

Legislative Journal

TUESDAY, JUNE 14, 1983

SESSION OF 1983

167TH OF THE GENERAL ASSEMBLY

No. 49

HOUSE OF REPRESENTATIVES

The House convened at 11 a.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:

On this Flag Day we pause to pay tribute to that red, white, and blue bunting which symbolizes for us a nation under Thy protective care, the cause for which many gave the last full measure of devotion to preserve the liberty we hold dear, and the host who stand at attention and bravely salute Old Glory in the realization and assurance that no other nation holds out to its people what we are promised by the Stars and Stripes.

O God, ever keep us true and faithful to that flag. May we always honor and protect it against intrusion, and challenge us to proudly serve and hold it high before all the world. Long may it wave o'er the land of the free and the home of the brave. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Monday, June 13, 1983, will be postponed until the Journal is in print. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1191 By Representatives SIRIANNI, E. Z. TAYLOR, HAYES, NOYE, WACHOB, PETRARCA, CIMINI, HERMAN, SEVENTY, CESSAR, CAWLEY, BUNT, MILLER, BELARDI, BOWSER, TRELLO, LINTON, KOSINSKI, McVERRY, HALUSKA, TELEK, HERSHEY, PRATT, GANNON, PHILLIPS, ITKIN, PETERSON and O'BRIEN

An Act amending the act of January 25, 1966 (1965 P. L. 1546, No. 541), entitled "An act providing scholarships and providing funds to secure Federal funds for qualified students of the Commonwealth of Pennsylvania who need financial assistance to attend postsecondary institutions of higher learning, making an appropriation, and providing for the administration of this act," providing for grants for part-time students.

Referred to Committee on EDUCATION, June 14, 1983.

No. 1192 By Representatives SIRIANNI, PETRARCA, TRELLO, LINTON, TELEK, HERSHEY, PHILLIPS, FARGO, PETERSON and E. Z. TAYLOR

An Act amending the "County Pension Law," approved August 31, 1971 (P. L. 398, No. 96), regulating administrative expenses.

Referred to Committee on LOCAL GOVERNMENT, June 14, 1983.

No. 1193 By Representatives SHOWERS, COY, KUKOVICH, BELFANTI and BURD

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), excluding items used by agricultural fair organizations for fairs.

Referred to Committee on FINANCE, June 14, 1983.

No. 1194 By Representatives SHOWERS, COY, PHILLIPS and MAIALE

An Act regulating tax escrow on Commonwealth leased real estate for local taxing districts.

Referred to Committee on FINANCE, June 14, 1983.

No. 1195 By Representative HAYES

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for issuance and display of registration plates.

Referred to Committee on TRANSPORTATION, June 14, 1983.

No. 1196 By Representatives MAIALE and SALVATORE

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), providing an exclusion from taxation.

Referred to Committee on FINANCE, June 14, 1983.

No. 1197 By Representative HUTCHINSON

An Act amending the "Professional Engineers Registration Law," approved May 23, 1945 (P. L. 913, No. 367), further providing for the status of certain existing professional engineers.

Referred to Committee on PROFESSIONAL LICENSURE, June 14, 1983.

No. 1198 By Representative HUTCHINSON

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), imposing an insurance gross premiums tax for emergency medical services systems.

Referred to Committee on FINANCE, June 14, 1983.

No. 1199 By Representatives BELFANTI, PHILLIPS, FEE, BELARDI, PISTELLA, WOZNIAK, BLAUM, KOSINSKI, COLAFELLA, PETRARCA, McINTYRE, MARKOSEK, CLARK, GANNON, DeWEESE, SERAFINI and COWELL

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), requiring silent alarms to be installed in Pennsylvania Liquor Stores.

Referred to Committee on LIQUOR CONTROL, June 14, 1983.

No. 1200 By Representatives PETRONE, SEVENTY, TRELLO, DeWEESE, PISTELLA, LETTERMAN, MRKONIC, BOOK, MICOZZIE, MORRIS, CALTAGIRONE, KOWALYSHYN, MAIALE, ITKIN, BELOFF, CIMINI, PRESTON, MARKOSEK, AFFLERBACH, FATTAH, KASUNIC, MAYERNIK, JOHNSON, ALDERETTE, WOGAN, HERMAN, DEAL, GRUPPO, PRATT, DeLUCA, STEVENS, RYBAK, ANGSTADT, OLIVER, F. E. TAYLOR, WOZNIAK, COLAFELLA, CORDISCO, COWELL, EVANS, STEIGHNER, LUCYK, CIVERA, E. Z. TAYLOR, MERRY, FISCHER, BOWSER, GANNON, CARN, MARMION, CESSAR, GAMBLE, JAROLIN, McINTYRE, WILLIAMS, MICHLOVIC, HERMAN, RUDY, BOYES, LINTON, COHEN, HALUSKA, PUNT, WARGO, TELEK, W. W. FOSTER, MADIGAN, BURD and MACKOWSKI

An Act amending the "Senior Citizens Rebate and Assistance Act," approved March 11, 1971 (P. L. 104, No. 3), establishing a pharmaceutical, dental, hearing aid and vision assistance program for the elderly.

Referred to Committee on FINANCE, June 14, 1983.

No. 1201 By Representatives PETRONE, SEVENTY, TRELLO, DeWEESE, PISTELLA, LETTERMAN, MRKONIC, BOOK, MICOZZIE, MORRIS, CALTAGIRONE, KOWALYSHYN, MAIALE, ITKIN, BELOFF, CIMINI, PRESTON, MARKOSEK, AFFLERBACH, FATTAH, KASUNIC, MAYERNIK, JOHNSON, ALDERETTE, WOGAN, HERMAN, DEAL, GRUPPO, PRATT, DeLUCA,

STEVENS, RYBAK, ANGSTADT, OLIVER, F. E. TAYLOR, WOZNIAK, COLAFELLA, CORDISCO, COWELL, EVANS, STEIGHNER, LUCYK, CIVERA, E. Z. TAYLOR, MERRY, FISCHER, BOWSER, GANNON, CARN, MARMION, CESSAR, GAMBLE, JAROLIN, McINTYRE, WILLIAMS, MICHLOVIC, HERMAN, RUDY, BOYES, LINTON, COHEN, HALUSKA, PUNT, WARGO, TELEK, W. W. FOSTER, MADIGAN, BURD and MACKOWSKI

An Act amending the "State Lottery Law," approved August 26, 1971 (P. L. 351, No. 91), further providing certain prescription drug, dental, hearing aid and vision care payments for certain persons.

