COMMONWEALTH OF PENNSYLVANIA

Tegislative Iournal

WEDNESDAY, APRIL 6, 1983

167TH OF THE GENERAL ASSEMBLY SESSION OF 1983

No. 24

HOUSE OF REPRESENTATIVES

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

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

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

Almighty God, our Heavenly Father, we bow in gratitude before Thee for Thy gracious love and protective care. We honor Thee as the giver of every good and perfect gift, and we know that the evidences of Thy bounty continue to be shared with each of us.

Gracious redeemer, enable us to show our grateful appreciation to Thee by living lives of proclaimed testimony to Thy word, of dedicated witness to Thy truth, and of consecrated service in Thy name.

Especially do we thank Thee for these elected servants of the people of this great Commonwealth, and we pray that Thou wilt continue to counsel them so that they may ever heed Thy word, listen to Thy direction, and make concerted effort to be productive workmen of Thine. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Tuesday, April 5, 1983, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE GRANTED

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

Mr. O'DONNELL. Thank you, Mr. Speaker.

We would request leaves of absence for today for the gentleman from Mercer, Mr. GRUITZA; the gentleman from Cambria, Mr. WOZNIAK; the gentleman from Philadelphia, Mr. RAPPAPORT; and the gentleman from Bucks, Mr. CORDISCO. Thank you.

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

The Chair recognizes the minority whip for leaves of absence.

Mr. HAYES. I request a leave for the lady from Philadelphia, Mrs. WESTON, for the day.

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

MASTER ROLL CALL RECORDED

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

The following roll call was recorded:

PRESENT-196

Alderette	Fargo	Lloyd
Angstadt	Fattah	Lucyk
Armstrong	Fee	McCall
Arty	Fischer	McClatchy
Baldwin	Flick	McHale
Barber	Foster, W. W.	McIntyre
Battisto	Foster, Jr., A.	McMonagle
Belardi	Freeman	McVerry
Belfanti	Freind	Mackowski
Beloff	Fryer	Madigan
Blaum	Gallagher	Maiale
Book	Gallen	Manderino
+ +		
Bowser	Gamble	Manmiller
Boyes	Gannon	Markosek
Brandt	Geist	Marmion
Broujos	George	Mayernik
Bunt	Gladeck	Merry
Burd	Godshall	Michlovic
Burns	Greenwood	Micozzie
Caltagirone	Grieco	Miller
Cappabianca	Gruppo	Miscevich
Carn	Hagarty	Moehlmann
Cawley	Haluska	Morris
Cessar	Harper	Mowery
Cimini	Hasay	Mrkonic
Civera	Hayes	Murphy
Clark	Herman	Nahill
Clymer	Hershey	Noye
Cohen	Hoeffel	O'Brien
Colafella	Honaman	O'Donnell
Cole	Hutchinson	Olasz
Cornell	Itkin	Perzel
Coslett	Jackson	Peterson
Cowell	Jarolin	Petrarca
Coy	Johnson	Petrone
Deluca	Kasunic	Phillips
Deluca DeVerter	Kennedy	Philips Piccola
DeWeese		
	Klingaman Kosinski	Pievsky
Daley		Pistella
Davies	Kowalyshyn	Pitts
Dawida	Kukovich	Pott
Deal	Lashinger	Pratt
Dietz	Laughlin	Preston
Dininni	Lehr	Punt
Dombrowski	Lescovitz	Reber
Donatucci	Letterman	Reinard

Ryan Rybak Saloom Salvatore Saurman Scheetz Schuler Semmel Serafini Seventy Showers Sirianni Smith, B. Smith, L. E. Snyder, D. W. Snyder, G. M. Spencer Spitz Stairs Steighner Stevens Stewart Stuban Sweet Swift Taylor, E. Z. Taylor, F. E. Telek Tigue Trello Truman Van Horne Vroon Wachoh Wambach Wargo Wass Wiggins Williams Wilson Wogan Wright, D. R. Wright, J. L. Wright, R. C. Zwikl

Rudy

320		L	EGISLATIVE JU	UKNAL— H	OUSE APRIL 6,
Duffy	Levi Levin Linton	Richardson Rieger Robbins	Irvis, Speaker	Referred to 1983.	Committee on APPROPRIATIONS, April 6,
Evans	Livengood	DITIONS-1		No. 647	By Representatives PICCOLA, PHILLIPS, VROON, GANNON, HALUSKA and WASS
Afflerbach	NOT				
		VOTING-0 CUSED-6		An Act amer 1955 (P. L. 32 county detective	nding "The County Code," approved August 9, 23, No. 130), authorizing State associations of 28.
	Oliver Rappaport	Weston	Wozniak	Referred to April 6, 1983.	Committee on LOCAL GOVERNMENT,
_			M COMMITTEE	No. 648	By Representatives PICCOLA, PHILLIPS, VROON, GANNON, HALUSKA and WASS
HR 25, PN	245 (Conci	•	ep. MANDERINO		
	ieral Clean A	Pennsylvania o Air Act until su	pposes any modifica- ch modifications are	1955 (P. L. 323	ading "The County Code," approved August 9, 8, No. 130), regulating the suspensions, removal nt of county detectives.
RULES.	unu meurear		lucite.	Referred to April 6, 1983.	Committee on LOCAL GOVERNMENT,
HR 47, PN Providing for tigate waterborr RULES.	the appoint	ment of a specia	Rep. MANDERINO	No. 649	By Representatives PICCOLA, GEIST, POTT, PHILLIPS, VROON, PRATT, BOWSER, BELARDI, GANNON,
					CAWLEY, HALUSKA, WASS and LEHR
HR 50, PN 584 (Concurrent) By Rep. MANDERINO Urging the Governor to proclaim April 1983 as "Child Abuse Prevention Month."		An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225, No. 316), authorizing free licenses to be issued to res- idents 65 years of age or older; providing for reimbursement of lost revenue; and making an appropriation.			
RULES.				Referred to April 6, 1983.	Committee on GAME AND FISHERIES,
INT		JSE BILLS D AND REF	TERRED	No. 650	By Representatives PICCOLA, GEIST, PHILLIPS, CIMINI, VROON, KLINGAMAN, PUNT, BOWSER,
No. 645	MILLER, ARTY, CC BOOK, TR F. E. TAY PERZEL,	OY, HERMAN RUMAN, LASI), McMONAGLE, , VAN HORNE, HINGER, SWEET, L, BATTISTO, RIEN,	323), referred to Parole Law, fu Board and defin release supervisi	GANNON and WASS ding the act of August 6, 1941 (P. L. 861, No. o as the Pennsylvania Board of Probation and rther providing for a Pennsylvania Revocation ning its powers and duties with regard to post- on; and making repeals. Committee on JUDICIARY, April 6, 1983.
An Act relati of persons; and	ng to ophtha	almic dispensing	g; requiring licensing	No. 651	By Representative CALTAGIRONE
	Committee		SSIONAL LICEN-	1941 (P. L. 752,	ding the "Civil Service Act," approved August 5, , No. 286), further providing for the prohibition ity; and further providing for removals.
No. 646		ntatives CESS ELARDI, CA	AR, LEHR, WLEY, DAWIDA,	Referred to April 6, 1983.	Committee on STATE GOVERNMENT,
	ITKIN, JO POTT, PR TELEK, W FLICK, FR	HNSON, OLA ATT, RYBAK AMBACH, W REIND, GEIST	RGO, GRUITZA, SZ, PICCOLA, , SERAFINI, VARGO, DININNI, Y, HONAMAN, , PIEVSKY and	26, 1971 (P. L.	By Representatives MAIALE, SALVATORE, BELOFF, DONATUCCI and McMONAGLE ding the "State Lottery Law," approved August 351, No. 91), further providing for the licensed
An Act makir tion of Radio Re	ZWIKL	riation to the P	ennsylvania Associa-	sales agents. Referred to April 6, 1983.	Committee on STATE GOVERNMENT,

