

# Legislative Journal

MONDAY, JUNE 9, 1980

Session of 1980

164th of the General Assembly

No. 45

## HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.d.t.

THE SPEAKER (H. JACK SELTZER) IN THE CHAIR

### PRAYER

THE HONORABLE MERLE H. PHILLIPS, member of the House of Representatives and guest chaplain, offered the following prayer:

Let us pray:

Dear God, our Heavenly Father, we praise and adore You this day. We thank You for Your grace and Your mercy. We thank You for supplying all our needs, physical, spiritual and material. We are grateful for this day You have created when we can serve You and mankind. We would ask that we would serve this with honor.

We know in Your sovereignty You have called us to serve this great Commonwealth. May we depend on You for Your guidance, because in ourselves we can fail, and when we fail, we would ask that You would forgive us. I pray for Your presence and Your blessing on this session today. In Your name we pray. Amen.

### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

### HOUSE BILLS INTRODUCED AND REFERRED

No. 2631 By Representative LETTERMAN

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), requiring the Department of Environmental Resources to deposit all moneys received from State park operations into a restricted receipts account for use in the operation and maintenance of the State parks.

Referred to Committee on APPROPRIATIONS, June 5, 1980.

No. 2632 By Representatives LETTERMAN AND D. R. WRIGHT

A Supplement to the act of (P. L. , No. ), entitled "An act providing for the capital budget for the fiscal year 1980-1981," itemizing a public improvement project, to be constructed by the Department of General Services together with its estimated financial cost; \*\*\* stating the estimated useful life of the project and making an appropriation.

Referred to Committee on APPROPRIATIONS, June 5, 1980.

No. 2633 By Representatives SPENCER AND BERSON

An Act amending Title 49 (Mechanics' Liens) of the Pennsylvania Consolidated Statutes, adding provisions relating to mechanics' liens and making repeals.

Referred to Committee on JUDICIARY, June 9, 1980.

### JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of May 27, 1980?

If not, and without objection, the Journal is approved.

### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Thursday, June 5, 1980, will be postponed until printed.

### COMMUNICATIONS FROM GOVERNOR

#### BILLS SIGNED BY GOVERNOR

The Secretary to the Governor presented the following communications from His Excellency, the Governor:

APPROVAL OF HBs Nos. 453, 2239 and 2527.

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg

June 7, 1980

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

I have the honor to inform you that I have this day approved and signed House Bill 453, Printer's No. 485, entitled "An act amending the act of December 27, 1974 (P. L. 1011, No. 328), entitled, 'An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 6.60 acres of land in Cranberry Township, to Cranberry Township, Butler County, Pennsylvania,' granting an additional usage for the land and empowering the township supervisors to allocate acreage for the various purposes".

DICK THORNBURGH  
GOVERNOR

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg

June 7, 1980

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

I have the honor to inform you that I have this day approved and signed House Bill 2239, Printer's No. 2861, entitled "An act amending the act of April 22, 1949 (P. L. 715, No. 175), entitled 'An act empowering, authorizing and directing the Secretary of Highways to acquire toll bridges located wholly within Pennsylvania; providing the procedure therefor, and prescribing certain duties of the Governor, the Auditor General and the State Treasurer to be exercised in connection therewith; conferring jurisdiction in condemnation proceedings on certain courts of common pleas; authorizing the Secretary of Highways to enter into agreements with a state authority or agency for the acquisition of such toll bridges; providing for the operation of such bridges as toll bridges after acquisition, providing a plan for making such bridges free bridges under certain terms and conditions, and for their control and maintenance after acquisition; and making an appropriation,' to reduce the maximum amount of bonds to be issued".

DICK THORNBURGH  
GOVERNOR

Commonwealth of Pennsylvania  
Governor's Office, Harrisburg

June 7, 1980

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

I have the honor to inform you that I have this day approved and signed House Bill 2527, Printer's No. 3316, entitled "An act amending the act of May 13, 1915 (P. L. 286, No. 177), entitled, as amended, 'An act to provide for the health, safety, and welfare of minors; By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Secretary of Labor and Industry, the representative of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing for the issuance of special permits for minors engaging in the entertainment and related fields; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith,' providing for the issuance of special permits for motion picture filming".

DICK THORNBURGH  
GOVERNOR

**LEAVES OF ABSENCE GRANTED**

The SPEAKER. The Chair recognizes the majority whip.

Mr. S. E. HAYES. Mr. Speaker, I request leaves of absence for the gentleman from Bucks, Mr. WEIDNER, for the week; for the gentleman from Mifflin, Mr. DeVERTER, for the week; for the gentleman from Northumberland, Mr. HELFRICK, for the week; and for the gentleman from Montgomery, Mr. LASHINGER, for the day.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, I request leaves of absence for the lady from Philadelphia, Mrs. HARPER, for today; and for the gentleman from Luzerne, Mr. GATSKI, for today.

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

**MASTER ROLL CALL RECORDED**

The SPEAKER. The Chair is about to take the master roll. The members will please report to the floor. Only those members in their seats may be recorded on the master roll.

The following roll call was recorded:

**YEAS—189**

Alden	Freind	McClatchy	Ryan
Anderson	Fryer	McIntyre	Salvatore
Armstrong	Gallagher	McKelvey	Scheaffer
Arty	Gallen	McMonagle	Schmitt
Austin	Gamble	McVerry	Schweder
Barber	Geesey	Mackowski	Serafini
Belardi	Geist	Madigan	Seventy
Bennett	George, C.	Maiale	Shupnik
Berson	George, M. H.	Manderino	Sieminski
Bittle	Giammarco	Manmiller	Sirianni
Borski	Gladeck	Michlovic	Smith, E. H.
Bowser	Goebel	Micozzie	Smith, L. E.
Brandt	Goodman	Milanovich	Spencer
Brown	Grabowski	Miller	Spitz
Burd	Gray	Moehlmann	Stairs
Burns	Greenfield	Mowery	Steighner
Caltagirone	Grieco	Mrkonic	Stewart
Cappabianca	Gruppo	Mullen	Street
Cessar	Hagarty	Murphy	Stuban
Chess	Halverson	Nahill	Sweet
Cimini	Hasay	Novak	Swift
Civera	Hayes, Jr., S.	Noye	Taddonio
Clark, B. D.	Hoefel	O'Brien, B. F.	Taylor, E. Z.
Clark, M. R.	Honaman	O'Brien, D. M.	Taylor, F.
Cochran	Hutchinson, A.	O'Donnell	Telek
Cole	Hutchinson, W.	Oliver	Thomas
Cornell	Irvis	Perzel	Trello
Coslett	Itkin	Peterson	Vroon
Cowell	Johnson, E. G.	Petrarca	Wachob
Cunningham	Johnson, J. J.	Phillips	Wargo
DeMedio	Jones	Piccola	Wass
DeWeese	Kanuck	Pievsky	Wenger
DiCarlo	Klingaman	Pistella	White
Davies	Knepper	Pitts	Williams
Dawida	Knight	Polite	Wilson
Dietz	Kolter	Pott	Wilt
Dininni	Kowalshyn	Pratt	Wright, D. R.
Dombrowski	Kukovich	Pucciarelli	Wright, Jr., J.
Donatucci, R.	Laughlin	Punt	Yahner
Dorr	Lehr	Pyles	Yohn
Duffy	Lescovitz	Rappaport	Zeller
Durham	Letterman	Rasco	Zitterman
Earley	Levi	Reed	Zord
Fee	Levin	Richardson	Zwilk
Fischer	Lewis	Rieger	
Fisher	Livengood	Ritter	Seltzer,
Foster, W. W.	Lynch, E. R.	Rocks	Speaker
Foster, Jr., A.	McCall	Rodgers	

**NAYS—0**

**NOT VOTING—6**

Beloff	Dumas	Rhodes	Shadding
Cohen	Gannon		

## EXCUSED—7

DeVerter Harper Helfrick Weidner  
Gatski Hayes, D. S. Lashingner

The SPEAKER. One hundred eighty-nine members having indicated their presence, a master roll is established.

