

Legislative Journal

TUESDAY, FEBRUARY 23, 1982

CORRECTIVE REPRINT

SESSION OF 1982

166TH OF THE GENERAL ASSEMBLY

No. 17

SENATE

TUESDAY, February 23, 1982.

The Senate met at 1:00 p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant Governor William W. Scranton III) in the Chair.

PRAYER

The Chaplain, the Reverend Mr. SCOTT SHAY, Pastor of St. John's United Church of Christ, Fredericksburg offered the following prayer:

Let us pray.

Almighty God, we gather before You this beautiful day especially thankful for the life You have given to us and for the opportunity we have this day to serve the citizens of this great Commonwealth.

With Your guidance we pray that the right decisions will be made this day and every day.

We pray, Father, that You would keep the United States in Your holy protection. Help us all to strive for peace and cleanse our motives in our service to You and to the people we serve.

We thank You, Father, for whatever contributions have been made toward the welfare or happiness of others.

Be with us now as we strive to do Thy will. It is in Christ's name we pray. Amen.

JOURNAL APPROVED

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

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

SENATOR SCANLON TO VOTE FOR SENATOR O'PAKE AND SENATOR ZEMPRELLI

Senator SCANLON. Mr. President, I am requesting a temporary legislative leave of absence for Senator O'Pake and Senator Zemprelli.

The PRESIDENT. The Chair hears no objection and the leaves are granted.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

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

February 23, 1982

HB 1670 — Committee on Finance.

GENERAL COMMUNICATIONS

BILLS INTRODUCED AND REFERRED

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

February 23, 1982

Senators MESSINGER, EARLY, FUMO and STAMPONE presented to the Chair SB 1336, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368, No. 542), entitled "Real Estate Tax Sale Law," increasing the rate of interest on delinquent taxes.

Which was committed to the Committee on FINANCE, February 23, 1982.

Senators MESSINGER, FUMO, EARLY and STAMPONE presented to the Chair SB 1337, entitled:

An Act amending the act of October 15, 1980 (P. L. 950, No. 164), entitled "Commonwealth Attorneys Act," further providing for legal advice to certain municipalities.

Which was committed to the Committee on JUDICIARY, February 23, 1982.

1982-83 HIGHER EDUCATION BUDGET RECOMMENDATION

The PRESIDENT. Pursuant to Act 224 of 1972, the Chair lays before the Senate the following communication from the State Board of Education which the Clerk will read:

PENNSYLVANIA STATE BOARD OF EDUCATION

333 Market Street

Harrisburg, Pennsylvania 17126

February 19, 1982.

To The Honorables The Members of the General Assembly Commonwealth of Pennsylvania

Dear Members:

Act 224 of 1972 provides that the Board is to submit its recommendation of annual appropriations to institutions of higher education first to the Governor, before he submits his budget to you each year, and then to you.

A copy of the recommendation unanimously adopted on November 12, 1981, and submitted to Governor Thornburgh on November 30, 1981, appears on the back of this page for your information and consideration.

The Board appreciates the problems you face in the current financial situation and wishes you the very best in resolving them.

Sincerely,
 RUSSELL C. EVANS
 Executive Secretary

(See Appendix for recommendation.)

REPORTS FROM COMMITTEES

Senator PRICE, from the Committee on Urban Affairs and Housing, reported, as amended, **SB 1124**.

Senator HOLL, from the Committee on Banking and Insurance, reported, as committed, **SB 1127** and **1185**.

SENATE CONCURRENT RESOLUTION

**MEMORIALIZING PRESIDENT AND CONGRESS
 RESERVE SOLE REGULATORY CONTROL OF
 INTRASTATE TELEPHONE SERVICES TO
 STATE REGULATORY COMMISSIONS**

Senator BELL offered the following resolution (**Serial No. 228**), which was read and referred to the Committee on Consumer Protection and Professional Licensure:

In the Senate, February 23, 1982.

WHEREAS, Pennsylvania Public Utility Chairman, Susan M. Shanaman, advised the Pennsylvania Senate Consumer Protection and Professional Licensure Committee that there is a possible threat of Federal preemption of regulatory control of intrastate telephone services as a result of the American Telephone and Telegraph divestiture and other Federal action; and

WHEREAS, Regulatory control of intrastate telephone services is presently vested in State regulatory commissions such as the Public Utility Commission; therefore be it

RESOLVED (the House of Representatives concurring), that the General Assembly of the Commonwealth of Pennsylvania memorializes the President of the United States and the Congress of the United States to reserve unto the several states the sole regulatory power over intrastate telephone services; and be it further

RESOLVED, That a copy of this resolution be sent to the President and each member of the United States Congress and the United States Senate from Pennsylvania.

Ordered, That the Secretary of the Senate present same to the House of Representatives for concurrence.

LEAVE OF ABSENCE

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

He also asked and obtained temporary leave of absence for Senator GEKAS, for personal reasons.

CALENDAR

SPECIAL ORDER OF BUSINESS

HB 1776 CALLED UP OUT OF ORDER

HB 1776 (Pr. No. 2900) — Without objection, the bill was called up out of order, from page 3 of the Third Consideration Calendar, by Senator JUBELIRER, as a Special Order of Business.

**BILL ON THIRD CONSIDERATION
 AND FINAL PASSAGE**

HB 1776 (Pr. No. 2900) — Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
 Shall the bill pass finally?

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

YEAS—47

Andrezeski	Hopper	Messinger	Shaffer
Bell	Howard	Moore	Singel
Bodack	Jubelirer	Murray	Snyder
Corman	Kelley	O'Connell	Stampone
Early	Kusse	O'Pake	Stapleton
Fisher	Lincoln	Pecora	Stauffer
Fumo	Lloyd	Price	Stout
Greenleaf	Loeper	Reibman	Street
Hager	Lynch	Rhoades	Tilghman
Hankins	McKinney	Romanelli	Wilt
Hess	Manbeck	Ross	Zemprelli
Holl	Mellow	Scanlon	

NAYS—0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

RECESS

Senator JUBELIRER. Mr. President, I request a recess of the Senate until 3:00 p.m., for the purpose of holding a Republican caucus and a Democratic caucus.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a recess of the Senate until 3:00 p.m., Eastern Standard Time.

AFTER RECESS

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

CONSIDERATION OF CALENDAR RESUMED

**BILLS ON CONCURRENCE
IN HOUSE AMENDMENTS**

**SENATE CONCURS IN HOUSE
AMENDMENTS IN PART**

• **SB 306 (Pr. No. 1648)** — Senator JUBELIRER. Mr. President, I request we divide the bill on concurrence and concur in House amendments to Senate Bill No. 306, Printer's No. 1648, except in the new matter on page 5, lines 7, 8 and 9, and except as to Section 13 of the bill as it reads on page 13.

The PRESIDENT. Senator Jubelirer has requested that the question on concurrence in House amendments to Senate Bill No. 306, Printer's No. 1648, be divided. Therefore, the question before the Senate is, will the Senate agree to the amendments placed by the House in Senate Bill No. 306, Printer's No. 1648, with the exception of on page 5, lines 7, 8 and 9, and on page 13, lines 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16?

On the question of concurrence, the Clerk will call the roll.

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

Senator LINCOLN. Mr. President, I would like to change my vote from "no" to "aye."

The PRESIDENT. The gentleman will be so recorded.

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

YEAS—40

Corman	Jubelirer	Moore	Shaffer
Fisher	Kusse	Murray	Singel
Fumo	Lewis	O'Connell	Snyder
Gekas	Lincoln	O'Pake	Stampone
Hager	Loeper	Pecora	Stapleton
Hankins	Lynch	Price	Stauffer
Hess	McKinney	Reibman	Street
Holl	Manbeck	Rhoades	Tilghman
Hopper	Mellow	Ross	Wilt
Howard	Messinger	Scanlon	Zemprelli

NAYS—8

Andrezeski	Bodack	Greenleaf	Romanelli
Bell	Early	Kelley	Stout

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

Senator JUBELIRER. Mr. President, we have done the first part of Senate Bill No. 306. I move that the Senate do now concur in the rest of the bill, Senate Bill No. 306, Printer's No. 1648, and I ask for a negative vote on that motion.

The PRESIDENT. The question before the Senate is, shall the Senate concur in the balance of Senate Bill No. 306, that is on page 5, lines 7 through 9, and on page 13, lines 7 through 16?

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

Senator ZEMPRELLI. Mr. President, I did not have the benefit of being in the Democratic caucus at the time Senate Bill No. 306 was discussed. However, I am aware of the reported reasons for the division of the question and I under-

stand the portion we are now voting to concur in are offensive for a number of reasons which go to the compatibility of the bill and functioning of the bill if, in fact, the bill was to pass. Therefore, Mr. President, understanding the repealer section creates some problems independent of the substance of this bill and also understanding that the other portion of the bill that is involved here creates additional problems, I am joining with the Majority Leader in asking that there be a "no" vote with respect to this concurrence. I am expressing a personal opinion and certainly not reflecting anything the caucus may have decided.

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

A voice vote having been taken, the question was determined in the negative, and the motion was defeated.

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

**SENATOR JUBELIRER TO VOTE FOR
SENATOR HAGER**

Senator JUBELIRER. Mr. President, Senator Hager has just been called to his office on legislative business and I am requesting a temporary legislative leave of absence for him.

The PRESIDENT. The Chair hears no objection and the leave is granted.

**SENATOR ZEMPRELLI TO VOTE FOR
SENATOR MURRAY**

Senator ZEMPRELLI. Mr. President, at this time it is also convenient for me to request a temporary leave of absence on behalf of Senator Murray who has joined with Senator Hager on legislative matters.

The PRESIDENT. The Chair hears no objection and the leave is granted.

LEAVE OF ABSENCE

Senator ZEMPRELLI asked and obtained leave of absence for Senator LLOYD, for the rest of today's Session, for personal reasons.

CONSIDERATION OF CALENDAR RESUMED

**BILLS ON CONCURRENCE IN
HOUSE AMENDMENTS**

SENATE NONCONCURS IN HOUSE AMENDMENTS

SB 404 (Pr. No. 1669) — Senator JUBELIRER. Mr. President, I move that the Senate do nonconcur in the amendments made by the House to Senate Bill No. 404, and that a Committee of Conference on the part of the Senate be appointed.

The motion was agreed to.

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

SB 457 (Pr. No. 1670) — Senator JUBELIRER. Mr. President, I move that the Senate do nonconcur in the amendments made by the House to Senate Bill No. 457, and that a Committee of Conference on the part of the Senate be appointed.

The motion was agreed to.

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

THIRD CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 536, SB 636 and 1093 — Without objection, the bills were passed over in their order at the request of Senator JUBELIRER.

BILL ON THIRD CONSIDERATION AMENDED

SB 1301 (Pr. No. 1625) — Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

Senator ZEMPRELLI, by unanimous consent, offered the following amendments:

Amend Sec. 1, page 1, line 16, by striking out "Section" where it appears the second time and inserting: Sections 1 and

Amend Sec. 1, page 1, line 18, by striking out "is" and inserting: are

Amend Bill, page 1, by inserting between lines 18 and 19:

Section 1. This act shall be known and may be cited as the "Public Works Contractors' [Bond Law of 1967] Financial Security Law."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator ZEMPRELLI.

BILL ON THIRD CONSIDERATION REVERTED TO PRIOR PRINTER'S NUMBER AND FINAL PASSAGE

HB 1302 (Pr. No. 2831) - Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

MOTION TO REVERT TO PRIOR PRINTER'S NUMBER

Senator JUBELIRER. Mr. President, I move that House Bill No. 1302 revert to the form it was in under Printer's No. 2133.

On the question,

Will the Senate agree to the motion?

The motion was agreed to.

The PRESIDENT. The Senate has before it, House Bill No. 1302, Printer's No. 2133.

On the question,

Will the Senate agree to the bill on third consideration?

It was agreed to.

On the question,

Shall the bill pass finally?

