

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, APRIL 24, 1984

SESSION OF 1984

168TH OF THE GENERAL ASSEMBLY

No. 25

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.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:

Almighty God, our gracious Lord, as we have celebrated the solemnities of the Passover and Easter, we draw near to Thee with the assurance of the deliverance and victory Thou hast given to each one of us. We are most grateful that Thou hast shown us the way Thou wouldst have us trod, and the example in Thy word Thou wouldst have us set before all men. We humbly pray that Thou wilt ever assist us that we may always praise Thee in the deeds we bring to maturity and forever walk as Thy children and heirs to Thy kingdom. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, March 28, 1984, will be postponed until printed. The Chair hears no objection.

JOURNALS APPROVED

The SPEAKER. The Journals for Wednesday, February 15; Tuesday, February 21; Wednesday, February 22; Monday, March 12; Tuesday, March 13; Wednesday, March 14; and Monday, March 19, 1984, are in print. In the absence of objection, the House will adopt the Journals and accept them as printed. The Chair hears no objection.

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 1996;
HB 1997; and
SB 642.

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

SUPPLEMENTAL CALENDAR A BILL AGREED TO ON SECOND CONSIDERATION

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

HB 1997, PN 2683.

MASTER ROLL CALL RECORDED

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

The following roll call was recorded:

PRESENT—191

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

Cordisco	Itkin	Perzel	Van Horne
Cornell	Jackson	Petrarca	Vroon
Coslett	Jarolin	Petrone	Wachob
Cowell	Johnson	Phillips	Wargo
Coy	Kasunic	Piccola	Wass
Deluca	Kennedy	Pievsky	Weston
DeVerter	Klingaman	Pistella	Wiggins
Daley	Kosinski	Pitts	Williams
Davies	Kowalshyn	Pott	Wilson
Dawida	Kukovich	Preston	Wogan
Deal	Lashingner	Punt	Wozniak
Dietz	Laughlin	Rappaport	Wright, D. R.
Dininni	Lehr	Reber	Wright, J. L.
Dombrowski	Lescovitz	Reinard	Wright, R. C.
Donatucci	Letterman	Richardson	
Dorr	Levi	Rieger	Irvis,
Duffy	Levin	Robbins	Speaker
Durham			

ADDITIONS—9

Cohen	Harper	Peterson	Sweet
DeWeese	Mowery	Pratt	Wambach
Gruitza			

NOT VOTING—3

Marmion	Murphy	Zwikl	
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EXCUSED—0

LEAVES ADDED—4

Lashingner	Marmion	Murphy	Zwikl
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HOUSE BILLS INTRODUCED AND REFERRED

- No. 2021** By Representatives MURPHY, O'DONNELL, SEVENTY, MILLER, WAMBACH, FREEMAN, McHALE, ZWIKL, PITTS, GEIST, CALTAGIRONE, LEVIN and PISTELLA

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for installation of meters at historic structures.

Referred to Committee on CONSUMER AFFAIRS, April 24, 1984.

- No. 2022** By Representatives KLINGAMAN, DOMBROWSKI, TRELLO, LEVI, PETERSON, WILSON, AFFLERBACH, D. W. SNYDER, SEMMEL, HUTCHINSON, PIEVSKY and ZWIKL

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149, No. 105), exempting certain cemetery vehicles and equipment from the tax.

Referred to Committee on TRANSPORTATION, April 24, 1984.

- No. 2023** By Representatives COY, GODSHALL, LETTERMAN, STEIGHNER, D. R. WRIGHT, SHOWERS, HONAMAN, WASS, PITTS, PUNT, HASAY, HERSHEY, E. Z. TAYLOR, SCHULER, LLOYD, RUDY, BROUJOS, COLE, LESCOVITZ, ARMSTRONG, BRANDT,

GRIECO, BELFANTI, MORRIS, HERMAN, SCHEETZ, JACKSON, VROON, GLADECK, GRUPPO, SEMMEL, MADIGAN, MERRY, BOYES, ANGSTADT, KOSINSKI, WOGAN, FRYER, D. W. SNYDER, CLYMER, JOHNSON, GANNON, ROBBINS, REINARD, GALLAGHER, McCALL and RAPPAPORT

An Act making an appropriation to the Pennsylvania State University and the University of Pennsylvania for avian flu research.

Referred to Committee on APPROPRIATIONS, April 24, 1984.

- No. 2024** By Representatives LETTERMAN, GEORGE, SCHEETZ, RAPPAPORT, MICHLOVIC, NOYE, MANDERINO, FEE, PRATT, HERSHEY, L. E. SMITH, MADIGAN, HUTCHINSON, HERMAN and STAIRS

An Act amending the "Surface Mining Conservation and Reclamation Act," approved May 31, 1945 (P. L. 1198, No. 418), providing for the re-mining of areas previously affected by mining.

Referred to Committee on CONSERVATION, April 24, 1984.

- No. 2025** By Representatives SALVATORE, CAPPABIANCA, PERZEL, DOMBROWSKI, WESTON, WOGAN, O'BRIEN, ANGSTADT, BOYES and GANNON

An Act amending the "Pharmaceutical Assistance Contract for the Elderly Act," approved November 4, 1983 (P. L. 217, No. 63), further providing for benefits for the elderly.

Referred to Committee on HEALTH AND WELFARE, April 24, 1984.

- No. 2026** By Representatives SALVATORE, CAPPABIANCA, PERZEL, DOMBROWSKI, WESTON, WOGAN, O'BRIEN, ANGSTADT and BOYES

An Act amending the "Pharmaceutical Assistance Contract for the Elderly Act," approved November 4, 1983 (P. L. 217, No. 63), and including the permanently disabled within the program.

Referred to Committee on HEALTH AND WELFARE, April 24, 1984.

- No. 2027** By Representatives RAPPAPORT and SPENCER

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, further providing for the incorporation and regulation of corporations; changing requirements and procedures relating to the filing of documents affecting certain corporations; further providing for the acquisition, encumbrance and disposition of real property, devises, bequests and gifts after certain fundamental changes, and the division of corporations; and making editorial changes.

Referred to Committee on BUSINESS AND COMMERCE, April 24, 1984.

No. 2028 By Representatives STEIGHNER, GEORGE, HASAY, BELFANTI, WARGO, GREENWOOD, COSLETT, SERAFINI, JAROLIN, NOYE, F. E. TAYLOR, WILSON, GALLAGHER, D. R. WRIGHT, HOFFEL, COY, RYBAK, PISTELLA, BLAUM, WOZNIAK, DAWIDA, VAN HORNE, CAWLEY, COLAFELLA, DeLUCA, FREEMAN, McHALE, TIGUE, STEWART, WAMBACH, MORRIS, CIMINI, BELARDI and NAHILL

An Act requiring public notice of certain conditions relating to a public water supply; and providing a civil penalty.

Referred to Committee on CONSERVATION, April 24, 1984.

No. 2029 By Representatives GAMBLE, DAWIDA, KUKOVICH, E. Z. TAYLOR, TELEK, DUFFY, TRELLO, MISCEVICH, CAWLEY, BATTISTO, FLICK, WARGO, GLADECK, GREENWOOD, NOYE, LESCOVITZ, VROON, SEMMEL, BELFANTI, PUNT, STEVENS, FREEMAN, DeLUCA, KASUNIC, MORRIS, LIVENGOOD and VAN HORNE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for costs of certain traffic-control devices.

Referred to Committee on TRANSPORTATION, April 24, 1984.

No. 2030 By Representatives REINARD, GEORGE, KUKOVICH, CORDISCO, BURNS, J. L. WRIGHT, HALUSKA, ARTY, HERMAN, NAHILL, GALLAGHER, MICOZZIE, BOOK, SEMMEL, WOGAN, AFFLERBACH, GREENWOOD, COY, SAURMAN, B. SMITH, SIRIANNI, CIVERA, FISCHER, McINTYRE, NOYE, PRATT, D. W. SNYDER, PRESTON and SALVATORE

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), requiring the Department of Environmental Resources to give notice to municipalities of orders for abatement of nuisances.

Referred to Committee on LOCAL GOVERNMENT, April 24, 1984.

No. 2031 By Representatives STAIRS, BOWSER, AFFLERBACH, BELFANTI, TRELLO, HALUSKA, PETERSON, TELEK, PHILLIPS, FISCHER and MORRIS

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), further providing for petitions to open ballot boxes and voting machines.

Referred to Committee on STATE GOVERNMENT, April 24, 1984.

No. 2032 By Representatives DALEY, KASUNIC, JAROLIN, ALDERETTE, FEE, PETRARCA, SEMMEL, KUKOVICH, AFFLERBACH, GRIECO, PETRONE, HARPER, HALUSKA, BATTISTO, NOYE, SHOWERS, COLE, TRELLO, PISTELLA, DeLUCA, MICOZZIE, BOWSER, FISCHER, CIVERA, PRATT, HERMAN and DAWIDA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing an emergency volunteer registration plate.

Referred to Committee on TRANSPORTATION, April 24, 1984.

No. 2033 By Representatives DALEY, JAROLIN, KASUNIC, ALDERETTE, PETRONE, KUKOVICH, AFFLERBACH, HARPER, HALUSKA, BATTISTO, PISTELLA, DeLUCA and PETRARCA

An Act amending the "Eminent Domain Code," approved June 22, 1964 (Sp. Sess., P. L. 84, No. 6), providing for the resale of certain condemned property.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 24, 1984.

No. 2034 By Representatives POTT, F. E. TAYLOR, BOOK, DALEY, McVERRY, BURD, KASUNIC, GLADECK, BUNT, VROON, NAHILL and MISCEVICH

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, reconstruction, improvement, operation and maintenance of toll roads and the conversion of existing toll-free roads to toll roads in Pennsylvania; providing for the reorganization of the Pennsylvania Turnpike Commission; conferring powers and imposing duties on the Pennsylvania Turnpike Commission; providing for an executive director of the Pennsylvania Turnpike Commission and conferring powers and duties on the executive director; authorizing issuance of turnpike revenue bonds, notes or other obligations of the commission, payable solely from revenues of the commission, including tolls, or from such other funds as may be available to the commission for that purpose, to pay the costs of such toll roads; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; ***

Referred to Committee on TRANSPORTATION, April 24, 1984.

