

# Legislative Journal

WEDNESDAY, JUNE 27, 1979

**Session of 1979**

**163rd of the General Assembly**

**Vol. 1, No. 52**

## HOUSE OF REPRESENTATIVES

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

THE SPEAKER (H. JACK SELTZER) IN THE CHAIR

### PRAYER

The HONORABLE STEPHEN S. GRABOWSKI, member of the House of Representatives and guest chaplain, offered the following prayer:

Father, the young and the old, the poor and the not so poor, the sick and the healthy, the people of this Commonwealth look to us for responsible leadership, not merely partisan politics. They have entrusted a heavy responsibility to us. Help us to accept this work and do it wholeheartedly. Amen.

### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Tuesday, June 26, 1979, will be postponed until printed. The Chair hears none.

### HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

**No. 1552** By Messrs. DeMEDIO, BRUNNER, CESSAR, FEE, MANDERINO, SWEET, McClATCHY, KANUCK, BOWSER, GRIECO, D. R. WRIGHT, LIVENGOOD, MRKONIC, DOMBROWSKI, PETRARCA, NOVAK, KNIGHT, GAMBLE, PISTELLA, BENNETT, SEVENTY, COCHRAN, CALTAGIRONE, PRATT, TAYLOR, CAPPABIANCA, KOLTER, CLARK, GATSKI and GREENFIELD

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), further providing for candidates for political office and further providing for the filing of nomination petitions.

Referred to Committee on State Government.

**No. 1553** By Messrs. TRELLO, GOEBEL and SEVENTY

An Act designating a certain bridge crossing the Ohio River as the Neville Island Bridge.

Referred to Committee on Transportation.

**No. 1554** By Messrs. DONATUCCI, McMONAGLE, GRAY, McINTYRE, JONES, SALVATORE, RAPPAPORT, SHADDING, DUMAS, OLIVER, PUCCIARELLI, GIAMMARCO, J. J. JOHNSON, BORSKI, GREENFIELD and RIEGER

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for trial by jury in criminal proceedings and changing provisions relating to appeals from the Philadelphia Municipal Court, \*\*\*

Referred to Committee on Judiciary.

**No. 1555** By Mr. KOWALYSHYN

An Act amending the "Unfair Insurance Practices Act," approved July 22, 1974 (P. L. 589, No. 205), further providing for the cancellation of certain policies.

Referred to Committee on Insurance.

**No. 1556** By Messrs. O'DONNELL, KUKOVICH, SWEET, GALLAGHER, RODGERS, PERZEL, McINTYRE, FREIND, HOEFFEL and RAPPAPORT

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, removing certain restrictions on educational assistance.

Referred to Committee on State Government.

**No. 1557** By Mr. ARMSTRONG

An Act amending "The Fish Law of 1959," approved December 15, 1959 (P. L. 1779, No. 673), providing for a reduced fishing license fee for blind persons.

Referred to Committee on Game and Fisheries.

**No. 1558** By Messrs. D. M. FISHER, TRELLO, McVERRY and LEVI

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103, No. 69), further providing for attendance at certain conferences, institutes and schools.

Referred to Committee on Local Government.

**No. 1559** By Mr. BITTLE

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), excluding the sale and use of equipment and supplies used in processing solid waste from the tax for education.

Referred to Committee on Finance.

**No. 1560** By Messrs. SHADDING, WHITE, GIAMMARCO, McMONAGLE, BARBER, GRAY, BORSKI, CIANCIULLI, DUMAS, RIEGER, GOODMAN, SHUPNIK, PUCCIARELLI, DeWEESE, COCHRAN, GREENFIELD, WARGO, PERZEL, SCHMITT, KUKOVICH, DONATUCCI, ROCKS, McKELVEY, EARLEY, GANNON and IRVIS

An Act amending the "Medical Practice Act of 1974," approved July 20, 1974 (P. L. 551, No. 190), further providing for licensure of graduates of foreign medical schools, further providing for programs of clinical training and making an appropriation.

Referred to Committee on Professional Licensure.

**HOUSE RESOLUTION INTRODUCED AND REFERRED**

**No. 105** By Messrs. TRELLO, RYAN, SALVATORE, GOEBEL, MANDERINO, LIVENGOOD, IRVIS, MURPHY, DAWIDA, GRABOWSKI, CHESS, SEVENTY, NOVAK, DIETZ, TAYLOR, GATSKI, MRKONIC, Mrs. KERNICK, Messrs. AUSTIN, TADDONIO, McVERRY, CESSAR, POTT, D. M. FISHER, R. R. FISCHER, WILT, PICCOLA, Mrs. TAYLOR, Messrs. DININNI, MANMILLER, FREIND, GAMBLE, FEE and BRUNNER

The House of Representatives urge the Governor to appoint representatives from the Department of Transportation, the Department of Revenue and the Pennsylvania State Police to a special Gasoline Task Force to investigate the storage and distribution of gasoline within the Commonwealth.

Referred to Committee on Rules.

**LEAVE OF ABSENCE GRANTED**

The SPEAKER. The Chair recognizes the majority whip. Mr. GREENFIELD. Thank you, Mr. Speaker.

I request a leave for the gentleman, Mr. WAGNER, for today's session.

The SPEAKER. The Chair recognizes the minority whip.

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

The SPEAKER. Without objection, leave will be granted.

**MASTER ROLL CALL**

The SPEAKER. The Chair is about to take the master roll. Will the members please take their seats so the clerks can record your presence? Members will proceed to vote.

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

NAYS—0

NOT VOTING—4

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

**CALENDAR BILL AGREED TO ON SECOND CONSIDERATION**

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

**SB 181, PN 958**

**CALENDAR BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 777, PN 1774**, entitled:

An Act amending the act of January 10, 1968 (1967 P. L.

925, No. 417), referred to as the Legislative Officers and Employees Law, providing for the reorganization and management of the House of Representatives.

On the question,

Will the House agree to the bill on third consideration?

Mr. IRVIS offered the following amendments:

Amend Sec. 2 (Sec. 21.1), page 2, lines 17 to 20, by striking out "If, after having" in line 17, all of lines 18 and 19 and "shall be deemed to be approved by the House and" in line 20 and inserting Such resolution shall

Amend Sec. 2 (Sec. 21.1), page 2, line 21, by removing the period after "terms" and inserting when it has been approved by a constitutional majority of the members elected to the House of Representatives. Any adopted resolution shall continue in force and effect until such time as it is amended, superseded, or repealed by another resolution adopted in accordance with the procedures established by this subsection.

Amend Sec. 2 (Sec. 21.2), page 5, line 6, by striking out "and" where it appears the first time and inserting and/or

Amend Sec. 2 (Sec. 21.7), page 7, line 2, by inserting before "The" (a)

Amend Sec. 2 (Sec. 21.7), page 7, line 5, by inserting after "employees." The following information in each House employee's file shall be a matter of public record, shall be open for public inspection during normal business hours and copies of which shall be available at cost:

(1) Job title.

(2) Description of duties.

(3) Compensation.

(4) Such other information as the House shall prescribe by its rules.

Amend Sec. 2 (Sec. 21.7), page 7, by inserting between lines 5 and 6

(b) The Chief Clerk shall make available to each House employee covered under this act, a copy of that portion of the handbook set forth in section 21.1(e) which deals with personnel policies and procedures. Any changes to the portion dealing with personnel policies and procedures shall likewise be made available to each House employee.

Amend Sec. 2 (Sec. 21.8), page 7, line 9, by inserting after "Account." All such vouchers submitted for reimbursement shall be matters of public record, shall be open for public inspection during normal business hours and copies of which shall be available at cost.

Amend Sec. 2 (Sec. 21.12), page 8, line 20, by striking out "said committee." and inserting the Bi-partisan Management Committee.

Amend Sec. 4, page 8, lines 28 through 30; page 9, lines 1 and 2, by striking out all of said lines and inserting

Section 4. All appropriations made in any fiscal year to any account of the House of Representatives remaining unexpended and unencumbered on the effective date of this amendatory act, may be transferred by the Bipartisan Management Committee, in its discretion, to such House accounts as the committee deems necessary to implement the provisions of this act. Such power to transfer appropriations shall be limited to the fiscal year in which this amendatory act takes effect. All personnel and existing appropriation allocations of the House of Representatives are hereby transferred to the positions and to the funds designated by the Bipartisan Management Com-

mittee for the balance of the fiscal year in which this amendatory act takes effect.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Thank you, Mr. Speaker.

Mr. Speaker, on this amendment, while probably agreed to, I think because of the enormous importance of what we are doing this morning with HB 777, I will make a very brief explanation.

Mr. Speaker, this amendment changes certain language in the bill. In the bill as originally distributed to you, we had put language which said that in case the bipartisan committee put a plan on your calendar and you did not act within 5 days, it would automatically be assumed that it was acceptable. This amendment changes that language and says that the plan must actually be approved by a constitutional majority of the members elected. So that is language which we think strengthens the bill and is proposed at the request of certain members who did not think that a negative approach was correct, and we agree with them.

