

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, MAY 28, 1986

SESSION OF 1986 170TH OF THE GENERAL ASSEMBLY

No. 34

SENATE

WEDNESDAY, May 28, 1986.

The Senate met at 11:00 a.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 R. CORRIGAN:

Our Heavenly Father, we come before You this morning grateful for another spring season and the renewed hope that spring brings with it. We pray that we may have the benefit of Your guidance and blessing as we seek to deliberate and enact the legislation which will rule the people of this Commonwealth. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of May 27, 1986.

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

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

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

Weekly Adjournment.

LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, I request a temporary Capitol leave for Senator Shaffer.

Senator MELLOW. Mr. President, I request a legislative leave for Senator Hankins, who is attending a meeting, and temporary Capitol leaves for Senator Zemprelli, Senator Andrezeski and Senator Fumo who are detained in their offices right now.

The PRESIDENT. Are there any objections to the following leaves of absence: temporary Capitol leaves for Senator Zemprelli, Senator Andrezeski, Senator Fumo and Senator Shaffer and a legislative leave for Senator Hankins? The Chair hears none. Those leaves are granted.

LEAVES OF ABSENCE

Senator LOEPER asked and obtained leaves of absence for Senator HELFRICK, Senator HOWARD, Senator SALVATORE and Senator SHUMAKER, for today's Session, for personal reasons.

Senator MELLOW asked and obtained leaves of absence for Senator LINCOLN and Senator LEWIS, for today's Session, for personal reasons.

CALENDAR

SENATE RESOLUTION NO. 171, CALLED UP OUT OF ORDER

Senator STAUFFER, without objection, called up out of order, from page 6 of the Calendar, as a Special Order of Business, **Senate Resolution No. 171**, entitled:

A Resolution designating June 1986 as "Dairy Month" in Pennsylvania

On the question,
Will the Senate adopt the resolution?

SENATE RESOLUTION NO. 171, ADOPTED

Senator STAUFFER. Mr. President, I move that the Senate do adopt Senate Resolution No. 171.

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

LEGISLATIVE LEAVE

Senator STAUFFER. Mr. President, prior to the call of the roll on that, I would ask for a temporary Capitol leave for Senator Madigan who has been called from the floor.

The PRESIDENT. Is there any objection to a temporary Capitol leave for Senator Madigan? The Chair hears none. That leave is granted.

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

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

YEAS—43

Andrezeski	Hess	Moore	Shaffer
Armstrong	Holl	Musto	Singel
Bell	Hopper	O'Pake	Stapleton
Bodack	Jones	Pecora	Stauffer
Brightbill	Jubelirer	Peterson	Stout
Corman	Kelley	Reibman	Tilghman
Early	Lemmond	Rhoades	Wenger
Fisher	Loeper	Rocks	Williams
Fumo	Lynch	Romanelli	Wilt
Greenleaf	Madigan	Ross	Zemprelli
Hankins	Mellow	Scanlon	

NAYS—0

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

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. The Chair notes the return to the floor of Senator Zemprelli, Senator Andrezeski and Senator Fumo whose Capitol leaves will be cancelled.

GUESTS OF SENATOR RICHARD A. TILGHMAN PRESENTED TO SENATE

Senator TILGHMAN. Mr. President, behind me in the gallery are two young ladies from the Baldwin School in Lower Merion Township, Montgomery County. They are Sharon Simkus and Amy Smith. I would appreciate it, Mr. President, if you would extend to these two great young ladies the warm welcome of the Senate.

The PRESIDENT. Would Senator Tilghman's guests please rise and the Senate will give them its traditional warm welcome.

(Applause.)

GUESTS OF SENATOR M. JOSEPH ROCKS PRESENTED TO SENATE

Senator ROCKS. Mr. President, it is my pleasure to present to my colleagues two visiting guest pages for today in the Senate, John and Kimo McLaughlin, who are no strangers to the Senate. I am sure, as proud as we are to have them with us, they are proud to be on the Senate floor with their uncle, Michael McLaughlin, Esq. I would hope we would join in greeting them as our pages today.