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

YEAS—48

Andrezeski	Holl	Mellow	Scanlon
Bell	Hopper	Messinger	Shaffer
Bodack	Howard	Moore	Singel
Corman	Jubelirer	Murray	Snyder
Early	Kelley	O'Connell	Stampone
Fisher	Kusse	O'Pake	Stapleton
Fumo	Lewis	Pecora	Stauffer
Gekas	Lincoln	Price	Stout
Greenleaf	Loeper	Reibman	Street
Hager	Lynch	Rhoades	Tilghman
Hankins	McKinney	Romanelli	Wilt
Hess	Manbeck	Ross	Zemprelli

NAYS—0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER TEMPORARILY

HB 1437 — Without objection, the bill was passed over in its order temporarily, at the request of Senator JUBELIRER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1582 (Pr. No. 1844) — Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

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

YEAS—47

Andrezeski	Holl	Mellow	Scanlon
Bell	Hopper	Messinger	Shaffer
Bodack	Howard	Moore	Singel
Corman	Jubelirer	Murray	Snyder
Early	Kelley	O'Connell	Stampone
Fisher	Kusse	O'Pake	Stapleton
Fumo	Lewis	Pecora	Stout
Gekas	Lincoln	Price	Street
Greenleaf	Loeper	Reibman	Tilghman
Hager	Lynch	Rhoades	Wilt
Hankins	McKinney	Romanelli	Zemprelli
Hess	Manbeck	Ross	

NAYS—1

Stauffer

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

HB 1601 — Without objection, the bill was passed over in its order at the request of Senator JUBELIRER.

BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE

HB 1969 (Pr. No. 2901) — Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

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

YEAS—48

Andrezski	Holl	Mellow	Scanlon
Bell	Hopper	Messinger	Shaffer
Bodack	Howard	Moore	Singel
Corman	Jubelirer	Murray	Snyder
Early	Kelley	O'Connell	Stampone
Fisher	Kusse	O'Pake	Stapleton
Fumo	Lewis	Pecora	Stauffer
Gekas	Lincoln	Price	Stout
Greenleaf	Loeper	Reibman	Street
Hager	Lynch	Rhoades	Tilghman
Hankins	McKinney	Romanelli	Wilt
Hess	Manbeck	Ross	Zemprelli

NAYS—0

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

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

SB 1043, HB 1118 and SB 1182 — Without objection, the bills were passed over in their order at the request of Senator JUBELIRER.

SB 1187 (Pr. No. 1668) — Senator JUBELIRER. Mr. President, I request that Senate Bill No. 1187 go over in its order.

Senator EARLY. Mr. President, I object to Senate Bill No. 1187 going over in its order.

MOTION FOR BILL OVER IN ORDER

Senator JUBELIRER. Mr. President, I move that Senate Bill No. 1187, Printer's No. 1668, go over in its order.

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

Senator EARLY. Mr. President, I certainly object to this and I will be extremely careful because I know it is limited debate. The purpose of the objection is to offer amendments. I will again be extremely careful in not mentioning the amendments I anticipate offering. I will speak specifically to my reason for not going over this particular bill.

My reason for not going over this particular bill, Mr. President, is to offer amendments, amendments that this Body has not had an opportunity—

POINT OF ORDER

Senator JUBELIRER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Blair, Senator Jubelirer, will state it.

Senator JUBELIRER. Mr. President, I suggest the gentleman is out of order. I think he is going in the back door where he is trying and cannot get in the front, but I think he has stated very well he wants to offer amendments and I think that is sufficient. What the amendments are, I think, is something different. I would request the gentleman be declared out of order.

The PRESIDENT. The Chair finds the gentleman from Allegheny County is to this point in order.

Senator EARLY. Again, Mr. President, I will emphasize I will not mention specific amendments. Mr. President, this particular Body has not had an opportunity to debate welfare reform which this bill deals with.

POINT OF ORDER

Senator JUBELIRER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Blair, Senator Jubelirer, will state it.

Senator JUBELIRER. Mr. President, I renew my objection.

The PRESIDENT. The Chair finds the gentleman has crossed that very fine line and is out of order. He may debate the propriety of the postponement but not debate the subject matter of the bill or the amendments.

Senator EARLY. Mr. President, postponing a vote on Senate Bill No. 1187—and I will stick to the propriety as indicated by the President—is to give the people of Pennsylvania and this Senate an opportunity to vote on the propriety of welfare—

POINT OF ORDER

Senator JUBELIRER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Blair, Senator Jubelirer, will state it.

Senator JUBELIRER. Mr. President, I must renew my objection again. The only issue is the bill going over. We have Senate Bill No. 1187 before us and I think that is the only thing we have here.

The PRESIDENT. The Chair finds the remarks of the gentleman from Allegheny are in order so long as he does not discuss the merits of the provisions of the bill or the amendments.

Senator EARLY. Fine, Mr. President. I will not discuss the provisions, the merits of the bill or the amendments. I will discuss the lack of the opportunity of debating the propriety of the Welfare Code in the State of Pennsylvania. The propriety of discussing welfare, which is what this bill pertains to, has not been discussed on the floor of this Senate. If we, in turn, vote to go over this particular bill, the Senate again will not have the opportunity to discuss specifics of the propriety of the Welfare Code of the State of Pennsylvania.

Mr. President, it is no secret that attempts were made on a report of a Committee of Conference which again I was unable—

POINT OF ORDER

Senator JUBELIRER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Blair, Senator Jubelirer, will state it.

Senator JUBELIRER. Mr. President, I think what was done on a report of a Committee of Conference in this Body at some previous time is not germane to the issue.

The PRESIDENT. The gentleman's point of order is well taken. The gentleman will confine his remarks to the merits of the question.

Senator EARLY. Mr. President, this Body in the past, for whatever occasion, has not had the opportunity to debate the Welfare Code as this bill pertains. I am asking that we be given an opportunity to debate the issue on the floor of this Senate and that we vote not to go over this particular bill at this particular time for reasons I will not mention but it is certainly no secret.

With that, Mr. President, I think everyone knows where I am coming from. With that, I ask for a negative vote on the motion to go over Senate Bill No. 1187.

The PRESIDENT. On the motion, the Chair commends the gentleman on his restraint.

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

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

YEAS—25

Bell	Holl	Manbeck	Shaffer
Corman	Hopper	Moore	Snyder
Fisher	Howard	O'Connell	Stauffer
Gekas	Jubelirer	Pecora	Street
Greenleaf	Kusse	Price	Tilghman
Hager	Loeper	Rhoades	Wilt
Hess			

NAYS—23

Andrezeski	Lewis	Murray	Singel
Bodack	Lincoln	O'Pake	Stampone
Early	Lynch	Reibman	Stapleton
Fumo	McKinney	Romanelli	Stout
Hankins	Mellow	Ross	Zemprelli
Kelley	Messinger	Scanlon	

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

The PRESIDENT. Senate Bill No. 1187 will go over in its order.

BILL ON SECOND CONSIDERATION

SB 1243 (Pr. No. 1525) — Considered the second time and agreed to,

Ordered, To be transcribed for a third consideration.

BILLS OVER IN ORDER

HB 1283, 1300, 1906, 1907, 1913, 1915, 1921, 1922, 1923, 1924 and 1925 — Without objection, the bills were passed over in their order at the request of Senator JUBELIRER.

COMMUNICATION FROM THE GOVERNOR

**RECALL COMMUNICATION
LAID ON THE TABLE**

The PRESIDENT laid before the Senate the following communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and laid on the table:

**MEMBER OF THE CRAWFORD COUNTY
BOARD OF ASSISTANCE**

February 23, 1982.

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated December 7, 1981 for the appointment of Nancy B. Roeder (Republican), 513 North Perry Street, Titusville 16354, Crawford County, Fiftieth Senatorial District, as a member of the Crawford County Board of Assistance, to serve until December 31, 1982, and until her successor is duly appointed and qualified, vice T. Gerald Waldron, Conneaut Lake, resigned.

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

DICK THORNBURGH.

**COMMUNICATION FROM THE GOVERNOR
TAKEN FROM THE TABLE**

Senator LOEPER called from the table communication from His Excellency, the Governor of the Commonwealth, recalling the following nomination, which was read by the Clerk as follows:

**MEMBER OF THE CRAWFORD COUNTY
BOARD OF ASSISTANCE**

February 23, 1982.

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated December 7, 1981 for the appointment of Nancy B. Roeder (Republican), 513 North Perry Street, Titusville 16354, Crawford County, Fiftieth Senatorial District, as a member of the Crawford County Board of Assistance, to serve until December 31, 1982, and until her successor is duly appointed and qualified, vice T. Gerald Waldron, Conneaut Lake, resigned.

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

DICK THORNBURGH.

NOMINATION RETURNED TO THE GOVERNOR

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

The motion was agreed to.

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

The Presiding Officer (D. Michael Fisher) in the Chair.

CONSIDERATION OF CALENDAR RESUMED

HB 1437 CALLED UP

HB 1437 (Pr. No. 1640) — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 2 of the Third Consideration Calendar, by Senator JUBELIRER.

BILL OVER IN ORDER

HB 1437 (Pr. No. 1640) — Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

Senator JUBELIRER, by unanimous consent, offered the following amendments:

Amend Title, page 1, lines 11 and 12, by striking out "further providing for the qualifications of election officers." and inserting: apportioning the Commonwealth into congressional districts and delaying the time periods relating to nominations for the office of Representative in Congress.

Amend Bill, page 1, lines 15 through 23; page 2, lines 1 through 9, by striking out all of said lines on said pages and inserting:

Section 1. Section 953, act of June 3, 1937 (P.L.1333, No.320), known as the "Pennsylvania Election Code," is amended by adding a subsection to read:

Section 953. Place and Time of Filing Nomination Papers.—
* * *

(e) For the primary election in the year 1982, the time schedule relating to circulation and filing of nomination petitions, withdrawal of candidates, and casting of lots for position of names on the ballots or ballot labels for the office of Representative in Congress shall be delayed fourteen days from the times otherwise specified in this act.

Section 2. The act is amended by adding an article to read:

Article XVIII-A

Congressional Districts

Section 1801-A. Districts.—For the purpose of electing representatives of the people of Pennsylvania to serve in the House of Representatives in the Congress of the United States, this Commonwealth shall be divided into 23 districts which shall have one Congressman each, as follows:

The First District shall consist of Wards 1, 2, 5, 7, 8, 12 (Divisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 24), 15, 17, 18, 19, 25 (Divisions 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27), 26, 27, 30, 31, 36, 39, 43, 46, 48 and 49 of the City of Philadelphia of Philadelphia County.

The Second District shall consist of Wards 3, 4, 6, 9 (Divisions 1, 2, 3, 14 and 15), 10, 11, 12 (Divisions 22, 23, 25 and 26), 13, 14, 16, 20, 22, 24, 28, 29, 32, 34 (Divisions 1, 2, 3, 4, 5, 6, 7, 9, 10, 36, 38 and 43), 37, 38, 40 (Division 2), 44, 47, 50, 51, 52, 59 and 60 of the City of Philadelphia of Philadelphia County.

The Third District shall consist of Wards 23, 25 (Divisions 1 and 2), 33, 35, 41, 42, 45, 53, 54, 55, 56, 57, 58, 61, 62, 63, 64, 65 and 66 of the City of Philadelphia of Philadelphia County.

The Fourth District shall consist of the Townships of Boggs, Bradys Bend, Cadogan, Cowanshannock, East Franklin, Hovey, Madison, Mahoning, North Buffalo, Perry, Pine, Plumcreek, Rayburn, Redbank, Sugarcreek, Valley, Washington, Wayne and West Franklin, and the Boroughs of Applewold, Atwood, Dayton, Elderton, Kittanning, Parker City, Rural Valley, South Behlehem, West Kittanning and Worthington of Armstrong County; the City of Beaver Falls, the Townships of Brighton, Chippewa, Darlington, Daugherty, Franklin, Greene, Hanover,

Marion, New Sewickley, North Sewickley, Patterson, Potter, Pulaski, South Beaver, Vanport and White, and the Boroughs of Aliquippa, Baden, Beaver, Big Beaver, Bridgewater, Conway, Darlington, Eastvale, Economy, Ellwood City (Beaver County Portion), Fallston, Frankfort Springs, Georgetown, Glasgow, Homewood, Hookstown, Koppel, New Brighton, New Galilee, Ohioville, Patterson Heights and West Mayfield of Beaver County; Butler County; Clarion County; the City of Newcastle, the Townships of Hickory, Neshannock, Perry, Scott, Shenango, Slippery Rock, Taylor, Union, Wayne and Wilmington, and the Boroughs of Ellport, Ellwood City (Lawrence County Portion), New Wilmington, South New Castle and Volant of Lawrence County; and Venango County.