The amendment also includes, to make sure that it is very clear, that what we are doing in the bipartisan committee is a matter of public record. It includes language which says that the job title, description of duties, compensation and such other information as the House shall prescribe by rule shall be a matter of public record so that there can be no question but what everything that this bipartisan committee will do is open to the public.

Also, the Chief Clerk is instructed to distribute to our workers that part of the book which deals with personnel policies and procedures. We, of course, have never had personnel policies and procedures up until this time, and we are strongly in support of that.

The amendment also states that all vouchers submitted for reimbursement shall be matters of public record, and that is a step forward. It also gathers up all appropriations which are unencumbered, and we do not know the amount of those appropriations, but those appropriations for a one-time deal would be gathered up into the bipartisan committee so they can be redistributed to the various segments of the House of Representatives. I submit that the amendment strengthens the bill and I ask your support of the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, Mr. Irvis is entirely correct in his statement as to the amendments that are being offered. They represent the work product of the staff of both Democratic caucus and the Republican caucus. The amendment represents the best thinking of the staff of the respective caucuses as well as the input of a number of our members who were interested in this bill and particularly interested in amending it, such as Mr. Ritter. I know he had a good deal of input in it and I forget the other members who had asked that amendments be considered. So I would suggest to the House that these amendments be treated as agreed to but nevertheless voted on on a roll call.

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

Mr. RITTER. Thank you, Mr. Speaker.

I had met with both staffs. I said that I would have amendments to this bill. I will not have any amendments for the bill. Part of what I had suggested is incorporated in Mr. Irvis' amendment and so I certainly support it and, as I said, I will not have any further amendments to the bill.

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

Mr. DAVIES. Mr. Speaker, would the maker of the amendment stand for one—

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

Mr. DAVIES. Under section 21.7, "Such other information as the House shall prescribe by its rules." Would you be agreeable to or have the committee some way consider that some sort of form of job evaluation of the individual's performance in that job be included in that point 4 or what your feeling as to whether or not that should definitely be made part of the amendment? Do you have any feelings one way or the other about that? My reference, of course, is a question that I raised in my own caucus about the actual evaluation or job performance of the individual, and I have one concern about it so that it is not a matter of public record, but in some way or other we can hang our hats on that we have real employes and not any other kind of employe.

Mr. IRVIS. Mr. Speaker, I thank the gentleman. It is certainly our intention and I think I speak for everyone who has worked on this that what we are trying to bring about is a professionalization of the employes staff in the House of Representatives and if in fact the House at some later time decides that evaluative reports should be part of this public record, then point No. 4 would allow that, and that is the reason why it is so generalized, Mr. Speaker, so that it gives the flexibility that the future may demand.

Mr. DAVIES. Just one other question, Mr. Speaker, if I might. Would that be a matter then of the committee establishing that or would the individual caucuses have to make that determination under that point No. 4?

Mr. IRVIS. It is my opinion that it would have to be established by the House, by its rules. But that, or course, as the gentleman knows full well, means that there would have to be discussion in each individual caucus and agreement as to how the rules should be phrased, and then the rule would be passed by the House, in which case it would then fall under HB 777.

Mr. DAVIES. Thank you, Mr. Speaker.

The SPEAKER. Does the gentleman from Berks, Mr. Gallen, wish to be recognized. The gentleman is in order and may proceed.

Mr. GALLEN. Mr. Speaker, the majority leader was most magnanimous in supporting the minority leader's amendments, and I would hope that the minority leader will reciprocate when it comes to funding the budget. Thank you, Mr. Speaker.

Mr. IRVIS. Mr. Speaker, the funding of what?

Mr. RYAN. Mr. Speaker, will the gentleman, Mr. Irvis, yield

so I can answer for him?

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. That was certainly part of the consideration, Mr. Speaker, and Mr. Irvis has assured me of his full cooperation in solving the problem. The problem with solving the problem is we do not know just how to bring something up for a vote.

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

The following roll call was recorded:

YEAS—193

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	Serafini
Bennett	Gannon	McCall	Seventy
Berson	Gatski	McClatchy	Shadding
Bittle	Geesey	McIntyre	Shupnik
Borski	Geist	McKelvey	Sieminski
Bowser	George, C.	McMonagle	Sirianni
Brandt	Giammarco	McVerry	Smith, F.
Brown	Gladeck	Michlovic	Smith, L.
Brunner	Goebel	Micozzie	Spencer
Burd	Goodman	Miller	Stairs
Burns	Grabowski	Moehlmann	Steighner
Caltagirone	Gray	Mowery	Stewart
Cappabianca	Greenfield	Mrkonic	Stuban
Cessar	Grieco	Mullen, M. P.	Sweet
Chess	Gruppo	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	Hoefel	O'Brien, D.	Trello
Cole	Honaman	O'Donnell	Vroon
Cornell	Hutchinson, A.	Oliver	Wachob
Coslett	Irvis	Perzel	Wargo
Cowell	Itkin	Peterson	Wass
Cunningham	Johnson, E.	Petrarca	Weidner
Davies	Johnson, J.	Piccola	Wenger
Dawida	Jones	Pievsky	White
DeMedio	Kanuck	Pistella	Wilson
DeVerter	Kernick	Pitts	Willt
DeWeese	Klingaman	Polite	Wright, D.
DiCarlo	Knepper	Pott	Wright, J. L.
Dietz	Knight	Pratt	Yabner
Dininni	Kolter	Pucciarelli	Yohn
Dombrowski	Kowalyshyn	Punt	Zeller
Dorr	Kukovich	Rappaport	Zitterman
Duffy	Lashinger	Reed	Zord
Dumas	Laughlin	Rhodes	Zwilk
Durham	Lehr	Richardson	
Earley	Letterman	Rieger	Seltzer.
Fee	Levi	Ritter	Speaker
Fischer, R. R.	Levin	Rocks	

NAYS—0

NOT VOTING—10

Donatucci	Hutchinson, W.	Spitz	Wagner
George, M.	Milanovich	Street	Williams
Halverson	Pyles		

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

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—192

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

NAYS—0

NOT VOTING—11

Donatucci	Helfrick	Pyles	Wagner
George, M.	Hutchinson, W.	Spitz	Williams
Halverson	Milanovich	Street	

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.

STATEMENT BY MINORITY LEADER

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Mr. Speaker, I desisted from making any explanation of the bill because I think everybody understands it. But I want to say this very briefly, and this is to the younger members, and I have said it to some of them individually: I am convinced that we have passed today the basic structure for the House of Representatives going into the next century, and I would urge that you study HB 777 very carefully. No one argues that it is perfect, but the structure is a real beginning. It will take your efforts in the future to perfect it, but I want to congratulate you. I want to thank the Speaker of the House for ceasing upon this after I stepped off that platform when you will remember, I was all for it. He picked it up. I want to thank the majority leader particularly. I have been where he has been, and I know the difficult job that he has, but he took the time out from it to work on this. I want to thank the minority whip who was the former majority leader who was helping to lead the fight. He took time out from his busy schedule. I think that Tom Michlovic on our side as one our younger members needs to be recognized publically for his input, and I want to thank him and I particularly want to thank the Republican staff workers, Austin Lee, and the Democratic staff worker, Deborah Medvick, for the long hours they put in, and both the leadership staff on the Republican side and the leadership staff on the Democratic side for the many, many hours of negotiations and worrying about semicolons and i's being dotted and t's being crossed, but I think what the House has done today—while no one else will pay too much attention to it—will help to guarantee the people of this Commonwealth a more competent, more professional, more effective House of Representatives for the next 25 years, and I thank all of you.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, I am going to suggest that we now recess until 3 o'clock; That the Republicans go to caucus at quarter of two, and I would really ask that everybody try to get to caucus on time. That is what creates the problem of coming back on the floor on time, not that we have so much to do at caucus, but rather that it is late starting. I know that is true of the other side as well.

Mr. Speaker, without objection, I would ask that the minority, of course, be recognized because I know they have plans too.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Thank you, Mr. Speaker. I concur in the request

of the majority leader for a recess until 3 p.m. It will be necessary for the Democrats to caucus at 1 o'clock. I have passed the word privately to many of you. We expect to have a most distinguished guest, maybe a guest lecturer in our caucus at 1 o'clock. I would urge all of you to be there. It will be a most interesting and perhaps a most informative caucus. Thank you, Mr. Speaker.

### RECESS

The SPEAKER. Without objection, this House 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.

### HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

**No. 1561** By Mrs. KERNICK, Messrs. D. M. FISHER, CALTAGIRONE, CLARK AND REED

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), requiring the annulment of the certificates of any teacher convicted of a felony.

Referred to Committee on Education.

**No. 1562** By Messrs. ZWIKL, DiCARLO, SCHWEDER, BROWN, GRUPPO, PERZEL and KANUCK

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania relating to the enactment of a general appropriation act.

Referred to Committee on State Government.

**No. 1563** By Messrs. ZWIKL, SCHWEDER, COHEN, GRUPPO and KANUCK

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for four-year terms for Members of the House of Representatives.