No. 653	By Representatives HALUSKA, REBER, PETRARCA, WOZNIAK, WOGAN, DeLUCA, HARPER, RICHARDSON,		JOHNSON, BOYES, MACKOWSKI, COLAFELLA, BURD, SEMMEL and TELEK
within the Co sion; providi agents; proh local option;	KOSINSKI and CAWLEY oviding for licensing and placement of slot machines ommonwealth; creating the State Gambling Commis- ing powers and duties; providing for enforcement ibiting slot machine use by minors; providing for and providing for distribution of revenues to the alth to be used for specified purposes.	approved May increase in the by an auditor.	o Committee on LOCAL GOVERNMENT,
	to Committee on STATE GOVERNMENT,	An Act ame (P. L. 1225, 1 landowners.	By Representatives NOYE, OLASZ, GEIST, RUDY, HALUSKA, BELARDI, MERRY, KLINGAMAN, MACKOWSKI, GODSHALL, COY, BOWSER, COLAFELLA, BURD, SEMMEL, SAURMAN, TELEK, HERMAN and SALVATORE ending Title 18 (Crimes and Offenses) of the Penn- tes, further defining "firearm." O'Committee on JUDICIARY, April 6, 1983. By Representatives NOYE, COY, PHILLIPS, CAWLEY, GEIST, MANMILLER, BELARDI, MACKOWSKI, BOWSER, MOWERY, BURD and TELEK ending "The Game Law," approved June 3, 1937 No. 316), further providing for certain qualifying o Committee on GAME AND FISHERIES By Representatives NAHILL, SAURMAN, CIMINI, WASS, MANMILLER, WOGAN, SIRIANNI, GODSHALL, MAYERNIK, BUNT, DAVIES, VROON, DELUCA, CESSAR, NOYE, BURD, McVERRY, MERRY, CIVERA, JOHNSON and PERZEL
	nending the "Tax Reform Code of 1971," approved 71 (P. I. 6, No. 2) providing for an amusement		ending Title 18 (Crimes and Offenses) of the Penn-

March 4, 1971 (P. L. 6, No. 2), providing for an amusement device tax.

Referred to Committee on FINANCE, April 6, 1983.

No. 655 By Representatives NOYE, LETTERMAN, GEIST, COY, MADIGAN, MANMILLER, BELARDI, PRATT, MERRY, LAUGHLIN, KLINGAMAN, BOYES, CIMINI, GODSHALL, PETRARCA, BOWSER, ALDERETTE, BURD, SEMMEL and TELEK

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), excluding from taxation the sale or use of certain game birds raised by farmers and feed used in raising such birds.

Referred to Committee on FINANCE, April 6, 1983.

No. 656 By Representatives NOYE, COY, MADIGAN, BALDWIN, MANMILLER, PRATT, MERRY, LETTERMAN,

sylvania Consolidated Statutes, permitting the use and possession of blackjacks by peace officers.

Referred to Committee on JUDICIARY, April 6, 1983.

No. 660 By Representatives NAHILL, MORRIS, **REBER, MANMILLER, CIMINI,** WARGO, BELFANTI, J. L. WRIGHT, CAWLEY, JAROLIN, FARGO, LINTON, BUNT, MRKONIC, KOSINSKI, KUKOVICH, RYBAK, ARTY, BLAUM, SIRIANNI, GRUPPO, CLYMER, KLINGAMAN, ZWIKL, WOGAN, TELEK, D. W. SNYDER, CIVERA, MICOZZIE, DeLUCA, LASHINGER, E. Z. TAYLOR, PERZEL and GANNON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring issuance of a permit for installation of traffic-control signals under certain circumstances.

Referred to Committee on TRANSPORTATION, April 6,		Referred to Committee on EDUCATION, April 6, 1983.		
1983.		No. 666	By Representatives WILSON, LESCOVITZ,	
No. 661	By Representatives DeLUCA, COWELL, MAYERNIK, TRELLO, PRESTON, SEVENTY, OLASZ, COLE, COLAFELLA,		HUTCHINSON, GEIST, DININNI, STUBAN, MISCEVICH, PITTS, PHILLIPS, BOWSER, PETRARCA,	
	LESCOVITZ, ALDERETTE, LAUGHLIN,		NAHILL, LINTON and STEIGHNER	
	MISCEVICH, MURPHY, PETRONE, VAN HORNE, CALTAGIRONE, BATTISTO, DAWIDA, DUFFY,	An Act amending Title 74 (Transportation) of the Pennsyl- vania Consolidated Statutes, adding revised, codified and com- piled provisions relating to aviation.		
	KASUNIC, CESSAR, HERSHEY, MILLER, OLIVER, TRUMAN, KOSINSKI, DALEY, TIGUE, JAROLIN,	Referred to (1983.	Committee on TRANSPORTATION, April 6,	
	WOZNIAK, CAWLEY, BLAUM, FATTAH, D. R. WRIGHT, PISTELLA,	No. 667	By Representatives FEE, CLARK, COSLETT, BELARDI and HASAY	
	PETRARCA, HALUSKA, ITKIN, BELFANTI, MICOZZIE and RICHARDSON	An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), clarifying a provision relating to second- ary service areas.		
	ing all health insurance policies to provide cover- ment of congenital orofacial anomalies.	Referred to 1983.	Committee on LIQUOR CONTROL, April 6,	
Referred to (Committee on INSURANCE, April 6, 1983.	No. 668	By Representatives PETRARCA,	
No. 662	By Representatives STEIGHNER, BELFANTI, NOYE, F. E. TAYLOR, WILSON, GALLAGHER, NAHILL, D. R. WRIGHT, CIMINI, MORRIS, HOEFFEL, COY, RYBAK, PISTELLA, BLAUM, WOZNIAK, DAWIDA,		J. L. WRIGHT, PRESTON, KUKOVICH, GALLAGHER, ALDERETTE, DAWIDA, ARTY, BOWSER, B. SMITH, RICHARDSON, DEAL, CARN, ITKIN, E. Z. TAYLOR, SEMMEL, WOZNIAK, DAVIES, JOHNSON and MCINTYRE	
	VAN HORNE, CAWLEY, COLAFELLA	An Act establ	ishing solar rights.	
	and DeLUCA		Committee on MINES AND ENERGY MAN-	
An Act amend	ling Title 66 (Public Utilities) of the Pennsylvania	AGEMENT, April 6, 1983.		
Consolidated Statutes, further providing for public notices under certain circumstances.		No. 669	By Representatives FREIND, PITTS, ALDERETTE, BELARDI, BLAUM,	
Referred to April 6, 1983.	Committee on CONSUMER AFFAIRS,		BOYES, CAWLEY, CIMINI, CLYMER, FEE, GRUPPO, HALUSKA, JOHNSON,	
No. 663	By Representatives O'DONNELL and PERZEL		MACKOWSKI, GANNON, CIVERA, ARTY, STEVENS, McMONAGLE,	
An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), providing for licenses for zoos owned by cities of the first class.			MRKONIC, OLASZ, O'BRIEN, PHILLIPS, SERAFINI, E. Z. TAYLOR, TIGUE, VROON, WESTON, WOGAN and DIETZ	
Referred to (1983.	Committee on LIQUOR CONTROL, April 6,	DIETZ An Act amending "The Administrative Code of 1929,"		
No. 664	By Representatives O'DONNELL, SEVENTY, OLASZ, MICHLOVIC,	on appropriation	, 1929 (P. L. 177, No. 175), imposing limitations s for family planning services.	
	COHEN, BELOFF, MAIALE and HARPER	April 6, 1983.	Committee on HEALTH AND WELFARE,	
An Act authorizing cities of the first and second class to defer the payment of certain tax increases on real property.		No. 670	By Representatives BURNS, AFFLERBACH, WILSON, McVERRY, REINARD, McHALE, GALLAGHER and	
Referred to Committee on URBAN AFFAIRS, April 6, 1983.			GREENWOOD	
No. 665 By Representatives COY, GALLAGHER, D. R. WRIGHT, ITKIN and COLAFELLA		An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), providing for the election of the Consumer Advocate; and making an editorial change.		
An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for manner of election or approval of school directors.		-	Committee on CONSUMER AFFAIRS,	

No. 671 By Representatives LEHR, SCHULER, CAWLEY, ANGSTADT, MICOZZIE and CIVERA

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), providing for the appointment of a business manager.

Referred to Committee on LIQUOR CONTROL, April 6, 1983.