The Fifth District shall consist of the City of Coatesville, the Townships of Birmingham, Caln, Charlestown, East Bradford, East Brandywine, East Caln, East Fallowfield, East Goshen, East Marlborough, East Pikeland, East Whiteland, Easttown, Franklin, Kennett, London Britain, London Grove, New Garden, Newlin, Pennsbury, Pocopson, Schuylkill, Thornbury, Treddyffrin, Uwchlan, Valley, West Bradford, West Brandywine, West Goshen, West Marlborough, West Pikeland, West Whiteland, Westtown and Willistown, and the Boroughs of Avondale, Downingtown, Kennett Square, Malvern, Modena, Phoenixville, South Coatesville, West Chester and West Grove of Chester County; the City of Chester, the Townships of Bethel, Birmingham, Chester, Concord, Lower Chichester, Thornbury and Upper Chichester, and the Boroughs of Marcus Hook and Trainer of Delaware County; and the Townships of Douglass, East Norriton, Franconia, Hatfield, Limerick, Lower Frederick, Lower Pottsgrove, Lower Providence, Marlborough, New Hanover, Perkiomen, Salford, Skippack, Upper Frederick, Upper Hanover, Upper Pottsgrove, Upper Providence, Upper Salford, West Norriton and West Pottsgrove, and the Boroughs of Collegeville, East Greenville, Green Lane, Hatfield, Pottsbury, Pottstown, Red Hill, Royersford, Schwenksville, Souderton, Telford (Montgomery County Portion) and Trappe of Montgomery County.

The Sixth District shall consist of Berks County; the Townships of Banks and Packer, and the Boroughs of Beaver Meadows, Lansford, Nesquehoning and Summit Hill of Carbon County; the Townships of Brecknock, Caernarvon, East Cocalico, East Earl and West Cocalico, and the Boroughs of Adamstown (Lancaster County Portion), Denver and Terre Hill of Lancaster County; and Schuylkill County.

The Seventh District shall consist of the Townships of Aston, Darby, Edgemont, Haverford, Marple, Middletown, Nether Providence, Newtown, Radnor, Ridley, Springfield, Tinicum, Upper Darby and Upper Providence, and the Boroughs of Aldan, Brookhaven, Chester Heights, Clifton Heights, Collingdale, Colwyn, Darby, East Lansdowne, Eddystone, Folcroft, Glenolden, Lansdowne, Media, Millbourne, Morton, Norwood, Parkside, Prospect Park, Ridley Park, Rose Valley, Rutledge, Sharon Hill, Swarthmore, Upland and Yeadon of Delaware County; and Ward 40 (Divisions 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55 and 56) of the City of Philadelphia of Philadelphia County.

The Eighth District shall consist of Bucks County; and the Townships of Lower Moreland and Districts 1, 2 (Division 1), 3, 4, 5, 6 and 7 of Upper Moreland, and the Borough of Bryn Athyn of Montgomery County.

The Ninth District shall consist of Bedford County; Blair County; the Townships of Allegheny, Clearfield, Cresson, Dean, Gallitzin, Reade and Washington, and the Boroughs of Ashville, Cassandra, Chest Springs, Cresson, Gallitzin, Lilly, Loretto, Sankertown and Tunnelhill (Cambria County Portion) of Cambria County; the Townships of Cooke, Dickinson, Hopewell, Lower Frankford, Lower Mifflin, Monroe, North

Newton, Penn, Shippensburg, South Middleton, South Newton, Southampton, Upper Frankford and Upper Mifflin, and the Boroughs of Mt. Holly Springs, Newburg, Newville and Shippensburg (Cumberland County Portion) of Cumberland County; Franklin County; Fulton County; Huntingdon County; Juniata County; and Somerset County.

The Tenth District shall consist of Bradford County; the Townships of Chapman, Colebrook, Gallagher, Grugan, Leidy, Noyes and Woodward, and the Boroughs of Renovo and South Renovo of Clinton County; Lackawanna County; the Townships of Jackson, Middle Smithfield, Paradise, Pocono, Price, Smithfield and Stroud, and the Boroughs of Delaware Water Gap, East Stroudsburg and Stroudsburg of Monroe County; Pike County; Potter County; Susquehanna County; Tioga County; Wayne County; and Wyoming County.

The Eleventh District shall consist of the Townships of Franklin, Kidder, Lausanne, Lehigh, Lower Towamensing, Penn Forest and Towamensing, and the Boroughs of Bowmanstown, East Side, Palmerton, Weatherly and Weissport of Carbon County; Columbia County; Luzerne County; the Townships of Barrett, Chestnuthill, Coolbaugh, Eldred, Hamilton, Polk, Ross, Tobyhanna and Tunkhannock, and the Borough of Mt. Pocono of Monroe County; Montour County; the City of Shamokin, the Townships of Coal, East Cameron and Mt. Carmel, and the Boroughs of Kulpmont, Marion Heights and Mt. Carmel of Northumberland County; and Sullivan County.

The Twelfth District shall consist of the Townships of Bethel, Burrell, Gilpin, Kiskiminetas, Kittanning, Manor, Parks, South Bend and South Buffalo, and the Boroughs of Apollo, Ford City, Ford Cliff, Freeport, Leechburg, Manorville and North Apollo of Armstrong County; the City of Johnstown, the Townships of Adams, Conemaugh, Croyle, East Taylor, Lower Yoder, Middle Taylor, Munster, Portage, Richland, Stonycreek, Summerhill, Upper Yoder and West Taylor, and the Boroughs of Brownstown, Daisytown, Dale, East Conemaugh, Ehrenfeld, Ferndale, Franklin, Geistown, Lorain, Portage, Scalp Level, South Fork, Southmont, Summerhill, Westmont and Wilmore of Cambria County; Indiana County; and the Cities of Greensburg and Jeannette, the Townships of Bell, Cook, Derry, Donegal, Fairfield, Hempfield, Ligonier, Loyalhanna, Mt. Pleasant, North Huntingdon, Penn, Sewickley, St. Clair and Unity, and the Boroughs of Adamsburg, Arona, Avonmore, Bolivar, Delmont, Derry, Donegal, Export, Hunker, Irwin, Latrobe, Ligonier, Madison, Manor, Mt. Pleasant, Murrysville, New Alexandria, New Florence, New Stanton, North Irwin, Oklahoma, Penn, Seward, South Greensburg, Southwest Greensburg, Sutersville, Youngstown and Youngwood of Westmoreland County.

The Thirteenth District shall consist of the Townships of Abington, Cheltenham, Horsham, Lower Gwynedd, Lower Merion, Lower Salford, Montgomery, Plymouth, Springfield, Towamencin, Upper Dublin, Upper Gwynedd, Upper Merion, District 2 (Division 2) of Upper Moreland, Whitmarsh, Whitpain and Worcester, and the Boroughs of Ambler, Bridgeport, Conshohocken, Hatboro, Jenkintown, Lansdale, Narberth, Norristown, North Wales, Rockledge and West Conshohocken of Montgomery County; and Wards 9 (Divisions 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16 and 17), 21 and 34 (Divisions 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 37, 39, 40, 41 and 42) of the City of Philadelphia of Philadelphia County.

The Fourteenth District shall consist of the City of Pittsburgh, the Townships of Baldwin, Kennedy, Neville, Reserve and Stowe, and the Boroughs of Castle Shannon, Coraopolis, Ingram, McKees Rocks, Millvale, Mt. Oliver, Sharpsburg and Wilksburg of Allegheny County.

The Fifteenth District shall consist of the Townships of East Penn and Mahoning, and the Boroughs of Jim Thorpe, Lehigh and Parryville of Carbon County; Lehigh County; and Northampton County.

The Sixteenth District shall consist of the Townships of East Coventry, East Nantmeal, East Nottingham, East Vincent, Elk, Highland, Honeybrook, Londonderry, Lower Oxford, New London, North Coventry, Penn, Sadsbury, South Coventry, Upper Oxford, Upper Uwchlan, Wallace, Warwick, West Caln, West Fallowfield, West Nantmeal, West Nottingham, West Sadsbury and West Vincent, and the Boroughs of Atglen, Elverson, Honey Brook, Oxford, Parkesburg and Spring City of Chester County; the City of Lancaster, the Townships of Bart, Clay, Colerain, Conestoga, Conoy, Drumore, Earl, East Donegal, East Drumore, East Hempfield, East Lampeter, Eden, Elizabeth, Ephrata, Fulton, Lancaster, Leacock, Little Britain, Manheim, Manor, Martic, Mt. Joy, Paradise, Penn, Pequea, Providence, Rapho, Sadsbury, Salisbury, Strasburg, Upper Leacock, Warwick, West Donegal, West Earl, West Hempfield and West Lampeter, and the Boroughs of Akron, Christiana, Columbia, East Petersburg, Elizabethtown, Ephrata, Lititz, Manheim, Marietta, Millersville, Mountville, Mt. Joy, New Holland, Quarryville and Strasburg of Lancaster County; and Lebanon County.

The Seventeenth District shall consist of Dauphin County; Lycoming County; the City of Sunbury, the Townships of Delaware, East Chillisquaque, Jackson, Jordan, Lewis, Little Mahanoy, Lower Augusta, Lower Mahanoy, Point, Ralpho, Rockefeller, Rush, Shamokin, Turbot, Upper Augusta, Upper Mahanoy, Washington, West Cameron, West Chillisquaque and Zerbe, and the Boroughs of Herndon, McEwensville, Milton, Northumberland, Riverside, Snyderstown, Turbotville and Watsonstown of Northumberland County; Perry County; Snyder County; and Union County.

The Eighteenth District shall consist of the Townships of Aleppo, Crescent, Hampton, Kilbuck, Marshall, McCandless, Moon, Mt. Lebanon, O'Hara, Ohio, Penn Hills, Pine, Richland, Robinson, Ross, Scott, Shaler, South Park and Upper St. Clair, and the Boroughs of Aspinwall, Avalon, Bell Acres, Bellevue, Ben Avon, Ben Avon Heights, Bethel Park, Blawnox, Braddock Hills, Bradford Woods, Carnegie, Churchill, Crafton, Dormont, Edgewood, Edgeworth, Emsworth, Etna, Forest Hills, Fox Chapel, Franklin Park, Glenfield, Green Tree, Haysville, Jefferson, Osborne, Pennsbury Village, Pleasant Hills, Rosslyn Farms, Sewickley, Sewickley Heights, Sewickley Hills, Thornburg, West Elizabeth, West View and Whitehall of Allegheny County; and the Township of Peters of Washington County.

The Nineteenth District shall consist of Adams County; the Townships of East Pennsboro, Hampden, Lower Allen, Middlesex, North Middleton, Silver Spring, Upper Allen and West Pennsboro, and the Boroughs of Camp Hill, Carlisle, Lemoyne, Mechanicsburg, New Cumberland, Shiremanstown, West Fairview and Wormleysburg of Cumberland County; and York County.

The Twentieth District shall consist of the Cities of Clairton, Duquesne and McKeesport, the Townships of East Deer, Elizabeth, Fawn, Forward, Frazer, Harmar, Harrison, Indiana, North Versailles, South Versailles, Springdale, West Deer and Wilkins, and the Boroughs of Baldwin, Brackenridge, Braddock, Brentwood, Chalfant, Cheswick, Dravosburg, East McKeesport, East Pittsburgh, Elizabeth, Glassport, Homestead, Liberty, Lincoln, Monroeville, Munhall, North Braddock, Oakmont, Pitcairn, Plum, Port Vue, Rankin, Springdale, Swissvale, Tarentum, Trafford (Allegheny County Portion), Turtle Creek, Verona, Versailles, Wall, West Homestead, West Mifflin, Whitaker, White Oak and Wilmerding of Allegheny County; and the Cities of Arnold, Lower Burrell, Monessen and New Kensington, the Townships of Allegheny, East Huntingdon, Rostraver, Salem, South Huntingdon, Upper Burrell and Washington, and the Boroughs of East Vandergrift, Hyde Park, North Belle Vernon, Scottdale, Smithton, Trafford (Westmoreland County Portion), Vandergrift, West Leechburg and West Newton of Westmoreland County.

The Twenty-first District shall consist of Crawford County; Erie County; the Townships of Little Beaver, Mahoning, North Beaver, Plain Grove, Pulaski and Washington, and the Boroughs of Bessemer, Enon Valley, New Beaver, Snpj and Wampum of Lawrence County; and Mercer County.