No. 2035 By Representatives BROUJOS, NOYE, COLE, CORDISCO, CAPPABIANCA, BATTISTO, SCHEETZ, WASS, G. M. SNYDER, GODSHALL, SHOWERS, BALDWIN, DeVERTER, BELFANTI, RUDY, COY, GALLAGHER, LLOYD, PRESTON, DAWIDA, DUFFY, McCALL and A. C. FOSTER, JR.

An Act providing for the provisions of poultry and egg contracts.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 24, 1984.

No. 2036 By Representatives IRVIS, PISTELLA, COWELL, BELFANTI, DEAL, LINTON, EVANS, KOSINSKI and RYBAK

An Act creating the Pennsylvania High Blood Pressure Advisory Board within the Department of Health; providing for the terms, method and criterion of appointment for its members; and providing for the powers and duties of the board and the Department of Health.

Referred to Committee on HEALTH AND WELFARE, April 24, 1984.

No. 2037 By Representatives MAYERNIK, POTT, ALDERETTE, COLAFELLA, BURD, LAUGHLIN, LESCOVITZ, STEVENS and PETRONE

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), providing for reduction and termination of services at State institutions and State general hospitals.

Referred to Committee on HEALTH AND WELFARE, April 24, 1984.

No. 2038 By Representatives AFFLERBACH, TRELLO, JAROLIN, KOSINSKI, SEMMEL, DOMBROWSKI, MERRY, HALUSKA, PETRONE, RYBAK, PISTELLA, DUFFY, PRATT, MRKONIC, PETRARCA, FISCHER, JOHNSON and FARGO

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further providing for declarations of estimated tax in relation to the personal income tax.

Referred to Committee on FINANCE, April 24, 1984.

No. 2039 By Representatives FRYER and LEVI

An Act amending the "Real Estate Tax Sale Law," approved July 7, 1947 (P. L. 1368, No. 542), providing for title to lands sold at tax sales to be subject to liens of record.

Referred to Committee on LOCAL GOVERNMENT, April 24, 1984.

SENATE BILLS FOR CONCURRENCE

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

SB 67, PN 1855

Referred to Committee on CONSERVATION, April 24, 1984.

SB 250, PN 1856

Referred to Committee on HEALTH AND WELFARE, April 24, 1984.

SB 336, PN 1809

Referred to Committee on TRANSPORTATION, April 24, 1984.

SB 1085, PN 1758

Referred to Committee on BUSINESS AND COMMERCE, April 24, 1984.

SB 1100, PN 1853

Referred to Committee on JUDICIARY, April 24, 1984.

SB 1153, PN 1772

Referred to Committee on GAME AND FISHERIES, April 24, 1984.

SB 1172, PN 1876

Referred to Committee on HEALTH AND WELFARE, April 24, 1984.

SB 1239, PN 1826

Referred to Committee on TRANSPORTATION, April 24, 1984.

SB 1247, PN 1701

Referred to Committee on TRANSPORTATION, April 24, 1984.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 205 By Representatives MURPHY, MISCEVICH, MAYERNIK, PETRONE, HUTCHINSON, GEIST, PHILLIPS, PETRARCA and LINTON

Directing the House Transportation Committee to study local hiring opportunities.

Referred to Committee on RULES, April 24, 1984.

No. 206 By Representatives DAWIDA, GRIECO, HALUSKA, DOMBROWSKI, ARTY, WACHOB, McCALL, D. R. WRIGHT, NOYE, PUNT, COWELL, PRATT, PITTS, MURPHY, VROON, GAMBLE, MICOZZIE, PETRARCA, GANNON, WOGAN, WILSON, KUKOVICH, KOSINSKI, COSLETT, SEVENTY, DeLUCA and OLASZ

Memorializing Congress to adopt legislation to correct the disparity and inequity of social security payments created by the notch year formula.

Referred to Committee on RULES, April 24, 1984.

No. 207 By Representatives SALVATORE, PIEVSKY, ITKIN and WOGAN

Memorializing the United States Congress, the President and the Secretary of State to change the location of the United States Embassy in Israel.

Referred to Committee on RULES, April 24, 1984.

No. 208 By Representatives FISCHER,
LESCOVITZ, TIGUE and PITTS

Providing for the appointment of a Special Bipartisan Committee to investigate Capitol Security.

Referred to Committee on RULES, April 24, 1984.

SENATE RESOLUTION FOR CONCURRENCE

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

SR 107, PN 1781

Referred to Committee on RULES, April 24, 1984.

COMMUNICATIONS FROM GOVERNOR

BILLS SIGNED BY GOVERNOR

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

APPROVAL OF HBs Nos. 128, 502, 686, 793, 946, 1209, 1397, 1448, 1643, 1726, 1727 and 1920.

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

March 29, 1984

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 128, Printer's No. 2005, entitled "AN ACT PERMITTING all State-owned vehicles to be converted to operate on natural gas; AND REQUIRING INDICATIONS OF DUAL SYSTEMS.

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

March 29, 1984

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 793, Printer's No. 2593, entitled "AN ACT amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspensions for failure to stop for flashing red signals on school buses; FURTHER PROVIDING for school bus operators to report violations to appropriate police officers; FURTHER PROVIDING FOR THE USE OF CERTAIN SCHOOL BUS SIGNALS WHEN SUCH BUS IS USED TO TRANSPORT DISABLED PERSONS; and changing a penalty."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

March 29, 1984

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 1209, Printer's No. 2595, entitled "AN ACT amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for parking for handicapped persons; further providing for the use of hearing impairment devices; providing for inspection of motorcycles; and adding provisions relating to motorcycle safety."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

March 29, 1984

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 1448, Printer's No. 2724, entitled "AN ACT amending the act of February 19, 1980 (P. L. 15, No. 9), entitled 'An act establishing the State Real Estate Commission and providing for the licensing of real estate brokers and salesmen,' adding and amending definitions; creating, empowering and governing a commission; eliminating confidentiality requirements; changing hours of study and specifying areas of study for applicants; eliminating fee requirements; imposing reporting duties on the Pennsylvania Human Relations Commission; adding a prohibition; broadening the scope of regulation of promotional sales and requiring public accounting for promotional sales; requiring contractual disclosures; regulating reinstatement of revoked licenses; changing limits of liability and increasing assessments for the recovery fund; requiring statements as to the fair market value and odds of receiving any prize in relation to certain offerings of real property; making editorial changes; and making repeals."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

March 29, 1984

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 1920, Printer's No. 2509, entitled "AN ACT making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 3, 1984

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 946, Printer's No. 2528, entitled "AN

ACT amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, redefining 'abandoned vehicles'; and further providing for removal of vehicles."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 3, 1984

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 1726, Printer's No. 2337, entitled "AN ACT amending the act of May 1, 1933 (P. L. 103, No. 69), entitled 'An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto,' further providing for attendance at certain conferences, institutes and schools."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 3, 1984

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 1727, Printer's No. 2338, entitled "AN ACT amending the act of June 24, 1931 (P. L. 1206, No. 331), entitled 'An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto,' changing the rates for per diem for attendance of appointed township officers and employees at conferences, institutes and schools."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 4, 1984

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 502, Printer's No. 563, entitled "AN ACT amending the act of April 13, 1972 (P. L. 184, No. 62), entitled 'An act giving municipalities the right and power to adopt home rule charters or one of several optional plans of government and to exercise the powers and authority of local self-government subject to certain restrictions and limitations; providing procedures for such adoption and defining the effect thereof,' regulating time of petitions."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 4, 1984

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 686, Printer's No. 1488, entitled "AN ACT amending the act of January 3, 1937 (P. L. 1225, No. 316), entitled 'An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto,' FURTHER PROVIDING FOR PROHIBITED property damage; providing for civil liability for property damage; prohibiting hunting or trapping in unharvested fields; and imposing PENALTIES."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 4, 1984

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 1397, Printer's No. 2682, entitled "AN ACT amending the act of March 10, 1949 (P. L. 30, No. 14), entitled 'An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,' requiring public hearings prior to closing schools; FURTHER PROVIDING FOR AN ALTERNATIVE PAYMENT PLAN FOR ILLNESS OR ACCIDENTAL INJURY; AND AUTHORIZING THE STATE TREASURER TO RECOVER SOCIAL SECURITY OVERPAYMENTS ON BEHALF OF SCHOOL EMPLOYEES, SCHOOL ENTITIES AND THE COMMONWEALTH."

Dick Thornburgh
Governor

Commonwealth of Pennsylvania
Governor's Office
Harrisburg

April 4, 1984

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 1643, Printer's No. 2083, entitled "AN ACT designating a certain bridge crossing the Allegheny River in Armstrong County as the J. Frank Graff Bridge."

Dick Thornburgh
Governor

ACTUARIAL NOTE

The SPEAKER. The Speaker acknowledges receipt of the actuarial note to HB 1906 as required by law. The clerk will file the communication.

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

COMMUNICATION FROM AUDITOR GENERAL

The SPEAKER. The Speaker acknowledges the following letter from the Auditor General concerning the Capital Facilities Debt Enabling Act of 1969, which the clerk will file.

The following communication was read:

Commonwealth of Pennsylvania
Office of the Auditor General
Harrisburg 17120

April 9, 1984

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 March 20, 1984.

A duplicate original of my certificate is enclosed herewith.

Sincerely,
Al Benedict
Auditor General

AB/vb
Enclosure

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

WELCOMES

The SPEAKER. The Chair is delighted to welcome to the hall of the House Andy Simms of Penn Hills. Mr. Simms is here as a guest of Tony DeLuca, County of Allegheny.

Representative Book has as his guests John A. Rosa and Robert M. Ross. Welcome to the hall of the House.

DISABLED AMERICAN VETERANS NATIONAL COMMANDER PRESENTED

The SPEAKER. Ladies and gentlemen, in honor of the national commander of Disabled American Veterans, Commander Dennis A. Joyner, the members of the House will please rise.

(Members stood.)

The SPEAKER. The members may now be seated.

It gives me a true honor—and that is not simply said as we often say words because we are used to saying them—to introduce to you Dennis A. Joyner, who is the national commander of the Disabled American Veterans.

Dennis Joyner was combat disabled in Vietnam. He served in the United States Army, 9th Infantry Division, in Nam, and while on patrol in 1969 in Nam, the Mekong Delta, he became a triple amputee due to a booby trap explosion. He is a decorated veteran; he is the National Commander of the Disabled American Veterans; he is also a father, a husband, and he lives with his family in Apollo, Pennsylvania. He is a Pennsylvanian, and more importantly, he is an American. I give you the national commander of the Disabled American Veterans, Dennis Joyner.

