COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MARCH 9, 1987

SESSION OF 1987 171ST OF THE GENERAL ASSEMBLY No. 18

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

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

Eternal and Ever Gracious Lord, it is with humble and contrite hearts that we look to Thee in this time. We are conscious of Thy forgiving love, abiding presence, and guiding spirit reaching out to each one of us. O God, help us to purge our lives of all those thoughts and deeds which prevent us from doing and being what Thou dost require. Inspire us with the thoughts and ideas which will enrich the lives of all those around us, and direct us in the accomplishment of the same. Through our creator, sustainer, and everlasting hope, we humbly pray. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was delivered by members.)

JOURNAL APPROVED

The SPEAKER. The Journal for Monday, March 2, 1987, is in print. Unless the Chair hears objection, the Journal will stand as approved, and the Chair does not hear an objection.

JOURNAL APPROVAL POSTPONED

The SPEAKER. The Journal for Wednesday, March 4, 1987, is not yet in print. Without objection, the Chair will postpone the approval of that Journal until it is in print, and the Chair does not hear an objection thereto.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Fee. Do you have any leaves of absence?

Mr. FEE. Yes, Mr. Speaker. The gentleman from Union, Mr. SHOWERS, for today, and the lady from Philadelphia, Mrs. HARPER, for today.

The SPEAKER. The Chair hears no objection to the granting of the leaves. The leaves are therefore granted.

The Chair recognizes the minority whip.

Mr. HAYES. I request a leave for the gentleman from Luzerne County, Mr. STEVENS, for the day; the gentleman from Butler County, Mr. BURD, for the week; and the lady from Allegheny County, Mrs. LANGTRY, for the day.

The SPEAKER. The Chair hears no objection to the granting of the leaves. The leaves are therefore granted.

HOUSE BILLS INTRODUCED AND REFERRED

No. 634 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of May 27, 1953 (P. L. 244, No. 34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," restricting certain persons from bidding on contracts.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 635 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," restricting certain persons from bidding on contracts.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 636 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER,

YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," restricting certain persons from bidding on contracts.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 637 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," restricting persons from bidding on contracts.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 638 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of June 25, 1919 (P. L. 581, No. 274), referred to as the "First Class City Government Law," restricting certain persons from bidding on contracts.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 639 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of March 7, 1901 (P. L. 20, No. 14), referred to as the "Second Class City Law," restricting certain persons from bidding on contracts.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 640 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," restricting certain persons from bidding on contracts.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 641 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," restricting certain persons from bidding on contracts.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 642 By Representatives GODSHALL, LLOYD, KUKOVICH, OLASZ, WOGAN, MRKONIC, D. W. SNYDER, YANDRISEVITS, NOYE, BATTISTO, FOX, DISTLER, CARLSON, PRESSMANN, TRELLO, HERSHEY, VROON, WOZNIAK, COLAFELLA, BALDWIN, HECKLER, LANGTRY and PHILLIPS

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," restricting certain persons from bidding on contracts.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 643 By Representative LETTERMAN

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing limited information to the natural parents on the status of the adoptee.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 644 By Representatives LETTERMAN, LIVENGOOD and BELFANTI

An Act amending the act of August 22, 1953 (P. L. 1344, No. 283), known as "The Marriage Law," further providing for testing for certain diseases.

Referred to Committee on HEALTH AND WELFARE, March 9, 1987.

No. 645 By Representatives LETTERMAN and BELFANTI

An Act providing for the clear disclosure of prices for grocery items; imposing duties on the Bureau of Consumer Protection; and providing for civil penalties.

Referred to Committee on CONSUMER AFFAIRS, March 9, 1987.

No. 646 By Representatives LETTERMAN, SALOOM, McCALL and BUNT

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," exempting units of nonprofit nationally chartered clubs from licensing quota.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 647 By Representatives LETTERMAN, HUTCHINSON, LIVENGOOD, TRELLO, FOSTER and BUNT

An Act amending the act of June 1, 1945 (P. L. 1242, No. 428), known as the "State Highway Law," relating to prequalification of bidders.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 648 By Representatives LETTERMAN, DAVIES, GEIST, CIMINI, STABACK, PHILLIPS and GRUPPO

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further prohibiting the killing of certain bears.

Referred to Committee on GAME AND FISHERIES, March 9, 1987.

No. 649 By Representatives LETTERMAN, DAVIES, STABACK, CIMINI, PHILLIPS, GRUPPO and CARLSON

An Act authorizing the Division of State Forest Management in the Department of Environmental Resources to enter into certain contracts or to hire people for the cutting of tree boughs; and making an appropriation.

Referred to Committee on GAME AND FISHERIES, March 9, 1987.

No. 650 By Representatives LETTERMAN and PETRONE

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 the number of sewage enforcement officers.

Referred to Committee on CONSERVATION, March 9, 1987.

No. 651 By Representatives LETTERMAN, PETRONE and STABACK

An Act requiring retail gasoline dealers to post prices and gasoline additive information; requiring that grades of gasoline sold be correctly represented as to octane ratings; and imposing penalties.

Referred to Committee on BUSINESS AND COMMERCE, March 9, 1987.

No. 652 By Representatives LETTERMAN, GODSHALL, PETRONE, MAYERNIK, NOYE, DOMBROWSKI, HAYES and HERMAN

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," imposing certain restrictions on the Environmental Quality Board; and reducing certain fees.

Referred to Committee on GAME AND FISHERIES, March 9, 1987.

No. 653 By Representatives LETTERMAN, LIVENGOOD and PETRONE

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for the preparation and adoption of an annual budget.

Referred to Committee on EDUCATION, March 9, 1987.

No. 654 By Representatives LESCOVITZ, TRELLO, VROON, SIRIANNI, KASUNIC and SEVENTY

An Act regulating private prisons; providing for contracts between the Commonwealth and counties and private contractors; and providing for approval by the Attorney General and for the licensing and inspection of private prisons by the Department of Corrections.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 655 By Representatives PERZEL, CAWLEY, RYBAK, KOSINSKI, J. L. WRIGHT, McHALE, FOX, KENNEY, GANNON, FISCHER, GEIST, ANGSTADT, WOGAN, HERMAN, TRELLO, RAYMOND, DeLUCA, OLASZ, CIVERA, RITTER, HALUSKA, KASUNIC, NAHILL, CORNELL, REBER, MILLER, DURHAM, WESTON, McVERRY and DONATUCCI

An Act authorizing economically disadvantaged senior citizens to defer their property tax liabilities.

Referred to Committee on FINANCE, March 9, 1987.

No. 656 By Representatives PERZEL, CAWLEY, VROON, J. L. WRIGHT, McHALE, FOX, BUNT, B. SMITH, GANNON, GEIST, BARLEY, ANGSTADT, E. Z. TAYLOR, WOGAN, HERMAN, CESSAR, TRELLO, DeLUCA, SCHEETZ, DISTLER, OLASZ, CIVERA, RITTER, HALUSKA, NAHILL, CORNELL, REBER, McVERRY and DONATUCCI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a space to insert a driver's blood type on a driver's license.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 657 By Representatives PERZEL, KENNEY, CAWLEY, TRELLO and WESTON

An Act amending the act of June 25, 1919 (P. L. 581, No. 274), referred to as the "First Class City Government Law," limiting the rate of real property taxation.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 658 By Representatives PERZEL, CAWLEY, VROON, KENNEY, GANNON, E. Z. TAYLOR, TRELLO and DONATUCCI

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for readings from the Declaration of Independence in the schools; and making an editorial change.

Referred to Committee on EDUCATION, March 9, 1987.

No. 659 By Representatives PERZEL, VEON, CAWLEY, KOSINSKI, J. L. WRIGHT, McHALE, BUNT, KENNEY, GANNON, FISCHER, GEIST, ANGSTADT, E. Z. TAYLOR, WOGAN, CARLSON, HERMAN, TRELLO, RAYMOND, CIVERA, NAHILL, ARTY and WESTON

An Act providing for the waiver of tuition at certain colleges and universities for dependent children of police officers, firefighters and members of ambulance services and rescue squads who are killed in the performance of their duties; and making a repeal.

Referred to Committee on EDUCATION, March 9, 1987.

