

Legislative Journal

MONDAY, APRIL 3, 1978

Session of 1978

162nd of the General Assembly

Vol. 1, No. 12

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

REV. DR. DAVID R. HOOVER, chaplain of the House of Representatives and pastor of St. Paul's Lutheran Church, McConnellsburg, Pennsylvania, offered the following prayer:

As we celebrate the solemnities of this season, we are drawn closer to Thee, O God, and we are conscious that Thou dost desire of each of us lives that are lived to the honor and glory of Thy holy and most righteous name. We humbly pray that by the help of Thine everlasting power and eternal love we may be enabled to bring forth in life and conversation the fruits of Thy truth which will be acceptable and pleasing to Thee. Heavenly Father, so motivate and direct our lives that Thy will and Thy way may be done through us: to Thee be the honor, the glory, and the praise, world without end. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Wednesday, March 15, 1978, will be postponed until printed.

MASTER ROLL CALL

The SPEAKER. The Chair advises all members to report promptly to the floor of the House. The Chair is about to open the master roll call for the day and will keep the master roll call open for a period no longer than 10 minutes. The clerk will open the master roll. The Speaker advises all members to report for the master roll. The master roll is currently being taken.

The following roll call was recorded:

YEAS—190

Abraham	Gamble	Manmiller	Scanlon
Anderson	Garzia	McCall	Scheaffer
Armstrong	Gatski	McClatchy	Schmitt
Arthurs	Geesey	McGinnis	Schweder
Barber	Geisler	McIntyre	Scirica
Bellomini	George, C.	McLane	Seltzer
Beloff	George, M.	Mebus	Shuman
Bennett	Giammarco	Meluskey	Shupnik
Berlin	Gillette	Milanovich	Sirianni
Berson	Goebel	Miller	Smith, E.
Bittinger	Goodman	Milliron	Smith, L.
Bittle	Gray	Miscevich	Spencer

Borski	Greenfield	Moehlmann	Spitz
Brandt	Greenleaf	Morris	Stairs
Brown	Grieco	Mowery	Stapleton
Brunner	Halverson	Mrkonc	Stewart
Burd	Hamilton	Mullen, M. P.	Stuban
Burns	Harper	Musto	Sweet
Caltagirone	Hasay	Novak	Taddonio
Caputo	Hayes, D. S.	Noye	Taylor, E.
Cassidy	Hayes, S. E.	O'Brien, B.	Taylor, F.
Cessar	Helfrick	O'Brien, D.	Tenaglio
Cianciulli	Hoeffel	O'Connell	Thomas
Cimini	Honaman	O'Donnell	Trello
Cohen	Hutchinson, A.	O'Keefe	Valicenti
Cole	Hutchinson, W.	Oliver	Vroon
Cowell	Itkin	Pancoast	Wagner
Davies	Johnson	Peterson	Wansacz
DeMedio	Jones	Petrarca	Wargo
DeVerter	Katz	Piccola	Wass
DeWeese	Kelly	Pievsky	Weidner
DiCarlo	Kernick	Pitts	Wenger
Dietz	Klingaman	Polite	White
Dininni	Kolter	Pott	Wiggins
Dombrowski	Kowalyszyn	Pratt	Williams
Donatucci	Kukovich	Prendergast	Wilson
Dorr	Lashingier	Pyles	Wilt
Doyle	Laughlin	Rappaport	Wright, D.
Duffy	Lehr	Ravenstahl	Wright, J. L.
Dumas	Letterman	Reed	Yahner
Fisher, D. M.	Levi	Renwick	Yohn
Flaherty	Levin	Rhodes	Zeller
Foster, A.	Lincoln	Richardson	Zitterman
Foster, W.	Livengood	Rieger	Zord
Freind	Logue	Ritter	Zwilk
Fryer	Mackowski	Ruggiero	
Gallagher	Madigan	Ryan	Irvis,
Gallen	Manderino	Salvatore	Speaker

NAYS—0

NOT VOTING—12

Englehart	Gleeson	Knepper	Shelton
Fee	Haskell	Lynch	Wise
Fischer, R. R.	Hopkins	Parker	Zearfoss

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

HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

No. 2193 By Mrs. HARPER, Mrs. SCANLON, Messrs. RICHARDSON, WHITE, Mrs. GILLETTE, Messrs. GIAMMARCO, GRAY, BORSKI, REED, JONES, Mrs. KELLY, Messrs. KUKOVICH, BROWN, COHEN, HOFFEL, O'DONNELL, GATSKI,

MELUSKEY, McLANE and TENAGLIO

An Act establishing services for victims of domestic abuse, providing for duties of the Department of Community Affairs and other agencies making an appropriation and providing penalties.

Referred to Committee on Judiciary.

No. 2194 By Messrs. KUKOVICH, HOEFFEL, Mrs. GEORGE, Messrs. MELUSKEY, BROWN, Mrs. KERNICK, Messrs. TADDONIO, COWELL, REED, Mrs. GILLETTE, Messrs. PETRARCA and STAIRS

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, reducing the size of the General Assembly.

Referred to Committee on State Government.

No. 2195 By Messrs. RICHARDSON and WAGNER

An Act amending the "Vital Statistics Law of 1953," approved June 29, 1953 (P. L. 304, No. 66), changing certain provisions relating to paternity.

Referred to Committee on Health and Welfare.

No. 2196 By Messrs. POLITE, RUGGIERO, GRIECO, PRATT, NOYE, MEBUS, BURD, SALVATORE, GREENLEAF and BURNS

An Act amending the "Mobile Home Titling Act," approved July 25, 1977 (no. 35), further providing for fees.

Referred to Committee on Transportation.

No. 2197 By Messrs. SWEET, GALLAGHER, D. M. FISHER, GOEBEL, BURNS and LINCOLN

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), permitting a teacher in an area vocational-technical school to be a member of a participating school board.

Referred to Committee on Education.

No. 2198 By Messrs. SALVATORE, THOMAS, HAMILTON, ZORD, GREENLEAF, POLITE, LEHR, MILLER, HELFRICK, KATZ, D. M. O'BRIEN, D. S. HAYES, O'CONNELL, HOPKINS, L. E. SMITH, Mrs. TAYLOR, Messrs. WILSON, SPENCER, GALLEN, BURD, W. D. HUTCHINSON, J. L. WRIGHT, GOEBEL, FREIND and R. R. FISCHER

An Act amending the "Senior Citizens Property Tax or Rent Rebate Act," approved March 11, 1971 (P. L. 104, No. 3), further providing for the household income and percentage of rebate.

Referred to Committee on Finance.

No. 2199 By Messrs. GALLAGHER, PANCOAST, BURNS, LINCOLN, MILLER, GARZIA, MILANOVICH, W. D. HUTCHINSON, Mrs. TAYLOR, Messrs. RENWICK, PETRARCA and A. K. HUTCHINSON

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for cost-of-living increase.

Referred to Committee on Education.

No. 2200 By Messrs. SCHMITT, MANDERINO, IRVIS, GREENFIELD, COHEN, KUKOVICH, BORSKI, DeWEESE, GRAY, STEWART, WARGO, COWELL, GOODMAN, ITKIN, GEORGE, TAYLOR, HOEFFEL, PETRARCA, LETTERMAN, SWEET, JONES, RUGGIERO, RAPPAPORT, SCHWEDER, McLANE, FEE, MORRIS, PRATT, MELUSKEY, BITTINGER, RITTER, LIVENGOOD, D. R. WRIGHT, FRYER, ZWIKL, MELUSKEY, LAUGHLIN, LINCOLN, PIEVSKY, B. F. O'BRIEN, CASSIDY, KLINGAMAN, HALVERSON, McCALL, BROWN, TRELLO, ZITTEMAN, RIEGER, GIAMMARCO, KOWALYSHYNI, LOGUE, CALTAGIRONE, DOMBROWSKI, GLEESON and GARZIA

An Act amending the act of July 9, 1976 (P. L. 903, No. 161), entitled, "An act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, *** boards and commissions shall be determined,' providing for the office of Consumer Advocate in the Department of Justice for a limited period; and imposing powers and duties; and making an appropriation," extending time for the management of the office of Consumer Advocate.

Referred to Committee on Consumer Affairs.

No. 2201 By Messrs. MANDERINO, RAPPAPORT, BERSON, MEBUS, FREIND, SCIRICA, DiCARLO, Mrs. KELLY, Messrs. ITKIN, O'DONNELL, McLANE and D. R. WRIGHT

An Act requiring that laboratories and persons doing experimental work with recombinant DNA register with the Department of Health and follow regulations prescribed by the National Institute of Health; establishing a committee to provide guidelines for the safe operation of such laboratories and experiments; providing the Secretary of Health with the power to suspend or revoke licenses; and establishing the responsibility for such research.

Referred to Committee on Health and Welfare.

No. 2202 By Messrs. HASAY, MACKOWSKI and O'CONNELL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the issuance of certificates of title and registration plates.

Referred to Committee on Transportation.

No. 2203 By Mrs. TAYLOR, Messrs. ZORD, E. H. SMITH, NOYE, FREIND, MILLER, SALVATORE, MACKOWSKI, HALVERSON, SCHMITT, REED, COHEN, LOGUE, VROON and Mrs. KELLY

An Act amending the act of September 1, 1965 (P. L. 459, No. 235), entitled "An act requiring that certain buildings and facilities constructed with Commonwealth funds adhere to certain principles, *** to make the same accessible to and usable by the physically handicapped, ****" mandating instructions to be in braille on elevators.

Referred to Committee on Business and Commerce.

No. 2204 By Messrs. GALLAGHER, ENGLEHART, DeMEDIO and BURNS

An Act amending the "Community College Act of 1963," approved August 24, 1963 (P. L. 1132, No. 484), further providing for tuition for students resident in an area which is not a local sponsor of a community college.

Referred to Committee on Education.

No. 2205 By Messrs. DiCARLO, BERLIN, BURNS and Mrs. WISE

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), providing for the examination of certain children for certain diseases.

Referred to Committee on Education.

No. 2206 By Messrs. POTT, PICCOLA, Mrs. TAYLOR and Mr. DAVIES

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for certain parked or unattended vehicles.

Referred to Committee on Transportation.

No. 2207 By Messrs. O'CONNELL, PIEVSKY, ANDERSON, GEESEY, WASS, L. E. SMITH, DeVERTER, WILT, CIMINI, SCHEAFFER, MOWERY, W. W. FOSTER and KLINGAMAN

An Act amending the act of August 22, 1961 (P. L. 1049, No. 479), entitled "An act authorizing the State Treasurer under certain conditions to transfer sums of money between the General Fund and certain funds and subsequent transfers of equal sums between such funds; and making appropriations necessary to effect such transfers;" authorizing transfers involving the Purchasing Fund.

Referred to Committee on Appropriations.

No. 2208 By Mr. ZWIKL, Mrs. WISE, Messrs. HOEFFEL, O'KEEFE, SHUMAN, ZELLER, DiCARLO, DAVIES, RITTER, MELUSKEY and LINCOLN

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania relating to the enactment of a general appropriation act.

Referred to Committee on Appropriations.

No. 2209 By Messrs. BRUNNER and POTT

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), further providing for the exclusion of certain items of clothing from sales and use taxes.

Referred to Committee on Finance.

No. 2210 By Miss SIRIANNI, Messrs. W. W. FOSTER,

WENGER, THOMAS, MADIGAN, YAHNER, MORRIS, HELFRICK, ARMSTRONG, STAIRS, KLINGAMAN, WILT, ZELLER, COLE, GRIECO, CALTAGIRONE, DeVERTER, L. E. SMITH and WASS

An Act amending the "Milk Marketing Law," approved April 28, 1937 (P. L. 417, No. 105), further providing for milk haulers.

Referred to Committee on Agricultural and Rural Affairs.

No. 2211 By Messrs. GATSKI, STUBAN, CALTAGIRONE, ZWIKL, MELUSKEY and DeWEESE

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), providing for the assignment of certain persons in the Pennsylvania Employables Program to highway maintenance projects.

Referred to Committee on Health and Welfare.

No. 2212 By Messrs. SCHMITT, GREENFIELD, COHEN, BORSKI, KOWALYSHYN, MORRIS and RIEGER

An Act providing for the regulation and control of contracts for the development of inventions; imposing powers and duties on the Attorney General and district attorneys and providing for civil and criminal penalties.

Referred to Committee on Consumer Affairs.

No. 2213 By Mrs. TAYLOR, Messrs. FREIND, ZORD, E. H. SMITH, NOYE, MILLER, W. D. HUTCHINSON, MACKOWSKI, HALVERSON, REED, COHEN, PITTS, D. M. O'BRIEN, PICCOLA and Miss SIRIANNI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for towing of certain vehicles.

Referred to Committee on Transportation.

No. 2214 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOEFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending Title 1 (General Provisions) of the Pennsylvania Consolidated Statutes, implementing section 28 of Article I of the Constitution of Pennsylvania relating to equality of rights regardless of sex, making conforming amendments to other titles and making repeals.

Referred to Committee on Judiciary.

No. 2215 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending the "Pennsylvania Human Relations Act," approved October 27, 1955 (P. L. 744, No. 222), providing for equal rights between man and woman.

Referred to Committee on Judiciary.

No. 2216 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Messrs. POTT, RICHARDSON and WHITE

An Act to provide for the civil enforcement of certain rights and responsibilities of members of the family, including the rights of children born out of wedlock; to provide for the enforcement of support, including attachment of property and earnings; to set forth the duties of the court in matters pertaining to the family and the support of its members and to provide procedures therefor; to provide for the determining of support for the family; to determine paternity of children born out of wedlock; to provide for the recovery of public moneys expended for care and assistance from the property and estate of certain persons; repealing and saving from repeal certain acts.

Referred to Committee on Judiciary.

No. 2217 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Messrs. POTT, RICHARDSON and WHITE

An Act relating to interspousal property rights.

Referred to Committee on Judiciary.

No. 2218 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL,

KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending the "Inheritance and Estate Tax Act of 1961," approved June 15, 1961 (P. L. 373, No. 207), changing certain provisions to provide equal rights between men and women.

Referred to Committee on Judiciary.

No. 2219 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Notary Public Law," approved August 21, 1953 (P. L. 1323, No. 373), providing for change of name of notaries public to apply equally to men and women.

Referred to Committee on Judiciary.

No. 2220 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736, No. 338), to provide for equal rights between widows and widowers.

Referred to Committee on Judiciary.

No. 2221 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL,

WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566, No. 284), changing certain provisions to provide equal rights between widow and widower.