Referred to Committee on State Government.

**No. 1564** By Messrs. RYAN, VROON, MULLEN, IRVIS, MANDERINO, GEORGE and WACHOB

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further defining the term "net gains or income."

Referred to Committee on Finance.

**No. 1565** By Messrs. RYAN, GREENFIELD, BERSON, GALLAGHER, RIEGER, GRAY, McINTYRE, McMONAGLE and PIEVSKY

An Act amending the act of April 12, 1957 (P. L. 61, No. 34), entitled "An act authorizing and empowering the Delaware River Port Authority, a body corporate and politic,\*\*\*" authorizing the issuance of summons to persons charged with evading or attempting to evade the payment of tolls.

Referred to Committee on State Government.

**No. 1566** By Messrs. CALTAGIRONE, PRATT and BROWN

An Act amending "The Local Tax Enabling Act," approved December 31, 1965 (P. L. 1257, No. 511), requiring the Commonwealth to deduct occupational privilege taxes from State employes.

Referred to Committee on Local Government.

**No. 1567** By Messrs. CALTAGIRONE, PRATT and BROWN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, authorizing recipients of bad checks to be awarded costs resulting from bad checks.

Referred to Committee on Judiciary.

**No. 1568** By Messrs. CALTAGIRONE AND BROWN

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), requiring candidates to have paid certain taxes.

Referred to Committee on State Government.

### SENATE MESSAGE

#### SENATE BILLS FOR CONCURRENCE

The Senate presented the following bills for concurrence:

**SB 271, PN 896**

Referred to Committee on Urban Affairs.

**SB 323, PN 327**

Referred to Committee on Appropriations.

**SB 357, PN 913**

Referred to Committee on State Government.

**SB 411, PN 876**

Referred to Committee on Consumer Affairs.

**SB 693, PN 911**

Referred to Committee on Local Government.

**SB 696, PN 942**

Referred to Committee on Transportation.

**SB 756, PN 811**

Referred to Committee on Agriculture and Rural Affairs.

### COMMUNICATIONS FROM GOVERNOR

#### BILL SIGNED BY GOVERNOR

The Secretary to the Governor presented the following communications from His Excellency, the Governor:

APPROVAL OF HOUSE BILL No. 1258

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg

June 25, 1979.

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

I have the honor to inform you that I have this day approved and signed House bill No. 1258, printer's No. 1658, entitled "An Act amending the act of July 1, 1978 (No. 56A), entitled 'Federal Augmentation Appropriation Act of 1978,' changing and adding appropriations."

DICK THORNBURGH,  
GOVERNOR

**SENATE MESSAGE**

**HOUSE BILLS CONCURRED IN BY SENATE**

The Senate concurred in and returned:

**HB 160, PN 172; HB 178, PN 190; HB 568, PN 618; and HB 780, PN 846.**

**SENATE MESSAGES**

**AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE**

The Senate returned the following House bills with amendments in which concurrence of the House is requested:

**HB 177, PN 1606; HB 334, PN 1776; and HB 405, PN 1777.**

The SPEAKER. The bills will appear on the calendar.

**SENATE MESSAGE**

**SENATE CONCURRENCE IN SENATE RESOLUTION AS AMENDED BY HOUSE**

The Senate informed that the Senate has concurred in House amendments to **SR 202, PN 1659.**

**BILLS SIGNED BY SPEAKER**

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

**HB 160, PN 172**

An Act amending "The Fish Law of 1959," approved December 12, 1959 (P. L. 1779, No. 673), clarifying the references in the act relating to the application of penalties dealing with fishing licenses.

**HB 178, PN 190**

An Act amending the act of June 1, 1933 (P. L. 1172, No. 290), referred to as the Borough State Highway Law, transferring routes to Lewisburg Borough, Union County.

**HB 568, PN 618**

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225, No. 316), increasing penalties imposed on the owners of dogs chasing small game during closed season and extending to owners and trainers of raccoon hounds the same privileges granted to owners and trainers of fox hounds during the closed training season.

**HB 780, PN 846**

An Act changing the name of the Rehabilitation Center at Johnstown to the Hiram G. Andrews Center.

**CALENDAR BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 552, PN 1358**, entitled:

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), limiting the exclusion of certain students from the employables program.

On the question,

Will the House agree to the bill on third consideration?

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

Amend Title, page 1, line 3, by inserting after "Commonwealth," " prohibiting assistance to certain students and

Amend Bill, page 1, by inserting between lines 6 and 7 Section 1. Section 403, act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," is amended by adding a subsection to read:

Section 403. Uniformity in Administration of Assistance; Regulations as to Assistance.—\*\*\*

(d) No cash assistance grants shall be provided to any full-time college student whose tuition, room or board is paid in whole or in part by any grant, gift or loan.

Amend Sec. 1, page 1, line 7, by striking out "1" and inserting 2

Amend Sec. 1, page 1, lines 8 and 9, by striking out all of line 8 and "Welfare Code" in line 9 and inserting of the act

Amend Sec. 2, page 2, line 7, by striking out "2" and inserting 3

On the question,

Will the House agree to the amendments?

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

Mr. D. R. WRIGHT. Thank you, Mr. Speaker. This is amendment A1579. It is an agreed-to amendment. It speaks to a problem which occurred in Clarion County and, I suspect, in other parts of the state, and it was brought to my attention by the Welfare Department in my county, where there are 260 college students on public assistance. Seventy-five of those students have either tuition or board and room paid for by their parents. Seventy of those students have both board and room and tuition paid by their parents. It seems to me that this was never the intention of the General Assembly. It is not, in my judgment, a proper function of the Welfare Department, and, therefore, this amendment would attempt to solve that problem by precluding those kinds of persons from being on public assistance. I ask for the adoption of the amendment, Mr. Speaker.

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

Mr. GLADECK. Mr. Speaker, I have no objection to this amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

**YEAS—187**

Alden	Foster, W.	Lewis	Salvatore
Anderson	Freind	Livengood	Scheaffer
Armstrong	Fryer	Lynch, E. R.	Schmitt
Arty	Gallagher	Lynch, F.	Schweder

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

**QUESTION OF PERSONAL PRIVILEGE**

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Harper. For what purpose does the lady rise?

Mrs. HARPER. I rise to a question of personal privilege.

The SPEAKER. The lady will state it.

Mrs. HARPER. Thank you, Mr. Speaker. I have an unpleasant task concerning the ladies' lounge. I noticed Mrs. Kelly had the same problem 2 years ago, but she was able to clear up her problem without bringing it to the House, but I have not been able to do so.

Mr. Mebus gave out keys to our ladies' lounge on E floor, and I asked him to collect those keys, but he has not done so, and each time I go down there to use the lounge, the door is left open and the place is no longer clean. It states very clearly on the door that that lounge is for lady members of the House of Representatives, but that rule is not being observed. And, Mr. Speaker, I notice that Senator Reibman has the lounge for herself and she does not seem to have any problems with people using her lounge, and there are 10 of us, but we are having problems, and I would like to ask you, Mr. Speaker, to do something about it, please.

The SPEAKER. The Chair thanks the lady.

Mrs. HARPER. Excuse me, Mr. Speaker, one other thing. Someone told me that I would get bad press if I brought this to the House, but I am not afraid of bad press. Thank you.

The SPEAKER. The Chair recognizes the lady from Allegheny, Mrs. Kernick.

Mrs. KERNICK. Thank you, Mr. Speaker. I do not know whether this ought to be a subject for the floor discussion or not, but Mr. Mebus did call myself, and I am sure he called the rest of the female members of the House, and I told him I had no objection to that room being open to the press. So I want the record to show that Mr. Mebus did not do this on his own. Thank you.

The SPEAKER. The Chair thanks the lady.

The Chair recognizes the gentleman, Mr. Laughlin. The gentleman may proceed.

Mr. LAUGHLIN. Mr. Speaker, I certainly do not want to speak on the lady's lounge room. I do not qualify. I do not think I could pass the physical. But nonetheless, Mr. Speaker, while we are talking about circumstances dealing with our chief clerk, I am going to ask you a question, Mr. Speaker: Is the circumstance that I brought to your attention going to be resolved or do we have to resort to floor debate on that situation?

The SPEAKER. I would hope the lady's problem can be resolved in the near future. I certainly would not want to see the gentleman from Beaver have to sit on the floor any longer.

Mr. LAUGHLIN. Mr. Speaker, as a point of clarification, I think the rest of the members should know that I had a chair for 8 years that I utilized and this year unfortunately the caster broke on it. I requested a chair from Mr. Mebus. I was told I could get a chair after the budget was passed. I hope that that does not carry any weight with the Speaker of this House in obtaining furniture that is necessary for the members. Thank you.

**NAYS—1**

Street

**NOT VOTING—15**

Borski	Greenfield	Pucciarelli	Richardson
DeWeese	Halverson	Pyles	Wagner
Donatucci	Levin	Reed	Williams
Foster, A.	Milanovich	Rhodes	

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?