No. 660 By Representatives PERZEL, CAWLEY, FOX, GANNON, TRELLO, DISTLER and CIVERA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for a defense for certain victims of crimes in civil cases.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 661 By Representatives PERZEL, CAWLEY, VROON, KOSINSKI, CLYMER, KENNEY, GANNON, FISCHER, GODSHALL, E. Z. TAYLOR, HERMAN, TRELLO, OLASZ, CIVERA, NAHILL and REBER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offenses of graffiti mischief and the unlawful sale of spray paint or indelible marker; and providing penalties.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 662 By Representatives REINARD, ITKIN, KUKOVICH, BOYES, McHALE, SAURMAN, SCHULER, LLOYD, CARLSON, HALUSKA, TRELLO, COY, SCHEETZ, HECKLER, G. SNYDER, NAHILL, RAYMOND, FARGO, VROON, BUNT, D. W. SNYDER, HERMAN, BALDWIN, ANGSTADT, DISTLER, ARTY, SEMMEL, STEVENS, FOX, DORR, E. Z. TAYLOR, MELIO and McVERRY

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," requiring the Department of Environmental Resources to give notice to municipalities of orders for abatement of nuisances; and requiring the Department of Environmental Resources to publish and advertise the text of certain consent agreements and orders and make copies of such orders and agreements available at regional offices.

Referred to Committee on CONSERVATION, March 9, 1987.

No. 663 By Representatives REINARD, HALUSKA, OLASZ, J. L. WRIGHT, COY, GODSHALL, NOYE, BOWSER, CARLSON, TRELLO, SCHEETZ, CIMINI, NAHILL, RAYMOND, FARGO, BUNT, JOHNSON, SIRIANNI, D. W. SNYDER, DeLUCA, FARMER, ITKIN, FLICK, DISTLER, ROBBINS, ARTY, SEMMEL, MERRY, GEIST, LaGROTTA, FOX, MICOZZIE and E. Z. TAYLOR

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," providing for alternate security for performance of contracts.

Referred to Committee on STATE GOVERNMENT, March 9, 1987.

No. 664 By Representatives REINARD, COY, ITKIN, ARTY, GEIST, MELIO, NOYE, RAYMOND, FLICK, DISTLER, MERRY, FOX, MICOZZIE and E. Z. TAYLOR

An Act amending the act of June 17, 1913 (P. L. 507, No. 335), referred to as the "Intangible Personal Property Tax Law," further providing for the tax.

Referred to Committee on FINANCE, March 9, 1987.

No. 665 By Representatives LETTERMAN, DAVIES, GODSHALL and BOWLEY

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for the monthly transfer of certain sales and use tax revenues to the Fish Fund and to the Game Fund.

Referred to Committee on GAME AND FISHERIES, March 9, 1987.

No. 666 By Representatives LETTERMAN, MARKOSEK, GODSHALL, BOWLEY and DAVIES

An Act amending the act of May 17, 1929 (P. L. 1798, No. 591), referred to as the "Forest Reserves Municipal Financial

Relief Law," increasing the amount paid by the Commonwealth.

Referred to Committee on GAME AND FISHERIES, March 9, 1987.

No. 667 By Representatives LETTERMAN, DAVIES, MARKOSEK, GODSHALL and BOWLEY

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for wiretaps for certain Game Code violations.

Referred to Committee on GAME AND FISHERIES, March 9, 1987.

No. 668 By Representatives BLAUM, CIVERA, SALOOM, JAROLIN, KOSINSKI, MAYERNIK, WAMBACH, TRELLO, RYBAK, COWELL, BELARDI, HARPER, McHALE, MICHLOVIC, COY, MORRIS, HERSHEY, DONATUCCI, MAIALE, PUNT, MARKOSEK, SHOWERS, FREIND, DALEY, CLYMER, GEIST, DIETTERICK, STABACK, FISCHER, PRESTON, BARLEY, CORNELL, ACOSTA, PITTS, SCHEETZ, VROON, J. L. WRIGHT, HOWLETT, SIRIANNI, BIRMELIN, BOOK, LaGROTTA, LUCYK, MRKONIC, E. Z. TAYLOR, CHADWICK, G. SNYDER, STAIRS, GRUPPO and SAURMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for offenses relating to alcohol; and making a repeal.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 669 By Representatives PETRARCA, SALOOM, STEVENS, TRELLO, CESSAR, HALUSKA, MERRY, J. TAYLOR, MICHLOVIC, PRESTON, BOOK, KOSINSKI, KUKOVICH, DISTLER, FEE, VAN HORNE, CALTAGIRONE, CARN, STABACK, MRKONIC, PISTELLA, TIGUE, REBER, CAPPABIANCA, DeLUCA, BURD, GEIST, PETRONE, DOMBROWSKI, ITKIN, BALDWIN and BELFANTI

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.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 670 By Representatives COLAFELLA, STEIGHNER, KOSINSKI, CIVERA, HALUSKA, JACKSON, PRESTON, BELFANTI, JOHNSON, DURHAM, BATTISTO, SAURMAN, COHEN, McHALE, KASUNIC, McVERRY, REBER and DONATUCCI

An Act amending the act of July 22, 1974 (P. L. 589, No. 205), known as the "Unfair Insurance Practices Act," providing for the right to name principal drivers in automobile insurance policies.

Referred to Committee on INSURANCE, March 9, 1987.

No. 671 By Representatives RUDY, SHOWERS, NOYE, COLE, WASS, COY, COHEN, KUKOVICH, MOWERY, HERMAN, BUNT, RITTER, BUSH, WOZNIAK, REBER, GRUPPO, MORRIS, CAWLEY, JOHNSON, PHILLIPS, DISTLER, DOMBROWSKI, PRESTON and MERRY

An Act amending the act of December 31, 1965 (P. L. 1257, No. 511), known as "The Local Tax Enabling Act," repealing occupation taxes based on a percentage or millage basis; repealing per capita taxes; making repeals; and making editorial changes.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 672 By Representative PHILLIPS

An Act designating the bridge crossing the Susquehanna River connecting the Borough of Milton in Northumberland County and the Borough of West Milton in Union County as the Governor James Pollock Bridge.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 673 By Representatives KASUNIC, MRKONIC, DeLUCA, DALEY, SHOWERS, McCALL, STABACK, BALDWIN, HUGHES, LaGROTTA, MAYERNIK, PETRONE, BOOK, DIETTERICK, FARGO, JACKSON, JOHNSON, PUNT, HALUSKA, COLE, BUNT, YANDRISEVITS, PERZEL, CIVERA, KUKOVICH, TELEK, RUDY, PISTELLA, GAMBLE, GANNON, MICOZZIE, STUBAN, FOX, DISTLER, COHEN, STEIGHNER, McVERRY, McHALE, REBER, JAROLIN, ARGALL, SALOOM, MORRIS, COWELL, D. W. SNYDER, BELFANTI, ANGSTADT, NAHILL, WOGAN, PHILLIPS, WASS, F. TAYLOR, GRUPPO, LUCYK, KOSINSKI, LEVDANSKY, VAN HORNE, J. L. WRIGHT, BLAUM, FISCHER, KENNEY, HERMAN and VEON

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," creating a Department of Veterans' Affairs and defining its functions, powers and duties; transferring certain agencies to such department; and repealing inconsistent acts.

Referred to Committee on MILITARY AND VETERANS AFFAIRS, March 9, 1987.

No. 674 By Representatives HASAY, JAROLIN, MOEHLMANN, CAWLEY, PHILLIPS and GODSHALL

An Act exempting owners of firing ranges from any civil or criminal actions relating to noise pollution.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 675 By Representatives SALOOM, HUTCHINSON and PETRARCA

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for the sale of certain unimproved land by the Department of Transportation.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 676 By Representatives PIEVSKY and HUTCHINSON

An Act amending the act of July 2, 1986 (P. L. , No. 10A), known as the "Motor License Fund Appropriation Act," increasing the appropriation for the operation of State airports.

Referred to Committee on APPROPRIATIONS, March 9, 1987.

No. 677 By Representatives LESCOVITZ, SALOOM and McCALL

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," exempting ceramic commemorative bottle collections from certain provisions of the act.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 678 By Representatives WOGAN, KOSINSKI, LASHINGER, KENNEY, CLYMER, DORR, GEIST, GLADECK, CIVERA, OLASZ, HALUSKA, PETRONE, SAURMAN, WESTON and DONATUCCI

An Act amending the act of January 22, 1968 (P. L. 42, No. 8), known as the "Pennsylvania Urban Mass Transportation Law," imposing maintenance responsibilities concerning certain streets on the authority, municipalities and the Commonwealth of Pennsylvania.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 679 By Representatives WOGAN, CAPPABIANCA, BOYES, SCHEETZ, VROON, J. L. WRIGHT, TIGUE, J. TAYLOR, ITKIN, MERRY, MARKOSEK, KOSINSKI, COWELL, KUKOVICH, ANGSTADT, MRKONIC, D. W. SNYDER, BOOK, JOHNSON, FISCHER, WASS, SAURMAN, WOZNIAK and DAWIDA

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, reducing the number of Senators and members of the House of Representatives.

Referred to Committee on STATE GOVERNMENT, March 9, 1987.