The PRESIDENT. Would our guest pages kindly rise so the Senate may give you its traditional warm welcome.

(Applause.)

RECESS

Senator STAUFFER. Mr. President, at this time I would ask for a very brief recess of the Senate for the purpose of a Republican caucus. For the benefit of the Minority leadership, I can indicate I would expect this caucus to not last more than about five minutes, so if they would bear with us, it will

be a very brief one. Mr. President, I would ask that we hold that caucus in the Senate Rules room at the rear of the Chamber.

Senator ZEMPRELLI. Mr. President, I would also ask for a caucus of the Democratic caucus to take place immediately.

The PRESIDENT. For the purposes of a Republican caucus, which will convene immediately in the Rules Committee room at the rear of the Chamber, and for a Democratic caucus which will convene, I presume, in the Minority caucus room also at the rear of the Chamber, the Chair declares the Senate in recess.

AFTER RECESS

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

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

GUESTS OF SENATOR NOAH W. WENGER AND SENATOR GIBSON E. ARMSTRONG PRESENTED TO SENATE

Senator WENGER. Mr. President, it is my pleasure to introduce some very special guests from Lancaster, a city in Lancaster County. Today seated in the gallery are some of the women from the Lancaster YWCA and the Women in Politics program who are the guests of the gentleman from Lancaster, Senator Armstrong, and myself. We would like for the Senate to welcome these fine ladies who have come to Harrisburg to visit the Capitol today.

The PRESIDENT pro tempore. Would those guests of Senator Wenger and Senator Armstrong please rise so the Senate may give them a warm welcome.

(Applause.)

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Madigan and his temporary Capitol leave will be cancelled.

CONSIDERATION OF CALENDAR RESUMED**BILL WHICH HOUSE HAS NONCONCURRED IN SENATE AMENDMENTS****SENATE INSISTS UPON ITS AMENDMENTS NONCONCURRED IN BY THE HOUSE TO HB 1676, AND APPOINTS COMMITTEE OF CONFERENCE**

HB 1676 (Pr. No. 3358) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," further providing for requisitions out of any fund in the State Treasury.

Senator STAUFFER. Mr. President, I move the Senate do insist upon its amendments to House Bill No. 1676, and that a Committee of Conference on the part of the Senate be appointed.

The motion was agreed to.

Ordered, That the Secretary of the Senate inform the House of Representatives accordingly.

LEGISLATIVE LEAVE

Senator LOEPER. Mr. President, Senator Stauffer has been called from the floor to his office and I would request a temporary Capitol leave on his behalf.

The PRESIDENT pro tempore. Senator Loeper has requested a temporary Capitol leave for Senator Stauffer. The Chair hears no objection. The leave will be granted.

CONSIDERATION OF CALENDAR RESUMED

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

BILLS OVER IN ORDER

SB 180 (Pr. No. 2137) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929, (P. L. 177, No. 175), entitled "The Administrative Code of 1929," adding and changing definitions relating to crime victims' compensation; further providing for eligibility for crime victims' compensation and for awards; providing for the responsibilities of providers of service to crime victims; further providing for the allocation of certain funds; extending the limitations period for the filing of claims for crimes' victims compensation by child victims; authorizing certain employee organizations to file copies of their constitutions and bylaws with the Secretary of Labor and Industry; imposing penalties for failing to file certain information; providing for agency shop agreements; and making repeals.

Senator LOEPER. Mr. President, I request that Senate Bill No. 180 go over in its order.

Senator ZEMPRELLI. Mr. President, I object to Senate Bill No. 180 going over in its order.

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

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

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

Senator LOEPER. Mr. President, I move that Senate Bill No. 180 go over in its order.

On the question,

Will the Senate agree to the motion?

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT. The Chair notes the return to the floor of Senator Shaffer and Senator Stauffer. Those leaves will be cancelled.

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

Senator ZEMPRELLI. Mr. President, I would ask for a roll call vote and I would ask for a negative vote on the motion.

Senator LOEPER. Mr. President, I would ask for an affirmative vote on the motion.