No. 672 By Representatives DOMBROWSKI, BOWSER, CAPPABIANCA, PIEVSKY, LEVI, MADIGAN, BOYES, MERRY, ROBBINS, FARGO, HERMAN and D. R. WRIGHT

A Supplement to the act of (P. L. No.), entitled, "An act providing for the capital budget for the fiscal year 1983-1984," itemizing a capital project in the Department of Education.

Referred to Committee on APPROPRIATIONS, April 6, 1983.

No. 673 By Representatives DOMBROWSKI, GALLAGHER, PETRARCA and BURNS

An Act amending the act of May 7, 1937 (P. L. 585, No. 150), entitled, as amended, "An act prohibiting the use of the designation of "college" by an institution not conforming to the standards of a college prescribed by the State Board of Education; and providing for injunctions, and penalties," providing for the use of the terms "business college," "college of commerce" and "commercial college."

Referred to Committee on EDUCATION, April 6, 1983.

No. 674 By Representatives KUKOVICH, LLOYD, ITKIN, VROON, PICCOLA, COY, PRATT, DeWEESE, COWELL, MAIALE, MICHLOVIC, HALUSKA, FREEMAN and HOEFFEL

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), providing for certain changes in the nomination process relating to the offices of Governor and Lieutenant Governor.

Referred to Committee on STATE GOVERNMENT, April 6, 1983.

No. 675 By Representatives KUKOVICH, HAYES, CESSAR, ITKIN, COY, PRATT, DeWEESE, PUNT, BELARDI, SHOWERS and HALUSKA

An Act amending the act of May 31, 1893 (P. L. 188, No. 138), referred to as the Legal Holiday Law, changing the day for the observance of Memorial Day.

Referred to Committee on STATE GOVERNMENT, April 6, 1983.

No. 676 By Representatives KUKOVICH, CESSAR, WACHOB, ITKIN, POTT, MILLER, GRUPPO, VROON, TIGUE, LASHINGER, BLAUM, BELARDI, MICHLOVIC, MERRY, HALUSKA, FREEMAN and FISCHER A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, reducing the size of the General Assembly.

Referred to Committee on STATE GOVERNMENT, April 6, 1983.

No. 677 By Representatives KUKOVICH, LLOYD, J. L. WRIGHT, CAWLEY, WACHOB, ITKIN, ALDERETTE, GRUPPO, COY, PRATT, RYBAK, MICHLOVIC, HALUSKA, PRESTON and MICOZZIE

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for a reduced license fee for certain disabled persons.

Referred to Committee on GAME AND FISHERIES, April 6, 1983.

No. 678 By Representatives KUKOVICH, ITKIN, GRUPPO, COY and MICHLOVIC

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for offenses relating to sterilization abuse.

Referred to Committee on JUDICIARY, April 6, 1983.

No. 679	By Representatives KUKOVICH, CESSAR,
	CAWLEY, ITKIN, MICHLOVIC,
	HALUSKA and COHEN

An Act amending the "Milk Marketing Law," approved April 28, 1937 (P. L. 417, No. 105), changing the composition of the board; further providing for salaries; limiting the board's power to fix prices; and making related changes.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 6, 1983.

No. 680 By Representative PERZEL

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), providing for the display of the flag during labor disputes; and providing penalties.

Referred to Committee on EDUCATION, April 6, 1983.

No. 681 By Representatives RUDY, COLE, STUBAN, AFFLERBACH, GRUITZA, BALDWIN, WACHOB and McHALE

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, granting billing options to volunteer fire companies.

Referred to Committee on CONSUMER AFFAIRS, April 6, 1983.

No. 682 By Representatives COWELL, GALLAGHER, BURNS, HARPER, COY, D. R. WRIGHT, EVANS, KOSINSKI and DALEY

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), increasing the membership on the State Board of Education.

Referred to Committee on EDUCATION, April 6, 1983.

No. 683 By Representatives HASAY, TIGUE, CAWLEY, BELARDI and BLAUM

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566, No. 284), further providing for the application of certain compensation provisions for the benefit of employees disabled as the result of an exposure wholly occurring prior to the date of final enactment of the Pennsylvania Occupational Disease Act; and providing for the payment of such claims by the Commonwealth.

Referred to Committee on LABOR RELATIONS, April 6, 1983.

No. 684 By Representatives HASAY, LEHR, DAVIES, TIGUE, BELARDI, CAWLEY and BLAUM

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), further providing for the sale of malt and brewed beverages for consumption off the premises; and removing the board's powers to grant additional licenses in resort areas.

Referred to Committee on LIQUOR CONTROL, April 6, 1983.

No. 685 By Representatives HOEFFEL, LASHINGER, MAIALE, CORNELL, E. Z. TAYLOR, SAURMAN, GREENWOOD, McVERRY, MARMION, MORRIS, KOWALYSHYN, J. L. WRIGHT, ARTY and KUKOVICH

An Act regulating Life Care Facilities.

Referred to Committee on HEALTH AND WELFARE, April 6, 1983.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 56 By Representatives VAN HORNE, PETRARCA, CAPPABIANCA, KUKOVICH, MICHLOVIC and DOMBROWSKI

Directing the Speaker of the House of Representatives to appoint a special bipartisan committee to investigate all aspects of the food and cheese distribution.

Referred to Committee on RULES, April 6, 1983.

No. 59 By Representatives COWELL, WACHOB, STEIGHNER, SEVENTY, TRELLO, MAYERNIK, MARKOSEK, ITKIN, PISTELLA, DELUCA, OLASZ, PETRONE, DAWIDA, MURPHY, MICHLOVIC, VAN HORNE, MRKONIC, DUFFY, PRESTON and GAMBLE

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

Referred to Committee on FEDERAL-STATE RELA-TIONS, April 6, 1983. By Representatives LAUGHLIN, GALLAGHER, DOMBROWSKI, FEE, PRATT, SALOOM, HUTCHINSON, LETTERMAN, OLASZ, TRELLO, BROUJOS, DELUCA, DAWIDA, BELFANTI, MURPHY, MICHLOVIC, PETRONE, WILSON, BURD, KENNEDY, MADIGAN, DININNI, FREIND, CIVERA, MICOZZIE, LESCOVITZ, McCALL, BATTISTO, STUBAN, LUCYK, BALDWIN, WARGO, WAMBACH and COSLETT

Directing the House Committee on Transportation to conduct an immediate investigation on the impact of Conrail operations in Pennsylvania.

Referred to Committee on RULES, April 6, 1983.

CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Hutchinson, who will introduce a privileged resolution on the death of a former member.

Mr. HUTCHINSON. Mr. Speaker, I submit the following resolution.

The SPEAKER. The clerk will read the condolence resolution.

The following resolution was read:

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

WHEREAS, Charles J. Mills, former member of the Pennsylvania House of Representatives, passed away at the age of seventy-four; and

WHEREAS, Mr. Mills served with distinction as a member of the Pennsylvania House of Representatives from 1944 to 1966. Educated at Greensburg Business School, Westinghouse Technical School and the University of Pittsburgh Night School, he served as a Democratic Committeeman and Greensburg Democratic Chairman for many years. He was an active member of the Benevolent and Protective Order of Elks 511, Fraternal Order of Eagles 577 and Youngwood Lions Club; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the passing of Charles J. Mills, a distinguished public servant and former member of the Pennsylvania House; and extends its heartfelt condolences to his family; and be it further

RESOLVED, That a copy of this resolution be delivered to the Family of Charles J. Mills, Greensburg, Pennsylvania.

We hereby certify that the foregoing is an exact copy of a Resolution introduced in the House of Representatives by the Honorable Amos K. Hutchinson, and unanimously adopted by the House of Representatives on the 23rd day of March 1983.

> K. Leroy Irvis Speaker ATTEST: John J. Zubeck Chief Clerk

On the question,

No. 60

Will the House adopt the resolution?

The SPEAKER. Those in favor of the resolution will please rise.

(Members stood.)

The SPEAKER. The resolution is unanimously adopted.

WELCOMES

The SPEAKER. The Chair is pleased to welcome to the hall of the House some students from the East Forest High School. They are in the balcony, and we would like to welcome them. These students are here as the special guests of Representative John Peterson.