Commander JOYNER. Thank you, Mr. Speaker and members of the House of Representatives.

Today I feel that I have truly come among friends, and the warm welcome that you have shown me confirms that feeling. I know I am among friends for many reasons. Of course, I am a native Pennsylvanian and I am a registered voter in this great State of ours, and I know those two notions have formed the basis of the many friendships for Pennsylvania legislators. But I am also a disabled American veteran, and today I have the privilege of addressing the best friend disabled veterans have in the Commonwealth of Pennsylvania - the members of the Pennsylvania House.

Ladies and gentlemen, this body has enacted veterans' legislation that serves as models for every State in the Nation. They are a collection of veterans' programs, benefits, and initiatives that define a grateful State's responsibilities to its citizen soldiers, and they acknowledge a State's debt to its sons and daughters for fighting to keep this land free.

Unlike so many States, a Pennsylvania veteran need not fear his courage or sacrifice will ever be forgotten. Unlike so many States, he or she need not fear relegation to being a second-class citizen. And unlike so very many States, the Pennsylvania veteran need not harp at elected officials to remind them of their duty.

I could cite countless examples of the collective commitment that this body has shown towards its veterans, and in citing them I would have to use words like "the first in the land" or "the best in the Nation." They are words that describe not just the commitment you have, but an aggressive spirit as well.

Just in my time as a veteran, I have seen you enact one of the first Vietnam veteran bonuses in this Nation. I have watched you create one of the best veterans' home programs in the land, and I have been privileged to serve as a member of the State's Herbicide Commission, which has served as a model for countless other States. And I would be remiss if I failed to mention the Governor's Outreach and Veterans' Assistance Centers with four offices throughout this State to help veterans.

I would also like to assure you that while I have not yet taken a trophy deer or caught a record-breaking trout, I am going to keep trying, thanks to the free hunting and fishing licenses that you have provided me and my fellow 100-percent combat-disabled veterans.

Yes, as I said, I know that I have come among friends today, friends of mine and friends of almost 2 million veterans living in Pennsylvania. That is why I feel I can speak to you with candor. That is why I must speak as I shall if our friendship is to continue growing through mutual support and commitment.

Last August I was privileged to be elected national commander of the Disabled American Veterans. As such, I was elected to head an organization of almost 900,000 veterans who, like me, were disabled as a result of their military service during wartime. I accepted a role and assumed a responsibility. That responsibility dictates that I do everything in my

power to safeguard the promises this Nation has made to its veterans. Today those promises are being kept, but in the foreseeable future I see no such promise of care or support for America's veterans. Instead, I see very real threats to this Nation's system of veterans' programs and benefits. I see powerful individuals and groups fighting for the destruction of the VA (Veterans' Administration) medical system. And I see a Nation—growing more removed from the horrors of war—beginning to forget just how much it owes America's veterans.

As many of you know, the President's proposed fiscal year 1985 budget for the VA represents, in most part, a realistic agenda for caring for this Nation's veterans. It has flaws, and they are flaws that the DAV (Disabled American Veterans) is working to see corrected. But consider that this budget has come during an election year. Consider that the budget contains areas where the VA is playing fiscal catchup after years of furnishing too little too late. It is happening now because things like aging VA facilities are crumbling and falling and can no longer be put off until next year. And it is happening now because the predicted boom in the aged veteran population is no longer a prediction. They are here now and in dire need of treatment. And, I think, a realistic VA budget is being offered now because it is the last such budget that we will see, unless we start fighting now.

Today, among administration officials, there is no ground swell of support for a strong and viable VA medical care system. What growing support exists stems from the recommendations of groups like the Grace Commission. This group of business executives put forth recommendations that would ultimately shut down all of the VA hospitals and clinics and nursing homes. Not surprisingly, they would turn over the business to private industry. They would fill the expensively built and maintained, but empty, private-sector hospital beds with service-connected disabled veterans. They would gut a variety of veteran programs as neither cost effective nor profit producing. They would, throughout the entire spectrum of VA services and programs, apply only an accountant's mentality, rather than a Nation's sense of duty.

The commission's recommendations for the VA are based upon patently false premises. They accept as fact that the VA medical system does not deliver care in an efficient or cost-effective manner. Just the opposite is true, though. VA programs have been tried and tested and challenged year after year. They work, they work well, and they are cost effective. VA health care professionals have written the book on making do with less, because they have been given no choice but to take less through the years.

Therefore, one would expect the administration to issue a quick disavowal of the Grace Commission's illogical recommendations. Just the opposite has been true. Not only has the White House embraced the spirit and intent of the Grace Commission's recommendations, but that support has been picked up by groups like the Congressional Budget Office as well.

You do not have to be a fortune-teller to predict what this means for the future of veterans, particularly when you take this worship of the bottom line and couple it with still other interesting facts.

This year we have seen the cost of medicare and medicaid grow too expensive for many aging veterans. So they are turning to the VA for the health care that they need. This year we have seen an economic recovery that has been marked by streamlined or renegotiated employment contracts - contracts that have drastically reduced, or even eliminated, the health care coverage of many employed veterans. So they have turned, in increasing numbers, to the VA for the health care that they need. And this year we have seen more and more veterans living on the edge of poverty turn to the VA for that same health care that they, too, so desperately need.

The Washington bandwagon these days does not stop with the destruction of the VA medical system. Other recommendations, that are being touted as gospel in some quarters, include the elimination of veteran benefit programs like vocational rehabilitation, cuts in veterans' disability and compensation payments, and the wholesale reduction in VA employees.

Bluntly stated, we of the Disabled American Veterans fear that the next 5 years could mark the beginning of the end for this Nation's system of veterans' programs and benefits. We believe that during that time it is going to be tough reminding people of the sacrifices of wars past. We fear values like duty, sacrifice, and commitment will be threatened by newer values like profit margin, cost per unit, or bottom line.

We fear States like Pennsylvania—places that have not forgotten their moral obligation to their veterans—will have no choice but to assume the full burden of care for their veteran sons and daughters. We in Pennsylvania could face an awful dilemma. On the one hand, we know that a promise made is a promise kept. On the other, we know that States cannot accept Federal commitments without there being an awful burden placed upon that State's residents.

In Pennsylvania alone, the VA has committed to spend almost \$100 million on the renovation and construction of facilities designed to care for this State's veterans. During the Federal Government's fiscal year 1983, the Veterans' Administration spent almost \$1.3 billion in Pennsylvania. Of that amount, about \$700 million was paid in compensation and other benefits directly paid to Pennsylvania veterans, their families, or their surviving spouses. It is money spent to meet needs that are absolutely definable and critically important. Sixteen major VA facilities in the State - hospitals, outpatient centers, nursing homes, and regional offices - are almost getting the job done. And you, in your wisdom and dedication to Pennsylvania veterans, are seeing that the job is finished.

Our VA system must be preserved, not only for the good of the present and future generations of veterans, but for the good of every Pennsylvanian, for every American, and for our country's own moral well-being.

Each of us has a vested interest in a strong and viable system of veterans' benefits and programs. That is why we do

not despair at the threats posed against the Veterans' Administration.

Once in my life I was filled with an overwhelming sense of despair. It was the day I was wounded in Vietnam and realized the nature of my wounds. "Just let me die," I whispered to my platoon sergeant, who called for a medivac and was at my side. He refused to hear that kind of talk, and he ordered me to stop immediately. I know that I desperately wanted and needed to hear his rebuke. And that initial rush of hope and realization that life is worth clinging to that I received on my last day in the Mekong Delta has been reinforced time and time again by my family, by my friends, and by my country.

Members of the Pennsylvania House of Representatives, we do not despair, because of the eager helping hand that you have always held out to veterans. You have aggressively protected our rights, enthusiastically supported our service, and reverently acknowledged our sacrifice. As far as Pennsylvania veterans are concerned, you have created broader, more credible definitions of the notion of public service and public trust.

Veterans will not despair of the fight to preserve this Nation's system of veterans' programs, in large measure, because you have proven that our fight is also your fight.

As a native son and a lifelong resident, I have got to admit that Pennsylvania has been very good to me. But of greater significance to me is the fact that by the examples that you have set, Pennsylvania has been good to all of America's veterans. And that is truly why, as a Pennsylvanian and a disabled American veteran, I have deeply welcomed this opportunity to have come here today among friends. Thank you very much.

The SPEAKER. Commander Joyner, the highest duty that this Nation requires of its men and women is that we be prepared to sacrifice our lives for the good of our country. We can never repay you and the other veterans of the wars which this Nation has fought for your valor, your courage, your commitment, but we pledge to you as long as we have breath and life, Pennsylvania will not turn its back on its veterans. And we pray God, we pray God that there will be no more veterans of any more wars in any of the 50 States. God bless you, and thank you for coming.

The House will rise as Commander Joyner leaves the hall of the House.

(Members stood.)

The SPEAKER. We would be remiss if we did not thank Representative Mrkonic for arranging for the visit of the commander of the Disabled American Veterans. The Chair thanks Representative Emil Mrkonic for making it possible for us to hear this brave man.

MEMBER'S PRESENCE RECORDED

The SPEAKER. The Chair recognizes the gentleman from Venango, Mr. Peterson.

Mr. PETERSON. Thank you, Mr. Speaker.

I would like to have my name added to the master roll.

The SPEAKER. The gentleman's name will be added to the master roll.

LEAVES OF ABSENCE GRANTED

The SPEAKER. The Chair now turns to leaves of absence.

Does the gentleman from Philadelphia, Mr. Pievsky, have any leaves of absence?

Mr. PIEVSKY. Thank you, Mr. Speaker.

I ask leave for the gentleman from Allegheny, Mr. MURPHY, for the entire week; and the gentleman from Lehigh, Mr. ZWIKL, for the day.

The SPEAKER. Without objection, leaves are granted. The Chair hears no objection.

The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Allegheny, Mr. MARMION, for the week.

The SPEAKER. Without objection, leave is granted. The Chair hears no objection.

