

# COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

MONDAY, JUNE 29, 1981

SESSION OF 1981

165TH OF THE GENERAL ASSEMBLY

No. 48

## HOUSE OF REPRESENTATIVES

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

### THE SPEAKER (MATTHEW J. RYAN) IN THE CHAIR

#### PRAYER

REV. EUGENE A. BEAM, chaplain of the House of Representatives and pastor of the Faith Evangelical Congregational Church of Harrisburg, Pennsylvania, offered the following prayer:

Let us pray:

We ask Your forgiveness, our Heavenly Father, that even though we are often too busy to pray, still boldly, gracefully, we call ourselves Your people.

We like to think that the world can look to us and see a better life, a richer and deeper life in God. Lord, when they look, may they see us filled with love that has no limit, with forgiveness that judges not nor gossips. May they see us filled with sacrifice that does not boast, with knowledge that approaches wisdom. May they see us so filled with the life of God that they, too, may follow You.

Indwell us now with Your spirit, for we pray this in the Master's name. Amen.

#### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

#### JOURNALS APPROVED

The SPEAKER. The Journals of Wednesday, June 10, and Monday, June 15, 1981, are now in print. Are there corrections to the Journals? If not, without objection, the Journals stand approved. The Chair hears none.

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Thursday, June 25, 1981, will be postponed until printed. The Chair hears none.

#### LEAVES OF ABSENCE GRANTED

The SPEAKER. The Chair recognizes the majority whip for the purpose of taking leaves of absence.

Mr. CESSAR. Thank you, Mr. Speaker.

I request a leave for the week for the lady from Allegheny, Mrs. HEISER; for the gentleman from Schuylkill, Mr. HUTCHINSON, for today; and for the lady from Montgomery, Mrs. LEWIS, for today's session.

The SPEAKER. Without objection, leaves will be granted. The Chair hears none.

The Chair recognizes the minority leader.

Mr. IRVIS. Thank you, Mr. Speaker.

Mr. Speaker, we request a leave of absence for the gentleman from Philadelphia, Mr. RICHARDSON, for today's session; for the gentleman from Clearfield, Mr. GEORGE, for today's session; and for the gentleman from Philadelphia, Mr. DEAL, for the week.

The SPEAKER. Without objection, leaves will be granted. The Chair hears none.

#### MASTER ROLL CALL RECORDED

The SPEAKER. Members in their offices please report to the floor of the House for the taking of the master roll call. On the master roll call, the members will proceed to vote.

The following roll call was recorded:

#### PRESENT—193

Alden	Fee	Lucyk	Salvatore
Anderson	Fischer	McCall	Saurman
Armstrong	Fleck	McClatchy	Serafini
Arty	Foster, W. W.	McIntyre	Seventy
Barber	Foster, Jr., A.	McMonagle	Showers
Belardi	Frazier	McVerry	Shupnik
Belfanti	Freind	Mackowski	Sieminski
Beloff	Fryer	Madigan	Sirianni
Berson	Gallagher	Maiale	Smith, B.
Bittle	Gallen	Manderino	Smith, E. H.
Blaum	Gamble	Manmiller	Smith, L. E.
Borski	Gannon	Marmion	Snyder
Bowser	Geist	Merry	Spencer
Boyes	Gladeck	Michlovic	Spitz
Brandt	Grabowski	Micozzie	Stairs
Brown	Gray	Miller	Steighner
Burd	Greenfield	Miscevich	Stevens
Burns	Greenwood	Moehlmann	Stewart
Caltagirone	Grieco	Morris	Stuban
Cappabianca	Gruitza	Mowery	Swaim
Cawley	Gruppo	Mrkonic	Sweet
Cessar	Hagarty	Mullen	Swift
Cimini	Haluska	Murphy	Taddonio
Civera	Harper	Nahill	Taylor, E. Z.
Clark	Hasay	Noye	Taylor, F. E.
Clymer	Hayes	O'Donnell	Telek
Cochran	Hoeffel	Olasz	Tigue
Cohen	Honaman	Oliver	Trello
Colafella	Horgos	Pendleton	Van Horne
Cole	Hutchinson, A.	Perzel	Vroon
Cordisco	Irvis	Peterson	Wachob

Cornell	Itkin	Petrarca	Wambach
Coslett	Jackson	Petrone	Wargo
Cowell	Johnson	Phillips	Wass
Cunningham	Kanuck	Piccola	Wenger
DeMedio	Kennedy	Pievsky	Weston
DeVerter	Klingaman	Pistella	White
DeWeese	Kolter	Pitts	Wiggins
Daikeler	Kowalyshyn	Pott	Williams, J. D.
Davies	Kukovich	Pratt	Wilson
Dawida	Lashinger	Pucciarelli	Wogan
Dietz	Laughlin	Punt	Wozniak
Dininni	Lehr	Rappaport	Wright, D. R.
Dombrowski	Lescovitz	Rasco	Wright, J. L.
Donatucci	Letterman	Reber	Zwinkl
Dorr	Levi	Rieger	
Duffy	Levin	Ritter	Ryan,
Durham	Livengood	Rocks	Speaker
Evans	Lloyd	Rybak	

ADDITIONS—2

Emerson Williams, H.

NOT VOTING—0

EXCUSED—6

Deal Heiser Lewis Richardson  
George Hutchinson, W.

CALENDAR

BILLS AGREED TO ON SECOND CONSIDERATION

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

SB 333, PN 1110; SB 719, PN 853; SB 681, PN 1075; SB 319, PN 974; SB 277, PN 1089; SB 797, PN 973; HB 1056, PN 1170; and HB 1437, PN 1640.

PENNSYLVANIA MISS NATIONAL TEENAGER PRESENTED

The SPEAKER. The Chair is pleased to temporarily turn the gavel over to our colleague, Mr. Cimini of Lycoming County, who will introduce a very important, distinguished, and lovely guest. Mr. Cimini.

Mr. CIMINI. I would first like to introduce, before I introduce our crowned Pennsylvania Miss National Teenager, her parents, Mr. and Mrs. Maurice Reeder, and sister Michelle, over on the side here. Would you please stand? And Matt said I should read the rest—who are the guests of Representative Anthony J. Cimini and Representative Joseph Grieco of Lycoming County.

It is with a great deal of pleasure that I stand here today to introduce, within 5 years, the second Pennsylvania Miss National Teenager. You know, Joe Grieco is always bragging about Lycoming County, and I think when she stands here before you, you will understand why. But this is the kind of thing, with a young lady like this, that gives us hope for the future, the future of our youngsters and this country.

Now I would like to present a citation to Maureen:

CITATION BY THE HOUSE OF REPRESENTATIVES

WHEREAS, Maureen J. Reeder, the seventeen year old daughter of Mr. and Mrs. Maurice R. Reeder, Jr., of Williamsport, was crowned Pennsylvania Miss National Teen-Ager; and

WHEREAS, A senior at Williamsport High School, Miss Reeder is a member of the school show choir and the student council. She is active in theater in her community and is a member of the Williamsport Players and the Community Theatre League.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends hearty congratulations to Maureen J. Reeder on being crowned Pennsylvania Miss National Teen-Ager; wishes her continued success in her future endeavors; and further directs that a copy of this citation be delivered to Maureen J. Reeder, 513 Washington Boulevard, Williamsport, Pennsylvania 17701.

Submitted by:  
Anthony J. Cimini,  
Sponsor

Matthew J. Ryan,  
Speaker

ATTEST:  
John J. Zubeck,  
Chief Clerk

Miss REEDER. Thank you, Mr. Cimini.

I would like to take this opportunity to thank you all very much for allowing me to attend this special visit and to share this special visit with my friends down in Florida, where I will be attending the nationals in August. I will do my best to make Pennsylvania very proud of me. Thank you.

The SPEAKER. I understand now why Tony and Joe had a fight about who would introduce Miss Pennsylvania Teenager. Tony got the kiss; Joe got kissed off.

FILMING PERMISSION GRANTED

The SPEAKER. I would like the members to pay particular attention to this announcement.

The Chair is giving permission to KYW-TV to take 10 minutes of silent film shots here on the floor.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1284, PN 1423**, entitled:

An Act amending the "Eminent Domain Code," approved June 22, 1964 (Sp. Sess., P. L. 84, No. 6), requiring monetary just compensation and further providing for expenses in certain cases.

On the question,

Will the House agree to the bill on third consideration?

Mr. MURPHY offered the following amendments No. A2425:

Amend Title, page 1, line 3, by inserting after "domain," further providing for the payment of compensation;  
Amend Bill, page 1, by inserting between lines 7 and 8 Section 1. Section 407, act of June 22, 1964 (1st Sp.Sess., P.L.84, No.6), known as the "Eminent Domain Code,"

amended December 5, 1969 (P.L.316, No.137), is amended to read:

Section 407. Possession; Entry; Payment of Compensation.—(a) The condemnor, after the expiration of the time for filing preliminary objections by the condemnee to the declaration of taking, shall be entitled to possession or right of entry upon payment of, or a written offer to pay to the condemnee, the amount of just compensation as estimated by the condemnor pursuant to the provisions of subsection (d). If a condemnee thereafter refuses to deliver possession or permit right of entry, the prothonotary upon praecipe of the condemnor shall issue a rule, returnable in five days after service upon the condemnee, to show cause why a writ of possession should not issue, upon which the court, unless preliminary objections warranting delay are pending, may issue a writ of possession conditioned upon payment to the condemnee or into court of such estimated just compensation and on such other terms as the court may direct.

(b) If within sixty days from the filing of the declaration of taking, the condemnor has not paid just compensation as provided in [subsection (a) of this section,] subsections (a) and (d), the condemnee may tender possession or right of entry in writing and the condemnor shall thereupon make payment of the just compensation due such condemnee as estimated by the condemnor. If the condemnor fails to make such payment the court, upon petition of the condemnee, may compel the condemnor to file a declaration of estimated just compensation or, if the condemnor fails or refuses to file such declaration, may at the cost of the condemnor appoint an impartial expert appraiser to estimate such just compensation. The court may, after hearing, enter judgment for the amount of the estimated just compensation.

(c) The compensation paid under subsections (a) and (b) [of this section] and in accordance with subsection (d) shall be without prejudice to the rights of either the condemnor or the condemnee to proceed to a final determination of the just compensation and the payments heretofore made shall be considered only as payments pro tanto of the just compensation as finally determined. However, in no event shall the condemnee be compelled to pay back to the condemnor the compensation paid under subsections (a) and/or (b), even if the amount of just compensation as finally determined shall be less than the compensation so paid.

(d) (1) In determining the amount of just compensation payable to the condemnee under subsections (a) and (b), the condemnee shall be entitled to choose either of the following methods for adjusting the base just compensation:

(i) base just compensation as of the date of the declaration of taking plus interest to the date the condemnor elects to take actual possession pursuant to subsection (a) or possession is tendered pursuant by the condemnee pursuant to subsection (b). Interest shall be at a rate equivalent to the change in the consumer price index over the period when interest is payable; or

(ii) base just compensation as of the date of the declaration of taking adjusted to reflect the increase in value of the condemned property at the time the condemnor elects to take possession pursuant to subsection (a) or possession is tendered by the condemnee pursuant to subsection (b).

(2) The condemnee shall be provided notice of his options under this subsection at the same time and in the same manner as provided for notice generally in section 405. The condemnee shall elect an option within the time allowed for the filing of preliminary objections. If no election is made within such period, a condemnee shall be deemed to have elected option (i) under paragraph (1).

Amend Sec. 1, page 1, line 8, by striking out "1." and inserting

2.

Amend Sec. 1, page 1, lines 8 and 9, by striking out "of June 22, 1964 (Sp. Sess., P. L. 84, No. 6), known as the "Eminent Domain Code,""

Amend Bill, page 2, by inserting between lines 1 and 2

Section 3. Section 1 of this act shall be retroactive to December 1, 1968 for all condemned property as to which declarations of taking have been filed but possession of which has not been taken by the condemnor. Condemnees whose property has been condemned pursuant to a declaration of taking filed prior to the effective date of this act but whose property has not been taken possession of by the condemnor on the effective date of this act shall elect an option under section 407(d)(1) within six months.

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

4.

On the question,

Will the House agree to the amendments?

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

Mr. MURPHY. Mr. Speaker, this amendment deals with a problem that has faced the Department of Transportation in the acquisition of property for highways. The department began to file declarations of taking on various sections of major interstate highways, such as the East Street Expressway in Allegheny County and other areas in Philadelphia, 10 or 15 years ago.

Under eminent domain law, when the department files a declaration of taking, they are required to assess the property at that time. That assessment is then used to make a fair market offer to the owner of the property. Nobody conceived that the department would file a declaration of taking and that it would be 10 or 15 years before they would actually get around to buying the property. In fact, that has been the case, and the department is then stuck with using the appraisal, the appraisal of the property, from 10 or 15 years ago. Obviously people are not being given fair offers on their property. In residential property there was a change in the law that provided for a bonus to be paid. That has not been true in commercial properties, so the department, if they file declarations of taking, which they had done on a number of major projects 10 or 15 years ago, is stuck now with these appraisals.

My amendment provides for two options which a person whose house is going to be taken by the department can choose in order to get a more fair compensation. The first would require the department to pay interest on the appraisal based on the declaration of taking, and the second would require a new appraisal. Why there are two options like this is in many cases when there is a major highway project, the actions of the department lower the value of the property, and, therefore, you want to give the person the option of whether his property value had been lowered or whether it remained the same or increased over the years from when the declaration of taking was provided. So I urge you to support this amendment for the sake of fairness to those people who have to move because of public action in building highways. Thank you.

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

Mr. RAPPAPORT. Mr. Speaker, would the gentleman stand for interrogation?

The SPEAKER. The gentleman indicates he will. The gentleman, Mr. Rappaport, may proceed.

Mr. RAPPAPORT. Mr. Speaker, is it the intention of this amendment to have it apply to all pending cases?

Mr. MURPHY. Yes, Mr. Speaker.

Mr. RAPPAPORT. I thank the gentleman, Mr. Speaker.

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

Mr. DININNI. Would Mr. Murphy stand for interrogation?

The SPEAKER. The gentleman indicates he will. The gentleman may proceed.

Mr. DININNI. Mr. Speaker, would your amendment affect the people who are now living in homes that were already condemned and taken?

Mr. MURPHY. If they have not settled with the department, yes, it would affect them.

Mr. DININNI. Is it not true it would also affect the people who are living in the homes that were settled?

Mr. MURPHY. If the department has filed a declaration of taking and has actually paid the money to the people and they have accepted the money and are now renting from the department, in that particular case the arrangement was already made. But in those cases where the declaration of taking was filed, the money was put into the bank by the department or put into an escrow account and the person has never settled, never signed the papers to close on the deal, in that particular case this amendment would apply. Do you see the distinction, Mr. Speaker?

Mr. DININNI. Have you received a fiscal note on what this amendment would cost?

Mr. MURPHY. I have not seen a fiscal note. I have had discussions with PennDOT - Pennsylvania Department of Transportation - and the department's representatives about it, and they realize that there is a problem. They have a problem in not being able to provide people fair compensation in this kind of situation. But they have not given me a fiscal note, Mr. Speaker.

Mr. DININNI. Well, is it not customary that you request a fiscal note from the Appropriations Committee before you offer this amendment?

Mr. MURPHY. Yes; it would have been, Mr. Speaker.

Mr. DININNI. Then why are we rolling this amendment today without that fiscal note?

Mr. MURPHY. Mr. Speaker, I think this amendment is important because it affects people's lives right now and it is a question of fairness. PennDOT has agreed to the intent of this amendment in principle, that they have to change the law to provide just compensation to people.

Mr. DININNI. Well, Mr. Speaker, all I was asking for was another day or two. If you are in that big a hurry, I would have to oppose the amendment because there is a fiscal impact. It will affect the entire Commonwealth on what you are attempting to do, and especially in your area it would run into millions of dollars, so I would have to oppose this amendment at this time.

Mr. MURPHY. Mr. Speaker, I do not believe that this amendment would run into millions of dollars. I believe that it would be far less than that.