Referred to Committee on FINANCE, June 14, 1983.

No. 1202 By Representatives FLICK, MORRIS, COHEN, PITTS, R. C. WRIGHT, FREIND, MERRY, JACKSON, SWIFT, ROBBINS, FARGO, KUKOVICH, DeWEESE, PUNT, ARMSTRONG, BOWSER, MACKOWSKI and BUNT

An Act providing workmen's compensation for workers in community work projects; and making an appropriation.

Referred to Committee on LABOR RELATIONS, June 14, 1983.

No. 1203 By Representatives KOSINSKI, STUBAN, MOEHLMANN, TIGUE, AFFLERBACH, JAROLIN, BELFANTI, GODSHALL, GLADECK, PISTELLA, ANGSTADT, BUNT, WOGAN, TRELI O, LETTERMAN, PETRARCA, MAIALE, REBER, McINTYRE and PETRONE

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), permitting licensees, distillers or manufacturers to sponsor dart tournaments.

Referred to Committee on LIQUOR CONTROL, June 14, 1983.

No. 1204 By Representatives DeWEESE, IRVIS, KUKOVICH, TRELLO, McHALE, AFFLERBACH, PISTELLA, R. C. WRIGHT and KOSINSKI

An Act relating to personal searches; and providing penalties.

Referred to Committee on JUDICIARY, June 14, 1983.

No. 1205 By Representatives FREIND, TIGUE, CAWLEY, GALLAGHER, NOYE, WOGAN, CORNELL, JOHNSON, CLYMER, MICHLOVIC, FISCHER and E. Z. TAYLOR

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), requiring the affixing of official seals to liquor and alcohol packages; and providing penalties.

Referred to Committee on LIQUOR CONTROL, June 14, 1983.

No. 1206 By Representatives SHOWERS, PHILLIPS, IRVIS and MANDERINO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for an additional judge in the seventeenth judicial district.

Referred to Committee on JUDICIARY, June 14, 1983.

No. 1207 By Representatives CAWLEY, HASAY, TIGUE, CAPPABIANCA, OLASZ, BLAUM, JAROLIN, DUFFY, CALTAGIRONE, TELEK, BELFANTI, CLARK, PETRARCA, LUCYK, CORDISCO, DOMBROWSKI, BALDWIN and PETRONE

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), providing for permits for certain organizations to operate small games of chance for fundraising purposes; and making a general repeal.

Referred to Committee on LIQUOR CONTROL, June 14, 1983.

SENATE BILL FOR CONCURRENCE

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

SB 650, PN 942

Referred to Committee on JUDICIARY, June 14, 1983.

COMMUNICATION FROM AUDITOR GENERAL

The SPEAKER. The Chair submits for the record a communication received from the Auditor General regarding a certificate in connection with the settlement of the sale of the Commonwealth of Pennsylvania bonds.

The following communication was read:

Commonwealth of Pennsylvania
Office of the Auditor General
Harrisburg 17120
June 13, 1983

The Honorable K. Leroy Irvis
Speaker of the House
House of Representatives
Commonwealth of Pennsylvania
Room 425 Capitol
Harrisburg, Pennsylvania 17120

Dear Speaker Irvis:

In accordance with the provisions of Article VIII, Section 7 of the Constitution of the Commonwealth of Pennsylvania and Section 4 (b) of the Capital Facilities Debt Enabling Act of 1969, the Governor has requested a certificate in connection with the settlement of the sale of the Commonwealth of Pennsylvania bonds in the principal amount of eighty five million dollars on May 24, 1983.

A duplicate original of my certificate is enclosed herewith.

Sincerely,
Al Benedict
Auditor General

AB/sr

Enclosure

(Copy of certificate is on file with the Journal clerk.)

MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to take the master roll call for the day. The members will proceed to vote.

The following roll call was recorded:

PRESENT—202

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

ADDITIONS—1

Swift

NOT VOTING—0

EXCUSED—0

LEAVES OF ABSENCE

The SPEAKER. Does the majority leader have any requests for leaves of absence? The majority leader indicates he has no requests.

Does the minority whip have any requests for leaves of absence? The minority whip indicates he has no requests.

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman from Crawford, Mr. Swift, is added to the master roll.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 1021 and HB 1022 be removed from the tabled calendar and placed on the active calendar.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that the House recommit HB 1021 to the Committee on Appropriations.

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

CALENDAR

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 855, PN 965**, entitled:

An Act amending "The Land and Water Conservation and Reclamation Act," approved January 19, 1968 (1967 P. L. 996, No. 443), reappropriating lapsed funds.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—198

Afflerbach	Fargo	Livengood	Rudy
Alderette	Fattah	Lloyd	Ryan
Angstadt	Fee	Lucyk	Rybak
Armstrong	Fischer	McCall	Saloom
Arty	Flick	McClatchy	Salvatore
Baldwin	Foster, W. W.	McHale	Saurman
Barber	Foster, Jr., A.	McIntyre	Scheetz
Battisto	Freeman	McMonagle	Schuler
Belardi	Freind	McVerry	Semmel
Belfanti	Fryer	Mackowski	Serafini

Blaum	Gallagher	Madigan	Seventy
Book	Gallen	Maiale	Showers
Bowser	Gamble	Manderino	Sirianni
Boyes	Gannon	Manmiller	Smith, B.
Brandt	Geist	Markosek	Smith, L. E.
Broujos	George	Marmion	Snyder, D. W.
Bunt	Gladeck	Mayernik	Snyder, G. M.
Burd	Godshall	Merry	Spencer
Burns	Greenwood	Michlovic	Spitz
Caltagirone	Grieco	Micozzie	Stairs
Cappabianca	Gruitza	Miller	Steighner
Carn	Gruppo	Miscevich	Stevens
Cawley	Hagarty	Moehlmann	Stewart
Cimini	Haluska	Morris	Suban
Civera	Harper	Mowery	Sweet
Clark	Hasay	Mrkonic	Swift
Clymer	Hayes	Murphy	Taylor, E. Z.
Cohen	Herman	Nahill	Taylor, F. E.
Colafella	Hershey	Noye	Telek
Cole	Hoeffel	O'Brien	Tigue
Cordisco	Honaman	O'Donnell	Trello
Cornell	Hutchinson	Olasz	Truman
Coslett	Itkin	Oliver	Van Horne
Cowell	Jackson	Perzel	Vroon
Coy	Jarolin	Peterson	Wachob
Deluca	Johnson	Petrarca	Wambach
DeVerter	Kasunic	Petrone	Wargo
DeWeese	Kennedy	Phillips	Wass
Daley	Klingaman	Piccola	Weston
Davies	Kosinski	Pievsky	Wiggins
Dawida	Kowalyshyn	Pistella	Williams
Deal	Kukovich	Pitts	Wilson
Dietz	Lashinger	Pott	Wogan
Dininni	Laughlin	Preston	Wozniak
Dombrowski	Lehr	Rappaport	Wright, D. R.
Donatucci	Lescovitz	Reber	Wright, J. L.
Dorr	Letterman	Reinard	Zwinkl
Duffy	Levi	Richardson	
Durham	Levin	Rieger	Irvis,
Evans	Linton	Robbins	Speaker