AMBASSADOR CHIEN PRESENTED

The SPEAKER. The House is honored to have with it today a gentleman who holds his master of arts degree and Ph.D. degree in political science from Yale University. He was at one time the personal secretary and interpreter for Generalissimo Chiang Kai-shek. He is currently Ambassador from the Republic of China, located in Taiwan, and the Speaker is delighted to welcome to the podium, to make a few brief remarks, Ambassador Fredrick F. Chien.

Members will please rise.

(Members stood.)

Ambassador CHIEN. Thank you, Mr. Speaker.

Honorable members of the General Assembly of the great Commonwealth of Pennsylvania, ladies and gentlemen, it has been my distinct honor this afternoon to be with you here at the State Capitol of the great Commonwealth of Pennsylvania. As a person who comes from the Far East, we have special affection for this great General Assembly, because you should be regarded as the cradle of democracy. In 1776 the first democratic republic of the world was founded in the Western Hemisphere in the United States of America. The American Revolution had its repercussions first in Europe. The French Revolution followed a few years later, and the first democratic republic was founded in Europe. It took, however, 135 years for the Asian people to have their own democratic republic, with the founding of the Republic of China in the year 1911, and we copied exactly the same ideas that you hold to be true.

Today, after many years of having experience with the process of democracy, we are still learning. In the last 35 years, when the government of the Republic of China moved its site to Taiwan, we have had a closer relationship with your great Nation, and with your unselfish help, our country was finally able to stand on our own feet.

Today the Republic of China, with about one-third of the size of the great Commonwealth of Pennsylvania but with a population about double your size, we became your number six largest trading partner. Last year we did more than 16 billion U.S. dollars' worth of two-way trade with you. Unfortunately, we enjoy too much trade surplus from you, and it is one fact that we are very much concerned about, and for that reason, for the last 6 1/2 years my government has sent eight special procurement missions to the United States, trying with our own efforts to rectify the balance of payment between our two countries. Out of the eight procurement missions we have five times visited your great Commonwealth, and we bought millions upon millions of commodities from your Commonwealth. This year it is our hope that we can buy more from the State of Pennsylvania.

It is our fervent hope that the relationship between your great Commonwealth and our country will be further enhanced with the passing of every day. We have a program of inviting State legislators to visit our country. Over the last decade or so we were privileged to have about eight delegations from the NCSL - National Conference of State Legislatures - visiting our country every year in the month of October. We also have many, many individual State legislators visiting our country. It is my hope and my prayer, Mr. Speaker and honored members, that we would be able to have the privilege and honor to welcome you to our shore one of these days. Until then, my very best, my best regards to the great Commonwealth and to each one of you, the members of the General Assembly. Thank you very much.

WELCOME

The SPEAKER. Representative Coy deserves the credit for requesting that the invitation be issued to the Ambassador, and Representative Coy has in his district the gentleman, Mr. Nathan K. Mao. Welcome to the hall of the House, Mr. Mao.

QUEEN EVERGREEN PRESENTED

The SPEAKER. Will the gentleman, Mr. Wass, please come to the podium?

You will notice on your desks, which only recently had beautiful bunches of daffodils, today you have something which, if you take it home with you and plant it in acidic soil, will grow into a beautiful evergreen tree. I hope that you will take these seedlings with you, that you will plant them, and that you will remember the words of Mr. Wass and of the Queen Evergreen, which will be spoken at this microphone this spring day of 1984.

Representative Wass.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, before I make my presentation, I want to share with you and congratulate you for your willingness to share this prestigious podium with each and every member of this House of Representatives, reaffirming your humbleness, your greatness, and your eagerness to hear of all the special interests that we have throughout the 203 legislative districts in Pennsylvania. We thank you, Mr. Speaker.

Mr. Speaker, the entire membership of the Pennsylvania Christmas Tree Growers Association, in appreciation for legislation that has been passed in this House of Representatives in the session of 1983-1984, and especially HB 256, now Act 71, has instructed me to make a presentation here to my fellow House members. Mr. Speaker, as one who represents Indiana County, the Christmas Tree Capital of the World, and one who has been the prime sponsor of the legislation herein mentioned, I have been selected and instructed to present each member of the Pennsylvania House of Representatives with a live evergreen seedling.

Mr. Speaker, the seedlings that have been presented here today were selected from millions of seedlings in the nurseries throughout Pennsylvania. The seedlings were selected from disease-free beds, and their roots were covered with mulch and given food and moisture, and the entire base of the seedling has been wrapped and placed in a plastic bag.

Mr. Speaker, it is the wish of the Pennsylvania Tree Growers that the members take the seedling home, remove the plastic bag, and set it in the ground, and as they watch this beautiful seedling grow, it is their sincere wish that each and every Representative continue to grow in their efforts in providing legislation to make this great State a better place in which to live and to work and to have a business.

Mr. Speaker, the Pennsylvania Christmas Tree Growers have also sent here today a young lady who, with her beauty and her radiance, truly depicts the evergreen. Mr. Speaker, the young lady serves as the 20th reigning queen of the Christmas tree industry in Pennsylvania. She has traveled here this afternoon to make a few remarks on behalf of the Christmas tree industry.

Mr. Speaker, I present Susan McCullough, Queen Evergreen the 20th.

Miss McCULLOUGH. Good afternoon, ladies and gentlemen.

I am honored and proud to be here speaking with you today. It is a particular pleasure to be with my personal friend, Representative of my own 62d District, Paul Wass.

One of my goals as Queen Evergreen has been to promote community unity and to become familiar with many aspects of Pennsylvania. Representative Wass has been a tremendous support to me in my efforts to fulfill my duties as Queen Evergreen this past year. My family and I have become treasured friends of Paul and Ilean, and I will be grateful to both of them always.

The Indiana County Christmas Tree Growers Association were my sponsors in the Queen Evergreen Pageant. These growers make up a very large part of our 62d District, which Indiana County remains the Christmas Tree Capital of the World. The Christmas tree industry employs many residents of my home area, and the need for adequate laws to protect these growers from loss has been of great concern to many of us in Pennsylvania.

HB 256, Act 71, which was designed to protect these growers of the State of Pennsylvania, both of large and small holdings, has been commended to me by local growers, and I

feel very confident that they appreciate and are grateful to all of you, as we are in western Pennsylvania.

As I look around this room, I am proud to be among the major governing body of this great State of Pennsylvania. I am proud to represent Indiana County, and I am sure each of you feel for your respective communities. It is with my best wishes and those of the Christmas tree industry as a whole to present each of you with a seedling in appreciation of the House of Representatives' efforts to help. We trust that you will, this legislature, grow in the strength, hope, and beauty of these trees. Thank you.

Mr. WASS. Mr. Speaker, if I may have just one more moment, the queen wants to present you with a special, beautiful evergreen.

Miss McCULLOUGH. Mr. Irvis, on behalf of the Pennsylvania Christmas Tree Growers, I am very proud to present you with this beautiful evergreen, symbolic of your great leadership.

The SPEAKER. Thank you very much.

We thank the queen and Representative Paul Wass.

You may have noticed that the Speaker's evergreen was a little bit larger than yours. That may well be because the evergreen growers realize that most of you have longer to watch yours grow than the Speaker has. Mine had to be given a bit of a head start.

MEMBERS' PRESENCE RECORDED

The SPEAKER. The gentleman, Mr. Cohen; the gentleman, Mr. Pratt; the gentleman, Mr. Wambach; and the gentleman, Mr. Gruitza's names will be added to the master roll.

POWER PACK PRESENTED

The SPEAKER. The Chair at this time welcomes to the podium Representative Herman, who will introduce the group standing at the rear of the hall of the House called the Power Pack.

Mr. HERMAN. Thank you, Mr. Speaker.

Ladies and gentlemen and members of the House, I have the distinct honor and privilege of introducing Power Pack to you this afternoon. Power Pack consists of a young group of ladies and gentlemen who are members of the Philipsburg/Osceola Area High School. Their group consists of two segments: one is a song and dance combination, which we will have the privilege of seeing this afternoon, and the other is a stage band. The members of the stage band are in the balcony in the gallery at the rear. I would like them to stand and be recognized, please - members of the Power Pack and the stage band.

The full Power Pack group performed earlier this morning in the Capitol rotunda. They are under the direction of Mr. Jan Esterline, whom I would like to introduce who is on the left.

And one last introduction is that one of the members of this group is Guy Herman, who is the younger brother of this Representative. There was a time when I used to refer to him as my little brother, but those days have long since gone by.

At any rate, Jan Esterline and Power Pack.

(A musical program was presented.)

The SPEAKER. We thank the children for their performance. If you did not know the meaning of their title the way the Speaker did not at first, the Power Pack, I think we now know. How would you like to be able to expend that kind of energy and still walk?

WELCOME

The SPEAKER. A very good friend of the Speaker's is to the left of the Chair today. Those of you who served in the House anywhere from 1951 to 1968—and I realize there are not many of us—will remember a very gentle lady, a very bright Representative, and a very attentive one, Marian Markley. She is over to the left of the Chair.

Now that you have been admonished, spoken to, and entertained, we will get down to the drab business of being legislators again. I know you would not want to do that.

MEMBERS' PRESENCE RECORDED

The SPEAKER. The gentleman, Mr. Sweet, the gentleman, Mr. DeWeese, and the lady, Mrs. Harper, will be added to the master roll list.

LEAVE OF ABSENCE GRANTED

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Mr. Speaker, would you please return to leaves of absence?

The SPEAKER. Without objection, the Chair returns to leaves of absence. The Chair hears no objection.

Mr. HAYES. Thank you, Mr. Speaker.

I request leave for the gentleman from Montgomery, Mr. LASHINGER, for the day.

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

WELCOME

The SPEAKER. The Chair welcomes to the hall of the House a group of children from the Philadelphia schools - elementary, middle, and high school - who won WDAS's black history essay contest. They are here as the guests of the Philadelphia delegation. They are chaperoned by David Vance, Larry Bannister, and Mrs. Beulah Folk. The children and their chaperones are at the rear of the hall of the House. Welcome to the hall of the House.

CALENDAR RESOLUTION

Mr. STAIRS called up **HR 202, PN 2703**, entitled:

Directing the Joint State Government Commission to study the problems associated with common law marriages.

On the question,

Will the House adopt the resolution?

Mr. SWEET offered the following amendments No. A1203:

Amend Title, page 1, line 1, by striking out "Joint State Government Commission" and inserting

House Judiciary Committee

Amend First Resolve Clause, page 2, lines 6 and 7, by striking out "Joint State Government Commission" and inserting

House Judiciary Committee

Amend Second Resolve Clause, page 2, line 11, by striking out "Joint State Government Commission" and inserting

House Judiciary Committee

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Washington, Mr. Sweet.

