

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, MAY 14, 1985

SESSION OF 1985

169TH OF THE GENERAL ASSEMBLY

No. 35

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:

O God of all creation, we pause before Thee as humble but grateful stewards of Thine. We stand in awe of Thee as we recognize that we are the highest of all Thy creation, and Thou hast endowed us with the greatest of all attributes. Heavenly Father, help us to show our gratitude by the lives we live and the deeds we bring to maturity.

This morning hour we are well aware of the ties of fellowship and friendship which bind us one to the other. We humbly pray that we may deepen and enrich these ties with each passing moment, so that the memories of this day may ever continue as we grow closer to Thee and nearer to one another. In Thy blest name, we pray. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal for Monday, May 13, 1985, will be postponed until that Journal is in print. The Chair hears no objection thereto.

LEAVES OF ABSENCE

The SPEAKER. The Chair now turns to leaves of absence. Does the gentleman from Lawrence, Mr. Fee, have any requests? The gentleman indicates he has none.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1208 By Representatives CALTAGIRONE, VAN HORNE, DALEY, GEIST, WOZNIAK, STABACK, ANGSTADT, JAROLIN, PRESSMANN, WAMBACH,

FREEMAN, AFFLERBACH, KUKOVICH, RYBAK, ACOSTA, PRESTON, ITKIN, BORTNER, PRATT and HOWLETT

An Act amending the act of December 31, 1965 (P. L. 1257, No. 511), known as "The Local Tax Enabling Act," eliminating certain per capita and occupation taxes; and increasing the rate of the occupational privilege tax.

Referred to Committee on FINANCE, May 14, 1985.

No. 1209 By Representatives SAURMAN, COLE, HERMAN, MURPHY, NAHILL, McCLATCHY, CESSAR, FRYER, VROON, HERSHEY, CORNELL, WAMBACH, GLADECK, BUNT, SCHULER, BOOK, DISTLER, E. Z. TAYLOR, NOYE and DORR

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the furnishing of smokeless tobacco to minors.

Referred to Committee on JUDICIARY, May 14, 1985.

No. 1210 By Representatives BUSH, PETRONE, CHADWICK, SHOWERS, DISTLER, FARGO, AFFLERBACH, SEMMEL, TRELLO, GEIST, ARGALL, PRATT, PERZEL, NOYE, HASAY, HOWLETT, BATTISTO and CARLSON

An Act amending the act of June 3, 1937 (P. L. 1225, No. 316), known as "The Game Law," providing a separate penalty for the buying and selling of game.

Referred to Committee on GAME AND FISHERIES, May 14, 1985.

No. 1211 By Representatives DONATUCCI, RIEGER, TRUMAN, ACOSTA, MAIALE, HOWLETT, CIVERA, WOGAN, BELFANTI, SEMMEL, REBER, JACKSON, MICOZZIE, KENNEY, FISCHER, SCHEETZ, BOWSER, FATTAH, KOSINSKI, CARN, TRELLO, PISTELLA, FOX, JOHNSON, GODSHALL, HERMAN, E. Z. TAYLOR, PRESTON, OLASZ, HASAY, LINTON and LESCOVITZ

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of spray-painting vandalism.

Referred to Committee on JUDICIARY, May 14, 1985.

No. 1212 By Representatives BOWSER, GEORGE, MERRY, RUDY, FARGO, MILLER, TRELLO, BARLEY, PETRONE, JOHNSON, ROBBINS, HERSHEY, WOGAN, PHILLIPS and STAIRS

An Act amending the act of January 24, 1966 (1965 P. L. 1535, No. 537), known as the "Pennsylvania Sewage Facilities Act," further providing for permits.

Referred to Committee on CONSERVATION, May 14, 1985.

No. 1213 By Representative LASHINGER

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Agriculture, to convey to the West Norriton Ambulance Squad a tract of land situate in West Norriton Township, Montgomery County, Pennsylvania.

Referred to Committee on STATE GOVERNMENT, May 14, 1985.

No. 1214 By Representatives DALEY, KASUNIC, DeLUCA, SWEET, STABACK, BELFANTI, MAIALE, SALOOM, AFFLERBACH, FOX, HALUSKA, LINTON, RAYMOND, TRELLO, PRATT and BALDWIN

An Act providing for the establishment of a municipal revenue sharing program; imposing powers and duties on the Department of Revenue; and allocating certain revenues received by the Commonwealth.

Referred to Committee on URBAN AFFAIRS, May 14, 1985.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 105 By Representatives MORRIS and VROON

Amending House Resolution No. 58, adopted April 24, 1985, entitled "A resolution establishing a Special Subcommittee on Veterans' Health Care," removing provisions relating to additional facilities.

Referred to Committee on RULES, May 14, 1985.

No. 106 By Representatives SAURMAN, COLE, HERMAN, MURPHY, NAHILL, McCLATCHY, CESSAR, FRYER, VROON, HERSHEY, CORNELL, WAMBACH, GLADECK, BUNT, SCHULER, BOOK, DISTLER, E. Z. TAYLOR, NOYE and DORR

Memorializing the United States Congress and the Surgeon General to require warning labeling of smokeless tobacco and to restrict its advertisement in the manner which now applies to cigarettes.

Referred to Committee on RULES, May 14, 1985.

SENATE BILL FOR CONCURRENCE

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

SB 803, PN 924

Referred to Committee on HEALTH AND WELFARE, May 14, 1985.

SENATE RESOLUTION FOR CONCURRENCE

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

SR 39, PN 949

Referred to Committee on RULES, May 14, 1985.

LEAVES OF ABSENCE

The SPEAKER. Does the minority whip have any requests for leaves of absence? The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Dauphin, Mr. DININNI, for the day.

The SPEAKER. The Chair hears no objection. The leave is granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—200

Acosta	Distler	Lescovitz	Rieger
Afflerbach	Dombrowski	Letterman	Robbins
Angstadt	Donatucci	Levdansky	Rudy
Argall	Dorr	Levin	Ryan
Arty	Duffy	Linton	Rybak
Baldwin	Durham	Livengood	Saloom
Barber	Evans	Lloyd	Saurman
Barley	Fargo	Lucyk	Scheetz
Battisto	Fattah	McCall	Schuler
Belardi	Fee	McClatchy	Semmel
Belfanti	Fischer	McHale	Serafini
Birmelin	Flick	McVerry	Seventy
Black	Foster, Jr., A.	Mackowski	Showers
Blaum	Fox	Maiale	Sirianni
Book	Freeman	Manderino	Smith, B.
Bortner	Freind	Manmiller	Smith, L. E.
Bowley	Fryer	Markosek	Snyder, D. W.
Bowser	Gallagher	Mayernik	Snyder, G. M.
Boyes	Gallen	Merry	Staback
Brandt	Gamble	Michlovic	Stairs
Broujos	Gannon	Micozzie	Steighner
Bunt	Geist	Miller	Stevens
Burd	George	Moehlmann	Stewart
Burns	Gladeck	Morris	Stuban
Bush	Godshall	Mowery	Sweet
Caltagirone	Greenwood	Mrkonjic	Swift
Cappabianca	Gruitza	Murphy	Taylor, E. Z.
Carlson	Gruppo	Nahill	Taylor, F. E.
Carn	Hagarty	Noye	Taylor, J. J.
Cawley	Haluska	O'Brien	Telek
Cessar	Harper	O'Donnell	Tigue

Chadwick	Hasay	Olasz	Trello
Cimini	Hayes	Oliver	Truman
Civera	Herman	Perzel	Van Horne
Clark	Hershey	Petrarca	Veon
Clymer	Honaman	Petrone	Vroon
Cohen	Howlett	Phillips	Wambach
Colafella	Hutchinson	Piccola	Wass
Cole	Itkin	Pievsky	Weston
Cordisco	Jackson	Pistella	Wiggins
Cornell	Jarolin	Pitts	Wilson
Coslett	Johnson	Pott	Wogan
Cowell	Josephs	Pratt	Wozniak
Coy	Kasunic	Pressmann	Wright, D. R.
Deluca	Kennedy	Preston	Wright, J. L.
DeVertter	Kenney	Punt	Wright, R. C.
DeWeese	Kosinski	Raymond	Yandrisevits
Daley	Kukovich	Reber	
Dawida	Langtry	Reinard	Irvis,
Deal	Lashingner	Richardson	Speaker
Dietz	Laughlin		

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Davies Dininni

REMARKS ON VOTE

The SPEAKER. For what purpose does the gentleman from Bucks, Mr. Clymer, rise?

Mr. CLYMER. Mr. Speaker, on HB 1021, amendment 1065, I have been advised that I had voted in the affirmative and I want the record to show that it should have been in the negative.

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

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 110, PN 1189**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House students from the King Street Elementary School in Chambersburg, with their teacher, Bonita Cockley. They are here as the guests of Representative Coy from Franklin County. Welcome to the hall of the House.

The Lancaster County delegation has as guests students from the Living Word Academy. Welcome to the hall of the House.

Representative Coy also has here as guests Mr. and Mrs. Roy Mouer and Mr. and Mrs. Anson Goodhart. Welcome to the hall of the House.

Representative Kenny Brandt has as guest pages here today Kurt Shaw and Amy Cole. They are from the Elizabethtown

Area Middle School. Accompanying them in the gallery are Tuesday Barnett, Tara Catarelli, Anthony Moquin, Dianne Byerly, Andy Gish, Jason Weimer, and their teacher, Dale Denlinger. Welcome to the hall of the House.

Representative Jon Fox has as guest pages today Robert Cleghorn and Charles Cantey.

Representative Bruce Smith has Dwight Mattingly, Joseph Stoner, Daniel Boyer, Patty Martin, and Debbie Fahnestock here as his guests. Welcome to the hall of the House.

Representative Reinard has Michael Smerconish here as his guest. Welcome to the hall of the House.

PENNSYLVANIA JUNIOR MISS PRESENTED

The SPEAKER. The gentleman, Mr. Wozniak, has as his guest Pennsylvania's Junior Miss, Kimberly Rovansek. She is here with her uncle, who is a former member of the House, Lou Rovansek.

Mr. Wozniak, would you come up and present Miss Kimberly Rovansek to the assemblage, please?

Mr. WOZNIAK. Thank you, Mr. Speaker.

Ladies and gentlemen, my distinguished colleagues, it is my distinct honor to present to you Pennsylvania's Junior Miss. We all hear very much about my community of Greater Johnstown and some of the problems we are having, but Kim Rovansek is this year's Junior Miss. She is not Johnstown's first Junior Miss, and although we have major problems with our steel mills and our coal mines, we have some of the brightest, most talented, and, obviously, some of the prettiest women in Pennsylvania. It is my distinct honor to introduce to you today Kim Rovansek, Pennsylvania's Junior Miss. Please give her a big hand.

Miss ROVANSEK. Hi. As Representative Wozniak said, my name is Kim Rovansek, and I am the reigning Pennsylvania Junior Miss. I am a senior at Westmont Hilltop High School in Johnstown, and I am ranked first in my class of 158 seniors. I am actively involved in the National Honor Society, the student council, the Key Club, and the concert choir, of which I am secretary-treasurer. Just last week, our school put on the musical "Anything Goes," and I was cast in the lead dance role as a somewhat eccentric gangster named "Bonnie." My musical, dance, and theatrical abilities, plus the experience I gained at the Pennsylvania Governor's School for the Arts, have won me a place in the freshman class at the Philadelphia College of Performing Arts, where I will be majoring in dance in the fall.

I am sure you are wondering how I became involved in the Junior Miss program. It pretty much all started when my parents said, oh, gee, would it not be neat if our daughter could become Junior Miss or could be involved in a program like that? And so after an interview and a talent audition, I became a finalist in our local program, the Cambria-Somerset Junior Miss program, and went on to be named their Junior Miss. Then in November I competed for the State Junior Miss title in Reading and was named Pennsylvania's Junior Miss.

And now on June 7 I will be leaving for Mobile, Alabama, where I will compete for America's Junior Miss, along with 51 other girls.

I hope that you will go out into your districts and support your Junior Miss program, because it is a very, very worthwhile program, and I would like to thank you for having me here today and listening to me speak. Thank you.

Mr. WOZNIAK. And not to say the least, the great-uncle of Miss Kim Rovansek happens to be one of our colleagues from a number of years ago, and he is going to address us and say a few words, just say hello and tell us about how it is different now than it was then.

Ladies and gentlemen, my distinguished colleagues, this is Lou Rovansek, a former member.

Mr. ROVANSEK. Mr. Speaker, members of the House, it is an honor to be here this morning and also a pleasure, for this occasion gives me the privilege of being here with my great-niece, who happens to be Pennsylvania's Junior Miss, and they are going to go next month to Mobile, Alabama. We wish them all the luck.

Also, I want to say to you members, there is no change in the House. It is the same old routine, and it is certainly a pleasure to be here. Thank you a lot.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 684, PN 1427 (Amended)

By Rep. PETRARCA

An Act providing for abandoned mine subsidence emergency assistance; and making a repeal.

MINES AND ENERGY MANAGEMENT.

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 805;
HB 1138; and
HB 1139.

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

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Chair acknowledges receipt of additions and deletions from the majority leader for the sponsorships of bills, which the clerk will file.

The following list was submitted:

ADDITIONS:

HB 251, Fox; HB 350, Fox; HB 603, Baldwin; HB 714, Fox; HB 889, Pistella; HB 891, Pistella; HB 1016, Howlett; HB 1024, Book; HB 1080, Howlett; HB 1102, Book, Howlett; HB 1136,

Trello, Pratt, J. L. Wright; HB 1138, Mayernik; HB 1139, Sweet; HB 1141, Fox; HB 1151, Fox; HB 1152, Fox; HB 1159, Caltagirone; HB 1180, Acosta; HB 1195, Trello, Pratt; HB 1200, Pratt, Trello; HR 84, Deal, Trello, Dawida; HR 98, Langtry; HR 102, Pratt, Merry.

DELETIONS:

HB 370, Bunt; HB 585, Dietz; HB 646, Herman.

SUPPLEMENTAL CALENDAR A BILL ON CONCURRENCE IN SENATE AMENDMENTS

The clerk of the Senate, being introduced, returned the following **HB 110, PN 1189**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act to further provide from the General Fund for the expenses of the Executive and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; to further provide appropriations from the State Lottery Fund to the Executive Department; to further provide for the appropriation of Federal funds and the establishment of certain restricted receipt-accounts to the Executive Department of the Commonwealth for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; and making certain Economic Revitalization Fund appropriations.

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

The SPEAKER. The Chair recognizes, on that question, the majority leader.

Mr. Manderino, the majority leader, suggests that the vote be in the negative on concurrence.

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Vroon. For what purpose do you rise, sir?

Mr. VROON. Two things, Mr. Speaker. I do not have supplemental calendar A. That is number one; it is not serious. But the other thing is, is somebody going to give us an explanation of the amendments?

The SPEAKER. We are about to get that. We were asked to delay for a moment by the majority leader.

Mr. VROON. Thank you, sir.

The SPEAKER. Will the pages see to it that Mr. Vroon is given supplemental calendar A.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, when this bill left the House of Representatives, HB 110 was an energy assistance bill. It has come back to us from the Senate as a deficiency appropriation bill. There are many mistakes in the bill, Mr. Speaker. There are items that have not been included that it is necessary to include, and there are some items that are included that do not represent real deficiencies, and we are asking for a negative vote so that we can go to a conference committee before the end of the day.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I concur with the remarks of the gentleman, Mr. Manderino. I think the House and Senate will be better served by nonconcurring at this time on this particular bill, and I would also urge a nonconcurrence, negative vote.

The SPEAKER. On the question, will the House concur in amendments inserted by the Senate to HB 110, both the majority and the minority leaders suggest that the vote be in the negative. Those in favor will vote "aye"; those opposed to concurring will vote "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—0

NAYS—198

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

NOT VOTING—2

Gannon Harper

EXCUSED—2

Davies Dininni

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

Ordered, That the clerk inform the Senate accordingly.

WELCOME

The SPEAKER. We have as guest pages today Kirk Beason, Matt Dale, Dave Klingensmith, and their teacher is here, Dave Clelland. The children are from the seventh grade social studies class of Greenville High School. Welcome to the floor of the House.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 538, PN 597**, entitled:

An Act amending the act of July 11, 1917 (P. L. 818, No. 317), known as the "Dog Law of One Thousand Nine Hundred and Seventeen," providing for free licenses for guide, hearing and service dogs.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 538 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

On the question,

Will the House agree to the motion?

Motion was agreed to.

* * *

The House proceeded to second consideration of **HB 1038, PN 1196**, entitled:

An Act to promote and encourage the protection, preservation and conservation of locally designated scenic roads.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 1038 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

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

* * *

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

HB 601, PN 1378; HB 447, PN 501; and HB 556, PN 634.

* * *

The House proceeded to second consideration of **HB 596, PN 1376**, entitled:

An Act establishing a program of financial assistance to counties for the incarceration of certain offenders; providing for administration by the Pennsylvania Commission on Crime and Delinquency; providing for an audit of funds disbursed pursuant to such program; and making an appropriation.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that HB 596 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 603, PN 681**, entitled:

An Act amending the act of November 22, 1978 (P. L. 1166, No. 274), referred to as the "Pennsylvania Commission on Crime and Delinquency Law," authorizing a crime prevention program; providing for technical and financial assistance to law enforcement agencies; and making an appropriation.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that HB 603 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1006, PN 1143**, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," further providing for contracts and purchases.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that HB 1006 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

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

* * *

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

HB 453, PN 1343.

* * *

The House proceeded to second consideration of **HB 1073, PN 1231**, entitled:

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.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that HB 1073 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **SB 36, PN 961**, entitled:

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.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that SB 36 be recommitted to the Committee on Appropriations for the purpose of a fiscal note.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 613, PN 691**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for a school holiday on Veterans' Day.

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—183

Acosta	Distler	Laughlin	Rudy
Afflerbach	Dombrowski	Lescovitz	Ryan
Angstadt	Donatucci	Letterman	Rybak
Argall	Dorr	Levdansky	Saloom
Arty	Duffy	Levin	Saurman
Baldwin	Durham	Linton	Scheetz
Barber	Evans	Livengood	Schuler
Barley	Fargo	Lloyd	Semmel
Battisto	Fattah	Lucyk	Serafini
Belardi	Fee	McCall	Sirianni
Belfanti	Fischer	McClatchy	Smith, B.
Black	Foster, Jr., A.	McHale	Smith, L. E.
Blaum	Fox	Mackowski	Snyder, D. W.
Book	Freeman	Maiale	Snyder, G. M.
Bortner	Freind	Manderino	Staback
Bowley	Fryer	Manmiller	Stairs
Bowser	Gallagher	Markosek	Steighner
Brandt	Gallen	Mayernik	Stevens
Broujos	Gamble	Michlovic	Stewart
Bunt	Gannon	Micozzie	Struban
Burd	Geist	Miller	Sweet
Burns	George	Morris	Swift
Bush	Gladeck	Mowery	Taylor, E. Z.
Caltagirone	Godshall	Mrkonic	Taylor, F. E.
Cappabianca	Greenwood	Murphy	Taylor, J. J.
Carlson	Gruitza	Nahill	Telek
Carn	Gruppo	Noye	Tigue
Cawley	Hagarty	O'Brien	Trello
Cessar	Haluska	O'Donnell	Truman
Chadwick	Harper	Oliver	Van Horne
Cimini	Hasay	Perzel	Veon
Civera	Hayes	Petrarca	Vroon
Clark	Herman	Petrone	Wambach
Clymer	Hershey	Phillips	Wass
Cohen	Honaman	Piccola	Weston
Colafella	Howlett	Pievsky	Wiggins
Cole	Hutchinson	Pistella	Wilson

Cordisco	Itkin	Pratt	Wogan
Cornell	Jarolin	Pressmann	Wozniak
Coslett	Johnson	Preston	Wright, D. R.
Cowell	Josephs	Punt	Wright, J. L.
Coy	Kasunic	Raymond	Wright, R. C.
Deluca	Kenney	Reber	Yandrisevits
DeVerter	Kosinski	Reinard	
DeWeese	Kukovich	Rieger	Irvis,
Daley	Lashinger	Robbins	Speaker
Dawida			

NAYS—12

Birmelin	Jackson	McVerry	Pitts
Boyes	Kennedy	Merry	Pott
Flick	Langtry	Moehlmann	Showers

NOT VOTING—5

Deal	Olasz	Richardson	Seventy
Dietz			

EXCUSED—2

Davies	Dininni
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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 present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **HB 987, PN 1339**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," mandating acceptance of accrued credits by educational institutions from other educational institutions within the State System of Higher Education.

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—199

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

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

NAYS—1

Greenwood

NOT VOTING—0

EXCUSED—2

Davies Dininni

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

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

REMARKS ON VOTE

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

Mr. SEVENTY. Thank you, Mr. Speaker.

On HB 613 I was not recorded. I would like to be recorded in the positive.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 694, PN 792**, entitled:

An Act amending the act of April 27, 1925 (P. L. 319, No. 180), entitled "An act relating to the destruction of cancelled or unused bonds or other evidences of indebtedness of this Commonwealth," further providing for the destruction of canceled bonds or other evidences of indebtedness.

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—197

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

NAYS—0

NOT VOTING—3

Gallen Howlett McVerry

EXCUSED—2

Davies Dininni

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 696, PN 1336**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6., No. 2), known as the "Tax Reform Code of 1971," further providing for an information statement for terminated employees.

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—199

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

NAYS—0
NOT VOTING—1

Book

EXCUSED—2

Davies Dininni

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 585, PN 1335**, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225, No. 316), known as "The Game Law," reclassifying the raccoon as a fur-bearing animal; increasing certain license fees; and establishing additional licenses for certain hunting and trapping activities.

On the question,
Will the House agree to the bill on third consideration?
Mr. NOYE offered the following amendments No. A1192:

Amend Bill, page 4, by inserting between lines 20 and 21 Section 1.1. Section 210 of the act is amended to read:
Section 210. Duties of Commission.—(a) It is the duty of said commission to protect, propagate, manage, and preserve the game, fur-bearing animals, and protected birds of the State, and to enforce, by proper action and proceedings, the laws of this Commonwealth relating thereto. The commission shall collect, classify, and preserve all such statistics, data, and information as in its judgment will tend to promote the objects of this act; to take charge of and keep all reports, books, papers, and documents which shall, in the discharge of its duties hereunder, come into its possession or under its control.

(b) Notwithstanding subsection (a) of this section or section 2602(a) of the act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," the commission shall not directly engage in the propagation of game birds. All game bird release programs shall utilize game birds purchased from commercial and private propagators of such birds.

Amend Sec. 19, page 32, line 6, by striking out "THIS ACT APPLIES" and inserting

(a) The amendment to section 210 of the act shall apply to the license year beginning September 1, 1986, and each year thereafter.

(b) The remainder of this act shall apply

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

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

Mr. NOYE. Thank you, Mr. Speaker.

What we are trying to do with this bill, HB 585, is to come up with a compromise which provides the Game Commission substantial funds in which to operate in the coming year. This amendment would provide a savings of a substantial nature to the Game Commission, probably a minimum that could be a savings of up to \$400,000 a year, and if you use the way the Game Commission figures their propagation costs, that figure could go to a \$1.6-million savings.

The Game Commission is involved in a very expensive program of propagating and releasing pheasants throughout the Commonwealth. Their costs are estimated by them presently at approximately \$10 a bird. In talking with private producers of game birds, they tell us that they can raise the bird and deliver the bird for release for approximately \$6. That is a savings of about \$4 a bird. Now, the Game Commission in their wisdom in computing the cost will tell you that they must release four game birds for the hunter to take one. So, in essence, to put one bird, one pheasant, in a game pouch, they estimate the cost at about \$40 to put one bird in a game pouch. At that cost then we are saving \$16 a bird by going the private route, and so I, with this amendment, am putting the Game Commission out of the propagation business and turning it over to private enterprise and letting them provide the commission with their program. Thank you, Mr. Speaker.

The SPEAKER. On the question of whether or not the House will adopt the Noye amendment, the gentleman from Centre, Mr. Letterman, is recognized.

Mr. LETTERMAN. Mr. Speaker, I rise in opposition to this amendment, and I do it for several reasons. The speaker said that we would have a savings of \$400,000; I can hardly believe that. The bird that we would have to buy would be bought by contract and that bird could cost \$7. That is the approximate bid that we would receive. At the same time, the quality of the bird is not guaranteed to us. It could be the same old chicken that we have been raising. What the Game Commission is attempting to do today is raise a bird that is much wilder and one that can survive in the wild. Professor Graves from Penn State University has made a comprehensive study on birds that were raised in pens 4 years ago, and he has again used birds that have just been raised this past year. He found that the birds raised this year are much wilder and much more able to take care of themselves. The Game Commission, when they talk of \$40 a bird, that is because they put the birds out and they were on the roads. The new birds hopefully will not do that.

I think we should stick with the Game Commission for another year to let them see what this new type of bird will do. There is no guarantee when you make a contract with a bird farmer that you are going to get the birds that you want. If someone would come along after a bid and a contract are made and offer \$8 for the birds instead of \$6, those birds are going to be sold and the Game Commission is going to be without those birds. There is no absolute guarantee that we could get those birds. I am therefore asking for a negative vote on this amendment.

The SPEAKER. The Chair recognizes the gentleman from Indiana, Mr. Wass, on the amendment.

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

The SPEAKER. The gentleman, Mr. Noye, indicates he will stand for interrogation. You may proceed, Mr. Wass.

Mr. WASS. Mr. Speaker, is it within the jurisdiction of the Game Commission today to cancel that program if they so desire and see it appropriate to cancel?

Mr. NOYE. Yes.

Mr. WASS. Thank you very much. That concludes my interrogation.

Mr. Speaker, can I make a statement?

The SPEAKER. The gentleman is in order and may speak on the amendment.

Mr. WASS. Mr. Speaker, I rise to oppose the amendment. I think the Game Commission also has concerns about the longevity and the survival rate of those birds that are produced and raised within their jurisdiction. But, Mr. Speaker, I believe that the Game Commission is doing a good job in attempting to save the dollars that are necessary and needed. They are trying to run programs that are beneficial to the sportsmen, and if that day arises that they feel that there is a waste of dollars in that particular program, they will cancel it within their own jurisdiction. I rise to oppose the amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Perry, Mr. Noye, for the second time on the amendment.

Mr. NOYE. Mr. Speaker, what we are trying to do is come up with a bill that holds the cost of hunting to our sportsmen down to a minimum. I do not think there was very much support for the original proposal as it was proposed earlier this year, and this is a compromise. However, if anyone here believes that the Game Commission is going to be able to produce a product that is going to survive in the wild in this day and age, it is sheer folly to believe that. I do not care how much biological research goes into this program, they can produce the bird—I have no doubt about that—but the bird cannot survive, I do not care how wild his instincts are, in the present situation that we have in Pennsylvania.

In this State, as in every State, we have a large amount of predators, and these predators are being protected by Federal law. You have got owls and hawks being protected under Federal legislation, and if any of you know anything about hunting or the wild, you know that a great horned owl will destroy anything that moves - a pheasant that moves in the area. Now we are involved in a very expensive eagle program, the propagation of eagles in this State, and they are predators. Now, if these pheasants can survive the owls and the hawks and the eagles, then they have the pesticides to worry about that our farmers use. And if they are lucky enough to survive them, then they have the neighbor's pussycat to contend with. And if they are lucky enough to get by that, they have got the hunter's gun to contend with. We are in a situation where, if in the wisdom of the Game Commission we are going to have a viable pheasant population for the hunter, then we have got to go to a put-and-take system like we do with the trout in the fishing season. The pheasant will not survive. He cannot survive the predators, the neighbor's cat, the fox, or the pesticides. It is a waste of money.

Now here is a chance to save the difference between \$10 a bird and \$6 a bird. That is \$4 a bird. They raised 100,000 birds last year; that is \$400,000. To use the statistics the Game Commission uses, it is \$1.6 million. Now, if you want to hold the price of the hunting license down and turn this over and let

private enterprise handle it, if they want a stocking program, this does not dictate that they have to have a stocking program. It gives them that option and it allows you to hold down the cost of the hunting license.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Crawford, Mr. Swift.

Mr. SWIFT. Thank you, Mr. Speaker.

I rise to oppose this amendment. I hear Mr. Noye tell us how much it costs to raise a bird. I happen to have a pheasant farm in my legislative district, and if the Game Commission has any intentions of closing this facility, I think that it is no more than proper for that organization to come to the local legislators, such as myself and Senator Wilt, and ask us to help them to do such. But I do not believe that it costs \$10 to raise a bird. I believe that we can raise twice as many birds for half the price, if that is what we wish to do. So I urge my colleagues to vote "no" on this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Scheetz, on the amendment.

Mr. SCHEETZ. Thank you, Mr. Speaker.

