

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, NOVEMBER 15, 1982

SESSION OF 1982 166TH OF THE GENERAL ASSEMBLY

No. 57

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (MATTHEW J. RYAN) IN THE CHAIR

##### PRAYER

REV. EUGENE A. BEAM, chaplain of the House of Representatives and pastor of Faith Evangelical Congregational Church, Harrisburg, Pennsylvania, offered the following prayer:

Let us pray:

Our Heavenly Father, we ask Your forgiveness where we are a people too busy to pray, too impatient to play the Samaritan, often too efficient to be just. We thank You for a toddler's hand to slow us down; for a neighbor's need to wake us up; for this chance today to examine and challenge and renegotiate our use of time.

For we may not be our brother's keeper, but we are our brother's brother, and how we choose to use our time, our intellect, our resources, will profoundly determine our brother's life. May we enrich each other with Your great love. Amen.

##### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

##### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Wednesday, November 10, 1982, will be postponed until printed. The Chair hears no objection.

##### LEAVES OF ABSENCE GRANTED

The SPEAKER. The Chair recognizes the majority whip for the purpose of taking Republican leaves of absence.

Mr. CESSAR. Thank you, Mr. Speaker.

I request no leaves for today.

The SPEAKER. The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Thank you, Mr. Speaker.

I request a leave of absence for the gentleman from Philadelphia, Mr. PIEVSKY, for the week; the gentleman from Allegheny, Mr. IRVIS, for today; and the gentleman from Lehigh, Mr. RITTER, for today from 1 to 3 p.m.

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

### SENATE MESSAGE

HOUSE BILLS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 353, PN 1883**, and **HB 2341, PN 3043**, with information that the Senate has passed the same without amendment.

### SENATE MESSAGE

HOUSE-AMENDED SENATE  
BILL CONCURRED IN

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 739, PN 2053**.

### SENATE MESSAGE

AMENDED HOUSE BILL  
RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 1655, PN 3672**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

The SPEAKER. The bill will appear on the calendar.

### WELCOME

The SPEAKER. The Chair is pleased to welcome to the hall of the House today as the guests of Representative Cochran of Fayette County, a delegation from the Uniontown Hospital of Fayette County.

### MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to take today's master roll call. Members will proceed to vote.

The following roll call was recorded:

PRESENT—187

|           |               |           |           |
|-----------|---------------|-----------|-----------|
| Anderson  | Evans         | Lloyd     | Rybak     |
| Armstrong | Fargo         | Lucy      | Salvatore |
| Arty      | Fee           | McClatchy | Saurman   |
| Barber    | Fischer       | McIntyre  | Serafini  |
| Belardi   | Fleck         | McMonagle | Seventy   |
| Belfanti  | Foster, W. W. | McVerry   | Showers   |

|             |                 |             |                 |
|-------------|-----------------|-------------|-----------------|
| Beloff      | Foster, Jr., A. | Mackowski   | Shupnik         |
| Berson      | Frazier         | Madigan     | Sieminski       |
| Bittle      | Freind          | Maiale      | Sirianni        |
| Blaum       | Fryer           | Manderino   | Smith, B.       |
| Borski      | Gallagher       | Manmiller   | Smith, E. H.    |
| Bowser      | Gallen          | Marmion     | Smith, L. E.    |
| Boyes       | Gamble          | Merry       | Snyder          |
| Brandt      | Gannon          | Michlovic   | Spencer         |
| Brown       | Geist           | Micozzie    | Spitz           |
| Burd        | George          | Miller      | Stairs          |
| Burns       | Gladeck         | Miscevich   | Steighner       |
| Caltagirone | Grabowski       | Moehlmann   | Stevens         |
| Cappabianca | Greenfield      | Morris      | Stewart         |
| Cawley      | Greenwood       | Mowery      | Stuban          |
| Cessar      | Grieco          | Mrkonic     | Swaim           |
| Cimini      | Gruitza         | Mullen      | Sweet           |
| Civera      | Gruppo          | Murphy      | Swift           |
| Clark       | Hagarty         | Nahill      | Taddonio        |
| Clymer      | Haluska         | Noye        | Taylor, E. Z.   |
| Cochran     | Harper          | O'Donnell   | Taylor, F. E.   |
| Cohen       | Hasay           | Olasz       | Telek           |
| Colafella   | Hayes           | Oliver      | Tigue           |
| Cole        | Heiser          | Pendleton   | Trello          |
| Cordisco    | Hoeffel         | Perzel      | Van Horne       |
| Cornell     | Honaman         | Peterson    | Vroon           |
| Coslett     | Horgos          | Petrarca    | Wachob          |
| Cowell      | Hutchinson, A.  | Petrone     | Wambach         |
| Cunningham  | Itkin           | Phillips    | Wargo           |
| DeMedio     | Jackson         | Piccola     | Wass            |
| DeVerte     | Johnson         | Pistella    | Wenger          |
| DeWeese     | Kennedy         | Pitts       | Weston          |
| Daikeler    | Klingaman       | Pott        | Wiggins         |
| Davies      | Kowalyszyn      | Pratt       | Williams, J. D. |
| Dawida      | Kukovich        | Pucciarelli | Wilson          |
| Deal        | Lashinge        | Punt        | Wogan           |
| Dininni     | Lehr            | Rappaport   | Wright, D. R.   |
| Dombrowski  | Lescovitz       | Rasco       | Wright, J. L.   |
| Donatucci   | Letterman       | Reber       | Wright, R. C.   |
| Dorr        | Levi            | Richardson  |                 |
| Duffy       | Levin           | Rieger      | Ryan,           |
| Durham      | Livengood       | Rocks       | Speaker         |
| Emerson     |                 |             |                 |

ADDITIONS—7

|        |          |              |       |
|--------|----------|--------------|-------|
| Dietz  | Laughlin | Williams, H. | Zwilk |
| Kolter | Lewis    | Wozniak      |       |

NOT VOTING—2

|       |      |
|-------|------|
| Alden | Gray |
|-------|------|

EXCUSED—3

|       |         |        |
|-------|---------|--------|
| Irvis | Pievsky | Ritter |
|-------|---------|--------|

LEAVE CANCELED—1

Ritter

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2289**, **PN 3333**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for the duties of the Legislative Reapportionment Commission.

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

**BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that **HB 2289** be placed upon the table.

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

\* \* \*

The House proceeded to third consideration of **HB 2404**, **PN 3411**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for exemptions in bankruptcy proceedings.

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

**BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that **HB 2404** be placed upon the table.

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

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 202**, **PN 3375**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing special tax provisions for taxpayers in certain areas.

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

**BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, I move that **HB 202** be placed upon the table.

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

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 538**, **PN 3285**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), known as "The General County Assessment Law," further providing for the levying of real estate taxes in counties of the first class.

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

### **BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. HAYES. Mr. Speaker, I move that HB 538 be placed upon the table.

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

### **MEMBERS' PRESENCE RECORDED**

The SPEAKER. The Chair recognizes the gentleman from Bedford, Mr. Dietz; the gentleman from Lehigh, Mr. Zwikl; and the gentleman from Cambria, Mr. Wozniak, who ask that their names be added to the master roll call.

### **HOUSE SCHEDULE AND RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. HAYES. Thank you, Mr. Speaker.

I have asked both caucus chairmen to meet on certain bills which are currently on the calendar. It will be necessary for us to go to caucus before we vote those bills. I suggest that we do that immediately and return to the floor at 4 p.m. for a voting session. It will not be a normal Monday. We will be voting on bills commencing promptly at 4 p.m. this afternoon.

I would ask the Rules Committee to meet in my office at 3:30 p.m. for the purpose of considering bills that have been reported from committee.

Thank you, Mr. Speaker.

### **DEMOCRATIC CAUCUS**

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

Mr. O'DONNELL. There will be a Democratic caucus immediately on the call of the recess, and I want to emphasize to the members that a number of the bills that we will be voting on later this afternoon will be caucused on now. Thank you.

### **REPUBLICAN CAUCUS**

The SPEAKER. The Chair recognizes the gentleman from Perry, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

Republicans will caucus immediately in the caucus room. We will cover those bills that will be voted this afternoon. I would ask all members to be prompt.

### **STATEMENT ON LEGISLATION TO BE INTRODUCED**

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

Mr. BURNS. Mr. Speaker, I would just like unanimous consent to make an announcement.

The SPEAKER. The gentleman is in order.

Mr. BURNS. Mr. Speaker, I have on my desk a bill that many legislators on both sides of the aisle received letters about. It is a bill that deals with hemodialysis and the reuse of the hemodialysis equipment, which apparently some people are against. This person, Mr. Rosen, has written to many legislators, and they have indicated to me by letter that they would like to be a sponsor of this bill. I am just saying that I have the bill here on my desk. If anybody wishes to, they can sign it, because I would like to put it in this afternoon. Thank you.

### **PROFESSIONAL LICENSURE COMMITTEE MEETING**

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

Mr. DORR. Thank you, Mr. Speaker.

I would like to remind the members of the Professional Licensure Committee that we will have a brief meeting of that committee in the Annex Building immediately upon the break for caucus.

### **MEMBER'S PRESENCE RECORDED**

The SPEAKER. The Chair recognizes the lady from Montgomery, Mrs. Lewis, who asks that her name be added to the master roll call.

### **RECESS**

The SPEAKER. The members are reminded that the majority and minority caucuses both will meet on the declaration of the recess.

Without objection, this House will stand in recess until 4 p.m. The Chair hears no objection.

### **AFTER RECESS**

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

### **MEMBER'S PRESENCE RECORDED**

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Kolter, who asks that his name be added to the master roll call.

**STATEMENT BY MR. HASAY**

**TERCENTENARY COMMITTEE  
ON THIS DAY IN HISTORY**

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. Hasay, to give us "This Day in History."

Mr. HASAY. Thank you, Mr. Speaker.

On this day in history, November 1778. In November of 1778, Frances Slocum, the "Lost Sister of Wyoming," was kidnapped. On the day of the kidnapping, Frances' father and her brothers, William and Benjamin, were harvesting corn on their farm in the Wyoming Valley near Wilkes-Barre. Frances and the rest of the family remained at home with Mrs. Nathan Kingsley and her two sons.

Three Indians attacked the home, killing the older Kingsley boy. The other family members scrambled to safety, but Frances and the young Kingsley boy were removed from the home.

The two were separated, and Frances was eventually taken to an aged Delaware Tribe couple who adopted her and gave her the name "Weletawash." They lived in Ontario until the end of the Revolutionary War when they moved to Kekionga, present site of the city of Fort Wayne.