Referred to Committee on Judiciary.

No. 2222 By Mrs. WISE, Mrs. HARPER, Messrs.
IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,
MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Mrs. KERNICK, Messrs. POTT,
RICHARDSON and WHITE

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), providing for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2223 By Mrs. WISE, Mrs. HARPER, Messrs.
IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,
MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, POTT, RICHARDSON and
WHITE

An Act amending the "Local Tax Collection Law," approved May 25, 1945 (P. L. 1050, No. 394), changing certain provisions to provide equal rights between husband and wife.

Referred to Committee on Judiciary.

No. 2224 By Mrs. WISE, Mrs. HARPER, Messrs.
IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,
MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, POTT, RICHARDSON and
WHITE

An Act amending "The Local Tax Enabling Act," approved December 31, 1965 (P. L. 1257, No. 511), changing certain provisions for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2225 By Mrs. WISE, Mrs. HARPER, Messrs.

IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,
MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Mrs. KERNICK, Messrs. POTT,
RICHARDSON, WHITE and MELUSKEY

An Act amending the act of May 21, 1943 (P. L. 302, No. 140), entitled, as amended, "An act providing for the admission of children to, and their education and maintenance in, and their discharge from the Scotland School for Veterans' Children; prohibiting discharging children or taking children from said school, or children from leaving the same without an order of the Board of Trustees of the Scotland School for Veterans' Children; and prescribing penalties," providing for equal rights between parents of either sex.

Referred to Committee on Judiciary.

No. 2226 By Mrs. WISE, Mrs. HARPER, Messrs.
IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,
MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Mrs. KERNICK, Messrs. POTT,
RICHARDSON and WHITE

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), providing for equal rights for males and females and making an editorial correction.

Referred to Committee on Judiciary.

No. 2227 By Mrs. WISE, Mrs. HARPER, Messrs.
IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,
MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Mrs. KERNICK, Messrs. POTT,
RICHARDSON and WHITE

An Act amending "The First Class City Permanent Registration Act," approved March 30, 1937 (P. L. 115, No. 40), providing for equal rights between married men and married women.

Referred to Committee on Judiciary.

No. 2228 By Mrs. WISE, Mrs. HARPER, Messrs.
IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT,

MEBUS, BROWN, HOFFFEL,
KUKOVICH, COLE, RHODES, ITKIN,
HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS,
LEVIN, Mrs. HONAMAN, Mrs. TAYLOR,
Messrs. PICCOLA, SCIRICA, COWELL,
WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Mrs. KERNICK, Messrs. POTT,
RICHARDSON and WHITE

An Act amending "The Landlord and Tenant Act of 1951," approved April 6, 1951 (P. L. 69, No. 20), changing certain provisions to provide equal rights between man and woman.

Referred to Committee on Judiciary.

No. 2229 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending the act of May 3, 1933 (P. L. 242, No. 86), referred to as the Beauty Culture Law, providing for equal rights between man and woman.

Referred to Committee on Judiciary.

No. 2230 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), providing for equal rights between men and women by changing provisions relating to employment of females.

Referred to Committee on Judiciary.

No. 2231 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL,

WILSON, Mrs. GEORGE, Mrs. GILLETTE,
Mrs. KERNICK, Messrs. POTT,
RICHARDSON and WHITE

An Act amending the "Child Labor Law," approved May 13, 1915 (P. L. 286, No. 177), providing for equal rights between men and women by changing certain provisions relating to employment of children.

Referred to Committee on Judiciary.

No. 2232 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending the act of May 25, 1921 (P. L. 1144, No. 425), entitled, "An act creating a Department of Public Welfare; defining its powers and duties; ***," providing for equal rights between parents.

Referred to Committee on Judiciary.

No. 2233 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), changing certain provisions to provide equal rights between husband and wife, between man and woman.

Referred to Committee on Judiciary.

No. 2234 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending the act of May 2, 1945 (P. L. 401, No. 165),

entitled, as amended, "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board of Private Trade Schools; and prescribing penalties," changing certain provisions to provide equal rights between men and women.

Referred to Committee on Judiciary.

No. 2235 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206, No. 331), providing for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2236 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, MEBUS, J. L. WRIGHT, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103, No. 69), providing for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2237 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932, No. 317), providing for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2238 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The Borough Code," approved February 1, 1966 (1965 P. L. 1656, No. 581), providing for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2239 By Mrs. WISE, Mrs. HARPER, Messrs. IRVIS, MANDERINO, REED, FLAHERTY, DAVIES, GLEESON, J. L. WRIGHT, MEBUS, BROWN, HOFFFEL, KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN, O'DONNELL, SWEET, ZEARFOSS, LEVIN, Mrs. HONAMAN, Mrs. TAYLOR, Messrs. PICCOLA, SCIRICA, COWELL, WILSON, Mrs. GEORGE, Mrs. GILLETTE, Mrs. KERNICK, Messrs. POTT, RICHARDSON and WHITE

An Act amending "The County Code," approved August 9, 1955 (P. L. 323, No. 130), providing for equal rights between men and women.

Referred to Committee on Judiciary.

No. 2240 By Messrs. DORR and RENWICK

An Act amending the act of July 12, 1972 (P. L. 769, No. 182), entitled, "An act relating to certain documents, prescribing the fees for the Department of State and certain public officers, permitting the filing of certain documents appropriating the exclusive right to a corporate name, repealing the excise tax on the capital stock of domestic corporations and repealing inconsistent acts," providing for a fee for certain churches to change their names.

Referred to Committee on Business and Commerce.

No. 2241 By Messrs. DORR and RENWICK

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, by providing for name changes for churches.

Referred to Committee on Business and Commerce.

No. 2242 By Messrs. FREIND, LYNCH, BURD, SCIRICA, PETERSON, DAVIES, ZEARFOSS, SPITZ, STAIRS, CALTAGIRONE, Mrs. HONAMAN, Messrs. LIVENGOOD, D. R. WRIGHT, PANCOAST, RYAN, O'KEEFE, STAPLETON, Mrs. TAYLOR and Mr. PITTS

An Act amending the act of July 27, 1967 (P. L. 186, No. 58), entitled "An act imposing liability upon parents for personal injury, *** and providing procedure for recovery," authorizing the imposition of criminal fines and penalties on parents of convicted children.

Referred to Committee on Judiciary.

No. 2243 By Messrs. FREIND, LYNCH, BURD, SCIRICA, PETERSON, DAVIES, ZEARFOSS, SPITZ, STAIRS, CALTAGIRONE, Mrs. HONAMAN, Messrs. LIVENGOOD, GARZIA, D. R. WRIGHT, PANCOAST, RYAN, O'KEEFE, STAPLETON and Mrs. TAYLOR

An Act amending the act of July 27, 1967 (P. L. 186, No. 58), entitled "An act imposing liability upon parents for personal injury, or theft, destruction, or loss of property caused by the willful, tortious acts of children under eighteen years of age, setting forth limitations, and providing procedure for recovery," further providing for the liability of parents.

Referred to Committee on Judiciary.

No. 2244 By Messrs. HASAY, STUBAN, DeWEESE, FREIND, McCLATCHY, MACKOWSKI, MILLER, SWEET, STEWART, MILLIRON, CASSIDY, PETERSON, GEESEY, NOYE, J. L. WRIGHT, Mrs. GEORGE, Messrs. WEIDNER, MADIGAN and PYLES

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), establishing a "Welfare Fraud Hotline" and imposing certain duties upon the Department of Public Welfare.

Referred to Committee on Health and Welfare.

No. 2245 By Messrs. RAVENSTAHL and LOGUE

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for the loss of benefits and contributions upon conviction of certain crimes.

Referred to Committee on State Government.

No. 2246 By Mr. PIEVSKY

An Act to provide for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal period July 1, 1978 to June 30, 1979, and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1978.

Referred to Committee on Appropriations.

No. 2247 By Mrs. WISE and Mr. PIEVSKY

A Supplement to the act of April 1, 1863 (P. L. 213, No. 227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect, providing for a basis for payments of such appropriations and providing a method of accounting for the funds appropriated.

Referred to Committee on Appropriations.

No. 2248 By Mr. PIEVSKY

A Supplement to the act of November 30, 1965 (P. L. 843,

No. 355), entitled "An act providing for the establishment and operation of Temple University ***" making appropriations for carrying the same into effect, providing for a basis for payments of such appropriation and providing a method of accounting for the funds appropriated.

Referred to Committee on Appropriations.

No. 2249 By Mr. PIEVSKY

A Supplement to the act of July 28, 1966 (3rd Sp. Sess., P. L. 87, No. 3), entitled "An act providing for the establishment and operation of the University of Pittsburgh ***" making appropriations for carrying the same into effect, providing for a basis for payments of such appropriations, and providing a method of accounting for the funds appropriated.

Referred to Committee on Appropriations.

No. 2250 By Mr. PIEVSKY

A Supplement to the act of July 7, 1972 (P. L. 743, No. 176), entitled "An act providing for the establishment and operation of Lincoln University ***" making appropriations for carrying the same into effect, providing for a basis for payments of such appropriation, and providing a method of accounting for the funds appropriated.

Referred to Committee on Appropriations.

No. 2251 By Mr. PIEVSKY

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Referred to Committee on Appropriations.

No. 2252 By Mr. PIEVSKY

An Act making an appropriation to the Trustees of Drexel University of the Commonwealth of Pennsylvania at Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2253 By Mr. PIEVSKY

An Act making an appropriation to the Philadelphia College of Textiles and Science.

Referred to Committee on Appropriations.

No. 2254 By Mr. PIEVSKY

An Act making an appropriation to the Dickinson School of Law, Carlisle, Pennsylvania.

Referred to Committee on Appropriations.

No. 2255 By Mr. PIEVSKY

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2256 By Mr. PIEVSKY

An Act making appropriations to the Thomas Jefferson University of Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2257 By Mr. PIEVSKY

An Act making appropriations to the Trustees of the Hahne-

mann Medical College and Hospital of Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2258 By Mr. PIEVSKY

An Act making an appropriation to The Medical College of Pennsylvania, East Falls, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2259 By Mr. PIEVSKY

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2260 By Mr. PIEVSKY

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2261 By Mr. PIEVSKY

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and Operation of the Western Psychiatric Institute and Clinic.

Referred to Committee on Appropriations.

No. 2262 By Mr. PIEVSKY

An Act making an appropriation to the Trustees of the Berean Training and Industrial School at Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2263 By Mr. PIEVSKY

An Act making an appropriation to the Philadelphia College of Art, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2264 By Mr. PIEVSKY

An Act making an appropriation to the Delaware Valley College of Science and Agriculture at Doylestown, Pennsylvania.

Referred to Committee on Appropriations.

No. 2265 By Mr. PIEVSKY

An Act making an appropriation to the Johnson School of Technology of Scranton, Pennsylvania.

Referred to Committee on Appropriations.

No. 2666 By Mr. PIEVSKY

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County, Pennsylvania.

Referred to Committee on Appropriations.

No. 2667 By Mr. PIEVSKY

An Act making appropriations to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Referred to Committee on Appropriations.

No. 2668 By Mr. PIEVSKY

An Act making an appropriation to the Pennsylvania Academy of the Fine Arts, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2669 By Mr. PIEVSKY

An Act making an appropriation to the Museum of the Philadelphia Civic Center, Philadelphia, Pennsylvania, for maintenance and the purchase of apparatus, supplies and equipment.

Referred to Committee on Appropriations.

No. 2670 By Mr. PIEVSKY

An Act making an appropriation to the Philadelphia Musical Academy, Philadelphia, Pennsylvania, for maintenance and general operation.

Referred to Committee on Appropriations.

No. 2271 By Mr. PIEVSKY

An Act making an appropriation to the Academy of Natural Sciences of Philadelphia at Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2272 By Mr. PIEVSKY

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

Referred to Committee on Appropriations.

No. 2273 By Mr. PIEVSKY

An Act making an appropriation to the Division of Education of the Philadelphia Museum of Art, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2274 By Mr. PIEVSKY

An Act making an appropriation to the Carnegie Museum at Pittsburgh, Pennsylvania, for maintenance and the purchase of apparatus, supplies and equipment.

Referred to Committee on Appropriations.

No. 2275 By Mr. PIEVSKY

An Act making an appropriation to the Trustees of the Buhl Planetarium and Institute of Popular Science, Pittsburgh, Pennsylvania.

Referred to Committee on Appropriations.

No. 2276 By Mr. PIEVSKY

An Act making an appropriation to the Franklin Institute of the Commonwealth of Pennsylvania at Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

No. 2277 By Mr. PIEVSKY

An Act making an appropriation to the City of Harrisburg, Pennsylvania.

Referred to Committee on Appropriations.

No. 2278 By Mr. PIEVSKY

An Act making an appropriation to the Sunshine Foundation, Philadelphia, Pennsylvania for chronically and terminally ill children.

Referred to Committee on Appropriations.

No. 2279 By Mr. PIEVSKY

A Supplement to the act of (P. L. , No.), entitled "An act to provide for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal period July 1, 1978 to June 30, 1979, and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1978," itemizing appropriations required from the Federal Revenue Sharing Trust Fund for the proper operations of the several departments of the Commonwealth authorized to spend Federal Revenue Sharing Trust Fund moneys.

Referred to Committee on Appropriations.

No. 2280 By Mr. PIEVSKY

An Act to appropriate Federal funds available for implementation of Title II, Public Law 94-369 to the Department of Public Welfare.

Referred to Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

No. 198

(Concurrent) By Messrs. HASAY and L. E. SMITH

The General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to change the Federal tax laws to exempt earnings on personal and joint savings accounts from Federal Income Tax.

Referred to Committee on Federal-State Relations.

No. 199 By Messrs. CIMINI, GOEBEL, MADIGAN, GIAMMARCO and LEHR

The House of Representatives of the Commonwealth of Pennsylvania directs the Committee on Mines and Energy Management to conduct a thorough investigation into the fiscal and accounting practices of the Pennsylvania Public Utility Commission.

Referred to Committee on Rules.

No. 200 By Messrs. MILANOVICH and McCALL

The House of Representatives of the Commonwealth of Pennsylvania urge the International Trade Commission to investigate the zinc import problem and recommend to the President that the United States primary slab zinc industry be granted temporary import relief pursuant to section 201 of the Trade Act of 1974.

Referred to Committee on Federal-State Relations.