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

The yeas and nays were required by Senator LOEPER and Senator ZEMPRELLI and were as follows, viz:

YEAS—23

Armstrong	Hess	Loeper	Shaffer
Bell	Holl	Madigan	Stauffer
Brightbill	Hopper	Moore	Tilghman
Corman	Jubelirer	Pecora	Wenger
Fisher	Kratzer	Peterson	Wilt
Greenleaf	Lemmond	Rhoades	

NAYS—19

Bodack	Lynch	Rocks	Stapleton
Fumo	Mellow	Romanelli	Stout
Hankins	Musto	Ross	Williams
Jones	O'Pake	Scanlon	Zemprelli
Kelley	Reibman	Singel	

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

The PRESIDENT. Senate Bill No. 180 will go over in its order.

SB 293 and 935 — Without objection, the bills were passed over in their order at the request of Senator LOEPER.

FINAL PASSAGE CALENDAR

PREFERRED APPROPRIATION BILL OVER IN ORDER

SB 1181 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL OVER IN ORDER

SB 601 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

THIRD CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILL OVER IN ORDER

SB 1179 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

LEGISLATIVE LEAVES

Senator ZEMPRELLI. Mr. President, I would request a temporary Capitol leave on behalf of Senator Andrezeski who is attending a Labor Board meeting.

The PRESIDENT pro tempore. Senator Zemprelli has requested a temporary Capitol leave for Senator Andrezeski. The Chair hears no objection. The leave will be granted.

Senator LOEPER. Mr. President, Senator Stauffer has been called to his office and I would ask for a temporary Capitol leave on his behalf.

The PRESIDENT pro tempore. Senator Loeper has requested a temporary Capitol leave for Senator Stauffer. The Chair hears no objection. The leave will be granted.

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 943 (Pr. No. 3496) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368, No. 542), known as the "Real Estate Tax Sale Law," adding and amending definitions; further providing for the creation of bureaus in counties, for appointment and compensation of personnel, for the bonding of certain personnel and for accounting and distribution; increasing certain costs and fees; further providing for tax liens, filings, adjudications and collection; providing for discharge of tax claims; imposing additional notification requirements; further providing for sale and purchase of property; and making editorial changes.

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 KELLEY. Mr. President, on review of this bill I find there are a number of instances that are rather uncomfortable with which to legislate. Primarily, they include the reference on page 7, "All taxes for which returns have been made to the bureau shall be payable only to the bureau and shall not be payable to or be accepted by any taxing district or tax collector."

It appears to me what we are doing here is mandating accepted bureaucracy, particularly in each of the counties, to be the payees of the taxes for which they are collecting. The custom now is that we pay it to the county treasurer, a duly elected public official, to receive the monies in the public trust. I do not know how anyone can defend the idea that we would be, therefore, paying it to a separate bureau outside of the jurisdiction of the county treasurer. It seems to me we should always give the highest priority to those public officials who are elected by the people rather than someone in a bureau who is appointed by elected people. Therefore, I believe that alone is significant basis for which to vote in the negative on this bill.

Also, Mr. President, there are other provisions here, one of which is to again encumber the courts on the process of the payment schedules. We know the burdens the court system and the judiciary has been placed under by a continual growth of rights and claims that people have, and now we are going to add another burden on the judicial process and there will be

more claims for more judges and more activity. I foresee the results of this bill not being in the best interest of the public welfare. Therefore, Mr. President, I want to call attention to one other thing on page 7. It talks about where there is an overage of the receipts that are paid in for the properties that it goes to the taxing municipalities, which means they are going to get more than they were entitled to. We are challenging the custom of escheat law. It is ridiculous, Mr. President, what is in the contents of this bill. I am voting in the negative for those given reasons.

LEGISLATIVE LEAVE

Senator LOEPER. Mr. President, Senator Moore has been called from the floor to his office and I would request a temporary Capitol leave for him.

The PRESIDENT pro tempore. Senator Loeper has requested a temporary Capitol leave for Senator Moore. The Chair hears no objection. The leave will be granted.