In 1790 Frances married a Delaware brave named "Little Turtle." In 1794 Little Turtle left Weletawash and went west. Sometime in 1795, while on the move with her parents, Frances discovered an Indian suffering from wounds received in battle. She dressed the wounds and nursed him back to health.

Later, Weletawash became the wife of the wounded brave, Shepaconah, and the family moved to an Osage village. Here Shepaconah was named war chief, and Weletawash was admitted to the Miami Tribe and given the name "Mocanaquah." Shepaconah died in 1832.

During this time many efforts were made by the Slocum family to track down their captured white daughter Frances. Finally in 1835, Col. George W. Ewing, an Indian trader, learned from Mocanaquah her fascinating story. Ewing mailed a letter relating the story to the postmaster in Lancaster. No one was interested until 2 years later when John W. Forney became publisher of the Lancaster newspaper and ran across this letter and published it. It was read by those who knew of the "Lost Sister of Wyoming." Correspondence was begun, and Joseph Slocum traveled to the home of Mocanaquah, where she was positively identified and acknowledged Joseph as her brother.

She expressed no inclination to leave her tribe and live in the Slocum's Wilkes-Barre mansion. She said, "I have always lived with the Indians. They have always treated me kindly. The Great Spirit has always allowed me to live with them, and I wish to live and die with them."

I have the pleasure to represent the village of Mocanaqua in Conyngham Township, where Frances Slocum was named, and also Slocum Township in Luzerne County.

Frances Slocum was with the Indians until she died on March 9, 1847. Thank you, Mr. Speaker.

**MEMBER'S PRESENCE RECORDED**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Hardy Williams, who asks that his name be added to the master roll call.

**CALENDAR RESUMED**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2622, PN 3542**, entitled:

An Act amending the act of July 11, 1980 (P. L. 626, No. 130), entitled "A supplement to the act of \_\_\_\_\_, entitled 'An act providing for the capital budget for the fiscal year 1979-1980,' itemizing emergency public improvement projects to be constructed by the Department of General Services together with their estimated financial cost; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects, stating the estimated useful life of the projects and making an appropriation," amending the title of the act, deleting projects and increasing a project in the Department of Public Welfare.

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—187**

|             |                 |           |               |
|-------------|-----------------|-----------|---------------|
| Anderson    | Fee             | McIntyre  | Serafini      |
| Armstrong   | Fischer         | McMonagle | Seventy       |
| Arty        | Foster, W. W.   | McVerry   | Showers       |
| Barber      | Foster, Jr., A. | Mackowski | Shupnik       |
| Belardi     | Freind          | Madigan   | Sieminski     |
| Beloff      | Fryer           | Maiale    | Sirianni      |
| Berson      | Gallagher       | Manderino | Smith, B.     |
| Bittle      | Gallen          | Manmiller | Smith, E. H.  |
| Blaum       | Gamble          | Marmion   | Smith, L. E.  |
| Borski      | Gannon          | Merry     | Snyder        |
| Bowser      | Geist           | Michlovic | Spencer       |
| Boyes       | George          | Micozzie  | Spitz         |
| Brandt      | Gladeck         | Miller    | Stairs        |
| Burd        | Grabowski       | Miscevich | Steighner     |
| Burns       | Greenwood       | Moehlmann | Stevens       |
| Caltagirone | Grieco          | Morris    | Stewart       |
| Cappabianca | Gruitza         | Mowery    | Stuban        |
| Cawley      | Gruppo          | Mrkonic   | Swaim         |
| Cessar      | Hagarty         | Mullen    | Sweet         |
| Cimini      | Haluska         | Murphy    | Swift         |
| Civera      | Harper          | Nahill    | Taddonio      |
| Clark       | Hasay           | Noye      | Taylor, E. Z. |
| Clymer      | Hayes           | O'Donnell | Taylor, F. E. |
| Cochran     | Heiser          | Olasz     | Telek         |
| Colafella   | Hoeffel         | Oliver    | Tigue         |
| Cole        | Honaman         | Pendleton | Trelfo        |
| Cordisco    | Horgos          | Perzel    | Van Horne     |
| Cornell     | Hutchinson, A.  | Peterson  | Vroon         |
| Coslett     | Itkin           | Petrarca  | Wachob        |
| Cowell      | Jackson         | Petrone   | Wambach       |
| Cunningham  | Johnson         | Phillips  | Wargo         |
| DeMedio     | Kennedy         | Piccola   | Wass          |
| DeVerter    | Klingaman       | Pistella  | Wenger        |
| DeWeese     | Kolter          | Pitts     | Weston        |
| Daikeler    | Kowalyshyn      | Pott      | Wiggins       |
| Davies      | Kukovich        | Pratt     | Williams, H.  |

|            |           |             |                 |
|------------|-----------|-------------|-----------------|
| Dawida     | Lashing   | Pucciarelli | Williams, J. D. |
| Deal       | Lehr      | Punt        | Wilson          |
| Dietz      | Lescovitz | Rappaport   | Wogan           |
| Dininni    | Letterman | Rasco       | Wozniak         |
| Dombrowski | Levi      | Reber       | Wright, D. R.   |
| Donatucci  | Levin     | Richardson  | Wright, J. L.   |
| Dorr       | Lewis     | Rieger      | Wright, R. C.   |
| Duffy      | Livengood | Rocks       | Zwinkl          |
| Durham     | Lloyd     | Rybak       |                 |
| Emerson    | Lucyk     | Salvatore   | Ryan,           |
| Evans      | McClatchy | Saurman     | Speaker         |
| Fargo      |           |             |                 |

NAYS—0

NOT VOTING—9

|          |       |         |            |
|----------|-------|---------|------------|
| Alden    | Cohen | Frazier | Greenfield |
| Belfanti | Fleck | Gray    | Laughlin   |
| Brown    |       |         |            |

EXCUSED—3

|       |         |        |
|-------|---------|--------|
| Irvis | Pievsky | Ritter |
|-------|---------|--------|

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 2623, PN 3543**, entitled:

An Act amending the "Vietnam Herbicides Information Act," approved April 29, 1982 (P. L. 355, No. 99), extending the lapse date of the appropriation.

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—186

|             |                 |           |               |
|-------------|-----------------|-----------|---------------|
| Anderson    | Fargo           | McClatchy | Serafini      |
| Armstrong   | Fee             | McIntyre  | Seventy       |
| Arty        | Fischer         | McMonagle | Showers       |
| Barber      | Foster, W. W.   | McVerry   | Shupnik       |
| Belardi     | Foster, Jr., A. | Mackowski | Sieminski     |
| Belfanti    | Freind          | Madigan   | Sirianni      |
| Beloff      | Fryer           | Maiale    | Smith, B.     |
| Berson      | Gallagher       | Manmiller | Smith, E. H.  |
| Bittle      | Gallen          | Marmion   | Smith, L. E.  |
| Blaum       | Gamble          | Merry     | Snyder        |
| Borski      | Gannon          | Michlovic | Spencer       |
| Bowser      | Geist           | Micozzie  | Spitz         |
| Boyes       | George          | Miller    | Stairs        |
| Brandt      | Gladeck         | Miscevich | Steighner     |
| Burd        | Grabowski       | Moehlmann | Stevens       |
| Burns       | Greenwood       | Morris    | Stewart       |
| Caltagirone | Grieco          | Mowery    | Stuban        |
| Cappabianca | Gruitza         | Mrkonjic  | Swaim         |
| Cawley      | Gruppo          | Mullen    | Sweet         |
| Cessar      | Hagarty         | Murphy    | Swift         |
| Cimini      | Haluska         | Nahill    | Taddonio      |
| Civera      | Harper          | Noye      | Taylor, E. Z. |
| Clark       | Hasay           | O'Donnell | Taylor, F. E. |
| Clymer      | Hayes           | Olasz     | Telek         |
| Cochran     | Heiser          | Oliver    | Tigue         |

|            |                |             |                 |
|------------|----------------|-------------|-----------------|
| Colafella  | Hoeffel        | Pendleton   | Trello          |
| Cole       | Honaman        | Perzel      | Van Horne       |
| Cordisco   | Horgos         | Peterson    | Vroon           |
| Cornell    | Hutchinson, A. | Petrarca    | Wachob          |
| Coslett    | Itkin          | Petrone     | Wambach         |
| Cowell     | Jackson        | Phillips    | Wargo           |
| Cunningham | Johnson        | Piccola     | Wass            |
| DeMedio    | Kennedy        | Pistella    | Wenger          |
| DeVerter   | Klingaman      | Pitts       | Weston          |
| DeWeese    | Kolter         | Pott        | Wiggins         |
| Daikeler   | Kowalshyn      | Pratt       | Williams, H.    |
| Dawida     | Kukovich       | Pucciarelli | Williams, J. D. |
| Deal       | Lashing        | Punt        | Wilson          |
| Dietz      | Lehr           | Rappaport   | Wogan           |
| Dininni    | Lescovitz      | Rasco       | Wozniak         |
| Dombrowski | Letterman      | Reber       | Wright, D. R.   |
| Donatucci  | Levi           | Richardson  | Wright, J. L.   |
| Dorr       | Levin          | Rieger      | Wright, R. C.   |
| Duffy      | Lewis          | Rocks       | Zwinkl          |
| Durham     | Livengood      | Rybak       |                 |
| Emerson    | Lloyd          | Salvatore   | Ryan,           |
| Evans      | Lucyk          | Saurman     | Speaker         |

NAYS—0

NOT VOTING—10

|       |         |            |           |
|-------|---------|------------|-----------|
| Alden | Davies  | Gray       | Laughlin  |
| Brown | Fleck   | Greenfield | Manderino |
| Cohen | Frazier |            |           |

EXCUSED—3

|       |         |        |
|-------|---------|--------|
| Irvis | Pievsky | Ritter |
|-------|---------|--------|

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.

REMARKS ON VOTE

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

Mr. BELFANTI. Mr. Speaker, on HB 2622 my switch failed to operate. I would like to be recorded in the affirmative.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2647, PN 3573**, entitled:

An Act amending the act of June 19, 1982 (22A), entitled "An act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia, Pennsylvania," increasing the appropriation for the operation and maintenance of the school.