No. 201

(Concurrent) By Messrs. PRATT, ARTHURS and TAYLOR

There be established a joint committee, composed of three members of the House of Representatives appointed by the Speaker, two from the majority and one from the minority and three members of the Senate, appointed by the President pro tempore, two from the majority and one from the minority, to thoroughly investigate State colleges, the Department of Education and the Board of State College and University Directors.

Referred to Committee on Rules.

No. 202 By Messrs. D. M. O'BRIEN, KATZ, BRANDT, SALVATORE, HAMILTON, GRAY, JONES, GIAMMARCO, GRIECO, BURNS, J. L. WRIGHT, LYNCH, D. M. FISHER, CIMINI, KNEPPER, POTT, NOYE, HALVERSON, SCIRICA, TRELLO, McCLATCHY, PYLES, PANCOAST, Mrs. TAYLOR, Messrs. PITTS, VROON, HELFRICK, GALLEN, ARMSTRONG, M. P. MULLEN, BORSKI, GEISLER, DUFFY, FREIND, SPITZ, STAIRS, TENAGLIO, BROWN, REED, LOGUE, RAVENSTAHL, ABRAHAM, NOVAK and MACKOWSKI

The House of Representatives of the Commonwealth of Pennsylvania memorialize the Congress of the United States to immediately enact the Moynihan-Packwood proposal into law in order to provide needed tax relief for middle income families with children in nonpublic schools.

Referred to Committee on Federal-State Relations.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip.

Mr. GREENFIELD. Mr. Speaker, I request leaves of absence for the lady from Centre, Mrs. WISE, for today's session, and for the gentleman from Lawrence, Mr. FEE, for the week's session.

The SPEAKER. Without objection, the leaves are granted.

The Chair recognizes the minority whip and welcomes the minority whip back on the floor of the House.

Mr. RYAN. Thank you, Mr. Speaker.

I have no requests for leaves of absence.

WELCOME

The Chair at this time welcomes to the hall of the House as the guests of Representative Jack Seltzer, the Lebanon High School Basketball Team.

MR. SELTZER REQUESTED TO PRESIDE

The SPEAKER. At this time, the Chair turns the gavel over to Representative Jack Seltzer to preside as Speaker pro tempore.

THE SPEAKER PRO TEMPORE (JACK SELTZER) IN THE CHAIR

The SPEAKER pro tempore. Thank you, Mr. Speaker.

Several weeks ago, in the sports world of Pennsylvania, we had the finals of the State Basketball Tournament held in Hershey. The team that won was from Pittsburgh, Schenley High, and their Representative is the Speaker of the House. Unfortunately, the best team lost, and it is the team from the city of Lebanon.

Today I would like to present, on behalf of the House of Representatives, a citation to their coach, Chick Hess, and then ask Chick to say a few words on behalf of the Lebanon High Basketball Team and then introduce the members of the team.

So, at this time, to you, Coach Hess, the best of everything for next year.

COACH HESS. Thank you, Mr. Seltzer and members of the House.

As you may be aware, Lebanon High School has had a banner year on the basketball court. It is indeed an honor for us to be here, not only to be here and to be recognized for our achievements, but a real privilege and educational experience for me and the players to see our government in action.

Our season was an eventful one. We were billed by many of the different newspapers as the "Cinderella Team," a team which was not expected to achieve the things that we did achieve. But through teamwork and putting together the fundamentals we were able to accomplish something that has not happened in Lebanon, the city of Lebanon, for 38 years.

I would like to introduce to you and present to the players the citations which are in front of me.

As I do this, will the players please come up here and accept these?

First, Tabb Bickell, a starting guard on the championship team. Another senior guard on the team, Dave Dundore. The senior shooting wingman on the team, Scott Fralick. A young man who has quarterbacked our football team and our basketball team for the last 3 years, Jon Lebo. A man we called our strong forward on the team, Chuck Peffley. A young man who has been honored throughout the state by both wire services, the AP, (Associated Press), UPI (United Press International), as first team all-state, basketball player, Sam Bowie. The last remaining senior on the team, Rick Rotunda.

Other boys who will be returning for the team next year: Brian Kling, Mike Mulhalland, Scott Richards, Mike Sanders and Kimball Shaud.

Other players who are here but who are not on the list will not, at this particular moment, receive citations. They are: Tom Simpson. As you can only appreciate what they would mean to us, the two managers on this year's team: John Valerio and Dave Ilgenfritz, and my assistant coach, Charles Fink. And last but not least, the principal of our high school right now, Mr. Luther Stone.

Thank you very much.

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

The SPEAKER. Congratulations to you, Coach, and to you the Lebanon players. It is a great team, but Schenley beat them. You may be sure that now that we have had the losers up here, we are going to have the winners up here later on.

It is nice being Speaker. You get the last word every once in awhile.

BILLS REPORTED FROM COMMITTEES AND TABLED

HB 472, PN 2858 (Amended) By Mr. RENWICK

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225, No. 316), further restricting the use of spotlights, headlights or other artificial lights and changing the penalty.

Game and Fisheries.

HB 485, PN 2859 (Amended) By Mr. KOWALYSHYN

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, denying retirement benefits to certain persons convicted of certain crimes and further providing for the attachment and assignment of funds.

Insurance.

HB 1192, PN 2860 (Amended) By Mr. BENNETT

An Act amending the act of May 28, 1976 (No. 71), entitled, "An act exempting the owner of certain agricultural land from the payment of assessments for municipal improvements during the period of time that the owner does not use the services provided by the improvements or until there is a change in the use of the land," extending the provisions of the act to certain cemeteries.

Business and Commerce.

HB 1727, PN 2094 By Mr. MORRIS

An Act amending the act of May 13, 1909 (P. L. 520, No. 292), referred to as the Pure Food Law, relating to nutritional requirements for imitation foods.

Agriculture and Rural Affairs.

HB 1833, PN 2861 (Amended) By Mr. GALLAGHER

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further defining personal income valuation.

Education.

HB 1980, PN 2862 (Amended) By Mr. KOWALYSHYN

An Act amending the "Pennsylvania No-fault Motor Vehicle Insurance Act," approved July 19, 1974 (P. L. 489, No. 176), providing for the disclosure of certain information and imposing certain powers and duties on the commissioner.

Insurance.

HB 2067, PN 2863 (Amended) By Mrs. KELLY

An Act amending the "Peer Review Protection Act," approved July 20, 1974 (P. L. 564, No. 193), extending the protection given by the act to review committees of associations of health care facility operators and providing for professional health care providers.

Health and Welfare.

HB 2091, PN 2641 By Mr. DeMEDIO

An Act amending "The County Code," approved August 9, 1955 (P. L. 323, No. 130), changing the duties of undertakers for payments of certain vouchers for deceased veterans and spouses.

Military and Veterans Affairs.

HB 2092, PN 2642 By Mr. DeMEDIO

An Act amending the act of June 11, 1935 (P. L. 326, No. 149), entitled "An Act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," changing the duties of undertakers relating to certain payments for deceased veterans and spouses.

Military and Veterans Affairs.

HB 2099, PN 2649 By Mr. DeMEDIO

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723, No. 230), changing the duties of undertakers relating to certain payments for deceased veterans and spouses.

Military and Veterans Affairs.

HB 2142, PN 2722

By Mr. DeMEDIO

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, changing provisions relating to apprehension and restraint of persons absent without leave, further providing for nonjudicial punishment and court-martial and providing for orders for payment of money to be certified to courts.

Military and Veterans Affairs.

HB 2145, PN 2746

By Mr. MORRIS

An Act authorizing the creation of agricultural districts.
Agriculture and Rural Affairs.

HB 2177, PN 2864 (Amended)

By Mr. GEISLER

An Act amending the act of July 19, 1974 (P. L. 486, No. 175), entitled "An act requiring public agencies to hold certain meetings and hearings open to the public and providing penalties," further providing for open meetings of public agencies.

State Government.

HB 2178, PN 2779

By Mr. FRYER

An Act establishing a uniform mileage fee for all officials, officers and employees of the Commonwealth, its political subdivisions, intermediate units, and authorities.

Local Government.

SB 586, PN 1727 (Amended)

By Mrs. KELLEY

An Act amending the act of July 20, 1974 (P. L. 551, No. 190), entitled "Medical Practice Act of 1974" further regulating the practice of medicine and surgery imposing certain duties and providing penalties.

Health and Welfare.

SB 647, PN 689

By Mr. FRYER

An Act amending the act of August 31, 1971 (P. L. 398, No. 96), entitled "County Pension Law" further defining regular interest.

Local Government.

BILL REPORTED AND REREFERRED TO COMMITTEE

HB 1164, PN 1371

By Mr. GEISLER

An Act amending the "State Council of Civil Defense Act of 1951," approved March 19, 1951 (P. L. 28, No. 4), further clarifying the powers and responsibilities of county commissioners during an emergency.

Reported from Committee on State Government.
Government.

Rereferred to Committee on Military and Veterans Affairs.

SPECIAL ORDER OF BUSINESS SWEARING IN OF MEMBER-ELECT

The SPEAKER. The House will now take up, as a special

order of business, the swearing in of Representative-elect Joseph Lashinger. The Chair hears no objection.

The Chair recognizes the sergeant at arms who will present the Deputy Secretary of the Commonwealth.

The SERGEANT AT ARMS. Mr. Speaker, the Honorable Edward W. Robinson, Deputy Secretary of the Commonwealth of Pennsylvania.

The SPEAKER. The Chair recognizes the Honorable Edward W. Robinson, Jr., who is the Deputy Secretary of the Commonwealth of Pennsylvania.

The DEPUTY SECRETARY OF THE COMMONWEALTH ROBINSON. Thank you, Mr. Speaker.

(Reading:)

In the Name and by Authority of the
Commonwealth of Pennsylvania

TO THE HONORABLE SPEAKER AND TO THE MEMBERS
OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL
ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA,
GREETINGS:

I have the honor to present the returns of the Special Election for member of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania held in the One hundred fiftieth Legislative District, as the same has been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the respective County Board of Elections. The following person, having received the highest number of votes in his district, was duly elected as member of the House of Representatives in the General Assembly:

One hundred fiftieth District JOSEPH A. LASHINGER, JR.
Montgomery County

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal at the city of Harrisburg, this thirty-first day of March in the year of our Lord one thousand nine hundred and seventy-eight and of the Commonwealth the two hundred and second.

BARTON A. FIELDS
Secretary of the Commonwealth

The SPEAKER. The Chair thanks the deputy secretary.

The clerk will read the returns.

The CLERK (Reading:) Joseph A. Lashinger, Jr., having received 3,301 votes, was duly elected to the office of Representatives in the General Assembly.

FILMING PERMISSION GRANTED

The SPEAKER. The Chair announces at this time in honor of the very special event, the swearing-in of Joseph Lashinger as the new member of this body, that the 10-minute regulation invoked by the Chair on photographers is hereby lifted, and the photographers may photograph beginning now and continuing through the ceremony, taking pictures of the members of the House and the members of the family and those supporters of Mr. Lashinger.

COMMITTEE APPOINTED TO ESCORT MEMBER-ELECT LASHINGER

The SPEAKER. The Chair now appoints the gentleman from

Lebanon County, Mr. H. Jack Seltzer, and the gentleman from Montgomery County, Mr. Charles F. Mebus, to escort the member-elect to the bar of the House of Representatives for the taking of the oath.

The Committee will proceed now with the performance of its duties.

OATH OF OFFICE ADMINISTERED

The SPEAKER. The oath of office, required by Article VI of the Constitution of the Commonwealth of Pennsylvania to be taken by the members of the General Assembly, will be administered by the Honorable William W. Lipsitt, Judge of the Court of Common Pleas of the 12th District of the Commonwealth of Pennsylvania. Judge Lipsitt.

HONORABLE WILLIAM W. LIPSITT. Will you raise your right hand, please, and, if you so swear, answer "I do."

Do you, Joseph Lashinger, solemnly swear that you will support, obey and defend the Constitution of the United States and the Constitution of this Commonwealth, and that you will discharge the duties of the office with fidelity?

Mr. LASHINGER. I do.

HONORABLE WILLIAM W. LIPSITT. I, as a member of the bench of Dauphin County, congratulate you. I am well acquainted with the judges in Montgomery County. You have a great tradition in the law. I feel certain that you will follow that tradition, and I certainly wish you my personal best wishes at this particular time, which is a great moment in your life.

HON. JOSEPH LASHINGER AND FAMILY WELCOMED

The SPEAKER. The Chair is delighted to welcome the young man to the hall of the House. The Chair is equally delighted to welcome the members of the young man's family who are here to see him sworn in to one of the highest responsibilities of this entire nation.

The responsibility of representative government is a heavy and burdensome one, which all of us who have carried it now know. Whether to be merely representative or to lead is a decision which the youngman himself eventually must make. But the step that he has taken here today is one of the most significant in human history, whereas the Speaker has said so many times the creation of a parliament of man is the peculiar invention of mankind. No other animal has created such a parliament.

Executive branches exist among the wolf packs and among other packs of wild animals. There are always kings and leaders. There is no other parliament except that created by mankind. And, Mr. Lashinger, we are honored to have you among us. We know you will serve honorably and well and we are most pleased that you were sworn in here today.

Here with Mr. Lashinger is his wife, Maria.

His father and mother, Mr. and Mrs. Joseph Lashinger, Sr., father-in-law, Mr. Frank Donofrio, and mother-in-law, Mrs. Rose Donofrio; sisters-in-law, Rose Ann and Carole Donofrio; and a brother-in-law, Frank, and another brother-in-law, Jimmy Donofrio.

Mr. Lashinger lists among his friends, as he certainly should, his campaign chairman and cochairman, Mr. Lou Greco and Mr. Lawrence D. Levin.

The time may come, Mr. Lashinger, when you will question whether you list the campaign chairmen among your friends, but that will be after the budget battle.

WELCOME

The SPEAKER. The Chair is absolutely delighted to welcome to the hall of the House the wife of his personal friend, the gentleman who served with such distinction on the floor of this House as a Representative from the 150th District. The lady is the wife of the former Republican leader, Robert Butera, Mrs. Robert Butera, Connie Butera.

And smiling to the Speaker's left, because he does not have the worries anymore that he did have when he was a member, Dan Beren.

The Chair now recognizes the distinguished leader of the Republican Party, Mr. H. Jack Seltzer.

Mr. SELTZER. Thank you, Mr. Speaker.

Naturally, we on this side are very proud that in a special election we elected a good Republican to represent a good Republican district.

Joe has to run through three elections within 9 months. He won the special election and now he must go through a primary election, which he is going to win handily, and then he is going to come back here in November with his third win in 9 months.

