

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, OCTOBER 11, 1988

SESSION OF 1988

172ND OF THE GENERAL ASSEMBLY

No. 58

SENATE

TUESDAY, October 11, 1988.

The Senate met at 7:40 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Mark S. Singel) in the Chair.

PRAYER

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

O Lord, our God, we give You thanks and praise. We ask You to bless this Chamber and all who labor herein. Rule our hearts, guide our thoughts and control our lives, that we may become, through You, servants of all. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of September 28, 1988.

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

COMMUNICATIONS FROM THE GOVERNOR

APPROVAL OF SENATE BILL

The PRESIDENT laid before the Senate communication in writing from His Excellency, the Governor of the Commonwealth, advising that the following Senate Bill had been approved and signed by the Governor:

SB 235.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT 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 PENNSYLVANIA DRUG, DEVICE AND COSMETIC BOARD

September 28, 1988.

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, L. Paul Sinotte, Ph.D., 403 South Ninth Street, North Wales 19454, Montgomery County, Twelfth Senatorial District, for reappointment as a member of the Pennsylvania Drug, Device and Cosmetic Board, to serve for four years or until his successor is appointed and qualified, but not longer than six months beyond that period.

ROBERT P. CASEY.

MEMBER OF THE STATE BOARD OF PODIATRY

September 28, 1988.

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, Dr. Elliott Bernstein, 6 Treaty Drive, Wayne 19087, Delaware County, Seventeenth Senatorial District, for appointment as a member of the State Board of Podiatry, to serve for four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Catherine Hand, D.P.M., Palmyra, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

September 28, 1988.

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, Felix Martincic, 922 Ella Street, Bridgeville 15017, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Woodville State Hospital, to serve until the third Tuesday of January, 1989, and until his successor is appointed and qualified, vice Mary Ann McLellan, Pittsburgh, resigned.

ROBERT P. CASEY.

MEMBER OF THE INDUSTRIAL BOARD

September 29, 1988.

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 Alexander, 16 Wagner Street, Hummelstown 17036, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Chester L. Allen, Mechanicsburg, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE INDUSTRIAL BOARD

September 29, 1988.

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, Gabriel L. Bevilacqua, 1000 Susan Road, Philadelphia 19115, Philadelphia County, Fifth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, to fill a new position, pursuant to Act 80, June 30, 1988.

ROBERT P. CASEY.

MEMBER OF THE INDUSTRIAL BOARD

September 29, 1988.

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, Barry Buskey, 312 North 31st Street, Harrisburg 17109, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Lela Shultz, Harrisburg, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE INDUSTRIAL BOARD

September 29, 1988.

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, Julia Maietta, 130 Anderson Avenue, Curwensville 16833, Clearfield County, Thirty-fifth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1991, and until her successor is appointed and qualified, to fill a new position, pursuant to Act 80, June 30, 1988.

ROBERT P. CASEY.

MEMBER OF THE INDUSTRIAL BOARD

September 29, 1988.

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, Oscar Martinez, 265 Mathers Road, Ambler 19002, Montgomery County, Twelfth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Louis D. Astorino, Pittsburgh, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

October 4, 1988.

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, Albert Melone, Jr., C.P.A., 128 South Highland Drive, Pittston 18640, Luzerne County, Fourteenth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Elmo M. Clemente, Kingston, whose term expired.

ROBERT P. CASEY.

BRIGADIER GENERAL, PENNSYLVANIA
NATIONAL GUARD

October 4, 1988.

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, Colonel Adolph P. Hearon, 2796 Spring Valley Road, Lancaster 17601, Lancaster County, Thirteenth Senatorial District, for appointment as Brigadier General, Deputy Commander, Pennsylvania Air National Guard, to serve until terminated, vice Brigadier General Stewart W. Timmerman, who will retire.

ROBERT P. CASEY.

MEMBER OF THE INDUSTRIAL BOARD

October 5, 1988.

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, L. Robert Kimball, 615 West Highland Avenue, Ebensburg 15931, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Arnold Satz, New Castle, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE STATE BOARD
OF ACCOUNTANCY

October 6, 1988.

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 M. Lynn, Esquire (Public Member), 3200 School House Lane, Philadelphia 19144, Philadelphia County, Thirty-eighth Senatorial District, for appointment as a member of the State Board of Accountancy, to serve for a term of four years and until his successor has been appointed and qualified, but not longer than six months beyond that period, vice Marilyn L. Painter, Pittsburgh, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE COMMONWEALTH OF
PENNSYLVANIA COUNCIL ON THE ARTS

October 6, 1988.

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 N. Berger, 5820 Howe Street, Pittsburgh 15232, Allegheny County, Forty-third Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 1991, and until his successor has been appointed and qualified, vice Lyn M. Ross, Bryn Mawr, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE COMMONWEALTH OF
PENNSYLVANIA COUNCIL ON THE ARTS

October 6, 1988.

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, Barbara B. De Frees, 505 Liberty Street, Warren 16365, Warren County, Twenty-fifth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 1991, and until her successor has been appointed and qualified, vice Carol D. Sides, Williamsport, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE COMMONWEALTH OF
PENNSYLVANIA COUNCIL ON THE ARTS

October 6, 1988.

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, Anne D'Harnoncourt, 2322 Delancey Street, Philadelphia 19103, Philadelphia County, Eighth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 1991, and until her successor has been appointed and qualified, vice Marjorie Beacom, Broderick, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE COMMONWEALTH OF
PENNSYLVANIA COUNCIL ON THE ARTS

October 6, 1988.

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, Rose Basile Green, Ph.D., 308 Manor Road, Philadelphia 19128, Philadelphia County, Seventeenth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 1990, and until her successor has been appointed and qualified, vice Joseph J. Stevens, Altoona, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE UNEMPLOYMENT
COMPENSATION BOARD OF REVIEW

October 11, 1988.

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, Janet L. Hammond Ryder, 4944 Pulaski Avenue, Philadelphia 19144, Philadelphia County, Third Senatorial District, for appointment as a member of the Unemployment Compensation Board of Review, to serve until July 1, 1991, and until her successor is appointed and qualified, vice Kenneth Bayless, Esquire, resigned.

ROBERT P. CASEY.

MEMBER OF THE BRADFORD COUNTY
BOARD OF ASSISTANCE

October 11, 1988.

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, Sheila C. Wilson (Democrat), R. D. 2, Box 191, Troy 16947, Bradford County, Twenty-third Senatorial District, for appointment as a member of the Bradford County Board of Assistance, to serve until December 31, 1990, and until her successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

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

The PRESIDENT 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 STATE BOARD
OF ACCOUNTANCY

October 11, 1988.

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

Please note the nomination dated October 6, 1988 for the appointment of James M. Lynn, Esquire (Public Member), 3200 School House Lane, Philadelphia 19144, Philadelphia County, Thirty-eighth Senatorial District, as a member of the State Board of Accountancy, to serve for a term of four years and until his successor has been appointed and qualified, but not longer than six months beyond that period, vice Marilyn L. Painter, Pittsburgh, whose term expired, should be corrected to read:

James M. Lynn, Esquire (Public Member), 3200 School House Lane, Philadelphia 19144, Philadelphia County, Seventh Senatorial District, as a member of the State Board of Accountancy, to serve for a term of four years and until his successor has been appointed and qualified, but not longer than six months beyond that period, vice Marilyn L. Painter, Pittsburgh, whose term expired.

HOUSE MESSAGES**SENATE BILLS RETURNED WITH AMENDMENTS**

The Clerk of the House of Representatives returned to the Senate **SB 474** and **1182**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

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

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

October 4, 1988

HB 1209 — Committee on Transportation.

HB 2072 — Committee on Community and Economic Development.

October 6, 1988

HB 1135 — Committee on Labor and Industry.

HOUSE RESOLUTION FOR CONCURRENCE

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

October 6, 1988

House Concurrent Resolution No. 10 — Committee on Rules and Executive Nominations.

BILLS INTRODUCED AND REFERRED

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

September 30, 1988

Senators BRIGHTBILL, FISHER and ANDREZESKI presented to the Chair **SB 1591**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for limitation of actions for vehicle offenses.

Which was committed to the Committee on TRANSPORTATION, September 30, 1988.

Senators JONES, WILLIAMS, AFFLERBACH, O'PAKE, LYNCH, LEWIS, ROSS, BODACK, REGOLI, MELLOW, MUSTO, STEWART, STOUT, KELLEY, ZEMPRELLI, GREENWOOD, HELFRICK, ANDREZESKI and SALVATORE presented to the Chair **SB 1592**, entitled:

An Act providing for funding for the rehabilitation of existing buildings to be used by nonprofit corporations for drug and alcohol abuse programs; and making an appropriation.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, September 30, 1988.

Senator SALVATORE presented to the Chair **SB 1593**, entitled:

An Act amending the act of May 2, 1947 (P. L. 143, No. 62), entitled "An act regulating the sale and resale for profit and the carrying on of the business of selling or reselling tickets or other devices for admission to places of amusement;...." prohibiting the purchase of tickets with intent to resell; providing for a surcharge upon conviction; and further providing for penalties.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, September 30, 1988.

Senators SALVATORE and ROCKS presented to the Chair **SB 1594**, entitled:

An Act requiring cities of the first class to have a certain number of police officers.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, September 30, 1988.

Senators HELFRICK, SALVATORE, GREENWOOD, BELL, PECORA, SHUMAKER, RHOADES, BRIGHTBILL, KELLEY, JUBELIRER, LOEPER, HOPPER, LYNCH, ARMSTRONG, CORMAN, GREENLEAF, HESS, HOLL, LEMMOND, MADIGAN, MOORE, PETERSON, ROCKS, SHAFFER, STAUFFER, TILGHMAN, WILT, FISHER, WENGER and ANDREZESKI presented to the Chair **SB 1595**, entitled:

An Act amending the act of April 14, 1972 (P. L. 233, No. 64), entitled "The Controlled Substance, Drug, Device and Cosmetic Act," further providing for penalties.

Which was committed to the Committee on JUDICIARY, September 30, 1988.

Senators HELFRICK, SALVATORE, GREENWOOD, BELL, PECORA, SHUMAKER, RHOADES, BRIGHTBILL, KELLEY, JUBELIRER, LOEPER, HOPPER, LYNCH, ARMSTRONG, CORMAN, GREENLEAF, HESS, HOLL, LEMMOND, MADIGAN, MOORE, PETERSON, ROCKS, SHAFFER, STAUFFER, TILGHMAN, WILT, FISHER, WENGER and ANDREZESKI presented to the Chair **SB 1596**, entitled:

An Act amending the act of April 14, 1972 (P. L. 233, No. 64), entitled "The Controlled Substance, Drug, Device and Cosmetic Act," further providing for penalties.

