

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, MAY 7, 1985

SESSION OF 1985

169TH OF THE GENERAL ASSEMBLY

No. 32

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

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

Eternal God, who committest to us the swift and solemn trust of life; since we know not what a day may bring forth, but only that the hour for serving Thee is always present, may we wake to the instant claims of Thy holy will, not waiting for tomorrow, but yielding today. Consecrate with Thy presence the way our feet may go, and the humblest work will shine, and the roughest place be made plain. Lift us above unrighteous anger and mistrust into faith and hope and charity by a simple and steadfast reliance on Thy sure will. In all things draw us to Thee, that Thou mayest own us at one with Thee, to the glory of Thy great name. 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 Monday, May 6, 1985, will be postponed until that Journal is in print. The Chair hears no objection thereto.

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 72;
HB 209;
HB 305;
HB 322;
HB 343;
HB 461;
HB 462;
HB 515;

- HB 585;
HB 613;
HB 694;
HB 696;
HB 709;
HB 715;
HB 802;
HB 803;
HB 821;
HB 823;
HB 987;
HB 999;
HB 1028;
HB 1035;
HB 1100; and
SB 242.

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

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, May 6, 1985

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, May 13, 1985 unless sooner recalled by the President Pro Tempore, and when the House of Representatives adjourns this week it reconvene on Monday, May 13, 1985 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.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—201

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

ADDITIONS—0

NOT VOTING—1

Cordisco

EXCUSED—0

LEAVES ADDED—1

Cordisco

WELCOME

The SPEAKER. We have a group from the Seven Valleys School here as the guests of Representative A C. Foster. Welcome to the hall of the House, children.

FILMING PERMISSION GRANTED

The SPEAKER. The Chair has given permission for "The People's Business" to film on the floor of the House today.

LEAVES OF ABSENCE

The SPEAKER. The Chair now turns to leaves of absence. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky.

Mr. PIEVSKY. Thank you, Mr. Speaker.

I ask leave of absence for the gentleman from Bucks County, Mr. CORDISCO, for today's session.

The SPEAKER. The Chair hears no objection to the leave being granted. The leave is therefore granted.

Mr. Ryan, are there any leaves on the Republican side, to your knowledge? If necessary, the Chair will return to leaves.

RESOLUTIONS REPORTED FROM COMMITTEE

HR 9, PN 122 (Concurrent)

By Rep. MANDERINO

Honoring Clifton C. Caldwell as the father of the Area Labor Management Committee Grant Program.

RULES.

HR 77, PN 1078

By Rep. MANDERINO

Directing the Transportation Committee of the House of Representatives to conduct public hearings relating to the use of seat belts on school buses.

RULES.

HR 81, PN 1150

By Rep. MANDERINO

Congratulating the Township of West Hanover in Dauphin County on its 200th Anniversary.

RULES.

HR 84, PN 1236

By Rep. MANDERINO

Congratulating the cities of Pittsburgh and Philadelphia for being ranked among the top five "Best Places to Live in America."

RULES.

HR 87, PN 1296 (Concurrent)

By Rep. MANDERINO

Memorializing the Governor to proclaim the week of July 14 through July 20, 1985, as "POW-MIA Recognition Week for Pennsylvania."

RULES.

HR 89, PN 1298

By Rep. MANDERINO

Designating May 8 as "General Matthew B. Ridgway Day."

RULES.

HR 96, PN 1305

By Rep. MANDERINO

Proclaiming the month of May as "Better Hearing and Speech Month" in this Commonwealth.

RULES.

HR 98, PN 1309

By Rep. MANDERINO

Recognizing May 15, 1985, as Police Officers' Memorial Day and recognizing the week of May 12, 1985, as Police Officers' Memorial Week.

RULES.

SR 27, PN 873 (Concurrent)

By Rep. MANDERINO

A Concurrent Resolution naming William Penn and Hannah Callowhill Penn honorary citizens of Pennsylvania.

RULES.

CALENDAR

BILLS ON SECOND CONSIDERATION

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

HB 488, PN 547; and HB 646, PN 735.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 652, PN 741**, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050, No. 394), known as the "Local Tax Collection Law," further providing for the duties of tax collectors relating to the addition of names to tax duplicates.

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

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

The question is, shall the bill pass finally?

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

YEAS—198

Acosta	Dietz	Lashinger	Reinard
Afflerbach	Dininni	Laughlin	Richardson
Angstadt	Distler	Lescovitz	Robbins
Argall	Dombrowski	Letterman	Rudy
Arty	Dorr	Levdansky	Ryan
Baldwin	Duffy	Levin	Rybak
Barber	Durham	Linton	Saloom
Barley	Evans	Livengood	Saurman
Battisto	Fargo	Lloyd	Scheetz
Belardi	Fattah	Lucyk	Schuler
Belfanti	Fee	McCall	Semmel
Birmelin	Fischer	McClatchy	Serafini
Black	Flick	McHale	Seventy
Blaum	Foster, Jr., A.	McVerry	Showers
Book	Fox	Mackowski	Sirianni
Bortner	Freeman	Maiale	Smith, B.
Bowley	Freind	Manderino	Smith, L. E.
Bowser	Fryer	Manmiller	Snyder, D. W.
Boyes	Gallagher	Markosek	Snyder, G. M.
Brandt	Gallen	Mayernik	Staback
Broujos	Gamble	Merry	Stairs
Bunt	Gannon	Michlovic	Steighner
Burd	Geist	Micozzie	Stevens
Burns	George	Miller	Stewart
Bush	Gladeck	Moehlmann	Stuban

Caltagirone	Godshall	Morris	Sweet
Cappabianca	Greenwood	Mowery	Swift
Carlson	Gruitza	Mrkonic	Taylor, E. Z.
Carn	Gruppo	Murphy	Taylor, F. E.
Cawley	Hagarty	Nahill	Taylor, J. J.
Cessar	Haluska	Noye	Telek
Chadwick	Harper	O'Brien	Tigue
Cimini	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cornell	Itkin	Piccola	Weston
Coslett	Jackson	Pievsky	Wiggins
Cowell	Jarolin	Pistella	Wilson
Coy	Johnson	Pitts	Wogan
Deluca	Josephs	Pott	Wozniak
DeVerter	Kasunic	Pratt	Wright, D. R.
DeWeese	Kennedy	Pressmann	Wright, R. C.
Daley	Kenney	Preston	Yandrisevits
Davies	Kosinski	Punt	
Dawida	Kukovich	Raymond	Irvis,
Deal	Langtry	Reber	Speaker

NAYS—0

NOT VOTING—3

Donatucci Rieger Wright, J. L.