NAYS—0

NOT VOTING—5

Beloff	Pratt	Punt	Wright, R. C.
Cessar			

EXCUSED—0

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

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

REMARKS ON VOTE

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

Mr. CESSAR. Mr. Speaker, I would like the record to show that I would have voted in the affirmative on HB 855.

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

WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the House the West Philadelphia High School student government senators. They are here with their sponsors, Dwight Moody, Mrs. Mary Moore, and Mrs. Mitchell. They

are here as the guests of Representative Dwight Evans from Philadelphia.

**BILLS REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 59, PN 1383 (Amended)

By Rep. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring the issuance of a receipt upon surrender of a driver's license to the Department of Transportation.

TRANSPORTATION.

HB 477, PN 538

By Rep. HUTCHINSON

An Act amending the "Motor Carriers Road Tax Act," approved June 19, 1964 (P. L. 7, No. 1), further providing for exempt vehicles.

TRANSPORTATION.

HB 910, PN 1048

By Rep. HUTCHINSON

An Act creating a Joint Legislative Committee to facilitate a regional light rail transit system in the Lehigh Valley; providing for a feasibility study; and making an appropriation.

TRANSPORTATION.

HB 1159, PN 1384 (Amended)

By Rep. HUTCHINSON

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

TRANSPORTATION.

**REQUEST FOR RECESS
AND DEMOCRATIC CAUCUS**

The SPEAKER. The Chair, at the request of the majority leader, declares a recess until 2 p.m. The Chair is delighted that that groan indicates that the members are alert and wish to work. The Chair promises you that within the next 10 days, you will.

The Chair has decided that we will be back on the floor at 2 o'clock. The request is for a 1:30 caucus of the Democratic Party. Is there any request for caucus on the part of the Republican Party?

The Chair recognizes the Republican leader.

Mr. RYAN. Mr. Speaker, I believe the majority leader—at least as I spoke to him a moment ago—was going to make an announcement with respect to what might take place next week, and I was going to build off of it to explain the importance of each member attending the caucus. On that basis, I would yield to the majority leader, if he is still of a mind to make that announcement.

Mr. MANDERINO. We will be making an announcement later today concerning a budget bill that will be before the House on Monday, and we will be asking members to prepare their amendments to the budget for this fiscal year so that we can take them in some order beginning when we come back on Monday.

So there will be a budget bill. It will hopefully appear this afternoon. I will make further announcements about that, but if the minority leader wants to call a caucus to begin discussing that, there will be a budget on the floor and ready for action on Monday.

Mr. RYAN. Thank you.

Mr. Speaker, if I may?

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I am preempting my caucus chairman for a moment. I would like—and I probably am unable to express clearly the importance, I believe, of each member attending caucus—I would like the caucus chairman to call that caucus for noon, and I would like each and every member on the Republican side to attend that caucus. No, I am not going to buy lunch; this is a time of austerity.

The caucus will concern itself exclusively with budget and tax matters. I know many of you have been talking to the leadership privately; this will be your opportunity to talk publicly - publicly in the sense that it will be within the Republican caucus. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

**BUSINESS AND COMMERCE
COMMITTEE MEETING**

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

Mr. TAYLOR. Thank you, Mr. Speaker.

I would like to announce a meeting of the Business and Commerce Committee off the floor of the House in room 22 of the Annex upon the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

STATE GOVERNMENT COMMITTEE MEETING

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

Mr. OLIVER. Thank you, Mr. Speaker.

There will be a meeting of the State Government Committee at the call of the recess in room 401. This is a continuation of the meeting that was held yesterday. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Speaker invites the West Philadelphia High School senators to join him in the Democratic caucus chamber on the first floor immediately.

RECESS

The SPEAKER. This House stands in recess until 2 p.m.

RECESS EXTENDED

The time of recess was extended until 2:30 p.m.; further extended until 3 p.m.

AFTER RECESS

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

**CALENDAR CONTINUED
BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 35, PN 44**, entitled:

An Act providing for the manufacture, assembly and sale of certain mechanical, electronic and coin-operated gaming machines in the Commonwealth of Pennsylvania.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

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

The question is, shall the bill pass finally?

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

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that the following bills be taken from the tabled calendar and placed on the active calendar:

HB 1023;
HB 1024;
HB 1025; and
HB 1026.

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

BILLS RECOMMENDED

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

Mr. PIEVSKY. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations:

HB 1023;
HB 1024;
HB 1025; and
HB 1026.

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

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

SB 206, PN 980 (Amended)

By Rep. MAYERNIK

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, permitting the use and possession of blackjacks by police officers, sheriffs and deputy sheriffs.

JUDICIARY.

SB 740, PN 981 (Amended)

By Rep. F. E. TAYLOR

An Act amending Title 13 (Commercial Code) of the Pennsylvania Consolidated Statutes, further providing for financing statements; and making a repeal.

BUSINESS AND COMMERCE.

REMARKS ON VOTES

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

Mr. ZWIKL. Mr. Speaker, I was not in my seat when the vote was taken on HB 35, PN 44. I wish to have my vote cast in the negative.

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

The Chair recognizes the gentleman from Lebanon, Mr. Moehlmann.

Mr. MOEHLMANN. Mr. Speaker, I also was not yet in my seat when the vote was taken on HB 35. I would like the record to reflect that I would have voted in the affirmative.

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

The Chair recognizes the gentleman from Lancaster, Mr. Armstrong.

Mr. ARMSTRONG. Likewise for me, Mr. Speaker. Had I been in my seat, I would have voted in the negative on HB 35.

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

The Chair recognizes the gentleman from Bucks, Mr. Greenwood.

Mr. GREENWOOD. Thank you, Mr. Speaker.

On HB 35 I also was not in my seat and would have been recorded in the negative, had I been there. Thank you.

