Reed | Zitterman |
| Durham | Laughlin | Richardson | Zord |
| Earley | Lehr | Rieger | Zwikl |
| Fee | Letterman | Ritter | |
| Fischer, R. R. | Levi | Rocks | Seltzer, |
| Fisher, D. M. | Levin | Rodgers | Speaker |
| Foster, A. | Lewis | Ryan | |

NAYS—0

NOT VOTING—6

| | | | |
|-----------|------------|--------|--------|
| Berson | Greenfield | Rhodes | Street |
| Donatucci | Milanovich | | |

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

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

CALENDAR BILL ON FINAL PASSAGE POSTPONED

Agreeable to order,

The bill having been called up from the postponed calendar by Mr. RYAN, the House resumed consideration on final passage of **HB 608, PN 659**, entitled:

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), continuing the rate of the personal income tax and the rate of tax imposed on certain corporations; and making a repeal.

RECONSIDERATION OF VOTE ON HB 608

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Zitterman.

Mr. ZITTERMAN. Mr. Speaker, I move that the vote by which **HB 608, PN 659**, was defeated on June 18, 1979, be reconsidered.

Mr. D. R. WRIGHT. I second the motion, Mr. Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration?

AMENDMENT RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman from Clarion, Mr. Wright.

Mr. D. R. WRIGHT. Mr. Speaker, I move that the vote by which the Wright amendment to **HB 608, PN 659**, was defeated on the 18th day of June, be reconsidered.

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Zitterman.

Mr. ZITTERMAN. I second the motion.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—187

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

NAYS—6

| | | | |
|-----------|------------|-----------|---------------|
| Gruppo | Richardson | Scheaffer | Wright, J. L. |
| Letterman | Rieger | | |

NOT VOTING—10

| | | | |
|-----------|------------|------------|----------|
| Berson | Giammarco | Milanovich | Street |
| Davies | Goebel | Rhodes | Williams |
| Donatucci | Greenfield | | |

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. D. R. WRIGHT reoffered the following amendments:

Amend Title, page 1, line 1, by striking out "of" where it appears the first time and inserting and amending

Amend Title, page 1, line 12, by inserting after "corporations," allocating part of the Sales Tax imposed on motor vehicles to the Motor License Fund;

Amend Bill, page 1, by inserting between lines 14 and 15

Section 1. Section 238, act of March 4, 1971 (P. L. 6, No. 2).

known as the "Tax Reform Code of 1971," amended December 28, 1972 (P. L. 1633, No. 340), is amended to read:

Section 238. Collection of Tax on Motor Vehicles, Trailers and Semi-Trailers.—(a) Notwithstanding the provisions of clause (1) of subsection (b) of section 237 of this article, tax due on the sale at retail or use of a motor vehicle, trailer or semi-trailer, except mobilehomes as defined in "The Vehicle Code," required by law to be registered with the department under the provisions of "The Vehicle Code" shall be paid by the purchaser or user directly to the department upon application to the department for an issuance of a certificate of title upon such motor vehicle, trailer or semi-trailer. The department shall not issue a certificate of title until the tax has been paid, or evidence satisfactory to the department has been given to establish that tax is not due. The department may cancel or suspend any record of certificate of title or registration of a motor vehicle, trailer or semi-trailer when the check received in payment of the tax on such vehicle is not paid upon demand. Such tax shall be considered as a first encumbrance against such vehicle and the vehicle may not be transferred without first payment in full of such tax and any interest additions or penalties which shall accrue thereon in accordance with this article.

(b) Forty per cent of the tax collected under this section shall be paid into the Motor License Fund.

Amend Sec. 1, page 1, line 15, by striking out "1." and inserting 2.

Amend Sec. 1, page 1, line 15, by removing the comma after "502," and inserting of the

Amend Sec. 1, page 1, lines 15 and 16, by striking out "of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," "

Amend Sec. 2, page 5, line 8, by striking out "2." and inserting 3.

Amend Sec. 3, page 5, line 28, by striking out "3." and inserting 4.

On the question recurring,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Clarion, Mr. Wright.

Mr. D. R. WRIGHT. I introduced this amendment on Monday, and I introduced it in an attempt to solve a problem. All of us, I think, recognize that we do have some difficulty in this state. We are hearing it on radio commercials; we are reading about it in press releases; and it seems to me, at least, that at this point we do not have a solution other than this. This actually is not an alternative, but it is the only solution.

We have passed a transportation budget. We have not seen in this House a tax proposal to pass it, so I can assume from that that the votes are not present to pass that.

