

# Legislative Journal

MONDAY, JUNE 6, 1983

SESSION OF 1983

167TH OF THE GENERAL ASSEMBLY

No. 45

## HOUSE OF REPRESENTATIVES

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

### THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

#### PRAYER

REV. DR. DAVID R. HOOVER, chaplain of the House of Representatives, from McConnellsburg, Pennsylvania, offered the following prayer:

O God, there is none like Thee in heaven above or on the Earth beneath. Thou art the God and Father of us all. Thou hast formed us in Thine own image and placed us in Thy world to enjoy all of the blessings thereof. Challenge us to never forget Thee but to look to Thee in times of prosperity as well as adversity. Make us conscious of Thy forgiving spirit as well as the tender mercy and providential love Thou dost hold out to each one of us. Keep us in the hollow of Thy hand, and fill us with Thy power and strength that we may serve Thee in sincerity and truth. Watch over and care for us amidst all of life's adventures, and bestow upon us Thy abiding peace. Amen.

#### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Wednesday, June 1, 1983, will be postponed until the Journal is in print. The Chair hears no objection.

#### JOURNAL APPROVED

The SPEAKER. The Journal for Monday, May 23, 1983, is in print, and that Journal will be adopted unless the Chair hears objection. The Chair hears no objection.

#### HOUSE BILLS INTRODUCED AND REFERRED

No. 1145 By Representatives CORNELL, BUNT, MERRY, GODSHALL, VROON and JOHNSON

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (2nd Sp. Sess., 1937 P. L. 2897, No. 1), further providing for separation pay.

Referred to Committee on LABOR RELATIONS, June 6, 1983.

No. 1146 By Representatives GREENWOOD, REINARD, BUNT, CLYMER, BOYES, E. Z. TAYLOR, ALDERETTE, NOYE, HALUSKA, CIMINI, GODSHALL, MERRY, PETERSON, FATTAH, GALLAGHER, LLOYD, BURNS, J. L. WRIGHT and WILSON

An Act amending the "Pennsylvania Sewage Facilities Act," approved January 24, 1966 (1965 P. L. 1535, No. 537), further regulating permits for rural residences.

Referred to Committee on CONSERVATION, June 6, 1983.

No. 1147 By Representatives MOEHLMANN, WACHOB, JACKSON, SCHEETZ and MURPHY

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

Referred to Committee on TRANSPORTATION, June 6, 1983.

No. 1148 By Representatives GANNON, KLINGAMAN, BOYES, ARTY, CIMINI, HAYES, LEHR, CAWLEY, OLASZ, ALDERETTE, PERZEL, BELARDI, E. Z. TAYLOR, CESSAR, LEVIN, BUNT, STEVENS, PUNT, DeLUCA, KOSINSKI, CIVERA, SALVATORE, BOOK, FATTAH, JOHNSON, TELEK, NAHILL, GRUPPO, FISCHER, LASHINGER, DURHAM, PHILLIPS, GLADECK and GODSHALL

An Act amending the "Senior Citizens Rebate and Assistance Act," approved March 11, 1971 (P. L. 104, No. 3), providing for rebates for prescription costs.

Referred to Committee on FINANCE, June 6, 1983.

No. 1149 By Representatives ITKIN, D. R. WRIGHT, JAROLIN, PISTELLA, DAWIDA, GALLAGHER, CIMINI, McVERRY, FATTAH, LASHINGER, MICHLOVIC, VROON, HOFFEL, SHOWERS, JOHNSON, RUDY, DeLUCA, WOGAN, TRELLO and BUNT

An Act amending the "Custody and Grandparents Visitation Act," approved November 5, 1981 (P. L. 322, No. 115), adding definitions relating to partial custody and visitation.

Referred to Committee on JUDICIARY, June 6, 1983.

### SENATE BILLS FOR CONCURRENCE

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

#### SB 88, PN 91

Referred to Committee on FINANCE, June 6, 1983.

#### SB 554, PN 612

Referred to Committee on URBAN AFFAIRS, June 6, 1983.

#### SB 740, PN 887

Referred to Committee on BUSINESS AND COMMERCE, June 6, 1983.