There are four students from the Abington High School in Montgomery County here as the special guests of Representative Hoeffel. They are Alan Kintish, Jennifer Maxwell, Aliyson Nemec, and Charles London, and they are here with Mr. and Mrs. London.

CALENDAR

BILLS AGREED TO ON SECOND CONSIDERATION

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

HB 520, PN 581; and HB 84, PN 93.

* * *

The House proceeded to second consideration of SB 128, PN 578, entitled:

An Act amending the act of July 9, 1976 (P. L. 903, No. 161), entitled "An act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled, 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges;....,' providing for the office of Consumer Advocate in the Department of Justice for a limited period;....," extending the time for the management of the office of Consumer Advocate; establishing different budget procedures; requiring the monitoring of certain Federal regulatory agencies; and making a repeal.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that SB 128, PN 578, be recommitted to the Committee on Appropriations for a fiscal note.

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

RESOLUTIONS ADOPTED

Mr. STUBAN called up HR 19, PN 152, entitled:

Memorializing Congress to take appropriate steps to suspend Conrail's abandonment of track.

On the question,

Will the House adopt the resolution?

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

Mr. DAVIES. Mr. Speaker, would the sponsor of the resolution stand for just one or two brief questions of interrogation?

The SPEAKER. The gentleman from Columbia, Mr. Stuban, indicates he will stand for interrogation. The gentleman from Berks, Mr. Davies, is in order and may proceed.

Mr. DAVIES. Mr. Speaker, is the question relative to the potential purchase of lines that have been abandoned addressed so that it would satisfy either the future needs of county governments or municipal governments as far as their ability to buy into those lines, which, as I understand the interpretation by the department, is they do not have that power now, or under the current Federal law, they do not have that authority now?

Mr. STUBAN. Mr. Speaker, I believe the intention of the resolution is to bring to the forefront the problem that is taking place out there, asking Congress and the Department of Transportation to make a study of it and resolve that problem. I think that is what is happening, Mr. Speaker, and we are trying to call attention to everybody involved to have it done.

Mr. DAVIES. All right. Then you feel that by just calling for the study rather than making a direct inference that this is in need of Federal legislation and should be a strong recommendation for the future development or potential development of all of the Commonwealth as far as the needs for industrial sites and so forth and so on in various communities, is it your intent to either express that to Congress separately before their study or just hope that they do make that part of the study?

Mr. STUBAN. Mr. Speaker, I believe that this will be brought to their attention. What has happened here is we have in the Northeast a delegation that is meeting in both the House and the Senate, addressing this problem at the present time, and I feel that there has been so much industrial development money that has been spent out there in the field and Conrail is not taking this into consideration when they look at these abandonments, and I believe that a study must be made.

If I could divert away from the resolution, we in the future in both the House and the Senate will be addressing this situation with a complete package of bills that we have now circulating here on the floor for signatures and over in the Senate on the floor for signatures.

Mr. DAVIES. All right.

If I might, Mr. Speaker, just make a comment.

The SPEAKER. The Chair recognizes the gentleman, and he may make a statement on the resolution.

Saurman

Mr. DAVIES. Many of you have gone through the problem of picking up abandoned lines and trying to get various carriers to participate in that process. We have experienced it in Berks County as well, and my only concern is that when we do address this by resolution, that we do take that into consideration and that we some way or other make that expression to Congress, because I think it is a vital part of something that now is not accepted in the application by PennDOT. If we cannot address it by legislation, we will have to go back and make it more emphatic by resolution. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

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

Β. L. E. D. W. G. M. E. Z.

Durham

D. R.

NOT VOTING-1

NAYS-1

Afflerbach

EXCUSED---6

Cordisco Oliver Weston Wozniak Gruitza Rappaport

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

* * *

Mr. DALEY called up HR 43, PN 458, entitled:

Memorializing Congress to pass legislation limiting foreign steel importation by imposing import quotas.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

		110 170	
Afflerbach	Evans	Linton	Rudy
Alderette	Fargo	Livengood	Ryan
Angstadt	Fattah	Lloyd	Rybak
Armstrong	Fee	Lucyk	Saloom
Arty	Fischer	McCall	Salvatore
Baldwin	Flick	McClatchy	Saurman
Barber	Foster, W. W.	McHale	Scheetz
Battisto	Foster, Jr., A.	McIntyre	Schuler
Belardi	Freeman	McMonagle	Semmel
Belfanti	Freind	McVerry	Serafini
Beloff	Fryer	Mackowski	Seventy
Blaum	Gallagher	Madigan	Showers
Book	Gallen	Maiale	Sirianni
Bowser	Gamble	Manderino	Smith, B.
Boyes	Gannon	Manmiller	Smith, L. E.
Brandt	Geist	Markosek	Snyder, D. W.
Broujos	George	Marmion	Snyder, G. M.
Bunt	Gladeck	Mayernik	Spencer
Burd	Godshall	Merry	Spitz
Burns	Greenwood	Michlovic	Stairs
Caltagirone	Grieco	Micozzie	Steighner
Cappabianca	Gruppo	Miller	Stevens
Carn	Hagarty	Miscevich	Stewart
Cawley	Haluska	Moehlmann	Stuban
Cessar	Harper	Morris	Sweet
Cimini	Hasay	Mowery	Swift
Civera	Hayes	Mrkonic	Taylor, E. Z.
Clark	Herman	Murphy	Taylor, F. E.
Clymer	Hershey	Nahill	Telek
Cohen	Hoeffel	Noye	Tigue
Colafella	Honaman	O'Donnell	Trello
Cole	Hutchinson	Olasz	Truman
Cornell	Itkin	Peterson	Van Horne
Coslett	Jackson	Petrarca	Vroon
Cowell	Jarolin	Petrone	Wachob
Coy	Johnson	Phillips	Wambach
Deluca	Kasunic	Piccola	Wargo
DeVerter	Kennedy	Pievsky	Wass
DeWeese	Klingaman	Pistella Pitts	Wiggins
Daley	Kosinski Komolushum		Williams Wilson
Davies	Kowalyshyn Kukovich	Pott Pratt	
Dawida	Lashinger	Preston	Wogan Wright, D. R.
Deal Dietz	Laughlin	Preston	Wright, J. L.
Dininni	Laughin	Reber	Wright, R. C.
Dombrowski	Lescovitz	Reinard	Zwikl
Donatucci	Letterman	Richardson	20161
Donatucci	Levi	Rieger	Irvis,
Duffy	Levin	Robbins	Speaker
Durly			openine.

NAYS-0

NOT VOTING-2

O'Brien Perzel

EXCUSED-6

Wozniak Cordisco Oliver Weston Gruitza Rappaport

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

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman from Lehigh, Mr. Afflerbach, has asked to be added to the master roll. His name will be added to the master roll call.

REMARKS ON VOTE

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

Mr. AFFLERBACH. Also, I would like to have the record show that I would have voted "ave" on HR 19.

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

RESOLUTIONS ADOPTED CONTINUED

Mr. MAYERNIK called up HR 52, PN 588, entitled:

Memorializing Congress to enact the Federal General Revenue Sharing Program for the 1983-1984 year.

On the question, Will the House adopt the resolution?

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

Mr. DAVIES. I only have one comment to the resolution. The SPEAKER. The Chair recognizes the gentleman. He may make his comment on the resolution.

Mr. DAVIES. Thank you, Mr. Speaker.

My concern that I expressed in committee and that I would have to express before we take action on this is that there is one concern and that is that in supporting this we understand that as best we can do to fine-tune this we do not expect to have any duplication or try to have something where there is a duplication of effort through these community grants and this particular program as opposed to those now who may be better expedited by some of the block grant money that is going to be flowing through the control of State Government to some degree. I think that we are going to have to take a very careful look at that from time to time as a body and that we diligently do so so that we do not get into the position of having duplicity. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Allegheny, Mr. Mavernik.

Mr. MAYERNIK. Thank you, Mr. Speaker.

HR 52 memorializes Congress to enact a proposed 3-year \$4.6-billion Federal revenue-sharing program. Local governments in the Commonwealth of Pennsylvania in the fiscal vear 1980-81 received in excess of \$234 million, and in fiscal year 1981-82 in excess of \$221 million. General revenue sharing accounts for approximately 14 percent of local governments' budgets. It has provided over the past decade the very lifeblood of many local governments.

