

# Legislative Journal

TUESDAY, APRIL 26, 1983

SESSION OF 1983

167TH OF THE GENERAL ASSEMBLY

No. 32

## HOUSE OF REPRESENTATIVES

The House convened at 11 a.m., e.d.t.

### THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

#### PRAYER

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

*Most gracious and ever-loving Father, it is with sincerity of purpose and dedicated spirit that we come before Thee. We know that Thou art ever by our side and dost seek to inspire our faith, enrich our stamina, and direct our talents in productive avenues of service for Thee and the peoples we serve.*

We beseech Thee, O most merciful God, that Thou wilt be forgiving to what we have been, strengthen what we are, and inspire what we shall be, so that our dedication to Thee may not be in vain but will bring forth fruitful fulfillment of Thy truth in the hearts and lives of all Thine own. In Thy blest name, we pray. Amen.

#### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

#### JOURNALS APPROVED

The SPEAKER. The Journals for Tuesday, April 12, and Wednesday, April 13, 1983, are in print and will be accepted as printed unless the Chair hears objection. The Chair hears no objection.

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Monday, April 25, 1983, will be postponed until the Journal is in print. The Chair hears no objection.

#### LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip for leaves of absence. The gentleman indicates there are no requests for leaves of absence.

The Chair recognizes the minority whip, who indicates there are no requests for leaves of absence.

## BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that the following bills be removed from the table and placed on the active calendar:

HB 86;  
HB 164;  
HB 166;  
HB 182;  
HB 330;  
HB 331;  
HB 379;  
HB 479;  
HB 550;  
HB 595;  
HB 596;  
HB 625;  
HB 665;  
HB 690; and  
HB 726.

On the question,  
Will the House agree to the motion?  
Motion was agreed to.

## MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to take the master roll call for the day. Members will proceed to vote.

The following roll call was recorded:

#### PRESENT—194

|             |                 |           |               |
|-------------|-----------------|-----------|---------------|
| Afflerbach  | Fee             | McCall    | Ryan          |
| Alderette   | Fischer         | McClatchy | Rybak         |
| Angstadt    | Flick           | McHale    | Saloom        |
| Arty        | Foster, W. W.   | McIntyre  | Salvatore     |
| Baldwin     | Foster, Jr., A. | McMonagle | Saurman       |
| Barber      | Freeman         | McVerry   | Scheetz       |
| Belardi     | Freind          | Mackowski | Schuler       |
| Belfanti    | Fryer           | Madigan   | Semmel        |
| Beloff      | Gallagher       | Maiale    | Serafini      |
| Blaum       | Gallen          | Manderino | Seventy       |
| Book        | Gamble          | Manmiller | Showers       |
| Bowser      | Gannon          | Markosek  | Sirianni      |
| Boyes       | Geist           | Marmion   | Smith, B.     |
| Brandt      | George          | Mayernik  | Smith, L. E.  |
| Broujos     | Godshall        | Merry     | Snyder, D. W. |
| Burd        | Greenwood       | Michlovic | Snyder, G. M. |
| Caltagirone | Grieco          | Micozzie  | Spencer       |
| Cappabianca | Gruitza         | Miller    | Spitz         |
| Carn        | Gruppo          | Miscevich | Stairs        |
| Cawley      | Haluska         | Moehlmann | Steighner     |
| Cessar      | Harper          | Morris    | Stevens       |

|            |            |            |               |
|------------|------------|------------|---------------|
| Cimini     | Hasay      | Mowery     | Stewart       |
| Civera     | Hayes      | Mrkonic    | Stuban        |
| Clark      | Herman     | Murphy     | Sweet         |
| Clymer     | Hershey    | Noye       | Swift         |
| Cohen      | Hoeffel    | O'Brien    | Taylor, E. Z. |
| Colafella  | Honaman    | O'Donnell  | Taylor, F. E. |
| Cole       | Hutchinson | Olasz      | Telek         |
| Cordisco   | Itkin      | Oliver     | Tigue         |
| Coslett    | Jackson    | Perzel     | Trello        |
| Cowell     | Jarolin    | Peterson   | Truman        |
| Coy        | Johnson    | Petrarca   | Van Horne     |
| Deluca     | Kasunic    | Petrone    | Vroon         |
| DeVerter   | Kennedy    | Phillips   | Wachob        |
| DeWeese    | Klingaman  | Piccola    | Wambach       |
| Daley      | Kosinski   | Pievsky    | Wargo         |
| Davies     | Kowalshyn  | Pistella   | Wass          |
| Dawida     | Kukovich   | Pitts      | Wiggins       |
| Deal       | Lashingier | Pott       | Williams      |
| Dietz      | Laughlin   | Pratt      | Wilson        |
| Dininni    | Lehr       | Preston    | Wogan         |
| Dombrowski | Lescovitz  | Punt       | Wozniak       |
| Donatucci  | Letterman  | Rappaport  | Wright, D. R. |
| Dorr       | Levi       | Reber      | Wright, J. L. |
| Duffy      | Levin      | Reinard    | Wright, R. C. |
| Durham     | Linton     | Richardson | Zwikl         |
| Evans      | Livengood  | Rieger     |               |
| Fargo      | Lloyd      | Robbins    | Irvis,        |
| Fattah     | Lucyk      | Rudy       | Speaker       |

ADDITIONS—5

|         |         |         |        |
|---------|---------|---------|--------|
| Bunt    | Gladeck | Hagarty | Nahill |
| Cornell |         |         |        |

NOT VOTING—1

Weston

EXCUSED—3

|           |          |       |
|-----------|----------|-------|
| Armstrong | Battisto | Burns |
|-----------|----------|-------|

LEAVE ADDED—1

Weston

RESOLUTIONS REPORTED FROM COMMITTEE

HR 32, PN 325 (Concurrent)

By Rep. COLE

Memorializing Congress to cease interest on and absolve a percentage of the Federal Unemployment Trust Fund debt of the affected states.

FEDERAL-STATE RELATIONS.

HR 59, PN 720

By Rep. COLE

Memorializing the Pennsylvania Congressional and Senatorial delegations, the United States Department of Agriculture and the President of the United States to oppose certain sales of land owned by the Federal Government.

FEDERAL-STATE RELATIONS.

HR 61, PN 764

By Rep. COLE

Memorializing Congress to enact legislation relating to the regulation of natural gas and pipelines.

FEDERAL-STATE RELATIONS.

STATEMENT BY SPEAKER

The SPEAKER. The Chair wishes to thank the gentleman from Boyertown, his very good personal friend, Mr. Fryer, for presiding yesterday in the absence of the Chair.

The Chair also would like to thank Representative Richardson for the excellent task that he performed in organizing the Legislative Art Exhibit, and the Chair would also like to thank Representative June Honaman for the work she did in prior years, and to publicly apologize for missing the boat when it came to giving credit and inviting the minority leader. The Chair has already apologized to the minority leader. We did not include his name on the list. It was, believe me, a total oversight. Nothing like that will happen again. The Chair wanted it publicly known that the Chair appreciates the support that the former Speaker has given to the Legislative Art Exhibit and the work which June Honaman has given, for the record and personally.

BITUMINOUS COAL QUEEN PRESENTED

The SPEAKER. The Chair now calls to the podium Representative Taylor, who wishes to make a presentation.

Mr. TAYLOR. Thank you, Mr. Speaker.

I have the distinct honor and pleasure today of introducing to you the Bituminous Coal Queen of 1982. Before doing that, I would like to present to her a citation on behalf of the House of Representatives, which reads as follows:

WHEREAS, Debbie Tekavec, the eighteen year old daughter of Donald and Sondra Tekavec of Uniontown, was crowned 1982 Keystone Bituminous Coal Queen. A senior at Fairchance-Georges High School, she is a member of the Honor Society and has been a cheerleader for three years. Following her high school graduation, Debbie plans to attend the Pennsylvania State University.

Now therefore, The House of Representatives of the Commonwealth of Pennsylvania extends hearty congratulations to Debbie Tekavec on being crowned 1982 Keystone Bituminous Coal Queen.

Also, as you will see later, Debbie had to perform a talent in the participation as the Coal Queen, and she did that in modern jazz. So from the best from the west, we have had two Miss Pennsylvanias, and now I would like to introduce to you the Coal Queen of 1982, Debbie.

The SPEAKER. You will all notice that this is one time Bill DeWeese did not get up here first. We are going to call on you; do not worry.

I would point out to the House of Representatives that it would be a tough choice between the mother and daughter in a race like this.

Miss TEKAVEC. Good morning. Many of you may not be familiar with the title of Coal Queen, so I would like to tell you a little about the organization which I represent and how a Coal Queen is chosen.

The King Coal Association of southwestern Pennsylvania has been traditionally conducting an annual Pennsylvania Bituminous Coal Show for the past 30 years. Its objective is to draw attention to Greene County and the surrounding area as one of the most productive coal-mining regions in the country. It accomplishes this by attracting people from all over the tristate area and beyond to view the various exhibits and to take part in the many activities comprising the week-long show.