I also rise to urge my colleagues to vote against this amendment, basically for one reason. I do not think the legislature should take the responsibility to set the policies that the Game Commission is to use in determining how they are going to handle their wildlife program. Therefore, I would urge a negative vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—39

Afflerbach	Flick	Kennedy	Raymond
Arty	Foster, Jr., A.	Mackowski	Rieger
Bowser	Freind	Micozzie	Ryan
Caltagirone	Fryer	Miller	Showers
Clymer	Gannon	Mochlmann	Smith, B.
Cornell	Geist	Nahill	Taylor, J. J.
Dietz	George	Noye	Vroon
Distler	Hayes	Perzel	Wilson
Dorr	Jackson	Phillips	Wright, R. C.
Durham	Johnson	Punt	

NAYS—159

Acosta	Dawida	Letterman	Rybak
Angstadt	Deal	Levdansky	Saloom
Argall	Dombrowski	Levin	Saurman
Baldwin	Donatucci	Linton	Scheetz
Barber	Duffy	Livengood	Schuler
Barley	Evans	Lloyd	Semmel
Battisto	Fargo	Lucyk	Serafini
Belardi	Fattah	McCall	Seventy
Belfanti	Fee	McClatchy	Sirianni
Birmelin	Fischer	McHale	Smith, L. E.
Black	Fox	McVerry	Snyder, D. W.
Blaum	Freeman	Maiale	Snyder, G. M.
Book	Gallagher	Manderino	Staback
Bortner	Gallen	Manmiller	Stairs
Bowley	Gamble	Markosek	Steighner
Boyes	Gladeck	Mayernik	Stevens
Brandt	Godshall	Merry	Stewart
Broujos	Greenwood	Michiovic	Stuban
Bunt	Gruitza	Morris	Sweet
Burd	Gruppo	Mowery	Swift

Burns	Hagarty	Mrkonic	Taylor, E. Z.
Bush	Haluska	Murphy	Taylor, F. E.
Cappabianca	Harper	O'Brien	Telek
Carlson	Hasay	O'Donnell	Tigue
Carn	Herman	Oliver	Trello
Cawley	Hershey	Petrarca	Truman
Cessar	Honaman	Petrone	Van Horne
Chadwick	Howlett	Piccola	Veon
Cimini	Hutchinson	Pievsky	Wambach
Civera	Itkin	Pistella	Wass
Cohen	Jarolin	Pitts	Weston
Colafella	Josephs	Pott	Wiggins
Cole	Kasunic	Pratt	Wogan
Cordisco	Kenney	Pressmann	Wozniak
Coslett	Kosinski	Preston	Wright, D. R.
Cowell	Kukovich	Reber	Wright, J. L.
Coy	Langtry	Reinard	Yandrisevits
Deluca	Lashinger	Richardson	
DeVerter	Laughlin	Robbins	Irvis,
DeWeese	Lescovitz	Rudy	Speaker
Daley			

NOT VOTING—2

Clark	Olasz
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EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendments were not agreed to.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. NOYE offered the following amendments No. A1183:

Amend Bill, page 31, by inserting between lines 12 and 13 Section 17. The heading of subarticle (b) and section 1303 of the act, amended June 30, 1967 (P.L.152, No.40), are amended to read:

(b) Damage by Bears and Eagles

Section 1303. Authority to Pay Bear and Eagle Damage Claims.—(a) The commission may pay for any damage done; (1) to livestock, or poultry or for protection to or damage done to bees or bee keeping equipment by bears, or (2) to livestock, poultry or privately owned and propagated game birds by eagles, upon lands open to public hunting if all such damages are reported to the nearest regular salaried officer of the commission, within seven days, and such claims are presented in writing, under oath, to the director at Harrisburg, within ten days from the time such damage is found to have been incurred. No claim for damage to bees, or their hives, shall be paid where such hives are located more than three hundred yards from the residence of the owner, or from the residence of his employe or other agent in charge thereof, nor shall such claim for damage to bees or bee keeping equipment be paid to any person who is not a resident of the Commonwealth of Pennsylvania.

(b) The director, as soon as possible after such complaint is received, shall detail two regular employes of the commission to interview the claimant, to inspect the property reported as injured, if not previously inspected, to collect such additional evidence as to them may appear necessary, and to effect a settlement of the claim when possible. The representatives of the commission shall have authority immediately to seize any property offered in evidence to support such claim, which shall be returned to the owner upon satisfaction of the claim.

(c) In all cases where an agreement between such employes and the claimant is reached regarding the true value of damage sustained, and the director is satisfied that such claim is reasonable and fair, a voucher shall be drawn upon the Game Fund in the amount named in such finding. Where such employes and the claimant cannot agree upon the amount of damage, the director shall proceed as hereinafter provided.

Section 18. Section 1304 of the act, amended March 13, 1982 (P.L.184, No.59), is amended to read:

Section 1304. Amount Available for Bear and Eagle Damages.—Not to exceed fifty thousand dollars (\$50,000) annually may be expended by the commission from the Game Fund for the payment of such bear damage protection, or bear and eagle damage claims, filed and adjusted in accordance with the provisions of this article.

Section 19. Sections 1305 and 1307 of the act are amended to read:

Section 1305. Adjustment of Disputed Claims.—(a) If the commission, or its employes, and the applicant or applicants or adjacent landowners are unable to agree upon the necessity for a deer-proof fence or fences, or the amount of continuous fence necessary, or the location thereof, or the commission, or its employes, and the claimants for damage sustained by bears or eagles are unable to agree upon the amount of such damage or the cause thereof, the director, or a representative designated by him, may select a board of viewers from the county in which the application for deer-proof fence or the claim for damage by bears or eagles originates.

(b) Said board of viewers shall consist of three disinterested and reputable citizens, one of whom shall be a farmer, one a sportsman, and the third a business man from any walk of life, who together shall make an impartial examination of the premises and hear such evidence, under oath, as may be submitted, whereupon they shall decide upon and report to the commission the results of their deliberations concerning the question involved.

(c) If either the applicant or applicants, or the claimant, or the commission shall be dissatisfied with the finding of the board of viewers so appointed, a petition may be presented to the court of quarter sessions of the county wherein said relief is desired, or bear or eagle damage claim originates, which court shall select a similar board of viewers. Such second board of viewers shall disregard all findings or reports made by the first board, and shall carefully examine into the questions involved and make a sworn report to said court, with a copy to the commission, and a copy to a designated representative of the applicants or claimants. The findings of the second board of viewers shall be final and binding upon all parties concerned.

Section 1307. Penalty for Filing False Claims for Bear or Eagle Damage.—(a) It is unlawful for any person knowingly to file a claim for damage alleged to have been done by bears or eagles which was committed by the claimant's own dogs, or by dogs or other domestic animals harbored on the premises, or by dogs belonging to a neighbor, or for any livestock which died from other causes, or for property otherwise damaged or destroyed in an attempt to collect damages under the provisions of this article.

(b) Any person who shall attempt to collect a claim for damage by bears or eagles contrary to the provisions of this section, shall, upon conviction, be sentenced to pay a fine of fifty dollars and costs of prosecution, and upon failure to pay the fine so imposed and costs of prosecution, he shall be imprisoned one day for each dollar of fine and costs of prosecution.

Amend Sec. 17, page 31, line 13, by striking out "17" and inserting

20

Amend Sec. 18, page 32, line 3, by striking out "18" and inserting

21

Amend Sec. 19, page 32, line 6, by striking out "19" and inserting

22

Amend Sec. 20, page 32, line 8, by striking out "20" and inserting

23

On the question,

Will the House agree to the amendments?

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

Mr. NOYE. Thank you, Mr. Speaker.

This amendment deals with the eagle situation in this Commonwealth. The Game Commission has undertaken an expensive program of the propagation and release of eagles in our Commonwealth. That is a policy decision by the Game Commission. These eagles are being raised in my area, and once they reach a certain age, they are released throughout the Commonwealth.

We have been notified by private farmers who are involved in the pheasant-raising business that they are experiencing a loss of their game birds by the killing by eagles. They have witnessed this. What we are saying is, if the Game Commission is going to have this eagle-raising program, which is their decision, then these farmers should be compensated for the loss that they are experiencing. The eagle does not eat the bird that they kill; they just kill, and of course, the bird is no match for the swiftness of the eagle. What we have done is created an eagle damage fund, the same as we already have with the bear damage fund, and allow them to collect for the damage of their game birds.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, on the Noye amendment.

Mr. LETTERMAN. Mr. Speaker, I stand in opposition to this amendment. In the first place, the Mellon Foundation supports with money the raising of these birds. In the second place, all the experts that I have been able to talk to since I found out about this amendment have told me that they do not know of any eagle that will attack a bird or kill it. They think that the farmer is probably looking at a great horned owl or some type of a hawk. And let us face it, it is the national bird; it deserves to be here. I hope it never gets out of hand, but it is our national bird. I would like to have a "no" vote on this amendment.

The SPEAKER. The Chair recognizes the gentleman from Northumberland, Mr. Phillips, on the amendment.

Mr. PHILLIPS. Thank you, Mr. Speaker.

I rise to support the Noye amendment. If we in this State are going to build a population of the eagle, I feel it is our responsibility to protect those which the eagle will affect, and that is those who are raising pheasants. I am speaking from firsthand information. I have seen it for myself. I have seen an eagle kill three pheasants within a very, very short period of time, and I have reports of quite a few more being killed. As this population increases and these eagles are allowed to roam and kill these pheasants, I still believe we have a responsibility to these people who are growing pheasants and who are trying to make a living in the business.

So I would ask again for support of this. As I mentioned, they definitely do kill pheasants; they kill them very swiftly. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Indiana, Mr. Wass.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the legislation. I believe that the amendment is written in such a way that if there is damage, they have the funds to allocate for eagle damage. I think the farmers today are watching very closely; they are watching this legislation to see if their interests are being proposed here and protected. In this amendment we are saying to the farmer, look, we are ready to pay certain damages if you have those losses, and I think this amendment goes a long way toward satisfying the farm people.

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Haluska, on the amendment.

Mr. HALUSKA. Mr. Speaker, I rise in support of this amendment. One of my constituent farmers had a great deal of experience with this. He had lost a considerable amount of birds, both turkeys and chickens, and not knowing about the eagle being protected, he had shot one of these birds and he had a confrontation with the law. I think it is a very serious situation when it comes to farmers who are raising chickens or turkeys on their respective farms, and I think they should be compensated, so I ask for support of this amendment.

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

Mr. LETTERMAN. Mr. Speaker, there is no proof that the eagle will kill a bird; they are fish eaters and they do not attack these birds. This is what every expert is telling us. Besides that, there is \$34 million of other damage done by wildlife in the State of Pennsylvania to our farmers that is not reimbursed, and if we started to reimburse them for everything that they claim, we would not have a Game Fund at all, and I ask for a negative vote.

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

The following roll call was recorded:

YEAS—74

Afflerbach	Durham	McClatchy	Scheetz
Angstadt	Fargo	McVerry	Semmel
Arty	Fischer	Mackowski	Showers
Baldwin	Flick	Manmiller	Sirianni
Belfanti	Foster, Jr., A.	Merry	Smith, B.
Black	Freind	Miller	Snyder, D. W.
Book	Fryer	Mochlmann	Snyder, G. M.
Bowser	Gallen	Mowery	Stairs
Boyes	Gannon	Noye	Stuban
Brandt	Geist	Phillips	Taylor, E. Z.
Burd	George	Piccola	Taylor, J. J.
Cessar	Godshall	Pitts	Telek
Chadwick	Haluska	Pott	Vroon
Civiera	Hayes	Punt	Wambach
Coslett	Hershey	Raymond	Wass
Coy	Honaman	Robbins	Wilson
Dietz	Jackson	Rudy	Wright, J. L.
Distler	Jarolin	Ryan	Wright, R. C.
Dorr	Lashingner		

NAYS—120

Acosta	Dawida	Lescovitz	Reber
Argall	Deal	Letterman	Reinard
Barber	Dombrowski	Levdansky	Richardson
Barley	Donatucci	Levin	Rybak
Battisto	Duffy	Linton	Saloom
Belardi	Evans	Livengood	Saurman
Birmelin	Fallah	Lloyd	Schuler

Blaum	Fee	Lueyk	Serafini
Bortner	Fox	McCall	Seventy
Bowley	Freeman	McHale	Staback
Broujos	Gallagher	Maiale	Steighner
Bunt	Gamble	Manderino	Stevens
Burns	Gladeck	Markosek	Stewart
Bush	Greenwood	Mayernik	Sweet
Caltagirone	Gruitza	Michlovic	Swift
Cappabianca	Gruppo	Micozzie	Taylor, F. E.
Carlson	Hagarty	Morris	Tigue
Carr	Harper	Mrkonic	Trello
Cawley	Hasay	Murphy	Truman
Cimini	Herman	O'Brien	Van Horne
Clymer	Howlett	O'Donnell	Veon
Cohen	Hutchinson	Oliver	Weston
Colafella	Itkin	Petzel	Wiggins
Cole	Josephs	Petrarce	Wogan
Cordisco	Kasunic	Petrone	Wozniak
Cornell	Kennedy	Pievsky	Wright, D. R.
Cowell	Kenney	Pistella	Yandrisevits
Deluca	Kosinski	Pratt	
DeVerter	Kukovich	Pressmann	Irvis,
DeWeese	Langtry	Preston	Speaker
Daley	Laughlin		

NOT VOTING—6

Clark	Nahill	Rieger	Smith, L. E.
Johnson	Olasz		

EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendments were not agreed to.

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

Mr. NOYE offered the following amendments No. A1208:

Amend Bill, page 30, by inserting between lines 12 and 13 Section 15. Section 601 of the act, amended December 10, 1974 (P.L.811, No.269), is amended to read:

Section 601. Open Season for Fur-Bearing Animals.—
(a) After investigation, or upon information otherwise obtained, by the commission as to the annual supply of fur-bearing animals, the commission may, by appropriate rules and regulations, a summary of which shall be published as hereinbefore specified, fix seasons, trapping hours, and daily, season, and possession limits, or remove protection, or increase or reduce seasons and bag limits for any or all species of fur-bearing animals throughout the Commonwealth, or in any part thereof, or limit the number of trappers in any designated area and prescribe the methods of trapping therein, when in its opinion such action is necessary to assure the maintenance of an adequate supply of such animals, or to reduce the numbers thereof to safeguard game birds and animals.

(b) If in any year the commission fails to establish such seasons, and bag and possession limits, in the manner herein specified, the seasons, bag and possession limits, and trapping regulations for fur-bearing animals shall be the same as fixed by resolution of the commission for the previous year, except the seasons shall open and close one calendar day earlier than during the previous hunting and trapping license year. In the event the commission fails to establish the seasons for a hunting and trapping license year beginning in a leap year, the seasons shall open and close two calendar days earlier than the previous hunting and trapping year.

(c) The commission shall, in fixing annual trapping seasons, provide for such seasons in a manner that will ensure that houndsmen have at least thirty trap-free hunting days within the dates set by the commission for the taking of fox and raccoon.

- Amend Sec. 15, page 30, line 13, by striking out "15" and inserting 16
- Amend Sec. 16, page 30, line 25, by striking out "16" and inserting 17
- Amend Sec. 17, page 31, line 13, by striking out "17" and inserting 18
- Amend Sec. 18, page 32, line 3, by striking out "18" and inserting 19
- Amend Sec. 19, page 32, line 6, by striking out "19" and inserting 20
- Amend Sec. 20, page 32, line 8, by striking out "20" and inserting 21

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

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

Mr. NOYE. Mr. Speaker, this amendment would provide those people who enjoy the sport of hunting with a dog at least 30 days when they would be able to run their dogs and not fear the setting of traps. For about 7 or 8 years I have requested of the Game Commission that they take into consideration this group of hunters. At one time these hunters enjoyed about 6 weeks when they could run their dogs and not fear the setting of traps. That 6 weeks has now dwindled to about less than 6 days. No amount of pleading with the commission has succeeded in allowing this sport to survive in Pennsylvania.

If any of you know anything about dogs, you know that a good coon dog or a good foxhound will cost \$5,000, \$6,000, \$10,000. They are very expensive animals and these owners do not care to run them and will not run them during the trapping season. We are not saying when the season has to be set; we are just saying, whenever the legal dates of the season are set by the commission, that they must set aside 30 days that they can run these dogs trap-free.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, on the amendment.

Mr. LETTERMAN. Mr. Speaker, I am going to agree to this amendment for more reasons than one. The other reason is that the furs that are being taken in the early season are not prime and the trappers have asked for that to be set back so that they can get the prime fur. I agree with this amendment and ask for an affirmative vote.

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

The following roll call was recorded:

YEAS—198

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Letterman	Rudy
Argall	Dorr	Levdansky	Ryan
Arty	Duffy	Levin	Rybak
Baldwin	Durham	Linton	Saloom
Barber	Evans	Livengood	Saurman

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

NAYS—0

NOT VOTING—2

Clark Olasz

EXCUSED—2

Davies Dininni

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?

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

No further amendments, Mr. Noye?

Mr. NOYE. Mr. Speaker, if I may, there may be a reason I do not have to offer the next amendment, but I need an explanation from Mr. Letterman.

The SPEAKER. Do you wish to talk to him privately or under interrogation?

Mr. NOYE. May I interrogate him, please?

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

Mr. NOYE. Mr. Speaker, the way I read the bill and a discussion that followed one of your recent committee meetings led us to believe that an individual who hunted raccoon with a gun— The bill, as it is written now, takes the raccoon and places it as a fur-bearing animal, which it had never had that status before. Under present law a hunter needs a hunting license to go out and shoot raccoon, but under the way the bill is being proposed by you and changing the definition of a raccoon to a fur-bearing animal, it was said after that meeting that not only would that hunter have to have a hunting license but also the furbearers license. The amendment I had proposed would have limited it to just one license. Is that explanation correct?

Mr. LETTERMAN. No, Mr. Speaker.

In the proposed legislative draft to increase hunting license fees and create a furtaker's license, the raccoon will be reclassified from game animal to fur-bearing animal. If this proposed legislation is enacted into law, it would require a person to have a furtaker's license to hunt or trap raccoons as well as all other fur-bearing animals. It would not be necessary to have any other license of any description.

Mr. NOYE. If I may, Mr. Speaker, a further point of clarification.

If I do not trap, if I am just a hunter with a gun and I have a coon dog and I would like to go out and hunt raccoon with a gun, can I do that with just my regular hunting license?

Mr. LETTERMAN. No. You need just a regular furtaker's license.

Mr. NOYE. That is not my question, Mr. Speaker.

Mr. LETTERMAN. You do not need a hunting license.

Mr. NOYE. My question is, I just need a furtaker's license, but that means if I hunt anything else other than raccoon, I then also have to purchase a hunting license?

Mr. LETTERMAN. That is right.

Mr. NOYE. Mr. Speaker, I am sorry, but I will have to offer the amendment.

Mr. LETTERMAN. It is not a furbearer. Right? Any other thing is not a furbearer.

Mr. NOYE. Correct.

Mr. LETTERMAN. Yes.

Mr. NOYE. Then I need two licenses?

Mr. LETTERMAN. Yes.

Mr. NOYE. Okay.

Mr. Speaker, I offer the fourth amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

Mr. NOYE offered the following amendments No. A1181:

Amend Sec. 3 (Sec. 302), page 6, line 30; page 7, line 1, by striking out "OTHER THAN FUR-BEARING ANIMALS."

Amend Sec. 4 (Sec. 302.1), page 9, line 6, by striking out "HUNT OR"

Amend Sec. 4 (Sec. 302.1), page 9, line 7, by striking out "HUNTED OR"

Amend Sec. 5 (Sec. 303), page 10, line 29, by striking out "OTHER THAN FUR-BEARING ANIMALS."

Amend Sec. 6 (Sec. 303.3), page 12, line 16, by striking out "HUNT FOR OR"

On the question,

Will the House agree to the amendments?

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

Mr. NOYE. Mr. Speaker, what I am doing here with this amendment is returning the law to the way it is presently.

Right now if you would like to hunt raccoon with a gun, you need one license, your regular hunting license. The bill as written, as Mr. Letterman just explained, if you hunt raccoon with a gun, you need a furtaker's license as well to do that. Now, you can have your choice, one or the other, but in essence you are having to buy two licenses to hunt raccoon, and this would return it to one license.

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

Mr. LETTERMAN. Mr. Speaker, I oppose this amendment.

This amendment only speaks to fur-bearing animals. That is the only time you need both licenses, and that has been at the request of the furtakers and the Trappers' Association, and that is why the bill is in here.

Also, when you sell a pelt, you will use your license as the number to sell your pelts; it is going to be necessary in order for you to get rid of your pelts. I oppose this legislation and ask for a negative vote.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—96

Acosta	Distler	Kenney	Rudy
Angstadt	Dorr	Langtry	Ryan
Argall	Durham	Lashinger	Saloom
Arty	Flick	Lloyd	Schuler
Barley	Foster, Jr., A.	McClatchy	Semmel
Black	Fox	McVerry	Serafini
Book	Freind	Mackowski	Showers
Bowser	Gallen	Manmiller	Sirianni
Boyes	Gannon	Merry	Smith, L. E.
Brandt	Geist	Micozzie	Snyder, D. W.
Bunt	George	Miller	Snyder, G. M.
Burd	Gladeck	Moehlmann	Stuban
Burns	Godshall	Mowery	Taylor, E. Z.
Cawley	Greenwood	Nahill	Taylor, J. J.
Cessar	Gruppo	Noye	Telek
Chadwick	Hagarty	O'Brien	Tigue
Cimini	Haluska	Phillips	Vroon
Civera	Hasay	Piccola	Wambach
Clymer	Hayes	Pitts	Wass
Cornell	Herman	Pott	Weston
Coslett	Hershey	Punt	Wilson
Coy	Honaman	Raymond	Wogan
DeVerter	Hutchinson	Reinard	Wright, J. L.
Dietz	Jackson	Robbins	Wright, R. C.

NAYS—98

Afflerbach	Deal	Levdansky	Richardson
Baldwin	Dombrowski	Levin	Rieger
Barber	Donatucci	Linton	Rybak
Battisto	Duffy	Livengood	Scheetz
Belardi	Evans	Lucyk	Seventy
Bellanti	Fargo	McCall	Smith, B.

Birmelin	Fattah	McHale	Staback
Blaum	Fee	Maiale	Stairs
Bortner	Fischer	Manderino	Steighner
Bowley	Freeman	Markosek	Stevens
Broujos	Fryer	Mayernik	Stewart
Bush	Gallagher	Michlovic	Sweet
Caltagirone	Gamble	Morris	Swift
Cappabianca	Gruitza	Mrkonic	Taylor, F. E.
Carlson	Harper	Murphy	Trello
Carn	Howlett	O'Donnell	Truman
Cohen	Itkin	Oliver	Van Horne
Colafella	Jarolin	Perzel	Veon
Cole	Josephs	Petrarca	Wiggins
Cordisco	Kasunic	Petrone	Wozniak
Cowell	Kennedy	Pievsky	Wright, D. R.
Deluca	Kukovich	Pistella	Yandrisevits
DeWeese	Laughlin	Pratt	
Daley	Lescovitz	Pressmann	Irvis,
Dawida	Letterman	Preston	Speaker

NOT VOTING—6

Clark	Kosinski	Reber	Saurman
Johnson	Olasz		

EXCUSED—2

Davies Dininni

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

On the question recurring,

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

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

Mr. LETTERMAN. Did Mr. Noye withdraw 1191?

Mr. NOYE. Yes.

Mr. LETTERMAN. He said he did, sir.

The SPEAKER. We do not have 1191. Mr. Noye indicates that he has withdrawn it.

Mr. LETTERMAN. He said he did withdraw it.

On the question recurring,

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

Mr. GODSHALL offered the following amendments No. A1160:

Amend Sec. 3 (Sec. 302), page 6, lines 25 and 26, by striking out "TWELVE DOLLARS AND FIFTY CENTS (\$12.50)" and inserting

ten dollars and fifty cents (\$10.50)

Amend Sec. 13 (Sec. 501), page 20, line 17, by striking out "FIVE DOLLARS AND FIFTY CENTS (\$6.50)" and inserting seven dollars and fifty cents (\$7.50)

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Montgomery, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

What amendment 1160 does is decrease the overall license fee which has been for a number of years at \$8.50 with the issuing agency. Under the new proposal it is at \$12.50. What I am doing with this amendment is dropping it back down to \$10.50. What this will mean in revenues is this: It will cut

approximately \$2 million out of the revenues of the Game Commission.

What I also am doing, with the second part of this, is increasing the antlerless license fee, where the proposal is at \$5.50, to \$7.50, so at that point I am putting approximately \$1 million back into the pockets of the Game Commission.

If you remember, when the Appropriations Committee document came through, it said the Game Commission needed approximately \$6 million to be fiscally sound for the next number of years. What we are doing with this bill is giving the Game Commission approximately \$9 million, which is \$6 million more than was recommended in the document that Representative Pievsky sent through. So what my proposal here would do would be cut back to \$10.50, which still represents a 20-percent increase in the overall license fee, and then I would be at the same time raising the antlerless fee from the proposed \$5.50 to \$7.50. Thank you.

The SPEAKER. On the Godshall amendment, the Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Mr. Speaker, I rise in opposition to this amendment. I believe that what is trying to happen here, what we are trying to have done here is kill the sale of doe permits, and that is interfering with game management to a point where they would not be able to use it over the entire State. If someone has a problem within a local district, I think that amendment should speak to that local district. We have already dealt with Mr. Godshall and promised him a program that would change, and I would ask him to withdraw his amendment, or I will have to oppose it.

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

Mr. GODSHALL. My second amendment that I was going to speak to deals with the doe allocation. I would really like to stand on—I am going to run this amendment, because I really think we are giving the Game Commission here approximately \$8 million, which I believe is sufficient, especially when the Appropriations Committee said that they needed \$6 million. So I am going to go through with this amendment. I will address the antlerless deer situation with the next amendment.

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

Mr. LETTERMAN. Mr. Speaker, in this total allocation that we are proposing, if people would take time to look at it, there is a \$750,000 one-time amount of money in there for senior citizens' licenses. We are not going to sell every senior citizen 65 years of age or older a \$50 license in one week, so that cannot be added to the total amount. The \$6 million is in there that the Appropriations Committee recommended. However, we have added to that \$1,500,000. That is for the training of 30 new game protectors, which we do not have out in the field, and that is the reason for the amount of money that is in there.

The entire bill, I believe, is figured out to do the job. I would ask the people to stay with what we have proposed. It is a pretty good proposal, I believe. I think it is something that can be accepted, and at the same time it does not tie the Game

Commission's hands in allocating licenses for the antlerless deer in the locations where it is most needed. I ask for a negative vote.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Allegheny, Mr. Levdansky.

Mr. LEVDANSKY. Mr. Speaker, I rise in support of Mr. Godshall's amendment. Essentially, what it will accomplish is this: It will result in a net increase in revenues for the Game Commission of approximately \$7 3/4 million to \$8 million versus the \$8.5-million increase which would result if HB 585 were passed without amendment.

As you will recall, the Appropriations Committee recommended that we in fact grant the Game Commission an increase in revenues of \$6 million. This amendment would in fact give them between, as I said, a \$7 1/2-million to \$7 3/4-million increase, more than the Appropriations Committee recommended but less than what HB 585 would if it had not been amended. Thus, I support Mr. Godshall on this amendment. Thank you.

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

Mr. LLOYD. Thank you, Mr. Speaker.

I rise to oppose the amendment. If you listen to Mr. Godshall and Mr. Levdansky, you would think that this is the fiscally prudent thing to do, but if you look at the amendment, you will see that they are really trying to accomplish something by the back door. If all they were interested in doing was to bring this revenue package into line with the recommendation of the House Appropriations Committee, they would simply make their adjustment to the overall regular hunting license fee, but no, that is not what they are doing. What they are doing is they are trying to penalize the doe hunter. They are trying to take the fee for doe hunting from \$3.50 to \$7.50, over a 100-percent increase. They do not need to do that to make this a fiscally sound package. They ought to be out front about their objectives.

What they believe is that there are too many doe being killed in this State. Now, I do not happen to agree with that, but that is a proposition we ought to vote for or against on its merits, not as some disguise that somehow this is just conforming to what the House Appropriations Committee recommended. So I recommend a "no" vote.

AMENDMENTS DIVIDED

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Cawley.

Mr. CAWLEY. Thank you, Mr. Speaker.

Mr. Speaker, is this amendment divisible? I would like to be able to do what Mr. Lloyd mentioned. I would like to be able to vote "yes" and "no," and if we divide it, we will be able to accomplish that.

The SPEAKER. In the opinion of the Chair, the amendment is divisible. If you were to draw a line under the words "ten dollars and fifty cents (\$10.50)" and consider the language above that as one amendment, and then beginning with "Amend Sec. 13 (Sec. 501)" and consider that language as the second amendment, the amendment is so divisible.

Mr. CAWLEY. I would like to make a motion to divide it, Mr. Speaker.

The SPEAKER. The amendment 1160 is divided as follows: Amendment A will read: "Amend Sec. 3 (Sec. 302), page 6, lines 25 and 26, by striking out 'TWELVE DOLLARS AND FIFTY CENTS (\$12.50)' and inserting ten dollars and fifty cents (\$10.50)". That will be the first amendment.

On the question,

Will the House agree to part I of the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Mr. Speaker, this all sounds very good. The only trouble is, for the very first time we have taken the Game Commission before the Appropriations Committee and asked for a recommendation, using the expertise of that committee to tell us what they thought the Game Commission could really live with at this present time and be able to pay their bills and be able to give the game people in the State of Pennsylvania some types of programs which would benefit the game. If we take this amendment, we will be dropping them below the recommended amount which the Appropriations Committee has told us to give them.

I would suggest that we let the bill as it is and give us a negative vote at this present time. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Mr. Godshall, because it is a separate debate, you can be recognized again.

Mr. GODSHALL. I do not want to be recognized on the Cawley motion; I want to be recognized on the final passage of the amendment.

The SPEAKER. We are on the final passage of the divided amendment.

The divided amendment reads as follows, so that the members are alerted. You begin with the words "Amend Sec. 3 (Sec. 302)" and end with the words "ten dollars and fifty cents (\$10.50)." That is all that is before the House at the current time.

The question is, will the House adopt that amendment?

The Chair recognizes the gentleman from Warren, Mr. Bowley, on that divided amendment.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to this divided amendment. If we take \$2 off from \$12 at an estimated sale of 940,000 licenses, that is going to be \$1.8 million. You are gutting the basics of the increase right out of the bill, and I ask for a negative vote. If not, we are going to be back here next year doing this same thing again. I ask for a negative vote on both of these amendments.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Crawford, Mr. Merry, on the divided amendment.

Mr. MERRY. Mr. Speaker, I think that we should understand what is involved here since this is the first amendment that affects the fiscal integrity of what we see in HB 585 today.

The members should recall that the Game Commission's original proposal called for an increase of \$15 million, which meant that \$15 was for a resident license. I serve on the Fish and Game Committee, and as part of that compromise arrangement that we made out, we have taken a proposal that was approved by most organized sportsmen's groups throughout Pennsylvania. They have already reduced it by almost 50 percent. Now, I would like to reduce it further. I would like to have it stay for what it is. I would like to take every proposal in this bill today and reduce it, as well as we all should because it affects our pocketbooks back home.

But here we have a commission - the Pennsylvania Game Commission has asked for an adjustment in rates because they have a budget crisis. They originally addressed a situation that they hoped would last for 5 or 6 years. By accepting the amendments which Mr. Letterman has already put in the bill that have reduced it by about 40 percent, we are down to a barebones proposal, and I think we should address this particular amendment to not reduce it further, even though we might well like it. I am getting letters and telegrams, as I am sure the rest of the members are, that suggest that they would reluctantly accept the amendment as proposed by Representative Letterman.

Mr. Speaker, I suggest that we defeat this amendment.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of the divided amendment will vote "aye"; those opposed, "no."