No. 680 By Representatives WOGAN, LLOYD, CAPPABIANCA, TRELLO, BOYES, VROON, J. L. WRIGHT, TIGUE, FOX, HERSHEY, J. TAYLOR, ITKIN, VEON, NOYE, HALUSKA, MERRY, MAIALE, HOWLETT, KOSINSKI, SIRIANNI, DISTLER, BELFANTI, MRKONIC, REBER, NAHILL, PICCOLA, YANDRISEVITS, KENNEY, FREEMAN, BUNT, CARLSON, E. Z. TAYLOR, OLASZ, PUNT, TELEK, CORNELL and WOZNIAK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the collection of the Catastrophic Loss Trust Fund fee by the department.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 681 By Representatives WOGAN, KOSINSKI, TRELLO, DORR, CORNELL, BOYES, SCHEETZ, CESSAR, WOZNIAK, J. L. WRIGHT, TIGUE, FOX, JOHNSON, BURD, J. TAYLOR, STEIGHNER, HALUSKA, BLAUM, MAIALE, HOWLETT, BOWSER, MICHLOVIC, HERMAN, LEVDANSKY, RAYMOND, FARGO, JACKSON, KUKOVICH, HECKLER, VAN HORNE, B. SMITH, NAHILL, KENNEY, FREEMAN, BUNT, CARLSON, BARLEY, JADLOWIEC, E. Z. TAYLOR, OLASZ, FISCHER, HAGARTY, COLAFELLA, MILLER and TELEK

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting unsolicited commercial telephone calls during certain hours.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 682 By Representatives TELEK, HALUSKA, VROON, SEVENTY, JOHNSON, STAIRS, TRELLO, GEIST, ANGSTADT, WOZNIAK, SEMMEL, HERSHEY, J. L. WRIGHT, PHILLIPS, CIVERA, OLASZ, BOWSER, COLAFELLA and DALEY

An Act amending the act of May 23, 1945 (P. L. 913, No. 367), known as the "Professional Engineers Registration Law," further providing for certain registration qualifications.

Referred to Committee on PROFESSIONAL LICENSURE, March 9, 1987.

No. 683 By Representatives KUKOVICH, STABACK, BOYES, VEON, JOHNSON, COHEN, KOSINSKI, ITKIN, McHALE, PRESSMANN, TIGUE, GODSHALL, MAIALE, HOWLETT, HALUSKA, RITTER, DAWIDA, ARTY, REBER, JOSEPHS, NAHILL, PISTELLA, PRESTON and WIGGINS

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, adding provisions relating to guardians of incapacitated persons.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 684 By Representatives HERMAN, COLAFELLA, CAWLEY, SCHULER, TRELLO, STUBAN, STEIGHNER, BELFANTI, GRUPPO, ARTY, PHILLIPS, BUNT, WOZNIAK, DISTLER, JOHNSON, STABACK, NOYE, ANGSTADT, FLICK, COHEN, J. L. WRIGHT, LASHINGER, E. Z. TAYLOR, B. SMITH, BARLEY, SHOWERS, FOX, WOGAN, DORR, FISCHER, TELEK, OLASZ, McVERRY, REBER and PETRARCA

An Act amending Titles 24 (Education) and Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for special early retirement.

Referred to Committee on STATE GOVERNMENT, March 9, 1987.

No. 685 By Representatives JADLOWIEC, DORR, KUKOVICH, STABACK, WOGAN, KENNEY, HALUSKA, ITKIN, J. TAYLOR, JOSEPHS, VROON, PUNT, HECKLER, BUNT, JACKSON, RUDY, DURHAM, GLADECK, SALOOM, SCHULER, BOWSER, BELFANTI, BOYES, JOHNSON, ANGSTADT, NAHILL, PHILLIPS, RAYMOND, KOSINSKI, WASS, GRUPPO, NOYE, BALDWIN, BUSH, SAURMAN, DIETTERICK, DeLUCA, LANGTRY, KASUNIC, MILLER, E. Z. TAYLOR, TIGUE, FISCHER, GODSHALL, McVERRY, McHALE, HERMAN, FOX, DISTLER, ROBBINS, SEVENTY, FARGO, CORNELL, REBER, MERRY, BELARDI, B. SMITH, MRKONIC, HERSHEY, MICOZZIE, ARTY and SIRIANNI

An Act amending the act of November 4, 1983 (P. L. 217, No. 63), known as the "Pharmaceutical Assistance Contract for the Elderly Act," further providing for proposals for the purpose of providing pharmaceutical assistance for the elderly.

Referred to Committee on HEALTH AND WELFARE, March 9, 1987.

No. 686 By Representatives FOX, LAUGHLIN, BURNS, STEIGHNER, NAHILL, BOWSER, TIGUE, MAIALE, HOWLETT, SCHULER, DOMBROWSKI, HALUSKA, McCALL, TRELLO, ANGSTADT, ARTY, YANDRISEVITS, BELFANTI, VEON, KOSINSKI, JAROLIN, CARLSON, JOHNSON, MORRIS, HASAY, KUKOVICH, CESSAR, CIVERA, VAN HORNE, MICHLOVIC, MRKONIC, GANNON, LEVDANSKY, SAURMAN, GEIST, LUCYK, E. Z. TAYLOR, HERMAN, BOOK, REBER, COLAFELLA, MILLER, SEVENTY, F. TAYLOR, BALDWIN, LINTON, O'BRIEN, HARPER, DEAL, DeLUCA, BUNT, OLASZ, RAYMOND, RITTER, CORNELL, GODSHALL, FATTAH, NOYE, STABACK, PHILLIPS, WOZNIAK and McVERRY

An Act amending the act of March 28, 1984 (P. L. 150, No. 28), known as the "Automobile Lemon Law," granting rights to persons who lease defective new motor vehicles.

Referred to Committee on CONSUMER AFFAIRS, March 9, 1987.

No. 687 By Representatives FOX, BLAUM, GODSHALL, BOWSER, SIRIANNI, JOHNSON, CAWLEY, TIGUE, LANGTRY, MERRY, FARGO, BOYES, HECKLER, HALUSKA, JACKSON, NAHILL, McCALL, PRESTON, ANGSTADT, HAGARTY, DISTLER, ARTY, BELFANTI, VEON, KOSINSKI, MICHLOVIC, JADLOWIEC, LETTERMAN, HERSHEY, KUKOVICH, GANNON, CARLSON, MAIALE, HOWLETT, GEIST, HERMAN, REBER, J. L. WRIGHT, PRESSMANN, SEVENTY, WOGAN, ITKIN, PETRONE, BOOK, DeLUCA, PETRARCA, BATTISTO, BUNT, FARMER, KENNEY, RITTER, RAYMOND, SEMMEL, ACOSTA, FLICK, TELEK, CORNELL, CAPPABIANCA, NOYE, STABACK and McVERRY

An Act amending the act of August 26, 1971 (P. L. 351, No. 91), known as the "State Lottery Law," providing that arrearages in child support payments shall be deducted from lottery prizes.

Referred to Committee on FINANCE, March 9, 1987.

No. 688 By Representatives FOX, BLAUM, GODSHALL, BOWSER, JOHNSON, CAWLEY, TIGUE, LANGTRY, MERRY, FARGO, BOYES, HECKLER, HALUSKA, JACKSON, NAHILL, McCALL, PRESTON, ANGSTADT, HAGARTY,

DISTLER, ARTY, BELFANTI, VEON, KOSINSKI, MICHLOVIC, JADLOWIEC, LETTERMAN, HERSHEY, KUKOVICH, GANNON, CARLSON, MAIALE, HOWLETT, GEIST, HERMAN, REBER, J. L. WRIGHT, PRESSMANN, SEVENTY, WOGAN, ITKIN, PETRONE, BOOK, DeLUCA, PETRARCA, BATTISTO, BUNT, FARMER, KENNEY, RITTER, RAYMOND, SEMMEL, ACOSTA, FLICK, TELEK, CORNELL, CAPPABIANCA, NOYE, SIRIANNI, STABACK, ROBBINS and McVERRY

An Act amending the act of August 26, 1971 (P. L. 351, No. 91), known as the "State Lottery Law," providing that delinquent State and local taxes shall be deducted from lottery prizes.

Referred to Committee on FINANCE, March 9, 1987.

No. 689 By Representatives D. R. WRIGHT, MORRIS, BOWLEY, COY, SHOWERS, HALUSKA, LLOYD, YANDRISEVITS, COHEN, COWELL, BALDWIN, COLAFELLA, DeLUCA, DAWIDA, GEORGE, JOSEPHS, KUKOVICH, RUDY, SWEET, F. TAYLOR, TIGUE, TRELLO, VEON, WOGAN, JOHNSON, ANGSTADT, BOWSER, BUNT, CARLSON, DISTLER, HERMAN, JADLOWIEC, PHILLIPS, REBER, SERAFINI and J. L. WRIGHT

An Act establishing the Center for Rural Pennsylvania; and making an appropriation allocation.