The Coal Show was initiated by Steve McCann, who, as I am sure many of you know, has been actively involved in all aspects of promoting the coal industry for several years and is first vice president of the King Coal Association. Sarah Ruth, who became the first female coal purchasing agent in 1965, has been the association's president for the past 7 years. They, with the help of many other indefatigable people like them, organize the show each year.

One of the many highlights of Coal Show week is the Coal Queen Pageant. One representative from each of approximately 15 area school districts is sent to Carmichaels, home of the Coal Show, to compete for the title.

The King Coal Association spares no effort to make the pageant one of the most enjoyable experiences the girls will have. They are given plenty of opportunities to get to know each other, as well as many influential people in the coal industry. As Coal Queen, I have had the pleasure of meeting with and gaining knowledge from many industrial and political leaders from all parts of the country. Our area recently produced a new national leader. Richard Trumka, president of the United Mine Workers association, is a native of Carmichaels.

The coal industry is a vital part of the economy of the area in which I live. It produces enough coal each year to supply steel and power plants, as well as other industries, and heat thousands of homes. It also provides the area with thousands of jobs.

Although there have been some recent cutbacks in production, coal promises to be the Nation's key to energy independence in the future. Supplies are abundant and rapidly advancing technology is making coal conversion in transportation more and more economically efficient. Miners are also enjoying the benefits of technology in the form of better and safer working conditions.

I am proud to be here as a representative of the King Coal Association and all it stands for, and I thank you for your attention.

Mr. TAYLOR. Thank you, Debbie. Thank you, Mr. Speaker.

At this time I would like to call Representative DeWeese to the rostrum, please. Come here, Bill, because this is an occasion I do not want you to forget.

For so many years Representative DeWeese has always had that great pleasure of introducing the Coal Queen here in the House, and I know for the last 6 or 7 years. In 1982 we had reapportionment, and that district of Fayette County came back to a Fayette Countian, me. As a result, Representative DeWeese lost the Coal Queen. I would like at this time, so that Mr. DeWeese may keep this for posterity and so that he will have something to remember, something that was near and dear to his heart, now in his days of sadness he can wear this black armband.

The SPEAKER. Thank you very much, Mr. Taylor and Debbie.

## LEAVE OF ABSENCE GRANTED

The SPEAKER. The Chair recognizes the minority whip. For what purpose does the gentleman rise?

Mr. HAYES. Mr. Speaker, if you would return to the requests for leaves of absence, I would ask that the lady from Philadelphia, Mrs. WESTON, be excused for the week.

The SPEAKER. Without objection, the leave will be granted. The Chair hears none.

## MEMBERS' PRESENCE RECORDED

The SPEAKER. Without objection, these following members will be added to the master roll: Representative Cornell, Representative Bunt, Representative Gladeck, and Representative Hagarty. The Chair hears no objection.

## HOUSE BILLS INTRODUCED AND REFERRED

**No. 850** By Representatives MORRIS, CIMINI, CALTAGIRONE, GALLAGHER, FEE, BELFANTI, PERZEL, PISTELLA, TIGUE, LINTON, HALUSKA, RYBAK, COLAFELLA, ALDERETTE and CAWLEY

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of unsworn falsification of a wholesaler in fuel.

Referred to Committee on JUDICIARY, April 26, 1983.

**No. 851** By Representatives MORRIS, CIMINI, CALTAGIRONE, CAWLEY, GALLAGHER, FEE, BELFANTI, PERZEL, PISTELLA, TIGUE, LINTON, B. SMITH, RYBAK, COLAFELLA and ALDERETTE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of unsworn falsification of a nuclear engineer.

Referred to Committee on JUDICIARY, April 26, 1983.

**No. 852** By Representatives MORRIS, CIMINI, CALTAGIRONE, CAWLEY, GALLAGHER, FEE, BELFANTI, PERZEL, PISTELLA, TIGUE, HALUSKA, B. SMITH, FREEMAN and ALDERETTE

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, disallowing certain charges to be included in utility rates.

Referred to Committee on CONSUMER AFFAIRS, April 26, 1983.

**No. 853** By Representatives MORRIS, CIMINI, CALTAGIRONE, CAWLEY, GALLAGHER, FEE, BELFANTI, PERZEL, PISTELLA, TIGUE, LINTON, HALUSKA, MRKONIC, FREEMAN, FISCHER and ALDERETTE

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for the election of public utility commissioners and for their campaign expenses.

Referred to Committee on CONSUMER AFFAIRS, April 26, 1983.

**No. 854** By Representative MORRIS

An Act authorizing the indebtedness, with the approval of the electors, of \$90,000,000 for the repair, rehabilitation, development and acquisition of land and facilities for community services and public recreational purposes.

Referred to Committee on APPROPRIATIONS, April 26, 1983.

**No. 855** By Representative MORRIS

An Act amending "The Land and Water Conservation and Reclamation Act," approved January 19, 1968 (1967 P. L. 996, No. 443), reappropriating lapsed funds.

Referred to Committee on APPROPRIATIONS, April 26, 1983.

**No. 856** By Representative MORRIS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for prosecutions in school bus cases.

Referred to Committee on TRANSPORTATION, April 26, 1983.

**No. 857** By Representatives O'DONNELL, MOWERY, MILLER, KUKOVICH, SALVATORE, ITKIN, E. Z. TAYLOR, PISTELLA, CAPPABIANCA, AFFLERBACH, PRESTON, DEAL, MAIALE, CLYMER, MORRIS, FEE, R. C. WRIGHT, DOMBROWSKI, DAWIDA, McMONAGLE, McVERRY, MARMION, CESSAR, JACKSON, GEIST, O'BRIEN, WOGAN and LEHR

An Act mandating actuarial funding standards for all municipal pension systems; establishing a recovery program for municipal pension systems determined to be financially distressed; and making a repeal.

Referred to Committee on FINANCE, April 26, 1983.

**No. 858** By Representatives LIVENGOOD, LETTERMAN and CLARK

An Act amending "The Borough Code," approved February 1, 1966 (1965 P. L. 1656, No. 581), further providing for insurance for former employees.

Referred to Committee on LOCAL GOVERNMENT, April 26, 1983.

**No. 859** By Representatives HUTCHINSON, PETRARCA, CLARK and OLASZ

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

Referred to Committee on TRANSPORTATION, April 26, 1983.

**No. 860** By Representative HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, limiting regulation of private parking lots to municipal police departments.

Referred to Committee on TRANSPORTATION, April 26, 1983.

**No. 861** By Representatives GALLAGHER, BURNS and J. L. WRIGHT

An Act declaring and adopting the song "My Pennsylvania," by Ann H. Leyland, as the State song of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, April 26, 1983.

**No. 862** By Representatives FREIND, ARTY, HERMAN, FLICK, J. L. WRIGHT, FARGO, CESSAR, HOFFEL, GODSHALL, R. C. WRIGHT, VROON, GANNON, McVERRY, GEIST, CLYMER, LASHINGER, NAHILL, CIMINI, MICOZZIE, BELARDI and ROBBINS

An Act amending the act of October 30, 1981 (P. L. 321, No. 114), entitled "An act prohibiting political subdivisions or agencies of the Commonwealth from imposing certain quotas on the issuance of citations for certain offenses," providing that certain evaluations of officers shall not be prohibited; further providing for the enforcement of tickets or citations; providing for proceedings; making clarifications; creating an offense; and imposing a penalty.

Referred to Committee on JUDICIARY, April 26, 1983.

**No. 863** By Representatives COWELL, FREIND, ITKIN, PRESTON and PETRONE

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), extending the reporting period to the Secretary of Revenue for personal income information.

Referred to Committee on EDUCATION, April 26, 1983.

**No. 864** By Representatives LASHINGER, J. L. WRIGHT, HAGARTY, KUKOVICH, McVERRY and MAIALE

An Act establishing a Department of Corrections; providing for inmates, for administration of correctional field services, for joint county detention facilities and for the powers of courts with respect to offenders, establishing the Pennsylvania Parole Commission and providing for its powers and duties; and making repeals.

Referred to Committee on JUDICIARY, April 26, 1983.

**No. 865** By Representatives STUBAN, LAUGHLIN, CAWLEY, JAROLIN, TIGUE, PETRARCA, HASAY, SERAFINI, LUCYK, SHOWERS, BELFANTI, BLAUM, WARGO, BATTISTO, BALDWIN, PHILLIPS, BELARDI, GRIECO, LETTERMAN, W. W. FOSTER, COSLETT, KLINGAMAN, McCALL, DAVIES, LESCOVITZ, PISTELLA,

FREEMAN, McHALE, CLARK, RUDY,  
GALLAGHER, F. E. TAYLOR,  
WAMBACH, KOWALYSHYN,  
DOMBROWSKI, STEIGHNER,  
KASUNIC, DALEY, MORRIS and  
ALDERETTE

An Act creating the "Railroad Maintenance Authority;" and providing for its powers, duties and responsibilities.

