

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

WEDNESDAY, JUNE 2, 1982

SESSION OF 1982

166TH OF THE GENERAL ASSEMBLY

No. 40

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MATTHEW J. RYAN) IN THE CHAIR

PRAYER

REV. HENRI A. EBERLY, chaplain of the House of Representatives and associate pastor of Christ Lutheran Church, Elizabethtown, Pennsylvania, offered the following prayer:

Let us pray:

God of our fathers, Lord of our Nation, we come into Your presence this day to thank You for this great State, this Commonwealth of Pennsylvania that we are privileged to call our home. For the citizens of this great Commonwealth, the old and the young, the rich and the poor, the common laborers and the skilled professionals, for all those who have contributed to our State's greatness, we offer to You our praise and our thanks.

Let Your hand this day, O God, be upon the members of this House of Representatives gathered at this time, that guided by Your Holy Spirit they may think with wisdom, act with true purpose to the end that in the administration of their solemn charge they may serve only Your will, uphold the honor of this great Commonwealth, and secure the protection of all people. This we pray through Jesus Christ, Your Son and our living Lord. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Tuesday, June 1, 1982, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2519 By Representative O'DONNELL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing local authorities to delegate certain police powers to a parking authority.

Referred to Committee on URBAN AFFAIRS, June 1, 1982.

No. 2520 By Representative O'DONNELL

An Act amending the "Parking Authority Law," approved June 5, 1947 (P. L. 458, No. 208), empowering an Authority where authorized by ordinance or resolution of the municipality which created it to administer and enforce on-street parking regulations and providing that moneys collected and received by an Authority on behalf of the municipality are not subject to debts and obligations of the Authority.

Referred to Committee on URBAN AFFAIRS, June 1, 1982.

No. 2521 By Representatives SIRIANNI, MILLER, E. Z. TAYLOR, WARGO, KOWALYSHYN, LEHR, MRKONIC, COSLETT, RYBAK, FRAZIER, MORRIS, PUCCIARELLI, KOLTER, SERAFINI, LETTERMAN, SIEMINSKI, STEIGHNER, B. SMITH and H. WILLIAMS

An Act prohibiting the application of certain rates of public utilities to service rendered prior to their approval.

Referred to Committee on CONSUMER AFFAIRS, June 1, 1982.

No. 2522 By Representatives PERZEL, SALVATORE, MAIALE, McMONAGLE, BARBER, DEAL, WIGGINS, BELOFF, LEVIN, WESTON, OLIVER, EVANS, WOGAN, PIEVSKY, RICHARDSON, SWAIM, COHEN, ROCKS, RIEGER, BORSKI, McINTYRE, HARPER, PUCCIARELLI, EVANS and J. D. WILLIAMS

An Act relating to the incurrence of certain obligations in connection with the construction and operation of certain utilities owned, leased or operated by or on behalf of the City of Philadelphia.

Referred to Committee on URBAN AFFAIRS, June 1, 1982.

(See Appendix for Proofs of Publication of Notices inserted in The Philadelphia Inquirer, The Philadelphia Daily News, and The Legal Intelligencer.)

No. 2523 By Representatives DAWIDA, IRVIS, MANDERINO, GREENFIELD, GAMBLE, DUFFY, ITKIN, SEVENTY, PISTELLA and STEWART

An Act amending the "Public Employe Relations Act," approved July 23, 1970 (P. L. 563, No. 195), further providing for the establishment of a voluntary Political Action Fund.

Referred to Committee on LABOR RELATIONS, June 1, 1982.

No. 2524 By Representatives MILLER, McMONAGLE, CESSAR, TRELLO, PETRONE, PISTELLA, CALTAGIRONE, WARGO, HORGOS, MICHLOVIC, DAWIDA, DUFFY, GAMBLE, FEE, GRABOWSKI, MURPHY, ITKIN, SEVENTY, OLASZ, LETTERMAN, GEORGE, GRUITZA, A. K. HUTCHINSON, MISCEVICH, OLIVER, McVERRY, CIVERA, FREIND, BELARDI, STEVENS, SPITZ, R. C. WRIGHT, DURHAM, ARMSTRONG, TELEK, COCHRAN, WENGER, JACKSON, POTT, RASCO, FRAZIER, MARMION and GRUPPO

An Act amending "The Private Detective Act of 1953," approved August 21, 1953 (P. L. 1273, No. 361), further excluding certain persons from the provisions of the act.

Referred to Committee on PROFESSIONAL LICENSURE, June 1, 1982.

No. 2525 By Representatives BITTLE, GRIECO, COLE, WENGER, HAYES, NOYE, STUBAN, SHOWERS and MADIGAN

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), changing definitions relating to farming.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, June 1, 1982.

SENATE BILLS FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bills for concurrence:

SB 1150, PN 1972

Referred to Committee on JUDICIARY, June 1, 1982.

SB 1151, PN 1973

Referred to Committee on JUDICIARY, June 1, 1982.

SB 1152, PN 1974

Referred to Committee on JUDICIARY, June 1, 1982.

SB 1153, PN 1975

Referred to Committee on JUDICIARY, June 1, 1982.

SB 1243, PN 1525

Referred to Committee on STATE GOVERNMENT, June 1, 1982.

SB 1345, PN 1724

Referred to Committee on JUDICIARY, June 1, 1982.

SB 1386, PN 1871

Referred to Committee on STATE GOVERNMENT, June 1, 1982.

SB 1427, PN 1895

Referred to Committee on HEALTH AND WELFARE, June 1, 1982.

SB 86, PN 1993

Referred to Committee on STATE GOVERNMENT, June 2, 1982.

SB 1091, PN 1995

Referred to Committee on STATE GOVERNMENT, June 2, 1982.

SB 1396, PN 1838

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1397, PN 1839

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1398, PN 1840

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1399, PN 1841

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1400, PN 1842

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1401, PN 1843

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1445, PN 1924

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1446, PN 1925

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1447, PN 1926

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1448, PN 1981

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1449, PN 1928

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1450, PN 1929	SB 1465, PN 1944
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1451, PN 1930	SB 1466, PN 1945
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1452, PN 1931	SB 1467, PN 1946
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1453, PN 1932	SB 1468, PN 1947
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1454, PN 1933	SB 1469, PN 1948
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1455, PN 1934	SB 1470, PN 1949
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1456, PN 1935	SB 1471, PN 1950
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1457, PN 1936	SB 1472, PN 1951
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1458, PN 1937	SB 1473, PN 1952
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1459, PN 1938	SB 1474, PN 1953
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1460, PN 1939	SB 1475, PN 1954
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1461, PN 1940	SB 1476, PN 1955
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1462, PN 1941	SB 1477, PN 1956
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1463, PN 1942	SB 1478, PN 1957
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.
SB 1464, PN 1943	SB 1479, PN 1958
Referred to Committee on APPROPRIATIONS, June 2, 1982.	Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1480, PN 1959

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1481, PN 1960

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1482, PN 1961

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1483, PN 1962

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1484, PN 1963

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1485, PN 1964

Referred to Committee on APPROPRIATIONS, June 2, 1982.

SB 1486, PN 1966

Referred to Committee on APPROPRIATIONS, June 2, 1982.

LEAVES OF ABSENCE GRANTED

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

Mr. CESSAR. Thank you, Mr. Speaker.

I do request a leave of absence for today for the gentleman from Philadelphia, Mr. SALVATORE.

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

The Chair recognizes the gentleman from Philadelphia, Mr. PIEVSKY, for the purpose of taking minority leaves of absence.

Mr. PIEVSKY. Thank you, Mr. Speaker.

I ask for leaves of absence for the gentleman from Philadelphia, Mr. LEVIN, for today, and the gentleman from Philadelphia, Mr. GREENFIELD, for today.

The SPEAKER. Without objection, leaves will be granted. The Chair hears no objection.

WELCOMES

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Mr. and Mrs. Bodie Nicksick and their daughter Joyce, here today as the guests of Representative Lescovitz of Washington County.

The Chair is pleased to welcome to the hall of the House today as the guest of Representative George Saurman of Montgomery County, Miss Lisa Adler.

MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to take today's master roll call. Members will proceed to vote.