Referred to Committee on APPROPRIATIONS, March 9, 1987.

No. 690 By Representatives D. R. WRIGHT, MORRIS, RUDY, BALDWIN, BOWLEY, COY, HALUSKA, LLOYD, SHOWERS, YANDRISEVITS, COHEN, COWELL, DAWIDA, DeLUCA, FARGO, GEORGE, JOSEPHS, KUKOVICH, STABACK, F. TAYLOR, TRELLO, VEON, BOWSER, JOHNSON, ANGSTADT, BUNT, CARLSON, DISTLER, HERMAN, NOYE, PHILLIPS and J. L. WRIGHT

An Act allocating certain funds from the Department of Commerce to the State System of Higher Education for rural education partnerships.

Referred to Committee on APPROPRIATIONS, March 9, 1987.

No. 691 By Representatives D. R. WRIGHT, ITKIN, MORRIS, COY, HALUSKA, LLOYD, SHOWERS, YANDRISEVITS, COHEN, COLAFELLA, COWELL, DAWIDA, DeLUCA, GEORGE, JOSEPHS, KUKOVICH, MRKONIC, OLASZ, PISTELLA, SEVENTY, SWEET, F. TAYLOR, TRELLO, VEON, BUNT, CARLSON, DISTLER, WOGAN and J. L. WRIGHT

An Act allocating funds appropriated to the Department of Commerce for a Regional Center for Continuing Education of Health Science Practitioners in western Pennsylvania.

Referred to Committee on APPROPRIATIONS, March 9, 1987.

No. 692 By Representatives D. R. WRIGHT, ITKIN, MORRIS, RUDY, BOWLEY, COY, HALUSKA, LLOYD, SHOWERS, YANDRISEVITS, COHEN, COWELL, DAWIDA, DeLUCA, GEORGE, JOSEPHS, SEVENTY, SWEET, F. TAYLOR, TRELLO, VEON, ARTY, BUNT, CARLSON, DISTLER, MERRY and J. L. WRIGHT

An Act allocating funds appropriated to the Department of Commerce for a Rural Adult Literacy Program.

Referred to Committee on APPROPRIATIONS, March 9, 1987.

No. 693 By Representatives HOWLETT, MAIALE, DALEY, KOSINSKI, TRELLO, KENNEY, HAYDEN, O'DONNELL, J. TAYLOR and DONATUCCI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for parking and traffic-control devices in cities of the first class.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 694 By Representatives MAIALE, HOWLETT, ACOSTA and DONATUCCI

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for collective bargaining in school districts of the first class.

Referred to Committee on LABOR RELATIONS, March 9, 1987.

No. 695 By Representatives LANGTRY, PITTS, HONAMAN, CESSAR, BOOK, BURD, FARMER, CAWLEY, SCHULER, TRELLO, ANGSTADT, LEH, SCHEETZ, COHEN, DISTLER, ARTY, KOSINSKI, FARGO, JOHNSON, GRUPPO, FOX, MARKOSEK, WOZNIAK, ROBBINS, ITKIN, BATTISTO, GANNON, COLAFELLA, CARLSON, GEIST, J. L. WRIGHT, HERMAN, REBER, OLASZ, BOWSER, BIRMELIN, FLICK, CAPPABIANCA, BUNT and E. Z. TAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the issuance of commemorative

front plates in honor of the Bicentennial of the United States Constitution.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 696 By Representatives LANGTRY, McVERRY, FARMER, BOOK, VROON, MRKONIC, HALUSKA, BUNT, NAHILL, BATTISTO, CLYMER, RUDY, GLADECK, SCHULER, BOWSER, JOHNSON, WOGAN, PHILLIPS, GRUPPO, BUSH, BALDWIN, LEVDANSKY, J. L. WRIGHT, NOYE, SAURMAN, COHEN, SCHEETZ, TIGUE, FISCHER, KENNEY, HERMAN, FOX, J. TAYLOR, DISTLER, ROBBINS, MICHLOVIC, MERRY, GANNON, E. Z. TAYLOR and SEMMEL

An Act providing for a savings program for college education; and creating the Individual Education Account Fund.

Referred to Committee on FINANCE, March 9, 1987.

No. 697 By Representatives LANGTRY, McVERRY, FARMER, BOOK, VROON, MRKONIC, HALUSKA, BUNT, NAHILL, BATTISTO, CLYMER, RUDY, GLADECK, SCHULER, BOWSER, JOHNSON, WOGAN, PHILLIPS, GRUPPO, BUSH, BALDWIN, LEVDANSKY, J. L. WRIGHT, NOYE, SAURMAN, COHEN, SCHEETZ, TIGUE, FISCHER, KENNEY, HERMAN, FOX, J. TAYLOR, DISTLER, ROBBINS, MICHLOVIC, MERRY, GANNON, E. Z. TAYLOR and SEMMEL

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for a credit against personal income tax for contributions to individual education accounts.

Referred to Committee on FINANCE, March 9, 1987.

No. 698 By Representatives LANGTRY, McVERRY, FARMER, BOOK, VROON, MRKONIC, HALUSKA, BUNT, NAHILL, BATTISTO, CLYMER, RUDY, GLADECK, SCHULER, BOWSER, JOHNSON, WOGAN, PHILLIPS, GRUPPO, BUSH, BALDWIN, LEVDANSKY, J. L. WRIGHT, NOYE, SAURMAN, COHEN, SCHEETZ, TIGUE, FISCHER, KENNEY, HERMAN, FOX, J. TAYLOR, DISTLER, ROBBINS, MICHLOVIC, MERRY, GANNON, E. Z. TAYLOR and SEMMEL

An Act providing for a savings program for college education; creating the Individual Education Account Fund; and conferring powers and duties on the Pennsylvania Higher Education Assistance Agency.

Referred to Committee on EDUCATION, March 9, 1987.

No. 699 By Representatives LANGTRY, McVERRY, FARMER, BOOK, VROON, MRKONIC, HALUSKA, BUNT, NAHILL, BATTISTO, CLYMER, RUDY, GLADECK, SCHULER, BOWSER, JOHNSON, WOGAN, PHILLIPS, GRUPPO, BUSH, BALDWIN, LEVDANSKY, J. L. WRIGHT, NOYE, SAURMAN, COHEN, SCHEETZ, TIGUE, FISCHER, KENNEY, HERMAN, FOX, J. TAYLOR, DISTLER, ROBBINS, MICHLOVIC, MERRY, GANNON, E. Z. TAYLOR and SEMMEL

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for a credit against personal income tax for contributions to individual education accounts.

Referred to Committee on FINANCE, March 9, 1987.

No. 700 By Representatives LUCYK, BALDWIN, SHOWERS, TRELLO, DORR, COWELL, PHILLIPS, VEON, JOHNSON, ITKIN, KOSINSKI, PERZEL, DALEY, J. L. WRIGHT, JAROLIN, VAN HORNE, REBER, DAVIES, BUSH, KENNEY, MRKONIC, KASUNIC, E. Z. TAYLOR, BELFANTI, FOX, MILLER, MORRIS, STABACK, SALOOM, PISTELLA, FISCHER, B. SMITH, MAYERNIK, DeLUCA, STEVENS, McHALE, J. TAYLOR, PETRARCA, OLASZ and CORNELL

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," exempting chartered senior citizens' groups from the requirement of paying sales tax.

Referred to Committee on FINANCE, March 9, 1987.

No. 701 By Representatives LUCYK, BALDWIN, McCALL, TRELLO, BOYES, JOHNSON, ITKIN, MAIALE, HOWLETT, HALUSKA, TIGUE, DAVIES, KENNEY, KASUNIC, E. Z. TAYLOR, FOX, MILLER, GEIST, STABACK, PRESTON, PISTELLA, SEVENTY, OLASZ, R. C. WRIGHT, COLAFELLA and DONATUCCI

An Act amending the act of August 26, 1971 (P. L. 351, No. 91), known as the "State Lottery Law," providing for the assignment of prizes to charity.

Referred to Committee on FINANCE, March 9, 1987.

No. 702 By Representatives LUCYK, BALDWIN, McCALL, TRELLO, VROON, PHILLIPS, JOHNSON, ITKIN, DOMBROWSKI, SHOWERS, J. L. WRIGHT, REBER, BLAUM, MRKONIC, E. Z. TAYLOR, BELFANTI, FOX, MILLER, STAIRS, SAURMAN, GEIST, TELEK, STABACK, BELARDI, BUNT, SALOOM, FISCHER,

DeLUCA, FATTAH, OLASZ and R. C. WRIGHT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special registration plates for members of the clergy.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 703 By Representatives LUCYK, BALDWIN, TRELLO, PHILLIPS, JOHNSON, DOMBROWSKI, KOSINSKI, COLE, SHOWERS, TIGUE, MRKONIC, BELFANTI, FOX, TELEK, STABACK, BELARDI, BUNT, HERMAN, PISTELLA, HALUSKA, PETRARCA and SEVENTY

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the purchase of military service time by members of the various classes of membership.