Which was committed to the Committee on JUDICIARY, September 30, 1988.

Senators HELFRICK, SALVATORE, GREENWOOD, BELL, PECORA, SHUMAKER, RHOADES, BRIGHTBILL, KELLEY, JUBELIRER, LOEPER, HOPPER, LYNCH, ARMSTRONG, CORMAN, GREENLEAF, HESS, HOLL, LEMMOND, MADIGAN, MOORE, PETERSON, ROCKS, SHAFFER, STAUFFER, TILGHMAN, WILT, WENGER and ANDREZESKI presented to the Chair **SB 1597**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for restrictions on operating privileges as a penalty for certain violations, and restricting operating privileges as a penalty for substance abuse.

Which was committed to the Committee on JUDICIARY, September 30, 1988.

Senators HELFRICK, SALVATORE, GREENWOOD, BELL, PECORA, SHUMAKER, RHOADES, BRIGHTBILL, KELLEY, JUBELIRER, LOEPER, HOPPER, LYNCH, ARMSTRONG, CORMAN, GREENLEAF, HESS, HOLL, LEMMOND, MADIGAN, MOORE, PETERSON, ROCKS, SHAFFER, STAUFFER, TILGHMAN, WILT, WENGER, FISHER and ANDREZESKI presented to the Chair **SB 1598**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for sentences for trafficking drugs near a school.

Which was committed to the Committee on JUDICIARY, September 30, 1988.

Senators HELFRICK, SALVATORE, GREENWOOD, BELL, PECORA, SHUMAKER, RHOADES, BRIGHTBILL, KELLEY, JUBELIRER, LOEPER, HOPPER, LYNCH, ARMSTRONG, CORMAN, GREENLEAF, HESS, HOLL, LEMMOND, MADIGAN, MOORE, PETERSON, ROCKS, SHAFFER, STAUFFER, TILGHMAN, WILT, WENGER and ANDREZESKI presented to the Chair **SB 1599**, entitled:

An Act establishing a fund for drug and alcohol enforcement in school areas; providing for funding for county drug and alcohol treatment, rehabilitation and prevention; providing for surcharges on persons convicted of certain offenses; conferring powers and duties on the Pennsylvania Commission on Crime and Delinquency; and making an appropriation.

Which was committed to the Committee on JUDICIARY, September 30, 1988.

Senators HELFRICK, BRIGHTBILL, CORMAN, HOPPER, SHUMAKER, STAUFFER, JUBELIRER, WENGER, MOORE, LOEPER, GREENLEAF and ARMSTRONG presented to the Chair **SB 1600**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," repealing provisions requiring certain State and public school employees to pay a fee to employ organizations.

Which was committed to the Committee on LABOR AND INDUSTRY, September 30, 1988.

October 3, 1988

Senator ARMSTRONG presented to the Chair **SB 1601**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senator HOPPER presented to the Chair **SB 1602**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Agriculture, to convey a tract of land in Lower Allen Township, Cumberland County, Pennsylvania, to the Christian Life Assembly of Camp Hill Borough.

Which was committed to the Committee on STATE GOVERNMENT, October 3, 1988.

Senators O'PAKE, WILLIAMS, AFFLERBACH, JONES, STEWART, LYNCH, MUSTO, REIBMAN, LEWIS, RHOADES and ANDREZESKI presented to the Chair **SB 1603**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for sentencing and penalties for trafficking drugs to minors.

Which was committed to the Committee on JUDICIARY, October 3, 1988.

Senators O'PAKE, WILLIAMS, AFFLERBACH, JONES, STEWART, LYNCH, MUSTO, REIBMAN, LEWIS, RHOADES and ANDREZESKI presented to the Chair **SB 1604**, entitled:

An Act establishing a fund for neighborhood watch programs against drug trafficking; making an appropriation; and conferring powers and duties on the Pennsylvania Commission on Crime and Delinquency.

Which was committed to the Committee on JUDICIARY, October 3, 1988.

Senators O'PAKE, WILLIAMS, AFFLERBACH, STEWART, LYNCH, MUSTO, REIBMAN, LEWIS, RHOADES and ANDREZESKI presented to the Chair **SB 1605**, entitled:

An Act establishing the State Drug Bureau and providing for its powers and duties; and making an appropriation.

Which was committed to the Committee on JUDICIARY, October 3, 1988.

Senators O'PAKE, WILLIAMS, AFFLERBACH, JONES, STEWART, LYNCH, MUSTO, REIBMAN, LEWIS, RHOADES and ANDREZESKI presented to the Chair **SB 1606**, entitled:

An Act amending the act of June 18, 1974 (P. L. 359, No. 120), entitled "Municipal Police Education and Training Law," further providing for the powers and duties of the commission; and making an appropriation.

Which was committed to the Committee on LAW AND JUSTICE, October 3, 1988.

Senators O'PAKE, WILLIAMS, AFFLERBACH, STEWART, LYNCH, MUSTO, REIBMAN, HELFRICK, LEWIS, RHOADES and ANDREZESKI presented to the Chair **SB 1607**, entitled:

An Act amending the act of April 14, 1972 (P. L. 221, No. 63), entitled, as amended, "Pennsylvania Drug and Alcohol Abuse Control Act," further providing for services in correctional institutions.

Which was committed to the Committee on JUDICIARY, October 3, 1988.

Senators O'PAKE, WILLIAMS, AFFLERBACH, JONES, STEWART, LYNCH, MUSTO, REIBMAN, LEWIS, RHOADES and ANDREZESKI presented to the Chair **SB 1608**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," providing for a Bureau of Drug Investigation within the Pennsylvania State Police.

Which was committed to the Committee on LAW AND JUSTICE, October 3, 1988.

Senators STOUT, ROMANELLI, MUSTO, AFFLERBACH, BODACK and STEWART presented to the Chair **SB 1609**, entitled:

An Act creating the Pennsylvania Industrial Development Finance Corporation.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1610**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for no-passing zones.

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1611**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1612**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1613**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, amending the definition of "local authorities."

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1614**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for registration and certificate of title.

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1615**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting driving of pedalcycles on limited access highways.

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators STOUT, SCANLON, MELLOW and BODACK presented to the Chair **SB 1616**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for pedestrian-control signals.

Which was committed to the Committee on TRANSPORTATION, October 3, 1988.

Senators SALVATORE and ROCKS presented to the Chair **SB 1617**, entitled:

An Act amending the act of January 17, 1968 (P. L. 11, No. 5), entitled "The Minimum Wage Act of 1968," increasing the minimum wage and removing exceptions regarding coverage of the Federal law and persons who are employed by certain educational institutions.

Which was committed to the Committee on LABOR AND INDUSTRY, October 3, 1988.

Senators JONES, WILLIAMS, STEWART, AFFLERBACH, ANDREZESKI, STOUT, HELFRICK, LYNCH, SCANLON, O'PAKE, BODACK, KELLEY, LEWIS, REGOLI, GREENWOOD, ARMSTRONG, BRIGHTBILL and REIBMAN presented to the Chair **SB 1618**, entitled:

An Act authorizing the Department of Health, along with the Department of Education, to establish a program which provides matching grants to school districts and certain nonprofit corporations which provide prevention, intervention or licensed treatment services for drug and alcohol abuse; and making an appropriation.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, October 3, 1988.

Senator HOLL presented to the Chair **SB 1619**, entitled:

An Act establishing the Nursing Education Assistance Board; and providing for the powers and duties of the board.

Which was committed to the Committee on PUBLIC HEALTH AND WELFARE, October 3, 1988.

Senator HOLL presented to the Chair **SB 1620**, entitled:

An Act providing for scholarships for certain nursing students.

Which was committed to the Committee on EDUCATION, October 3, 1988.

Senators FUMO, SALVATORE and LYNCH presented to the Chair **SB 1621**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," providing for a credit against the corporate net income tax or the capital stock-franchise tax by corporations operating commercial wharves or piers which dredge adjacent waterways.

Which was committed to the Committee on FINANCE, October 3, 1988.

Senators SHAFFER, PECORA, SCANLON, SALVATORE, ANDREZESKI, O'PAKE, REIBMAN, JUBELIRER, SHUMAKER, RHOADES, WILT,

PETERSON, CORMAN and AFFLERBACH presented to the Chair **SB 1622**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," further providing for the composition, powers and duties and existence of the Board of the Ben Franklin Partnership Fund.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, October 3, 1988.

Senators RHOADES and SHUMAKER presented to the Chair **SB 1623**, entitled:

An Act amending the act of December 22, 1981 (P. L. 508, No. 142), entitled "Sunset Act," requiring the Pennsylvania Fish Commission and the Pennsylvania Game Commission to undergo sunset review; and making a repeal.

Which was committed to the Committee on GAME AND FISHERIES, October 3, 1988.

Senator RHOADES presented to the Chair **SB 1624**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for restrictions on certain cogeneration facilities.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 3, 1988.

Senator RHOADES presented to the Chair **SB 1625**, entitled:

An Act amending the act of September 30, 1985 (P. L. 240, No. 61), entitled "Turnpike Organization, Extension and Toll Road Conversion Act," providing for an additional feasibility study.

Which was committed to the Committee on STATE GOVERNMENT, October 3, 1988.

October 4, 1988

Senator RHOADES presented to the Chair **SB 1626**, entitled:

An Act amending the act of July 28, 1988 (P. L. 556, No. 101), entitled "Municipal Waste Planning, Recycling and Waste Reduction Act," authorizing the imposition of certain taxes on disposal costs.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 4, 1988.

Senators RHOADES, LEMMOND, REIBMAN and MELLOW presented to the Chair **SB 1627**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Chancellor of the State System of Higher Education, to convey to Pocono Medical Center a certain tract of land situate in the Borough of East Stroudsburg, Monroe County, in exchange for a certain tract of land of approximately equal value.

Which was committed to the Committee on STATE GOVERNMENT, October 4, 1988.

Senators RHOADES, STAUFFER and SHUMAKER presented to the Chair **SB 1628**, entitled:

An Act amending the act of July 28, 1988 (P. L. 556, No. 101), entitled, "Municipal Waste Planning, Recycling and Waste

Reduction Act," repealing provisions providing for the host municipality benefit fee to supersede certain local taxes.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 4, 1988.

