

Legislative Journal

MONDAY, MARCH 12, 1979

Session of 1979

163rd of the General Assembly

Vol. 1, No. 14

SENATE

MONDAY, March 12, 1979.

The Senate met at 3:00 p.m., Eastern Standard Time.

The PRESIDENT (William W. Scranton III) in the Chair.

PRAYER

The Chaplain, The Reverend Father JOHN SZADA, JR., Pastor of Saint Theresa's Catholic Church, New Cumberland, offered the following prayer:

In the Name of God, most gracious, most merciful.

Praise be to God, the Cherisher and Sustainer of the world, most gracious, most merciful; Master of the day of judgment.

You do we worship and Your aid we seek.

Show us the straight way, the way of those on whom You have bestowed Your Grace, those whose portion is not wrath, and who go not astray.

Lord God, grant to the President of the United States, to the Congress and to all law officials on the National, State and local levels, and especially to this, the Senate of the Commonwealth of Pennsylvania, wisdom and justice, the gifts of counsel and fortitude, to conduct Your affairs and that of man with righteousness. May they realize that all authority comes from God and use it as Your representatives. May men respect all lawful authority justly exercised.

May our governing officials bring us to true peace and to a prosperity that will be our eternal salvation. Amen.

The PRESIDENT. The Chair thanks Father Szada who is the guest this week of Senator Hopper.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator Zemprelli, further reading was dispensed with, and the Journal was approved.

SENATOR ZEMPRELLI TO VOTE FOR SENATOR ARLENE

Senator ZEMPRELLI. Mr. President, I request a legislative leave of absence for Senator Arlene who is attending a matter in Philadelphia regarding the Philadelphia School System.

The PRESIDENT. The Chair hears no objection and the leave is granted.

SENATOR HAGER TO VOTE FOR SENATOR GREENLEAF

Senator HAGER. Mr. President, I ask for a legislative leave of absence for Senator Greenleaf who is in the building on legislative business and I will be voting him.

The PRESIDENT. The Chair hears no objection and the leave is granted.

LEAVE OF ABSENCE

Senator HAGER asked and obtained leave of absence for Senator JUBELIRER, for the week.

LOUIS J. TULLIO, MAYOR OF ERIE, PRESENTED TO SENATE

Senator ORLANDO. Mr. President, it is not very often that I have an opportunity to introduce distinguished people from my section of the State. I do represent the third largest city in Pennsylvania, the City of Erie. In our audience today we have our very aggressive, personable Mayor of the third largest city of the Commonwealth, Erie. At the present time he has the longest term of any mayor in the Third Class League of Cities. I also had the pleasure back in 1967, 1968, 1969 and 1970 to serve under the Mayor as a Republican city councilman.

Mr. President, it gives me great pleasure to introduce Mayor Louis J. Tullio from the City of Erie, who is presently in our audience and I ask that my colleagues give him the usual warm welcome of the Senate.

The PRESIDENT. Would Mayor Tullio please stand so the Senate may give him its usual warm welcome?

(Applause.)

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence **HB 39**, which was referred to the Committee on Judiciary.

CHANGES IN STANDING COMMITTEES OF THE SENATE

The PRESIDENT. The President pro tempore of the Senate, the Honorable Martin L. Murray, has informed the Chair that he has appointed Senator Quentin R. Orlando to the Committee

on Appropriations replacing Senator Michael A. O'Pake, who has resigned.

He has also appointed Senator W. Louis Coppersmith to the Committee on Rules and Executive Nominations replacing Senator Quentin R. Orlando, who has resigned.

SENATE COMMITTEE APPOINTED PURSUANT TO SENATE RESOLUTION, SERIAL NO. 26

The PRESIDENT. The Chair wishes to announce the appointment by the President pro tempore of the following Senators to serve as members of the Special Senate Committee created pursuant to Senate Resolution, Serial No. 26:

The gentleman from Allegheny, Senator Zemprelli, Chairman; the gentleman from Schuylkill, Senator Gurzenda; the gentleman from Erie, Senator Orlando; the gentleman from Allegheny, Senator Schaefer; the gentleman from Indiana, Senator Stapleton; the gentleman from Lycoming, Senator Hager; the gentleman from Montgomery, Senator Holl, the gentleman from Warren, Senator Kusse; and the gentleman from Lebanon, Senator Manbeck.

REPORTS FROM COMMITTEES

Senator MESSINGER, from the Committee on Business and Commerce, reported, as amended, **SB 430**.