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

Mr. WILLIAMS. Mr. Speaker, I would like to ask if the Speaker would pass the bill over for about 5 minutes. There are several Representatives who left the floor on some urgent business at my request. They are now coming to the floor, and the bill is kind of important to them. I ask the Speaker to pass it over until they get here, for about 5 minutes. They are coming in the door now, so if you will just drink a glass of water.



The SPEAKER. It is the weight of the gentleman which broke the chair.

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

Mr. L. E. SMITH. While we are under the order of requests to the Speaker for changes in conditions, I have some guests in the balcony who have requested that we have that glass cleaned so that they can see what is going on on the floor of the House.

The SPEAKER. I have an answer for that one, Mr. Smith. Unfortunately, that glass is Plexiglas and it is scratched and no amount of cleaning will clear away the scratches on that glass. We have attempted on several occasions to make an honest attempt to clean the Plexiglas but to no avail. It will necessitate the replacement of the glass.

The Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. On the Plexiglas, before you make an attempt to replace the glass, may I suggest to you that you wait long enough for me to ask Piper Aircraft for a little bit of their solution to repair that glass and we will see if that does not work, and if it does, we might be able to save a little bit of money. Thank you.

The SPEAKER. The Chair appreciates that.

CONSIDERATION OF HB 552 RESUMED

MOTION TO RECONSIDER AMENDMENT

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

Mr. RICHARDSON. Mr. Speaker, I move that the vote by which the Wright amendment was passed on the 27th day of June be reconsidered.

Mr. IRVIS. Mr. Speaker, I second the motion.

The SPEAKER. It has been moved by the gentleman from Philadelphia, Mr. Richardson, and seconded by the minority leader, Mr. Irvis, that the vote by which the Wright amendment was passed on the 27th day of June be reconsidered.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—189

Alden	Foster, A.	Lynch, E. R.	Salvatore
Anderson	Foster, W.	Lynch, F.	Scheaffer
Armstrong	Freind	Mackowski	Schmitt
Arty	Fryer	Madigan	Schweder
Austin	Gallagher	Manderino	Serafini
Barber	Gallen	Manmiller	Seventy
Belardi	Gamble	McCall	Shadding
Beloff	Gannon	McClatchy	Shupnik
Bennett	Gatski	McKelvey	Sieminski
Bittle	Geist	McMonagle	Sirianni
Borski	George, C.	McVerry	Smith, E.
Bowser	George, M.	Michlovic	Smith, L.
Brandt	Giammarco	Micozzie	Spencer
Brown	Gladeck	Miller	Spitz
Brunner	Goebel	Moehlmann	Stairs
Burd	Goodman	Mowery	Steighner
Burns	Grabowski	Mrkoncic	Stewart
Caltagirone	Gray	Mullen, M. P.	Street

Cappabianca	Greenfield	Murphy	Stuban
Cessar	Grieco	Musto	Sweet
Chess	Gruppo	Nahill	Swift
Cianciulli	Harper	Novak	Taddonio
Cimini	Hasay	Noye	Taylor, E.
Clark, B.	Hayes, D. S.	O'Brien, B.	Taylor, F.
Clark, R.	Hayes, S. E.	O'Brien, D.	Telek
Cochran	Helfrick	O'Donnell	Thomas
Cohen	Hoeffel	Oliver	Trello
Cole	Honanan	Perzel	Vroon
Cornell	Hutchinson, W.	Peterson	Wachob
Coslett	Irvis	Petrarca	Wargo
Cowell	Itkin	Piccola	Wass
Cunningham	Johnson, E.	Pievsky	Weidner
Davies	Johnson, J.	Pistella	Wenger
Dawida	Jones	Pitts	Williams
DeMedio	Kernick	Polite	Wilson
DeVertter	Klingaman	Pott	Wilt
DiCarlo	Knepper	Pratt	Wright, D.
Dietz	Knight	Pucciarelli	Wright, J. L.
Dininni	Kolter	Punt	Yahner
Dombrowski	Kowalshyn	Pyles	Yohn
Dorr	Kukovich	Rappaport	Zeller
Duffy	Lashinger	Reed	Zitterman
Dumas	Laughlin	Richardson	Zord
Durham	Lehr	Rieger	Zwinkl
Earley	Levi	Ritter	
Fee	Levin	Rocks	Seltzer,
Fischer, R. R.	Lewis	Rodgers	Speaker
Fisher, D. M.	Livengood	Ryan	

NAYS—2

Geesey	Letterman
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NOT VOTING—12

Berson	Halverson	McIntyre	Scirica
DeWeese	Hutchinson, A.	Milanovich	Wagner
Donatucci	Kanuck	Rhodes	White

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

On the question recurring,

Will the House agree to the amendments?

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

Mr. RICHARDSON. Mr. Speaker, there have been several discussions concerning HB 552 with the gentleman, Mr. Wright. There is presently an amendment being drafted in the Legislative Reference Bureau, that is supposedly on its way down. I have just called the Reference Bureau.

I would like to ask that the bill be temporarily passed over so that Mr. Wright may have the opportunity to at least look at the amendment and see whether or not he can concur with that amendment. If he does not, then I would then be moving to vote against the amendment as it is and then debate the amendment and then offer my amendment as a substitute.

The SPEAKER. The question of whether or not the bill can be passed over is a question that must be decided by the House.

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

Mr. D. R. WRIGHT. Mr. Speaker, I have no strong feeling about whether to pass this bill over or not. I will accede to any judgment the House makes. However, I think it should be

pointed out that I asked Mr. Gladeck to hold this bill and I held it for several days. I knew that Mr. Richardson had some questions about it. I asked him to propose some changes. I have called his office. I have reminded him on the floor of the House. I have sent people to the office on three separate occasions to get his proposal. I did not get it. Mr. Gladeck wanted to run the bill, so I submitted my amendment. I think the House simply ought to know that I have made valiant effort to get Mr. Richardson's input into this amendment.

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Mr. Speaker, I urge the gentleman, Mr. Gladeck, to be gracious and allow the bill to be passed over temporarily. I assure him that the amendments which Mr. Richardson is talking about have been ordered, and we will have them ready to be taken up this afternoon. There will be no attempt to delay the bill beyond this afternoon.

Mr. GLADECK. That is fine with me, Mr. Speaker.

HB 552 PASSED OVER TEMPORARILY

The SPEAKER. Without objection, the bill will be passed over temporarily. The Chair hears none.

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

Mr. DiCARLO. Mr. Speaker, on the same issue, I was also supposed to offer an amendment to HB 552. I am going to withdraw that amendment, Mr. Speaker.

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

The House proceeded to third consideration of **HB 1153, PN 1297**, entitled:

An Act amending the act of December 21, 1977 (P. L. 520, No. 15A), entitled, as amended, "An act making an appropriation to the Governor, and further providing for allocations of appropriations by the Governor for disaster relief and assistance for the Great Flood of July 1977," extending the lapse date of the funds.

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—192

Alden	Foster, A.	Levin	Rocks
Anderson	Foster, W.	Lewis	Rodgers
Armstrong	Freind	Livengood	Ryan
Arty	Fryer	Lynch, E. R.	Scheaffer
Austin	Gallagher	Lynch, F.	Schmitt
Barber	Gallen	Mackowski	Schweder
Belardi	Gamble	Madigan	Scirica
Beloff	Gannon	Manderino	Serafini
Bennett	Gatski	Manmiller	Seventy
Berson	Geesey	McCall	Shadding
Bittle	Geist	McClatchy	Shupnik
Borski	George, C.	McIntyre	Sieminski
Bowser	George, M.	McKelvey	Sirianni

Brandt	Giammarco	McMonagle	Smith, E.
Brown	Gladeck	Michlovic	Smith, L.
Brunner	Goebel	Micozzie	Spencer
Burd	Goodman	Miller	Spitz
Burns	Grabowski	Moehlmann	Stairs
Caltagirone	Gray	Mowery	Steighner
Cappabianca	Greenfield	Mrkonic	Stewart
Cessar	Grieco	Mullen, M. P.	Stuban
Chess	Gruppo	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	Wargo
Cunningham	Itkin	Petrarca	Wass
Davies	Johnson, E.	Piccola	Weidner
Dawida	Johnson, J.	Pievsky	Wenger
DeMedio	Jones	Pistella	Wilson
DeVerter	Kanuck	Pitts	Wilt
DiCarlo	Kernick	Polite	Wright, D.
Dietz	Klingaman	Pott	Wright, J. L.
Dininni	Knepper	Pratt	Yahner
Dombrowski	Knight	Pucciarelli	Yohn
Dorr	Kolter	Punt	Zeller
Duffy	Kowalyszyn	Pyles	Zitterman
Dumas	Kukovich	Rappaport	Zord
Durham	Lashinger	Reed	Zwikl
Earley	Laughlin	Richardson	
Fee	Lehr	Rieger	Seltzer,
Fischer, R. R.	Letterman	Ritter	Speaker
Fisher, D. M.	Levi		

NAYS—0

NOT VOTING—11

DeWeese	McVerry	Salvatore	White
Donatucci	Milanovich	Street	Williams
Halverson	Rhodes	Wagner	

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 VOTES

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

Mr. SALVATORE. I was occupied answering the telephone and some of my other additional duties and I failed to vote on this last bill. I would like to be recorded in the affirmative on HB 1153.