Senators GREENWOOD, SHUMAKER, SALVATORE and AFFLERBACH presented to the Chair **SB 1629**, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050, No. 394), entitled "Local Tax Collection Law," extending the time period from receipt of tax duplicates to mailing of the duplicates to the respective taxpayers.

Which was committed to the Committee on LOCAL GOVERNMENT, October 4, 1988.

Senators GREENWOOD, HELFRICK and PECORA presented to the Chair **SB 1630**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for collection of emergency response costs.

Which was committed to the Committee on JUDICIARY, October 4, 1988.

Senators GREENWOOD, AFFLERBACH, O'PAKE, REIBMAN and SHUMAKER presented to the Chair **SB 1631**, entitled:

An Act amending the act of July 31, 1968 (P. L. 805, No. 247), entitled, as amended, "Pennsylvania Municipalities Planning Code," providing that subdivision and land development ordinances may contain provisions for groundwater protection.

Which was committed to the Committee on LOCAL GOVERNMENT, October 4, 1988.

Senators GREENWOOD, MELLOW, AFFLERBACH, SALVATORE and ANDREZESKI presented to the Chair **SB 1632**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for inspection of newly purchased vehicles.

Which was committed to the Committee on TRANSPORTATION, October 4, 1988.

October 6, 1988

Senator MELLOW presented to the Chair **SB 1633**, entitled:

An Act amending the act of May 8, 1929 (P. L. 1643, No. 510), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A;....," increasing the salary of tax collectors in second class A cities.

Which was committed to the Committee on LOCAL GOVERNMENT, October 6, 1988.

RESOLUTIONS INTRODUCED AND REFERRED

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

September 28, 1988

**DESIGNATING THE CHILI PENN POD OF
MEADVILLE, PENNSYLVANIA, AS THE
OFFICIAL SPONSOR OF THE ANNUAL
PENNSYLVANIA STATE CHAMPIONSHIP
CHILI COOKOFF**

Senator WILT offered the following resolution (**Senate Resolution No. 212**), which was read and referred to the Committee on Rules and Executive Nominations:

In the Senate, September 28, 1988.

A RESOLUTION

Designating the Chili Penn Pod of Meadville, Pennsylvania, as the official sponsor of the annual Pennsylvania State Championship Chili Cookoff.

WHEREAS, The Chili Penn Pod of Meadville, Pennsylvania, has been the sponsor of the annual Pennsylvania State Championship Chili Cookoff since 1984; and

WHEREAS, Proceeds from the Pennsylvania State Championship Chili Cookoff help support many health care service programs of Crawford County; and

WHEREAS, The Chili Penn Pod, a nonprofit organization, has performed its role as sponsor of the annual Pennsylvania State Championship Chili Cookoff in a competent and responsible manner; therefore be it

RESOLVED, That the Chili Penn Pod of Meadville, Pennsylvania, be declared as the official sponsor of the annual Pennsylvania State Championship Chili Cookoff.

**REQUESTING THE FEDERAL COMMUNICATIONS
COMMISSION TO DELAY IMPLEMENTING ANY
FURTHER INCREASES IN THE SUBSCRIBER
LINE CHARGE TO PENNSYLVANIA'S
TELEPHONE CUSTOMERS**

Senator BELL offered the following resolution (**Senate Concurrent Resolution No. 213**), which was read and referred to the Committee on Consumer Protection and Professional Licensure:

In the Senate, September 28, 1988.

A CONCURRENT RESOLUTION

Requesting the Federal Communications Commission to delay implementing any further increases in the subscriber line charge to Pennsylvania's telephone customers.

WHEREAS, The Federal Communications Commission (FCC) has mandated an access charge, to be paid by all telephone users, called the subscriber line charges (SLC); and

WHEREAS, The SLC is a monthly charge (currently \$2.60 for residential customers) imposed by the FCC on each telephone access line; and

WHEREAS, The SLC is not based on usage, and raises rates for residential and small business customers, especially those who make few long distance calls; and

WHEREAS, The FCC has proposed increasing the SLC to \$3.50 per month, per line, between now and March 1989; and

WHEREAS, The FCC has based the SLC on fears of bypass of the local exchange telephone network. These fears have been generally unrealized according to data filed with the FCC by local telephone companies; and

WHEREAS, The National Association of Consumer Advocates estimates that the impact of rejecting or postponing further SLC charges could be \$1 billion; and

WHEREAS, The Joint Board is comprised of representatives of State regulatory commissions and representatives of the Federal Communications Commission and is responsible for advising the FCC on telecommunications policies; therefore be it

RESOLVED, (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania urge the Joint Board and the Federal Communications Commission to reject or postpone any further increases in the subscriber line charges as being inconsistent with the goals and purposes of the program to shift costs from the interstate network as a means of preventing bypass of local exchange network; and be it further

RESOLVED, That copies of this resolution be sent to the members of the Federal Communications Commission, the members of the Joint Board and the members of Congress from Pennsylvania.

**DESIGNATING THE WEEK OF NOVEMBER 21,
1988, AS "PENNSYLVANIA FAMILY
CAREGIVERS' WEEK"**

Senators LEWIS, LYNCH, HOPPER, REIBMAN, AFFLERBACH, WENGER, O'PAKE, STAPLETON, SALVATORE, FUMO and SHUMAKER offered the following resolution (**Senate Resolution No. 214**), which was read and referred to the Committee on Rules and Executive Nominations:

In the Senate, September 28, 1988.

A RESOLUTION

Designating the week of November 21, 1988, as "Pennsylvania Family Caregivers' Week."

WHEREAS, The number of Americans who are 65 years of age or older is growing, with an unprecedented increase in the number of persons 85 years of age or older; and

WHEREAS, The incidents of frailty and disability increase among persons of advanced age; and

WHEREAS, Many older persons have disabilities that leave them in need of help with such daily tasks as food preparation, dressing and bathing; and

WHEREAS, Families provide help with these tasks to older persons, in addition to providing substantial medical care, household maintenance, transportation and shopping needed by older persons; and

WHEREAS, Families who give care to older persons face many additional expenses due to home modifications, equipment rental and higher heating bills; and

WHEREAS, A large percentage of the disabled elderly receive care from family members, some of whom must sacrifice employment opportunities to provide this care; and

WHEREAS, The role of the aged spouse as a principal caregiver generally has been understated; and

WHEREAS, Family caregivers often are physically and emotionally exhausted from the time and stress involved in caregiving activities; and

WHEREAS, Family caregivers need information about available community resources; and

WHEREAS, Family caregivers need respite from the strains of their caregiving roles; and

WHEREAS, The contribution of family caregivers helps maintain strong family ties and assures support among generations; and

WHEREAS, There is a need for greater public awareness of and support for the care that family caregivers are providing; and

WHEREAS, The issue, while nationwide in scope, affects many individuals in Pennsylvania, where more than 2,000,000 older persons live; therefore be it

RESOLVED, That the Senate of the Commonwealth of Pennsylvania designate the week of November 21, 1988, as "Pennsylvania Family Caregivers' Week"; and be it further

RESOLVED, That the Senate of the Commonwealth of Pennsylvania urge the people of this Commonwealth to observe the week of November 21, 1988, with appropriate ceremonies and activities.

DESIGNATING THE WEEK OF NOVEMBER 12 THROUGH 19, 1988, AS "SCOUTING FOR FOOD WEEK"

Senators SHUMAKER, MOORE and HOPPER offered the following resolution (**Senate Resolution No. 215**), which was read and referred to the Committee on Rules and Executive Nominations:

In the Senate, September 28, 1988.

A RESOLUTION

Designating the week of November 12 through 19, 1988, as "Scouting for Food Week."

WHEREAS, The Boy Scouts of America traditionally are distinguished for their patriotism, courage, self-reliance and good community citizenship; and

WHEREAS, There are over 43,000 people in the South Central Pennsylvania counties of Cumberland, Dauphin, Perry and Franklin who know firsthand the weakness and despair accompanying true hunger; and

WHEREAS, There are over 180 pantries and kitchens in this four-county area serving the hungry; and all of these pantries and kitchens report a continuing need for more food supplies because the problem of hunger continues to increase; and

WHEREAS, Members of the Keystone Council, Boy Scouts of America, have launched a program, in cooperation and partnership with the United Way, to collect food for the food banks in the four-county area; and

WHEREAS, This program, entitled "Scouting for Food," will involve the cooperative efforts of all facets of our community—the United Way, businesses, banks, public and private educational institutions, government offices, social service organizations, labor, and religious organizations—joining hands and hearts to collect canned and packaged foods for distribution among the hungry in our communities; and

WHEREAS, This "Scouting for Food" program will culminate in a community-wide food collection effort during the week of November 12 through 19, 1988; therefore be it

RESOLVED, That the Senate of Pennsylvania designate November 12 through 19, 1988, as "Scouting for Food Week," and wholeheartedly commend the Keystone Council, Boy Scouts of America, for this humanitarian endeavor to collect food for the hungry throughout South Central Pennsylvania; and be it further

RESOLVED, That the Senate of Pennsylvania urge public support of this worthy endeavor and wish all those participating in the "Scouting for Food" program tremendous success.

MEMORIALIZING THE GOVERNOR TO PROCLAIM OCTOBER 1988 AS "QUALITY MONTH" IN PENNSYLVANIA, AND URGING BUSINESS AND INDUSTRY TO PLAN AND PARTICIPATE IN "QUALITY MONTH" ACTIVITIES

Senators HOPPER and HESS offered the following resolution (**Senate Concurrent Resolution No. 216**), which was read and referred to the Committee on Rules and Executive Nominations:

In the Senate, September 28, 1988.

A CONCURRENT RESOLUTION

Memorializing the Governor to proclaim October 1988 as "Quality Month" in Pennsylvania, and urging business and industry to plan and participate in "Quality Month" activities.

WHEREAS, In 1984, the American Society for Quality Control initiated a national campaign designed to capture and direct the attention of business and industry to the strategic imperative of quality improvement; and

WHEREAS, The intent of the campaign is to stimulate, support and strengthen America's commitment to quality; and

WHEREAS, The 1988 National Quality Month campaign will seek to establish quality as the best response American businesses have to competition in the global marketplace; and

WHEREAS, Through focused activities implemented in the fall of each year, the annual campaign has stimulated awareness of the importance of quality improvement as the best way to increase productivity and sustain long-term profitability; and

WHEREAS, Over 80 National Quality Month corporate sponsors are effectively challenging American businesses, industry and government to put quality first; therefore be it

RESOLVED (the House of Representatives concurring), That the General Assembly memorialize the Governor to proclaim October 1988 as "Quality Month" in Pennsylvania; and be it further

RESOLVED, That the General Assembly urge business and industry in this Commonwealth to plan and participate in activities for "Quality Month" in order to continue the production of quality goods and the delivery of quality services which are the key to survival and success at home and abroad.