Referred to Committee on TRANSPORTATION,  
April 26, 1983.

**No. 866** By Representatives STUBAN, LAUGHLIN,  
HASAY, JAROLIN, CAWLEY,  
PETRARCA, BLAUM, SERAFINI,  
LUCYK, SHOWERS, BELFANTI, TIGUE,  
WARGO, BATTISTO, BALDWIN,  
PHILLIPS, BELARDI, KLINGAMAN,  
GRIECO, LETTERMAN, W. W. FOSTER,  
COSLETT, DAVIES, LESCOVITZ,  
PISTELLA, McCALL, FREEMAN,  
McHALE, CLARK, RUDY, KASUNIC,  
GALLAGHER, F. E. TAYLOR,  
WAMBACH, KOWALYSHYN,  
DOMBROWSKI, STEIGHNER, DALEY,  
ALDERETTE and MORRIS

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further providing for maintenance-of-way tax credits.

Referred to Committee on FINANCE, April 26, 1983.

**No. 867** By Representatives STUBAN, LAUGHLIN,  
CAWLEY, JAROLIN, TIGUE,  
PETRARCA, HASAY, SERAFINI,  
LUCYK, SHOWERS, BELFANTI,  
BLAUM, WARGO, BATTISTO,  
BALDWIN, PHILLIPS, COSLETT,  
BELARDI, KLINGAMAN, GRIECO,  
LETTERMAN, F. E. TAYLOR, DAVIES,  
LESCOVITZ, PISTELLA, McCALL,  
CLARK, GALLAGHER, WAMBACH,  
KOWALYSHYN, DOMBROWSKI,  
STEIGHNER, DALEY, MORRIS,  
W. W. FOSTER and ALDERETTE

An Act amending the act of March 27, 1980 (P. L. 60, No. 24), entitled "An act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled 'An act relating to tax reform and State taxation by codifying and enumerating certain subjects of taxation and imposing taxes thereon; \*\*\* establishing a credit against gross receipts tax for railroad expenditures on maintenance of right-of-way improvements and imposing restrictions on such credit,'" further providing for the expiration of the act.

Referred to Committee on FINANCE, April 26, 1983.

**No. 868** By Representatives STUBAN, LAUGHLIN,  
HASAY, JAROLIN, CAWLEY,  
PETRARCA, BLAUM, SERAFINI,  
LUCYK, SHOWERS, BELFANTI, TIGUE,  
WARGO, BATTISTO, PHILLIPS,  
BELARDI, GRIECO, LETTERMAN,

DALEY, W. W. FOSTER, F. E. TAYLOR,  
COSLETT, KLINGAMAN, DAVIES,  
LESCOVITZ, PISTELLA, McCALL,  
FREEMAN, McHALE, CLARK,  
WAMBACH, KOWALYSHYN,  
GALLAGHER, DOMBROWSKI,  
STEIGHNER, KASUNIC, MORRIS and  
ALDERETTE

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further providing for maintenance-of-way tax credits.

Referred to Committee on FINANCE, April 26, 1983.

**No. 869** By Representatives GRUPPO, MADIGAN,  
SEMMELE and D. W. SNYDER

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

Referred to Committee on TRANSPORTATION,  
April 26, 1983.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 74** By Representatives RIEGER, WIGGINS,  
EVANS, TRUMAN and KOSINSKI

Designating the month of May as High Blood Pressure Month.

Referred to Committee on RULES, April 26, 1983.

**No. 75** By Representatives COY, D. R. WRIGHT,  
MORRIS, COLE, MANDERINO,  
SHOWERS, STUBAN and LUCYK

Amending House Rule 43 by adding a subcommittee.

Referred to Committee on RULES, April 26, 1983.

**No. 76** By Representatives PITTS, HAYES,  
RYBAK, HARPER, LETTERMAN,  
JACKSON, MADIGAN, MILLER,  
SIRIANNI, HERSHEY, WASS, FREIND,  
CLYMER, GRUPPO, SHOWERS,  
MORRIS, VROON, COLAFELLA,  
PETRARCA, GLADECK, CARN,  
BLAUM, PRATT, KLINGAMAN,  
HONAMAN, FATTAH, MICHLOVIC,  
FLICK, DeLUCA and RAPPAPORT

Objecting to the use by the Department of Public Welfare of a centralized eligibility unit for subsidized day care.

Referred to Committee on RULES, April 26, 1983.

### SENATE MESSAGE

#### ADJOURNMENT RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate, April 25, 1983

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, May 2, 1983 unless sooner recalled by the President Pro Tempore, and when the House of Representatives adjourns this week it reconvene on Monday, May 2, 1983 unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,

Will the House concur in the resolution of the Senate?

Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

**WELCOMES**

The SPEAKER. The Chair is delighted to welcome to the hall of the House Mr. and Mrs. Robert Hill and Mr. and Mrs. Howard Matthews. They are here as the guests of Representative Paul Wass and Representative Henry Livengood.

The Chair has been advised that there is a group of eighth grade students from the Elizabethtown Area High School here. They are here under the supervision of their instructor, Mr. Dale Denlinger, and their student teacher, Ms. Pam Maizel. They are the guests of Representative Brandt, as well as the other members of the Lancaster County delegation.

The Chair is also advised that we have two legislative interns here: Michael Spadaccini, who is a legislative intern to Representative Dennis O'Brien; and Jim McHale, who is a legislative intern to Representative Christopher Wogan.

The Chair also welcomes Tom McCall III, who is the guest of Fred Trello and his brother, Representative McCall, and the Carbon County delegation. The fear that Representative McCall has is that one of his brothers may challenge him sooner or later, but we welcome him here.

The Chair is advised that 32 students and teachers from the Susquenita High School's gifted program are here. They are here as the guests of Representative Noye and Representative DeVerter.

And Rick Grayson, who is a legislative intern to Representative Belfanti, is here.

The fourth grade class from the Fishing Creek Elementary School, under the supervision of their teacher, Mr. Gary Bloom, are the guests of Representative Bruce Smith of York County.

The Chair would advise the House that as long as we are under the supervision of fourth graders, eighth graders, and high school graders, we ought to watch our own grades.

**CALENDAR**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 575, PN 643**, entitled:

An Act amending the "Pennsylvania Savings Association Insurance Corporation Act," approved April 6, 1979 (P. L. 17, No. 5), further providing for the regulation of the amount of earnings paid on savings deposits by certain associations.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

**YEAS—197**

|             |                 |            |               |
|-------------|-----------------|------------|---------------|
| Afflerbach  | Fattaht         | Lloyd      | Rudy          |
| Alderette   | Fee             | Lucyk      | Ryan          |
| Angstadt    | Fischer         | McCall     | Rybak         |
| Arty        | Flick           | McClatchy  | Saloom        |
| Baldwin     | Foster, W. W.   | McHale     | Salvatore     |
| Barber      | Foster, Jr., A. | McIntyre   | Saurman       |
| Belardi     | Freeman         | McMonagle  | Scheetz       |
| Belfanti    | Freind          | McVerry    | Schuler       |
| Beloff      | Fryer           | Mackowski  | Semmel        |
| Blaum       | Gallagher       | Madigan    | Serafini      |
| Book        | Gallen          | Maiale     | Seventy       |
| Bowser      | Gamble          | Manderino  | Showers       |
| Boyes       | Gannon          | Manmiller  | Sirianni      |
| Brandt      | Geist           | Markosek   | Smith, B.     |
| Broujos     | George          | Marmion    | Smith, L. E.  |
| Bunt        | Gladeck         | Mayernik   | Snyder, D. W. |
| Burd        | Godshall        | Merry      | Snyder, G. M. |
| Caltagirone | Greenwood       | Michlovic  | Spencer       |
| Cappabianca | Grieco          | Micozzie   | Spitz         |
| Carn        | Gruitza         | Miller     | Stairs        |
| Cawley      | Gruppo          | Miscevich  | Steighner     |
| Cessar      | Hagarty         | Moehlmann  | Stevens       |
| Cimini      | Haluska         | Morris     | Stewart       |
| Civera      | Harper          | Mowery     | Stuban        |
| Clark       | Hasay           | Mrkonic    | Sweet         |
| Clymer      | Hayes           | Murphy     | Swift         |
| Cohen       | Herman          | Noye       | Taylor, F. E. |
| Colafella   | Hershey         | O'Brien    | Telek         |
| Cole        | Hoeffel         | O'Donnell  | Tigue         |
| Cordisco    | Honaman         | Olasz      | Trello        |
| Cornell     | Hutchinson      | Oliver     | Truman        |
| Coslett     | Itkin           | Perzel     | Van Horne     |
| Cowell      | Jackson         | Peterson   | Vroon         |
| Coy         | Jarolin         | Petrarca   | Wachob        |
| Deluca      | Johnson         | Petrone    | Wambach       |
| DeVerter    | Kasunic         | Phillips   | Wargo         |
| DeWeese     | Kennedy         | Piccola    | Wass          |
| Daley       | Klingaman       | Pievsy     | Wiggins       |
| Davies      | Kosinski        | Pistella   | Williams      |
| Dawida      | Kowalshyn       | Pitts      | Wilson        |
| Deal        | Kukovich        | Pott       | Wogan         |
| Dietz       | Lashinger       | Pratt      | Wozniak       |
| Dininni     | Laughlin        | Preston    | Wright, D. R. |
| Dombrowski  | Lehr            | Punt       | Wright, J. L. |
| Donatucci   | Lescovitz       | Rappaport  | Wright, R. C. |
| Dorr        | Letterman       | Reber      | Zwikl         |
| Duffy       | Levi            | Reinard    |               |
| Durham      | Levin           | Richardson | Irvis,        |
| Evans       | Linton          | Rieger     | Speaker       |
| Fargo       | Livengood       | Robbins    |               |

**NAYS—0**

**NOT VOTING—2**

Nahill Taylor, E. Z.