Mr. Speaker, looking at the majority leader, I say, Mr. Majority Leader, these are only shades of things to come in November.

The SPEAKER. Mr. Lashinger, you are about to see yourself involved in a perpetual debate. This begins it.

The Chair recognizes the majority leader.

Mr. MANDERINO. Thank you, Mr. Speaker.

Representative Joseph Lashinger, we welcome you to the halls of the House of the General Assembly in Pennsylvania. You will—from these microphones, both on this side of the aisle and on the other side of the aisle—from time to time hear many brilliant statements made. You will also hear some that are not so brilliant.

I thought I just witnessed one a few moments ago.

When a Lashinger replaced a Butera, I was a little worried until I heard of all the in-laws. And then I can understand why he probably won.

Let me say to you, Representative Lashinger, that you take the seat of a very distinguished member of this House. Bob Butera served well in the House. He served his party well, and I think he served the people of Pennsylvania well. We would hope for the same kind of career for you. Welcome.

ESCORT COMMITTEE DISCHARGED

The SPEAKER. The Escort Committee is now discharged with the thanks of the House.

SPEAKER THANKS JUDGE LIPSITT

The SPEAKER. The Chair now thanks, for the House of

Representatives, Judge Lipsitt, who did honor to this House of Representatives in the swearing-in procedures for the Honorable Representative Joseph Lashinger on this day. The Chair thanks the Judge.

STATEMENT BY MR. HOEFFEL

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

Mr. HOEFFEL. May I make a statement, Mr. Speaker?

The SPEAKER. Without objection, the gentleman is in order and may proceed.

Mr. HOEFFEL. Thank you.

I would like to take this opportunity to congratulate my colleague from Montgomery County, Joseph Lashinger, on his fine victory in the special election. Joe and I have a lot in common — both coming from Montgomery County; both having the same first name and both being young and handsome.

The SPEAKER. The majority leader could have added that from those microphones we do sometimes hear self-serving declarations.

Mr. HOEFFEL. We both are married to beautiful Italian nurses, and I have a very strong feeling that we both are going to win our elections in the fall.

I would like to welcome my Republican friend from Norristown who came to see Representative Lashinger sworn in. And I would like to welcome with a very special welcome, County Chairman Dan Beren. I am sure Dan is pleased to see that Republicans can still win elections in Montgomery county.

I certainly wish Joe Lashinger very well. Thank you.

**CONDOLENCE RESOLUTION ON
HON. MICHAEL M. MULLEN'S
PASSING INTRODUCED**

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Geisler, who offers a memorial resolution on the death of a former member.

Mr. GEISLER. I offer the following condolence resolution on the passing of our beloved member, Hon. Michael M. Mullen:

**HOUSE OF REPRESENTATIVES
RESOLUTION**

WHEREAS, Representative Michael M. Mullen passed away on February 19, 1978, at the age of fifty-nine; and

WHEREAS, Representative Mullen had served for three times as Democratic State representative of the twentieth District. He had been employed previously by the City of Pittsburgh, which he served for twenty years, ten of them as a claims investigator for the law department. He was a past district, county and State commander of the Veterans of Foreign Wars and past president of the Central Catholic Men's Club. He was a member of the Loyal Order of Moose, Lodge 46, Ancient Order of Hibernians Division 23, BPOE Allegheny Lodge 339, Ralph McNulty Post 214 VFW, Immaculate Conception War Veterans Post 753 and St. Joseph Church in Bloomfield. His dedicated service to his state and his community will be sorely missed; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania pauses in its deliberations to mourn the passing of this devoted man and extends its heartfelt condolences to his wife, Katherine McCarthy Mullen, and his

two sons, Michael M. Jr., and Patrick M.; and be it further RESOLVED, That a copy of this resolution be delivered to Mrs. Katherine McCarthy Mullen, 4558 Carroll Street, Pittsburgh, 15224.

We hereby certify that this is an exact copy of a resolution introduced in the House of Representatives by the Honorable Robert A. Geisler, and adopted by the House of Representatives on the 20th day of March 1978.

K. LEROY IRVIS,
Speaker

ATTEST:
VINCENT F. SCARCELLI,
Chief Clerk

- ABRAHAM, DONALD A.
- ANDERSON, JOHN HOPE
- ARMSTRONG, GIBSON E.
- ARTHURS, JACK R.
- BARBER, JAMES D.
- BELLOMINI, ROBERT E.
- BELOFF, LELAND M.
- BENNETT, REID L.
- BERLIN, THEODORE
- BERSON, NORMAN S.
- BITTINGER, C. ADAM
- BITTLE, R. HARRY
- BORSKI, ROBERT A., JR.
- BRANDT, KENNETH E.
- BROWN, HAROLD L.
- BRUNNER, JOHN L.
- BURD, JAMES M.
- BURNS, EDWARD F., JR.
- CALTAGIRONE, THOMAS R.
- CAPUTO, CHARLES N.
- CASSIDY, MICHAEL E.
- CESSAR, RICHARD J.
- CIANCIULLI, MATTHEW J., JR.
- CIMINI, ANTHONY J.
- COHEN, MARK B.
- COLE, KENNETH J.
- COWELL, RONALD R.
- DAVIES, JOHN S.
- DeMEDIO, A. J.
- DeVERTER, WALTER F.
- DeWEESE, H. WILLIAM
- DiCARLO, DAVID C.
- DIETZ, CLARENCE E.
- DININNI, RUDOLPH
- DOMBROWSKI, BERNARD J.
- DONATUCCI, RONALD R.
- DORR, DONALD W.
- DOYLE, JOSEPH TED
- DUFFY, ROGER F.
- DUMAS, ALJIA
- ENGLEHART, HARRY A., JR.
- FEE, THOMAS J.
- FISCHER, ROGER RAYMOND
- FISHER, D. MICHAEL
- FLAHERTY, THOMAS E.
- FOSTER, A. CARVILLE, JR.
- FOSTER, WILLIAM W.
- FREIND, STEPHEN F.
- FRYER, LESTER K.
- GALLAGHER, JAMES J. A.
- GALLEN, JAMES J.
- GAMBLE, RONALD
- GARZIA, RALPH A.
- GATSKI, RONALD
- GEESEY, EUGENE R.
- GEISLER, ROBERT A.
- GEORGE, CAMILLE
- GEORGE, MARGARET H.
- GIAMMARCO, HENRY J.
- GILLETTE, HELEN D.
- GLEESON, FRANCIS E., JR.
- LYNCH, FRANK J.
- MACKOWSKI, WILLIAM D.
- MADIGAN, ROGER ALLEN
- MANDERINO, JAMES J.
- MANMILLER, JOSEPH C.
- McCALL, THOMAS J.
- McCLATCHY, RICHARD A., JR.
- McGINNIS, PATRICK J.
- McINTYRE, JAMES
- McLANE, WILLIAM J.
- MEBUS, CHARLES F.
- MELUSKEY, FRANK J.
- MILANOVICH, FRED R.
- MILLER, MARVIN E., JR.
- MILLIRON, JOHN P.
- MISCEVICH, GEORGE
- MOEHLMANN, NICHOLAS B.
- MORRIS, SAMUEL W.
- MOWERY, HAROLD F., JR.
- MRKONIC, EMIL
- MULLEN, MARTIN P.
- MUSTO, RAPHAEL
- NOVAK, BERNARD R.
- NOYE, FRED C.
- O'BRIEN, BERNARD F.
- O'BRIEN, DENNIS M.
- O'CONNELL, FRANK J., JR.
- O'DONNELL, ROBERT W.
- O'KEEFE, PETER J.
- OLIVER, FRANK LOUIS
- PANCOAST, G. SIEBER
- PARKER, H. SHELDON, JR.
- PETERSON, JOHN E.
- PETRARCA, JOSEPH A.
- PICCOLA, JEFFREY E.
- PIEVSKY, MAX
- PITTS, JOSEPH R.
- POLITE, ROOSEVELT I.
- POTT, GEORGE F. JR.
- PRATT, RALPH D.
- PRENDERGAST, JAMES F.
- PYLES, VERN
- RAPPAPORT, SAMUEL
- RAVENSTAHL, ROBERT P.
- REED, STEPHEN R.
- RENWICK, WILLIAM F.
- RHODES, JOSEPH, JR.
- RICHARDSON, DAVID P., JR.
- RIEGER, WILLIAM W.
- RITTER, JAMES P.
- RUGGIERO, PHILIP S.
- RYAN, MATTHEW J.
- SALVATORE, FRANK A.
- SCANLON, AGNES M.
- SCHEAFFER, JOHN E.
- SCHMITT, C. L.
- SCHWEDER, J. MICHAEL
- SCRICA, ANTHONY J.
- SELTZER, H. JACK
- SHELTON, ULYSSES
- SHUMAN, WILLIAM O.

GOEBEL, RONALD P.
 GOODMAN, JAMES A.
 GRAY, CLIFFORD, JR.
 GREENFIELD, ROLAND
 GREENLEAF, STEWART J.
 GRIFCO, JOSEPH V.
 HALVERSON, KENNETH S.
 HAMILTON, JOHN H., JR.
 HARPER, RUTH B.
 HASAY, GEORGE C.
 HASKELL, H. HARRISON, II
 HAYES, DAVID S.
 HAYES, SAMUEL E., JR.
 HELFRICK, EDWARD W.
 HOFFEL, JOSEPH M., III
 HONAMAN, JUNE N.
 HOPKINS, FOREST W.
 HUTCHINSON, AMOS K.
 HUTCHINSON, WILLIAM D.
 IRVIS, K. LEROY
 ITKIN, IVAN
 JOHNSON, JOEL J.
 JONES, JAMES F., JR.
 KATZ, ALVIN
 KELLY, ANITA PALERMO
 KERNICK, PHYLLIS T.
 KLINGAMAN, WM. K., SR.
 KNEPPER, JAMES W., JR.
 KOLTER, JOSEPH P.
 KOWALYSHYN, RUSSELL
 KUKOVICH, ALLEN G.
 LASHINGER, JOSEPH A.
 LAUGHLIN, CHARLES
 LEHR, STANFORD I.
 LETTERMAN, RUSSELL P.
 LEVI, JOSEPH II
 LEVIN, STEPHEN E.
 LINCOLN, J. WILLIAM
 LIVENGOOD, HENRY
 LOGUE, CHARLES T.

SHUPNIK, FRED J.
 SIRIANNI, CARMEL
 SMITH, EARL H.
 SMITH, L. EUGENE
 SPENCER, WARREN H.
 SPITZ, GERALD J.
 STAIRS, JESS M.
 STAPLETON, THOMAS J., JR.
 STEWART, WILLIAM J.
 STUBAN, TED
 SWEET, DAVID W.
 TADDONIO, LEE C.
 TAYLOR, ELINOR ZIMMERMAN
 TAYLOR, FRED
 TENAGLIO, FRANCIS X.
 THOMAS, RENO H.
 TRELLO, FRED A.
 VALICENTI, A. JOSEPH
 VROON, PETER R.
 WAGNER, GEORGE O.
 WANSACZ, JOHN
 WARGO, JOSEPH G.
 WASS, PAUL
 WEIDNER, MARVIN D.
 WENGER, NOAH W.
 WHITE, JOHN F., JR.
 WIGGINS, EDWARD A.
 WILLIAMS, HARDY
 WILSON, BENJAMIN H.
 WILT, ROY W.
 WISE, HELEN D.
 WRIGHT, DAVID R.
 WRIGHT, JAMES L., JR.
 YAHNR, PAUL J.
 YOHN, WILLIAM H., JR.
 ZEARFOSS, HERBERT K.
 ZELLER, JOSEPH R.
 ZITTERMAN, FRANK J.
 ZORD, JOSEPH V., JR.
 ZWIKL, KURT D.

we may be about ours. The House will stand in recess for a period of 5 minutes.

AFTER RECESS

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

CALENDAR BILLS ON SECOND CONSIDERATION

The House considered for the second time and agreed to the following bills, which were then ordered transcribed for third consideration: HB 406, PN 445; HB 1935, PN 2385; and HB 2035, PN 2631.

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader for deletions and additions.

Mr. MANDERINO. Mr. Speaker, I move the House of Representatives to suspend its rules to permit the additions and deletions of sponsors.

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

The following roll call was recorded:
 YEAS—167

The SPEAKER. Let it now be known, by our vote and standing in place, of our affection for and our respect for our late brother, Michael Mullen.

(Members stood.)

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

Mr. GEISLER. Mr. Speaker, I would just like to ask that all members of the General Assembly here in the House add their names to that resolution, because, Mike, we miss you dearly.

Thank you.

The SPEAKER. Those members who wish to sponsor the resolution will indicate that by coming after session or during the recess period to the desk. Please do not do it now. If there is no objection, and the Chair assumes there is no objection, the Chair instructs the reading clerk to affix the names of each separate member of the House of Representatives to the memorial resolution. The Chair hears no objection.

For what purpose does the gentleman, Mr. Caputo, rise?

Mr. CAPUTO. For that purpose.