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

The following roll call was recorded:

YEAS—108

Barber	Evans	McMonagle	Seventy
Belardi	Fee	McVerry	Showers
Belfanti	Frazier	Maiale	Shupnik
Berson	Gallagher	Manderino	Spitz
Blaum	Gamble	Michlovic	Steighner
Borski	Grabowski	Miscevich	Stevens
Brown	Greenfield	Morris	Stewart
Burns	Hagarty	Mrkonic	Stuban
Caltagirone	Haluska	Mullen	Swaam
Cappabianca	Harper	Murphy	Sweet
Cawley	Hasay	Nahill	Taddonio
Cessar	Hoeffel	O'Donnell	Taylor, F. E.
Clark	Horgos	Olasz	Telek
Cochran	Hutchinson, A.	Oliver	Tigue
Cohen	Irvis	Pendleton	Trello
Colafella	Itkin	Peterson	Van Horne
Cole	Klingaman	Petrarca	Wachob
Cordisco	Kolter	Petrone	Wambach
Cowell	Kowalyszyn	Pievsky	Wargo
Cunningham	Kukovich	Pistella	Wass
DeMedio	Laughlin	Pott	White
DeWeese	Lescovitz	Pucciarelli	Wiggins
Dawida	Letterman	Rappaport	Williams, J. D.
Dombrowski	Livengood	Rieger	Wogan
Donatucci	Lucyk	Ritter	Wozniak
Duffy	McCall	Rybak	Wright, D. R.
Durham	McIntyre	Serafini	Zwilk

NAYS—79

Anderson	Foster, Jr., A.	Lloyd	Rocks
Armstrong	Freind	McClatchy	Salvatore
Arty	Fryer	Mackowski	Saurman
Bittle	Gallen	Madigan	Sieminski
Bowser	Gannon	Manmiller	Sirianni
Boyes	Geist	Marmion	Smith, B.
Brandt	Gladeck	Merry	Smith, E. H.
Burd	Greenwood	Micozzie	Smith, L. E.
Cimini	Grieco	Miller	Snyder
Civera	Gruitza	Moehlmann	Spencer
Clymer	Gruppo	Mowery	Stairs
Cornell	Hayes	Noye	Swift
Coslett	Honaman	Perzel	Taylor, E. Z.
DeVerter	Jackson	Phillips	Vroon
Daikeler	Johnson	Piccola	Wenger
Davies	Kanuck	Pitts	Weston
Dietz	Kennedy	Pratt	Wright, J. L.
Dininni	Lashingier	Punt	
Dorr	Lehr	Rasco	Ryan,
Fischer	Levi	Reber	Speaker
Foster, W. W.			

NOT VOTING—8

Alden	Emerson	Gray	Williams, H.
Beloff	Fleck	Levin	Wilson

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

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

Mr. O'DONNELL offered the following amendments No. A2583:

Amend Title, page 1, lines 3 and 4, by striking out "requiring monetary just compensation and"

Amend Sec. 1 (Sec. 617.1), page 1, lines 12 and 13, by striking out "The "just compensation" described in this act shall be monetary."

Amend Sec. 1 (Sec. 617.1), page 1, line 14, by striking out "statutory" and inserting monetary

Amend Sec. 1 (Sec. 617.1), page 1, line 15, by striking out "pursuant to this act,"

Amend Sec. 1 (Sec. 617.1), page 1, line 18, by striking out "proper," and inserting adequate

On the question,

Will the House agree to the amendments?

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

Mr. O'DONNELL. Mr. Speaker, this amendment eliminates the change in the definition of "just compensation." The bill is an attempt to remedy a problem that we have in Pennsylvania where small condemnees are in negotiation with the condemnor and there is an insistence that they accept some form of compensation other than monetary. This has proved very burdensome, and where the condemnees have had to litigate, even when they have been successful in court, there still is the problem that they have had substantial legal fees.

The bill, in attempting to remedy that problem, does two things. One, where the condemnor has been unreasonable in that negotiation, the condemnee can receive attorney's fees. My amendment does not affect that.

The second thing the bill does, in my opinion, is overreaching, and that is it narrows the definition of "just compensation" to be only monetary. That is probably not necessary to remedy the problem we have talked about, and it also overreaches in the sense that it would eliminate any flexibility on the part of the condemnor to make arrangements with the condemnee acceptable to both for a compensation that is unique, that is a substitution of land of equal value or some such arrangement as that. That flexibility is necessary for condemnors and in no way inhibits the solution of the problem that this bill attempts to reach. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Tioga, Mr. Spencer.

Mr. SPENCER. Mr. Speaker, I have no objection to Representative O'Donnell's amendment and would urge its adoption.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—185

Anderson	Foster, W. W.	McClatchy	Saurman
Armstrong	Foster, Jr., A.	McIntyre	Serafini
Arty	Frazier	McMonagle	Seventy
Barber	Freind	McVerry	Showers
Belardi	Fryer	Mackowski	Shupnik
Belfanti	Gallagher	Madigan	Sieminski
Berson	Gallen	Maiale	Sirianni
Bittle	Gamble	Manderino	Smith, B.

Blaum	Gannon	Manmiller	Smith, E. H.
Borski	Geist	Marmion	Smith, L. E.
Bowser	Gladeck	Merry	Snyder
Boyes	Grabowski	Michlovic	Spencer
Brandt	Greenfield	Micozzie	Spitz
Brown	Greenwood	Miscevich	Stairs
Burd	Grieco	Moehlmann	Steighner
Burns	Gruitza	Morris	Stevens
Caltagirone	Gruppo	Mowery	Stewart
Cappabianca	Hagarty	Mrkonic	Stuban
Cawley	Haluska	Mullen	Swaim
Cessar	Harper	Murphy	Sweet
Cimini	Hasay	Nahill	Swift
Civera	Hayes	Noye	Taddonio
Clark	Hoeffel	O'Donnell	Taylor, E. Z.
Clymer	Honaman	Olasz	Taylor, F. E.
Cochran	Horgos	Oliver	Telek
Cohen	Hutchinson, A.	Pendleton	Tigue
Colafella	Irvis	Perzel	Trello
Cole	Itkin	Peterson	Van Horne
Cordisco	Jackson	Petrarca	Wachob
Cornell	Johnson	Petrone	Wambach
Coslett	Kanuck	Phillips	Wargo
Cowell	Kennedy	Piccola	Wass
Cunningham	Klingaman	Pievsy	Wenger
DeVerter	Kolter	Pistella	Weston
DeWeese	Kowalshyn	Pitts	White
Daikeler	Kukovich	Pott	Wiggins
Davies	Lashinger	Pratt	Williams, J. D.
Dawida	Laughlin	Pucciarelli	Wilson
Dietz	Lehr	Punt	Wogan
Dombrowski	Lescovitz	Rappaport	Wozniak
Donatucci	Letterman	Rasco	Wright, D. R.
Dorr	Levi	Reber	Wright, J. L.
Duffy	Levin	Rieger	Zwinkl
Durham	Livengood	Ritter	
Evans	Lloyd	Rocks	Ryan,
Fee	Lucyk	Rybak	Speaker
Fischer	McCall	Salvatore	

NAYS—1

Dininni

NOT VOTING—9

Alden	Emerson	Gray	Vroon
Beloff	Fleck	Miller	Williams, H.
DeMedio			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

On the question recurring,

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

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—187

Anderson	Fee	McClatchy	Salvatore
Armstrong	Fischer	McIntyre	Saurman
Arty	Foster, W. W.	McMonagle	Serafini
Barber	Foster, Jr., A.	McVerry	Seventy
Belardi	Frazier	Mackowski	Showers
Belfanti	Freind	Madigan	Shupnik
Beloff	Fryer	Maiale	Sieminski

Berson	Gallagher	Manderino	Sirianni
Bittle	Gallen	Manmiller	Smith, B.
Blaum	Gamble	Marmion	Smith, E. H.
Borski	Gannon	Merry	Smith, L. E.
Bowser	Geist	Michlovic	Snyder
Boyes	Gladeck	Micozzie	Spencer
Brandt	Grabowski	Miller	Spitz
Brown	Greenfield	Miscevich	Stairs
Burd	Greenwood	Moehlmann	Steighner
Burns	Grieco	Morris	Stevens
Caltagirone	Gruitza	Mowery	Stewart
Cappabianca	Gruppo	Mrkonic	Stuban
Cawley	Hagarty	Mullen	Swaim
Cessar	Haluska	Murphy	Sweet
Cimini	Hasay	Nahill	Swift
Civera	Hayes	Noye	Taddonio
Clark	Hoeffel	O'Donnell	Taylor, E. Z.
Clymer	Honaman	Olasz	Taylor, F. E.
Cochran	Horgos	Oliver	Telek
Cohen	Irvs	Pendleton	Tigue
Colafella	Itkin	Perzel	Trello
Cole	Jackson	Peterson	Van Horne
Cordisco	Johnson	Petrarca	Vroon
Cornell	Kanuck	Petrone	Wachob
Coslett	Kennedy	Phillips	Wambach
Cowell	Klingaman	Piccola	Wargo
Cunningham	Kolter	Pievsky	Wass
DeMedio	Kowalysbyn	Pistella	Wenger
DeVerter	Kukovich	Pitts	Weston
DeWeese	Lashingner	Pott	White
Daikeler	Laughlin	Pratt	Wiggins
Davies	Lehr	Pucciarelli	Williams, J. D.
Dawida	Lescovitz	Punt	Wilson
Dietz	Letterman	Rappaport	Wozniak
Dininni	Levi	Rasco	Wright, D. R.
Dombrowski	Levin	Reber	Wright, J. L.
Donatucci	Livengood	Rieger	Zwilk
Dorr	Lloyd	Ritter	
Duffy	Lucyk	Rocks	Ryan,
Durham	McCall	Rybak	Speaker
Evens			

NAYS—0

NOT VOTING—8

Alden	Fleck	Harper	Williams, H.
Emerson	Gray	Hutchinson, A.	Wogan

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

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

\* \* \*

The House proceeded to third consideration of **HB 945, PN 1032**, entitled:

An Act amending the act of May 31, 1933 (P. L. 1108, No. 272), entitled as amended, "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employes of fire departments \*\*\*," extending the probationary period for appointments to fire departments.

On the question,

Will the House agree to the bill on third consideration?

Mr. DOMBROWSKI offered the following amendments No. A2446:

Amend Sec. 1 (Sec. 3), page 2, line 13, by inserting after "year."

During such probationary period the appointee shall not be denied any rights or benefits that the appointee would otherwise be entitled to under any collective bargaining agreement.

Amend Sec. 1 (Sec. 3), page 2, lines 14 and 15, by striking out the bracket before ", in" in line 14 and after "act" in line 15

On the question,

Will the House agree to the amendments?

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

Mr. DOMBROWSKI. Thank you, Mr. Speaker.

Mr. Speaker, the bill would require that the probationary period for paid firemen in third-class cities would be extended from 3 months to 1 year. This amendment would just merely say that those firemen, while on probationary periods, would be entitled to any rights or benefits that the appointee would otherwise be entitled to under any collective bargaining agreement.

Mr. Speaker, I spoke to the sponsor of this legislation. I think it is an agreed-to amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—185

Anderson	Fee	McClatchy	Saurman
Armstrong	Fischer	McIntyre	Serafini
Arty	Foster, W. W.	McMonagle	Seventy
Barber	Foster, Jr., A.	McVerry	Showers
Belardi	Frazier	Mackowski	Shupnik
Belfanti	Freind	Madigan	Sieminski
Berson	Fryer	Maiale	Sirianni
Bittle	Gallagher	Manderino	Smith, B.
Blaum	Gallen	Manmiller	Smith, E. H.
Borski	Gamble	Marmion	Smith, L. E.
Bowser	Gannon	Merry	Snyder
Boyes	Geist	Michlovic	Spencer
Brandt	Gladeck	Micozzie	Spitz
Brown	Grabowski	Miller	Stairs
Burd	Greenfield	Miscevich	Steighner
Burns	Greenwood	Moehlmann	Stevens
Caltagirone	Grieco	Morris	Stewart
Cappabianca	Gruitza	Mowery	Stuban
Cawley	Gruppo	Mrkonic	Swaim
Cessar	Hagarty	Mullen	Sweet
Cimini	Haluska	Murphy	Swift
Civera	Harper	Nahill	Taddonio
Clark	Hasay	Noye	Taylor, E. Z.
Clymer	Hayes	Olasz	Taylor, F. E.
Cochran	Hoeffel	Oliver	Telek
Cohen	Honaman	Pendleton	Tigue
Colafella	Horgos	Perzel	Trello
Cole	Hutchinson, A.	Peterson	Van Horne
Cordisco	Irvs	Petrarca	Vroon
Cornell	Itkin	Petrone	Wachob
Coslett	Jackson	Phillips	Wambach
Cowell	Johnson	Piccola	Wargo
Cunningham	Kennedy	Pievsky	Wass
DeMedio	Klingaman	Pistella	Wenger
DeVerter	Kolter	Pitts	Weston
DeWeese	Kowalysbyn	Pott	White
Daikeler	Kukovich	Pratt	Wiggins
Davies	Lashingner	Pucciarelli	Wilson
Dawida	Laughlin	Punt	Wogan
Dietz	Lehr	Rappaport	Wozniak
Dininni	Lescovitz	Rasco	Wright, D. R.
Dombrowski	Letterman	Reber	Wright, J. L.

Donatucci	Levi	Rieger	Zwilk
Dorr	Livengood	Ritter	
Duffy	Lloyd	Rocks	Ryan,
Durham	Lucyk	Rybak	Speaker
Evans	McCall	Salvatore	

NAYS—0

NOT VOTING—10

Alden	Fleck	Levin	Williams, H.
Beloff	Gray	O'Donnell	Williams, J. D.
Emerson	Kanuck		

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

On the question,

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

**BILL AND AMENDMENTS  
TABLED TEMPORARILY**

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

Mr. RITTER. Mr. Speaker, would the gentleman, Mr. Miller, consent to interrogation, please?

The SPEAKER. Is the gentleman, Mr. Miller, on the floor of the House?

Is the gentleman, Mr. Vroon, willing to be interrogated on this bill?

Mr. VROON. No. I would just explain that Mr. Miller had a brief appointment in the building somewhere and said he would be back in a matter of minutes.

The SPEAKER. The Chair thanks the gentleman.

Mr. RITTER. Mr. Speaker, will you pass this bill over temporarily then until I get a chance to interrogate Mr. Miller?

The SPEAKER. Without objection, HB 945, together with amendments, will be laid temporarily on the table. The Chair hears none.

**MEMBER'S PRESENCE RECORDED**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Hardy Williams, who asks that his name be added to the master roll call.

**FILMING PERMISSION EXTENDED**

The SPEAKER. The Chair has been requested to extend the 10-minute period of silent filming by KYW-TV. The Chair calls to the attention of the members the gentleman to the right of the Chair with the smiling face, the gray hair, and the great big camera.

**FINAL PASSAGE POSTPONED  
BILL CONSIDERED**

Agreeable to order,

The bill having been called up from the postponed calendar by Mr. HAYES, the House resumed consideration on final passage of **HB 230, PN 1987**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for provisions prohibiting the transfer of registration to evade certain financial responsibility requirements, further providing for suspensions for nonpayment of judgments, repealing financial responsibility, providing for tolerances allowed for gross weights of vehicles and further providing for mobile and manufactured housing.

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?

**DECISION OF CHAIR REVERSED**

The SPEAKER. Without objection, the Chair reverses its decision that this bill was agreed to on third consideration as amended. The Chair hears none.

On the question recurring,

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

**AMENDMENT A862 RECONSIDERED**

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Murphy, and the gentleman from Allegheny, Mr. Itkin, who move to reconsider the vote by which amendment A862 to HB 230 was passed on June 23, 1981.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—190

Anderson	Fee	McClatchy	Saurman
Armstrong	Fischer	McIntyre	Serafini
Arty	Fleck	McMonagle	Seventy
Barber	Foster, W. W.	McVerry	Showers
Belardi	Foster, Jr., A.	Mackowski	Shupnik
Belfanti	Frazier	Madigan	Sieminski
Beloff	Freind	Maiale	Sirianni
Berson	Fryer	Manderino	Smith, B.
Bittle	Gallagher	Manmiller	Smith, E. H.
Blaum	Gallen	Marmion	Smith, L. E.
Borski	Gamble	Merry	Snyder
Bowser	Geist	Michlovic	Spencer
Boyes	Gladeck	Micozzie	Spitz
Brandt	Grabowski	Miller	Stairs
Brown	Greenfield	Miscevich	Steighner
Burd	Greenwood	Moehlmann	Stevens
Burns	Grieco	Morris	Stewart
Caltagirone	Gruitza	Mowery	Stuban
Cappabianca	Gruppo	Mrkonic	Swaim
Cawley	Hagarty	Mullen	Sweet
Cessar	Haluska	Murphy	Swift
Cimini	Harper	Nahill	Taddonio
Civera	Hasay	Noye	Taylor, E. Z.
Clark	Hayes	O'Donnell	Taylor, F. E.
Clymer	Hoefel	Olasz	Telek
Cochran	Honaman	Oliver	Tigue
Cohen	Horgos	Pendleton	Trello
Colafella	Hutchinson, A.	Perzel	Van Horne
Cole	Itkin	Peterson	Vroon

Cordisco	Jackson	Petrarca	Wachob
Cornell	Johnson	Petrone	Wambach
Coslett	Kanuck	Phillips	Wargo
Cowell	Kennedy	Piccola	Wass
Cunningham	Klingaman	Pievsky	Wenger
DeMedio	Kolter	Pistella	Weston
DeVerter	Kowalshyn	Pitts	White
DeWeese	Kukovich	Pott	Wiggins
Daikeler	Lashingier	Pratt	Williams, H.
Davies	Laughlin	Pucciarelli	Williams, J. D.
Dawida	Lehr	Punt	Wilson
Dietz	Lescovitz	Rappaport	Wogan
Dininni	Letterman	Rasco	Wozniak
Dombrowski	Levi	Reber	Wright, D. R.
Donatucci	Levin	Rieger	Wright, J. L.
Dorr	Livengood	Ritter	Zwikl
Duffy	Lloyd	Rocks	
Durham	Lucyk	Rybak	Ryan,
Evans	McCall	Salvatore	Speaker

NAYS—0

NOT VOTING—5

Alden	Gannon	Gray	Irvis
Emerson			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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 clerk read the following amendments No. A862:

Amend Title, page 1, line 5, by striking out "and" and inserting a comma

Amend Title page 1, line 6, by removing the period after "responsibility" and inserting  
and providing for tolerances allowed for gross weights of vehicles.

