

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, OCTOBER 6, 1981

SESSION OF 1981

165TH OF THE GENERAL ASSEMBLY

No. 54

SENATE

TUESDAY, October 6, 1981.

The Senate met at 1:00 p.m., Eastern Daylight Saving Time.

THE PRESIDENT (Lieutenant Governor William W. Scranton III) in the Chair.

PRAYER

The following prayer was offered by the Secretary of the Senate, Hon. MARK CORRIGAN:

O Lord, our God, in the midst of committee meetings, conferences and caucuses, we pause at this moment to offer our prayers of thanksgiving and praise. We ask that Your presence be manifested among the Members of this Body as they consider and wrestle with the multitude of issues before them. Grant them strength and wisdom for their work, a concern for justice and a commitment to reach concurrence for the general well-being of all people and the common good of our State.

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 MOORE, further reading was dispensed with, and the Journal was approved.

SENATOR MOORE TO VOTE FOR SENATOR JUBELIRER, SENATOR LOEPER AND SENATOR WILT

Senator MOORE. Mr. President, I would ask for a temporary legislative leave for Senator Jubelirer, a temporary legislative leave for Senator Loeper and a temporary legislative leave for Senator Wilt.

The PRESIDENT. The Chair hears no objection and the leaves are granted.

SENATOR SCANLON TO VOTE FOR SENATOR O'PAKE

Senator SCANLON. Mr. President, I have a request for a temporary legislative leave for Senator O'Pake.

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

BILL SIGNED

The President (Lieutenant Governor William W. Scranton III) in the presence of the Senate signed the following bill:

HB 1266.

GENERAL COMMUNICATIONS

BILL INTRODUCED AND REFERRED

The PRESIDENT laid before the Senate the following Senate Bill numbered, entitled and referred as follows, which was read by the Clerk:

October 6, 1981

Senators O'CONNELL, ROMANELLI, O'PAKE, KELLEY, MURRAY, MOORE and RHOADES presented to the Chair SB 1098, entitled:

An Act establishing the rights and responsibilities of parties engaged in third-party type prescription programs.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, October 6, 1981.

DISCHARGE PETITION

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, October 6, 1981.

We, the Senators whose signatures are affixed hereto respectfully request that the Honorable William W. Scranton, III, as presiding officer of the Senate of the Commonwealth of Pennsylvania, place the nomination hereafter set forth before the Senate for a vote pursuant to the provisions of Article IV, Section 8(b) of the Constitution of the Commonwealth of Pennsylvania which provides in part "... The Senate shall act on each executive nomination within 25 legislative days of its submission. If the Senate has not voted upon a nomination within 15 legislative days following such submission, any five members of the Senate may, in writing, request the presiding officer of the Senate to place the nomination before the entire Senate body whereby the nomination must be voted upon prior to the expiration of five legislative days or 25 legislative days following submission by the Governor, whichever occurs first...."

We respectfully set forth the following facts relative to the nomination hereinafter set forth:

- 1. The nomination was presented to the Senate on June 2, 1981; and
2. The nomination has been before the Senate for a period of time in excess of 15 legislative days.

The nominee in the position is as follows:

Thomas P. Greenlee	Member, Pennsylvania Game Commission
	Edward P. Zemprelli
	Eugene F. Scanlon
	Robert J. Mellow
	Francis J. Lynch
	Henry C. Messinger

The PRESIDENT. The nomination will be laid on the table.

### CALENDAR

#### HB 1034 CALLED UP OUT OF ORDER

**HB 1034 (Pr. No. 1136)** — Without objection, the bill was called up out of order, from page 3 of the Third Consideration Calendar, by Senator MOORE.

#### BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**HB 1034 (Pr. No. 1136)** — Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

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

#### YEAS—44

Bell	Hess	Manbeck	Romanelli
Bodack	Holl	Mellow	Scanlon
Corman	Hopper	Messinger	Shaffer
Early	Howard	Moore	Singel
Fisher	Jubelirer	Murray	Snyder
Fumo	Kelley	O'Connell	Stapleton
Gekas	Kusse	O'Pake	Stout
Greenleaf	Lincoln	Pecora	Street
Hager	Lloyd	Price	Tilghman
Hankins	Loeper	Reibman	Wilt
Helfrick	McKinney	Rhoades	Zemprelli

#### NAYS—0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

### RECESS

Senator MOORE. Mr. President, I request a recess of the Senate until 3:00 p.m., for the purpose of holding a Republican caucus and a Democratic caucus.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a recess of the Senate until 3:00 p.m., Eastern Daylight Saving Time.

### AFTER RECESS

The PRESIDENT pro tempore (Henry G. Hager) in the Chair.

The PRESIDENT pro tempore. The time of recess having elapsed, the Senate will be in order.

### CONSIDERATION OF CALENDAR RESUMED

#### PREFERRED APPROPRIATION BILL ON CONCURRENCE IN HOUSE AMENDMENTS

#### BILL OVER IN ORDER

**SB 618** — Without objection, the bill was passed over in its order at the request of Senator JUBELIRER.

#### THIRD CONSIDERATION CALENDAR

#### PREFERRED APPROPRIATION BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 929 (Pr. No. 1045)** — Considered the third time and agreed to,

On the question,  
Shall the bill pass finally?

Senator LEWIS. Mr. President, I rise to support Senate Bill No. 929 and do it with the anticipation the vote today may be significantly different than that of a few weeks ago when I offered an amendment to add \$3 million to the community college appropriation, at which time all twenty-six Members on the other side of the aisle chose to vote in opposition to that amendment. It appears as if the need as described at that time is or will now be recognized by all of the Members of the Senate and for that I will be thankful.

Unfortunately, Mr. President, the four-month delay in providing this necessary funding has caused a great deal of difficulty and consternation not only for the administrators of our State colleges throughout Pennsylvania, but also for the students whom they serve, our constituents. Unfortunately because of the inability to plan with any certainty, it has been suggested to me that there have been tuition increases that have been necessitated at a number of the colleges, some of which may have been postponed, or at least reduced in terms of their impact, had we taken what I think would have been the responsible steps of putting this money and providing this money in the General Appropriation budget in June as we should have done.