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

Andrezski	Holl	Musto	Shaffer
Armstrong	Hopper	O'Pake	Singel
Bell	Jones	Pecora	Stapleton
Bodack	Jubelirer	Peterson	Stauffer
Brightbill	Kratzer	Reibman	Stout
Corman	Lemmond	Rhoades	Tilghman
Fisher	Loeper	Rocks	Wenger
Fumo	Lynch	Romanelli	Williams
Greenleaf	Madigan	Ross	Wilt
Hankins	Mellow	Scanlon	Zemprelli
Hess	Moore		

NAYS—1

Kelley

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 with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

SB 948 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 968 (Pr. No. 1817) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," further regulating flags placed on graves.

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—43

Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Singel
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stauffer
Brightbill	Kelley	Peterson	Stout
Corman	Kratzer	Reibman	Tilghman
Fisher	Lemmond	Rhoades	Wenger
Fumo	Loeper	Rocks	Williams
Greenleaf	Lynch	Romanelli	Wilt
Hankins	Madigan	Ross	Zemprelli
Hess	Mellow	Scanlon	

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.

BILL OVER IN ORDER

SB 1110 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1301 (Pr. No. 2166) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 6, 1972 (P. L. 1383, No. 293), entitled "An act requiring municipal pension systems to have an actuarial investigation of the fund made by an actuary who shall report his findings to the Department of Community Affairs," further providing for reports by certain municipalities and local governmental units, for the filing of reports and for failure to file timely reports.

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—43

Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Singel
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stauffer
Brightbill	Kelley	Peterson	Stout
Corman	Kratzer	Reibman	Tilghman
Fisher	Lemmond	Rhoades	Wenger
Fumo	Loeper	Rocks	Williams
Greenleaf	Lynch	Romanelli	Wilt
Hankins	Madigan	Ross	Zemprelli
Hess	Mellow	Scanlon	

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.

LEGISLATIVE LEAVE

Senator ZEMPRELLI. Mr. President, I would request a temporary Capitol leave on behalf of Senator Fumo.

The PRESIDENT pro tempore. Senator Zemprelli has requested a temporary Capitol leave on behalf of Senator Fumo. The Chair hears no objection. The leave is granted.

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1323 (Pr. No. 1763) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 1, 1975 (P. L. 169, No. 87), entitled "An act relating to pensions for employees of the City of Pittsburgh," further providing for the contribution rate of members and contributions by the city; and requiring the board to retain an actuary.

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—43

Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Singel
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stauffer
Brightbill	Kelley	Peterson	Stout
Corman	Kratzer	Reibman	Tilghman
Fisher	Lemmond	Rhoades	Wenger
Fumo	Loeper	Rocks	Williams
Greenleaf	Lynch	Romanelli	Wilt
Hankins	Madigan	Ross	Zemprelli
Hess	Mellow	Scanlon	

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.

MEETING OF COMMITTEE ON APPROPRIATIONS

Senator LOEPER. Mr. President, before we move on to the next bill, I have been requested by the Chairman of the Committee on Appropriations to remind the Members of that committee there is a 2:30 p.m. meeting of the Committee on Appropriations on the fourth floor today.

The PRESIDENT pro tempore. The Chair will repeat the gentleman's announcement. On behalf of Senator Tilghman, he wishes to remind Members of the Committee on Appropriations

ations of the meeting at 2:30 p.m. this afternoon in the meeting room on the fourth floor.

CONSIDERATION OF CALENDAR RESUMED

SECOND CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILLS OVER IN ORDER

SB 1418, 1450 and 1451 — Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILLS OVER IN ORDER

SB 215, HB 356, SB 703, 780 and 1038 — Without objection, the bills were passed over in their order at the request of Senator LOEPER.

BILL ON SECOND CONSIDERATION

SB 1419 (Pr. No. 1930) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 22, 1970 (P. L. 378, No. 122), entitled "Nursing Home Administrators License Act," further providing for functions and duties of the board.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

BILL OVER IN ORDER

SB 1478 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

BILL ON SECOND CONSIDERATION

SB 1511 (Pr. No. 2097) — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, permitting the oath of a subscribing witness to be taken before an officer authorized to administer oaths.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

BILL OVER IN ORDER

HB 1557 — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

HB 1813 TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I move that House Bill No. 1813, Printer's No. 2968, be taken from the table and placed on the Calendar.