The following roll call was recorded:

PRESENT—186

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

ADDITIONS—7

Anderson	Hutchinson, A.	McIntyre	Shupnik
Gray	Lewis	Morris	

NOT VOTING—1

Alden

EXCUSED—5

Borski	Kennedy	Levin	Salvatore
Greenfield			

LEAVE CANCELED—1

Levin

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair would call to the attention of the members that the roll-call board is missing some of the letters each time it prints. However, the tabulation is working accurately, I am advised.

STATEMENT BY MR. ROCKS**TERCENTENARY COMMITTEE
ON THIS DAY IN HISTORY**

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

Mr. ROCKS. Thank you, Mr. Speaker.

Mr. Speaker, on this day in history, June 2, 1753, what was to become the most celebrated bell in this Nation's history was hung in the State House in Philadelphia. I am speaking, of course, of our Liberty Bell.

In 1750 the House adopted a resolution directing that a bell be cast to hang in a newly constructed tower on the south side of the main building of the State House. The bell was made in England. It weighed about 2,000 pounds and cost close to 100 British pounds sterling.

The bell arrived in August 1752, and upon being tried for sound, it cracked. Two Philadelphians, Pass and Stow, recast the bell, going through three sound trials with smaller bells until the proper mixture of metals was reached. The bell was rehung in the spring of 1753.

On July 8, 1776, the Declaration of Independence was read in the State House yard while the bell chimed "liberty throughout the land." In 1777 the bell was removed for safekeeping after the British had won the Battle of Brandywine, and it was hidden in Allentown. It was returned to Philadelphia and placed back in the State House of Representatives in 1778. From that time on the Liberty Bell was rung on only special occasions. When it was rung upon the death of United States Chief Justice John Marshall on July 8, 1835, it in fact cracked again. It was rung for the last time on February 22, 1843.

The bell now hangs in a special pavilion across the street from the old State House of Representatives, or as we know it today, Independence Hall. The pavilion now housing the Liberty Bell was erected in 1976 in honor of Pennsylvania's bicentennial.

All of Pennsylvania is proud of our Liberty Bell, and those of us from Philadelphia certainly extend a warm invitation to all of you to visit the world's best known bell ringing for freedom in the city of Philadelphia during our State's 300th birthday. Thank you, Mr. Speaker.

CONDOLENCE RESOLUTION ADOPTED

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

Mr. MULLEN. I submit the following condolence resolution.

The SPEAKER. The clerk will read the privileged condolence resolution.

The following resolution was read:

HOUSE OF REPRESENTATIVES
HARRISBURG, PA.
OFFICE OF THE CHIEF CLERK
RESOLUTION

WHEREAS, Walter H. Morley, a former member of the Pennsylvania House of Representatives, passed away at the age of seventy-nine; and

WHEREAS, A former Democratic Committeeman from the twenty-first Ward and the twenty-fifth Division of the fifty-ninth Ward of Philadelphia, Mr. Morley was first elected to the Pennsylvania House of Representatives in 1960, becoming the first Democrat elected to the Pennsylvania General Assembly from the district comprised of West Germantown, Mount Airy and Chestnut Hill. He was re-elected to the House in 1962; and

WHEREAS, Mr. Morley was a safety engineer and union steamfitter who served as chief safety engineer in the Pennsylvania Department of Labor and Industry in the 1930's and with the United States Army Corps of Engineers during World War II. He was also a member of steamfitters Local Union 420; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the passing of a former member and distinguished public servant, Walter H. Morley, and extends its heartfelt condolences to his daughters, Anne Morley and Julia O'Leary; and be it further

RESOLVED, That a copy of this resolution be delivered to Anne Morley and Julia O'Leary.

We hereby certify that the foregoing is an exact copy of a Resolution introduced in the House of Representatives by the Honorable Martin P. Mullen, and adopted by the House of Representatives the 24th day of May 1982.

Matthew J. Ryan
Speaker
ATTEST:
John J. Zubeck
Chief Clerk

On the question,
Will the House adopt the resolution?

The SPEAKER. Those in favor of the adoption of the resolution will rise and remain standing as a mark of respect for a deceased colleague.

(Members stood.)

The SPEAKER. The resolution is unanimously adopted.

WELCOME

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Per Hillstrom, a Rotary exchange student from Sweden sponsored by the Elizabethtown Rotary Club. He is presently a guest and residing with Representative Kenneth Brandt of Lancaster County. He is here to the left of the rostrum.

FILMING PERMISSION GRANTED

The SPEAKER. The Chair requests the members to pay attention to the following announcement.

The Chair grants permission to Timothy Patrick to photograph the House chamber and the Representatives for a period of 15 minutes. These photographs are to be used in connection with an educational multimedia program about Pennsylvania.

The Chair also grants permission to Bill Martin of KDKA and KYW television for silent filming for the next 10 minutes, as well as Jim Murtha, representing WPVI-TV of Philadelphia.

MEMBERS' PRESENCE RECORDED

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Anderson; the gentleman from Chester, Mr. Morris; the gentleman from Westmoreland, Mr. A. K. Hutchinson; the gentleman from Philadelphia, Mr. McIntyre; the lady from Montgomery, Mrs. Lewis; the gentleman from Philadelphia, Mr. Donatucci; and the gentleman from Philadelphia, Mr. Swaim, who ask that their names be added to the master roll call.

STATEMENT BY MR. SAURMAN

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Saurman, who asks unanimous consent to make a brief statement. The gentleman may proceed.

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, a little over a year ago I came before the assembly and presented a resolution asking the Governor to form a task force to deal with the problem of driving under the influence. This morning at a news conference the Governor released the legislative recommendations of that task force.

For those who might be interested in cosponsoring that legislation, the legislation will be in the front, and for anyone who cares to sign it, it will be here over the lunch period and will be put in immediately following that time.

I think you will find that this is very comprehensive and deals with the problem in a very sensible and a very effective way. Thank you.

The SPEAKER. The Chair would request that the gentleman not make the bills available until the luncheon break.

WELCOME

The SPEAKER. The Chair is pleased to welcome to the hall of the House today as the guest of Representative Burd, Mary Santoro, who is a member of the Zelienople Borough Council and named "Woman of the Year" of that borough, and is further a member of the Beaver-Butler Area Agency on Aging. She is accompanied here today by her sister Rose.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 2231, PN 3371**, entitled:

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), providing for the registration of transient vendors.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that HB 2231 be recommitted to the Committee on Appropriations for a fiscal note.

On the question,

Will the House agree to the motion?

Motion was agreed to.

* * *

The House proceeded to second consideration of **SB 1309, PN 1640**, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled "The Fiscal Code," further providing for audits of requisitions, issuance of warrants and payments.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that SB 1309 be recommitted to the Committee on Appropriations for a fiscal note.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS AGREED TO ON SECOND CONSIDERATION

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

HB 327, PN 3035; HB 2410, PN 3346; and SB 674, PN 1439.

* * *

The House proceeded to second consideration of **SB 63, PN 2003**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for a hazardous substance emergency response plan.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that SB 63 be recommitted to the Committee on Appropriations.

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

BILLS AGREED TO ON SECOND CONSIDERATION CONTINUED

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

HB 2344, PN 3372; HB 2386, PN 3335; SB 535, PN 1969; HB 1803, PN 3195; HB 2289, PN 3333; and SB 79, PN 1899.

* * *

The House proceeded to second consideration of **SB 754, PN 1680**, entitled:

An Act providing for the creation and operation of a District Attorneys' Commission in the Office of the Attorney General and prescribing its powers and duties.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that SB 754 be recommitted to the Committee on Appropriations.

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

* * *

The House proceeded to second consideration of **SB 755, PN 1727**, entitled:

An Act providing for optional training for district attorneys and assistant district attorneys by the District Attorneys' Commission and authorizing optional advanced training courses for district attorneys and assistant district attorneys to be conducted by the District Attorneys' Commission.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that SB 755 be recommitted to the Committee on Appropriations for a fiscal note.

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

BILLS AGREED TO ON SECOND CONSIDERATION CONTINUED

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

HB 2073, PN 3370; HB 2374, PN 3111; SB 1042, PN 1223; SB 1280, PN 2008; SB 1323, PN 2009; SB 1338, PN 1816; SB 48, PN 2005; and SB 528, PN 540.