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

The Chair recognizes the gentleman from Monroe, Mr. Battisto.

Mr. BATTISTO. Mr. Speaker, I was out of my seat when voting on HB 35. If I had been there, I would have voted in the negative.

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

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

SB 522, PN 572 By Rep. BARBER

An Act amending the act of November 26, 1975 (P. L. 438, No. 124), entitled, as amended, "Child Protective Services Law," further defining "family or household members."

HEALTH AND WELFARE.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 537, PN 1403 (Amended)
By Rep. BARBER

An Act amending the "Nursing Home Loan Agency Law," approved July 22, 1974 (P. L. 610, No. 207), extending the provisions of the law to include personal care boarding homes; and adding the Secretary of Aging to the membership of the agency.

HEALTH AND WELFARE.

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **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:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), further providing for the indebtedness of the Pennsylvania Energy Development Authority; repealing provisions relating to the Board of Trustees of Eastern Pennsylvania Psychiatric Institute; and making editorial changes.

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

The SPEAKER. The Chair recognizes the majority whip.
Mr. O'DONNELL. Thank you, Mr. Speaker.

The Senate added an amendment to this bill which does away with the Board of Trustees of Eastern Pennsylvania Psychiatric Institute, which is located in my district. That institution is now run on a contract with the Medical College of Pennsylvania, which is also in my district. The entire rearrangement has been done without legislative oversight, and this now is the final step in the elimination of any legislative control over that institution.

I think that before such a step is taken, it would be appropriate for a committee of this House to examine that issue, because it is essentially a legislative determination. This has never received the attention of any committee of either chamber but rather has always been attempted by the device of having the Senate amend this bill and then send it back here on concurrence. Accordingly, I would urge the members to nonconcur. Thank you.

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

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

YEAS—10

Angstadt	Boyes	Peterson	Snyder, D. W.
Arty	Honaman	Semmel	Vroon
Bowser	Johnson		

NAYS—185

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

NOT VOTING—8

Bunt	Gannon	Scheetz	Spitz
DeVerter	Madigan	Smith, L. E.	Wright, R. C.

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the minority whip.
For what purpose does the gentleman rise?

Mr. HAYES. Thank you, Mr. Speaker.

If I could return to page 1, HB 35, PN 44, the electronic roll-call printout shows that I voted in the affirmative. I would like the record to show that I voted in the negative.

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

CONSUMER AFFAIRS COMMITTEE MEETING CANCELED

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

Mr. LAUGHLIN. Mr. Speaker, I would like to notify all the members of the Consumer Affairs Committee that the meeting that was scheduled for tomorrow morning has been canceled and will be rescheduled in 2 weeks. Thank you, Mr. Speaker.

CONSIDERATION OF HB 35 RESUMED

VOTE STRICKEN

The SPEAKER. The Chair has been informed that there were a number of members whose votes were cast in a different manner than they would themselves have cast them had they been present on HB 35. Because that bill is controversial and the Chair does not wish any member to have a vote cast in a manner different from what that member would have cast himself or herself, the clerk is instructed to strike from the record the vote on final passage of HB 35, PN 44. The Chair trusts that all the members hear this clearly, because the Chair will not take a third vote on the bill.

The Chair now returns to page 1, HB 35, PN 44.

On the question recurring,
Shall the bill pass finally?

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

YEAS—126

Afflerbach	Daley	Lescovitz	Ryan
Angstadt	Dawida	Letterman	Saloom
Arty	Dombrowski	Lucyk	Scheetz
Baldwin	Donatucci	McCall	Semmel
Barber	Dorr	McIntyre	Serafini
Belardi	Duffy	McMonagle	Seventy
Belfanti	Durham	McVerry	Smith, B.
Beloff	Evans	Manderino	Smith, L. E.
Blaum	Fee	Markosek	Steighner
Book	Flick	Marmion	Stevens
Boyes	Freind	Mayernik	Stewart
Brandt	Gallagher	Michlovic	Sweet
Broujos	Gallen	Micozzie	Taylor, E. Z.
Bunt	Gannon	Miscevich	Taylor, F. E.
Burd	George	Moehlmann	Telek
Burns	Gruitza	Mowery	Tigue
Caltagirone	Gruppo	Murphy	Trello
Cappabianca	Hagarty	Nahill	Truman
Carn	Haluska	Olasz	Van Horne
Cawley	Harper	Oliver	Vroon
Cessar	Hoeffel	Petrarca	Wachob
Civera	Honaman	Petrone	Wambach
Clark	Hutchinson	Pievsky	Wargo
Cohen	Itkin	Pistella	Wiggins
Colafella	Jackson	Pitts	Williams
Cole	Jarolin	Pott	Wilson
Cordisco	Kasunic	Preston	Wozniak

Cornell	Kennedy	Rappaport	Wright, J. L.
Coslett	Kosinski	Reber	Wright, R. C.
Cowell	Kukovich	Reinard	
Deluca	Lashinger	Richardson	Irvis,
DeWeese	Laughlin	Rieger	Speaker

NAYS—73

Alderette	Gamble	Lloyd	Rudy
Armstrong	Geist	McClatchy	Rybak
Battisto	Gladeck	McHale	Salvatore
Bowser	Godshall	Mackowski	Saurman
Cimini	Greenwood	Manmiller	Schuler
Clymer	Grieco	Merry	Showers
Coy	Hasay	Miller	Sirianni
DeVerter	Hayes	Morris	Snyder, D. W.
Davies	Herman	Mrkonic	Snyder, G. M.
Deal	Hershey	Noye	Spencer
Dietz	Johnson	O'Brien	Stairs
Dininni	Klingaman	O'Donnell	Stuban
Fargo	Kowalshyn	Perzel	Swift
Fattah	Lehr	Peterson	Wass
Fischer	Levi	Phillips	Weston
Foster, W. W.	Levin	Piccola	Wogan
Foster, Jr., A.	Linton	Punt	Wright, D. R.
Freeman	Livengood	Robbins	Zwilk
Fryer			

NOT VOTING—4

Madigan	Maiale	Pratt	Spitz
---------	--------	-------	-------

EXCUSED—0

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

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

APPROPRIATIONS COMMITTEE MEETING

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call a meeting of the Appropriations Committee immediately in the majority caucus room. Thank you, Mr. Speaker.

The SPEAKER. The Appropriations Committee will meet immediately in the majority caucus room. The Appropriations Committee members are urged to go immediately to the majority caucus room.

CRIME AND CORRECTIONS SUBCOMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. Sweet, who wishes to announce a meeting.