**EXCUSED—4**

Armstrong Battisto Burns Weston

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

\* \* \*

The House proceeded to third consideration of **HB 322, PN 837**, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for voting on matters before the board.

On the question,  
Will the House agree to the bill on third consideration?  
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—197

|             |                 |            |               |
|-------------|-----------------|------------|---------------|
| Afflerbach  | Fattah          | Lloyd      | Rudy          |
| Alderette   | Fee             | Lucyk      | Rybak         |
| Angstadt    | Fischer         | McCall     | Saloom        |
| Arty        | Flick           | McClatchy  | Salvatore     |
| Baldwin     | Foster, W. W.   | McHale     | Saurman       |
| Barber      | Foster, Jr., A. | McIntyre   | Scheetz       |
| Belardi     | Freeman         | McMonagle  | Schuler       |
| Belfanti    | Freind          | McVerry    | Semmel        |
| Beloff      | Fryer           | Mackowski  | Serafini      |
| Blaum       | Gallagher       | Madigan    | Seventy       |
| Book        | Gallen          | Maiale     | Showers       |
| Bowser      | Gamble          | Manderino  | Sirianni      |
| Boyes       | Gannon          | Manmiller  | Smith, B.     |
| Brandt      | Geist           | Markosek   | Smith, L. E.  |
| Broujos     | George          | Marmion    | Snyder, D. W. |
| Bunt        | Gladeck         | Mayernik   | Snyder, G. M. |
| Burd        | Godshall        | Merry      | Spencer       |
| Caltagirone | Greenwood       | Michlovic  | Spitz         |
| Cappabianca | Grieco          | Micozzie   | Stairs        |
| Carn        | Gruitza         | Miller     | Steighner     |
| Cawley      | Gruppo          | Miscevich  | Stevens       |
| Cessar      | Hagarty         | Moehlmann  | Stewart       |
| Cimini      | Haluska         | Morris     | Stuban        |
| Civera      | Harper          | Mowery     | Sweet         |
| Clark       | Hasay           | Mrkonic    | Swift         |
| Clymer      | Hayes           | Murphy     | Taylor, E. Z. |
| Cohen       | Herman          | Noye       | Taylor, F. E. |
| Colafiglia  | Hershey         | O'Brien    | Telek         |
| Cole        | Hoefel          | O'Donnell  | Tigue         |
| Cordisco    | Honaman         | Olasz      | Trello        |
| Cornell     | Hutchinson      | Oliver     | Truman        |
| Coslett     | Itkin           | Perzel     | Van Horne     |
| Cowell      | Jackson         | Peterson   | Vroon         |
| Coy         | Jarolin         | Petrarca   | Wachob        |
| Deluca      | Johnson         | Petrone    | Wambach       |
| DeVerter    | Kasunic         | Phillips   | Wargo         |
| DeWeese     | Kennedy         | Piccola    | Wass          |
| Daley       | Klingaman       | Pievsky    | Wiggins       |
| Davies      | Kosinski        | Pistella   | Williams      |
| Dawida      | Kowalshyn       | Pitts      | Wilson        |
| Deal        | Kukovich        | Pott       | Wogan         |
| Dietz       | Lashinger       | Pratt      | Wozniak       |
| Dininni     | Laughlin        | Preston    | Wright, D. R. |
| Dombrowski  | Lehr            | Punt       | Wright, J. J. |
| Donatucci   | Lescovitz       | Rappaport  | Wright, R. C. |
| Dorr        | Letterman       | Reber      | Zwinkl        |
| Duffy       | Levi            | Reinard    |               |
| Durham      | Levin           | Richardson | Iris,         |
| Evans       | Linton          | Rieger     | Speaker       |
| Fargo       | Livengood       | Robbins    |               |

NAYS—0

NOT VOTING—2

Nahill Ryan

EXCUSED—4

Armstrong Battisto Burns Weston

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

\* \* \*

The House proceeded to third consideration of **HB 574, PN 838**, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), deleting the time limitation on the conveyance of property to historical societies.

On the question,  
Will the House agree to the bill on third consideration?

Mr. SAURMAN offered the following amendments No. A0538:

Amend Title, page 1, line 6, by removing the period after "societies" and inserting  
; and further providing for sabbatical leaves of absence.

Amend Bill, page 2, by inserting between lines 7 and 8  
Section 2. Section 1166 of the act, amended May 14, 1968 (P.L.119, No.62), is amended to read:

Section 1166. Persons Entitled.—(a) Any person employed in the public school system of this Commonwealth who has completed ten (10) years of satisfactory service as a professional employe or member of the supervisory, instructional or administrative staff, or as a commissioned officer, of any board of school directors, county board of school directors, or any other part of the public school system of the Commonwealth, shall be entitled to a leave of absence for restoration of health, study or travel, or, at the discretion of the board of school directors, for other purposes. At least five consecutive years of such service shall have been in the school district from which leave of absence is sought, unless the board of school directors shall in its discretion allow a shorter time: Provided, however, That in the case of professional employes of area vocational-technical schools or technical institutes prior service in the participating school districts shall be credited toward such service requirement. Such leave of absence shall be for a [half or] full school term [or for two half school terms during a period of two years, at the option of such person: Provided, however, if a sabbatical leave is requested because of the illness of an employe, a leave shall be granted for a period equivalent to a half or full school term or equivalent to two half school terms during a period of two years: Provided further, That if a sabbatical leave for one half school term or its equivalent has been granted and the employe is unable to return to school service because of illness or physical disability, the employe, upon written request prior to the expiration of the original leave, shall be entitled to a further sabbatical leave for one half school term or its equivalent]: Provided [further] however, That if a sabbatical leave for a full school term [or its equivalent] has been granted and the employe is unable to return to school service because of illness or physical disability, the board of school directors may extend such sabbatical leave for such periods as it may determine but not to exceed one full school term or its equivalent. Thereafter, one leave of absence shall be allowed after each seven years of service.

(b) A sabbatical leave granted to a regular employe shall also operate as a leave of absence without pay from all other school activities.

Amend Sec. 2, page 2, line 8, by striking out "2" and inserting

3

On the question,  
Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Montgomery, Mr. Saurman.

Mr. SAURMAN. Thank you, Mr. Speaker.

This is an amendment which I introduced last spring and said that I would reintroduce at a subsequent date. It provides that sabbatical leaves can only be taken in 1 year rather than in 6-month increments. The problem that has arisen is that a good many sabbatical leaves are taken in 6 months in one school year and the remaining 6 months in the next school year, which disrupts actually two classes and means that substitutes must be brought into two separate classes, and the continuing education of the students suffers because of it. In the event of emergencies, of course, they are provided for, but in the event of a sabbatical for travel, what this says is that it must be in 1 year so that the substitute for that year will be a continuous one and the educational process will not be disrupted.

I would request your affirmative vote on this amendment.

#### FILMING PERMISSION GRANTED

The SPEAKER. The Chair has given permission to the photographer for the House Public Information Office to take still pictures for a period of 10 minutes.

#### CONSIDERATION OF HB 574 CONTINUED

The SPEAKER. The Chair recognizes the gentleman from Northampton, Mr. Freeman.

Mr. FREEMAN. Mr. Speaker, I and my colleagues do not have a copy of the Saurman amendment. I wish they would be distributed first.

The SPEAKER. The Chair thanks the gentleman.

The Chair was advised that they had been distributed. Will someone see that he gets a copy of that amendment?

Mr. FREEMAN. Thank you, Mr. Speaker.

The SPEAKER. And we will give you a chance to go through it.

The Chair recognizes the gentleman from Beaver, Mr. Colafella.

Mr. COLAFELLA. Mr. Speaker, I rise to oppose the Saurman amendment. I think that a sabbatical leave which is taken for 6 months is granted by an individual school board after a great amount of deliberation about how it impacts on the kids in the school, and I think that this takes a great deal of flexibility away from an individual school board. For that reason, I rise to oppose this amendment and ask my colleagues to do likewise. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Washington, Mr. Lescovitz.

Mr. LESCOVITZ. Will the gentleman, Mr. Saurman, rise for brief interrogation?