The motion was agreed to.

The PRESIDENT pro tempore. The bill will be placed on the Calendar.

EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator BRIGHTBILL,
That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.

Which was agreed to.

NOMINATION TAKEN FROM THE TABLE

Senator BRIGHTBILL. Mr. President, I call from the table for consideration certain nomination previously reported from committee and laid on the table.

The Clerk read the nomination as follows:

REGISTER OF WILLS AND CLERK OF THE ORPHANS' COURT, MONTGOMERY COUNTY

April 10, 1986.

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 Sara E. Long, 1657 Kenmare Drive, Dresher 19025, Montgomery County, Twelfth Senatorial District, for appointment as Register of Wills and Clerk of the Orphans' Court in and for the County of Montgomery, to serve until the first Monday of January, 1988, vice Betty B. Linker, resigned.

DICK THORNBURGH.

On the question,

Will the Senate advise and consent to the nomination?

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

YEAS—43

Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Singel
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stauffer
Brightbill	Kelley	Peterson	Stout
Corman	Kratzer	Reibman	Tilghman
Fisher	Lemmond	Rhoades	Wenger
Fumo	Loeper	Rocks	Williams
Greenleaf	Lynch	Romanelli	Wilt
Hankins	Madigan	Ross	Zemprelli
Hess	Mellow	Scanlon	

NAYS—0

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

Ordered, That the Governor be informed accordingly.

NOMINATIONS TAKEN FROM THE TABLE

Senator BRIGHTBILL. Mr. President, I call from the table for consideration certain nominations previously reported from committee and laid on the table.

The Clerk read the nominations as follows:

**MEMBER OF THE STATE BOARD
OF AUCTIONEER EXAMINERS**

April 22, 1986.

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 A. Reimold, R. D. 2, Transfer 16154, Mercer County, Fiftieth Senatorial District, for appointment as a member of the State Board of Auctioneer Examiners, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period.

DICK THORNBURGH.

**MEMBER OF THE BOARD OF TRUSTEES
OF DANVILLE STATE HOSPITAL**

April 22, 1986.

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 Michael E. Ambrosino, 115 West Mahoning Street, Danville 17821, Montour County, Twenty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Danville State Hospital, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice Jesse B. Bell, Danville, deceased.

DICK THORNBURGH.

**MEMBER OF THE STATE HARNESS
RACING COMMISSION**

March 4, 1986.

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 B. Eckenrode, Jr., 304 Twin Hills Drive, Pittsburgh 15216, Allegheny County, Thirty-seventh Senatorial District, for reappointment as a member of the State Harness Racing Commission, to serve for a term of three years, and until his successor shall have been appointed and qualified.

DICK THORNBURGH.

**MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION**

April 17, 1986.

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 Rebecca F. Gross, 411 Guard Lock Drive, Lock Haven 17745, Clinton County, Thirty-fourth Senatorial District, for reappointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 1988, and until her successor is appointed and qualified.

DICK THORNBURGH.

**MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION**

April 17, 1986.

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 Floyd M. Mains, 45 Montgomery Avenue, Shippensburg 17257, Franklin County, Thirty-third Senatorial District, for reappointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 1988, and until his successor is appointed and qualified.

DICK THORNBURGH.

**MEMBER OF THE BOARD OF GOVERNORS OF
THE STATE SYSTEM OF HIGHER EDUCATION**

April 17, 1986.

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 Eve Y. Murphy, 3001 Crane Road, R. D. 1, Edinboro 16412, Erie County, Forty-ninth Senatorial District, for reappointment as a member of the Board of Governors of the State System of Higher Education, to serve until December 31, 1988, and until her successor is appointed and qualified.

DICK THORNBURGH.

MEMBER OF THE INDUSTRIAL BOARD

April 24, 1986.

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 Chester L. Allen, 902 Robert Street, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1987, and until his successor is appointed and qualified, vice Frank W. Miller, Oakmont, resigned.

DICK THORNBURGH.