Referred to Committee on MILITARY AND VETERANS AFFAIRS, March 9, 1987.

No. 704 By Representatives LUCYK, BALDWIN, STUBAN, TRELLO, PHILLIPS, BARLEY, JOHNSON, FARGO, HALUSKA, BIRMELIN, CARLSON, McCALL, PERZEL, NOYE, J. L. WRIGHT, SIRIANNI, TIGUE, REBER, BOOK, LLOYD, BUSH, CLYMER, BURD, WOZNIAK, GLADECK, MRKONIC, GRUPPO, BORTNER, SEMMEL, KASUNIC, E. Z. TAYLOR, BELFANTI, COLAFELLA, STAIRS, SAURMAN, GEIST, TELEK, LANGTRY, MOWERY, GAMBLE, STABACK, BELARDI, BUNT, HERMAN, HASAY, SALOOM, PRESTON, FISCHER, B. SMITH, DeLUCA, WASS, GODSHALL, PETRARCA, COY, SEVENTY, OLASZ, MICHLOVIC and ROBBINS

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for recitation of the Pledge of Allegiance each school day.

Referred to Committee on EDUCATION, March 9, 1987.

No. 705 By Representatives FISCHER, STAIRS, BOWSER, SCHULER, JAROLIN, TRELLO, LEVDANSKY, ARGALL, MRKONIC, BURNS, NAHILL, GRUPPO, SAURMAN, NOYE, DISTLER, JOHNSON, DeLUCA, CARLSON, PETRARCA, McVERRY, HERSHEY, E. Z. TAYLOR, HALUSKA, COY, BALDWIN, BELARDI, HERMAN, GODSHALL, FREEMAN, SEMMEL, REBER, PUNT, DAWIDA, HASAY, KASUNIC, D. W. SNYDER, JACKSON, BLACK and SIRIANNI

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for educational subsidies.

Referred to Committee on EDUCATION, March 9, 1987.

No. 706 By Representative HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the licensing and regulation of automotive dismantlers and parts recyclers.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 707 By Representative HUTCHINSON

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

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 708 By Representative HUTCHINSON

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing political activity by judges.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 709 By Representative HUTCHINSON

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the commencement of trial in criminal matters.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 710 By Representative HUTCHINSON

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," deleting references to insurance in the definition of "purchase price."

Referred to Committee on FINANCE, March 9, 1987.

No. 711 By Representative HUTCHINSON

An Act amending the act of July 31, 1968 (P. L. 769, No. 240), referred to as the "Commonwealth Documents Law," eliminating provisions relating to omission of proposed rulemaking notices; and making an editorial change.

Referred to Committee on STATE GOVERNMENT, March 9, 1987.

No. 712 By Representative HUTCHINSON

An Act declaring certain indemnification covenants, promises, agreements or understandings to be void and unenforceable; and providing for limited exceptions.

Referred to Committee on BUSINESS AND COMMERCE, March 9, 1987.

No. 713 By Representative HUTCHINSON

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," increasing the gross premium tax assessed on insurance companies.

Referred to Committee on INSURANCE, March 9, 1987.

No. 714 By Representatives CLYMER, CORRIGAN, REINARD, HECKLER, J. L. WRIGHT, BURNS and MELIO

An Act amending the act of July 31, 1968 (P. L. 805, No. 247), known as the "Pennsylvania Municipalities Planning Code," further providing for the jurisdiction of county planning agencies regarding approval of certain subdivision and land development applications.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 715 By Representatives CLYMER, JOHNSON, J. L. WRIGHT, PITTS, BARLEY, HERSHEY and BIRMELIN

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," further providing for the sale of liquor and malt and brewed beverages on a Sunday under a special occasion permit.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 716 By Representatives CLYMER, J. L. WRIGHT, PITTS, BARLEY, HERSHEY and BIRMELIN

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," further providing for sales of liquor and malt and brewed beverages on a Sunday.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 717 By Representatives SWEET, MICHLOVIC, O'DONNELL, R. C. WRIGHT, KOSINSKI, WAMBACH, COWELL, VEON, MAIALE, PRESSMANN, RITTER, DALEY, SHOWERS, KUKOVICH, TIGUE, KASUNIC, JOSEPHS, MILLER, RYBAK, TRELLO, PHILLIPS, ITKIN, HOWLETT, HALUSKA, RAYMOND, NOYE, J. L. WRIGHT, JAROLIN, VAN HORNE, LEVDANSKY, FOX, LUCYK, BELFANTI, MORRIS, STABACK, FREEMAN, STAIRS, CAWLEY, BELARDI, PISTELLA, FISCHER, PRESTON, DeLUCA, FATTAH, CAPPABIANCA, McHALE, BURD, PETRARCA and SEVENTY

An Act creating the Pennsylvania Community Development Finance Corporation.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 718 By Representatives SWEET, TRELLO, WAMBACH, FARGO, DALEY, HERMAN, KOSINSKI, NAHILL, CORNELL, LASHINGER, RITTER, GRUITZA, GODSHALL, FLICK, COLAFELLA and MAYERNIK

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 the realty transfer tax.

Referred to Committee on FINANCE, March 9, 1987.

No. 719 By Representatives SWEET, STUBAN, DUFFY, FOSTER and NAHILL

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," requiring school districts to provide copies of certain tax lists to certain municipalities.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 720 By Representatives STUBAN, SWEET, FOSTER and NAHILL

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," providing for regulating the installation and operation of fire and burglar alarm systems or other automatic protection devices; and for recovering costs of answering false fire alarms.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 721 By Representatives STUBAN, SWEET, DUFFY, FOSTER and NAHILL

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

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 722 By Representatives STUBAN, SWEET, FOSTER and NAHILL

An Act amending the act of August 21, 1953 (P. L. 1323, No. 373), known as "The Notary Public Law," further providing for seals; and making repeals.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 723 By Representatives STUBAN, SWEET, FOSTER and NAHILL

An Act requiring the attachment of fiscal impact statements to all bills in original form or as amended relating to the expenditure of funds by, or loss of revenue to, political subdivisions.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 724 By Representatives STUBAN, SWEET, FOSTER and NAHILL

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," providing for reimbursement of registration fees for county association conventions; and further providing for the compensation of the secretary of the county association.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 725 By Representatives STUBAN, SWEET, FOSTER and NAHILL

An Act amending the act of June 24, 1968 (P. L. 237, No. 111), referred to as the "Policemen and Firemen Collective Bar-

gaining Act," restricting membership on the board of arbitration to certain individuals.

Referred to Committee on LOCAL GOVERNMENT, March 9, 1987.

No. 726 By Representatives RICHARDSON, R. C. WRIGHT, WAMBACH, PRESTON, FATTAH, ACOSTA, KUKOVICH, TIGUE, COWELL, O'DONNELL, CORNELL, MICHLOVIC, KOSINSKI, ITKIN, PISTELLA, LANGTRY, HUGHES, COHEN, DEAL, JOSEPHS, WIGGINS, DeWEESE, HARPER, FREEMAN, McHALE, PRESSMANN and LEVDANSKY

An Act amending the act of June 24, 1937 (P. L. 2045, No. 397), known as "The Support Law," providing that no lien shall be imposed against the real property of persons receiving assistance.

Referred to Committee on HEALTH AND WELFARE, March 9, 1987.

No. 727 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON and PISTELLA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, prohibiting defendants in small claims cases from countersuing for the purpose of forcing the case into a higher court.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 728 By Representatives RICHARDSON, PRESTON and HUGHES

An Act amending the act of March 30, 1937 (P. L. 115, No. 40), known as "The First Class City Permanent Registration Act," further providing for registrars.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 729 By Representatives RICHARDSON and PRESTON

An Act amending the act of April 29, 1937 (P. L. 487, No. 115), known as "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," further providing for registrars.

Referred to Committee on URBAN AFFAIRS, March 9, 1987.

No. 730 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON, ACOSTA and HUGHES

An Act providing for the development and operation by the Department of Labor and Industry and the Department of Public Welfare of a program for providing entry level employment for certain recipients of general assistance in cities of the first class; and making an appropriation.

Referred to Committee on HEALTH AND WELFARE, March 9, 1987.

No. 731 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON, FATTAH, ACOSTA, KUKOVICH and HUGHES

An Act requiring the Commonwealth of Pennsylvania to provide 100,000 summer jobs to certain persons in 1987 and 100,000 jobs and job training programs to certain persons annually for three years thereafter; and making an appropriation.