October 4, 1988

REQUESTING THE GOVERNOR TO INCLUDE A SPECIAL SECTION IN THE COMMONWEALTH'S 1989-1990 BUDGET DOCUMENT THAT ADDRESSES CERTAIN HEALTH CARE ISSUES

Senators PETERSON, WILLIAMS, SHUMAKER, HOPPER, LOEPER, SHAFFER, ROCKS, FISHER, GREENLEAF, BRIGHTBILL, O'PAKE, HESS, REIBMAN, FUMO, JONES, BODACK, AFFLERBACH, STEWART, REGOLI, STOUT, HELFRICK, ZEMPRELLI, MADIGAN and BELL offered the following resolution (**Senate Resolution No. 217**), which was read and referred to the Committee on Public Health and Welfare:

In the Senate, October 4, 1988.

A RESOLUTION

Requesting the Governor to include a special section in the Commonwealth's 1989-1990 budget document that addresses certain health care issues.

WHEREAS, Access to health care services for all Pennsylvanians is a public policy objective of the Commonwealth of Pennsylvania; and

WHEREAS, Access to health care services for citizens with limited financial resources could be jeopardized by the Commonwealth's current reimbursement levels for the Medical Assistance program; and

WHEREAS, Concerns regarding quality of care, access to care, predictability of reimbursement rates and adequacy of reimbursement under the Medical Assistance program have been raised by hospitals and all other health care providers; and

WHEREAS, Hospitals and all other health care providers are an important economic force in their communities and threats to their economic viability and vitality pose a threat to those communities, large and small; and

WHEREAS, The Commonwealth's Medical Assistance inpatient rates are less than the amount determined by the Department of Public Welfare to be required to adequately pay for inpatient care provided under the Medical Assistance program, thereby preventing health care providers from recovering a reasonable percentage of their costs; and

WHEREAS, The Commonwealth has not raised the majority of outpatient fees under the Medical Assistance program since 1982, thereby preventing health care providers from recovering a reasonable percentage of their costs and jeopardizing the ability of those providers to serve Medical Assistance outpatients; and

WHEREAS, Health care providers are unable to plan, budget or manage effectively because they are not informed of their Medical Assistance reimbursement rates in a timely fashion; therefore be it

RESOLVED, That the Senate hereby requests the Governor to give particular consideration to the issues and concerns raised in this resolution when he prepares the Commonwealth's annual budget for the fiscal year 1989-1990; and be it further

RESOLVED, That the Senate further requests the Governor to include in the budget document a special analysis that addresses in detail the issues and concerns raised in this resolution.

October 6, 1988

**CALLING UPON THE SENATE OF
PENNSYLVANIA TO APPOINT A BIPARTISAN
COMMITTEE, INVESTED WITH SUBPOENA
POWERS, TO HOLD HEARINGS ON THE
ACTIONS OF THE PHILADELPHIA ELECTRIC
COMPANY IN REGARDS TO THE RESTART
OF THE PEACH BOTTOM NUCLEAR
GENERATING FACILITY**

Senators LINCOLN, HESS and JONES offered the following resolution (**Senate Resolution No. 218**), which was read and referred to the Committee on Consumer Protection and Professional Licensure:

In the Senate, October 6, 1988.

A RESOLUTION

Calling upon the Senate of Pennsylvania to appoint a bipartisan committee, invested with subpoena powers, to hold hearings on the actions of the Philadelphia Electric Company in regards to the restart of the Peach Bottom Nuclear Generating Facility.

WHEREAS, The health and security of its citizens is the primary government responsibility of the Commonwealth; and

WHEREAS, The safe operation of the Peach Bottom Nuclear Generating Facility is of great public importance to the citizens of Pennsylvania; and

WHEREAS, On March 31, 1987, the Nuclear Regulatory Commission (NRC) issued a "Shutdown" order for Peach Bottom because of several serious allegations concerning the performance of the company and its Peach Bottom reactor control room operators and their supervisors; and

WHEREAS, On January 11, 1988, the President of the Institute of Nuclear Power Operations (INPO), the industry internal watchdog organization, issued a letter to the Board of Directors of the Philadelphia Electric Company (PECO) in which he stated that "The grossly unprofessional behaviour by a wide range of

shift personnel, involving all shifts, and condoned by the shift superintendents reflects a major breakdown in the management of a nuclear facility. It is an embarrassment to the industry and to the nation." He went on to conclude that "the problems at Peach Bottom are the direct result of the low standards and lack of accountability accepted by corporate, and, in fact, fostered on the plant by a lethargic and defensive corporate organization;" and

WHEREAS, Representatives of the Commonwealth have, since November of 1987, attempted to get the Nuclear Regulatory Commission to hold a public hearing on the restart of Peach Bottom without success; and

WHEREAS, Representatives of the Commonwealth, on June 16, 1988, filed a formal objection to the Peach Bottom Restart Plan proposed by PECO, pointing out several serious deficiencies; and

WHEREAS, PECO has confirmed to Commissioner Joseph Rhodes, Jr., of the Public Utility Commission, that senior officials at the NRC and top management at PECO have held a series of "secret" meetings to arrange an expeditious restart schedule for Peach Bottom without primary regard for the public safety; and

WHEREAS, PECO's confirmation to Commissioner Rhodes has revealed that representatives of the Commonwealth were excluded from these "secret" meetings, denying the citizens of Pennsylvania proper representation at meetings which vitally affect their health and security; and

WHEREAS, The need for changes in the corporate culture of PECO vis-a-vis Peach Bottom was at the core of the INPO criticisms, and it has been alleged that the new management of PECO has continued to wage a campaign to get Peach Bottom restarted without regard for the public safety and beyond the light of a public proceeding; therefore be it

RESOLVED, That the President pro tempore of the Senate appoint a bipartisan committee of ten members, five from the majority and five from the minority, to study and investigate the management and operations of the Philadelphia Electric Company relating to the Peach Bottom Nuclear Generating Facility and the efforts to restart the Peach Bottom Nuclear Generating Facility; and be it further

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

RESOLVED, That the committee may hold hearings, take testimony and make its investigations at such places as it deems necessary in this Commonwealth. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

RESOLVED, That the committee report back as soon as possible regarding its study and investigation and any recommendations relating to the Philadelphia Electric Company.

**MEMORIALIZING THE GOVERNOR OF THE
COMMONWEALTH OF PENNSYLVANIA TO JOIN
THE STATE OF MASSACHUSETTS IN SUPPORT
OF THAT STATE'S SUIT IN OPPOSITION TO
THE MONTGOMERY AMENDMENT**

Senators AFFLERBACH and HOLL offered the following resolution (**Senate Resolution No. 219**), which was read and referred to the Committee on Military and Veterans Affairs:

In the Senate, October 6, 1988.

A RESOLUTION

Memorializing the Governor of the Commonwealth of Pennsylvania to join the State of Massachusetts in support of that state's suit in opposition to the Montgomery Amendment.

WHEREAS, Congress has enacted legislation, commonly known as the Montgomery Amendment, which removed control of the National Guard from individual states; and

WHEREAS, We believe that the United States Constitution intended that states establish and control civilian militias to protect the citizens of each state; and

WHEREAS, We believe that those civilian militias should be called upon to leave their individual states only during times of national emergency; and

WHEREAS, The State of Massachusetts has filed suit in the 1st District Circuit court and appealed to the 1st Circuit Court of Appeals protesting the Montgomery Amendment; therefore be it

RESOLVED, That the Senate of Pennsylvania memorialize the Governor of the Commonwealth of Pennsylvania to file an amicus curiae brief on behalf of this Commonwealth in support of the State of Massachusetts in opposition to the Montgomery Amendment.

October 11, 1988

**MEMORIALIZING CONGRESS TO RECOGNIZE
DRUG DEPENDENCIES, INCLUDING
ALCOHOLISM, AS DISEASES AND TO
PROVIDE A LEGISLATIVE REMEDY TO
ASSURE THAT VETERANS DISABLED BY
SUCH DISEASES RECEIVE THE SAME
BENEFITS AS OTHER VETERANS**

Senators FUMO, LYNCH, SHUMAKER, PECORA, REIBMAN, MUSTO, REGOLI, AFFLERBACH, O'PAKE, WILLIAMS, SHAFFER, RHOADES, JONES, ANDREZESKI, STAPLETON, ROMANELLI, LEWIS and MELLOW offered the following resolution (**Senate Resolution No. 220**), which was read and referred to the Committee on Intergovernmental Affairs:

In the Senate, October 11, 1988.

A RESOLUTION

Memorializing Congress to recognize drug dependencies, including alcoholism, as diseases and to provide a legislative remedy to assure that veterans disabled by such diseases receive the same benefits as other veterans.

WHEREAS, The recent Supreme Court decision in *Traynor v. Turnage*, Administrator, Veterans' Administration, et al, held that the Veterans' Administration could classify drug dependencies, including alcoholism, as "willful misconduct," not in violation of the Rehabilitation Act of 1973, which prevents discrimina-

tion against handicapped individuals because of their handicap; and

WHEREAS, Drug dependencies, including alcoholism, are diseases which affect the entire family, and like many others, result from a complex combination of psychological, sociological, genetic and biological factors, and intentional actions having unintended consequences, compounded by the addictive nature of the drugs; and

WHEREAS, The International Classification of Diseases lists drug dependency as a disease and every major national and international health organization recognizes the fact that drug dependencies, including alcoholism, are diseases; and

WHEREAS, The American Medical Association, The National Council on Alcoholism, The National Association of Addiction Treatment Providers and the American Medical Society on Alcoholism and Other Drug Dependencies have recognized that alcoholism and other drug dependencies are treatable diseases; and

WHEREAS, In 1976, Congress included alcoholics and other drug dependent individuals within the definition of disabled persons under the Federal Rehabilitation Act; and

WHEREAS, The Veterans' Administration policy is archaic, erroneous, and stigmatizing and in direct conflict with current medical knowledge and the clear congressional mandate not to discriminate on the basis of handicap; therefore be it

RESOLVED, That the Senate of the Commonwealth of Pennsylvania memorialize the Congress of the United States to clearly and affirmatively go on record recognizing drug dependencies, including alcoholism, as diseases; and be it further

RESOLVED, That Congress be urged to provide an immediate legislative remedy to assure veterans who are disabled by the disease of drug dependency are provided the same benefits in recovery and protections from discrimination as all other veterans now have; and be it further

RESOLVED, That copies of this resolution be transmitted to the President of the United States, the Speaker of the House of Representatives, the President pro tempore of the Senate of the United States, and each member of the Pennsylvania Congressional Delegation.