Mr. SWEET. Thank you, Mr. Speaker.

There will be a meeting of the Subcommittee on Crime and Corrections tomorrow morning at 10:30 in the Local Government Commission meeting room on the sixth floor of the Capitol. Thank you, Mr. Speaker.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Itkin, for the purpose of announcing a Democratic caucus.

Mr. ITKIN. Mr. Speaker, the Democrats will meet at the declaration of the recess in the majority caucus room to continue our discussions with the majority leader and the Speaker.

The SPEAKER. The Chair thanks the gentleman.

RULES SUSPENDED

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

Mr. SHOWERS. I rise to ask that the rules of the House be suspended to consider a condolence resolution.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—5

Cornell	Hagarty	Nahill	Vroon
Gannon			

EXCUSED—0

A majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. The Chair recognizes the gentleman from Union, Mr. Showers.

Mr. SHOWERS. I offer the following resolution.

The SPEAKER. The clerk will read the condolence resolution.

The following resolution was read:

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

WHEREAS, Charles Attig, a twenty-five year old respected member of the Shamokin Dam Police Force, was slain in the line of duty; and

WHEREAS, Officer Attig had served the Shamokin Dam Police Force with distinction and honor for the past three years; and

WHEREAS, Officer Attig was a dedicated and devoted public servant; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the tragic loss of Charles Attig and extends its heartfelt condolences to his parents, Mr. and Mrs. Charles E. Attig, Sr.; and be it further

RESOLVED, That a copy of this resolution be delivered to Mr. and Mrs. Charles E. Attig, Sr., Six Ninth Avenue, Shamokin Dam, Pennsylvania.

We hereby certify that the foregoing is an exact copy of a Resolution introduced in the House of Representatives by the Honorable Merle H. Phillips and John R. Showers, and unanimously adopted by the House of Representatives on the 13th day of June 1983.

K. Leroy Irvis
Speaker
ATTEST:
John J. Zubeck
Chief Clerk

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—201

Afflerbach	Evans	Lloyd	Ryan
Alderette	Fargo	Lucyk	Rybak
Angstadt	Fattah	McCall	Saloom
Armstrong	Fee	McClatchy	Salvatore
Arty	Fischer	McHale	Saurman
Baldwin	Flick	McIntyre	Scheetz
Barber	Foster, W. W.	McMonagle	Schuler
Battisto	Foster, Jr., A.	McVerry	Semmel
Belardi	Freeman	Mackowski	Serafini
Belfanti	Freind	Madigan	Seventy
Beloff	Fryer	Maiale	Showers
Blaum	Gallagher	Manderino	Sirianni

Book	Gallen	Manmiller	Smith, B.
Bowser	Gamble	Markosek	Smith, L. E.
Boyes	Geist	Marmion	Snyder, D. W.
Brandt	George	Mayernik	Snyder, G. M.
Broujos	Gladeck	Merry	Spencer
Bunt	Godshall	Michlovic	Spitz
Burd	Greenwood	Micozzie	Stairs
Burns	Grieco	Miller	Steighner
Caltagirone	Gruitza	Miscevich	Stevens
Cappabianca	Gruppo	Moehlmann	Stewart
Carn	Hagarty	Morris	Stuban
Cawley	Haluska	Mowery	Sweet
Cessar	Harper	Mrkonic	Swift
Cimini	Hasay	Murphy	Taylor, E. Z.
Civera	Hayes	Nahill	Taylor, F. E.
Clark	Herman	Noye	Telek
Clymer	Hershey	O'Brien	Tigue
Cohen	Hoefel	O'Donnell	Trello
Colafella	Honaman	Olasz	Truman
Cole	Hutchinson	Oliver	Van Horne
Cordisco	Itkin	Perzel	Vroon
Cornell	Jackson	Peterson	Wachob
Coslett	Jarolin	Petrarca	Wambach
Cowell	Johnson	Petrone	Wargo
Coy	Kasunic	Phillips	Wass
Deluca	Kennedy	Piccola	Weston
DeVerter	Klingaman	Pievsky	Wiggins
DeWeese	Kosinski	Pistella	Williams
Daley	Kowalyszyn	Pitts	Wilson
Davies	Kukovich	Pott	Wogan
Dawida	Lashinger	Preston	Wozniak
Deal	Laughlin	Punt	Wright, D. R.
Dietz	Lehr	Rappaport	Wright, J. L.
Dininni	Lescovitz	Reber	Wright, R. C.
Dombrowski	Letterman	Reinard	Zwikl
Donatucci	Levi	Richardson	
Dorr	Levin	Rieger	Irvis,
Duffy	Linton	Robbins	Speaker
Durham	Livengood	Rudy	

NAYS—0

NOT VOTING—2

Gannon Pratt

EXCUSED—0

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

REPORT OF COMMITTEE OF CONFERENCE PRESENTED

Mr. PETRARCA presented the Report of the Committee of Conference on **HB 5, PN 1404**.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 491, PN 552 By Rep. COHEN

An Act amending the "Pennsylvania Labor Relations Act," approved June 1, 1937 (P. L. 1168, No. 294), prohibiting employers from discharging employees who wear certain clothing or equipment.

LABOR RELATIONS.

HB 494, PN 555 By Rep. COHEN

An Act amending the act of June 28, 1935 (P. L. 477, No. 193), referred to as the Enforcement Officer Disability Benefits Law, providing for a presumption relating to heart impairment, sickness or disease.

LABOR RELATIONS.

HB 630, PN 1405 (Amended)

By Rep. COHEN

An Act amending the act of July 14, 1971 (P. L. 221, No. 43), entitled "An act regulating the time of payment of wages and earnings of railroad employes," further providing for the manner of the payments.

LABOR RELATIONS.

HB 702, PN 784

By Rep. COHEN

An Act amending the act of June 28, 1935 (P. L. 477, No. 193), referred to as the "Enforcement Officer Disability Benefits Law," extending benefits to mine inspectors of the Department of Environmental Resources.

LABOR RELATIONS.

SUPPLEMENTAL CALENDAR A REPORT OF COMMITTEE OF CONFERENCE CONSIDERED

Mr. PETRARCA called up for consideration the following Report of the Committee of Conference on **HB 5, PN 1404**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, adding definitions; further providing for certain bonding requirements; restricting the operations of certain combinations; further providing for the length and width of certain vehicles; regulating certification of certain auto inspection mechanics; further providing for certain weight limitations; and requiring axle tax markers.

On the question,

Will the House adopt the report of the committee of conference?