MEMBER'S PRESENCE RECORDED

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2088, PN 3221**, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), further providing for the sale of wine by holders of a limited winery license.

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—186

Anderson	Fargo	Lloyd	Rocks
Armstrong	Fee	Lucyk	Rybak
Arty	Fischer	McClatchy	Saurman
Barber	Fleck	McIntyre	Serafini
Belardi	Foster, W. W.	McMonagle	Seventy
Bellanti	Foster, Jr., A.	McVerry	Showers
Beloff	Frazier	Mackowski	Sieminski
Berson	Frcind	Maiale	Sirianni
Bittle	Fryer	Manderino	Smith, B.
Blaum	Gallagher	Manmiller	Smith, E. H.
Bowser	Gallen	Marmion	Smith, L. E.
Boyes	Gamble	Merry	Snyder
Brandt	Gannon	Michlovic	Spencer
Brown	Geist	Micozzie	Spitz
Burd	George	Miller	Stairs
Burns	Gladeck	Miscevich	Steighner
Caltagirone	Grabowski	Moehlmann	Stevens
Cappabianca	Greenwood	Morris	Stewart
Cawley	Grieco	Mowery	Suban
Cessar	Gruitza	Mrkomic	Swaim
Cimini	Gruppo	Mullen	Sweet
Civera	Hagarty	Murphy	Swift
Clark	Haluska	Nahill	Taddonio
Clymer	Harper	Noye	Taylor, F. Z.
Cochran	Hasay	O'Donnell	Taylor, F. E.
Cohen	Hayes	Olasz	Telek
Colafrella	Heiser	Oliver	Tigue
Cordisco	Hoeffel	Pendleton	Trello
Cornell	Honaman	Perzel	Van Horne
Coslett	Horgos	Peterson	Vroon
Cowell	Hutchinson, A.	Petrarca	Wachob
Cunningham	Irvic	Petrone	Wambach
DeMedio	Itkin	Phillips	Wargo
DeVerter	Jackson	Piccola	Wass
DeWeese	Johnson	Pievsky	Wenger
Daikeler	Klingaman	Pistella	Weston
Davies	Kolter	Pitts	Wiggins
Dawida	Kowalyshyn	Pott	Williams, J. D.
Deal	Kukovich	Pratt	Wilson
Dietz	Lashingier	Pucciarelli	Wogan
Dininni	Laughlin	Punt	Wozniak
Deambrowski	Lehr	Rappaport	Wright, D. R.

Donatucci	Lescovitz	Rasco	Wright, J. L.
Dorr	Letterman	Reber	Zwikl
Duffy	Levi	Richardson	
Durham	Lewis	Rieger	Ryan,
Evans	Livengood	Ritter	Speaker

NAYS—0

NOT VOTING—8

Alden	Emerson	Madigan	Williams, H.
Cole	Gray	Shupnik	Wright, R. C.

EXCUSED—5

Borski	Kennedy	Levin	Salvatore
Greenfield			

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 2280, PN 3061**, entitled:

An Act amending the "Pennsylvania Bituminous Coal Mine Act," approved July 17, 1961 (P. L. 659, No. 339), making a repeal and prohibiting the use of internal combustion engines in underground coal mines.

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

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

Mr. L. E. SMITH. Mr. Speaker, I would like to yield to Representative Taddonio.

The SPEAKER. Is the gentleman, Mr. Smith, offering amendments? The only thing before the House is the question of the offering of amendments.

Mr. L. E. SMITH. Mr. Speaker, I requested to yield to Representative Taddonio.

The SPEAKER. For what purpose?

Mr. L. E. SMITH. For the purpose of making a motion.

MOTION TO RECOMMIT

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

Mr. TADDONIO. Mr. Speaker, this legislation is very comprehensive and very drastic. I feel it has not been well considered by the House. It eliminates diesel engines from use in underground mines. I do not think there has been a lot of discussion on this. It would eliminate quite a few jobs in Pennsylvania with little or no reason for that. In my district I have Beckwith Machinery Company, which is the largest Caterpillar dealer in the United States, and Caterpillar is the largest manufacturer of diesel engines. This would essentially eliminate them from this business and have a very drastic impact on this industry without, I think, due consideration.

Since it does have quite a large impact on jobs and business, I think it should be considered more carefully, so I would like to move at this time that the bill be recommitted to the Business and Commerce Committee.

The SPEAKER. The question before the House is the motion of the gentleman, Mr. Taddonio, to recommit HB 2280, PN 3061, to the Business and Commerce Committee.

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

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

Mr. LEHR. I support Representative Taddonio's motion to recommit this bill to Business and Commerce. In my district we have a Caterpillar plant which employs thousands of people, and I was told that if these bills pass, they will have to fire or lay off many, many employees. So I think by putting this bill back into Business and Commerce and having hearings, these people could present their issues to the committee. I wholly support the recommitment. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Telek, on the question of recommitment.

Mr. TELEK. Mr. Speaker, in the State of Pennsylvania we have only one diesel engine working in the coal mines. We have amended the bill to permit that engine to continue until its expiration or useful age is over.

Mr. Speaker, this has no impact on the diesel manufacturers in Pennsylvania. We are concerned here primarily with the health of the coal miner. So therefore, I would oppose any recommitment motion.

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

Mr. J. L. WRIGHT. Mr. Speaker, I rise to second Representative Telek's remarks. There is only one diesel engine being used underground in the entire Commonwealth of Pennsylvania. There are no jobs involved; there is no loss of jobs involved in any industrial plant in the State.

Every member of this House received this week a letter from the United Mine Workers pointing out the serious health consequences that might be involved if such engines were used underground.

The House Mines and Energy Committee seriously considered both bills involved. They were not held in secret. There were public committee meetings on the subject, and they were very properly addressed. I second Mr. Telek's remarks in asking that we reject the motion to recommit.

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

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

I rise to support the motion to recommit, because I think many members are in the same situation that I am in, that they are just beginning to get correspondence on the bill indicating the difficulties with the bill and the fact that it will result in a loss of jobs and there will be a real loss to the workers of our areas. I have just received such mail in the last few days, and I would like at least to have the bill sent back until such time as we can hear the other side of this argument. I would urge a move to recommit.

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

Mr. BURD. Thank you, Mr. Speaker.

I also rise to support the motion to recommit the bill to Business and Commerce. A previous speaker made a statement here that there is only one diesel engine running in mines in the whole State of Pennsylvania, and I would have to caution that person who made that statement that I come from western Pennsylvania. We have deep limestone mines out there where huge shovels are being used under the ground, and I am sure that would apply to the limestone mines as well as the coal mines. So therefore, I definitely would want to take a better look at the language contained in this bill before I would want to see the General Assembly make a final decision on it. So I do rise to support the motion to recommit.

The SPEAKER. Does the gentleman from Allegheny, Mr. Itkin, desire recognition? The Chair recognizes the gentleman on the question of recommittal only.

Mr. ITKIN. Mr. Speaker, obviously people are rising today proposing recommitment for a number of reasons, principally because of ignorance relating to the bill. The last speaker talked about his noncoal mines that this bill would deal with, but the bill amends the Bituminous Coal Mine Act, so it only applies to underground coal mines in the bituminous region.

The real reason, Mr. Speaker, we want to deal with this issue in an up-front fashion is that the coal miners believe that the use of underground diesel engines causes—

The SPEAKER. The gentleman will yield.

The question is not on the merits of the bill; the question is on the recommitment motion of the gentleman, Mr. Taddonio. Please do not open up the box of the merits.

Mr. ITKIN. Mr. Speaker, then would Mr. Taddonio consent to interrogation on his recommitment motion?

The SPEAKER. The gentleman, Mr. Taddonio, indicates he will consent to interrogation on the question of recommitment. The gentleman, Mr. Itkin, may proceed.

Mr. ITKIN. Mr. Speaker, could you reiterate to the House your reason for recommitment?

Mr. TADDONIO. Yes. I do not think the whole subject has been adequately addressed or studied by the legislature at this time. I have a lot of information I have received subsequent to this bill coming on the calendar which disputes a lot of the things which have been stated here, and I would think that the committee should take the time to sit down and look at both sides of this issue, because there does seem to be very definitely another side to it.