The Twenty-second District shall consist of the Townships of Collier, Findlay, Leet, North Fayette and South Fayette, and the Boroughs of Bridgeville, Heidelberg, Leetsdale, McDonald (Allegheny County Portion) and Oakdale of Allegheny County; the Townships of Center, Harmony, Hopewell, Independence, Raccoon and Rochester, and the Boroughs of Ambridge, East Rochester, Freedom, Industry, Midland, Monaca, Rochester, Shippingport and South Heights of Beaver County; Fayette County; Greene County; the Cities of Monongahela and Washington, the Townships of Amwell, Blaine, Buffalo, Canton, Carroll, Cecil, Chartiers, Cross Creek, Donegal, East Bethlehem, East Findley, Fallowfield, Hanover, Hopewell, Independence, Jefferson, Morris, Mt. Pleasant, North Bethlehem, North Franklin, North Strabane, Nottingham, Robinson, Smith, Somerset, South Franklin, South Strabane, Union, West Bethlehem, West Findley and West Pike Run, and the Boroughs of Allenport, Beallsville, Bentleyville, Burgettstown, California, Canonsburg, Centerville, Charleroi, Claysville, Coal Center, Cokeburg, Deemston, Donora, Dunlevy, East Washington, Elco, Ellsworth, Findleyville, Green Hills, Houston, Long Branch, Marianna, McDonald (Washington County Portion), Midway, New Eagle, North Charleroi, Roscoe, Speers, Stockdale, Twilight, West Alexander, West Brownsville and West Middletown of Washington County.

The Twenty-third District shall consist of the Townships of Barr, Blacklick, Cambria, Chest, East Carroll, Elder, Jackson, Susquehanna, West Carroll and White, and the Boroughs of Barnesboro, Carrolltown, Ebensburg, Hastings, Nanty Glo, Patton, Spangler and Vintondale of Cambria County; Cameron County; Centre County; Clearfield County; the City of Lock Haven, the Townships of Allison, Bald Eagle, Beech Creek, Castanea, Crawford, Dunnstable, East Keating, Greene, Lamar, Logan, Pine Creek, Porter, Wayne and West Keating, and the Boroughs of Avis, Beech Creek, Flemington, Loganton and Mill Hall of Clinton County; Elk County; Forest County; Jefferson County; McKean County; Mifflin County and Warren County.

Section 1802-A. Elections; Vacancies.—The first election under this article shall be held at the primary election in the year 1982.

The members of Congress now in office shall continue in such office until the expiration of their respective terms.

Vacancies now existing or happening after the passage of this article and before the commencement of the terms of the members elected at the election of 1982 shall be filled for the unexpired terms from the districts provided by the act of January 25, 1972 (P.L.7, No.3), entitled "An act to apportion the Commonwealth of Pennsylvania into congressional districts in conformity with constitutional requirements; and providing for the nomination and election of Congressmen."

Section 1803-A. Omissions.—In the event any political subdivision or part thereof should be omitted in the description of the congressional districts, such political subdivision or part thereof shall be included as a part of the congressional district which completely surrounds it. Should any omitted political subdivision or part thereof be not completely surrounded by one congressional district, it shall become a part of that congressional district to which it is contiguous, or if there are two or more such contiguous districts, it shall become a part of that congressional district contiguous thereto which has the least population.

Section 3. (a) The act of January 25, 1972 (P.L.7, No.3), entitled "An act to apportion the Commonwealth of Pennsylvania into congressional districts in conformity with constitutional requirements; and providing for the nomination and election of Congressmen," is repealed except as to the filling of vacancies under the provisions of section 1802-A.

(b) All other acts and parts of acts are repealed insofar as they are inconsistent herewith.

Section 4. This act shall take effect immediately.

On the question,

Will the Senate agree to the amendments?

Senator JUBELIRER. Mr. President, for the benefit of the Membership this is a plan, a reapportionment plan, offered last Thursday evening. Mr. President, we continue to make serious attempts to try and resolve the deadlock which exists on achieving the necessary votes to pass a reapportionment plan. The highlights of this certainly would be, I believe, there are districts that would benefit both Democrats and Republicans. I believe there are districts here which both sides of the aisle should be able to support and some of the highlights I might point out are the twenty-first congressional district in the northwestern part of this State is the same as it has been.

The Marks seat is basically Erie, Crawford and Mercer Counties.

The twenty-second district in the southwest is kept intact. Bucks County is kept whole. We believe the-center part of the map is much like it has been, the twenty-third and the seventeenth, and I do believe, Mr. President, as the Members look at this plan, it is a meritorious proposal and one that certainly deserves consideration of all the Membership. I would hope we would be in a position to break this impasse. It is a plan that drew twenty-one votes last Thursday night and I hope we can increase that vote, pass this bill and get on with other business.

The PRESIDENT (Lieutenant Governor William W. Scranton III) in the Chair.

Senator ZEMPRELLI. Mr. President, I heard the Majority Leader and I understand it is the same plan that was presented last Thursday night which was defeated. There is no reason why these particular amendments are any more attractive than they were last Thursday night. I do not believe the gentleman meant to say this is an honest effort to get a reapportionment plan. As far as I know, nobody has been contacted on this side of the aisle with respect to any of the amendments that are being offered today. I feel what is happening here—I believe it is even being articulated and there is no reason to keep it confidential—from a public point of view, the Majority believes if they keep feeding enough of these plans, the same ones, to us time and time again, the general public out there will believe that it is the Democrats that are being obstructionists in this issue and I take umbrage at that. It is not a fact. We are prepared and I believe that we should sit down and resolve this. We were so close last Wednesday and we continue to be that close. The numbers of people that would be involved would be so minuscule that it defies reason that we could not come together on a reapportionment plan.

To repeat, this is nothing new. They are dragging out the same piece that was here last Thursday night and resoundingly defeated and no effort has been made for any input on this side of the aisle that would change the picture. They are putting two Democrats against one another in two congressional districts and it has been the position of the Democratic

caucus, not as a unit but rather as a unified expression of resentment to that treatment in reapportionment, we will not support any plan that allows for that kind of reapportionment: putting two Democratic incumbents against one another in the districts. For that reason I would ask each and every Member of the Senate to vote against these amendments.

Senator CORMAN. Mr. President, as we look at the various renderings that have been offered to this Body for reapportionment, there certainly have been plans that have been appealing to me and I have voted "yes" with enthusiasm. There have been plans I really did not like that well but seemingly to me was a responsible configuration of counties I should support, so I have. There have been a few occasions I have found that not being, in my opinion, a responsible rendering of congressional districts and I have voted "no." I think, however, everyone else in this Body has found themselves in the same positions. Some have voted "no" continuously. I think many of us will find that the plan being offered is a good plan for their part of the State and I would think certainly if they are going to be able to go back home and say they are trying to provide their part of the State with a district that will provide them with good congressional representation, that is what their issue ought to be in voting here today on congressional reapportionment.

I think this is a good plan. It is not the ideal plan. There probably is not an ideal plan for Pennsylvania unless I draw it and it is my plan or you draw it and it is your plan. It is a plan that I think has been drawn for many people's considerations. It does not just take into consideration one part of the State but considers all of the State. I would encourage everyone on both sides of the aisle to look at this and consider it on its merits and vote based on the merits of this presentation.

Senator BELL. Mr. President, I am going to vote "no" on this but I can assure the Democratic Leader it is not because of any Democratic unit rule.

Senator STREET. Mr. President, we have run a number of plans as everybody knows and last Wednesday night when Senator Zemprelli just alluded to the fact that we were so close when we were right to the eighth ward in Philadelphia, it was one lousy ward. There have been editorials all over about the one lousy ward that kept us from passing a reapportionment plan. Then the individual who spearheaded it, Senator Fumo, the whole output of one lousy ward, does an interview with the New York Times and says, "You can give Tommy Foglietta the pencil and he could draw his own lines and he could not win reelection," but yet when it is up here the debate is about Tommy Foglietta and Joe Smith and putting two Democratic districts together. Will we hold out for one lousy ward? One lousy ward in favor of Joe Smith, who is going to win even if you give his opponent the pencil to draw the lines? It merely indicates that somebody on the other side of the aisle is playing games; not serious about getting a reapportionment plan, not really serious about getting something done. All they want to do is to put this Senate in the position where they cannot pass a plan. That is the bottom line. That is the bottom line. You do not hold out for one lousy ward when

the opponent in that one lousy ward could not win the election if he had the pencil drawing the ward himself. It does not make a lot of sense. My name has been mentioned over and over again in editorials around this whole thing. I want you to know and I want the press to know back there that today Senator Fumo was offered an opportunity to draw the lines for Philadelphia. His response was, "It does not make any difference because I am sticking with Zemp." Who is Zemp? I imagine it is Zemprelli. I guess that is who Zemp is.

Mr. President, the bottom line is if you give Zemp what he wants in the west, and you do not give Vince what he wants in the east, then you do not get a plan. The bottom line is, give the Democrats everything they want and then they will vote for a reapportionment plan. That is the bottom line. Well, you cannot have it like that, Zemp. You have to be in a position to compromise. We have compromised. I would vote on this plan right now. I will hand Senator Fumo the pencil. You, Senator Fumo, put in what you want for Philadelphia right now, in this plan for the rest of the State, and I will guarantee you he will stick with Zemp and will not vote.

Mr. President, it does not make any sense. So we are at a stalemate. We are at a stalemate and we are at that stalemate because the Democrats are determined that they are going to draw all of the lines for reapportionment or there is not going to be a reapportionment plan. We cannot get the twenty-six votes because we are too busy trying to be fair.

Senator FUMO. Mr. President, I feel compelled to answer Mr. Street. I am very glad he finally has probably hired someone on his staff with the intellect to read the New York Times. I would like to go a little bit more in depth into that article. The article was very clear in that I did make that statement that if Mr. Foglietta was given a pencil and a map of Philadelphia, he could not draw a district where he could win. That crystalizes what I have been saying about this plan from the very beginning. It has nothing to do with Mr. Smith. This has something to do with the plan we in Philadelphia, with the exception of Senator Street, I might add, have offered through the negotiation process, a plan which satisfies three out of four incumbent congressmen in Philadelphia. What Senator Street fails to mention is his own personal vendetta against Congressman Gray. If we are so hung up on one ward, why does he not then allow his leadership to negotiate in good faith and remove the eighth ward from the first congressional district.

It was never my intention to stand here today to get personal about this, but while Mr. Street wants to do that, I think it should be aired out. The issues were put into very concise terms last week when Senator Zemprelli, commonly referred to as "Zemp" by those of us who hold him in affection, clearly said that one of the main players in this did not even have a position on the floor and that was Mr. Meehan. One of the things which maybe people do not understand as of today, we have even solved the problem with Mr. Meehan and we are prepared to offer a plan today which would even keep Mr. Meehan happy. The only one it would offend, obviously, is Senator Street and his vendetta for Congressman Gray. I cannot deal with that. I cannot deal with a personal problem

like that. The Republican leadership has obviously decided to side with Senator Street, over Senator Price, who happens to agree with our plan in Philadelphia.

When we talk about these issues, we are not even talking about putting together votes. The reason why the reapportionment plan has been jammed up in the City of Philadelphia, has been the Republican leadership's option to go with Mr. Street, as opposed to Senator Price. The motivation behind that can only be directed at the leadership of the Republican caucus.

But as soon as someone wants to sit down and talk reasonably about reapportionment, I am prepared to talk on behalf of the Philadelphia Democratic delegation and I am sure we can reach some sort of compromise. But as long as we persist in name calling, as long as we persist in the actions of the Republican caucus, at least the leadership of that caucus has decided to take, we are not going to get anywhere and that is truly regrettable. That is truly regrettable because we do not want the courts to get involved in this either because we think it is our responsibility to do it. All we ever get here is Philadelphia. I have been offered the pencil a number of times, provided we stick it to the rest of the State and we allow two Democratic congressmen to run against each other.

People have offered me a lot of those kinds of deals but I am not a Judas, I will not sell out for what I happen to want personally. I will not sell out. Others in this Chamber may or they may hold out for their personal desires, but I will not. I view my responsibility much further than that. My responsibility does not deal with former Senator Smith or Mr. Foglietta or Mr. Gray or Mr. Dougherty, but rather it deals with the consensus of three out of four incumbent congressmen in Philadelphia. No matter how you cut it, gentlemen, all we are going to have in Philadelphia is three. We are aware of that. We have lost the population, we understand that but we want to have a plan that satisfies three out of four. The plan that Mr. Street has put forth does not satisfy three out of four. It may satisfy himself, but none of the incumbent congressmen, maybe Congressman Foglietta, although Congressman Foglietta, and I have talked to him recently, has not expressed any kind of alliance with Mr. Street, even though the New York Times has reported that. Quite frankly, I do not think Mr. Foglietta wants to be aligned with Mr. Street in Philadelphia politics.