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—188

|             |                 |             |                 |
|-------------|-----------------|-------------|-----------------|
| Anderson    | Evans           | McClatchy   | Serafini        |
| Armstrong   | Fargo           | McIntyre    | Seventy         |
| Arty        | Fee             | McMonagle   | Showers         |
| Barber      | Fischer         | McVerry     | Shupnik         |
| Belardi     | Foster, W. W.   | Mackowski   | Sieminski       |
| Belfanti    | Foster, Jr., A. | Madigan     | Sirianni        |
| Beloff      | Freind          | Maiale      | Smith, B.       |
| Berson      | Fryer           | Manderino   | Smith, E. H.    |
| Bittle      | Gallagher       | Manmiller   | Smith, L. E.    |
| Blaum       | Gallen          | Marmion     | Snyder          |
| Borski      | Gamble          | Merry       | Spencer         |
| Bowser      | Gannon          | Michlovic   | Spitz           |
| Boyes       | Geist           | Micozzie    | Stairs          |
| Brandt      | George          | Miller      | Steighner       |
| Burd        | Gladeck         | Miscevich   | Stevens         |
| Burns       | Grabowski       | Moehlmann   | Stewart         |
| Caltagirone | Greenwood       | Morris      | Stuban          |
| Cappabianca | Grieco          | Mowery      | Swaim           |
| Cawley      | Gruitza         | Mrkonic     | Sweet           |
| Cessar      | Gruppo          | Mullen      | Swift           |
| Cimini      | Hagarty         | Murphy      | Taddonio        |
| Civera      | Haluska         | Nahill      | Taylor, E. Z.   |
| Clark       | Harper          | Noye        | Taylor, F. E.   |
| Clymer      | Hasay           | O'Donnell   | Telek           |
| Cochran     | Hayes           | Olasz       | Tigue           |
| Cohen       | Heiser          | Oliver      | Trello          |
| Colafella   | Hoeffel         | Pendleton   | Van Horne       |
| Cole        | Honaman         | Perzel      | Vroon           |
| Cordisco    | Horgos          | Peterson    | Wachob          |
| Cornell     | Hutchinson, A.  | Petrarca    | Wambach         |
| Coslett     | Itkin           | Petrone     | Wargo           |
| Cowell      | Jackson         | Phillips    | Wass            |
| Cunningham  | Johnson         | Piccola     | Wenger          |
| DeMedio     | Kennedy         | Pistella    | Weston          |
| DeVerter    | Klingaman       | Pitts       | Wiggins         |
| DeWeese     | Kolter          | Pott        | Williams, H.    |
| Daikeler    | Kowalshyn       | Pratt       | Williams, J. D. |
| Davies      | Kukovich        | Pucciarelli | Wilson          |
| Dawida      | Lashingner      | Punt        | Wogan           |
| Deal        | Lehr            | Rappaport   | Wozniak         |
| Dietz       | Lescovitz       | Rasco       | Wright, D. R.   |
| Dininni     | Letterman       | Reber       | Wright, J. L.   |
| Dombrowski  | Levi            | Richardson  | Wright, R. C.   |
| Donatucci   | Levin           | Rieger      | Zwinkl          |
| Dorr        | Lewis           | Rocks       |                 |
| Duffy       | Livengood       | Rybak       | Ryan,           |
| Durham      | Lloyd           | Salvatore   | Speaker         |
| Emerson     | Lucyk           |             |                 |

NAYS—0

NOT VOTING—8

|       |         |            |          |
|-------|---------|------------|----------|
| Alden | Fleck   | Gray       | Laughlin |
| Brown | Frazier | Greenfield | Saurman  |

EXCUSED—3

|       |         |        |
|-------|---------|--------|
| Irvis | Pievsky | Ritter |
|-------|---------|--------|

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.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Davies. For what purpose does the gentleman rise? Mr. DAVIES. Mr. Speaker, I was out of my seat on HB 2623, PN 3543. I would like to be recorded in the affirmative.

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair recognizes the gentleman from Lehigh, Mr. Ritter, who asks that his name be removed from the leave of absence list.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of HB 2241, PN 2903, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, the Secretary of Environmental Resources and the United States Secretary of the Interior, to convey to the Center Church of the Brethren, a certain parcel of land situated in Middlecreek Township, Somerset County, Pennsylvania, in exchange for a tract of land of equal value.

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—188

|             |                 |           |               |
|-------------|-----------------|-----------|---------------|
| Anderson    | Fee             | McMonagle | Serafini      |
| Armstrong   | Fischer         | McVerry   | Seventy       |
| Arty        | Foster, W. W.   | Mackowski | Showers       |
| Barber      | Foster, Jr., A. | Madigan   | Shupnik       |
| Belardi     | Freind          | Maiale    | Sieminski     |
| Belfanti    | Fryer           | Manderino | Sirianni      |
| Beloff      | Gallagher       | Manmiller | Smith, B.     |
| Berson      | Gallen          | Marmion   | Smith, E. H.  |
| Bittle      | Gamble          | Merry     | Smith, L. E.  |
| Blaum       | Gannon          | Michlovic | Snyder        |
| Bowser      | Geist           | Micozzie  | Spencer       |
| Boyes       | George          | Miller    | Spitz         |
| Brandt      | Gladeck         | Miscevich | Stairs        |
| Burd        | Grabowski       | Moehlmann | Steighner     |
| Burns       | Greenwood       | Morris    | Stevens       |
| Caltagirone | Grieco          | Mowery    | Stewart       |
| Cappabianca | Gruitza         | Mrkonic   | Stuban        |
| Cawley      | Gruppo          | Mullen    | Swaim         |
| Cessar      | Hagarty         | Murphy    | Sweet         |
| Cimini      | Haluska         | Nahill    | Swift         |
| Civera      | Harper          | Noye      | Taddonio      |
| Clark       | Hasay           | O'Donnell | Taylor, E. Z. |
| Clymer      | Hayes           | Olasz     | Taylor, F. E. |
| Cochran     | Heiser          | Oliver    | Telek         |
| Colafella   | Hoeffel         | Pendleton | Tigue         |
| Cole        | Honaman         | Perzel    | Trello        |
| Cordisco    | Horgos          | Peterson  | Van Horne     |
| Cornell     | Hutchinson, A.  | Petrarca  | Vroon         |
| Coslett     | Itkin           | Petrone   | Wachob        |

|            |            |             |                 |
|------------|------------|-------------|-----------------|
| Cowell     | Jackson    | Phillips    | Wambach         |
| Cunningham | Johnson    | Piccola     | Wargo           |
| DeMedio    | Kennedy    | Pistella    | Wass            |
| DeVerter   | Klingaman  | Pitts       | Wenger          |
| DeWeese    | Kolter     | Pott        | Weston          |
| Daikeler   | Kowalyszyn | Pratt       | Wiggins         |
| Davies     | Kukovich   | Pucciarelli | Williams, H.    |
| Dawida     | Lashinger  | Punt        | Williams, J. D. |
| Deal       | Lehr       | Rappaport   | Wilson          |
| Dietz      | Lescovitz  | Rasco       | Wogan           |
| Dininni    | Letterman  | Reber       | Wozniak         |
| Dombrowski | Levi       | Richardson  | Wright, D. R.   |
| Donatucci  | Levin      | Rieger      | Wright, J. L.   |
| Dorr       | Lewis      | Ritter      | Wright, R. C.   |
| Duffy      | Livengood  | Rocks       | Zwinkl          |
| Durham     | Lloyd      | Rybak       |                 |
| Emerson    | Lucyk      | Salvatore   | Ryan,           |
| Evans      | McClatchy  | Saurman     | Speaker         |
| Fargo      | McIntyre   |             |                 |

NAYS—0

NOT VOTING—9

|        |       |         |            |
|--------|-------|---------|------------|
| Alden  | Cohen | Frazier | Greenfield |
| Borski | Fleck | Gray    | Laughlin   |
| Brown  |       |         |            |

EXCUSED—2

|      |        |
|------|--------|
| Iris | Pievsy |
|------|--------|

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 2611, PN 3513**, entitled:

An Act amending the "Delaware River Basin Compact," approved July 7, 1961 (P. L. 518, No. 268), further providing for the determination of interest on bonds.

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—188

|             |                 |            |              |
|-------------|-----------------|------------|--------------|
| Anderson    | Evans           | McIntyre   | Serafini     |
| Armstrong   | Fargo           | McMonagle  | Seventy      |
| Arty        | Fee             | McVerry    | Showers      |
| Barber      | Fischer         | Mackowski  | Shupnik      |
| Belardi     | Foster, W. W.   | Madigan    | Sieminski    |
| Belfanti    | Foster, Jr., A. | Maiale     | Sirianni     |
| Beloff      | Freind          | Mandierino | Smith, B.    |
| Berson      | Fryer           | Manmiller  | Smith, E. H. |
| Bittle      | Gallagher       | Marmion    | Smith, L. E. |
| Blaum       | Gallen          | Merry      | Snyder       |
| Borski      | Gamble          | Michlovic  | Spencer      |
| Bowser      | Gannon          | Micozzie   | Spitz        |
| Boyes       | Geist           | Miller     | Stairs       |
| Brandt      | George          | Miscevich  | Steighner    |
| Burd        | Gladeck         | Mochlmann  | Stevens      |
| Burns       | Grabowski       | Morris     | Stewart      |
| Caltagirone | Greenwood       | Mowery     | Stuban       |
| Cappabianca | Grieco          | Mullen     | Swaim        |

|            |                |             |                 |
|------------|----------------|-------------|-----------------|
| Cawley     | Gruitza        | Murphy      | Sweet           |
| Cessar     | Gruppo         | Nahill      | Swift           |
| Cimini     | Hagarty        | Noye        | Taddonio        |
| Civera     | Haluska        | O'Donnell   | Taylor, E. Z.   |
| Clark      | Harper         | Olasz       | Taylor, F. E.   |
| Clymer     | Hasay          | Oliver      | Telek           |
| Cochran    | Hayes          | Pendleton   | Tigue           |
| Cohen      | Heiser         | Perzel      | Trello          |
| Colafella  | Hoeffel        | Peterson    | Van Horne       |
| Cole       | Honaman        | Petrarca    | Vroon           |
| Cordisco   | Horgos         | Petrone     | Wachob          |
| Cornell    | Hutchinson, A. | Phillips    | Wambach         |
| Coslett    | Itkin          | Piccola     | Wargo           |
| Cowell     | Jackson        | Pistella    | Wass            |
| Cunningham | Johnson        | Pitts       | Wenger          |
| DeMedio    | Kennedy        | Pott        | Weston          |
| DeVerter   | Klingaman      | Pratt       | Wiggins         |
| DeWeese    | Kolter         | Pucciarelli | Williams, H.    |
| Daikeler   | Kowalyszyn     | Punt        | Williams, J. D. |
| Davies     | Kukovich       | Rappaport   | Wilson          |
| Dawida     | Lashinger      | Rasco       | Wogan           |
| Deal       | Lehr           | Reber       | Wozniak         |
| Dietz      | Lescovitz      | Richardson  | Wright, D. R.   |
| Dininni    | Levi           | Rieger      | Wright, J. L.   |
| Dombrowski | Levin          | Ritter      | Wright, R. C.   |
| Donatucci  | Lewis          | Rocks       | Zwinkl          |
| Dorr       | Livengood      | Rybak       |                 |
| Duffy      | Lloyd          | Salvatore   | Ryan,           |
| Durham     | Lucyk          | Saurman     | Speaker         |
| Emerson    | McClatchy      |             |                 |