GENERAL COMMUNICATIONS

DEPARTMENT OF COMMUNITY AFFAIRS

**ANNUAL REPORT OF THE FINANCIALLY
DISADVANTAGED MUNICIPALITIES MATCHING
ASSISTANCE PROGRAM**

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

COMMONWEALTH OF PENNSYLVANIA
Department of Community Affairs
Harrisburg 17120

October 5, 1988

Mr. Mark R. Corrigan, Secretary
Pennsylvania Senate
Room 462 - Main Capitol
Harrisburg, Pennsylvania 17120

Dear Mr. Corrigan:

As required by Act 110 of 1986, the Department of Community Affairs respectfully submits its report of activities for the Financially Disadvantaged Municipalities Matching Assistance Program, for the preceding state fiscal year.

Please let us know if you need further information.

Sincerely,
KAREN A. MILLER
Secretary

The PRESIDENT. This report will be filed in the Library.

**REPORT OF THE HOUSE STATE GOVERNMENT
COMMITTEE ON THE SUNSET EVALUATION AND
REVIEW OF THE INDEPENDENT REGULATORY
REVIEW COMMISSION**

The PRESIDENT. The Chair lays before the Senate the report of the House State Government Committee on the Sunset Evaluation and Review of the Independent Regulatory Review Commission.

This report will be filed in the Library.

**REPORT OF COMMUNITY AND ECONOMIC
DEVELOPMENT COMMITTEE ON THE SUNSET
EVALUATION OF THE BEN FRANKLIN
PARTNERSHIP PROGRAM**

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

SENATE OF PENNSYLVANIA

September 28, 1988

Honorable Mark Corrigan
Secretary of the Senate
Room 462 Main Capitol Building
Harrisburg, PA 17120

Dear Mark:

Please find enclosed three (3) copies of the Report to the General Assembly on the Sunset Evaluation of the Ben Franklin Partnership Program.

This report was adopted today at a meeting of the Senate Community and Economic Development Committee in accordance with the provisions of Act 142 of 1981, the "Sunset Act."

Thank you for your cooperation in this matter.

Sincerely,
TIM SHAFFER
State Senator

The PRESIDENT. This report will be filed in the Library.

LISTS OF LOBBYISTS AND ORGANIZATIONS

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

SENATE OF PENNSYLVANIA

October 3, 1988

To the Honorable, the Senate of the
Commonwealth of Pennsylvania
To the Honorable, the House of Representatives
of the Commonwealth of Pennsylvania

In compliance with Act No. 712 of the 1961 Session and Act No. 212 of the 1976 Session of the General Assembly titled the "Lobbying Registration and Regulation Act," we herewith jointly present a list containing the names and addresses of the persons who have registered from September 1, 1988 through September 30, 1988 inclusive, for the 172nd Session of the General Assembly. This list also contains the names and addresses of the organizations represented by these registrants.

Respectfully submitted:
MARK R. CORRIGAN
Secretary
Senate of Pennsylvania
JOHN J. ZUBECK
Chief Clerk
House of Representatives

(See Appendix for complete list.)

**COMMITTEE OF CONFERENCE
APPOINTED ON SB 1437**

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Senators TILGHMAN, LOEPER and FUMO as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 1437.

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

**APPOINTMENT BY
PRESIDENT PRO TEMPORE**

The PRESIDENT. The Chair wishes to announce the President pro tempore has made the following appointment:

Mr. Frank Cimino as a member of the Fire Safety Advisory Committee to the Pennsylvania Emergency Management Agency.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor Mark S. Singel) in the presence of the Senate signed the following bills:

HB 1993 and 2279.

REPORT FROM COMMITTEE

Senator HESS, from the Committee on Education, reported the following bill:

SB 333 (Pr. No. 2432) (Amended) (Rereported)

An Act providing for the advance purchase of tuition at certain institutions of higher education; establishing the Tuition Account Program Bureau within the Treasury Department and providing duties for the Treasury Department; establishing the Tuition Payment Fund; and providing for tuition account payment contracts.

**REPORT OF COMMITTEE OF CONFERENCE
SUBMITTED AND LAID ON THE TABLE**

Senator FISHER submitted the Report of Committee of Conference on **HB 1852**, which was laid on the table.

DISCHARGE PETITIONS

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Norma I. Rivera Rosa as a member of the Minority Business Development Authority.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Norma I. Rivera Rosa, Philadelphia, Pennsylvania, as a member of the Minority Business Development Authority, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Trevor Edwards as a member of the State Tax Equalization Board.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Trevor Edwards, Harrisburg, Pennsylvania, as a member of the State Tax Equalization Board, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Frank R. Thunquist as a member of the State Tax Equalization Board.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Frank R. Thunquist, Hatboro, Pennsylvania, as a member of the State Tax Equalization Board, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Ruth H. Craig as a member of the Delaware County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Ruth H. Craig, Bryn Mawr, Pennsylvania, as a member of the Delaware County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Ronald M. Feinstein, Ph.D., as a member of the Delaware County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Ronald M. Feinstein, Ph.D., Saint Davids, Pennsylvania, as a member of the Delaware County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of June A. Robbins as a member of the Delaware County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of June A. Robbins, Broomall, Pennsylvania, as a member of the Delaware County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Rodney Daum as a member of the Forest County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Rodney Daum, Tionesta, Pennsylvania, as a member of the Forest County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

In the Senate, October 11, 1988.

A PETITION

To place before the Senate the nomination of Diane Salsman as a member of the Wyoming County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Diane Salsman, Tunkhannock, Pennsylvania, as a member of the Wyoming County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill
Robert C. Jubelirer
John Stauffer
F. Joseph Loeper
William J. Moore

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

LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, I request a legislative leave for Senator Moore.

Senator LINCOLN. Mr. President, I would request a legislative leave for the day for Senator Afflerbach, a temporary Capitol leave for Senator Fumo and a legislative leave for Senator Lynch.

The PRESIDENT. Senator Loeper requests a legislative leave for Senator Moore. Senator Lincoln requests legislative leaves for Senator Lynch and Senator Afflerbach and a temporary Capitol leave for Senator Fumo. The Chair hears no objection. These leaves will be granted.

LEAVES OF ABSENCE

Senator LOEPER asked and obtained leave of absence for Senator STAUFFER, for today's Session, for personal reasons.

Senator LINCOLN asked and obtained leaves of absence for Senator HANKINS, Senator ROMANELLI and Senator ROSS, for today's Session, for personal reasons.

CALENDAR

SB 279 CALLED UP OUT OF ORDER

SB 279 (Pr. No. 2294) — Without objection, the bill was called up out of order, from page 2 of the Calendar, under Bills on Concurrence in House Amendments, by Senator LOEPER, as a Special Order of Business.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 279 (Pr. No. 2294) — The Senate proceeded to consideration of the bill, entitled:

An Act providing for the licensing of clubs to conduct games of chance, for the licensing of persons to manufacture and distribute games of chance, for suspensions and revocations of licenses and for fees and disposition of revenues; requiring records; providing for local referendum on gambling by electorate; prescribing penalties; and making repeals.

Senator LOEPER. Mr. President, I move the Senate do concur in the amendments made by the House to Senate Bill No. 279.

On the question,

Will the Senate agree to the motion?

Senator KELLEY. Mr. President, I regret very much that the deliberative reflections of this Body are not being subjected to the language that comes from the House. I tend to believe very strongly in small games of chance, but there are certain parts of this bill that I believe are unfair. For instance, there is a requirement in the bill that the referendum can only take place in the Primary of a municipal election year. I believe that is unwarranted. We should be able to have it in the Primary Election in any year or any Primary. There is a reference in the bill to the penalties that talks about people who are eligible to be licensed, but does not also talk about people who are licensed as far as being subjected to the penalty for underage sales. There are a lot of things that could be perfected in this bill, and I regret that the Majority Whip has seen fit to call for concurrence, to deny the collective

wisdom of this Body from having an opportunity to amend the House amendments. But, like in most pieces of legislation, because it is directed to serve the needs of a group of individuals and organizations or clubs in this Commonwealth that render yeomen service of public aid to people who need it, particularly young people, I say an affirmative vote would be called for. It will help the fire departments, the emergency personnel, the veterans' organizations and many, many nationalistic clubs. It seems to me, Mr. President, that the better choice should be that we open the door for small games of chance with the proper administration after public hearings, after referendums, and then we are able to not be in that contradictory position that our law enforcement officers are in, arresting people in these clubs and fire departments and emergency organizations because to get by and survive to render the public service, they have had to participate in a gaming operation when this Commonwealth itself operates one of the largest gaming operations on the North American continent. It seems to me this is the proper beginning but we could have perfected on this, and I regret that we are not perfecting it by our collective wisdom and I urge an affirmative vote.

Senator BELL. Mr. President, I am going to vote for the bill. I believe, like the gentleman from Westmoreland, Senator Kelley, that the veterans' posts and the fire companies should have the small games of chance. My only regret is that the tavern owners are not also included in this bill because I think they should also be allowed to have small games of chance. I think this is a very strange Commonwealth. It is all right to sell lottery tickets in a tavern but not to have a punchboard.

Senator BRIGHTBILL. Mr. President, I have had a few minutes to look at Senate Bill No. 279 as amended, and perhaps there is a Member here in the Senate who can explain some of the things that do not make a lot of sense to me. First, I guess I ought to indicate that when I was first elected to the Senate, I indicated to the voting public that I would not vote to legalize gambling, and I do not intend to. I have a lot of problems with this bill, however, that go beyond that. Under this bill, it defines a charitable organization as "A group or body of persons which is created and which exists for the purpose of performing a humane service; promoting the good and welfare of the aged, poor, infirm or distressed; combating juvenile delinquency; or advancing the spiritual, mental, social and physical improvement of young men and women." The last one sounded a little bit like the YMCA to me. The operative provisions of this bill are in Section 3 which says, "Every club"—which, of course, would include apparently boy scouts and girl scouts as well as members of the YMCA—"to which a license has been issued under the provisions of this act may conduct games of chance for the purpose of raising funds for the legitimate purposes and activities of the club."