EXCUSED—1

Cordisco

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

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

* * *

The House proceeded to third consideration of **HB 690, PN 788**, entitled:

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," further providing for county commissioners to make contracts.

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

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

The question is, shall the bill pass finally?

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

YEAS—201

Acosta	Dininni	Laughlin	Rieger
Afflerbach	Distler	Lescovitz	Robbins
Angstadt	Dombrowski	Letterman	Rudy
Argall	Donatucci	Levdansky	Ryan
Arty	Dorr	Levin	Rybak
Baldwin	Duffy	Linton	Saloom
Barber	Durham	Livengood	Saurman
Barley	Evans	Lloyd	Scheetz
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	McCall	Semmel
Belfanti	Fee	McClatchy	Serafini
Birmelin	Fischer	McHale	Seventy
Black	Flick	McVerry	Showers

YEAS—201

Rieger	Laughlin	Dimini	Acosta
Robbins	Lescewicz	Distler	Afflerbach
Ridly	Letterman	Dombrowski	Angstadt
Ryan	Levdansky	Donatucci	Argall
Rybak	Linon	Dorff	Baldwin
Saalom	Linton	Duffy	Barber
Sauman	Liengood	Durham	Stevens
Schetz	Lloyd	Evans	Stewart
Schuler	Lucyk	Fargo	Barley
Semmel	McCall	Fargo	Stebano
Serafini	McClatchy	Fee	Belanti
Seventy	McHale	Fischer	Belanti
Showers	McVerry	Flick	Belanti
Sirami	Mackowski	Foster, Jr., A.	Black
Smith, B.	Maiale	Fox	Blau
Smith, L. E.	Manderano	Freeman	Book
Snyder, D. W.	Manniller	Freind	Borner
Snyder, G. M.	Markosek	Fryer	Tiglio
Staback	Mayernik	Gallagher	Truman
Stairs	Merry	Gallen	O'Class
Steighner	Michlovic	Gamble	Oliver
Stevens	Micozic	Gannon	Van Horne
Stewart	Miller	Geist	Hayes
Straban	Moeblmann	George	Hayes
Sweet	Morris	Gladeck	Hayes
Swift	Mowery	Godshall	Hayes
Taylor, E. Z.	Mrkonic	Greenwood	Hayes
Taylor, F. E.	Murphy	Gruzita	Hayes
Taylor, J. J.	Nahill	Gruppo	Hayes
Telek	O'Brien	Haluska	Hayes
Tiglio	O'Donnell	Harper	Hayes
Truman	O'Class	Hasay	Hayes
Van Horne	Oliver	Hayes	Hayes
Veon	Perzel	Herman	Hayes
Vron	Petrarca	Hershey	Hayes
Wambach	Petrone	Honaman	Hayes
Wass	Phillips	Howlett	Hayes
Weston	Piccola	Hutchinson	Hayes
Wiggins	Pievsky	Itkin	Hayes
Wilson	Pistella	Jackson	Hayes
Wogan	Pitts	Jarolin	Hayes
Wozniak	Pott	Johnson	Hayes
Wright, D. R.	Prait	Josephs	Hayes
Wright, J. L.	Pressmann	Kasunic	Hayes
Wright, R. C.	Preson	Kennedy	Hayes
Yandrissevis	Punt	Kenney	Hayes
Irviss	Reber	Kukovich	Hayes
Reinard	Richardson	Langtry	Hayes
Lashinger	Richardson	Lashinger	Hayes

NOT VOTING—0
EXCUSED—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative. Ordered, That the clerk present the same to the Senate for concurrence.

The House proceeded to third consideration of SB 400, PN 447, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled "The Borough Code," increasing the per diem special meeting allowance of certain officials.

NOT VOTING—0
EXCUSED—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative. Ordered, That the clerk present the same to the Senate for concurrence.

The House proceeded to third consideration of HB 936, PN 1067, entitled:

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," further providing for advertisement notices for competitive bid contracts.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally? Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

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

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

The question is, shall the bill pass finally?

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

YEAS—200

Acosta	Dininni	Laughlin	Rieger
Afflerbach	Distler	Lescovitz	Robbins
Angstadt	Dombrowski	Levdansky	Rudy
Argall	Donatucci	Levin	Ryan
Arty	Dorr	Linton	Rybak
Baldwin	Duffy	Livengood	Saloom
Barber	Durham	Lloyd	Saurman
Barley	Evans	Lucyk	Scheetz
Battisto	Fargo	McCall	Schuler
Belardi	Fattah	McClatchy	Semmel
Belfanti	Fee	McHale	Serafini
Birmelin	Fischer	McVerry	Seventy
Black	Flick	Mackowski	Showers
Blaum	Foster, Jr., A.	Maiale	Sirianni
Book	Fox	Manderino	Smith, B.
Bortner	Freeman	Manmiller	Smith, L. E.
Bowley	Freind	Markosek	Snyder, D. W.
Bowser	Fryer	Mayernik	Snyder, G. M.
Boyes	Gallagher	Merry	Staback
Brandt	Gallen	Michlovic	Stairs
Broujos	Gamble	Micozzie	Steighner
Bunt	Gannon	Miller	Stevens
Burd	Geist	Moehlmann	Stewart
Burns	George	Morris	Stuban
Bush	Gladeck	Mowery	Sweet
Caltagirone	Godshall	Mrkonic	Swift
Cappabianca	Greenwood	Murphy	Taylor, E. Z.
Carlson	Gruitza	Nabill	Taylor, F. E.
Carn	Gruppo	Noye	Taylor, J. J.
Cawley	Hagarty	O'Brien	Telek
Cessar	Haluska	O'Donnell	Tigue
Chadwick	Harper	Olasz	Trello
Cimini	Hasay	Oliver	Truman
Civera	Hayes	Perzel	Van Horne
Clark	Herman	Petrarca	Veon
Clymer	Hershey	Petrone	Vroon
Cohen	Honaman	Phillips	Wambach
Colafella	Howlett	Piccola	Wass
Cole	Hutchinson	Pievsky	Weston
Cornell	Itkin	Pistella	Wiggins
Coslett	Jackson	Pitts	Wilson
Cowell	Jarolin	Pott	Wogan
Coy	Johnson	Pratt	Wozniak
Deluca	Josephs	Pressmann	Wright, D. R.
DeVerter	Kasunic	Preston	Wright, J. L.
DeWeese	Kennedy	Punt	Wright, R. C.
Daley	Kenney	Raymond	Yandrisevits
Davies	Kosinski	Reber	
Dawida	Kukovich	Reinard	Iris,
Deal	Langtry	Richardson	Speaker
Dietz	Lashinget		

NAYS—0

NOT VOTING—1

Letterman

EXCUSED—1

Cordisco

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

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

WELCOMES

The SPEAKER. We have with us here Mrs. Fay Moehlmann, sister-in-law of Representative Nick Moehlmann, Mrs. Jane Lengle, and Mrs. Evelyn Shirato. They are guests here, of course, of Representative Nick Moehlmann. Welcome to the hall of the House.