NAYS—2

|           |         |
|-----------|---------|
| Letterman | Mrkonic |
|-----------|---------|

NOT VOTING—7

|       |         |            |          |
|-------|---------|------------|----------|
| Alden | Fleck   | Gray       | Laughlin |
| Brown | Frazier | Greenfield |          |

EXCUSED—2

|      |        |
|------|--------|
| Iris | Pievsy |
|------|--------|

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 2332, PN 3599**, entitled:

An Act amending the "Inheritance and Estate Tax Act of 1961," approved June 15, 1961 (P. L. 373, No. 207), further providing for tax for small business transfers.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. DORR offered the following amendments No. A8921:

Amend Sec. 1 (Sec. 711.1), page 2, lines 26 and 27, by striking out "over the five (5) year period" and inserting

in consecutive quarterly installments beginning

Amend Sec. 1 (Sec. 711.1), page 2, line 30, by inserting after "(4)"

consecutive

Amend Sec. 1 (Sec. 711.1), page 2, line 33, by inserting after "(8)"

consecutive

Amend Sec. 1 (Sec. 711.1), page 2, line 37, by inserting after "(12)"

consecutive

Amend Sec. 1 (Sec. 711.1), page 3, line 3, by inserting after “(16)”

consecutive

Amend Sec. 1 (Sec. 711.1), page 3, line 6, by inserting after “(20)”

consecutive

Amend Sec. 1 (Sec. 711.1), page 3, line 7, by inserting after “in”

consecutive

Amend Sec. 1 (Sec. 711.1), page 4, line 11, by striking out “A BUSINESS” and inserting

an operating trade or business entity the principal purpose of which is not the management of investments or income producing assets owned by the entity

Amend Sec. 1 (Sec. 711.1), page 5, line 1, by inserting after “PERCENT”

or more

On the question,

Will the House agree to the amendments?

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

Mr. DORR. Mr. Speaker, this is an inheritance tax bill, and the effect of the amendment is to phase in the provisions of the bill over a 5-year period, so that the provisions of the bill become totally effective only after a period of 5 years.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—186

|             |                 |             |               |
|-------------|-----------------|-------------|---------------|
| Anderson    | Emerson         | McClatchy   | Saurman       |
| Armstrong   | Fargo           | McIntyre    | Serafini      |
| Arty        | Fee             | McMonagle   | Seventy       |
| Barber      | Fischer         | McVerry     | Showers       |
| Belardi     | Foster, W. W.   | Mackowski   | Shupnik       |
| Belfanti    | Foster, Jr., A. | Madigan     | Sieminski     |
| Beloff      | Frazier         | Maiale      | Sirianni      |
| Berson      | Freind          | Manderino   | Smith, B.     |
| Bittle      | Fryer           | Manmiller   | Smith, E. H.  |
| Blaum       | Gallagher       | Marmion     | Smith, L. E.  |
| Borski      | Gallen          | Merry       | Snyder        |
| Bowser      | Gamble          | Michlovic   | Spencer       |
| Boyes       | Gannon          | Micozzie    | Spitz         |
| Brandt      | George          | Miller      | Stairs        |
| Burd        | Gladeck         | Miscevich   | Steighner     |
| Burns       | Grabowski       | Moehlmann   | Stevens       |
| Caltagirone | Greenwood       | Morris      | Stewart       |
| Cappabianca | Grieco          | Mowery      | Stuban        |
| Cawley      | Gruitza         | Mrkonic     | Swaim         |
| Cessar      | Gruppo          | Mullen      | Sweet         |
| Cimini      | Hagarty         | Murphy      | Swift         |
| Civera      | Haluska         | Nahill      | Taddonio      |
| Clark       | Harper          | Noye        | Taylor, E. Z. |
| Clymer      | Hasay           | Olasz       | Taylor, F. E. |
| Cochran     | Hayes           | Oliver      | Telek         |
| Cohen       | Hoeffel         | Pendleton   | Tigue         |
| Colafella   | Honaman         | Perzel      | Trello        |
| Cole        | Horgos          | Peterson    | Van Horne     |
| Cordisco    | Hutchinson, A.  | Petrarca    | Vroon         |
| Cornell     | Itkin           | Petrone     | Wachob        |
| Coslett     | Jackson         | Phillips    | Wambach       |
| Cowell      | Johnson         | Piccola     | Wargo         |
| Cunningham  | Kennedy         | Pistella    | Wass          |
| DeMedio     | Klingaman       | Pitts       | Wenger        |
| DeVerter    | Kolter          | Pott        | Weston        |
| DeWeese     | Kowalshyn       | Pratt       | Wiggins       |
| Daikeler    | Kukovich        | Pucciarelli | Williams, H.  |
| Davies      | Lashingner      | Punt        | Wilson        |
| Dawida      | Lehr            | Rappaport   | Wogan         |

|            |           |            |               |
|------------|-----------|------------|---------------|
| Deal       | Lescovitz | Rasco      | Wozniak       |
| Dietz      | Letterman | Reber      | Wright, D. R. |
| Dininni    | Levi      | Richardson | Wright, J. L. |
| Dombrowski | Levin     | Rieger     | Wright, R. C. |
| Donatucci  | Lewis     | Ritter     | Zwinkl        |
| Dorr       | Livengood | Rocks      |               |
| Duffy      | Lloyd     | Rybak      | Ryan,         |
| Durham     | Lucyk     | Salvatore  | Speaker       |

NAYS—0

NOT VOTING—11

|       |       |            |                 |
|-------|-------|------------|-----------------|
| Alden | Fleck | Greenfield | O'Donnell       |
| Brown | Geist | Heiser     | Williams, J. D. |
| Evans | Gray  | Laughlin   |                 |

EXCUSED—2

|       |         |
|-------|---------|
| Irvis | Pievsky |
|-------|---------|

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

On the question,

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

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—189

|             |                 |             |               |
|-------------|-----------------|-------------|---------------|
| Anderson    | Evans           | McClatchy   | Saurman       |
| Armstrong   | Fargo           | McIntyre    | Serafini      |
| Arty        | Fee             | McMonagle   | Seventy       |
| Barber      | Fischer         | McVerry     | Showers       |
| Belardi     | Foster, W. W.   | Mackowski   | Shupnik       |
| Belfanti    | Foster, Jr., A. | Madigan     | Sieminski     |
| Beloff      | Frazier         | Maiale      | Sirianni      |
| Berson      | Freind          | Manderino   | Smith, B.     |
| Bittle      | Fryer           | Manmiller   | Smith, E. H.  |
| Blaum       | Gallagher       | Marmion     | Smith, L. E.  |
| Borski      | Gallen          | Merry       | Snyder        |
| Bowser      | Gamble          | Michlovic   | Spencer       |
| Boyes       | Gannon          | Micozzie    | Spitz         |
| Brandt      | George          | Miller      | Stairs        |
| Burd        | Gladeck         | Miscevich   | Steighner     |
| Burns       | Grabowski       | Moehlmann   | Stevens       |
| Caltagirone | Greenwood       | Morris      | Stewart       |
| Cappabianca | Grieco          | Mowery      | Stuban        |
| Cawley      | Gruitza         | Mrkonic     | Swaim         |
| Cessar      | Gruppo          | Mullen      | Sweet         |
| Cimini      | Hagarty         | Murphy      | Swift         |
| Civera      | Haluska         | Nahill      | Taddonio      |
| Clark       | Harper          | Noye        | Taylor, E. Z. |
| Clymer      | Hasay           | Olasz       | Taylor, F. E. |
| Cochran     | Hayes           | Oliver      | Telek         |
| Cohen       | Hoeffel         | Pendleton   | Tigue         |
| Colafella   | Honaman         | Perzel      | Trello        |
| Cole        | Horgos          | Peterson    | Van Horne     |
| Cordisco    | Hutchinson, A.  | Petrarca    | Vroon         |
| Cornell     | Itkin           | Petrone     | Wachob        |
| Coslett     | Jackson         | Phillips    | Wambach       |
| Cowell      | Johnson         | Piccola     | Wargo         |
| Cunningham  | Kennedy         | Pistella    | Wass          |
| DeMedio     | Klingaman       | Pitts       | Wenger        |
| DeVerter    | Kolter          | Pott        | Weston        |
| DeWeese     | Kowalshyn       | Pratt       | Wiggins       |
| Daikeler    | Kukovich        | Pucciarelli | Williams, H.  |
| Dawida      | Lashingner      | Punt        | Wilson        |
| Deal        | Lehr            | Rappaport   | Wogan         |
| Dietz       | Lescovitz       | Rasco       | Wozniak       |
|             |                 |             | Wright, D. R. |



|            |           |            |               |
|------------|-----------|------------|---------------|
| Dininni    | Letterman | Reber      | Wright, J. L. |
| Dombrowski | Levi      | Richardson | Wright, R. C. |
| Donatucci  | Levin     | Rieger     | Zwinkl        |
| Dorr       | Lewis     | Ritter     |               |
| Duffy      | Livengood | Rocks      | Ryan,         |
| Durham     | Lloyd     | Rybak      | Speaker       |
| Emerson    | Lucyk     | Salvatore  |               |

NAYS—0

NOT VOTING—8

|       |       |            |                 |
|-------|-------|------------|-----------------|
| Alden | Fleck | Greenfield | Laughlin        |
| Brown | Gray  | Heiser     | Williams, J. D. |

EXCUSED—2

Irvis                      Pievsky

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.

**WELCOMES**

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Mr. Frank Hill, the principal of McDowell Senior High School in Erie, Pennsylvania, here today with a group of American government students: Holli Pulice, Lori Schmidt, Ken Shutika, Tom Smith, and Leslie Hill.

Seated next to those students, perhaps attempting to enroll them in his own college, is Dr. C. T. Wright, the president of Cheyney State College, here today as the guest of the Black Caucus and the Speaker of the House, in whose district that college is located.

**MEMBER'S PRESENCE RECORDED**

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Laughlin, who asks that his name be added to the master roll call.