Senator O'PAKE, from the Committee on Judiciary, reported, as committed, **SB 323**.

BILLS REREFERRED

Senator O'PAKE, from the Committee on Judiciary, returned to the Senate **SB 175** and **363**, which were rereferred to the Committee on Public Health and Welfare.

BILLS INTRODUCED AND REFERRED

Senator LINCOLN presented to the Chair **SB 432**, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled "The Borough Code," further providing for the appointment of auditors.

Which was committed to the Committee on Local Government.

Senators HANKINS, SMITH, MESSINGER, ARLENE, LINCOLN, MELLOW, ROMANELLI, ANDREWS, HESS, STOUT, McKINNEY, GURZENDA, COPPERSMITH and LYNCH presented to the Chair **SB 433**, entitled:

An Act providing for the licensing of premium finance companies, the regulation of premium finance agreements, establishing rates of interest or discount and service charges, regulating the cancellation of policies of insurance for nonpayment of a premium finance loan; imposing certain powers and duties upon the Insurance Commissioner and providing for penalties for violation.

Which was committed to the Committee on Insurance.

Senators COPPERSMITH, LINCOLN, EARLY and O'PAKE presented to the Chair **SB 434**, entitled:

An Act providing for the establishing of lifecourses for jogging and imposing powers and duties on various departments.

Which was committed to the Committee on Public Health and Welfare.

Senators COPPERSMITH, O'PAKE, HOWARD, PRICE and REIBMAN presented to the Chair **SB 435**, entitled:

An Act establishing the long-term care ombudsman office, defining the powers and duties of the ombudsman, imposing penalties for certain violations.

Which was committed to the Committee on Public Health and Welfare.

Senators COPPERSMITH, KELLEY, LEWIS, GREENLEAF, HOPPER, LOEPER, McKINNEY and MELLOW presented to the Chair **SB 436**, entitled:

An Act creating the Pennsylvania Cancer Control and Research Advisory Board and the Pennsylvania Cancer Control and Research Fund, providing authorization for the Secretary of Health, upon the recommendation of the Pennsylvania Cancer Control and Research Advisory Board, to award grants and contracts for cancer control and research to nonprofit associations organized in Pennsylvania and to governmental agencies in Pennsylvania.

Which was committed to the Committee on Public Health and Welfare.

Senators BELL, McKINNEY, LOEPER, LYNCH and HOPPER presented to the Chair **SB 437**, entitled:

An Act to provide pharmaceutical assistance to the aged.

Which was committed to the Committee on Aging and Youth.

Senators BELL and LOEPER presented to the Chair **SB 438**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," providing for the exclusion of a class of income from income taxation.

Which was committed to the Committee on Finance.

Senators FUMO, LYNCH, SMITH and ORLANDO presented to the Chair **SB 439**, entitled:

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

Which was committed to the Committee on State Government.

Senator EARLY presented to the Chair **SB 440**, entitled:

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.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also presented to the Chair **SB 441**, entitled:

An Act authorizing certain political subdivisions to establish different rates for garbage and refuse pickups for individuals

who are 65 years of age or older.

Which was committed to the Committee on Aging and Youth.

Senators HAGER, DWYER, EARLY, MESSINGER, ANDREWS, STAUFFER, O'CONNELL, GREENLEAF, CORMAN, TILGHMAN, HESS, MANBECK and KUSSE presented to the Chair **SB 442**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, removing provisions relating to retention election of judges and justices.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Senators LEWIS, MELLOW, STOUT, FUMO, ROSS, HANKINS and ARLENE presented to the Chair **SB 443**, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, further providing for chiropractic services.

Which was committed to the Committee on Insurance.

Senators MELLOW, STAPLETON and O'PAKE presented to the Chair **SB 444**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," providing for residency of school employes.

Which was committed to the Committee on Education.

Senators COPPERSMITH, SCHAEFER, TILGHMAN, PRICE, HESS and ZEMPRELLI presented to the Chair **SB 445**, entitled:

An Act regulating the licensing, inspection and operation of ambulance services, and ambulance personnel, providing for renewal and revocation of licenses and providing penalties.

Which was committed to the Committee on Public Health and Welfare.

Senators BELL and LOEPER presented to the Chair **SB 446**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," creating the Department of Veterans' Affairs, defining its functions, powers and duties and transferring a board and advisory commission to such department.

Which was committed to the Committee on Military Affairs and Aeronautics.

Senators BELL, LOEPER, STOUT, ROSS and PECORA presented to the Chair **SB 447**, entitled:

An Act providing free tuition at Indiana University and State-owned colleges for the children of National Guardsmen who are killed or die while on active duty.