Notwithstanding that, however, Mr. President, as I said, I think we anticipate a major reversal in terms of the previous position of many Members of this Senate and certainly albeit late in time the community college students of Pennsylvania deserve and need this funding.

I also make the observation that the action which I anticipate this Senate will take in just a few minutes will appear to fly directly in the face of the recommendation made by the Governor two weeks ago for an across-the-board cut of one per cent in all General Fund appropriations. As I believe we know, Mr. President, and my colleagues here, I have very strongly criticized that approach for handling our budget matters in Pennsylvania in particular because there are special needs such as this community college need and I think our obligation as it is being shown here is to structure priorities and to deal individually with the needs as they may require,

rather than just trying to brush across all items and treat them identically.

Senator HOWARD. Mr. President, I would like to point out only this is not a State college, this is the community college system we are talking about. These are not discretionary funds, discretionary in terms of their ability to be regulated by the Administration or anyone else, but this \$3 million is hard money that is owed under a formula that has been imposed by law and is not the product of the discretionary judgment of the Administration. Senate Bill No. 929 simply fulfills that legal obligation.

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

Andrezeski	Hess	McKinney	Romanelli
Bell	Holl	Manbeck	Scanlon
Bodack	Hopper	Mellow	Shaffer
Corman	Howard	Messinger	Singel
Early	Jubelirer	Moore	Snyder
Fisher	Kelley	Murray	Stapleton
Fumo	Kusse	O'Connell	Stout
Gekas	Lewis	O'Pake	Street
Greenleaf	Lincoln	Pecora	Tilghman
Hager	Lloyd	Price	Wilt
Hankins	Loeper	Reibman	Zemprelli
Helfrick	Lynch	Rhoades	

NAYS—0

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

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

**SB 618 CALLED UP**

**SB 618 (Pr. No. 1182)** — Without objection, the bill, which previously went over in its order, was called up, from page 1 of the Calendar, under Preferred Appropriation Bill on Concurrence in House Amendments, by Senator SCANLON.

**BILL OVER IN ORDER**

**SB 618 (Pr. No. 1182)** — Senator SCANLON. Mr. President, at this time I would request the Chair reconsider its action on Senate Bill No. 618, in which it granted the request of the gentleman from Blair, Senator Jubelirer, to go over the bill in order.

Mr. President, we would like to assert an objection to having that bill go over in its order.

The PRESIDENT pro tempore. The Chair reverses its ruling that Senate Bill No. 618 go over in its order without objection and treats the remarks of Senator Scanlon as an objection. Senator Jubelirer, if it is still your wish that Senate Bill No. 618 go over in its order, you will now have to make that in the form of a motion.

Senator JUBELIRER. Mr. President, the issue before us now on Senate Bill No. 618, is whether or not it goes over again. Then, Mr. President, at this time I move that Senate Bill No. 618, Printer's No. 1182, go over in its order.

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

Senator SCANLON. Mr. President, may we have a roll call vote on the motion to have Senate Bill No. 618 go over in its order? I urge the Members of the Democratic caucus to vote "no."

Senator JUBELIRER. Mr. President, we ask all Members of the Senate to vote to put this bill over. The reason is very basic. There is some question as to the correctness of the figures in this bill. We are waiting to verify that in writing and we feel it would be most responsible at this time to put the bill over. I do hope all Members will vote to put Senate Bill No. 618 over.

Senator LEWIS. Mr. President, I am interested to hear the comments of the Majority Leader about a question on the figures and would hope the gentleman would be kind enough to share the dilemmas that seem to be confronting us with me so we might also then have the opportunity to look into whatever these problems might be. I am not aware of any difficulty with the figures. In fact, for the information of the Members, this happens to be the very same bill and the very same Federal augmentations that were before us before we broke for summer recess. The development of these numbers is not something that has just happened. It is something that was done for many months and, in fact, the bill specifically and exclusively deals with supplemental Federal augmentations for the 1980-1981 fiscal year. Mr. President, if there are, in fact, problems with the numbers, I think we better get them resolved very, very quickly.

The concern and the reason for passing Senate Bill No. 618 now in a timely fashion, Mr. President, really comes about because of two concerns I have. One is the fact there have been many months that have now elapsed since the time when we rightfully should have funded these programs. Expenditures have been made, the reimbursements are long overdue and it should have been the responsibility of this General Assembly to have attended to this business before we broke for the summer. There have been difficulties that have arisen because of that, none of them serious fortunately, but there is no reason for us to continue to delay unless, as the fears and suspicions have been raised on the part of some, it is the intention to use this bill through the vehicle of forcing it into a Committee of Conference as the method for implementing other Federal augmentation changes which will need to be made by this Administration.

Mr. President, I certainly hope that is not the plan that is afoot here because these supplementary appropriations should be dealt with on their own, as the new appropriations likewise should be given a full and complete airing by the General Assembly and not simply be rammed into a —

**POINT OF ORDER**

Senator JUBELIRER. Mr. President, I rise to a point of order.

The PRESIDENT pro tempore. The gentleman from Blair, Senator Jubelirer, will state it.

Senator JUBELIRER. Mr. President, is the gentleman from Bucks, Senator Lewis, not out of order? I think we are debating whether the bill goes over, not something that the gentleman speculates might be forthcoming in the future. I think the only thing before us is whether Senate Bill No. 618 should go over in its order.

The PRESIDENT pro tempore. The gentleman will please confine his remarks to the propriety of the bill either going over or being run.

Senator LEWIS. Mr. President, fortunately the propriety of actions can frequently be determined by all of our past experiences in the way the Legislative process really works and it was to that experience I was addressing my comments.

I think the point is well made, Mr. President. There is no reason for us to delay any further. If there are questions which the Majority Leader believes are legitimate ones that would require the gentleman to insist upon a negative vote today, I would know of no reason why those questions cannot be cleared by our first return, whether it be tomorrow or Tuesday of next week, and would certainly hope that even if my request to have Senate Bill No. 618 not go over today is not concurred in by my colleagues that we would then all make the commitment to move this bill immediately as a propriety upon our return on our next legislative day.