### 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. 61.

Commonwealth of Pennsylvania  
Governor's Office  
Harrisburg

June 3, 1983

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 61, Printer's No. 943, entitled "AN ACT amending the act of April 29, 1937 (P.L. 487, No. 115), entitled, as reenacted and amended, 'An act to provide for the permanent personal registration of electors in cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties,' further providing for cancellation or suspension of registration."

Dick Thornburgh  
Governor

### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that the following bills be removed from the tabled calendar and placed on the active calendar:

HB 820; and

HB 855.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to place the master roll call for today. Members will proceed to vote.

The following roll call was recorded:

#### PRESENT—201

Afflerbach	Evans	Livengood	Rudy
Alderette	Fargo	Lloyd	Ryan
Angstadt	Fattah	Lucyk	Rybak
Armstrong	Fee	McCall	Saloom
Arty	Fischer	McClatchy	Salvatore
Baldwin	Flick	McHale	Saurman
Barber	Foster, W. W.	McIntyre	Scheetz
Battisto	Foster, Jr., A.	McMonagle	Schuler
Belardi	Freeman	McVerry	Semmel
Belfanti	Freind	Mackowski	Serafini
Beloff	Fryer	Madigan	Seventy
Blaum	Gallagher	Maiale	Sirianni
Book	Gallen	Manderino	Smith, B.
Bowser	Gamble	Manmiller	Smith, L. E.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marmion	Snyder, G. M.
Broujos	George	Mayernik	Spencer
Bunt	Gladeck	Merry	Spitz
Burd	Godshall	Michlovic	Stairs
Burns	Greenwood	Micozzie	Steighner
Caltagirone	Grieco	Miller	Stevens
Cappabianca	Gruitza	Miscevich	Stewart
Carn	Gruppo	Mochlmann	Stuban
Cawley	Hagarty	Morris	Sweet
Cessar	Haluska	Mowery	Swift
Cimini	Harper	Mrkonic	Taylor, E. Z.
Civera	Hasay	Murphy	Taylor, F. E.
Clark	Hayes	Nahill	Telek
Clymer	Herman	Noye	Tigue
Cohen	Hershey	O'Brien	Trello
Colafella	Hoefel	O'Donnell	Truman
Cole	Honaman	Olasz	Van Horne
Cordisco	Hutchinson	Oliver	Vron
Cornell	Itkin	Perzel	Wachob
Coslett	Jackson	Peterson	Wambach
Cowell	Jarolin	Petrarca	Wargo
Coy	Johnson	Petrone	Wass
Deluca	Kasunic	Phillips	Weston
DeVerter	Kennedy	Piccola	Wiggins
DeWeese	Klingaman	Pievsky	Williams
Daley	Kosinski	Pistella	Wilson
Davies	Kowalshyn	Pitts	Wogan
Dawida	Kukovich	Pott	Wozniak
Deal	Lashinger	Pratt	Wright, D. R.
Dietz	Laughlin	Preston	Wright, J. L.
Dininni	Lehr	Punt	Wright, R. C.
Dombrowski	Lescovitz	Reber	Zwilk
Donatucci	Letterman	Reinard	
Dorr	Levi	Richardson	Irvis,
Duffy	Levin	Rieger	Speaker
Durham	Linton	Robbins	

## ADDITIONS—0

## NOT VOTING—2

Rappaport Showers

## EXCUSED—0

## LEAVES ADDED—2

Rappaport Showers

**LEAVES OF ABSENCE GRANTED**

The SPEAKER. The Chair is about to take leaves of absence.

The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky, on leaves of absence.

Mr. PIEVSKY. Thank you, Mr. Speaker.

We ask leave of absence for the gentleman from Union, Mr. SHOWERS, for today, and the gentleman from Philadelphia, Mr. RAPPAPORT, for today.

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the minority whip, who indicates there are no requests for leave. The Chair thanks the gentleman.

**WELCOMES**

The SPEAKER. The Chair is delighted to welcome to the hall of the House some students from the Shippensburg Senior High School, who are here along with their teachers, Drew Reed and Robert Miller. They are all the guests of Representative Coy from Franklin County. They are in the balcony.

We also have with us in the House gallery, as the guest of Representative Stanley Jarolin, Mr. Lawrence Stadulis.