Mr. SWEET. Thank you, Mr. Speaker.

The import of this amendment would be merely to replace the investigating agency. Instead of the Joint State Government Commission, it would be the House Judiciary Committee. I would ask for an affirmative vote.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—189

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

Deluca	Klingaman	Pott	Williams
DeVerter	Kosinski	Preston	Wilson
DeWeese	Kowalshyn	Punt	Wogan
Daley	Kukovich	Rappaport	Wozniak
Davies	Laughlin	Reber	Wright, D. R.
Dawida	Lehr	Reinard	Wright, J. L.
Deal	Lescovitz	Richardson	Wright, R. C.
Dietz	Letterman	Rieger	
Dininni	Levi	Robbins	Irvis,
Dombrowski	Levin	Rudy	Speaker
Dorr	Livengood	Ryan	

NAYS—3

Godshall	Hasay	Linton
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NOT VOTING—7

Donatucci	Hoeffel	Mowery	Sirianni
Fattah	McIntyre	Pratt	

EXCUSED—4

Lashingier	Marmion	Murphy	Zwikl
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The question was determined in the affirmative, and the amendments were agreed to.

On the question,

Will the House adopt the resolution as amended?

The following roll call was recorded:

YEAS—193

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

Dietz	Lescovitz	Reinard	Wright, R. C.
Dininni	Letterman	Richardson	
Dombrowski	Levi	Rieger	Irvis,
Dorr	Levin	Robbins	Speaker
Duffy	Linton	Rudy	

NAYS—2

Godshall Hasay

NOT VOTING—4

Donatucci McIntyre Mowery Sirianni

EXCUSED—4

Lashinger Marmion Murphy Zwikl

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

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the majority caucus chairman, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I think that we will need about an hour on the Democratic side to caucus on a number of bills. We will be returning to the floor to vote some that we will be caucusing on, and then the remainder will be voted tomorrow or the following week. I would like to go into caucus immediately upon the declaration of the recess, and I would expect that we would return by about 3:20.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the minority caucus chairman, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

The Republicans will caucus immediately, and I do not think we will need a whole hour, but we will meet immediately in the minority caucus room.

WELCOME

The SPEAKER. Kenny Brandt has as his guests here today two pages, James Hilton and Shannon Kain. They are guest pages for the day from the Elizabethtown area, and we welcome the two young people.

RECESS

The SPEAKER. The House stands in recess for 1 hour, returning to the floor at 3:15 p.m.

AFTER RECESS

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

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 994, PN 1909 (Amended)

By Rep. LETTERMAN

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, changing provisions relating to the revocation of boat registrations; further providing for the operation of watercraft while under the influence of alcohol or a controlled substance; providing for testing apparatus, procedures and personnel; and providing for the crime of homicide by watercraft.

GAME AND FISHERIES.

WELCOMES

The SPEAKER. The Representatives from Beaver County have as their guests here today Elsie Winkler, Linda Taddeo, Diane Wakefield, and Nancy Eardley. They are librarians. We welcome them to the hall of the House. They are to the left of the Speaker. Welcome to the hall of the House.

The guests of Representatives Belfanti, Showers, and Phillips are Bonnie Shadle, John Hampton, Ed Brill, Ed Brennan, Ron Reitz, Keith McNeil, and Bill Davis. They are representing the Susquehanna Personnel Management Association. They are to the left of the Speaker. Welcome to the hall of the House.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 760, PN 2711**, entitled:

An Act amending "The Local Tax Enabling Act," approved December 31, 1965 (P. L. 1257, No. 511), further providing for the taxing powers of certain political subdivisions by increasing the rates of certain taxes, authorizing the imposition of municipal services taxes and restricting the imposition of other taxes; providing for monthly payments from employers; and making repeals.

On the question,

Will the House agree to the bill on third consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 760, PN 2711, be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman from Cumberland, Mr. Mowery's name will be added to the master roll.

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 1155, PN 2596**, 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 Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for issuance of detachable anatomical donor symbols on drivers' licenses; and further providing for special permits.

On the question,

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—184

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

NAYS—1

Carn

NOT VOTING—14

DeWeese	McIntyre	Rappaport	Steighner
Donatucci	McMonagle	Rieger	Truman
Jarolin	Miscevich	Schuler	Williams
Levin	Oliver		

EXCUSED—4

Lashingar	Marmion	Murphy	Zwikl
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

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The clerk of the Senate, being introduced, returned the following **HB 1832, PN 2681**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act providing for an appropriation to the High Speed Intercity Rail Passenger Commission.

On the question,

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—182

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

Dombrowski	Laughlin	Reinard	
Dorr	Lehr	Richardson	Irvis,
Duffy	Lescovitz	Robbins	Speaker

NAYS—0

NOT VOTING—17

Barber	Levin	Oliver	Steighner
Beloff	McIntyre	Preston	Truman
DeWeese	McMonagle	Rappaport	Wiggins
Donatucci	Miscevich	Rieger	Williams
Jarolin			

EXCUSED—4

Lashingner	Marmion	Murphy	Zwikl
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 1293, PN 2469**, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing requirements for attendance at religious schools; and making editorial changes.

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

MOTION TO RECOMMIT

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that HB 1293, PN 2469, be recommitted to the Committee on Judiciary.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Delaware, Mr. Freind.

Mr. FREIND. Thank you, Mr. Speaker.

I rise to oppose the motion for recommitment. HB 1293 is the product of 3 1/2 years' worth of work, with virtually all of the groups and all of the parties interested, including the Catholic Conference, the nonpublic schools' associations, the Department of Education, and a host of others.

During those 3 1/2 years, there have been a number of changes, a number of compromises, and a number of refinements made to the bill. I cannot see how in any way recommitment will serve to advance the purpose of this bill. I sincerely hope that we vote against the recommitment motion.

Without talking about the merits of the bill, Mr. Speaker, it appears that there has been some misinformation about the bill. It strikes me that the appropriate thing to do at the appropriate time is consider the bill on its merits, consider the amendments, and then the members, after listening to the debate back and forth, can make a decision whether or not to support the bill, oppose it, or in fact at that time vote to

recommit it. But I would think at the very least this motion is now premature, and I sincerely hope that all of the members will reject this motion. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GALLAGHER. Thank you, Mr. Speaker.

I, too, rise to oppose the motion by Mr. Manderino to recommit this bill to— Which committee was it, Mr. Speaker? To Judiciary?

The SPEAKER. Judiciary.

Mr. GALLAGHER. Mr. Speaker, the Education Committee has spent many hours and many months working this bill over, with consultation with many attorneys and with the department, with interested parties of the private school system. We find no need at all to recommit this bill to any committee, and particularly the Judiciary Committee. There is no reason whatsoever to recommit the bill to the Judiciary Committee. Most education bills are referred to the Education Committee. They might be referred to the Appropriations Committee for a fiscal note, but never to the Judiciary Committee for a judicial note.

I think if there is any judicial question, we can make that here on the floor of the House as we have done many times. Mr. Speaker, I urge the members to vote against this motion to recommit and let the bill be discussed and debated thoroughly on the floor of the House as it is now. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, I echo the sentiments of the two previous speakers on the proposal to recommit the bill, HB 1293. I urge the members to vote against it. Words have been spoken most adequately as to the reasons why we should not be recommitting this bill, and I ask the members for their support. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority leader.

Mr. MANDERINO. Thank you, Mr. Speaker.

Mr. Speaker, I am glad that the person who made the motion to recommit finally gets to speak on it.

Mr. Speaker, simply, I have asked that the bill be recommitment because all of the discussions that have taken place on the bill, as Mr. Freind alluded to, all, many times, revolved around whether or not there are aspects of the bill that meet the test of constitutionality, and I simply think that the Judiciary Committee is a proper committee to look at that aspect of the bill. For that reason and that reason alone, Mr. Speaker, I ask for recommitment to the Judiciary Committee.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from York, Mr. Foster, on the motion.

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

I likewise rise to oppose recommitment of this bill. There has been a great deal of work done on the bill. I see absolutely no necessity, no good purpose to be served by recommitment. For those who wish to kill the bill, let them vote "no," but do not recommit it.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. PITTS. Thank you, Mr. Speaker.

I, too, rise to oppose the motion to recommit. This concept has been negotiated for about 4 years, and we have finally come to this point. I think we have all received a lot of information on the bill. I think the House can decide the constitutionality of this issue. I would urge that we address the issue here on the floor, not kill it in the Judiciary Committee. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of the motion to recommit HB 1293, PN 2469, to the Committee on Judiciary will vote "aye"; those opposed will vote "no."

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

The following roll call was recorded:

YEAS—37

Afflerbach	Donatucci	McMonagle	Smith, B.
Angstadt	Fattah	Maiale	Sweet
Barber	Freeman	Manderino	Tigue
Beloff	Itkin	Oliver	Van Horne
Caltagirone	Kowalyszyn	Petrone	Wargo
Clark	Kukovich	Pistella	Wiggins
Cohen	Letterman	Rappaport	
Colafella	Levin	Richardson	Irvis,
Daley	Linton	Rieger	Speaker
Deal	McIntyre	Saloom	

NAYS—148

Alderette	Fee	Livengood	Robbins
Armstrong	Fischer	Lloyd	Rudy
Arty	Flick	Lucyk	Ryan
Baldwin	Foster, W. W.	McCall	Rybak
Battisto	Foster, Jr., A.	McClatchy	Salvatore
Belardi	Freind	McHale	Saurman
Belfanti	Fryer	McVerry	Scheetz
Blaum	Gallagher	Mackowski	Schuler
Book	Gallen	Madigan	Semmel
Bowser	Gamble	Manmiller	Serafini
Boyes	Gannon	Mayernik	Seventy
Brandt	Geist	Merry	Showers
Broujos	George	Micozzie	Sirianni
Bunt	Godshall	Miller	Smith, L. E.
Burd	Greenwood	Miscevich	Snyder, D. W.
Burns	Grieco	Moehlmann	Snyder, G. M.
Cappabianca	Gruitza	Morris	Spitz
Cawley	Gruppo	Mowery	Stairs
Cessar	Hagarty	Mrkonic	Steighner
Cimini	Haluska	Nahill	Stewart
Civera	Hasay	Noye	Stuban
Clymer	Hayes	O'Brien	Swift
Cordisco	Herman	O'Donnell	Taylor, E. Z.
Cornell	Hershey	Olasz	Taylor, F. E.
Coslett	Hoeffel	Perzel	Telek
Cowell	Honaman	Peterson	Trelo
Coy	Jackson	Petrarca	Vroon
DeVerter	Jaroin	Phillips	Wachob
Davies	Johnson	Piccola	Wambach
Dawida	Kasunic	Pievsky	Wass

Dietz	Kennedy	Pitts	Weston
Dininni	Klingaman	Pott	Wilson
Dombrowski	Kosinski	Pratt	Wogan
Dorr	Laughlin	Preston	Wozniak
Duffy	Lehr	Punt	Wright, D. R.
Durham	Lescovitz	Reber	Wright, J. L.
Fargo	Levi	Reinard	Wright, R. C.