Amend Bill, page 2, by inserting between lines 29 and 30

Section 2. Section 4941 of Title 75, amended October 10, 1980 (P.L. 791, No.147), is amended to read:

§ 4941. Maximum gross weight of vehicles.

(a) General rule.—No vehicle shall, when operated upon a highway, have a gross weight exceeding 73,280 pounds, and no combination driven upon a highway shall have a gross weight exceeding 80,000 pounds, or the applicable weight set forth in subsection (b) or (c), whichever is less.

(b) Combination of vehicles.—No combination shall, when operated upon a highway, have a gross weight exceeding the following:

Combination of Vehicles	Maximum Gross Weight In Pounds
Two-axle truck tractor & single-axle semitrailer	58,400
Two-axle truck tractor & two-axle semitrailer	73,280
Three-axle truck tractor & single-axle semitrailer	73,280
Two-axle truck & two-axle trailer	73,280

(c) Trucks.—No truck when operated upon a highway shall have a gross weight exceeding the following:

	Maximum Gross Weight In Pounds
Two-axle truck	38,000
Three-axle truck	58,400
Four-axle truck	73,280

(d) In determining the maximum gross weight of vehicles or combinations, there shall be a tolerance allowed of 5% of the

actual gross weight for Classes 1, 2, 3 and 4 vehicles and 3% of the actual gross weight for Class 5 and above vehicles, the vehicles as classified by section 1916 (relating to trucks and truck tractors).

Amend Sec. 2, page 2, line 30, by striking out "2." and inserting  
3.

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

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

Mr. LAUGHLIN. Mr. Speaker, last week you may recall that Representative Letterman had wished to withdraw this amendment, but because of the action of the Speaker and because of the time constraints, it was put off until this week. What happened was the amendment that Mr. Letterman had wanted to submit had been drafted incorrectly, thereby creating a difficulty with the total weight permitted under gross-weight figures for trucks. That is why the Representative wished to withdraw the amendment, and I do not see him on the floor today. If you wish to continue it, Mr. Speaker, that would be entirely up to you, but otherwise I am ready to vote on it.

The SPEAKER. It was the understanding of the Chair that the gentleman, Mr. Laughlin, was withdrawing this amendment on behalf of himself and Mr. Letterman.

Mr. LAUGHLIN. Mr. Speaker, I did not draft the amendment that Mr. Letterman offered. I opposed it, and Mr. Letterman then agreed to withdraw it. But I do not see him on the floor, and I would not care to speak for him in that regard.

**BILL AND AMENDMENTS  
TABLED TEMPORARILY**

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

Mr. DeVERTER. Mr. Speaker, it was our understanding on this side of the aisle with Mr. Letterman last week that he did in fact wish to withdraw that amendment and that he would at some subsequent date offer a portion of that amendment to another bill. I know it was his desire in conversation with several of us down here on the floor, and if the Speaker is prone to move this particular bill, then I would suggest that the amendment and the bill be tabled until Mr. Letterman is on the floor.

The SPEAKER. Would the gentleman, Mr. DeVerter, repeat his motion?



Mr. DeVERTER. I would make the motion, Mr. Speaker, to either lay the bill on the table or pass over the bill until such time as Mr. Letterman could be with us so that there is no further misunderstanding, whichever motion you feel would be appropriate.

The SPEAKER. Without objection, HB 230, together with amendments, will be laid on the table temporarily. The Chair hears none.

**AMENDED HOUSE BILL RETURNED FOR CONCURRENCE CONSIDERED**

The clerk of the Senate, being introduced, returned the following **HB 1290, PN 1988**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act to further provide for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal period July 1, 1981 to June 30, 1982, and to provide additional and supplemental appropriations from the Federal Augmentation funds to the various departments of the Commonwealth for the fiscal period July 1, 1980 to June 30, 1981.

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

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Thank you, Mr. Speaker.

I urge that the House nonconcur in the Senate amendments.

The SPEAKER. The Chair recognizes the minority leader. Mr. IRVIS. I agree with the majority leader's position.

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

The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

**YEAS—11**

Dorr	Hoeffel	Mowery	Spitz
Foster, Jr., A.	Kukovich	O'Donnell	Wachob
Greenwood	Maiale	Smith, B.	

**NAYS—180**

Anderson	Evans	McClatchy	Saurman
Armstrong	Fee	McIntyre	Serafini
Arty	Fischer	McMonagle	Seventy
Barber	Fleck	McVerry	Showers
Belardi	Foster, W. W.	Mackowski	Shupnik
Belfanti	Frazier	Madigan	Sieminski
Beloff	Freind	Manderino	Sirianni
Berson	Fryer	Manmiller	Smith, E. H.
Bittle	Gallagher	Marmion	Smith, L. E.
Blaum	Gallen	Merry	Snyder
Borski	Gamble	Michlovic	Spencer
Bowser	Gannon	Micozzie	Stairs
Boyes	Geist	Miller	Steighner
Brandt	Gladeck	Miscevich	Stevens
Brown	Grabowski	Moehlmann	Stewart
Burd	Greenfield	Morris	Suban
Burns	Grieco	Mrkonic	Swaim
Caltagirone	Gruitza	Mullen	Sweet
Cappabianca	Gruppo	Murphy	Swift
Cawley	Hagarty	Nahill	Taddonio
Cessar	Haluska	Noye	Taylor, E. Z.
Cimini	Harper	Olasz	Taylor, F. E.
Civera	Hasay	Oliver	Telek
Clark	Hayes	Pendleton	Tigue
Clymer	Honaman	Perzel	Trello

Cochran	Horgos	Peterson	Van Horne
Cohen	Hutchinson, A.	Petrarca	Vroon
Colafella	Irvis	Petrone	Wambach
Cole	Itkin	Phillips	Wargo
Cordisco	Jackson	Piccola	Wass
Cornell	Johnson	Pievsky	Wenger
Coslett	Kanuck	Pistella	Weston
Cowell	Kennedy	Pitts	White
Cunningham	Klingaman	Pott	Wiggins
DeMedio	Kolter	Pratt	Williams, H.
DeVerter	Kowalyszyn	Pucciarelli	Williams, J. D.
DeWeese	Lashinger	Punt	Wilson
Daikeler	Laughlin	Rappaport	Wogan
Davies	Lehr	Rasco	Wozniak
Dawida	Lescovitz	Reber	Wright, D. R.
Dietz	Levi	Rieger	Wright, J. L.
Dininni	Levin	Ritter	Zwinkl
Dombrowski	Livengood	Rocks	
Donatucci	Lloyd	Rybak	Ryan,
Duffy	Lucyk	Salvatore	Speaker
Durham	McCall		

**NOT VOTING—4**

Alden	Emerson	Gray	Letterman
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**EXCUSED—6**

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the amendments were not concurred in.

Ordered, That the clerk inform the Senate accordingly.

**RESOLUTION ADOPTED**

Mr. SALVATORE called up **HR 69, PN 1615**, entitled:

General Assembly approved plan entitled "A Proposal for Space Utilization, Capitol-Capitol Extension."

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—186**

Anderson	Fischer	McClatchy	Saurman
Armstrong	Fleck	McIntyre	Serafini
Arty	Foster, W. W.	McMonagle	Seventy
Barber	Foster, Jr., A.	McVerry	Showers
Belardi	Frazier	Mackowski	Shupnik
Belfanti	Freind	Madigan	Sieminski
Beloff	Fryer	Maiale	Sirianni
Berson	Gallagher	Manderino	Smith, B.
Bittle	Gallen	Manmiller	Smith, E. H.
Blaum	Gamble	Marmion	Smith, L. E.
Borski	Gannon	Merry	Snyder
Boyes	Geist	Michlovic	Spencer
Brandt	Gladeck	Micozzie	Spitz
Brown	Grabowski	Miller	Stairs
Burd	Greenfield	Miscevich	Steighner
Burns	Greenwood	Moehlmann	Stevens
Caltagirone	Grieco	Morris	Stewart
Cappabianca	Gruitza	Mowery	Suban
Cessar	Gruppo	Mrkonic	Swaim
Cimini	Hagarty	Mullen	Sweet
Civera	Haluska	Murphy	Swift
Clark	Harper	Nahill	Taddonio
Clymer	Hasay	Noye	Taylor, E. Z.
Cochran	Hayes	O'Donnell	Taylor, F. E.
Cohen	Hoeffel	Olasz	Telek
Colafella	Honaman	Oliver	Trello
Cole	Horgos	Pendleton	Van Horne
Cordisco	Hutchinson, A.	Perzel	Vroon

Cornell	Irvis	Peterson	Wachob
Coslett	Itkin	Petrarca	Wambach
Cowell	Jackson	Petrone	Wargo
Cunningham	Johnson	Piccola	Wass
DeMedio	Kanuck	Pievsky	Wenger
DeVerter	Kennedy	Pistella	Weston
DeWeese	Klingaman	Pitts	White
Daikeler	Kolter	Pott	Wiggins
Davies	Kowalshyn	Pratt	Williams, H.
Dawida	Kukovich	Pucciarelli	Williams, J. D.
Dietz	Lashinger	Punt	Wilson
Dininni	Lehr	Rappaport	Wogan
Dombrowski	Lescovitz	Rasco	Wozniak
Donatucci	Letterman	Reber	Wright, D. R.
Dorr	Levi	Rieger	Wright, J. L.
Duffy	Levin	Ritter	Zwinkl
Durham	Livengood	Rocks	
Evans	Lucyk	Rybak	Ryan,
Fee	McCall	Salvatore	Speaker

NAYS—4

Cawley	Laughlin	Lloyd	Tigue
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NOT VOTING—5

Alden	Emerson	Gray	Phillips
Bowser			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

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

The SPEAKER. Is the gentleman from Lehigh, Mr. Ritter, satisfied to run the earlier bill?

Mr. RITTER. Mr. Speaker, I have no problem with running the bill; I intend to vote against it. If it is possible—I was just consulting with Mr. Miller—I could support an amendment which would reduce the time from a year to 6 months, but I have not had a chance to talk to Mr. Miller about that, and I was just wondering if we could hold it until after caucus so I have a chance to talk to him.

### REQUEST FOR RECESS

The SPEAKER. Does the majority leader have any further business prior to the calling of a recess?

Mr. HAYES. Mr. Speaker, I move that we recess until the hour of 3:30. The caucus chairmen have the bills which I would hope we can vote upon our return to the floor at 3:30.

### REPUBLICAN CAUCUS

The SPEAKER. At what time is the Republican caucus?

The Chair recognizes the majority caucus chairman.

Mr. NOYE. Thank you, Mr. Speaker.

The Republicans will caucus promptly at 2:30 in the majority caucus room.

### APPROPRIATIONS COMMITTEE MEETING

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

Mr. McCLATCHY. Mr. Speaker, there will be a meeting of the Appropriations Committee immediately upon the recess in room 245.

### DEMOCRATIC CAUCUS

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

Mr. O'DONNELL. Mr. Speaker, there will be a Democratic caucus immediately. It is going to take an hour and a half, and I want to emphasize to the members that we must be back on the floor at 3:30, so we ought to start immediately. Thank you.

### ANNOUNCEMENT BY MR. PITTS

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

Mr. PITTS. Mr. Speaker, many of us have seen some publicity and received questions on the omnibus pro-life package that is being prepared by some of the members of the pro-life caucus. That package, I understand, is going to be introduced today, and the two prime drafters of the package have agreed to brief those interested members from both sides of the aisle on this package immediately in the majority caucus room for about the next 20 to 25 minutes.

### STATE GOVERNMENT COMMITTEE MEETING

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

Mr. GALLEN. Mr. Speaker, there will be an immediate meeting of the State Government Committee in room 401. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Mr. Speaker, I would remind those Representatives who want to amend either of the two capital budget bills, HB 1645 or HB 1687, to promptly ask Reference Bureau to get those amendments drafted today so that they are prepared on the morrow. Thank you, Mr. Speaker.

### JUDICIARY COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Tioga, Mr. Spencer.

Mr. SPENCER. Thank you, Mr. Speaker.

I would like to call a meeting of the Judiciary Committee immediately in room 115A for the purpose of taking up one bill. I would appreciate your prompt attendance.

### COMMUNICATION FROM GOVERNOR

#### BILL SIGNED BY GOVERNOR

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

APPROVAL OF HB No. 164.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg

June 26, 1981

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 164, Printer's No. 1523, entitled "AN ACT AMENDING THE ACT OF OCTOBER 5, 1972 (SP. SESS., NO. 1, P. L. 2019, NO. 4), ENTITLED, AS AMENDED, 'AN ACT IMPLEMENTING THE PROVISIONS OF CLAUSE (1) OF SUBSECTION (A) OF SECTION 7 OF ARTICLE VIII OF THE CONSTITUTION OF THE COMMONWEALTH OF PENNSYLVANIA AUTHORIZING THE INCURRING OF DEBT FOR THE REHABILITATION OF AREAS AFFECTED BY THE GREAT STORM AND FLOODS OF SEPTEMBER, 1971 AND JUNE, 1972, AND THE GREAT FLOOD OF JULY, 1977 THROUGH URBAN REDEVELOPMENT ASSISTANCE; IMPOSING DUTIES UPON THE GOVERNOR, THE AUDITOR GENERAL AND STATE TREASURER; PRESCRIBING THE PROCEDURES FOR THE ISSUANCE, SALE AND PAYMENT OF GENERAL OBLIGATIONS BONDS, THE FUNDING OF DEBT AND REFUNDING OF BONDS; EXEMPTING SAID BONDS FROM STATE AND LOCAL TAXATION; CREATING CERTAIN FUNDS; AND MAKING AN APPROPRIATION,' PROVIDING FOR THE BORROWING, DISPOSITION AND APPROPRIATION OF AN ADDITIONAL SUM".

DICK THORNBURGH  
GOVERNOR

#### BILLS SIGNED BY SPEAKER

The Chair gave notice that he was about to sign the following bills, which were then signed:

##### SB 156, PN 156

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for towing vehicles and the length of vehicles.

##### SB 169, PN 169

An Act reenacting and amending section 21 of the act of April 25, 1850 (P. L. 569, No. 347), entitled "An act relating to the bail of executrixes;....," reenacting retroactively a provision concerning uninclosed woodlands which had inadvertently been repealed and making editorial changes.

##### SB 269, PN 1061

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," further providing for investment of school district funds and for gross allocations to school districts.

##### SB 316, PN 1059

An Act amending the act of July 20, 1979 (P. L. 156, No. 51), entitled "An act establishing a uniform mileage fee for all officials, officers and employees of the Commonwealth, its political subdivisions, intermediate units, and authorities," permitting mileage to be fixed by the General Assembly and the Commonwealth and its political subdivisions.

##### SB 346, PN 689

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties for driving without a valid driver's license.

#### SB 456, PN 463

An Act authorizing the State Armory Board of the Department of Military Affairs and the Department of General Services with the approval of the Governor to sell at public sale a tract of land, together with the buildings and structures appurtenant thereto, in the City of Altoona, Blair County, Pennsylvania, containing 17,312 square feet, more or less, and providing for the disposition of the proceeds from such sale.

#### ADDITIONS AND DELETION OF SPONSORS

The SPEAKER. The Chair recognizes the majority leader.  
Mr. HAYES. Mr. Speaker, I would like to submit for the record the list of additions and deletions of sponsors of bills.

##### ADDITIONS:

HB 1394, Perzel; HB 1472, Haluska; HB 1706, O'Donnell; HR 23, Clymer.

##### DELETION:

HB 1036, Cunningham.

#### MEMBER'S PRESENCE RECORDED

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Emerson, who asks that his name be added to the master roll call.

#### RECESS

The SPEAKER. Without objection, this House will stand in recess until 3:30. The Chair hears none.

#### AFTER RECESS

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

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

##### SB 7, PN 1114 (Amended)

By Rep. McCLATCHY

An Act amending the act of January 10, 1968 (1967 P. L. 925, No. 417), entitled "Legislative Officers and Employees Law," eliminating the office of Senate Librarian, providing for the adoption of job classification and pay plans, creating a Senate Committee on Management Operations, providing for the transfer of certain appropriations within the Senate and making repeals.