That, Mr. President, is the problem in Philadelphia reapportionment. We stand prepared to talk, to negotiate and to deal, if you will, to solve the problem. We are not going to be isolationists, we are not going to sell out the whole rest of the State of Pennsylvania to solve our problems in Philadelphia. What we honestly want, we honestly want the Republican Majority, which I might add is only twenty-six to twenty-four, to come to the negotiating table in good faith and sit down and share fifty-fifty. If they have twenty-six votes solid, fine, that is a different issue. But on an issue like reapportionment, no one gets a full complement out of their caucus. So at this time, I would hope we could sit down and discuss this issue from an equal basis, not from the selfish position that we are in the Majority, therefore, we will dictate to you what crumbs

you will take. That is not what goes on in this Chamber on this issue.

Senator JUBELIRER. Mr. President, I am somewhat disturbed by the last debate and I do not usually—

POINT OF ORDER

Senator KELLEY. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Westmoreland, Senator Kelley, will state it.

Senator KELLEY. Mr. President, no Member is supposed to speak a second time until everyone else has had an opportunity the first time and the gentleman from Blair has already spoken on this issue.

Senator JUBELIRER. Mr. President, in order to keep you from having to rule in such a way, I certainly would yield to the gentleman from Westmoreland, Senator Kelley, knowing full well the opportunity I have to respond to the last debate will come at some time.

Senator KELLEY. Mr. President, I want the record to be very clear. In the debate that has gone on so far, reference has been made to these amendments and prior ones and the positions of the respective parties and their respective leaders.

The gentleman from Allegheny, Senator Zemprelli, the Minority Leader, did not speak for all the Members of the Democratic caucus nor was that the issue that was persuasive upon the Members of the Democratic caucus when he made references on this floor about one precinct, one ward, the City of Philadelphia or the personalities. There are those on this side, Mr. President, and as well on the other side, I believe, that have a proper prospective, that believe maybe good faith has been exercised by the leadership on both sides. I for one happen to believe that.

I have studied and read the reapportionment decisions. It is not enough, Mr. President, if we pass a reapportionment bill, we, the General Assembly, and it is signed by the Governor. It is not enough. It is still subject to the test of constitutionality in the Federal courts. So the strains we are going through is because we are experiencing the change from what used to be. It used to be when a political party in power had the control as our Republican colleagues have in both Houses and the Executive, they used to be able to work out a plan that was effectively satisfying to the Majority of them and be able to accomplish it. Because of the constitutional test, Mr. President, we are not able to do that. I do not criticize anybody on the other side of the Body because I think with the confines of the constitutional tests that are imposed on all of us now on congressional reapportionment, it is almost a Herculean task, if not impossible.

Mr. President, the gentleman from Centre County, in giving his support for these amendments, speaks in terms of it as a fair plan. Well, that gentleman like every other Member of this Body is entitled to his opinion, and I believe he truly believes that. I suggest that each one of us has to do two things on these amendments and any other reapportionment program, not think only but think of course of our respective areas and districts, we also, secondarily, have to give consideration to the entire Commonwealth and what is fair. We read all the court decisions that take into concern not just the

minimal deviation; in fact, even in yesterday's newspaper in Harrisburg, it was reported a Colorado three-judge Federal court had a deviation variance of no more than twenty-five in the maximum on both sides total. Ridiculous, I would say, to some of us, impossible to most of us.

Mr. President, when I look at this map, when I look at these proposed twenty-three congressional districts, it may be in the test of some of us or all of us in their respective areas and districts, fair and reasonable. When we look and consider the Illinois case, the political weight that must be given as well, I dare say we must end up to be constitutionally satisfying over the entire Commonwealth, a ratio of twelve to eleven. One party is going to have more than the other, and I am first to accede and concede that the Republicans would have the favor you might say in twelve of those districts, but the constitutional test is how we are going to accomplish that.

Mr. President, even if I thought this was fair in my district, my area, my county, my region, I still do not believe I could say it is fair to the entire Commonwealth because I see the lines, I take in the topography, the community of interest, I take in the registration figures, I take in the political weight.

Mr. President, I would hope this debate and all debate in this matter would not impose upon the motives of any Member or anything else. I happen to believe that each one of us has been working rather diligently and sincerely. Because the Democratic caucus of which I am one has voted to the man and the Member opposed to any of these plans is not because it is necessarily a uniformity of reasoning, but the fact is because of our various reasonings we have come to the conclusion that every plan up for consideration thus far has not been sufficiently fair enough to meet the constitutional test. I feel this plan is likewise not meeting that test.

Senator ZEMPRELLI. Mr. President, if the Majority Leader wishes to be heard, I will yield. I was heard once, I just wanted to recap a bit.

Senator JUBELIRER. Mr. President, as I started to say before, I regret sometimes that personalities preclude the objective look at what the facts are. I think the debate I heard from my colleague, the gentleman from Philadelphia, Senator Fumo, was not certainly factual when he attacks the Republican leadership, for siding with the gentleman from Philadelphia, Senator Street, against the gentleman from Philadelphia, Senator Price. I think that is blatantly unfair and certainly not factual. Obviously on this side, on every plan we have run, we have not put up all of our votes by virtue of the fact there are differences of opinion in the Republican caucus, opinions, Mr. President, which are able to be expressed by the Members of this caucus as they vote.

The gentleman from Westmoreland, Senator Kelley, may speak as he does on Democrats not being held by a caucus position but I think the credibility of that statement as has been the credibility of the gentleman from Allegheny, Senator Zemprelli, on no caucus position is severely tested in this Body of professional politicians when, for no plan thus far, has there been one single Democratic vote.

The gentleman from Lackawanna, Senator Mellow, in past times has called it cherry picking. Others have called it trying

to provide a compromise district. Whatever plan is finally adopted and, I hope, Mr. President, that this Body is the Body, as the House is the Body, to adopt a plan and not let the court substitute its judgment for the elected representatives of the people. There will be people voting against the plan, Mr. President, because not every district can be as fair, which is a subjective word, I believe, as the gentleman from Westmoreland, Senator Kelley, set forth, but one thing is for sure, Mr. President, one thing is factual, if the gentleman from Philadelphia, Senator Fumo, will check the records, the first three or four plans or five were run exactly as the gentleman from Philadelphia, Senator Fumo, and his friends, Congressman Smith and the other four members of the Philadelphia delegation would have wanted it to be done. The gentleman from Philadelphia, Senator Street, voted against that plan, the gentleman from Philadelphia, Senator Price, voted for it. To say that it was any different is just not part of the record and I think the record should be clear. We obviously are continuing to explore to try and find a consensus of compromise which will attract twenty-six votes that will pass this plan. If we cannot attract twenty-six Republican votes, at least our Members know we put up twenty-one, I suppose, for this plan last week. We explored it because we think it is a fair plan. We have been told that certain compromises must be made in Philadelphia. We think those compromises have been done. This is not what the gentleman from Philadelphia, Senator Street, would have totally wanted in Philadelphia. It is just not that way. Anybody covering this Senate or anybody who knows anything about a reapportionment plan knows that this is not what it was. It certainly is not what some others want in the Bucks County area and it certainly is exactly what Erie County has been crying out for. Put Erie County back together again the way it was. Put Erie, Mercer and Crawford back together. It is exactly what southwestern Pennsylvania has been doing. When I got the floods of letters from the southwest from Washington, Fayette and Greene Counties saying, "Please do not split our counties. We have no area of influence." There are other areas in here. When Lycoming County was placed in Congressman Clinger's district and it is now back in Congressman Ertel's district, there are a lot of things that have been changed on here.

Mr. President, the fact we have done the constitutional thing and allowed the population to flow and put the congressional district where the populations were, I think is to the credit of those who would propose these amendments. It is not a perfect plan. There will be no perfect plan but I think it is an honest attempt to reach a point and as I look at this map, I find—and it is only one man's guess—the chances are this would be a 12-11 split of congressional candidates. The funny thing is, we can sit here all we want and say a Republican is going to be elected or a Democrat is going to be elected and the people do not want to hear it, because it will be the people in the end who will determine independent of what we do here and independent of what others do, as to who will best represent their congressional district. We get fooled all the time on that as has been done in the other situation. We continue to try. We continue to try to reach accord. We have been here

night after night. We were here last Wednesday night. We thought we had agreements in the past. We continue to explore and we shall do so.

We do think, Mr. President, that every Member at least ought to be given the opportunity on an issue such as this to vote his or her district.

Mr. President, I think it is a good plan. I think it is a fair compromise and I think the record needs to be straight on some of the things that have been said by some of the previous speakers.

Senator ZEMPRELLI. Mr. President, I want to assure the gentleman from Philadelphia, Senator Street, who I feel I would have the privilege now to call him "Milt" because I consider the word "Zemp" as a word of affection. I take no offense at it and I feel as though after having heard the gentleman from Philadelphia, Senator Street, my friend "Milt," that we have a camaraderie now that we did not have before. There might be a natural evolvement from that, a willingness to communicate, because from at least what the gentleman has suggested, there may have been a lack of communication because I do not really understand the problem precisely as he does.

Mr. President, I have no pride of authorship and nobody in my caucus has the pride of authorship. What we have is a genuine desire to resolve the reapportionment plan because we very honestly believe for anything to happen other than the resolution of the plan by this General Assembly would be an abdication of our responsibility and that we are not prepared to play dice with an issue as important as this.

Mr. President, I believe the gentleman from Philadelphia, Senator Street, was a friend of Congressman Smith and I believed and I apparently may be wrong, that Congressman Smith has no umbrage with the gentleman from Philadelphia, Senator Street. If there were not other considerations, they probably could resolve the differences in reapportionment. That is at least what I was led to believe.

In the spirit of compromise and as I continue to make the offer and will continue to stand in that position, not an arbitrary position, but as a lead to suggest that this is what we would like to accomplish, but come and talk to me. We would like to split the eighth. We would like to split the twenty-seventh and we would like to do something about the thirty-third. We resent, and I do not think anybody in this Body would not resent, being told that we cannot touch this and we cannot touch that. We do not care how people are moved around and certainly there are enough people in Philadelphia as long as the common purpose is resolved. Mr. President, what I am saying is, and I would hope from the depths of my soul, that I would express an opinion of an honest desire to be fair, F-A-I-R. I would continue in that posture and I will make myself available for as long as it takes to get rid of the minuscule problem that confronts us in a rational communicative manner, to come in here and pass this and let us get on to more important things because as the Lord said, and I am not one to quote the Lord very often, "Even this shall pass." Mr. President, I am convinced that it will. The passage should take place in this Chamber.

Senator STREET. Mr. President, let me, for one minute, try to just take a short brief time to get the record straight. I am concerned about the lines in Philadelphia but not because of Bill Gray, although, Senator Fumo, I do not like him and that is no secret. I want him out of office and that is no secret. In my community he is known as an "Uncle Tom," "a house nigger," if you please. The only reason why we are arguing over these wards is because Norman Berson, Sam Katz and Mercer Tate, the people who are the masters of the house, control him. He should not have any problem with an all black district. I have said we have the third district which is all white, the second district which is all black, and the first district which is racially mixed. What is wrong with that? I do not see anything wrong with that. I have fought and opposed the eighth ward because it is unfair when you are dealing with basically poor people to put in that ward multimillionaires, conglomerates, who take their money and control the political destiny of those people because they control Bill Gray.

I have said, "Give us a black ward. Let us have the right to be responsible for our own community." That is all I said and I have said it to this caucus. This caucus heard me say it. I said, "Give us the right to have the destiny over our own community and if we succeed, then it is on us. If we fail, then it is on us, but do not put us in a district where some big-time businessmen call all the shots and then when we fail, call us dirty, call us nasty, say we do not take care of our housing, say we do not take care of education, when we are not calling the political shots because we do not have any involvement in setting the policy."

That is all I have said here. That is all I said. I have said, what is wrong with that? There is nothing wrong with that.

When I tried to compromise with Senator Fumo last week, I said, "Okay, we will take part of the eighth ward out." We went down and we got the pencil and we started taking part of the eighth ward out and he said, "Oh, no, I do not want any of those blacks. Give me some Kensington whites." That is what Fumo said. Okay? I am about finished.