Referred to Committee on HEALTH AND WELFARE, March 9, 1987.

No. 732 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON, ACOSTA, KUKOVICH, MICHLOVIC, TIGUE, O'DONNELL, KOSINSKI, ITKIN, HAGARTY, DeWEESE, REBER, PISTELLA and HUGHES

An Act providing for official visitation of prisons.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 733 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON, ACOSTA, KOSINSKI and PISTELLA

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the enforcement of judgments in small claims cases.

Referred to Committee on JUDICIARY, March 9, 1987.

No. 734 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON, ACOSTA, KUKOVICH, TIGUE, MICHLOVIC, ITKIN, PISTELLA and HUGHES

An Act requiring the inspection of used motor vehicles prior to sale at retail and a one-year warranty upon all essential parts thereof.

Referred to Committee on TRANSPORTATION, March 9, 1987.

No. 735 By Representatives RICHARDSON, R. C. WRIGHT, PRESTON, KUKOVICH, STABACK, PISTELLA, HUGHES and JOSEPHS

An Act declaring it to be the policy of the Commonwealth to encourage employee acquisition and operation of plants and businesses threatened with shutdown.

Referred to Committee on BUSINESS AND COMMERCE, March 9, 1987.

No. 736 By Representatives TIGUE, CAWLEY, STABACK, LASHINGER, BELFANTI, VEON, YANDRISEVITS, PISTELLA, REBER, TRELLO, KOSINSKI, WOZNIAK, STEVENS, KENNEY, OLASZ, MICHLOVIC, BURD, SWEET, CIVERA, ACOSTA and PRESTON

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," permitting the offering of certain complimentary tickets.

Referred to Committee on LIQUOR CONTROL, March 9, 1987.

No. 737 By Representatives TIGUE, CAWLEY, BLAUM, STABACK, RYBAK, LASHINGER, VEON, BALDWIN, TRELLO, HALUSKA, KOSINSKI, MORRIS, DALEY, WOZNIAK, STEVENS, KENNEY, J. L. WRIGHT, E. Z. TAYLOR, RAYMOND, CIVERA, ACOSTA and PRESTON

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for cooperation between the Department of Environmental Resources and municipalities.

Referred to Committee on CONSERVATION, March 9, 1987.

No. 738 By Representative LASHINGER

An Act amending the act of May 23, 1945 (P. L. 926, No. 369), referred to as the "Public Eating and Drinking Place Law," authorizing second class townships to license public eating and drinking places; and making editorial changes.

Referred to Committee on HEALTH AND WELFARE, March 9, 1987.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—198

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Burd	Langtry	Showers	Stevens
Harper			

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The clerk will read this exchange of personnel from the Committee on Committees.

The following report was read:

COMMITTEE ON COMMITTEES
Supplemental Report

In the House of Representatives, March 9, 1987

RESOLVED, that Representative Vincent Hughes, Philadelphia County, is elected a member of the State Government Committee vice Representative Chaka Fattah resigned.

Respectfully submitted,
Amos K. Hutchinson
Chairman
Committee on Committees

On the question,
Will the House adopt the resolution?
Resolution was adopted.

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House Mr. Glenn Irwin and Mr. Ray Lantz from Venango County. They are guests of Ron Black. Welcome to the hall of the House.

We have from Crawford County Commissioner Dave Glenn. Representative Maine, Representative Merry, and Representative Robbins have invited him. Welcome to the hall of the House, Commissioner.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 50, PN 53 By Rep. PETRARCA

An Act amending the act of May 31, 1945 (P. L. 1198, No. 418), known as the "Surface Mining Conservation and Reclamation Act," providing for the establishment of an emergency bond fund to reclaim certain surface mined lands; and further providing for the obligations of operators.

MINES AND ENERGY MANAGEMENT.

HB 154, PN 172 By Rep. PETRARCA

An Act requiring State heating systems to be fueled by coal.

MINES AND ENERGY MANAGEMENT.

HB 155, PN 173 By Rep. PETRARCA

An Act amending the act of May 17, 1956 (1955 P. L. 1609, No. 537), known as the "Pennsylvania Industrial Development Authority Act," providing preferential Pennsylvania Industrial Development Authority loans for the use of coal produced in Pennsylvania.

MINES AND ENERGY MANAGEMENT.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 441 and HB 442 be lifted from the tabled calendar and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

FILMING PERMISSION

The SPEAKER. Penn State WPSX has asked permission to film for 10 minutes on the floor. Permission is granted.

CALENDAR

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 45, PN 48**, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," relieving officers of club licensees from liability on account of damages inflicted upon third persons off the licensed premises by customers of the licensee, with certain limitations.

On the question,

Will the House agree to the bill on third consideration?

Mr. LAUGHLIN offered the following amendments No. A0121:

Amend Title, page 1, line 17, by striking out "officers" and inserting

officials

Amend Title, page 1, line 18, by striking out "inflicted upon third persons" and inserting

occurring

Amend Title, page 1, line 19, by striking out "by customers of the licensee"

Amend Sec. 1 (Sec. 497), page 2, line 10, by inserting after "licensee"

or to such customers themselves

Amend Sec. 1 (Sec. 497), page 2, lines 15 and 16, by striking out "without compensation, other than reimbursement for actual expenses,"

Amend Sec. 1 (Sec. 497), page 2, line 19, by inserting after "to"

his status or responsibilities as an officer, director or trustee or to

On the question,

Will the House agree to the amendments?

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

Mr. LAUGHLIN. Mr. Speaker, amendment A0121 deals specifically with some of the problems of the drafting of the legislation. The legal department had pointed out to us that although we excused the officer of the club from liability from those who are injured, we did not absolve him from the obligation of liability for the person who might be drunk and intoxicated and cause the accident. They pointed that out. We put the amendment in as a corrective proportion.

We also corrected a portion of the bill, Mr. Speaker, dealing with page 2, line 19, in that it reduces the chances that the courts will split hairs over the language on the performance of his duties as to still find some basis for imposing liability on a club official. This clarifies that language and responds to the questions placed by the legal department, Mr. Speaker.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. May I interrogate the gentleman, Mr. Laughlin?

The SPEAKER. Mr. Laughlin indicates he will stand for interrogation. You may proceed, Mr. Ryan.

Mr. RYAN. Mr. Speaker, would the gentleman advise me what it is that he is trying to accomplish with this amendment? I missed something in the course of your discussion.

Mr. LAUGHLIN. Mr. Speaker, what we are trying to accomplish with the amendment is in line with what I had said was the legal department upstairs pointing out to us that although we had protected that club officer, private, nonprofit club officer, from liability from a person who would be injured as a result of the action of the person who was intoxicated—that is, a person who goes into a club may have had four or five drinks somewhere else, has one drink there, and then goes out and gets into an accident and the third-party suit results and that officer is held liable—the person damaged originally in the suit, which is the person who is injured, would then be able to sue for whatever insurance is involved, whatever the club had, whatever the person who perpetrated the injury had. However, it would not enable them to take the man's property, his home, his bank account because he is an officer of the club. It is similar, you may recall, Mr. Speaker, to what we did for major corporate officers when we said they could not suffer for personal suit from people within the organization and structure of their stockholders.

Now, what this amendment does is add to that that the person who got drunk and the person who caused the accident would not be able to sue that particular private, nonprofit club officer. Does that clarify it for you, sir?

Mr. RYAN. May I give you a hypothetical? A club officer is standing at the door examining membership cards of those people whom he does not know to be members and allows a 19-year-old to come into the club who then proceeds to have too much to drink, who goes out and has an accident, harms others as well as himself. Could those third parties bring an action against the officer successfully?

Mr. LAUGHLIN. Yes, Mr. Speaker; they could.

Mr. RYAN. And could that minor bring an action against the officer?