##### APPROPRIATIONS.

##### SB 124, PN 656

By Rep. SPENCER

An Act providing for the sole or shared custody of children; providing access to records to both parents.

##### JUDICIARY.

##### SB 455, PN 861

By Rep. GALLEN

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for the representation of a child and for the payment of counsel.

STATE GOVERNMENT.

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. HAYES. Thank you, Mr. Speaker.

I would like to call a meeting of the Rules Committee in the well of the House immediately. Thank you, Mr. Speaker.

The SPEAKER. Members of the Rules Committee kindly come immediately to the well of the House.

**REPORT FROM RULES COMMITTEE**

**BILLS REMOVED FROM TABLE FOR CALENDAR**

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Mr. Speaker, the Rules Committee has instructed me to make a motion to remove the following bills from the table and place them on the active calendar, and I so move:

- SB 7;
- SB 124; and
- SB 455.

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

**BILL REREPORTED FROM COMMITTEE**

**HB 1332, PN 1482** By Rep. HAYES  
An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723, No. 230), limiting certain agreements involving land not needed for airport purposes.

RULES.

**CALENDAR RESUMED**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **SB 893, PN 977**, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal period July 1, 1981 to June 30, 1982 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1981.

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—190

Anderson	Fischer	McClatchy	Saurman
Armstrong	Fleck	McIntyre	Serafini
Arty	Foster, W. W.	McMonagle	Seventy
Barber	Foster, Jr., A.	McVerry	Showers
Belardi	Frazier	Mackowski	Shupnik
Belfanti	Freind	Madigan	Sieminski
Beloff	Fryer	Maiale	Sirianni
Berson	Gallagher	Manderino	Smith, B.
Bittle	Gallen	Manmiller	Smith, E. H.
Blaum	Gamble	Marmion	Smith, L. E.
Borski	Geist	Merry	Snyder
Bowser	Gladeck	Michlovic	Spencer
Boyes	Grabowski	Micozzie	Spitz
Brandt	Greenfield	Miller	Stairs
Brown	Greenwood	Miscevich	Steighner
Burd	Grieco	Moehlmann	Stevens
Burns	Gruitza	Morris	Stewart
Caltagirone	Gruppo	Mowery	Stuban
Cappabianca	Hagarty	Mrkoncic	Swaim
Cawley	Haluska	Mullen	Sweet
Cessar	Harper	Murphy	Swift
Cimini	Hasay	Nahill	Taddonio
Civera	Hayes	Noye	Taylor, E. Z.
Clark	Hoeffel	O'Donnell	Taylor, F. E.
Clymer	Honaman	Olasz	Telek
Cochran	Horgos	Oliver	Tigue
Cohen	Hutchinson, A.	Pendleton	Trello
Colafella	Irvis	Perzel	Van Horne
Cole	Itkin	Peterson	Vroon
Cordisco	Jackson	Petrarca	Wachob
Cornell	Johnson	Petrone	Wambach
Coslett	Kanuck	Phillips	Wargo
Cowell	Kennedy	Piccola	Wass
Cunningham	Klingaman	Pievsky	Wenger
DeMedio	Kolter	Pistella	Weston
DeVerter	Kowalyszyn	Pitts	White
Daikeler	Kukovich	Pott	Wiggins
Davies	Lashinger	Pratt	Williams, H.
Dawida	Laughlin	Pucciarelli	Williams, J. D.
Dietz	Lehr	Punt	Wilson
Dininni	Lescovitz	Rappaport	Wogan
Dombrowski	Letterman	Rasco	Wozniak
Donatucci	Levi	Reber	Wright, D. R.
Dorr	Levin	Rieger	Wright, J. L.
Duffy	Livengood	Ritter	Zwikl
Durham	Lloyd	Rocks	
Evans	Lucyk	Rybak	Ryan,
Fee	McCall	Salvatore	Speaker

NAYS—0

NOT VOTING—5

Alden	Emerson	Gannon	Gray
DeWeese			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

\* \* \*

The House proceeded to third consideration of **SB 894, PN 978**, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees'

Retirement Board for the fiscal period July 1, 1981 to June 30, 1982 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1981.

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—188

Anderson	Fee	McCall	Salvatore
Armstrong	Fischer	McClatchy	Saurman
Arty	Fleck	McIntyre	Serafini
Barber	Foster, W. W.	McMonagle	Seventy
Belardi	Foster, Jr., A.	McVerry	Showers
Belfanti	Frazier	Mackowski	Shupnik
Beloff	Freind	Madigan	Sieminski
Berson	Fryer	Maiale	Sirianni
Bittle	Gallagher	Manderino	Smith, B.
Blaum	Gallen	Manmiller	Smith, E. H.
Borski	Gamble	Marmion	Smith, L. E.
Bowser	Gannon	Merry	Snyder
Boyes	Geist	Michlovic	Spencer
Brandt	Gladeck	Micozzie	Spitz
Brown	Grabowski	Miller	Stairs
Burd	Greenfield	Miscevich	Steighner
Burns	Greenwood	Moehlmann	Stevens
Caltagirone	Grieco	Morris	Stewart
Cappabianca	Gruitza	Mowery	Stuban
Cawley	Gruppo	Mrkonic	Swaim
Cessar	Hagarty	Mullen	Sweet
Cimini	Haluska	Murphy	Swift
Civera	Harper	Nahill	Taddonio
Clark	Hasay	O'Donnell	Taylor, E. Z.
Clymer	Hayes	Olasz	Taylor, F. E.
Cochran	Hoeffel	Oliver	Telek
Cohen	Honaman	Pendleton	Trello
Colafella	Horgos	Perzel	Van Horne
Cole	Hutchinson, A.	Peterson	Vroon
Cordisco	Irvic	Petrarca	Wachob
Cornell	Itkin	Petrone	Wambach
Coslett	Jackson	Phillips	Wargo
Cowell	Johnson	Piccola	Wass
Cunningham	Kennedy	Pievsky	Wenger
DeMedio	Klingaman	Pistella	Weston
DeVerter	Kolter	Pitts	White
DeWeese	Kowalyshyn	Pott	Wiggins
Daikeler	Kukovich	Pratt	Williams, H.
Davies	Lashinger	Pucciarelli	Wilson
Dawida	Laughlin	Punt	Wogan
Dietz	Lehr	Rappaport	Wozniak
Dininni	Lescovitz	Rasco	Wright, D. R.
Dombrowski	Letterman	Reber	Wright, J. L.
Donatucci	Levi	Rieger	Zwilk
Dorr	Levin	Ritter	
Duffy	Livengood	Rocks	Ryan,
Durham	Lloyd	Rybak	Speaker
Evans	Lucyk		

NAYS—1

Tigue

NOT VOTING—6

Alden	Gray	Noye	Williams, J. D.
Emerson	Kanuck		

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

\* \* \*

The House proceeded to third consideration of **SB 895, PN 979**, entitled:

An Act making an appropriation to the Department of Labor and Industry from the Workmen's Compensation Administration Fund to provide for the expenses of administering the Pennsylvania Workmen's Compensation Act and the Pennsylvania Occupational Disease Act for the fiscal period July 1, 1981 to June 30, 1982 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1981.

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—192

Anderson	Fischer	McClatchy	Saurman
Armstrong	Fleck	McIntyre	Serafini
Arty	Foster, W. W.	McMonagle	Seventy
Barber	Foster, Jr., A.	McVerry	Showers
Belardi	Frazier	Mackowski	Shupnik
Belfanti	Freind	Madigan	Sieminski
Beloff	Fryer	Maiale	Sirianni
Berson	Gallagher	Manderino	Smith, B.
Bittle	Gallen	Manmiller	Smith, E. H.
Blaum	Gamble	Marmion	Smith, L. E.
Borski	Gannon	Merry	Snyder
Bowser	Geist	Michlovic	Spencer
Boyes	Gladeck	Micozzie	Spitz
Brandt	Grabowski	Miller	Stairs
Brown	Greenfield	Miscevich	Steighner
Burd	Greenwood	Moehlmann	Stevens
Burns	Grieco	Morris	Stewart
Caltagirone	Gruitza	Mowery	Stuban
Cappabianca	Gruppo	Mrkonic	Swaim
Cawley	Hagarty	Mullen	Sweet
Cessar	Haluska	Murphy	Swift
Cimini	Harper	Nahill	Taddonio
Civera	Hasay	Noye	Taylor, E. Z.
Clark	Hayes	O'Donnell	Taylor, F. E.
Clymer	Hoeffel	Olasz	Telek
Cochran	Honaman	Oliver	Tigue
Cohen	Horgos	Pendleton	Trello
Colafella	Hutchinson, A.	Perzel	Van Horne
Cole	Irvic	Peterson	Vroon
Cordisco	Itkin	Petrarca	Wachob
Cornell	Jackson	Petrone	Wambach
Coslett	Johnson	Phillips	Wargo
Cowell	Kanuck	Piccola	Wass
Cunningham	Kennedy	Pievsky	Wenger
DeMedio	Klingaman	Pistella	Weston
DeVerter	Kolter	Pitts	White
DeWeese	Kowalyshyn	Pott	Wiggins

Daikeler	Kukovich	Pratt	Williams, H.
Davies	Lashinger	Pucciarelli	Williams, J. D.
Dawida	Laughlin	Punt	Wilson
Dietz	Lehr	Rappaport	Wogan
Dininni	Lescovitz	Rasco	Wozniak
Dombrowski	Letterman	Reber	Wright, D. R.
Donatucci	Levi	Rieger	Wright, J. L.
Dorr	Levin	Ritter	Zwilk
Duffy	Livengood	Rocks	
Durham	Lloyd	Rybak	Ryan,
Evans	Lucyk	Salvatore	Speaker
Fee	McCall		

NAYS—0

NOT VOTING—3

Alden	Emerson	Gray
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EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

\* \* \*

The House proceeded to third consideration of **SB 896, PN 980**, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs.

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—191

Anderson	Fischer	McCall	Saurman
Armstrong	Fleck	McClatchy	Serafini
Arty	Foster, W. W.	McIntyre	Seventy
Barber	Foster, Jr., A.	McVerry	Showers
Belardi	Frazier	Mackowski	Shupnik
Belfanti	Freind	Madigan	Sieminski
Beloff	Fryer	Maiale	Sirianni
Berson	Gallagher	Manderino	Smith, B.
Bittle	Gallen	Manmiller	Smith, E. H.
Blaum	Gamble	Marmion	Smith, L. E.
Borski	Gannon	Merry	Snyder
Bowser	Geist	Michlovic	Spencer
Boyes	Gladeck	Micozzie	Spitz
Brandt	Grabowski	Miller	Stairs
Brown	Greenfield	Miscevich	Steighner
Burd	Greenwood	Moehlmann	Stevens
Burns	Grieco	Morris	Stewart
Caltagirone	Gruitza	Mowery	Stuban
Cappabianca	Gruppo	Mrkonic	Swaim
Cawley	Hagarty	Mullen	Sweet
Cessar	Haluska	Murphy	Swift
Cimini	Harper	Nahill	Taddonio
Civera	Hasay	Noye	Taylor, E. Z.
Clark	Hayes	O'Donnell	Taylor, F. E.
Clymer	Hoeffel	Olasz	Telek

Cochran	Honaman	Oliver	Tigue
Cohen	Horgos	Pendleton	Trello
Colafrella	Hutchinson, A.	Perzel	Van Horne
Cole	Irvis	Peterson	Vroon
Cordisco	Itkin	Petrarca	Wachob
Cornell	Jackson	Petrone	Wambach
Coslett	Johnson	Phillips	Wargo
Cowell	Kanuck	Piccola	Wass
Cunningham	Kennedy	Pievsky	Wenger
DeMedio	Klingaman	Pistella	Weston
DeVerter	Kolter	Pitts	White
DeWeese	Kowalyszyn	Pott	Wiggins
Daikeler	Kukovich	Pratt	Williams, H.
Davies	Lashinger	Pucciarelli	Williams, J. D.
Dawida	Laughlin	Punt	Wilson
Dietz	Lehr	Rappaport	Wogan
Dininni	Lescovitz	Rasco	Wozniak
Dombrowski	Letterman	Reber	Wright, D. R.
Donatucci	Levi	Rieger	Wright, J. L.
Dorr	Levin	Ritter	Zwilk
Duffy	Livengood	Rocks	
Durham	Lloyd	Rybak	Ryan,
Evans	Lucyk	Salvatore	Speaker
Fee			

NAYS—0

NOT VOTING—4

Alden	Emerson	Gray	McMonagle
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EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

\* \* \*

The House proceeded to third consideration of **SB 897, PN 981**, entitled:

An Act making appropriations to the Department of General Services out of various funds for payment of rental charges to The General State Authority.

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—189

Anderson	Fee	McCall	Serafini
Armstrong	Fischer	McClatchy	Seventy
Arty	Fleck	McIntyre	Showers
Barber	Foster, W. W.	McVerry	Shupnik
Belardi	Foster, Jr., A.	Mackowski	Sieminski
Belfanti	Frazier	Madigan	Sirianni
Beloff	Freind	Maiale	Smith, B.
Berson	Fryer	Manderino	Smith, E. H.
Bittle	Gallagher	Manmiller	Smith, L. E.
Blaum	Gallen	Merry	Snyder
Borski	Gannon	Michlovic	Spencer
Bowser	Geist	Micozzie	Spitz
Boyes	Gladeck	Miller	Stairs

Brandt	Grabowski	Miscevich	Steighner
Brown	Greenfield	Moehlmann	Stevens
Burd	Greenwood	Morris	Stewart
Burns	Grieco	Mowery	Stuban
Caltagirone	Gruitza	Mrkonic	Swaim
Cappabianca	Gruppo	Mullen	Sweet
Cawley	Hagarty	Murphy	Swift
Cessar	Haluska	Nahill	Taddonio
Cimini	Harper	Noye	Taylor, E. Z.
Civera	Hasay	O'Donnell	Taylor, F. E.
Clark	Hayes	Olasz	Telek
Clymer	Hoeffel	Oliver	Tigue
Cochran	Honaman	Pendleton	Trello
Cohen	Horgos	Perzel	Van Horne
Colafella	Hutchinson, A.	Peterson	Vroon
Cole	Irvis	Petrarca	Wachob
Cordisco	Itkin	Petrone	Wambach
Cornell	Jackson	Phillips	Wargo
Coslett	Johnson	Piccola	Wass
Cowell	Kanuck	Pievsky	Wenger
Cunningham	Kennedy	Pistella	Weston
DeMedio	Klingaman	Pitts	White
DeVerter	Kolter	Pott	Wiggins
DeWeese	Kowalyshyn	Pratt	Williams, H.
Daikeler	Kukovich	Pucciarelli	Williams, J. D.
Davies	Lashinger	Punt	Wilson
Dawida	Laughlin	Rappaport	Wogan
Dietz	Lehr	Rasco	Wozniak
Dininni	Lescovitz	Reber	Wright, D. R.
Dombrowski	Letterman	Rieger	Wright, J. L.
Donatucci	Levi	Ritter	Zwinkl
Dorr	Levin	Rocks	
Duffy	Livengood	Rybak	Ryan,
Durham	Lloyd	Salvatore	Speaker
Evans	Lucyk	Saurman	

NAYS—1

Gamble

NOT VOTING—5

Alden	Gray	McMonagle	Marmion
Emerson			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

\* \* \*

The House proceeded to third consideration of **SB 898, PN 982**, entitled:

An Act making appropriations to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—190

Anderson	Fee	McCall	Saurman
Armstrong	Fischer	McClatchy	Serafini
Arty	Fleck	McIntyre	Seventy
Barber	Foster, W. W.	McVerry	Showers
Belardi	Foster, Jr., A.	Mackowski	Shupnik
Belfanti	Frazier	Madigan	Sieminski
Beloff	Freind	Maiale	Sirianni
Berson	Fryer	Manderino	Smith, B.
Bittle	Gallagher	Manmiller	Smith, E. H.
Blaum	Gallen	Marmion	Smith, L. E.
Borski	Gamble	Merry	Snyder
Bowser	Gannon	Michlovic	Spencer
Boyes	Geist	Micozzie	Spitz
Brandt	Gladeck	Miller	Stairs
Brown	Grabowski	Miscevich	Steighner
Burd	Greenfield	Moehlmann	Stevens
Burns	Greenwood	Morris	Stewart
Caltagirone	Grieco	Mowery	Stuban
Cappabianca	Gruitza	Mrkonic	Swaim
Cawley	Gruppo	Mullen	Sweet
Cessar	Hagarty	Murphy	Swift
Cimini	Haluska	Nahill	Taddonio
Civera	Harper	Noye	Taylor, E. Z.
Clark	Hasay	O'Donnell	Taylor, F. E.
Clymer	Hayes	Olasz	Telek
Cochran	Honaman	Oliver	Tigue
Cohen	Horgos	Pendleton	Trello
Colafella	Hutchinson, A.	Perzel	Van Horne
Cole	Irvis	Peterson	Vroon
Cordisco	Itkin	Petrarca	Wachob
Cornell	Jackson	Petrone	Wambach
Coslett	Johnson	Phillips	Wargo
Cowell	Kanuck	Piccola	Wass
Cunningham	Kennedy	Pievsky	Wenger
DeMedio	Klingaman	Pistella	Weston
DeVerter	Kolter	Pitts	White
DeWeese	Kowalyshyn	Pott	Wiggins
Daikeler	Kukovich	Pratt	Williams, H.
Davies	Lashinger	Pucciarelli	Williams, J. D.
Dawida	Laughlin	Punt	Wilson
Dietz	Lehr	Rappaport	Wogan
Dininni	Lescovitz	Rasco	Wozniak
Dombrowski	Letterman	Reber	Wright, D. R.
Donatucci	Levi	Rieger	Wright, J. L.
Dorr	Levin	Ritter	Zwinkl
Duffy	Livengood	Rocks	
Durham	Lloyd	Rybak	Ryan,
Evans	Lucyk	Salvatore	Speaker

NAYS—0

NOT VOTING—5

Alden	Gray	Hoeffel	McMonagle
Emerson			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

REMARKS ON VOTES

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

Mr. MARMION. Thank you, Mr. Speaker.