RECESS

The SPEAKER. The Chair now declares the House to be in recess for a period of 5 minutes so that those friends of Mr. Lashinger who wish to congratulate him in person may have an opportunity, and then they may have an opportunity to leave the hall of the House so that they may be on their business and

Abraham	Garzia	Lynch	Scheaffer
Anderson	Gatski	Mackowski	Schmitt
Armstrong	Geesey	Madigan	Scirica
Arthurs	Geisler	Manmiller	Seltzer
Bellomini	George, C.	McCall	Shuman
Bennett	George, M.	McClatchy	Shupnik
Berlin	Giammarco	McIntyre	Smith, E.
Bittinger	Gillette	Mebus	Smith, L.
Bittle	Gleeson	Meluskey	Spencer
Borski	Goebel	Milanovich	Stairs
Brandt	Goodman	Miller	Stewart
Brown	Gray	Milliron	Stuban
Brunner	Greenleaf	Miscevich	Sweet
Burd	Grieco	Moehlmann	Taddonio
Burns	Halverson	Morris	Taylor, E.
Caltagirone	Hamilton	Mowery	Taylor, F.
Caputo	Harper	Musto	Tenaglio
Cassidy	Hasay	Novak	Thomas
Cessar	Hayes, D. S.	Noye	Trello
Cianciulli	Hayes, S. E.	O'Brien, D.	Valicenti
Cimini	Helfrick	O'Connell	Vroon
Cohen	Hoeffel	O'Donnell	Wagner
Cole	Honaman	O'Keefe	Wansacz
Cowell	Hutchinson, W.	Oliver	Wargo
Davies	Itkin	Pancoast	Wass
DeMedio	Johnson	Peterson	Weidner
DeVerter	Jones	Petrarca	Wenger
DeWeese	Katz	Pitts	White
DiCarlo	Kelly	Polite	Wiggins
Dietz	Kernick	Pott	Williams
Dininni	Klingaman	Pratt	Wilt
Dombrowski	Kolter	Prendergast	Wright, D.
Dorr	Kowalyshyn	Pyles	Wright, J. L.
Doyle	Kukovich	Ravenstahl	Yahner
Duffy	Lashinger	Reed	Yohn
Fischer, R. R.	Laughlin	Renwick	Zeller
Fisher, D. M.	Lehr	Rieger	Zitterman
Foster, A.	Letterman	Ritter	Zord
Foster, W.	Levi	Ruggiero	Zwikel
Freind	Lincoln	Ryan	
Fryer	Livengood	Salvatore	Irvis,
Gallen	Logue	Scanlon	Speaker
Gamble			

NAYS—5

Piccola	Spitz	Wilson	Zearfoss
Sirianni			

NOT VOTING—30

Barber	Gallagher	McGinnis	Rappaport
Beloff	Greenfield	McLane	Rhodes
Berson	Haskell	Mrkonic	Richardson
Donatucci	Hopkins	Mullen, M. P.	Schweder
Dumas	Hutchinson, A.	O'Brien, B.	Shelton
Englehart	Knepper	Parker	Stapleton
Fee	Levin	Pievsky	Wise
Flaherty	Manderino		

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

SPONSORS ADDED AND DELETED

The SPEAKER. It is moved by the gentleman, Mr. Manderino, that the following names which have been listed with the chief clerk will be added or deleted as per the instructions of the majority leader.

ADDITIONS

HB-314, Anthony Cimini #163 and Harold Brown #114.
 HB-450, Bernard Novak #138.
 HB-483, A. Joseph Valicenti #156.
 HB-485, Ralph Pratt #23; Kenneth Halverson #175; Emil Mrkonic #191; Joseph Kolter #48 and A. Joseph Valicenti #156.
 HB-776, Stephen Reed #131.
 HB-1374, Stephen Reed #131.
 HB-1439, Stephen Reed #131.
 HB-1528, Stephen Reed #131.
 HB-1577, Stewart Greenleaf #141.
 HB-1702, Joseph Petrarca #75.
 HB-1762, Frank Meluskey #113.
 HB-1877, Harold Brown #114.
 HB-1907, H. Harrison Haskell #13.
 HB-2034, Harold Brown #114.
 HB-2046, Frank Meluskey #113.
 HB-2072, Joseph Hoeffel #45; Richard Cessar #198; Harold Brown #114 and Roger R. Fischer #195.
 HB-2078, Walter DeVerter #61; Dietz #36; Carmel Sirianni #103; Roger R. Fischer #195; William Mackowski #62; George Hasay #63; William Klingaman #176; Elinor Taylor #121; Joseph Pitts #122; James Burd #40; Richard Cessar #198 and Frank Salvatore #183.
 HB-2081, Anthony Cimini #163.
 HB-2084, Anthony Cimini #163.
 HB-2085, Anthony Cimini #163.
 HB-2090, Anthony Cimini #163.
 HB-2144, Anthony Cimini #163 and James J. Gallen #37.
 HB-2150, Joseph Ted Doyle #26.
 HB-2198, Kenneth Halverson #175.
 HB-2206, James J. Gallen #37.
 HR-189, Anthony Cimini #163.
 Discharge Resolution for H406, A. Joseph Valicenti #156.
 Discharge Resolution H314, A. Joseph Valicenti #156.

DELETIONS

HB-552, George Misceovich #136 and Donald Abraham #137.
 HB-845, Sheldon Parker #199.
 HB-1776, William DeWeese #92 and Kenneth Cole #68.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL SIGNED BY SPEAKER

The following bill, having been prepared for presentation to the Governor, was signed by the Speaker:

HR 71, PN 2579

A Joint Resolution making application to the Congress of the United States to call a convention for drafting and proposing an amendment to the Constitution of the United States to guarantee the right to life to the unborn fetus.

BILLS REPORTED FROM COMMITTEE
AND TABLED

HB 2029, PN 2541

By Mr. MEBUS

An Act amending the "Neighborhood Assistance Act," approved November 29, 1967 (P. L. No. 636, No. 292), further defining neighborhood organization and making editorial changes.

Finance.

HB 2160, PN 2761

By Mr. MEBUS

An Act amending the "Tax Reform Code," approved March 4, 1971 (P. L. 6, No. 2), further providing for filing of documents and payment of taxes with respect to taxes imposed for education, personal income taxes and corporate net income taxes.

Finance.

RESOLUTION TO BE INTRODUCED

The SPEAKER. The Chair advises the members that the Chair is about to recognize the gentleman, Mr. Goebel, who wishes to introduce a nonprivileged resolution and who is going to move to suspend the rules of the House so that that nonprivileged resolution may be voted on immediately. This vote will require that the members be in their seats. Those members who are not in the hall of the House are advised to get here as quickly as possible.

MOTION TO SUSPEND RULES

The SPEAKER. The Chair now recognizes the gentleman, Mr. Goebel, who offers the following resolution.

Mr. GOEBEL. Mr. Speaker, may I describe the resolution briefly so the gentlemen will know what they are voting on?

The SPEAKER. Once the clerk has read it, the Chair will turn the microphone back to the gentleman so he may describe the resolution.

The following resolution was read:

HOUSE RESOLUTION

In the House of Representatives,

WHEREAS, The Shapp Administration has recently decided

to extend "free eye care coverage" to cover 12,000 management level officials, including cabinet officers, bureau directors and others not covered by an employee bargaining contract; and

WHEREAS, The salaries of these officials range upward from \$25,000 to \$44,000; and

WHEREAS, The estimated yearly cost of this coverage is almost \$500,000; and

WHEREAS, Persons in the above stated salary brackets should be able to afford their own needed eye care without coming to the public trough; and

WHEREAS, With the current state of spiraling State expenditures this money could be better used in other areas; therefore be it

RESOLVED, That Governor Milton J. Shapp do immediately order the extension of such coverage rescinded; and be it further

RESOLVED, That it is hereby the stated intent of the House of Representatives if such action is not forthcoming, to reduce appropriations to the Executive Branch for fiscal year 1978-1979 in such amounts so as to prevent this coverage from being continued past June 30, 1978; and be it further

RESOLVED, That a copy of this resolution be presented to the Governor immediately upon its adoption.

The SPEAKER. The Chair recognizes the gentleman, Mr. Goebel, for purposes of describing the resolution and his purpose in moving to suspend the rules of the House.

Mr. GOEBEL. Mr. Speaker, this resolution relates to Governor Shapp's decision last week to cover 12,000 additional high-level management state employees on eyeglass and dental care. This would direct him to rescind that order. If he refused to do that, then it would delete a half million dollars out of next year's budget for the administration department.

I believe that the days are over when any official of the House, the Senate or the Executive branch, can given away half a million dollars' worth of goodies and benefits to employees. I think the day has come when we have to stand up and vote on these issues or at least take a stand, tell the Governor how we feel, do we agree with this or do we not agree with it.

We ultimately have to furnish the funds for this. Next year we are going to have to come up with another half million dollars to cover his little giveaway to 12,000 more employees who do not really need it, the ones in the bracket of \$25,000 to \$40,000.

So I would like to suspend the rules on this nonprivileged resolution so that we can have immediate action on it and I hope that you will all agree with me that we should take a stand on this issue and not let things slide through as they previously have done and further escalate the cost of running our state government.

Thank you, Mr. Speaker.

The SPEAKER. The question is on the motion. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I have not seen the resolution. I do not know whether it has been distributed to the members of the House. I can understand Mr. Goebel's feeling the urgency of this and I think it is an urgent matter. I think it is a matter, though, that can go through the Rules-Committee process. It ought to go from this House to the Rules Committee and be reported back to the floor from the Rules Committee. I am certain that the few days' delay that that might entail is not critical at this time, and I would ask members to oppose suspension of the rules.

Mr. GOEBEL. Mr. Speaker, may I respond to that?

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

Mr. GOEBEL. Mr. Speaker, I certainly appreciate the words of the majority leader, and, boy, if I could only believe that, you know, I would just withdraw that motion and I would just jump for joy.

The last resolution that I put in there to investigate PennDOT was in the Rules Committee for exactly 1 year now and it has no signs of being discharged at all from that committee. I do not see where this one would be acted on in any different manner, and I am not trying to bypass the committee system. I am merely trying to get some action out of the House of Representatives.

The SPEAKER. The Chair recognizes on the motion, the gentleman from Montgomery, Mr. Mebus.

Mr. MEBUS. Mr. Speaker, I wonder if I could interrogate Mr. Goebel for a moment.

The SPEAKER. Will the gentleman, Mr. Goebel, stand for interrogation? The gentleman indicates that he will. The gentleman, Mr. Mebus, is in order and may proceed.

Mr. MEBUS. I was not aware that this action had taken place that you are describing here and that you are questioning, and rightly, but what class of employees are they? In other words, these 12,000, who are they? How can they be best described? Why are they different from others?

Mr. GOEBEL. Well, evidently, these are only management-level officials—it is really unconstitutional for cabinet members to even participate in it—and bureau directors and others not covered by the employe-bargaining contract. So they would be the nonunion employees, the 12,000 of those across the state, and they range in salary level from \$25,000 to \$40,000 per year.

Mr. MEBUS. In other words, it would appear that these are patronage employees as opposed to organized-union employees?

Mr. GOEBEL. I guess you could put it that way, yes.

Mr. MEBUS. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Blair, Mr. Milliron, on the motion to suspend the rules.

Mr. MILLIRON. Mr. Speaker, I am not going to get involved in the debate but I did want to correct my colleague from Allegheny County. This does not affect people between the \$25,000 and the \$40,000 pay range exclusively. Anybody in lower management—and there are a number of positions of them in my district that start at \$11,500 but they are in low management they have men under them making \$18,000 and \$19,000. And I am not going to argue whether they should get it or they should not, but I wanted Mr. Mebus to know that it does not start at \$25,000 and does not end at \$40,000 or \$45,000. As long as they are in management and management salaries start at \$11,500, they would be covered by the Governor's executive order. There are a lot of people who make half of the salaries of the men under them because of seniority or whatever and who are not covered.

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

Mr. CAPUTO. Mr. Speaker, as further clarification, it is my

understanding that there are employes covered by civil service who fit into this category.

Now the answer to Mr. Mebus' question is that not all of these employments, not all of these 12,000 people, are patronage appointments.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—89

Anderson	George, C.	McClatchy	Shuman
Armstrong	Goebel	McGinnis	Sirianni
Bittle	Greenleaf	Mebus	Smith, E.
Brandt	Grieco	Miller	Smith, L.
Brown	Halverson	Moehlmann	Spencer
Burd	Hamilton	Mowery	Spitz
Burns	Hasay	Noye	Stairs
Caltagirone	Haskell	O'Brien, D.	Taddonio
Cessar	Hayes, S. E.	O'Connell	Taylor, E.
Cimini	Helfrick	Pancoast	Thomas
Davies	Honaman	Peterson	Vroon
DeMedio	Hutchinson, W.	Piccola	Wagner
DeVerter	Katz	Pitts	Wass
Dietz	Kernick	Polite	Weidner
Dininni	Klingaman	Pott	Wenger
Dorr	Lashinger	Pyles	Wilson
Fischer, R. R.	Lehr	Reed	Wilt
Fisher, D. M.	Levi	Ryan	Wright, D.
Foster, A.	Lynch	Salvatore	Wright, J. L.
Foster, W.	Mackowski	Scheaffer	Yohn
Freind	Madigan	Scirica	Zeller
Gallen	Manmiller	Seltzer	Zord
Geesey			

NAYS—93

Abraham	Geisler	McLane	Ruggiero
Arthurs	George, M.	Meluskey	Scanlon
Barber	Giammarco	Milanovich	Schmitt
Berlin	Gillette	Milliron	Schweder
Berson	Goodman	Miscevich	Shupnik
Bittinger	Gray	Morris	Stapleton
Brunner	Greenfield	Mrkonic	Stewart
Caputo	Harper	Mullen, M. P.	Stuban
Cassidy	Hoeffel	Musto	Sweet
Cianciulli	Hutchinson, A.	Novak	Taylor, F.
Cole	Itkin	O'Brien, B.	Tenaglio
Cowell	Johnson	O'Donnell	Trello
DeWeese	Jones	O'Keefe	Valicenti
DiCarlo	Kelly	Oliver	Wansacz
Dombrowski	Kolter	Petrarca	Wargo
Donatucci	Kowalyszyn	Pievsky	White
Doyle	Kukovich	Prendergast	Wiggins
Duffy	Laughlin	Rappaport	Yahner
Flaherty	Lincoln	Ravenstahl	Zitterman
Fryer	Livengood	Renwick	Zwikl
Gallagher	Logue	Rhodes	
Gamble	Manderino	Richardson	Irvis,
Garzia	McCall	Rieger	Speaker
Gatski	McIntyre	Ritter	

NOT VOTING—20

Bellomini	Dumas	Hopkins	Pratt
Beloff	Englehart	Knepper	Shelton
Bennett	Fee	Letterman	Williams
Borski	Gleeson	Levin	Wise
Cohen	Hayes, D. S.	Parker	Zearfoss

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

RESOLUTION INTRODUCED AND REFERRED

HR 205 By Messrs. GOEBEL, D. M. FISHER and ZORD

Governor Milton J. Shapp do immediately order the extension of free eye care coverage to cover management level officials rescinded.

Referred to Committee on Rules.

STATE GOVERNMENT COMMITTEE MEETING

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

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

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

Mr. GEISLER. Mr. Speaker, there will be a meeting of the State Government Committee tomorrow morning at 9:30 a.m., in room 152, the State Government Committee office, to consider the two bills that we had in committee last week, HB's 1076 and 1767.

Now, the amendments to HB 1076 will be in the members' mailboxes this afternoon. We will have an opportunity to review those amendments prior to tomorrow morning's meeting at 9:30 a.m.

Thank you.

REPORTS OF COMMITTEE CHAIRMEN PRESENTED

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Kelly. For what purpose does the lady rise?

Mrs. KELLY. Mr. Speaker, would you call the committee chairmen's reports, please?