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

Mr. McVERRY. Mr. Speaker, likewise, my vote was not cast on that bill. I would like to be recorded in the affirmative on HB 1153, please.

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

Mr. WILLIAMS. Mr. Speaker, I was assisting Mr. Salvatore

and I would like to be recorded in the affirmative on HB 1153, too.

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

Mr. WILLIAMS. I am now Republican.

The House proceeded to third consideration of **HB 1207, PN 1355**, entitled:

A Supplement to the act of , entitled "An act providing for the capital budget for the fiscal year 1979-1980," itemizing public improvement projects to be acquired or constructed by the Department of General Services together with their estimated financial cost;\*\*\*.

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—194

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

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

NAYS—0

NOT VOTING—9

DeWeese	Halverson	Rhodes	Wagner
Donatucci	Milanovich	Street	Weidner
Foster, A.			

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 VOTES

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

Mr. A. C. FOSTER. My switch malfunctioned on that last vote. I would like to be recorded in the affirmative on HB 1207.

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

Mr. WEIDNER. Mr. Speaker, I also had a malfunctioning switch. I would like to be recorded in the affirmative on HB 1207.

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

The House proceeded to third consideration of **HB 1259, PN 1420**, entitled:

An Act amending the "Capital Budget Act for Fiscal Year 1972-1973, Public Improvement Project Itemization Supplement, Emergency Life Safety Code Improvements—The General State Authority," approved June 12, 1973 (P. L. 56, No. 24), increasing two projects.

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—196

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

NAYS—0

NOT VOTING—7

DeWeese	Halverson	Rhodes	Wagner
Donatucci	Milanovich	Street	

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 80, PN 1552**, entitled:

An Act providing for the regulation for energy conservation purposes of the construction of buildings, the establishment of a Building Energy Conservation Committee and a Board on Variances, appeals and for penalties.

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

**HB 80 RECOMMENDED**

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

Mr. ITKIN. Mr. Speaker, I move that HB 80 be recommitted to the Committee on Mines and Energy Management.

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

The House proceeded to third consideration of **HB 845, PN 922**, entitled:

An Act amending "The Borough Code," approved February 1, 1966 (1965 P. L. 1656, No. 581), further providing for application for incorporation.

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?

For what purpose does the gentleman from Washington, Mr. DeMedio, rise?

Mr. DeMEDIO. Mr. Speaker, I would like to speak briefly in opposition to this bill.

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

Mr. DeMEDIO. Mr. Speaker, this bill has among its provisions an amendment that was included in the Local Government Committee which would prohibit any group of property owners numbering less than 200 freeholders from requesting any incorporation into a borough of that area of land in which they would be a majority of the freeholders.

I think that this may well work a hardship in some instances. For example, if this were the law at the time that Seven Springs had requested an incorporation in order to do certain things as a borough which inured to their benefit as far as the tourist trade is concerned, Seven Springs could not have incorporated if this provision were in the law. There are other instances where a group of freeholders might want to incorporate as a borough being less in number than 200, which would be prohibited from incorporating as such a borough to the loss of the area.

I think the 200 free holders has no merit. There is no magic charm about the number 200 freeholders. In some instances it would lead to chicanery and subterfuge in getting people to convey property merely for the purposes of increasing the freeholders to come within this number.

Therefore, I request that the members on both sides of the aisle vote against this bill in the interest of continuing the incorporation of boroughs in those instances where it is called for. Presently this is done by petitions presented to the courts. The courts determine the number of freeholders as to whether or not it would be a feasible idea, the impact on the tax base of the township from which this area is detached, and the advantages and disadvantage of incorporating the borough. This is sufficient safeguard without requiring at least 200 freeholders. Therefore, I ask the members on both sides of the aisle to vote against this bill.

The SPEAKER. The Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

HB 845 is not only a very badly needed piece of legislation at this time but it is a must. This legislative body, as well as the

Senate, cannot continue to sit idle, leaving the people of our rural townships suffer any longer, while the big, greedy, unscrupulous city developers continue their devastation of our countryside in order to scoop dollars into their own coffers. Today, Mr. Speaker, both the state and Federal governments are aiding the small municipalities by all sorts of programs to provide fire protection, roads, streets, sewage, and other needed facilities. Many rural members of this House may not have had it happen in their districts yet, but without the passage of HB 845, get prepared for the onslaught. It could happen in your district anytime.

Suppose one of these guys, a developer with a fat pocketbook, purchased 400, 500, 600 acres of land in one of your second-class townships, a township having an annual income of only \$5,000 or less from taxes. And let us suppose the people of this township, your constituents, did not want to see their tax dollars freely given away to such a developer, who would profit at taxpayers' expense. How can they stop it under present law? They certainly cannot.

Under present law an application for incorporation of a borough shall be by a petition signed by a majority of the freeholders residing within the limits of the proposed borough when all parts of the proposed borough are in the same township, and, where portions of the proposed borough are in different townships, the petition shall be signed by a majority of the freeholders residing in each of such separate portions.

What is the minimum number of freeholders required under the present law? Sadly to say, there is no minimum. How long do the freeholders have to reside in that portion of the township to be eligible to sign the petition? Mr. Speaker, there is no time specified under the present law.

What recourse do the residents of the township have to prevent a catastrophe from happening? The courts. With a \$5,000 annual income, how can a township fight over an extended period of time in the courts to prevent a developer from running over them? Right now, Mr. Speaker, the residents of Brush Creek Township, Fulton County, along with the Fulton County commissioners, joined together, have been in the courts since November 1973 and have now reached an expenditure in excess of \$10,000. HB 845 merely establishes the minimum number of freeholders eligible to petition for the formation of a borough at 200, and these freeholders must have resided in the proposed borough at least 1 year, not move in for only 30 days, long enough to register to vote, and then move out.

Again, Mr. Speaker, I would reiterate that this legislation is not only badly needed but is a must. In the interest of rural Pennsylvania, your "yes" vote will be appreciated. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Pratt.

Mr. PRATT. Mr. Speaker, I will yield to Mr. DeMedio.

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. DeMedio, for the second time.

Mr. DeMEDIO. Mr. Speaker, I understand that the gentleman has a case being litigated in his district where a number of freeholders of a township have asked the court to allow them to

be incorporated as a borough. But the saying among lawyers is that hard cases make bad laws. Now there may be some difficulty with the situation in his district, but this does not call for the amendment of a law which is good.

Presently the law requires that the courts consider all the facts surrounding a situation where a group of township residents ask to be incorporated as a borough, permitting all parties to be heard, those for and those against, and then considering all those circumstances, the impact on the tax base and all other circumstances, the court decides whether or not that group of freeholders should be permitted to incorporate as a borough.

I say that it has been the law from time immemorial that the incorporation of boroughs has been done in this way and that that is as it should be. We should not take an artificial number of 200 free holders and say that there has to be that number before the courts can after considering all the circumstances in determining the merits of the case, say whether or not it is to be incorporated. I say that it is an artificial number, 200 freeholders, without any basis for inclusion and with no logic, and that we should oppose this bill because of the amendment that was added in the Local Government Committee. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Pratt.

Mr. PRATT. Thank you, Mr. Speaker.

I rise to oppose this particular piece of legislation. Within the last 18 months in my particular legislative district, there was formed or incorporated a new borough called S.N.P.J. Borough. At the time it was merely a summer camp which included a club, various cottages, grounds, what have you, sort of like a mini-resort area, and this particular group had some difficulty or difficulties with the township in which it was situated and its supervisors. They had trouble getting services. They had trouble getting cooperation. This particular club contributed many dollars to the revenues of the township but unfortunately could not get any cooperation.

There were approximately 20 to 25 residents of this particular resort area. The group decided to obtain legal counsel, went to court, and was finally approved and incorporated as a borough. That would not have been possible, Mr. Speaker, if this particular legislation would have been law. As it is now, Mr. Speaker, the residents of this new borough are happy. The supervisors and the residents of the township are happy, and I believe that the provision in the Borough Code at the present time serves a useful purpose.

I agree with Mr. DeMedio. I think that to pass this particular piece of legislation will do harm or prevent future situations where a group of people somewhere in the Commonwealth of Pennsylvania do desire to form their own particular borough, their own municipality in good faith and will be prevented from doing so because of what I consider an arbitrary figure of 200 residents who will be required to petition the court.

Mr. Speaker, I think that this is bad legislation. I do not think we should put this in the Borough Code, change the Borough Code, and I would urge all the members on both sides of the

aisle to defeat this measure. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Mr. Speaker, I would like to interrogate the gentleman, Mr. DeMedio, if I may, please.

Mr. DeMEDIO. Yes.