On SB 897 I wish to be counted in the affirmative. I was not counted on that ballot.

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

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

Mr. GAMBLE. Mr. Speaker, I, too, wish to be recorded in the affirmative on SB 897. I inadvertently pushed the red button.

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

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

Mr. FRAZIER. Mr. Speaker, on SB 898 I wish to be recorded in the affirmative.

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

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

Mr. PETRONE. Thank you, Mr. Speaker.

On SB 896 I would like to be recorded in the affirmative.

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

**CONSIDERATION OF HB 945 RESUMED**

**BILL REMOVED FROM TABLE**

The SPEAKER. Without objection, HB 945, PN 1032, will be removed from the table. The Chair hears none.

On the question recurring,

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

Mr. RITTER offered the following amendment No. A2886:

Amend Sec. 1 (Sec. 3), page 2, line 13, by striking out "one year" and inserting six months

On the question,

Will the House agree to the amendment?

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

Mr. RITTER. Mr. Speaker, just briefly, this is an agreed-to amendment. The present law says that a firefighter can be on probation for only 3 months; the bill sought to make that 1 year; and I have talked to Mr. Miller and we have agreed on a 6-month probationary period. I think the firefighters recognize that 3 months is not quite enough time and 6 months appears to be sufficient, and Mr. Miller, I believe, supports the amendment.

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

Mr. MILLER. Thank you, Mr. Speaker.

Just to concur with the remarks of the gentleman from Lehigh County, the amendment is agreed to at 6 months. Thank you, Mr. Speaker.

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

Mr. DAVIES. As a clarification, would Mr. Miller answer just one question then?

The SPEAKER. The gentleman, Mr. Miller, agrees to be interrogated. The gentleman, Mr. Davies, may proceed.

Mr. DAVIES. Mr. Speaker, what does this then do to the position of the amendment adopted earlier, Mr. Dombrowski's amendment? Does that stay in force as is and this in no way affects that amendment. Is that correct?

Mr. MILLER. Mr. Speaker, the gentleman is correct. The Ritter amendment does not change the language of the Dombrowski amendment.

For clarification and the members' purposes, the civil service probationary period would be 6 months. The protections in section 10 of the civil service law that Mr. Dombrowski added would still be in force and the Ritter amendment makes no net change in the Dombrowski amendment.

Mr. DAVIES. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

**YEAS—191**

Anderson	Fischer	McCall	Salvatore
Armstrong	Fleck	McClatchy	Saurman
Arty	Foster, W. W.	McIntyre	Serafini
Barber	Foster, Jr., A.	McMonagle	Seventy
Belardi	Frazier	McVerry	Showers
Belfanti	Freind	Mackowski	Shupnik
Beloff	Fryer	Madigan	Sieminski
Berson	Gallagher	Maiale	Sirianni
Bittle	Gallen	Manderino	Smith, B.
Blaum	Gamble	Manmiller	Smith, E. H.
Borski	Gannon	Marmion	Smith, L. E.
Bowser	Geist	Merry	Snyder
Boyes	Gladeck	Michlovic	Spencer
Brandt	Grabowski	Micozzie	Spitz
Brown	Greenfield	Miller	Stairs
Burd	Greenwood	Miscevich	Steighner
Burns	Grieco	Mochlmann	Stevens
Caltagirone	Gruitza	Morris	Stewart
Cappabianca	Gruppo	Mowery	Stuban
Cawley	Hagarty	Mrkonic	Swaim
Cessar	Haluska	Mullen	Sweet
Cimini	Harper	Murphy	Swift
Civera	Hasay	Nahill	Taddonio
Clark	Hayes	Noye	Taylor, E. Z.
Clymer	Hoeffel	O'Donnell	Taylor, F. E.
Cochran	Honaman	Olasz	Telek
Cohen	Horgos	Oliver	Tigue
Colafella	Hutchinson, A.	Pendleton	Trello
Cole	Irvic	Perzel	Van Horne
Cordisco	Itkin	Peterson	Wachob
Cornell	Jackson	Petrarca	Wambach
Coslett	Johnson	Petrone	Wargo
Cowell	Kanuck	Phillips	Wass
Cunningham	Kennedy	Piccola	Wenger
DeMedio	Klingaman	Pievsky	Weston
DeVerter	Kolter	Pistella	White
DeWeese	Kowalshyn	Pitts	Wiggins
Daikeler	Kukovich	Pott	Williams, H.
Davies	Lashingier	Pratt	Williams, J. D.
Dawida	Laughlin	Pucciarelli	Wilson
Dietz	Lehr	Punt	Wogan
Dininni	Lescovitz	Rappaport	Wozniak
Dombrowski	Letterman	Rasco	Wright, D. R.
Donatucci	Levi	Reber	Wright, J. L.



Dorr	Levin	Rieger	Zwilk
Duffy	Livengood	Ritter	
Durham	Lloyd	Rocks	Ryan,
Evans	Lucy	Rybak	Speaker
Fee			

NAYS—1

Vroon

NOT VOTING—3

Alden	Emerson	Gray
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EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

On the question recurring,

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

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 provisions of the Constitution, the yeas and nays will now be taken.

YEAS—190

Anderson	Fee	Lucy	Saurman
Armstrong	Fischer	McCall	Serafini
Arty	Fleck	McClatchy	Seventy
Barber	Foster, W. W.	McMonagle	Showers
Belardi	Foster, Jr., A.	McVerry	Shupnik
Belfanti	Frazier	Mackowski	Sieminski
Beloff	Freind	Madigan	Sirianni
Berson	Fryer	Maiale	Smith, B.
Bittle	Gallagher	Manderino	Smith, E. H.
Blaum	Gallen	Manmiller	Smith, L. E.
Borski	Gamble	Marmion	Snyder
Bowser	Gannon	Merry	Spencer
Boyes	Geist	Michlovic	Spitz
Brandt	Gladeck	Micozzie	Stairs
Brown	Grabowski	Miller	Steighner
Burd	Greenfield	Miscevich	Stevens
Burns	Greenwood	Moehlmann	Stewart
Caltagirone	Grieco	Morris	Stuban
Cappabianca	Gruitza	Mowery	Swaim
Cawley	Gruppo	Mrkonic	Sweet
Cessar	Hagarty	Mullen	Swift
Cimini	Haluska	Murphy	Taddonio
Civera	Harper	Nahill	Taylor, E. Z.
Clark	Hasay	Noye	Taylor, F. E.
Clymer	Hayes	O'Donnell	Telek
Cochran	Hoefel	Olasz	Tigue
Cohen	Honaman	Oliver	Trello
Colafella	Horgos	Pendleton	Van Horne
Cole	Hutchinson, A.	Perzel	Vroon
Cordisco	Irvis	Peterson	Wachob
Cornell	Itkin	Petrarca	Wambach
Coslett	Jackson	Petrone	Wargo
Cowell	Johnson	Piccola	Wass
Cunningham	Kanuck	Pievsky	Wenger
DeMedio	Kennedy	Pistella	Weston
DeVertter	Klingaman	Pitts	White
DeWeese	Kolter	Pott	Wiggins
Daikeler	Kowalshyn	Pratt	Williams, H.
Davies	Kukovich	Pucciarelli	Williams, J. D.
Dawida	Lashingner	Punt	Wilson
Dietz	Laughlin	Rappaport	Wogan
Dininni	Lehr	Rasco	Wozniak
Dombrowski	Lescovitz	Reber	Wright, D. R.

Donatucci	Letterman	Rieger	Wright, J. L.
Dorr	Levi	Ritter	Zwilk
Duffy	Levin	Rocks	
Durham	Livengood	Rybak	Ryan,
Evans	Lloyd	Salvatore	Speaker

NAYS—0

NOT VOTING—5

Alden	Gray	McIntyre	Phillips
Emerson			

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

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

REMARKS ON VOTE

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

Mr. VROON. Mr. Speaker, I inadvertently voted in the negative on the Ritter amendment to HB 945. May the record disclose that I intended to vote in the affirmative.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **SB 406, PN 1073**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," further providing for reopening of district budgets; requiring the superintendent of every public school to make available, upon request, lists of graduating seniors to military recruiters and providing a penalty for the misuse of any such lists.

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 provisions of the Constitution, the yeas and nays will now be taken.

(A roll-call vote was taken.)

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

Mr. MISCEVICH. Mr. Speaker, I would like to ask somebody a question about the previous bill that we voted on.

The SPEAKER. Are you referring to SB 406?

Mr. MISCEVICH. Yes, sir.

The SPEAKER. What is the nature of the gentleman's question?

Mr. MISCEVICH. I would like to know how you can give out the names and addresses and telephone numbers if possible of these people without violating their rights. I would like to file a reconsideration motion on this, sir.

VOTE STRICKEN

The SPEAKER. Without objection, the clerk is instructed to strike the vote. The Chair hears none.

On the question recurring,  
Shall the bill pass finally?

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

Mr. MISCEVICH. Mr. Speaker, is somebody going to answer that question?

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Cunningham, for the purpose of answering interrogation. The gentleman may proceed.

Mr. CUNNINGHAM. Mr. Speaker, thank you very much.

First of all, there is a specific exclusion in the Buckley amendment, which is the Federal Privacy Act law under which this thing applies, that makes an exclusion for this kind of information, but more directly in the bill itself the school district has to notify each student of their intent to release the information, and that student must be notified in writing. Any student who wishes to have their name deleted from the list need only indicate that to the school district and their name will in fact be deleted from the list. So no student who does not wish his name and address, et cetera, to be given to a military recruiter for that contact only, need have that happen to him, and we have imposed criminal penalties for any misuse of this information. Any school official or any military recruiter or any person generally who misuses the information is subject to fine and possible imprisonment, whatever the criminal penalty happens to be. So we have put protections in that we think balance the bill and would protect the privacy of students.

Mr. MISCEVICH. Mr. Speaker, I feel that the gentleman has given me an adequate explanation, and I withdraw my objections.

DECISION OF CHAIR REVERSED

The SPEAKER. The Chair, without objection, reverses its decision that this bill was agreed to on third consideration. The Chair hears none.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. BOWSER offered the following amendments No. A2761:

Amend Title, page 1, line 9, by striking out "AND" and inserting a semicolon

Amend Title, page 1, line 10, by removing the period after "LISTS" and inserting

; providing for special aid to certain school districts and making an appropriation.

Amend Sec. 2, page 2, line 24, by striking out "A SECTION" and inserting sections

Amend Sec. 2, page 3, by inserting between lines 19 and 20  
Section 2502.8. Special Aid to Certain School Districts.—  
School districts which experienced at least a fifteen per centum (15%) loss in total local revenue for the support of the public schools for the school year 1979-1980 or subsequent school years due to the court-ordered reassessment of one or more properties within the boundaries of the public school district shall be eligible for special aid from the Commonwealth.

Amend Sec. 3, page 3, line 20, by inserting after "THROUGH"

section 1339.1 of

Amend Bill, page 3, by inserting between lines 24 and 25

Section 4. The sum of \$2,900,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Education for the purpose of providing special aid to school districts pursuant to section 2502.8.

Amend Sec. 4, page 3, line 25, by striking out "4." and inserting

5.

On the question,

Will the House agree to the amendments?

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

Mr. BOWSER. What this amendment will do is, there are five school districts in Pennsylvania that have had drastic reassessments done to the revenue in their districts. I have one in my area that experienced almost a \$900,000 loss.

We put this amendment in a bill last year that never got through the Senate. We did get through the House.

What this amendment will do is give special aid to certain school districts which have experienced at least a 15-percent loss in total local revenue for the support of public schools for the year 1979-80 or subsequent years thereafter due to the court-ordered reassessment of one or more properties within the boundaries of the public school district. These school districts shall be eligible for special aid from the Commonwealth. What this would amount to is 50 percent of the loss the first year, 25 percent of the loss the second year. In most cases the loss would be picked up by the new formula in the second year.

Like I said, there are five other districts in the state. I think we are going to have much more of this around the state. I think it would be a good precedent to set throughout these districts in trouble right now. Thank you.

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

Mr. COWELL. Thank you, Mr. Speaker.

Will the gentleman, Mr. Bowser, consent to interrogation, please?

The SPEAKER. The gentleman indicates that he will stand for interrogation. The gentleman, Mr. Cowell, may interrogate him.

Mr. COWELL. Thank you.

Mr. Speaker, a portion of the amendment includes a section that would appropriate in excess of \$2 million, almost \$3 million, for the purpose of funding this amendment. Has the gentleman received an indication from the Appropriations Committee of the House that there is that sum of dollars available to fund the amendment that the gentleman proposes?

Mr. BOWSER. No, Mr. Speaker, this has not been put in as a line item to fund this. Those of us who are in trouble feel that there will be money appropriated if we can get this amendment passed.

Mr. COWELL. It is my understanding then from your answer, Mr. Speaker, that you do not have an indication from the Appropriations Committee that there are sufficient revenues available at this time to fund your amendment.

Mr. BOWSER. You are correct, Mr. Speaker.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a comment then, if I may.

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

Mr. COWELL. Mr. Speaker, first, may I interrogate the chairman of the Appropriations Committee, Mr. McClatchy?

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

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, in your role as chairman of the Appropriations Committee, is it your opinion that there are currently sufficient revenues available for the Commonwealth to fund the Bowser amendment?

Mr. McCLATCHY. No.

Mr. COWELL. Mr. Speaker, is it, in your opinion, likely then that the Governor, if this bill in an amended form would reach his desk, would be required to veto this bill?

Mr. McCLATCHY. I cannot speak for the Governor. I would probably think yes.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make some remarks then.

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

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, normally I would like to rise and speak in favor of the amendment offered by Mr. Bowser, because I believe that there are a number of districts, at least one in Allegheny County, in the circumstances that he describes and in need of special consideration. However, at this point I must ask that we defeat the Bowser amendment as it is proposed to SB 406, and I do so, frankly, for a selfish but realistic reason.

SB 406 in its present form addresses a particular problem that must be addressed for several school districts in Allegheny County no later than tomorrow evening, by the end of the current fiscal year. We are in a situation where a Federal judge has ordered five school districts in Allegheny County to consolidate. At midnight tomorrow evening those five districts lose their individuality and they become one new district. The judge's order did address this question of lingering or ongoing operating deficits. He indicated that the operating deficit would in fact continue to be the responsibility of the taxable property in the former districts. However, the judge's order did not address the issue of ongoing surplus. At least one district has a substantial surplus. That one district, and perhaps others, needs authorization from this General Assembly and the Governor no later than tomorrow

to reopen their budget to return those surplus dollars to the taxpayers of that area.

I want to emphasize the urgency of this legislation and emphasize the responses that I just received from Representative Bowser and Representative McClatchy. If this amendment is adopted, it is very likely that there will not be sufficient funds available to finance the bill in the amended form, and there would be a requirement then that the Governor veto this legislation.

Being realistic, I therefore ask that we defeat the Bowser amendment at this time and address this very important issue that Representative Bowser does raise at a more appropriate time, when there is greater likelihood that in fact the legislation with the Bowser amendment could be signed by the Governor so those districts could really receive the extra money that he is trying to send them. To adopt the Bowser amendment at this point not only means a veto of the Bowser amendment, but it would mean the denial of authority for a school district to return taxpayer dollars to the taxpayers who have contributed to a surplus in that district. I would ask that the urgency of that particular issue take precedence this afternoon and that we defeat the Bowser amendment so that SB 406 can be adopted without injecting a new issue into it. Thank you very much.

The SPEAKER. The Chair recognizes the gentleman from Carbon, Mr. McCall.

Mr. McCALL. Mr. Speaker, will the gentleman stand for interrogation?

The SPEAKER. The gentleman indicates he will. The gentleman may proceed.

Mr. McCALL. Mr. Speaker, if a district experiences a closing of a plant or plants and has a loss of their total revenue, would your amendment come into effect?