And the question recurring,  
Will the Senate agree to the motion?

The yeas and nays were required by Senator JUBELIRER and Senator SCANLON and were as follows, viz:

YEAS—25

Bell	Hess	Loeper	Rhoades
Corman	Holl	Manbeck	Shaffer
Fisher	Hopper	Moore	Snyder
Gekas	Howard	O'Connell	Street
Greenleaf	Jubelirer	Pecora	Tilghman
Hager	Kusse	Price	Wilt
Helfrick			

NAYS—20

Andrezeski	Lincoln	Messinger	Scanlon
Bodack	Lloyd	Murray	Singel
Early	Lynch	O'Pake	Stapleton
Fumo	McKinney	Reibman	Stout
Lewis	Mellow	Romanelli	Zemprelli

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

The PRESIDENT pro tempore. Senate Bill No. 618 will go over in its order.

THIRD CONSIDERATION CALENDAR RESUMED

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 395 (Pr. No. 1572) — Considered the third time and agreed to,

On the question,  
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

Andrezeski	Hess	McKinney	Romanelli
Bell	Holl	Manbeck	Scanlon
Bodack	Hopper	Mellow	Shaffer
Corman	Howard	Messinger	Singel
Early	Jubelirer	Moore	Snyder
Fisher	Kelley	Murray	Stapleton
Fumo	Kusse	O'Connell	Stout
Gekas	Lewis	O'Pake	Street
Greenleaf	Lincoln	Pecora	Tilghman
Hager	Lloyd	Price	Wilt
Hankins	Loeper	Reibman	Zemprelli
Helfrick	Lynch	Rhoades	

NAYS—0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SB 535 (Pr. No. 1298) — Considered the third time and agreed to,

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

On the question,  
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

Andrezeski	Hess	McKinney	Romanelli
Bell	Holl	Manbeck	Scanlon
Bodack	Hopper	Mellow	Shaffer
Corman	Howard	Messinger	Singel
Early	Jubelirer	Moore	Snyder
Fisher	Kelley	Murray	Stapleton
Fumo	Kusse	O'Connell	Stout
Gekas	Lewis	O'Pake	Street
Greenleaf	Lincoln	Pecora	Tilghman
Hager	Lloyd	Price	Wilt
Hankins	Loeper	Reibman	Zemprelli
Helfrick	Lynch	Rhoades	

NAYS—0

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

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

SB 600 (Pr. No. 1277) — Considered the third time and agreed to,

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

On the question,  
Shall the bill pass finally?

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

YEAS—44

Andrezeski	Holl	McKinney	Romanelli
Bell	Hopper	Manbeck	Scanlon
Bodack	Howard	Mellow	Shaffer
Early	Jubelirer	Messinger	Singel
Fisher	Kelley	Moore	Snyder
Fumo	Kusse	Murray	Stapleton

Gekas	Lewis	O'Pake	Stout
Greenleaf	Lincoln	Pecora	Street
Hager	Lloyd	Price	Tilghman
Hankins	Loeper	Reibman	Wilt
Hess	Lynch	Rhoades	Zemprelli

NAYS—3

Corman	Helfrick	O'Connell
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A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

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

**SB 674 (Pr. No. 1077)** — Considered the third time and agreed to,

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

On the question,  
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

Andrezeski	Hess	McKinney	Romanelli
Bell	Holl	Manbeck	Scanlon
Bodack	Hopper	Mellow	Shaffer
Corman	Howard	Messinger	Singel
Early	Jubelirer	Moore	Snyder
Fisher	Kelley	Murray	Stapleton
Fumo	Kusse	O'Connell	Stout
Gekas	Lewis	O'Pake	Street
Greenleaf	Lincoln	Pecora	Tilghman
Hager	Lloyd	Price	Wilt
Hankins	Loeper	Reibman	Zemprelli
Helfrick	Lynch	Rhoades	

NAYS—0

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

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

BILL OVER IN ORDER

**SB 700** — Without objection, the bill was passed over in its order at the request of Senator JUBELIRER.

BILL OVER IN ORDER AND RECOMMENDED

**SB 829** — Without objection, the bill was passed over in its order at the request of Senator JUBELIRER.

In accordance with Senate Rule 2, Order of Business, as amended by Senate Resolution, Serial No. 13, Session of 1969, the bill was recommitted to the Committee on Judiciary.

BILL OVER IN ORDER

**HB 838** — Without objection, the bill was passed over in its order at the request of Senator JUBELIRER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 915 (Pr. No. 1011)** — Considered the third time and agreed to,

On the question,  
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

Andrezeski	Hess	McKinney	Romanelli
Bell	Holl	Manbeck	Scanlon
Bodack	Hopper	Mellow	Shaffer
Corman	Howard	Messinger	Singel
Early	Jubelirer	Moore	Snyder
Fisher	Kelley	Murray	Stapleton
Fumo	Kusse	O'Connell	Stout
Gekas	Lewis	O'Pake	Street
Greenleaf	Lincoln	Pecora	Tilghman
Hager	Lloyd	Price	Wilt
Hankins	Loeper	Reibman	Zemprelli
Helfrick	Lynch	Rhoades	

NAYS—0

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

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

BILL ON THIRD CONSIDERATION AMENDED

**SB 918 (Pr. No. 1247)** — Considered the third time,

On the question,  
Will the Senate agree to the bill on third consideration?  
Senator O'CONNELL, by unanimous consent, offered the following amendment:

Amend Sec. 2 (Sec. 5901), page 2, line 28, by inserting after "Governor": one of whom shall be an annuitant of the system,

On the question,  
Will the Senate agree to the amendment?