The SPEAKER. The gentleman, Mr. Saurman, is being asked if he will be interrogated. He indicates he will stand for interrogation. The gentleman, Mr. Lescovitz, is in order and may now proceed.

Mr. LESCOVITZ. Mr. Speaker, if this amendment passes, this deals with not the school year but the calendar year, from January to January. Is that what you are doing? I cannot take a sabbatical from January to January; I can only take a sabbatical from September to September?

Mr. SAURMAN. That is correct, because that is the school year. That is what the student's year is, during that period of time.

What we are trying to prevent is that break in the student's education wherein they are subject to two different teachers. By doing it in 6-month increments, you are disrupting two classes rather than one, and in the case of a full year, there is no disruption because the substitute teacher remains with that class throughout the year.

The SPEAKER. The Chair recognizes the gentleman, Mr. Lescovitz.

Mr. LESCOVITZ. Mr. Speaker, I am also going to oppose this amendment.

Many teachers want to go to different colleges that provide different semesters, different classes, computers and so forth, and they may want to start in January rather than in September. I think we should give them that opportunity to go to school to further their education whenever they want to, rather than limit them to a certain semester, so I am going to oppose this, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, on the amendment, the gentleman from Montgomery, Mr. Saurman.

Mr. SAURMAN. Mr. Speaker, in the event that the teacher requires a sabbatical leave to continue their education, they may do that with proof of the fact that they are in an educational program.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, on the amendment, the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I think it is important to note that the language of this amendment would also have a negative impact, in my opinion, on the ability of a teacher or a school employee to seek a sabbatical for the purpose of illness. Again, the language which would be struck from the current law, if we adopt the Saurman amendment, would require that one, for the purposes of a sabbatical for illness, take off a full year rather than the half year that might be required. I think that there are some circumstances where an unexpected illness or perhaps even contemplated surgery which is needed would require only a half a year, not taking the full year off. This would seriously restrict the option available to the school employee under those circumstances. I, too, would urge that we not adopt this amendment.



The SPEAKER. The Chair thanks the gentleman.

The Chair is unable to recognize the gentleman, Mr. Saurman, for the third time.

The Chair recognizes the gentleman from Armstrong, Mr. Livengood.

Mr. LIVENGOOD. Mr. Speaker, I am going to oppose this amendment. I really have not had a chance to study it and see what the impact would be, but the reason why I am opposing it is *maybe for different reasons than others might*.

We have a museum back home, a building that used to belong to our school district many years ago. Back in 1944, before we got into the consolidation, the Kittanning School District purchased an extremely large home to use for an administration building. In 1965, after they got into the consolidation, of course, this was turned over to the consolidated school district, which was the Armstrong School District. The school district no longer had need for this building. In 1971 the school district decided to let the Armstrong County Museum and Historical Society use this building for their own purposes. The building was made into a museum. In 1975 the museum put extensive renovations and repairs into this building.

Right now we have a foundation in Armstrong County that is willing to set up a substantial scholarship fund in the name of the museum, if this transfer can be made in a reasonable period of time. I am going to ask for the defeat of this amendment because of the time involved, and also it may put the whole bill in jeopardy. This bill is probably going to mean the difference between whether we are able to get—

The SPEAKER. The gentleman will yield.

### POINT OF ORDER

The SPEAKER. Who raises a point of order? Mr. Saurman? What is the gentleman's point of order?

Mr. SAURMAN. Mr. Speaker, the gentleman is speaking on the bill, not on the amendment.

The SPEAKER. The gentleman will take the advice of the gentleman, Mr. Saurman, and restrain his comments to the amendment and not the bill. The gentleman may proceed.

Mr. LIVENGOOD. Thank you.

*I once again ask you to oppose this particular amendment and hope that it will be offered in some other bill. Thank you.*

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Lancaster, Mr. Schuler.

Mr. SCHULER. Mr. Speaker, will Mr. Saurman stand for interrogation, please?

The SPEAKER. The Chair cautions the gentleman that if his purpose is to allow Mr. Saurman three times at the microphone, the Chair will cut him off. If his purpose is an honest cross-examination, the Chair will allow him to continue. That is not to be taken as a personal affront; that is a ruling of the Chair for every single member all over this House.

Now, the Chair recognizes the gentleman from Lancaster, Mr. Schuler. Mr. Saurman indicates he will stand for interrogation. The gentleman, Mr. Schuler, is in order and may proceed.

Mr. SCHULER. Mr. Speaker, I would like to have an interpretation of this amendment in regard to the illness of a teacher, how this amendment would affect them. Would it deny them a sabbatical leave? That is my question.

Mr. SAURMAN. Mr. Speaker, there is no change in the original bill with regard to illness. If you look at the language, it says that the school board can in fact extend such sabbatical leave for such period as it may determine, not to exceed one full school term. So there has been no change with regard to illness.

Mr. SCHULER. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Lehigh, Mr. Afflerbach.

Mr. AFFLERBACH. Thank you, Mr. Speaker.

With all due respect to the gentleman, Mr. Saurman, I disagree with his interpretation on the last statement. The amendment specifically removes the words "or its equivalent" when speaking of a full school term, and that does make a change in the way an illness will be treated. The equivalent of a full school term would be the two semesters, not necessarily beginning in September and ending in June but perhaps beginning in January and ending the following December 31. So I would say that there is a difference in the way illness will be treated.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Westmoreland, Mr. Stairs.

Mr. STAIRS. Thank you, Mr. Speaker.

I rise to oppose this amendment and ask my colleagues to do likewise. I fear that particularly teachers who are going back to get extra education and credits and back to get schooling may have difficulty in scheduling, so I would hope that we would vote in the negative on this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,  
Will the House agree to the amendments?

The following roll call was recorded:

#### YEAS—26

|                 |          |           |         |
|-----------------|----------|-----------|---------|
| Clymer          | Gamble   | McClatchy | Scheetz |
| Cornell         | Godshall | McMonagle | Schuler |
| Fargo           | Hagarty  | Miller    | Spitz   |
| Foster, W. W.   | Hershey  | Moehlmann | Swift   |
| Foster, Jr., A. | Honaman  | Pitts     | Truman  |
| Freind          | Jackson  | Saurman   | Vroon   |
| Fryer           | Kennedy  |           |         |

#### NAYS—171

|            |           |           |              |
|------------|-----------|-----------|--------------|
| Afflerbach | Duffy     | Lucyk     | Robbins      |
| Alderette  | Durham    | McCall    | Rudy         |
| Angstadt   | Evans     | McHale    | Ryan         |
| Arty       | Fattah    | McIntyre  | Rybak        |
| Baldwin    | Fee       | McVerry   | Saloom       |
| Barber     | Fischer   | MacKowski | Salvatore    |
| Belardi    | Flick     | Madigan   | Semmel       |
| Belfanti   | Freeman   | Maiale    | Serafini     |
| Beloff     | Gallagher | Manderino | Seventy      |
| Blaum      | Gallen    | Manmiller | Showers      |
| Book       | Gannon    | Markosek  | Sirianni     |
| Bowser     | Geist     | Marmion   | Smith, B.    |
| Boyes      | George    | Mayernik  | Smith, L. E. |

|             |            |            |               |
|-------------|------------|------------|---------------|
| Brandt      | Gladeck    | Merry      | Snyder, D. W. |
| Broujos     | Greenwood  | Michlovic  | Snyder, G. M. |
| Bunt        | Grieco     | Micozzie   | Spencer       |
| Burd        | Gruitza    | Miscevich  | Stairs        |
| Caltagirone | Gruppo     | Morris     | Steighner     |
| Cappabianca | Haluska    | Mowery     | Stevens       |
| Carn        | Harper     | Mrkonic    | Stewart       |
| Cawley      | Hasay      | Murphy     | Stuban        |
| Cessar      | Hayes      | Noye       | Sweet         |
| Cimini      | Herman     | O'Brien    | Taylor, E. Z. |
| Civera      | Hoeffel    | O'Donnell  | Taylor, F. E. |
| Clark       | Hutchinson | Olasz      | Telek         |
| Cohen       | Itkin      | Oliver     | Tigue         |
| Colafella   | Jarolin    | Perzel     | Trello        |
| Cole        | Johnson    | Peterson   | Van Horne     |
| Cordisco    | Kasunic    | Petrarca   | Wachob        |
| Coslett     | Klingaman  | Petrone    | Wambach       |
| Cowell      | Kosinski   | Phillips   | Wargo         |
| Coy         | Kowalshyn  | Piccola    | Wass          |
| Deluca      | Kukovich   | Pievsky    | Wiggins       |
| DeVerter    | Lashinger  | Pistella   | Williams      |
| DeWeese     | Laughlin   | Pott       | Wilson        |
| Daley       | Lehr       | Pratt      | Wogan         |
| Davies      | Lescovitz  | Preston    | Wozniak       |
| Dawida      | Letterman  | Punt       | Wright, D. R. |
| Deal        | Levi       | Rappaport  | Wright, J. L. |
| Dietz       | Levin      | Reber      | Zwikel        |
| Dininni     | Linton     | Reinard    |               |
| Dombrowski  | Livengood  | Richardson | Irvis,        |
| Donatucci   | Lloyd      | Rieger     | Speaker       |
| Dorr        |            |            |               |

NOT VOTING—2

Nahill Wright, R. C.