Mr. BOWSER. No. This is just for reassessment at this point.

Mr. McCALL. Okay. Thank you, Mr. Speaker.

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

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the Bowser amendment. I have in my district one of those four school districts throughout the state that is in trouble because of a reassessment of industrial property. Through no fault of the municipality, they find themselves with a serious deficiency in their assessments.

I would just like to point out in response to Representative Cowell's comments that the Governor, if there were not sufficient funds to provide for this entire amendment, could reduce that amount in this amendment, and thereby it would not jeopardize SB 406. So I ask for your support, and I do not think that the criticism levied against the bill is necessarily a fatal one. I think that we can still vote for the amendment and still comply with the wishes of the former Representative's comments, so I ask for your support on the amendment. Thank you.

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

Mr. MISCEVICH. Mr. Speaker, I, too, rise to support this amendment. We have had some problems in the district I come from and several surrounding districts because of being in an industrial area. We had a court order from a local county judge that mandated that the properties for all industries be reassessed in our districts throughout Allegheny County, so this is a precedent-setting case. The school boards already had their budgets made, and they already had their moneys allotted, and the judge ordered a reduction in the rates that the industries pay, therefore causing a great hardship on these school districts. They have no moneys coming in, and they want to raise their property tax to try to alleviate the situation. I would sure appreciate an affirmative vote on this. Thank you very much.

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

Mr. BOWSER. Thank you, Mr. Speaker.

All I ask is that the members assess this very carefully. It is a problem with a few of us today, but I believe the reassessment is a real thing and is going to be with us for quite a while. It might affect an awful lot of us in the next year or two. Thank you very much.

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

Mr. COCHRAN. Thank you, Mr. Speaker.

Mr. Speaker, I also rise to support the Bowser amendment. In my home school district of Connellsville, the major industry has received a reassessment, and without this we are going to find funding very, very difficult to make it through this year. Thank you very much, Mr. Speaker.

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

Mr. LAUGHLIN. Mr. Speaker, I rise to support the Bowser amendment. Many of the school districts that are affected by this particular situation are affected at no fault of their own. The circumstance arises because of industries within the given areas requesting tax help because they feel they have been taxed unfairly over the years. The courts in their discretion have decided that the industries are correct. As a result, many of these school districts have lost millions of dollars of funding base.

I believe Mr. Bowser's amendment is certainly appropriate, and I do support it. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—131

Armstrong	Fischer	McCall	Ritter
Arty	Fleck	McIntyre	Rocks
Belardi	Foster, W. W.	McVerry	Salvatore
Belfanti	Foster, Jr., A.	Mackowski	Saurman
Borski	Frazier	Madigan	Shupnik
Bowser	Gamble	Maiale	Sirianni
Boyes	Gannon	Manderino	Smith, E. H.
Brandt	Geist	Manmiller	Snyder
Brown	Gladeck	Merry	Spitz
Burd	Grabowski	Michlovic	Stairs
Caltagirone	Greenfield	Micozzie	Steighner
Cappabianca	Grieco	Miller	Stewart
Cawley	Gruitza	Miscevich	Stuban

Cessar	Gruppo	Mowery	Swaim
Cimini	Harper	Mrkonic	Swift
Civera	Hasay	Mullen	Taddonio
Clark	Hayes	Murphy	Taylor, E. Z.
Cochran	Honaman	Noye	Taylor, F. E.
Colafella	Horgos	Oliver	Telek
Coslett	Irvic	Perzel	Tigue
DeMedio	Itkin	Peterson	Trello
DeWeese	Jackson	Petrarca	Wachob
Daikeler	Johnson	Phillips	Wargo
Davies	Kanuck	Piccola	Wass
Dawida	Klingaman	Pistella	Wenger
Dietz	Kolter	Pitt	Weston
Dininni	Kukovich	Pott	White
Dombrowski	Lashinger	Pratt	Wilson
Donatucci	Laughlin	Pucciarelli	Wogan
Duffy	Lescovitz	Punt	Wright, D. R.
Durham	Letterman	Rasco	Wright, J. L.
Emerson	Levi	Reber	Zwikl
Fee	Lucyk	Rieger	

NAYS—60

Anderson	Evans	Marmion	Smith, B.
Barber	Freind	Moehlmann	Smith, L. E.
Beloff	Fryer	Morris	Spencer
Berson	Gallagher	Nahill	Stevens
Bittle	Gallen	O'Donnell	Sweet
Blaum	Greenwood	Olasz	Van Horne
Burns	Hagarty	Pendleton	Vroon
Clymer	Haluska	Petrone	Wambach
Cohen	Hoeffel	Pievsky	Wiggins
Cole	Kennedy	Rappaport	Williams, H.
Cordisco	Kowalyszyn	Rybak	Williams, J. D.
Cornell	Lehr	Serafini	Wozniak
Cowell	Levin	Seventy	
Cunningham	Livengood	Showers	Ryan,
DeVerter	Lloyd	Sieminski	Speaker
Dorr	McClatchy		

NOT VOTING—4

Alden	Gray	Hutchinson, A.	McMonagle
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EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

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

Mrs. HARPER. Mr. Speaker, I have an amendment to this bill. I was holding it because I thought we would not have any amendments to this bill. But since we are having amendments to it, I have my dress code amendment prepared and ready.

The SPEAKER. The Chair will recognize the lady at the conclusion of the DeWeese amendment.

Mrs. HARPER. Thank you.

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

Mr. DeWEESE offered the following amendment No. A2868:

Amend Sec. 2 (Sec. 1339.1), page 2, line 29, by inserting after "SYSTEM,"

The list shall include the home addresses of such students and, where possible, their home telephone numbers.

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

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

Mr. DeWEESE. Mr. Speaker, last week when the Education Committee met and discussed the second half of this measure, we passed a bill that included language as I have in the amendment. However, when the amendment was printed, accidentally that one line was left out. It did appear on the calendar, and Mr. Cunningham and the Republican legislators whom I have conversed with have agreed that this is a part of the bill that was passed out of the Education Committee. It is only one sentence, and it reads, "The list shall include the home addresses of such students and, where possible, their home telephone numbers." The reason we say "where possible," some schools that are not highly computerized do not have those phone numbers. We are only passing something that was originally passed unanimously out of the Education Committee.

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

Mr. RITTER. Mr. Speaker, would the gentleman consent to interrogation?

The SPEAKER. The gentleman indicates he will. The gentleman, Mr. Ritter, may proceed.

Mr. RITTER. Mr. Speaker, I am very much concerned that this is a violation of privacy, and my question to the gentleman is, what about those instances where the parents have an unlisted telephone number but because of an emergency situation or whatever have left that number with the school? Now, the school may very well have that telephone number and they will release that to recruiters, and yet that number is not available to anyone else because it is "an unlisted number." Mr. Speaker, how do you expect to deal with that situation with your amendment?

Mr. DeWEESE. I would respond to the gentleman from Lehigh County by indicating we pay our superintendents and our principals handsomely, and that is why we have "where possible." They would use their discretion and not give out a telephone number where it is unlisted and where it is only to be used in emergency circumstances. The U.S. Marines and the other Armed Forces that have asked for this measure do not want to violate the privacy of anyone, and I think that we have provisions in the bill that will disallow any violations. That man or woman or young high school student will not have his name and telephone number released because he will not even have his name and telephone number a part of the whole compendium. It will not be a part of that, because he will have the option to keep it off the list.

Mr. RITTER. Mr. Speaker, if we want to deal with the whole bill, I will be happy to do that. I am trying to stick to the amendment, because it says "where possible" and the gentleman's explanation was that in those cases where the school superintendent does not have a computerized list of telephone numbers, in that instance they would not be given out. But this bill carries with it further a provision that they shall do these things, and if we say this telephone number

shall be given out where possible, it seems to me if that number is available to the superintendent, that he has that number and under this bill has an obligation to release it, I am saying that that definitely, it appears to me, is a violation of privacy. I think the amendment should be defeated. Frankly, then I think we ought to defeat the bill because that provision is in in the first instance. But I would ask for opposition to the amendment, Mr. Speaker.

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

Mr. MISCEVICH. Mr. Speaker, I, too, rise to oppose this amendment. I think that we do not have any priorities. We should not be allowed to give out people's names and addresses that violate their rights. I will give you a real good example. I have just gone through a series of question-and-answer programs whereby I tried to get the names of the Vietnam veterans for an honor roll. We were going to install them in several communities that wanted to put these honor rolls up, but we cannot even get that information for such a worthy cause as an honor roll.

And I do not think that we should be the recruiters. If the U.S. Army wants to recruit, let them do it on their own. I think this is a private matter and these people's phone numbers and addresses should not be given out. Thank you very much.

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. Tigie.

Mr. TIGUE. Mr. Speaker, will the sponsor of this amendment stand for interrogation, please?

The SPEAKER. The gentleman indicates he will. The gentleman, Mr. Tigie, may proceed.

Mr. TIGUE. Mr. Speaker, since now 18-year-olds have to register for a draft in the future, is this necessary?

Mr. DeWEESE. Is this amendment necessary?

Mr. TIGUE. Yes.

Mr. DeWEESE. I am under the firm impression that it is necessary, and I have been convinced of that fact by innumerable Marine, Air, Navy, and Army recruiters during the last 4 months. I am further fortified in that position by people I have had contact with in Wisconsin, Florida, and Massachusetts who have passed a measure similar to the one that we are attempting to adopt this afternoon.

Mr. TIGUE. Mr. Speaker, can you answer one other question?

Do the Armed Forces recruiters have access to the draft registration list?

Mr. DeWEESE. I would have to assume they do. I do not know specifically the answer to your question.

Mr. TIGUE. Okay. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—153

Anderson	Dorr	Lehr	Saurman
Armstrong	Duffy	Lescovitz	Serafini
Arty	Durham	Levi	Seventy
Barber	Emerson	Levin	Shupnik
Belardi	Fee	Livengood	Sieminski

Belfanti	Fischer	Lloyd	Sirianni
Beloff	Fleck	McClatchy	Smith, B.
Bittle	Foster, W. W.	McVerry	Smith, E. H.
Blaum	Foster, Jr., A.	Madigan	Smith, L. E.
Borski	Frazier	Maiale	Snyder
Bowser	Freind	Manmiller	Spencer
Boyes	Fryer	Marmion	Spitz
Brandt	Gallagher	Merry	Stairs
Burd	Gallen	Micozzie	Steighner
Burns	Gamble	Miller	Stevens
Caltagirone	Gannon	Moehlmann	Sweet
Cappabianca	Geist	Morris	Swift
Cawley	Gladeck	Mowery	Taylor, E. Z.
Cessar	Grabowski	Mrkonic	Taylor, F. E.
Cimini	Greenfield	Nahill	Telek
Civera	Greenwood	Noye	Van Horne
Clymer	Grieco	O'Donnell	Vroon
Cochran	Gruppo	Oliver	Wachob
Cohen	Hagarty	Pendleton	Wambach
Colafella	Harper	Perzel	Wargo
Cole	Hasay	Peterson	Wass
Cordisco	Hayes	Petrarca	Wenger
Coslett	Honaman	Petrone	Weston
Cowell	Horgos	Phillips	Williams, H.
Cunningham	Irvic	Piccola	Williams, J. D.
DeMedio	Jackson	Pitts	Wilson
DeVerter	Johnson	Pott	Wogan
DeWeese	Kanuck	Pratt	Wright, D. R.
Daikeler	Kennedy	Pucciarelli	Wright, J. L.
Davies	Klingaman	Rasco	Zwilk
Dawida	Kolter	Reber	
Dininni	Kowalshyn	Rocks	Ryan,
Dombrowski	Lashingier	Rybak	Speaker
Donatucci	Laughlin	Salvatore	

NAYS—38

Berson	Itkin	Murphy	Stewart
Brown	Kukovich	Olasz	Stuban
Clark	Letterman	Pievsky	Swaim
Cornell	Lucyk	Pistella	Taddonio
Dietz	McCall	Punt	Tigue
Evans	McIntyre	Rappaport	Trello
Gruitza	Manderino	Rieger	White
Haluska	Michlovic	Ritter	Wiggins
Hoeffel	Miscevich	Showers	Wozniak
Hutchinson, A.	Mullen		

NOT VOTING—4

Alden	Gray	McMonagle	Mackowski
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EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

On the question recurring,

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

Mrs. HARPER offered the following amendments No. A2871:

Amend Title, page 1, line 9, by striking out "AND" and inserting a comma

Amend Title, page 1, line 10, by removing the period after "LISTS" and inserting and prescribing dress for professional employes.

Amend Sec. 2, page 2, line 24, by striking out "A SECTION" and inserting sections

Amend Sec. 2, page 2, by inserting between lines 24 and 25

Section 1113. Dress.—District supervisors may require professional employes to set an example in dress for students. Male teachers may wear shirt with tie, jacket and slacks. Female teachers may wear dresses, suits and dress pants. Special education teachers may be exempt from the provisions of this section.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Harper.

Mrs. HARPER. Thank you, Mr. Speaker.

My amendment applies to the teachers.

District supervisors may require professional employes to set an example in dress for students. Male teachers may wear shirt with tie, jacket and slacks. Female teachers may wear dresses, suits and dress pants. Special education teachers may be exempt from the provisions of this section.

I have received a number of comments from the editorials of the newspapers, the talk shows, teachers, and parents stating that we need a dress code, and the teachers certainly should lead the way, because the teachers cannot tell the students how to dress when they are not properly dressed themselves. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—124

Armstrong	Fee	Levin	Rieger
Arty	Fischer	Lloyd	Ritter
Barber	Fleck	McCall	Rocks
Belardi	Foster, W. W.	McClatchy	Rybak
Beloff	Foster, Jr., A.	McIntyre	Salvatore
Blaum	Freind	Maiale	Serafini
Borski	Fryer	Manderino	Seventy
Bowser	Gallagher	Marmion	Shupnik
Brandt	Gamble	Michlovic	Sirianni
Burd	Gannon	Micozzie	Snyder
Caltagirone	Gladeck	Miller	Spitz
Cappabianca	Grabowski	Moehlmann	Stairs
Cawley	Greenfield	Mrkonic	Swaim
Cessar	Grieco	Mullen	Sweet
Cimini	Hagarty	Murphy	Swift
Civera	Haluska	Nahill	Taylor, E. Z.
Clymer	Harper	Noye	Taylor, F. E.
Cochran	Hasay	Olasz	Tigue
Cohen	Hayes	Oliver	Van Horne
Colafella	Honaman	Pendleton	Vroon
Cordisco	Horgos	Perzel	Wambach
Cornell	Irvic	Peterson	Wargo
Cunningham	Jackson	Petrarca	Wass
DeMedio	Johnson	Petrone	Wenger
DeWeese	Kanuck	Piccola	Weston
Dawida	Kennedy	Pistella	White
Dombrowski	Klingaman	Pitts	Williams, H.
Donatucci	Kolter	Pratt	Wilson
Duffy	Kowalshyn	Pucciarelli	Wright, D. R.
Durham	Lescovitz	Rappaport	Wright, J. L.
Emerson	Levi	Rasco	Zwilk

NAYS—66

Anderson	Evans	McVerry	Smith, E. H.
Belfanti	Frazier	Madigan	Smith, L. E.
Berson	Gallen	Manmiller	Spencer
Bittle	Geist	Merry	Steighner
Boyes	Greenwood	Miscevich	Stevens
Brown	Gruitza	Morris	Stewart

Burns	Gruppo	Mowery	Stuban
Clark	Hoeffel	O'Donnell	Taddonio
Cole	Hutchinson, A.	Phillips	Telek
Coslett	Itkin	Pievsky	Wachob
Cowell	Kukovich	Pott	Wiggins
DeVerter	Lashingier	Punt	Williams, J. D.
Daikeler	Laughlin	Reber	Wogan
Davies	Lehr	Saurman	Wozniak
Dietz	Letterman	Showers	
Dininni	Livengood	Sieminski	Ryan,
Dorr	Lucyk	Smith, B.	Speaker

## NOT VOTING—5

Alden	McMonagle	Mackowski	Trello
Gray			

## EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

On the question recurring,

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

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 Lehigh, Mr. Ritter.

Mr. RITTER. Mr. Speaker, would the gentleman, Mr. DeWeese, consent to interrogation?

The SPEAKER. The gentleman, Mr. DeWeese, indicates he will consent to interrogation. The gentleman, Mr. Ritter, may proceed.

Mr. RITTER. Mr. Speaker, this bill takes effect immediately. Now, part of the bill says that the superintendent shall compile a list of senior students, et cetera, who will graduate at the end of their respective academic year. "The list shall be compiled by the first day of the academic year in which the senior students will graduate." Does that mean, Mr. Speaker, that that list shall be compiled by the beginning of September of this year?

Mr. DeWEESE. Mr. Speaker, those lists are already printed. We are discussing availability, not the generation of the lists, so I assume that they will be made available to military recruiters forthwith.