Which was committed to the Committee on Military Affairs and Aeronautics.

They also presented to the Chair **SB 448**, entitled:

An Act amending Title 71 (State Government) of the Penn-

sylvania Consolidated Statutes, removing a reduction in annuities for civilian employees of the Army National Guard and Air National Guard of the Commonwealth of Pennsylvania because of lack of employer contributions.

Which was committed to the Committee on Military Affairs and Aeronautics.

Senators MESSINGER, REIBMAN, LINCOLN, LEWIS, LOEPER, PRICE, MELLOW and ORLANDO presented to the Chair **SB 449**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," providing for residency of school employes.

Which was committed to the Committee on Education.

SENATE RESOLUTION

DIRECTING SENATE INSURANCE COMMITTEE TO INVESTIGATE 1978 INCREASE IN WORKMEN'S INSURANCE COMPENSATION PREMIUM RATES

Senators BELL, MOORE and GEKAS offered the following resolution (**Serial No. 28**), which was read and referred to the Committee on Insurance:

In the Senate, March 12, 1979.

In the fall of 1978 the Insurance Commissioner granted an increase in premium rates to insurance companies providing workman's compensation insurance to employers in the Commonwealth. It has now been questioned whether these rate increases were proper and reasonable.

It has also been questioned whether the insurance laws of the Commonwealth need an amendment so that insurance companies would have the burden of proof in justifying increased workman's compensation insurance premium rates; therefore be it

RESOLVED, That the Insurance Committee of the Senate of Pennsylvania be directed to investigate the legality and propriety of the 1978 increase in the workman's compensation insurance premium rates and the need of an amendment to the insurance laws that would place the burden of proof upon insurance companies to justify increased premium rates; and be it further

RESOLVED, That the committee may hold hearings, take testimony, and make its investigations at such places as it deems necessary within this Commonwealth. It may issue subpoenas under the hand and seal of its chairman commanding any person to appear before it and to answer questions concerning matters of proper inquiry by the committee and to produce such books, papers, records and documents as the committee deems necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued from courts of this Commonwealth. Any person who willfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the appropriate penalties provided by the laws of the Commonwealth. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

RESOLVED, That the committee shall report its findings, together with its recommendations for appropriate legislation, or otherwise, to the Senate as soon as possible.

SENATE CONCURRENT RESOLUTION

WEEKLY ADJOURNMENT

Senator ZEMPRELLI offered the following resolution, which was read, considered and adopted:

In the Senate, March 12, 1979.

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, March 19, 1979 and when the House of Representatives adjourns this week it reconvene on Monday, March 19, 1979.

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

CALENDAR

THIRD CONSIDERATION CALENDAR

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 3 (Pr. No. 3) — Considered the third time and agreed to,

On the question,
Shall the bill pass finally?

Senator O'PAKE. Mr. President, I would urge my colleagues to support and adopt this resolution. This is the second leg in a constitutional amendment and I feel very strongly that the voters of Pennsylvania should be given the choice in November as to whether or not the Constitution of Pennsylvania should be amended to expand the size of the Superior Court.

I have a few statistics to share with my colleagues. The Superior Court was created in 1895 with seven members. In 1953, with seven members, 503 appeals were filed in the Pennsylvania Superior Court. In 1978 almost ten times as many appeals were filed in the Superior Court. The exact number was 4,606 cases. Still the number of judges remains the same at seven. As of July there were 1,140 undecided cases before the Superior Court. Since that time, it is true, the Superior Court has been sitting in panels of three judges and they have substantially reduced that backlog. However, as long as the total number of judges is kept at seven, they will never be able to keep pace with the backlog. Many of these people are criminals who are spending time in jail appealing a sentence. Of course, if they have the sentence reversed they have spent time in jail improperly.

Mr. President, I urge my colleagues to approve this resolution, send it to the House, get it approved there and give it to the voters in November. Perhaps we will then be able to expand the number of judges. I want to emphasize all this does is lift the lid at seven. We will then be able to legislate the specific number of needed judges next year to make sure that justice is properly administered in the Appellate Courts of Pennsylvania.

Senator KELLEY. Mr. President, I join with the gentlemen from Berks, Senator O'Pake, in asking for the affirmative consideration of my colleagues on this bill. However, I would like to point out that part of the difficulty in the separation of powers is that the Superior Court, while operating on its own breakdown of panels, the specific authority to do so has never been identified. Presently pending before the Supreme Court of this Commonwealth is an attack upon that procedure. We may well have an even more complicated backlog of lists because those cases which are being disposed of through the panel system may be held unconstitutional by adding to it.