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

Mr. DIETZ. Mr. Speaker, is it not true that I appeared before the Local Government Committee in your presence and nothing was presented by you in opposition to this particular bill?

Mr. DeMEDIO. Mr. Speaker, at the time that you appeared before the Local Government Committee, I asked you several questions about the way this present procedure for the incorporation of boroughs is concerned. I also voted against the inclusion of the amendment in the bill. Subsequent to that time, I received correspondence from the State Association of Boroughs indicating their strong and vehement opposition to the inclusion of this amendment because of the injustice that it will do in a number of cases.

As I pointed out previously, this does not happen too often, and it is very rare that it happens as in the case of the gentleman, Mr. Dietz, where the circumstances are such that they result in protracted litigation, and I think again, as I said, hard cases make bad laws. We ought to let well enough alone and not support this bill with this amendment in it, and I ask the members on both sides to vote against the bill.

Mr. DIETZ. Mr. Speaker, is it or is it not true that I spoke to you subsequent to that committee meeting whereby you had indicated to me that you were not going to debate or put up any opposition to that particular bill?

Mr. DeMEDIO. I do not recall making any commitment not to oppose the bill on the floor of the House. I told you that in some instances I do not oppose an amendment if it means very much to the member of the House who is proposing it. I really do not believe, as I pointed out to you as late as today, that this bill will have no effect whatsoever on the litigation presently being processed in your courts. The bill will not in any way affect the outcome of that case, and therefore, I see no need not to oppose it on that basis, but even if it were of some interest to another member, I think that I have a responsibility and I would be remiss if I were not to get up to speak against a proposal which I think is to the disadvantage of the Commonwealth of Pennsylvania, to the townships, and to the boroughs and to the people affected by that amendment.

Mr. DIETZ. The gentleman, Mr. DeMedio, indicated that there was not an amendment added to the original bill. I do not think that is true. Could the gentleman, Mr. DeMedio, tell the House what amendment was added to the bill?

Mr. DeMEDIO. Did you not appear before the Local Government Commission to suggest that the 200 freeholders be included in the bill?

Mr. DIETZ. No, sir, Mr. Speaker, and I am asking you the question. What amendment was added to the bill in the committee?

Mr. DeMEDIO. I may be wrong in whether or not this was an amendment or the actual bill. Nevertheless, you did speak in

behalf of this provision. I opposed it and voted against reporting the bill out of committee because of the 200-freeholders provision, which was either an amendment or in the bill when it was presented before our committee, but that is not material to the debate nor the discussion. I am saying, in view of the fact that there is this provision that would prevent or prohibit the incorporation of a group of township residents less in number than 200 from becoming a borough, that it is bad law and that we should not pass the bill.

Mr. DIETZ. Could I ask the gentleman, Mr. DeMedio, what is the minimum number of persons at the present time that is required to form a borough? How many freeholders?

Mr. DeMEDIO. As far as I know, there is no minimum. That is a question or an item to be considered by the court in determining whether or not there is merit to the petition requesting incorporation by the township residents as a borough. It is part of the overall items that the court presently considers — the number of petitioners that there are; the number of freeholders; the impact on the tax base; what the overall effect would be of the incorporation; whether or not it would serve a useful purpose. All of these considerations are presently considered by the court in their final determination of whether or not to approve the incorporation.

Mr. DIETZ. Does the gentleman, Mr. DeMedio, know that there was a borough formed last year with 12 freeholders in this State of Pennsylvania — not enough persons to hold public office within that borough?

Mr. DeMEDIO. Again, that argument, of course, favors my position that the court has determined in that instance, if I understand you correctly, that it turned down the request for an incorporation because there were not sufficient freeholders to operate or run a borough properly. That is what I am saying, that the courts presently do consider this as to the number and whether the number is adequate to run a borough properly. We do not need the 200 any more than we need a figure of 500 freeholders or 150 or 75. There is no magic number. There is no magic quality to the provision of 200 freeholders, and it is not necessary.

Mr. DIETZ. Then does the gentleman, Mr. DeMedio, recommend that we continue to form boroughs in the State of Pennsylvania when you do not have enough people living within that portion to be a borough to hold public office? Is that what the gentleman is recommending to this House?

Mr. DeMEDIO. I am just recommending to the House that we permit the law to remain as it is, and that is that the court will determine, under all the circumstances, whether or not it will permit the incorporation of a borough. Most certainly one of the items will be the number of freeholders and whether or not that number will be sufficient to run the affairs of a borough.

The SPEAKER. The Chair has been informed that the same argument went on in committee between the gentlemen and neither one was satisfied with the other's argument.

Mr. DIETZ. Mr. Speaker, I will close my interrogation of Mr. DeMedio, but it does not make sense to me to have an unspecified number of freeholders, 12, which is not enough to hold all of the public offices of a borough, in order to form a borough.

Mr. Speaker, in this particular case that I pointed out here,

the gentleman, Mr. DeMedio, has said the courts are the place to determine whether or not an area should become a borough. Here we have one situation where I pointed out to you that the township and the county have been in litigation since November 1973. It seems to me, Mr. Speaker, that this is simply only a good case for a certain profession. For someone who wants to get a liquor license, branching off, forming a borough, yes, this is a good deal for them, or some developer who wants to come in under the many programs that are available today and, instead of paying 100 percent of the cost to develop that particular community, especially as far as fire protection, sewage, water, roads and streets and so forth are concerned, have the people pay 50 per cent of it. Thank you, Mr. Speaker.

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

Mr. TRELLO. Mr. Speaker, I am one of the cosponsors of the bill, and I see nothing wrong with it. It was brought to my attention yesterday by one of the lobbyists for the Townships Association where they seem to disapprove with the bill in its present form, and they were to have an amendment ready today to correct the problems they discovered.

What the amendment really speaks to is the fact that there are, say, 200 freeholders in an area that wants to incorporate, and you have to petition all 200 freeholders. But what if, for an example, if you have 400 members in that particular area? The Townships Association seems to think rather than just to get 200 signatures on there, the 200 signatures should also be accompanied with a resolution providing that this be put on a referendum so that all 400 residents of that area will have a say-so or some input in that particular situation.

On the question recurring,  
Shall the bill pass finally?

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

YEAS—139

Alden	Freind	Levi	Ryan
Armstrong	Fryer	Levin	Salvatore
Arty	Gallen	Lewis	Scheaffer
Austin	Gamble	Livengood	Scirica
Belardi	Gannon	Lynch, E. R.	Serafini
Beloff	Gatski	Lynch, F.	Sieminski
Berson	Geist	Mackowski	Sirianni
Bittle	George, M.	Madigan	Smith, E.
Borski	Giammarco	Manmiller	Smith, L.
Bowser	Gladeck	McCall	Spencer
Brandt	Goebel	McClatchy	Spitz
Brown	Goodman	McIntyre	Stairs
Burd	Gray	McKelvey	Swift
Burns	Grieco	McVerry	Taddonio
Cessar	Gruppo	Micozzie	Taylor, E.
Chess	Hasay	Miller	Telek
Cianciulli	Hayes, D. S.	Mowery	Thomas
Cimini	Hayes, S. E.	Mrkonic	Trello
Clark, R.	Helfrick	Musto	Vroon
Cole	Honaman	Nahill	Wass
Cornell	Hutchinson, W.	Noye	Weidner
Coslett	Itkin	O'Brien, D.	Wenger
Cowell	Johnson, E.	Perzel	White
Cunningham	Johnson, J.	Peterson	Wilson
Davies	Jones	Piccola	Wilt
DeVerter	Kanuck	Pievsky	Wright, D.

DeWeese	Kernick	Pistella	Wright, J. L.
Dietz	Klingaman	Pitts	Yohn
Dininni	Knepper	Polite	Zeller
Dorr	Kolter	Punt	Zitterman
Durham	Kowalyshyn	Pyles	Zord
Earley	Lashinger	Reed	Zwikl
Fischer, R. R.	Laughlin	Rieger	
Fisher, D. M.	Lehr	Ritter	Seltzer,
Foster, A.	Letterman	Rocks	Speaker
Foster, W.			

NAYS—58

Anderson	Fee	Moehlmann	Schweder
Barber	Gallagher	Mullen, M. P.	Seventy
Bennett	Geesey	Murphy	Shadding
Brunner	George, C.	Novak	Shupnik
Caltagirone	Grabowski	O'Brien, B.	Steighner
Cappabianca	Greenfield	O'Donnell	Stewart
Clark, B.	Harper	Oliver	Street
Cochran	Hoeffel	Petrarca	Stuban
Cohen	Hutchinson, A.	Pott	Sweet
Dawida	Irvis	Pratt	Taylor, F.
DeMedio	Knight	Rappaport	Wachob
DiCarlo	Kukovich	Richardson	Wargo
Dombrowski	Manderino	Rodgers	Williams
Duffy	McMonagle	Schmitt	Yahner
Dumas	Michlovic		

NOT VOTING—6

Donatucci	Milanovich	Rhodes	Wagner
Halverson	Pucciarelli		

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 630, PN 682**, entitled:

An Act amending the "Motor Vehicle Sales Finance Act," approved June 28, 1947 (P. L. 1110, No. 476), further providing for the finance charge of certain motor vehicles.