The SPEAKER. For the information of the members, the Chair has given permission for Mr. Petrarca to ask for an immediate vote on the committee of conference report even though neither caucus has caucused on this, but this is a conditional permit. If, after Mr. Petrarca has explained what is in the committee of conference report, there be objection from any member on either side, then the report will be withdrawn from consideration until there be time to caucus. The Chair suggests you listen carefully to Mr. Petrarca's explanation.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

As you all know, HB 5 was the Volkswagen bill. Once it reached the Senate they amended the double trailers, or as it is known, the double bottoms. Senator O'Connell added an extra 6 inches to the width, so the width went from 96 to 102 inches. So we nonconcurrent and sent it to conference.

In conference today all the conferees signed the report. They signed the report because the Itkin amendment went into the report, and in the Itkin amendment— If anyone read the morning paper here in Harrisburg, it said that Connecticut has been overruled by the Supreme Court of the United States. It is like when Matt Ryan said they could preempt this, they did. So if we do not accept the amendment that

PennDOT has put in, John Hohenwarter, then the double bottoms could run over 1,800 miles more in Pennsylvania. But with PennDOT's amendment they are curtailed to the turnpike, the interstates, and the access roads. I think we even have Representative Davies on our side now after the long debate—3 1/2 hours—to hammer it out.

I would like to call on Representative Itkin now to explain his amendment, which I think would satisfy most of the members of the House.

The SPEAKER. The gentleman from Westmoreland, Mr. Petrarca, yields the floor to the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, the amendment that was adopted in conference to HB 5 basically continues the existing law that the primary width of vehicles in Pennsylvania shall be 96 inches. The movement to 102 inches will be restricted to interstate highways, certain primary highways, and certain access roads which provide reasonable access to the designated network. The designated network is those principal roads in Pennsylvania that U.S. DOT and PennDOT have agreed are sufficient and necessary for carrying of interstate commerce and would facilitate 102 inches.

As the bill requires, consideration of traffic safety and other highway considerations must also be made by PennDOT in order to make any highway a designated highway of the network. This will be advertised in the Pennsylvania Bulletin that these highways will be permitted to carry 102-inch-width vehicles. In so doing, we basically have maintained that Pennsylvania will still have 8-foot-width vehicles but with the exceptions that we will now conform to Federal law pertaining to interstate commerce and will also not deny to our own common carriers the right to the same changes in the Federal law that the other States will be having. Because of this, there seems now to be no strong objection from any organization directly affected by this legislation, to my knowledge. I would support adoption of the conference report at this time.

The SPEAKER. The Chair thanks the gentleman.

Has the gentleman from Westmoreland, Mr. Petrarca, finished with his commentary?

Mr. PETRARCA. Mr. Speaker, another technical amendment went in today where PennDOT claims that any truck registered in Pennsylvania complies with the axle weights, but with out-of-State trucks they have no way, unless they weigh them on the spot, of knowing how much weight is on the truck. So the bill was amended to include all 49 States to the same law we have in Pennsylvania for our trucks. It is agreed by all.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GEIST. Thank you, Mr. Speaker.

I would urge a "yes" vote on concurrence with the conference committee report.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Bucks, Mr. Wilson.

Mr. WILSON. Mr. Speaker, a point of information, if I may.

The SPEAKER. The gentleman will state the point of information.

Mr. WILSON. I do not have a copy of this report. I gather from the discussion that there are no copies available to read. Is that true?

The SPEAKER. There are not sufficient copies for everyone because the print shop did not run all of them off, but there are copies in print. Does the gentleman, Mr. Geist, have a copy he may send back to Mr. Wilson? We will wait.

Mr. WILSON. Yes. I would like to read this turkey.

The SPEAKER. Surely you will have an opportunity.

We will stand at ease temporarily.

The Chair repeats that the Chair is not trying to push this particular bill through. If there be others who want to wait until we get all of the committee of conference reports printed, we shall wait.

Our amendment clerk is going to go down and get whatever committee of conference reports are already printed, will bring them up so that those of you who are concerned about this report, as well you may be, will have at least a copy to look at.

The House will stand at ease.

The House will return to order.

The Chair recognizes the gentleman from Bucks, Mr. Wilson.

Mr. WILSON. Mr. Speaker, I appreciate the indulgence of the House.

I tried to read the conference report. It has been explained to me the dilemma in printing it because it is written backwards, and I guess that is in tune with the way we do things here, backwards.

I would like to ask the gentleman, Mr. Petrarca, a few questions, if I may.

The SPEAKER. The gentleman, Mr. Petrarca, indicates he will stand for interrogation. The gentleman, Mr. Wilson, is in order and may proceed.

Mr. PETRARCA. Yes, Mr. Speaker.

Mr. WILSON. If the gentleman will excuse my ignorance on this particular issue, I am not a party to it, but I would like to ask, as I understand it, your conference committee report as you now submit it to this House contains a route approval for the double bottoms, as we would know it, and the 102-inch-wide vehicles. The State either approves it or the city through which the route runs. Is that correct?

Mr. PETRARCA. That is right.

Before the double bottom could proceed through a town or a city—

Mr. WILSON. No, no town. I understand, as I read it, it says city only.

Mr. PETRARCA. Okay—city, it must have permission from the councilmen of that city.

Mr. WILSON. Well, then to continue my questioning, why not the supervisors in my township? Why not the councilmen in my borough? Why just the city?

Mr. PETRARCA. Because according to John Hohenwarter, they will not get down to the size of roads in your township, Mr. Speaker. It will be on your interstates; it will be on your primary roads and access roads. If they are going to go through your township, they will notify the township supervisors of their routes.

Mr. WILSON. Yes, but the question remains that the township supervisors will not have the same power as the city council will have in rejecting the approval of that carrier through there.

Mr. PETRARCA. They can under certain situations, John Hohenwarter said.

Mr. WILSON. May I— I am being drug away here by your leader.

Mr. Speaker, while Mr. Hutchinson is perusing the bill, may I ask another question on another line of questioning?

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

Mr. WILSON. Can you tell me if Route 202 between Route 309 and the New Jersey border would be approved under this network as we know it? I do not see the list of highways in here.

Mr. PETRARCA. Representative Geist, do you have that list?

Mr. WILSON. In other words, we do not know what we are voting on tonight.

Mr. PETRARCA. John Hohenwarter is in the rear of the House. If he will come up—

Mr. WILSON. I am afraid we have problems with this thing that we are not recognizing here tonight. We are not reading this bill—

Mr. PETRARCA. John Hohenwarter says in certain circumstances you can stop the trucks from going through.