I indicated, when I introduced this amendment before, that finally the solution would have to be a unitary one. It seems to me at least, Mr. Speaker, that we are going to have to solve both of these problems simultaneously. In that spirit, I offer this amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—94

| | | | |
|---------|------------|-----------|------------|
| Austin | Foster, A. | Levin | Richardson |
| Barber | Gallagher | Livengood | Rieger |
| Beloff | Gamble | Manderino | Ritter |
| Bennett | Gatski | McCall | Rodgers |
| Borski | George, C. | McIntyre | Schmitt |

| | | | |
|-------------|----------------|---------------|------------|
| Brown | George, M. | McMonagle | Schweder |
| Brunner | Giammarco | Michlovic | Seventy |
| Caltagirone | Goodman | Mrkonc | Shadding |
| Cappabianca | Grabowski | Mullen, M. P. | Shupnik |
| Chess | Gray | Murphy | Steighner |
| Cianciulli | Harper | Musto | Stewart |
| Clark, B. | Hoeffel | Novak | Stuban |
| Cochran | Hutchinson, A. | O'Brien, B. | Sweet |
| Cohen | Irvis | O'Donnell | Taylor, F. |
| Cole | Itkin | Oliver | Trello |
| Cowell | Johnson, J. | Petrarca | Wachob |
| Dawida | Jones | Pievsky | Wargo |
| DeMedio | Kernick | Pistella | White |
| DeWeese | Knight | Pratt | Williams |
| DiCarlo | Kolter | Pucciarelli | Wright, D. |
| Dombrowski | Kowalyszyn | Rappaport | Yahner |
| Duffy | Kukovich | Reed | Zitterman |
| Dumas | Laughlin | Rhodes | Zwilk |
| Fee | Letterman | | |

NAYS—102

| | | | |
|----------------|----------------|-------------|---------------|
| Alden | Freind | Madigan | Sieminski |
| Anderson | Fryer | 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 | Hasay | 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 | Zelier |
| Earley | Lewis | Salvatore | Zord |
| Fischer, R. R. | Lynch, E. R. | Scheaffer | |
| Fisher, D. M. | Lynch, F. | Scirica | Seltzer, |
| Foster, W. | Mackowski | Serafini | Speaker |

NOT VOTING—7

| | | | |
|-----------|------------|------------|--------|
| Berson | Goebel | Halverson | Street |
| Donatucci | Greenfield | Milanovich | |

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

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

(A roll call vote was taken but later was stricken and retaken)

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

Mr. KANUCK. Mr. Speaker, I have an amendment. It has not been circulated yet, I understand.

VOTE STRICKEN

The SPEAKER. The clerk will strike the vote.

The Chair apologizes. The Chair had no notification the gentleman was going to offer an amendment.

Would the gentleman from Lehigh, Mr. Kanuck, please come to the desk?

AMENDMENT WITHDRAWN

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

Mr. KANUCK. Mr. Speaker, I withdraw my amendment to HB 608.

On the question recurring,
Shall the bill pass finally?

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

YEAS—89

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

NAYS—108

| | | | |
|-------------|----------------|---------------|------------|
| Austin | Fischer, R. R. | Laughlin | Richardson |
| Barber | Foster, A. | Letterman | Rieger |
| Belardi | Fryer | Levin | Ritter |
| Beloff | Gallagher | Lewis | Rodgers |
| Bennett | Gamble | Livengood | Schmitt |
| Borski | Gatski | Lynch, E. R. | Schweder |
| Bowser | George, C. | Manderino | Serafini |
| Brown | George, M. | McCaill | Seventy |
| Brunner | Giammarco | McIntyre | Shadding |
| Caltagirone | Goebel | McMonagle | Shupnik |
| Cappabianca | Goodman | Michlovic | Stairs |
| Chess | Grabowski | Mrkonc | Steighner |
| Cianciulli | Gray | Mullen, M. P. | Stewart |
| Cimini | Harper | Murphy | Stuban |
| Clark, B. | Hoeffel | Musto | Sweet |
| Cochran | Hutchinson, A. | Novak | Taylor, F. |
| Cohen | Irvis | O'Brien, B. | Trello |
| Cole | Itkin | O'Donnell | Wachob |
| Cowell | Johnson, J. | Oliver | Wargo |
| Dawida | Jones | Petrarca | White |
| DeMedio | Kanuck | Pievsky | Williams |
| DeWeese | Kernick | Pistella | Wilson |
| DiCarlo | Knight | Pratt | Wright, D. |
| Dombrowski | Kolter | Pucciarelli | Yahner |
| Duffy | Kowalyszyn | Rappaport | Zeller |

| | | | |
|--------------|------------|--------|---------------|
| Dumas | Kukovich | Reed | Zitterman |
| Fee | Lashinger | Rhodes | Zwinkl |
| NOT VOTING—6 | | | |
| Berson | Greenfield | Street | Wright, J. L. |
| Donatucci | Milanovich | | |

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

HB 608 RECONSIDERED

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, I move that the vote by which HB 608 was defeated on Wednesday, June 20, be reconsidered.