Representative Sam Morris has as his guest Kenneth Place. Welcome to the hall of the House.

BILL ON CONCURRENCE
IN SENATE AMENDMENTS

The clerk of the Senate, being introduced, returned the following **HB 214, PN 1171**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of November 26, 1978 (P. L. 1375, No. 325), known as the "Dam Safety and Encroachments Act," imposing posting duties on certain owners.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wright, to explain the amendments inserted by the Senate to HB 214, in which he is asking concurrence.

Mr. J. L. WRIGHT. Thank you, Mr. Speaker.

The Senate made an editorial change by striking the word "private," and the bill will relate to all dams. The Senate also substituted DER (Department of Environmental Resources) instead of the Army Corps of Engineers as the source or the agency which will decide whether the dam is hazardous or not.

The SPEAKER. The Chair thanks the gentleman.

It is moved by the gentleman, Mr. J. L. Wright, that the House do concur in amendments inserted by the Senate to HB 214. Those in favor of concurrence will vote "aye"; those opposed, "no."

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—201

Acosta	Dininni	Laughlin	Rieger
Afflerbach	Distler	Lescovitz	Robbins
Angstadt	Dombrowski	Letterman	Rudy
Argall	Donatucci	Levdansky	Ryan
Arty	Dorr	Levin	Rybak
Baldwin	Duffy	Linton	Saloom
Barber	Durham	Livengood	Saurman
Barley	Evans	Lloyd	Scheetz
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	McCall	Semmel

Belfanti	Fee	McClatchy	Serafini
Birmelin	Fischer	McHale	Seventy
Black	Flick	McVerry	Showers
Blaum	Foster, Jr., A.	Mackowski	Sirianni
Book	Fox	Maiale	Smith, B.
Bortner	Freeman	Manderino	Smith, L. E.
Bowley	Freind	Manmiller	Snyder, D. W.
Bowser	Fryer	Markosek	Snyder, G. M.
Boyes	Gallagher	Mayernik	Staback
Brandt	Gallen	Merry	Stairs
Broujos	Gamble	Michlovic	Steighner
Bunt	Gannon	Micozzie	Stevens
Burd	Geist	Miller	Stewart
Burns	George	Moehlmann	Stuban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonic	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J. J.
Cawley	Hagarty	Noye	Telek
Cessar	Haluska	O'Brien	Tigue
Chadwick	Harper	O'Donnell	Trello
Cimini	Hasay	Olasz	Truman
Civera	Hayes	Oliver	Van Horne
Clark	Herman	Perzel	Veon
Clymer	Hershey	Petrarca	Vroon
Cohen	Honaman	Petrone	Wambach
Colafella	Howlett	Phillips	Wass
Cole	Hutchinson	Piccola	Weston
Cornell	Itkin	Pievsky	Wiggins
Coslett	Jackson	Pistella	Wilson
Cowell	Jarolin	Pitts	Wogan
Coy	Johnson	Pott	Wozniak
Deluca	Josephs	Pratt	Wright, D. R.
DeVerter	Kasunic	Pressmann	Wright, J. L.
DeWeese	Kennedy	Preston	Wright, R. C.
Daley	Kenney	Punt	Yandrisevits
Davies	Kosinski	Raymond	
Dawida	Kukovich	Reber	Irvis,
Deal	Langtry	Reinard	Speaker
Dietz	Lashinger	Richardson	

NAYS—0

NOT VOTING—0

EXCUSED—1

Cordisco

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.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1132 By Representatives MICOZZIE, CIVERA, ANGSTADT, GEIST, ARTY, COLAFELLA, E. Z. TAYLOR, VROON, DISTLER, GANNON, RAYMOND, DURHAM, FREIND, SERAFINI, JAROLIN, CAWLEY, TIGUE, BLAUM, ACOSTA, BELARDI, WAMBACH, FREEMAN, WOZNIAK, AFFLERBACH, PETRARCA, PITTS, GLADECK, R. C. WRIGHT, MACKOWSKI, COSLETT, BIRMELIN, OLIVER, DONATUCCI, CALTAGIRONE,

KOSINSKI, EVANS, BURNS, REINARD, CLYMER, BOYES and FLICK

An Act amending the act of May 25, 1945 (P. L. 1050, No. 394), known as the "Local Tax Collection Law," providing for tax notices of past due amounts.

Referred to Committee on FINANCE, May 7, 1985.

No. 1140 By Representatives DISTLER, MACKOWSKI, HERSHEY, BELFANTI, COSLETT, BIRMELIN, SEMMEL, JOHNSON, BELARDI, FARGO, E. Z. TAYLOR, NOYE, MERRY, SWEET, BATTISTO, BOWSER and ROBBINS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting the restoration of operating privileges until all fines and costs have been paid.

Referred to Committee on TRANSPORTATION, May 7, 1985.

No. 1141 By Representatives FREIND, GLADECK, BROUJOS, GODSHALL, ARTY, REINARD, E. Z. TAYLOR, REBER, CLYMER, CIVERA, MICOZZIE, GANNON, R. C. WRIGHT, RAYMOND, BUNT, NAHILL, VROON, PITTS, FLICK, J. L. WRIGHT, HERSHEY, GREENWOOD, SAURMAN, MORRIS, DURHAM, LASHINGER, GALLAGHER, CORNELL, WILSON, McCLATCHY, FOX, HAGARTY and RYAN

An Act amending the act of August 5, 1932 (Sp.Sess., P. L. 45, No. 45), referred to as the "Sterling Act," imposing limitations on the tax against certain nonresidents.