On the question recurring,

Will the House agree to part I of the amendments?

The following roll call was recorded:

YEAS—54

Belardi	Durham	Miller	Ryan
Blaum	Flick	Moehlmann	Saloom
Bowser	Freind	Murphy	Saurman
Bunt	Fryer	Nahill	Serafini
Burns	George	Noye	Sirianni
Bush	Gladeck	O'Brien	Staback
Cawley	Godshall	Oliver	Stairs
Cessar	Hagarty	Perzel	Stevens
Cornell	Hasay	Piccola	Taylor, J. J.
Coy	Hayes	Pitts	Veon
Deluca	Herman	Punt	Weston
Dawida	Johnson	Raymond	Wogan
Dietz	Kenney	Rieger	Wright, R. C.
Dombrowski	Manmiller		

NAYS—143

Acosta	Distler	Lescovitz	Robbins
Afflerbach	Donatucci	Letterman	Rudy
Angstadt	Dorr	Levdansky	Rybak
Argall	Duffy	Levin	Scheetz
Arty	Evans	Linton	Schuler
Baldwin	Fargo	Livengood	Semmel
Barber	Fattah	Lloyd	Seventy
Barley	Fee	Lucyk	Showers
Battisto	Fischer	McCall	Smith, B.
Belfanti	Foster, Jr., A.	McClatchy	Smith, L. E.
Birmelin	Fox	McHale	Snyder, D. W.
Black	Freeman	McVerry	Snyder, G. M.
Book	Gallagher	Mackowski	Steighner
Bortner	Gallen	Maiiale	Stewart
Bowley	Gamble	Manderino	Stuban
Boyes	Gannon	Markosek	Sweet
Brandt	Geist	Mayernik	Swift

Broujos	Greenwood	Merry	Taylor, E. Z.
Burd	Gruitza	Michlovic	Taylor, F. E.
Caltagirone	Gruppo	Micozzie	Telek
Cappabianca	Haluska	Morris	Tigue
Carlson	Harper	Mowery	Trello
Carn	Hershey	Mrkonic	Truman
Chadwick	Honaman	O'Donnell	Van Horne
Cimini	Howlett	Petrarca	Vroon
Civera	Itkin	Petrone	Wambach
Clymer	Jackson	Phillips	Wass
Cohen	Jarolin	Pievsky	Wiggins
Colafella	Josephs	Pistella	Wilson
Cole	Kasunic	Pott	Wozniak
Cordisco	Kennedy	Pratt	Wright, D. R.
Coslett	Kosinski	Pressmann	Wright, J. L.
Cowell	Kukovich	Preston	Yandrisevits
DeVerter	Langtry	Reber	
DeWeese	Lashingier	Reinard	Irvis,
Daley	Laughlin	Richardson	Speaker
Deal			

NOT VOTING—3

Clark	Hutchinson	Olasz
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EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and part I of the amendments was not agreed to.

The SPEAKER. Now the only amendment before the House will be as follows: "Amend Sec. 13 (Sec. 501), page 20,..." ending with the words "and inserting seven dollars and fifty cents (\$7.50)." The question is on that amendment.

On the question,

Will the House agree to part II of the amendments?

The SPEAKER. On that amendment, the gentleman from Montgomery, Mr. Godshall, is recognized.

Mr. GODSHALL. What I am doing here and with all due respect to Representative Lloyd, I guess another approach to this amendment would have been to deduct \$1 from the overall license increase. I still think and I still personally feel that a 20-percent overall license increase is all that is needed. I am also looking at the special licenses - the archery license, the antlerless deer. Those are people who actually go out and seek those licenses and buy them; it is a special interest group. The doe license, the antlerless deer license, even at \$7 is an absolute, total bargain. What I did with that, what I tried to do with that, is really put back \$2 per license, which is \$1 million, into the Game Commission's coffers, in all honesty. I really feel the Game Commission will have sufficient revenues coming in at approximately \$8 million each and every year rather than the \$9 million, which the package as it exists right now in HB 585 says.

So I really think that when you go home, what you are going to do is you are going to tell your people that we have increased the license fee from \$8 to \$10, which is 20 percent. It will give enough revenues for the Game Commission to exist, especially if we raise the doe license \$2, which will be approximately another \$1 million in their pocket.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Herman, on the divided amendment.

Mr. HERMAN. I would like to ask the sponsor of the amendment if he will stand for interrogation, please.

The SPEAKER. Will the gentleman, Mr. Godshall, stand for interrogation? He indicates he will so stand.

Mr. GODSHALL. Mr. Speaker, I was under the impression we were voting on the whole amendment at this time. We are only voting on the second part?

The SPEAKER. Only the second part.

Mr. GODSHALL. I apologize.

The SPEAKER. Do you wish to pursue the debate on that second part, Mr. Godshall? The first part fell, Mr. Godshall. You have a right to debate the second part as a separate amendment.

AMENDMENT WITHDRAWN

Mr. GODSHALL. I will withdraw the second part of that amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

Mr. GODSHALL offered the following amendment No. A1211:

Amend Sec. 13 (Sec. 501), page 24, by inserting between lines 9 and 10

(10) Not more than three hundred seventy-five thousand antlerless deer licenses shall be issued for the 1985 antlerless deer season.

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Godshall, on that question.

Mr. GODSHALL. As I spoke yesterday in the Republican caucus on this amendment, I have for 3 years approached the Game Commission asking them to take a look at their antlerless deer allocations and the county method of such an allocation. Most of the hunters from southeastern Pennsylvania hunt up in the nether and tier countries. The Game Commission has admitted that in north-central tier counties, the deer herd has been cut back approximately 50 percent over the last number of years. We think this is too far, but the sportsmen out there, which are approximately 1 million in number, have not been able to get to the Game Commission, nor has the legislature. However, as of this morning, I have been able for the first time to reach an agreement with the Game Commission that they will take into consideration the views of the sportsmen concerning doe license applications. They will look at the unit method of issuing applications, and they will look at a number of other things that we have been asking them to do over the last number of years.

So I believe—and I know the chairman of the Game and Fisheries Committee who participated in some of those discussions agrees with me—that there might be something new out there on the horizon that I can—

AMENDMENT WITHDRAWN

Mr. GODSHALL. At this point I will withdraw this amendment, but I will reserve the right that if the considerations of the Game Commission and the things they told us this morning do not take place, I intend to fully introduce this amendment at a later time. So at this time, Mr. Speaker, I withdraw the amendment.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. LETTERMAN. Mr. Speaker, I certainly appreciate that. It is very difficult for someone to withdraw a very strong position. However, I think through the strong position that Representative Godshall took, he has gotten the Game Commission's attention to a problem that has existed. I think the commitment they made to him will work out, and hopefully we can pull everybody together again. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. We are going to break at 12:30 for lunch, but we have 10 more minutes to get some of these things cleared from the calendar, so we will pass HB 585 over temporarily.

* * *

The House proceeded to third consideration of **SB 638, PN 726**, entitled:

An Act amending the act of April 4, 1984 (P. L. 193, No. 40), entitled "Motor Vehicle Procurement Act," further providing for motor vehicle procurement by public agencies; and changing penalty provisions.

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	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Letterman	Rudy
Argall	Dorr	Levdansky	Ryan
Arty	Duffy	Levin	Rybak
Baldwin	Durham	Linton	Saloom
Barber	Evans	Livengood	Saurman
Barley	Fargo	Lloyd	Scheetz
Battisto	Fattah	Lucyk	Schuler
Belardi	Fee	McCall	Semmel
Belfanti	Fischer	McClatchy	Serafini
Birmelin	Flick	McHale	Seventy
Black	Foster, Jr., A.	McVerry	Showers
Blaum	Fox	Mackowski	Sirianni
Book	Freeman	Maiale	Smith, B.
Bortner	Freind	Manderino	Smith, L. E.

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

NAYS—0

NOT VOTING—2

Clark Olasz

EXCUSED—2

Davies Dininni

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.

* * *

The House proceeded to third consideration of **HB 270, PN 287**, entitled:

An Act amending the act of July 31, 1968 (P. L. 805, No. 247), known as the "Pennsylvania Municipalities Planning Code," requiring municipalities to send a copy of their zoning or subdivision ordinances or regulations to the county planning agency.

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

NAYS—0

NOT VOTING—2

Clark Olasz

EXCUSED—2

Davies Dininni

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.

RESOLUTIONS

Mr. **REINARD** called up **HR 60, PN 926**, entitled:

Proclaiming June 9, 1985, as "Southampton Tricentennial Day" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—3

Clark Hutchinson Olasz

EXCUSED—2

Davies Dininni

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

* * *

Mr. COLE called up **HR 88, PN 1297**, entitled:

Directing the House Committee on Federal-State Relations to investigate the need for further State programs to develop export trade in the Commonwealth.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—3

Clark Mrkonic Olasz

EXCUSED—2

Davies Dininni

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

* * *

Mr. LINTON called up **HR 100, PN 1311**, entitled:

Directing the Legislative Budget and Finance Committee to undertake a study of the financial needs of mass transit systems throughout this Commonwealth.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—3

Clark	Daley	Olasz
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EXCUSED—2

Davies Dininni

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

* * *

Mr. ITKIN called up **HR 102, PN 1380**, entitled:

Memorializing Congress to encourage cogeneration activities by gas utility holding company systems registered under the Public Utility Holding Company Act of 1935.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

NAYS—1

Lloyd

NOT VOTING—4

Clark Hutchinson Linton Olasz

EXCUSED—2

Davies Dininni

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

* * *

Mr. MAYERNIK called up **HR 103, PN 1381**, entitled:

Memorializing the Governor to declare the month of June, 1985, as Pennsylvania Travel Month.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—3

Clark Colafella Olasz

EXCUSED—2

Davies Dininni

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

* * *

Mr. MANDERINO called up **SR 32, PN 892**, entitled:

A Concurrent Resolution extending congratulations to the Boy Scouts of America.

On the question,

Will the House concur in the resolution of the Senate?

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—5

Arty Gallagher Lucyk Olasz
Clark

EXCUSED—2

Davies Dininni

The question was determined in the affirmative, and the resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

COMMITTEE MEETING CANCELED

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Fryer, for purposes of making an announcement.

Mr. FRYER. Mr. Speaker, the House Local Government Committee had planned a meeting for Thursday of this week. That meeting is hereby canceled.

WELCOME

The SPEAKER. Michael Barnett, Mark Shreffler, Karen Abraham, Kelly Maloney, Sandy Fessler, Rick Fessler, Tamara Rossi, and Brian Sperry are guests here of Representative Boyes. Welcome to the hall of the House.

REMARKS ON VOTE

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

Mr. BROUJOS. Mr. Speaker, I would like to be recorded in the negative on HB 613.

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

CONSUMER AFFAIRS COMMITTEE MEETING

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

Mr. LAUGHLIN. Mr. Speaker, for the benefit of the members of the Consumer Affairs Committee, the meeting that we adjourned this morning will be convened immediately upon the call of adjournment at the end of today's session. Thank you.

STATE GOVERNMENT COMMITTEE MEETING

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

Mr. OLIVER. Thank you, Mr. Speaker.

Mr. Speaker, upon the call of the recess there will be a meeting of the State Government Committee in the rear of the House.

REMARKS ON VOTE

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

Mr. DALEY. Mr. Speaker, on HR 100 I would like to be recorded in the affirmative.

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

CONSERVATION COMMITTEE MEETING

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

Mr. GEORGE. Mr. Speaker, I would like to call a meeting of the Conservation Committee to review some work regulations in the rear of the chamber at your call of recess.

The SPEAKER. The Chair thanks the gentleman.

SENATE MESSAGE**SENATE INSISTS ON AMENDMENTS
NONCONCURRED IN BY HOUSE**

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HB 110, PN 1189**, and has appointed Senators TILGHMAN, STAUFFER and FUMO a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**MOTION INSISTING UPON NONCONCURRENCE
IN SENATE AMENDMENTS**

Mr. MANDERINO moved that the House insist upon its nonconcurrence in Senate amendments to HB 110, PN 1189, and that a committee of conference on the part of the House be appointed.

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

**APPOINTMENT OF
COMMITTEE OF CONFERENCE**

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on HB 110, PN 1189: Messrs. PIEVSKY, MANDERINO and McCLATCHY.
Ordered, That the clerk inform the Senate accordingly.

DEMOCRATIC CAUCUS

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

Mr. ITKIN. Mr. Speaker, before the Democrats leave the floor, I would like to announce a caucus that will occur immediately on the declaration of the recess. This is a very important caucus. I expect all members to be there. We will not be

long. We should be out in 15 minutes. Okay? Thank you, Mr. Speaker. It is right now.

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Mr. Speaker, would you please restate when we will reconvene this afternoon?

The SPEAKER. We will reconvene at 1:30.

Mr. HAYES. Thank you.

The SPEAKER. We will reconvene at 1:30.

WELCOME

The SPEAKER. Representative Lucyk has in the balcony, from the Mahanoy Area Elementary School, the third grade. Welcome to the hall of the House, children.

RECESS

The SPEAKER. The House stands in recess until 1:30.

AFTER RECESS

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

CALENDAR CONTINUED

**ADMINISTRATIVE RULES REPORT
NO. 1, RESOLUTION A**

Mr. MANDERINO called up for consideration ARR No. 1, Resolution A, entitled:

In the House, April 15, 1985

Resolved, That Administrative Rules Report No. 1 of 1985 transmitted by the Department of Environmental Resources under the Storm Water Management Act to the General Assembly under date of April 15, 1985 which is incorporated herein by reference be approved.

On the question,

Will the House adopt Administrative Rules Report No. 1, Resolution A?

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that the House adopt Resolution A, Administrative Rules Report 1.

On the question recurring,

Will the House adopt Administrative Rules Report No. 1, Resolution A?

The following roll call was recorded:

YEAS—185

Acosta	Dorr	Lescovitz	Rudy
Afflerbach	Duffy	Letterman	Ryan
Angstadt	Durham	Levdansky	Rybak
Argall	Evans	Levin	Saloom
Arty	Fargo	Linton	Saurman
Baldwin	Fattah	Livengood	Scheetz
Barley	Fee	Lloyd	Schuler
Belardi	Fischer	Lucyk	Semmel
Belfanti	Flick	McCall	Serafini
Birmelin	Foster, Jr., A.	McClatchy	Seventy
Black	Fox	McHale	Showers

Blaum	Freeman	McVerry	Sirianni
Book	Freind	Mackowski	Smith, B.
Bortner	Fryer	Maiale	Smith, L. E.
Bowley	Gallagher	Manderino	Snyder, D. W.
Bowser	Gallen	Manmiller	Snyder, G. M.
Boyes	Gannon	Markosek	Staback
Brandt	Geist	Mayernik	Stairs
Broujos	George	Merry	Steighner
Bunt	Gladeck	Micozzie	Stevens
Burd	Godshall	Miller	Stewart
Burns	Greenwood	Moehlmann	Suban
Bush	Gruitza	Morris	Sweet
Cappabianca	Gruppo	Mowery	Swift
Carlson	Hagarty	Nahill	Taylor, E. Z.
Carn	Haluska	Noye	Taylor, F. E.
Cawley	Harper	O'Brien	Taylor, J. J.
Cessar	Hasay	O'Donnell	Telek
Chadwick	Hayes	Perzel	Tigue
Cimini	Herman	Petrarca	Trello
Civera	Hershey	Petrone	Truman
Clymer	Honaman	Phillips	Veon
Cohen	Howlett	Piccola	Vroon
Colafella	Hutchinson	Pievsky	Wambach
Cordisico	Irkin	Pistella	Wass
Cornell	Jackson	Pitts	Weston
Coslett	Jarolin	Pott	Wilson
Cowell	Johnson	Pratt	Wogan
Coy	Josephs	Pressmann	Wozniak
Deluca	Kasunic	Preston	Wright, D. R.
DeVerter	Kennedy	Punt	Wright, J. L.
DeWeese	Kenney	Raymond	Wright, R. C.
Daley	Kosinski	Reber	Yandrisevits
Deal	Kukovich	Reinard	
Dietz	Langtry	Richardson	Irvis,
Distler	Lashinger	Rieger	Speaker
Dombrowski	Laughlin	Robbins	

NAYS—0

NOT VOTING—15

Barber	Cole	Michlovic	Oliver
Battisto	Dawida	Mrkonic	Van Horne
Caltagirone	Donatucci	Murphy	Wiggins
Clark	Gamble	Olasz	

EXCUSED—2

Davies	Dininni
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A majority of the members elected to the House having voted in the affirmative on Administrative Rules Report No. 1, Resolution A, the question was determined in the affirmative and the resolution was adopted.

Ordered, That the clerk inform the Senate and His Excellency, the Governor, accordingly.

SENATE MESSAGE

HOUSE BILL

CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 240, PN 257**, with information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

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

HB 240, PN 257

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for absentee ballots.

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 805 be recommitted to the Committee on Judiciary.

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

CONSIDERATION OF HB 585 RESUMED

On the question recurring,

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

Mr. LEVDANSKY offered the following amendments No. A1223:

Amend Title, page 1, line 10, by striking out "AND"

Amend Title, page 1, line 12, by removing the period after "ACTIVITIES" and inserting
; and requiring annual appropriations.

Amend Sec. 17, page 31, line 13, by inserting after "1401"
(x), (y) and

Amend Sec. 17, page 31, line 14, by striking out "IS" and inserting
are

Amend Sec. 17 (Sec. 1401), page 31, by inserting between lines 25 and 26

(x) All such moneys placed in the Game Fund under the provisions of this section are hereby made available immediately, and [are hereby specifically appropriated] shall be annually appropriated by the General Assembly to the commission for the purposes herein specified;

(y) Estimates of the amounts to be expended under this act, from time to time, by the Pennsylvania Game Commission, shall be submitted to the Governor [for his approval or disapproval, and it] and to the General Assembly pursuant to Article VI of the act of April 9, 1929 (P.L. 177, No. 175), known as "The Administrative Code of 1929." It shall be unlawful for the [Auditor General] State Treasurer to honor any requisition for the expenditure of any moneys out of this appropriation by the Pennsylvania Game Commission in excess of the [estimates approved by the Governor] amounts appropriated by law. Subject to the foregoing provision, the moneys appropriated by this act shall be paid out of the Game Fund upon warrant of the [Auditor General] State Treasurer drawn after requisition by the Pennsylvania Game Commission, or as authorized by law by other departments.

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

The SPEAKER. On that question, the gentleman from Allegheny, Mr. Levdansky, is now recognized.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Essentially the amendment which I have proposed would do three things. It comes essentially out of the recommendations

that are made by the Appropriations Committee after the hearings which they conducted on the proposed increase in game licenses.

The first thing that this amendment does is to provide consistency of control; that is, just as all other organizations, institutions, and departments of State Government necessarily must have their budgets approved by this body, it provides that the budget of the Game Commission also be approved and appropriated by the legislature as well as the Governor's Office.

Secondly, it retains—I want to emphasize—it retains the independence that the Game Commission currently has with their financing. As we know, the revenues which are generated for the Game Fund come from hunting licenses, and this does not infringe on that independence.

The final thing that it does is it shares political responsibility between the legislature and the Governor's Office.

There are those who will make the argument that this amendment politicizes the decisionmaking process of the Game Commission. I would take issue with those who would make that argument and would in fact suggest that the current process is in itself inherently political with the Governor's Office, and instead propose that we share responsibility for the Game Commission funding with the executive branch of the government.

I urge my colleagues to support this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

FILMING PERMISSION GRANTED

The SPEAKER. Permission has been granted to Mackenzie Carpenter to film on the floor of the House for PPTN.

CONSIDERATION OF HB 585 CONTINUED

The SPEAKER. On the Levdansky amendment, the Chair recognizes the gentleman from Cumberland, Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, may I interrogate the sponsor of the amendment, Mr. Levdansky?

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

Mr. LETTERMAN. Mr. Speaker, may we have a few moments just to discuss a compromise? Just a few seconds.

The SPEAKER. The House will stand at ease.

ANNOUNCEMENT BY MR. FISCHER

The SPEAKER. For what purpose does the gentleman from Washington, Mr. Fischer, rise?

Mr. FISCHER. Mr. Speaker, while we are at ease, could I make a happy announcement about one of the members from Washington County?

The SPEAKER. The gentleman may do so.

Mr. FISCHER. Mr. Speaker, I am very proud on behalf of the Washington County delegation to announce the birth the

other day of Victor John Lescovitz III, and we are real proud of Vic, and Representative Sweet is wondering what is going on with our delegation. But we are very proud of him.

The SPEAKER. The Chair thanks the gentleman and congratulates the father and mother on the birth of the new boy.

WELCOME

The SPEAKER. The Chair welcomes to the hall of the House the children who are in the balcony, the fourth grade students from the Holy Name of Jesus Elementary School. Their teachers are Mrs. Fry and Mrs. Durrell. They are the guests of Representative Manmiller. Welcome to the hall of the House, children. They are in the balcony of the House.

CONSIDERATION OF HB 585 CONTINUED

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. The Chair will pass over temporarily HB 585 to give the members who wish to avoid a confrontation a chance to confer.

Mr. Letterman, we are going to pass it over temporarily. Take your conference, if you will, to the rear of the hall of the House. We will go to some other bill.

* * *

The House proceeded to third consideration of **HB 934, PN 1065**, entitled:

An Act relieving recorders of deeds from accepting certain documents.

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

Mr. FRYER offered the following amendments No. A1212:

Amend Sec. 1, page 1, line 6, by inserting after "size." "Subdivision maps, Department of Transportation highway and condemnation maps, other similar maps and plots or drawings required to be recorded in the recorder of deeds office shall be exempt from this requirement."

Amend Sec. 2, page 1, line 8, by removing the period after "year" and inserting
and shall apply to all documents executed on or after the effective date of this act.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Berks, Mr. Fryer.

Mr. FRYER. Mr. Speaker, after consultation with officers of the Recorders of Deeds Association, we propose the following amendment, which declares on page 1, line 6, inserting after "size," "Subdivision maps, Department of Transportation highway and condemnation maps, other similar maps and plots or drawings required to be recorded in the recorder of deeds office shall be exempt from this requirement." And next we come to section 2, page 1, line 8, removing the period

after "year" and inserting, "and shall apply to all documents executed on or after the effective date of this act."

The second portion of the amendment, Mr. Speaker, is Representative Reber's amendment, and I would seek support for amendment A1212.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—7

Civera	Colafella	Gannon	Olasz
Clark	Freind	Micozzie	

EXCUSED—2

Davies	Dininni
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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?

Mr. RYAN offered the following amendments No. A1206:

Amend Title, page 1, line 1, by striking out "Relieving recorders of deeds from" and inserting

Providing that recorders of deeds may make additional charges for

Amend Sec. 1, page 1, line 5, by striking out "No recorder of deeds shall be required to accept a" and inserting

The recorder of deeds may charge twice the ordinary fee for accepting any

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, this amendment that I have changes the bill in that right now it would appear that a recorder of deeds could say to a person attempting to file a deed that was over the size as set forth in the bill of 8 1/2 by 14, we will not take that deed.

I can visualize situations where a deed is prepared on paper or documents that are larger than the 8 1/2 by 14, where they cannot be reexecuted, where an injustice would be served if the deed was prohibited from being filed, and I do not think that is really what the recorder of deeds office or association wants. I do not think it is what Mr. Fryer necessarily wants. So what I have done is I have said that the recorder of deeds will take something that is oversized, but there will be a charge equal to twice the normal charge if they have to take something that is out of the ordinary. I think this will discourage people from using forms or document-sized papers that are larger than that set forth in the Fryer bill, but by the same token, it will not completely penalize a person if they do have something that is oversized. They can still file it, provided they pay the price.

WELCOME

The SPEAKER. The Chair recognizes and welcomes to the hall of the House, as guests of Representative Tom Murphy, students and teachers of the Immaculate Heart of Mary eighth grade class and the residents of Riverview Manor. Welcome to the hall of the House.

STATEMENT BY MR. SAURMAN AND GUESTS WELCOMED

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

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, I would like unanimous consent of the House to make a statement.

The SPEAKER. The Chair hears no objection.

Mr. SAURMAN. Thank you, sir.

Each year we hold a contest in our high schools and middle schools called "There Ought To Be a Law." This year a suggestion by one of those students, Lynell Barndt, appears to be one with great promise, and I will be introducing it as a piece of legislation. It offers a compromise to a problem that many of us have with seatbelts, and many of us feel at least that it is not something that we want to do, to tell someone they must have a seatbelt.

This young high school junior suggested a way that we can perhaps find a compromise, and that way is to institute a \$50 deductible on the medical insurance coverage, and therefore, the individual would not be mandated to wear a seatbelt, but if in fact they were in an accident, then they would be responsible for the first \$50 of their medical payments if in fact they were not wearing a seatbelt. This suggestion, as I say, seems to me to offer a real compromise.

But I would like at this time, with your permission, Mr. Speaker, to ask the students who are here, and Miss Lynell Barndt, to stand and be recognized. They are from the Wissahickon School District. They are participants in this contest, and we would like to call upon them to be recognized. They are in the back of the hall.

The SPEAKER. Will the children please rise?

Welcome to the hall of the House. Thank you for coming, and you may be assured that the suggestion which Mr. Saurman intends to put into bill form will be considered by the appropriate committee, and we will trust that Mr. Saurman will keep you advised as to its progress. Thank you, Mr. Saurman.

SUBCOMMITTEE MEETING CANCELED

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

Mr. CORDISCO. Mr. Speaker, the Subcommittee on Veterans' Health Care meeting scheduled for this Thursday has been canceled, and we will notify the members of a later date. Thank you.

The SPEAKER. The Chair thanks the gentleman.

CONSIDERATION OF HB 934 CONTINUED

The SPEAKER. Are we ready, Mr. Fryer?

The Chair recognizes the gentleman from Berks, Mr. Fryer, on the Ryan amendment.

Mr. FRYER. Mr. Speaker, Representative Stuban and I have been in contact with officers of the Recorders of Deeds Association. They do oppose the Ryan amendment, and I wish to record that for the record.

The SPEAKER. The Chair recognizes the minority leader, on the amendment.

Mr. RYAN. Mr. Speaker, I do not pretend to be the brightest guy in this House, but what I have to say does not require a person to be real bright to say it.

Any one of us in this room who wants to convey a piece of real property can take a scrap of paper, can take the back of a

bill, can take a sheet of paper out of a notebook, and as long as they say the magic word of "conveyance," they can, by that piece of scrap paper properly signed, notarized, describing the property, using the magic words of "conveyancing to their heirs and assigns" and "forever" and all the other things that we have forgotten from law school, they can convey property. Now, it just is incredible that by a bill like the one before us we would say, yes, you have a good deed, it has all the magic words on it, but that deed of yours is only 10 1/4 inches and not 10 1/2 inches, and it is 14 1/2 inches long instead of 14 inches long, so you cannot put that deed on record. That is crazy; absolutely crazy. We are changing a law that really deals with the convenience of the recorder's office on what is easy to file, what is uniform in size for filing, and by doing it that way we are saying that all those other things that you smart lawyers and you smart real estate guys have learned in your real estate courses over the years do not mean a thing because the piece of paper you put it on is off by a quarter of an inch.

Now, what my amendment does is it says that the recorder of deeds must take this document and record it, but because it is not of uniform size, my amendment says charge twice as much; charge twice the normal fee for handling something that is a little undersized or oversized. That way the local lawyer or the local title company are going to quickly conform on their everyday transactions and have deeds of the proper size so they are not going to end up paying twice the regular filing fee.

But this amendment of mine will take care of the situation where maybe a couple of your constituents have drafted their own deed using a form that was in existence before this wonderful, earth-shaking law of the recorders of deeds became effective. And maybe with this old form, a year from now, that they have taken out of a stationery store and filled out, they go in to record it after the grantor is dead and they cannot get another one prepared, and the guy says, I am sorry, Mr. Whoever-you-are, you cannot put your deed on record; there never can be official evidence on record of your ownership because your piece of paper, which has all the magic words, is a quarter of an inch too big or a quarter of an inch too small. I think it is crazy. I respectfully ask that you join with me in accepting this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from York, Mr. Bortner, on the Ryan amendment.

Mr. BORTNER. Very briefly, Mr. Speaker. I only want to say that what Mr. Ryan has said is absolutely correct. To deny a recording to a properly executed deed, I think, is improper, and his amendment ought to be supported.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Allegheny, Mr. Dawida, on the Ryan amendment.

Mr. DAWIDA. Mr. Speaker, I also agree with Mr. Ryan. He makes a very valid point; he makes a practical point. He makes a point that really deals with substantive law rather

than a picayune point of privilege from the recorder's office, and I urge everyone to support Mr. Ryan's amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—187

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

NAYS—3

Fryer	Livengood	Stuban
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NOT VOTING—10

Barber	Dombrowski	Linton	Richardson
Clark	Evans	Olasz	Wiggins
Deal	Levin		

EXCUSED—2

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

On the question recurring,
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?

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

YEAS—188

- | | | | |
|-------------|-----------------|------------|---------------|
| Acosta | Dombrowski | Lescovitz | Rudy |
| Angstadt | Donatucci | Letterman | Ryan |
| Argall | Dorr | Levdansky | Rybak |
| Arty | Duffy | Levin | Saloom |
| Baldwin | Durham | Linton | Saurman |
| Barber | Evans | Lucyk | Scheetz |
| Barley | Fargo | McCall | Schuler |
| Battisto | Fattah | McClatchy | Semmel |
| Belardi | Fee | McHale | Serafini |
| Belfanti | Fischer | McVerry | Seventy |
| Birmelin | Flick | Mackowski | Showers |
| Black | 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 | Nahill | Taylor, F. E. |
| Carn | Gruppo | Noye | Taylor, J. J. |
| Cessar | Hagarty | O'Brien | Telek |
| Chadwick | Haluska | O'Donnell | Trello |
| Cimini | Harper | Oliver | Truman |
| Civera | Hasay | Perzel | Van Horne |
| Clymer | Hayes | Petrarca | Veon |
| Cohen | Herman | Petrone | Vroon |
| Colafella | Hershey | Piccola | Wambach |
| Cole | Honaman | Pievsky | Wass |
| Cordisco | Howlett | Pistella | Weston |
| Cornell | Hutchinson | Pitts | Wiggins |
| Coslett | Itkin | Pott | Wilson |
| Cowell | Jackson | Pratt | Wogan |
| Coy | Johnson | Preston | Wozniak |
| Deluca | Josephs | Punt | Wright, D. R. |
| DeVerter | Kasunic | Raymond | Wright, J. L. |
| DeWeese | Kennedy | Reber | Wright, R. C. |
| Daley | Kenney | Reinard | Yandrisevits |
| Dawida | Kosinski | Richardson | |
| Deal | Langtry | Rieger | Irvis, |
| Dietz | Lashingier | Robbins | Speaker |
| Distler | Laughlin | | |

NAYS—10

- | | | | |
|------------|-----------|----------|-----------|
| Afflerbach | Jarolin | Lloyd | Pressmann |
| Blaum | Kukovich | Phillips | Tigue |
| Cawley | Livengood | | |

NOT VOTING—2

- | | |
|-------|-------|
| Clark | Olasz |
|-------|-------|

EXCUSED—2

- | | |
|--------|---------|
| Davies | Dininni |
|--------|---------|

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 583, PN 1158**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, increasing the term of a firearms license and the fee therefor.