Mr. LAUGHLIN. Mr. Speaker, the gentleman, by allowing a 19-year-old into the club to have access to alcoholic beverages, would certainly be responsible for an action that would be outside the performance of his normal duties. His normal duties would be to halt that kind of circumstance. That is addressed, if you will read, on line 18 through line 29 of the bill, where it outlines an officer's responsibilities and duties as such and stepping out of those particular guidelines. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—180

Angstadt	Dininni	LaGrotta	Richardson
Argall	Distler	Lashinger	Rieger
Arty	Dombrowski	Laughlin	Ritter
Baldwin	Donatucci	Leh	Robbins
Barley	Dorr	Lescovitz	Roebuck
Battisto	Duffy	Letterman	Rudy
Belardi	Durham	Levdansky	Ryan
Belfanti	Evans	Linton	Rybak
Birmelin	Fargo	Livengood	Saloom
Black	Farmer	Lloyd	Scheetz
Blaum	Fattah	Lucyk	Schuler
Book	Fee	McCall	Semmel
Bortner	Fischer	McClatchy	Serafini
Bowley	Flick	McHale	Seventy
Bowser	Fox	McVerry	Sirianni
Boyes	Freeman	Maine	Smith, B.
Brandt	Freind	Manderino	Smith, S. H.
Bunt	Gallen	Manmiller	Snyder, D. W.
Burns	Gamble	Markosek	Snyder, G.
Bush	Gannon	Mayernik	Staback
Caltagirone	Geist	Michlovic	Stairs
Cappabianca	George	Micozzie	Steighner
Carlson	Gladeck	Miller	Stewart
Carn	Godshall	Morris	Stuban
Cawley	Gruitza	Mowery	Sweet
Cessar	Gruppo	Mrkonic	Taylor, E. Z.
Chadwick	Hagarty	Murphy	Taylor, F.
Cimini	Haluska	Nahill	Taylor, J.
Civera	Hasay	Noye	Telek
Clark	Hayes	O'Brien	Tigue
Clymer	Heckler	O'Donnell	Truman
Cohen	Herman	Oliver	Van Horne
Colafella	Hershey	Perzel	Veon
Cole	Hess	Petrarca	Wambach
Cornell	Honaman	Petrone	Wass
Corrigan	Hughes	Phillips	Weston
Cowell	Hutchinson	Piccola	Wiggins
Coy	Jackson	Pievsky	Wilson
DeLuca	Jadlowiec	Pistella	Wogan
DeVerter	Jarolin	Pressmann	Wozniak
DeWeese	Josephs	Preston	Wright, D. R.
Daley	Kasunic	Punt	Wright, J. L.
Davies	Kennedy	Raymond	
Dawida	Kenney	Reber	Irvis,
Deal	Kosinski	Reinard	Speaker
Dietterick	Kukovich		

NAYS—8

Broujos	Johnson	Pitts	Vroon
Hayden	Merry	Saurman	Yandrisevits

NOT VOTING—10

Acosta	Itkin	Moehlmann	Trello
Foster	Maiale	Olasz	Wright, R. C.
Howlett	Melio		

EXCUSED—5

Burd	Langtry	Showers	Stevens
Harper			

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

REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Olasz. Why do you rise?

Mr. OLASZ. My switch failed to function on the last vote on amendment A0121 to HB 45, Mr. Speaker.

The SPEAKER. How would you wish to be recorded?

Mr. OLASZ. In the affirmative.

The SPEAKER. The gentleman from Bucks, Mr. Melio, in the affirmative on amendment A0121 to HB 45, and the gentleman from Allegheny, Mr. Itkin, in the affirmative on amendment A0121 to HB 45?

Mr. ITKIN. Yes. Thank you.

The SPEAKER. The gentleman from Allegheny, Mr. Trello, in the affirmative on amendment A0121 to HB 45.

CONSIDERATION OF HB 45 CONTINUED

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?

On final passage, the Chair recognizes the gentleman from Northampton, Mr. Freeman, to interrogate Mr. Laughlin, who agrees to stand for interrogation.

You may proceed, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

It strikes me as being very clear in the legislation that if the officer or director of a club is serving alcoholic beverages, they then can be held liable in any kind of suit that would occur as a result of an accident or any kind of action resulting from the intoxication of a club member or anyone else drinking in the club. However, I cannot quite ascertain as to whether a club member could be held liable if, say, to use a hypothetical, they were at a bar when one of the bartenders was serving alcohol and the club officer instructed the bartender that they should continue to serve alcohol even though the

individual receiving the drinks was clearly intoxicated and would, say, then get into an accident after leaving the club premises. Would that club officer then be liable?

Mr. LAUGHLIN. That club officer would certainly be liable in any circumstance where he instructed any bartender or any employee to do an unlawful act.

Mr. FREEMAN. I do not think you have quite answered my question.

Mr. LAUGHLIN. Or if he had the intention of making it appear that it was the duty of that person to commit an unlawful act. It is covered specifically on lines 19 through 22, and it says very clearly, "...director or trustee unless the conduct of the person falls substantially below the standards generally practiced and accepted in like circumstances by similar persons performing the same or similar duties and unless it is shown that the person did an act or omitted the doing of an act which the person was under a recognized duty to..." perform.

Mr. FREEMAN. But I would maintain that that is rather broad and vague.

Mr. LAUGHLIN. Well, Mr. Speaker, it is the drafting of the Legislative Reference Bureau, under very strict review by two lawyers from the committee, Mr. Andring and Mr. Mihalik, and it was made as specific as is possible under the Liquor Code violations.

Mr. FREEMAN. Well, getting back to my hypothetical. If an officer of the club would direct a bartender to continue serving an individual who was clearly intoxicated, would that officer then be liable for a lawsuit—

Mr. LAUGHLIN. Yes.

Mr. FREEMAN. —if that individual who was intoxicated were to get into an accident?

Mr. LAUGHLIN. Yes, he would or she would, whatever the case may be.

Mr. FREEMAN. In a circumstance where there may be a club policy whereby the directors or officers of a club pass an internal resolution saying that all club members must continue to be served upon demand, if that were to happen and say there was an instance where a bartender continued to serve because of the club resolution or the club ruling and then there was an accident by the intoxicated individual, could the club officers and directors then be held liable?

Mr. LAUGHLIN. Absolutely they could be held liable, and, Mr. Speaker, I know you are concerned about setting the record on the floor on this issue, and I agree that, yes, they would be liable.

Mr. FREEMAN. Okay. Thank you, Mr. Speaker.

May I please be recognized for a brief statement?

The SPEAKER. The gentleman is so recognized. He may proceed.

Mr. FREEMAN. Thank you.

I do not doubt the sincerity of the gentleman from Beaver County on this issue. I think he is trying to address a concern that many club officers have as to what kind of liability they may be responsible for for the conduct of their clubs. I am concerned, however, with the road we are taking today and which we have taken in the last session dealing on limiting the liability of directors, trustees, and officers of various nonprofit associations. My concern is that we may be limiting the responsibility that society needs to lay on some individual for the actions taken by an association.

I am not under any illusions. I realize this measure will probably pass overwhelmingly today, have the overwhelming support of this chamber and possibly the Senate as well, but I do voice concern that we may be, through limiting liability of officers and club directors, traveling down a very dangerous road, a road in which we will no longer be able to hang responsibility on an individual who may be responsible for injuries or damages or even the loss of life.

I hope that in this coming session we will give much greater study to this kind of issue, that we will look in greater depth into the possible consequences of limiting the liability of officers and directors of nonprofit organizations and hopefully address the true concern here today, and that is making liability insurance available, because that is really the key issue that should be dealt with here and not that of limiting the liability of officers. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, would Mr. Laughlin stand for brief interrogation?

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

Mr. REBER. Mr. Speaker, my questions are not going to be directed to the concern that you are trying to address in relationship to the serving of liquor but it is more specifically to the type of immunity, I guess, to some extent that we are talking about and the standard of care that we are looking at in section (c) on page 2 of this particular bill. My concern, Mr. Speaker, might best be illustrated by the following example: Let us assume that a club facility uses its facilities for purposes of renting out the hall for a wedding reception, and in the course of that wedding reception there is the use of tables and chairs that have been brought to the attention of either the officers, directors, and/or trustees on a particular occasion prior to the event that these particular tables and/or chairs are defective in nature. As a result of the use of these defective tables and chairs, an injury occurs that is a direct result of the defective nature.

Now, here we have a scenario where the officers and directors were aware of a situation, but as I read this statute, not getting into the liquor aspect of it, I am more concerned about, are we granting, if you will, blanket immunities of some sort in the form of a reduced standard of care that is necessary for these directors and officers for damage to property or an individual when we are not even talking about the issue of liquor? Now, I understand we are amending a liquor bill, but as I read section (c), it appears to change the standard of care for any type of civil action or claim for civil damages

as a result of any acts or omissions relating solely to the performance of their duties. I think I have given you an example of how these duties might be called into question in the form of a civil suit that might be brought totally unrelated to activities to the Liquor Code, the serving of liquor or what have you. I am just wondering if the counsel that reviewed this has reviewed it in that context.

Mr. LAUGHLIN. Yes, they had. As a matter of fact, that question was specifically addressed to them, and at that time they had indicated that the only exemption and the only immunity that is granted under this section is granted for the purpose of the serving of alcoholic beverages where an accident ensues or is involved with a third party, and then that person in suing the person who is a club officer would be exempt from that type of case or that type of liability.