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

Mr. S. E. HAYES. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—179

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

| | | | |
|----------------|-------------|-----------|----------|
| NAYS—11 | | | |
| Cappabianca | Gatski | Letterman | Petrarca |
| Clark, B. | George, M. | Livengood | Shadding |
| Fischer, R. R. | Johnson, J. | Oliver | |

NOT VOTING—13

| | | | |
|-----------|------------|------------|----------|
| Barber | Fee | Milanovich | Street |
| Berson | Greenfield | Rappaport | Trello |
| Donatucci | Kanuck | Richardson | Williams |
| Dumas | | | |

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

HB 608 PLACED ON FINAL PASSAGE POSTPONED CALENDAR

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, I move that HB 608 be placed on the final passage postponed calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS PASSED OVER

The SPEAKER. Without objection, all remaining bills on today's calendar will be passed over. The Chair hears no objection.

EDUCATION COMMITTEE MEETING

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

Mr. R. R. FISCHER. At the adjournment, I would like to call an immediate meeting of the Education Committee in the Appropriations Committee room.

STATEMENT BY MR. DAVIES

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

Mr. DAVIES. Mr. Speaker, with unanimous consent, I have finished my research in reference to the article that—

The SPEAKER. The gentleman from Berks, Mr. Davies, has unanimous consent to make a brief statement.

The Chair hears no objection. The gentleman may proceed.

Mr. DAVIES. Continuing on the article that appeared in the Philadelphia Inquirer on Monday, June 18, Mr. Speaker, the charges were levied that dozens of assemblymen have, of course, violated these same rules pertaining to attendance and he charges a gross hypocrisy in the article.

In keeping a daily attendance record from the beginning of the year, I have that record broken down for each member, and only three members have extended their attendance over the limit of the five consecutive days after the adoption of rule 64.1.

My action to enforce that rule on chronic absenteeism was made applicable to chronic absenteeism after the contested elections were completely recounted and adjudicated in the courts of Philadelphia. I think this was more than fair and

equitable extension of time for the members of this House who were either directly or indirectly involved in that local election process.

The one member in violation of rule 64.1 in addition to Mr. Street stated his personal excuse to me for the five other days of absence that were to be included. I, therefore, withheld that resolution on his censure which was drafted by the cosponsors the day after the fifth day of his absence.

The 10 cosponsors of the resolution of censure of Mr. Street have missed only one day in total of the entire year to date. My own attendance record has been perfect for better than 3 years of service with only 2 days of absence.

Your charge about absenteeism voting for these 10 members is a complete unfounded fabrication and, again, as I said before, a gross fabrication. Thank you, Mr. Speaker.

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House, Mr. Jay Popovich, who is the guest of Mr. Terry McVerry.

The Chair welcomes, Mayor Michael Salvatore, Councilmen Charles Copeland and A. B. Elias of the city of Jeannette and union representatives from the glassworkers, who are the guests of Mr. Kukovich and the Westmoreland County delegation.

The Chair welcomes to the hall of the House, two distin-

guished horticulturists from Venango County, Paul and Dave Swanson, who are the guests of Mr. Joe Levi.

The Chair welcomes to the gallery Jim and Betty Roach from Ivyland, Bucks County, who are here as the guests of Mr. Ben Wilson.

The Chair also welcomes a group from the West Chester Area School District Gifted Program, the teachers, the parents, and the students, who are the guests of Mrs. Elinor Taylor.

The Chair welcomes to the hall of the House, Howard Clark, Dennis DeMartinis, and Dominick Nigro, officers of Local 1197, United Steel Workers of America, from Sharon, Pennsylvania, the guests of Mr. Bennett of Mercer County.

In the interim, the Chair welcomes to the hall of the House Mr. and Mrs. George Brandhof of Chester County, who are the guests of Mr. Pitts and Mrs. Arty. These guests are on their honeymoon.

ADJOURNMENT

Mr. SPITZ moved that this House of Representatives do now adjourn until Thursday, June 21, 1979, at 11:00 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 6:31 p.m., e.d.t., the House adjourned.