Referred to Committee on URBAN AFFAIRS, May 7, 1985.

No. 1142 By Representatives SEMMEL, TRELLO, PERZEL, NOYE, DISTLER, SEVENTY, BATTISTO and BURD

An Act relating to the liability of parents for the support of emancipated children.

Referred to Committee on JUDICIARY, May 7, 1985.

No. 1143 By Representatives BOOK, J. L. WRIGHT, BELFANTI, GRUPPO, COY, AFFLERBACH, DISTLER, STAIRS, ARTY, CARLSON, MICHLOVIC, CLYMER, WOGAN, PERZEL, GLADECK, E. Z. TAYLOR, NAHILL, PHILLIPS, SAURMAN, D. W. SNYDER, SWEET, MORRIS, McCALL, MICOZZIE, FLICK, STABACK, FISCHER, McVERRY, NOYE, SEMMEL, FARGO, BURD, B. SMITH, PETRARCA, TRELLO, LASHINGER and HERMAN

An Act amending the act of May 21, 1937 (P. L. 774, No. 211), referred to as the "Pennsylvania Turnpike Commission Act," providing for access and exit by auxiliary service vehicles.

Referred to Committee on TRANSPORTATION, May 7, 1985.

No. 1144 By Representatives SAURMAN, DALEY, HALUSKA, J. L. WRIGHT, HERMAN, BELFANTI, ANGSTADT, JOHNSON, CHADWICK, ARTY, HERSHEY, BLAUM, MICHLOVIC, E. Z. TAYLOR, NAHILL, PHILLIPS, MICOZZIE, STABACK, MERRY, FOX and BUNT

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, increasing the penalty for incest.

Referred to Committee on JUDICIARY, May 7, 1985.

No. 1145 By Representatives FRYER, STUBAN, SWEET, A. C. FOSTER, JR. and SIRIANNI

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for automobiles; and making editorial changes.

Referred to Committee on LOCAL GOVERNMENT, May 7, 1985.

No. 1146 By Representatives FRYER, STUBAN, SWEET, A. C. FOSTER, JR. and SIRIANNI

An Act amending the act of July 12, 1972 (P. L. 781, No. 185), known as the "Local Government Unit Debt Act," further providing for the incurring of debt for certain assessment revisions.

Referred to Committee on LOCAL GOVERNMENT, May 7, 1985.

No. 1147 By Representatives FRYER, STUBAN, SWEET, A. C. FOSTER, JR. and SIRIANNI

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," further providing for the publication of a certain notice relating to fiscal matters.

Referred to Committee on LOCAL GOVERNMENT, May 7, 1985.

No. 1148 By Representatives FRYER, STUBAN, SWEET, A. C. FOSTER, JR. and SIRIANNI

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," further providing for the publication of a certain notice relating to fiscal matters.

Referred to Committee on LOCAL GOVERNMENT, May 7, 1985.

No. 1149 By Representatives FRYER, STUBAN, SWEET, A. C. FOSTER, JR. and SIRIANNI

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," further providing for the publication of a certain notice relating to fiscal matters; and making an editorial change.

Referred to Committee on LOCAL GOVERNMENT, May 7, 1985.

No. 1150 By Representatives FRYER, STUBAN, SWEET, A. C. FOSTER, JR. and SIRIANNI

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," further providing for the publication of a certain notice relating to fiscal matters.

Referred to Committee on URBAN AFFAIRS, May 7, 1985.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 606, PN 684**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, authorizing and regulating reptile sacking contests.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

On final passage, the Chair recognizes the gentleman from Warren, Mr. BOWLEY.

Mr. BOWLEY. Thank you, Mr. Speaker.

I was wondering if the maker of this House bill could please stand for a brief period of interrogation.

The SPEAKER. Mr. Petrone indicates he will so stand. Mr. Bowley, you may interrogate.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to know from Representative Petrone how many organizations in this State actually conduct sacking contests; not organized hunts but the sacking contests themselves.

Mr. PETRONE. Approximately 12 organizations presently do this throughout the State, Mr. Speaker.

Mr. BOWLEY. Are you sure that is the actual sacking, not just the organized hunt?

Mr. PETRONE. Well, there are approximately 12 organizations that conduct a hunt, and I believe about 7 are engaged in the sacking.

Mr. BOWLEY. Thank you.

The second question I have, if this bill were to pass and the commission were to issue a permit, would the Pennsylvania Fish Commission be legally liable for any injury that would occur to a participant or a contestant?

Mr. PETRONE. No; they would not, Mr. Speaker, and are not currently.

Mr. BOWLEY. Thank you. I beg to differ with that point of view, but I will address that in a second.

Mr. LETTERMAN. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman from Centre, Mr. Letterman, rise?

Mr. LETTERMAN. If a man knows the answer when he is asking a question, is that proper?

The SPEAKER. No; that is not proper interrogation.

Mr. LETTERMAN. I would recommend that the man not ask questions to which he already knows the answers.

The SPEAKER. The gentleman has now been advised by the Chair, and when you know the answer to a question, it is not proper to interrogate on that. You may state your opinion later, after the interrogation, and the Chair will so recognize you.

Mr. BOWLEY. Thank you, Mr. Speaker.

I have another question. On page 1, line 17, would you please explain to me what an injury would encompass?

Mr. PETRONE. Well, that merely is to describe that the reptiles must be handled in a manner so as not to deliberately cause any harm. I think that is very clear and very self-explanatory.

Mr. BOWLEY. Mr. Speaker, would you say that stress to an animal is considered an injury under your legislation?

Mr. PETRONE. Well, first of all, let me correct you. It is an amphibian, a reptile. It is not an animal or a mammal in that respect. And I am not a veterinary medicine specialist, so I really cannot gauge any more than we can the stress that is caused by the trapping of animals or the stunning of fish by the Fish Commission with electric shock in order to count fish in a stream. I am not an expert at those kinds of things, so I would not hazard a guess. I would leave that to the experts. We have some testimony from a gentleman at Penn State who is a biologist and who witnessed the sacking, hunting, and is very familiar with what goes on, and his statement, and I quote, is: "And there is no evidence at present that shows that any snake used in the sacking contest die from the handling they receive in sacking." This is a biologist at Penn State University.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, now I would like to make a comment on the bill.

The SPEAKER. The gentleman is in order and may make a comment.

Mr. BOWLEY. Thank you, Mr. Speaker.