**BILLS REPORTED FROM COMMITTEES,  
CONSIDERED FIRST TIME, AND TABLED****HB 227, PN 1315 (Amended)**

By Rep. OLIVER

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns, and Townships, approved April 29, 1937 (P. L. 487, No. 115), extending the time before certain persons may be purged from the voter rolls.

## STATE GOVERNMENT.

**HB 511, PN 572**

By Rep. MRKONIC

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing a pension for paralyzed veterans.

## MILITARY AND VETERANS AFFAIRS.

**HB 534, PN 1316 (Amended)**

By Rep. PETRARCA

An Act providing that the Department of Environmental Resources shall share in the cost of supplying water to certain persons.

## MINES AND ENERGY MANAGEMENT.

**HB 547, PN 614**

By Rep. MRKONIC

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for pay of officers and enlisted personnel.

## MILITARY AND VETERANS AFFAIRS.

**HB 877, PN 1317 (Amended)**

By Rep. OLIVER

An Act amending the "Solid Waste Management Act," approved July 7, 1980 (P. L. 380, No. 97), providing for direct transporting of municipal waste.

## STATE GOVERNMENT.

**HB 981, PN 1318 (Amended)**

By Rep. MRKONIC

An Act authorizing the indebtedness, with the approval of the electors of \$100,000,000 for mortgage loans to qualified veterans.

## MILITARY AND VETERANS AFFAIRS.

**HB 982, PN 1135**

By Rep. MRKONIC

An Act amending the "Housing Finance Agency Law," approved December 3, 1959 (P. L. 1688, No. 621), providing for the issuance of qualified veterans' mortgage bonds.

## MILITARY AND VETERANS AFFAIRS.

**SB 527, PN 796**

By Rep. MRKONIC

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, changing provisions relating to the State Veterans' Commission.

## MILITARY AND VETERANS AFFAIRS.

**ANNOUNCEMENTS BY SPEAKER**

The SPEAKER. The Chair wishes to express its extreme gratitude to its personal friend who acted as the Speaker pro tempore for 2 weeks here, Representative Fryer.

The Chair has been informed that during the time that the Speaker pro tem was here, everybody was in his or her seat, everybody was polite, everybody kept his arguments short, and in short, in the Speaker's absence, everything was heavenly. If the Speaker has been misinformed, he will know so by your conduct in the future.

The Chair also wishes to thank all of you for your concern over his health, for the flowers that were sent, the cards that were sent, and the phone calls that were made. They were all very helpful.

**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 79, PN 79; SB 80, PN 80; SB 131, PN 137; SB 132, PN 138; and HB 500, PN 1227.**

**RESOLUTION**

Mr. MANDERINO called up **HR 90, PN 1088**, entitled:

Memorializing Congress to adopt a resolution to disapprove the Federal Trade Commission's proposed funeral service rule.

On the question,

Will the House adopt the resolution?

**RESOLUTION RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HR 90, PN 1088, be recommitted to the Committee on Rules.

On the question,

Will the House agree to the motion?

Motion was agreed to.

**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 5, PN 1119**, and has appointed Senators KUSSE, O'CONNELL and FUMO 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. MANDERINO moved that the House insist upon its nonconcurrence in Senate amendments to HB 5, PN 1119, 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 5, PN 1119:

Messrs. PETRARCA, PISTELLA and GEIST.

Ordered, That the clerk inform the Senate accordingly.

**SENATE MESSAGE****AMENDED HOUSE BILL  
RETURNED FOR CONCURRENCE**

The clerk of the Senate, being introduced, returned **HB 84, PN 1301**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**SENATE MESSAGE****HOUSE BILL  
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, returned **HB 575, PN 643**, with information that the Senate has passed the same without amendment.

**SENATE MESSAGE****HOUSE AMENDMENTS  
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 5, PN 850**.

**STATEMENT BY MR. BARBER**

The SPEAKER. The gentleman from Philadelphia, the chairman of the Health and Welfare Committee, Mr. Barber, has asked for unanimous consent to make a brief statement. Without objection, that consent is granted. The Chair recognizes Mr. Barber.