Mr. ITKIN. Mr. Speaker, could you be more specific with respect to the inconsistency that you claim you have received relative to this bill?

Mr. TADDONIO. All right. For instance, one of the allegations was made that diesel engines cause death, and they cited a case in Utah where some people died. After looking into that, I found that was in 1966. That was the only case of a death by carbon monoxide, and that was in an unventilated mine, and it was way before the safety procedures that we have today. That is just one example of the types of things that have been said in support of this bill which I do not believe are germane and necessary and make this bill urgent to be passed.

Mr. ITKIN. So, Mr. Speaker, you want to recommit the bill to Business and Commerce to fully appreciate the health and safety effects of this particular piece of equipment? Why would you choose Business and Commerce for that particular purpose?

Mr. TADDONIO. The main reason is because it definitely is going to have an effect on business and commerce, particularly in my district where it is going to affect the overall job situation in the area of marketing these pieces of equipment.

Mr. ITKIN. Mr. Speaker, since there is only one diesel engine operating in Pennsylvania mines, how will this bill prohibit the company or companies that you allege to exist in your district?

The SPEAKER. The gentleman will yield.

The gentleman is attempting to do indirectly what he cannot do directly. The Chair respectfully requests that the scope of interrogation, the scope of debate, be limited strictly to the question of recommitment.

Mr. ITKIN. Mr. Speaker, the question of recommitment was on a basis that there was not enough information that the members had to make a judgment.

Mr. Speaker, he made the statement that there would be jobs lost if we did not recommit this bill, and before I can vote on recommitment, I want to know where he is getting this information and knowledge. Nothing preempts these manufacturers, and in fact that is what they have been basically doing, have been selling these particular types of devices outside of Pennsylvania. The prohibition in Pennsylvania, when in fact there has been only one engine used in Pennsylvania, certainly does not really delete the market, so I cannot understand how jobs would be lost in Pennsylvania if Pennsylvania does not purchase such equipment now.

Mr. TADDONIO. First of all, it would deny the entry into the marketplace in Pennsylvania of this equipment which is now being developed—

The SPEAKER. The gentleman will yield.

The debate will restrict itself to the question of recommitment. There are seven people asking for recognition on the recommitment. We are not going to open the doors of the merits of the bill.

Does the gentleman, Mr. Itkin, have any further comments with respect to recommitment?

Mr. ITKIN. Mr. Speaker, rather than take up the time of the House at this point, I would urge a vote not to recommit. The issues are very clean and can be easily debated in the House in a few minutes, and I am sure the members would then be in a better judgment to make that determination.

There is really no need to recommit. There are several members on this floor who are very knowledgeable with the provisions of this measure and certainly can guide the House and answer interrogation on any issue that the members may care to raise. Mr. Speaker, I would oppose the motion to recommit.

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

Mr. D. R. WRIGHT. Thank you, Mr. Speaker.

In Representative Smith's district after November and in my district now there is a Brookville Locomotive Company, a little company that employs about 16 or 17 people and over the past few years has spent about—

The SPEAKER. The gentleman will yield.

The Chair is very interested in the statement of the gentleman but fails to see what it has to do with the question of recommittal. Will the gentleman please confine his remarks to that question.

Mr. D. R. WRIGHT. I think if you will give me 30 seconds more, it will be crystal clear to both of us.

There is in our districts a small company that employs 16 or 17 people, that has spent about \$3 million to construct a low-polluting diesel engine. What these folks would like to do is to be able to come before the committee and present their case. Now, if after hearing that case they want to present this bill, I think I can support it then, but they would very much like to have an opportunity to present a case for an innovative diesel engine that may not require this legislation.

I would appreciate a motion to recommit, and then if after that consideration it appears that the bill still ought to be offered and passed, then I would support it.

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

Mr. L. E. SMITH. Mr. Speaker, I support the move to recommit this bill for the reason that the technology that has been developed has not had a full hearing with the members of the House, and we would just like to be able to state the other side of this case and then let the members make a fair judgment.

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

Mr. DeWEESE. Mr. Speaker, I rise to vigorously support the gentleman, Mr. Telek, and the chairman of the Mines and Energy Committee, Mr. Wright. We have debated and discussed at length the merits of this bill. Mr. Burd rose to the microphone and made an argument, and it was countermanded. Mr. Lehr and Mr. Taddonio rose to the microphone and made an argument for recommittal, and in my opinion, those arguments were countermanded.

We only have one diesel engine operating in underground coal mines in the Commonwealth, and I am convinced that if we recommit this measure, the bill will never see the light of day. There is no economic implication; there is no safety implication involved. I urge that this bill be voted on today. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Duffy, on the question of recommittal.

Mr. DUFFY. I support the motion to recommit. As the previous speaker said, there is only one diesel engine that is in use in the deep coal mines in Pennsylvania. If such is the case, I cannot understand why the rush is to push this bill through, because I just cannot understand what problems of health or welfare the miners have with just one engine in use. So let us recommit it, have some public hearings on it, and then either pass it or make it fail in the future. Thank you.

The SPEAKER. Does the gentleman from York, Mr. Dorr, desire recognition?

Mr. DORR. Yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. DORR. Thank you, Mr. Speaker.

I do not think any of us want to deny members the opportunity to vote on legislation which truly involves the safety of Pennsylvanians. However, the very debate on this bill on the matter of recommittal indicates that there is not a clear picture before the General Assembly today as to whether there are safety implications involved in the use of these engines or not. In addition, there is an unclarity as to whether or not jobs are affected in Pennsylvania by the legislation.

Mr. Speaker, I think that the debate on recommittal itself indicates a reason to recommit the bill, so that a committee of this House can study the matter that I have discussed as to whether or not safety is involved and whether or not jobs are involved in Pennsylvania, and that committee can report to us after having heard both sides of the argument.

Mr. Speaker, we on occasion in Pennsylvania have dealt with laws on the basis that they do involve Pennsylvania jobs, regardless of the merits of the use of the particular goods in Pennsylvania or not. That subject brings up the matter of the studded tires, for example, where we have passed legislation in Pennsylvania largely—

The SPEAKER. The gentleman will yield.

If the gentleman brings up the studded-tire question, you know Mr. Petrarca is going to be up. Kindly restrict your remarks to the question of recommittal.

Mr. DORR. Mr. Speaker, that in itself provides an argument as to why this bill should be recommitted for further study. The implications of the bill need committee study, and I recommend that we vote in favor of the motion to recommit the bill.

The SPEAKER. The question recurs, will the House agree to the motion of the gentleman, Mr. Taddonio, to recommit HB 2280 to the Committee on Business and Commerce? On that question, those in favor of recommittal will vote "aye"; opposed, "no."

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—52

Anderson	Gladeck	Marmion	Saurman
Bittle	Hagarty	Merry	Smith, B.
Burd	Heiser	Micozzie	Smith, L. E.
Civera	Hutchinson, A.	Miller	Spencer
Cornell	Jackson	Moehlmann	Swaim
DeVerter	Johnson	Nabill	Taddonio
Daikeler	Kowalyszyn	Noye	Taylor, E. Z.
Davies	Kukovich	Pott	Vroon
Donatucci	Lashingier	Pucciarelli	Wenger
Dorr	Lehr	Rasco	Wright, D. R.
Duffy	Letterman	Reber	
Fleck	McIntyre	Rieger	Ryan,
Foster, Jr., A.	McVerry	Rybak	Speaker
Gamble	Madigan		