Since many local governments are suffering from increasing financial stress and are at or near their statutory taxation limits, I feel that it is imperative that the Federal Government moves as expeditiously as possible for the enactment of this desperately needed program. I respectfully request the affirmative vote for HR 52. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-192

Afflerbach Fargo Alderette Fattah Angstadt Fee Armstrong Fischer Flick Artv Baldwin Foster, W. W. Barber Freeman **Battisto** Freind Belardi Fryer Gallagher Belfanti Beloff Gallen Gamble Blaum Book Gannon Bowser Geist Boyes George Brandt Gladeck Broujos Godshall Bunt Greenwood Burd Grieco Burns Gruppo Caltagirone Hagarty Haluska Cappabianca Carn Harper Cawley Hasay Cessar Hayes Cimini Herman Civera Hershev Hoeffel Clark Honaman Clymer Hutchinson Cohen Colafella Itkin Cole Jackson Cornell Jarolin Coslett Johnson Cowell Kasunic Kennedy DeVerter Klingaman **DeWeese** Kosinski Daley Kowalyshyn Davies Kukovich Dawida Lashinger Deal Laughlin Dietz Lehr Lescovitz Dininni Dombrowski Letterman Donatucci Levi Duffy Levin Durham Linton Evans Livengood

Coy

Lloyd Lucyk McCall **McClatchy** McHale McIntyre McMonagle McVerry Mackowski Madigan Maiale Manderino Manmiller Markosek Marmion Mayernik Merry Michlovic Micozzie Miller Miscevich Moehlmann Morris Mowery Mrkonic Murphy Nahill Nove O'Brien O'Donnell Olasz Perzel Peterson Petrarca Petrone Phillips Piccola Pievsky Pistella Pitts Pott Pratt Preston Punt Reher Reinard Richardson Rieger

Robbins Rudy Ryan Rybak Saloom Salvatore Saurman Scheetz Schuler Semmel Serafini Seventy Showers Sirianni Smith, B. Smith, L. E. Spencer Spitz Stairs Steighner Stevens Stewart Stuban Sweet Swift Taylor, E. Z. Taylor, F. E. Telek Tigue Trello Truman Van Horne Vroon Wachob Wambach Wargo Wass Wiggins Williams Wilson Wogan Wright, D. R. Wright, J. L. Wright, R. C. Zwikl Irvis,

Speaker

LEGISLATIVE JOURNAL—HOUSE

NAYS-3

Dorr		A. Snyder, G. M. TVOTING—2	
Deluca	Snyder, D. H	w. EXCUSED—6	
Continue	Oliver	Waston	

Wozniak Cordisco Oliver Weston Gruitza Rappaport

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

* * *

Mr. LLOYD called up HR 31, PN 324, entitled:

Memorializing Congress to accelerate the release of money in the Abandoned Mine Reclamation Fund.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

6 60 - Jun - Ju	Evans	Liversed	Rudy
Afflerbach		Livengood Lloyd	Ryan
Alderette	Fargo Fattah	Lucyk	Rybak
Angstadt	Fattan	McCall	Saloom
Armstrong	Fischer	McClatchy	Salvatore
Arty	Flick	McHale	Saurman
Baldwin	Flick Foster, W. W.	McIntyre	Scheetz
Barber Battisto	Foster, Jr., A.	•	Schuler
Belardi	Freeman	McMonagle McVerry	Semmel
Belfanti	Freind	Mackowski	Serafini
Beloff	Fryer	Madigan Maiale	Seventy Showers
Blaum	Gallagher		-
Book	Gallen	Manderino	Sirianni
Bowser	Gamble	Manmiller	Smith, B.
Boyes	Gannon	Markosek	Smith, L. E.
Brandt	Geist	Marmion	Snyder, D. W.
Broujos	George	Mayernik	Snyder, G. M.
Bunt	Gladeck	Merry	Spencer
Burd	Godshall	Michlovic	Spitz
Burns	Greenwood	Micozzie	Stairs
Caltagirone	Grieco	Miller	Steighner
Cappabianca	Gruppo	Miscevich	Stevens
Carn	Hagarty	Moehlmann	Stewart
Cawley	Haluska	Morris	Stuban
Cessar	Harper	Mowery	Sweet
Cimini	Hasay	Mrkonic	Swift
Civera	Hayes	Murphy	Taylor, E. Z.
Clark	Herman	Nahill	Taylor, F. E.
Clymer	Hershey	Noye	Telek
Cohen	Hoeffel	O'Brien	Tigue
Colafella	Honaman	O'Donnell	Trello
Cole	Hutchinson	Olasz	Truman
Cornell	ltkin	Perzel	Van Horne
Coslett	Jackson	Peterson	Vroon
Cowell	Jarolin	Petrarca	Wachob
Соу	Johnson	Petrone	Wambach
Deluca	Kasunic	Phillips	Wargo
DeVerter	Kennedy	Piccola	Wass
DeWeese	Klingaman	Pievsky	Wiggins
Daley	Kosinski	Pistella	Williams
Davies	Kowalyshyn	Pitts	Wilson
Dawida	Kukovich	Pott	Wogan
Deal	Lashinger	Pratt	Wright, D. R.
Dietz	Laughlin	Preston	Wright, J. L.
Dininni	Lehr	Punt	Wright, R. C.
Dombrowski	Lescovitz	Reber	Zwikl
Donatucci	Letterman	Reinard	
Dorr	Levi	Richardson	Irvis,
Duffy	Levin	Rieger	Speaker
Durham	Linton	Robbins	

NAYS-0

NOT VOTING-0

EXCUSED-6

Cordisco Oliver Weston Wozniak Gruitza Rappaport

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

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

REMARKS ON VOTES

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

Mr. D. W. SNYDER. Mr. Speaker, on HR 52, PN 588, my machine was malfunctioning. I would like to be recorded "ves."

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

The Chair recognizes the gentleman from Allegheny, Mr. DeLuca.

Mr. DeLUCA. Mr. Speaker, on HR 52 my button did not work, and I wish to be recorded in the affirmative.

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

WELCOMES

The SPEAKER. The Chair is delighted to welcome to the hall of the House Bob and Nancy Worthington, who are here from Sellersville and here as the special guests of Representative Paul Clymer.

The Chair is also pleased to welcome from Miami, Florida, Dick Caplo, who is here as the guest of Representative Corry Stevens.

SUPPLEMENTAL CALENDAR A **RESOLUTIONS ADOPTED**

Mr. KOWALYSHYN called up HR 47, PN 463, entitled:

Providing for the appointment of a special committee to investigate waterborne pollutants.

On the question,

Will the House adopt the resolution?

Mr. SCHULER offered the following amendment No. A0376:

Amend Resolution, page 1, by inserting between lines 12 and 13

> WHEREAS, One source of these waterborne pollutants may be hazardous substances as defined by the laws, rules or regulations of the Commonwealth; and

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

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

Mr. SCHULER. Thank you, Mr. Speaker.

I support this amendment and propose it. In my district there is a serious situation of water being polluted, possibly by hazardous waste, and I think it is in our best interests that this be put into this resolution. I firmly support it, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the sponsor of the resolution, the gentleman from Northampton, Mr. Kowalyshyn.

Mr. KOWALYSHYN. Mr. Speaker, thank you.

I would like to say that the amendment offered by Mr. Schuler will improve the language of HR 47, and therefore, I urge its approval. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Chester, Mr. Hershey, on the amendment.

Mr. HERSHEY. Thank you, Mr. Speaker.