The PRESIDENT. The Chair would remind the gentleman to confine his debate to the question at hand which is on the merits of these amendments so we can pass on to the vote at hand. The gentleman may continue.

Senator STREET. I would ask that everybody in here vote for these amendments at least as far as Philadelphia is concerned. Give us the right to at least make the decisions as it affects our own destiny and remove those millionaires out of our area so we will have like problems and be able to do our own thing.

Senator FUMO. Mr. President, just to correct the record, I have never, ever negotiated with Senator Street on these amendments. I have never made any statements concerning Kensington whites or North Philadelphia blacks and I want the record to indicate that.

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

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

YEAS—19

Andrezeski	Hager	Loeper	Snyder
Corman	Hess	Moore	Stauffer
Fisher	Hopper	O'Connell	Street
Gekas	Howard	Pecora	Wilt
Greenleaf	Jubelirer	Shaffer	

NAYS—29

Bell	Lewis	Murray	Scanlon
Bodack	Lincoln	O'Pake	Singel
Early	Lynch	Price	Stampone
Fumo	McKinney	Reibman	Stapleton
Hankins	Manbeck	Rhoades	Stout
Holl	Mellow	Romanelli	Tilghman
Kelley	Messinger	Ross	Zemprelli
Kusse			

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

And the question recurring,

Will the Senate agree to the bill on third consideration?

Senator JUBELIRER, by unanimous consent, offered the following amendments:

Amend Title, page 1, lines 11 and 12, by striking out "further providing for the qualifications of election officers." and inserting: apportioning the Commonwealth into congressional districts and delaying the time periods relating to nominations for the office of Representative in Congress.

Amend Bill, page 1, lines 15 through 23; page 2, lines 1 through 9, by striking out all of said lines on said pages and inserting:

Section 1. Section 953, act of June 3, 1937 (P.L.1333, No.320), known as the "Pennsylvania Election Code," is amended by adding a subsection to read:

Section 953. Place and Time of Filing Nomination Papers.—
* * *

(e) For the primary election in the year 1982, the time schedule relating to circulation and filing of nomination petitions, withdrawal of candidates, and casting of lots for position of names on the ballots or ballot labels for the office of Representative in Congress shall be delayed fourteen days from the times otherwise specified in this act.

@LSSection 2. The act is amended by adding an article to read:

Article XVIII-A
Congressional Districts

Section 1801-A. Districts.—For the purpose of electing representatives of the people of Pennsylvania to serve in the House of Representatives in the Congress of the United States, this Commonwealth shall be divided into 23 districts which shall have one Congressman each, as follows:

The First District shall consist of Wards 1, 2, 5, 7, 8, 12 (Divisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 24), 15, 17, 18, 19, 25 (Divisions 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27), 26, 27, 30, 31, 36, 39, 43, 46, 48 and 49 of the City of Philadelphia of Philadelphia County.

The Second District shall consist of Wards 3, 4, 6, 9 (Divisions 1, 2, 3, 14 and 15), 10, 11, 12 (Divisions 22, 23, 25 and 26), 13, 14, 16, 20, 22, 24, 28, 29, 32, 34 (Divisions 1, 2, 3, 4, 5, 6, 7, 9, 10, 36, 38 and 43), 37, 38, 40 (Division 2), 44, 47, 50, 51, 52, 59 and 60 of the City of Philadelphia of Philadelphia County.

The Third District shall consist of Wards 23, 25 (Divisions 1 and 2), 33, 35, 41, 42, 45, 53, 54, 55, 56, 57, 58, 61, 62, 63, 64, 65 and 66 of the City of Philadelphia of Philadelphia County.

The Fourth District shall consist of the City of Beaver Falls, the Townships of Brighton, Chippewa, Darlington, Daugherty, Franklin, Greene, Harmony, Marion, New Sewickley, North Sewickley, Patterson, Pulaski, South Beaver, Vanport and

White, and the Boroughs of Aliquippa, Baden, Beaver, Big Beaver, Bridgewater, Conway, Darlington, Eastvale, Economy, Ellwood City (Beaver County Portion), Fallston, Georgetown, Glasgow, Homewood, Hookstown, Koppel, New Brighton, New Galilee, Ohioville, Patterson Heights and West Mayfield of Beaver County; Butler County; Lawrence County; and Mercer County.

The Fifth District shall consist of the City of Coatesville, the Townships of Birmingham, Caln, Charlestown, East Bradford, East Brandywine, East Caln, East Fallowfield, East Goshen, East Marlborough, East Pikeland, East Whiteland, Easttown, Franklin, Kennett, London Britain, London Grove, New Garden, Newlin, Pennsbury, Pocopson, Schuylkill, Thornbury, Tredyffrin, Uwchlan, Valley, West Bradford, West Brandywine, West Goshen, West Marlborough, West Pikeland, West Whiteland, Westtown and Willistown, and the Boroughs of Avondale, Downingtown, Kennett Square, Malvern, Modena, Phoenixville, South Coatesville, West Chester and West Grove of Chester County; the City of Chester, the Townships of Bethel, Birmingham, Chester, Concord, Lower Chichester, Thornbury and Upper Chichester, and the Boroughs of Marcus Hook and Trainer of Delaware County; the Townships of Douglass, East Norriton, Franconia, Hatfield, Limerick, Lower Frederick, Lower Pottsgrove, Lower Providence, Marlborough, New Hanover, Perkiomen, Salford, Skippack, Upper Frederick, Upper Hanover, Upper Pottsgrove, Upper Providence, Upper Salford, West Norriton and West Pottsgrove, and the Boroughs of Collegeville, East Greenville, Green Lane, Hatfield, Pennsburg, Pottstown, Red Hill, Royersford, Schwenksville, Souderton, Telford (Montgomery County Portion) and Trappe of Montgomery County.

The Sixth District shall consist of Berks County; the Townships of Banks and Packer, and the Boroughs of Beaver Meadows, Lansford, Nesquehoning and Summit Hill of Carbon County; the Townships of Brecknock, Caernarvon, East Cocalico, East Earl and West Cocalico, and the Boroughs of Adamstown (Lancaster County Portion), Denver and Terre Hill of Lancaster County; and Schuylkill County.

The Seventh District shall consist of the Townships of Aston, Darby, Edgemont, Haverford, Marple, Middletown, Nether Providence, Newtown, Radnor, Ridley, Springfield, Tinicum, Upper Darby and Upper Providence, and the Boroughs of Aldan, Brookhaven, Chester Heights, Clifton Heights, Collingdale, Colwyn, Darby, East Lansdowne, Eddystone, Folcroft, Glenolden, Lansdowne, Media, Millbourne, Morton, Norwood, Parkside, Prospect Park, Ridley Park, Rose Valley, Rutledge, Sharon Hill, Swarthmore, Upland and Yeadon of Delaware County; Ward 40 (Divisions 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55 and 56) of the City of Philadelphia of Philadelphia County.

The Eighth District shall consist of Bucks County; the Townships of Lower Moreland and Districts 1, 2 (Division 1), 3, 4, 5, 6 and 7 of Upper Moreland, and the Borough of Bryn Athyn of Montgomery County.

The Ninth District shall consist of Bedford County; Blair County; the Townships of Chest, Clearfield, Dean, Reade and White, and the Borough of Patton of Cambria County; the City of Dubois, the Townships of Beccaria, Bell, Bigler, Bloom, Boggs, Brady, Burnside, Chest, Decatur, Ferguson, Greenwood, Gulich, Jordan, Knox, Penn, Sandy, Union and Woodward, and the Boroughs of Brisbin, Burnside, Chester Hill, Coalport, Falls Creek (Clearfield County Portion), Glenhope, Grampian, Houtzdale, Irvona, Lumber City, Mahaffey, New Washington, Newburg, Osceola, Ramey, Troutville and Westover of Clearfield County; the Townships of Cooke, Dickinson, Hopewell, Lower Frankford, Lower Mifflin, Monroe, North Newton, Penn, Shippensburg, South Middleton, South Newton, South-

ampton, Upper Frankford and Upper Mifflin, and the Boroughs of Mt. Holly Springs, Newburg, Newville and Shippensburg (Cumberland County Portion) of Cumberland County; Franklin County; Fulton County; Huntingdon County; Juniata County; and Mifflin County.

The Tenth District shall consist of Bradford County; the Townships of Chapman, Colebrook, Gallagher, Grugan, Leidy, Noyes and Woodward, and the Boroughs of Renovo and South Renovo of Clinton County; Lackawanna County; the Townships of Jackson, Middle Smithfield, Paradise, Pocono, Price, Smithfield and Stroud, and the Boroughs of Delaware Water Gap, East Stroudsburg and Stroudsburg of Monroe County; Pike County; Potter County; Susquehanna County; Tioga County; Wayne County; and Wyoming County.

The Eleventh District shall consist of the Townships of Franklin, Kidder, Lausanne, Lehigh, Lower Towamensing, Penn Forest and Towamensing, and the Boroughs of Bowmanstown, East Side, Palmerton, Weatherly and Weissport of Carbon County; Columbia County; Luzerne County; the Townships of Barrett, Chestnuthill, Coolbaugh, Eldred, Hamilton, Polk, Ross, Tobyhanna and Tunkhannock, and the Borough of Mt. Pocono of Monroe County; Montour County; the City of Shamokin, the Townships of Coal, East Cameron and Mt. Carmel, and the Boroughs of Kulpmont, Marion Heights and Mt. Carmel of Northumberland County; and Sullivan County.

The Twelfth District shall consist of the Township of Kiskiminetas, and the Boroughs of Apollo and North Apollo of Armstrong County; the City of Johnstown, the Townships of Adams, Allegheny, Barr, Blacklick, Cambria, Conemaugh, Cresson, Croyle, East Carroll, East Taylor, Elder, Gallitzin, Jackson, Lower Yoder, Middle Taylor, Munster, Portage, Richland, Stonycreek, Summerhill, Susquehanna, Upper Yoder, Washington, West Carroll and West Taylor, and the Boroughs of Ashville, Barnesboro, Brownstown, Carrolltown, Cassandra, Chest Springs, Cresson, Daisytown, Dale, East Conemaugh, Ebensburg, Ehrenfeld, Ferndale, Franklin, Gallitzin, Geistown, Hastings, Lilly, Lorain, Loretto, Nanty Glo, Portage, Sankertown, Scalp Level, South Fork, Southmont, Spangler, Summerhill, Tunnelhill (Cambria County Portion), Vintondale, Westmont and Wilmore of Cambria County; Somerset County; the Cities of Greensburg and Jeannette, the Townships of Bell, Cook, Derry, Donegal, Hempfield, Mt. Pleasant, North Huntingdon, Penn, Salem, Unity and Washington, and the Boroughs of Adamsburg, Arona, Avonmore, Delmont, Derry, Donegal, Export, Hunker, Irwin, Latrobe, Madison, Manor, Murrsville, New Alexandria, New Stanton, North Irwin, Penn, South Greensburg, Southwest Greensburg, Youngstown and Youngwood of Westmoreland County.

The Thirteenth District shall consist of the Townships of Abington, Cheltenham, Horsham, Lower Gwynedd, Lower Merion, Lower Salford, Montgomery, Plymouth, Springfield, Towamencin, Upper Dublin, Upper Gwynedd, Upper Merion, District 2 (Division 2) of Upper Moreland, Whitmarsh, Whitpain and Worcester, and the Boroughs of Ambler, Bridgeport, Conshohocken, Hatboro, Jenkintown, Lansdale, Narberth, Norristown, North Wales, Rockledge and West Conshohocken of Montgomery County; Wards 9 (Divisions 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16 and 17), 21 and 34 (Divisions 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 37, 39, 40, 41 and 42) of the City of Philadelphia of Philadelphia County.

The Fourteenth District shall consist of the City of Pittsburgh, the Townships of Baldwin, Kennedy, Neville, Reserve and Stowe, and the Boroughs of Castle, Shannon, Coraopolis, Ingram, McKees Rocks, Millvale, Mt. Oliver, Sharpsburg and Wilkesburg of Allegheny County.

The Fifteenth District shall consist of the Townships of East Penn and Mahoning, and the Boroughs of Jim Thorpe, Leighton and Parryville of Carbon County; Lehigh County; and Northampton County.