EXCUSED—4

Armstrong Battisto Burns Weston

The question was determined in the negative, and the amendments were not agreed to.

WELCOME

The SPEAKER. The Chair at this time is delighted to welcome to the hall of the House, as guests of the Speaker, his personal friends, Attorney Cliff Cooper and Fred S. Montgomery from Braddock. Mr. Olasz says that the man from Braddock is really not my guest at all; he is Mr. Olasz' guest. I will take it back. He is my personal friend, but he is Mr. Olasz' guest. How is that?

CONSIDERATION OF HB 574 CONTINUED

On the question recurring,  
Will the House agree to the bill on third consideration?  
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—196

|            |                 |           |           |
|------------|-----------------|-----------|-----------|
| Afflerbach | Fattah          | Lucyk     | Ryan      |
| Alderette  | Fee             | McCall    | Rybak     |
| Angstadt   | Fischer         | McClatchy | Saloom    |
| Arty       | Flick           | McHale    | Salvatore |
| Baldwin    | Foster, W. W.   | McIntyre  | Saurman   |
| Barber     | Foster, Jr., A. | McMonagle | Scheetz   |
| Belardi    | Freeman         | McVerry   | Schuler   |

|             |           |            |               |
|-------------|-----------|------------|---------------|
| Belfanti    | Freind    | Mackowski  | Semmel        |
| Beloff      | Fryer     | Madigan    | Serafini      |
| Blaum       | Gallagher | Maiale     | Seventy       |
| Book        | Gallen    | Manderino  | Showers       |
| Bowser      | Gamble    | Manmiller  | Sirianni      |
| Boyes       | Gannon    | Markosek   | Smith, B.     |
| Brandt      | Geist     | Marmion    | Smith, L. E.  |
| Broujos     | George    | Mayernik   | Snyder, D. W. |
| Bunt        | Gladeck   | Merry      | Snyder, G. M. |
| Burd        | Godshall  | Michlovic  | Spencer       |
| Caltagirone | Greenwood | Micozzie   | Spitz         |
| Cappabianca | Grieco    | Miller     | Stairs        |
| Carn        | Gruitza   | Miscevich  | Steighner     |
| Cawley      | Gruppo    | Moehlmann  | Stevens       |
| Cessar      | Hagarty   | Morris     | Stewart       |
| Cimini      | Haluska   | Mowery     | Stuban        |
| Civera      | Harper    | Mrkonic    | Sweet         |
| Clark       | Hasay     | Murphy     | Swift         |
| Clymer      | Hayes     | Noye       | Taylor, E. Z. |
| Cohen       | Herman    | O'Brien    | Taylor, F. E. |
| Colafella   | Hershey   | O'Donnell  | Telek         |
| Cole        | Hoeffel   | Olasz      | Tigue         |
| Cordisco    | Honaman   | Oliver     | Trello        |
| Cornell     | Itkin     | Perzel     | Truman        |
| Coslett     | Jackson   | Peterson   | Van Horne     |
| Cowell      | Jarolin   | Petrarca   | Vroon         |
| Coy         | Johnson   | Petrone    | Wachob        |
| Deluca      | Kasunic   | Phillips   | Wambach       |
| DeVerter    | Kennedy   | Piccola    | Wargo         |
| DeWeese     | Klingaman | Pievsky    | Wass          |
| Daley       | Kosinski  | Pistella   | Wiggins       |
| Davies      | Kowalshyn | Pitts      | Williams      |
| Dawida      | Kukovich  | Pott       | Wilson        |
| Deal        | Lashinger | Preston    | Wogan         |
| Dietz       | Laughlin  | Punt       | Wozniak       |
| Dininni     | Lehr      | Rappaport  | Wright, D. R. |
| Dombrowski  | Lescovitz | Reber      | Wright, J. L. |
| Donatucci   | Letterman | Reinard    | Wright, R. C. |
| Dorr        | Levi      | Richardson | Zwikel        |
| Duffy       | Levin     | Rieger     |               |
| Durham      | Linton    | Robbins    | Irvis,        |
| Evans       | Livengood | Rudy       | Speaker       |
| Fargo       | Lloyd     |            |               |

NAYS—0

NOT VOTING—3

Hutchinson Nahill Pratt

EXCUSED—4

Armstrong Battisto Burns Weston

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

RECESS

The SPEAKER. The Chair at this time is about to declare a recess until 1:30 p.m.

There are other bills to be voted, and we shall take them up in this afternoon's session. It may also be necessary for each party to caucus. So the Chair would urge you to report promptly to the floor of the House at the end of the recess period, which is 1:30. The House stands in recess until 1:30.

**AFTER RECESS**

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

**WELCOMES**

The SPEAKER. The Chair is delighted to welcome to the hall of the House a group of elementary school students from the Gordy Elementary School in Chambersburg, Franklin County. They are here with their teachers, Janet Gordon and Tim Brookens. They are the guests of Representative Coy from Franklin County.

The Chair is likewise delighted to welcome to the hall of the House Mr. Robert Cox of Sunbury, Pennsylvania, here as the guest of Representative Merle Phillips of Northumberland County.

The Chair wishes to introduce and welcome at this time a group of citizens from the North Side and Lawrenceville areas of Pittsburgh. They are here as the guests of Representative Tom Murphy.

**CALENDAR CONTINUED**  
**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 22, PN 28**, entitled:

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), increasing the tax on the sale or possession of cigarettes; and making an appropriation.

On the question,

Will the House agree to the bill on third consideration?

Mr. JOHNSON offered the following amendments No. A0198:

Amend Title, page 1, line 11, by striking out "an appropriation" and inserting  
appropriations

Amend Sec. 1 (Sec. 1206), page 1, line 17, by inserting after "Tax.—"

(a)

Amend Sec. 1 (Sec. 1206), page 1, by inserting between lines 20 and 21

(b) An additional excise tax is hereby imposed and assessed upon the sale or possession of cigarettes within this Commonwealth at the rate of one cent per pack.

Amend Sec. 2, page 1, line 22, by inserting after "tax" under section 1206(a)

Amend Sec. 2, page 2, line 2, by inserting after "Act."

The revenues obtained under section 1206(b) shall be used for the maintenance of State Veterans' Homes within the Commonwealth.

Amend Sec. 3, page 2, line 3, by inserting after "3."

(a)

Amend Sec. 3, page 2, line 4, by inserting after "year," out of the moneys collected under section 1206(a),

Amend Sec. 3, page 2, by inserting between lines 5 and 6

(b) There is hereby appropriated to the Department of Military Affairs for the 1983-1984 fiscal year, out of the moneys collected under section 1206 (b), the amount of \$4,000,000 for the maintenance of State Veterans' Homes.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Blair, Mr. Johnson.

Mr. JOHNSON. Thank you, Mr. Speaker.

Mr. Speaker, the purpose of this amendment is to add 1 cent to the cigarette tax to be designated for the care of our poor veterans who are in our two State veterans homes. We have approximately 1,400,000 veterans in our Commonwealth; 740,000 of those are veterans of World War II. These are the men and women who are entering into the time when they need to be in our State veterans homes. These homes are restricted to those who are needy. I would urge your favorable consideration of this small tax to be designated for the care of our poor veterans who have served our country. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, this bill that is before us, not the amendment but rather the bill, is a bill that has been before this House a number of times. If I am not mistaken, it has three times passed the House of Representatives and gone over to the Senate. It provides a small amount of money from the sale of cigarettes to be earmarked for cancer research, cancer control, and the like. It is a bill that Mr. Cole and I—principally Mr. Cole—have worked very hard for over the years.

Now, I have no strong objection to what Mr. Johnson is attempting to do. In fact, the way I feel lately, it may very well be that I would be in favor of a lot more money to the veterans homes so I could find a spot. But I think this is the wrong bill to do it to. I am really concerned that if this amendment goes in the bill, it will give the other body further reason to delay what I think is otherwise an excellent bill, excellent for the people of the Commonwealth, for the health of the people of the Commonwealth, and really a fund is being created through the underlying bill from the smokers of Pennsylvania, people like myself, I guess, who are hoping that if we smoke enough, we can create a big enough fund to have a cure found so that we can keep smoking. I would hate to see that particular bill jeopardized with this particular amendment, and I am going to vote "no" on it. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the amendment, the Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Thank you, Mr. Speaker.

I think Mr. Ryan has hit the nail on the head, that if we amend this bill, it will be certain death over in the Senate for it as it has been for three terms now.