It was agreed to.  
Without objection, the bill, as amended, was passed over in its order at the request of Senator O'CONNELL.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**SB 965 (Pr. No. 1122)** — Considered the third time and agreed to,

On the question,  
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

Andrezeski	Hess	McKinney	Romanelli
Bell	Holl	Manbeck	Scanlon
Bodack	Hopper	Mellow	Shaffer
Corman	Howard	Messinger	Singel
Early	Jubelirer	Moore	Snyder
Fisher	Kelley	Murray	Stapleton
Fumo	Kusse	O'Connell	Stout
Gekas	Lewis	O'Pake	Street
Greenleaf	Lincoln	Pecora	Tilghman
Hager	Lloyd	Price	Wilt
Hankins	Loeper	Reibman	Zemprelli
Helfrick	Lynch	Rhoades	

## NAYS—0

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

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

## BILL OVER IN ORDER TEMPORARILY

**SB 1006** — Without objection, the bill was passed over in its order temporarily at the request of Senator FUMO.

## BILL ON THIRD CONSIDERATION AMENDED

**HB 1645 (Pr. No. 2233)** — Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

## BELL-LOEPER AMENDMENTS

Senator BELL, on behalf of himself and Senator LOEPER, by unanimous consent, offered the following amendments:

Amend Sec. 1, page 2, line 5, by striking out all of said line and inserting: \$116,500,645

Amend Sec. 1, page 2, line 13, by striking out all of said line and inserting:

\$53,011,000    \$9,600,000    \$75,453,645

Amend Sec. 1, page 3, by inserting between lines 3 and 4:

(4) Delaware  
County Campus,  
Multi Purpose  
Build-  
ing            3,325,000    665,000    3,990,000

Amend Sec. 6, page 21, line 12, by striking out "\$110,926,645" and inserting: \$114,916,645

Amend Sec. 9, page 22, line 24, by striking out "\$110,926,645" and inserting: \$114,916,645

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third consideration, as amended?

## O'CONNELL AMENDMENTS I

Senator O'CONNELL, by unanimous consent, offered the following amendments:

Amend Sec. 1, page 2, line 5, by striking out all of said line and inserting: \$114,310,645

Amend Sec. 1, page 7, line 2, by striking out all of said line and inserting:

\$13,624,000    \$2,453,000    \$16,077,000

Amend Sec. 1, page 9, by inserting between lines 23 and 24:

(S) Plymouth Borough  
(1) Flood  
Protection  
Project for  
Wadham Creek    1,500,000    300,000    1,800,000

Amend Sec. 6, page 21, line 12, by striking out "\$110,926,645" and inserting: \$112,726,645

Amend Sec. 9, page 22, line 24, by striking out "\$110,926,645" and inserting: \$112,726,645

On the question,

Will the Senate agree to the amendments?

They were agreed to.

And the question recurring,

Will the Senate agree to the bill on third consideration, as amended?

## O'CONNELL AMENDMENTS II

Senator O'CONNELL, by unanimous consent, offered the following amendments:

Amend Sec. 1, page 2, line 5, by striking out all of said line and inserting: \$113,810,645

Amend Sec. 1, page 7, line 2, by striking out all of said line and inserting:

\$13,207,000    \$2,370,000    \$15,577,000

Amend Sec. 1, page 9, by inserting between lines 23 and 24:

(S) Frances  
Slocum State  
Park  
(1) Campground  
Development    1,083,000    217,000    1,300,000

Amend Sec. 6, page 21, line 12, by striking out "\$110,926,645" and inserting: \$112,226,645

Amend Sec. 9, page 22, line 24, by striking out "\$110,926,645" and inserting: \$112,226,645

On the question,

Will the Senate agree to the amendments?

They were agreed to.

And the question recurring,

Will the Senate agree to the bill on third consideration, as amended?

## SINGEL AMENDMENTS

Senator SINGEL, by unanimous consent, offered the following amendments:

Amend Sec. 1, page 2, line 5, by striking out all of said line and inserting: \$115,010,645

Amend Sec. 1, page 7, line 2, by striking out "\$14,277,000" and inserting: \$16,777,000

Amend Sec. 1, page 9, by inserting between lines 19 and 20:

(S) Elk Run -  
Johnstown  
and Lower  
Yoder  
Township  
Cambria  
County  
Flood  
Control  
Project            2,500,000

On the question,

Will the Senate agree to the amendments?

They were agreed to.

The PRESIDENT pro tempore. House Bill No. 1645 will go over, as amended.

**SECOND CONSIDERATION CALENDAR****BILL REREPORTED FROM COMMITTEE  
AS AMENDED OVER IN ORDER**

**SB 117** — Without objection, the bill was passed over in its order at the request of Senator JUBELIRER.

**BILL ON SECOND CONSIDERATION**

**SB 82 (Pr. No. 890)** — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

**BILLS OVER IN ORDER**

**SB 86, 179 and HB 357** — Without objection, the bills were passed over in their order at the request of Senator JUBELIRER.

**BILL ON SECOND CONSIDERATION**

**SB 385 (Pr. No. 388)** — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

**BILLS OVER IN ORDER**

**HB 427 and 671** — Without objection, the bills were passed over in their order at the request of Senator JUBELIRER.

**BILL ON SECOND CONSIDERATION**

**SB 739 (Pr. No. 778)** — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

**BILLS REREFERRED**

**SB 754 (Pr. No. 794) and SB 755 (Pr. No. 1290)** — Upon motion of Senator JUBELIRER, and agreed to, the bills were rereferred to the Committee on Appropriations.

**BILLS OVER IN ORDER**

**SB 942, HB 945, SB 995, 1085 and 1086** — Without objection, the bills were passed over in their order at the request of Senator JUBELIRER.

**BILL ON SECOND CONSIDERATION**

**HB 1217 (Pr. No. 1352)** — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

**BILL REREFERRED**

**HB 1687 (Pr. No. 2232)** — Upon motion of Senator JUBELIRER, and agreed to, the bill was rereferred to the Committee on Appropriations.

**SENATE CONCURRENT RESOLUTION,  
SERIAL NO. 219, CALLED UP**

Senator JUBELIRER, without objection, called up from page 7 of the Calendar, Senate Concurrent Resolution, **Serial No. 219**, entitled:

Memorializing Congress appropriate \$30,000,000 from Abandoned Mine Reclamation Fund to Soil Conservation Districts.

On the question,

Will the Senate adopt the resolution?