NAYS—136

Armstrong	Dombrowski	Livengood	Rocks
Arty	Durham	Lloyd	Serafini
Barber	Evans	Lucyk	Seventy
Belardi	Fargo	McClatchy	Showers
Belfanti	Fee	McMonagle	Sieminski
Beloff	Fischer	Mackowski	Sirianni
Berson	Foster, W. W.	Maiale	Smith, E. H.
Blaum	Frazier	Manderino	Snyder
Bowser	Freind	Manmiller	Spitz
Boyes	Fryer	Michlovic	Stairs
Brandt	Gallagher	Miscevich	Steighner
Brown	Gallen	Morris	Stevens
Burns	Gannon	Mowery	Stewart
Caltagirone	Geist	Mrkonic	Stuban
Cappabianca	George	Mullen	Sweet
Cawley	Grabowski	Murphy	Swift
Cessar	Greenwood	O'Donnell	Taylor, F. E.
Cimini	Grieco	Olasz	Telek
Clark	Gruitza	Oliver	Tigue
Clymer	Gruppo	Pendleton	Trello
Cochran	Haluska	Perzel	Van Horne
Cohen	Harper	Peterson	Wachob
Colafella	Hasay	Petrarca	Wambach
Cole	Hayes	Petrone	Wargo
Cordisco	Hoeffel	Phillips	Wass
Coslett	Honaman	Piccola	Weston
Cowell	Horgos	Pievsky	Wiggins
Cunningham	Irvic	Pistella	Williams, H.
DeMedio	Itkin	Pitts	Williams, J. D.
DeWeese	Klingaman	Pratt	Wilson
Dawida	Kolter	Punt	Wogan
Deal	Laughlin	Rappaport	Wozniak
Dietz	Lescovitz	Richardson	Wright, J. I.
Dininni	Levi	Ritter	Zwifl

NOT VOTING—6

Alden	Gray	Shupnik	Wright, R. C.
Emerson	Lewis		

EXCUSED—5

Borski	Kennedy	Levin	Salvatore
Greenfield			

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. L. E. SMITH offered the following amendments No. A7329:

Amend Title, page 1, line 10, by removing the period after "mincs" and inserting
in certain cases.

Amend Sec. 2 (Sec. 286.1), page 2, line 5, by removing the period after "EXPIRE" and inserting
but in any case an internal combustion engine used for experimental purposes or one approved by the secretary for deep mine safety shall be permitted.

On the question,

Will the House agree to the amendments?

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

Mr. L. E. SMITH. Mr. Speaker, this amendment would permit internal combustion engines for experimental purposes or an engine that is approved by the secretary for deep mine safety.

I think it is very necessary that we adopt this amendment, because we have manufacturers in Pennsylvania who have spent millions of dollars developing a technology which is used in many countries throughout the world in coal mines and in other States in the United States. They have recently perfected a water bath scrubber for the exhaust system which has been very costly to them, and we feel that by the adoption of this amendment, the secretary for deep mine safety would still have the necessary regulatory power, and he would have to be convinced that under certain conditions these engines could be used safely underground. I ask for an affirmative vote on amendment 7329.

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Telek.

Mr. TELEK. Mr. Speaker, this amendment would drastically change the bill. The amendment adds language to the bill which would permit the use of internal combustion engines for experimental purposes in underground coal mines and also permits the use of an engine approved by the commissioner for deep mine safety. With his provision in this amendment, experimental purposes in essence would give a carte blanche permit to mine organizations to allow the use of diesel engines. It practically takes out the intent of the bill and restores DER (Department of Environmental Resources) in full control in permitting the use of engines; and number two, it can skirt the authority of DER just by saying it is going to be used for experimental purposes at the expense of the coal miners' health.

In the confined atmosphere of an underground mine, diesel engines pose a significant health problem for coal miners. Diesel fumes contain several known and suspected cancer-causing agents. Even more disturbing is the potential synergistic effect of coal dust and diesel fumes. Some occupational health experts fear that the combined health effects of breathing a mixture of coal mine dust and diesel exhaust could be much worse than the well-documented effect of breathing coal mine dust.

Today Pennsylvania has over 170,000 black lung recipients. The use of diesel equipment in underground mines could lead to an increase in that number. The possible neurological effects of the nitrous components of diesel emissions are also cause for concern.

In addition, the replacement of oxygen in the red blood cells with carbon monoxide may sufficiently alter the reaction time of exposed miners to increase the number of accidents and injuries to coal miners. Diesel fumes not only pose a significant health risk to miners but also may decrease the level of safety.

The coal miners of Pennsylvania should not be used as guinea pigs and exposed to these known aforementioned factors when in fact they are already exposed to such dangerous health and safety hazards presently in the mines. I ask the members that if your concern and our concern is the health of the coal miners, then I ask you to oppose this amendment.

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

Mr. DeWEESE. Mr. Speaker, I rise to support and fortify the comments of Mr. Telek again. What Mr. Smith is trying to do is obviate the need for this legislation. His amendment will gut the bill. Are we going to be direct, are we going to be forceful, or are we going to be namby-pamby?

I am convinced that coal miners from the western frontier to Appalachia, from Kentucky to Pennsylvania, are in favor of this kind of legislation. I am convinced that the business community is opposed to this kind of legislation. I ask my brothers and sisters here on the floor to support Bill Telek and negate this amendment. Thank you.

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

Mr. ITKIN. Mr. Speaker, I rise to oppose Representative Smith's amendment. I do so not just on the basis that this seemingly innocuous amendment would gut the bill but would in fact gut current law. To say that you may in any case use an internal combustion engine for experimental purposes will only lead to every coal mine in Pennsylvania having a diesel engine, of course on the basis of an experimental use.

Mr. Speaker, what protection will this afford the miners of Pennsylvania when the management of a mining company decides that they wish to use such a device on the basis of an experimental purpose? I would like to point out that this would preclude the approval of the Secretary of the Department of Environmental Resources if it is alleged that the purpose of this particular device is for experimental purposes.

Finally, I make an appeal to the members of this House. It is bad enough to work in mining today; it is worse to work in an underground mine suffering from the occupational diseases inherent in such occupation, but, Mr. Speaker, can you imagine working in such a mine and working behind a piece of equipment that is equivalent to working in back of a bus? Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wright, on the question of the adoption of the amendment.

Mr. J. L. WRIGHT. Allow me to have the last word, Mr. Speaker.

I recommend a "no" vote on the amendment.

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

Mr. TADDONIO. Mr. Speaker, I must rise in support of the amendment.

You know, first of all I find it rather difficult to swallow that we in the House would be banning technology forever to say that you cannot use diesel engines in the mines no matter what state of advancement they are in. I think this does give us a check. It does give the approval by the commissioner for the equipment, plus the fact that if we look at the record, as far as health in Great Britain, they have been using these machines underground for 25 years and their incidence of lung disease has dropped dramatically. In fact, in a circular by the United States Bureau of Mines, it reads, "...the next giant step to be taken toward providing the coal miner with the most healthy and safe working environment possible must be that of allowing and promoting the use of diesel equipment in underground coal mines."

I say this is a bill to stop technology, to stop increases in productivity, and it is a bill against safety. I would support the amendment.

The SPEAKER. The Chair recognizes the gentleman from Cambria, Dr. Haluska.

Mr. HALUSKA. Mr. Speaker, I think we should look at this amendment with caution. First of all, the machinery in the mines today is being operated by electricity. This electricity in most of these areas is being generated by coal. I think we have done enough for the OPEC (Organization of Petroleum Exporting Countries) nations. We have taken our generating plants and converted them from coal to oil in many cases, and now we regret it. I think this is another measure that would take place, that we are going to reduce the amount of coal that can be mined if we replace the machinery that is currently being used with the fuel oil machinery that would help the OPEC nations and decrease the amount of coal that would be mined.

I would ask that you vote against this amendment. I thank you.

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

Mr. KOLTER. Mr. Speaker, these colleagues of ours who are pushing this amendment, I wish they would have taken a trip that I took about a month ago when I visited Erling Mine No. 1 in Indiana County. I went down 375 feet. The mine itself was considered the best mine being operated in Pennsylvania. There was less than 48 inches between the floor I was standing on and the roof. I spent 3 hours there in a position that I was either kneeling, crawling, or bent down. And now, mind you, this was the finer mine; 65 feet above me another mine was located in which there were 36 inches between the floor and the ceiling. In those 3 hours that I spent there, Mr. Speaker, while the mining was going on, the dust and the dirt was unbelievable. And mind you, the mine company did a fine job in taking care of the dust, but the dust was there, and breathing was very difficult. In talking with the miners there, they had a concern. Their concern was the use of the internal combustion engines. With the fumes there, breathing would be impossible.