I happen to have served on the Military and Veterans Affairs Committee for 8 years. I know what we have done to improve our veterans home in Pennsylvania with the unlivable conditions at Erie, that we updated those and made them half decent, and established the Hollidaysburg Veterans' Home. Do you know how much we are spending to keep each veteran guest in those homes per year? Forty-five thousand dollars, and they want more money. Do you know how much we are spending on cancer control in Pennsylvania for 52,000 people

a year who are new cancer victims? A lousy \$9.70. Now, does it make sense to go out and get millions of dollars or more for a veterans home when there is \$14 million in their budget this year proposed for the veterans homes? Forty-five thousand dollars per veteran we are spending. I do not think it is fair to load this bill up and kill it with an amendment. I belong to every veterans organization there is, practically. I have done a lot for the veterans.

Please do not kill this bill. I ask you for a "no" vote for those 52,000 cancer victims that we have in Pennsylvania every year and for the 26,000 people who die in Pennsylvania. Give them a vote today, and we will take care of the veterans with their \$14-million appropriation.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, for the second time, the gentleman, Mr. Johnson.

Mr. JOHNSON. Thank you, Mr. Speaker.

I do respect the opinion of the minority leader and also the gentleman, Mr. Cole.

Let me ask you this, Mr. Speaker: Can we have some assurance that as a separate piece of legislation we could get this amendment out on the floor in the future this session?

The SPEAKER. Do you address the Chair?

Mr. JOHNSON. Yes, sir.

The SPEAKER. The Chair will not put any impediment on any bill which is offered by any member, and the Chair will stand by its reputation for not doing so. If the gentleman introduces a bill which would take care of that particular problem and brings it to the attention of the Chair, the Chair will certainly speak to the chairman of the committee appropriate and ask him to consider that bill and, if possible, bring it on the floor. The Chair cannot guarantee you anything further than that, because the Chair does not have dictatorial powers, which is probably very fortunate.

Mr. JOHNSON. Thank you, Mr. Speaker.

I would urge a favorable vote on the amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, on the amendment, the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, in answer to the gentleman's question, as chairman of the Finance Committee, I will certainly honor legislation pertaining to his request. But I, too, agree with the minority leader and Ken Cole that the cancer victims of this State are not very well treated compared to what other States are doing on behalf of cancer research. I would urge that a negative vote be cast on the amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman from Adams, Mr. Cole, wish to be recognized for the second time?

Mr. COLE. Other than that I will guarantee Mr. Johnson that I will be a cosponsor for any bills that support the veterans legislation. Thank you.

The SPEAKER. The Chair thanks the gentleman.

AMENDMENTS WITHDRAWN

The SPEAKER. For what purpose does the gentleman from Blair, Mr. Johnson, rise?

Mr. JOHNSON. Mr. Speaker, I wish to withdraw the amendment at this time to keep the bill clean for the Cancer Society and the cancer research. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—188

|             |                 |            |               |
|-------------|-----------------|------------|---------------|
| Alderette   | Fischer         | McClatchy  | Rybak         |
| Angstadt    | Flick           | McHale     | Saloom        |
| Arty        | Foster, W. W.   | McIntyre   | Salvatore     |
| Baldwin     | Foster, Jr., A. | McMonagle  | Saurman       |
| Belardi     | Freeman         | McVerry    | Scheetz       |
| Belfanti    | Freind          | Mackowski  | Schuler       |
| Blaum       | Fryer           | Madigan    | Semmel        |
| Book        | Gallagher       | Maiale     | Serafini      |
| Bowser      | Gallen          | Manderino  | Seventy       |
| Boyes       | Gamble          | Manmiller  | Showers       |
| Brandt      | Gannon          | Markosek   | Sirianni      |
| Broujos     | Geist           | Marmion    | Smith, B.     |
| Bunt        | George          | Mayernik   | Smith, L. E.  |
| Burd        | Gladeck         | Merry      | Snyder, D. W. |
| Caltagirone | Godshall        | Michlovic  | Snyder, G. M. |
| Cappabianca | Greenwood       | Micozzie   | Spencer       |
| Carn        | Grieco          | Miller     | Spitz         |
| Cawley      | Gruitza         | Miscevich  | Stairs        |
| Cessar      | Gruppo          | Moehlmann  | Steighner     |
| Cimini      | Hagarty         | Morris     | Stevens       |
| Civera      | Haluska         | Mowery     | Stewart       |
| Clymer      | Harper          | Mrkonic    | Suban         |
| Cohen       | Hasay           | Murphy     | Sweet         |
| Colafella   | Hayes           | Noye       | Swift         |
| Cole        | Herman          | O'Brien    | Taylor, E. Z. |
| Cordisco    | Hershey         | O'Donnell  | Taylor, F. E. |
| Cornell     | Hoefel          | Olasz      | Telek         |
| Coslett     | Honaman         | Oliver     | Tigue         |
| Cowell      | Itkin           | Perzel     | Trello        |
| Coy         | Jackson         | Peterson   | Truman        |
| Deluca      | Jarolin         | Petrarca   | Van Horne     |
| DeVerter    | Johnson         | Phillips   | Vroon         |
| DeWeese     | Kasunic         | Piccola    | Wachob        |
| Daley       | Kennedy         | Pievsky    | Wambach       |
| Davies      | Klingaman       | Pistella   | Wargo         |
| Dawida      | Kosinski        | Pitts      | Wass          |
| Deal        | Kowalyshyn      | Pratt      | Williams      |
| Dietz       | Kukovich        | Preston    | Wilson        |
| Dininni     | Lashinger       | Punt       | Wogan         |
| Dombrowski  | Lehr            | Rappaport  | Wozniak       |
| Donatucci   | Lescovitz       | Reber      | Wright, D. R. |
| Dorr        | Letterman       | Reinard    | Wright, J. L. |
| Duffy       | Levi            | Richardson | Wright, R. C. |
| Durham      | Levin           | Rieger     | Zwilk         |
| Evans       | Linton          | Robbins    |               |
| Fargo       | Livengood       | Rudy       | Irvis,        |
| Fattah      | Lucyk           | Ryan       | Speaker       |
| Fee         | McCall          |            |               |

NAYS—6

|            |          |       |         |
|------------|----------|-------|---------|
| Afflerbach | Beloff   | Lloyd | Wiggins |
| Barber     | Laughlin |       |         |

NOT VOTING—5

|            |        |         |      |
|------------|--------|---------|------|
| Clark      | Nahill | Petrone | Pott |
| Hutchinson |        |         |      |

## EXCUSED—4

Armstrong      Battisto      Burns      Weston

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

**MEMBER'S PRESENCE RECORDED**

The SPEAKER. The gentleman from Montgomery, Mr. Nahill, has requested that his name be placed on the master roll. Without objection, his name shall be so placed.

**REMARKS ON VOTE**

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Nahill.

Mr. NAHILL. I should be voted in the affirmative on HB 22.

The SPEAKER. The remarks will be spread upon the record.

**WELCOME**

The SPEAKER. The Chair at this time welcomes to the hall of the House Mr. and Mrs. Walter E. Burd of R.D. 2, Bernville, as the guests of Representative Davies.

**DEMOCRATIC CAUCUS**

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, the Democrats will caucus immediately upon the adjournment of the House. We have an extremely important matter to discuss in caucus.

**INTERROGATION**

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, is it the intention of the majority leader that we adjourn or recess the House?

The SPEAKER. Recess.

Mr. ITKIN. I apologize, Mr. Speaker. Upon the recess.

The SPEAKER. The Chair has been informed by the majority leader that this is to be a recess, and we may very well, all of us, expect that we may be doing some form of business on the emissions control when we come back in session. We hope so. But it will be necessary for the Democrats to caucus immediately.

The indication to the Chair is that the recess be until 4 p.m. Three p.m.? Can we compromise at 3:30?

Mr. MANDERINO. I do not know why you cannot understand three and a half.

The SPEAKER. Three and a half. All right.

The majority leader has requested that the recess be until 3:30.

The Chair recognizes the minority leader.

Mr. RYAN. Would the majority leader advise the House or at least the Republican side, it is my understanding that the conference committee has recessed until 4 o'clock. Is that accurate, 4 o'clock? What business would you expect could be taken at 3:30?

Mr. MANDERINO. Whatever business that might come before the House at 3:30. The calendar has not been completed and the House will come back into full session for the purpose of doing business at 3:30.

Mr. RYAN. The purpose of my question was not to be an irritant but rather to make some determination as to whether or not we need go to caucus. We have caucused on the calendar, and I am wondering if there is something else in the wind. I could understand if we were coming back at 4:30 or 5 o'clock. At 3:30 I am not sure what we should be caucusing on that we have not already caucused on.

Mr. MANDERINO. If you have anything to caucus on, you ought to caucus on it. I intend to bring my caucus up to date on the progress of the conference committee.

Mr. RYAN. Very good. Thank you, Mr. Speaker.

The SPEAKER. The Chair takes it that Mr. Ryan is not requesting a caucus at this time. Is that correct?

Mr. RYAN. No. Inasmuch as there has been no progress, I do not know how I can bring them up to date on the conference committee.

**RECESS**

The SPEAKER. This House will stand in recess until 3:30.