On our particular farm we have a well problem that this amendment would clean up. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-193

	D 1	T *	1)
Afflerbach	Durham	Linton	Rudy
Alderette	Evans	Livengood	Ryan
Angstadt	Fargo	Lloyd	Rybak Saloom
Armstrong	Fattah	Lucyk	52100111
Arty	Fee	McCall	Salvatore
Baldwin	Fischer	McClatchy	Saurman
Barber	Flick	McHale	Scheetz
Battisto	Foster, W. W.	McIntyre	Schuler
Belardi	Foster, Jr., A.	McMonagle	Semmel
Belfanti	Freeman	McVerry	Serafini
Beloff	Freind	Mackowski	Seventy
Blaum	Fryer	Madigan	Showers
Book	Gallagher	Maiale	Sirianni
Bowser	Gallen	Manderino	Smith, B.
Boyes	Gamble	Manmiller	Smith, L. E.
Brandt	Gannon	Markosek	Snyder, G. M.
Broujos	Geist	Marmion	Spencer
Bunt	George	Mayernik	Spitz
Burd	Gladeck	Merry	Stairs
Burns	Godshall	Michlovic	Steighner
Caltagirone	Greenwood	Micozzie	Stevens
Cappabianca	Grieco	Miller	Stewart
Carn	Gruppo	Miscevich	Stuban
Cawley	Hagarty	Moehlmann	Sweet
Cessar	Haluska	Morris	Swift
Cimini	Harper	Mrkonic	Taylor, E. Z.
Civera	Hasay	Murphy	Taylor, F. E.
Clark	Hayes	Nahill	Telek
Clymer	Herman	Noye	Tigue
Cohen	Hershey	O'Brien	Trello
Colafella	Hoeffel	O'Donnell	Truman
Cole	Honaman	Olasz	Van Horne
Cornell	Hutchinson	Perzel	Vroon
Coslett	Itkin	Peterson	Wachob
Cowell	Jackson	Petrarca	Wambach
Coy	Jarolin	Petrone	Wargo
Deluca	Johnson	Piccola	Wass
DeVerter	Kasunic	Pievsky	Wiggins
DeWeese	Klingaman	Pistella	Williams
Daley	Kosinski	Pitts	Wilson
Davies	Kowalyshyn	Pott	Wogan
	• •		-

Dawida	Kukovich	Pratt	Wright, D. R.
Deal	Lashinger	Preston	Wright, J. L.
Dietz	Laughlin	Punt	Wright, R. C.
Dininni	Lehr	Reber	Zwikl
Dombrowski	Lescovitz	Reinard	
Donatucci	Letterman	Richardson	Irvis,
Dorr	Levi	Rieger	Speaker
Duffy	Levin	Robbins	
		NAYS0	
	NOT	VOTING-4	
Kennedy	Mowery	Phillips	Snyder, D. W.
	ΕX	CUSED—6	
Cordisco	Oliver	Weston	Wozniak

Cordisco Gruitza

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

On the question,

Will the House adopt the resolution as amended?

The following roll call was recorded:

Rappaport

YEAS-195

Afflerbach	Evans	Linton
Alderette	Fargo	Livengood
Angstadt	Fattah	Lloyd
Armstrong	Fee	Lucyk
Arty	Fischer	McCall
Baldwin	Flick	McClatchy
Barber	Foster, W. W.	McHale
Battisto	Foster, Jr., A.	McIntyre
Belardi	Freeman	McMonagle
Belfanti	Freind	McVerry
Beloff	Fryer	Mackowski
Blaum	Gallagher	Madigan
Book	Gallen	Maiale
Bowser	Gamble	Manderino
Boyes	Gannon	Manmiller
Brandt	Geist	Markosek
Broujos	George	Marmion
Bunt	Gladeck	Mayernik
Burd	Godshall	Merry
Burns	Greenwood	Michlovic
Caltagirone	Grieco	Micozzie
Cappabianca	Gruppo	Miller
Carn	Hagarty	Miscevich
Cawley	Haluska	Moehlmann
Cessar	Harper	Morris
Cimini	Hasay	Mowery
Civera	Hayes	Mrkonic
Clark	Herman	Murphy
Clymer	Hershey	Nahill
Cohen	Hoeffel	Noye
Colafella	Honaman	O'Brien
Cole	Hutchinson	O'Donnell
Cornell	Itkin	Olasz
Coslett	Jackson	Perzel
Cowell	Jarolin	Peterson
Coy	Johnson	Petrarca
Deluca	Kasunic	Petrone
DeVerter	Kennedy	Phillips
DeWeese	Klingaman	Piccola
Daley	Kosinski	Pievsky
Davies	Kowalyshyn	Pistella
Dawida	Kukovich	Pitts
Deal	Lashinger	Pratt
Dietz	Laughlin	Preston
Dininni	Lehr	Punt
Dombrowski	Lescovitz	Reber
Donatucci	Letterman	Reinard
Dorr	Levi	Richardson
Duffy	Levin	Rieger
Durham		

Rvan Rybak Saloom Salvatore Saurman Scheetz Schuler Semmel Seventy Showers Sirianni Smith, B. Smith, L. E. Snyder, D. W. Snyder, G. M. Spencer Spitz Stairs Steighner Stevens Stewart Stuban Sweet Swift Taylor, E. Z. Taylor, F. E. Telek Tigue Trello Truman Van Horne Vroon Wachob Wambach Wargo Wass Wiggins Williams Wilson Wogan Wright, D. R. Wright, J. L. Wright, R. C. Zwikl Irvis. Speaker

Robbins

Rudy

NAYS-0

NOT VOTING-2

Pott

EXCUSED—6

Cordisco Oliver Weston Wozniak Gruitza Rappaport

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

* * *

Mr. HALUSKA called up HR 25, PN 245, entitled:

The General Assembly of Pennsylvania opposes any modifications to the Federal Clean Air Act until such modifications are supported by sound medical and scientific evidence.

On the question,

Will the House adopt the resolution?

Serafini

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Haluska.

Mr. HALUSKA. Mr. Speaker, I would like to make a few remarks on the resolution.

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

Mr. HALUSKA. Mr. Speaker, we are asking you today to support this resolution that opposes any modification to the Federal Clean Air Act until such modification is supported by sound medical and scientific evidence. Such evidence would also provide specific detailed data that would identify both the natural as well as the manmade factors that may be the primary cause of acid rain. It would also provide the time to plan a long-range remedial program to deal with this complex problem if the research is so indicated.

As presently structured, the Clean Air Act amendment of 1977 is complex, confusing, and unbalanced. The regulations have resulted in duplicative procedures and requirements which are unnecessary to the attainment of environmental objectives, particularly those relating to the protection of the public from adverse health effects. These environmental objectives offer little or no consideration for economics or energy cost. These unnecessary requirements have discouraged the expanded use of coal and general economic growth.

The EPA (Environmental Protection Agency) administrator, Douglas Costle, conceded last April that there is still a lot we do not understand about acid rain, but EPA was still determined to move ahead with further regulations.

Our Clean Air Act is the toughest in the world. We have spent more money on pollution control than any other nation in the world.

The Nation's coal association says it is difficult to find a direct link between increased burning of coal and the higher rainfall acidity, because little if any more sulfur from coal is being placed into the atmosphere now than in the late 1940's, since there is now greater use of low-sulfur coal and scrubbers are being used in the powerplants.

It is highly probable that the U.S. Congress will soon pass additional unwise and expensive legislation on the subject of acid rain, thereby costing the American people an additional few hundred billion dollars. It is true that sulfur and nitrogen acids produced by the burning of coal and oil do form acids which come back to the Earth with the rain. However, it is also true that an undetermined amount of acid in the rain comes from natural sources, such as volcanoes, action of ultraviolet light on nitrogen in the atmosphere, ocean spray, windblown soil particles, and decaying vegetation, such as leaves that produce large amounts of tanic acid as well as other organic acids. On a global basis, these are probably twice as great as manmade emissions. Lightning storms alone are thought by some investigators to contribute as much as 50 percent of the total nitrogen oxide atmospheric burden, far more than comes from man's activities.

If Congress passes a law decreeing that all powerplants and automobiles must scrub out their acids and sulfur and nitrogen, it may discover that those acid lakes will still be just about as acid as they ever were. What Congress needs to do is to make haste slowly, while the scientist learns more about what goes on in the atmosphere, nature's contribution, and the geological factors associated with acid rain.

A Tennessee Valley Authority scientist points out that the sulfur dioxide abatement plan will cause a \$300-million crop loss in the Tennessee Valley unless steps are taken to incorporate additional sulfur compounds into the fertilizer.