**SENATE CONCURRENT RESOLUTION,  
SERIAL NO. 219, AMENDED**

Senator CORMAN offered the following amendments:

Amend resolution, 4th Whereas Clause, by striking out all of said clause and inserting:

Whereas, the amounts of fees generated in the Abandoned Mine Funds were in 1978 - \$105,000,000; 1979 - \$184,000,000; 1980 - \$191,000,000; 1981 estimated \$200,000,000; and 1982 estimated \$220,000,000 and

Amend Resolution, 1st Resolved Clause, line 4, by striking out "Districts" and inserting: Service

On the question,

Will the Senate agree to the amendments?

Senator MELLOW. Mr. President, it was stated by the gentleman from Centre, Senator Corman, that these were agreed-to amendments. However, we should mention the fact that we did not have these amendments in caucus. However, after going through them with the gentleman from Centre, Senator Corman, we cannot agree to the amendments.

And the question recurring,

Will the Senate agree to the amendments?

They were agreed to.

Without objection, the resolution, as amended, was passed over in its order at the request of Senator CORMAN.

**SB 1006 CALLED UP**

**SB 1006 (Pr. No. 1278)** — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 3 of the Third Consideration Calendar, by Senator JUBELIRER.

**BILL ON THIRD CONSIDERATION  
AND FINAL PASSAGE**

**SB 1006 (Pr. No. 1278)** — Considered the third time and agreed to,

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

On the question,

Shall the bill pass finally?

Senator FUMO. Mr. President, I desire to interrogate the gentleman from Warren, Senator Kusse.

The PRESIDENT pro tempore. Will the gentleman from Warren, Senator Kusse, permit himself to be interrogated?

Senator KUSSE. I will, Mr. President.

Senator FUMO. Mr. President, I had planned today to introduce an amendment which would deal with the problem of pension offset. I have been led to understand that it is the position of the Chairman of the Committee on Labor and Industry that he will consider that issue in a separate bill and he is optimistic that his committee will report out such a bill with his support that would restore the benefit with regard to pension offset but a, would be funded, and b, would not be funded with a tax. I just wanted to make sure we had that

commitment from the Chairman so that I can forestall debate and withdraw the idea of introducing amendments.

Senator KUSSE. Mr. President, I, of course, can only speak for myself when it comes to talking about pieces of legislation that will be reported from committee. I previously assured the gentleman from Philadelphia, Senator Fumo, and I now reassure him that I will indeed call up for consideration a bill that will consider the pension offset, and I will vote affirmatively on it and I will urge all of my colleagues to vote in the affirmative. As I told the gentleman from Philadelphia, Senator Fumo, it will of course have to be predicated on no increase in taxes.

Senator FUMO. Mr. President, knowing the power of the gentleman from Warren, Senator Kusse, I am very optimistic that the gentleman's position will greatly help our cause in that area. I have no further questions of the gentleman from Warren, Senator Kusse.

Senator MELLOW. Mr. President, may we be at ease for just a moment?

The PRESIDENT pro tempore. The Senate will be at ease.  
(The Senate was at ease.)

And the question recurring,  
Shall the bill pass finally?

#### ANNOUNCEMENT BY THE CHAIR

The PRESIDENT pro tempore. For the information of the Members, we are waiting for the return of Senator Zemprelli and Senator Scanlon, who have just called from the Governor's office. If the Members wish, we can stand in recess and we can call you back as soon as they arrive. I would think it should be momentarily. However, I would ask the Members to stay close to the floor.

While we are waiting, unless there is objection, we could leave this order of business and go for the moment to communications and we can get some of that business done here.

#### COMMUNICATIONS FROM THE GOVERNOR

##### NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT pro tempore laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Rules and Executive Nominations:

##### MEMBER OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE COLLEGE

October 6, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. E. Masland, III, R. D. 6, Carlisle 17013, Cumberland County, Thirty-first Senatorial District, as a member of the Board of Trustees of Shippensburg State College, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice William R. Minnick, Harrisburg, whose term expired.

DICK THORNBURGH.

##### COMMONWEALTH TRUSTEE OF TEMPLE UNIVERSITY—OF THE COMMONWEALTH SYSTEM OF HIGHER EDUCATION

October 6, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate R. Anderson Pew, 916 Muirfield Road, Bryn Mawr 19010, Montgomery County, Seventeenth Senatorial District, for appointment as Commonwealth Trustee of Temple University—of the Commonwealth System of Higher Education, to serve until October 14, 1985, and until his successor is appointed and qualified, vice The Honorable Robert W. Williams, Jr., Philadelphia, whose term expired.

DICK THORNBURGH.

##### CORRECTION TO NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT pro tempore laid before the Senate the following communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Rules and Executive Nominations:

##### MEMBER OF THE BOARD OF TRUSTEES OF POLK CENTER

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Please note the nomination for Wanda K. Horvath, North Huntingdon 15642, Huntingdon County, Thirtieth Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January, 1987, and until her successor is appointed and qualified, vice James W. Hooton, Erie, whose term expired, should be corrected to read:

Wanda K. Horvath, North Huntingdon 15642, Westmoreland County, Forty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January, 1987, and until her successor is appointed and qualified, vice James W. Hooton, Erie, whose term expired.

#### HOUSE MESSAGES

##### HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bill for concurrence, which was referred to the committee indicated:

October 6, 1981

**HB 963** — Committee on Local Government.



**SENATE BILLS RETURNED WITH AMENDMENTS**

He also returned to the Senate **SB 780** and **781**, with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The **PRESIDENT** pro tempore. The bills, as amended, will be placed on the Calendar.

**HOUSE CONCURS IN SENATE BILLS**

He also returned to the Senate **SB 653** and **775**, with the information that the House has passed the same without amendments.

**BILLS SIGNED**

The President pro tempore (Henry G. Hager) in the presence of the Senate signed the following bills:

**SB 653, 775** and **HB 1169**.

**GENERAL COMMUNICATIONS****BILLS INTRODUCED AND REFERRED**

The **PRESIDENT** pro tempore laid before the Senate the following Senate Bills numbered, entitled and referred as follows, which were read by the Clerk:

October 6, 1981

Senators **O'CONNELL** and **HAGER** presented to the Chair **SB 1099**, entitled:

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), entitled "The County Code," further providing for the filling of vacancies in certain circumstances.