Therefore, Mr. President, I would urge an affirmative vote.

Senator HAGER. Mr. President, I am going to be voting for this measure merely to keep it moving through the legislative and electoral process. However, I must tell the Members that I think the idea of increasing the size of the Superior Court and then going to three-man panels is a mistake.

Within the last month I introduced a bill creating a criminal court of appeal which would certainly clear the dockets of both the Superior Court and the Supreme Court and I would ask all my colleagues, who are joining in moving this legislation along, to keep an open mind because I believe the solution, as joined in by Judge Robert Woodside, is in a separate court which handles only criminal appeals.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—47

Andrews,	Hankins,	Manbeck,	Romanelli,
Arlene,	Hess,	McKinney,	Ross,
Bell,	Holl,	Mellow,	Scanlon,
Bodack,	Hopper,	Messinger,	Schaefer,
Coppersmith,	Howard,	Moore,	Smith,
Corman,	Kelley,	Murray,	Snyder,
Dwyer,	Kury,	O'Connell,	Stapleton,
Early,	Kusse,	O'Pake,	Stauffer,
Fumo,	Lewis,	Orlando,	Stout,
Gekas,	Lincoln,	Pecora,	Tilghman,
Greenleaf,	Loeper,	Price,	Zemprelli,
Hager,	Lynch,	Reibman,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Not being present at the time of roll call, Senator GURZENDA announced his vote in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

SB 95, 181, 189, 190 and 274 — Without objection, the bills were passed over in their order at the request of Senator ZEMPRELLI.

SECOND CONSIDERATION CALENDAR

BILLS ON SECOND CONSIDERATION

SB 58 (Pr. No. 58), SB 64 (Pr. No. 64), SB 137 (Pr. No. 137), SB 138 (Pr. No. 138), SB 139 (Pr. No. 380), SB 197 (Pr. No. 381), SB 223 (Pr. No. 224) and SB 224 (Pr. No. 225) — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

BILLS OVER IN ORDER

SB 225, 243 and 265 — Without objection, the bills were passed over in their order at the request of Senator ZEMPRELLI.

SB 281 (Pr. No. 283) — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

Senator BELL. Mr. President, I rise to debate this bill under the Rules of the Senate which permits debate on a bill on second consideration. If any of the Members would like to check the Rule, it is on page 12.

The PRESIDENT. To what bill does the gentleman refer?

Senator BELL. Mr. President, it is the bill under discussion.

The PRESIDENT. Is that Senate Bill No. 281, Senator?

Senator BELL. That is correct, Mr. President.

CHAIR REVERSES DECISION

The PRESIDENT. The Chair reverses its decision that the Senate Bill No. 281 was agreed to.

And the question recurring,
Will the Senate agree to the bill on second consideration?

Senator BELL. Mr. President, when this bill came before the Committee on State Government, I pointed out that there is a serious deficiency in the bill as written. At the time the Committee on State Government considered this bill, we were given a handout which indicated that the Alcoa Plant at Cressona contained thirty-two acres or thirty-three acres of land in toto.

Senator ZEMPRELLI. Mr. President, would the gentleman yield for just a moment until I have an opportunity to talk with him?

The PRESIDENT. Would the gentleman yield?

The Senate will be at ease.

(The Senate was at ease.)

Senator ZEMPRELLI. Mr. President, as a result of the side bar conference, I would request that Senate Bill No. 281 go over in its order.

The PRESIDENT. Without objection, Senate Bill No. 281, Printer's No. 283, will go over in its order.

SENATE CONCURRENT RESOLUTION, SERIAL NO. 202, CALLED UP

Senator ZEMPRELLI, without objection, called up from page 5 of the Calendar, Senate Concurrent Resolution, Serial No. 202, entitled:

Urging the Governor to establish a task force to study funding and delivery of services to exceptional children.

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Will the Senate adopt the resolution?

SENATE CONCURRENT RESOLUTION, SERIAL NO. 202, ADOPTED

Senator ZEMPRELLI. Mr. President, I move that the Senate do adopt Senate Concurrent Resolution, Serial No. 202.

The motion was agreed to and the resolution was adopted.

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

SENATE CONCURRENT RESOLUTION, SERIAL NO. 205, CALLED UP

Senator ZEMPRELLI, without objection, called up from page

5 of the Calendar, Senate Concurrent Resolution, Serial No. 205, entitled:

Urging state and local agencies to assist all Pennsylvanians in meeting housing needs.