On the question,

Will the House agree to the bill on third consideration?

Mr. HERMAN offered the following amendments No. A1182:

Amend Title, page 1, line 3, by removing the period after "therefor" and inserting ; and further providing for revocations.

Amend Sec. 1 (Sec. 6109), page 2, line 16, by inserting a bracket before " , at"

Amend Sec. 1 (Sec. 6109), page 2, line 17, by striking out "thereof." and inserting thereof]. Notice of revocation shall be in writing and shall state the reason therefor. Said notice shall be sent by certified mail and, at that time, a copy shall be forwarded to the Commissioner of the Pennsylvania State Police.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Herman.

Mr. HERMAN. Thank you, Mr. Speaker.

This amendment is very simple in that any notice of revocation shall be made in writing and there shall be a reason stated why that particular permit had been revoked. The notice shall be sent by certified mail and at that time a copy forwarded to the Commissioner of the State Police.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

- | | | | |
|------------|-----------------|-----------|---------------|
| Acosta | Donatucci | Letterman | Rudy |
| Afflerbach | Dorr | Levdansky | Ryan |
| Angstadt | Duffy | Levin | Rybak |
| Argall | Durham | Linton | Saloom |
| Arty | Evans | Livengood | Saurman |
| Baldwin | Fargo | Lloyd | Scheetz |
| Barley | Fattah | Lucyk | Schuler |
| Battisto | Fee | McCall | Semmel |
| Belardi | Fischer | McClatchy | Serafini |
| Belfanti | Flick | McHale | Seventy |
| Birmelin | Foster, Jr., A. | McVerry | Showers |
| Black | Fox | Mackowski | Sirianni |
| Blaum | Freeman | Maiale | Smith, B. |
| Book | Freind | Manderino | Smith, L. E. |
| Bortner | Fryer | Manmiller | Snyder, D. W. |
| Bowley | Gallagher | Markosek | Snyder, G. M. |
| Bowser | Gallen | Mayernik | Staback |

Boyes	Gamble	Merry	Stairs
Brandt	Geist	Michlovic	Steighner
Broujos	George	Miller	Stevens
Bunt	Gladeck	Moehlmann	Stewart
Burd	Godshall	Morris	Stuban
Burns	Greenwood	Mowery	Sweet
Bush	Gruitza	Mrkonc	Swift
Caltagirone	Gruppo	Murphy	Taylor, E. Z.
Cappabianca	Hagarty	Nahill	Taylor, F. E.
Carlson	Haluska	Noye	Taylor, J. J.
Carn	Harper	O'Brien	Telek
Cawley	Hasay	O'Donnell	Tigue
Cessar	Hayes	Oliver	Trello
Chadwick	Herman	Perzel	Truman
Cimini	Hershey	Petrarca	Van Horne
Clymer	Honaman	Petrone	Veon
Cohen	Howlett	Phillips	Vroon
Cole	Hutchinson	Piccola	Wambach
Cordisco	Itkin	Pievsky	Wass
Cornell	Jackson	Pistella	Weston
Coslett	Jarolin	Pitts	Wiggins
Cowell	Johnson	Pott	Wilson
Coy	Josephs	Pratt	Wogan
DeLuca	Kasunic	Pressmann	Wozniak
DeVerter	Kennedy	Preston	Wright, D. R.
DeWeese	Kenney	Punt	Wright, J. L.
Daley	Kosinski	Raymond	Wright, R. C.
Dawida	Kukovich	Reber	Yandrisevits
Deal	Langtry	Reinard	
Dietz	Lashingner	Richardson	Irvis,
Distler	Laughlin	Rieger	Speaker
Dombrowski	Lescovitz	Robbins	

NAYS—1

Colafella

NOT VOTING—6

Barber	Clark	Micozzie	Olasz
Civera	Gannon		

EXCUSED—2

Davies Dininni

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?

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

YEAS—191

Acosta	Dorr	Letterman	Rudy
Afflerbach	Duffy	Levdansky	Ryan
Angstadt	Durham	Levin	Rybak
Argall	Evans	Linton	Saloom
Arty	Fargo	Livengood	Saurman
Baldwin	Fattah	Lloyd	Scheetz
Barber	Fee	McCall	Schuler
Barley	Fischer	McClatchy	Semmel
Battisto	Flick	McHale	Serafini
Belardi	Foster, Jr., A.	McVerry	Seventy
Belfanti	Fox	Mackowski	Showers
Birmelin	Freeman	Maiale	Sirianni
Black	Freind	Manderino	Smith, B.
Blaum	Fryer	Manmiller	Smith, I. E.
Book	Gallagher	Markosek	Snyder, D. W.

Bortner	Gallen	Mayernik	Snyder, G. M.
Bowley	Gamble	Merry	Staback
Bowser	Geist	Michlovic	Stairs
Boyes	George	Miller	Steighner
Brandt	Gladeck	Moehlmann	Stevens
Broujos	Godshall	Morris	Stewart
Bunt	Greenwood	Mowery	Stuban
Burd	Gruitza	Mrkonc	Sweet
Burns	Gruppo	Murphy	Swift
Bush	Hagarty	Nahill	Taylor, E. Z.
Cappabianca	Haluska	Noye	Taylor, F. E.
Carlson	Harper	O'Brien	Taylor, J. J.
Carn	Hasay	O'Donnell	Telek
Cawley	Hayes	Oliver	Tigue
Cessar	Herman	Perzel	Trello
Chadwick	Hershey	Petrarca	Truman
Cimini	Honaman	Petrone	Van Horne
Clymer	Howlett	Phillips	Veon
Cohen	Hutchinson	Piccola	Vroon
Cordisco	Itkin	Pievsky	Wambach
Cornell	Jackson	Pistella	Wass
Coslett	Jarolin	Pitts	Weston
Cowell	Johnson	Pott	Wiggins
Coy	Josephs	Pratt	Wilson
DeLuca	Kasunic	Pressmann	Wogan
DeVerter	Kennedy	Preston	Wozniak
DeWeese	Kenney	Punt	Wright, D. R.
Daley	Kosinski	Raymond	Wright, J. L.
Dawida	Kukovich	Reber	Wright, R. C.
Deal	Langtry	Reinard	Yandrisevits
Dietz	Lashingner	Richardson	
Distler	Laughlin	Rieger	Irvis,
Dombrowski	Lescovitz	Robbins	Speaker
Donatucci			

NAYS—2

Colafella Lucyk

NOT VOTING—7

Caltagirone	Clark	Gannon	Olasz
Civera	Cole	Micozzie	

EXCUSED—2

Davies Dininni

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.

BILL ON FINAL PASSAGE POSTPONED

The House proceeded to **HB 1021, PN 1377**, on final passage postponed, entitled:

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; providing for local referendum on gambling by electorate; prescribing penalties; and making repeals.

On the question recurring,
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its decision as to **HB 1021, PN 1377**, being agreed to on third consideration as amended. The Chair hears no objection.

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

Mr. CAWLEY offered the following amendments No. A1148:

Amend Title, page 1, line 1, by inserting after "clubs" and licensed establishments

Amend Sec. 1, page 2, by inserting between lines 16 and 17

"Licensed establishment." An establishment holding a hotel or restaurant liquor license or a retail dispenser license issued by the Pennsylvania Liquor Control Board under the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code.

Amend Sec. 2, page 2, line 18, by inserting before "Every" (a) Clubs.—

Amend Sec. 2, page 2, by inserting between lines 22 and 23

(b) Licensed establishments.—Licensed establishments to which a license has been issued under this act may conduct games of chance.

Amend Sec. 3, page 2, line 25, by inserting after "club" or licensed establishment

Amend Sec. 5, page 3, line 5, by inserting after "clubs" and licensed establishments

Amend Sec. 5, page 3, line 23, by inserting after "club" or licensed establishment

Amend Sec. 5, page 3, line 28, by inserting after "club" or licensed establishment

Amend Sec. 6, page 4, line 7, by inserting after "clubs" and licensed establishments

Amend Sec. 7, page 4, line 28, by inserting after "club" or licensed establishment

Amend Sec. 7, page 4, line 30, by striking out "Compensation" and inserting

In the case of a club, compensation

Amend Sec. 7, page 5, line 4, by striking out "Any" and inserting

In the case of a club, any

Amend Sec. 11, page 7, line 18, by inserting after "clubs" and licensed establishments

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Cawley, on the amendment.

Mr. CAWLEY. Thank you, Mr. Speaker.

This amendment, Mr. Speaker, will allow approximately 20,000 licensed establishments to also have the right to small games of chance. I would appreciate an affirmative vote for all of us Representatives who are always telling the licensed restaurant establishments how much we care about them and how much we want to help them. Thank you.

The SPEAKER. On the Cawley amendment, the Chair recognizes the gentleman from Westmoreland, Mr. Petrarca.

Mr. PETRARCA. Mr. Speaker, I reluctantly have to oppose this amendment.

First of all, there are two types of licenses - there are club licenses, and there are retail licenses. Now, your retail license, which he is alluding to, includes taverns, hotels, and restaurants. I do not think that is the intent of the General Assembly, to open games of chance to hotels and restaurants. I oppose the amendment.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—49

Belardi	Duffy	Maiale	Seventy
Blaum	Gallagher	Micozzie	Staback
Bortner	Gannon	Moehlmann	Steighner
Brandt	Gruitza	O'Brien	Stevens
Burns	Haluska	Oliver	Stewart
Caltagirone	Harper	Perzel	Taylor, F. E.
Cappabianca	Jarolin	Petrone	Taylor, J. J.
Cawley	Kenney	Pott	Telek
Civera	Kosinski	Punt	Tigue
Cohen	Kukovich	Raymond	Wogan
Coslett	Letterman	Saloom	Wozniak
DeWeese	McVerry	Serafini	Yandrisevits
Donatucci			

NAYS—147

Acosta	Dombrowski	Laughlin	Richardson
Afflerbach	Dorr	Lescovitz	Rieger
Angstadt	Durham	Levdansky	Robbins
Argall	Evans	Levin	Rudy
Baldwin	Fargo	Linton	Ryan
Barber	Fattah	Livengood	Rybak
Barley	Fee	Lloyd	Saurman
Battisto	Fischer	Lucyk	Scheetz
Belfanti	Flick	McCall	Schuler
Birmelin	Foster, Jr., A.	McClatchy	Semmel
Black	Fox	McHale	Showers
Book	Freeman	Mackowski	Sirianni
Bowley	Freind	Manderino	Smith, B.
Bowser	Fryer	Manmiller	Smith, L. E.
Boyes	Gallen	Markosek	Snyder, D. W.
Broujos	Gamble	Mayernik	Snyder, G. M.
Bunt	Geist	Merry	Stairs
Burd	George	Michlovic	Stuban
Bush	Gladeck	Miller	Sweet
Carlson	Godshall	Morris	Swift
Carn	Greenwood	Mowery	Taylor, E. Z.
Cessar	Gruppo	Mrkonic	Trello
Chadwick	Hagarty	Murphy	Truman
Cimini	Hasay	Nahill	Van Horne
Clymer	Hayes	Noye	Veon
Colafella	Herman	O'Donnell	Vroon
Cole	Hershey	Petrarca	Wambach
Cordisco	Honaman	Phillips	Wass
Cornell	Hutchinson	Piccola	Weston
Cowell	Itkin	Pievsky	Wiggins
Coy	Jackson	Pistella	Wilson
Deluca	Johnson	Pitts	Wright, D. R.
DeVerter	Josephs	Pratt	Wright, J. L.
Daley	Kasunic	Pressmann	Wright, R. C.
Dawida	Kennedy	Preston	
Deal	Langtry	Reber	Irvis,
Dietz	Lashingier	Reinard	Speaker
Distler			

NOT VOTING—4

Arty	Clark	Howlett	Olasz
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EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendments were not agreed to.

REMARKS ON VOTE

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

Mr. LUCYK. To change a vote, Mr. Speaker.

On HB 583 my switch malfunctioned. I would like to be recorded in the affirmative on that, please.

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

CONSIDERATION OF HB 1021 CONTINUED

On the question recurring,

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

Mr. HAYES offered the following amendments No. A1209:

Amend Sec. 1, page 1, line 11, by inserting a colon after "section"

Amend Sec. 1, page 1, lines 11 and 12, by striking out "unless the" in line 11 and all of line 12

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

The series of amendments which I will offer this afternoon do not change what I believe Mr. Petrarca would indicate to be his intent with regard to small games of chance.

All the Representatives can recall that last week when we debated this bill, there were a lot of unanswered questions as to what certain provisions meant or could mean. The first amendment I offer is an amendment to page 1, and it would eliminate from the bill on page 1 language that references the context of what this piece of legislation, HB 1021, might mean. I do not believe that we should put in the hands of the regulators any opportunity for them to guess what the context might be. I realize that this type of language, that being contextual language, may be proper in other bills, but when we are dealing with this type of legislation, when we reflect back to what happened last year with regard to another piece of legislation we passed with regard to certain games, we got into trouble with context and what this General Assembly did or did not mean to do. So what this first amendment would do, Mr. Speaker, is on page 1 eliminate the words "unless the context clearly indicates otherwise." My amendment would strike that language.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

We have reviewed all of the Hayes amendments and they clarify the bill and strengthen it. We support the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—5

Clark	Micozzie	Olasz	Oliver
Merry			

EXCUSED—2

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

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House the Rosedale AARP from Allegheny County, Penn Hills. They are here as the guests of Representative DeLuca. Welcome to the hall of the House.

Representative John Broujos has as his guests Mr. and Mrs. Howard Getz—they are from Houston, Texas—and their daughter, Mrs. Jack Davis, and her two sons, Jason and Matthew. Welcome to the hall of the House.

CONSIDERATION OF HB 1021 CONTINUED

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

Mr. HAYES offered the following amendments No. A1215:

Amend Bill, page 1, by inserting between lines 8 and 9 Section 1. Short title.

This act shall be known and may be cited as the Local Option Small Games of Chance Act.

Amend Sec. 1, page 1, line 9, by striking out "1" and inserting

2

Amend Sec. 1, page 1, by inserting between lines 12 and 13 "Charitable organization." A group or body of persons which is created and which exists for the purpose of performing a humane service; promoting the good and welfare of the aged, poor, infirm or distressed; combating juvenile delinquency; or advancing the spiritual, mental, social and physical improvement of young men and women.

Amend Sec. 1, page 2, lines 9 and 10, by striking out "organized as defined by 15 Pa.C.S. § 7103 (relating to definitions)"

Amend Sec. 1, page 2, by inserting between lines 16 and 17 "Religious organization." A group or body of persons which is created and which exists for the predominant purpose of regularly holding or conducting religious activities or religious education, without pecuniary benefit to any officer, member or shareholder except as reasonable compensation for actual services rendered to the organization.

Amend Sec. 2, page 2, line 17, by striking out "2" and inserting

3

Amend Sec. 2, page 2, lines 21 and 22, by striking out "Charitable and religious organizations" in line 21, and all of line 22

Amend Sec. 3, page 2, line 23, by striking out "3" and inserting

4

Amend Sec. 4, page 2, line 26, by striking out "4" and inserting

5

Amend Sec. 5, page 3, line 3, by striking out "5" and inserting

6

Amend Sec. 6, page 4, line 4, by striking out "6" and inserting

7

Amend Sec. 7, page 4, line 26, by striking out "7" and inserting

8

Amend Sec. 8, page 5, line 7, by striking out "8" and inserting

9

Amend Sec. 9, page 5, line 24, by striking out "9" and inserting

10

Amend Sec. 10, page 6, line 3, by striking out "10" and inserting

11

Amend Sec. 11, page 6, line 12, by striking out "11" and inserting

12

Amend Sec. 11, page 7, line 25, by inserting after "MUNICIPALITY"

which was

Amend Sec. 12, page 7, line 26, by striking out "12" and inserting

13

Amend Sec. 13, page 8, line 3, by striking out "13" and inserting

14

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

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

This amendment does basically two things. One, it provides definition with regard to what a charitable organization and a religious organization are to be; and number two, it also assures that religious and charitable organizations do in fact have to go through the same licensure procedures as with clubs, if HB 1021 is enacted. The definition for "charitable organization" and, too, the definition for "religious organization" would be essentially the same as the definitions of these two types of organizations found in the sales tax regulations of this Commonwealth. Thank you, Mr. Speaker.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

This amendment also is acceptable. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—197

Table with 4 columns of names: Acosta, Afflerbach, Angstadt, Argall, Arty, Baldwin, Barber, Barley, Battisto, Belardi, Belfanti, Birmelin, Black, Blaum, Book, Bortner, Bowley, Bowser, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Bush, Caltagirone, Cappabianca, Carlson, Carfi, Cawley, Distler, Dombrowski, Donatucci, Dorr, Duffy, Durham, Evans, Fargo, Fattah, Fee, Fischer, Flick, Foster, Jr., A., Fox, Freeman, Freind, Fryer, Gallagher, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Greenwood, Gruitza, Gruppo, Hagarty, Haluska, Laughlin, Lescovitz, Letterman, Levdanský, Levin, Linton, Livengood, Lloyd, Lucy, McCall, McClatchy, McHale, McVerry, Mackowski, Maiale, Manderino, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Moehlmann, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, Rieger, Robbins, Rudy, Ryan, Rybak, Saloom, Saurman, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, L. E., Snyder, D. W., Snyder, G. M., Staback, Stairs, Steighner, Stevens, Stewart, Stuban, Sweet, Swift, Taylor, E. Z., Taylor, F. E., Taylor, J. J., Telek, Tigie

Cessar	Harper	O'Brien	Trello
Chadwick	Hasay	O'Donnell	Truman
Cimini	Hayes	Oliver	Van Horne
Civera	Herman	Perzel	Veon
Clymer	Hershey	Petrarca	Vroon
Cohen	Honaman	Petrone	Wambach
Colafella	Howlett	Phillips	Wass
Cole	Hutchinson	Piccola	Weston
Cordisco	Itkin	Pjevsky	Wiggins
Cornell	Jackson	Pistella	Wilson
Coslett	Jarolin	Pitts	Wogan
Cowell	Johnson	Pott	Wozniak
Coy	Josephs	Pratt	Wright, D. R.
Deluca	Kasunic	Pressmann	Wright, J. L.
DeVerter	Kennedy	Preston	Wright, R. C.
DeWeese	Kenney	Punt	Yandrisevits
Daley	Kosinski	Raymond	
Dawida	Kukovich	Reber	Irvis,
Deal	Langtry	Reinard	Speaker
Dietz	Lashingier	Richardson	

NAYS—0

NOT VOTING—3

Clark	Olasz	Scheetz
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EXCUSED—2

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

On the question recurring,

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

Mr. HAYES offered the following amendment No. A1207:

Amend Sec. 1, page 2, line 16, by removing the period after "tickets" and inserting

: Provided, That no such game shall be played by or with the assistance of any mechanical or electrical devices or media and further provided that the particular chance taken by any person in any such game shall not be made contingent upon any other occurrence or the winning of any other contest, but shall be determined solely at the discretion of the purchaser. This definition shall not be construed to authorize any other form of gambling currently prohibited under any provision of Title 18 of the Pennsylvania Consolidated Statutes (relating to crimes and offenses).

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

This amendment deals with the definition of "games of chance." Of course, in the legislation before us it talks about punchboards and fishbowls, and I think it would almost rival anybody's ability to define exactly what we mean by a punchboard and a fishbowl. Obviously, both of these words are words that we understand in the practical sense, but as we try to draft language to define them absolutely, we begin to run into trouble. So therefore, I am offering an amendment at this time that would indicate what we do not mean as small games of chance.

Again, going back to legislation which we passed last year and subsequent legislation which we debated in the current session, we said on the floor of this House that we did not mean for mechanical games, electronic games, to be recog-

nized from a legal standpoint in this Commonwealth. And so this amendment indicates that when we say in this bill, prospective law, fishbowls and punchboards, we are not talking about those types of devices which are usually associated with casino-type gambling - mechanical devices, electronic devices. Also, my amendment would limit the scope of this bill absolutely to punchboards and fishbowls and make a statement that all other games which are prohibited under the Crimes Code of this Commonwealth remain prohibited. The mere passage of this bill does not invite any types of games of chance that extend beyond fishbowls and punchboards. I urge adoption of my amendment, Mr. Speaker.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

We want to keep the bill simple. We agree with the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the adoption of the amendment, the Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. I would like to interrogate the maker of the amendment for just 1 minute.

The SPEAKER. Mr. Hayes indicates he will stand for interrogation. You are in order, sir, and you may proceed.

Mr. BELFANTI. Mr. Speaker, I agree for the most part with the Hayes amendment. I have one question, however.

The common fishbowl ticket that is available in most licensed clubs in the Commonwealth is ejected from a postage-meter-type device. Would that be considered a mechanical device under this amendment and, therefore, prohibit in fact the issuance of a fishbowl ticket?

Mr. HAYES. That is not the intention of this amendment, Mr. Speaker. The intention of the amendment is to prohibit casino-type devices, such as tables and electronic gambling devices.

Mr. BELFANTI. I thought it important to get that elicited from the maker of the amendment and put into the record so that the legislative intent will be well received by the drafters of rules and regulations on this particular bill.

I will support the amendment providing that those small postage-stamp-type devices will still be allowed. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

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

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

NAYS—1

Dombrowski

NOT VOTING—3

Clark Olasz Pistella

EXCUSED—2

Davies Dininni

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

CITATION PRESENTED

The SPEAKER. Although it is an unusual procedure, we are indeed dealing today with an unusual man, and because his guests are in the balcony, the Chair intends to read a special citation from the House of Representatives.

WHEREAS, The Honorable John H. Broujos, currently a member of the Pennsylvania House of Representatives, representing the 199th Legislative District, reached the milestone of the conclusion of thirty-seven years of service with the United States Marine Corps, of the Armed Forces of the United States; and

WHEREAS, Colonel Broujos has compiled an arresting record of military service, ranging from his initial enlistment in the United States Navy in 1947 to active duty with the Marines in the most sanguinary Korean War (1950-1953) in the First Marine Division and further active duty in the Vietnam War (1966-67) in the Third Marine Division. He received such noteworthy hallmarks of valor as the Silver Star,

Navy Commendation Medal, Purple Heart and many others; and

WHEREAS, Colonel Broujos has unwaveringly pursued the rigors of a military career in Southcentral Pennsylvania during the long years of profound peace between the conflict that erupted in the Land of the Morning Calm and the land which was once South Vietnam; and

WHEREAS, His professional record in the military sphere has been amply complemented by his labors as an attorney and legislator. His military, legal, and familial endeavors have amalgamated to further propel their author into the additional sphere of an active political life through elective office.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends its heartiest congratulations to the Honorable John H. Broujos on the occasion of his retirement from a lengthy, distinguished and most exemplary career with the United States Marine Corps.

It is signed by the gentleman, Mr. DeWeese; the gentleman, Mr. Tigue; the gentleman, Mr. Burns; and the Speaker of the House.

Colonel Broujos, you have done us honor. We congratulate you.

For what purpose does the gentleman from Lehigh, Mr. McHale, rise?

Mr. McHALE. Mr. Speaker, very briefly on the previous matter concerning Colonel Broujos.

The SPEAKER. Very briefly, please, sir.

Mr. McHALE. Yes, Mr. Speaker.

By coincidence, last month when the colonel retired, Marine Corps Reserve unit here in Harrisburg was assigned the duty of presiding at his retirement ceremony.

I would simply like to say that John is a very fine representative but an even better Marine. Semper fidelis.

The SPEAKER. The Chair thanks the gentleman.

CONSIDERATION OF HB 1021 CONTINUED

The SPEAKER. The Chair apologizes to the gentleman who is trying to offer amendments for interrupting him.

On the question recurring,

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

Mr. HAYES offered the following amendments No. A1202:

Amend Sec. 9, page 5, line 25, by striking out "A PERSON" and inserting

Any person entitled to be licensed pursuant to this act

Amend Sec. 10, page 6, line 4, by striking out "A PERSON" and inserting

Any person entitled to be licensed pursuant to this act

Amend Sec. 10, page 6, line 6, by striking out "\$100" and inserting

\$500

Amend Sec. 10, page 6, line 7, by striking out "\$500" and inserting

\$2,500

Amend Sec. 10, page 6, line 7, by striking out "90 DAYS" and inserting

one year

Amend Bill, page 7, lines 26 through 30; page 8, line 1, by striking out all of said lines and inserting Section 12. Partial suspension of act.

The applicability of 18 Pa.C.S. §§ 5512 (relating to lotteries, etc.), 5513 (relating to gambling devices, gambling, etc.) and 5514 (relating to pool selling and bookmaking) as they would apply strictly to the authorization of the games of chance provided for herein are suspended to the extent such games are permitted under this act but only within municipalities which approve the licensing of such games through the required local option referendum.

Section 13. General repeal.

All acts and parts of acts are

Amend Sec. 13, page 8, line 3, by striking out "13" and inserting

14

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

This amendment has to do with penalties when persons are in violation of the act.

Last week the gentleman from Montgomery, Mr. Reber, offered amendments which addressed this section, and it was the gentleman's intent, I believe, to provide for graded penalties rather than mandatory penalties. But I think that we should spend a bit of time yet on the penalty provision.

My amendment would do a couple of things. Staff counsel indicated to me that the way the bill is currently written would apply penalties in municipalities which have opted not to have small games of chance to a degree no greater than penalties for infractions in those municipalities that have opted for small games of chance. It seems to me that we could have a graded system in both instances. Obviously, if a municipality has opted to not have small games of chance, persons who persist in engaging in illegal activity in those particular municipalities would seem to be violating the spirit of this public law greater than in those municipalities where a group of people have indicated it is all right to have small games of chance in their municipality.

What my amendment would do is this: Where there is a municipality that has not yet opted to have small games of chance, penalties for infraction of this prospective law would come from the Crimes Code and would be a misdemeanor, rather than like the penalties which could be likened to summary offenses with the language in the bill at the present time.

The second part of this amendment would increase the penalty for those persons who allow minors to engage in small games of chance or other activities called for in HB 1021. The bill when introduced did have stringent penalties in the case of minors, and I believe that we should keep with that earlier spirit, that earlier printer's number.

I urge support of my amendment, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

It is an agreed-to amendment, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

AMENDMENTS DIVIDED

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Saloom, on the amendment.

Mr. SALOOM. Mr. Speaker, I have seen so much entrapment going on in the past several months since I became the chairman of the Liquor Control Committee that I would like to object to a section of this amendment and want to know if this can be divided where it says, "Amend Sec. 10, page 6, line 7, by striking out '90 DAYS' and inserting one year". I would like to leave the 90-day provision in the bill. I do not mind the fine, but the year in jail seems kind of harsh.

The SPEAKER. Let us see if the Chair understands your purpose. Is it your purpose to strike out all the language beginning "Amend Sec. 10, page 6, line 7" and ending with the words "one year"?

Mr. SALOOM. Yes.

The SPEAKER. That would leave in the bill the present 90 days. Is that correct? Is that what you wish to do?

Mr. SALOOM. That is correct.

The SPEAKER. That is permissible. The amendment is so divided. That would place before the House the following—because another member got confused on this business of division, pay attention, especially those of you who are facing this parliamentary maneuver for the first or second time—we now have before us the following amendment beginning "Amend Sec. 9, page 5, line 25, by striking out 'A PERSON'" and ending with the words "inserting \$2,500". That is all that will be before us right now.

On the question,

Will the House agree to part I of the amendments?

The SPEAKER. The Chair repeats, what you are voting on now is an amendment which reads: "Amend Sec. 9, page 5, line 25, by striking out 'A PERSON'" and ending with the words "inserting \$2,500". That is what is before the House.

On the question recurring,

Will the House agree to part I of the amendments?

The following roll call was recorded:

YEAS—184

Afflerbach	Duffy	Levin	Rieger
Angstadt	Durham	Linton	Robbins
Argall	Evans	Livengood	Rudy
Arty	Fargo	Lloyd	Ryan
Baldwin	Fattah	Lucyk	Rybak
Barber	Fee	McCall	Saloom
Barley	Fischer	McClatchy	Saurman
Battisto	Flick	McHale	Scheetz
Birmelin	Foster, Jr., A.	McVerry	Schuler
Black	Fox	Mackowski	Semmel
Book	Freeman	Maiale	Serafini
Bowley	Freind	Manderino	Seventy
Bowser	Gallagher	Manmiller	Showers
Boyes	Gallen	Markosek	Sirianni

Brandt	Gamble	Mayernik	Smith, B.
Broujos	Gannon	Merry	Smith, L. E.
Bunt	Geist	Michlovic	Snyder, D. W.
Burd	George	Micozzie	Snyder, G. M.
Burns	Gladeck	Miller	Stairs
Bush	Godshall	Moehlmann	Steighner
Caltagirone	Greenwood	Morris	Stewart
Cappabianca	Gruitza	Mowery	Stuban
Carlson	Gruppo	Mrkonic	Swift
Carn	Hagarty	Murphy	Taylor, E. Z.
Cessar	Haluska	Nahill	Taylor, F. E.
Chadwick	Harper	Noye	Taylor, J. J.
Cimini	Hasay	O'Brien	Telek
Civera	Hayes	O'Donnell	Trello
Clymer	Herman	Oliver	Truman
Cohen	Hershey	Petzel	Van Horne
Colafella	Honaman	Petrarca	Veon
Cole	Howlett	Petrone	Vroon
Cordisco	Hutchinson	Phillips	Wambach
Cornell	Itkin	Piccola	Wass
Coslett	Jackson	Pievsky	Weston
Cowell	Johnson	Pistella	Wiggins
Coy	Josephs	Pitts	Wilson
DeVerter	Kasunic	Pott	Wogan
DeWeese	Kennedy	Pratt	Wozniak
Daley	Kenney	Pressmann	Wright, D. R.
Dawida	Kosinski	Preston	Wright, J. L.
Deal	Kukovich	Punt	Wright, R. C.
Dietz	Langtry	Raymond	Yandrisevits
Distler	Lashingner	Reber	
Dombrowski	Laughlin	Reinard	Irvis,
Donatucci	Lescovitz	Richardson	Speaker
Dorr	Letterman		

NAYS—11

Belardi	Bortner	Fryer	Stevens
Belfanti	Cawley	Jarolin	Tigue
Blaum	Deluca	Staback	

NOT VOTING—5

Acosta	Levdansky	Olasz	Sweet
Clark			

EXCUSED—2

Davies	Dininni
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The question was determined in the affirmative, and part I of the amendments was agreed to.