**BILLS REPORTED FROM COMMITTEES,  
CONSIDERED FIRST TIME, AND  
RECOMMITTED TO RULES COMMITTEE**

**HB 1842, PN 2268 (Unanimous)**

By Rep. DININNI

An Act amending the act of May 31, 1911 (P. L. 468, No. 193), referred to as the State Highway Department Law, deleting a portion of Route 167 in Pike County and conveying and ceding jurisdiction to such route to the United States Government.

TRANSPORTATION.

**HB 2095, PN 2660 (Unanimous)**

By Rep. DININNI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing the issuance of firefighter registration plates.

TRANSPORTATION.

**HB 2136, PN 2717 (Unanimous)**

By Rep. DININNI

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242, No. 428), further providing for rules for the use of highways.

TRANSPORTATION.

**HB 2172, PN 2761 (Unanimous)**

By Rep. DININNI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "bus."

TRANSPORTATION.

**HB 2307, PN 3485 (Amended)**

By Rep. DININNI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the operation of emergency vehicles.

TRANSPORTATION.

**HB 2617, PN 3464 (Unanimous)**

By Rep. YOHN

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343, No. 176), further providing for investment of funds by the Treasury Department.

FINANCE.

**BILLS REPORTED FROM COMMITTEES,  
CONSIDERED FIRST TIME, AND TABLED**

**SB 419, PN 1883 (Amended)**

By Rep. YOHN

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled "The Fiscal Code," further providing for investment of funds by the Treasury Department, and permitting savings and loan associations to be designated as inactive depositories.

FINANCE.

**SB 517, PN 1884 (Amended) (Unanimous)**

By Rep. DININNI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for provisions prohibiting the transfer of registration to evade certain financial responsibility requirements, further providing for suspension for nonpayment of judgements and further providing for financial responsibility.

TRANSPORTATION.

**SB 804, PN 1188 (Unanimous)**

By Rep. DININNI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties for individuals evading turnpike tolls.

TRANSPORTATION.

**REREPORT OF COMMITTEE  
OF CONFERENCE PRESENTED**

Mr. BRANDT rereported the Report of the Committee of Conference on **SB 316, PN 1890**.

**CALENDAR**

**BILLS AGREED TO ON  
SECOND CONSIDERATION**

The following bills, having been called up, were considered for the second time and agreed to, and ordered transcribed for third consideration:

**SB 623, PN 1848; SB 1186, PN 1464; SB 1187, PN 1465; SB 1188, PN 1849; SB 1189, PN 1467; HB 285, PN 305; SB 1312, PN 1655; SB 237, PN 1793; HB 2083, PN 2639; and HB 2176, PN 3129.**

**FINAL PASSAGE BILLS CONSIDERED**

Agreeable to order,

The House proceeded to the consideration on final passage of **HB 1162, PN 3436**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for a plea or finding of guilty but mentally ill.

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?

**HB 1162 PASSED OVER TEMPORARILY**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, I wonder if we could pass this bill over temporarily. Mr. Levin wishes to speak to this bill and I understand he may have an amendment. He is on his way up and I believe he will be here shortly. I wonder if we can pass HB 1162 over for the time being.

The SPEAKER. HB 1162 will be passed over temporarily.

\* \* \*

Agreeable to order,

The House proceeded to the consideration on final passage of **HB 1452, PN 3437**, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), providing for sponsorship of dart tournaments.

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—172**

Alden	Foster, Jr., A.	McCall	Ryan
Anderson	Freind	McClatchy	Salvatore
Armstrong	Fryer	McIntyre	Scheaffer
Arty	Gallagher	McMonagle	Schmitt
Barber	Gallen	McVerry	Schweder
Belardi	Gamble	Mackowski	Serafini
Bennett	Gatski	Madigan	Seventy
Berson	Geesey	Manderino	Shupnik
Bittle	Geist	Manmiller	Sieminski
Borski	George, C.	Michlovic	Sirianni
Bowser	George, M. H.	Micozzie	Smith, E. H.
Brandt	Giammarco	Milanovich	Smith, L. E.
Brown	Gladeck	Miller	Spencer
Burd	Goebel	Moehlmann	Spitz
Burns	Goodman	Mowery	Steighner
Caltagirone	Gray	Mrkonic	Stewart
Cappabianca	Greenfield	Mullen	Street
Cessar	Grieco	Murphy	Stuban
Chess	Gruppo	Nahill	Sweet
Cimini	Hagarty	Novak	Swift
Civera	Halverson	Noye	Taddonio
Clark, B. D.	Hasay	O'Brien, B. F.	Taylor, F.
Clark, M. R.	Hayes, Jr., S.	O'Brien, D. M.	Telek
Cochran	Hoeffel	Oliver	Thomas
Cole	Honaman	Perzel	Vroon
Cornell	Hutchinson, A.	Peterson	Wachob
Coslett	Hutchinson, W.	Petrarca	Wargo
Cowell	Irvis	Phillips	Wass
Cunningham	Itkin	Piccola	Wenger
DeMedio	Johnson, E. G.	Pievsky	White
DeWeese	Klingaman	Pistella	Wilson
DiCarlo	Knepper	Pitts	Wilt
Davies	Knight	Polite	Wright, D. R.
Dawida	Kolter	Pott	Wright, Jr., J.
Dietz	Kowalyszyn	Pratt	Yahner
Dininni	Kukovich	Pucciarelli	Yohn
Dombrowski	Laughlin	Punt	Zeller
Donatucci, R.	Lehr	Pyles	Zitterman
Dorr	Lescovitz	Rappaport	Zord
Duffy	Letterman	Rasco	Zwinkl
Durham	Levi	Rieger	
Fee	Lewis	Ritter	Seltzer,
Fisher	Livengood	Rodgers	Speaker
Foster, W. W.	Lynch, E. R.		

**NAYS—4**

Grabowski	O'Donnell	Richardson	Trello
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**NOT VOTING—20**

Austin	Fischer	Levin	Rocks
Beloff	Gannon	McKelvey	Shadding
Cohen	Johnson, J. J.	Maiale	Stairs
Dumas	Jones	Reed	Taylor, E. Z.
Earley	Kanuck	Rhodes	Williams

**EXCUSED—6**

DeVerter	Hayes, D. S.	Lashingner	Weidner
Harper	Helfrick		

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.

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2109, PN 3423**, entitled:

An Act relating to the lawful conduct of bingo, prescribing penalties and making a repeal.

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?

**MOTION TO RECOMMIT**

The **SPEAKER**. The Chair recognizes the gentleman from Philadelphia, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, I would like to move to recommit HB 2109 to the Committee on Judiciary. But at this time, I would like to request that the House—

The **SPEAKER**. Will the gentleman yield until we have order?

On the question,

Will the House agree to the motion?

The **SPEAKER**. The Chair recognizes the gentleman from Philadelphia, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, before we go ahead with that motion, I guess I should amend that. I would like to ask that the House pass over this bill temporarily and I would be prepared to argue that motion later on in the afternoon if the House will return to it at that time.