I would like to address my fellow colleagues and ask for a negative vote on this bill for a number of reasons. I feel that any time you are running against the clock, be it a sporting event or a sacking contest, you are primarily concerned with your time, not necessarily any potential injury that may come to the animal - in this particular instance, the snake. I also feel that there are many more better ways to make money for a few fire companies in the State of Pennsylvania, and I feel that they should not use a sacking contest just to fund the local fire department. I also would like to say that just because a particular item or a sacking contest has gone on for a long time does not necessarily make it right. I ask for a negative vote on this bill. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Crawford, Mr. Merry.

Mr. MERRY. Mr. Speaker, may I interrogate the majority chairman of the Game and Fisheries Committee, Mr. Letterman?

The SPEAKER. The gentleman, Mr. Letterman, says he will stand for interrogation. Mr. Merry, you may proceed.

Mr. MERRY. Mr. Speaker, I would like to clarify the issue involved here.

This bill seeks to regulate reptile sacking contests. Now, in some parts of the Commonwealth it is common to have contests where people go out and search for snakes and bring them back, and the more snakes they get, the more likely they are to be a winner. Mr. Speaker, does this legislation seek to control that type of contest or rather the type of contest where these snakes are put into a pit and then it becomes a matter of time as to how quickly you can put the snakes in a bag?

Mr. LETTERMAN. The answer to your first question is, no, they do not regulate the hunt. The hunt is done in some areas just for the hunt alone. Then in about seven other areas they have the sacking contest. The sacking contest is where they put several snakes within a pen—not in a pit but in a pen—and two men get in that pen and they grab the snakes and put them into a sack. One holds the sack and the other one grabs the snakes.

Mr. MERRY. I have one further question.

As this bill seeks to regulate a particular reptile, it is my understanding that this type of thing normally would be regulated by the Fish Commission. At what point is this not being handled by the Fish Commission? Why are we being faced with this issue on the House floor?

Mr. LETTERMAN. Mr. Speaker, 2 years ago the Fish Commission took it upon themselves, at my request, I had written a letter to the Fish Commission executive director asking him to put on the bottom of the snake-sacking-contest permit a block that could be signed by a contestant saying that he had insurance. Instead of doing the simple thing which I asked them to do, they took it upon themselves to ban the sacking contests for snakes. They have not been able to get a herpetologist in the State of Pennsylvania to say that there is any damage to those snakes; they only say "maybe."

In other words, what I am saying to you is an executive director of a commission, I believe, took it upon himself to ban something that he had absolutely no business doing whatsoever. And to show you further that he did not know what he was doing, he took out of our new Conservation Fund, which all of our Pennsylvania people put tax dollars into, and he is the chairman of that fund, and what he did was ask for \$8,000 to study what we are doing to the rattlesnake in Pennsylvania. If he already knew, why did he ban the snake sacking contests 2 years ago? He did not know. He just did it because he thought that was the best way out.

Well, I want to tell you that we have one fire company that 10 years ago, they have run these snake sacking contests, there are 67 people who live in this community about 30 miles away

from nobody, and what they did was build a brand-new firehouse, they have been able to buy four beautiful pieces of fire equipment which they fight all of our forest fires with, and they have really done a fantastic job. To deprive them of the right to make their money in this manner, I think, is just unjust as all get-out, and I do not think he had any right to do it whatsoever.

Mr. MERRY. Thank you, Mr. Speaker. That ends my interrogation.

Mr. Speaker, at this time I would like to remark on the final passage of the bill.

The SPEAKER. The gentleman may proceed.

Mr. MERRY. Mr. Speaker, I rise to urge the defeat of this bill. What I needed to establish was the reason that we were even looking at this particular concern. May I suggest, Mr. Speaker, that this appears to be a rather slippery subject.

The SPEAKER. Do you want to repeat it? I think they missed that, Mr. Merry.

Mr. MERRY. I was suggesting that this is a rather slippery subject in that this issue does not affect my district, and as I suggested, does not affect the districts of most of the members here today.

What we are looking at is a concept that is rather popular in a few areas because it affects fire departments and sportsmen's clubs which seek to raise money for a good cause. But I do not feel that this is the issue that we should be voting on. I am greatly in favor of sportsmen's clubs and fire departments, and I just do not happen to like snakes. Yes, I am not going to let you squirm out of this one, Mr. Speaker. I think we should face this issue finally.

Here is the point of my remarks: We are looking at an issue here today, Mr. Speaker, that should be decided by the Fish Commission. You are now seeking to regulate the day-to-day activities of the Fish Commission. Somebody in their wise wisdom decided that we should have a commission to do this. It is appointed by the Governor; it sets limits; it decides issues just as this every day. Now, because someone is not satisfied with a decision of that commission, they are coming to the General Assembly for help. I suggest that this bill should more rightfully have been addressed to the Fish Commission. I am certain that we have the right of appeal over there. They have obviously erred, according to some people's judgment.

Mr. Speaker, if we permit this bill to be passed here today, we are starting a precedent where we are going to be looking at bills for all the day-to-day activities of the Fish Commission. We will be establishing how long a trout has to be before it can be caught; how many fish that you may have in your bag; or maybe someday more snake legislation.

Mr. Speaker, this legislation does not belong in the House of Representatives; it belongs in the Fish Commission. I urge that we approach this thing on the merits of the case and defeat this bill here today.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. LETTERMAN. Mr. Speaker, the last speaker is sort of getting to the crux of the problem. He believes that the Fish Commission, which is not elected, should have everything to say in this State, and I do not believe that. I think the members on this House floor have some right in saying what the regulations are going to be that really affect their legislative districts. I pointed out to you that the only reason this is being done is this man proved, by coming back and taking \$8,000 out for a study of the sacking contests in the State of Pennsylvania, that he did not know what he was doing when he banned them in the first place. And you sound like the Federation of Sportsmen's Clubs, Mr. Speaker, and they do not mean anything to me because they do not represent sportsmen.

I am going to tell you now that Ralph Abele as the executive director does not tell Russ Letterman and the legislators in this House what to do anymore. We are tired of it. It has come to a point where this man standing up here has a mud bug that grows in a mud puddle in his district that people fish with. They even want to regulate that. They do not even know what it is made of. And I will tell you that if we do not start to put some of these things under our control, that is why when we all go home, there are rules and regulations promulgated that we do not know anything about, and every one of us, our constituents come up and they raise Cain with us because we do not know what they are doing, and it is time that we do.

The SPEAKER. Is the gentleman finished?