I ask my colleagues here, have you ever visited a mine? Have you ever gone down there and breathed like these miners breathe 8 hours a day, or attempt to breathe? I do not think you have, because if you would have done what I did, you certainly would not propose this legislation and you would certainly pass HB 2280. Mr. Speaker, I ask you to vote "no" on this amendment.

The SPEAKER. The Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Very briefly, I rise to oppose this amendment and would make two points with regard to the arguments presented by Mr. Taddonio and Mr. Smith.

First, it has been argued that we do not need to worry about the safety of experimental diesels because they have to be approved by the secretary. In my reading of this amendment, it does not require that at all. It says that "...in any case an

internal combustion engine used for experimental purposes...shall be permitted." That business about secretarial approval is a separate independent way to get the diesel into the mine. So it is not correct to say that there is a protection here, that the secretary is going to protect the miners.

The second point, we have been accused of trying to shut out technology. And while I would be willing to go along and many others might be willing to go along with some kind of experimentation, that ought to be experimentation to which the workers agree, and the gentleman, Mr. Smith's amendment does not allow for that. It just says experimentation, whatever the coal operator decides, notwithstanding what the miner says, and maybe even notwithstanding what the collective-bargaining agreement says.

So, Mr. Speaker, this amendment is much broader than the people who are arguing on its behalf have conceded, and I think on that basis alone we ought to reject the amendment. Thank you.

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

Mr. L. E. SMITH. Mr. Speaker, I have been trying to get recognition. This was called to my attention, that there is an error in the drafting of this amendment. The intent was that the secretary for deep mine safety would have to approve the experimental use of internal combustion engines, so I would ask for whatever is necessary to allow me to correct this amendment.

AMENDMENTS WITHDRAWN

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

Mr. L. E. SMITH. Mr. Speaker, I withdraw temporarily this amendment.

BILL PLACED ON THIRD CONSIDERATION POSTPONED CALENDAR

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

Mr. L. E. SMITH. Mr. Speaker, I move that HB 2280 be placed on the third reading postponed calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

The SPEAKER. Will the gentleman, Mr. Smith, advise the Chair as to whether or not HB 2281 is to run in concert with HB 2280?

Mr. L. E. SMITH. Mr. Speaker, I had a similar amendment for HB 2281, but I note that the drafting error exists in it also, so I would ask to do what we did with HB 2280.

The SPEAKER. Without objection, HB 2281 will be passed over temporarily. The Chair hears no objection.

REMARKS ON VOTE

The SPEAKER. For what purpose does the lady from Montgomery, Mrs. Lewis, rise?

Mrs. LEWIS. I was out of my seat on the recommittal motion for HB 2280 and would like to be recorded in the positive.

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

MEMBER'S PRESENCE RECORDED

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2304, PN 2995**, entitled:

An Act providing for the establishment and maintenance of a center to provide ambulatory and inpatient services for the diagnosis,*** of persons who have physical or neuro-developmental disabilities;***.

On the question,

Will the House agree to the bill on third consideration?

Mr. MANDERINO offered the following amendment No. A7791:

Amend Sec. 6, page 4, line 10, by inserting after "hereof,"

All employees of the Elizabethtown Hospital for Children and Youth shall remain employees of the Commonwealth until the termination of the lease.

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the minority whip.

Mr. MANDERINO. Thank you, Mr. Speaker.

Mr. Speaker, the amendment that I offer has to do with the union representation of the employees at the Elizabethtown Hospital for Children and Youth. The bill before us envisions a construction at the Hershey Medical Center, now operated by Penn State University, of several additional floors to the medical facility there which will eventually house the orthopedic services to children that are presently being housed at Elizabethtown Hospital for Children and Youth. In addition, the addition at the Penn State Hershey Medical Center will also be used for other things. The bill envisions the expenditure of some \$29 million or \$30 million and, when that particular structure is completed, the transfer of all services from Elizabethtown to the Hershey Medical Center and Penn State. What my amendment simply says is that the employees at Elizabethtown will remain employees of the Commonwealth of Pennsylvania until the termination of the lease that this bill provides of the Elizabethtown facilities by Penn State University.

Mr. Speaker, what we are proposing is *nothing* radically different than what exists today, because today Penn State manages and administers in great part the Elizabethtown Hospital for Children and Youth, and the employees there are presently Commonwealth employees. I am simply saying that we as legislators should not enter into the transfer of employ-

ees from one union organization to another until that is necessary, and that will not be necessary until the new facility is completed at Hershey. Mr. Speaker, I ask for the adoption of the amendment.

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

Mr. BRANDT. Thank you, Mr. Speaker.

I think the amendment before us, Mr. Speaker, provided by or sponsored by the minority whip, has good intent, but unfortunately, it cannot happen as clean as he has proposed to us here.

He talks about the building of a building at Hershey taking up to 6 years, which is accurate. But what is more important than the bricks and mortar of this issue is the program that is being performed at Elizabethtown in providing rehabilitative services to children and youth, and that program will integrate with Hershey. It will not be a separate entity; it will be integrated starting July 1, as the bill proposes. We cannot take employees at Elizabethtown, have them work for Hershey, and continue drawing salaries from the Commonwealth. You run into the real scenario of an individual or an employee having two bosses. We cannot do that.

He shows concern in the amendment for the employees, the organized labor at Elizabethtown. There is organized labor at Hershey. We are not saying to employees that you will no longer be afforded the opportunity to belong to a labor union. There are labor unions involved with Hershey.

To me, this total issue has drawn this conclusion after many years, and I would certainly suggest that we vote against this amendment, because it is important to continue the program. These employees will have the same benefits; they will have added benefits, as they do at Elizabethtown, and I have to oppose the amendment, Mr. Speaker.

The SPEAKER. The Chair recognizes the minority whip for the second time on the question.

Mr. MANDERINO. Very briefly, Mr. Speaker, the reason I propose this amendment is, the present situation is such that the people at Hershey Medical Center are already administering, supervising, and running the show at Elizabethtown. That has been going on for several years. We are going to continue to appropriate Commonwealth money, every penny that is necessary to subsidize the operation. In fact, the bill guarantees to Penn State Medical Center at Hershey that they will receive the exact same money that they are now receiving at Elizabethtown from the State of Pennsylvania with cost-of-living escalations, and unless they receive that, they are going to shut down the operation. As long as we are paying Commonwealth money, until that building is built and as long as the facility is going to continue to run at Elizabethtown and not at Hershey, it seems to me that those employees ought not to be taken from one bargaining unit and placed by the action of this General Assembly into a different bargaining unit until that is absolutely necessary. We ought not to take sides, and that is all I am asking.

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

Mr. BRANDT. The last statement made by Mr. Mandrino, Mr. Speaker, is exactly to the point of the problem with this amendment. We do have in place law in Pennsylvania, Act 195, that allows these individuals to belong to collective-bargaining units. What we are saying with this amendment is that we are forcing upon those individuals what union they shall or shall not belong to. As I stated previously, there are unions in place at the Hershey Medical Center, and we are not depriving any member or any employee from participating in union activity. I do not think it is up to us to dictate to those individuals what union they shall or shall not belong to. Hershey recognizes unions; the E-town Hospital does, and I think at this point we should put into place this bill and let those individuals decide where they should go and what union representation they have. Therefore, I continue to oppose the amendment.

The SPEAKER. The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, may I interrogate Mr. Brandt?

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

Mr. GEORGE. Mr. Speaker, I think your statement insists that these people would be allowed to be involved in another union. Is that right? In other words, if they were to go from the union they are in now, they would still be granted the privilege and the right to have membership in another union.

Mr. BRANDT. That is correct, Mr. Speaker.

Mr. GEORGE. Then conveying their membership from the one union to another, would that guarantee them the right to seniority in the new union? For instance, suppose there was going to be a layoff. Would they have protection, or would their seniority be that of a new member?

Mr. BRANDT. The most important commodity at the Elizabethtown Hospital that Penn State University is interested in are the employees of that institution. To them, that is the most important part of the program there. Penn State University, in public meetings with the employees and in statements and letters that were written, they are not going to lay anybody off. They are going to continue the full employment of everyone at E-town. They are going to take them over on seniority lines. They will acknowledge the years of service at Elizabethtown as they integrate into the Hershey program. No one gets any less money; no one gets any less salary than they do now. They are allowed to carry over their seniority for vacation purposes. They are allowed to take over their determined amount of time for sick leave, and they want the employees at Elizabethtown.