Mr. WILSON. Do I have to lie down in front of it or do my township supervisors have the right to stop them?

Mr. PETRARCA. Representative Geist will answer that question, Mr. Speaker.

The SPEAKER. Has the gentleman, Mr. Wilson, concluded his interrogation?

Mr. WILSON. No, sir.

POINT OF ORDER

The SPEAKER. For what purpose does the gentleman from Allegheny, Mr. Pistella, rise?

Mr. PISTELLA. A point of order, Mr. Speaker.

The SPEAKER. The gentleman will state the point of order.

Mr. PISTELLA. With the Chair's permission, I would like to know if it would be permissible for me to make a motion to have this conference committee report held over until Monday so that the appropriate explanation can be presented to the various caucuses.

The SPEAKER. The Chair has given the signal to anybody who is displeased or uncertain, all he needs to do is object and then the conference committee report will no longer be before this House.

Mr. PISTELLA. Well, therefore, then I would object. The problem seems to be, Mr. Speaker, that there are a number of members who have just had the opportunity to review it. They are misinterpreting and misunderstanding the language contained therein, and I would think it would be appropriate, in order to facilitate the quick and safe passage of this bill, to all concerned it might be more appropriate to hold it over until Monday.

The SPEAKER. The gentleman's point may very well be taken.

The Chair suggests to the gentleman, Mr. Petrarca, that we suspend any further consideration of the committee of conference report without a formal objection.

BILL PASSED OVER

The SPEAKER. The Committee of Conference Report on HB 5, PN 1404, without objection, will go over for today. The Chair hears no objection.

HB 84 RECONSIDERED

The SPEAKER. The Chair recognizes the majority leader, who moves that the vote by which HB 84 was nonconcurrent in on June 14, 1983, be reconsidered. The motion is seconded by the gentleman from Westmoreland, Mr. Petrarca.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—197

Afflerbach	Fargo	Lloyd	Rybak
Alderette	Fattah	Lucyk	Saloom
Angstadt	Fee	McCall	Salvatore
Armstrong	Fischer	McClatchy	Saurman
Arty	Flick	McHale	Scheetz
Baldwin	Foster, W. W.	McIntyre	Schuler
Barber	Foster, Jr., A.	McMonagle	Semmel
Battisto	Freeman	McVerry	Serafini
Belardi	Freind	Mackowski	Seventy
Belfanti	Fryer	Madigan	Showers
Beloff	Gallagher	Manderino	Sirianni
Blaum	Gallen	Manmiller	Smith, B.
Book	Gamble	Markosek	Smith, L. E.
Bowser	Gannon	Marmion	Snyder, D. W.
Boyes	Geist	Mayernik	Snyder, G. M.
Brandt	George	Merry	Spencer
Broujos	Gladeck	Michlovic	Spitz
Bunt	Godshall	Micozzie	Stairs
Burd	Grieco	Miller	Steighner
Burns	Gruitza	Miscevich	Stevens
Caltagirone	Gruppo	Moehlmann	Stewart
Cappabianca	Hagarty	Morris	Stuban
Carn	Haluska	Mowery	Sweet
Cessar	Harper	Mrkonic	Swift
Cimini	Hasay	Murphy	Taylor, E. Z.
Civera	Hayes	Nahill	Taylor, F. E.
Clark	Herman	Noye	Telek
Clymer	Hershey	O'Brien	Tigue
Colafella	Hoeffel	Olasz	Trello
Cole	Honaman	Oliver	Truman
Cordisco	Hutchinson	Perzel	Van Horne
Cornell	Itkin	Peterson	Vroon
Coslett	Jackson	Petrarca	Wachob
Cowell	Jarolin	Petrone	Wambach
Coy	Johnson	Phillips	Wargo
Deluca	Kasunic	Piccola	Wass
DeVerter	Kennedy	Pistella	Weston
DeWeese	Klingaman	Pitts	Wiggins

Daley	Kosinski	Pott	Williams
Davies	Kowalyszyn	Pratt	Wilson
Dawida	Kukovich	Preston	Wogan
Deal	Lashinger	Punt	Wozniak
Dietz	Laughlin	Rappaport	Wright, D. R.
Dininni	Lehr	Reber	Wright, J. L.
Dombrowski	Lescovitz	Reinard	Wright, R. C.
Donatucci	Letterman	Richardson	Zwikl
Dorr	Levi	Rieger	
Duffy	Levin	Robbins	Irvis,
Durham	Linton	Rudy	Speaker
Evans	Livengood	Ryan	

NAYS—1

O'Donnell

NOT VOTING—5

Cawley	Greenwood	Maiale	Pievsky
Cohen			

EXCUSED—0

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

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

BILL PLACED ON POSTPONED CALENDAR

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I would like to move that that bill be placed on the postponed calendar.

The SPEAKER. It has been moved by the majority leader that HB 84, PN 1301, be placed on the postponed calendar.

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

The following roll call was recorded:

YEAS—195

Afflerbach	Fargo	Linton	Ryan
Alderette	Fattah	Livengood	Rybak
Angstadt	Fee	Lloyd	Saloom
Armstrong	Fischer	Lucyk	Salvatore
Arty	Flick	McCall	Saurman
Baldwin	Foster, W. W.	McClatchy	Scheetz
Barber	Foster, Jr., A.	McHale	Schuler
Battisto	Freeman	McMonagle	Semmel
Belardi	Freind	McVerry	Serafini
Belfanti	Fryer	Mackowski	Seventy
Beloff	Gallagher	Maiale	Showers
Blaum	Gallen	Manderino	Sirianni
Book	Gamble	Manmiller	Smith, B.
Bowser	Gannon	Markosek	Smith, L. E.
Boyes	Geist	Marmion	Snyder, D. W.
Brandt	George	Mayernik	Snyder, G. M.
Broujos	Gladeck	Merry	Spencer
Bunt	Godshall	Michlovic	Spitz
Burd	Greenwood	Micozzic	Stairs
Burns	Grieco	Miller	Steighner
Caltagirone	Gruitza	Miscevich	Stevens
Cappabianca	Gruppo	Moehlmann	Stewart
Carn	Hagarty	Morris	Stuban
Cawley	Haluska	Mowery	Sweet
Cessar	Harper	Murphy	Swift
Cimini	Hasay	Nahill	Taylor, E. Z.
Civera	Hayes	Noyc	Taylor, F. E.
Clark	Herman	O'Brien	Telek
Clymer	Hershey	Olasz	Tigues
Colafella	Hoeffel	Oliver	Trello
Cole	Honaman	Perzel	Truman
Cordisco	Hutchinson	Peterson	Van Horne