**MEMBER OF THE PENNSYLVANIA MINORITY
BUSINESS DEVELOPMENT AUTHORITY**

April 10, 1986.

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 Ron Reese, 907 East McPherson Street, Philadelphia 19150, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Pennsylvania Minority Business Development Authority, to serve until June 2, 1986, and until his successor shall be duly appointed and qualified, vice John Dykes, Philadelphia, resigned.

DICK THORNBURGH.

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

April 22, 1986.

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 Paul H. Boll, 225 South Grant Street, Palmyra 17078, Lebanon County, Forty-eighth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve for a term of four years or until his successor is appointed and qualified, vice Bernard Liebowitz, Elkins Park, whose term expired.

DICK THORNBURGH.
MEMBER OF THE STATE BOARD
OF EXAMINERS OF NURSING
HOME ADMINISTRATORS

April 22, 1986.

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 Hilda Gibbel (Public Member), 1924 Market Street, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for reappointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve until November 19, 1988, and until her successor is appointed and qualified.

DICK THORNBURGH.
MEMBER OF THE PUBLIC EMPLOYEE
RETIREMENT STUDY COMMISSION

March 6, 1986.

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 Dale Stone, 121 Woods Lane, Radnor 19087, Delaware County, Seventeenth Senatorial District, for reappointment as a member of the Public Employee Retirement Study Commission, to serve until October 27, 1991, and until his successor is appointed and qualified.

DICK THORNBURGH.
MEMBER OF THE BOARD OF TRUSTEES OF
SOUTH MOUNTAIN RESTORATION CENTER

April 21, 1986.

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 Frederick A. Reddig, 108 Park Place West, Shippensburg 17257, Franklin County, Thirty-third Senatorial District, for appointment as a member of the Board of Trustees of South Mountain Restoration Center, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Ethel D. Butterfield, Gettysburg, resigned.

DICK THORNBURGH.
MEMBER OF THE BRADFORD COUNTY
BOARD OF ASSISTANCE

March 31, 1986.

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 Peggy Johnson (Republican), 216 York Avenue, Towanda 18848, Bradford County, Twenty-third Senatorial District, for appointment as a member of the Bradford County Board of Assistance, to serve until December 31, 1986, and until her successor is duly appointed and qualified, vice Marjorie Douglas, Towanda, whose term expired.

DICK THORNBURGH.

On the question,

Will the Senate advise and consent to the nominations?

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

YEAS—43

Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Singel
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stauffer
Brightbill	Kelley	Peterson	Stout
Corman	Kratzer	Reibman	Tilghman
Fisher	Lemmond	Rhoades	Wenger
Fumo	Loeper	Rocks	Williams
Greenleaf	Lynch	Romanelli	Wilt
Hankins	Madigan	Ross	Zemprelli
Hess	Mellow	Scanlon	

NAYS—0

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

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Senator BRIGHTBILL. Mr. President, I move that the Executive Session do now rise.

The motion was agreed to.

**MEETING OF COMMITTEE
ON STATE GOVERNMENT**

Senator WENGER. Mr. President, I would like to remind the Members of the Committee on State Government that there will be a brief meeting in Room 459 of that committee. This meeting will start in a few minutes.

The PRESIDENT pro tempore. Senator Wenger wishes to remind the Members of the Committee on State Government of a meeting to be held immediately at the end of this Session in Room 459.

PERMISSION TO ADDRESS SENATE

Senator KRATZER asked and obtained unanimous consent to address the Senate.

Senator KRATZER. Mr. President, I would like to be recorded in the affirmative on the opening roll call vote on Senate Resolution No. 171, if I may, please.

The PRESIDENT pro tempore. The remarks of the gentleman will be spread upon the record.

UNFINISHED BUSINESS**REPORT FROM COMMITTEE**

Senator FISHER, from the Committee on Environmental Resources and Energy, reported the following bill:

SB 1519 (Pr. No. 2146)

An Act amending the act of June 22, 1937 (P. L. 1987, No. 394), entitled, as amended, "The Clean Streams Law," adding definitions; and further providing for municipal sewage.