The SPEAKER. Now the Chair places before the House the following: "Amend Sec. 10, page 6, line 7, by striking out '90 DAYS' and inserting one year". That is now before the House as a separate amendment. Any questions?

On the question,

Will the House agree to part II of the amendments?

The SPEAKER. On that separate amendment, the Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I would like to restate that this provision deals with the minor section of the penalty provisions, and the use of 1 year and the use of \$2,500 are taken from the Crimes Code of Pennsylvania. This is not something that I decided myself at my desk in my office.

The provision of 1 year and the financial imposition of a \$2,500 fine is for a third-degree misdemeanor in the Crimes Code of Pennsylvania, and I believe that when dealing with the question of minors and the serious nature of games of

chance, it is proper public policy for this General Assembly to say the penalty should be more severe than it may be in other cases.

I urge support of the amendment, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair now recognizes Mr. Saloom, on that restricted amendment.

Mr. SALOOM. Mr. Speaker, in order to be a member of a club, of course, you have to be 21 years of age in most clubs in the Commonwealth of Pennsylvania, especially if they have a liquor license. We are coming into the picnic season, and of course, at these picnics you know that the members may bring, probably, members of their families to their club picnics. If it is a family picnic, and if they pass around a tip board and somebody offers a tip board to somebody who may look 21 years of age, that person who offers that tip board at a family function could be imprisoned for a period of 1 year.

I ask this House to consider voting against this provision in this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Those in favor of the restricted amendment—and the Chair repeats it so there is no confusion—it is "Amend Sec. 10, page 6, line 7, by striking out '90 DAYS' and inserting one year".

Those who wish to change it from 90 days to 1 year will vote "aye"; those who wish it to remain as it currently is will vote "no."

On the question recurring,

Will the House agree to part II of the amendments?

The following roll call was recorded:

YEAS—104

Afflerbach	Dietz	Johnson	Rieger
Angstadt	Distler	Kennedy	Robbins
Argall	Durham	Lashingner	Rudy
Arty	Fargo	Linton	Ryan
Baldwin	Fattah	Livengood	Saurman
Barley	Fischer	Lloyd	Scheetz
Battisto	Flick	McClatchy	Schuler
Birmelin	Foster, Jr., A.	McHale	Semmel
Black	Fox	McVerry	Showers
Bowley	Freind	Mackowski	Sirianni
Bowser	Gallen	Manmiller	Smith, B.
Boyes	Gamble	Markosek	Smith, L. E.
Brandt	Gannon	Mayernik	Snyder, D. W.
Bunt	Geist	Micozzie	Snyder, G. M.
Burns	George	Miller	Stuban
Caltagirone	Gladeck	Mowery	Swift
Carlson	Godshall	Murphy	Taylor, E. Z.
Cessar	Greenwood	Nahill	Trello
Chadwick	Gruppo	Noye	Vroon
Cimini	Hagarty	Phillips	Wambach
Civera	Hayes	Piccola	Wass
Clymer	Herman	Pitts	Weston
Colafella	Hershey	Punt	Wilson
Cornell	Honaman	Raymond	Wright, D. R.
Coy	Hutchinson	Reber	Wright, J. L.
DeVerter	Jackson	Reinard	Yandrisevits

NAYS—94

Acosta	Donatucci	Levdansky	Rybak
Barber	Dorr	Levin	Saloom
Belardi	Duffy	Lucyk	Serafini
Belfanti	Evans	McCall	Seventy
Blaum	Fee	Maiale	Staback
Book	Freeman	Manderino	Stairs

Bortner	Fryer	Merry	Steighner
Broujos	Gallagher	Michlovic	Stevens
Burd	Gruitza	Moehlmann	Stewart
Bush	Haluska	Morris	Sweet
Cappabianca	Harper	Mrkonic	Taylor, F. E.
Carn	Hasay	O'Brien	Taylor, J. J.
Cawley	Howlett	O'Donnell	Telek
Cohen	Itkin	Oliver	Tigue
Cole	Jarolin	Perzel	Truman
Cordisco	Josephs	Petrarca	Van Horne
Coslett	Kasunic	Petrone	Veon
Cowell	Kenney	Pievsky	Wiggins
DeLuca	Kosinski	Pistella	Wogan
DeWeese	Kukovich	Pott	Wozniak
Dalcy	Langtry	Pratt	Wright, R. C.
Dawida	Laughlin	Pressmann	
Deal	Lescovitz	Preston	Irvis,
Dombrowski	Letterman	Richardson	Speaker

NOT VOTING—2

Clark Olasz

EXCUSED—2

Davies Dininni

The question was determined in the affirmative, and part II of the amendments was agreed to.

The SPEAKER. Now the remaining language is available as a separate amendment: "Amend Bill, page 7, lines 26 through 30" and ending with the words "Amend Sec. 13, page 8, line 3, by striking out '13' and inserting '14'".

On the question,

Will the House agree to part III of the amendments?

The following roll call was recorded:

YEAS—195

Acosta	Distler	Lescovitz	Robbins
Afflerbach	Dombrowski	Letterman	Rudy
Angstadt	Donatucci	Levdansky	Ryan
Argall	Dorr	Levin	Rybak
Arty	Duffy	Linton	Saloom
Baldwin	Durham	Livengood	Saurman
Barber	Evans	Lloyd	Scheetz
Barley	Fargo	Lucyk	Schuler
Battisto	Fattah	McCall	Semmel
Belardi	Fec	McClatchy	Serafini
Belfanti	Fischer	McHale	Seventy
Birmelin	Flick	McVerry	Showers
Black	Foster, Jr., A.	Mackowski	Sirianni
Blaum	Fox	Manderino	Smith, B.
Book	Freeman	Manmiller	Smith, L. E.
Bortner	Freind	Markosek	Snyder, D. W.
Bowley	Fryer	Mayernik	Snyder, G. M.
Bowser	Gallagher	Merry	Staback
Boyes	Gallen	Michlovic	Stairs
Brandt	Gamble	Micozzie	Steighner
Broujos	Gannon	Miller	Stevens
Bunt	Geist	Moehlmann	Stewart
Burd	George	Morris	Stuban
Burns	Godshall	Mowery	Sweet
Bush	Greenwood	Mrkonic	Swift
Caltagirone	Gruitza	Murphy	Taylor, E. Z.
Cappabianca	Gruppo	Nahill	Taylor, F. E.
Carlson	Hagarty	Noye	Taylor, J. J.
Carn	Haluska	O'Brien	Telek
Cawley	Harper	O'Donnell	Tigue
Cessar	Hasay	Oliver	Trello
Chadwick	Hayes	Perzel	Truman
Cimini	Herman	Petrarca	Van Horne
Civera	Hershey	Petrone	Veon
Clymer	Honaman	Phillips	Vroon
Cohen	Hutchinson	Piccola	Wambach

Colafella	Itkin	Pievsky	Wass
Cole	Jackson	Pistella	Weston
Cordisco	Jarolin	Pitts	Wiggins
Cornell	Johnson	Pott	Wilson
Coslett	Josephs	Pratt	Wogan
Cowell	Kasunic	Pressmann	Wozniak
Coy	Kennedy	Preston	Wright, D. R.
DeLuca	Kenney	Punt	Wright, J. L.
DeVerter	Kosinski	Raymond	Wright, R. C.
DeWeese	Kukovich	Reber	Yandrisevits
Dalcy	Langtry	Reinard	
Dawida	Lashinger	Richardson	Irvis,
Deal	Laughlin	Rieger	Speaker
Dietz			

NAYS—0

NOT VOTING—5

Clark	Howlett	Maiale	Olasz
Gladeck			

EXCUSED—2

Davies Dininni

The question was determined in the affirmative, and part III of the amendments was agreed to.

WELCOMES

The SPEAKER. The Chair is delighted to welcome to the hall of the House the ninth grade students from the Philipsburg-Osceola Area High School, Centre and Clearfield Counties. They are here as the guests of Representative Herman and Representative Camille George. They are with their teacher, Mrs. Grace Butler. The important thing is that these youngsters raised \$1,600 on their own to come to this Capitol. Welcome to the hall of the House, children.

Representative Huck Gamble has his brother and wife here. The brother, Bill Gamble, is the mayor of Oakdale. His wife, Mary, is the one who really runs the borough. Congratulations.

CONSIDERATION OF HB 1021 CONTINUED

On the question recurring,

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

The SPEAKER. The Chair recognizes the gentleman from Franklin, Mr. Punt, who wishes to make an announcement.

Mr. PUNT. Thank you, Mr. Speaker.

Representative Cawley offered an amendment a while ago that I felt addressed a great injustice and unfairness that exists with HB 1021. My amendment was very similar to Representative Cawley's. I intend to withdraw my amendment and not belabor the time of the House, as his amendment was defeated.

However, I think it to be very unfair, unjust, that we say to our clubs, to fire companies, to ambulance squads, you can play games of chance, but to our licensed taverns, to our restaurants, you cannot. If you look at municipalities where quotas are filled, in virtually 99 percent of those municipalities, their quotas are filled. To transfer that license, an indi-

vidual will have to pay \$10,000 to \$125,000 for that liquor license. Now, that is quite an investment for an individual, which in turn results in being a small business, and I believe it to be very unfair that we do not include these people in a small-games-of-chance proposal.

Thus, for the information of the House, Representative Cawley and I will be sponsoring legislation permitting these individuals as well as our clubs and fraternal organizations, and we will address this issue once again. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman. The gentleman, Mr. Punt, has withdrawn his amendments.

On the question recurring,

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

Mr. DORR offered the following amendments No. A1217:

Amend Sec. 1, page 2, line 3, by removing the comma after "act" and inserting ; or a club, as defined in section 102 of the Liquor Code, that qualifies as an exempt organization under section 501(c) or 527 of the Internal Revenue Code of 1954 (68A Stat. 3, 26 U.S.C. § 501(c) or 527) and is licensed to sell liquor at retail;

Amend Sec. 1, page 2, line 8, by removing the comma after "Code" and inserting a semicolon

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Dorr, on that question.

Mr. DORR. Mr. Speaker, this amendment addresses one of the problems that I discussed last week in that it includes in the definition of "clubs" - those people who are authorized under this bill to utilize games of chance - all of the organizations that file with the Internal Revenue Service as exempt organizations under section 501(c) or 527 of the Internal Revenue Code.

This will cover, we believe, all of the clubs that I mentioned last week that would not have been covered under the previous definition, such as athletic clubs and so-called political clubs that really amount to social clubs. All of those sort of social clubs that were not included under the previous definition would be under this definition, as long as they file as exempt organizations or qualify as exempt organizations under the Internal Revenue Code.

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

Mr. PETRARCA. We agree to the amendment, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—176

Acosta	Distler	Lescovitz	Reinard
Afflerbach	Dombrowski	Levdansky	Richardson
Angstadt	Donatucci	Levin	Rieger
Argall	Dorr	Linton	Rudy
Arty	Duffy	Livengood	Ryan
Baldwin	Durham	Lloyd	Rybak

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

NAYS—17

Barley	George	Phillips	Snyder, G. M.
Birmelin	Godshall	Pitts	Vroon
Chadwick	Hershey	Schuler	Wass
Cornell	Honaman	Showers	Yandrisevits
Flick			

NOT VOTING—7

Black	Fargo	O'Donnell	Telek
Clark	Letterman	Robbins	

EXCUSED—2

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

On the question recurring,

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

Mr. PETRARCA offered the following amendments No. A1218:

Amend Sec. 6, page 4, line 4, by striking out "; tax on gross receipts"

Amend Sec. 6, page 4, line 5, by striking out "and tax"

Amend Sec. 6, page 4, line 15, by striking out "and taxes"

Amend Sec. 6, page 4, line 17, by striking out "and taxes"

Amend Sec. 6, page 4, line 19, by striking out "and taxes"

Amend Sec. 6, page 4, line 22, by striking out "and taxes"

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Westmoreland, Mr. Petrarca.

Mr. PETRARCA. Thank you, Mr. Speaker.

This amendment removes words that were missed by the Legislative Reference Bureau, and I received a letter from Bob Cable saying that he regrets it. It is a technical amendment only. Thank you.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—5

Clark
Cordisco

Hutchinson

Jarolin

Olasz

EXCUSED—2

Davies

Dininni

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

On the question recurring,

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

Mr. CIVERA offered the following amendments No. A1249:

Amend Title, page 1, line 3, by inserting after "chance,"
for conducting sporting tournaments,

Amend Bill, page 7, by inserting between lines 25 and 26
Section 12. Sporting tournaments.

(a) *Conducting.*—Any distiller, manufacturer or retail or club licensee, as defined under the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, either alone or in combination, may sponsor, hold or permit to be held, on the licensed premises or on premises contiguous and adjacent thereto, a dart, billiard, bowling, shuffleboard or ring tournament or contest without having to obtain any permits therefor.

(b) *Advertising.*—The distiller, manufacturer or retail or club licensee may directly or indirectly advertise a dart, billiard, bowling, shuffleboard or ring tournament or contest and may directly or indirectly advertise, offer, award or permit the award, on the licensed premises, of trophies, prizes or premiums therefor.

(c) *Prizes.*—Cash moneys or negotiable instruments of any type or kind, or trophies, prizes or premiums may be offered or awarded, traded or received by any person at such dart, billiard, bowling, shuffleboard or ring tournaments or contests.

(d) *Alcoholic beverages.*—Alcoholic beverages may be served, sold, serviced or delivered and the same shall be permitted in or within the area in which such dart, billiard, bowling, shuffleboard or ring tournament or contest is held and a bar or service bar may be installed in the lobby of the licensed premises, passageway or entrance immediately adjacent thereto.

(e) *Card tournaments prohibited.*—No card tournament or contest shall be allowed under this section.

Amend Sec. 12, page 7, line 26, by striking out "12" and inserting

13

Amend Sec. 13, page 8, line 3, by striking out "13" and inserting

14

On the question,

Will the House agree to the amendments?

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

Mr. CIVERA. Thank you, Mr. Speaker.

What this amendment attempts to do is what we did, I think it was in February; it allows the retail licensees to have dart, billiards, bowling, shuffleboard, and ring tournaments. It does not allow the retail licensees or the tavern owners to have small games of chance or card tournaments in their establishments.

The reason for the amendment is that because of the severe hardships that the tavern owners have suffered in the Com-

monwealth of Pennsylvania, and if we are allowing the clubs, and I agree with what we are doing here today, I feel that the tavern owners should have some part of this to gain some of the revenue generated in the Commonwealth, for their industry, especially in my district, has suffered severely.

Now, all we are saying here, to repeat myself again, is that we are allowing the skilled games to be played in our local taverns.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

Mr. Speaker, I regret that we have to oppose this amendment. Representative Saloom is having public hearings now; we will address this in about 3 weeks.

The SPEAKER. The Chair thanks the gentleman.

Do you wish to be recognized for the second time, Mr. Civera?

Mr. CIVERA. Yes. Thank you, Mr. Speaker.

Representative Petrarca is exactly correct that the House Liquor Control Committee is holding public hearings on the tavern industry as far as the small games of chance and the skilled games, and it has been very clearly stated to the House Liquor Control Committee that the skilled games be allowed to be in the tavern industry. Now, I think that when we address the issue of small games of chance to the local taverns, that the House Liquor Control Committee should continue on its findings. However, all we are doing here today is what every golf club in this Commonwealth that has a liquor license, we are permitting the taverns, just like we are permitting them to have golf tournaments, we are permitting them to have shuffleboard tournaments. I do not see any harm that we should move forward in this amendment to allow our tavern industry to have the same chance that we are permitting our clubs. Our clubs are even going one step further; they are having the small games of chance which our tavern owners are not.

So, Mr. Speaker, I would wish that you would agree with me on this amendment and give the tavern owners a little bit more say than what they have presently. Thank you, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Lackawanna, Mr. Cawley.

Mr. CAWLEY. Thank you, Mr. Speaker.

I support the Civera amendment. He should be commended for being a man of his word who is trying to help the taverns across this State, which he has so said at the public hearings. I ask for an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Petrarca.

Mr. PETRARCA. Mr. Speaker, I again ask for a negative vote. This bill has almost 100 sponsors, and it was strictly for punchboards and fishbowls.

Again, Mr. Saloom is going to come up with legislation to address this. It should stand on its own merits; it should be a separate bill.

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

The following roll call was recorded:

YEAS—61

Arty	Duffy	Letterman	Saloom
Belardi	Durham	Levdansky	Serafini
Blaum	Fargo	McVerry	Snyder, D. W.
Book	Freind	Mackowski	Staback
Bortner	Fryer	Mayermik	Stairs
Brandt	Gamble	Micozzie	Steighner
Burd	Gannon	O'Brien	Stevens
Burns	Gladeck	Perzel	Stewart
Caltagirone	Greenwood	Petrone	Taylor, J. J.
Cappabianca	Gruitza	Pistella	Tigue
Cawley	Haluska	Pott	Trello
Cessar	Hutchinson	Punt	Wilson
Civera	Jarolin	Raymond	Wogan
Coslett	Kenney	Reber	Wozniak
Deluca	Kosinski	Reinard	Wright, R. C.
Dawida			

NAYS—137

Acosta	Dombrowski	Lescovitz	Robbins
Afflerbach	Donatucci	Levin	Rudy
Angstadt	Dorr	Linton	Ryan
Argall	Evans	Livengood	Rybak
Baldwin	Fattah	Lloyd	Saurman
Barber	Fee	Lucyk	Scheetz
Barley	Fischer	McCall	Schuler
Battisto	Flick	McClatchy	Semmel
Belfanti	Foster, Jr., A.	McHale	Seventy
Birmelin	Fox	Maiale	Showers
Black	Freeman	Manderino	Sirianni
Bowley	Gallagher	Manmiller	Smith, B.
Bowser	Gallen	Markosek	Smith, L. E.
Boyes	Geist	Merry	Snyder, G. M.
Broujos	George	Michlovic	Stuban
Bunt	Godshall	Miller	Sweet
Bush	Gruppo	Moehlmann	Swift
Carlson	Hagarty	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F. E.
Chadwick	Hasay	Mrkonic	Telek
Cimini	Hayes	Murphy	Truman
Clymer	Herman	Nahill	Van Horne
Cohen	Hershey	Noye	Veon
Colafella	Honaman	O'Donnell	Vroon
Cole	Howlett	Oliver	Wambach
Cordisco	Itkin	Petrarca	Wass
Cornell	Jackson	Phillips	Weston
Cowell	Johnson	Piccola	Wiggins
Coy	Josephs	Pievsky	Wright, D. R.
DeVerter	Kasunic	Pitts	Wright, J. L.
DeWeese	Kennedy	Pratt	Yandrisevits
Daley	Kukovich	Pressmann	
Deal	Langtry	Preston	Irvis,
Dietz	Lashinger	Richardson	Speaker
Distler	Laughlin	Rieger	

NOT VOTING—2

Clark	Olasz
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EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendments were not agreed to.

On the question recurring,
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?

On final passage, the Chair recognizes the gentleman from Bucks, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to this legislation which would provide for further gambling in the Commonwealth of Pennsylvania. Mr. Speaker, some of the problems I see within this legislation, if you have a punchboard, there is nothing in the current bill that we have that would allow a manufacturer to divide that punchboard into, say, four different sections - a blue section, a red section, orange, and green - and have the person gamble or take a chance on each one of those sections and have individual prizes, obviously up to \$250, the maximum, in each one of those sections. You could also have the second prize being \$230, the third prize being \$200, and it becomes quite apparent that you are not dealing with small games of chance but a kind of gambling procedure that provides large amounts of gambling. Also, you are not talking about 25 cents for a punch into the punchboard, although that could be a reality, but you are talking, maybe, of \$1 or \$2 or \$5. There is no limitation on the punchboard as to the amount that a person would pay as he would make a choice.

Mr. Speaker, as I have said repeatedly from the floor of the House, one of the concerns that I have among others is the availability of gambling and the social problems that do come with it.

Mr. Speaker, there is a very timely article that appeared in the Daily Intelligencer on Thursday, August 23, 1984, and I would just like to read a part of this article and demonstrate to the members that this is a problem, a social problem, that we have to deal with here in this General Assembly.

A survey of nearly 900 New Jersey high school students shows 86 percent said they had gambled in the last year and 46 percent said they had been underage bettors at the casinos here, the state Council on Compulsive Gambling reported Wednesday.

"The study does get at the question of 'Is there a problem of compulsive gambling among high school students?' And the answer is, 'Yes,'" said Dr. Henry R. Lesieur, a St. John's University sociology professor who organized the survey of 892 students conducted in the spring.

Legalized forms of gambling in New Jersey include the casinos games, horse racing, bingo, race simulcasting, a state lottery and raffles.

The questionnaires were distributed to students at three high schools - one each in the northern, central and southern parts of the state - by Martin Rimm, a 19-year-old University of South Florida student.

Rimm made headlines as a 16-year-old Atlantic City high school student when he wrote in his school newspaper about how he donned a business suit, Arab headdress and sunglasses to sneak into a casino, where he posed as a wealthy sheik and was offered free drinks and meals.

"There is a gambling problem among youth because of the availability of gambling," said Rimm.

"This is why we are cultivating a generation of compulsive gamblers. The more available it is, the more they will gamble."

Mr. Speaker, that points out an important issue that we are dealing with. Today in the State of New Jersey, the most important social crisis they have is compulsive gambling. We can, and rightfully so, talk about other problems that come through the problems of gambling as it is today, but in New Jersey they are now saying compulsive gambling is one of the top priorities as a social problem that they are now trying to solve.

Mr. Speaker, it has been pointed out often that this is needed by the volunteer fire companies and other nonprofit groups in our districts, that they are looking for this kind of gambling to sustain their economic growth. I submit to you a problem that I see with volunteer fire companies - how do you deal with this when most fire companies have a junior cadet corps or something similar to that where 16-year-old students or young boys and young girls learn ways of the volunteer firemen so someday they, too, will want to serve their communities. And yet we are putting in these fire companies punchboards, fishbowls, and moving in the wrong direction in trying to teach them good habits.

Mr. Speaker, I submit to you that there is not that great outpouring of cry which we have heard on this floor from groups that want this piece of legislation. Remember, the people who serve these volunteer fire companies and other nonprofit groups are caring people. That is why they are volunteers to begin with, and I cannot imagine them saying you have done the wrong thing by voting against this bill when we are trying to protect the citizens of the Commonwealth through social problems. In fact, in this hall, Mr. Speaker, I myself have spoken for support of dollars to go to cure our social problems, and there have been bills and resolutions presented to try to deal with the various ills that come before the people of the Commonwealth. I think it is counterproductive for us to do all these other good things and then have a bill that is going to create social problems - going to shipwreck homes and cause people to go astray.

Mr. Speaker, in my district people would say perhaps, well, Clymer, you do not really understand my situation; I have a lot of these organizations in my district. Well, Mr. Speaker, in my district I have 12 volunteer fire companies, I have 5 veterans' groups, I have 3 ambulance corps, and a number of fraternal groups. What we are weighing here today is the future of our youth, Mr. Speaker, compared to gambling. I submit to you that on a vote of conscience, it is far easier for me to vote against this bill - despite what criticisms I may receive back in my district, knowing full well that I am improving and protecting the quality of life of Pennsylvanians - than to vote against a bill that would do the opposite. Mr. Speaker, thank you very much.

The SPEAKER. The Chair thanks the gentleman.

WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the house a young man, Mr. Tony Bubba, who is the Hazlett Award winner this year in the media arts. He is from Braddock, Pennsylvania. He and his parents are here. His parents are Edward and Angeline Bubba. They are the guests of Representative Tom Michlovic. Welcome to the hall of the House; we are honored by your presence, sir.

CONSIDERATION OF HB 1021 CONTINUED

The SPEAKER. On the final passage of the bill, the Chair recognizes the gentleman from York, Mr. Foster.

Mr. FOSTER. Thank you, Mr. Speaker.

Will the gentleman, Mr. Petrarca, consent to interrogation?

The SPEAKER. The gentleman, Mr. Petrarca, indicates he will stand for interrogation.

Mr. PETRARCA. Mr. Speaker, as long as he asks me different questions than he asked me last week.

The SPEAKER. The gentleman, Mr. Petrarca, is advised by the Chair he does not have to stand for interrogation if he does not wish to.

Mr. Foster, you may proceed.

Mr. FOSTER. Thank you, Mr. Speaker.

Under the provisions of the bill, I believe one of the organizations qualifying, for example, would be the veterans' organizations or the Knights of Columbus, for example? They would qualify?

Mr. PETRARCA. Yes, Mr. Speaker, possibly.

Mr. FOSTER. Would a county historical society qualify?

Mr. PETRARCA. Yes, Mr. Speaker.

Mr. FOSTER. I did not hear the answer, Mr. Speaker.

Mr. PETRARCA. Mr. Hayes put that definition in. Yes, Mr. Speaker.

Mr. FOSTER. Mr. Speaker, would a boys' club chartered as a nonprofit charitable organization qualify?

Mr. PETRARCA. If it meets the definition inserted by Representative Hayes, yes, Mr. Speaker.

Mr. FOSTER. Would the Boy Scouts of America then qualify?

Mr. PETRARCA. If they meet the definition of Representative Hayes' amendment. Thank you, Mr. Hayes.

Mr. FOSTER. Thank you, Mr. Speaker.

I would like to make a statement on the bill.

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

Mr. FOSTER. Mr. Speaker, I commend the gentleman, Mr. Petrarca, for being forthright in his answers. I commend the gentleman for making a very honest attempt to try to do certain limited things within the field of gambling. However, there is a loophole in the matter of charitable organizations that you can drive a good-sized truck through here.

As I just elicited in interrogation, virtually any nonprofit charitable organization can qualify. Now, when we passed in the last session the bill dealing with blackjack, most of us were not aware of the use to which that would be put. When we

were queried back home, we could say, it was never our intention that that should happen. However, if we pass this bill and go home and someone asks us why the county historical society could run punchboards, our only recourse is to answer, well, we passed a bill which would permit them to do that. When you get down to the boys' club, an athletic club in your neighborhood set up on a charitable nonprofit basis, and two or three people on the board of directors decide to run punchboards and the community is split asunder, how are you going to answer? Only that we permitted it by the legislation we passed in a loose fashion.

When you get right down to the Boy Scouts of America, you are going to have to make the same reply. When you get down to the National Abortion Rights Action League of Pennsylvania, you are going to have to make that same response, because it is right here in the bill. If they are a charitable nonprofit organization, they come under the provisions of this bill.

Now, I would ask you to consider very carefully whether you want to answer in the affirmative to all of these questions you will get from back home - did you intend this? Is this the kind of legislation you have passed? Your only answer can be a very weak, well, we hoped that those organizations would not participate, but we have to admit, Mr. Speaker, that they can, they very well can. And not only that, you can very well reply, Mr. Foster, they will not; the organizations you named may not. However, what about the front organizations? What about organizations that set themselves up specifically to qualify for the loophole in this bill? Do not tell me that they will not take advantage of it.

MOTION TO RECOMMIT

Mr. FOSTER. Mr. Speaker, for all of the foregoing reasons, I think this bill needs a lot of additional scrutiny and study, and I therefore move that it be recommitted to the Committee on State Government.

The SPEAKER. It has been moved by the gentleman, Mr. Foster, that HB 1021, as amended, be recommitted to the Committee on State Government. The question is on that motion.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair recognizes the gentleman from Northumberland, Mr. Belfanti, on the motion.

Mr. BELFANTI. Thank you, Mr. Speaker.

I would like to oppose this motion for recommitment. In doing so, since the motion was made at the end of a statement by the previous speaker, I would like to add from firsthand experience as a 14-year veteran Scouter that the Boy Scouts of America are prohibited by their national charter from engaging in any fundraising activity that deals with gambling. It is my secondhand knowledge that allows me to also report that the Girl Scouts of America, the Boys' Clubs, all 4-H organizations, and other youth groups are also prohibited by their national charters from engaging in this type activity. So that kind of blows the wind out of the sail of that argument.

I would also like to mention that in light of the fact that an amendment was offered and passed earlier levying a fine of 1 year in jail to anyone caught selling permitted small-games-of-chance items to minors, I do not believe that will be a problem either.

On those grounds I would oppose this motion. Let us deal with this bill. I feel for one that the bill is not going far enough. I had an amendment drafted to allow raffles, for example. I agreed to hold that amendment and address that separately as some other members are willing to address other issues relating to small games separately. I think all we are asking for here is punchboards and fishbowl tickets. These are two games that are commonly used. They have been in use for 100 years. There is not a volunteer fire company in the State whose doors would remain open if they were not allowed to utilize these devices. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

On the motion to recommit and only on that motion, the Chair recognizes the gentleman from Westmoreland, Mr. Saloom.

Mr. SALOOM. Mr. Speaker, I rise to oppose the motion to recommit.

The bill has sponsors of almost the majority of the House members. It has been studied by the members of the House. They have had ample opportunity to offer their amendments here on the floor on two separate legislative days. I therefore ask the members of the House to oppose recommitment. Thank you, Mr. Speaker.

The SPEAKER. On the motion, the Chair recognizes the gentleman from Indiana, Mr. Wass.

Mr. WASS. Mr. Speaker, may I interrogate Representative Petrarca?

The SPEAKER. Only if it concerns the motion to recommit, and the Chair will be listening assiduously.