**BILLS ON THIRD CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 2333, PN 3600**, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343, No. 176), providing for interest on certain Commonwealth purchases.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. DORR offered the following amendments No. A8849:

Amend Sec. 1 (Sec. 1507), page 3, line 13, by inserting after "DEFECT"

in goods and services

Amend Sec. 1 (Sec. 1507), page 3, line 20, by inserting after "PENALTIES"

payable

Amend Sec. 1 (Sec. 1507), page 4, lines 1 through 3, by striking out "ACT" in line 1, all of line 2 and "CODE OF 1929," in line 3

Amend Sec. 1 (Sec. 1507), page 4, line 15, by inserting after "AGENCY."

Nothing in this section shall be construed to require payment of interest penalties from Federal funds if such payment is prohibited by Federal law or regulation.

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

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

Mr. DORR. Mr. Speaker, the bill has to do with payment of interest by the Commonwealth on overdue bills, and the amendments are technical in nature, clarifying the terminology "goods and services," adding that terminology so that the Commonwealth has to notify the Commonwealth's vendor when they are arguing about defects in the goods and services that were supplied.

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

The following roll call was recorded:

YEAS—185

|             |                 |             |               |
|-------------|-----------------|-------------|---------------|
| Anderson    | Fee             | McClatchy   | Serafini      |
| Armstrong   | Fischer         | McIntyre    | Seventy       |
| Arty        | Foster, W. W.   | McMonagle   | Showers       |
| Barber      | Foster, Jr., A. | McVerry     | Shupnik       |
| Belardi     | Frazier         | Mackowski   | Sieminski     |
| Belfanti    | Freind          | Madigan     | Sirianni      |
| Beloff      | Fryer           | Maiale      | Smith, B.     |
| Berson      | Gallagher       | Manderino   | Smith, E. H.  |
| Bittle      | Gallen          | Manmiller   | Smith, L. E.  |
| Blaum       | Gamble          | Marmion     | Snyder        |
| Borski      | Gannon          | Merry       | Spencer       |
| Bowser      | Geist           | Michlovic   | Spitz         |
| Boyes       | George          | Micozzie    | Stairs        |
| Brandt      | Gladeck         | Miller      | Steighner     |
| Burd        | Grabowski       | Mochlmann   | Stevens       |
| Burns       | Greenwood       | Morris      | Stewart       |
| Caltagirone | Grieco          | Mowery      | Stuban        |
| Cappabianca | Gruitza         | Mrkonjic    | Swaim         |
| Cawley      | Gruppo          | Mullen      | Sweet         |
| Cessar      | Hagarty         | Murphy      | Swift         |
| Cimini      | Haluska         | Nahill      | Taddonio      |
| Civera      | Harper          | Noye        | Taylor, E. Z. |
| Clark       | Hasay           | O'Donnell   | Taylor, F. E. |
| Clymer      | Heiser          | Olasz       | Telek         |
| Cochran     | Hoeffel         | Oliver      | Tigue         |
| Cohen       | Honaman         | Pendleton   | Trello        |
| Colafella   | Horgos          | Perzel      | Van Horne     |
| Cole        | Hutchinson, A.  | Peterson    | Vroon         |
| Cordisco    | Itkin           | Petrarca    | Wachob        |
| Cornell     | Jackson         | Petrone     | Wambach       |
| Coslett     | Johnson         | Phillips    | Wargo         |
| Cowell      | Kennedy         | Piccola     | Wass          |
| Cunningham  | Klingaman       | Pistella    | Wenger        |
| DeMedio     | Kolter          | Pitts       | Weston        |
| DeVerter    | Kowalyshyn      | Pott        | Wiggins       |
| DeWeese     | Kukovich        | Pratt       | Williams, H.  |
| Daikeler    | Lashingner      | Pucciarelli | Wilson        |
| Davies      | Laughlin        | Punt        | Wogan         |
| Dawida      | Lehr            | Rappaport   | Wozniak       |
| Dietz       | Lescovitz       | Rasco       | Wright, D. R. |
| Dininni     | Letterman       | Reber       | Wright, J. L. |
| Dombrowski  | Levi            | Rieger      | Wright, R. C. |
| Donatucci   | Levin           | Ritter      | Zwinkl        |
| Dorr        | Lewis           | Rocks       |               |
| Duffy       | Livengood       | Rybak       | Ryan,         |
| Durham      | Lloyd           | Salvatore   | Speaker       |
| Fargo       | Lucyk           | Saurman     |               |

NAYS—0

NOT VOTING—12

|       |         |            |                 |
|-------|---------|------------|-----------------|
| Alden | Emerson | Gray       | Miscevich       |
| Brown | Evans   | Greenfield | Richardson      |
| Deal  | Fleck   | Hayes      | Williams, J. D. |

EXCUSED—2

Irvis                      Pievsky

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

On the question,

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

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—186

|             |                 |             |               |
|-------------|-----------------|-------------|---------------|
| Anderson    | Fee             | McClatchy   | Saurman       |
| Armstrong   | Fischer         | McIntyre    | Serafini      |
| Arty        | Foster, W. W.   | McMonagle   | Seventy       |
| Barber      | Foster, Jr., A. | McVerry     | Showers       |
| Belardi     | Frazier         | Mackowski   | Shupnik       |
| Belfanti    | Freind          | Madigan     | Sieminski     |
| Beloff      | Fryer           | Maiale      | Sirianni      |
| Berson      | Gallagher       | Manderino   | Smith, B.     |
| Bittle      | Gallen          | Manmiller   | Smith, E. H.  |
| Blaum       | Gamble          | Marmion     | Smith, L. E.  |
| Borski      | Gannon          | Merry       | Snyder        |
| Bowser      | George          | Michlovic   | Spencer       |
| Boyes       | Gladeck         | Micozzie    | Spitz         |
| Brandt      | Grabowski       | Miller      | Stairs        |
| Burd        | Greenwood       | Miscevich   | Steighner     |
| Burns       | Grieco          | Moehlmann   | Stevens       |
| Caltagirone | Gruitza         | Morris      | Stewart       |
| Cappabianca | Gruppo          | Mowery      | Stuban        |
| Cawley      | Hagarty         | Mrkonic     | Swaim         |
| Cessar      | Haluska         | Mullen      | Sweet         |
| Cimini      | Harper          | Murphy      | Swift         |
| Civera      | Hasay           | Nahill      | Taddonio      |
| Clark       | Hayes           | Noye        | Taylor, E. Z. |
| Clymer      | Heiser          | O'Donnell   | Taylor, F. E. |
| Cochran     | Hoeffel         | Olasz       | Telek         |
| Cohen       | Honaman         | Oliver      | Tigue         |
| Colafrilla  | Horgos          | Pendleton   | Trello        |
| Cole        | Hutchinson, A.  | Perzel      | Van Horne     |
| Cordisco    | Itkin           | Peterson    | Vroon         |
| Cornell     | Jackson         | Petrarca    | Wachob        |
| Coslett     | Johnson         | Petrone     | Wambach       |
| Cowell      | Kennedy         | Phillips    | Wargo         |
| Cunningham  | Klingaman       | Piccola     | Wass          |
| DeMedio     | Kolter          | Pistella    | Wenger        |
| DeVerter    | Kowalshyn       | Pitts       | Weston        |
| DeWeese     | Kukovich        | Pott        | Wiggins       |
| Daikeler    | Lashingner      | Pratt       | Williams, H.  |
| Davies      | Laughlin        | Pucciarelli | Wilson        |
| Dawida      | Lehr            | Punt        | Wogan         |
| Dietz       | Lescovitz       | Rappaport   | Wozniak       |
| Diminni     | Letterman       | Rasco       | Wright, D. R. |
| Dombrowski  | Levi            | Reber       | Wright, J. L. |
| Donatucci   | Levin           | Rieger      | Wright, R. C. |
| Dorr        | Lewis           | Ritter      | Zwikel        |
| Duffy       | Livengood       | Rocks       |               |
| Durham      | Lloyd           | Rybak       | Ryan,         |
| Fargo       | Lucyk           | Salvatore   | Speaker       |

NAYS—0

NOT VOTING—11

|       |         |            |                 |
|-------|---------|------------|-----------------|
| Alden | Emerson | Geist      | Richardson      |
| Brown | Evans   | Gray       | Williams, J. D. |
| Deal  | Fleck   | Greenfield |                 |

EXCUSED—2

Irvis                      Pievsky

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.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the lady from Allegheny, Mrs. Heiser.

Mrs. HEISER. Mr. Speaker, on HB 2332 I was not in my seat, and I would like to be recorded in the affirmative.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2524, PN 3526**, entitled:

An Act amending "The Private Detective Act of 1953," approved August 21, 1953 (P. L. 1273, No. 361), further excluding certain persons from the provisions of the act.

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—190

|             |                 |           |              |
|-------------|-----------------|-----------|--------------|
| Anderson    | Fargo           | Lloyd     | Salvatore    |
| Armstrong   | Fee             | Lucyk     | Saurman      |
| Arty        | Fischer         | McClatchy | Serafini     |
| Barber      | Fleck           | McIntyre  | Seventy      |
| Belardi     | Foster, W. W.   | McMonagle | Showers      |
| Belfanti    | Foster, Jr., A. | McVerry   | Shupnik      |
| Beloff      | Frazier         | Mackowski | Sieminski    |
| Berson      | Freind          | Madigan   | Sirianni     |
| Bittle      | Fryer           | Maiale    | Smith, B.    |
| Blaum       | Gallagher       | Manderino | Smith, E. H. |
| Borski      | Gallen          | Manmiller | Smith, L. E. |
| Bowser      | Gamble          | Marmion   | Snyder       |
| Boyes       | Gannon          | Merry     | Spencer      |
| Brandt      | Geist           | Michlovic | Spitz        |
| Burd        | George          | Micozzie  | Stairs       |
| Burns       | Gladeck         | Miller    | Steighner    |
| Caltagirone | Grabowski       | Miscevich | Stevens      |
| Cappabianca | Greenwood       | Moehlmann | Stewart      |
| Cawley      | Grieco          | Morris    | Stuban       |
| Cessar      | Gruitza         | Mowery    | Swaim        |
| Cimini      | Gruppo          | Mrkonic   | Sweet        |
| Civera      | Hagarty         | Mullen    | Swift        |
| Clark       | Haluska         | Murphy    | Taddonio     |

|            |                |             |               |
|------------|----------------|-------------|---------------|
| Clymer     | Harper         | Nahill      | Taylor, E. Z. |
| Cochran    | Hasay          | Noye        | Taylor, F. E. |
| Cohen      | Hayes          | O'Donnell   | Telek         |
| Colafrilla | Heiser         | Olasz       | Tigue         |
| Cole       | Hoeffel        | Oliver      | Trello        |
| Cordisco   | Honaman        | Pendleton   | Van Horne     |
| Cornell    | Horgos         | Perzel      | Vroon         |
| Coslett    | Hutchinson, A. | Peterson    | Wachob        |
| Cowell     | Itkin          | Petrarca    | Wambach       |
| Cunningham | Jackson        | Petrone     | Wargo         |
| DeMedio    | Johnson        | Phillips    | Wass          |
| DeVerter   | Kennedy        | Piccola     | Wenger        |
| DeWeese    | Klingaman      | Pistella    | Weston        |
| Daikeler   | Kolter         | Pitts       | Wiggins       |
| Davies     | Kowalyszyn     | Pott        | Williams, H.  |
| Dawida     | Kukovich       | Pratt       | Wilson        |
| Deal       | Lashinger      | Pucciarelli | Wogan         |
| Dietz      | Laughlin       | Punt        | Wozniak       |
| Dininni    | Lehr           | Rasco       | Wright, D. R. |
| Dombrowski | Lescovitz      | Reber       | Wright, J. L. |
| Donatucci  | Letterman      | Richardson  | Wright, R. C. |
| Dorr       | Levi           | Rieger      | Zwikel        |
| Duffy      | Levin          | Ritter      |               |
| Durham     | Lewis          | Rocks       | Ryan,         |
| Evans      | Livengood      | Rybak       | Speaker       |

NAYS—1

Rappaport

NOT VOTING—6

|       |         |            |                 |
|-------|---------|------------|-----------------|
| Alden | Emerson | Greenfield | Williams, J. D. |
| Brown | Gray    |            |                 |

EXCUSED—2

Irvis                      Pievsky

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.