On the question,
Will the Senate adopt the resolution?

SENATE CONCURRENT RESOLUTION, SERIAL NO. 205, ADOPTED

Senator ZEMPRELLI. Mr. President, I move that the Senate do adopt Senate Concurrent Resolution, Serial No. 205.

The motion was agreed to and the resolution was adopted.

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

UNFINISHED BUSINESS

CONGRATULATORY RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered and adopted:

Congratulations of the Senate were extended to Mr. and Mrs. Ross H. Trone, Mr. and Mrs. Earl Shutt, Mr. and Mrs. Charles A. Losch, Mr. and Mrs. Stanley S. Black, Mr. and Mrs. Joseph Hribal and to John Rovegno by Senator Hopper.

Congratulations of the Senate were extended to Mr. and Mrs. Harold Server and to the Perrysville Fire Department of Ross Township, Pittsburgh by Senator Early.

Congratulations of the Senate were extended to Mr. and Mrs. Samuel C. Richards and to Mr. and Mrs. Paul Heitzenrater by Senator Corman.

Congratulations of the Senate were extended to Mr. and Mrs. George Funka, Mr. and Mrs. Acie V. Underwood, Mr. and Mrs. Hector Preaux, Mr. and Mrs. Phillip D. Williams, Mr. and Mrs. Ernest Ely, Mr. and Mrs. John Myers, Sr. and to Mr. and Mrs. Metro Dobosh by Senator Scott.

BILLS ON FIRST CONSIDERATION

Senator ZEMPRELLI. Mr. President, I move that the Senate do now proceed to consideration of all bills reported from committee for the first time at today's Session.

The motion was agreed to.

The bills were as follows:

SB 323 and 430.

And said bills having been considered for the first time,
Ordered, To be laid aside for second consideration.

PETITIONS AND REMONSTRANCES

Senator COPPERSMITH. Mr. President, on this occasion I would like to thank the Attorney General's office and the Governor for having declared that payments can be made to the people of the Johnstown area under Act 51. In an opinion dated March 9th, the Attorney General stated that an Act of Assembly enjoys a presumption of constitutionality and cannot be declared unconstitutional unless it clearly, palpably and plainly violates the Constitution.

I welcome this return to basic constitutional principles. It has overturned the opinion of the prior Attorney General, Gerald Gornish, and I believe the Attorney General and the Governor are to be commended. The people of Johnstown are very grateful for this reversal which has been made in the position concerning Act 51. It will give very desperately needed assistance to those who suffered so much in the July 1977 flood. It also represents a reassertion of some very important basic constitutional principles.

Senator STAUFFER. Mr. President, I believe the General Assembly of Pennsylvania won a great victory in the last few days and it is one of which I feel we should take note.

Some years ago some of us were very interested in making a change in the laws of the Commonwealth to provide that all the vast amounts of Federal moneys which are budgeted through the State would go through the budgeting process of the General Assembly. We introduced legislation to do so and although we were fought hard by the Administration—I believe two Administrations, really—we succeeded in enacting the legislation. Challenges as to the constitutionality of that act were then made and, as the Members know, within the past few days, the courts, including the highest Court of the land, have upheld our right to that type of legislation. It has been declared fully constitutional and I feel it has been a great victory for the General Assembly that we now have, without challenge, full control over the full budgeting process.

Senator BELL. Mr. President, this morning in the rotunda there was a historical celebration of the one hundredth birthday of the 28th Infantry Division, Pennsylvania National Guard. Those of my colleagues who were present I know enjoyed seeing the massed colors of the 28th Infantry Division. Not only were the Division colors there but also the colors of the various battalions. If one is able to read the ribbons on the battalions, one could see ribbons all the way back to the Revolutionary War.

Although the 28th Division is one hundred years old and is the oldest Division of any type of the United States Army—it is much older than the regular Army Divisions—its ancestry actually goes back to 1755 when the original Associators were formed by Benjamin Franklin to protect the Commonwealth against the French and Spanish pirates who were coming up the Delaware River and Delaware Bay.

The 28th Division represents a lot to this Commonwealth. I would say there are probably 300,000 to 400,000 people in the Commonwealth who are members or former members of the 28th Keystone Division. Since its inception one hundred years ago, the Division has participated not only in the Spanish American War, but also in the Philippine Insurrection. The folks from southwestern Pennsylvania may know this: The regiment from that part of Pennsylvania went to the Philippines and was very active in the occupation after the Spanish American War.