Mr. BARBER. Mr. Speaker, in the last week since Judge Charlie Weiner restored the welfare recipients to the welfare rolls again, I have received approximately 200 to 300 calls; I received maybe 100 or 200 letters, and, Mr. Speaker, I am in a bind. I am in a bind because I do not know what is going to happen.

I understand that the welfare recipients will meet at the State building tomorrow in Philadelphia. I am afraid what has happened in Chester may happen in Philadelphia. I am also afraid, Mr. Speaker, when people are hungry and desperate and they have been treated wrongly. In the beginning many of us on the floor knew this bill was unconstitutional. They made fun, said people could find work, and they were laying people off in the State by the thousands.

Mr. Speaker, I would like to know what has happened to the funds or the money that we had for the welfare recipients. I would like to know what we are going to do now about these people. I would like to know, do we have to add something in the budget, or do we have the money that these people are supposed to receive? I think these people should get retroactive pay. I know in my district the people are poor. I know in my district the people are hollering. We are having more crime. And, Mr. Speaker, I would like to know from the leadership and also from the Governor, what are we going to do about these people? Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

**STATEMENT BY MR. RICHARDSON**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Richardson, under unanimous consent, without objection. The Chair hears no objection.

Mr. RICHARDSON. Thank you, Mr. Speaker.

I am waiting for the Reference Bureau, Mr. Speaker, for a resolution to be brought down concerning the same issue that the chairman of the health and welfare issue has just expressed on the floor of this House concerning welfare recipients in the Commonwealth of Pennsylvania. It would seem to me that the basis of that resolution is to ask for consideration of that resolution today. I would like to know, what should be the next course of action that we should take? Should I wait for it to come down, or should I discuss it before it gets here?

The SPEAKER. The gentleman is speaking under unanimous consent; therefore, he may speak to any subject as long as it does not violate the rules, and he may now continue to address the House.

Mr. RICHARDSON. Thank you, Mr. Speaker.

Mr. Speaker, as already indicated, we are in a very serious situation here in the Commonwealth of Pennsylvania, and such as we fought on HB 720, we indicated to the membership of this House that we not only felt that it was unconstitutional but we felt that it was wrong to tell people on one hand to go out and find a job and then on the other hand that then they would have their welfare check taken away while they were looking for a job.

The reality of life has smacked us in the face, House of Representatives, in the fact that people now not only could not find jobs because they did not exist but also that employers who were to exercise so-called tax credits to be able to hire welfare recipients did in fact not do that. We have now found ourselves in a situation where in Chester the citizens of that town have taken over the State Office Building in the Department of Public Welfare and as a result are waiting for their checks to be issued to them because of this crisis. We have found that in Judge Weiner's ruling, he has indicated that those persons should start receiving their checks. As to date, there has been one person, and that was the person who filed with a class action suit, filed and did get his check, but only one person has received it. Those citizens are in fact asking that they now receive their checks.

There is much concern, because across the State now there are many persons who are going to State office buildings where the Department of Welfare is located and asking, what is being done about our checks in particular?

I do not think that this is an issue that can be skirted under the rug or can be allowed to allow the Governor not to act responsibly. As a former prosecuting attorney who already understands the need and necessity of law, the rulings asked that they in fact now give welfare recipients their checks. It also was noted that they asked for a stay at the Supreme Court level, which was denied them on Thursday, and still there has been a refusal to in fact give those persons their money.

Now, it would seem to me that all of us understand when a wrong has been made—and there has been a wrong made in this instance—that it should be rectified by allowing those individual persons who now have been disenfranchised and not been allowed to get their checks to in fact receive their checks, and we would hope that this House of Representatives would act accordingly when the resolution comes down asking for a suspension of the rules, so that we can in fact move to

allow those welfare recipients in the Commonwealth of Pennsylvania to go and get their checks and that the Governor would act, of course, to take the action necessary to make sure that he issues that information to the Secretary of Welfare, Walter Cohen, so in fact that will be done.

It also should be noted that while last year we talked about balancing the budget and helping the truly needy, this in fact did not really take care of the so-called truly needy, because now that Judge Weiner's ruling has gone into effect, there is now indication that they are now going to talk about taking a cut across the board in welfare recipients' checks, which means now that there will be a lesser amount of money that persons who are already on welfare will in fact receive.