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

Amend Sec. 1 (Sec. 19), page 2, lines 14 and 15, by striking out "eight percent (8%)" and inserting seven percent (7%)

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

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

Mr. L. E. SMITH. Mr. Speaker, when this bill was introduced, it was an attempt at establishing a new rate for a certain class of motor vehicles in Pennsylvania. We would appreciate your support for reducing that original proposal of 8 percent down to 7.

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

Mr. BENNETT. Mr. Speaker, I rise in support of the amendment offered by the gentleman from Jefferson and would ask the members to vote in favor of it.

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

Mr. KUKOVICH. Mr. Speaker, I rise to oppose this amendment. I oppose the bill and, although the amendment does cut the interest rate back down, I still think it is too drastic an increase. The fact that it is an increase of 6 percent to 7 percent is very misleading because of the add-on nature.

The SPEAKER. The Chair asks the gentleman to please confine his remarks to the amendment.

Mr. KUKOVICH. Mr. Speaker, that is exactly what I am doing.

The SPEAKER. In the opinion of the Chair, the gentleman is not confining his remarks to the amendment.

Mr. KUKOVICH. Mr. Speaker, the amendment says that the interest would be 7 percent rather than the current rate of 6 percent. I am saying that that is a very misleading figure.

The SPEAKER. The amendment says the interest rate will be 7 percent. Will the gentleman please confine his remarks to the amendment?

Mr. KUKOVICH. Mr. Speaker, an interest rate of 7 percent in this amendment is very misleading because it is an add-on rate. Actually that would be over the period of the year an interest of 12.9 percent. Currently it is 11 percent. What we are talking about is a 16-percent increase, a very high rate of inflation, certainly higher than the President's guidelines. I think that would be a mistake. I think it is the wrong way to go.

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

Mr. L. E. SMITH. Mr. Speaker, I have to insist that the gentleman confine his argument to the fact that we are reducing this proposal from 8 percent to 7 percent.

The SPEAKER. The gentleman is correct. The Chair asks the gentleman, Mr. Kukovich, again to please confine his remarks to the amendment.

Mr. KUKOVICH. Mr. Speaker, I believe my remarks have been confined to the amendment because we are talking about increasing the interest rate from 6 percent to 7 percent.

The SPEAKER. The Chair has before it a copy of the amendment. The amendment is very simple. Even the Chair can understand it. It strikes out 8 percent and inserts 7.

Mr. KUKOVICH. Mr. Speaker, I would simply say that what we are doing is raising this interest rate to 7 percent. I am opposed to such an inflationary increase and I think the amendment should be defeated.

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

Mr. ZITTERMAN. Yes, Mr. Speaker. Would the author of the amendment please stand for interrogation?

The SPEAKER. The gentleman, Mr. Smith, indicates that he will stand for interrogation and the gentleman from Lackawanna, Mr. Zitterman, may proceed.

Mr. ZITTERMAN. Mr. Speaker, in your amendment you state that the rate reduction will be from 8 percent to 7 percent. Is that correct?

Mr. L. E. SMITH. That is correct.

Mr. ZITTERMAN. Can you tell me what the approximate annual rate of interest is on an 8-percent loan?

Mr. L. E. SMITH. For what period of time?

Mr. ZITTERMAN. For 24 months, Mr. Speaker.

Mr. L. E. SMITH. Fourteen point six eight.

Mr. ZITTERMAN. Can you tell me what the anticipated — APR—Approximate Percentage Rate — is for 7 percent, sir?

Mr. L. E. SMITH. I am sorry, Mr. Speaker. I did not hear the question.

Mr. ZITTERMAN. The 24-month APR for a 7 percent add-on loan which you are reducing to?

Mr. L. E. SMITH. I believe it is 12.68.

Mr. ZITTERMAN. Mr. Speaker, it is 12.91. As the gentleman, Mr. Kukovich, so indicated, this is an actual reduction in your mind of a rate increase from 11.13 to 14.68 and back down to 12.91 APR simple interest per year. I, along with my colleague, Mr. Kukovich, am asking all members of this House to defeat this amendment.

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

The following roll call was recorded:

YEAS—140

Alden	Foster, A.	Livengood	Salvatore
Anderson	Foster, W.	Lynch, E. R.	Scheaffer
Armstrong	Freind	Lynch, F.	Schmitt
Arty	Fryer	Mackowski	Schweder
Beloff	Gallen	Madigan	Scirica
Bennett	Gannon	Manmiller	Seventy
Bittle	Gatski	McCall	Shadding
Borski	Geesey	McClatchy	Shupnik
Bowser	Geist	McIntyre	Sieminski
Brandt	Gladeck	McKelvey	Smith, E.
Brunner	Goebel	McMonagle	Smith, L.
Burd	Goodman	McVerry	Spencer
Burns	Grabowski	Micozzie	Spitz
Cappabianca	Greenfield	Miller	Stewart
Cessar	Grieco	Moehlmann	Stuban
Chess	Gruppo	Mowery	Sweet
Cianciulli	Hasay	Mrkonic	Swift
Cimini	Hayes, D. S.	Musto	Taddonio
Clark, B.	Hayes, S. E.	Nahill	Taylor, E.
Clark, R.	Helfrick	Noye	Thomas
Cole	Honaman	O'Brien, B.	Trello
Cornell	Hutchinson, A.	O'Brien, D.	Vroon
Coslett	Hutchinson, W.	Perzel	Wargo
Cowell	Itkin	Peterson	Wass
Cunningham	Johnson, E.	Petrarca	Weidner
Davies	Kanuck	Piccola	Wenger
DeVerter	Klingaman	Pievsky	Wilson
DiCarlo	Knepper	Pitts	Wright, D.
Dietz	Kolter	Polite	Wright, J. L.
Dininni	Kowalyshyn	Pott	Yohn
Dombrowski	Lashinger	Punt	Zord
Dorr	Lehr	Rieger	Zwilk
Durham	Letterman	Ritter	
Earley	Levi	Rocks	Seltzer,
Fischer, R. R.	Levin	Ryan	Speaker
Fisher, D. M.	Lewis		

NAYS—54

Austin	Gallagher	Manderino	Serafini
Barber	Gamble	Michlovic	Stairs
Belardi	George, C.	Mullen, M. P.	Steighner



Berson	George, M.	Murphy	Street
Brown	Giammarco	Novak	Taylor, F.
Caltagirone	Gray	O'Donnell	Telek
Cochran	Harper	Oliver	Wachob
Cohen	Hoeffel	Pistella	White
Dawida	Irvis	Pratt	Williams
DeMedio	Johnson, J.	Pucciarelli	Wilt
DeWeese	Jones	Pyles	Yahner
Duffy	Knight	Rappaport	Zitterman
Dumas	Kukovich	Rodgers	
Fee	Laughlin		

NOT VOTING—9

Donatucci	Milanovich	Richardson	Wagner
Halverson	Rhodes	Sirianni	Zeller
Kernick			

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

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the lady from Allegheny, Mrs. Kernick. For what purpose does the lady rise?

Mrs. KERNICK. Mr. Speaker, I just want to say that I think somebody is too fast on the draw up there with the switches. I was not recorded on this vote on the Smith amendment to HB 630. I would like to be recorded in the affirmative.

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

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

Mr. ZELLER. I, too, feel, with all due respect to you, you were a little fast on the gun, because I, too, was locked out, and that is very seldom, and I would like to be recorded in the affirmative on HB 630, myself.

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

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 494, PN 1799**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the sale, dispensing or giving of hypodermic needles or devices capable of being used for injecting a controlled substance and providing certain exceptions and penalties.

On the question,

Will the House agree to the bill on third consideration?

Mr. SALVATORE offered the following amendments:

Amend Sec. 1 (Sec. 7525), page 1, line 14, by striking out "dis-  
penses or gives"

Amend Sec. 1 (Sec. 7525), page 1, line 15, by striking out "or  
capable of being used"

Amend Sec. 1 (Sec. 7525), page 1, line 19, by striking out "IF"  
and inserting it

On the question,

Will the House agree to the amendments?

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

Mr. SALVATORE. All we did, Mr. Speaker, is put in some clarifying language. We deleted some words on line 14 and line 15, and there is a technical amendment on page 1, line 19, by striking out "if" and inserting "it".