Mr. Petrarca will stand for that interrogation.

Mr. PETRARCA. Yes, Mr. Speaker.

Mr. WASS. Mr. Speaker, I just want to ask you one question.

Does this legislation allow sororities and fraternities at our universities to have the games of chance?

The SPEAKER. Mr. Wass, the Chair apologizes, but the Chair is not going to be lenient on this. All people are going to be limited to the motion to recommit, reasons they are for or against.

Those in favor of recommitment 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—62

Barley	Flick	Lashinger	Scheetz
Battisto	Foster, Jr., A.	Levin	Schuler
Birmelin	Fox	Livengood	Semmel
Bowley	Freeman	Lloyd	Showers
Bush	Frcind	McHale	Smith, L. E.
Carlson	Fryer	McVerry	Snyder, D. W.
Chadwick	Gallen	Mowery	Snyder, G. M.
Cimini	Gamble	Noye	Stuban

Clymer	Godshall	O'Donnell	Swift
Coy	Greenwood	Phillips	Taylor, E. Z.
Dietz	Gruppo	Pitts	Vroon
Dorr	Hershey	Punt	Wass
Durham	Johnson	Reinard	Wright, D. R.
Fargo	Kennedy	Robbins	Wright, J. L.
Fattah	Kenny	Rybak	Yandrisevits
Fischer	Langtry		

NAYS—136

Acosta	DeWeese	Levdansky	Richardson
Afflerbach	Daley	Linton	Rieger
Angstadt	Dawida	Lucyk	Rudy
Argall	Deal	McCall	Ryan
Arty	Distler	McClatchy	Saloom
Baldwin	Dombrowski	Mackowski	Saurman
Barber	Donatucci	Maiale	Serafini
Belardi	Duffy	Manderino	Seventy
Belfanti	Evans	Manmiller	Sirianni
Black	Fee	Markosek	Smith, B.
Blaum	Gallagher	Mayernik	Staback
Book	Gannon	Merry	Stairs
Bortner	Geist	Michlovic	Steighner
Bowser	George	Micozzie	Stevens
Boyes	Gladeck	Miller	Stewart
Brandt	Gruitza	Mochlmann	Sweet
Broujos	Hagarty	Morris	Taylor, F. E.
Bunt	Haluska	Mrkonic	Taylor, J. J.
Burd	Harper	Murphy	Telek
Burns	Hasay	Nahill	Tigue
Caltagirone	Hayes	O'Brien	Trello
Cappabianca	Herman	Oliver	Truman
Carn	Honaman	Perzel	Van Horne
Cawley	Howlett	Petrarca	Veon
Cessar	Hutchinson	Petrone	Wambach
Civera	Itkin	Piccola	Weston
Cohen	Jackson	Pievsky	Wiggins
Colafella	Jarolin	Pistella	Wilson
Cole	Josephs	Pott	Wogan
Cordisco	Kasunic	Pratt	Wozniak
Cornell	Kosinski	Pressmann	Wright, R. C.
Coslett	Kukovich	Preston	
Cowell	Laughlin	Raymond	Irvis,
Deluca	Lescovitz	Reber	Speaker
DeVerter	Letterman		

NOT VOTING—2

Clark	Olasz
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EXCUSED—2

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

On the question recurring,
Shall the bill pass finally?

(Members proceeded to vote.)

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

Mr. MERRY. I wanted to comment on final passage, Mr. Speaker.

The SPEAKER. Does the gentleman look at the board and still wish to comment? If the gentleman insists, we will strike the board.

Mr. MERRY. It is a point of clarification.

VOTE STRICKEN

The SPEAKER. Strike the board.

On the question recurring,
Shall the bill pass finally?

The SPEAKER. On final passage, the Chair recognizes the gentleman, Mr. Merry.

Mr. MERRY. Mr. Speaker, I wanted to interrogate Mr. Petrarca. I have an important point here.

The SPEAKER. The gentleman says he will stand for interrogation. Mr. Merry is in order and may proceed.

Mr. MERRY. My apologies, Mr. Speaker, for indulging in what might be unnecessary conversation, but I feel there is an important part here that I need for my decision, and maybe there is someone else who is sitting here on the fence.

Now, this bill legalizes punchboards and fishbowls. That was the original intent.

Mr. PETRARCA. That is all, Mr. Speaker.

Mr. MERRY. You say that is all?

Mr. PETRARCA. That is all I expect it to do, Mr. Speaker.

Mr. MERRY. Mr. Speaker, in your opinion, what are you trying to correct out there in the marketplace, out there with our charitable organizations, sportsmen's clubs, and the veterans' organizations? Just what does this bill do for them?

Mr. PETRARCA. Mr. Speaker, what is happening out in the veterans' clubs - VFW (Veterans of Foreign Wars), DAV (Disabled American Veterans), the American Legion - they are being harassed by the LCB (Liquor Control Board) when the big country clubs are getting away with golf and whatever, and they are doing it now. They are doing it now in all the social clubs and fraternal organizations. They ask for this relief. Surely you have heard from your VFW or your American Legion or DAV, sir.

Mr. MERRY. I have, Mr. Speaker, and concur with that approach. But my problem is this: The activities that I observe going on are more than just punchboards and fishbowls. Is this not true, in your opinion?

Mr. PETRARCA. If it is more than punchboards or fishbowls, then the law which Representative Hayes triggered in there will trigger.

Mr. MERRY. Okay. My point is this, and the reason I voted against it the other day was that I feel we are taking a problem here that is being addressed somewhat in many areas because it is overlooked. Are we not possibly making it possible for criminal indictments to people who are now being overlooked? And if that is the case, if this bill will then bring a situation into our clubs and charitable organizations of additional scrutiny, additional enforcement, if you will, for activities that are beyond the punchboards and fishbowls. In other words, I am wondering, the 50-50 raffles, one of the speakers on the other side recently addressed a postage stamp-like machine. How about the paper-like bingo games? Someone else mentioned—what was it?—tipboards, I believe. These things which are very prevalent and very commonly used in the organizations that I am familiar with, are they going to be legal? Are they going to be under this bill or not?

Mr. PETRARCA. Mr. Speaker, the Hayes amendment specifies punchboards and fishbowls, period.

Mr. MERRY. I understand that, and therein lies my problem and, I suggest, everyone's problem here. If we are trying to correct a problem out there, and there is a problem there—

The SPEAKER. Mr. Merry?

Mr. MERRY. I strayed, did I not?

The SPEAKER. Indeed you have.

Mr. MERRY. All right. That ends my interrogation. May I remark on the bill?

The SPEAKER. The gentleman may speak on final passage.

Mr. MERRY. That was not intentional, Mr. Speaker.

Mr. Speaker, I think we should be aware of whether we are creating another Pandora's box on an issue. I would hope that a small-games-of-chance bill could pass but that it would be a good bill. What I need to ask everyone here is, is this the good bill that we have been looking for? I hope you are right. I suggest that it is not. There are avenues that are so commonly used back in our districts that they are now getting away with, if you will, that are now going to be under additional scrutiny. We are going to have people who are innocently doing something which they thought was a fishbowl but some complainer identifies as not being a fishbowl. In some other act, we have already referred to tipboards and stamp-like machines.

I am suggesting, Mr. Speaker—I am not asking for a conclusion except in our final vote—that we should ask ourselves whether this is the bill we really need. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Monroe, Mr. Battisto, on final passage.

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, you know and everyone knows, I guess, I will vote against any gambling bill. That is a matter of record. But let me make something very clear. I am going to spare you the philosophy. I do not have to philosophize, but very succinctly, I would have hoped that some of the amendments would have cleared up the glaring problem in this bill. I need not argue philosophically. The fact is, we say small games of chance; yes, a punchboard and a fishbowl might be small games of chance. However, by allowing the glaring loophole, that is, of not controlling the total amount of prizes that could be offered and by not controlling the amount charged for a chance, you have changed what you think to be a small-games-of-chance bill into a bill that will involve great sums of money, possibly. The fact is there is no distribution of moneys provided for.

Therefore, I say to you, if you are looking for a small-games-of-chance bill, you might have it as far as type but not from the standpoint of possible sums of money. Therefore, I ask for a "no" vote. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Chester, Mr. Vroon, on final passage.

Mr. VROON. Thank you, Mr. Speaker.

Very briefly, I am going to comment once again on this bill. I maintain that this bill is a foot-in-the-door type of bill. If you pass this bill, you are going to open the door for a far greater extension of gambling activities in the State of Pennsylvania.

We saw a very careful maneuver here today. Every amendment that extended it quite drastically was rejected, and deliberately rejected, and I maintain it was not on the basis of real principle opposition to it but because of the fear that if those amendments were adopted, this bill would not pass.

Now, I say to you I believe that it is just a matter of time, and maybe not very much time either, if we pass this bill, that you will be faced and confronted with a decision to make on whether or not you want to open up the games of chance to all the taverns in the State of Pennsylvania. The fact of the matter is, as I understand it, that people in the Tavern Association are opposed to our passage of this bill in its present form, because they want to be included in the games of chance. So there is very little doubt in my thinking, and I would like to have you seriously consider this, as to whether or not this is the beginning of a real, widespread extension of gambling in the State of Pennsylvania.

I oppose it very much, as I think this is detrimental to our social interests, and I think the people of Pennsylvania, as I said *once before and I say again*, are very much opposed to this principle of spreading the practice of gambling in our State. I urge a "no" vote on this bill.

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

Mr. STEVENS. Thank you, Mr. Speaker.

Not to belabor a point, I do not think this is going to lead to any further legalized gambling, although I wish it would, and I do not think we should be imposing our morality on citizens of Pennsylvania who want to gamble, who go to Atlantic City to gamble, and I hope that the House addresses those issues. Legalized gambling exists in Pennsylvania; our senior citizens are benefiting from the lottery, and I hope that we address this issue.

This is just a helpful bill. It is hardly what you would even call a gambling bill. So Representative Vroon's comments, I think, are not really in order, because this does not lead to any further gambling. Thank you.

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

Mr. TRELLO. Mr. Speaker, I am going to be very brief also.

The gentleman who preceded me indicated about the amount of prizes that are being paid out in this particular piece of legislation. I would remind him that for \$1 in the State lottery you can win \$500; for \$1 on the Big Four you can win \$5,000; and for 50 cents on the Lotto you can become a millionaire. I do not hear any arguments against those programs.

But with all the other arguments that we have heard here today, remember one thing - the people who sent you here.

This is local option in this bill. If there are any loopholes—and I think I will write a song about loopholes since there are not any—what they ought to do is go back to their district if there are any loopholes and tell their particular community that it is a bad bill and point out those flaws, and if they do not want it in that particular community, they do not have to have it. One good thing about this bill is we are not shoving anything down anybody's throat. It is by local option, and that is the way all of it should be.

I sincerely solicit support for the bill and ask for a "yes" vote. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Wayne, Mr. Birmelin, on final passage.

Mr. BIRMEIN. Thank you, Mr. Speaker.

Very briefly, just let me say that I am opposed to gambling in any form or way that it is even presently or expanding on it. I think we do our people a disservice by allowing it as much as possible and expanding on it. I ask for a "no" vote.

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—122

Angstadt	DeWeese	Iescovitz	Reber
Argall	Daley	Letterman	Richardson
Arty	Dawida	Levdansky	Rieger
Baldwin	Distler	Lucyk	Rudy
Barber	Dombrowski	McCall	Saloom
Belardi	Donatucci	Mackowski	Serafini
Belfanti	Duffy	Maiale	Seventy
Blaum	Evans	Manderino	Sirianni
Book	Fee	Manmiller	Staback
Bowser	Fox	Markosek	Stairs
Boyes	Gallagher	Mayernik	Steighner
Brandt	Gannon	Michlovic	Stevens
Broujos	Geist	Micozzie	Stewart
Burd	Gladeck	Miller	Sweet
Burns	Gruitza	Moehlmann	Taylor, F. E.
Caltagirone	Haluska	Morris	Taylor, J. J.
Cappabianca	Harper	Mowery	Telek
Carn	Hasay	Mrkonic	Tigue
Cessar	Hayes	Nahill	Trello
Cimini	Herman	Oliver	Truman
Civera	Howlett	Perzel	Van Horne
Cohen	Hutchinson	Petrarca	Veon
Colafella	Itkin	Petrone	Wambach
Cole	Jackson	Piccola	Weston
Cordisco	Jarolin	Pievsky	Wiggins
Cornell	Josephs	Pistella	Wogan
Coslett	Kasunic	Pott	Wozniak
Cowell	Kenney	Pratt	Wright, R. C.
Coy	Kosinski	Preston	
Deluca	Kukovich	Punt	Irvis,
DeVerter	Laughlin	Raymond	Speaker

NAYS—76

Acosta	Fattah	Lashinger	Rybak
Afflerbach	Fischer	Levin	Saurman
Barley	Flick	Linton	Scheetz
Battisto	Foster, Jr., A.	Livengood	Schuler
Birmelin	Freeman	Lloyd	Semmel
Black	Freind	McClatchy	Showers
Bortner	Fryer	McHale	Smith, B.
Bowley	Gallen	McVerry	Smith, L. E.
Bunt	Gamble	Merry	Snyder, D. W.
Bush	George	Murphy	Snyder, G. M.
Carlson	Godshall	Noye	Stuban

Cawley	Greenwood	O'Brien	Swift
Chadwick	Gruppo	O'Donnell	Taylor, E. Z.
Clymer	Hagarty	Phillips	Vroon
Deal	Hershey	Pitts	Wass
Dietz	Honaman	Pressmann	Wilson
Dorr	Johnson	Reinard	Wright, D. R.
Durham	Kennedy	Robbins	Wright, J. L.
Fargo	Langtry	Ryan	Yandrisevits

NOT VOTING—2

Clark Olasz

EXCUSED—2

Davies Dininni

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.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of SB 244, PN 962, entitled:

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.

On the question,

Will the House agree to the bill on third consideration?

Mr. PIEVSKY offered the following amendment No. A1204:

Sec. 3 (Sec. 5505), page 13, line 5, by striking out "AFTER JULY 1, 1983" and inserting

on or after the effective date of this amendatory act

On the question,

Will the House agree to the amendment?

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, this is more or less an agreed-to technical amendment or more or less a clarifying amendment. This amendment is being offered at the request of both the State Employees' and Public School Employees' Retirement Boards.

The amendment will clarify the section requiring members purchasing creditable intervening military service to pay the additional contribution rate of 6.25 to apply only to members who began State service after the effective date of this amendatory act. I would urge support of this amendment. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—5

Clark Olasz Swift Truman

EXCUSED—2

Davies Dininni

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

On the question,

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

Mr. ITKIN offered the following amendments No. A1227:

Amend Title, page 1, line 2, by inserting after "Statutes," further providing for eligibility for special early retirement for public school employees;

Amend Sec. 1, page 1, line 10, by inserting after "~~AF8312-~~ 8312,

Amend Sec. 1, page 2, by inserting between lines 24 and 25 § 8312. Eligibility for special early retirement.

Notwithstanding any provisions of this title to the contrary, for the period only of July 1, 1985 to June 30, 1986, the following special early retirement provisions shall be applicable to specified eligible members as follows:

(1) During the period of July 1, 1985 to June 30, 1986, any active member who has attained the age of at least 53 years and has credit for at least 30 eligibility points shall be entitled, upon termination of service and filing of a proper application, to receive a maximum single life annuity calculated pursuant to section 8342 (relating to maximum single life annuity) without any reduction by virtue of an effective date of retirement which is under the superannuation age.

(2) During the period of July 1, 1985 to June 30, 1986, any active member who has attained the age of at least 50 years but not greater than 53 years and has credit for at least 30 eligibility points shall be entitled, upon termination of service and filing of a proper application, to receive a maximum single life annuity calculated pursuant to section 8342 with a reduction by virtue of an effective date of retirement which is under the superannuation age of a percentage determined by multiplying the number of months, including a fraction of a month as a full month, by which the effective date of retirement precedes the attainment of age 53 by 0.25%.

On the question,

Will the House agree to the amendments?

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

Mr. ITKIN. Mr. Speaker, the amendment I am offering today to SB 244 will return the bill to its original form. What the amendment will do will be to insure that those people who qualify for the early retirement provisions are active members of the system.

Currently in the bill both the State employees and school employees may qualify for early retirement if they meet certain conditions. However, there is an inconsistency in the bill in that for the State employees, only the active members may be considered for retirement, but for school employees, both active and inactive members may be considered. What my amendment does is basically make the two the same by inserting the provision that only active members may benefit from early retirement.

In my judgment, Mr. Speaker, the public policy which is served by these amendments is to encourage higher paid employees who have approximately reached their retirement age to take early retirement and therefore give an opportunity to a public agency through attrition to reduce its force. With respect to inactive members, however, these people are no longer engaged in the particular agency for which they were paying into retirement benefits, and all the current bill would do would be to allow individuals who are no longer represented in government, who are vested, to receive their retirement benefits earlier than they normally would have to do so. Since this early retirement is provided without penalty, at least down to age 53, there is a distinctive cost to the program which must be borne by the school districts and by the Com-

monwealth. Consequently, Mr. Speaker, I think in an essence of fairness and an essence of parity between the State employees and the school district employees, I propose this amendment, and I would urge the House to adopt it.

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Vroon, on the Itkin amendment.

Mr. VROON. May I interrogate the maker of the amendment?

The SPEAKER. Mr. Itkin will stand for interrogation. You may proceed, Mr. Vroon.

Mr. VROON. Mr. Speaker, as I see your amendment here, you liberalize the amount of pension that can be gotten by people under 53, people 53 or less. I think there are two categories that you mentioned here. In one case they do not have any particular penalty at all for retiring after 30 years of service and attaining the age of 53; in the other case they do have a partial reduction of their pension if they are between 50 and 53. Is that not right, Mr. Speaker?

Mr. ITKIN. No; that is incorrect, Mr. Speaker.

The bill currently provides that any member of the system, any member of the School Employees' Retirement System, may qualify for early retirement. This is amendatory law. It is not the original law which created the early retirement provision.

What this amendment will do will be to insure that only actively engaged members of the retirement system—in other words, schoolteachers—may qualify now for early retirement. Those people who used to work in the school system who are vested and who are now at some other employment could benefit by the bill, as it is currently constituted, by getting their retirement earlier. Instead of waiting until 60, they can get their retirement at age 53 without penalty. There is no public policy served because they do not work any longer for the school district, and so there is no benefit for the school district to have them seek early retirement. All they will do is get their paycheck 7 years earlier than they normally would get it, because it is a deferred compensation and they no longer work for the school system anymore. So this is really corrective language that I am adding to what is now existing law.

Mr. VROON. Are you telling me in effect then that this is a tightening provision and that this will cause the financial effect of this to be less than the way it is right now?

Mr. ITKIN. That is exactly correct.

We will still permit the active school employee to be able to get this early retirement. What we will be doing will be insuring that a person who no longer works for the school district will not be able to qualify for an early retirement, even though he is a member of the system because he has paid into it and he is vested. It basically will insure that the guy who now works at J. C. Penney, let us say, cannot get his school district retirement check 7 years earlier just because he is vested and there is an early retirement provision in the law.

Mr. VROON. Thank you, Mr. Speaker.

Mr. Speaker, just a brief comment, please?

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

Mr. VROON. All right.

Mr. Speaker, after this interrogation, I am convinced that this is a desirable amendment. I regret that these things are in there in the first place because I think it is a rather liberal interpretation of what people should be entitled to. Nevertheless, this is an amendment that has the effect of lowering the cost, and as such, I think this is a good amendment and I urge a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

On the Itkin amendment, the Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I rise to take issue with the arguments presented by Mr. Itkin and those agreed to by Mr. Vroon.

We are talking about an early retirement window that this legislature created for State employees and for school district employees. Now, there is no question, as Mr. Itkin argued, that we would hope, as the entity or the legislature would hope, that there would be retirements that take place of persons who carry a higher salary so that there will be a savings when replacement personnel is hired at a lower salary. We are hoping that that is the way it works and that there will really be a savings of money to the Commonwealth and to the school districts by the early retirement window that we provided. It does not follow, however, if there is no savings because employees have already vested, that they should not be treated fairly.

Mr. Itkin's argument is that a person who is a school district employee, who has the required number of active years of teaching, who is of the required age under the bill, should be denied the early retirement window only because that person is no longer actively teaching. Now, how does this come about? It comes about because someone put 30 years in, they were vested, and they froze their account and are not presently teaching. They may not be at the superannuation age, whether it is 62 or 65, I am not sure, but they are not at that age and will take their retirement at that age.

Now we have provided an early window for employees. Why should we penalize these employees who have their 30 years in, who are of the required age—and let me tell you how many we are talking about, by the actuarial study that was done - 10. Ten employees that Mr. Itkin says, we are not going to gain anything; they are no longer actively teaching, so we are not going to save a big salary and get a small salary. That is true. But what about fairness to the individual who is going to be treated differently and not be given the early retirement window simply because he is no longer, at this moment, actively teaching?

I ask you to deny the Itkin amendment; vote in the negative. We are talking about 10 people. We cannot be talking about very much money, and there is an issue of fairness to that individual who has put those 30 years in in the school system. Mr. Speaker, I ask for a negative vote.

The SPEAKER. The Chair thanks the gentleman.

For the second time on the Itkin amendment, the Chair recognizes the gentleman, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I hate to disagree with my leader. However, in trying to argue with his line of reasoning, there is a gross deficiency in the bill from his perspective that should be corrected with an amendment, because in this bill the State employee who is no longer working for the State but is vested just will not have the same benefits that the school employee has. So the argument that says there are 10 people out there who used to work for the schools and who no longer are working for the schools but we should take care of them and provide them with a substantial benefit, we do not offer in this bill the same benefit to all those State employees who are inactive now who are vested, and I say to you if you are going to be fair, then be fair to the State employee as well as you are to the school district employee. My amendment just goes the other way. It basically says that there is no public purpose to be served by giving a benefit to a person who is no longer employed in the school system, and it costs the Commonwealth money to provide this, and in a sense of fairness it ought not to be offered, and it returns the bill to the original form in which it was introduced.

So I am only asking, in the interest of fairness, that the amendment be passed and this additional benefit for this very small class of individuals be denied.

The SPEAKER. The Chair recognizes the majority leader, on the Itkin amendment.

Mr. MANDERINO. Mr. Speaker, very briefly. What the gentleman says is correct. The State employees are not treated the same. This has only come about because there has been no request, to the best of my knowledge, from the representatives of the State employees to include vested members. There has been this request from the teachers' organization. What Mr. Itkin would have you do is be unfair to both groups, and I am saying that is not necessary, Mr. Speaker. We ought not to be unfair to either group, and we at least have corrected the unfairness that we have been asked to correct by the language that is in the bill. I again ask for a negative vote on the Itkin amendment.

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, if I understand Mr. Manderino's explanation, there is another unfairness here that we are going to create if we do not adopt the Itkin amendment. Take, for instance, the schoolteacher who quit before 35 years. After 31 years that teacher quit, and he decided that he had to begin getting his pension benefits immediately, and so he took the reduced benefit. Under this amendment, he does not get to go back and get his pension adjusted to take advantage of this window, but the person who retired with those same 31 years who had a lot of other money coming in and who could afford to wait and could afford to give up all of the benefit, Mr. Manderino wants to give that person the advantage, a wind-fall. It seems to me, Mr. Speaker, that that is also unfair, and

based on having to judge which of two unfair situations you want to continue, the situation that Mr. Itkin is proposing is much better and much better public policy, because neither of those two people had any reason in the world to expect that they were going to receive any kind of extra pension if they retired before 35 years.

This is a pure windfall, and we ought to pass the Itkin amendment.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Wambach, on the Itkin amendment.

Mr. WAMBACH. Mr. Speaker, I am so confused over this issue, I was wondering if we could call a Democratic caucus.

The SPEAKER. The Speaker does not call caucuses. Caucuses are called by the party leader or by the caucus chairman. You should go down and talk to the majority leader.

Mr. WAMBACH. May I then interrogate the majority whip, possibly, since both of those people you have named are involved in this debate?

The SPEAKER. The majority whip?

Mr. O'DONNELL. I told you to watch my light and that it would be dark.

I do not think that this is a party matter, Mr. Speaker, or one that really requires a Democratic caucus.

Mr. WAMBACH. I will abide by your observation, Mr. Majority Whip. Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—87

Acosta	Distler	Josephs	Punt
Arty	Dorr	Kosinski	Raymond
Baldwin	Durham	Kukovich	Reber
Belardi	Fargo	Langtry	Reinard
Blaum	Flick	Letterman	Rieger
Bortner	Foster, Jr., A.	Livengood	Ryan
Bowley	Fox	Lloyd	Saurman
Broujos	Freind	McClatchy	Serafini
Burns	Fryer	McVerry	Sirianni
Bush	Gannon	Manmiller	Smith, B.
Cappabianca	Gladeck	Mayernik	Swift
Carlson	Godshall	Merry	Taylor, E. Z.
Cawley	Greenwood	Micozzie	Telek
Cessar	Hagarty	Moehlmann	Tigue
Civera	Haluska	Morris	Vroon
Clymer	Hasay	Mowery	Wambach
Cohen	Herman	Nahill	Weston
Colafrella	Hutchinson	Noye	Wilson
Cornell	Itkin	Petrarca	Wozniak
Coslett	Jackson	Phillips	Wright, J. L.
Cowell	Jarolin	Piccola	Wright, R. C.
DeWeese	Johnson	Pott	

NAYS—105

Afflerbach	Duffy	McCall	Seventy
Angstadt	Fattah	McHale	Showers
Argall	Fee	Mackowski	Smith, L. E.
Barber	Fischer	Maiale	Snyder, D. W.
Barley	Freeman	Manderino	Snyder, G. M.
Battisto	Gallagher	Markosek	Staback
Birmelin	Gallen	Michlovic	Stairs
Black	Gamble	Miller	Steighner
Bowser	Geist	Mrkonic	Stevens
Boyes	George	Murphy	Stewart
Brandt	Gruitza	O'Brien	Stuban
Bunt	Gruppo	Oliver	Sweet

Burd	Harper	Perzel	Taylor, F. E.
Caltagirone	Hayes	Petrone	Taylor, J. J.
Carn	Hershey	Pievsky	Trello
Chadwick	Honaman	Pistella	Truman
Cimini	Howlett	Pitts	Van Horne
Cole	Kasunic	Pressmann	Vcon
Coy	Kennedy	Preston	Wass
Deluca	Kenney	Richardson	Wiggins
DeVerter	Lashinger	Robbins	Wogan
Daley	Laughlin	Rudy	Wright, D. R.
Dawida	Lescovitz	Rybak	Yandrisevits
Deal	Levdanskyy	Saloom	
Dietz	Levin	Scheetz	Irvis,
Dombrowski	Linton	Schuler	Speaker
Donatucci	Lucyk	Semmel	

NOT VOTING—8

Belfanti	Clark	Evans	Olasz
Book	Cordisco	O'Donnell	Pratt

EXCUSED—2

Davies	Diminni
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The question was determined in the negative, and the amendments were not agreed to.

On the question recurring,

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?

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

YEAS—184

Acosta	Donatucci	Lescovitz	Ryan
Afflerbach	Dorr	Letterman	Rybak
Angstadt	Durham	Levdanskyy	Saloom
Argall	Evans	Levin	Saurman
Arty	Fargo	Livengood	Scheetz
Baldwin	Fattah	McCall	Schuler
Barber	Fee	McClatchy	Semmel
Barley	Fischer	McHale	Serafini
Battisto	Flick	McVerry	Seventy
Belardi	Foster, Jr., A.	Mackowski	Showers
Birmelin	Fox	Maiale	Sirianni
Black	Freeman	Manderino	Smith, B.
Blaum	Freind	Manmiller	Smith, L. E.
Book	Fryer	Markosek	Snyder, D. W.
Bortner	Gallagher	Mayernik	Snyder, G. M.
Bowley	Gallen	Merry	Staback
Bowser	Gamble	Michlovic	Stairs
Boyes	Gannon	Micozzie	Steighner
Brandt	Geist	Miller	Stevens
Bunt	George	Mochlmann	Stewart
Burd	Gladeck	Morris	Stuban
Burns	Godshall	Mowery	Sweet
Bush	Greenwood	Murphy	Swift
Cappabianca	Gruitza	Nahill	Taylor, E. Z.
Carlson	Gruppo	Noye	Taylor, F. E.
Carn	Hagarty	O'Brien	Taylor, J. J.
Cawley	Haluska	O'Donnell	Telek
Cessar	Harper	Oliver	Tigue
Chadwick	Hasay	Perzel	Trello
Cimini	Hayes	Petrarca	Truman
Civera	Herman	Petrone	Van Horne
Clymer	Hershey	Phillips	Vcon
Cohen	Honaman	Piccola	Wambach
Colafrella	Howlett	Pievsky	Wass
Cole	Hutchinson	Pistella	Weston

Cordisco	Jackson	Pitts	Wiggins
Cornell	Jarolin	Pott	Wilson
Coslett	Johnson	Pressmann	Wogan
Cowell	Josephs	Preston	Wozniak
Coy	Kasunic	Punt	Wright, D. R.
Deluca	Kennedy	Raymond	Wright, J. L.
DeVerter	Kenney	Reber	Wright, R. C.
Daley	Kosinski	Reinard	Yandrisevits
Dawida	Kukovich	Rieger	
Dietz	Langtry	Robbins	Irvis,
Distler	Lashinger	Rudy	Speaker
Dombrowski	Laughlin		

NAYS—7

Broujos	Duffy	Lloyd	Vroon
DeWeese	Itkin	Mrkonic	

NOT VOTING—9

Belfanti	Deal	Lucyk	Pratt
Caltagirone	Linton	Olasz	Richardson
Clark			

EXCUSED—2

Davies	Dininni
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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.

WELCOME

The SPEAKER. Let us introduce a college friend of Representative Lynn Herman, Jason Mickens. Welcome to the hall of the House.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Northumberland, Mr. Belfanti. Why does the gentleman rise?

Mr. BELFANTI. Mr. Speaker, on the vote on SB 244 I was on the telephone in the back. Had I been in my seat, I would have voted in the affirmative.

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

CONSIDERATION OF HB 585 RESUMED

The SPEAKER. The Chair has been informed that the attempt to work out a compromise has collapsed, and the Chair is advised that we should return to the question on page 5, HB 585.