The **SPEAKER**. The Chair has been informed that the House is ready to vote upon the measure. The gentleman's motion to recommit is in order, and the Chair has put the motion. The question before the House is the recommittal.

The Chair recognizes the gentleman from York, Mr. Anderson.

Mr. ANDERSON. Mr. Speaker, this bill just came out of the Committee on Judiciary, and I oppose the motion to recommit. I would like to see the bill moved upon at this time. I oppose the motion to recommit.

The **SPEAKER**. The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, I, too, oppose the motion to recommit. The bill was first started out in the State Government Committee. We made numerous changes with our work on the bill at that time. It was, after it came to the

floor, rereferred to the Judiciary Committee. They, in turn, did some work on the bill. I think the bill is ready to be voted either up or down.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. O'Donnell.

Mr. O'DONNELL. I would like to interrogate the sponsor of the bill, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Anderson, indicates he will stand for interrogation.

Mr. O'DONNELL. Mr. Speaker, under section 4, the associations that are permitted to conduct bingo, it permits any association for a charitable or civic purpose. Civic purpose is defined as a community purpose. Could you tell us what a community purpose is?

Mr. ANDERSON. I think you will find your fire companies and organizations of that kind are supposed to be included in that.

Mr. O'DONNELL. I understand that is what is included, but could you give us a definition, because I think there is a possibility that a lot of other things might be included as well?

Mr. ANDERSON. I could not understand the gentleman.

Mr. O'DONNELL. What I am reaching for is the definition of "community purpose," Mr. Speaker.

Mr. ANDERSON. "Community purpose" has a definition of those organizations in the community that are operated for civic purposes; fire companies being one of them, the most important one.

Mr. O'DONNELL. How about a benevolent purpose?

Mr. ANDERSON. Ambulance clubs would come under that also, yes.

Mr. O'DONNELL. What is a benevolent purpose, Mr. Speaker?

Mr. ANDERSON. This bill was changed around so much since it was first written, I would like to call on somebody from the Committee on Judiciary if they made these amendments in there. I will refer to Mr. Dorr.

### PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. McClatchy. For what purpose does the gentleman rise.

Mr. McCLATCHY. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. McCLATCHY. Are we or are we not talking about recommitment? They are talking about the bill and so forth and so on. I think the question before us is recommitment, is it not?

The SPEAKER. The gentleman, Mr. McClatchy, is correct. The motion before the House is the recommitment. The gentleman, Mr. O'Donnell, will confine his interrogation to recommitment. The gentleman, Mr. O'Donnell, may proceed.

Mr. O'DONNELL. I am sorry, Mr. Speaker, your ruling was that I should confine my questions to—?

The SPEAKER. Recommitment.

Mr. O'DONNELL. Yes. That is exactly what I am doing. I would like to make the contention, Mr. Speaker, that the bill is terribly vague and would permit almost any association of any people in the Commonwealth of Pennsylvania, some of which are very nefarious associations, to operate bingo legally to the detriment of the legitimate organizations. And to that end, what I would like to do is explore with somebody who is in favor of the bill, what the definitions are. The definitions permit any association, which is defined in the bill, including any fraternal organization, which is undefined in the bill, for any benevolent or philanthropic purpose or community purpose. As far as I know, those words have no meaning in the law, and are extremely broad, and I would just like a sponsor of the bill, if that is an incorrect interpretation, to specify that definition. That was the purpose of the question.

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Dorr.

Mr. DORR. Mr. Speaker, I cannot respond directly to the gentleman because he has not asked a specific question. If the question is, has there been thought given to whether the organizations which are involved here are going to be legitimate and civic-minded organizations, I would have to respond in the affirmative. The definition of civic purpose is admittedly broad, as is the definition of charitable purpose. But I would disagree with the gentleman as to whether those terms have meaning in law. I think clearly they do, and that the definitions are adequate for determination by the licensing authorities, and I would simply, in conclusion, in answering the gentleman's question, recommend that we vote in favor of the bill. It has been given a good deal of thought and it seems to me it would serve no useful purpose to go back into committee for the third time.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, on the motion, I do not think interrogation for the rest of the afternoon would be a very fruitful process. I just want to make a few remarks on the motion to recommit.

I share with Mr. Dorr and Mr. Anderson the view that we have to do something about legalizing bingo in Pennsylvania. I think that is extremely important to do. But I do not think that we ought to rush into it. I guess I should have refined my motion to say the reason why I wanted the bill recommitted to Judiciary Committee is for purposes of public hearings and for purposes of really reworking this bill.

There are two groups of people who are looking at what we are doing today. One is the kind of organizations, some of whom are in my legislative district or effective in my legislative district, who are very concerned about legalizing bingo. There is a nonpublic school that conducted bingo in the neighborhood until recently, and it is really a primary source of funding for them. It is extremely important that they be able to go ahead and that the district attorney of Philadelphia have a very, very clear sense that that is legiti-

mate for them to do. There are also senior citizens organizations inside Philadelphia who conduct bingo. It is an extremely important source of funding for them.

Outside of Philadelphia, of course, there are volunteer fire companies and a lot of other very legitimate organizations, fraternal and otherwise, who need to have some guidance from the legislature, and district attorneys who need some guidance from the legislature on what can be permitted and what cannot. It is important that we act on their concerns and on their needs.

But there is another group of people who are also looking at what we are doing. That group of people includes people who run a bingo operation in my neighborhood that has put the nonpublic school bingo out of business. How did they put the traditional neighborhood bingo out of business? They put them out of business because they come in with very, very massive funding from undisclosed sources; they do massive advertising; they bus people in from all over; and they destroy the local bingo. Everybody in the neighborhood knows who is running it. Nobody can do anything about it because the district attorney of Philadelphia cannot make a distinction between a legitimate bingo game run for a nonpublic school and a bingo game that is operated by the mob. Why can he not make that distinction? Because this legislature has either failed to act in the past or has come up with definitions as a solution that say any association for any benevolent purpose, and that benevolence can extend to each other. I suggest that under this bill the Mafia is a benevolent organization; it helps its own members; they are certainly fraternal; and I certainly do not want them put into business by virtue of this bill.

I know that is not the intent of the sponsors of this bill. I think a workable bill can be created. The Judiciary Committee did not really turn its attention in any full measure to this matter, and I would urgently plead with you to recommit this bill to the Judiciary Committee for the purposes of having public hearings. This is not an attempt to kill legalized bingo but to make it legitimate.

The SPEAKER. The Chair recognizes the gentleman from Lehigh, Mr. Zeller.

Mr. ZELLER. Mr. Speaker, could I interrogate Mr. Anderson, the sponsor of this bill, as to one section of it?

The SPEAKER. The question before the House is the recommittal. The Chair has been possibly too lenient in letting debate go afield in the beginning. The Chair thanks Mr. O'Donnell for confining his last remarks to the reason for recommittal, and the Chair asks that the gentleman from Lehigh, Mr. Zeller, speaks to the recommittal motion.