Mr. RITTER. All right, Mr. Speaker, then a follow-up question. Subsection (b) says that "Prior to the end of any student's junior year" —prior to— "the student may request the superintendent, in writing, to exclude such student's name from the list required pursuant to subsection (a)." How is that student going to do that since his junior year is already completed and we are going to pass this bill now and say it becomes effective immediately?

Mr. DeWEESE. I do not think we are going to have a problem along those lines, because no district will pass forward any name of any student unless they have that student's acquiescence. They will not be able to have that student's acquiescence unless they contact the student in

writing and have the student contact them in writing saying he does not want his name included on the list.

Mr. RITTER. That is a good point, Mr. Speaker, because part of subsection (b) says that each school district shall notify the students in writing at the end of their junior year, which again is completed, but we are saying at the same time that the student shall prior to the end of that same year notify the superintendent. I am saying to you, Mr. Speaker, that this bill becomes effective immediately, and we are saying that that superintendent shall provide the list on the first day of the academic year. Now it is impossible for the superintendent to notify the student because the junior year is already completed. But beyond that, it is impossible for the student prior to the end of the junior year to notify the superintendent because that is also gone. Now how do we justify that, Mr. Speaker? Where do we give the protection to the student who does not want his name released, under this particular bill with the amendment that was just inserted?

Mr. DeWEESE. I think that we should allow for our debate this afternoon to establish the legislative intent—I repeat, the legislative intent—of this body that we do not want the names of high school students to be given to military recruiters until those students are notified. I do not think that we have a colossal problem in front of us. There seems to be some nebulosity that we are greeting right now for the next several weeks, but we are paying school superintendents and school principals handsomely, and you are not giving them any credit for having common sense. I do not believe that military recruiters are going to take advantage of this, and I do not think they will be able to take advantage of it the way this bill is written.

Mr. RITTER. Mr. Speaker, I would have to disagree with the gentleman, because it says that "Any person who violates any subsection of this section commits a misdemeanor of the third degree and upon conviction,..." et cetera. This does not say the superintendent may do this or the superintendent can use his own discretion. It says the superintendent "shall" do this.

Now, Mr. Speaker, I just think that this whole business is a violation of privacy, but I think in addition to that, the language is unclear. It will put superintendents in a bad spot. It makes no provision, for instance, for those students who transfer from one school district to another over the summer recess; it makes no provision to transfer that right to privacy with that student. I think it is a bad concept, and, Mr. Speaker, I have one final question for the gentleman.

In section 3 it says, "It is the intent of the General Assembly through this legislation to fulfill its moral obligations and assist military recruiters to achieve,..." et cetera. Mr. Speaker, what is our moral obligation to military recruiters?

Mr. DeWEESE. I would like to answer that question by asking a rhetorical question of my own. I would like to ask the ladies and gentlemen seated here, are we asking anybody to go to Parris Island? No. Are we asking anybody to have their head shaved? No. Are we asking anybody to do anything unorthodox or heterodox? No. All we are asking for, sir, is a list of high school students,

As the gentleman from Washington County, Mr. Sweet—

The SPEAKER. I would remind the gentleman that the purpose of interrogation is to solicit information, and if the gentleman is unable to answer the question, he should so state.

Mr. DeWEESE. The question as I heard it, Mr. Speaker, was to describe the moral intent of the General Assembly in passing this measure. That seems to be a rather nebulous interrogatory, and my response happened to be somewhat empty also. But nevertheless, Representative Sweet from Washington County brought up a very good point when we were having a side-bar conversation about this particular bill. He indicated to me that the public taxpayer pays and pays and pays to have our young people educated. He also indicated to me that the Armed Forces of these United States are kept going by taxpayers. So what we are doing is we are just asking for a transfer of names of Americans - good, solid, wholesome, healthy Americans - to be taken from the schoolhouse to the recruiting depot. Yes.

The SPEAKER. Give up?

Mr. RITTER. Let me just say this, Mr. Speaker: I do not consider the handing out of these lists to military recruiters to be a moral obligation of this Commonwealth. I submit to you further that this does not include or cover parochial school students; it does not cover private school students; it only covers those students in public schools. So if it is truly a moral obligation on the part of this Commonwealth, then we probably ought to require parochial schools to do the same thing and private schools to do the same thing, but we do not do that.

Mr. Speaker, I think—and I say this as a person who was in the military myself—I have no problem with the military service. I have a very serious problem with the turning over of names and addresses and phone numbers to anybody, be they military recruiters or insurance salesmen or automobile salesmen or anyone else. And if you do this for the military recruiters, then I wonder what the response is going to be to somebody who says, I am a furniture salesman, or I am an insurance salesman, or I am doing this, that, or the other thing, and I would like to have those names, too. It is a bad precedent to set; it is not fair to the kids; it is not fair to the parents who are going to be called and have to answer the phone, and I think we ought to defeat it. I am sorry that it had to be put in a bill that is of some importance, but we really ought to defeat this bill, because this is not the way for this Commonwealth to go in terms of providing names and addresses and phone numbers to any group of people. I ask for a “no” vote, Mr. Speaker.

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

Mr. PISTELLA. Would the gentleman, Mr. DeWeese, or Mr. Cunningham, the prime sponsors of the amendment, stand for very brief interrogation?

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

Mr. PISTELLA. I am sorry. You called the bill up for final passage. I decline to interrogate the gentleman. Thank you.

The SPEAKER. The bill is on final passage, Mr. Pistella.

Mr. PISTELLA. I was just going to ask, Mr. Speaker, how much did the Federal Government spend for defense this year?

Mr. DeWEESE. Last year the United States Government spent in excess of \$120 million for advertising for defense recruiting.

Mr. PISTELLA. One hundred and twenty million?

Mr. DeWEESE. The figure was \$120 million across the board for advertising our military.

Mr. PISTELLA. How much money did the State of Pennsylvania spend for school subsidies for secondary education?

Mr. DeWEESE. The minority chairman of the Education Committee has responded that it was \$2.3 billion, roughly.

Mr. PISTELLA. Okay. I have finished my interrogation.

We are squeezing every lemon to get the juice out of it to fund secondary education, and we are doing it in rather tenuous fiscal times. I would strongly suggest that since the Federal Government seeks to increase defense spending, I think that \$124 million is not a whole lot of juice out of that big lemon, so I would recommend that the recruiters pursue their Federal legislators and let them squeeze their own lemons instead of you squeezing ours, sir. I urge the defeat of the amendment.

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, in the intense discussion of the provisions Mr. DeWeese and Mr. Cunningham inserted in this bill, I detect some fears, especially on my side of the aisle but also on the other side, that what we are doing is we are leading towards the militarization of society to the extent that this bill has any effect. So I believe that it is much better that if we are worried about society, if we do not want the increased presence of the Armed Forces, we ought to fight very hard not to have a draft. The only reason the recruiters want these names is because we do not have a draft. To the extent that this bill means anything—and I seriously doubt this is going to have any significant impact—to the extent that this bill means anything, this bill is working to increase the feasibility of the draft, which is under serious attack in Washington, and there are strong moves in Washington to reinstate the draft and abolish the volunteer army. The volunteer army was only placed in our system as a result of strong pressures in the 1960's and early 1970's. We ought to do everything we can, I think, to sustain the volunteer army, and this bill will sustain the volunteer army. I urge support for this bill.

### PARLIAMENTARY INQUIRY

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

Mr. DAVIES. Mr. Speaker, first of all, a parliamentary inquiry. What would be the uniform of the day for this body?

The SPEAKER. You are in it, Mr. Davies.

Mr. DAVIES. Is this the proper attire, sir?



The SPEAKER. I am sorry?

Mr. DAVIES. I say, would this then be the proper attire? Would this be the uniform of the day?

The SPEAKER. You look very fine. That would be nice.

Mr. DAVIES. Thank you, sir.

While the House is in such a militant mood, may I interrogate the maker of the Harper amendment relative to the *uniform of the day for the teachers of, I hope, the Philadelphia School District*, because I think I have been turned down for employment there, and I want to make sure that I am all right for the rest of the Commonwealth.

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Harper, who consents to interrogation from the well-dressed gentleman from Berks, Mr. Davies.

Mr. DAVIES. Thank you, Mr. Speaker. That is better than I made out last Wednesday.

Mr. Speaker, on that requirement of wearing a tie, must the tie be two-block, Mr. Speaker?

Mrs. HARPER. I did not hear you.

Mr. DAVIES. Must the tie be two-block? Must the tie be in such a fashion that it is squarely fit into the collar and firmly attached thereto around the neck with an appropriate knot made therein?

Mrs. HARPER. Nothing is mandatory, Mr. Speaker. It is only a "may." It is just a "may" amendment.

Mr. DAVIES. Yes, a "may," but if you establish this, then you are going to further establish how it is to be worn. Does it have to be worn around the neck?

Mrs. HARPER. I see all of the men wearing them around their necks, not their ankles.

Mr. DAVIES. Mr. Speaker, the condition of the tie, is it all right if it has a soup stain on it? One or two or three or four, or—

Mrs. HARPER. Only if you are sloppy, Mr. Speaker.

Mr. DAVIES. I beg your pardon, Mr. Speaker. I did not catch that. Would you repeat that, please?

Mrs. HARPER. I said only if you are sloppy and waste your soup on your necktie.

Mr. DAVIES. Only if you are sloppy. Thank you, Mr. Speaker.

May I comment, sir, on the amendment?

The SPEAKER. The gentleman is in order to debate the bill on final passage.

Mr. DAVIES. All right; the bill on final passage, as amended. Thank you, Mr. Speaker.

It just so happens that in receiving a liberal education some years back, I can remember one of the greatest teachers I ever had, a man who probably would have never been able to get a job in the very school district where you want to bring this about and force it on probably the greatest academic minds that I have ever been exposed to, in fact, one of the greatest teachers. *I can take you back in history, Mr. Speaker.*

Mr. Speaker, both in the public ranks and in the private ranks, I think I have seen that some of the greatest educators would never make it in the *Beau Brummell* magazine or some of the better accountings for dress but yet have probably given some of the greatest contributions to the academic community

that I have ever seen. I think that the bill in itself now as amended probably would serve to be one of the greatest deterrents to the privilege that I had, to be exposed to those academic minds, and the future of the rest of the basis of academic freedom I think is being infringed upon by this type of, what are we going to call but a militant mood of the House. Thank you, Mr. Speaker.

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

Mr. MARMION. Mr. Speaker, I rise to support Mr. DeWeese, the pride of the Marines, in his amendment. As every salesman knows, he must have a list of prospects. That is all this amendment does, is give the recruiting salesmen an opportunity to present their product. I urge support.

The SPEAKER. The Chair recognizes the gentleman from Carbon, Mr. McCall.

Mr. McCALL. Mr. Speaker, will Mr. DeWeese stand for interrogation?

The SPEAKER. The gentleman, Mr. DeWeese, indicates he will. The gentleman, Mr. McCall, may proceed.

Mr. McCALL. Mr. Speaker, in the past several months my son has received letters from the various branches of the service from recruiters, and his name was not allowed to be used by the school. I was wondering, how were they able to obtain these lists and send these letters out?

Mr. DeWEESE. Right now in Pennsylvania, of the 505 school districts, approximately one-half of those school districts are already giving out the lists that we are debating today. The Federal Government leaves that up to the states, and that is why several other states have taken the initiative to pass similar legislation. I would have to assume that either your son is a student in one of the 50 percent of the acquiring school districts or that his name was garnered from some other list. I would think it would be one of those two options.

Mr. McCALL. What list are we talking about, Mr. Speaker?

Mr. DeWEESE. One area is high school yearbooks, and a recruiter would have to work with exceptional assiduity if he had 14 John Smiths living in R.D. 3, Greene County, so this would obviously help the recruiter to get the names.

Mr. McCALL. All right. One of the concerns I have in yearbooks, I do not believe they have the addresses listed. Thank you, Mr. Speaker.

May I address the bill?

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

Mr. McCALL. Mr. Speaker, although I favor the concept of what Mr. DeWeese is trying to get at, I also share the concerns of Mr. Ritter. Any time that I have made an inquiry to the Federal Government regarding a constituent problem, I was required to file an affidavit to the effect that the constituent allowed me to ask that question. If Mr. DeWeese can assure me that those students would be allowed to sign an affidavit to the effect, and their parents, that this information can be released, I think I can support this bill. But just on the verbal agreement of the student or the parent, I do not think I can support it.

The SPEAKER. The Chair recognizes the gentleman from Greene, Mr. DeWeese, on the question of final passage.

Mr. DeWEESE. To the gentleman from Carbon County, I would assert that within the confines of the bill are significant prohibitions against any sort of mischief. The student will be notified in writing that his name will be included on a list to be distributed to military recruiters.

Number two, the student will have the option immediately to respond in writing that he does not want his name included. Therefore, his name, his address, his listed or his unlisted phone number, whatever, will not be distributed to military recruiters.

There is no way that any young man or woman in Pennsylvania will have his name go to any military recruiter if he does not want his name to go to any military recruiter, and I think that those parameters are sufficient.

The SPEAKER. The Chair recognizes the gentleman from Carbon, Mr. McCall.

Mr. McCALL. Mr. Speaker, I am a little concerned, and I would like to interrogate Mr. DeWeese again on that statement.

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

Mr. McCALL. Mr. Speaker, I think it was indicated in Mr. DeWeese's remarks that the name and address would be given to the recruiter or allowed to be released before the student or the parent has the right to say yes or no. Am I correct on that statement?

Mr. DeWEESE. No, sir. Just the opposite.

Mr. McCALL. All right. So I am clear in my mind, Mr. Speaker, will the parent or the student receive a form to say yes or no, whether their name, address, and phone number will be released before it is given to anyone?

Mr. DeWEESE. I can answer that question to the student. To the parent I would have to say that it will depend whether the student takes it home to the parent. The high school student will be given a form, and that will indicate that his name is going to be released to military recruiters unless the high school student gets back in touch in writing with the authorities in the school district and indicates otherwise. Ninety-nine percent of the time I assume that the student would get the permission of the parents, but there is nothing that would mandate that he take it home to his parents.

Mr. McCALL. All right. You are talking about a student who is 16 years of age. Should not then the form be forwarded to the parent or the parent's signature be affixed to that statement?

Mr. DeWEESE. Alexander the Great was leading Macedonians toward great battles at that age. I do not think that the 16-year-old or 17-year-old is too immature to respond in an adult-like manner, sir.

Mr. McCALL. Well, Mr. Speaker, I believe that a 16-year-old should require the parents to sign the affidavit to that effect before their name or phone number is released to the military.

Mr. DeWEESE. I respect your point of view.

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

Mr. MISCEVICH. Mr. Speaker, I just want to say a very few words. I would hope that the legislators sitting here today— We are arguing about giving people's phone numbers and addresses and names out to somebody, and they are sitting in this very hall of this House today and they do not even list their own phone numbers in the book. They have an office phone number; they do not list their home phone number. They are willing to vote for this.

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

Mr. GEIST. Thank you, Mr. Speaker.

Mr. Speaker, would the gentleman, Mr. DeWeese, consent to interrogation?

The SPEAKER. The gentleman indicates he will. The gentleman may proceed.

Mr. GEIST. Mr. Speaker, the amendment as written only in my district would include the public school districts. Is that correct?

Mr. DeWEESE. Yes.

Mr. GEIST. All right. I happen to have a very large parochial school in my district. Do you think it is fair that the public high school should have their students' names released and the parochial school not?

Mr. DeWEESE. If it is within the bounds of propriety, I am sure that an amendment could be addressed when we come back in September to include those individuals.

Mr. GEIST. I would strongly suggest, Mr. Speaker, that that should have been considered when you drafted this amendment so that it includes all schools, not only the public schools - the Christian academies, the Catholic schools and others - so that if everybody is going to be contacted by recruiters, it could be across the board. As it stands now, is not this legislation really selective in the fact that it only includes the public schools?

The SPEAKER. Does the gentleman, Mr. DeWeese, care to respond to the last question of the gentleman, Mr. Geist?

Mr. DeWEESE. I understood Mr. Geist to have made a remark. I am sorry if I did not detect the question. I am sorry. I apologize.

Mr. GEIST. Thank you, Mr. Speaker. I will ask it again.

In the legislation as you have it written, are we not really discriminating in the fact that we are only putting that list out and making it available for the public schools so that the recruiter can come down and make his quota in the public school system while those who attend the private schools are excluded? Is this not really exclusionary?

Mr. DeWEESE. I would support the amendment if you would draft it. I think that there is merit to what you say.

Mr. GEIST. Then would you support putting this amendment away until we can have that amendment drawn and passing over the bill?

Mr. DeWEESE. The gentleman from Allegheny County, Mr. Cowell, indicated the reasons that we should be expeditious regarding this measure, and I would therefore like for any amendments that were drawn and drafted to be submitted in September.

Mr. GEIST. Thank you, Mr. Speaker. May I speak on the amendment now?