Which was committed to the Committee on **STATE GOVERNMENT**, October 6, 1981.

Senators **O'CONNELL** and **PRICE** presented to the Chair **SB 1100**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," further providing for eligibility requirements for superintendents, assistant superintendents and associate superintendents.

Which was committed to the Committee on **EDUCATION**, October 6, 1981.

Senators **O'CONNELL**, **KELLEY**, **GREENLEAF** and **REIBMAN** presented to the Chair **SB 1101**, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225, No. 316), entitled "The Game Law," further providing for special permits, further providing for roadside menageries, providing for permits to deal in and possess wildlife and further providing for penalties.

Which was committed to the Committee on **GAME AND FISHERIES**, October 6, 1981.

Senators **HOPPER**, **JUBELIRER**, **HAGER**, **SHAFFER**, **O'PAKE**, **GREENLEAF**, **RHOADES**, **FISHER**, **MURRAY**, **LOEPER**, **CORMAN**, **PRICE**, **GEKAS**, **MANBECK**, **PECORA**, **HELFRICK**, **SCANLON** and **ZEMPRELLI** presented to the Chair **SB 1102**, entitled:

An Act amending the act of March 11, 1971 (P. L. 104, No. 3), entitled, as reenacted and amended, "Senior Citizens Property Tax or Rent Rebate and Older Persons Inflation Needs Act," changing the limitation on household income.

Which was committed to the Committee on **AGING AND YOUTH**, October 6, 1981.

Senators **LEWIS**, **LLOYD** and **MURRAY** presented to the Chair **SB 1103**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further defining "delinquent act"; transfer to and from criminal proceedings; and conduct of hearings.

Which was committed to the Committee on **JUDICIARY**, October 6, 1981.

Senators **LEWIS**, **LLOYD** and **MURRAY** presented to the Chair **SB 1104**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, adding the offense of escape from a juvenile security facility.

Which was committed to the Committee on **JUDICIARY**, October 6, 1981.

Senator **KELLEY** presented to the Chair **SB 1105**, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), entitled "Liquor Code," creating a class of licenses entitled "Retail Store Wine Licenses" and providing for provisions relating thereto.

Which was committed to the Committee on **LAW AND JUSTICE**, October 6, 1981.

Senator **STREET** presented to the Chair **SB 1106**, entitled:

An Act amending the act of July 23, 1970 (P. L. 563, No. 195), entitled "Public Employe Relations Act," repealing the act insofar as it applies to cities of the first class and school districts of the first class.

Which was committed to the Committee on **LABOR AND INDUSTRY**, October 6, 1981.

**RECESS**

Senator **ZEMPRELLI**. Mr. President, the events of the last few moments require there be a short Democratic caucus. I am requesting the Chair to have the Senate stand in recess for that purpose and admonishing all Members of the Democratic caucus to proceed immediately to the caucus room to the rear of the Chamber.

The **PRESIDENT** pro tempore. For the purpose of a Democratic caucus, which will take place immediately in the Minority caucus room at the rear of the Chamber, the Senate stands in recess.

**AFTER RECESS**

The **PRESIDENT** pro tempore. The time of recess having elapsed, the Senate will be in order.

The Senate has before it Senate Bill No. 1006, Printer's No. 1278.

And the question recurring,  
Shall the bill pass finally?

Senator **FUMO**. Mr. President, for the information of my colleagues, I would like to make them aware of a recent development. Originally the AFL-CIO had expressed opposition to this particular piece of legislation. As a result of a meeting in

the office of the gentleman from Lycoming, Senator Hager, between myself and Mr. McIntyre and a conversation with the United States Department of Labor, I am happy to report to my colleagues the AFL-CIO has removed their opposition to this bill.

For that reason I intend to vote affirmatively on the bill and would urge my colleagues to do so in the interest of Pennsylvania's economy.

Senator KUSSE. Mr. President, I would just like to add to what the gentleman from Philadelphia, Senator Fumo, said. I would like the gentleman to know I thank him for his support and I especially thank him for his former references to all the power I have. We had a little sidebar conversation and the gentleman has agreed to come to my district and tell all my constituents how powerful I am.

Senator FUMO. Mr. President, that commitment to go to the district of the gentleman from Warren, Senator Kusse, is only based upon the assumption that the particular piece of legislation we were discussing earlier will, in fact, be reported out of his committee as we discussed it. If he falls down on the job, I may go to the gentleman's district and tell his constituents how weak he is, or whatever.

The PRESIDENT pro tempore. For Senator Fumo's information, Senator Kusse's district is in Canada.

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—42**

Bell	Holl	McKinney	Rhoades
Bodack	Hopper	Manbeck	Scanlon
Corman	Howard	Mellow	Shaffer
Fisher	Jubelirer	Messinger	Singel
Fumo	Kelley	Moore	Snyder
Gekas	Kusse	O'Connell	Stapleton
Greenleaf	Lewis	O'Pake	Stout
Hager	Lincoln	Pecora	Street
Hankins	Lloyd	Price	Tilghman
Helfrick	Loeper	Reibman	Wilt
Hess	Lynch		

**NAYS—5**

Andrezeski	Murray	Romanelli	Zemprelli
Early			

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

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

**UNFINISHED BUSINESS  
REPORTS FROM COMMITTEE**

Senator CORMAN, from the Committee on Local Government, reported, as committed, **HB 418** and **560**; as amended, **SB 373, 919, 920** and **HB 530**.

**MEETING OF THE COMMITTEE ON  
RULES AND EXECUTIVE NOMINATIONS**

Senator JUBELIRER. Mr. President, may I ask for the privilege to interrupt the agenda and ask that the Committee on Rules and Executive Nominations meet immediately in the Rules Committee room at the rear of the Senate Chamber.

The PRESIDENT pro tempore. Does the gentleman object to the Senate continuing with bills in place and resolutions?