**RESOLUTIONS ADOPTED**

Mr. PETRARCA called up **HR 214, PN 3540**, entitled:

House memorialize United States Postal Service issue a commemorative postage stamp honoring the profession of chiropractic.

On the question,  
Will the House adopt the resolution?  
Resolution was adopted.

**REMARKS ON VOTES**

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

Mr. GEIST. Thank you, Mr. Speaker.

While there is a break in the action here, my switch did not record me as voting on HB 2333, final passage. I would like to be recorded in the affirmative, please. It also did not record me on HB 2332, amendment A8921, and I also would like to be recorded in the affirmative. Thank you.

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

**RESOLUTIONS ADOPTED CONTINUED**

Mr. GRABOWSKI called up **HR 222, PN 3652**, entitled:

House memorialize United States Fish and Wildlife Service amend its regulations to extend hunting of waterfowl where Sunday hunting is prohibited.

On the question,  
Will the House adopt the resolution?

Mr. GRABOWSKI offered the following amendment No. A9134:

Amend Resolve Clause, page 2, line 3, by removing the period after "season" and inserting  
; and be it further

RESOLVED, That copies of this resolution be immediately transmitted to the United States Fish and Wildlife Service and to the Speaker of the United States House of Representatives and the President of the United States Senate and to each member of the Pennsylvania congressional delegation.

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

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

Mr. GRABOWSKI. Thank you, Mr. Speaker.

The amendment is just a technical thing. When the resolution was prepared, it was prepared without a transmittal clause. The amendment is that clause, and it just directs the House as to whom to send it to.

On the question recurring,  
Will the House agree to the amendment?  
Amendment was agreed to.

On the question,  
Will the House adopt the resolution as amended?  
Resolution as amended was adopted.

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, would you please have a roll call on that last resolution, please? There are some members who are concerned about hunting on Sunday, and the resolution asks the Federal Government to—

**DECISION OF CHAIR REVERSED**

The SPEAKER. The Chair reverses its decision that HR 222 is adopted.

On the question recurring,  
Will the House adopt the resolution as amended?

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

Mr. FRYER. Mr. Speaker, I do not have in my possession a copy of the proposed resolution. Would the majority leader favor the House with a brief explanation of the resolution?

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Thank you, Mr. Speaker.

HR 222 has several whereas clauses, one of which calls attention to the fact that Pennsylvania hunters lose several days of waterfowl hunting annually because the Pennsylvania Game Commission prohibits such hunting on Sundays. Then it goes to a resolve clause that the House of Representatives

hereby memorializes the United States Fish and Wildlife Service to amend its regulations to permit all States to fully utilize the number of hunting days in the Federal migratory waterfowl hunting season by permitting the States to use their allocated number of hunting days within a broader time frame than current regulations allow beginning with the 1983-84 hunting season. Since there was some concern several weeks ago about prospective legislation pending in this House about Sunday hunting, I thought that I should call to the attention of the members that there were those provisions in this resolution.

Mr. FRYER. Mr. Speaker, I thank the gentleman.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. I would like to interrogate the majority leader, please.

The SPEAKER. The gentleman indicates he will stand for interrogation. The gentleman, Mr. Letterman, may proceed.

Mr. LETTERMAN. Would their law supersede ours as to whether or not we could hunt on Sunday?

Mr. HAYES. The one whereas clause in HR 222, Mr. Speaker, states, "WHEREAS, The Pennsylvania Game Commission establishes its waterfowl season based on the United States Fish and Wildlife Service's guidelines." I believe it is the intent of the gentleman to say, therefore, please make it possible for waterfowl hunting on Sunday in that our Game Commission follows your guidelines.

Mr. LETTERMAN. But they would still have to follow the guidelines. If they did not do that, it still would not change anything. Right?

Mr. HAYES. Oh, I believe the gentleman is correct in that regard. If the United States Fish and Wildlife Service guidelines were not changed in a de facto way that would cause the Game Commission to bring about Sunday hunting, I guess there would not be such a provision. But the question I raise, I think, is still a valid one. There was considerable concern several weeks ago about a bill pending in this House of Representatives that would bring about Sunday hunting, and in that the Speaker called for a voice vote, I thought it incumbent upon me as a leader to bring to everyone's attention that there is some passing reference at least to our endorsing the prospects of Sunday hunting.

Mr. LETTERMAN. Thank you, Mr. Speaker.

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

Mr. GRABOWSKI. I believe I can clear this up since I am the prime sponsor of the resolution. The Pennsylvania Game Commission establishes its waterfowl season based on the regulations of the U.S. Fish and Wildlife Service. The U.S. Fish and Wildlife Service has traditionally said that those States along the Atlantic flyway, of which Pennsylvania is one, may have 50 days of waterfowl hunting, but it is consecutive days. Because we in Pennsylvania prohibit Sunday hunting, we lose annually 6 or 7 days a year.

What I am saying is that the U.S. Fish and Wildlife Service should consider broadening its regulations to take into consideration those States which prohibit Sunday hunting and

perhaps at the end of the season let us make it up; give us an extra week or something. But it does not ask that Sunday hunting be part of Pennsylvania law.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman, for the second time on the question.

Mr. LETTERMAN. That is what I wanted to hear, Mr. Speaker, so that most of the members would not be afraid to vote for this. I think this is a good piece of legislation, and I think we should all vote for it.

Mr. Grabowski is not asking for Sunday hunting. He is asking for the Congress to change the regulations to allow Pennsylvania to have the 6 extra days through the week, not on Sundays. So I would ask everybody to vote for the piece of legislation. It is really good.

On the question recurring,

Will the House adopt the resolution as amended?

The following roll call was recorded:

YEAS—176

|             |                 |             |                 |
|-------------|-----------------|-------------|-----------------|
| Anderson    | Evans           | Lucyk       | Serafini        |
| Armstrong   | Fargo           | McClatchy   | Seventy         |
| Arty        | Fee             | McIntyre    | Showers         |
| Barber      | Fleck           | McMonagle   | Shupnik         |
| Belardi     | Foster, W. W.   | McVerry     | Sieminski       |
| Belfanti    | Foster, Jr., A. | Mackowski   | Sirianni        |
| Beloff      | Frazier         | Madigan     | Smith, B.       |
| Berson      | Freind          | Maiale      | Smith, E. H.    |
| Bittle      | Fryer           | Manmiller   | Snyder          |
| Blaum       | Gallagher       | Marmion     | Spencer         |
| Borski      | Gallen          | Merry       | Spitz           |
| Bowser      | Gamble          | Michlovic   | Steighner       |
| Boyes       | Gannon          | Micozzie    | Stevens         |
| Brandt      | George          | Miscevich   | Stewart         |
| Burd        | Gladeck         | Moehlmann   | Stuban          |
| Burns       | Grabowski       | Morris      | Swaim           |
| Caltagirone | Grieco          | Mrkoncic    | Sweet           |
| Cappabianca | Gruitza         | Mullen      | Swift           |
| Cawley      | Gruppo          | Murphy      | Taddonio        |
| Cessar      | Hagarty         | Nahill      | Taylor, E. Z.   |
| Cimini      | Haluska         | Noye        | Telek           |
| Civera      | Harper          | O'Donnell   | Tigue           |
| Clark       | Hasay           | Olasz       | Trello          |
| Clymer      | Heiser          | Oliver      | Van Horne       |
| Cochran     | Hoeffel         | Pendleton   | Vroon           |
| Cohen       | Honaman         | Perzel      | Wachob          |
| Colafella   | Horgos          | Peterson    | Wambach         |
| Cole        | Hutchinson, A.  | Petrarca    | Wargo           |
| Cordisco    | Itkin           | Petrone     | Wass            |
| Cornell     | Jackson         | Piccola     | Wenger          |
| Coslett     | Kennedy         | Pistella    | Weston          |
| Cowell      | Klingaman       | Pratt       | Wiggins         |
| DeMedio     | Kolter          | Pucciarelli | Williams, H.    |
| DeWeese     | Kowalyshyn      | Punt        | Williams, J. D. |
| Daikeler    | Kukovich        | Rappaport   | Wilson          |
| Davies      | Lashingier      | Rasco       | Wogan           |
| Dawida      | Laughlin        | Reber       | Wozniak         |
| Deal        | Lehr            | Richardson  | Wright, D. R.   |
| Dininni     | Lescovitz       | Rieger      | Wright, J. L.   |
| Dombrowski  | Letterman       | Ritter      | Wright, R. C.   |
| Donatucci   | Levi            | Rocks       | Zwinkl          |
| Dorr        | Levin           | Rybak       |                 |
| Duffy       | Lewis           | Salvatore   | Ryan,           |
| Durham      | Livengood       | Saurman     | Speaker         |
| Emerson     | Lloyd           |             |                 |

NAYS—14

|            |           |          |              |
|------------|-----------|----------|--------------|
| Cunningham | Geist     | Miller   | Pitts        |
| DeVerter   | Greenwood | Mowery   | Smith, L. E. |
| Dietz      | Hayes     | Phillips | Stairs       |
| Fischer    | Johnson   |          |              |

## NOT VOTING—7

Alden Gray Manderino Taylor, F. E.  
Brown Greenfield Pott

## EXCUSED—2

Irvis Pievsky

The question was determined in the affirmative, and the resolution as amended was adopted.