Number one, this does not indicate where these games of chance can be conducted. I guess my first question would be, are we going to see boy scouts and girl scouts out on the street

with punchboards, fishbowls, or whatever else? There is a penalty for anyone under the age of twenty-one who sells or causes to be sold any game of chance. It says, "Any person entitled to be licensed pursuant to this act who sells, or causes to be sold, any game of chance to any person under 21 years of age shall, upon conviction...." However, that provision does not impact upon the seller. It only says that those who purchase games of chance cannot be under twenty-one years of age.

Mr. President, as I look at Senate Bill No. 279, I get the distinct feeling that it was quickly drawn, it was loosely drawn, and I think, as I read it, it is not going to help our clubs, which it is intended to do. I think it is going to have an uneven impact across our state, and I think it opens up a lot of areas of debate that really, if you are going to have a bill which licenses gambling, should be closed tight before the bill is drawn and before the bill is enacted. Therefore, those are just a few reasons why I would urge a negative vote.

Senator ARMSTRONG. Mr. President, this is a bad bill. There is no doubt about it. It is just one more step down the road to gambling. We already had one Senator talk about having it in the taverns. There are 17,000 taverns in Pennsylvania that could have gambling. The next step will be video poker in some of the clubs, then video poker in the taverns, and then we will have regional casino gambling. I do not think that is what the people in Pennsylvania want, and it is a shame that we have to turn to gambling and just take money from people to support some of these clubs. It is unfair. I am not against any of these clubs, but I think when you see, on the other hand, what happens to these people who get hooked on gambling and what families have to go through, it is a terrible price to pay in Pennsylvania.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Fumo. His temporary Capitol leave will be cancelled.

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

MOTION TO SUSPEND RULES

Senator RHOADES. Mr. President, I move to suspend the Rules of the Senate to offer amendments to House amendments to Senate Bill No. 279.

The PRESIDENT. Senator Rhoades moves that the Senate do suspend Senate Rule No. XV for the purpose of offering amendments to House amendments to Senate Bill No. 279.

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

(During the calling of the roll, the following occurred:)

Senator ZEMPRELLI. Mr. President, I would like to change the vote of Senator LYNCH from "no" to "aye."

The PRESIDENT. The gentleman will be so recorded.

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

YEAS—15

Andrezeski	Lewis	Rhoades	Stout
Hess	Lynch	Salvatore	Williams
Jones	Mellow	Scanlon	Zemprelli
Kelley	Regoli	Stewart	

NAYS—31

Afflerbach	Greenleaf	Loeper	Rocks
Armstrong	Greenwood	Madigan	Shaffer
Bell	Helfrick	Moore	Shumaker
Bodack	Holl	Musto	Stapleton
Brightbill	Hopper	O'Pake	Tilghman
Corman	Jubelirer	Pecora	Wenger
Fisher	Lemmond	Peterson	Wilt
Fumo	Lincoln	Reibman	

Less than a majority of all the Senators having voted "aye," the question was determined in the negative.

And the question recurring,

Will the Senate concur in amendments made by the House to Senate Bill No. 279?

Senator PETERSON. Mr. President, I rise to oppose passage of this legislation. I know it is being held out as a win for local organizations. It is being held out as something wonderful. But I think it is about time the Members of this General Assembly and this Senate take a look at gambling and what it really represents. I have no doubt in my mind that one of the cruelest taxes on the poor is additional gambling opportunities in this Commonwealth. Stand in line some day at a lottery sales office that is a busy one. Observe who buys ten, twenty and thirty tickets: not affluent businessmen, not professional people who could afford to, but poor people. Additional gambling will also give additional competition to the lottery and to the bingo games that we legalized a few years ago. Already the need for Gamblers Anonymous organizations is springing up all over this country. As we continue to depend on gambling to provide funding for our civic groups and our organizations and government in general, we will have more families broken by people who spend their money on gambling rather than their families. We will have children going hungry. We will have homes repossessed because, yes, gambling is a tax on the poor. It is a get rich gimmick that does not really work, and we in the General Assembly should not be looking to gambling to bail out government or social organizations that need additional funding. I urge my colleagues to think very seriously on this most important vote.

Senator RHOADES. Mr. President, although the bill bears my name as prime sponsor, when we originally sent that bill over, it was really to give a tax credit to businesses that would burn coal. This debate will probably get a little warm, but I will take it either way. My reason for that is, as many of you remember, back on June 25th of 1987 we had the Schuylkill County firemen marching on Harrisburg with their fire trucks and with petitions, and these petitions were split among Representative Baldwin, Representative Lucyk and myself, and basically they said this: "I believe volunteer firemen should have an opportunity to raise funds, not only with state licensed bingo games but also with small games of chance, video games and raffle tickets. We, the undersigned, now

believe it is about time for the state to legalize by licensing these types of gambling as they did with bingo to aid us in raising funds."

I point out that I have 122 fire companies in Schuylkill County. Many of them raise their funds and get our rescue vehicles, which run into \$80,000, \$90,000 and \$100,000, fire trucks run into \$120,000, and equipment runs into thousands every year, through their local efforts. It is just not with small games of chance. It is with the spaghetti sales, it is with the hoagie sales and it is with all the other sales. All they are asking for is that they are not attacked, and they are not denied the opportunity to raise these funds. If you want to look at tickets, here are tickets for the lottery, taking the same chance, and all it is is a chance. I would speak in favor of this bill and ask for a positive vote.

Senator KELLEY. Mr. President, I do not believe the comments and observations made by the gentleman from Forest should go without response. He makes an observation that if we stand and watch a busy lottery office or lottery machine and see the long lines of people waiting to buy their tickets, it is not the sophisticated, affluent person buying, as he described, but it is the less affluent and poor person. You know, the affluent person for his relaxation, takes big trips, goes around the world, goes to Florida, goes to the big hotels and lives with luxury, and the poor person cannot afford that. Why deny that person an outlet, a recreational outlet with a chance? I do not see anything wrong unless it becomes abusive. The gentleman is not talking about abusive situations. Those people who, through no fault of their own and circumstances, do not have the worldly goods and the material wealth, should not be denied an opportunity of some instant pleasures of chance and hope, and that is what this will give them, an opportunity to do a little bit. Maybe it is \$5.00 they are going to win. No more than \$500 is all we are talking about now in this bill, and it is also a good result. Do not forget, Mr. President, historically, all the churches in the City of Philadelphia, when they first started 200 or 300 years ago, were built with lottery. That was a good result. It was not abusive and it was not excessive. This is a chance for us to support financially a continuing operation of people in their communities for good public services and also to perpetuate comrades in the memories of battle in the veterans' organizations and the fraternal organizations as well, and the nationalistic clubs that want to perpetuate their cultural heritage in their background. This is a little bit of help to achieve that goal, and I urge an affirmative vote.

LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, Senator Wenger and Senator Armstrong have been called from the floor and I would ask for legislative leaves on their behalf.

The PRESIDENT. Senator Loeper requests legislative leaves for Senator Wenger and Senator Armstrong. The Chair hears no objection. The leaves will be granted.

Senator LINCOLN. Mr. President, I would request legislative leaves for Senator Mellow, Senator Scanlon and Senator Zemprelli.

The PRESIDENT. Senator Lincoln requests legislative leaves for Senator Mellow, Senator Scanlon and Senator Zemprelli. There being no objection to these leave requests, the leaves will be granted.

And the question recurring,

Will the Senate concur in amendments made by the House to Senate Bill No. 279?

Senator LINCOLN. Mr. President, voting on a piece of legislation of this type is never easy because there are such vast differences of opinion even within our own Senate districts, but I listened with a great deal of amusement to the remarks of some of the previous speakers who have been very violently opposed to this piece of legislation. A thought came to my mind when I heard a couple of them, the gentleman from Lancaster and the gentleman from up in the great northwest, speaking about the evils of this particular bill and all the havoc we are going to wreak upon the citizenry of these different districts, and I wonder how many of our senior citizens who listened to that debate would be willing to return their rent rebate or their property tax rebate check which are derived from gambling, the lottery, which has been so successful here in Pennsylvania. I believe that allowing a veterans' organization, a fire department or some other nonprofit club which, particularly in districts like mine where there is not a lot of money to begin with, are very active in providing for a lot of our little league baseball, pony league baseball, and other youth organizations and youth games and such that are supported by these very worthy, honest and hardworking people who operate these clubs—I think the results we see from the lottery have been so beneficial to our senior citizens that we forget a little bit sometimes as to where and how those funds are derived. I believe the results of the final passage of this piece of legislation and the overall good we will see come out of this, as far as a lot of our very hardworking and good people will someday overshadow, I think, the fear and what we would see as bad effects from it. I think this is long overdue. I think it is something we should have, something that will be put to very good use within our districts, and I would urge a positive vote.

And the question recurring,

Will the Senate concur in amendments made by the House to Senate Bill No. 279?

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

YEAS—32

Afflerbach	Hopper	Mellow	Scanlon
Andrezeski	Jones	Moore	Shaffer
Bell	Kelley	Musto	Shumaker
Bodack	Lemmond	O'Pake	Stapleton
Corman	Lewis	Pecora	Stewart
Fisher	Lincoln	Regoli	Stout
Fumo	Lynch	Reibman	Williams
Holl	Madigan	Rhoades	Zemprelli

NAYS—14

Armstrong	Helfrick	Peterson	Tilghman
Brightbill	Hess	Rocks	Wenger
Greenleaf	Jubelirer	Salvatore	Wilt
Greenwood	Loeper		

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

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

LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, I would ask for temporary Capitol leaves for Senator Fisher, Senator Salvatore and Senator Rocks who have been called from the floor.

The PRESIDENT. Senator Loeper requests temporary Capitol leaves for Senator Fisher, Senator Salvatore and Senator Rocks. The Chair hears no objection. The leaves will be granted.

RECESS

Senator LOEPER. Mr. President, at this time I would ask for a very brief recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations to convene immediately at the rear of the Senate Chamber in the Rules Committee room.

The PRESIDENT. For the purpose of a very brief meeting of the Committee on Rules and Executive Nominations to begin in the Rules Committee room at the rear of the Chamber, the Senate will stand in recess.

AFTER RECESS

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

**SPECIAL ORDER OF BUSINESS
SUPPLEMENTAL CALENDAR NO. 1**

**FINAL PASSAGE CALENDAR
PREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS
AMENDED ON FINAL PASSAGE**

HB 2414 (Pr. No. 3798) — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry to provide for the expenses of administering The Pennsylvania Workmen's Compensation Act and The Pennsylvania Occupational Disease Act for the fiscal year July 1, 1988, to June 30, 1989, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1988.