NOT VOTING—14

Carn	Evans	Markosek	Stevens
Cole	Gladeck	Michlovic	Truman
Deluca	Harper	Spencer	Williams
DeWeese	Hutchinson		

EXCUSED—4

Lashingner	Marmion	Murphy	Zwikl
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The question was determined in the negative, and the motion was not agreed to.

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

BILL PASSED OVER

The SPEAKER. Is it the request of the majority leader that this bill be passed over temporarily or over for the day?

Without objection, the bill will be passed over for the day. The Chair hears no objection.

WELCOMES

The SPEAKER. The Chair is delighted to welcome to the hall of the House the wife and sister of the majority leader, Connie Manderino and Mary Bongiorno. They are here with a group from the Monessen Library. Fred Natale is the director of the Monessen Library, and Kathleen Keefe is the library consultant. Welcome to the hall of the House.

Charlie and Ann Chilton, Bill Amey, Betty and Jim Roach, and Tom and Evelyn Donze are here as the guests of the whole Bucks County delegation. Welcome to the hall of the House.

Centre County Commissioner John T. Saylor is here as the guest of Representative Ruth Rudy. He is also a member of the Centre County Library Board. Welcome to the hall of the House.

Mrs. Dolly Ickes, manager of the Warner Cable Company of Altoona, is here as the guest of Representatives Ed Johnson and Rick Geist, both of Blair County. Welcome.

RULES SUSPENDED

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

Mr. MAYERKIK. Mr. Speaker, I move that the rules of the House be suspended so that we may immediately take up the question of a resolution I wish to submit.

The SPEAKER. The majority leader has already indicated that he will favor the suspension of the rules.

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

The following roll call was recorded:

YEAS—191

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

NAYS—0

NOT VOTING—8

Bowser	Harper	Snyder, D. W.	Truman
DeWeese	Micozzie	Spitz	Williams

EXCUSED—4

Lashinger	Marmion	Murphy	Zwilk
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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.

RESOLUTION ADOPTED

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Mayernik, who submits the following resolution.

The following resolution was read:

House Resolution No. 209

A RESOLUTION

To designate the week of April 23 through 27, 1984 as "National Student Leadership Week."

WHEREAS, More than 10,000,000 young Americans, including Pennsylvanians, are participating in cocurricular activities in secondary schools across the Nation; and

WHEREAS, These activities, which include student government, speech, debate, music, journalism, science, and mathematics clubs, academic, vocational, and other student organizations, contribute greatly to developing leadership qualities in our youth; and

WHEREAS, These students will be our Commonwealth's and Nation's future leaders; and

WHEREAS, It is in the national interest and the Commonwealth's interest to promote increased emphasis in our students' well-rounded education, which includes a rigorous academic experience and successful leadership experiences in the school setting; therefore be it

RESOLVED, That the House of Representatives designate the week of April 23 through 27, 1984 as "National Student Leadership Week" and that the Governor be requested to issue a proclamation calling upon the citizens of this Commonwealth and local government officials and interested groups to observe that week by engaging in appropriate ceremonies, activities and programs, thereby demonstrating their support for our students' overall education.

David J. Mayernik
Joseph F. Markosek
Steve Seventy
Brian D. Clark
Victor John Lescovitz
Barry L. Alderette

On the question,
Will the House adopt the resolution?

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

Mr. MAYERNIK. Thank you.

Mr. Speaker, this resolution would act in concurrence with the U.S. Congress and Senate to designate this week as "National Student Leadership Week."

Basically, HR 209 would recognize young Americans and Pennsylvanians who participate in various student activities that contribute to the developing of leadership qualities in our youth. I ask for an affirmative vote on this resolution, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

Afflerbach	Durham	Linton	Rudy
Alderette	Evans	Livengood	Ryan
Angstadt	Fargo	Lloyd	Rybak
Armstrong	Fattah	Lucyk	Saloom
Arty	Fee	McCall	Salvatore
Baldwin	Fischer	McClatchy	Saurman
Battisto	Flick	McHale	Scheetz
Belardi	Foster, W. W.	McIntyre	Schuler
Belfanti	Foster, Jr., A.	McMonagle	Semmel

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

NAYS—0

NOT VOTING—10

Barber	Harper	Piccola	Spitz
DeWeese	Micozzie	Sirianni	Wiggins
Gannon	Oliver		

EXCUSED—4

Lashingner	Marmion	Murphy	Zwikl
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The question was determined in the affirmative, and the resolution was adopted.

WELCOME

The SPEAKER. Representative Markosek has as his guests here Joe Marzano and Karen Baxter of Monroeville Cablevision. Welcome to the hall of the House.

REMARKS ON VOTE

The SPEAKER. For what purpose does the gentleman from Lancaster, Mr. Schuler, rise?

Mr. SCHULER. Mr. Speaker, I failed to vote on HB 1155. I would like to be recorded in the affirmative on concurrence in Senate amendments.

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

Mr. SCHULER. Thank you, Mr. Speaker.

REPUBLICAN CAUCUS

The SPEAKER. The Chair is advised that the Republican Party will require a caucus on supplemental calendar B, wherein the House proposes to recede from amendments A1221 and A1193 to SB 201, PN 1868.

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, prior to taking up SB 201, we would require a short caucus. I would ask that all of our members report to the caucus room to discuss the amendments that were placed into that bill by the House, and the question recurs as to whether or not we are going to insist that those amendments stay in. So it will be a very short caucus but, nevertheless, a very important one to some of our members. I would ask that our members go immediately, and I would think we would be back, Mr. Speaker, in some 20 to 25 minutes.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, there is no necessity for the Democratic members to caucus. I would ask that we be in recess for the purpose of the Republican caucus until 10 minutes after 4.

The SPEAKER. The Chair thanks the gentleman.

WELCOME

The SPEAKER. We have from Brownsville Borough in Fayette County, Bertha Mae Sealy, Bertha Hall, and Tillie Del Gado from the Library Association. Welcome to the hall of the House.

RECESS

The SPEAKER. The House stands in recess until 4:10.

AFTER RECESS

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

SENATE MESSAGE

ADJOURNMENT RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate, April 24, 1984

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, April 30, 1984, unless sooner recalled by the President Pro Tempore, and when the House of Representatives adjourns this week it reconvene on Monday, April 30, 1984, unless sooner recalled by the Speaker.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

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

HB 1155, PN 2596

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for issuance of detachable anatomical donor symbols on drivers' licenses; and further providing for special permits.

HB 1832, PN 2681

An Act providing for an appropriation to the High Speed Intercity Rail Passenger Commission.

SENATE MESSAGE

HOUSE AMENDMENTS NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to **SB 985, PN 1583**, and has appointed Senators TILGHMAN, HOLL and LEWIS a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

CALENDAR CONTINUED BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1200, PN 1854**, entitled:

An Act amending the act of January 22, 1968 (P. L. 42, No. 8), entitled, as amended, "Pennsylvania Urban Mass Transportation Law," rewording definitions; increasing the level of loss reimbursement; and further providing for State appropriation for subsidies for local transportation organizations or companies.

On the question,
Will the House agree to the bill on third consideration?
Mr. WACHOB offered the following amendments No. A1374:

Amend Title, page 2, line 2, by striking out "and"
Amend Title, page 2, line 4, by removing the period after "companies" and inserting
; and further providing for certain transportation services for senior citizens and disabled persons.
Amend Sec. 1, page 2, line 11, by inserting after "amended" and definitions are added
Amend Sec. 1 (Sec. 202), page 2, by inserting after line 31

"Permanently disabled person" shall mean a person eighteen years of age or older who is unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to continue indefinitely.

"Widow" or "widower" shall mean a person fifty years of age or older who is the surviving wife or the surviving husband, as the case may be, of a deceased individual and who has not remarried.

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

, (ii), (iii) and (v)

Amend Sec. 2, page 3, line 2, by inserting after "amended" and a paragraph is added

Amend Sec. 2 (Sec. 203), page 4, line 9, by striking out all of said line and inserting

(ii) Free or reduced fare on shared ride county transportation systems for persons sixty-five years of age or older, widows, widowers and permanently disabled persons:

(A) In case of free service on such county systems, the county shall be reimbursed at [seventy-five] ninety percent of the cost incurred or to be incurred in operating and maintaining such system, with the remainder of any such cost being paid by the county.

(B) In case of reduced fare services on such county systems, the county shall be reimbursed at the same rate and under the same conditions as provided in subparagraph (iii).

(iii) Reduced fare services on local common carrier mass transportation systems for persons sixty-five years of age or older, widows, widowers and permanently disabled persons when such passage is on shared ride public or contract transportation services during regular hours of operation. On shared public transportation, losses are reimbursable only if the elderly person pays 25¢ or [twenty-five] ten percent of the cost of the individual fare, whichever is greater.

(v) The department shall promulgate such rules and regulations as are necessary to carry out the purposes of this subparagraph. The department in consultation with the Public Utility Commission and the Department of Aging shall establish reasonable per mile or trip fare limits for purposes of section 203(5)(ii) and (iii). In accordance with section 2203-A(27) of the act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," no such regulation shall take effect until they are submitted to the Department of Aging for comment.

(7) To make grants from the State Lottery Fund for neighborhood senior citizen centers approved by the Department of Aging to reimburse payments of bills for maintenance and utility costs which have been incurred by the centers.