The Sixteenth District shall consist of the Townships of East Coventry, East Nantmeal, East Nottingham, East Vincent, Elk, Highland, Honeybrook, Londonderry, Lower Oxford, New London, North Coventry, Penn, Sadsbury, South Coventry, Upper Oxford, Upper Uwchlan, Wallace, Warwick, West Caln, West Fallowfield, West Nantmeal, West Nottingham, West Sadsbury and West Vincent, and the Boroughs of Atglen, Elverson, Honey Brook, Oxford, Parkesburg and Spring City of Chester County; the City of Lancaster, the Townships of Bart, Clay, Colerain, Conestoga, Conoy, Drumore, Earl, East Donegal, East Drumore, East Hempfield, East Lampeter, Eden, Elizabeth, Ephrata, Fulton, Lancaster, Leacock, Little, Britain, Manheim, Manor, Martic, Mt. Joy, Paradise, Penn, Pequea, Providence, Rapho, Sadsbury, Salisbury, Strasburg, Upper Leacock, Warwick, West Donegal, West Earl, West Hempfield and West Lampeter, and the Boroughs of Akron, Christiana, Columbia, East Petersburg, Elizabethtown, Ephrata, Lititz, Manheim, Marietta, Millersville, Mountville, Mt. Joy, New Holland, Quarryville and Strasburg of Lancaster County; and Lebanon County.

The Seventeenth District shall consist of Dauphin County; Lycoming County; the City of Sunbury, the Townships of Delaware, East Chillisquaque, Jackson, Jordan, Lewis, Little Mahanoy, Lower Augusta, Lower Mahanoy, Point, Ralpho, Rockefeller, Rush, Shamokin, Turbot, Upper Augusta, Upper Mahanoy, Washington, West Cameron, West Chillisquaque and Zerbe, and the Boroughs of Herndon, McEwensville, Milton, Northumberland, Riverside, Snyderstown, Turbotville and Watsontown of Northumberland County; Perry County; Snyder County; and Union County.

The Eighteenth District shall consist of the Townships of Aleppo, Crescent, Findlay, Hampton, Kilbuck, Leet, Marshall, McCandless, Moon, Mt. Lebanon, North Fayette, O'Hara, Ohio, Penn Hills, Pine, Richland, Robinson, Ross, Scott, Shaler, South Park and Upper St. Clair, and the Boroughs of Aspinwall, Avalon, Bell Acres, Bellevue, Ben Avon, Ben Avon Heights, Bethel Park, Blawnox, Braddock Hills, Bradford Woods, Carnegie, Churchill, Crafton, Dormont, Edgewood, Edgeworth, Emsworth, Etna, Forest Hills, Fox Chapel, Franklin Park, Glenfield, Green Tree, Haysville, Jefferson, Osborne, Pennsburg Village, Pleasant Hills, Rosslyn Farms, Sewickley, Sewickley Heights, Sewickley Hills, Thornburg, West Elizabeth, West View and Whitehall of Allegheny County.

The Nineteenth District shall consist of Adams County; the Townships of East Pennsboro, Hampden, Lower Allen, Middlesex, North Middleton, Silver Spring, Upper Allen and West Pennsboro, and the Boroughs of Camp Hill, Carlisle, Lemoyne, Mechanicsburg, New Cumberland, Shiremanstown, West Fairview and Wormleysburg of Cumberland County; and York County.

The Twentieth District shall consist of the Cities of Clairton, Duquesne and McKeesport, the Townships of East Deer, Elizabeth, Fawn, Forward, Frazer, Harmar, Harrison, Indiana, North Versailles, South Versailles, Springdale, West Deer and Wilkins, and the Boroughs of Baldwin, Brackenridge, Braddock, Brentwood, Chalfant, Cheswick, Dravosburg, East McKeesport, East Pittsburgh, Elizabeth, Glassport, Homestead, Liberty, Lincoln, Monroeville, Munhall, North Braddock, Oakmont, Pitcairn, Plum, Port Vue, Rankin, Springdale, Swissvale, Tarentum, Trafford (Allegheny County Portion), Turtle Creek, Verona, Versailles, Wall, West Homestead, West Mifflin, Whitaker, White Oak and Wilmerding of Allegheny County; the Cities of Arnold, Lower Burrell, Monessen and New Kensington, the Townships of Allegheny, East Huntingdon, Rostraver, Sewickley, South Huntingdon and Upper Burrell, and the Boroughs of East Vandergrift, Hyde Park, Mt. Pleasant, North Belle Vernon, Oklahoma, Scottdale, Smithton, Sutersville, Trafford (Westmoreland County Portion), Vandergrift, West Leechburg and West Newton of Westmoreland County.

The Twenty-first District shall consist of the Townships of Bethel, Boggs, Bradys Bend, Burrell, Cadogan, Cowanshannock, East Franklin, Gilpin, Hovey, Kittanning, Madison, Mahoning, Manor, North Buffalo, Parks, Perry, Pine, Plumcreek, Rayburn, Redbank, South Bend, South Buffalo, Sugercreek, Valley, Washington, Wayne and West Franklin, and the Boroughs of Applewood, Atwood, Dayton, Elderton, Ford City, Ford Cliff, Freeport, Kittanning, Leechburg, Manorville, Parker City, Rural Valley, South Bethlehem, West Kittanning and Worthington of Armstrong County; the Townships of Ashland, Beaver, Brady, Licking, Madison, Perry, Richland, Salem and Toby, and the Boroughs of Callensburg, East Brady, Foxburg, Hawthorn, Knox, Rimersburg and St. Petersburg of Clarion County; Crawford County; Erie County; and Venango County.

The Twenty-second District shall consist of the Townships of Collier and South Fayette, and the Boroughs of Bridgeville, Heidelberg, Leetsdale, McDonald (Allegheny County Portion) and Oakdale of Allegheny County; the Townships of Center, Hanover, Hopewell, Independence, Potter, Raccoon and Rochester, and the Boroughs of Ambridge, East Rochester, Frankfort Springs, Freedom, Industry, Midland, Monaca, Rochester, Shippingport and South Heights of Beaver County; Fayette County; Greene County; and Washington County.

The Twenty-third District shall consist of Cameron County; Centre County; the Townships of Clarion, Elk, Farmington, Highland, Knox, Limestone, Millcreek, Monroe, Paint, Piney, Porter, Red Bank and Washington, and the Boroughs of Clarion, New Bethlehem, Shipperville, Sligo and Strattanville of Clarion County; the Townships of Bradford, Cooper, Covington, Girard, Goshen, Graham, Huston, Karthaus, Lawrence, Morris, Pike and Pine, and the Boroughs of Clearfield, Curwensville and Wallacetown of Clearfield County; the City of Lock Haven, the Townships of Allison, Bald Eagle, Beech Creek, Castanea, Crawford, Dunnstable, East Keating, Greene, Lamar, Logan, Pine Creek, Porter, Wayne and West Keating, and the Boroughs of Avis, Beech Creek, Flemington, Loganton and Mill Hall of Clinton County; Elk County; Forest County; Indiana County; Jefferson County; McKean County; Warren County; and the Townships of Fairfield, Ligonier, Loyalhanna and St. Clair, and the Boroughs of Bolivar, Ligonier, New Florence and Seward of Westmoreland County.

Section 1802-A. Elections; Vacancies.—The first election under this article shall be held at the primary election in the year 1982.

The members of Congress now in office shall continue in such office until the expiration of their respective terms.

Vacancies now existing or happening after the passage of this article and before the commencement of the terms of the members elected at the election of 1982 shall be filled for the unexpired terms from the districts provided by the act of January 25, 1972 (P.L.7, No.3), entitled "An act to apportion the Commonwealth of Pennsylvania into congressional districts in conformity with constitutional requirements; and providing for the nomination and election of Congressmen."

Section 1803-A. Omissions.—In the event any political subdivision or part thereof should be omitted in the description of the congressional districts, such political subdivision or part thereof shall be included as a part of the congressional district which completely surrounds it. Should any omitted political subdivision or part thereof be not completely surrounded by one congressional district, it shall become a part of that congressional district to which it is contiguous, or if there are two or more such contiguous districts, it shall become a part of that congressional district contiguous thereto which has the least population.

Section 3. (a) The act of January 25, 1972 (P.L.7, No.3), entitled "An act to apportion the Commonwealth of Pennsylvania into congressional districts in conformity with constitutional requirements; and providing for the nomination and election of Congressmen," is repealed except as to the filling of vacancies under the provisions of section 1802-A.

(b) All other acts and parts of acts are repealed insofar as they are inconsistent herewith.

Section 4. This act shall take effect immediately.

On the question,

Will the Senate agree to the amendments?

Senator JUBELIRER. Mr. President, this is the congressional reapportionment plan which we offered last evening. Again, it is a—

POINT OF ORDER

Senator KELLEY. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Westmoreland, Senator Kelley, will state it.

Senator KELLEY. Mr. President, I would ask that we not have any debate on this matter until Members have copies on their desks.

The PRESIDENT. Are there Members without copies of these amendments on their desks?

The Senate will be at ease while copies of these amendments are passed out to each Member.

(The Senate was at ease.)

Senator JUBELIRER. Mr. President, very briefly, and I recognize there are Members who have many things to do, this plan is the plan we ran last night. Again, Mr. President, it is a modification of other plans, but a plan that I certainly think deserves consideration of all Members. I believe it is a compromise and one that takes into consideration various areas of the State, many of them are going to be represented by Democrats and many of them by Republican congressmen. It is another opportunity for people to be on the record for districts that certainly would be to the advantage of their own Senatorial districts as well as the congressional districts from which they come.

Mr. President, I urge all Members to give every consideration. I am gratified that at least one Member of the other side has felt that he chose to vote for a plan and I would hope all Members would look at this plan as something they feel is a reasonable compromise and let us solve our problem and send it on to the House.

And the question recurring,

Will the Senate agree to the amendments?

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

YEAS—18

Corman	Hess	Moore	Snyder
Fisher	Hopper	O'Connell	Stauffer
Gekas	Howard	Pecora	Street
Greenleaf	Jubelirer	Shaffer	Wilt
Hager	Loeper		

NAYS—30

Andrezski	Kusse	Murray	Scanlon
Bell	Lewis	O'Pake	Singel
Bodack	Lincoln	Price	Stampono
Early	Lynch	Reibman	Stapleton
Fumo	McKinney	Rhoades	Stout
Hankins	Manbeck	Romanelli	Tilghman
Holl	Mellow	Ross	Zemprelli
Kelley	Messinger		

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

And the question recurring,
Will the Senate agree to the bill on third consideration?

Senator LOEPER. Mr. President, I request that House Bill No. 1437 go over in its order.

The PRESIDENT. Without objection, House Bill No. 1437 will go over in its order.

UNFINISHED BUSINESS EXECUTIVE NOMINATIONS

EXECUTIVE SESSION

Motion was made by Senator LOEPER,

That the Senate do now resolve itself into Executive Session for the purpose of considering certain nominations made by the Governor.

Which was agreed to.

NOMINATIONS TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I call from the table for consideration certain nominations previously reported from committee and laid on the table.

The Clerk read the nominations as follows:

MEMBER OF THE BOARD OF TRUSTEES OF EDINBORO STATE COLLEGE

January 29, 1982.

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Melinda Susan Merry, R. D. 5, Route 6N, Waterford 16441, Erie County, Fiftieth Senatorial District, for appointment as a student member of the Board of Trustees of Edinboro State College, to serve for three years or for so long as she is a full-time undergraduate student in attendance at the college, whichever period is shorter, vice Phillis Sheppard, Shamokin, whose term expired.

DICK THORNBURGH.

MEMBER OF THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

January 29, 1982.

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank Giordano (Chief of Police), 519 Garland Drive, Carlisle 17013, Cumberland County, Thirty-first Senatorial District, for appointment as a member of The Municipal Police Officers' Education and Training Commission, to serve until February 21, 1984, and until his successor is appointed and qualified, vice Herbert H. Howell, Johnstown, whose term expired.

DICK THORNBURGH.

MEMBER OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

January 29, 1982.

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jeanne S. Probst, 613 Quaker Road, Warren 16365, Warren County, Twenty-fifth Senatorial District, for reappointment as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January, 1987, and until her successor is appointed and qualified.

DICK THORNBURGH.

On the question,

Will the Senate advise and consent to the nominations?