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—46

Afflerbach	Hess	Mellow	Scanlon
Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Shumaker
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stewart
Brightbill	Kelley	Peterson	Stout
Corman	Lemmond	Regoli	Tilghman
Fisher	Lewis	Reibman	Wenger
Fumo	Lincoln	Rhoades	Williams
Greenleaf	Loeper	Rocks	Wilt
Greenwood	Lynch	Salvatore	Zemprelli
Helfrick	Madigan		

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 with amendments in which concurrence of the House is requested.

REMAINING CALENDARS OVER IN ORDER

All remaining bills on today's Calendar and Supplemental Calendar No. 1 not considered were passed over in their order at the request of Senator LOEPER.

REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator BRIGHTBILL, 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 BRANDYWINE BATTLEFIELD PARK COMMISSION

August 24, 1988.

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 E. Roberts, 411 Conservatory Road, Kennett Square 19348, Chester County, Thirty-sixth Senatorial District, for appointment as a member of the Brandywine Battlefield Park Commission, to serve until July 8, 1990, and until his successor is appointed and qualified, vice Marian Ware, Oxford, resigned.

ROBERT P. CASEY.

MEMBER OF THE CRIME VICTIM'S COMPENSATION BOARD

September 22, 1988.

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, O. Frank DeGarcia, 2420 Berryhill Street, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Crime Victim's Compensation Board, to serve until March 22, 1989, and until his successor is appointed and qualified, vice Reverend Dr. Thomas J. Ritter, Laverock, resigned.

ROBERT P. CASEY.

**JUDGE, COURT OF COMMON PLEAS
CLARION COUNTY**

September 26, 1988.

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, Charles R. Alexander, Esquire, Star Route, Leeper 16233, Clarion County, Twenty-fifth Senatorial District, for appointment as Judge of the Court of Common Pleas of Clarion County, to serve until the first Monday of January, 1990, vice The Honorable Merle Wiser, resigned.

ROBERT P. CASEY.

**MEMBER OF THE STATE BOARD
OF MEDICINE**

September 20, 1988.

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, Guy L. Kratzer, M.D., 1447 Hamilton Street, Allentown 18102, Lehigh County, Sixteenth Senatorial District, for reappointment as a member of the State Board of Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period.

ROBERT P. CASEY.

**BRIGADIER GENERAL, PENNSYLVANIA
NATIONAL GUARD**

September 1, 1988.

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, Colonel Joseph F. Perugino, 830 Nandy Drive, Kingston 18704-5608, Luzerne County, Twentieth Senatorial District, for appointment as Brigadier General, Assistant Adjutant General, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General Robert H. Appleby, transferred.

ROBERT P. CASEY.

**BRIGADIER GENERAL, PENNSYLVANIA
NATIONAL GUARD**

September 1, 1988.

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, Colonel George W. Schuler, 619 Roseland Avenue, Philadelphia 19111, Philadelphia County, Twelfth Senatorial District, for appointment as Brigadier General, Assistant Division Commander, 28th Infantry Division, Pennsylvania Army National Guard, to serve until terminated, vice Brigadier General Robert H. Appleby, transferred.

ROBERT P. CASEY.

MEMBER OF THE STATE BOARD
OF PSYCHOLOGY

September 22, 1988.

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, Paula Bram Amar, 330 Euclid Avenue, Ambler 19002, Montgomery County, Twelfth Senatorial District, for appointment as a member of the State Board of Psychology, to serve for a term of four years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Gerrian Bobrowsky, Ph.D., Pittsburgh, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE STATE BOARD
OF VETERINARY MEDICINE

September 21, 1988.

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, Everett E. Denlinger, V.M.D., 411 South Belmont Road, Ronks 17572, Lancaster County, Thirty-sixth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period.

ROBERT P. CASEY.

MEMBER OF THE PERRY COUNTY
BOARD OF ASSISTANCE

September 21, 1988.

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. Irene Graybill (Republican), R. D. 2, Box 114, Duncannon 17020, Perry County, Thirty-third Senatorial District, for appointment as a member of the Perry County Board of Assistance, to serve until December 31, 1989, and until her successor is appointed and qualified, vice Reverend James H. Gold, Ickesburg, resigned.

ROBERT P. CASEY.

DISTRICT JUSTICE

August 22, 1988.

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, Charles A. Clement, Jr., 707 Sherwood Road, New Cumberland 17070, Cumberland County, Thirty-first Senatorial District, for appointment as District Justice in and for the County of Cumberland, Magisterial District 9-1-01, to serve until the first Monday of January, 1990, vice Robert B. Failor, resigned.

ROBERT P. CASEY.

NOMINATIONS LAID ON THE TABLE

Senator BRIGHTBILL. Mr. President, I request the nominations just read by the Clerk be laid on the table.

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

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.

NOMINATIONS TAKEN FROM THE TABLE

Senator BRIGHTBILL. Mr. President, I call from the table certain nominations and ask for their consideration.

The Clerk read the nominations as follows:

MEMBER OF THE BOARD OF TRUSTEES
OF HAVERFORD STATE HOSPITAL

May 12, 1988.

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 Faucher, 316 South Wayne Avenue, Wayne 19087, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of Haverford State Hospital, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Arlynne C. Cohen, Havertown, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE BOARD OF TRUSTEES
OF HAVERFORD STATE HOSPITAL

May 12, 1988.

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, Janet Rosenberg, 17 East Newfield Way, Bala Cynwyd 19004, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of Haverford State Hospital, to serve until the third Tuesday of January, 1993, and until her successor is appointed and qualified, vice John E. Martin, V.M.D., East Lansdowne, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE BOARD OF TRUSTEES
OF HAVERFORD STATE HOSPITAL

May 12, 1988.

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, Richard D. Roth, 565 West Wayne Avenue, Wayne 19087, Delaware County, Seventeenth Senatorial District, for appointment as a member of the Board of Trustees of Haverford State Hospital, to serve until the third Tuesday of January, 1993, and until his successor is appointed and qualified, vice David Schaffer, Havertown, whose term expired.

ROBERT P. CASEY.

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—0
NAYS—46

Afflerbach	Hess	Mellow	Scanlon
Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Shumaker
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stewart
Brightbill	Kelley	Peterson	Stout
Corman	Lemmond	Regoli	Tilghman
Fisher	Lewis	Reibman	Wenger
Fumo	Lincoln	Rhoades	Williams
Greenleaf	Loeper	Rocks	Wilt
Greenwood	Lynch	Salvatore	Zemprelli
Helfrick	Madigan		

Less than a majority of all the Senators having voted "aye," the question was determined in the negative.

Ordered, That the Governor be informed accordingly.

NOMINATION TAKEN FROM THE TABLE

Senator BRIGHTBILL. Mr. President, I ask unanimous consent to call from the table certain nomination and ask for its consideration.

The Clerk read the nomination as follows:

MEMBER OF THE CRIME VICTIM'S
COMPENSATION BOARD

September 22, 1988.

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, O. Frank DeGarcia, 2420 Berryhill Street, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Crime Victim's Compensation Board, to serve until March 22, 1989, and until his successor is appointed and qualified, vice Reverend Dr. Thomas J. Ritter, Laverock, resigned.

ROBERT P. CASEY.

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—46

Afflerbach	Hess	Mellow	Scanlon
Andrezeski	Holl	Moore	Shaffer
Armstrong	Hopper	Musto	Shumaker
Bell	Jones	O'Pake	Stapleton
Bodack	Jubelirer	Pecora	Stewart
Brightbill	Kelley	Peterson	Stout
Corman	Lemmond	Regoli	Tilghman
Fisher	Lewis	Reibman	Wenger
Fumo	Lincoln	Rhoades	Williams
Greenleaf	Loeper	Rocks	Wilt
Greenwood	Lynch	Salvatore	Zemprelli
Helfrick	Madigan		

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.

COMMUNICATION FROM THE GOVERNOR
TAKEN FROM THE TABLE

Senator BRIGHTBILL 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 DIRECTORS
OF THE PENNSYLVANIA ECONOMIC
DEVELOPMENT FINANCING AUTHORITY

September 27, 1988.

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 23, 1988 for the appointment of Stewart P. Kearney, 109 North Sumner Avenue, Scranton 18504, Lackawanna County, Twenty-second Senatorial District, as a member of the Board of Directors of the Pennsylvania Economic Development Financing Authority, to serve for a term of four years and until his successor shall be appointed and qualified, pursuant to act 48, approved July 10, 1987.

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

ROBERT P. CASEY.

NOMINATION RETURNED TO THE GOVERNOR

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

The motion was agreed to.

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

EXECUTIVE SESSION RISES

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

The motion was agreed to.

UNFINISHED BUSINESS

RESOLUTION REPORTED FROM COMMITTEE

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following resolution:

SR 216 (Pr. No. 2377)

A Concurrent Resolution memorializing the Governor to proclaim October 1988 as "Quality Month" in Pennsylvania, and urging business and industry to plan and participate in "Quality Month" activities.

The PRESIDENT. The resolution will be placed on the Calendar.

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to Leonard Gurvitz by Senator Afflerbach.

Congratulations of the Senate were extended to Ronald DiVecchio, Father Theofanis Nacopoulos, members of Assumption Greek Orthodox Church and to Blessed Sacrament Parish of Erie by Senator Andrezeski.

Congratulations of the Senate were extended to Mr. and Mrs. John Milton Ranck, Leo E. Shelley and to Bernd G. Beyer, Braunschweig, Federal Republic of Germany by Senator Armstrong.

Congratulations of the Senate were extended to Mr. and Mrs. Peter P. Kryszan, The Honorable Robert A. Wright, Asbury African Methodist Episcopal Church of Chester and to the Ridley Park Library Board of Trustees by Senator Bell.

Congratulations of the Senate were extended to Marvin E. Berger by Senators Bell and Loeper.

Congratulations of the Senate were extended to Mr. and Mrs. Blair F. Malone, Mr. and Mrs. Lawrence E. Hitchon and to John P. Wisniewski by Senator Bodack.

Congratulations of the Senate were extended to Mr. and Mrs. William E. Taylor, Mr. and Mrs. Carl Gustafson, Mr. and Mrs. Clyde E. Shields, Mr. and Mrs. Brice Hook, Clarence Weaver, John J. Weber, III and to Jackie Sellers by Senator Corman.

Congratulations of the Senate were extended to Dr. Philip Ripepi, Dr. Anthony Ripepi, Carmala Walgren, Patrolman Greg Scorzafave and to the Nativity School Girls' Basketball Team of South Park by Senator Fisher.

Congratulations of the Senate were extended to Vincent Termini by Senator Fumo.