Mr. ZELLER. Well, okay, Mr. Speaker. I appreciate that but, having some experience in this area, I wanted to ask a question that might decide recommittal. So with that I will withdraw and wait until the bill is on the floor. But there is one section of this that could probably alleviate any fears that Mr. O'Donnell has.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—65

Armstrong	Goodman	Manderino	Rasco
Arty	Grabowski	Manmiller	Richardson
Berson	Greenfield	Michlovic	Schmitt
Borski	Hagarty	Micozzie	Seventy
Cappabianca	Hutchinson, A.	Murphy	Sirianni
Chess	Irvis	Novak	Stairs
Clark, B. D.	Johnson, E. G.	O'Brien, B. F.	Stewart
Cunningham	Knight	O'Donnell	Street
Dawida	Kolter	Oliver	Suban
Dietz	Kukovich	Peterson	Thomas
Dombrowski	Laughlin	Petrarca	Trello
Duffy	Lescovitz	Piccola	Vroon
Fischer	Letterman	Pievsky	Wachob
Foster, W. W.	Levi	Pistella	Wilt
Gallen	Levin	Pitts	Wright, D. R.
Geist	Livengood	Rappaport	Zord
George, M. H.			

NAYS—111

Alden	Foster, Jr., A.	McKelvey	Serafini
Anderson	Freind	McMonagle	Shupnik
Belardi	Fryer	McVerry	Sieminski
Bittle	Gallagher	Mackowski	Smith, E. H.
Bowser	Geesey	Madigan	Smith, L. E.
Brandt	George, C.	Milanovich	Spencer
Brown	Giammarco	Miller	Spitz
Burd	Gladeck	Moehlmann	Steighner
Burns	Gray	Mowery	Sweet
Caltagirone	Grieco	Mrkonic	Swift
Cessar	Gruppo	Mullen	Taddonio
Cimini	Halverson	Nahill	Taylor, E. Z.
Civera	Hasay	Noye	Taylor, F.
Clark, M. R.	Hayes, Jr., S.	O'Brien, D. M.	Telek
Cochran	Hoeffel	Perzel	Wargo
Cole	Honaman	Phillips	Wass
Cornell	Itkin	Polite	Wenger
Coslett	Johnson, J. J.	Pott	White
Cowell	Kanuck	Pucciarelli	Wilson
DeMedio	Klingaman	Punt	Wright, Jr., J.
DeWeese	Knepper	Pyles	Yahner
DiCarlo	Kowalyshyn	Rieger	Yohn
Davies	Lehr	Ritter	Zeller
Dininni	Lewis	Rocks	Zitterman
Donatucci, R.	Lynch, E. R.	Ryan	Zwilk
Dorr	McCall	Salvatore	
Durham	McClatchy	Scheaffer	Seltzer,
Fee	McIntyre	Schweder	Speaker
Fisher			

NOT VOTING—20

Austin	Dumas	Goebel	Reed
Barber	Earley	Hutchinson, W.	Rhodes
Beloff	Gamble	Jones	Rodgers
Bennett	Gannon	Maiale	Shadding
Cohen	Gatski	Pratt	Williams

EXCUSED—6

DeVerte	Hayes, D. S.	Lashinge	Weidner
Harper	Helfrick		

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

On the question recurring,  
Shall the bill pass finally?

The SPEAKER. The Chair recognizes the gentleman from Venango, Mr. Peterson.

Mr. PETERSON. Mr. Speaker, could this bill be held for a few minutes until an amendment comes down?

The SPEAKER. Will the gentleman make his request to the majority leader?

**BILL PASSED OVER TEMPORARILY**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, there are several amendments being run off right now. I wonder if we could temporarily put this bill aside and return to HB 1162 on page 6. Mr. Levin is present and ready to make his motion. Can we pass this bill over temporarily, with amendments, and come back to it as soon as they are up from the printers?

The SPEAKER. The Chair will reverse its decision as to the bill having been agreed to on third consideration, and, without objection, HB 2109 will be passed over temporarily.

HB 1162 will be passed over temporarily.

**REMARKS ON VOTES**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Maiiale.

Mr. MAIALE. Mr. Speaker, I was out of my seat during the two votes and I would like to be recorded in the affirmative on HB 1452 and in the affirmative on the motion to recommit HB 2109.

The SPEAKER. The gentleman's remarks will be spread upon the record.

**BILLS ON THIRD CONSIDERATION  
CONTINUED**

The House proceeded to third consideration of **HB 2241, PN 2870**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing a penalty for discrimination on account of the use of guide dogs.

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

**BILL PASSED OVER**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, I note that Mrs. Harper has requested to insert an amendment.

The SPEAKER. The Chair has noted that, and there have been no amendments ordered for this bill.

Mr. GREENFIELD. Mr. Speaker, Mrs. Harper is on leave of absence, and I would ask that this bill go over temporarily or until tomorrow.

The SPEAKER. Without objection, HB 2241, at the request of Mr. Greenfield, will be passed over. The Chair hears none.

\* \* \*

The House proceeded to third consideration of **HB 2553, PN 3352**, entitled:

An Act fixing the fees to be received by the prothonotary of Philadelphia County.

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—152**

Alden	Geesey	McVerry	Ryan
Anderson	Geist	Mackowski	Salvatore
Armstrong	George, C.	Madigan	Schmitt
Arty	George, M. H.	Maiale	Schweder
Belardi	Giammarco	Manmiller	Serafini
Berson	Goodman	Michlovic	Seventy
Bittle	Grabowski	Milanovich	Shupnik
Borski	Gray	Miller	Sieminski
Bowser	Greenfield	Moehlmann	Sirianni
Brandt	Grieco	Mowery	Smith, E. H.
Brown	Gruppo	Mrkoncic	Smith, L. E.
Burd	Hagarty	Mullen	Spencer
Caltagirone	Hasay	Murphy	Steighner
Cappabianca	Hayes, Jr., S.	Nahill	Stewart
Cessar	Hoeffel	Novak	Stuban
Chess	Honaman	Noye	Sweet
Cimini	Hutchinson, A.	O'Brien, B. F.	Swift
Civera	Itkin	O'Brien, D. M.	Taddonio
Clark, B. D.	Johnson, E. G.	O'Donnell	Taylor, E. Z.
Cochran	Johnson, J. J.	Oliver	Taylor, F.
Cole	Kanuck	Perzel	Thomas
Cornell	Knepper	Peterson	Trello
Coslett	Knight	Petrarca	Vroon
Cowell	Kolter	Phillips	Wachob
Cunningham	Kowalyszyn	Piccola	Wargo
DeMedio	Kukovich	Pievsky	Wass
DiCarlo	Laughlin	Pistella	Wenger
Davies	Lehr	Pitts	White
Dininni	Lescovitz	Polite	Wright, D. R.
Dombrowski	Letterman	Pott	Wright, Jr., J.
Donatucci, R.	Levi	Pucciarelli	Yahner
Dorr	Levin	Pyles	Yohn
Duffy	Livengood	Rappaport	Zeller
Durham	Lynch, E. R.	Rasco	Zitterman
Fee	McCall	Reed	Zwilk
Fisher	McClatchy	Rieger	
Foster, W. W.	McIntyre	Ritter	Seltzer,
Foster, Jr., A.	McKelvey	Rocks	Speaker
Gallagher	McMonagle		

**NAYS—24**

Barber	Fischer	Lewis	Stairs
Burns	Freind	Micozzie	Street
Clark, M. R.	Fryer	Punt	Telek
DeWeese	Gallen	Richardson	Wilson
Dawida	Gladeck	Scheaffer	Wilt
Dietz	Klingaman	Spitz	Zord

**NOT VOTING—20**

Austin	Earley	Halverson	Pratt
Beloff	Gamble	Hutchinson, W.	Rhodes
Bennett	Gannon	Irvis	Rodgers
Cohen	Gatski	Jones	Shadding
Dumas	Goebel	Manderino	Williams

**EXCUSED—6**

DeVerter	Hayes, D. S.	Lashingner	Weidner
Harper	Helfrick		

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 2438, PN 3182**, entitled:

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), excluding certain family residences from the terms children's institutions and child day care center.