Mr. LETTERMAN. Yes, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GODSHALL. Thank you, Mr. Speaker.

Mr. Speaker, the activity of snake sacking has gone on in the State of Pennsylvania for many, many years. It has never ever been proven to be a detriment to the snakes that are involved. The Fish Commission on their own made this regulation, which we totally disagree with.

This bill was discussed in committee; it was discussed at length in committee, and I urge all members at this time to support this legislation and vote in the affirmative. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. FOSTER. Thank you, Mr. Speaker.

Will the gentleman, Mr. Letterman, consent to brief interrogation?

The SPEAKER. Mr. Letterman indicates he will so stand. Mr. Foster, you may proceed.

Mr. FOSTER. Thank you.

Mr. Speaker, I have no problem with the bill; I would just like to clarify some language on lines 16 to 18 of page 1. Mr. Speaker, that paragraph says that—

The SPEAKER. Just a minute.

Will someone give a copy of the bill to Mr. Letterman.

Mr. LETTERMAN. I know most of it by heart, Mr. Speaker.

The SPEAKER. All right. Go ahead, Mr. Foster.

Mr. FOSTER. Okay. Basically, Mr. Speaker, my question is, what regulations will insure that a hunt at a sacking contest is conducted in such a way as to prevent injury to the participants?

Mr. LETTERMAN. To the what?

Mr. FOSTER. To the participants.

Mr. LETTERMAN. There are not any. It is like any other sport that you get into. You are not guaranteed you are not going to be injured the day you get on the football field with me, either.

Mr. FOSTER. I fully agree. Well, if that is the intent of the language on lines 16 to 18, but it reads, "All reptiles caught in the sacking contest are handled in such manner as to prevent injury to the reptiles, to participants in the contest and to the spectators." If you are comparing this precisely to a football game, basketball, or baseball, I have no problem with the language.

Mr. LETTERMAN. I was only saying there is no way that I can guarantee you that you are not going to be injured, and the sponsors of these sacking contests are now going to furnish insurance. At one time the one hospital in my legislative district was complaining that their bills were running around \$5,000 a year for snakebite, but a snakebite, in my legislative district, is like going out here and buying a lollipop in the middle of the city. I mean, we have snakes crawling everywhere that you can look in my legislative district. So like I told you, they built the roads to match the snakes that I have in my district, and that is the way life is.

Mr. FOSTER. Thank you, Mr. Speaker.

Could I make a brief statement?

The SPEAKER. The gentleman may speak on final passage.

Mr. FOSTER. Mr. Speaker, I have no problem whatsoever with HB 606, and I would urge its passage.

I have participated in many contests to help my constituents raise money. Let me say I will draw the line at entering sacking contests, but I have participated, for example, in donkey baseball contests, and believe me, you can get injured there very quickly. I believe that a sacking contest may be safer in some aspects. But the main point is, why should we deprive 10 or 12 localities of this right to raise revenue for their fire companies and other charitable organizations? I would submit that this is just one more effort of the bureaucracy to coil itself around the individual's rights.

WELCOME

The SPEAKER. The Chair interrupts the debate because the Chair thinks that the members of the Irish Society who are in the gallery may be leaving.

The Irish Society today presented a check in honor of the flag of the 117th Pennsylvania Volunteer Regiment, 13th Cavalry, known as the Irish Dragoons. They served during the

Civil War, and we are delighted to have them here in the balcony. Welcome to the hall of the House.

CONSIDERATION OF HB 606 CONTINUED

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

Mr. JAROLIN. Thank you, Mr. Speaker.

You know, it is really comical when this House of Representatives down here has to bring up such a regulation as the snake hunt bill. You know, this is ridiculous. When we turn around here and we do not get an affirmative reply or a reply that gives consideration from the fish and game divisions of the State, it is ridiculous.

Just recently I had approximately 1,500 to 2,000 names on a petition when the Fish Commission had regulated mud bugs. Now, mud bugs are obtained 95 percent of the time in a stagnant pool of water, the same place where mosquitoes come from. In the event we were to use mosquitoes as bait, would they regulate mosquito larvae, too? This is disgusting.

Now, I am going to turn around and demand that the Pennsylvania Fish and Game Commissions at least give us consideration on some of these regulations before they put them into effect, because I am not going to sit in my office and have to take a bunch of baloney from my constituents over such a simple thing that can be taken care of by the commissions themselves. It is a disgusting thing when we have to vote on a bill like this in Harrisburg when we have responsible people on the Fish and Game Commissions who should be able to iron this out before we even get down here. Thank you, Mr. Speaker.

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

Mr. OLASZ. Mr. Speaker, I wonder if Mr. Letterman would stand for interrogation, please.

The SPEAKER. I am sure he will.

Mr. OLASZ. Mr. Speaker, could you tell me what the final disposition is of these snakes that are captured in the sacking contests, please?

Mr. LETTERMAN. Yes. At the present time when people have a hunt and they put them in a pit, you might have 200 to 300 snakes put in a pit on top of each other and some of them suffocate. When you are going to get snakes through a hunt for a sacking contest, you do not go after that many snakes, and most of the snakes, once they are sacked, are taken back to the approximate location from whence they came. This is better for the snake than what it is to let them lie in a pit and the sun beat down on them and kill them.

I think that the education program that goes on with the sacking contests educates people from all over the country. I do not know if any of you have ever been to one of these out in the mountains, but there have been 10,000 people show up for a sacking contest in Cross Fork, Pennsylvania. The whole thing is that they educate the people on how to treat snakebite, what the snake really can cause you, how many hours you have to get to a hospital, and what to do if you are bitten. I think it is valuable that we train the people for that.

Mr. OLASZ. Thank you, Mr. Speaker.

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

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, as a member of the Game and Fisheries Committee, I was at some of the debate on this particular issue. I think one thing the members should realize is, when a snake is captured for a snake sacking contest, the way things are right now, that snake is taken to the contest and there is no regulation that says that that snake must be returned to the natural habitat. Under Representative Petrone's bill, it mandates that that snake that is captured must be returned to the natural habitat, which I think if someone has a problem with being inhumane towards reptiles, Mr. Petrone's bill is certainly much better for that purpose.

I would mention also, Mr. Speaker, that snakes right now, rattlesnakes in particular, are considered nuisances by many people, including farmers and hunters. They are killed randomly now, many times, to be rid of, and Mr. Petrone's bill will attempt to provide some regulation to not only that but also to protect the snake after these contests. Thank you, Mr. Speaker.