Mr. REBER. Well, Mr. Speaker, I would tend to agree with you that that is obviously the intent of the maker of the particular piece of legislation, as a matter of fact, and I have no problem with that. I have some concerns, though, about the scenario that I have just spoken to, and I personally do not believe, with all good intent, that that is covered by the way section (c), at least, of the bill is drafted. I think that we are really carving out a very, very serious niche on the whole civil liability question by passing this bill in the form that we are - in giving a statutory limited liability, if you will, to these officers for any type of civil damages, even when they have apparent knowledge of defects existing.

Mr. Speaker, I am wondering if you would be agreeable to have this bill held up so we could possibly rectify that with appropriate language to make sure that it is absolutely concerning itself with issues relating to the service of alcoholic beverages in paragraph (c).

Mr. LAUGHLIN. Mr. Speaker, I personally have no objection to holding up the bill for a day while you have a discussion with the legal staff who drafted it, for your satisfaction. I am personally satisfied that it does exactly what I had indicated to you it does do. If it is your request and you wish to meet with them, if you will make the request of the Speaker to hold the bill over for tomorrow, I will not disagree with that.

Mr. REBER. Mr. Speaker, could we then do as the mover of the legislation has suggested he is willing and agreeable to do?

BILL PASSED OVER

The SPEAKER. If there is no objection to passing over the bill for today's session, the Chair will pass it over. It will be back on the calendar tomorrow.

HB 45, as amended by the gentleman, Mr. Laughlin, will be over, without objection, for the day. The Chair hears no objection.

CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. On the death of two judges—these are not former members; it is not required that the House stand—but in honor of the two dead judges we are allowing the clerk to read the condolence resolutions.

The following resolution was read:

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

RESOLUTION

WHEREAS, The Honorable Peter Krehel, former President Judge of Northumberland County, passed away at age sixty-five; and

WHEREAS, A graduate of Kulpmont High School, he served as an Army Air Corps captain during World War II and graduated from the University of Chicago in 1947. He was awarded a doctorate from Charles University in Prague, Czechoslovakia in 1948 and a law degree from the University of Chicago in 1951. He holds the distinction of being the first county judge to challenge the state's mandatory sentencing law in drunk driving convictions; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the passing of the Honorable Peter Krehel, a distinguished public servant and highly respected Judge; extends its heartfelt condolences to his wife, Alverna Rohland Krehel; stepson Larry Rohland; stepdaughter, Stephanie Rohland; sister, Anna Krehel; and brother, Steve Krehel; and be it further

RESOLVED, That a copy of this resolution be delivered to Mrs. Alverna Rohland Krehel, 345 Arch Street, Sunbury, Pennsylvania 17801.

We hereby certify that the foregoing is an exact copy of a resolution introduced in the House of Representatives by the Honorable Merle H. Phillips, Robert E. Belfanti, Jr., and William E. Baldwin, and unanimously adopted by the House of Representatives of the 24th day of February 1987.

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

On the question,
Will the House adopt the resolution?

The SPEAKER. Let the clerk record that the resolution was adopted by the House unanimously.

CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. The clerk will read the second condolence resolution.

The following resolution was read:

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

RESOLUTION

WHEREAS, The Honorable Michael Kivko, former Northumberland County President Judge, passed away at age eighty-three; and

WHEREAS, Born in Mount Carmel November 15, 1903, Judge Kivko graduated from Dickinson College in 1925 and Harvard Law School in 1929 and began practicing law in 1931. He served with distinction as a judge from 1966 to 1975 and was associated with the law firm of Carpenter, Diehl and Kivko. He received the Fred Piermattei Youth Service Award in 1985 for his work with youth; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the passing of the

Honorable Michael Kivko, a distinguished attorney and judge, dedicated public servant and devoted humanitarian; and extends its heartfelt condolences to his wife, Frances Henninger Kivko; and be it further

RESOLVED, That a copy of this resolution be delivered to Mrs. Frances Henninger Kivko, Packer and Catawissa Streets, Sunbury, Pennsylvania 17801.

We hereby certify that the foregoing is an exact copy of a resolution introduced in the House of Representatives by the Honorable Merle H. Phillips, Robert E. Belfanti, Jr., and William E. Baldwin, and unanimously adopted by the House of Representatives on the 2nd day of March 1987.

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

On the question,

Will the House adopt the resolution?

The SPEAKER. Let the clerk record that the resolution was unanimously adopted by the House.

RULES COMMITTEE MEETING

The SPEAKER. There will be a Committee of Rules meeting immediately on the declaration of the recess in the majority leader's office.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Immediately upon the call of the recess, Mr. Speaker, there will be a meeting of the Appropriations Committee in the majority caucus room. Thank you, Mr. Speaker.

The SPEAKER. The Chair will keep the desk open awaiting the return of the committee.

Mr. PIEVSKY. Thank you, Mr. Speaker.

ANNOUNCEMENT BY MR. HERMAN

The SPEAKER. Are there any further announcements?

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

Mr. HERMAN. Yes. Thank you, Mr. Speaker.

Tomorrow Representatives Letterman, Rudy, and I will be hosting the number one football team in America, the Penn State Nittany Lions and Coach Paterno. They will be here on the House floor at 2 p.m. Your attendance is appreciated. Thank you.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Itkin, to make an announcement?

Mr. ITKIN. Yes, Mr. Speaker.

There will be no need for a Democratic caucus today. We will caucus, however, tomorrow morning after we come to the floor.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

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

Mr. NOYE. Thank you, Mr. Speaker.

Republicans, likewise, will caucus tomorrow morning.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Centre, Mr. Letterman. Why do you rise?

Mr. LETTERMAN. Mr. Speaker, to make a request of the Speaker.

The SPEAKER. What is the request?

Mr. LETTERMAN. I have noticed that the rules books have all been taken out of our desks when they cleaned them out and none of them have been replaced. We would all like to have a rules book of the House put in our desks, please.

The SPEAKER. Very well. The Chair was not aware of that.

Randee, will you have your people check the desks, and where there is a rule book missing, assume that the owner has probably taken it to his office, but replace it with another rule book.

That will be taken care of, Mr. Letterman.

Are there any other announcements?

The Chair recognizes the gentleman from Berks, Mr. Davies. Why do you rise?

Mr. DAVIES. Mr. Speaker, there is an old copy in this desk. The 1984 rules, do they still stand?

The SPEAKER. Yes; they still remain until we change them. We have adopted the last session rules until we get new session rules.

Mr. DAVIES. All right. Thank you.

RECESS

The SPEAKER. Are there any further announcements?

The House will stand in recess. There is no further need for the members to be on the floor. The Chair will stay open for reports of committees only. At 11 o'clock tomorrow morning we will be in session again.

This House stands in recess.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 87, PN 96 By Rep. PIEVSKY

An Act providing for the celebration of the 200th Anniversary of the first reading of the newly adopted United States Constitution; and providing for a Joint Session of the General Assembly to be held at Independence Hall in Philadelphia, Pennsylvania.

APPROPRIATIONS.

HB 88, PN 531 By Rep. PIEVSKY

An Act providing for the celebration of the 200th Anniversary of Pennsylvania's ratification of the United States Constitution; providing for a reenactment of ratification events by a legislative committee and certain students; providing for debating and essay contests and other events; creating the Legislative Bicentennial Subcommittee, providing for its powers and duties and transferring an unexpended appropriation thereto; imposing duties upon intermediate units; and providing for the termination of the subcommittee.

APPROPRIATIONS.

HB 245, PN 426 By Rep. PIEVSKY

An Act providing for the right to cancel the purchase of timeshares.

APPROPRIATIONS.

HB 286, PN 691 (Amended)

By Rep. PIEVSKY

An Act relating to the performance of radiologic procedures by auxiliary personnel; postponing the effective date of certain provisions of law relating to such personnel; requiring certain actions by the Commissioner of Professional and Occupational Affairs and professional licensing boards; and transferring the authority for certification and education of such personnel under certain conditions.

APPROPRIATIONS.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 483, PN 692 (Amended)

By Rep. PIEVSKY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the augmentation of the senior judges court of common pleas appropriation with excess funds from the court of common pleas appropriation.

APPROPRIATIONS.

HB 676, PN 693 By Rep. PIEVSKY

An Act amending the act of July 2, 1986 (P. L. , No. 10A), known as the "Motor License Fund Appropriation Act," increasing the appropriation for the operation of State airports.

APPROPRIATIONS.

BILLS ON SECOND CONSIDERATION

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

HB 88, PN 531; HB 87, PN 96; HB 245, PN 426; and **HB 286, PN 691.**

BILLS PASSED OVER

The SPEAKER. Without objection, the remaining bills on today's calendar will be passed over. The Chair hears no objection.

ADJOURNMENT

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

Mr. LaGROTTA. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 10, 1987, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 1:52 p.m., e.s.t., the House adjourned.