Congratulations of the Senate were extended to Mr. and Mrs. S. Hallowell Scott, William Wood and to the Wissahickon Fire Company of Ambler by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Brodie, Mr. and Mrs. Frank Gianella, Mr. and Mrs. Joseph Kleman, Mr. and Mrs. Howard G. Kline, Mr. and Mrs. James Roberts, Mr. and Mrs. Paul Shingara, Mr. and Mrs. Elmer C. Shuey, Mr. and Mrs. John Hepler, Mr. and Mrs. John C. Watson, Mr. and Mrs. Walter Snyder, Mr.

and Mrs. James Robinholt, Mr. and Mrs. Lester Kerstetter, Mr. and Mrs. Clark Hess, Mr. and Mrs. Ernest Eaton, Mr. and Mrs. Elwood Diefenbach, Mr. and Mrs. George Deppen, Mr. and Mrs. Glenn Bryan, William Fasold and to Thomas S. Williams by Senator Helfrick.

Congratulations of the Senate were extended to the North Penn Chamber of Commerce of Lansdale by Senator Holl.

Congratulations of the Senate were extended to the El Shaddai Singers by Senators Hopper and Shumaker.

Congratulations of the Senate were extended to Marie Hickson, Central High School of Philadelphia and to Leon B. Davis by Senator Jones.

Congratulations of the Senate were extended to Mr. and Mrs. James Baker, Mr. and Mrs. Homer Diehl, Mr. and Mrs. Chester Elliott, Mr. and Mrs. Henry Porto, Mr. and Mrs. Victor M. Ricker, Mr. and Mrs. Joseph H. Sharer, Sr. and to Mr. and Mrs. Ross F. Smith by Senator Jubelirer.

Congratulations of the Senate were extended to Matthew Colangelo by Senator Lemmond.

Congratulations of the Senate were extended to Mr. and Mrs. Robert W. Jackson by Senator Lincoln.

Congratulations of the Senate were extended to Kevin P. Smith by Senator Loeper.

Congratulations of the Senate were extended to Maria Pitetti Cacciavilliano by Senator Lynch.

Congratulations of the Senate were extended to Ambassador and Mrs. Edward T. Y. Wu, Director Pan Chia-Sheng of the Republic of China, Mr. and Mrs. Wilbur W. Hepburn, Mr. and Mrs. Maynard Reibson and to Mr. and Mrs. Elisha Zimmer by Senator Madigan.

Congratulations of the Senate were extended to Sister Mary Reap and to St. Francis of Assisi Kitchen of Scranton by Senator Mellow.

Congratulations of the Senate were extended to the Shipensburg All-Star Softball Team by Senator Moore.

Congratulations of the Senate were extended to Mr. and Mrs. Robert Hastie, Reverend Father Julio Serra, James J. Bower, Jr., St. John Don Bosco Church of Conyngham and to Westminster Presbyterian Church of Wilkes-Barre by Senator Musto.

Congratulations of the Senate were extended to Melanie Soltysik Skillman and to Saint Matthew's Greek Orthodox Church of Reading by Senator O'Pake.

Congratulations of the Senate were extended to Renton Elementary School of Pittsburgh by Senator Pecora.

Congratulations of the Senate were extended to Brad James, Jonathan Stroud, Larry Johnson, George McKain, Richard Scholl, Shirley Clark, Michael Seagriff, Robert Arnold, Tim Cornuet, John Briney, Richard Heuser, Carl Orkwis, Brian McGrath, Margaret Ferguson, Fred Sherick, George Tasick, Joseph Fleischman, Ken Kulick, Bradley Weleski, Victor S. Capoccioni, Donald R. Bushman, Charles L. Lentz, Sr., Charles R. Blackburn, Betty Bell Morgan Lentz and to Central Presbyterian Church of Tarentum by Senator Regoli.

Congratulations of the Senate were extended to Mr. and Mrs. John Dornbach and to the Exchange Club of Easton by Senator Reibman.

Congratulations of the Senate were extended to Dr. Jack Perry, Shawn Christopher Naftzinger and to the citizens of the Borough of Weatherly by Senator Rhoades.

Congratulations of the Senate were extended to Anthony Greco by Senator Rocks.

Congratulations of the Senate were extended to Joseph R. Havrilla and to John J. Tichon by Senator Romanelli.

Congratulations of the Senate were extended to the Ellwood City Sons of Italy by Senator Ross.

Congratulations of the Senate were extended to Scott R. Lutz, Thomas J. Euasew and to The Honorable Dominic M. Cermele by Senator Salvatore.

Congratulations of the Senate were extended to James Vincent Anthony Prozzillo by Senators Salvatore and Fumo.

Congratulations of the Senate were extended to Suzie McConnell and to Andrew N. Guthrie by Senator Scanlon.

Congratulations of the Senate were extended to Mr. and Mrs. Lawrence Wood, Mr. and Mrs. Harold Byers and to Peter J. Micco by Senator Shaffer.

Congratulations of the Senate were extended to Reverend Clarice L. Chambers, Association for Retarded Citizens of Dauphin County and to the Word Fellowship Church of Harrisburg by Senator Shumaker.

Congratulations of the Senate were extended to Mr. and Mrs. Michael Porada, Dr. and Mrs. James L. Carraway, Mr. and Mrs. Derwood Plyler, Carson Greene, Jr. and to Radio Station 1160 WCCS of Homer City by Senator Stapleton.

Congratulations of the Senate were extended to David Wayne Moyer by Senator Stauffer.

Congratulations of the Senate were extended to the Veterans of Foreign Wars, Hawkins Home Post No. 927 of Washington by Senator Stout.

Congratulations of the Senate were extended to Margaret Culbertson and to Christine Janison by Senator Tilghman.

Congratulations of the Senate were extended to Paul S. Hoover by Senator Wenger.

Congratulations of the Senate were extended to Frances Connix Williams, Pennsylvania Historical and Museum Commission and to the West Philadelphia High School Class of 1968 by Senator Williams.

Congratulations of the Senate were extended to Mr. and Mrs. Horatio Scott by Senator Wilt.

Congratulations of the Senate were extended to Dr. Leonard J. Lenhart by Senators Zemprelli and Wilt.

Congratulations of the Senate were extended to the Pennsylvania Turnpike Commission by Senator Zemprelli and others.

CONDOLENCE RESOLUTIONS

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

Condolences of the Senate were extended to the family of the late Linda M. McGaffin by Senator Greenleaf.

Condolences of the Senate were extended to the family of the late Thomas M. Mangino by Senator Ross.

LAUDATORY RESOLUTION

The PRESIDENT laid before the Senate the following resolution offered by Senator Shumaker, which was read, considered and adopted:

A laudatory resolution was extended to Mitchell Memorial United Methodist Church and Camp Curtin United Methodist Church of Harrisburg in honoring the active and inactive members, age seventy and plus, for their years of service and work in the church and the community.

RECESS

Senator LOEPER. Mr. President, I move that the Senate do now recess to the call of the President pro tempore.

The motion was agreed to.

The PRESIDENT. The Senate will stand in recess to the call of the President pro tempore.

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.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

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

October 11, 1988

HB 2375, 2380, 2381, 2386, 2388, 2390 and 2398— Committee on Appropriations.

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Wenger and Senator Afflerbach. Their leaves are cancelled.

RECONSIDERATION OF HB 2372

NONPREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS
AMENDED RECOMMITTED

HB 2372 (Pr. No. 3794) — Senator LOEPER. Mr. President, I move to reconsider the vote by which the bill went over in its order on third consideration.

The motion was agreed to.

The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 13, 1988 (P. L. , No. 16A), entitled "A supplement to the act of November 30, 1965 (P. L. 843, No. 355), known as the 'Temple University—Commonwealth Act,' making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated," adding an appropriation for the Science and Technology Campus and Jobs Program.

On the question,

Will the Senate agree to the bill on third consideration?

Senator LOEPER. Mr. President, I move that House Bill No. 2372, Printer's No. 3794, be recommitted to the Committee on Appropriations.

The motion was agreed to.

The PRESIDENT pro tempore. House Bill No. 2372 will be recommitted to the Committee on Appropriations.

SPECIAL ORDER OF BUSINESS ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. The Majority and Minority Leaders have given their permission for the Committee on Appropriations to meet off the floor during today's Session in the Rules Committee room to consider House Bills No. 2372, 2375, 2380, 2381, 2386, 2388, 2390 and 2398.

RECESS

Senator LOEPER. Mr. President, at this time I would ask for a very brief recess of the Senate for the purpose of a meeting of the Committee on Appropriations to take place immediately in the Rules Committee room at the rear of the Senate Chamber.

The PRESIDENT pro tempore. Senator Loeper has requested a recess of the Senate for the purpose of a meeting of the Committee on Appropriations to be held in the Rules Committee room at the rear of the Senate Chamber. For that purpose, the Senate will stand in recess.

AFTER RECESS

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

REPORTS FROM COMMITTEE

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

HB 2372 (Pr. No. 3835) (Amended) (Rereported)

An Act amending the act of July 13, 1988 (P. L. , No. 17A), entitled "A supplement to the act of July 7, 1972 (P. L. 743, No. 176), known as the 'Lincoln University—Commonwealth Act,' making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated," provid-

ing an additional appropriation for the International Affairs Institute.

HB 2375 (Pr. No. 3802)

An Act making appropriations to the Hahnemann University, Philadelphia.

HB 2380 (Pr. No. 3803)

An Act making an appropriation to the Delaware Valley College of Science and Agriculture at Doylestown.

HB 2381 (Pr. No. 3804)

An Act making an appropriation to The University of the Arts, Philadelphia.

HB 2386 (Pr. No. 3805)

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County.

HB 2388 (Pr. No. 3806)

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia.

HB 2390 (Pr. No. 3807)

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

HB 2398 (Pr. No. 3808)

An Act making an appropriation to the Burn Foundation of Greater Delaware Valley.

BILLS ON FIRST CONSIDERATION

Senator LOEPER. Mr. President, I move 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:

HB 2375, 2380, 2381, 2386, 2388, 2390 and 2398.

And said bills having been considered for the first time,

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

ADJOURNMENT

Senator LOEPER. Mr. President, I move the Senate do now adjourn until Wednesday, October 12, 1988, at 5:00 p.m., Eastern Daylight Saving Time.

The PRESIDENT pro tempore. It is moved by Senator Loeper that the Senate do now adjourn until Wednesday, October 12, 1988, at 5:00 p.m., Eastern Daylight Saving Time.

The motion was agreed to.

The Senate adjourned at 11:59 p.m., Eastern Daylight Saving Time.