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

Mr. HUTCHINSON. May I question Mr. Petrone?

The SPEAKER. Mr. Petrone indicates he will stand for interrogation. You may proceed.

Mr. HUTCHINSON. Mr. Speaker, does this bill cover snipes, too, that makes them legal?

Mr. PETRONE. No, Mr. Speaker, it does not, but I will be happy to entertain an amendment by the learned Mr. Hutchinson to include that.

Mr. HUTCHINSON. Thank you very much.

The SPEAKER. The Chair recognizes the gentleman, Mr. Bowley, for the second time.

Mr. BOWLEY. Thank you, Mr. Speaker.

Just two brief comments I would like to make. I think we should wait until after the 3-year study is done, give the benefit of the doubt to the Fish Commission. Let us use their expertise. We here who sit in this hall do not have the expertise that those on the Fish Commission have. We should wait until the end of this 3-year study, come back, and possibly look at this.

The other thing that was mentioned in the Game and Fisheries Committee meeting which was not brought out here today is that new studies have shown that the females of these snakes are possibly pregnant over the summer months, carrying the eggs, and if they are handled during the summer months, it may cause injury to the potential eggs. I just realize and think that at this time we should not use a valuable natural resource to make a profit for some fire companies in this State. I think it is wrong; I think we will regret it later on. If we do not act on this, I feel the U.S. Fish and Wildlife Service will move in. I ask for a negative vote on this bill.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Letterman, for the second time.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I asked the Fish Commission to do exactly what Mr. Bowley wanted us to do. I asked them when they were going to ban the sacking contests to wait until they had the expertise to determine what was going to happen with the snakes. They did not have the courtesy to do that at that time. They up and banned the sacking contests. At the same time, a lot of people who had bought grandstand bleacher seats, everything else to put out for people to sit on, and had the expense of paying for this, were not even given time to pay their bills. They did not think anything of banning at that time, Mr. Speaker, and I will tell you right now, I just believe that we have given them all their time to have meetings. We have been with herpetologists from Penn State whom they have newly hired, because they did not like the answers they were getting from the old herpetologists, and so now they have hired new ones who are trying to give them the right answers, and they still come out and say they cannot absolutely say that we are damaging the snakes in any way.

And another thing I would like to tell you, in my legislative district I know a lot of people who would like to have a lot of rattlesnake stew, because there are just too many of them out there. Thank you, Mr. Speaker.

The SPEAKER. The Chair now recognizes the sponsor of the legislation, Mr. Petrone.

Mr. PETRONE. Thank you, Mr. Speaker.

Since I believe that time is the stuff life is made of, I do not want to waste it, so I will be very brief.

In asking for an affirmative vote on this bill, I assure you, Mr. Speaker, that I did not draft it with the intention of harming any of the wildlife in this State. I made a commitment to the people of Cross Fork, Pennsylvania, and some other groups around the State who happen to be very respectable wildlife and outdoorsmen and people who appreciate nature. This bill will improve the habitat of the rattlesnake, insure that it is released back to its original area where it was captured, and I think eventually will lead to more conservation efforts in its behalf. I truly believe that, or I would not have drafted this bill, and I ask for an affirmative vote. 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—150

Barber	Durham	Livengood	Ryan
Belardi	Evans	Lloyd	Saloom
Belfanti	Fargo	McCall	Saurman
Birmelin	Fattah	McClatchy	Scheetz
Black	Fee	McVerry	Semmel
Blaum	Foster, Jr., A.	Mackowski	Seventy
Bowser	Fox	Maiale	Sirianni
Brandt	Freind	Manderino	Smith, B.
Broujos	Fryer	Manmiller	Smith, L. E.
Bunt	Gallagher	Markosek	Snyder, D. W.
Burd	Gallen	Mayernik	Snyder, G. M.

Bush	Gamble	Micozzie	Staback
Cappabianca	Geist	Moehlmann	Stairs
Carlson	George	Morris	Steighner
Carn	Gladeck	Mowery	Stewart
Cessar	Godshall	Nahill	Stuban
Chadwick	Gruitza	O'Brien	Sweet
Cimini	Gruppo	O'Donnell	Swift
Clark	Hagarty	Olasz	Taylor, E. Z.
Cohen	Haluska	Oliver	Taylor, F. E.
Colafrella	Harper	Perzel	Taylor, J. J.
Cole	Hasay	Petrarca	Telek
Cornell	Hayes	Petrone	Tiguel
Coslett	Hershey	Phillips	Trello
Coy	Honaman	Piccola	Truman
Deluca	Howlett	Pievsky	Van Horne
DeVerter	Hutchinson	Pistella	Veon
DeWeese	Jarolin	Pitts	Wass
Daley	Johnson	Pratt	Weston
Davies	Josephs	Preston	Wiggins
Dawida	Kasunic	Punt	Wilson
Deal	Lashinger	Raymond	Wogan
Dininni	Laughlin	Reber	Wright, D. R.
Distler	Lescovitz	Reinard	Wright, R. C.
Dombrowski	Letterman	Richardson	Yandrisevits
Donatucci	Levdansky	Rieger	
Dorr	Levin	Robbins	Irvis,
Duffy	Linton	Rudy	Speaker

NAYS—51

Acosta	Caltagirone	Jackson	Noye
Afflerbach	Cawley	Kennedy	Pott
Angstadt	Civera	Kenney	Pressmann
Argall	Clymer	Kosinski	Rybak
Arty	Cowell	Kukovich	Schuler
Baldwin	Dietz	Langtry	Serafini
Barley	Fischer	Lucyk	Showers
Battisto	Flick	McHale	Stevens
Book	Freeman	Merry	Vroon
Bortner	Gannon	Michlovic	Wambach
Bowley	Greenwood	Miller	Wozniak
Boyes	Herman	Mrkoncic	Wright, J. L.
Burns	Itkin	Murphy	

NOT VOTING—0

EXCUSED—1

Cordisco

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

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

STATEMENT BY MR. NOYE

The SPEAKER. The Chair recognizes the gentleman from Perry, Mr. Noye, to make an announcement.

Mr. NOYE. Mr. Speaker, for the members who just debated that bill, I am about to introduce a resolution, and I would invite any of you who have a similar problem.