Cornell	Itkin	Petrarca	Vroon
Coslett	Jackson	Ptrone	Wachob
Cowell	Jarolin	Phillips	Wambach
Coy	Johnson	Piccola	Wass
Deluca	Kasunic	Pistella	Weston
DeVerter	Kennedy	Pitts	Wiggins
DeWeese	Klingaman	Pott	Williams
Daley	Kosinski	Pratt	Wilson
Davies	Kowalyszyn	Preston	Wogan
Dawida	Kukovich	Punt	Wozniak
Deal	Lashinger	Rappaport	Wright, D. R.
Dietz	Laughlin	Reber	Wright, J. L.
Dininni	Lehr	Reinard	Wright, R. C.
Dombrowski	Lescovitz	Richardson	Zwikl
Dorr	Letterman	Rieger	
Duffy	Levi	Robbins	Irvis,
Durham	Levin	Rudy	Speaker
Evans			

NAYS—0

NOT VOTING—8

Cohen	McIntyre	Mrkonic	Pievsky
Donatucci	Madigan	O'Donnell	Wargo

EXCUSED—0

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair has been asked by a number of members whether or not tomorrow will be a nonvoting session. The answer is that no one can give an answer to that at this point. You will recall that we sent over a critical bill, HB 960, to the Senate. If the Senate disagrees with our amendment and sends it back, it will be necessary for us to be here to either insist on our amendment or recede from it. Consequently, no one can answer at this point what tomorrow's session will bring.

The Chair would suggest that you check with the majority leader and the minority leader later on in the day or that, even better, you stay here to make sure that you are here if a critical vote is called for in tomorrow's session.

Does the majority leader have any further business before we recess? Does the minority leader have any further business before we recess?

QUESTION OF INFORMATION

The SPEAKER. The Chair recognizes the minority leader.
Mr. RYAN. Mr. Speaker, if it is not too presumptuous of me, is it my understanding that the majority is going to caucus on something other than what we may have on our calendar later today or tomorrow?

The SPEAKER. I really cannot answer that, as the Chair. I do not know what the intention of the Democratic Caucus is, but I think it is safe to say that it will be nothing that we will be acting on later on today.

Mr. RYAN. That is essentially my question.
The SPEAKER. Oh, I am sorry; no.
The intention of the Chair, and I am sure of the majority leader, is to recess so that the Chair is open in case the Com-

mittee on Appropriations reports bills which have been sent to the committee. That is the only purpose.

BILLS REREPORTED FROM COMMITTEE

HB 1021, PN 1406 (Amended)

By Rep. PIEVSKY

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1983 to June 30, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1983; and to appropriate the Federal Augmentation to the Executive and Judicial Departments of the Commonwealth; establishing restricted receipts accounts for the fiscal year July 1, 1983 to June 30, 1984 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1983.

APPROPRIATIONS.

HB 1023, PN 1407 (Amended)

By Rep. PIEVSKY

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 to Pennsylvania State University; providing for a basis for payments of the appropriations; and providing a method of accounting for the funds appropriated.

APPROPRIATIONS.

HB 1024, PN 1408 (Amended)

By Rep. PIEVSKY

A Supplement to the act of July 28, 1966 (3rd Sp. Sess., P. L. 87, No. 3), entitled "An act providing for the establishment and operation of the University of Pittsburgh as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; *** authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the chancellor to make an annual report of the operations of the University of Pittsburgh," making appropriations to the University of Pittsburgh; providing for a basis from payments of the appropriations; and providing a method of accounting for the funds appropriated.

APPROPRIATIONS.

HB 1025, PN 1409 (Amended)

By Rep. PIEVSKY

A Supplement to the act of November 30, 1965 (P. L. 843, No. 355), entitled "An Act providing for the establishment and operation of Temple University as a instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; *** providing for the auditing of accounts of expenditures from said appropriations; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Temple University," making appropriations to Temple University; providing for a basis for payments of the appropriations; and providing a method of accounting for the funds appropriated.

APPROPRIATIONS.

HB 1026, PN 1410 (Amended)

By Rep. PIEVSKY

A Supplement to the act of July 7, 1972 (P. L. 743, No. 176), entitled "An act providing for the establishment and operation of Lincoln University as an instrumentality of the Commonwealth to serve as a State-related institution in the higher education system of the Commonwealth; *** providing for preference to Pennsylvania residents in tuition; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the President to make an annual report of the operations of Lincoln University," making appropriations to Lincoln University; providing for a basis for payments of the appropriations; and providing a method of accounting for the funds appropriated.

APPROPRIATIONS.

DEMOCRATIC CAUCUS

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

Mr. ITKIN. Mr. Speaker, I just want to remind the Democrats that there will be a caucus immediately at the call of the recess.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I am going to ask that our members who are interested in the bill that was just reported from the Appropriations Committee go upstairs and go to the caucus room on the declaration of the recess. It is my understanding that what has just taken place is that the Appropriations Committee has reported from committee HB 1021, which essentially was the general appropriations bill suggested by Mr. Pievsky, which has been amended to include, almost in its entirety, with some small changes, the bill known as PennPRIDE (Pennsylvania Program for Recovery, Investment, Development, and Education) without the tax-raising measure in it, and there have been some few changes made to the combination of those two bills.

Mr. McClatchy, our Appropriations Committee chairman, has notations as to what these changes are. I think, inasmuch as it is highly doubtful, at least in my mind, that we will be back in session on a voting basis this week, it would be wise for our members to be as well informed as possible on the subject prior to next week, which I would expect would be a full working week if we are to pass the budget in a timely fashion prior to July 1. So on that basis, I would ask that our members on the declaration of the recess go to the caucus room.

RECESS

The SPEAKER. This House will stand in recess until 5 o'clock. There will be no further votes taken on the floor, but

the Chair urges the members to be present tomorrow, because the Chair cannot anticipate what the other body may well do.

This House stands in recess until 5 p.m.

RECESS EXTENDED

The time of recess was extended until 5:30 p.m.

AFTER RECESS

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. Tomorrow's session will be a nonvoting session devoted to the signing of bills and the moving of bills forward on the calendar. There will be no further votes taken on the floor of the House today.

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. The Chair recognizes the gentleman from Montgomery, Mr. Godshall.

Mr. GODSHALL. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 15, 1983, at 11 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 5:31 p.m., e.d.t., the House adjourned.