I do not believe that that is a correct way in which to operate and that hopefully this House will also act in a very astute manner in making sure that those persons who have been taken off will in fact be placed back on the rolls so that they can start receiving their checks. It is a travesty of justice to allow persons in this Commonwealth who are entitled to their checks not to be able to get them, but to hold them hostage and tell them that we are still not going to pay you even after the law of the land has been written and has been stated, it seems to me that we are violating some law by not acting responsibly. It was acted on as Act 75, that those persons should be in fact taken off, so it means that if they are going to be taken off—and they moved on that right away—now that the courts have ruled that they should in fact be placed back on, we should immediately give them their checks.

So with that, Mr. Speaker, and as we wait for that resolution to come down, I thank the House for its indulgence and being able to explain this matter, because I do think that this is a very paramount issue. You have a number of recipients who are calling our offices, who are asking what should be done and what can be done and what are you as a legislative body going to do about the fact that the judge has in fact ruled, and I think it is a matter of discussion that has to take place and debate that has to take place right away. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

#### STATEMENT BY MR. WACHOB

The SPEAKER. The Chair recognizes the gentleman from Elk, Mr. Wachob, under unanimous consent, without objection. The Chair hears no objection. The gentleman may proceed.

Mr. WACHOB. Thank you, Mr. Speaker.

As the previous two speakers alluded to, it has now been several days since U.S. District Court Judge Charles Weiner issued his ruling on the constitutionality of Act 75 of 1982, the Welfare Reform Act. While I welcome this ruling, which cannot be considered unexpected, I feel that it is important at this time to offer a brief commentary on the impact the act has had in the year or so since it was signed into law by the Governor.

The impact, in a word, has been devastating. The House Health and Welfare Subcommittee on Welfare, which I chair, recently held a series of five public hearings around the State to learn what had happened to the so-called transitionally needy between the ages of 18 and 45 who have been locked out of the system by this act. What we found was desperation. What we found were good people, skilled and unskilled, who were told by the Governor to get a job, but in so many cases the jobs were not there, no matter how hard they tried to find them. These were people who had absolutely nothing to fall back on, not even the last resort of minimum sustenance from the State in which they live. That State had in effect declared them nonpersons and then swept them under the rug. Life has been brutal under that rug, let me assure you.

With the possible exception of our first-term members, each of us present in this chamber today recall our floor debate on this issue over a year ago. I and other Democrats declared time and time again that this bill was little more than an attempt to balance the Governor's budget on the backs of the poor. Advocates claimed that the bill would serve to provide greater relief to what was termed the "deserving poor" and would force the able-bodied into productive jobs, thus to start them on the road to self-sufficiency. But to promote self-sufficiency, we needed to have assurance that jobs would be out there or that workfare machinery would be set up and ready to go when the time came. There was neither. We kept hearing that prosperity was on its way. No one with economic intelligence believed that then, and we all know that the events today have borne this out. So out went 100,000 human beings into the cold without work, many without prospects for work, and many without hope. And consequently, many, many human lives have been seriously damaged by this clumsy, ill-considered piece of legislation. What we have seen, as we on this side of the aisle knowingly predicted, has been an abrogation of this Commonwealth's fundamental responsibility to care for those who cannot care for themselves.

I stand here in anger and in shame for what this body allowed to go forward last year in the name of welfare reform. This was not reasoned and it was not equitable reform. It was a brutal, furious assault on basic constitutional rights guaranteed to every American. I welcome Judge Weiner's decision, but I am indeed very sorry that matters had to come to this. Act 75 must be counted as a shortsighted fiscal and social blunder of major proportion. Those who bemoan the court decision as a blow to the noble goal of self-sufficiency are to afford the act the dignity which is wholly ill deserved. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the House a group of students from Shippensburg State College, who are here with their instructor, Bruce Kessler. They are the guests of Representative Coy and Representative Noye.

### BILL SIGNED BY SPEAKER

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

#### HB 575, PN 643

An Act amending the "Pennsylvania Savings Association Insurance Corporation Act," approved April 6, 1979 (P. L. 17, No. 5), further providing for the regulation of the amount of earnings paid on savings deposits by certain associations.