Pennsylvania right now is experiencing a crisis as far as the availability of liability insurance. Any of you who have dealt with small businessmen who deal in—we talked earlier this year about asbestos removal—I am talking about people who own concessions at State parks, contracts at State parks who have boat rentals. Many small businessmen throughout Pennsylvania are trying to buy liability insurance, and there is just

no way they can afford it; the rates are going through the roof. This resolution asks the Insurance Committee of this House to take a look at the problem and report back its findings to at least let the people of Pennsylvania know why it is happening. We talked about these fire companies sponsoring these events and the liability insurance that they are going to buy. They are not going to be able to afford to buy it, and I think out of necessity they are going to have to stop these sacking contests. So I urge you, if you are interested, to sign this resolution. Thank you.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY MINORITY LEADER

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I was hoping that I would have had an opportunity to gain the microphone immediately after the debate and the vote on snake sacking. It seemed to me to be a particularly appropriate time, following the debate on snake sacking, to announce that the Republican athletes of the House of Representatives defeated in a sacking contest the stalwarts of the Democratic Party last night 80 to 62 in a basketball game. Like the Villanova celebration up here, I feel sure that the stalwarts of our team deserve the same type recognition. The Governor has not yet called on us for a luncheon, but I expect it will be coming shortly, as soon as the results are made known to him. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Cumberland, Mr. Kennedy.

Mr. KENNEDY. Thank you, Mr. Speaker.

I would like to touch upon Representative Noye's resolution. I know firsthand in Pennsylvania right now—

The SPEAKER. I am sorry. The resolution is not before the House, Mr. Kennedy. You may not debate it, either pro or con.

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

Mr. KOSINSKI. Would Mr. Ryan stand for interrogation, if that is in order, Mr. Speaker?

Mr. RYAN. If I had the least bit of sense, I would say no.

The SPEAKER. But you are Irish, so you are going to say yes, because you are delighted.

Mr. RYAN. That is right.

Mr. KOSINSKI. Did you commission Mr. Gallen to write a song for the occasion?

Mr. RYAN. I think he is getting over the celebration and is not in the mood for songwriting at the moment.

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

Mr. LASHINGER. Mr. Speaker, following up on the minority leader's comments, I know that Mr. O'Donnell, the majority whip, and I had agreed to a news blackout on this loss that was sustained by the Democrats last night, but we have it on good word that somehow the majority whip has turned a major loss into a victory. We just want to make a few comments, though, about the team.

It was obvious that this was a Republican team, a blue-collar-work-ethic Republican team that had skills that were born on the schoolyard basketball courts across this Commonwealth, Mr. Speaker. And like the Republican Party, which demonstrates its broad base, we had the one female member, Fran "the Slam" Weston, on our team, Mr. Speaker, who made the difference. And I think this is a barometer, while you took the majority back in November, that we have regained physical control of this House, and it is probably a barometer for what the future holds for the Republicans, Mr. Speaker. Thank you.

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Just briefly, very briefly, I was not party participant to whatever contest occurred last evening, but before you take physical control of this House, you are going to have to play on my field.

BILL SIGNED BY SPEAKER

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

HB 214, PN 1171

An Act amending the act of November 26, 1978 (P. L. 1375, No. 325), known as the "Dam Safety and Encroachments Act," imposing posting duties on certain owners.

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 1100 be recommitted to the Committee on Appropriations for a fiscal note.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND Tabled

HB 453, PN 1343 (Amended)

By Rep. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, relating to the reduction of certain speed limits.

TRANSPORTATION.

HB 1073, PN 1231

By Rep. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the registration of vehicles, for the suspension of registration, for the depositing of waste from vehicles upon highways, property and waters, and for the disposition of certain fines and bail forfeitures.

TRANSPORTATION.

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Kennedy.

Mr. KENNEDY. Mr. Speaker, may I please ask for unanimous consent from the members of the House to speak on Representative Noye's resolution?

The SPEAKER. The Chair would ask you not to do that, Mr. Kennedy. It is strictly against the rules to debate anything which is not before the House. If the Chair allows you to do that, then every member who wishes to make a comment under unanimous consent would have an equal right. The Chair would ask you to desist until that is before the House.

Mr. KENNEDY. The Chair has never asked this Representative for anything, and since you have, I will go along with your request.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky, who wishes to announce a Committee on Appropriations meeting.

Mr. PIEVSKY. Thank you, Mr. Speaker.

Immediately upon the call to recess, there will be a House Appropriations Committee meeting in the majority caucus room.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. There being no further business before this House, the only thing that the Chair will do is return at 1 o'clock to receive reports of committees and adjourn the House until 11 o'clock tomorrow morning.

The House stands in recess.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 807, PN 909

By Rep. PIEVSKY

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," further providing for certain annual assessments.

APPROPRIATIONS.

HB 808, PN 910

By Rep. PIEVSKY

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," further providing for certain annual assessments.

APPROPRIATIONS.

HB 954, PN 1235

By Rep. PIEVSKY

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," providing that townships and authorities using private roads for access may maintain the roads.

APPROPRIATIONS.

HB 1021, PN 1344 (Amended)

By Rep. PIEVSKY

An Act providing for the licensing of clubs to conduct games of chance, for the licensing of persons to manufacture and distribute games of chance, for suspensions and revocations of licenses and for fees and disposition of revenues; requiring records; prescribing penalties; and making repeals.

APPROPRIATIONS.

SB 244, PN 962 (Amended)

By Rep. PIEVSKY

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, clarifying duties of the boards regarding disability applications; clarifying provisions for certain creditable service; providing for certain installment payments and modifying eligibility for special early retirement in the State system.

APPROPRIATIONS.

BILLS ON SECOND CONSIDERATION

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

HB 807, PN 909; HB 808, PN 910; HB 954, PN 1235; HB 1021, PN 1344; and SB 244, PN 962.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED****SB 36, PN 961 (Amended)**

By Rep. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining the term "bus"; further providing for the seizure of suspended registration plates and registration cards; providing for seizure of revoked and suspended drivers' licenses; further providing for violations relating to equipment requirements, for inspection of vehicles and for the weighing and measuring of vehicles; granting the department additional regulating power; and providing for the impoundment and disposition of impounded vehicles.

TRANSPORTATION.

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 no objection.

ADJOURNMENT

The SPEAKER. There being no further business to be brought before this day's session, the Chair recognizes the gentleman from Philadelphia, Mr. Howlett.

Mr. HOWLETT. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 8, 1985, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 1:01 p.m., e.d.t., the House adjourned.