The Chair returns now to Mr. Levdansky, who has offered an amendment, which the clerk has read. The question is whether or not the House will agree to the Levdansky amendment.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Levdansky.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Once again, Mr. Speaker, I rise to support this amendment to HB 585. Essentially, my amendment would accomplish three things. Number one, it would provide for a consistency of control for all State agencies and departments associated with State Government. Just as the PUC (Public Utility Commission), the Office of Consumer Advocate, and the Bureau of Professional and Occupational Affairs must appear before this body during appropriations proceedings, so, too, would the Game Commission be required.

The second point that I would like to emphasize to my colleagues is that this amendment retains the independence that the Game Commission currently enjoys in terms of their funding procedures. In no way will the revenues derived from the sale of hunting licenses be comingled with the General Fund and appropriated for other causes. This amendment will in fact retain these funds raised by the sale of hunting licenses for the sole and exclusive purpose of game and wildlife management.

And the final point that I would like to make to my colleagues is that some will argue that in fact we are politicizing the decisionmaking process involved with game and wildlife management in the State. I say this to that argument and to those who would enforce that argument: Currently the process is that the Governor has the sole responsibility over the authority of the Game Commission budget, and he would simply share that authority with the legislature.

I once again urge my colleagues to support this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the Levdansky amendment, the Chair recognizes the gentleman from Cumberland, Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, I rise to oppose the Levdansky amendment, and I call upon the members to consider the basic precept - "If it ain't broke, don't fix it."

The Game Commission has operated as an independent commission for many years. Under the existing system of approval or disapproval by the Governor and review by the General Assembly in various ways, the commission has not only performed its job well, but it has established a reputation throughout the United States as an outstanding commission with good management. The substitution of an effective working system by a system of bill, referral to committee, committee meetings, committee hearings, and representation by every single sporting club and group, practically, in Pennsylvania through its representatives and at hearings and meetings, would be the substitution of a system that would cause more complications and more problems than presently exist. We would have budgets, we would have line items, we would have concern and control for every type of animal, every type of fee, every type of trap, every type of season, every type of organization. We are now blessed by having a commission which hears those matters and resolves them without constantly having them referred to us as Representatives. On

those few occasions when there are problems with the Game Commission and they are brought to the attention of House and Senate members, we address them to the commission, and there may be occasions when they are not adequately responded to, but that happens with every organization.

I submit that the extent of abuses has never been demonstrated. The concern with control only by the Governor of the budget and approval by the government has never been demonstrated. I have not seen the ills; I have not seen the abuses. However, the problems that can arise with this bill are not only those that I have described in terms of any committee that has to review them, but also the Appropriations Committee, which must go through every single item and have additional hearings on top of the hearings that are already held. *Consequently, it would be a whole new game; we would have a whole new system that has not been demonstrated to be effective.*

This matter is brought before you by an amendment. It is a matter of such great import, to shift control of the Game Commission from the commission itself to the House and the Senate, that it requires extensive hearings and should not be decided at this time by an amendment thrust upon us in 1 day for consideration by this House. There are sufficient mechanisms for complaints; there are adequate methods of petition; there are adequate methods of hearing, and I would like to *address the points made one by one now.*

First, control by the legislature he asks. I do not think the legislature wants that control, because we would be the object of every single malcontent in the field who says, hey, I want this. Now they go to the Game Commission. If we have an appropriation and a budget, they will come to us.

Secondly, it is maintained that the Game Commission would retain independence. The independence of the Game Commission would be demolished.

Finally, the problem of concern with the Governor being solely responsible has never been demonstrated. If someone comes before you with an amendment, you should place the burden on them to say, this is why it is needed. That has not been shown, and I strongly ask for the defeat of the Levdansky amendment, and I ask for consideration, while you are making that decision, of the amendment before you which asks for a presentation and review by the General Assembly at least 45 days in advance. That amendment is also before you. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the Levdansky amendment, the Chair recognizes the gentleman from Warren, Mr. Bowley.

Mr. BOWLEY. Thank you, Mr. Speaker.

I am going to be very brief and short. I am going to try to cut through all the rhetoric that has been going on here today and get to the bottom line. The bottom line is, do we want this General Assembly to start making decisions that are better left in the hands of the Game Commission biologicallywise? I think it was demonstrated here last week when we dealt with the snake sacking contests that if we disagree with something the Game Commission has done, we can put in a bill to

change that. Therefore, if we put this in the appropriation process, we can start line items. If someone on the Appropriations Committee wants a few more rabbits in their district, they will ask for a few more bucks, and the bottom line is that management is controlled by money, and by putting this in the appropriations process, we are therefore starting to change the management of the Pennsylvania Game Commission.

I ask for a negative vote.

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

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, the reason that I am supporting this amendment is it was recommended by the Appropriations Committee that we do it this way. If we do not do this, we have regulatory review and sunset to look at, and I do not think everybody wants that. We have only asked that we have the right to vote on an amendment to give us that right to say what a budget should be.

I want to tell you, you know, if you are going to sit there and take the heat for all the mistakes, you should do some of the cooking. Right now every time you go to the Game Commission, you get the same excuse - the habitat has been destroyed; we cannot do anything about that. I tell you folks we can do something about it, and the way we do it is that we have something to say about the budget that they live on and then they start to look at the way we want to react to them.

I hope that all of you can give us a "yes" vote on this amendment. I believe it is really important that we start and put these two commissions under the exact same voting rights that every other commission in the State of Pennsylvania has. I do not see any difference, and I think it should be done. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Godshall, on the amendment.

Mr. GODSHALL. Thank you, Mr. Speaker.

What we are saying here today on this legislation is that the General Assembly shall determine each and every year how much the Game Commission shall spend. They cannot spend any money without authorization, just as any other State agency. If some control had been exercised over their spending practices in the last number of years, maybe they would not have had to come to us today and last week asking for a 48-percent increase in their fees. Now, it is about time that we take control of the situation. We have a tool here, and I urge everybody to support this amendment. Thank you.

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of this amendment. This amendment incorporates the recommendation of the Appropriations Committee that the Game Commission go through the budget process as do all other State agencies, including several with restricted revenue accounts such as the PUC, Consumer Advocate, and the Bureau of Professional and Occupational Affairs. I believe that responsibility belongs in

this General Assembly, that we should say how that money is spent, that we should appropriate the money and not give that opportunity to the Governor; it belongs right here, and I urge support of the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. LAUGHLIN. Mr. Speaker, I am going to be very brief and only say to the members of the House, those who are outdoorsmen and fishermen and who are concerned about having the streams stocked and the game wardens in the field looking after your interests, you may someday find that bill in Max Pievsky's or Richard McClatchy's committee, and you may never see any money come out of that, so I would urge you to vote "no."

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

Mr. SCHEETZ. Thank you, Mr. Speaker.

I would just like to remind the members of one thing that I think we have lost sight of here. This is the first time in 12 years the Game Commission has come to us and asked for an increase in fees; 12 years. How may other agencies and bureaus can speak of that kind of record? I do not think we should mess with something that is not broken, like Representative Broujos said, and I urge that we defeat this amendment. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. McClatchy, who rises to the defense of the integrity and the honor of the Appropriations Committee.

Mr. McCLATCHY. Mr. Speaker, I appreciate what Charlie Laughlin said, but I do think that we all know, at least I can assure you, that the Appropriations Committee, whether it is Democrat or Republican, is certainly not anti-sportsman. I do think though that every agency, every arm of government, should at least come before us for review or approval. I doubt very much, with the feeling of this House and the feeling of the Senate, that you will ever see any moneys denied the Game Commission, but as your right as legislators, you should at least have the opportunity to review this commission, and that is why I support the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

For the second time on the amendment, the Chair recognizes the gentleman, Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, to answer Representative McClatchy, I have an amendment, A1260, which does exactly that. He asked for a review and that amendment does give review.

There is a lot of difference between review and an absolute control by budget matters. I would suggest that a Game Commission that has had good herd control and has good habitat management is going to survive any sunset, and I do not think you should be threatened as Representatives by a risk of sunset.

POINT OF ORDER

Mr. GODSHALL. Point of order, Mr. Speaker.

The SPEAKER. What is the gentleman's point of order?

Mr. GODSHALL. Are we debating the amendment that is on the floor or are we debating a future amendment?

The SPEAKER. We are not going to debate any future amendment. The Chair would advise Mr. Broujos that you have strayed from the strict rules. You must relate your comments to the amendment which is before us, not about an amendment which may or may not be before us in the future.

Mr. BROUJOS. Yes, Mr. Speaker.

My last statement was that I feel that the Game Commission, with the reputation it has, with the ability of herd management and the habitat management, is capable of withstanding any sunset, and I ask this House not to be threatened by any risk of sunset.

Finally, I would want to ask whether you really want to, as a Representative, manage a deer herd, and that is what we would do if we had that whole budget.

Finally, the Pennsylvania Federation of Sportsmen's Clubs strongly supports the existing system and opposes this amendment.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. LETTERMAN. Mr. Speaker, the previous speaker spoke about the Federation of Sportsmen's Clubs recommending that we pass this. I would like to remind you all that that is 49,000 strong. I would like to notify you that the Unified Sportsmen of Pennsylvania is 150,000 strong; the Concerned Sportsmen of Pennsylvania is over 125,000 strong, and they support this amendment. Thank you very much for your vote.

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

The following roll call was recorded:

YEAS—149

Acosta	Donatucci	Lescovitz	Reber
Afflerbach	Duffy	Letterman	Richardson
Angstadt	Durham	Levdansky	Rieger
Arty	Evans	Levin	Ryan
Barber	Flick	Linton	Rybak
Belardi	Foster, Jr., A.	Livengood	Saloom
Belfanti	Fox	McCall	Saurman
Blaum	Freeman	McClatchy	Schuler
Book	Freind	McHale	Serafini
Bortner	Gallagher	Mackowski	Seventy
Brandt	Gallen	Manderino	Sirianni
Bunt	Gamble	Manmiller	Staback
Burd	Gannon	Mayernik	Stevens
Burns	Geist	Michlovic	Stewart
Bush	George	Micozzie	Stuban
Caltagirone	Gladeck	Miller	Sweet
Cappabianca	Godshall	Moehlmann	Swift
Carlson	Greenwood	Morris	Taylor, E. Z.
Carn	Gruppo	Mowery	Taylor, F. E.
Cawley	Hagarty	Mrkonic	Taylor, J. J.
Chadwick	Haluska	Murphy	Tigue
Cimini	Harper	Nahill	Trello
Civera	Hasay	O'Brien	Truman
Clymer	Hayes	O'Donnell	Van Horne

Cohen	Herman	Oliver	Veon
Colafella	Hershey	Perzel	Vroon
Cole	Hutchinson	Petrarca	Wambach
Cornell	Itkin	Petrone	Wiggins
Coslett	Jackson	Piccola	Wilson
Cowell	Jarolin	Pievsky	Wogan
Coy	Johnson	Pistella	Wozniak
DeWeese	Kasunic	Pitts	Wright, D. R.
Daley	Kennedy	Pott	Wright, J. L.
Dawida	Kenney	Pratt	Wright, R. C.
Deal	Kosinski	Pressmann	
Dietz	Kukovich	Preston	Irvis,
Distler	Langtry	Punt	Speaker
Dombrowski	Lashingier	Raymond	

NAYS—41

Argall	Deluca	Lloyd	Semmel
Baldwin	DeVerter	Lucyk	Showers
Barley	Dorr	McVerry	Smith, B.
Battisto	Fargo	Markosek	Smith, L. E.
Birmelin	Fee	Merry	Snyder, D. W.
Black	Fischer	Phillips	Snyder, G. M.
Bowley	Fryer	Reinard	Stairs
Bowser	Gruitza	Robbins	Steighner
Boyes	Honaman	Rudy	Wass
Broujos	Laughlin	Scheetz	Yandrisevits
Cessar			

NOT VOTING—10

Clark	Howlett	Noye	Telek
Cordisco	Josephs	Olasz	Weston
Fattah	Maiale		

EXCUSED—2

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

On the question recurring,

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

Mr. DIETZ offered the following amendments No. A1150:

Amend Sec. 3 (Sec. 302), page 7, line 10, by inserting after "SIXTEEN,"

five dollars and fifty cents (\$5.50)

Amend Sec. 13 (Sec. 501), page 20, line 17, by striking out "\$6.50" and inserting "\$5.50"

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

Mr. Speaker, I have 11 amendments before me. Two of them are technical and nine of them are substantive. Mr. Speaker, we can very quickly discharge our responsibilities by voting for the technical amendment. The number two amendment then will be an amendment to cover all. If that one does not pass, then at that time I will offer separate amendments to take care of each item.

The SPEAKER. Is the gentleman advising the Chair that he intends to offer amendments ad seriatim, meaning one at a time, or does the gentleman advise the Chair that he intends to offer a gross amendment which would include all the points?

Mr. DIETZ. Mr. Speaker, I could offer 3 amendments or 11 amendments, depending upon the favorable response of the members of the House.

The SPEAKER. Is the gentleman aware of the fact that under the rules of the House you will not be permitted to offer an amendment which has once been rejected on the floor of this House? In other words, if you offer amendments A, B, C, D, and E in one gross amendment and that is defeated, then you decide you want to offer amendment A separately, you may not do that, because A has already been defeated by the House.

Mr. DIETZ. Mr. Speaker, they are not duplicates.

The SPEAKER. All right. Fine. The gentleman may proceed.

Mr. DIETZ. This amendment, Mr. Speaker, corrects an error, a typographical error, and will amend section 13, page 20, line 17, by striking out "\$6.50" and inserting "\$5.50."

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

Mr. LETTERMAN. Mr. Speaker, I agree with this amendment and ask for an affirmative vote.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—8

Barber	Cordisco	Maiale	Sirianni
Clark	Levin	Olasz	Wiggins

EXCUSED—2

Davies Dininni

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

On the question recurring,

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

Mr. DIETZ offered the following amendments No. A1159:

Amend Title, page 1, lines 11 and 12, by striking out "AND TRAPPING"

Amend Sec. 2, page 4, line 21, by striking out "SECTIONS" and inserting

a section

Amend Sec. 2 (Sec. 301.2), page 4, lines 22 through 30; page 5, lines 1 through 23, by striking out all of said lines on said pages

Amend Sec. 2 (Sec. 301.3), page 5, line 24, by striking out "301.3" and inserting

301.2

Amend Sec. 3 (Sec. 302), page 6, line 10, by striking out "HUNTING"

Amend Sec. 3 (Sec. 302), page 6, lines 29 and 30, by striking out the brackets before and after "OR TRAP FOR"

Amend Sec. 3 (Sec. 302), page 6, line 30, page 7, line 1, by striking out "OTHER THAN FUR-BEARING ANIMALS."

Amend Sec. 3 (Sec. 302), page 7, line 1, by striking out the brackets before and after "OR TRAPPED"

Amend Sec. 4, page 8, lines 17 through 30; page 9, lines 1 through 30, page 10, lines 1 through 14, by striking out all of said lines on said pages

Amend Sec. 5, page 10, line 15, by striking out "5" and inserting

4

Amend Sec. 5 (Sec. 303), page 10, line 29, by striking out "OTHER THAN FUR-BEARING ANIMALS."

Amend Sec. 5 (Sec. 303), page 11, line 1, by striking out the bracket before "OTHER"

Amend Sec. 5 (Sec. 303), page 11, line 12, by striking out the bracket after "ANIMALS."

Amend Sec. 6, page 11, line 24, by striking out "6" and inserting

5

Amend Sec. 6, page 11, line 24, by striking out "SECTIONS" and inserting

a section

Amend Sec. 6 (Sec. 303.3), page 12, lines 7 through 30; page 13, lines 1 through 3, by striking out all of said lines on said pages

Amend Sec. 7, page 13, line 4, by striking out "7" and inserting

6

Amend Sec. 8, page 14, line 10, by striking out "8" and inserting

7

Amend Sec. 8 (Sec. 312), page 15, lines 13 through 15, by striking out "A LOST RESIDENT" in line 13, all of line 14, and "TWELVE AND SIXTEEN INCLUSIVE AND FOR" in line 15

Amend Sec. 9, page 16, line 10, by striking out "9" and inserting

8

Amend Sec. 10, page 16, line 20, by striking out "10" and inserting

9

Amend Sec. 11, page 17, line 20, by striking out "11" and inserting

10

Amend Sec. 12, page 17, line 28, by striking out "12" and inserting

11

Amend Sec. 13, page 17, line 29, by striking out "13" and inserting

12

Amend Sec. 14, page 29, line 27, by striking out "14" and inserting

13

Amend Sec. 15, page 30, line 13, by striking out "15" and inserting

14

Amend Sec. 16, page 30, line 25, by striking out "16" and inserting

15

Amend Sec. 17, page 31, line 13, by striking out "17" and inserting

16

Amend Sec. 18, page 32, line 3, by striking out "18" and inserting

17

Amend Sec. 19, page 32, line 6, by striking out "19" and inserting

18

Amend Sec. 20, page 32, line 8, by striking out "20" and inserting

19

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

With one exception, this amendment 1159 would cover all the rest of the amendments that I have prepared. It is a catchall amendment.

Actually, what it does, Mr. Speaker, is completely eliminates the new categories of license which have been placed in the bill - furtaker's license - completely, and this goes for all categories of furtaker's license.

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

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to this amendment. The Pennsylvania Trappers' Association has requested that this be added as a license to the Pennsylvania Game Commission's fees.

One of the main reasons that we want the junior furtaker's license is that we want a mandatory training program to train the young people where to set traps, not to set them in paths where kids would walk or that dogs would travel. We want to

teach them where they are supposed to go. It is like the safety program that we have for the first-year hunter, and that program will cost the Game Commission \$3.57 for every child that they train. I am just saying to you that they have asked for this themselves. It is not something that has been just dreamt up to give them. They have come to us and requested it.

The junior furtaker is the most important thing that we keep in. If we eliminate that, then the cost of the training program would still have to go on at \$3.57. This barely pays for that training program, and I think that it is very important for you to recognize the prices that are received by a person *trapping for his pelts*. Just for one muskrat the average price is \$3.58; a mink is \$17.99; a gray fox is \$31.31; a red fox is \$31.74. All you have to do is sell one pelt and you have your license paid for.

I think it is very important that we keep this all in, and I ask you for a negative vote on Mr. Dietz' amendment.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Petrone, on the Dietz amendment.

Mr. PETRONE. Thank you, Mr. Speaker.

I, too, ask for a negative vote, the reason being, as a member of the committee and being involved in drafting this legislation, we clearly planned that educational part of the legislation for furtakers. The elimination of the license totally is not good, because this is one method of regulating what occurs with a very big industry in this State. So I ask for a negative vote. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Perry, Mr. Noye, on the amendment.

Mr. NOYE. Thank you, Mr. Speaker.

I reluctantly rise in support of the amendment offered by Mr. Dietz. Mr. Dietz and I had a very long discussion about this some several weeks ago, and I at that time made the argument that I thought that the furtaker's license was substantially too low because of the price of furs and that those people involved in the business of trapping were no longer—I would not classify them as sportsmen but more as businessmen than sportsmen. Trapping has become, in my opinion, a very profit-motive business.

However, because of actions taken here earlier today and the rejection of the one amendment that I offered, we are going to require every hunter in Pennsylvania who hunts either raccoon or fox to purchase two licenses instead of one. *I found out after that vote was taken that the Game Commission has already by regulation classified the fox as a furbearer. The bill itself before you does not classify them as a furbearer, but they have already been classified as a furbearer by regulation. That means the hunter who goes out with his dog and shoots either raccoon or fox with a gun will not only have to purchase the furtaker's license but have a regular hunting license as well. If we are going to require them to have two licenses, then I have no alternative but to support Mr. Dietz' amendment.*

The SPEAKER. The Chair thanks the gentleman.

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

Mr. DIETZ. Thank you, Mr. Speaker.

In one of the meetings that we had as a committee with the Pennsylvania Game Commission, I asked them if they had the money to give the kids a voluntary course in trapping, and they told me that they did.

Now, Mr. Speaker, with that in mind, I have reason to believe that the only thing that the Game Commission is interested in at this point in time, as far as the kids are concerned, is to take money out of their piggy banks.

The SPEAKER. Is that it, Mr. Dietz?

Mr. DIETZ. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Letterman, on piggy banks.

Mr. LETTERMAN. You know, Mr. Speaker, the funny part of it is our young people today spend more on a video machine in 1 hour than what they would on a license to trap the entire season, and that is not being funny; that is actually the truth. You know, every young person I know who walks around today has so much money in their pocket they can do almost anything they want to do. As a matter of fact, sometimes I ask some of the kids to lend me a couple bucks to go down to the corner market to get my cigars.

But, you know, I just cannot believe that when something is asked for by an association and they come forth and they request it, that we do not do it.

Mr. Noye is completely wrong in what he had to say about the license. He just evidently has not listened, because as long as what you are doing is only going after fur-bearing animals, you do not need a hunting license; it is when you start to hunt the rest of the animals that you need the hunting license. As long as you are going after the furbearer, you only need the trapper's license, and it is \$12, and he can get the one fur and sell that and get his money back tomorrow morning.

I just ask that we give this an absolute negative vote. Thank you.

The SPEAKER. The Chair recognizes the gentleman, Mr. Noye, for the second time on the amendment.

Mr. NOYE. Would the gentleman, Mr. Letterman, consent to interrogation?

The SPEAKER. Mr. Letterman indicates he will be delighted to stand for interrogation. You are in order and may proceed, Mr. Noye.

Mr. NOYE. Mr. Speaker, under present law, if I am a hunter of raccoon or fox, how many licenses must I purchase under present law?

Mr. LETTERMAN. They are both furbearers. By regulation a fox is a furbearer.

Mr. NOYE. Under present law?

Mr. LETTERMAN. Under present law, two licenses.

Mr. NOYE. Under present law?

Mr. LETTERMAN. Hunting. There is no trapping law.

Mr. NOYE. One license?
 Mr. LETTERMAN. Yes.
 Mr. NOYE. Now, you are saying to me you are establishing a trapping license, but that will only entitle them to take fur-bearing animals. Correct?
 Mr. LETTERMAN. Yes.
 Mr. NOYE. Does that same application apply to the juniors as well?

Mr. LETTERMAN. Yes. Anybody who is fur hunting; yes. Twelve and under, no; just a certification. Of course they do not need a trapper's license.

Mr. NOYE. Okay. But in other words, if I am a youngster between the ages of 12 and 16 and I want to hunt, and included in that hunting will be fox and raccoon, then I will have to purchase two licenses?

Mr. LETTERMAN. \$5; yes.

Mr. NOYE. Just for furbearers. If I want to hunt rabbits or squirrels, then I have to buy a separate license?

Mr. LETTERMAN. Yes.

Mr. NOYE. Thank you, Mr. Speaker.

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

Mr. SALOOM. Mr. Speaker, I rise to support this amendment because the question was just answered by Mr. Letterman.

If I am out hunting with my son and we should happen to see a fox running across our field and we only have a hunting license, we cannot shoot that fox. Or if we are in an area where there are raccoon and we happen to run across some raccoon and they may be rabid raccoon—which is happening in Pennsylvania; there are quite a number of rabid raccoon—we by law are not allowed to shoot these raccoon because we do not have a trapper's license.

Mr. Speaker, I ask for support of the amendment. Thank you.

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

The following roll call was recorded:

YEAS—61

Acosta	Flick	Johnson	Ryan
Arty	Foster, Jr., A.	Langtry	Saloom
Book	Fox	Lashinger	Saurman
Bowser	Fryer	Linton	Semmel
Bunt	George	Lucyk	Sirianni
Cawley	Gladeck	Miller	Snyder, G. M.
Cessar	Godshall	Moehlmann	Stairs
Chadwick	Haluska	Mowery	Steighner
Cimini	Hasay	Noye	Stevens
Clymer	Hayes	Perzel	Swift
Coslett	Hershey	Pitts	Taylor, E. Z.
Coy	Honaman	Pratt	Taylor, J. J.
Dietz	Howlett	Punt	Telek
Durham	Jackson	Reber	Vroon
Evans	Jarolin	Robbins	Wass
Fattah			

NAYS—131

Afflerbach	Distler	Livengood	Rieger
Angstadt	Dombrowski	Lloyd	Rudy
Argall	Donatucci	McCall	Rybak
Baldwin	Dorr	McClatchy	Scheetz

Barley	Duffy	McHale	Schuler
Battisto	Fargo	McVerry	Serafini
Belardi	Fee	Mackowski	Seventy
Belfanti	Fischer	Manderino	Showers
Birmelin	Freeman	Manmiller	Smith, B.
Black	Freind	Markosek	Smith, L. E.
Blaum	Gallagher	Mayernik	Snyder, D. W.
Bortner	Gallen	Merry	Staback
Bowley	Gamble	Michlovic	Stewart
Boyes	Geist	Micozzie	Stuban
Brandt	Greenwood	Morris	Sweet
Broujos	Gruitza	Mrkonc	Taylor, F. E.
Burd	Gruppo	Murphy	Tigue
Burns	Hagarty	Nahill	Trello
Bush	Harper	O'Brien	Truman
Cappabianca	Herman	O'Donnell	Van Horne
Carlson	Hutchinson	Oliver	Veon
Carn	Irkin	Petrarca	Wambach
Civera	Josephs	Petrone	Weston
Cohen	Kasunic	Phillips	Wilson
Colafella	Kennedy	Piccola	Wogan
Cordisco	Kenney	Pievsky	Wozniak
Cornell	Kosinski	Pistella	Wright, D. R.
Cowell	Kukovich	Pott	Wright, J. L.
Deluca	Laughlin	Pressmann	Wright, R. C.
DeVerter	Lescovitz	Preston	Yandrisevits
DeWeese	Letterman	Raymond	
Daley	Levdansky	Reinard	Irvis,
Dawida	Levin	Richardson	Speaker
Deal			

NOT VOTING—8

Barber	Clark	Gannon	Olasz
Caltagirone	Cole	Maiale	Wiggins

EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendments were not agreed to.

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

Mr. DIETZ offered the following amendments No. A1151:

Amend Sec. 13 (Sec. 501), page 28, line 4, by striking out the bracket before "FIVE"

Amend Sec. 13 (Sec. 501), page 28, line 4, by striking out "TEN DOLLARS (\$10.00)"

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

The only thing that this amendment does is reduce the bear license from \$10 back to the \$5 where it was originally.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, on the amendment.

Mr. LETTERMAN. Mr. Speaker, I rise in opposition to this amendment.

You know, a bear is a little bit more than twice my size—that is when I am off my food—but the thing is it is the largest trophy animal we have in the State of Pennsylvania, and it is really worthwhile paying \$10 to kill one of those beautiful old bruins.

I see no objection to paying \$10. It helps to provide for— We know that of all these letters that have come in, we have not received one letter in opposition to the raising of the bear license. There are more requests for bear licenses than what we are issuing. I think that we could put it to \$25 and we would still fill it, so I am asking for a negative vote.

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

The following roll call was recorded:

YEAS—37

Acosta	Flick	Johnson	Saloom
Bowser	Fox	Lashinger	Sirianni
Cawley	Geist	Lucy	Stevens
Cessar	George	Mackowski	Swift
Chadwick	Haluska	Miller	Taylor, E. Z.
Cimini	Hasay	Perzel	Taylor, J. J.
Coslett	Hayes	Pratt	Trello
Dietz	Herman	Punt	Vroon
Distler	Hershey	Ryan	Wass
Durham			

NAYS—156

Afflerbach	Dawida	Linton	Robbins
Angstadt	Deal	Livengood	Rudy
Argall	Dombrowski	Lloyd	Rybak
Arty	Donatucci	McCall	Saurman
Baldwin	Dorr	McClatchy	Scheetz
Barber	Duffy	McHale	Schuler
Barley	Fargo	McVerry	Sammel
Battisto	Fattah	Manderino	Serafini
Belardi	Fee	Manmiller	Seventy
Belfanti	Fischer	Markosek	Showers
Birmelin	Foster, Jr., A.	Mayernik	Smith, B.
Black	Freeman	Merry	Smith, L. E.
Blaum	Freind	Michlovic	Snyder, D. W.
Book	Fryer	Micozzie	Snyder, G. M.
Bortner	Gallagher	Moehlmann	Staback
Bowley	Gallen	Morris	Stairs
Boyes	Gamble	Mowery	Steighner
Brandt	Gladeck	Mrkonic	Stewart
Broujos	Godshall	Murphy	Stuban
Bunt	Greenwood	Nahill	Sweet
Burd	Gruitza	Noye	Taylor, F. E.
Burns	Gruppo	O'Brien	Telek
Bush	Hagarty	O'Donnell	Tigue
Caltagirone	Harper	Oliver	Truman
Cappabianca	Honaman	Petrarca	Van Horne
Carlson	Hutchinson	Petrone	Veon
Carn	Itkin	Phillips	Wambach
Civera	Jackson	Piccola	Weston
Clymer	Jarolin	Pievsky	Wiggins
Cohen	Josephs	Pistella	Wilson
Colafella	Kasunic	Pitts	Wogan
Cole	Kennedy	Pott	Wozniak
Cordisco	Kenney	Pressmann	Wright, D. R.
Cornell	Kosinski	Preston	Wright, J. L.
Cowell	Kukovich	Raymond	Wright, R. C.
Coy	Langtry	Reber	Yandrisevits
Deluca	Laughlin	Reinard	
DeVerter	Lescovitz	Richardson	Irvis,
DeWeese	Letterman	Rieger	Speaker
Daley	Levdansky		

NOT VOTING—7

Clark	Gannon	Levin	Olasz
Evans	Howlett	Maiale	

EXCUSED—2

Davies Dininni

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

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

Mr. DIETZ offered the following amendment No. A1152:

Amend Sec. 5 (Sec. 303), page 10, line 25, by striking out "EIGHTY DOLLARS AND FIFTY CENTS (\$80.50)" and inserting

seventy-five dollars and fifty cents (\$75.50)

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

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

The only thing that this amendment does is reduce the non-resident hunting license from \$80 to \$75, and this amendment is being offered in the interest of tourism.

I would ask for an affirmative vote.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, on the Dietz amendment.

Mr. LETTERMAN. Mr. Speaker, I hate to keep rising in opposition, but really, does \$5 mean that much to this type of a license?

Let me tell you what we have done with the nonresident hunting license. We have moved it from \$60 to \$80 for senior nonresident, but we have created a new license of \$40 for the young people up to 16 years of age. We have given that family man an opportunity to bring his son to hunt in Pennsylvania for one-half the price of whatever anybody else is charging.