\* \* \*

Mr. WARGO called up **HR 221, PN 3651**, entitled:

General Assembly memorialize President and Congress enact legislation requiring National Cemeteries to have on site personnel to take part in burial services.

On the question,  
Will the House adopt the resolution?  
Resolution was adopted.

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

## REMARKS ON VOTE

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Mr. Speaker, on amendment A8849 to **HB 2333**, I have just checked the electronic roll-call sheet. The equipment did not record my vote. I would like to be voted in the affirmative, please.

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

## SENATE MESSAGE

HOUSE BILL  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1920, PN 2325**, with information that the Senate has passed the same without amendment.

## BILLS SIGNED BY SPEAKER

The Chair gave notice that he was about to sign the following bills, which were then signed:

**HB 353, PN 1883**

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, excluding certain persons from the definition of "State employee."

**HB 1920, PN 2325**

An Act repealing the act of June 13, 1907 (P. L. 539, No. 347), entitled "An act giving the Board of Public Charities,—\*\*\* and making an appropriation for carrying into effect the provisions of this act."

**HB 2341, PN 3043**

An Act providing for the capital budget for the fiscal year 1982-1983.

**SB 448, PN 2126**

An Act amending Title 13 (Commercial Code) of the Pennsylvania Consolidated Statutes, conforming the text of the title to the current official text of the Uniform Commercial Code relating to secured transactions and further regulating priority of purchase money security interests.

**SB 535, PN 1969**

An Act amending Title 22 (Detectives and Private Police) of the Pennsylvania Consolidated Statutes, adding provisions relating to railroad and street railway police.

**SB 674, PN 1439**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, exempting certain ex-prisoners of war and Congressional Medal of Honor winners from assessment of registration fees, and providing for special license plates for recipients of the Congressional Medal of Honor.

**SB 739, PN 2053**

An Act amending the act of May 5, 1933 (P. L. 284, No. 104), entitled, as reenacted and amended, "Malt Beverage Tax Law," extending the emergency malt or brewed beverage tax credits.

**SB 852, PN 2050**

An Act to ascertain and appoint the fees to be received by the prothonotary of the court of common pleas of the Commonwealth in home rule counties or counties of the second class A and the third to eighth class; to provide the time of paying the same and to repeal certain acts.

**SB 1110, PN 2058**

An Act amending the act of August 31, 1971 (P. L. 398, No. 96), entitled "County Pension Law," authorizing savings and loan associations and registered investment advisers to act as deposit administrators.

**SB 1280, PN 2008**

An Act authorizing and directing the Department of General Services and the Pennsylvania Department of Agriculture with the approval of the Governor, to convey to the Danville Area School District, 11.80 acres of land, more or less, situate in the Borough of Danville, Montour County, Commonwealth of Pennsylvania.

**SB 1323, PN 2135**

An Act amending the act of November 26, 1978 (P. L. 1309, No. 317), entitled "Public Works Contract Regulation Law," regulating retainage and interest.

**SB 1482, PN 2069**

An Act making an appropriation to the Thomas Jefferson University of Philadelphia, Pennsylvania for the Children's Heart Hospital, Philadelphia, Pennsylvania.

REPORT OF COMMITTEE  
OF CONFERENCE PRESENTED

Mrs. HAGARTY presented the Report of the Committee of Conference on **HB 536, PN 3715**.

**BILLS ON THIRD  
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 2550, PN 3678**, entitled:

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, adding revised, codified and compiled provisions relating to aviation.

On the question,

Will the House agree to the bill on third consideration?

Mr. WILSON offered the following amendments No. A9359:

Amend Sec. 1, page 20, by inserting between lines 19 and 20 § 5301. Authority of department.

Amend Sec. 1 (Sec. 5301), page 21, line 16, by striking out "MONEYS" and inserting money, property or other things of value

Amend Sec. 1 (Sec. 5301), page 21, by inserting between lines 22 and 23

(6) Encourage and assist in the establishment and construction of landing areas, civil airways and other navigation facilities.

Amend Sec. 1 (Sec. 5301), page 21, line 25 by removing the period after "CHARTS" and inserting , aircraft directories and other aviation information.

Amend Sec. 1 (Sec. 5301), page 22, line 6, by inserting after "(2)"

No license for a new airport shall be issued by the department unless a public hearing has been held in the area of the new airport. At least 60 days notice of the date, time and place of the hearing shall be given to the public in at least one newspaper of general circulation. Any person aggrieved by a decision of the department to grant or deny a license for a new airport may take an appeal as provided in Title 2 (relating to administrative law and procedure).

Amend Sec. 1 (Sec. 5301), page 22, line 10, by striking out "FIVE" and inserting two

Amend Sec. 1 (Sec. 5301), page 22, line 11, by inserting after "ISSUANCE."

The department may revoke an airport license upon proof of any violation of law relating to aviation.

Amend Sec. 1 (Sec. 5704), page 27, by striking out "CLASS" and inserting degree

Amend Sec. 1 (Sec. 5705), page 28, line 19, by striking out "GLIDE" and inserting inclined

Amend Sec. 1 (Sec. 5705), page 28, line 23, by striking out "BELOW" and inserting above

Amend Sec. 1 (Sec. 5901), page 31, lines 21 through 23, by striking out , EASEMENTS, LEASES," in line 21, and all of lines 22 and 23

Amend Sec. 1 (Sec. 5901), page 31, by inserting between lines 26 and 27

(14) Acquire easements, leases, licenses, permits or other rights or interests necessary for the proper accomplishment of the purposes of this section.

Amend Sec. 1 (Sec. 5901), page 31, line 29, by striking out "1929." and inserting 1929," where not inconsistent with this chapter.

Amend Sec. 1 (Sec. 5901), page 32, line 4, by striking out "NO" and inserting After July 1, 1984 no

Amend Sec. 1 (Sec. 5912), page 32, by inserting between lines 26 and 27

"Airport." Any area of land or water which is used, or intended to be used, for the landing and takeoff of aircraft, and any appurtenant areas which are used, or intended to be used, for airport buildings or airport facilities or rights-of-way, together with all airport buildings and facilities thereon.

Amend Sec. 1 (Sec. 5913), page 34, lines 8 and 9, by striking out "AN AIRPORT IS OWNED OR CONTROLLED BY A MUNICIPALITY AND"

Amend Sec. 1 (Sec. 5913), page 34, line 10, by striking out "THE" where it appears the first time and inserting an

Amend Sec. 1 (Sec. 5913), page 34, lines 11 through 13, by striking out "THE MUNICIPALITY OWNING OR" in line 11, all of line 12, and "AIRPORT HAZARD AREA IS LOCATED" in line 13 and inserting

encompassing the airport, all of the municipalities involved

Amend Sec. 1 (Sec. 6123), page 46, line 2, by striking out "5%" and inserting 10%

Amend Sec. 1 (Sec. 6123), page 46, line 2, by striking out "IN ANY YEAR." and inserting during the 1983-1984 fiscal year, nor shall these costs exceed 5% of the revenue collected in each fiscal year thereafter.

Amend Sec. 1 (Sec. 6132), page 50, line 1, by striking out "5%" and inserting 10%

Amend Sec. 1 (Sec. 6132), page 50, line 1, by striking out "IN ANY YEAR." and inserting during the 1983-1984 fiscal year, nor shall these costs exceed 5% of the revenue collected in each fiscal year thereafter.

Amend Sec. 1 (Sec. 6134), page 50, line 25, by striking out "PROPERTY" and inserting person

On the question,

Will the House agree to the amendments?

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

Mr. WILSON. Mr. Speaker, the explanation of the amendment has been on the members' desks for the last several hours, and I believe it is agreed to by both sides of the aisle. It is mostly technical with a few reversions back to current law.

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

Mr. KOLTER. Mr. Speaker, the gentleman, Mr. Wilson, and Mr. Steighner and I took pains to follow line by line the amendment. We find no problem, and I would urge an acceptance of this amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

**YEAS—193**

|           |                 |           |              |
|-----------|-----------------|-----------|--------------|
| Anderson  | Fargo           | Lucyk     | Saurman      |
| Armstrong | Fee             | McClatchy | Serafini     |
| Arty      | Fischer         | McIntyre  | Seventy      |
| Barber    | Fleck           | McMonagle | Showers      |
| Belardi   | Foster, W. W.   | McVerry   | Shupnik      |
| Belfanti  | Foster, Jr., A. | Mackowski | Sieminski    |
| Beloff    | Frazier         | Madigan   | Sirianni     |
| Berson    | Freind          | Maiale    | Smith, B.    |
| Bittle    | Fryer           | Manderino | Smith, E. H. |

|             |                |             |                 |
|-------------|----------------|-------------|-----------------|
| Blaum       | Gallagher      | Manmiller   | Smith, L. E.    |
| Borski      | Gallen         | Marmion     | Snyder          |
| Bowser      | Gamble         | Merry       | Spencer         |
| Boyes       | Gannon         | Michlovic   | Spitz           |
| Brandt      | Geist          | Micozzie    | Stairs          |
| Burd        | George         | Miller      | Steighner       |
| Burns       | Gladeck        | Miscevich   | Stevens         |
| Caltagirone | Grabowski      | Moehlmann   | Stewart         |
| Cappabianca | Greenwood      | Morris      | Stuban          |
| Cawley      | Grieco         | Mowery      | Swaim           |
| Cessar      | Gruitza        | Mrkonic     | Sweet           |
| Cimini      | Gruppo         | Mullen      | Sweet           |
| Civera      | Hagarty        | Murphy      | Taddonio        |
| Clark       | Haluska        | Nahill      | Taylor, E. Z.   |
| Clymer      | Harper         | Noye        | Taylor, F. E.   |
| Cochran     | Hasay          | O'Donnell   | Telek           |
| Cohen       | Hayes          | Olasz       | Tigue           |
| Colafella   | Heiser         | Oliver      | Trello          |
| Cole        | Hoeffel        | Pendleton   | Van Horne       |
| Cordisco    | Honaman        | Perzel      | Vroon           |
| Cornell     | Horgos         | Peterson    | Wachob          |
| Coslett     | Hutchinson, A. | Petrarca    | Wambach         |
| Cowell      | Itkin          | Petrone     | Wargo           |
| Cunningham  | Jackson        | Phillips    | Wass            |
| DeMedio     | Johnson        | Piccola     | Wenger          |
| DeVerter    | Kennedy        | Pistella    | Weston          |
| DeWeese     | Klingaman      | Pitts       | Wiggins         |
| Daikeler    | Kolter         | Pott        | Williams, H.    |
| Davies      | Kowalyszyn     | Pratt       | Williams, J. D. |
| Dawida      | Kukovich       | Pucciarelli | Wilson          |
| Deal        | Lashinger      | Punt        | Wogan           |
| Dietz       | Laughlin       | Rappaport   | Wozniak         |
| Dininni     | Lehr           | Rasco       | Wright, D. R.   |
| Dombrowski  | Lescovitz      | Reber       | Wright, J. L.   |
| Donatucci   | Letterman      | Richardson  | Wright, R. C.   |
| Dorr        | Levi           | Rieger      | Zwikl           |
| Duffy       | Levin          | Ritter      | Ryan,           |
| Durham      | Lewis          | Rocks       | Speaker         |
| Emerson     | Livengood      | Rybak       |                 |
| Evans       | Lloyd          | Salvatore   |                 |