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

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

Mr. DAVIES. Yes, Mr. Speaker, I have amendments to this bill. I will have them in just 1 minute flat.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Richardson.

Mr. RICHARDSON. Mr. Speaker, we have an amendment on this, and I would like to know if this bill could be held over while we get the amendment?

**BILL PASSED OVER**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Guess what? I have been requested to hold HB 2438 for additional amendments. It would appear that we are batting pretty close to 1,000 percent today.

The SPEAKER. Will the majority leader inform the Chair what members he has requesting amendments?

Mr. RYAN. I do not want to embarrass one without embarrassing all, so I will tell the Chair privately, and we will mark the calendar.

The SPEAKER. The gentleman from Philadelphia, Mr. Richardson, also has an amendment.

Mr. RYAN. That is a new one.

The SPEAKER. Without objection, HB 2438 will be passed over. The Chair hears none.

\* \* \*

The House proceeded to third consideration of **HB 2340, PN 3009**, entitled:

An Act authorizing the Department of Community Affairs to plan and administer a Statewide community conservation and employment opportunities incentive grant program.

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

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Earley.

Mr. EARLEY. Mr. Speaker, I move that HB 2340 be recommitted to the Committee on Urban Affairs.

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

\* \* \*

The House proceeded to third consideration of **SB 1254, PN 1879**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," authorizing school districts to offer rewards for information leading to the conviction of persons violating the Crimes Code on school property; further providing for contracts with private residential rehabilitative institutions and for the graduation of qualified students, for payment of reimbursement during certain emergencies and for minimum subsidies.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. SWEET offered the following amendments:

Amend Sec. 3 (Sec. 1501), page 4, line 7, by inserting after "BUILDING." or, in the school year 1979-1980 for situations beyond the control of the school district as a result of major construction and renovation to the school building

Amend Sec. 5 (Sec. 2523), page 5, line 25, by removing the comma after "emergency" and inserting or for the school year 1979-1980 on account of major construction or renovation to a school building.

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

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. Sweet.

Mr. SWEET. Mr. Speaker, last week, under the guise of a discussion of technical amendments, the law firm of Burns and Gallagher amended the bill in such a way that it affected a school district within my legislative district. The amendment I am offering today has been agreed to by both eminent members of that law firm and will take care of that problem within the Bentworth School District of Washington County. I would ask for an affirmative vote.

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. Fischer.

Mr. R. R. FISCHER. Mr. Speaker, I rise to ask that we approve Mr. Sweet's amendment. It would provide the opportunity for the Bentworth School District to graduate this year because of some construction delays. It is a 1-year proposition and it only affects the Bentworth district. So I rise, then, to ask concurrence in this amendment.

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

The following roll call was recorded:

**YEAS—177**

Alden	Freind	McIntyre	Scheaffer
Anderson	Fryer	McKelvey	Schmitt
Armstrong	Gallagher	McMonagle	Schweder
Arty	Gallen	McVerry	Serafini
Barber	Geesey	Mackowski	Seventy
Belardi	Geist	Madigan	Shupnik
Berson	George, C.	Maiale	Sieminski
Bittle	George, M. H.	Manmiller	Sirianni
Borski	Giammarco	Michlovic	Smith, E. H.
Bowser	Gladeck	Micozzie	Smith, L. E.
Brandt	Goodman	Milanovich	Spencer



Brown	Grabowski	Miller	Spitz
Burd	Gray	Moehlmann	Stairs
Burns	Greenfield	Mowery	Steighner
Caltagirone	Grieco	Mrkonic	Stewart
Cappabianca	Gruppo	Murphy	Street
Cessar	Hagarty	Nahill	Stuban
Chess	Halverson	Novak	Sweet
Cimini	Hasay	Noye	Swift
Civera	Hayes, Jr., S.	O'Brien, B. F.	Taddonio
Clark, B. D.	Hoeffel	O'Brien, D. M.	Taylor, E. Z.
Clark, M. R.	Honaman	O'Donnell	Taylor, F.
Cochran	Hutchinson, A.	Oliver	Telek
Cole	Hutchinson, W.	Perzel	Thomas
Cornell	Itkin	Peterson	Trello
Coslett	Johnson, E. G.	Petrarca	Vroon
Cowell	Johnson, J. J.	Phillips	Wachob
Cunningham	Kanuck	Piccola	Wargo
DeMedio	Klingaman	Pievsky	Wass
DeWeese	Knepper	Pistella	Wenger
Davies	Knight	Pitts	White
Dawida	Kolter	Polite	Wilson
Dietz	Kowalyszyn	Pott	Wilt
Dininni	Kukovich	Pucciarelli	Wright, D. R.
Dombrowski	Laughlin	Punt	Wright, Jr., J.
Donatucci, R.	Lehr	Pyles	Yahner
Dorr	Lescovitz	Rappaport	Yohn
Duffy	Letterman	Rasco	Zeller
Durham	Levi	Reed	Zitterman
Earley	Levin	Richardson	Zord
Fee	Lewis	Rieger	Zwikel
Fischer	Livengood	Ritter	
Fisher	Lynch, E. R.	Rocks	Seltzer,
Foster, W. W.	McCall	Ryan	Speaker
Foster, Jr., A.	McClatchy	Salvatore	

NAYS—0

NOT VOTING—19

Austin	Dumas	Irvis	Rhodes
Beloff	Gamble	Jones	Rodgers
Bennett	Gannon	Manderino	Shadding
Cohen	Gatski	Mullen	Williams
DiCarlo	Goebel	Pratt	

EXCUSED—6

DeVerter	Hayes, D. S.	Lashinger	Weidner
Harper	Helfrick		

The question was determined in the affirmative, and the amendments were agreed to.

On the question,

Will the House agree to the bill as amended on third consideration?

Mr. FREIND offered the following amendments:

Amend Title, page 1, line 10, by inserting after "and," for determination of "personal income valuation,"

Amend Sec. 4, page 4, line 19, by striking out "CLAUSE (15)" and inserting Clauses (9.1) and (15)

Amend Sec. 4, page 4, line 19, by inserting after "ACT," clause (9.1) added August 24, 1977 (P. L. 199, No. 59) and clause (15)

Amend Sec. 4, page 4, line 20, by striking out "IS" and inserting are

Amend Sec. 4 (2501), page 4, by inserting between lines 23 and 24

(9.1) "Personal Income Valuation." A school district's personal income valuation for purposes of reimbursement to a school district under subsections (d), (e), and (f) of section 2502, and section 2592 shall be the valuation of the total taxable income for the tax year preceding the immediate prior year, determined under Article III of the act of March 4, 1971 (P.L.6, No.2), known as the "Tax Reform Code of 1971," for

each school district each year by the Secretary of Revenue and certified to the Secretary of Education.