The SPEAKER. Reports of committees?

Mrs. KELLY. No, Mr. Speaker, the chairmen's reports.

The SPEAKER. Or reports of committee activities?

Mrs. KELLY. That is right.

The SPEAKER. The Chair will return to that.

The chairmen will immediately file with the chief clerk the reports of their attendance of the last 2 weeks. In section one, section two, section three and section four, the chairmen will report committee attendance for the past 2 weeks immediately to the chief clerk.

Mr. YAHNER, chairman of the Agriculture and Rural Affairs Committee, presented the following report:

April 3, 1978.

SUBJECT: Report of Committee Activities

TO: Honorable K. Leroy Irvis
Speaker

FROM: Paul J. Yahner, Chairman
House Agriculture and Rural Affairs Committee

The following is the report of the House Agriculture and Rural Affairs Committee's activities for the following weeks:

March 13th — The committee did not meet this week.

March 20th — The committee met on Wednesday of this week, which was March 22nd. House Bills 2115, 1727, and 2145 were released from the committee during this meeting. Minutes are attached.

March 27th — The committee did not meet this week.

MINUTES
HOUSE AGRICULTURE AND RURAL AFFAIRS
COMMITTEE MEETING

March 22, 1978.

The Meeting of the House Agriculture and Rural Affairs Committee was held Wednesday, March 22, 1978, in Room 326, at 9:30 a.m., with Chairman Paul J. Yahner presiding.

Guests included delegations from the Grange, Pennsylvania Farmers Association, Milk Marketing Board, Milk Retailers, and Milk Dealers.

The following bills were considered by the Committee:

1. H.B. 2115 — Milk Dealers License Fee Bill was discussed and agreed to along with a minor amendment making editorial changes. On a motion by Representative Grieco, seconded by Representative Stuban a roll call vote was taken to release the bill from the committee. A copy of the amendment is attached.

2. H.B. 1727 — Bill relating to imitation or simulated foods. On a motion by Representative Zeller, seconded by Representative Wilt and approved unanimously this bill also was released from committee.

3. H.B. 2145 — Agricultural Districting Bill. On a motion by Representative Morris, seconded by Sweet it was unanimously agreed to release this bill from committee.

During the discussion on the bill there seemed to be a consensus of opinion that one or more public hearings might be needed in order to have some reaction to public acceptance of the bill.

4. Representative Stuban brought up the need for H.B. 108, Grading Bill and H.B. 112, the Marketing and Bargaining Bill. He said some problems in the producer vs. processing industry had arisen again and thought hearings might be helpful.

5. Representative Cassidy brought up the matter of Senate Bill 539, and the Chairman responded that continuing research was being done in order to provide all possible information to the Committee.

Meetings on this matter will follow.

The meeting adjourned at 10:30 a.m. on a Representative Shuman-Representative Grieco motion.

Attendance Report

Wednesday, March 22, 1978.

MAJORITY MEMBERS	Present	Absent
Paul J. Yahner	X	
Samuel W. Morris	X	
Harold L. Brown	X	
Thomas R. Caltagirone	X	
Michael E. Cassidy	X	
Kenneth J. Cole		X
William DeWeese		X
Lester Fryer	X	
Margaret H. George	X	
William Shuman	X	
Ted Stuban	X	
David Sweet	X	

David R. Wright		X
Joseph R. Zeller	X	
MINORITY MEMBERS		
Reno Thomas	X	
Walter F. DeVerter	X	
William W. Foster		X
Joseph V. Grieco	X	
William K. Klingaman, Sr.	X	
Roger A. Madigan	X	
Jess Stairs	X	
Noah W. Wenger	X	
Roy W. Wilt	X	

Signed
WILLIAM SHUMAN
Secretary

ROLL CALL

House Bill No. 2115

MAJORITY MEMBERS	VOTE
Paul J. Yahner	yea
Samuel W. Morris	yea
Harold L. Brown	nv
Thomas R. Caltagirone	yea
Michael E. Cassidy	nv
Kenneth J. Cole	absent
William DeWeese	absent
Lester Fryer	yea
Margaret H. George	yea
William Shuman	yea
Ted Stuban	yea
David Sweet	yea
David R. Wright	absent
Joseph R. Zeller	yea
MINORITY MEMBERS	
Reno Thomas	yea
Walter F. DeVerter	nv
William W. Foster	absent
Joseph V. Grieco	yea
William K. Klingaman, Sr.	yea
Roger A. Madigan	yea
Jess Stairs	yea
Noah W. Wenger	yea
Roy W. Wilt	yea

YEAS—16

NAYS—0

NOT VOTING—7

Signed
WILLIAM SHUMAN
Secretary

AMENDMENTS TO HOUSE BILL NO. 2115

Printer's No. 2669

Amend Sec. 3, page 2, line 13, by striking out "stored" and inserting stores

Amend Sec. 3, page 2, by inserting between lines 24 and 25
(d) The board may establish by regulation a payment schedule for license fees on a quarterly, semiannual or other basis.

Amend Sec. 4, page 3, line 17, by striking out "stored" and inserting stores

ROLL CALL

House Bill 1727

MAJORITY MEMBERS

Paul J. Yahner	yea
Samuel W. Morris	yea
Harold L. Brown	yea
Thomas R. Caltagirone	yea
Michael E. Cassidy	nv
Kenneth J. Cole	nv
William DeWeese	nv
Lester Fryer	yea
Margaret H. George	yea
William Shuman	yea
Ted Stuban	yea
David Sweet	yea
David R. Wright	nv
Joseph R. Zeller	yea

MINORITY MEMBERS

Reno Thomas	yea
Walter F. DeVerter	yea
William W. Foster	nv
Joseph V. Grieco	yea
William K. Klingaman, Sr.	yea
Roger A. Madigan	yea
Jess Stairs	yea
Noah W. Wenger	yea
Roy W. Wilt	yea

YEAS—18
NAYS—0
NOT VOTING—5

ROLL CALL

House Bill 2145

MAJORITY MEMBERS

Paul J. Yahner	yea
Samuel W. Morris	yea
Harold L. Brown	yea
Thomas R. Caltagirone	yea
Michael E. Cassidy	nv
Kenneth J. Cole	nv
William DeWeese	nv
Lester Fryer	yea
Margaret H. George	yea
William Shuman	yea
Ted Stuban	yea
David Sweet	yea
David R. Wright	nv
Joseph R. Zeller	yea

MINORITY MEMBERS

Reno Thomas	yea
Walter F. DeVerter	yea
William W. Foster	nv
Joseph V. Grieco	yea
William K. Klingaman, Sr.	yea
Roger A. Madigan	yea

Jess Stairs	yea
Noah W. Wenger	yea
Roy W. Wilt	yea

YEAS—18
NAYS—0
NOT VOTING—5

Bill Analysis

House Bill 2115, Printer's No. 2669

Prime Sponsor

REPRESENTATIVE PAUL J. YAHNER

This bill establishes fees for licenses, certificates and activities related to milk marketing and makes certain repeals. This legislation shall be known as the "Milk Marketing Fee Act".

Under the provisions of the Act the Milk Marketing Board shall collect an annual fixed license fee of \$50.00 per dealer. In addition, for all milk for which the Milk Marketing Board is required to fix prices under Section 802 of the Milk Marketing Law, a fee of .0175 per hundred weight. For all other milk for which price is not fixed, a fee of .0015 per hundred weight.

A fee of \$35.00 is to be collected from subdealers annually for each route owned at the beginning of the license period.

These license fees shall be paid prior to a license being issued based on milk received or produced during the previous calendar year. For a period of less than one year, a license may be issued on a pro rata quarterly basis.

- Milk Haulers License — \$25.00 annually
- Weighing or Measuring Permit — \$10.00 annually
- Certified Tester's Certificate — \$10.00 annually
- Weighing and Sampling Certificate — \$10.00 annually

Any sections of the Milk Marketing Law of April 28, 1937, inconsistent with this Act are hereby repealed.

This Act to be effective immediately and retroactive to January 1, 1978.

Prepared by:

Committee: House Agriculture and Rural Affairs Committee
Name: Warren W. Lamm
Date: March 15, 1978

Bill Analysis

House Bill 1727, Printer's No. 2094

Prime Sponsor

REPRESENTATIVE RENO THOMAS

This bill amends the Act of May 13, 1909 relating to food, protection of public health and preventing fraud and deception by prohibiting the manufacture or sale of adulterated or mis-labeled foods and relating to imitation foods. It also provides for penalties for any violations.

This bill adds a section to the above-mentioned law providing that all imitation foods or simulated food products shall be nutritionally equal or superior to the foods which they are imitating or simulating.

This Act to take effect 60 days after passage.

Prepared by:

Committee: House Agriculture and Rural Affairs Committee
Name: Warren W. Lamm
Date: March 15, 1978

Bill Analysis

House Bill 2145, Printer's No. 2746

Prime Sponsor

REPRESENTATIVE SAMUEL W. MORRIS

This Act shall be known as the "Agricultural District Law". In compliance with the declared policy of the Commonwealth to conserve and protect our valuable agricultural land, this bill provides a vehicle to encourage this concept.

It provides a procedure for establishing agricultural districts

at the county level, a system of public hearings and review is established with input by affected citizens, local governments below the county level, the county planning commission and a county agricultural advisory committee as well as the county commissioners themselves.

Such a district must comprise at least 500 acres or 10 percent of the property to be included in the district, whichever is greater. A district need not consist of contiguous properties but can be made up of several pieces.

The county commissioners must review the district every eight years following a public hearing process similar to that used in establishing a district.

This bill also provides to agriculture from unreasonable local ordinances or from eminent domain procedures. Before land in a district can be condemned for any public use it must be approved by the involved local municipality, the county commissioners and a state committee with agricultural representation.

This Act to take effect 60 days after passage.

Prepared by:

Committee: Agriculture and Rural Affairs Committee

Name: Warren W. Lamm

Date: March 22, 1978

Mr. PIEVSKY, chairman of the Appropriations Committee, presented the following report:

COMMITTEE ON APPROPRIATIONS

March 2, 1978.

Honorable K. Leroy Irvis
Speaker of the House
139 Main Capitol Building
Harrisburg, PA 17120

Attention: Ms. Jackie Jumper

Dear Mr. Speaker:

Please be advised that the House Appropriations Committee did not hold meetings the weeks of January 16 and 23. However, there was a Committee meeting on January 31, 1978.

Please also be advised that there were no Appropriations Committee meetings the weeks of February 6, 13, 20 and 27.

Sincerely,
CAROL A. JOHNSON
Secretary
House Appropriations Committee

ROLL CALL

Approval of Consumer Advocate's Budget

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent

Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
NAYS—0
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, Jr.

Attendance Report

March 13, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Max Pievsky	X	
Frank Oliver	X	
Joel Johnson, Subcommittee Chairman		X
Amos Hutchinson, Subcommittee Chairman	X	
Bernard Dombrowski	X	
Joseph Ted Doyle	X	
Thomas Fee	X	
Helen Gillette	X	
James Goodman	X	
Ivan Itkin	X	
Joseph Kolter	X	
Martin Mullen		X
Raphael Musto	X	
Joseph Petrarca	X	
James Prendergast	X	
Samuel Rappaport	X	
Fred Shupnik	X	
John Wansacz	X	
Joseph Wargo	X	
Kurt Zwinkl	X	
MINORITY MEMBERS		
Frank O'Connell, Min. Chairman	X	
Harry Bittle		X
James Gallen	X	
John Hamilton	X	
H. Harrison Haskell	X	

Charles Mebus	X	
Sheldon Parker		X
L. Eugene Smith		X
Benjamin Wilson	X	
James Wright	X	
Eugene Geesey	X	

Signed
 F. J. SHUPNIK
 FRANK J. O'CONNELL JR.

ROLL CALL

House Bill 92, Printer's No. 105

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	nay
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—25
 NAYS—1
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 92, Printer's No. 105

This bill proposes to amend the County Code in order to allow counties to make appropriations to a county citizen band radio

base for public service, non-profit use. The maximum allowable to be appropriated would be \$1,000 for equipment and \$1,200 for rental of facilities to house the equipment if there is no space available in a public building.

There are 63 3rd to 8th class counties in the Commonwealth. If each were to exercise this "may" provision a maximum of \$63,000/year could be appropriated for equipment and \$75,600/year for rentals. No Commonwealth funds are involved.

Source: Local Government Commission

Prepared by: Glenn R. Rosenberg
 House Appropriations Committee
 February 17, 1978

Printer's No. 105

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 92

Session of 1977

INTRODUCED BY MESSRS. RYAN, MEBUS, BUTERA, FREIND, SPITZ, ANDERSON AND GIAMMARCO, FEBRUARY 8, 1977.

REFERRED TO COMMITTEE ON URBAN AFFAIRS, FEBRUARY 8, 1977.

AN ACT

Amending the act of August 9, 1955 (P. L. 323, No. 130), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," authorizing appropriations for citizens band radio base stations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Article XIX, act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," is amended by adding a subdivision to read:

ARTICLE XIX
 SPECIAL POWERS AND DUTIES OF COUNTIES

(aa) Appropriations for Citizens Band Radio Base Stations

Section 1999(h). Appropriation for Citizens Band Radio Base Station.—The board of commissioners of any county is authorized to appropriate funds for the establishment of a county citizens band radio base station for public service, nonprofit use. Not more than one thousand dollars (\$1,000) shall be appropriated annually for radio equipment and not more than twelve hundred dollars (\$1,200) shall be appropriated annually for rental of facilities to house the equipment in the event no space is available in existing public buildings.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 94, Printer's No. 107

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea

James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	nay
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—25

NAYS—1

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 94, Printer's No. 107

This bill proposes to amend the Third Class City Code in order to allow these cities to make appropriations to a city citizen band radio base for public service, non-profit use. The maximum allowable to be appropriated would be \$1,000 for equipment and \$1,200 for rental of facilities to house the equipment if there is no space available in a public building.

There are 48 third class cities in the Commonwealth. If each were to exercise this "may" provision a maximum of \$48,000/year could be appropriated for equipment and \$57,600/year for rentals. No Commonwealth funds are involved.

Source: Local Government Commission

Prepared by: Glenn R. Rosenberg
House Appropriations Committee
February 17, 1978

Printer's No. 107

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 94

Session of 1977

INTRODUCED BY MESSRS. RYAN, MEBUS, BUTERA, FREIND, SPITZ, ANDERSON AND GIAMMARCO, FEBRUARY 8, 1977.