Amend Sec. 5, page 10, by inserting between lines 1 and 2

(b) The definitions of "permanently disabled person" and "widow" or "widower" and the amendments to section 203(5)(ii), (iii), and (v) shall take effect in 60 days.

Amend Sec. 5, page 10, line 2, by striking out "(B)" and inserting

(c)

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

The SPEAKER. The Chair recognizes the gentleman from Elk, Mr. Wachob.

Mr. WACHOB. Thank you, Mr. Speaker.

Mr. Speaker, this amendment, A1374, is identical to HB 1309, which this House of Representatives passed almost overwhelmingly this past summer. What it does is it seeks to address the inequities that our rural transportation systems,

but more importantly our rural senior citizens, are experiencing in the demand-response type of transportation system. This would change the funding formula to pay for 90 percent rather than 75 percent of those costs for senior citizens in that district.

I believe that the message that this House sent to the senior citizens of Pennsylvania and, more importantly, of rural Pennsylvania this past summer was quite overwhelming, and I would hope that the same message would be conveyed to those same senior citizens today. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the Wachob amendment, the Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I wonder if the gentleman would consent to interrogation, please?

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

Mr. HAYES. Thank you, Mr. Speaker.

Currently the legislation before us, SB 1200, addresses both rural transit systems as well as the urban transit systems. Would the gentleman indicate whether his amendment would apply to both of those systems?

Mr. WACHOB. Mr. Speaker, this amendment only speaks to those systems that have demand-response-type routes, which are 99 percent of the time only those systems in the rural areas that do not have the ridership or the ability to run fixed routes all over the given areas. This would only address those particular routes.

Mr. HAYES. I wonder if the gentleman would indicate what amount of money would be taken out of the lottery in order to fund this particular amendment? Just for information purposes.

Mr. WACHOB. Yes, Mr. Speaker. The fiscal note on the bill is the same as was the fiscal note when this House of Representatives voted for this bill in the summer. It is \$3 million annually.

Mr. HAYES. Did the gentleman say \$3 million annually?

Mr. WACHOB. Yes.

Mr. HAYES. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks both gentlemen.

On the amendment, the Chair recognizes the gentleman from Indiana, Mr. Wass.

Mr. WASS. Mr. Speaker, may I interrogate the maker of the amendment?

The SPEAKER. Mr. Wachob indicates he will stand for interrogation. Mr. Wass is in order and may proceed.

Mr. WASS. Mr. Speaker, we are concerned about the cost of this amendment. Who will determine who is eligible from 18 years and up? How is that determined? Who makes that determination?

Mr. WACHOB. In response to the gentleman, Mr. Wass' question, Mr. Speaker, the same transportation authorities would determine the eligibility as is now the case. We are not talking about changing that portion of the law. What we are

talking about is extending the provision to make sure that the rural districts receive more subsidies from this Commonwealth and from the funds that we continue to appropriate. It is already a process that is ongoing with all of the local transportation authorities, regardless of whether you are in Elk County or Indiana County.

Mr. WASS. Mr. Speaker, forgive me, but I had a little trouble hearing you. You are telling me that this is the local transportation authorities?

Thank you, Mr. Speaker. I heard the answer and I accept it.

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

The following roll call was recorded:

YEAS—189

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

NAYS—0

NOT VOTING—10

Beloff	McIntyre	Perzel	Weston
Donatucci	Mrkonic	Salvatore	Wogan
Harper	O'Brien		

EXCUSED—4

Lashinger Marmion Murphy Zwikl

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

The Chair recognizes, on final passage, the gentleman from Venango, Mr. Peterson.

Mr. PETERSON. Would someone stand for interrogation on this bill?

The SPEAKER. The gentleman from Philadelphia, Mr. Pievsky—it came from Appropriations—would you stand for interrogation?

Mr. PIEVSKY. Yes, Mr. Speaker.

The SPEAKER. Mr. Pievsky indicates he will so stand. Mr. Peterson is in order and may proceed.

Mr. PETERSON. Mr. Speaker, the first portion of this bill deals with raising the reimbursement to 100 percent. The estimated figure I have, the fiscal note, is \$7.9 million. Does that include all transportation programs that senior citizens might ride? Or county programs?

Mr. PIEVSKY. That is all fixed routes throughout the Commonwealth.

Mr. PETERSON. Fixed. Well, does it include all programs that senior citizens might ride? They are not all fixed routes.

Mr. PIEVSKY. That is correct. All fixed routes.

Mr. PETERSON. But not demand response?

Mr. PIEVSKY. Well, you are talking about the Wachob amendment now.

Mr. PETERSON. And it increased demand response to 90 percent?

Mr. PIEVSKY. That is correct.

Mr. PETERSON. Okay.

The next portion of the bill deals with a changing of the formula, which has a cost of \$3.6 million. Could you explain the change of that formula?

Mr. PIEVSKY. Actually it requires the transportation agencies to come up with more revenue in their fare boxes.

Mr. PETERSON. Well, that does not quite answer my question. How did the formula change? In the fiscal note it says that the reimbursements be based upon a system's average or base fare only.

Mr. PIEVSKY. Are you talking about the operating reimbursement?

Mr. PETERSON. The second portion of the bill, which changes the formula, has a fiscal figure of \$3.6 million. Presently the system is reimbursed on an average fare only.

Mr. PIEVSKY. No. That is senior citizens, Mr. Speaker.

Mr. PETERSON. Well, it is how they bill the lottery that is being changed.

Mr. PIEVSKY. Is that what you want to know?

Mr. PETERSON. Yes. I want the change explained. I do not quite understand it.

Mr. PIEVSKY. The way we reimburse now is average fares linked to routes.

Mr. PETERSON. Well, you are talking about changing it to a base fare. I was told by someone, but I am not sure that it is correct, that the change is that they used to have an average fare which included the cost of a transfer, so that when they were reimbursed they got what was an average between a transfer cost and a full ticket cost. Something is increasing the cost.

Mr. PIEVSKY. We never reimbursed for transfers, but we will now.

Mr. PETERSON. That is the next part of the bill.

Mr. PIEVSKY. Yes.

Mr. PETERSON. Is that what changed the base? Instead of using transfers as an average in the cost, that now it is just the base fare?

Mr. PIEVSKY. No; I do not think so. It is still average fare plus.

Mr. PETERSON. Well, something in the formula has changed, because the cost is increasing \$3.6 million. That is what I would like to know. What changed in the formula that increased the cost?

Mr. PIEVSKY. I am not sure what the \$3.6 million is you are referring to.

Mr. PETERSON. Well, it is part of a fiscal note I have here on SB 1200.

Mr. PIEVSKY. That is not our fiscal note, so I do not know what you are referring to, unless you want to meet with us at sidebar and show us what you have there.

Mr. PETERSON. Okay.

The next portion of the bill deals with the reimbursement of transfers. The first fiscal figure is \$6.6 million because it will be 60 percent funded; the next year it will be \$8.8 million because it will be 80 percent funded; then in 2 years it will be fully funded and it is a figure of \$10.9 million.

Are we going to be reimbursing transfers as if they were full fares?

Mr. PIEVSKY. That is correct.

Mr. PETERSON. Do people who ride SEPTA (Southeastern Pennsylvania Transportation Authority) or PAT (Port Authority of Allegheny County) pay full fares for the cost of a transfer?

Mr. PIEVSKY. It will be reimbursed for the full cost of the transfer for operating costs—or operating losses, I should say.

Mr. PETERSON. Okay. Thank you, Mr. Speaker.

Could I speak on the bill?

The SPEAKER. The gentleman is in order and may speak on final passage.

Mr. PETERSON. I think rural members should take a very hard look at SB 1200 as it is presently drafted. There is a

figure of \$7.9 million, which is the fiscal note I have in front of me, which is an increase for the 100-percent funding of fixed routes. I am told by the Department of Transportation that their estimate of how much of that will go to rural areas would be \$220,000.

The next figure is a change in the formula, which is a cost of \$3.6 million, and there again, that is weighting the formula. That is all urban money.

The next cost figure in 2 years will be \$10.9 million, and we are going to pay people who ride on SEPTA and PAT each time they transfer as if it was a full fare. Then at the end of the bill we have a \$2.3-million grant which is the bone that we are handing to rural Pennsylvania that all the counties in Pennsylvania excluding Philadelphia and Pittsburgh will divvy up for grants, which will be a nominal figure for each county.

I think this is the worst raid on the lottery that I have seen since I have been here. We are bailing out PAT and SEPTA's operating problems that they are having right now with the senior citizens' lottery money while rural Pennsylvania pays.

I urge all members from rural counties to think very seriously before they vote positively on SB 1200. The Wachob amendment was a little bit for us, but in my opinion, we are obligating the lottery from now on to subsidize SEPTA and PAT in a very unfair way. We are going to pay every time there is a transfer ticket from this day forward as if it was a full fare. Why should the Pennsylvania Lottery Fund for senior citizens subsidize PAT and SEPTA from this day forward and pay a premium for our senior citizens to ride? I think that SB 1200 should be defeated. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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—124

Afflerbach	Fattah	McMonagle	Rybak
Alderette	Fee	McVerry	Saloom
Angstadt	Fischer	Maiale	Salvatore
Arty	Flick	Manderino	Saurman
Barber	Freeman	Manmiller	Seventy
Belardi	Freind	Markosek	Stairs
Book	Gallagher	Mayernik	Steighner
Boyes	Gamble	Michlovic	Stewart
Bunt	Gannon	Micozzie	Stuban
Burns	Geist	Miller	Sweet
Caltagirone	Greenwood	Miscevich	Taylor, F. E.
Cappabianca	Gruitza	Mrkonic	Tigue
Carn	Hagarty	Nahill	Trello
Cessar	Haluska	O'Brien	Truman
Civera	Harper	O'Donnell	Van Horne
Clark	Hershey	Oliver	Vroon
Cohen	Hoeffel	Perzel	Wachob
Colafella	Hutchinson	Petrarca	Wambach
Cole	Itkin	Petrone	Wargo
Cordisco	Jarolin	Piccola	Weston
Cornell	Kasunic	Pievsky	Wiggins
Cowell	Kosinski	Pitts	Williams
DeLuca	Kowalyshyn	Pott	Wilson
DeWeese	Kukovich	Pratt	Wogan
Daley	Laughlin	Preston	Wozniak
Dawida	Lehr	Rappaport	Wright, D. R.
Deal	Lescovitz	Reber	Wright, J. L.
Dininni	Levin	Reinard	Wright, R. C.