NAYS—0

NOT VOTING—4

|       |       |      |            |
|-------|-------|------|------------|
| Alden | Brown | Gray | Greenfield |
|-------|-------|------|------------|

EXCUSED—2

|       |         |
|-------|---------|
| Irvis | Pievsky |
|-------|---------|

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

On the question,

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

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—190

|           |                 |           |              |
|-----------|-----------------|-----------|--------------|
| Anderson  | Evans           | Lucyk     | Salvatore    |
| Armstrong | Fargo           | McClatchy | Saurman      |
| Arty      | Fee             | McIntyre  | Serafini     |
| Barber    | Fischer         | McMonagle | Seventy      |
| Belardi   | Fleck           | McVerry   | Showers      |
| Belfanti  | Foster, W. W.   | Mackowski | Shupnik      |
| Beloff    | Foster, Jr., A. | Madigan   | Sieminski    |
| Berson    | Frazier         | Maiale    | Sirianni     |
| Bittle    | Freind          | Manderino | Smith, B.    |
| Blaum     | Fryer           | Manmiller | Smith, E. H. |
| Borski    | Gallagher       | Marmion   | Smith, L. E. |

|             |                |             |                 |
|-------------|----------------|-------------|-----------------|
| Bowser      | Gallen         | Merry       | Snyder          |
| Boyes       | Gamble         | Michlovic   | Spencer         |
| Brandt      | Gannon         | Micozzie    | Spitz           |
| Burd        | Geist          | Miller      | Stairs          |
| Burns       | George         | Miscevich   | Steighner       |
| Caltagirone | Gladeck        | Moehlmann   | Stevens         |
| Cappabianca | Grabowski      | Morris      | Stewart         |
| Cawley      | Greenwood      | Mowery      | Stuban          |
| Cessar      | Grieco         | Mrkonic     | Swaim           |
| Cimini      | Gruitza        | Mullen      | Sweet           |
| Civera      | Gruppo         | Murphy      | Sweet           |
| Clark       | Hagarty        | Nahill      | Taddonio        |
| Clymer      | Harper         | Noye        | Taylor, E. Z.   |
| Cochran     | Hasay          | O'Donnell   | Taylor, F. E.   |
| Cohen       | Hayes          | Olasz       | Telek           |
| Colafella   | Heiser         | Oliver      | Trello          |
| Cole        | Hoeffel        | Pendleton   | Van Horne       |
| Cordisco    | Honaman        | Perzel      | Vroon           |
| Cornell     | Horgos         | Peterson    | Wachob          |
| Coslett     | Hutchinson, A. | Petrarca    | Wambach         |
| Cowell      | Itkin          | Petrone     | Wargo           |
| Cunningham  | Jackson        | Phillips    | Wass            |
| DeMedio     | Johnson        | Piccola     | Wenger          |
| DeVerter    | Kennedy        | Pistella    | Weston          |
| DeWeese     | Klingaman      | Pitts       | Wiggins         |
| Daikeler    | Kolter         | Pott        | Williams, H.    |
| Davies      | Kowalyszyn     | Pratt       | Williams, J. D. |
| Dawida      | Kukovich       | Pucciarelli | Wilson          |
| Deal        | Lashinger      | Punt        | Wogan           |
| Dietz       | Laughlin       | Rappaport   | Wozniak         |
| Dininni     | Lehr           | Rasco       | Wright, D. R.   |
| Dombrowski  | Lescovitz      | Reber       | Wright, J. L.   |
| Donatucci   | Letterman      | Richardson  | Wright, R. C.   |
| Dorr        | Levi           | Rieger      | Zwikl           |
| Duffy       | Levin          | Ritter      |                 |
| Durham      | Lewis          | Rocks       | Ryan,           |
| Emerson     | Livengood      | Rybak       | Speaker         |

NAYS—3

NOT VOTING—4

|         |       |       |            |
|---------|-------|-------|------------|
| Haluska | Lloyd | Tigue | Greenfield |
|---------|-------|-------|------------|

EXCUSED—2

|       |         |
|-------|---------|
| Irvis | Pievsky |
|-------|---------|

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.

CONFERENCE COMMITTEE APPOINTMENT

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

It is the understanding of the Chair, Mr. Kolter, that you have resigned as a conferee to the Conference Committee on SB 457. The Chair appoints in your stead the gentleman from Clearfield, Mr. George. The Chair hears no objection.

HOUSE SCHEDULE

The SPEAKER. The Chair recognizes the majority leader.

Mr. HAYES. Unless the Chair has some other procedural votes, I think the members would appreciate knowing that there are no more votes today. We will return to session at 11 tomorrow. At 11 a.m. tomorrow we will return to voting session.

The SPEAKER. The Chair intends to appoint some conferees to various conference committees. Those are the only votes of a technical nature that will be taken the balance of today. They will not be roll-call votes.

### COMMUNICATION FROM MAX PIEVSKY

The SPEAKER. The Chair is in receipt of a communication from the Honorable Max Pievsky, who has requested to be removed from the Conference Committee on SB 939. The resignation is accepted.

The following communication was read:

Committee on Appropriations  
House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

November 12, 1982

The Honorable Matthew J. Ryan  
Speaker  
House of Representatives  
139 Main Capitol Building  
Harrisburg, PA 17120

Dear Mr. Speaker:

I will be on official leave from the House of Representatives for the entire week of November 15. Please remove me from the conference committee on Senate Bill 939 so that someone else from the Democratic Caucus can be named to serve in my place.

Sincerely,  
Max Pievsky

MP/cj

### CONFERENCE COMMITTEE APPOINTMENT

The SPEAKER. The gentleman from Westmoreland, Mr. Hutchinson, is appointed to serve in the place of the gentleman, Mr. Pievsky.

### REPORT FROM RULES COMMITTEE

#### BILLS REMOVED FROM TABLE FOR CALENDAR

The SPEAKER. The Chair recognizes the majority leader. Mr. HAYES. Mr. Speaker, the Rules Committee has instructed me to make a motion to remove the following bills from the table and place them on the active calendar, and I so move:

HB 2663;  
HB 2664;  
SB 77;  
SB 636;  
SB 1092; and  
SB 1487.

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

#### BILLS REMOVED FROM TABLE FOR CALENDAR

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

HB 2289;  
HB 2404;  
HB 202; and  
HB 538.

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

### SENATE MESSAGE

#### HOUSE AMENDMENTS NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to SB 1151, PN 2138, and has appointed Senators RHOADES, GEKAS and O'PAKE a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

#### MOTION INSISTING UPON AMENDMENTS

Mr. PICCOLA moved that the House insist upon its amendments nonconcurred in by the Senate to SB 1151, PN 2138, and that a committee of conference on the part of the House be appointed.

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

#### APPOINTMENT OF COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on SB 1151, PN 2138: Messrs. PICCOLA, McVERRY and PISTELLA. Ordered, That the clerk inform the Senate accordingly.

### SENATE MESSAGE

#### HOUSE AMENDMENTS NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to SB 1335, PN 2127, and has appointed Senators GREENLEAF, STAUFFER and KELLEY a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.



## MOTION INSISTING UPON AMENDMENTS

Mr. LEHR moved that the House insist upon its amendments nonconcurring in by the Senate to SB 1335, PN 2127, and that a committee of conference on the part of the House be appointed.

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

APPOINTMENT OF  
COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on SB 1335, PN 2127:  
Messrs. LEHR, GALLEN and FEE.  
Ordered, That the clerk inform the Senate accordingly.

## SENATE MESSAGE

HOUSE AMENDMENTS  
NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurring in the amendments made by the House of Representatives to **SB 1091, PN 2140**.

## MOTION INSISTING UPON AMENDMENTS

Mr. GALLEN moved that the House insist upon its amendments nonconcurring in by the Senate to SB 1091, PN 2140, and that a committee of conference on the part of the House be appointed.

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

APPOINTMENT OF  
COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on SB 1091, PN 2140:  
Messrs. GALLEN, PICCOLA and FRYER.  
Ordered, That the clerk inform the Senate accordingly.

## SENATE MESSAGE

HOUSE AMENDMENTS  
NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurring in the amendments made by the House of Representatives to **SB 831, PN 2082**.

## MOTION INSISTING UPON AMENDMENTS

Mr. McCLATCHY moved that the House insist upon its amendments nonconcurring in by the Senate to SB 831, PN 2082, and that a committee of conference on the part of the House be appointed.

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

Motion was agreed to.

APPOINTMENT OF  
COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on SB 831, PN 2082:  
Messrs. McCLATCHY, DININNI and A. K. HUTCHINSON.  
Ordered, That the clerk inform the Senate accordingly.

## COMMUNICATION FROM MAX PIEVSKY

The SPEAKER. The Chair acknowledges receipt of a communication from the gentleman, Mr. Pievsky, that he is on official leave from the House for the week of November 15. Accordingly, he must be replaced as a member of the Conference Committee on SB 685.

The following communication was read:

Committee on Appropriations  
House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

November 12, 1982

The Honorable Matthew J. Ryan  
Speaker  
House of Representatives  
139 Main Capitol Building  
Harrisburg, PA 17120

Dear Mr. Speaker:

I will be on official leave from the House of Representatives for the entire week of November 15. Please remove me from the Conference Committee on Senate Bill 685 so that someone else from the Democratic Caucus can be named to serve in my place.

Sincerely,  
Max Pievsky

MP/cj

## CONFERENCE COMMITTEE APPOINTMENT

The SPEAKER. The gentleman from Greene, Mr. DeWeese, is appointed to act in his stead.

## BILLS AND RESOLUTIONS PASSED OVER

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

## ADJOURNMENT

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

Mr. MARMION. Mr. Speaker, I move that this House do now adjourn until Tuesday, November 16, 1982, at 11 a.m., e.s.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 6:10 p.m., e.s.t., the House adjourned.