REFERRED TO COMMITTEE ON URBAN AFFAIRS, FEBRUARY 8, 1977.

AN ACT

Amending the act of June 23, 1931 (P. L. 932, No. 317), en-

itled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," authorizing the appropriation of funds for citizens band radio base stations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 2403, act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662, No. 164), is amended by adding a clause to read:

Section 2403. Specific Powers.—In addition to other powers granted by this act, the council of each city shall have power by ordinance:

* * *

68. Appropriation for Citizens Band Radio Base Station.—To appropriate funds for the establishment of a city citizens band radio base station for public service, nonprofit use. Not more than one thousand dollars (\$1,000) shall be appropriated annually for radio equipment and not more than twelve hundred dollars (\$1,200) shall be appropriated annually for rental of facilities to house the equipment in the event no space is available in existing public buildings.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 96, Printer's No. 109

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	nay
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—25

NAYS—1

ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 96, Printer's No. 109

This bill proposes to provide for an authorization to allow first, second, and second A class cities and towns to make appropriations to a city citizen band radio base for public service, non-profit use. The maximum allowable to be appropriated would be \$1,000 for equipment and \$1,200 for rental of facilities to house the equipment if there is no space available in a public building.

There are 4 of these cities (Philadelphia, Scranton, Pittsburgh, and Bloomsburg) in the Commonwealth, three with home rule. If each were to exercise this "may" provision, a maximum of \$4,000/year could be appropriated for equipment and \$4,800/year for rentals. No Commonwealth funds are involved.

Source: Local Government Commission

Prepared by: Glenn R. Rosenberg
House Appropriations Committee
February 17, 1978

Printer's No. 109

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 96

Session of 1977

INTRODUCED BY MESSRS. RYAN, MEBUS, BUTERA, FREIND, BURD, SPITZ, ANDERSON AND GIAMMARCO, FEBRUARY 8, 1977.

REFERRED TO COMMITTEE ON URBAN AFFAIRS, FEBRUARY 8, 1977.

AN ACT

Authorizing appropriations for citizens' band radio base stations by cities of the first, second and second A classes and towns.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The council of any city of the first, second or second A class or town may appropriate funds for the establishment of a city or town, as the case may be, citizens' band radio base station for public service, nonprofit use. Not more than \$1,000 shall be appropriated annually for radio equipment and not more than \$1,200 shall be appropriated annually for rental of facilities to house the equipment in the event no space is available in existing public buildings.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 471, Printer's No. 510

MAJORITY MEMBERS

MR. CHAIRMAN, Max Pievsky	VOTE
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	yea
Amos Hutchinson, Subcommittee Chairman	absent
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea

Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
NAYS—0
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 471, Printer's No. 510

This bill proposes to amend the "Motor Boat Law" in order to provide for the authorization to issue rules and regulations on the weight carrying capacity and safe powering of vessels and provides for certain fees to be imposed.

FISCAL IMPACT:

This bill proposes to authorize the Fish Commission to impose certain fees for services previously conducted for no charge. Minimal constituencies are affected by the imposition of these fees. The fees will further cover administrative costs of issuing permits.

(1) Capacity Plates:
(for boats built by an individual at home and not certified by the Federal Government or for boats built before 1956) \$2.00

This fee is currently charged and this provides formal authorization. There were 2,656 plates issued last year raising \$5,312.00.

(2) Regatta Permits:
(for permission for groups to hold regattas) \$2.00

This new fee is to discourage over-filing by groups seeking to hold regattas and limit the access of waterways. It is often the practice of boat clubs to reserve waterways every week in the summer in order to anticipate good weather days. The permits are currently issued at no cost. However, due to increasing volume and paperwork, a \$2.00 fee is proposed. There were 170 permits issued last year and the new fee would raise \$340.00.

(3) Float, ski ramp and other Obstructions Permits:
(for permission to put these items in waterways) \$2.00

This provides for a fee to cover the current accounting of these items placed in the regulated waterways. There were 5 permits issued last year and the new fee would raise \$10.00.

(4 & 5) Operator and Vessel Inspection for Passenger Carrying Vessels:

(for boats operated in private waterways not covered by the U.S. Coast Guard)

Operator — \$2.00

Inspection — \$5.00

The Fish Commission currently is conducting these certifications but not charging a fee. Last year 16 operators licenses were issued and this would raise \$32.00. Last year four inspections were conducted for a potential revenue source next year of \$20.00.

Source: Pennsylvania Fish Commission

Prepared by: Glenn R. Rosenberg
House Appropriations Committee
February 15, 1978

Printer's No. 510

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 471

Session of 1977

INTRODUCED BY MESSRS. NOYE, HALVERSON AND LETTERMAN, MARCH 2, 1977.

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 2, 1977.

AN ACT

Amending the act of May 28, 1931 (P. L. 202, No. 121), entitled, as amended, "An act providing for the registration of motor boats and the regulation of vessels operated or navigated upon, over or through inland or tidal waters, whether artificial or natural, within the Commonwealth; conferring powers and imposing duties on certain police officers, the Pennsylvania Fish Commission and the Navigation Commission for the Delaware River and its navigable tributaries, including the enforcement of certain existing laws; granting powers and imposing duties upon the Department of Revenue; and prescribing penalties," further providing for the issuance of boat capacity plates; authorizing certain fees, making a repeal and providing for the compilation and release of statistics relating to weight carrying capacity and safe powering of vessels.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Subsection (c) of section 11, act of May 28, 1931 (P. L. 202, No. 121), known as the "Motor Boat Law," amended October 18, 1973 (P. L. 301, No. 93), is amended to read:

Section 11. The Pennsylvania Fish Commission is hereby authorized and empowered to prescribe, promulgate, and enforce:

(c) Rules and regulations governing the numbering of all motor boats, special provisions applicable to livery operators, dealers and manufacturers; the display of numbers, the renewal of certificates or registration; the notices required in event of transfer of ownership, transfer of interest, abandonment or destruction of numbered vessels, and changes in owner's address; the procedures to be followed and information to be furnished by owners or operators of vessels involved in reportable boating accidents; the compilation and release of statistics on accidents and vessels numbered; weight carrying capacity and safe powering of vessels; safety equipment; and governing operation of vessels, including water skiing, the issuance of permits for races, regattas and marine parades: Provided, That such rules and regulations are not in conflict with Federal laws, rules and regulations on the same subject matter. To this end, the commission is authorized to amend such rules and regulations as need be to maintain consonance with Federal laws and regulations.

Section 2. Section 11 of the act is amended by adding a subsection to read:

Section 11. The Pennsylvania Fish Commission is hereby authorized and empowered to prescribe, promulgate, and enforce:

(i) The Commission may issue boat capacity plates and the various permits and certificates, other than boat registrations, to implement the several programs authorized by this act in accordance with the following fee schedule.

Capacity plates	\$2.00
Regatta permits	2.00
Permits for floats, ski ramps and other obstructions	2.00
Operator certificate for passenger carrying vessels	2.00
Certificate of inspection for passenger carrying vessels	5.00

Section 3. The act of October 25, 1967 (P. L. 478, No. 227), entitled "An act relating to maximum capacity of certain vessels and boats; providing for capacity plates; prescribing powers and duties of the Pennsylvania Fish Commission and prescribing penalties," is repealed.

Section 4. This act shall take effect immediately.

ROLL CALL

House Bill 629, Printer's No. 695

MAJORITY MEMBERS

	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
 NAYS—0
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 629, Printer's No. 695

This bill amends the act of June 28, 1935 (P. L. 477, No. 193) known as the Heart and Lung Act by extending coverage under the law to psychiatric security aides of the Department of Public Welfare, correctional officers of the Bureau of Corrections, and drug enforcement officers of the Department of Justice.

Once covered by the law, personnel in the above classifications who are injured in the performance of their duties and are temporarily disabled would continue to be paid their full rate of salary by the Commonwealth in addition to having all medical and hospital bills incurred from such injury paid by the Commonwealth.

Personnel in the above categories with four or more years of continuous service, who contract a disease of the heart or tuberculosis, shall be compensated under present occupational disease disabilities laws unless the disability is determined to have been caused by accidental injury. For personnel with four or more years of continuous service, who contract tuberculosis, the assumption shall be made that the disease was incurred as a direct result of employment.

Any Workmen's Compensation received for an injury covered by this bill must be turned over to the Commonwealth. Therefore, additional State costs would be total costs covered by the bill, minus any Workmen's Compensation payments received.

Any payments made under this law by the Department of Public Welfare, the Bureau of Corrections, and/or the Department of Justice shall be paid out of appropriations to the respective organizations.

COST ESTIMATE:

Department of Public Welfare: The Department of Public Welfare is unable to estimate the cost of this bill for psychiatric security aides.

Bureau of Corrections: The annual cost estimate for this bill is \$50,000. This amount assumes 20 employees would qualify annually under this bill at a cost of \$2,500 per employee.

Department of Justice: The annual cost estimate for this bill is \$10,000. This amount assumes 4 employees would qualify annually under this bill at a cost of \$2,500 per employee.

The passage of this bill and any costs arising from it were not included in the fiscal year 1977-78 appropriations to the above agencies. Currently, no additional funds are available to meet the costs of H.B. 629.

Prepared by: Steve Roskopf
 House Appropriations Committee
 February 8, 1978

Printer's No. 605

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 629

Session of 1977

INTRODUCED BY MESSRS. SHUPNIK, WARGO, RHODES,
 WANSACZ AND MUSTO, MARCH 16, 1977.

REFERRED TO COMMITTEE ON LABOR RELATIONS,
 MARCH 16, 1977.

AN ACT

Amending the act of June 28, 1935 (P. L. 477, No. 193), entitled as amended, "An act providing for the payment of the salary, medical and hospital expenses of members of the

State Police Force, of the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board, and the parole agents, enforcement officers and investigators of the Pennsylvania Board of Parole, members of the Delaware River Port Authority Police and of policemen, firemen and park guards by the Commonwealth of Pennsylvania, the Delaware River Port Authority, counties, cities, boroughs, towns and townships, who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," extending benefits to certain employes of the Bureau of Corrections and Department of Public Welfare and to county prison guards.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The title, act of June 28, 1935 (P. L. 477, No. 193), entitled, as amended, "An act providing for the payment of the salary, medical and hospital expenses of members of the State Police Force, of the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board, and the parole agents, enforcement officers and investigators of the Pennsylvania Board of Parole, members of the Delaware River Port Authority Police and of policemen, firemen and park guards by the Commonwealth of Pennsylvania, the Delaware River Port Authority, counties, cities, boroughs, towns and townships, who are injured in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period," amended July 25, 1961 (P. L. 867, No. 374), is amended to read:

AN ACT

Providing for the payment of the salary, medical and hospital expenses of members of the State Police Force, of the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board, and the parole agents, enforcement officers and investigators of the Pennsylvania Board of Probation and Parole, correction officers employed by the Bureau of Corrections whose principal duty is the care, custody and control of inmates, psychiatric security aides employed by the Department of Public Welfare and the Bureau of Corrections whose principal duty is the care, custody, and control of the criminally insane, and drug enforcement agents of the Department of Justice whose principal duty is the enforcement of the drug laws of the Commonwealth, members of the Delaware River Port Authority Police and of policemen, firemen and park guards by the Commonwealth of Pennsylvania, the Delaware River Port Authority, counties, cities, boroughs, towns and townships, who are injured or contract certain diseases in the performance of their duty; and providing that absence during such injury shall not reduce any usual sick leave period.

Section 2. Section 1 of the act, amended May 31, 1974 (P. L. 309, No. 99), is amended to read:

Section 1. (a) Be it enacted, &c., That any member of the State Police Force, any enforcement officer or investigator employed by the Pennsylvania Liquor Control Board, and the parole agents, enforcement officers and investigators of the Pennsylvania Board of Probation and Parole, correction officers employed by the Bureau of Corrections, whose principal duty is the care, custody and control of inmates, psychiatric security aides employed by the Department of Public Welfare and the Bureau of Corrections, whose principal duty is the care, custody, and control of the criminally insane, and drug enforcement agents of the Department of Justice whose principal duty is the enforcement of the drug laws of the Commonwealth, any member of the Delaware River Port Authority

Police or any policeman, fireman or park guard of any county, city, borough, town or township, who is injured in the performance of his duties including, in the case of firemen, duty as

special fire police, and by reason thereof is temporarily incapacitated from performing his duties, shall be paid by the Commonwealth of Pennsylvania if a member of the State Police Force or an enforcement officer or investigator employed by the Pennsylvania Liquor Control Board or the parole agents, enforcement officers and investigators of the Pennsylvania Board of Probation and Parole, correction officers employed by the Bureau of Corrections, whose principal duty is the care, custody and control of inmates, psychiatric security aides employed by the Department of Public Welfare and the Bureau of Corrections, whose principal duty is the care, custody, and control of the criminally insane, and drug enforcement agents of the Department of Justice whose principal duty is the enforcement of the drug laws of the Commonwealth, or by the Delaware River Port Authority if a member of the Delaware River Port Authority Police or by the county, township or municipality, by which he is employed, his full rate of salary, as fixed by ordinance or resolution, until the disability arising therefrom has ceased. All medical and hospital bills, incurred in connection with any such injury, shall be paid by the Commonwealth of Pennsylvania or by the Delaware River Port Authority or by such county, township or municipality. During the time salary for temporary incapacity shall be paid by the Commonwealth of Pennsylvania or by the Delaware River Port Authority or by the county, city, borough, town or township, any workmen's compensation, received or collected by any such employe for such period, shall be turned over to the Commonwealth of Pennsylvania or to the Delaware River Port Authority or to such county, city, borough, town or township, and paid into the treasury thereof, and if such payment shall not be so made by the employe the amount so due the Commonwealth of Pennsylvania, the Delaware River Port Authority or the county, city, borough, town or township shall be deducted from any salary then or thereafter becoming due and owing.