\*\*\*

Amend Bill, page 5, by inserting between lines 16 and 17

Section 5. The act is amended by adding a section to read:

Section 2514.1. Personal Income Valuation Information and Determinations.—(a) The Secretary of Revenue shall, on or before January 31 of each year commencing in 1981, supply to each school district a listing of the addresses of each person who has filed a State income tax return with the Department of Revenue for the tax year preceding the immediate prior year and has designated thereon a code or identification number indicating that the taxpayer was a resident of the school district at the close of the tax year for which the return was filed. Within twenty (20) days of receipt of the list, each school district shall report to the Secretary of Revenue in writing in such form as the secretary shall prescribe any claimed corrections to the list as of December 31 of the tax year for which the returns were filed, specifying the basis for each claim. Should the school district claim that any address listed properly should be carried upon the list of another school district, the reporting school district shall notify the other school district of its claim, and a copy of the notice shall accompany the report hereby required. Within ten (10) days of receipt of the notice, the other school district may notify the Secretary of Revenue in writing in such form as the secretary shall prescribe of its nonconcurrence with the claim made by the reporting school district, specifying the basis for its nonconcurrence. Failure to report or notify the Secretary of Revenue of any claimed correction or nonconcurrence as herein provided shall be deemed a concurrence.

(b) Upon receipt of the reports and notices provided for in subsection (a), the Secretary of Revenue, with the cooperation of the Secretary of Education, shall cause them to be reviewed, make such adjustments or corrections as he may deem necessary and appropriate, and based upon the corrected list, shall make his determination of the valuation of total taxable income to be certified to the Secretary of Education. The certified determination shall be final and not subject to further review or appeal with respect to the tax year involved.

(c) Provision by the Department of Revenue of the list of addresses and school identification code or number to the school districts and use thereof by the school districts for the purposes of this section shall be deemed an official use and not a violation of subsection (f) of section 353 of the act of March 4, 1971 (P.L.6, No.2), known as the "Tax Reform Code of 1971," but the use or disclosure of the contents of any list by any person for any purpose other than that set forth by this section or as otherwise permitted by law shall be unlawful and in violation of section 353(f) of the "Tax Reform Code of 1971."

Amend Sec. 5, page 5, line 17, by striking out "5." and inserting 6.

Amend Sec. 6, page 6, line 2, by striking out "6." and inserting 7.

Amend Sec. 6, page 6, line 3, by removing the period after "IMMEDIATELY" and inserting except that the amendments to section 2501(9.1) and the addition of section 2514.1 shall take effect January 1, 1981.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Freind.

Mr. FREIND. This amendment is virtually identical to HB 1713 which this House passed a number of months ago by a vote of 180 to 5. That bill is presently in the Senate

Finance Committee, and this is by no means an attempt to circumvent that committee. The Department of Revenue has, however, provided their input with a number of technical problems with the bill, and it was felt, rather than run it through the Senate Finance Committee, it should be amended to a Senate-passed bill.

All it does, simply, is this: It permits the Department of Revenue to provide to each and every school district a list of addresses of those individuals who have checked off on their personal income tax that they in fact reside in a particular school district. One of the problems many of our school districts are facing, in Pittsburgh, in central Pennsylvania, also in southeastern Pennsylvania, is that people are checking off the wrong block for the school district in which they reside. As you know, the school subsidy formula on which is based how much money each school district receives in subsidy funds is based on a variable of market value and personal income. Now let me give you one hypothetical of how this works.

I represent the Haverford Township School District. Inside Haverford Township there are a number of sections called Bryn Mawr, Ardmore, Haverford. They are just post offices. Some are in Haverford Township and some are in Lower Merion, two separate school districts. If, in fact, 200 people in Lower Merion, who reside in the post office of Haverford, check off that they live in the Haverford Township School District, and if their personal income is an average of \$20,000 each, Haverford Township, for purposes of the subsidy formula, will appear \$4 million richer and therefore will receive less money.

All this does is permit each school district to look at that list. It will take them approximately an hour to go through the list and show those addresses which have been listed in their district but in fact are not. When they go down that list and receive it, they merely contact the Secretary of Revenue, with a copy to the other school district. If there is no dispute within 10 days, the Secretary of Revenue then sends the new information over to the Secretary of Education and the subsidy formula is recomputed.

I think this is a very necessary amendment. As I say, it passed overwhelmingly several months ago in the House and I would ask for your support. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Gallagher.

Mr. GALLAGHER. Mr. Speaker, I rise to support Mr. Freind's amendment. This is a bill, as he spoke of before, that I am a cosponsor of with him, and his amendment does what we were trying to do through another vehicle. Since this bill is a Senate bill, it is the proper time to amend it so it can become law shortly. I urge the members to support the amendment.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, I too, support the amendment. It is critical in many portions of southeastern and central Pennsylvania that I know about, and I suggest that everyone vote in favor of the amendment.

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

The following roll call was recorded:

YEAS—178

Alden	Foster, Jr., A.	McClatchy	Rock
Anderson	Freind	McIntyre	Ryan
Armstrong	Fryer	McKelvey	Salvatore
Arty	Gallagher	McMonagle	Scheaffer
Austin	Gallen	McVerry	Schmitt
Barber	Geesey	Mackowski	Schweder
Belardi	Geist	Madigan	Serafini
Berson	George, C.	Maiale	Seventy
Bittle	George, M. H.	Manmiller	Shupnik
Borski	Giammarco	Michlovic	Sieminski
Bowser	Gladeck	Micozzie	Smith, E. H.
Brandt	Goebel	Milanovich	Smith, L. E.
Brown	Goodman	Miller	Spencer
Burd	Grabowski	Moehlmann	Spitz
Burns	Gray	Mowery	Stairs
Caltagirone	Greenfield	Mrkonjic	Steighner
Cappabianca	Grieco	Mullen	Stewart
Cessar	Gruppo	Murphy	Street
Chess	Hagarty	Nahill	Stuban
Cimini	Halverson	Novak	Sweet
Civera	Hasay	Noye	Swift
Clark, B. D.	Hayes, Jr., S.	O'Brien, B. F.	Taddonio
Clark, M. R.	Hoeffel	O'Brien, D. M.	Taylor, E. Z.
Cochran	Honaman	O'Donnell	Taylor, F.
Cole	Hutchinson, A.	Oliver	Telek
Cornell	Hutchinson, W.	Perzel	Thomas
Coslett	Itkin	Peterson	Trello
Cowell	Johnson, E. G.	Petrarca	Vroon
Cunningham	Johnson, J. J.	Phillips	Wachob
DeMedio	Kanuck	Piccola	Wargo
DeWeese	Klingaman	Pievsky	Wass
Davies	Knepper	Pistella	Wenger
Dawida	Knight	Pitts	Wilson
Dietz	Kolter	Polite	Wilt
Dininni	Kowalshyn	Pott	Wright, D. R.
Dombrowski	Kukovich	Pratt	Wright, Jr., J.
Donatucci, R.	Laughlin	Pucciarelli	Yahner
Dorr	Lehr	Punt	Yohn
Duffy	Lescovitz	Pyles	Zeller
Durham	Letterman	Rappaport	Zitterman
Earley	Levi	Rasco	Zord
Fee	Lewis	Reed	Zwilk
Fischer	Livengood	Richardson	
Fisher	Lynch, E. R.	Rieger	Seltzer,
Foster, W. W.	McCall	Ritter	Speaker

NAYS—0

NOT VOTING—18

Beloff	Gamble	Levin	Shadding
Bennett	Gannon	Manderino	Sirianni
Cohen	Gatski	Rhodes	White
DiCarlo	Irvis	Rodgers	Williams
Dumas	Jones		

EXCUSED—6

DeVerter	Hayes, D. S.	Lashingner	Weidner
Harper	Helfrick		

The question was determined in the affirmative, and the amendments were agreed to.