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—197

Alden	Foster, A.	Lewis	Ryan
Anderson	Foster, W.	Livengood	Salvatore
Armstrong	Freind	Lynch, E. R.	Scheaffer
Arty	Fryer	Lynch, F.	Schmitt
Austin	Gallagher	Mackowski	Schweder
Barber	Gallen	Madigan	Scirica
Belardi	Gamble	Manderino	Serafini
Beloff	Gannon	Manmiller	Seventy
Bennett	Gatski	McCall	Shadding
Berson	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	Greenfield	Mrkoncic	Stuban
Cessar	Grieco	Mullen, M. P.	Sweet
Chess	Gruppo	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	Wargo
Cowell	Irvis	Peterson	Wass
Cunningham	Itkin	Petrarca	Weidner
Davies	Johnson, E.	Piccola	Wenger
Dawida	Johnson, J.	Pievsky	White
DeMedio	Jones	Pistella	Williams
DeVerter	Kanuck	Pitts	Wilson
DeWeese	Kernick	Polite	Wilt
DiCarlo	Klingaman	Pott	Wright, D.
Dietz	Knepper	Pratt	Wright, J. L.
Dininni	Knight	Pucciarelli	Yahner
Dombrowski	Kolter	Punt	Yohn
Dorr	Kowalshyn	Pyles	Zeller
Duffy	Kukovich	Rappaport	Zitterman
Dumas	Lashinger	Reed	Zord
Durham	Laughlin	Richardson	Zwinkl
Earley	Lehr	Rieger	
Fee	Letterman	Ritter	Seltzer,
Fischer, R. R.	Levi	Rocks	Speaker
Fisher, D. M.	Levin	Rodgers	

NAYS—1

Street

NOT VOTING—5

Donatucci Milanovich Rhodes Wagner  
Halverson

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

The Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Mr. Speaker, I would like to question Mr. Salvatore, please.

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

Mr. LETTERMAN. Mr. Speaker, does this include the throwaway for the injection for people with sugar?

Mr. SALVATORE. I am sorry, I did not hear the question.

Mr. LETTERMAN. Would this include the throwaway needle for the people who need the injection for sugar?

Mr. SALVATORE. Yes. All we are trying to do is protect the people who need hypodermic needles, and we are trying to abolish the persons who are taking the hypodermic needle or using it for other purposes.

Mr. LETTERMAN. You have not quite answered what I said. What I am referring to is the throwaways that they get for insulin.

Mr. SALVATORE. Yes. They get that at the drug store.

Mr. LETTERMAN. Right.

Mr. SALVATORE. Yes.

Mr. LETTERMAN. Would that bother them at all? Would this not hinder them from taking it at all?

Mr. SALVATORE. No, none whatsoever.

Mr. LETTERMAN. Thank you very much.

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

Mr. SALVATORE. Mr. Speaker, this is an important piece of legislation because we have a problem confronting us near the high schools in the city of Philadelphia where they have opened up head shops which peddle an assortment of objects including equipment needed by drug users or drug pushers. This bill is directed to the proprietors of the head shops who have been selling hypodermic needles. That is the intent of the bill.

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Wenger.

Mr. WENGER. Could I interrogate Mr. Salvatore, please?

Mr. SALVATORE. Yes, go ahead.

Mr. WENGER. Mr. Speaker, you mentioned the control of selling hypodermics in pet shops. Is that what you were aiming at?

Mr. SALVATORE. At the head shops, yes.

Mr. WENGER. How would this affect the agricultural community where farmers, livestock producers buy the hypodermics in hardware stores where they—

Mr. SALVATORE. You are exempted from that provision. If you read the exceptions, you will see in the exceptions: "To any other individual or entity with a legitimate use for such hypodermic needles or devices as provided by regulation of the Department of Health."

Mr. WENGER. I am not sure they are regulated by the Department of Health. They are probably regulated by the United States Department of Agriculture because we are dealing with the livestock and yet these hypodermic needles would be capable of being used for the injection of a controlled substance. They are not designed for that but they are capable of it.

I have no objection to what you are trying to accomplish. I support that but I am concerned about the persons who would be buying the hypodermic needles for injecting their livestock and poultry and so forth.

Mr. SALVATORE. The bill as written does not interfere or harm the farmer. It is not the intent to harm the farmer as long as it is not used in an illegal way.

Mr. WENGER. Thank you, Mr. Speaker.

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

Mr. LASHINGER. Will Mr. Salvatore stand for a brief interrogation?

Mr. SALVATORE. Yes.

The SPEAKER. The gentleman indicates that he will. The gentleman, Mr. Lashinger, may proceed.

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, I apologize; I believe this was asked by Mr. Letterman. I just want to be accurate in this interpretation.

The diabetic who needs insulin—

Mr. SALVATORE. Right.

Mr. LASHINGER.—he will be exempt because of the Department of Health regulations?

Mr. SALVATORE. Yes.

Mr. LASHINGER. No need to get a prescription?

Mr. SALVATORE. No. If the doctor prescribes a prescription for him to have shots, he goes to the drug store and buys the disposable hypodermic needles and he is using it for a legitimate purpose.

Mr. LASHINGER. The prescription for insulin qualifies him for the syringes?

Mr. SALVATORE. Yes.

Mr. LASHINGER. Okay, fine. Thank you, Mr. Speaker.

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

Mr. MURPHY. Mr. Speaker, I would like to interrogate the Representative.

Can you explain to me what happens to the drugstore owner

who is selling hypodermic needles and sells one inadvertently to an individual who is caught using the needle with a controlled substance? He is held for a misdemeanor, is that correct?

Mr. SALVATORE. If the druggist sells the hypodermic needle without a prescription, then he should not sell one without a prescription.

Mr. MURPHY. Okay. Now you are suggesting that what this bill does is require a person to have a prescription to get hypodermic needles?

Mr. SALVATORE. That is right.

Mr. MURPHY. What happens to the person on vacation or such who has sugar who has to get that hypodermic needle? He has to bring his prescription with him?

Mr. SALVATORE. Yes.

Mr. MURPHY. Mr. Speaker, I would like to make a few comments on the bill.

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

Mr. MURPHY. Mr. Speaker, I feel while the bill's purpose is well intentioned, the effect of the bill and the impact will go far beyond its intent.

I feel the drugstore operators presently are facing a serious problem in attempting to control the substances by which children and young people are getting high let alone beginning to try to control the materials they use to inject those substances, particularly as the bill is written where it says on line 15, any "... device used or capable of being used or modified for use . . . ."

Well, I think we all know the ingenuity of the young people today and modified for use could include a wide variety of substances not even within our imaginations right now.

I feel the bill could be better drafted to deal with the question that Mr. Salvatore wants to deal with rather than putting the burden of protection on the drugstore operators as this bill does. I would ask you to vote against it. Thank you.

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

Mr. DiCARLO. Yes, Mr. Speaker, there seems to be some misunderstanding of the piece of legislation in front of us. Under present law right now, a person cannot get a hypodermic needle from a drugstore unless he does have a prescription. You just cannot walk into the drugstore and pick it off the shelf.

What Mr. Salvatore is trying to do concerns a series of facilities called head shops—I think you are all familiar with them—that have sprung up around the Commonwealth of Pennsylvania. Not only do they sell hypodermic needles but they sell all kinds of appliances and so forth so that people can do whatever they do with illegal substance.

What Mr. Salvatore is trying to do is prohibit the sale of hypodermic needles in these shops. This bill in no way will interfere with the person who has insulin, in no way with the person who has a legitimate use to use a hypodermic needle. I, therefore, ask for support of the Salvatore legislation.

On the question recurring,  
Shall the bill pass finally?

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

YEAS—185

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

NAYS—9

Grabowski	Kukovich	Murphy	Wachob
Itkin	Michlovic	Rappaport	Yahner
Knight			

NOT VOTING—9

Donatucci	Harper	Oliver	Street
Geist	Milanovich	Rhodes	Wagner
Halverson			

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.

**APPROPRIATIONS COMMITTEE MEETING**

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

Mr. McCLATCHY. Mr. Speaker, I would like to call a short Appropriations Committee meeting off the floor of the House upon the recess.

The SPEAKER. The gentleman, Mr. McClatchy, has called a meeting of the Appropriations Committee immediately in the Appropriations Committee hearing room.

**BILLS PASSED OVER**

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

**WELCOMES**

The SPEAKER. The Chair welcomes to the hall of the House Tom Ellis, a summer intern for Mr. Charles Nahill of Montgomery County.

From Edgeworth Borough, Allegheny County, is a guest of Mr. George Pott, Ms. Gloria Berry.

Mr. and Mrs. Raymond Valosik from Southmont Borough, Cambria County, are the guests of Mrs. Rita Clark.

The Chair also welcomes Donald and Mary Ann Glenn and their five children, Susan, Donna, Lisa, Lori, and Don, Jr. Also Rev. and Mrs. Malich and their children, Marina, Kristina, Alex and Nick. They are here as the guests of Mr. Emil Mrkonic of Allegheny County.

The Chair welcomes to the hall of the House Mr. John Henry Brubaker and Mr. Lloyd Rohrer, who are guests of the gentlemen from Lancaster, Mr. Armstrong and Mr. Brandt.

The Chair also welcomes to the hall of the House Mr. Rod McNeil, president of Elizabeth Borough Council, as the guest of Messrs. Austin and Mrkonic.

**ADJOURNMENT**

Mr. EARLEY moved that this House of Representatives do now adjourn until Thursday, June 28, 1979, at 11 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:51 p.m., e.d.t., the House adjourned.