For purposes of a meeting at the rear of the Chamber in the Rules Committee room, will all Members of the Committee on Rules and Executive Nominations please go immediately to that room. We will continue with the orders of business under unfinished business.

**UNFINISHED BUSINESS CONTINUED  
BILLS IN PLACE**

Senator ANDREZESKI presented to the Chair a bill.  
Senator HELFRICK presented to the Chair several bills.

**CONGRATULATORY RESOLUTIONS**

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

Congratulations of the Senate were extended to Mr. and Mrs. Glenn A. Morrison by Senator Hopper.

Congratulations of the Senate were extended to Phillip M. Schaff by Senator Lincoln.

Congratulations of the Senate were extended to the Sisters of Bon Secours by Senator Loeper.

Congratulations of the Senate were extended to Mary Ellen McMillen by Senator O'Pake.

Congratulations of the Senate were extended to the Presbyterian Church of Jefferson by Senator Stout.

**GUESTS OF SENATOR TIM SHAFFER  
PRESENTED TO SENATE**

Senator SHAFFER. Mr. President, this is a little bit of an unusual introduction since the people I would like to introduce or at least have recognized are no longer in the gallery. I think that is probably more the problem of the Senate than it is of the constituents. As I continue here, I think my motive will become a little clearer.

Earlier this afternoon in the gallery of the Senate of Pennsylvania, we were visited by Hans Brechbuhler, the ex-officio Mayor of Burgdorf, Switzerland who was here with some constituents of mine from Butler County, Mr. and Mrs. Walter Alfather. I had the pleasure of guiding the Mayor around the Senate Chamber into various offices here and he wanted me to express his appreciation to the Senate of Pennsylvania for the tour that he received. He was accompanied by Vroni and Theres Habegger, two of his godchildren, and they left about 4:00 this afternoon. Unfortunately the Senate was not in Session. They were on their way to Washington, D.C.

For other purposes, I would like the record to show the ex-officio Mayor of Burgdorf, Switzerland was in the Senate Chamber today.

The PRESIDENT pro tempore. I would like to point out there are those who have said the Senate always operates a little later than it should and the gentleman is certainly in step with that.

### BILLS ON FIRST CONSIDERATION

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

The motion was agreed to.

The bills were as follows:

**SB 373, 919, 920, HB 418, 530 and 560.**

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

### COMMUNICATION FROM THE GOVERNOR TAKEN FROM THE TABLE

Senator LOEPER called from the table, communication from His Excellency, the Governor of the Commonwealth, recalling the following nomination, which was read by the Clerk as follows:

#### MEMBER OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

October 1, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 12, 1981 for the appointment of Jeanne S. Probst, 613 Quaker Road, Warren 16365, Warren County, Twenty-fifth Senatorial District, as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January, 1987, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DICK THORNBURGH.

#### NOMINATION RETURNED TO THE GOVERNOR

Senator LOEPER. Mr. President, I move that the nomination just read by the Clerk be returned to His Excellency, the Governor.

The motion was agreed to.

The PRESIDENT pro tempore. The nomination will be returned to the Governor.

### COMMUNICATIONS FROM THE GOVERNOR REPORTED FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator LOEPER, by unanimous consent, reported from the Committee on Rules and Executive Nominations,

communications from His Excellency, the Governor of the Commonwealth, recalling the following nominations, which were read by the Clerk as follows:

#### MEMBER OF THE STATE BOARD OF EXAMINERS OF NURSING HOME ADMINISTRATORS

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated August 10, 1981 for the appointment of Val E. Miglioretti (County Facility), 3373 Hiwood Drive, Pittsburgh 15234, Allegheny County, Thirty-seventh Senatorial District, as a member of the State Board of Examiners of Nursing Home Administrators, to serve until November 19, 1983, and until his successor is appointed and qualified, vice Cosmo P. Morabito, Beaver, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

DICK THORNBURGH.

#### MEMBER OF THE SULLIVAN COUNTY BOARD OF ASSISTANCE

October 1, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated September 21, 1981 for the appointment of F. Alberta Molyneaux (Republican), North German Street, Dushore 18614, Sullivan County, Twenty-third Senatorial District, as a member of the Sullivan County Board of Assistance, to serve until December 31, 1982, and until her successor is appointed and qualified, vice Gerald McDonald, New Albany, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

DICK THORNBURGH.

#### MEMBER OF THE LYCOMING COUNTY BOARD OF ASSISTANCE

October 2, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated September 21, 1981, for the appointment of Doctor Bohem Marie Blom (Republican), 929 Grampian Boulevard, Williamsport 17701, Lycoming County, Twenty-third Senatorial District, as a member of the Lycoming County Board of Assistance, to serve until December 31, 1983, and until her successor is duly appointed and qualified, vice Evelyn Hand, Williamsport, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

DICK THORNBURGH.

#### NOMINATIONS RETURNED TO THE GOVERNOR

Senator LOEPER. Mr. President, I move that the nominations just read by the Clerk be returned to His Excellency, the Governor.

The motion was agreed to.

The PRESIDENT pro tempore. The nominations will be returned to the Governor.

### REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator LOEPER, by unanimous consent, from the Committee on Rules and Executive Nominations, reported the following nominations, made by His Excellency, the Governor of the Commonwealth, which were read by the Clerk as follows:

#### MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE COLLEGE

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Elton Hunsinger, Main Street, Aristes 17920, Columbia County, Twenty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Bloomsburg State College, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice Joan L. Keller, Bloomsburg, whose term expired.

DICK THORNBURGH.

#### MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE COLLEGE

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leo Kubitsky, 415 Winters Avenue, West Hazleton 18201, Luzerne County, Fourteenth Senatorial District, for appointment as a member of the Board of Trustees of Bloomsburg State College, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice Frank M. Fay, Hazleton, whose term expired.

DICK THORNBURGH.

#### MEMBER OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE COLLEGE

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Mary B. Leister, R. D. 1, Stroudsburg 18360, Monroe County, Twenty-ninth Senatorial District, for appointment as a member of the Board of Trustees of East Stroudsburg State College, to serve until the third Tuesday of January, 1987, and until her successor is appointed and qualified, vice George A. Moore, Jr., Easton, whose term expired.