The SPEAKER. The gentleman is in order to speak on final passage.

Mr. GEIST. Thank you, Mr. Speaker.

I agree with the DeWeese amendment, but I disagree with the fact that it is very selective in who can be approached and who cannot be approached. Therefore, I believe that this amendment really should not be part of this legislation. Thank you.

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

Mr. RITTER. Mr. Speaker, just briefly, in response to what Mr. McCall asked. The bill says that each school district shall notify the students in writing at the end of their junior year that they are going to compile a list. The sentence immediately before that says, "Prior to the end of any student's junior year, the student may request the superintendent, in writing, to exclude such student's name from the list...." Now, my point is that if the superintendent does not have to notify the child until the end of the junior year, how in the world is the student going to know prior to the end of that year that his name is going to be on the list and that he can get an exclusion?

I am saying that the language is unclear; it is ambiguous; and in addition to the fact that it violates privacy, it is almost an impossible situation, and I can see that there will be no way for a student to properly notify the superintendent that his or her name should be excluded. And to get back to one of the other points you made, there is no mention in here that a 16-year-old child's parents ought to be notified, and I agree with you that they should be. That is why I think this whole thing ought to be defeated.

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

Mr. SIEMINSKI. Thank you, Mr. Speaker.

I have listened quietly, intently, to the debate, and I think we have gone far astray from the question, so I would move that we call the previous question.

On the question recurring,  
Shall the bill pass finally?

The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—139

Anderson	Emerson	Levin	Seventy
Armstrong	Fee	Livengood	Shupnik
Arty	Fischer	McClatchy	Sieminski
Barber	Foster, W. W.	McVerry	Sirianni
Belardi	Foster, Jr., A.	Mackowski	Snyder
Beloff	Frazier	Madigan	Spencer
Bittle	Freind	Maiale	Spitz
Blaum	Fryer	Manderino	Stairs
Borski	Gallagher	Manmiller	Steighner
Bowser	Gallen	Marmion	Stevens
Brandt	Gamble	Merry	Swaim
Burd	Gladeck	Michlovic	Sweet
Burns	Grabowski	Micozzie	Swift
Caltagirone	Greenfield	Miller	Taddonio
Cappabianca	Grieco	Moehlmann	Taylor, E. Z.
Cawley	Gruppo	Morris	Taylor, F. E.
Cessar	Harper	Mrkonic	Telek
Cimini	Hasay	Nahill	Trello

Civera	Hayes	Noye	Van Horne
Clymer	Honaman	Pendleton	Wachob
Cochran	Horgos	Perzel	Wambach
Cohen	Hutchinson, A.	Peterson	Wargo
Colafella	Irvis	Petrone	Wass
Cole	Jackson	Piccola	Wenger
Coslett	Johnson	Pitts	Weston
Cowell	Kanuck	Pott	Wiggins
Cunningham	Klingaman	Pratt	Williams, H.
DeMedio	Kolter	Pucciarelli	Wilson
DeWeese	Kowalshyn	Rappaport	Wogan
Daikeler	Lashingier	Rasco	Wright, D. R.
Dawida	Laughlin	Rocks	Wright, J. L.
Dininni	Lehr	Rybak	Zwinkl
Dombrowski	Lescovitz	Salvatore	
Donatucci	Letterman	Saurman	Ryan,
Dorr	Levi	Serafini	Speaker
Duffy			

NAYS—50

Belfanti	Gruitza	Mullen	Ritter
Berson	Hagarty	Murphy	Showers
Boyes	Haluska	O'Donnell	Smith, B.
Brown	Hoeffel	Olasz	Smith, E. H.
Clark	Itkin	Oliver	Smith, L. E.
Cordisco	Kennedy	Petrarca	Stewart
Cornell	Kukovich	Phillips	Stuban
DeVertter	Lloyd	Pievsky	Tigue
Davies	Lucyk	Pistella	Vroon
Dietz	McCall	Punt	White
Evans	McIntyre	Reber	Williams, J. D.
Geist	Miscevich	Rieger	Wozniak
Greenwood	Mowery		

NOT VOTING—6

Alden	Fleck	Gray	McMonagle
Durham	Gannon		

EXCUSED—6

Deal	Heiser	Lewis	Richardson
George	Hutchinson, W.		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Northumberland, Mr. Phillips.

Mr. PHILLIPS. Mr. Speaker, on HB 945, PN 1032, my vote was not recorded. I would like to be recorded in the affirmative. Thank you.

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

The Chair recognizes the gentleman from Perry, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

On page 7, SB 894, I was in my seat but failed to vote. Had I voted, I would like the record to show that I would have voted in the affirmative. Thank you.

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

**CONSIDERATION OF HB 230 RESUMED**

**BILL REMOVED FROM TABLE**

The SPEAKER. Without objection, HB 230 will be removed from the table. The Chair hears none.

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

**AMENDMENTS WITHDRAWN**

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

Mr. LETTERMAN. Mr. Speaker, I would like to withdraw that amendment, A862.

The SPEAKER. The Chair thanks the gentleman.

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

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 provisions of the Constitution, the yeas and nays will now be taken.

**YEAS—189**

Anderson	Fischer	McCall	Saurman
Armstrong	Fleck	McClatchy	Serafini
Arty	Foster, W. W.	McIntyre	Seventy
Barber	Foster, Jr., A.	McVerry	Showers
Belardi	Frazier	Mackowski	Shupnik
Belfanti	Freind	Madigan	Sieminski
Beloff	Fryer	Maiale	Sirianni
Berson	Gallagher	Manderino	Smith, B.
Bittle	Gallen	Manmiller	Smith, E. H.
Blaum	Gamble	Marmion	Smith, L. E.
Borski	Gannon	Merry	Snyder
Bowser	Geist	Michlovic	Spencer
Boyes	Gladeck	Micozzie	Spitz
Brandt	Grabowski	Miller	Stairs
Brown	Greenfield	Miscevich	Steighner
Burd	Greenwood	Moehlmann	Stevens
Burns	Grieco	Morris	Stewart
Caltagirone	Gruitza	Mowery	Stuban
Cappabianca	Gruppo	Mrkonic	Swaim
Cawley	Hagarty	Mullen	Sweet
Cessar	Haluska	Murphy	Swift
Cimini	Harper	Nahill	Taddonio
Civera	Hasay	Noye	Taylor, E. Z.
Clark	Hayes	O'Donnell	Taylor, F. E.
Clymer	Hoeffel	Olasz	Telek
Cochran	Honaman	Oliver	Tigue
Cohen	Horgos	Pendleton	Trello
Colafella	Hutchinson, A.	Perzel	Van Horne
Cole	Irviss	Peterson	Vroon
Cordisco	Itkin	Petrarca	Wachob
Cornell	Jackson	Petrone	Wambach
Coslett	Johnson	Phillips	Wargo
Cowell	Kanuck	Piccola	Wass
Cunningham	Kennedy	Pievsky	Wenger
DeMedio	Klingaman	Pistella	Weston
DeVerter	Kolter	Pitts	White
DeWeese	Kowalyszyn	Pott	Wiggins
Daikeler	Kukovich	Pratt	Williams, H.
Davies	Lashinger	Pucciarelli	Wilson
Dawida	Laughlin	Punt	Wogan
Dietz	Lehr	Rappaport	Wozniak
Dininni	Lescovitz	Rasco	Wright, D. R.
Dombrowski	Letterman	Reber	Wright, J. L.
Donatucci	Levi	Rieger	Zwikl

Dorr	Levin	Ritter	
Duffy	Livengood	Rocks	Ryan,
Emerson	Lloyd	Rybak	Speaker
Fee	Lucyk	Salvatore	

NAYS—2

Evans Williams, J. D.  
NOT VOTING—4

Alden Durham Gray McMonagle  
EXCUSED—6

Deal Heiser Lewis Richardson  
George Hutchinson, W.

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

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

**REMARKS ON VOTE**

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

Mr. PETRARCA. Mr. Speaker, on SB 406 I inadvertently voted in the negative. I would like the record to record me in the affirmative. Thank you.

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

**ANNOUNCEMENT BY SPEAKER**

**SPEAKER PRO TEMPORE APPOINTED**

The SPEAKER. The Chair gives notice it appoints the gentleman from York, Mr. Anderson, as Speaker pro tempore to open the session tomorrow morning until the arrival of the Speaker.

The members should be advised that when the House adjourns today, it will reconvene at 10 a.m. tomorrow morning. There will be no further votes today. However, the desk will be held open for a while for the purpose of appointing conference committees and receiving messages from the Senate.

**REMARKS ON VOTE**

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

Mr. OLASZ. Mr. Speaker, on SB 406 I inadvertently switched the negative switch, and I wish to be recorded in the affirmative. Thank you.

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

**HOUSE BILLS  
INTRODUCED AND REFERRED**

No. 1714 By Representative J. L. WRIGHT

An Act amending the "State Lottery Law," approved August 26, 1971 (P. L. 351, No. 91), further providing for the allocation of money in the fund and making editorial changes.

Referred to Committee on STATE GOVERNMENT, June 29, 1981.

**No. 1715** By Representatives MAIALE, GEIST, PUNT and DAWIDA

An Act amending "The Landlord and Tenant Act of 1951," approved April 6, 1951 (P. L. 69, No. 20), adding a lockout provision applicable to leases of furnished apartments for six months or less.

Referred to Committee on BUSINESS AND COMMERCE, June 29, 1981.

**No. 1716** By Representative A. K. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for supersedeas.

Referred to Committee on TRANSPORTATION, June 29, 1981.

**No. 1717** By Representatives SERAFINI, STEWART, McMONAGLE, MAIALE, ARTY, NAHILL and SWEET

An Act amending the "Pharmacy Act," approved September 27, 1961 (P. L. 1700, No. 699), adding a legislative declaration and purpose; changing and adding definitions; providing for the licensing and permit requirements to practice pharmacy or conduct pharmacy, including fees, and for revocation and suspension of licenses and permits; changing the composition and powers and duties of the Pennsylvania State Board of Pharmacy; providing for continuing education of pharmacists; further providing for unlawful acts; and making editorial changes.

Referred to Committee on HEALTH AND WELFARE, June 29, 1981.

**No. 1718** By Representatives POTT, MARMION and LAUGHLIN

An Act amending "The Local Tax Enabling Act," approved December 31, 1965 (P. L. 1257, No. 511), requiring monthly returns of certain taxes deducted by employers.

Referred to Committee on FINANCE, June 29, 1981.

**No. 1719** By Representatives WACHOB, A. C. FOSTER, JR., MACKOWSKI, HOEFFEL, DeMEDIO, LESCOVITZ and COLAFELLA

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), granting an exemption from filing personal income tax for persons earning less than \$4,000 for a given taxable year, and providing for a petition for refunds on tax exempt income.

Referred to Committee on FINANCE, June 29, 1981.

**No. 1720** By Representatives PIEVSKY and SALVATORE

An Act making an appropriation to the Kidney Foundation of Southeastern Pennsylvania.

Referred to Committee on APPROPRIATIONS, June 29, 1981.

**No. 1721** By Representatives SPITZ, TELEK, A. C. FOSTER, JR., RITTER, HAYES, BOYES, WAMBACH, HALUSKA, ZWIKL, PRATT, WOZNIAK, FEE, CAWLEY and MANDERINO

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further providing for excluding certain transfers from the realty transfer tax.

Referred to Committee on FINANCE, June 29, 1981.

**No. 1722** By Representatives SPITZ, TELEK, A. C. FOSTER, JR., RITTER, HAYES, BOYES, WAMBACH, HALUSKA, ZWIKL, PRATT, WOZNIAK, FEE, CAWLEY and MANDERINO

An Act amending the "Industrial Development Authority Law," approved August 23, 1967 (P. L. 251, No. 102), further providing for exemption from taxation.

Referred to Committee on FINANCE, June 29, 1981.

**No. 1723** By Representatives A. K. HUTCHINSON, PETRARCA and KUKOVICH

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for certain exceptions to the payment of damages.

Referred to Committee on CONSUMER AFFAIRS, June 29, 1981.

**No. 1724** By Representatives BITTLE, E. Z. TAYLOR, NOYE, WASS, FRYER, LEVI, SPENCER, MERRY, BOWSER, W. W. FOSTER, LETTERMAN, MILLER, FISCHER, D. R. WRIGHT, DeMEDIO, STUBAN, STEIGHNER, BURD and ARMSTRONG

An Act authorizing agreements between institutions of the State-owned college and university system and emergency service providers and providing for payments and certain legal services.

Referred to Committee on EDUCATION, June 29, 1981.

## HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 88** By Representative STEWART

House urges Congress adopt HR 208, National "Freedom Flag," honoring American hostages in Iran and servicemen who died in the aborted rescue attempt.

Referred to Committee on FEDERAL-STATE RELATIONS, June 29, 1981.

**No. 89** By Representatives TRELLO, GALLEN, McCLATCHY, FRYER and SEVENTY

House urges baseball players and owners engage in serious collective bargaining to end the strike.

Referred to Committee on RULES, June 29, 1981.

**No. 90**

(Concurrent) By Representatives F. E. TAYLOR, HALUSKA, COCHRAN, CALTAGIRONE, STUBAN, LUCYK, COLE, SHOWERS, CAPPABIANCA, DOMBROWSKI, PRATT, MAIALE, VAN HORNE, STEIGHNER, CAWLEY and OLASZ

General Assembly supports Public Works Program; urges Congress and President continue funding the program.

Referred to Committee on RULES, June 29, 1981.

**No. 91** By Representatives GRABOWSKI, MRKONIC, HORGOS, PETRONE, DAWIDA, OLASZ, DUFFY, GAMBLE, PISTELLA, SEVENTY, PETRARCA, VAN HORNE, COWELL, COHEN, CLARK, DOMBROWSKI and MISCEVICH

House memorializes Congress pass HR 3623, known as the "Pension Losers Bill."

Referred to Committee on RULES, June 29, 1981.

**No. 92** By Representatives CIVERA, ARTY, SPITZ, MICOZZIE, FREIND and GANNON

House implore Federal, State and local officials devise a solution to keep SEPTA open.

Referred to Committee on RULES, June 29, 1981.

### SENATE MESSAGE

#### SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HB 1290, PN 1988**, and has appointed Senators TILGHMAN, STAUFFER and LEWIS a Committee of Conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

#### MOTION INSISTING UPON NONCONCURRENCE IN SENATE AMENDMENTS

Mr. HAYES moved that the House insist upon nonconcurrency in Senate amendments to **HB 1290, PN 1988**, and that a committee of conference be appointed.

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

#### APPOINTMENT OF COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on **HB 1290, PN 1988**: Messrs. McCLATCHY, MANMILLER and PIEVSKY.

Ordered, That the clerk inform the Senate accordingly.

### BILLS AND RESOLUTIONS PASSED OVER

The SPEAKER. Without objection, all remaining bills and resolutions on today's calendar will be passed over. The Chair hears none.

### WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House today Mr. Scott Warner and his family. Scott is the national senior winner of the Marlin Hunter Safety Essay Contest, here today as the guest of Representative Bud Lehr of York County.

The Chair is pleased to welcome to the hall of the House today Miss Blanche Slaybaugh, here today as the guest of Representative Bruce Smith of Cumberland and York Counties.

The Chair is pleased to welcome to the hall of the House today Dr. Harry Strickland, director of the Robert Taft Institute of the University of Scranton, here today as the guest of the Lackawanna County delegation.

The Chair is pleased to welcome to the hall of the House today Michael Peteraf, here today as the guest of Representative Fran Weston of Philadelphia.

The Chair is pleased to welcome to the hall of the House today Wayne and Melrose Rishel of Smithfield, Fayette County, Pennsylvania, here today as the guests of Representative DeWeese and the Fayette County delegation.

The Chair is pleased to welcome to the hall of the House today Mr. and Mrs. John Mussmanno. Mr. Mussmanno is the newly elected, soon-to-be-appointed judge of the court of common pleas of Allegheny County, here today as the guests of Representative Thomas Petrone.

The Chair is pleased to welcome to the hall of the House today Faye and Paul Landis, wife and son of a member of our staff, Paul Landis, here today as the guests of the Representative from Dauphin County, Mr. Dininni.

The Chair is pleased to welcome to the hall of the House today Mr. Patrick McGranahan, son of one of our employees, Maureen McGranahan, here today as the guest of the gentleman, Mr. Micozzie, the Speaker, and the entire Delaware County delegation.

The Chair is pleased to welcome to the hall of the House today Mr. Gary Gregg of Philadelphia, here today as the guest of Representative James Williams of Philadelphia.

The Chair is pleased to welcome to the hall of the House Marla Perlman and her son John, here today as the guests of Representative Pistella of Allegheny County.

### ADJOURNMENT

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

Mr. LUCYK. Mr. Speaker, I move that this House do now adjourn until Tuesday, June 30, 1981, at 10 a.m., e.d.t.

On the question,  
Will the House agree to the motion?  
Motion was agreed to, and at 7:07 p.m., e.d.t., the House