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

YEAS—48

Andrezeski	Holl	Mellow	Scanlon
Bell	Hopper	Messinger	Shaffer
Bodack	Howard	Moore	Singel
Corman	Jubelirer	Murray	Snyder
Early	Kelley	O'Connell	Stampono
Fisher	Kusse	O'Pake	Stapleton
Fumo	Lewis	Pecora	Stauffer
Gekas	Lincoln	Price	Stout
Greenleaf	Loeper	Reibman	Street
Hager	Lynch	Rhoades	Tilghman
Hankins	McKinney	Romanelli	Wilt
Hess	Manbeck	Ross	Zemprelli

NAYS—0

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

Ordered, That the Secretary of the Senate inform the Governor accordingly.

NOMINATION TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I call from the table for consideration certain nomination previously reported from committee and laid on the table.

The Clerk read the nomination as follows:

MEMBER OF THE PENNSYLVANIA FISH COMMISSION

January 29, 1982.

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marilyn Black, 1590 Pennsylvania Avenue, Meadville 16335, Crawford County, Fiftieth Senatorial District, for appointment as a member of the Pennsylvania Fish Commission, District One, to serve until the second Tuesday of January, 1985, and until her successor is appointed and qualified, vice William O. Hill, Jr., Harbor Creek, resigned.

DICK THORNBURGH.

On the question,

Will the Senate advise and consent to the nomination?

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

YEAS—46

Bell	Hopper	Messinger	Scanlon
Bodack	Howard	Moore	Shaffer
Corman	Jubelirer	Murray	Snyder
Early	Kelley	O'Connell	Stampone
Fisher	Kusse	O'Pake	Stapleton
Fumo	Lewis	Pecora	Stauffer
Gekas	Lincoln	Price	Stout
Greenleaf	Loeper	Reibman	Street
Hager	Lynch	Rhoades	Tilghman
Hankins	McKinney	Romanelli	Wilt
Hess	Manbeck	Ross	Zemprelli
Holl	Mellow		

NAYS—2

Andrezeski Singel

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

Ordered, That the Secretary of the Senate inform the Governor accordingly.

NOMINATION TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I call from the table for consideration certain nomination previously reported from committee and laid on the table.

The Clerk read the nomination as follows:

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

November 19, 1981.

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thomas P. Greenlee (District One), Elm Street, Tionesta 16353, Forest County, Twenty-fifth Senatorial District, for appointment as a member of the Pennsylvania Game Commission, to serve until the third Tuesday of January, 1989, and until his successor shall have been appointed and qualified, vice Robert Sutherland, Erie, whose term expired.

DICK THORNBURGH.

On the question,
Will the Senate advise and consent to the nomination?

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

YEAS—47

Bell	Hopper	Messinger	Shaffer
Bodack	Howard	Moore	Singel
Corman	Jubelirer	Murray	Snyder
Early	Kelley	O'Connell	Stampone
Fisher	Kusse	O'Pake	Stapleton
Fumo	Lewis	Pecora	Stauffer
Gekas	Lincoln	Price	Stout
Greenleaf	Loeper	Reibman	Street
Hager	Lynch	Rhoades	Tilghman
Hankins	McKinney	Romanelli	Wilt
Hess	Manbeck	Ross	Zemprelli
Holl	Mellow	Scanlon	

NAYS—1

Andrezeski

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

Ordered, That the Secretary of the Senate inform the Governor accordingly.

EXECUTIVE SESSION RISES

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

The motion was agreed to.

SENATE RESOLUTION

DESIGNATING WEEK OF MARCH 14 THROUGH 20 AS "IRISH HERITAGE WEEK"

Senator LYNCH offered the following resolution (Serial No. 80), which was read and referred to the Committee on Rules and Executive Nominations:

In the Senate, February 23, 1982.

WHEREAS, The Irish in America as well as in Pennsylvania have made substantial impact upon the history of the Nation in government, commerce, science and the arts; and

WHEREAS, The diversity, culture, customs and traditions of the Irish immigrants have become deeply connected with the American way of life and enjoyed by millions; and

WHEREAS, The Irish in Pennsylvania have made significant contributions to the growth of this State and Nation; therefore be it

RESOLVED, That the Senate of Pennsylvania designate the week of March 14-20 as Irish Heritage Week.

CONGRATULATORY RESOLUTIONS

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

Congratulations of the Senate were extended to Warren Selner Kiser by Senator Corman.

Congratulations of the Senate were extended to the Greater Pittsburgh Chapter of the Naval Enlisted Reserve Association by Senator Fisher.

Congratulations of the Senate were extended to Rosella M. Scringnieri by Senator Fumo.

Congratulations of the Senate were extended to J. F. "Pop" Puderbaugh by Senators Hager and Corman.

Congratulations of the Senate were extended to Mrs. John E. Krivda by Senator Lincoln.

Congratulations of the Senate were extended to Christopher G. Altman by Senator Loeper.

Congratulations of the Senate were extended to Paul F. Bertha by Senator Pecora.

Congratulations of the Senate were extended to Thomas N. Crowley and to the Johnstown Council of the Knights of Columbus by Senator Singel.

Congratulations of the Senate were extended to Mr. and Mrs. Merle Hilliard by Senator Stapleton.

Congratulations of the Senate were extended to Mr. and Mrs. John Bryner by Senator Stout.

BILLS ON FIRST CONSIDERATION

Senator JUBELIRER. Mr. President, I move that the Senate do now proceed to consideration of all bills reported from committees for the first time at today's Session.

The motion was agreed to.

The bills were as follows:

SB 1124, 1127 and 1185.

And said bills having been considered for the first time, Ordered, To be printed on the Calendar for second consideration.

RESOLUTION REPORTED FROM COMMITTEE

Senator HOPPER, by unanimous consent, from the Committee on Aging and Youth, reported without amendment, Senate Resolution, **Serial No. 79**, entitled:

Proclaiming week of March 14 through 20, 1982 as "National Employ the Older Worker Week."

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

COMMUNICATION FROM THE GOVERNOR

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF SELINGROVE CENTER

February 23, 1982.

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

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ann I. Shadel, R. D. 1, Mount Pleasant Mills 17853, Snyder County, Twenty-seventh Senatorial District, for appointment as a member of the Board of Trustees of Selingsrove Center, to serve until the third Tuesday of January, 1983, and until her successor is appointed and qualified, vice Robert A. Heimbach, M.D., resigned.

DICK THORNBURGH.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor William W. Scranton III) in the presence of the Senate signed the following bills:

HB 1632 and 1850.

ANNOUNCEMENTS BY THE SECRETARY

The following announcements were read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, FEBRUARY 24, 1982

10:00 A.M.	APPROPRIATIONS (to consider Senate Bill No. 1300; House Bills No. 1429 and 1476)	Room 461, 4th Floor Conference Rm., North Wing
10:30 A.M.	CONFERENCE COMMITTEE on House Bill No. 671	Room B-19, House of Representatives, South Wing
10:45 A.M.	BANKING AND INSURANCE (Reconvene recessed meeting of February 23rd to consider House Bill No. 2074)	Room 460, 4th Floor Conference Rm., North Wing

THURSDAY, FEBRUARY 25, 1982

9:00 A.M.	TRANSPORTATION (Public Hearing on House Bill No. 1394)	Auditorium, Learning and Research Center, California State College, California, PA
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MONDAY, MARCH 1, 1982

10:30 A.M.	CONFERENCE COMMITTEE on Senate Bill No. 277	Room 459, 4th Floor Conference Rm., North Wing
11:00 A.M.	LAW AND JUSTICE (to consider Senate Bills No. 533, 1335; House Bills No. 178, 758, 1268 and the nomination of Thomas G. Frame to the Board of Pardons)	Room 459, 4th Floor Conference Rm., North Wing
11:00 A.M.	LABOR AND INDUSTRY (to consider Senate Bills No. 1324, 1327; House Bill No. 1813 and House Resolution No. 149)	Room 460, 4th Floor Conference Rm., North Wing
1:00 P.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bills No. 1119, 1120, 1234, 1315 and Administrative Rules Report #1 of 1982)	Room 460, 4th Floor Conference Rm., North Wing

TUESDAY, MARCH 2, 1982			2:30 P.M.	APPROPRIATIONS (Budget Hearing - Department of Insurance)	Senate Majority Caucus Room
11:00 A.M.	JUDICIARY (to consider Senate Bills No. 120, 233, 557, 1297, Senate Resolution No. 227; House Bills No. 50, 752 and 1812)	Room 461, 4th Floor Conference Rm., North Wing	FRIDAY, MARCH 12, 1982		
11:00 A.M.	FINANCE (to consider Senate Bills No. 935, 1030, 1031, 1032, 1033, 1034, 1309, 1331; House Bills No. 1040 and 1799)	Room 460, 4th Floor Conference Rm., North Wing	9:00 A.M.	APPROPRIATIONS (Budget Hearing - State Employees Retirement Board)	Senate Majority Caucus Room
MONDAY, MARCH 8, 1982			10:00 A.M.	APPROPRIATIONS (Budget Hearing - School Employes Retirement Board)	Senate Majority Caucus Room
9:30 A.M.	APPROPRIATIONS (Budget Hearing - Department of Education)	Senate Majority Caucus Room	11:00 A.M.	APPROPRIATIONS (Budget Hearing - Lincoln University)	Senate Majority Caucus Room
2:30 P.M.	APPROPRIATIONS (Budget Hearing - State Colleges and Indiana University)	Senate Majority Caucus Room	1:00 P.M.	APPROPRIATIONS (Budget Hearing - University of Pittsburgh)	Senate Majority Caucus Room
TUESDAY, MARCH 9, 1982			2:00 P.M.	APPROPRIATIONS (Budget Hearing - Temple University)	Senate Majority Caucus Room
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Public Welfare)	Senate Majority Caucus Room	MONDAY, MARCH 15, 1982		
3:00 P.M.	APPROPRIATIONS (Budget Hearing - Pennsylvania State University)	Senate Majority Caucus Room	9:30 A.M.	APPROPRIATIONS (Budget Hearing - Department of Revenue)	Senate Majority Caucus Room
WEDNESDAY, MARCH 10, 1982			1:00 P.M.	APPROPRIATIONS (Budget Hearing - Department of Agriculture)	Senate Majority Caucus Room
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Transportation)	Senate Majority Caucus Room	2:30 P.M.	APPROPRIATIONS (Budget Hearing - Attorney General)	Senate Majority Caucus Room
11:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (Public Hearing on Senate Bill No. 954)	Room 461, 4th Floor Conference Rm., North Wing	3:30 P.M.	APPROPRIATIONS (Budget Hearing - Department of Aging)	Senate Majority Caucus Room
2:30 P.M.	APPROPRIATIONS (Budget Hearing - Governor's Office)	Senate Majority Caucus Room	TUESDAY, MARCH 16, 1982		
THURSDAY, MARCH 11, 1982			9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Environ- mental Resources)	Senate Majority Caucus Room
9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Health)	Senate Majority Caucus Room	1:00 P.M.	APPROPRIATIONS (Budget Hearing - Department of State)	Senate Majority Caucus Room
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Department of Military Affairs)	Senate Majority Caucus Room	2:00 P.M.	APPROPRIATIONS (Budget Hearing - Pennsylvania State Police)	Senate Majority Caucus Room
			3:30 P.M.	APPROPRIATIONS (Budget Hearing - Department of Commerce)	Senate Majority Caucus Room

WEDNESDAY, MARCH 17, 1982

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Labor and Industry)	Senate Majority Caucus Room
10:30 A.M.	APPROPRIATIONS (Budget Hearing - Department of General Services)	Senate Majority Caucus Room
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Auditor General)	Senate Majority Caucus Room
2:00 P.M.	APPROPRIATIONS (Budget Hearing - Pennsylvania Historical and Museum Commission)	Senate Majority Caucus Room
3:00 P.M.	APPROPRIATIONS (Budget Hearing - Treasury Department)	Senate Majority Caucus Room

THURSDAY, MARCH 18, 1982

9:00 A.M.	APPROPRIATIONS (Budget Hearing - Department of Community Affairs)	Senate Majority Caucus Room
1:00 P.M.	APPROPRIATIONS (Budget Hearing - Public Utility Commission)	Senate Majority Caucus Room

ADJOURNMENT

Senator JUBELIRER. Mr. President, I move that the Senate do now adjourn until Wednesday, February 24, 1982, at 11:00 a.m., Eastern Standard Time.

The motion was agreed to.

The Senate adjourned at 6:17 p.m., Eastern Standard Time.