The Division then participated in the Mexican Border expedition, in World War I, World War II, Korea and, although none of its units participated in the Vietnam War, many of its present members wear Vietnam service ribbons.

The Senators and House Members will be contacted by repre-

sentatives of the 28th Division—that is, those who have units in their Districts—inviting them to participate in this centennial observation. I strongly urge the Members to get to know the people of the Pennsylvania National Guard. These are Pennsylvania's troops. They are our neighbors; their sons are our neighbors; their daughters are our neighbors. I believe for too long the Pennsylvania National Guard has not been as close as it should be to the Members of the Legislature. Perhaps in the next few weeks, the Members will be able to participate with their home District units in celebrating their one hundredth anniversary.

Mr. President, I have served for a long time in the Armed Forces and I am convinced, from my observation, that the 28th Division is as good as anything the United States Army has to offer. I know ex-Sergeant Bob Mellow from the 109th Infantry will concur with me and that former 108th Field Artilleryman Senator Lynch will concur with me and I imagine there are some more 28th Division people in here.

Senator SNYDER. Mr. President, I believe in connection with the 28th Division it would be interesting to note that I believe two former Lieutenant Governors who presided over this Body were either Commanders of the Division or Commanding Generals in it. They are General Edward Shannon of Columbia who served in both the Spanish American War and World War I and General Daniel B. Strickler who still lives in Lancaster and served in both World War I and World War II.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate, entitled:

Weekly Adjournment.

ANNOUNCEMENTS BY THE SECRETARY

The following announcements were read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, MARCH 13, 1979

10:30 A.M.	URBAN AFFAIRS AND HOUSING (a Hearing on testimony relating to Senate Bill No. 65)	Senate Majority Caucus Room
12:30 P.M.		
1:15 P.M.	RULES AND EXECUTIVE NOMINATIONS (to consider Senate Resolutions No. 19 and 25)	Rules Committee Conference Room

WEDNESDAY, MARCH 14, 1979

10:30 A.M.	Special Senate Committee	Senate Majority
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on Highways (to consider Pothole repair) Caucus Room

THURSDAY, MARCH 15, 1979

11:00 A.M. AGING AND YOUTH (Public Hearing on the Drug Prescription Assistance Program for the Elderly) Necho Allen Hotel, Pottsville, PA.

TUESDAY, MARCH 20, 1979

10:00 A.M. EDUCATION (to consider Senate Bills No. 196, 308, 374 and 410) Room 188

WEDNESDAY, MARCH 21, 1979

9:30 A.M. JUDICIARY (Public Hearing on the confirmation of Bruce M. Kauffman, Esquire, for Judge to the Pennsylvania Supreme Court) Senate Majority Caucus Room

THURSDAY, MARCH 22, 1979

10:30 A.M. AGING AND YOUTH (Public Hearing on the Drug Prescription Assistance Program for the Elderly) S. Philadelphia Community Center Broad & Oregon Sts., Phila. PA

FRIDAY, MARCH 23, 1979

9:30 A.M. PUBLIC HEALTH AND WELFARE (Public Hearing on the extension of Act 265 of 1976 and to consider Senate Bill No. 445) Senate Majority Caucus Room

WEDNESDAY, MARCH 28, 1979

10:00 A.M. AGING AND YOUTH and House Health & Welfare Committee (Public Hearing on Senate Bills No. 235, 236, 237 and 238) Senate Majority Caucus Room

FRIDAY, APRIL 20, 1979

10:00 A.M. AGING AND YOUTH and House Health & Welfare Committee (Public Hearing on Senate Bills No. 235, 236, 237 and 238) Gold Room Allegheny County Court House Pittsburgh, PA.

DEMOCRATIC CAUCUS

Senator ZEMPRELLI. Mr. President, I would like to inform the Democratic Members of the Senate that we will recess to an immediate caucus after adjournment for the purpose of discussing some very important issues. I would ask for a response accordingly in the Majority caucus room.

REPUBLICAN CAUCUS

Senator ANDREWS. Mr. President, I would like to remind the Members of the Republican caucus that we will have a caucus immediately after adjournment.

The PRESIDENT. There will be Republican and Democratic caucuses immediately after adjournment of today's Session.

ADJOURNMENT

Senator ZEMPRELLI. Mr. President, I move that the Senate do now adjourn until Tuesday, March 13, 1979, at 1:00 p.m., Eastern Standard Time.

The motion was agreed to.

The Senate adjourned at 4:17 p.m., Eastern Standard Time.