Mr. GEORGE. Mr. Speaker, as to your statement, would you take a moment and point out to me in the legislation on just what page and what line that protection exists?

Mr. BRANDT. That is the real problem with this type of amendment, Mr. Speaker. It is difficult for us to set into law that type of language and say that from here on, this shall be. We are setting here a framework for this transfer and this affiliation, and it is difficult for us to put this type of language in the law.

Mr. GEORGE. Mr. Speaker, I am sure we all just want a true and factual answer. I do not insist that you are trying to be devoid, but again I ask you a question. Mr. Speaker, may I repeat it again?

Were these employees to go over and assume, as you say, their right as union members, and they would be AFSCME (American Federation of State, County, and Municipal Employees) members and they would transfer to a Teamsters, would they have the right to seniority? Would they have a right to the longevity clause? Would they have a right to the superseniority that now exists as far as layoffs are concerned? I want to know whether their seniority would be carried over and they would be treated with the same amount of seniority accorded to them, or would they be qualified as being on the bottom of the totem pole, so to speak?

Mr. BRANDT. The answer to your question is yes. They would go over on seniority, and they will be integrated into, let us say, the Hershey payroll with the seniority they have at Elizabethtown.

Mr. GEORGE. Well, you are saying that, Mr. Speaker, and I trust you, but the bill does not say that. That is my concern. Where does it say that in the bill? Now, you probably want that to happen, but it is not in the bill. Are you willing to put that in the bill, Mr. Speaker?

Mr. BRANDT. Would you repeat your question, please?

Mr. GEORGE. Are you willing—because I feel you do want that; you want that protection—are you willing to lay this bill over and have that put in the bill so we can all be assured that that protection exists, since it is not in the bill at this time?

Mr. BRANDT. It has been suggested to me that that language would be very difficult to put into legislation. We have the assurance of Penn State. We here as a legislature really have the ability to make sure that they do continue that from year to year with the appropriation we always give to Penn State.

Mr. GEORGE. Thank you, Mr. Speaker.
Mr. Speaker?

The SPEAKER. The gentleman may proceed.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, I do not want to belabor this, but there is a matter that is of great importance, and I shall not take a very long time in presenting an argument. But here we have employees who have been employed by an employer for a considerable time, and we insist because of all these moneys they will continue to receive protection, so to speak, and this bill does not do it. We are going to spend the same amount of money, even a greater amount of money, but the bill does not insist that the protection is there as the gentleman, Mr. Brandt, insists. So therefore, Mr. Speaker, I ask you to support the Manderino amendment. Thank you very much.

The SPEAKER. The Chair recognizes the minority leader.

Mr. IRVIS. Mr. Speaker, I say this in no derogation of Mr. Brandt. I like him and respect him. But I want the members to know that while everything Mr. Brandt has said is true and verifiable, Penn State has said that these people who will be transferred from one labor union to another will be given

seniority. But the receiving union has not spoken; it has not said that, and that is the very problem that Mr. Manderino is trying to resolve. I respect Mr. Brandt's position on unions, but I do not know what his experience has been. But I have had some, and I do not care what Penn State says, and I talked to Penn State as recently as last week, and I believe they mean to do this. But until either the law says the Teamsters must, or until the Teamsters say to me we shall, I will not believe a thing.

That is the reason I am asking that today we agree with Mr. Manderino's amendment and his approach. It is not the time to force men and women into a different union by legislation of this body when we have no guarantees either in the law or in the receiving union that their rights will not be abridged thereby. I ask for an affirmative vote on the Manderino amendment.

The SPEAKER. The Chair recognizes the gentleman, Mr. Brandt, for the last time on the question.

Mr. BRANDT. Thank you, Mr. Speaker.

In response to the minority leader, it is just important that we keep in mind, I think it would be most difficult for us as a legislative body to dictate to an entity, a union, what they shall or shall not do. I think that this bill as it is has merits. I stated that I feel, along with other people who have been discussing this, that Penn State has assured us of this, and I think that we should put our faith in that. We still have the ability as a legislative body that if that action is not carried out, we have the ability to force them to do that. So I urge a negative vote on the amendment. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote. Voting machine malfunctioned. Votes did not register.)

The SPEAKER. The gentleman from Westmoreland did it again.

Will the majority leader come to the rostrum? Will the gentleman, Mr. Irvis, come to the rostrum?

(A conference was held at the Speaker's podium.)

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Mr. Speaker, I move that HB 2304, together with amendments, be laid upon the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

REQUEST FOR RECESS

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Mr. Speaker, I suggest we take lunch until 2 p.m.

The SPEAKER. When the House is declared in recess, it shall be in recess until 2 p.m.

INSURANCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Mr. Speaker, we will reconvene the House Insurance Committee in the Annex in room 22. Lunch will be served for the members of the committee. Thank you.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. McClatchy, who calls an immediate meeting of the Appropriations Committee in room 245.

EDUCATION COMMITTEE MEETING

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

Mr. FISCHER. Mr. Speaker, I would like to call a meeting of the Committee on Education right now in the room to my rear.

The SPEAKER. There will be an immediate meeting of the Education Committee in the room to the rear of the chamber.

RECESS

The SPEAKER. Without objection, this House stands in recess until 2 p.m. The Chair hears none.

AFTER RECESS

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. Due to difficulties with the automatic voting machine, the House will take no further roll-call votes today. There will, however, be a continuation of the session for administrative purposes to accept reports of committees and the like. The members interested in that should report to the floor immediately.

The Chair has a further announcement. It is the understanding of the Chair that the majority leader intends to adjourn the House today until Monday at 1 o'clock.

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 1040, PN 3279**, and has appointed Senators HESS, JUBELIRER and MELLOW 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. FREIND moved that the House insist upon its nonconcurrency in Senate amendments to HB 1040, PN 3279, and that a committee of conference on the part of the House 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 1040, PN 3279:

Messrs. FREIND, A. C. FOSTER and SWEET.

Ordered, That the clerk inform the Senate accordingly.

CONFERENCE COMMITTEE MEETING

The SPEAKER. The Chair announces on behalf of the conferees to HB 1040 that there will be a meeting of the conferees at 3 p.m. in the Senate Rules Committee room. There will be a meeting of the conferees on HB 1040 at 3 p.m. in the Senate Rules Committee room.

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

SB 706, PN 1826 (Unanimous)

By Rep. FISCHER

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," further providing for release of pupils for religious instruction.

EDUCATION.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Levin, who asks that his name be removed from the leave of absence list.

BILLS REREPORTED FROM COMMITTEE

SB 754, PN 1680

By Rep. McCLATCHY

An Act providing for the creation and operation of a District Attorneys' Commission in the Office of the Attorney General and prescribing its powers and duties.

APPROPRIATIONS.

SB 755, PN 1727

By Rep. McCLATCHY

An Act providing for optional training for district attorneys and assistant district attorneys by the District Attorneys' Commission and authorizing optional advanced training courses for district attorneys and assistant district attorneys to be conducted by the District Attorneys' Commission.

APPROPRIATIONS.

SB 1135, PN 2013 (Amended)

By Rep. McCLATCHY

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for the commission to fix the compensation for administrative law judges.

APPROPRIATIONS.

SB 1309, PN 1640 By Rep. McCLATCHY

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled "The Fiscal Code," further providing for audits of requisitions, issuance of warrants and payments.

APPROPRIATIONS.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED**

SB 1396, PN 1838 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1397, PN 1839 By Rep. McCLATCHY

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.

APPROPRIATIONS.

SB 1398, PN 1840 By Rep. McCLATCHY

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, 1982 to June 30, 1983 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1982.

APPROPRIATIONS.

SB 1399, PN 1841 By Rep. McCLATCHY

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.

APPROPRIATIONS.

SB 1400, PN 1842 By Rep. McCLATCHY

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, 1982 to June 30, 1983 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1982.

APPROPRIATIONS.