### HOUSE BILL INTRODUCED AND REFERRED

No. 1159 By Representatives CLARK, DeWEESE, RYAN, OLASZ, LAUGHLIN, MARKOSEK, PERZEL, WILSON, MISCEVICH, COY, DUFFY, PISTELLA, DeLUCA, BELFANTI, COLAFELLA, LESCOVITZ, McCALL and COWELL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a designation on drivers' licenses for medical doctors.

Referred to Committee on TRANSPORTATION, June 6, 1983.

### MOTION TO SUSPEND RULES

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

Mr. RICHARDSON. Mr. Speaker, I move that the rules of the House be now suspended so that I may introduce a resolution and have it immediately considered.

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

The SPEAKER. On that motion, the Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, it is not my intention to go all out to oppose the suspension of rules at this time. I intend to vote against the suspension; I am not necessarily asking the Republican Caucus to vote against the suspension.

I think I owe an explanation, though, as to my own position, and that goes something like this: We have a resolution introduced by Mr. Richardson, a copy of which was just handed to me, and literally, the paper is still warm, it is so hot off the press. The usual manner in which resolutions are handled is by referral to the Rules Committee, by discussion in the Rules Committee, by the Rules Committee reporting it to the floor or the Rules Committee holding it in committee. Now, from time to time we of course suspend our rules to immediately consider resolutions, and the type resolutions, Mr. Speaker, that we normally consider without any advance notice deal with Educators' Week, Police Chiefs' Week, Schoolteachers' Week, Mother's Day, matters of this type that really have no substance to them—substance, of course, to the people involved, but not legislative substance. The resolution for which Mr. Richardson is asking that the rules be

suspended for consideration deals with, if not a matter of substance, certainly a matter of philosophy - the philosophy of this House. I believe it is the type resolution that should be referred to Rules. It is the type resolution that probably should stay in the Rules Committee, but if not, should at least be examined closely in that committee. We should have an opportunity to check out the matter covered by the resolution rather than have it handed to us and then, within a matter of moments, considered.

That is a simple explanation for my own "no" vote, and as I said—and I repeat—I am not urging this position on any of my own members or any of the other members. I am simply telling you why I think this resolution should go to the Rules Committee. I will have more to say, however, Mr. Speaker, should the suspension carry.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—100

Afflerbach	Donatucci	Lloyd	Rieger
Alderette	Duffy	Lucyk	Rudy
Baldwin	Evans	McCall	Rybak
Barber	Fattah	McHale	Seventy
Battisto	Fee	McIntyre	Steighner
Belfanti	Freeman	McMonagle	Stewart
Beloff	Fryer	Maiale	Stuban
Blaum	Gallagher	Manderino	Sweet
Broujos	George	Markosek	Taylor, F. E.
Caltagirone	Gruitza	Mayernik	Tigue
Cappabianca	Haluska	Michlovic	Trello
Carn	Harper	Miscevich	Truman
Cawley	Hoeffel	Morris	Van Horne
Clark	Hutchinson	Mrkonic	Wachob
Cohen	Itkin	Murphy	Wambach
Colafella	Jarolin	O'Donnell	Wargo
Cole	Kasunic	Olasz	Wiggins
Cordisico	Kosinski	Oliver	Williams
Cowell	Kowalshyn	Petrarca	Wozniak
Coy	Kukovich	Petrone	Wright, D. R.
Deluca	Laughlin	Pievsky	Wright, R. C.
DeWeese	Lescovitz	Pistella	Zwinkl
Daley	Letterman	Pratt	
Dawida	Levin	Preston	Irvis,
Deal	Linton	Richardson	Speaker
Dombrowski	Livengood		

NAYS—97

Angstadt	Foster, W. W.	McVerry	Saloom
Armstrong	Foster, Jr., A.	Mackowski	Salvatore
Arty	Freind	Madigan	Saurman
Belardi	Gallen	Manmiller	Scheetz
Book	Gannon	Marmion	Schuler
Bowser	Geist	Merry	Semmel
Boyes	Gladeck	Micozzie	Serafini
Brandt	Godshall	Miller	Sirianni
Bunt	Greenwood	Moehlmann	Smith, B.
Burd	Grieco	Mowery	Smith, I. E.
Burns	Gruppo	Nahill	Snyder, D. W.
Cessar	Hagarty	Noye	Snyder, G. M.
Cimini	Hasay	O'Brien	Spencer
Civera	Hayes	Perzel	Stairs
Clymer	Herman	Peterson	Stevens
Cornell	Hershey	Phillips	Swift
Coslett	Honaman	Piccola	Taylor, E. Z.
DeVerter	Jackson	Pitts	Telek
Davies	Johnson	Pott	Vroon
Dietz	Kennedy	Punt	Wass
Dorr	Klingaman	Reber	Weston