**AFTER RECESS**

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

**TRANSPORTATION COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Hutchinson. For what purpose does the gentleman rise?

Mr. HUTCHINSON. I would like to call a meeting of the Transportation Committee off the floor of the House. Anybody in their offices, come to the back of the House on a very important issue, Democrats and Republicans.

The SPEAKER. The Chair announces a meeting immediately at the rear of the hall of the House called by the chairman of the Transportation Committee and urges all members, both parties, to attend that meeting. It is an extremely important and critical meeting. A meeting of the Transportation Committee has been called by the chairman immediately at the rear of the hall of the House.

**BILL REPORTED FROM COMMITTEE,  
CONSIDERED FIRST TIME, AND TABLED**

HB 332, PN 983 (Amended)

By Rep. F. E. TAYLOR

An Act amending the "Pennsylvania Industrial Development Authority Act," approved May 17, 1956 (1955 P. L. 1609, No. 537), providing preferential Pennsylvania Industrial Development Authority loans for coal projects.

#### BUSINESS AND COMMERCE.

### WELCOMES

The SPEAKER. The Chair at this time is delighted to welcome to the hall of the House Mr. Jim Perry, Ms. Debbie Eshelman, and Mr. Matt Kane, who are here as the guests of Representative Johnson of Blair County.

The Chair also welcomes, as the guests of Representative Peter Daley, Mrs. Barbara Rankin and Ms. Becky Rankin from California, Pennsylvania.

The Chair is delighted to welcome to the hall of the House the wife of the majority leader, Mrs. Manderino, who is in the balcony. And there are other notables here from the Monessen District Library Center. Kathleen Keefe is here and Fred Natale is here, and they are from the Monessen District Library Center, and the friends of the Library Center. Also, there are representatives and friends here from the Donora Library and Monongahela Library. There are representatives here from the library in Belle Vernon. We welcome all of them to the hall of the House.

The Chair is delighted to welcome to the hall of the House a committeewoman from Brownsville, Ms. Bertha Hall, and the librarian, Bertha Sealy, from Brownsville Borough. They are here today as the guests of Representative Richard Kasunic and Representative Fred Taylor.

Mr. Melvin Sepic, who is the principal of Laurel Highlands Junior High School, and Tom George, a local businessman and teacher from Uniontown, are also here as the guests of Representative Kasunic and Representative Taylor.

### COMMUNICATION

#### LOBBYIST LIST PRESENTED

The SPEAKER. The Chair announces receipt of the list of the lobbyists under the Lobbying Registration and Regulation Act, signed by the Secretary of the Senate and the Chief Clerk of the House.

The following communication was read:

Senate of Pennsylvania  
April 26, 1983

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 March 22, 1983 through April 25, 1983 inclusive for the 167th 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 of the Senate

John J. Zubeck  
Chief Clerk  
House of Representatives

(For list, see Appendix.)

### ANNOUNCEMENTS BY SPEAKER

The SPEAKER. This is more than a routine announcement for the members of the House. The Chief Clerk has requested the Chair to instruct the members that they are required to sign all four copies of any bill that is introduced. Apparently bills have been introduced with only the first copy signed. You are required by the rules to sign all four copies.

We have also been asked to remind the committee chairmen to submit seven copies of amendments to their committee reports.

It is important also to note—and the Chair emphasizes—that the statements of financial interest must be filed by May 1, 1983. That is all members and those staff people who are so required by law. All financial interest statements must be filed by May 1, 1983.

### WELCOME

The SPEAKER. Representative Gordon Linton has invited here for the day a young man from the Houston Elementary School. His name is Garvin Jowers, and he is a guest page on the floor today.

### CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. We have a privileged resolution on the death of a former member.

The Chair recognizes the gentleman from Berks, Mr. Fryer.

Mr. FRYER. Mr. Speaker, I offer the following privileged condolence resolution.

The following resolution was read:

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

WHEREAS, Richard L. Adams, a former member of the Pennsylvania House of Representatives and a former Berks County District Justice, passed away at the age of sixty-seven; and

WHEREAS, Mr. Adams served with distinction as a member of the Pennsylvania House of Representatives serving the fourth District from 1957-1958, and again from 1961-1962. In 1970, he was appointed by Governor Raymond P. Shafer to serve as a magistrate in District Court 1-6 in Muhlenberg Township. A Republican Committeeman, Mr. Adams served as a Laureldale Borough Councilman for several years and was the owner and operator of Adams Real Estate and Insurance for twenty-five years. A United States Navy veteran of World War II, he was a past commander of the American Legion Post of Laureldale; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the passing of Richard L. Adams, a distinguished, honest and dedicated public servant; and extends its heartfelt condolences to his sons, Richard D. and Randall C.; and three grandchildren; and be it further

RESOLVED, That a copy of this resolution be delivered to the Family of Richard L. Adams.

We hereby certify that the foregoing is an exact copy of a Resolution introduced in the House of Representatives by the Honorable Lester K. Fryer, and unanimously adopted by the House of Representatives on the 26th day of April 1983.

K. Leroy Irvis  
Speaker

ATTEST:  
John J. Zubeck  
Chief Clerk

On the question,  
Will the House adopt the resolution?

The SPEAKER. Those in favor of adopting the resolution will stand in a moment of silence.

(Members stood.)

The SPEAKER. The resolution is unanimously adopted.

### WELCOME

The SPEAKER. We are pleased to welcome 200 students from the South Laurel Junior High School in Uniontown, Pennsylvania. They are accompanied by Walter Coddington, and Mel Sepic and Tom George, who have already been introduced. They are the guests of Representatives Fred Taylor and Richard Kasunic of Fayette County.

### BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 5, PN 766 (Amended)

By Rep. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for emission control inspections; providing for recording of odometer readings; and changing the penalty for tampering with odometers.

TRANSPORTATION.

### BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that SB 5 as amended be removed from the tabled calendar and placed on the active calendar.

On the question,  
Will the House agree to the motion?  
Motion was agreed to.

### SENATE MESSAGE

#### SENATE CONCURRENCE IN HOUSE RESOLUTION

The clerk of the Senate, being introduced, informed that the Senate has concurred in **HR 50, PN 584**.

### HIGHER EDUCATION SUBCOMMITTEE AND EDUCATION COMMITTEE MEETINGS

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Gallagher, who wishes to make an announcement.

Mr. GALLAGHER. Mr. Speaker, tomorrow morning at 9:30 the Subcommittee on Higher Education is meeting, and at 10 o'clock the full Education Committee is meeting following the subcommittee meeting. We would just like to make sure that the agenda indicates that should the subcommittee complete its work, the full committee will consider anything the subcommittee refers to the full committee.

The SPEAKER. The Chair thanks the gentleman.

### ANNOUNCEMENT BY MR. LETTERMAN

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman. For what purpose does the gentleman rise?

Mr. LETTERMAN. To make an announcement, Mr. Speaker.

The SPEAKER. The gentleman is in order and may proceed.

Mr. LETTERMAN. Mr. Speaker, tomorrow morning at 9 o'clock in the minority caucus room we will be showing a 20-minute film on acid rainfall, and I would appreciate it if members of the Conservation Committee, Mines and Energy, and Fish and Game would please try to attend that. Anybody else is welcome who would like to see it. It is in the minority caucus room.

The SPEAKER. The Chair thanks the gentleman.

### INTERROGATION

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Gallen.

Mr. GALLEN. Mr. Speaker, I have a very brief question I would like to ask. I was hoping that the majority leader would be on the floor. Perhaps Mr. Itkin would like to answer or respond to this question, Mr. Speaker.

The SPEAKER. Is the gentleman, Mr. Itkin, on the floor? Mr. Itkin is on the floor and stands ready to answer the interrogation. You may proceed.

Mr. GALLEN. Mr. Speaker, for the benefit of those who keep some kind of records, is there any way that we can determine the difference between a token session and a regular session?

Mr. ITKIN. The difference between a token session and a regular session is one in which a recorded vote is taken. So a nontoken session is one when there is a recorded vote and a token session is when there is not.

Mr. GALLEN. Thank you, Mr. Speaker. We were having some difficulty in determining what days were token session days. Thank you, Mr. Speaker.

The SPEAKER. For the information of the gentleman, Mr. Gallen, the Chair's longtime friend, there is no such thing in this House as a token session. There are nonvoting sessions and voting sessions, but we never ever have mere token sessions.

That comes from years of experience of answering questions.

### WELCOME

The SPEAKER. The Chair at this time would recognize here, as guests of Representative Peter Daley, Francis Smith, Mary Oliveri, and Leatrice Miller. They are from the Monongahela Public Library. You are welcomed to the hall of the House.

### BILLS PASSED OVER

The SPEAKER. Without objection, all remaining bills on today's calendar will be passed over. The Chair hears none.

### ADJOURNMENT

The SPEAKER. There being no further business before the hall of the House, the Chair recognizes the gentleman from Mercer, Mr. Robbins.

Mr. ROBBINS. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 27, 1983, at 11 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:12 p.m., e.d.t., the House adjourned.