SB 1401, PN 1843 By Rep. McCLATCHY

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, 1982 to June 30, 1983 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1982.

APPROPRIATIONS.

SB 1445, PN 1924 By Rep. McCLATCHY

A Supplement to the act of April 1, 1863 (P. L. 213, No. 227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same

into effect, providing for a basis for payments of such appropriations and providing a method of accounting for the funds appropriated.

APPROPRIATIONS.

SB 1446, PN 1925 By Rep. McCLATCHY

A Supplement to the act of July 28, 1966 (3rd Sp. Sess., P. L. 87, No. 3), entitled "University of Pittsburgh - Commonwealth Act," making appropriations for carrying the same into effect, providing for a basis for payments of such appropriations and providing a method of accounting for the funds appropriated.

APPROPRIATIONS.

SB 1447, PN 1926 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1448, PN 1981 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1449, PN 1928 By Rep. McCLATCHY

An Act making appropriations to the Trustees of the University of Pennsylvania.

APPROPRIATIONS.

SB 1450, PN 1929 By Rep. McCLATCHY

An Act making appropriations to the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

APPROPRIATIONS.

SB 1451, PN 2014 (Amended)

By Rep. McCLATCHY

An Act making appropriations to the Thomas Jefferson University of Philadelphia, Pennsylvania.

APPROPRIATIONS.

SB 1452, PN 1931 By Rep. McCLATCHY

An Act making appropriations to The Medical College of Pennsylvania, East Falls, Philadelphia, Pennsylvania.

APPROPRIATIONS.

SB 1453, PN 1932 By Rep. McCLATCHY

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia, Pennsylvania.

APPROPRIATIONS.

SB 1454, PN 1933 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1455, PN 1934 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1456, PN 1935 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1457, PN 1936 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1458, PN 2015 (Amended)

By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1459, PN 1938 By Rep. McCLATCHY

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

APPROPRIATIONS.

SB 1460, PN 1939 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1461, PN 1940 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1462, PN 1941 By Rep. McCLATCHY

An Act making an appropriation to the Philadelphia College of Performing Arts, Philadelphia, Pennsylvania, for maintenance, general operation and student aid.

APPROPRIATIONS.

SB 1463, PN 1942 By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1464, PN 1943 By Rep. McCLATCHY

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia, Pennsylvania.

APPROPRIATIONS.

SB 1465, PN 1944 By Rep. McCLATCHY

An Act making an appropriation to the Central Penn Oncology Group.

APPROPRIATIONS.

SB 1466, PN 1945 By Rep. McCLATCHY

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

APPROPRIATIONS.

SB 1467, PN 1946

By Rep. McCLATCHY

An Act making an appropriation to the Wistar Institute-Research, Philadelphia, for the operation and maintenance of the institute.

APPROPRIATIONS.

SB 1468, PN 1947

By Rep. McCLATCHY

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

APPROPRIATIONS.

SB 1469, PN 1948

By Rep. McCLATCHY

An Act making an appropriation to St. Francis Hospital, Pittsburgh.

APPROPRIATIONS.

SB 1470, -PN 1949

By Rep. McCLATCHY

An Act making an appropriation to St. Christopher's Hospital of Philadelphia, Pennsylvania, for treatment of cerebral palsy.

APPROPRIATIONS.

SB 1471, PN 1950

By Rep. McCLATCHY

An Act making an appropriation to the Lancaster Cleft Palate.

APPROPRIATIONS.

SB 1472, PN 1951

By Rep. McCLATCHY

An Act making an appropriation to the Pittsburgh Cleft Palate.

APPROPRIATIONS.

SB 1473, PN 1952

By Rep. McCLATCHY

An Act making an appropriation to the Trustees of the Jefferson Medical College and Hospital of Philadelphia for a comprehensive program relating to Tay-Sachs disease.

APPROPRIATIONS.

SB 1474, PN 1953

By Rep. McCLATCHY

An Act making an appropriation to the Burn Foundation of Greater Delaware Valley.

APPROPRIATIONS.

SB 1475, PN 1954

By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1476, PN 1955

By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1477, PN 1956

By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1478, PN 1957

By Rep. McCLATCHY

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

APPROPRIATIONS.

SB 1479, PN 1958 By Rep. McCLATCHY
An Act making an appropriation to the Academy of Natural Sciences of Philadelphia at Philadelphia, Pennsylvania.

APPROPRIATIONS.

SB 1480, PN 1959 By Rep. McCLATCHY
An Act making an appropriation to the Trustees of the Buhl Science Center, Pittsburgh, Pennsylvania.

APPROPRIATIONS.

SB 1481, PN 1960 By Rep. McCLATCHY
An Act making an appropriation to the Museum of the Philadelphia Civic Center, Philadelphia, Pennsylvania, for maintenance and the purchase of apparatus, supplies and equipment.

APPROPRIATIONS.

SB 1483, PN 1962 By Rep. McCLATCHY
An Act making an appropriation to the Home for Crippled Children, Pittsburgh, Pennsylvania.

APPROPRIATIONS.

SB 1484, PN 1963 By Rep. McCLATCHY
An Act making an appropriation to the Arsenal Family and Children's Center.

APPROPRIATIONS.

SB 1485, PN 1964 By Rep. McCLATCHY
An Act making an appropriation to the trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic.

APPROPRIATIONS.

SB 1486, PN 1966 By Rep. McCLATCHY
An Act making an appropriation to the Beacon Lodge Camp.

APPROPRIATIONS.

RULES COMMITTEE MEETING

The SPEAKER. There will be an immediate meeting of the Rules Committee in the majority leader's office.

BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED

SB 1185, PN 1424 By Rep. DeVERTER
An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for ancillary health services.

INSURANCE.

SENATE MESSAGE

HOUSE BILL
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1927, PN 2517**, with information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE RESOLUTION
RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, informed that the Senate has concurred in **HR 180, PN 3343**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

The SPEAKER. The resolution will appear on the calendar.

BILL SIGNED BY SPEAKER

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

HB 1927, PN 2517

An Act repealing sections 1 through 16, act of March 31, 1876 (P. L. 13, No. 15), entitled "An act to carry into effect section five, of article fourteenth, of the constitution, relative to the salaries of county officers and the payment of fees received by them into the state or county treasury, in counties containing over one hundred and fifty thousand inhabitants."

REPORT FROM RULES COMMITTEE

BILLS REMOVED FROM TABLE
FOR CALENDAR

The SPEAKER. The Chair recognizes the majority leader, who makes the following report on behalf of the Rules Committee.

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:

HB 1620;
SB 1363;
SB 1396;
SB 1397;
SB 1398;
SB 1399;
SB 1400;
SB 1401;
SB 1445;
SB 1446;
SB 1447;
SB 1448;
SB 1449;
SB 1450;
SB 1451;
SB 1452;
SB 1453;
SB 1454;
SB 1455;
SB 1456;
SB 1457;
SB 1458;
SB 1459;

SB 1460;
 SB 1461;
 SB 1462;
 SB 1463;
 SB 1464;
 SB 1465;
 SB 1466;
 SB 1467;
 SB 1468;
 SB 1469;
 SB 1470;
 SB 1471;
 SB 1472;
 SB 1473;
 SB 1474;
 SB 1475;
 SB 1476;
 SB 1477;
 SB 1478;
 SB 1479;
 SB 1480;
 SB 1481;
 SB 1483;
 SB 1484;
 SB 1485; and
 SB 1486.

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

**BILL 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 bill from the table and place it on the active calendar, with the understanding that it will be recommitted to the Local Government Committee at a later date, and I so move:

HB 2451.

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

RECESS

The SPEAKER. The Chair, without objection, declares a recess until 4:15 p.m. for the purpose of receiving a report from the Conference Committee on HB 1040 and any other reports. The Chair hears no objection.

AFTER RECESS

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

**REPORT OF COMMITTEE
 OF CONFERENCE PRESENTED**

Mr. FREIND presented the Report of the Committee of Conference on **HB 1040, PN 3385**.

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.

ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Mr. Speaker, I move that this House do now adjourn until Monday, June 7, 1982, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
 Will the House agree to the motion?
 Motion was agreed to, and at 4:16 p.m., e.d.t., the House adjourned.