Durham	Lehr	Reinard	Wilson
Fargo	Levi	Robbins	Wogan
Fischer	McClatchy	Ryan	Wright, J. L.
Flick			

NOT VOTING—4

Dininni	Gamble	Lashinger	Spitz
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EXCUSED—2

Rappaport	Showers
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Less than a majority of the members elected to the House having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

The SPEAKER. Does the gentleman, Mr. Richardson, wish to introduce the resolution and have it referred to the Rules Committee?

Mr. RICHARDSON. Mr. Speaker, if we can get some idea as to whether or not the Rules Committee is in fact going to meet, I would do that. If not, I will hold it until tomorrow and introduce it tomorrow and try tomorrow to attempt to get the 102 votes necessary to suspend the rules.

The SPEAKER. The Chair would suggest that you speak to the chairman of the Rules Committee as to whether or not the Rules Committee will meet.

CONFERENCE COMMITTEE MEETING

The SPEAKER. The gentleman from Westmoreland, Mr. Petrarca, seeks recognition. For what purpose does the gentleman rise?

Mr. PETRARCA. Thank you, Mr. Speaker.

There will be a meeting of the Conference Committee on HB 5 tomorrow at 9:30 a.m. in room B-11.

The SPEAKER. The Chair thanks the gentleman.

HOUSE SCHEDULE

The SPEAKER. The Chair wishes to announce, while all the members are attentive, that tomorrow's session will begin at 1 o'clock rather than 11. It is necessary for the various leaders of the Senate and the House to gather together tomorrow morning, and therefore, we shall have to delay the beginning of the session until 1 o'clock.

The Chair is also informed that tomorrow's session will be an important voting session. So the resolution of adjournment will say 1 o'clock instead of the traditional 11 o'clock.

RULES COMMITTEE MEETING

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I would like to announce that the Committee on Rules will meet at noon tomorrow.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. RICHARDSON. Mr. Speaker, I would like to submit the resolution to be offered to the Rules Committee for consideration.

The SPEAKER. The resolution will be assigned to the Rules Committee.

### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 100** By Representatives RICHARDSON,  
BARBER, WACHOB, EVANS,  
WILLIAMS, WIGGINS and  
R. C. WRIGHT

Urging the Governor to immediately restore certain Welfare benefits.

Referred to Committee on RULES, June 6, 1983.

### STATEMENT BY MR. KASUNIC

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

Mr. KASUNIC. Mr. Speaker, I am about to introduce two resolutions concerning the proclamation of the month of July as "Buy American Month" here in the State of Pennsylvania.

One resolution is for House and Senate concurrence, and the other resolution is for the Governor to proclaim the month of July as "Buy American Month."

I am going to introduce these resolutions now and I am asking for total cosponsorship. They will be at the desk in order for those who want to get on these resolutions to cosponsor them. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

### DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the chairman of the Democratic Caucus, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, there will be an immediate Democratic caucus, which should last about an hour, at the conclusion of these proceedings. I urge every member to attend. If we get down there quickly, we ought to be able to get out by 3 o'clock. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

### REPUBLICAN CAUCUS

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

Mr. NOYE. Thank you, Mr. Speaker.

The Republicans will caucus immediately in the caucus room for a very brief caucus.

The SPEAKER. The Chair thanks the gentleman.

### BILLS AND RESOLUTION PASSED OVER

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

### ADJOURNMENT

The SPEAKER. There being no further business before this day's session, the Chair recognizes the gentleman from Lehigh, Mr. Afflerbach.

Mr. AFFLERBACH. Thank you, Mr. Speaker.

I now move that this House do adjourn until Tuesday, June 7, 1983, at 1 p.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 2:08 p.m., e.d.t., the House adjourned.