Now, let me tell you something. If you have gone to other States lately, believe me we are way low. They are really slapping it to us. Just to hunt an elk in Colorado you are going to pay around \$175 now. I can remember when I first came to this legislature; 4 years after I was here I went hunting in Colorado. I paid \$75 for an elk license and a 3-day mule deer license. Today they have separated those seasons so far apart that I cannot afford that much vacation to even go there to hunt. Plus, they have a separate license that is way over that. I think it costs you about \$275 to hunt both animals today. We are not overdoing this in any way, and we have established a new junior nonresident hunting license.

I ask for a negative vote.

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

The following roll call was recorded:

YEAS—12

Bowser	Gladeck	Miller	Taylor, J. J.
Dietz	Haluska	Perzel	Tigue
George	Mackowski	Swift	Trello

NAYS—182

Acosta	Dawida	Lashinger	Richardson
Afflerbach	Deal	Laughlin	Rieger
Angstadt	Distler	Lescovitz	Robbins
Argall	Dombrowski	Letterman	Rudy
Arty	Donatucci	Levdansky	Ryan
Baldwin	Dorr	Levin	Rybak
Barber	Duffy	Linton	Saloom
Barley	Durham	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	Manderino	Sirianni
Bortner	Freeman	Manmiller	Smith, B.
Bowley	Freind	Markosek	Smith, L. E.
Boyes	Fryer	Mayernik	Snyder, D. W.
Brandt	Gallagher	Merry	Snyder, G. M.
Broujos	Gallen	Michlovic	Staback
Bunt	Gamble	Micozzie	Stairs
Burd	Gannon	Moehlmann	Steighner
Burns	Geist	Morris	Stevens
Bush	Godshall	Mowery	Stewart
Caltagirone	Greenwood	Mrkonic	Stuban
Cappabianca	Gruitza	Murphy	Sweet
Carlson	Gruppo	Nahill	Taylor, E. Z.
Carn	Hagarty	Noye	Taylor, F. E.
Cawley	Harper	O'Brien	Telek
Cessar	Hasay	O'Donnell	Truman
Chadwick	Hayes	Oliver	Van Horne
Cimini	Herman	Petrarca	Veon
Civera	Hershey	Petrone	Vroon
Clymer	Honaman	Phillips	Wambach
Cohen	Hutchinson	Piccola	Wass
Colafella	Itkin	Pievsky	Weston
Cole	Jackson	Pistella	Wiggins
Cordisco	Jarolin	Pitts	Wogan
Cornell	Johnson	Pott	Wozniak
Coslett	Josephs	Pratt	Wright, D. R.
Cowell	Kasunic	Pressmann	Wright, J. L.
Coy	Kenedy	Preston	Wright, R. C.
Deluca	Kenney	Punt	Yandrisevits
DeVerter	Kosinski	Raymond	
DeWeese	Kukovich	Reber	Irvis,
Daley	Langtry	Reinard	Speaker

NOT VOTING—6

Clark	Howlett	Olasz	Wilson
Evans	Maiale		

EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendment was not agreed to.

On the question recurring,

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

Mr. DIETZ offered the following amendment No. A1153:

Amend Sec. 5 (Sec. 303), page 11, lines 16 and 17, by striking out "FORTY DOLLARS AND FIFTY CENTS (\$40.50)" and inserting

fifteen dollars and fifty cents (\$15.50)

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

This amendment is of grave concern to me for the simple reason that I have a feeling for the young people of this country. I would rather see them off the streets into the woods and along the streams.

Now, for the first time the Game Commission is selling these young people from out of State a nonresident junior license for \$40.50. What I am doing here is reducing that fee to \$15.50. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, on the Dietz amendment.

Mr. LETTERMAN. Mr. Speaker, I rise in opposition. I have already explained that I have taken this from the Game Commission. If a kid would have come in here last year, he would have paid \$60. I have already reduced by \$20 what a young person has to pay to come to the State of Pennsylvania to hunt.

I ask for a negative vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—12

Dietz	George	Hershey	Rieger
Dombrowski	Godshall	Miller	Swift
Fryer	Haluska	Noye	Tigue

NAYS—185

Acosta	Dawida	Lescovitz	Rudy
Afflerbach	Deal	Letterman	Ryan
Angstadt	Distler	Levdansky	Rybak
Argall	Donatucci	Levin	Saloom
Arty	Dorr	Linton	Saurman
Baldwin	Duffy	Livengood	Scheetz
Barber	Durham	Lloyd	Schuler
Barley	Evans	Lucyk	Semmel
Battisto	Fargo	McCall	Serafini
Belardi	Fattah	McClatchy	Seventy
Belfanti	Fee	McHale	Showers
Birmelin	Fischer	McVerry	Sirianni
Black	Flick	Mackowski	Smith, B.
Blaum	Foster, Jr., A.	Manderino	Smith, L. E.
Book	Fox	Manmiller	Snyder, D. W.
Bortner	Freeman	Markosek	Snyder, G. M.
Bowley	Freind	Mayernik	Staback
Bowser	Gallagher	Merry	Stairs
Boyes	Gallen	Michlovic	Steighner
Brandt	Gamble	Micozzie	Stevens
Broujos	Gannon	Moehlmann	Stewart
Bunt	Geist	Morris	Stuban
Burd	Gladeck	Mowery	Sweet
Burns	Greenwood	Mrkonic	Taylor, E. Z.
Bush	Gruitza	Murphy	Taylor, F. E.
Caltagirone	Gruppo	Nahill	Taylor, J. J.
Cappabianca	Hagarty	O'Brien	Telek
Carlson	Harper	O'Donnell	Trello
Carn	Hasay	Oliver	Truman
Cawley	Hayes	Perzel	Van Horne
Cessar	Herman	Petrarca	Veon
Chadwick	Honaman	Petrone	Vroon
Cimini	Howlett	Phillips	Wambach
Civera	Hutchinson	Piccola	Wass
Clymer	Itkin	Pievsky	Weston
Cohen	Jackson	Pistella	Wiggins
Colafella	Jarolin	Pitts	Wilson

Cole	Johnson	Pott	Wogan
Cordisco	Josephs	Pratt	Wozniak
Cornell	Kasunic	Pressmann	Wright, D. R.
Coslett	Kennedy	Preston	Wright, J. L.
Cowell	Kenney	Punt	Wright, R. C.
Coy	Kosinski	Raymond	Yandrisevits
Deluca	Kukovich	Reber	
DeVerter	Langtry	Reinard	Irvis,
DeWeese	Lashingner	Richardson	Speaker
Daley	Laughlin	Robbins	

NOT VOTING—3

Clark	Maiale	Olasz
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EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendment was not agreed to.

On the question recurring,

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

Mr. DIETZ offered the following amendments No. A1156:

Amend Sec. 4 (Sec. 302.1), page 9, lines 9 through 16, by striking out all of lines 9 through 15 and "(C)" in line 16 and inserting

(b)

Amend Sec. 4 (Sec. 302.1), page 9, line 23, by striking out "(D)" and inserting

(c)

Amend Sec. 4 (Sec. 302.1), page 10, line 6, by striking out "(E)" and inserting

(d)

Amend Sec. 4 (Sec. 302.1), page 10, line 10, by striking out "(F)" and inserting

(e)

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

I have here before me an amendment that merely strikes out the junior furtaker's license. Here again I am interested in the kids.

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

Mr. LETTERMAN. Mr. Speaker, I am interested in the kids and that is why I want them to pay \$5 - so they know how to do things properly when they go out in the field and not create a problem for everybody so that we have more problems created by those same kids whom Mr. Dietz is talking about. That program costs us— I made a little mistake before. I usually do not do that in figures, but it was \$3.68 instead of \$3.57.

I ask for a negative vote. Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—23

Bowser	Geist	Herman	Sirianni
Cawley	George	Mackowski	Snyder, G. M.
Cessar	Godshall	Mowery	Stevens
Chadwick	Haluska	Robbins	Swift
Dietz	Hasay	Rudy	Wass
Fryer	Hayes	Ryan	

NAYS—168

Acosta	Deal	Letterman	Richardson
Afflerbach	Distler	Levdansky	Rieger
Angstadt	Dombrowski	Levin	Rybak
Argall	Donatucci	Livengood	Saloom
Arty	Dorr	I.loyd	Saurman
Baldwin	Duffy	Lucyk	Scheetz
Barber	Durham	McCall	Schuler
Barley	Evans	McClatchy	Semmel
Battisto	Fargo	McHale	Serafini
Belardi	Fee	McVerry	Seventy
Belfanti	Fischer	Manderino	Showers
Birmelin	Flick	Manmiller	Smith, B.
Black	Foster, Jr., A.	Markosck	Smith, L. E.
Blaum	Fox	Mayernik	Snyder, D. W.
Book	Freeman	Merry	Staback
Bortner	Freind	Michlovic	Stairs
Bowley	Gallagher	Miller	Stcichner
Boyes	Gallen	Moehlmann	Stewart
Brandt	Gamble	Morris	Stuban
Broujos	Gannon	Mrkonic	Sweet
Bunt	Gladeck	Murphy	Taylor, E. Z.
Burd	Greenwood	Nahill	Taylor, F. E.
Burns	Gruitza	Noye	Taylor, J. J.
Bush	Gruppo	O'Brien	Telek
Caitagirone	Hagarty	O'Donnell	Tigue
Cappabianca	Harper	Oliver	Trello
Carlson	Hershey	Perzel	Truman
Carn	Honaman	Petrarca	Van Horne
Cimini	Howlett	Petrone	Veon
Civera	Hutchinson	Phillips	Vroon
Clymer	Itkin	Piccola	Wambach
Cohen	Jackson	Pievsky	Weston
Cole	Jarolin	Pistella	Wilson
Cordisco	Johnson	Pitts	Wogan
Cornell	Josephs	Pott	Wozniak
Coslett	Kasunic	Pratt	Wright, D. R.
Cowell	Kennedy	Pressmann	Wright, J. L.
Coy	Kenney	Preston	Wright, R. C.
Deluca	Kosinski	Punt	Yandrisevits
DeVerter	Kukovich	Raymond	
DeWeese	Lashingner	Reber	Irvis,
Daley	Laughlin	Reinard	Speaker
Dawida	Lescovitz		

NOT VOTING—9

Clark	Langtry	Maiale	Olasz
Colafella	Linton	Micozzie	Wiggins
Fattah			

EXCUSED—2

Davies	Dininni
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The question was determined in the negative, and the amendments were not agreed to.

On the question recurring,

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

Mr. DIETZ offered the following amendments No. A1163:

Amend Bill, page 17, by inserting between lines 27 and 28

Section 12. Section 316(a), (b) and (c) of the act, amended June 24, 1939 (P.L.810, No.361), are amended to read:

Section 316. Certain Acts Declared Unlawful.—It is unlawful for any person:

(a) Except in the defense of person or property, to hunt, chase, shoot at, take, or kill, or pursue with intent to take, kill, or wound, any wild birds or wild animals by any method, including the use of dogs, without first securing a license and license tag as hereinbefore required, and wearing such tag and showing or displaying such license as required by the provisions of this article, but nothing in this clause shall be construed to prevent any person under the age of [eighteen] twelve years to trap for fur-bearing animals or predators without securing a license;

(b) Under the age of twelve years to receive a hunting or furtaker's license under any circumstances whatsoever;

(c) Under the age of sixteen years to receive a hunting or furtaker's license without presenting a written request therefor, bearing the signature of his father or mother or legally constituted guardian;

Amend Sec. 12, page 17, line 28, by striking out "12" and inserting

13

Amend Sec. 13, page 17, line 29, by striking out "13" and inserting

14

Amend Sec. 14, page 29, line 27, by striking out "14" and inserting

15

Amend Sec. 15, page 30, line 13, by striking out "15" and inserting

16

Amend Sec. 16, page 30, line 25, by striking out "16" and inserting

17

Amend Sec. 17, page 31, line 13, by striking out "17" and inserting

18

Amend Sec. 18, page 32, line 3, by striking out "18" and inserting

19

Amend Sec. 19, page 32, line 6, by striking out "19" and inserting

20

Amend Sec. 20, page 32, line 8, by striking out "20" and inserting

21

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

This is a technical amendment. Section 316 contains provisions stating that a person under age 18 may trap without a license. This should be 12, if furtaker language remains in the bill, which it has.

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

Mr. LETTERMAN. I agree with this amendment; it was a typographical error. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—7

Cimini	Howlett	Micozzie	Sweet
Clark	Majale	Olasz	

EXCUSED—2

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

The SPEAKER. Any further amendments, Mr. Dietz?

Mr. DIETZ. That is all, Mr. Speaker.

On the question recurring,

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

Mr. WASS offered the following amendments No. A1239:

Amend Sec. 13 (Sec. 501), page 22, line 1, by inserting brackets before and after "EIGHTY" and inserting immediately thereafter

fifty

Amend Sec. 13 (Sec. 501), page 22, line 10, by inserting brackets before and after "EIGHTY" and inserting immediately thereafter

fifty

Amend Sec. 13 (Sec. 501), page 22, line 14, by inserting brackets before and after "EIGHTY" and inserting immediately thereafter

fifty

Amend Sec. 13 (Sec. 501), page 22, line 19, by inserting brackets before and after "EIGHTY" and inserting immediately thereafter

fifty

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Indiana, Mr. Wass.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, under HB 585, the bill continues to give landowners with 80 acres or more a doe license. They are eligible for a doe license. As we survey the damages of deer out in the rural areas, we believe that that should be lowered to 50 acres. Many of our nurseries and truck farmers have losses because of deer, and they should be entitled to a doe license. So that is my amendment.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, on the amendment.

Mr. LETTERMAN. I agree with this amendment. I think it is a good amendment, and 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—180

Acosta	Dorr	Lloyd	Rybak
Afflerbach	Evans	Lucyk	Saloom
Angstadt	Fargo	McCall	Saurman
Arty	Fattah	McClatchy	Scheetz
Baldwin	Fee	McHale	Schuler
Barber	Fischer	McVerry	Semmel
Barley	Flick	Mackowski	Serafini
Battisto	Foster, Jr., A.	Maiale	Seventy
Belardi	Fox	Manderino	Showers
Belfanti	Freeman	Manniller	Sirianni
Birmelin	Freind	Markosek	Smith, B.
Black	Fryer	Mayernik	Smith, L. E.
Book	Gallagher	Merry	Snyder, D. W.
Bortner	Gallen	Michlovic	Snyder, G. M.
Bowley	Gannon	Micozzie	Staback
Bowser	Geist	Miller	Stairs
Boyes	George	Moehlmann	Steighner
Brandt	Gladeck	Morris	Stevens
Broujos	Greenwood	Mowery	Stewart
Bunt	Gruitza	Mrkonic	Stuban
Burd	Gruppo	Nahill	Sweet
Burns	Hagarty	Noye	Swift
Bush	Haluska	O'Brien	Taylor, E. Z.
Caltagirone	Harper	O'Donnell	Taylor, F. E.
Carlson	Hayes	Oliver	Taylor, J. J.
Carn	Herman	Perzel	Telek
Cessar	Hershey	Petrarca	Trello
Chadwick	Honaman	Petrone	Truman

Cimini	Hutchinson	Phillips	Van Horne
Civera	Itkin	Piccola	Veon
Clymer	Jackson	Pievsky	Vroom
Cohen	Johnson	Pistella	Wambach
Colafella	Josephs	Pitts	Wass
Cole	Kasunic	Pott	Weston
Cornell	Kennedy	Pratt	Wiggins
Coslett	Kenney	Pressmann	Wilson
Cowell	Kosinski	Punt	Wogan
Coy	Kukovich	Raymond	Wozniak
DeLuca	Langtry	Reber	Wright, D. R.
DeVerter	Lashingier	Reinard	Wright, J. I.
Daley	Laughlin	Richardson	Wright, R. C.
Deal	Lescovitz	Rieger	Yandrisevits
Dietz	Letterman	Robbins	
Distler	Levin	Rudy	Irvis,
Dombrowski	Linton	Ryan	Speaker
Donatucci	Livengood		

NAYS—16

Argall	DeWeese	Godshall	Levdansky
Blaum	Dawida	Hasay	Murphy
Cappabianca	Duffy	Howlett	Preston
Cawley	Gamble	Jarolin	Tigue

NOT VOTING—4

Clark	Cordisco	Durham	Olasz
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EXCUSED—2

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

On the question recurring,

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 the gentleman from Bedford, Mr. Dietz, on final passage.

Mr. DIETZ. Thank you, Mr. Speaker.

I am convinced now that this bill was properly wired. The Appropriations Committee said that the Game Commission should have an increase of \$6 million. We have now just gone along with an increase to our sportsmen of over \$9 million. We gave them over \$3 million more than the Appropriations Committee said they should have.

Mr. Speaker, I am going to cast a negative vote on HB 585. At the present time, Mr. Speaker, the Pennsylvania Game Commission is operating on a \$32-million annual budget. To vote for HB 585, its annual budget would increase to over \$40 million. I ask you, Mr. Speaker, what have the sportsmen of the Commonwealth received for \$32 million? In my opinion, nothing. That is right, Mr. Speaker, nothing. If we would give them the \$40 million as asked for in HB 585, we have a promise from the executive director of the Game Commission that we will not receive any more than nothing for the increase. That, Mr. Speaker, is not what the Commonwealth's sportsmen rightfully expect and deserve for an additional \$9 million.

We hear so much recently about the Game Commission not having enough money to finance present programs. The commission has not had a fee increase since 1973, yet, Mr. Speaker, the commission had so much money in reserve that the administration did not—did not—know what to do with it. Instead of instituting programs beneficial to the Commonwealth's sportsmen, \$5 million was spent on a Taj Mahal.

In 1984 the commission's reserve—and listen to this, Mr. Speaker—was \$14,921,000; \$14,921,000. If the commission's personnel tells you it will go broke without increased revenues, ask them, where did all the reserve go in 2 years, particularly since our State administration can operate on a 5 1/2-percent increase in its budget and conclude with a \$300-million surplus? Taking \$5 million out for a Taj Mahal in 1984, last year, the commission still ended up with an \$11-million surplus. Where did all the money go? How could any organization or commission having an \$11-million surplus go broke or even hurt financially operating under good business practices?

We are told that the antitrapping forces are busy on the trappers' heels; that is why we must have a trapper's course even for kids. Admittedly, Mr. Speaker, there is an antitrapping bill now in the House, but I do not visualize it going anywhere. These forces, Mr. Speaker, are not as forceful as the Game Commission would have us believe. The commission sees an opportunity to latch onto another \$526,000. Yes, Mr. Speaker, as long as the commission gets the money, it makes no difference whether or not it is taken from the kids' piggy banks. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On final passage, the Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I will not take exception with anything the gentleman has said. I respect him and appreciate the work he has done on the committee, and I think he is a valuable member of that committee. I just wish he would have a different attitude.

I, however, believe that everybody here should know that the general increase request from the Game Commission was for \$15 million, and they could not find a main sponsor for that piece of legislation. I have brought a piece of legislation before you today that would have dealt with a senior citizen's lifetime license for \$50. My committee and staff have taken it upon themselves to take a lot of time, spend a lot of extra hours to figure out what we could do with the fee increases overall to not kill the Game Commission, to help them as much as we could, but to satisfy the people who took the time to write this many letters on one bill. I do not mean that these are postcards, and they are not printed. These are handwritten letters, every one of them that is in here, and every one of these letters that is in here, 98 percent of them said, do not give the Game Commission their total increase but give them something. That is exactly what I have done. That proposal that was put before you was probably dealt with more fairly in the committee than any other bill I have ever heard of. Every

single item was individually voted and discussed in our committee, and it passed out of that committee 19 to 3.

I believe that we are giving the Game Commission a piece of legislation that they can live with, and I believe the necessity of the \$5 million that was put into the building will in the near future really benefit the hunter in Pennsylvania to the tune of a savings of \$25 million in expense money over the lifetime of that Game Commission building.

I ask you for an affirmative vote. Thank you.

The SPEAKER. For the second time on final passage, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Thank you, Mr. Speaker.

I would like to ask you a question, Mr. Speaker. Where is this \$9 million coming from? Adult resident license, up over 33 percent; senior resident license, up 50 percent; archery license, up 60 percent; muzzleloader, up 40 percent; antlerless deer license, up 40 percent; resident bear license, up 50 percent; nonresident bear license, up 40 percent; nonresident hunting license, up 25 percent; junior nonresident hunting license, up 100 percent; 5-day nonresident small game, up 100 percent; adult resident furtaker license, up 100 percent; junior resident furtaker license, up 100 percent; senior furtaker license, up 100 percent; nonresident furtaker license, up 100 percent; and junior nonresident furtaker license, up 100 percent.

With this increase, Mr. Speaker, the Pennsylvania Game Commission expects to lose 10 percent of its present license sales. It is a very serious matter, especially when a legislator comes from a district that constantly has an 18- to 20-percent unemployment rate, even higher in the winter months. It is no wonder, Mr. Speaker, that a separate rabbit license, grouse license, squirrel license, or turkey stamp has not been proposed.

Unlike the Pennsylvania Fish Commission that will be stocking over 9 million trout alone this year, the hunter can see practically nothing done by the Pennsylvania Game Commission. I ask for a negative vote on this HB 585. Thank you, Mr. Speaker.

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—157

Acosta	Duffy	Levdansky	Ryan
Afflerbach	Durham	Levin	Rybak
Angstadt	Evans	Linton	Saloom
Argall	Fargo	Livengood	Scheetz
Arty	Fattah	Lloyd	Schuler
Baldwin	Fee	McCall	Semmel
Barber	Fischer	McClatchy	Seventy
Barley	Flick	McHale	Showers
Battisto	Foster, Jr., A.	McVerry	Sirianni
Belardi	Freeman	Maiale	Smith, B.
Birmelin	Freind	Manderino	Smith, L. E.
Black	Gallagher	Manmiller	Snyder, D. W.
Book	Gallen	Markosek	Snyder, G. M.
Bortner	Gamble	Mayernik	Stairs
Bowley	Gannon	Michlovic	Steighner
Brandt	Gladeck	Micozzie	Sweet

Burd	Godshall	Moehlmann	Taylor, E. Z.
Burns	Greenwood	Morris	Taylor, F. E.
Bush	Gruitza	Mrkonic	Telek
Caltagirone	Gruppo	Nahill	Tigue
Cappabianca	Hagarty	O'Brien	Trello
Carlson	Haluska	O'Donnell	Truman
Carn	Harper	Oliver	Van Horne
Cessar	Herman	Perzel	Veon
Chadwick	Hershey	Petrarca	Vroon
Civera	Honaman	Petrone	Wambach
Cohen	Hutchinson	Phillips	Wass
Cole	Irtkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Cowell	Jarolin	Pistella	Wilson
Deluca	Josephs	Pitts	Wogan
DeVerter	Kasunic	Pott	Wozniak
DeWeese	Kennedy	Pratt	Wright, D. R.
Daley	Kennedy	Pressmann	Wright, J. L.
Dawida	Kosinski	Preston	Wright, R. C.
Deal	Kukovich	Raymond	Yandrisevits
Distler	Langtry	Reber	
Dombrowski	Lashingier	Reinard	Irvis,
Donatucci	Laughlin	Richardson	Speaker
Dorr	Letterman	Rieger	

NAYS—38

Belfanti	Coslett	Lescovitz	Robbins
Blaum	Coy	Lucyk	Rudy
Bowser	Dietz	Mackowski	Saurman
Boyes	Fox	Merry	Serafini
Broujos	Fryer	Miller	Staback
Bunt	Geist	Mowery	Stevens
Cawley	George	Murphy	Stewart
Cimini	Hasay	Noye	Stuban
Clymer	Hayes	Punt	Swift
Colafella	Johnson		

NOT VOTING—5

Clark	Howlett	Olasz	Taylor, J. J.
Cordisco			

EXCUSED—2

Davies	Dininni
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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 present the same to the Senate for concurrence.

CONFERENCE COMMITTEE MEETING

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

I would like to announce a committee of conference meeting on HB 110. It will convene at 5:10 p.m. in my office. That is room 512-E-9, Main Capitol Building, at 5:10 p.m.

The SPEAKER. The Chair thanks the gentleman.

HOUSE SCHEDULE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, has the business of the House—

The SPEAKER. The House business has been cleared.

Mr. MANDERINO. Mr. Speaker, there is a deficiency appropriation bill that a committee of conference meeting has been called on for 5:10. We are estimating that the printing of the bill, the proofreading of the bill, and all matters attendant to it before the House and Senate can vote on that bill will take at least an hour and a half.

Mr. Speaker, I would ask that we return to session at 6 p.m. We would have loved to have timed it better for you, but it took us from 1 o'clock this afternoon until about 15 or 20 minutes ago to get one bill through the Legislative Reference Bureau, and we are just constrained by that fact, and I can only apologize and tell you that by 6 o'clock we ought to be ready for a vote on the deficiency appropriation bill.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

Rather than wait until 6 p.m. for a Republican caucus, I suggest the Republicans gather in our caucus room at 5:30 so we can go over the various provisions contained in the conference report. So we will be ready to vote at 6 o'clock. Thank you, Mr. Speaker.

REMARKS ON VOTE

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

Mr. BOOK. Mr. Speaker, on SB 244, amendment A1227, I was out of my seat, and I would like to be voted as a "yes" vote on it.

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

CONSUMER AFFAIRS COMMITTEE MEETING

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

Mr. LAUGHLIN. Mr. Speaker, I remind the members of the Consumer Affairs Committee of the meeting in the main caucus room downstairs immediately on adjournment.

RECESS

The SPEAKER. The House will stand in recess until 6 p.m.

AFTER RECESS

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

BILL SIGNED BY SPEAKER

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

SB 638, PN 726

An Act amending the act of April 4, 1984 (P. L. 193, No. 40), entitled "Motor Vehicle Procurement Act," further providing for motor vehicle procurement by public agencies; and changing penalty provisions.

REPORT OF COMMITTEE OF CONFERENCE PRESENTED

Mr. PIEVSKY presented the Report of the Committee of Conference on **HB 110, PN 1443**.

SUPPLEMENTAL CALENDAR B REPORT OF COMMITTEE OF CONFERENCE CONSIDERED

Mr. PIEVSKY called up for consideration the following Report of the Committee of Conference on **HB 110, PN 1443**, entitled:

An Act to further provide from the General Fund for the expenses of the Executive Department of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; to further provide for the appropriation of Federal funds and the establishment of certain restricted receipt-accounts to the Executive Department of the Commonwealth for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984.

On the question,

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

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

Mr. PIEVSKY. Mr. Speaker, I move that the House do adopt the Committee of Conference Report on **HB 110, PN 1443**.

On the question recurring,

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

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

YEAS—198

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Letterman	Rudy
Argall	Dorr	Levdansky	Ryan
Arty	Duffy	Levin	Rybak
Baldwin	Durham	Linton	Saloom
Barber	Evans	Livengood	Saurman
Barley	Fargo	Lloyd	Scheetz
Battisto	Fattah	Lucyk	Schuler
Belardi	Fee	McCall	Semmel
Belfanti	Fischer	McClatchy	Serafini
Birmelin	Flick	McHale	Seventy
Black	Foster, Jr., A.	McVerry	Showers
Blaum	Fox	Mackowski	Sirianni
Book	Freeman	Maiale	Smith, B.
Bortner	Freind	Manderino	Smith, L. E.
Bowley	Fryer	Manmiller	Snyder, D. W.
Bowser	Gallagher	Markosek	Snyder, G. M.
Boyes	Gallen	Mayernik	Staback

Brandt	Gamble	Merry	Stairs
Broujos	Gannon	Michlovic	Steighner
Bunt	Geist	Micozzie	Stevens
Burd	George	Miller	Stewart
Burns	Gladeck	Moehlmann	Stuban
Bush	Godshall	Morris	Sweet
Caltagirone	Greenwood	Mowery	Swift
Cappabianca	Gruitza	Mrkonic	Taylor, E. Z.
Carlson	Gruppo	Murphy	Taylor, F. E.
Carn	Hagarty	Nahill	Taylor, J. J.
Cawley	Haluska	Noye	Telek
Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Cimini	Hayes	Oliver	Truman
Civera	Herman	Perzel	Van Horne
Clymer	Hershey	Petrarca	Veon
Cohen	Honaman	Petrone	Vron
Colafella	Howlett	Phillips	Wambach
Cole	Hutchinson	Piccola	Wass
Cordisco	Irkin	Pievsky	Weston
Cornell	Jackson	Pistella	Wiggins
Coslett	Jarolin	Pitts	Wilson
Cowell	Johnson	Pott	Wogan
Coy	Josephs	Pratt	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	Yandrisevits
Dawida	Kukovich	Reber	
Deal	Langtry	Reinard	Iris,
Dietz	Lashingier	Richardson	Speaker

NAYS—0

NOT VOTING—2

Clark Olasz

EXCUSED—2

Davies Dininni

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. There will be no further votes taken on the floor of the House. The members are free to leave.

When next we convene, it will be at 1 o'clock, Tuesday, May 28. The members are free to leave.

REMARKS ON VOTE

The SPEAKER. For what purpose does the gentleman from Delaware, Mr. Freind, rise?

Mr. FREIND. Mr. Speaker, when the vote was taken on the Fryer amendment A1212 to **HB 934**, I was not in my seat—I had probably been chased off the floor with a cigarette—but had I been in my seat, I would have voted in the affirmative.

The SPEAKER. Had you not been addicted to the killing disease of smoking, you would have voted correctly.

Mr. FREIND. Exactly.

Mr. Speaker, let me just say one thing for the record. I do not stop because I love my wife. If I stopped, I would be perfect, and you know how hard it is to live with anybody who is perfect. Thank you.

SENATE MESSAGE**SENATE ADOPTS REPORT OF
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **HB 110, PN 1443**.

BILL SIGNED BY SPEAKER

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

HB 110, PN 1443

An Act to further provide from the General Fund for the expenses of the Executive Department of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; to further provide for the appropriation of Federal funds and the establishment of certain restricted receipt-accounts to the Executive Department of the Commonwealth for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984.

ADJOURNMENT

The SPEAKER. The Chair recognizes the lady from Philadelphia, Ms. Josephs.

Ms. JOSEPHS. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 28, 1985, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 6:19 p.m., e.d.t., the House adjourned.