Higher levels of rainfall acidity are being found in quite unexpected areas. The lower Mississippi Valley has experienced a rise in rainfall acidity that cannot be linked with the burning of fossil fuels because the predominant winds come off the Gulf of Mexico. Colorado also has highly acidic rain though the prevailing winds come in over uninhabited areas that are devoid of powerplants. Even the island of Samoa reports high levels of rainfall acidity.

A study by Connecticut's Acid Rain Task Force concluded that acid lakes in that State are a consequence of surrounding soil, not acid precipitation. The 17-page report minimizes the harmful effects of acid rain in Connecticut lakes, streams, and forests and is based on the most extensive lake and soil research effort in the country, according to Dr. Charles F. Frink, cochairman of the task force.

The study suggests that acid precipitation may not have much impact on lakes, fish, and vegetation. It indicates that airborne carbonic, sulfuric, and nitric acid cannot be traced reliably to specific industrial sources and that lakes in Connecticut have been acidified by surrounding soil, not by acid rain.

The task force found that no detectable damage to soil, lakes, fish, or crops can be traced to acid rain. Frink said some lakes in the Adirondack Mountains in New York have become acidified, but by natural soil processes, not by acid rain.

The group recommended improved monitoring of rain, rivers, streams, and lakes and suggested that methods of measuring acid particles in the air be upgraded and transport models developed to predict movement of the air pollution.

Dr. W. T. Pecorra stated that man is a polluter but by no means the biggest one, because by comparison, nature makes him look like Mr. Clean. Dr. Pecorra was the former director of the U.S. Geological Survey, and he once said, "Those individuals who speak about restoring our inherited environment of air, rivers, rain and coastlines to the purity that existed at day 1, never had a course in geology."

I ask your support of this resolution.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Allegheny, Mr. Michlovic.

Mr. MICHLOVIC. Mr. Speaker, would the sponsor of the resolution please stand for interrogation?

The SPEAKER. The gentleman, Mr. Haluska, indicates he will so stand. The gentleman, Mr. Michlovic, is in order and may proceed.

Mr. MICHLOVIC. Mr. Speaker, in light of the clause in the resolution, the resolve clause which says that the General Assembly would oppose any modification to the Clean Air Act which would impose more stringent modifications, more stringent sulfur dioxide emissions limits, to alleviate the acid rain problem until this problem has been totally examined, how much information is necessary, in your opinion, before we totally examine the problem? When does this resolution, in other words, terminate?

Mr. HALUSKA. This resolution would terminate once the scientists have specifically determined the cause of acid rain. To this date they have not. They have admitted whole-heartedly that they do not have the answer to acid rain. They are all speculating that it is all coming from this one source, and there is sufficient evidence to indicate that there are other sources contributing as much, if not more, acid rain.

Mr. MICHLOVIC. By passing this resolution, are we limiting those other sources? In other words, are we favoring coal over other energy sources?

Mr. HALUSKA. No, I do not think we are favoring coal over any other energy source. I do not think we are favoring coal in any particular way. I think we are going off on a tangent, and we are really destroying a source of energy that we have that is so vital to the economy of this Nation. Until we get such facts as can verify and specifically pinpoint what we are trying to do, I do not think we should impose any further regulatory procedures on acid rain.

Mr. MICHLOVIC. Is it possible that if Congress agrees with this resolution, should it be passed, that we will in effect be penalizing some of our other industries that maybe do not use coal?

Mr. HALUSKA. I do not see where we would be penalizing them in any way, shape, or form.

Mr. MICHLOVIC. Mr. Speaker, the reference you made to the Connecticut task force that studied the problem, who commissioned that task force and who paid for it?

Mr. HALUSKA. As I understand, it was commissioned by the State of Connecticut.

Mr. MICHLOVIC. And the State of Connecticut paid for it?

Mr. HALUSKA. That is what I understand; yes. Mr. MICHLOVIC. Okay. Do you have any knowledge of the specific formulas of the various air bases in Pennsylvania that are supposed to apply to the regions?

Mr. HALUSKA. Are you talking about monitoring procedures?

Mr. MICHLOVIC. Pardon?

Mr. HALUSKA. Are you speaking of monitoring the acidity of the rainfall?

Mr. MICHLOVIC. Yes.

Mr. HALUSKA. Well, I have talked to research people who claim that they are far behind. I mean, it is just in the last few years that they are really starting to monitor. For instance, the bituminous coal research people in Monroeville just within the last couple of years have set up 25 different monitoring stations throughout Allegheny County to try to make determinations. Speaking to them, there is such a variance in the monitoring at these particular stations that they cannot place any specifics on what is transpiring. That is why they claim that more detailed information and more sophisticated monitoring stations should be established in order to really determine what is going on.

Mr. MICHLOVIC. Do you not think that we might be better off to wait for that more specific information before we take a position on the issue? If the issue has not been determined yet, why should we rush into opposing the Clean Air Act and modifications on acid rain problems?

Mr. HALUSKA. We are not opposing the Clean Air Act; we are asking that they not impose any further regulatory procedures on acid rain until further study is made. We are not saying to do away with what we have. We are saying hold what we have until we get specific details to further clarify the situation.

Mr. MICHLOVIC. Mr. Speaker, I thank the gentleman and ask to comment.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Michlovic, for purposes of making a statement on the resolution.

Mr. MICHLOVIC. Mr. Speaker, I ask the House to reject HR 25. I do not think we ought to go on record as opposing modifications to the Clean Air Act one way or another. I think that we in this House recorded a number of times our dissatisfaction on the emissions control issue. I do not know how this resolution might affect the will of the House on that matter. We have sent several resolutions to Congress on the emissions control problem. Now we are asking them not to modify in any way the Clean Air Act. I do not know if that modification applies to weakening it or just the strengthening or not.

I also think that the acid rain problem is serious enough in this State and in other States. It is a multi-State, an international problem, and we ought not to go on record as opposing a solution to that problem. I think the coal byproducts, the pollutants, the sulfur dioxides, in the air are part of that problem at the very least, and I would ask your opposition to the resolution. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Berks, Mr. Gallen, on the resolution.

Mr. GALLEN. Mr. Speaker, I would like to take you back to a moment in Pennsylvania history. Mr. Speaker, I think this will be of interest. The date is August 29, 1967, when a young, bright, up-and-coming legislator by the name of K. Leroy Irvis from Allegheny County, a young, slim, trim legislator with black hair and with great promise, was the chief sponsor of a resolution which was introduced by Representative Jim Clarke of Allegheny County. I would like to read that resolution, Mr. Speaker. It says:

WHEREAS, The Pennsylvania House of Representatives, in true Quaker State fashion, has given of its advice generously and lavishly to Congress in many resolutions memorializing Congress; and

WHEREAS, To further the principle of a dual system of government and separation of State and Federal systems, we have told Congress on many occasions what it should do about its affairs; and

WHEREAS, Congress has, so far as is known, never memorialized us and has maintained an aloof and detached position with respect to the Pennsylvania Legislature, and studiously ignored us; now therefore, be it

RESOLVED, That the House of Representatives memorialize Congress to memorialize us once in awhile instead of superciliously sitting around Washington and letting us do all the memorializing; and be it further

RESOLVED, That a copy of this resolution be dispatched to Congress by collect wire.

I thought in view of the fact that we have been memorializing Congress seemingly day after day, I thought it might be good to inject this little bit of Pennsylvania history and to give credit to our present Speaker, who seems to have lost some of that promise, and to give him credit for this resolution. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and informs the gentleman that the Speaker may have lost some of the promise but he has gained a few pounds since he had that resolution introduced. The Speaker, however, has been convinced over the years that no matter what we memorialize Congress to do, it will ignore us anyway, and if the House really wishes to exercise itself in futility, probably the most futile of all our gestures is memorializing Congress. That is an unofficial opinion.

MOTION TO TABLE

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Saloom.

Mr. SALOOM. Mr. Speaker, just a couple of weeks ago we passed a bill in this House to have auto emissions in Pennsylvania. Just a breath ago we passed a House resolution to study waterborne pollutants. Now we are faced with memorializing Congress and going on record as the General Assembly of Pennsylvania to strenuously oppose any modifications in the Clean Air Act that would impose stringent sulfur dioxide emissions into our air. We have not had any time in this House or in this chamber other than the past few minutes to review this resolution, and we do not know what type of impact it might have on clean air. So I therefore ask that this resolution be tabled for further study, because I wish not to vote against any member's resolution, and I would ask that it be tabled to a future date.