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

Bill as amended 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—178

Alden	Foster, Jr., A.	McClatchy	Rocks
Anderson	Freind	McIntyre	Ryan
Armstrong	Fryer	McKelvey	Salvatore
Arty	Gallagher	McMonagle	Scheaffer
Austin	Gallen	McVerry	Schmitt
Barber	Geesey	Mackowski	Schweder
Belardi	Geist	Madigan	Serafini
Berson	George, C.	Maiale	Seventy
Bittle	George, M. H.	Manmiller	Shupnik
Borski	Giammarco	Michlovic	Sieminski
Bowser	Gladeck	Micozzie	Sirianni
Brandt	Goebel	Milanovich	Smith, E. H.
Brown	Goodman	Miller	Smith, L. E.
Burd	Grabowski	Moehlmann	Spencer
Burns	Gray	Mowery	Spitz
Caltagirone	Greenfield	Mrkonic	Stairs
Cappabianca	Grieco	Mullen	Steighner
Cessar	Gruppo	Murphy	Stewart
Chess	Hagarty	Nahill	Stuban
Cimini	Halverson	Novak	Sweet
Civera	Hasay	Noye	Swift
Clark, B. D.	Hayes, Jr., S.	O'Brien, B. F.	Taddonio
Clark, M. R.	Hoeffel	O'Brien, D. M.	Taylor, E. Z.
Cochran	Honaman	O'Donnell	Taylor, F.
Cole	Hutchinson, A.	Oliver	Telek
Cornell	Hutchinson, W.	Perzel	Thomas
Coslett	Itkin	Peterson	Trello
Cowell	Johnson, E. G.	Petrarca	Vroon
Cunningham	Johnson, J. J.	Phillips	Wachob
DeMedio	Kanuck	Piccola	Wargo
DeWeese	Klingaman	Pievsky	Wass
Davies	Knepper	Pistella	Wenger
Dawida	Knight	Pitts	Wilson
Dietz	Kolter	Polite	Wilt
Dininni	Kowalyshyn	Pott	Wright, D. R.
Dombrowski	Kukovich	Pratt	Wright, Jr., J.
Donatucci, R.	Laughlin	Pucciarelli	Yahner
Dorr	Lehr	Punt	Yohn
Duffy	Lescovitz	Pyles	Zeller
Durham	Letterman	Rappaport	Zitterman
Earley	Levi	Rasco	Zord
Fee	Levin	Reed	Zwikl
Fischer	Lewis	Richardson	
Fisher	Livengood	Rieger	Seltzer,
Foster, W. W.	McCall	Ritter	Speaker

NAYS—0

NOT VOTING—18

Beloff	Gamble	Lynch, E. R.	Shadding
Bennett	Gannon	Manderino	Street
Cohen	Gatski	Rhodes	White
DiCarlo	Irvis	Rodgers	Williams
Dumas	Jones		

EXCUSED—6

DeVerter	Hayes, D. S.	Lashingner	Weidner
Harper	Helfrick		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE CONSIDERED

The Senate returned the following HB 227, PN 3317, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jury selection commissions, requiring certain budgetary data from the Court Administrator and providing for the qualifications, selection and service of jurors and providing penalties.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. The Chair recognizes the the majority leader.

Mr. RYAN. Mr. Speaker, I request that the House do nonconcur in the amendments inserted by the Senate to HB 227.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, I understand that the leadership of this side of the House has also agreed to nonconcur in the bill.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—4

Barber	Richardson	Smith, L. E.	Spencer
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NAYS—171

Alden	Foster, Jr., A.	McCall	Rocks
Anderson	Freind	McClatchy	Ryan
Armstrong	Fryer	McIntyre	Salvatore
Arty	Gallagher	McMonagle	Scheaffer
Austin	Gallen	McVerry	Schmitt
Belardi	Geesey	Mackowski	Schweder
Berson	Geist	Madigan	Serafini
Bittle	George, C.	Maiale	Seventy
Borski	George, M. H.	Manmiller	Shupnik
Bowser	Giammarco	Michlovic	Sieminski
Brandt	Gladeck	Milanovich	Sirianni
Brown	Goebel	Miller	Smith, E. H.
Burd	Goodman	Moehlmann	Spitz
Burns	Grabowski	Mowery	Stairs
Caltagirone	Gray	Mrkonic	Steighner
Cappabianca	Greenfield	Mullen	Stewart
Cessar	Grieco	Murphy	Street
Chess	Gruppo	Nahill	Stuban
Cimini	Hagarty	Novak	Sweet
Civera	Halverson	Noye	Swift
Clark, B. D.	Hasay	O'Brien, B. F.	Taddonio
Clark, M. R.	Hayes, Jr., S.	O'Brien, D. M.	Taylor, E. Z.
Cochran	Hoeffel	O'Donnell	Taylor, F.
Cole	Honaman	Oliver	Telek
Cornell	Hutchinson, W.	Perzel	Thomas
Coslett	Itkin	Peterson	Trello
Cowell	Johnson, E. G.	Petrarca	Vroon
Cunningham	Johnson, J. J.	Phillips	Wachob
DeMedio	Kanuck	Piccola	Wass
DeWeese	Klingaman	Pievsky	Wenger
Davies	Knepper	Pistella	White
Dawida	Knight	Pitts	Wilson
Dietz	Kolter	Polite	Wilt
Dininni	Kowalyshyn	Pott	Wright, D. R.

Dombrowski	Laughlin	Pratt	Wright, Jr., J.
Donatucci, R.	Lehr	Pucciarelli	Yohn
Dorr	Lescovitz	Punt	Zeller
Duffy	Letterman	Pyles	Zitterman
Durham	Levi	Rappaport	Zord
Earley	Levin	Rasco	Zwinkl
Fee	Lewis	Reed	
Fischer	Livengood	Rieger	Seltzer,
Fisher	Lynch, E. R.	Ritter	Speaker
Foster, W. W.			

NOT VOTING—21

Beloff	Gannon	Kukovich	Rodgers
Bennett	Gatski	McKelvey	Shadding
Cohen	Hutchinson, A.	Manderino	Wargo
DiCarlo	Irvis	Micozzie	Williams
Dumas	Jones	Rhodes	Yahner
Gamble			

EXCUSED—6

DeVerter	Hayes, D. S.	Lashingier	Weidner
Harper	Helfrick		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the amendments were not concurred in.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The Senate returned the following **HB 2231, PN 3300**, with the information that the Senate has passed the same with amendments in which concurrence of the House of Representatives is requested:

An Act adopting the interstate high speed intercity rail passenger network compact and for related purposes.

On the question,  
Will the House concur in Senate amendments?

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

Mr. GEIST. Mr. Speaker, I request that the House do concur in the amendments inserted by the Senate.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, I would like to caution our side of the House that this has not been caucused on yet, but I understand from Mr. Kolter that the addition is minor and he would like to explain it on the floor, if satisfactory.

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Kolter.

Mr. KOLTER. I urge that we concur in the Senate amendments. I do not know why they amended the bill in the fashion they did. There is no significance to the amendment. All they claim is that the members of the advisory council shall serve at the pleasure of their appointing authority. All that means is that instead of being appointed to any length of time - 1 year, 2 years, 5 years, for example - you are only appointed until such time as the House or Senate decides to appoint somebody else. There is really no significance to this amendment at all. I urge concurrence.