Dombrowski	Linton	Richardson	
Duffy	Lloyd	Rieger	Irvis,
Durham	McCall	Ryan	Speaker
Evans	McHale		

NAYS—69

Armstrong	Fargo	Letterman	Rudy
Baldwin	Foster, W. W.	Levi	Scheetz
Battisto	Foster, Jr., A.	Livengood	Schuler
Belfanti	Fryer	Lucyk	Semmel
Blaum	Gallen	McClatchy	Serafini
Bowser	George	Mackowski	Showers
Brandt	Godshall	Madigan	Sirianni
Broujos	Grieco	Merry	Smith, B.
Burd	Gruppo	Moehlmann	Smith, L. E.
Cawley	Hasay	Morris	Snyder, D. W.
Cimini	Hayes	Mowery	Snyder, G. M.
Clymer	Herman	Noye	Spencer
Coslett	Honaman	Otasz	Stevens
Coy	Jackson	Peterson	Swift
DeVerter	Johnson	Phillips	Taylor, E. Z.
Davies	Kennedy	Punt	Telek
Dietz	Klingaman	Robbins	Wass
Dorr			

NOT VOTING—6

Beloff	Gladeck	Pistella	Spitz
Donatucci	McIntyre		

EXCUSED—4

Lashingier	Marmion	Murphy	Zwilk
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

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

WELCOMES

The SPEAKER. Representative Lois Hagarty has as her guests Stella Gabuzda, Susan Hochschild, and Jean Knapp.

Representative Herman has as his guests Mr. Norman Van Cleve and Mr. Donald Sunday. They are from the Centre County Library.

From the Chester and Delaware County Library Associations come Ellen Amen, Betty Burke, Judy Keogh, and Barbara Casini. They are the guests of Representative Flick.

SENATE MESSAGE

HOUSE AMENDMENTS, WITH EXCEPTIONS,
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 201, PN 1868**, except amendments A1221 and A1193, page 2, lines 1-2, page 21, lines 3-11, which the Senate has nonconcurred.

SUPPLEMENTAL CALENDAR B

MOTION TO RECEDE FROM AMENDMENTS

The SPEAKER. Pay attention. This is an oddball procedure which we very seldom follow. It is a question of whether or not the House will recede from amendments already inserted and sent over to the Senate.

The Chair recognizes, on the question shall the House insist on its amendments, the majority leader.

Mr. MANDERINO. Mr. Speaker, I would like to move that the House recede from the amendments not concurred in by the Senate to SB 201.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House recede from its amendments nonconcurring in by the Senate?

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

Mr. LAUGHLIN. Mr. Speaker, it is the general practice of the House whenever we review amendments or any bill that comes back from the Senate that at least we have a brief explanation of those amendments that are being deleted. I would appreciate it if the majority leader would oblige us in that regard.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I am not sure of the number of either of the two amendments, but one of the amendments that we will recede from is an amendment, the substance of which was that within 5 years of the act's effective date, all lead pipes in any water supply system must be replaced by the company owning the pipes. The other amendment that we will be receding from is that on or after the act's effective date, no septic system may be built within 200 feet of any river, stream, or tributary which is used for a public water supply and which runs into a reservoir which is used for a public water supply.

Those two amendments, Mr. Speaker, were two of a series of amendments that the House placed in the bill. The Senate, for a number of reasons, approved all of the House amendments except for these two. Mr. Speaker, because of the urgency of SB 201 and the subject matter which it addresses, I move that rather than send this bill to a conference committee, by receding from the two amendments as described, we will be able to send the bill on to the Governor and address the subject matter of those two amendments with special legislation. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the motion of the majority leader, the Chair recognizes the gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, I think it is only right that I speak to the two amendments that were taken out of the bill by the Senate - two amendments that were sponsored by the northeast legislators who in northeast Pennsylvania have had a problem with contaminated water since December 23, 1983.

The contamination was the result of sewage seeping into the streams and tributaries that lead into the water supply that supplies or is supposed to supply palatable water to people in the service area of the water company servicing my district and the district of many northeast legislators in Lackawanna and Luzerne Counties.

The one amendment which we placed into the bill in the House of Representatives by a vast majority of votes - approximately 170 votes - would have eliminated septic systems from being constructed within 200 feet of a stream or a tributary. Now, the reason for this was because a septic system during periods of heavy rainfall automatically and without any other source of flow allows sewage to seep into the stream. What that amendment would have done is it would have eliminated septic systems from being constructed, as they currently are constructed, within mere feet at the foot of rivers and streams of water that we are supposed to pay to consume. The relaxation of these requirements by DER (Department of Environmental Resources), allowing septic systems to flow and allowing sewage and contaminants to flow into waterways, has resulted in the boiling of water by my constituents since December 23, with no immediate solution in sight. They perhaps may be boiling their water, which they pay for, for up to 1 year or 2 years.

I am not going to stop in my attempt to get this type of legislation passed, and I will continue to strive to allow this amendment to be put in not only bill form but to be amended into other legislation which we have available to us on the floor of the House. The Senate is allowing SB 201 to be held up, because they feel, in my opinion, although no one mentioned it in the Senate, that it would be better to allow DER to fine people, to issue citations, than to stop the source of the contamination. That is what we attempted to do with that amendment.

The other amendment, which the Senate states they cannot accept, is an amendment that saves lives, and the reason the Senate states they cannot accept this amendment is because it is going to cost too much money. If lead is found in a waste dump, the superfund from EPA (Environmental Protection Agency) comes in and spends billions of dollars to eliminate that lead from underground hazardous waste fields, because lead is a known carcinogen; it causes cancer. Lead in paint is known to cause retardation. Lead kills people. But what are they saying in the Senate? It is too expensive to replace the lead-lined pipe which water flows through and is consumed by individuals throughout the State of Pennsylvania, because there is too much lead pipe in those water systems. So in other words, we have in the Senate, by eliminating this amendment, placed a price on the lives of the people in Pennsylvania who are allowed and who are required, because of no other alternative source, to consume water flowing through lead-lined pipes picking up that contaminant.

Well, I will not stop here either. We need SB 201. I agree that we should concur in SB 201. I will attempt in the future, with the help of the northeast legislators and the other members of the House of Representatives who kindly voted

for those amendments, knowing their importance, to get legislation passed through this House and through the Senate, to be signed by the Governor so that we can save lives and eliminate the source of the problems we have in our water supplies in Pennsylvania. But until then, we will continue to have meetings; we will continue to listen to the problem but find that the solution to the problem is either too costly or just not ready for us at this time.

Thank you very much for your time. I appreciate your attention, and I sincerely appreciate the votes that the members of the House of Representatives gave to me and my other colleagues to allow these amendments to pass by a vast majority of the members. We know that we in the legislature, in this House of Representatives, care for people. It just so happens that there is a price for people on the other side. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House recede from its amendments nonconcurring by the Senate?

The following roll call was recorded:

YEAS—188

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

Dorr	Linton	Robbins	Irvis,
Duffy	Livengood	Rudy	Speaker
Durham	Lloyd		

NAYS—6

Baldwin	Gallen	Morris	Saloom
Fischer	Letterman		

NOT VOTING—5

Beloff	Hutchinson	McIntyre	Spitz
Donatucci			

EXCUSED—4

Lashingier	Marmion	Murphy	Zwikl
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The SPEAKER. The majority required by the Constitution having voted in the affirmative, the House has receded from its amendments nonconcurring in by the Senate, and the clerk will inform the Senate that the House has passed the bill and it has receded from amendment A1221 and amendment A1193.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1534, PN 2772 (Amended)

By Rep. HUTCHINSON

An Act amending the "County and Municipal State Highway Law," approved September 18, 1961 (P. L. 1389, No. 615), further providing for the Commonwealth's maintenance obligations; and making a repeal.

TRANSPORTATION.

TRANSPORTATION COMMITTEE MEETING

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

Mr. HUTCHINSON. Could I make an announcement?

The SPEAKER. You may.

Mr. HUTCHINSON. I would like to have a special Transportation Committee meeting off the floor of the House in the back room immediately.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRY

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

Mr. BRANDT. Thank you, Mr. Speaker.

I guess I would ask for a parliamentary inquiry, if the Chair would indulge a moment.

The SPEAKER. If the gentleman will state the inquiry.

Mr. BRANDT. It has been a while that I can recall that we did recede from our amendments inserted in a bill. Would it have been proper or maybe more understanding to the body if that would have been in amendment form, as we amend any other bill? Under the rules of the House, if we amend a bill, that amendment should be given to the members. Would that rule not apply to this bill?

The SPEAKER. It is the opinion of the Chair and reinforced by the opinion of the Parliamentarian that it might be

a very good idea to send out to the members the amendments to be removed. It is not required by the rules. This is a rare occurrence. The fact is, the Chair cannot remember when we did it before. So it is probably not going to occur that many times. But the gentleman's suggestion would be wise that if it does occur while this Speaker is in the Chair, he will direct that the offending amendments are distributed so that people can at least see them.

Mr. BRANDT. Well, I did not bring it up in the debate of the bill, Mr. Speaker, because of the timeliness of the issue, but I think it would be wise for the Chair to note that if it would come up again, because with the amendment that we had, we had no way of knowing where that is in the bill unless you go through it page by page.

The SPEAKER. The gentleman is correct, and the Chair has taken note of it. The Chair thanks the gentleman.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1954, PN 2606 By Rep. HUTCHINSON

An Act designating a certain bridge crossing the Allegheny River from Westmoreland County to Allegheny County as the C. L. Schmitt Bridge.

TRANSPORTATION.

SB 1239, PN 1826 By Rep. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, defining hazardous material; providing for the effect of amendments to Federal regulations; repealing the penalty for violating Federal law when driving a vehicle; providing for the transportation of hazardous materials; and making a repeal.

TRANSPORTATION.

WELCOME

The SPEAKER. We have a further guest here from the York delegation. Mr. Foster has presented us with the name of Priscilla McFerran, who is the president of the Pennsylvania State Library Association. We welcome you to the hall of the House, Miss McFerran.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. There being no further business to be brought before this day's session of the General Assembly, the Chair recognizes the gentleman from Berks, Mr. Angstadt.

Mr. ANGSTADT. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 25, 1984, at 11 a.m., e.s.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:54 p.m., e.s.t., the House adjourned.