DICK THORNBURGH.

#### MEMBER OF THE ENVIRONMENTAL HEARING BOARD

June 16, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Anthony J. Mazullo, Jr., 334 East Ashland Street, Doylestown 18901, Bucks County, Tenth Senatorial District, for appointment as a member of the Environmental Hearing Board, to serve until June 20, 1983, or until his successor shall have been appointed and qualified, vice Thomas M. Burke, Esquire, Bethel Park, resigned.

DICK THORNBURGH.

#### MEMBER OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE COLLEGE

September 9, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Padamonsky, R. D. 6, Box 225, Shippensburg 17257, Cumberland County, Thirty-third Senatorial District, for appointment as a member of the Board of Trustees of Shippensburg State College, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice Harold U. Crouse, Shippensburg, whose term expired.

DICK THORNBURGH.

#### MEMBER OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE COLLEGE

September 2, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James J. Reddig, #308 Reading Road, Shippensburg 17257, Franklin County, Thirty-third Senatorial District, for appointment as a member of the Board of Trustees of Shippensburg State College, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice Jeffrey W. Coy, Shippensburg, whose term expired.

DICK THORNBURGH.

#### MEMBER OF THE BEAVER COUNTY BOARD OF ASSISTANCE

September 2, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Faye Reda (Republican), 720 Sixteenth Street, Beaver Falls 15010, Beaver County, Forty-seventh Senatorial District, for appointment as a member of the Beaver County Board of Assistance, to serve until December 31, 1982, and until her successor is duly appointed and qualified, vice Mary Narrish, Ambridge, whose term expired.

DICK THORNBURGH.

MEMBER OF THE CARBON COUNTY  
BOARD OF ASSISTANCE

June 19, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James F. Walker (Republican), 200 Centre Avenue, Jim Thorpe 18229, Carbon County, Twenty-ninth Senatorial District, for appointment as a member of the Carbon County Board of Assistance, to serve until December 31, 1982, and until his successor is duly appointed and qualified, vice Thomas P. Milan, Jim Thorpe, whose term expired.

DICK THORNBURGH.

MEMBER OF THE JEFFERSON COUNTY  
BOARD OF ASSISTANCE

August 10, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lois C. Thunberg (Republican), 832 Jackson Street, Reynoldsville 15851, Jefferson County, Forty-first Senatorial District, for reappointment as a member of the Jefferson County Board of Assistance, to serve until December 31, 1983, and until her successor is duly appointed and qualified,

DICK THORNBURGH.

MEMBER OF THE LYCOMING COUNTY  
BOARD OF ASSISTANCE

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Reverend George E. Doran (Republican), 122 South Main Street, Hughesville 17737, Lycoming County, Twenty-third Senatorial District, for appointment as a member of the Lycoming County Board of Assistance, to serve until December 31, 1983, and until his successor is duly appointed and qualified, vice Donna Lee Moser, Williamsport, whose term expired.

DICK THORNBURGH.

MEMBER OF THE LYCOMING COUNTY  
BOARD OF ASSISTANCE

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Louis A. Stanzione (Republican), 68 Overhill Road, Williamsport 17701, Lycoming County, Twenty-third Senatorial District, for reappointment as a member of the Lycoming County Board of Assistance, to serve until December 31, 1983, and until his successor is duly appointed and qualified.

DICK THORNBURGH.

MEMBER OF THE SULLIVAN COUNTY  
BOARD OF ASSISTANCE

September 21, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carol M. St. Clair (Republican), Box 133, Sonestown 17770, Sullivan County, Twenty-third Senatorial District, for appointment as a member of the Sullivan County Board of Assistance, to serve until December 31, 1983, and until her successor is appointed and qualified, vice Anthony Mareck, Lopez, whose term expired.

DICK THORNBURGH.

DISTRICT JUSTICE

September 17, 1981.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert L. Kulp, 474 Edgewood Drive, Hatfield 19440, Montgomery County, Twenty-fourth Senatorial District, for appointment as District Justice in and for the County of Montgomery, Class 2, District 04, to serve until the first Monday of January, 1982, vice Sherwood Zepp, Lansdale, retired.

DICK THORNBURGH.

The PRESIDENT pro tempore. The nominations will be laid on the table.

**ANNOUNCEMENTS BY THE SECRETARY**

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, OCTOBER 7, 1981

9:00 A.M.	Legislative Budget and to Finance Committee	Room 461, 4th Floor
11:00 A.M.		Conference Rm., North Wing
9:30 A.M.	STATE GOVERNMENT reconvening of recessed meeting	Room 459, 4th Floor Conference Rm., North Wing
2:00 P.M.	GAME AND FISHERIES (to consider House Bills No. 557, 558, 1089, 1090, 1092, 1342 and 1419)	Room 460, 4th Floor Conference Rm., North Wing

TUESDAY, OCTOBER 13, 1981

11:00 A.M.	LAW AND JUSTICE (to consider Senate Bill No. 597 and House Bill No. 392)	Room 459, 4th Floor Conference Rm., North Wing
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12:00 Noon	Legislative Reapportionment Commission (for the purpose of adopting the final reapportionment plan for the State Senate and House of Representatives)	Senate Majority Caucus Room
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1:00 P.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE(to consider Senate Bills No. 353, 440, 449, 536, 936, 954, 1000 and Senate Resolution No. 56)	Room 460, 4th Floor Conference Rm., North Wing
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THURSDAY, OCTOBER 15, 1981

11:00 A.M.	SENATE STATE GOVERNMENT and HOUSE STATE GOVERNMENT (Public Hearing on Act No. 48 of 1981 - disposition of Commonwealth surplus lands)	Room 418, House of Representatives
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### ADJOURNMENT

Senator JUBELIRER. Mr. President, I move that the Senate do now adjourn until Wednesday, October 7, 1981, at 10:00 a.m., Eastern Daylight Saving Time.

The motion was agreed to.

The Senate adjourned at 5:25 p.m., Eastern Daylight Saving Time.