On the question recurring,  
Will the House concur in Senate amendments?  
The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—176

Alden	Freind	McKelvey	Salvatore
Anderson	Fryer	McMonagle	Scheaffer
Armstrong	Gallagher	McVerry	Schmitt
Arty	Gallen	Mackowski	Schweder
Austin	Geesey	Madigan	Serafini
Barber	Geist	Maiale	Seventy
Belardi	George, C.	Manmiller	Shupnik
Berson	George, M. H.	Michlovic	Sieminski
Bittle	Giammarco	Micozzie	Sirianni
Borski	Gladeck	Milanovich	Smith, E. H.
Bowser	Goebel	Miller	Smith, L. E.
Brandt	Goodman	Mochlmann	Spencer
Brown	Grabowski	Mowery	Spitz
Burd	Greenfield	Mrkoncic	Stairs
Burns	Grieco	Mullen	Steighner
Caltagirone	Gruppo	Murphy	Stewart
Cappabianca	Hagarty	Nahill	Street
Cessar	Halverson	Novak	Stuban
Chess	Hasay	Noye	Sweet
Cimini	Hayes, Jr., S.	O'Brien, B. F.	Swift
Civera	Hoefel	O'Brien, D. M.	Taddonio
Clark, B. D.	Honaman	O'Donnell	Taylor, E. Z.
Clark, M. R.	Hutchinson, A.	Oliver	Taylor, F.
Cochran	Hutchinson, W.	Perzel	Telek
Cole	Itkin	Peterson	Thomas
Cornell	Johnson, E. G.	Petrarca	Trello
Coslett	Johnson, J. J.	Phillips	Vroon
Cowell	Kanuck	Piccola	Wachob
Cunningham	Klingaman	Pievsky	Wargo
DeMedio	Knepper	Pistella	Wass
DeWeese	Knight	Pitts	Wenger
Davies	Kolter	Polite	Wilson
Dawida	Kowalshyn	Pott	Wilt
Dietz	Kukovich	Pratt	Wright, D. R.
Dininni	Laughlin	Pucciarelli	Wright, Jr., J.
Dombrowski	Lehr	Punt	Yahner
Donatucci, R.	Lescovitz	Pyles	Yohn
Dorr	Letterman	Rappaport	Zeller
Duffy	Levi	Rasco	Zitterman
Durham	Levin	Reed	Zord
Earley	Lewis	Richardson	Zwinkl
Fee	Livengood	Ritter	
Fischer	Lynch, E. R.	Rocks	Seltzer,
Fisher	McCall	Ryan	Speaker
Foster, W. W.	McClatchy		

NAYS—0

NOT VOTING—20

Beloff	Foster, Jr., A.	Irvis	Rieger
Bennett	Gamble	Jones	Rodgers
Cohen	Gannon	McIntyre	Shadding
DiCarlo	Gatski	Manderino	White
Dumas	Gray	Rhodes	Williams

EXCUSED—6

DeVerter	Hayes, D. S.	Lashingier	Weidner
Harper	Helfrick		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

**ADDITION AND DELETION OF COSPONSORS**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, I would at this time submit for the record in accordance with our rules a list of an addition and deletion of sponsors of bills.

**ADDITION:**

HB 2545, Borski 184.

**DELETION:**

HB 2109, Gallen 58.

**HOUSE SCHEDULE AND  
REPUBLICAN CAUCUS**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, we are not in a position to run any further bills on the calendar. For the information of the members, there has been an agreement between the principal sponsor of the bingo bill and Mr. O'Donnell to allow this to go over until tomorrow because of extensive amendments that are being reproduced now that Mr. O'Donnell intended to offer. There are other amendments to that bill that are being reproduced, but they are not available for offering at this time.

I am going to suggest that the Republicans, on the adjournment motion, retire to the Republican caucus room so that we can go through a major portion of the calendar and be prepared to vote it tomorrow. I am going to ask that Mr. Greenfield refer to the list of bills for caucusing and perhaps accomplish the same thing in the minority caucus today so that tomorrow we will have some matters that are capable of being worked on. Other than that, Mr. Speaker, I have no further business.

**BILLS AND RESOLUTIONS PASSED OVER**

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

**BILL SIGNED BY SPEAKER**

The Chair gave notice that it was about to sign the following bill, which was then signed:

**HB 2231, PN 3300**

An Act adopting the interstate high speed intercity rail passenger network compact and for related purposes.

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the majority leader.

Mr. RYAN. Mr. Speaker, on the adjournment motion being carried, there will be a meeting of the Rules Committee in my office. It will be a short meeting, but it is necessary now because of the summer rules that we meet more regularly than we have in the past. So as soon as the

adjournment motion carries, there will be a meeting of the Rules Committee.

**DEMOCRATIC CAUCUS**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, there will be an immediate caucus of the Democratic side in the caucus room, and I urge everyone to be there promptly so we can get through this calendar. Thank you.

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

Mr. A. K. HUTCHINSON. I would like to congratulate Mr. Ryan on how business-like he ran the session today, and he expedited it so quick that the Republicans could go to their clambake tonight early. Thank you.

Mr. RYAN. Mr. Speaker?

The SPEAKER. Let the Chair get his lick in.

Mr. RYAN. Go ahead.

The SPEAKER. The Chair tried to do that last week for the Democratic clambake, but you guys would not let me be a hero.

**WELCOMES**

The SPEAKER. The Chair welcomes to the balcony Troop 18 and Troop 148 from Ambridge, Pennsylvania, Girl Scouts of America, who are here today as the guests of Mr. Laughlin from Beaver County.

The Chair welcomes to the front of the House Mr. Kevin Upshur, who is here today as the guest of Mr. Richardson. Mr. Upshur is a student at Cheyney State College, majoring in pre-law. He is presently on his way to Kenya as a student in the Operation-Crossroads Program to help build a Health Clinic.

The Chair welcomes to the front of the House Mr. Edward Linane from Dublin, Ireland. It is his first trip to the United States, and he was the chief inspector of customs and excises over there for 24 years. He is here as the guest of Mr. O'Brien from Philadelphia.

The Chair also welcomes to the front of the House Miss Edith Palm, Miss Gerard Linane, and Mr. Pat Meehan of Philadelphia, who are here today as the guests of Mr. O'Brien.

The Chair welcomes Dennis and Bob Francis of Hatfield, Montgomery County, who are here today as the guests of Mr. Polite.

The Chair also welcomes Bert Diakler, who is the Republican candidate for the 53d legislative district. He is here today as the guest of Mr. Polite.

The Chair also welcomes to the balcony a group of Girl Scouts from the Dubois area with their troop leader, Mary Kroll. They are here today as the guests of Mr. Wachob.

**COMMUNICATION****LEHIGH VALLEY MANPOWER PROGRAM**

P. O. Box 2365  
Lehigh Valley, PA 18001  
May 23, 1980

The Honorable Jack Seltzer  
Speaker of the House  
C/O House Post Office  
Main Capitol  
Harrisburg, PA 17120

Honorable Mr. Seltzer:

The Lehigh Valley Manpower Program recently submitted a grant to the U. S. Department of Labor for Title III offender funds. The proposed program would provide vocational training to 24 Northampton County prison inmates at a cost of approximately \$95,000.

Enclosed for your information you will find a copy of the complete grant package.

If you have any questions or comments concerning this proposal please feel free to contact me.

Sincerely,  
Thomas Cagle  
Senior Director of Planning

edw  
enclosure

(Copy of grant package on file with the Journal clerk.)

**ADJOURNMENT**

The SPEAKER. The Chair recognizes the gentleman from Lehigh, Mr. Kanuck.

Mr. KANUCK. Mr. Speaker, I move that this House do now adjourn until Tuesday, June 10, 1980, at 11 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 2:38 p.m., e.d.t., the House adjourned.