BILL IN PLACE

Senator STAPLETON presented to the Chair a bill.

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 Jennifer A. Grier by Senator Corman.

Congratulations of the Senate were extended to Timothy T. Genter, Douglas C. Krahnke, Robert D. Moore and to Greg M. Woolley by Senator Early.

Congratulations of the Senate were extended to the Chartiers Valley Hockey Team of Pittsburgh by Senator Fisher.

Congratulations of the Senate were extended to Joan Myers Brown and to Katharine Minehart by Senator Hankins.

Congratulations of the Senate were extended to Joseph S. Olesky and to Anne Vernon by Senator Lemmond.

Congratulations of the Senate were extended to Friendship Grange 2093 of Greenville Township by Senator Lincoln.

Congratulations of the Senate were extended to Mr. and Mrs. Earl R. Burkhart by Senator Madigan.

Congratulations of the Senate were extended to Mr. and Mrs. Richard Benedict by Senator Peterson.

Congratulations of the Senate were extended to Mr. and Mrs. George Goldstone by Senator Rocks.

Congratulations of the Senate were extended to Reverend Dr. David W. Shaum and to Millersburg Fire Company No. 1 by Senator Shumaker.

Congratulations of the Senate were extended to Mr. and Mrs. Martin J. Dalton, Jr. and to Mr. and Mrs. Elmer R. Grove by Senator Stapleton.

Congratulations of the Senate were extended to Mr. and Mrs. Clifford S. Seidle by Senator Wilt.

BILL ON FIRST CONSIDERATION

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

The motion was agreed to.

The bill was as follows:

SB 1519.

And said bill having been considered for the first time, Ordered, To be printed on the Calendar for second consideration.

RECESS

Senator LOEPER. Mr. President, I move that the Senate recess temporarily until the conclusion of the meeting of the Committee on Appropriations.

The PRESIDENT pro tempore. Senator Loeper moves that the Senate recess to the call of the Chair.

The motion was agreed to.

The PRESIDENT pro tempore. For the information of the Members, there will be no more votes taken. The only reason to keep the desk open is to receive the report from the Committee on Appropriations sometime later this afternoon. For the purpose of a recess to the call of the Chair, the Senate does, indeed, stand in recess.

AFTER RECESS

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

REPORTS FROM COMMITTEES

Senator TILGHMAN, by unanimous consent, from the Committee on Appropriations, reported the following bills:

HB 384 (Pr. No. 2429) (Rereported)

A Supplement to the act of July 3, 1984 (P. L. 583, No. 117), entitled "An act providing for the capital budget for the fiscal year 1984-1985," itemizing public highway projects to be constructed by the Department of Transportation, together with the estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed by the Department of Transportation; stating the estimated useful life of the projects; and making appropriations.

HB 385 (Pr. No. 2430) (Rereported)

An Act amending the act of December 8, 1982 (P. L. 848, No. 235), known as the "Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983," deleting a bridge project in Allegheny County; adding bridge projects in various counties; and providing for reimbursement to municipalities.

Senator WENGER, by unanimous consent, from the Committee on State Government, reported the following bills:

SB 1482 (Pr. No. 2031)

An Act authorizing the release of Project 70 restrictions imposed on certain lands owned by the Borough of Evans City, Butler County, in return for the imposition of Project 70 restrictions on certain lands owned by the Borough of Evans City, Butler County.

HB 1321 (Pr. No. 3504) (Amended)

An Act amending the "Charitable Organization Reform Act," approved April 30, 1986 (P. L. 107, No. 36), further defining "charitable organization."

BILLS ON FIRST CONSIDERATION

Senator STAUFFER. Mr. President, I move 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 1482 and HB 1321.

And said bills having been considered for the first time,
Ordered, To be printed on the Calendar for second consideration.

ADJOURNMENT

Senator STAUFFER. Mr. President, I move the Senate do now adjourn until Monday, June 2, 1986, at 2:00 p.m., Eastern Daylight Saving Time, unless sooner recalled by the President pro tempore.

The motion was agreed to.

The Senate adjourned at 2:45 p.m., Eastern Daylight Saving Time.