The SPEAKER. The Chair thanks the gentleman.

It has been moved by the gentleman, Mr. Saloom, that HR 25, PN 245, be laid upon the table.

On the question,

Will the House agree to the motion?

PARLIAMENTARY INQUIRY

The SPEAKER. For what purpose does the gentleman from Berks, Mr. Davies, rise?

Mr. DAVIES. A parliamentary inquiry, Mr. Speaker.

The SPEAKER. The gentleman will state the parliamentary inquiry.

Mr. DAVIES. If I would want to place additional questions relative to the resolution to the maker of the resolution, that would be inappropriate at this time and I would hold that until after this vote? Is that correct?

The SPEAKER. If the Assembly votes to place this resolution on the table, then you would be out of order to interrogate the maker of the resolution. If you wish to interrogate, you may request the maker of the motion to withdraw his motion temporarily so that you may direct questions to the maker of the resolution. If the maker of the motion agrees, then you would be in order to interrogate Mr. Haluska.

Mr. DAVIES. Thank you, Mr. Speaker. On that advice, I will hold the interrogation until after this consideration.

MOTION WITHDRAWN

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Saloom.

Mr. SALOOM. Mr. Speaker, at this time I wish to withdraw my motion to table.

The SPEAKER. The Chair thanks the gentleman.

RESOLUTION PASSED OVER

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, the gentleman, Mr. Haluska, has consented that this matter be held over for study, and if the Speaker will, I would ask that we pass over this resolution at this time so that it can be studied rather than put it on the table where it would have to be retrieved.

The SPEAKER. The Chair thanks the gentleman.

The Speaker rescinds its position that the question recurs, will the House adopt the resolution?

It has been requested by the majority leader that HR 25, PN 245, be passed over for today. Unless the Chair hears objection, the resolution will be so passed over, and the Chair hears no objection.

* * *

Mr. KLINGAMAN called up HR 50, PN 584, entitled:

Urging the Governor to proclaim April 1983 as "Child Abuse Prevention Month."

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

		11	Dudu
Afflerbach	Evans	Lloyd	Rudy
Alderette	Fargo	Lucyk	Ryan
Angstadt	Fattah	McCall	Rybak
Armstrong	Fee	McClatchy	Saloom
Arty	Fischer	McHale	Salvatore
Baldwin	Flick	McIntyre	Saurman
Barber	Foster, W. W.	McMonagle	Scheetz
Battisto	Foster, Jr., A.	McVerry	Schuler
Belardi	Freeman	Mackowski	Semmel
Belfanti	Freind	Madigan	Serafini
Beloff	Fryer	Maiale	Seventy
Blaum	Gallagher	Manderino	Showers
Book	Gallen	Manmiller	Sirianni
Bowser	Gamble	Markosek	Smith, B.
Boyes	Gannon	Marmion	Smith, L. E.
Brandt	Geist	Mayernik	Snyder, D. W.
Broujos	George	Merry	Snyder, G. M.
Bunt	Gladeck	Michlovic	Spencer
Burd	Godshall	Micozzie	Spitz
Burns	Greenwood	Miller	Stairs
Caltagirone	Сгирро	Miscevich	Steighner
Cappabianca	Hagarty	Moehlmann	Stevens
Carn	Haluska	Morris	Stewart
Cawley	Harper	Mowery	Stuban
Cessar	Hasay	Mrkonic	Sweet
Cimini	Hayes	Murphy	Swift
Civera	Herman	Nahill	Taylor, E. Z.
Clark	Hershey	Noye	Taylor, F. E.
Clymer	Hoeffel	O'Brien	Telek
Cohen	Honaman	O'Donnell	Tigue
Colafella	Hutchinson	Olasz	Trello
Cole	ltkin	Perzel	Truman
Cornell	Jackson	Peterson	Van Horne
Coslett	Jarolin	Petrarca	Vroon
Cowell	Johnson	Petrone	Wachob
Соу	Kasunic	Phillips	Wambach
Deluca	Kennedy	Piccola	Wargo
DeVerter	Klingaman	Pievsky	Wass
DeWeese	Kosinski	Pistella	Wiggins
Daley	Kowalyshyn	Pitts	Williams
Davies	Kukovich	Pott	Wilson
Dawida	Lashinger	Pratt	Wogan
Deal	Laughlin	Preston	Wright, D. R.
Dietz	Lehr	Punt	Wright, J.L.
Dininni	Lescovitz	Reber	Wright, R. C.
Dombrowski	Letterman	Reinard	Zwikl
Donatucci	Levi	Richardson	
Dorr	Levin	Rieger	Irvis,
Duffy	Linton	Robbins	Speaker
Durham	Livengood		
	N 7.	NO O	

NAYS--0

NOT VOTING-1

Grieco

EXCUSED-6

Cordisco Oliver Weston Wozniak Gruitza Rappaport

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

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

REMARKS ON VOTE

The SPEAKER. For what purpose does the gentleman from Northumberland, Mr. Phillips, rise?

Mr. PHILLIPS. Mr. Speaker, on amendment A0376 to HR 47, I failed to vote. I would like to be recorded in the affirmative.

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

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I submit for the record the following additions and deletions for sponsorships of bills.

ADDITIONS:

HR 43, Rybak, Gruitza, Cohen, Johnson, Pistella, Linton, Wogan, Phillips; HR 47, Schuler; HR 50, Colafella, Perzel, McIntvre, Cawley, Johnson, Richardson, Fischer: HR 51, Semmel, McIntyre, Civera; HB 93, Book; HB 116, Greenwood; HB 133, Duffy, Wambach, Angstadt; HB 175, Godshall; HB 189, Cappabianca; HB 277, E. Z. Taylor; HB 336, Alderette, Belardi; HB 158, Saurman; HB 365, Seventy; HB 382, Mrkonic, Gruppo, Baldwin, McCall, Markosek, Lucyk; HB 383, McHale; HB 385, Coy; HB 391, Jarolin; HB 405, Alderette; HB 414, Boyes; HB 442, Spitz, D. W. Snyder; HB 452, Stevens, DeLuca; HB 498, Colafella; HB 499, Greenwood, Van Horne; HB 500, Van Horne, Greenwood, Colafella; HB 509, McIntyre, Freind, Fischer, Geist; HB 512, Johnson; HB 513, Johnson; HB 514, Johnson; HB 515, Johnson; HB 516, Johnson; HB 517, Johnson; HB 518, Johnson; HB 519, Johnson; HB 525, Cawley, McIntyre; HB 526, Cawley; HB 527, Cawley; HB 528, Cawley; HB 538, McIntyre, Mayernik; HB 555, Coy; HB 556, Coy; HB 557, Cov: HB 560, Cawley, Book; HB 570, Cawley, Colafella: HB 576, Johnson; HB 577, Mrkonic; HB 583, Nahill; HB 584, McIntyre, Hagarty; HB 595, Vroon; HB 601, Fischer; HB 611, Cawley; HB 625, Manderino, Alderette; HB 626, Manderino.

DELETIONS: HB 31, Jarolin, Lucyk.

WELCOME

The SPEAKER. The Chair is pleased to welcome to the hall of the House Dr. Patrick Mazza and Mrs. Mazza. They are here as the guests of the entire Berks County delegation.

TRANSPORTATION COMMITTEE MEETING

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

Mr. HUTCHINSON. I meant to announce that the Transportation Committee will have a meeting off the floor of the House in room 401 immediately after the adjournment,

The SPEAKER. The Chair thanks the gentleman.

BILLS SIGNED BY SPEAKER

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

SB 4, PN 4

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the sale of solidified alcohol; and providing penalties.

SB 59, PN 171

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 Penn Township, 9.331 acres of land, more or less, situate in Penn Township, Snyder County, Commonwealth of Pennsylvania.

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. DeLuca.

Mr. DeLUCA. Mr. Speaker, I move that this House do now adjourn until Monday, April 11, 1983, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 12:06 p.m., e.s.t., the House adjourned.