(b) In the case of the State Police Force, enforcement officers and investigators employed by the Pennsylvania Liquor Control Board and the parole agents, enforcement officers and investigators of the Pennsylvania Board of Probation and Parole, correction officers employed by the Bureau of Corrections, whose principal duty is the care, custody and control of inmates, psychiatric security aides employed by the Department of Public Welfare and the Bureau of Corrections whose principal duty is the care, custody, and control of the criminally insane, and drug enforcement agents of the Department of Justice whose principal duty is the enforcement of the drug laws of the Commonwealth, members of the Delaware River Port Authority Police and salaried policemen and firemen who have served for four consecutive years or longer, diseases of the heart and tuberculosis of the respiratory system, contracted or incurred by any of them after four years of continuous service as such, and caused by extreme overexertion in times of stress or danger or by exposure to heat, smoke, fumes or gases, arising directly out of the employment of any such member of the State Police Force, enforcement officer, investigator employed by the Pennsylvania Liquor Control Board, guard or enforcement officer employed by the Bureau of Corrections or parole agent, enforcement officer or investigator of the Pennsylvania Board of Probation and Parole, correction officers employed by the Bureau of Corrections whose principal duty is the care, custody and control of inmates, psychiatric security aides employed by the Department of Public Welfare and the Bureau of Corrections whose principal duty is the care, custody, and control of the criminally insane, and drug enforcement agents of the Department of Justice whose principal duty is the enforcement of the drug laws of the Common-

wealth, member of the Delaware River Port Authority Police, or policeman or fireman, shall be compensable in accordance with the terms hereof; and unless any such disability shall be compensable under the compensation laws as having been caused by accidental injury, such disability shall be compensable as occupational disease disabilities are presently compensable under the compensation laws of this Commonwealth. It shall be presumed that tuberculosis of the respiratory system contracted or incurred after four consecutive years of service was contracted or incurred as a direct result of employment.

(c) In the case of any person receiving benefits pursuant to this act, the statutes of limitations set forth in sections 306.1, 315, 413, and 434 of the act of June 2, 1915 (P. L. 736, No. 338), known as "The Pennsylvania Workmen's Compensation Act," shall not begin to run until the expiration of the receipt of benefits pursuant to this act.

(d) All payments herein required to be made by the Commonwealth of Pennsylvania on account of any member of the Pennsylvania State Police Force shall be made from moneys appropriated to the Pennsylvania State Police, and any payments required to be made on account of any enforcement officer or investigator employed by the Pennsylvania Liquor Control Board shall be from appropriations out of the State Stores Fund, [and] any payments required to be made on account of any parole agent, enforcement officer or investigator employed by the Pennsylvania Board of Probation and Parole shall be from moneys appropriated to the Pennsylvania Board of Probation and Parole, any payments required to be made on account of any correction officer shall be made from moneys appropriated to the Bureau of Corrections, any payments required to be made on account of any psychiatric security aides shall be made from moneys appropriated to the Department of Public Welfare or the Bureau of Corrections where appropriate, and any payments required to be made on account of any drug enforcement agent shall be made from moneys appropriated to the Department of Justice.

Section 3. For the purposes of this act, four years of consecutive or continuous service shall include service rendered prior to the effective date of this act.

Section 4. This act shall take effect immediately.

ROLL CALL

House Bill 666, Printer's No. 744

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea

Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	nay
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—25
 NAYS—1
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 666, Printer's No. 744

This bill proposes to amend the Act of April 27, 1925 (P. L. 324, No. 189), by directing that all Federal Funds for Forest Reserves received in Pennsylvania are to be paid by warrant of the Secretary, Department of Environmental Resources on the State Treasurer to the treasurers of counties entitled to receive these funds.

This amendment will transfer responsibility for this action from the Auditor General to the Secretary, Department of Environmental Resources. No state funds are involved; thus there is no fiscal impact.

Prepared by: Al Ferguson
 House Appropriations Committee
 February 3, 1978

Printer's No. 744

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 666

Session of 1977

INTRODUCED BY MR. PIEVSKY, MARCH 22, 1977.

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 22, 1977.

AN ACT

Amending the act of April 27, 1925 (P. L. 324, No. 185), entitled "An act for the distribution by the Commonwealth and counties to townships and school districts of moneys received from the United States from Forest Reserves within the Commonwealth," removing certain duties from the Auditor General and imposing certain duties on the Secretary of Environmental Resources.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 1, act of April 27, 1925 (P. L. 324, No. 185), entitled "An act for the distribution by the Commonwealth and counties to townships and school districts of moneys received from the United States from Forest Reserves within the Commonwealth," is amended to read:

Section 1. Be it enacted, &c., That all moneys heretofore or hereafter paid to the Commonwealth by the Secretary of the Treasury of the United States under the provisions of the aforesaid act shall be paid by warrant of the [Auditor General] Secretary of Environmental Resources on the State Treasurer to the

treasurers of the several counties in which the forest reserve is situated, in the proportion that the area of said reserve in the respective counties bears to the area of the reserve within the Commonwealth.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 845, Printer's No. 2578

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	nay
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	nay
Harry Bittle	absent
James Gallen	nay
John Hamilton	nay
H. Harrison Haskell	nay
Charles Mebus	nay
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	nay
James Wright	nay
Eugene Geesey	nay

YEAS—17
 NAYS—9
 ABSENT—5

Signed: MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 845, Printer's No. 2578

This bill, known as the "Pennsylvania Anti-Trust Act" prohibits restraints of trade and monopolistic practices by imposing powers and duties on the Attorney General.

In order to carry out all anti-trust responsibilities the Department of Justice will require six new positions — two attorneys, two special investigators, and two clerk steno's. In addition to salaries for these new positions, personnel benefits, equipment, travel costs and supplies must be met if the unit is to operate.

For fiscal year 77-78 the Department of Justice is requesting a \$98,000 Federal Fund appropriation to establish this unit. The \$98,000 would be used for salaries of the new staff and for

any operating expenses incurred by the unit before the end of fiscal year 77-78.

For fiscal year 78-79 the Department of Justice is requesting a \$198,000 Federal Fund appropriation to operate the unit. This appropriation would cover salary costs of the six positions and all operating expenses.

This grant will be available for four state fiscal years and requires no state match. At the end of the Federal Funding period the state would be required to assume responsibility for the cost of this unit.

House Bill 845 also requires witnesses called to testify in anti-trust cases (witnesses not under investigation) to be reimbursed as are witnesses called to testify in other cases. According to the Court Administrator's Office witnesses are paid a per diem of \$5.00 a day and 7¢ per mile by the county in which the trial is taking place. These costs may be included by the county in its estimate of expenses to be reimbursed by the state from the appropriation entitled "Reimbursement of County Court Expenses". Since the anti-trust unit does not currently exist, there is no way to estimate the impact of witness expenses on this state appropriation.

In addition, House Bill 845 establishes an Anti-trust Enforcement Fund in the State Treasury that will contain all civil penalties and fines collected as a result of anti-trust activities. Again, since the unit is not in existence, it is not possible to estimate the amount of revenue that will be paid into the fund.

According to House Bill 845, monies from the Anti-trust Enforcement Fund may be used only for anti-trust enforcement activities and may not be used for such purposes until appropriated by the General Assembly.

Prepared by: Steve Roskopf, Budget Analyst
House Appropriations Committee
February 24, 1978

Prior Printer's No. 952 Printer's No. 2578

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 845

Session of 1977

INTRODUCED BY MESSRS. FINEMAN, SCHMITT, MANDERINO, ENGLEHART, WARGO, SHUPNIK, GEISLER, BENNETT, COHEN, MORRIS, YAHNER, DeMEDIO, MUSTO, B. F. O'BRIEN, TAYLOR, VALICENTI, RAPAPORT, RITTER, WANSACZ, GAMBLE, DUFFY, STAPLETON, GARZIA, FEE, COLE, GALLAGHER, BERLIN, CAPUTO, SALVATORE, HOFFEL, COWELL, FLAHERTY, NOVAK, O'KEEFE, CIANCIULLI, BORSKI, O'CONNELL, LEHR, PRATT, CALTAGIRONE, STUBAN, STEWART, KOWALYSHYN, REED, GATSKI, PYLES, JOHNSON, JONES, OLIVER, GIAMMARCO, O'DONNELL, BERSON, WHITE, MRS. KELLY, MRS. SCANLON, MESSRS. RIEGER, ITKIN, RHODES, MRKONIC, RAVENSTAHN, PETRARCA, BRUNNER, PIEVSKY, LAUDADIO, A. K. HUTCHINSON, McCALL, BELLOMINI, DOMBROWSKI, PARKER, WIGGINS, DONATUCCI, DUMAS, ZELLER, ZWIKL, MELUSKEY, BROWN, MRS. WISE, MESSRS. DeWEESE, BITTINGER, MILANOVICH, LIVENGOOD, D. R. WRIGHT, MACKOWSKI, GOEBEL, BURNS, W. D. HUTCHINSON, MRS. GILLETTE, MESSRS. GLEESON AND BROWN, MARCH 30, 1977.

AS REPORTED FROM COMMITTEE ON CONSUMER PROTECTION, HOUSE OF REPRESENTATIVES, AS AMENDED, FEBRUARY 15, 1978.

AN ACT

Prohibiting restraints of trade and monopolistic practices; providing remedies and penalties therefor; imposing powers and duties on district attorneys and the Attorney General; and providing for an Antitrust Enforcement Fund.

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Short title.

This act shall be known and may be cited as the "Pennsylvania Antitrust Act."

Section 2. Declaration of legislative policy.

It is the purpose of this act to promote the free market system in the economy of this Commonwealth by prohibiting restraints of trade and monopolistic practices, inasmuch as these have the effect of decreasing competition. It is intended that as a result the prices of goods and services to consumers will be fairly determined by free market competition in activities affecting trade or commerce in this Commonwealth, including the manufacturing, distribution, financing and service sectors of the economy. The Legislature intends to exercise fully its power to affect and regulate commerce in order to effectuate the purposes of this act.

Section 3. Definitions.

The following words and phrases, when used in this act shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

"Antitrust Enforcement Fund." The fund described in section 19.

"Antitrust investigative subpoena." An antitrust investigative subpoena pursuant to section 8(b).

"Commodity." Any property, tangible or intangible, real, personal or mixed, and any other thing of value wherever situated.

"Consumer." With respect to a particular commodity or service, a natural person who acquires the commodity or service for benefit, use and enjoyment in his private or personal capacity and not for commercial benefit or for resale, or for use in connection with the production of income.

"Contract, combination in the form of trust or otherwise, or conspiracy." Any agreement, arrangement, collusion, or understanding. "Contract" includes, but is not limited to, a purchase, a contract to purchase, a sale, a contract to sell, a lease, a contract to lease, a license, a contract to license, a franchise, or a contract to franchise. "Combination" includes, but is not limited to, a trust, common selling or purchasing agent, pool, or holding company.

"Department." The Department of Justice of this Commonwealth.

"Documentary material." Includes the original or any copy of any book, record, report, memorandum, paper, communication, tabulation, chart or other document and further includes any other form of data or information however embodied, stored or reproduced.

"Person." Any natural person or the estate thereof, or trust or association of persons, whether formal or otherwise, or any corporation, partnership, company, or any other legal or com-

mercerial entity.

"Public body." Any branch or department of the government of the Commonwealth of Pennsylvania, its agencies, bureaus, boards, commissions and authorities and all of the political subdivisions of the Commonwealth including the authorities of such subdivisions.

"Service." Any activity which is performed in whole or in part for financial gain.

"Trade or commerce" or "trade" or "commerce." ~~The advertising, offering for sale, sale or distribution, of any service or commodity, and including any trade or commerce directly or indirectly affecting the people of this Commonwealth. THE ADVERTISING, OFFERING FOR SALE, SALE OR DISTRIBUTION OF ANY SERVICES AND ANY PROPERTY, TANGIBLE OR INTANGIBLE, REAL, PERSONAL OR MIXED, AND ANY OTHER ARTICLE, COMMODITY, OR THING OF VALUE WHEREVER SITUATE, AND INCLUDES ANY TRADE OR COMMERCE DIRECTLY OR INDIRECTLY AFFECTING THE PEOPLE OF THIS COMMONWEALTH.~~

Section 4. Restraint of trade.

(a) General rule.—Every contract, combination in the form of trust or otherwise, or conspiracy, in ~~unreasonable~~ restraint of trade or commerce of this Commonwealth is unlawful.

(b) Specific violations.—~~Without limiting the effect of subsection (a), the following shall be deemed to restrain trade or commerce unreasonably and are unlawful:~~

(1) ~~A contract, combination, or conspiracy between two or more persons:~~

(i) ~~for the purpose or with the effect of fixing, controlling, or maintaining the market price, rate, or fee of any commodity or service;~~

(ii) ~~fixing, controlling, maintaining, limiting, or discontinuing the production, manufacture, mining, sale, or supply of any commodity, or the sale or supply of any service, for the purpose or with the effect of fixing, controlling, or maintaining the market price, rate, or fee of the commodity or service; or~~

(iii) ~~allocating or dividing customers or markets, functional or geographic, for any commodity or service.~~

(2) ~~A contract, combination, or conspiracy between two or more persons whereby, in the letting of any public or private contract:~~

(i) ~~the price quotation of any bid is fixed or controlled; or~~

(ii) ~~one or more persons submit a bid intending it to be higher than another bid and thus complementary thereto, submit a bid intending it to be substantially identical to another bid, or refrains from the submission of a bid.~~

(3) ~~A contract, combination, or conspiracy between two or more persons refusing to deal with any other person or persons for the purpose of effecting any of the acts described in paragraphs (1) and (2).~~

Section 5. Monopolization.

It is unlawful for any person ~~or persons~~ to monopolize, or attempt to monopolize, or combine or conspire with any other person or persons to monopolize, any part of the trade or commerce in this Commonwealth.

Section 6. Exemptions.

(a) Exclusions.—No provision of this act shall be construed to make illegal:

(1) The activities of any labor organization, or of individual members thereof, which are directed solely to labor objectives which are legitimate under the laws of either this Commonwealth or the United States.

(2) The activities of any agricultural or horticultural cooperative organization, whether incorporated or unincorporated, or of individual members thereof, to the extent necessary to achieve the aims of the enacted laws of either this Commonwealth or the United States.

(3) The activities of any consumer organization, whether incorporated or unincorporated, or of individual members thereof, which are directed solely to consumer objectives which are legitimate under the laws of either this Commonwealth or the United States.

(b) Regulated activities.—This act shall not apply to activities authorized, DIRECTED or approved under any Federal or State regulatory scheme to the extent that such regulatory law as applied to these activities is so comprehensive that enforcement of this act would be either unnecessary to effect the

purposes of this act, in light of the existing regulatory structure, or disruptive of that regulatory structure due to a plain repugnancy between this act and the regulatory provisions. Regulatory approval which does not include due consideration of possible anticompetitive effects of any activity shall not exclude such activity from the provisions of this act.

(C) THIS ACT SHALL NOT BE CONSTRUED TO MAKE THE MERE EXISTENCE OF A TRADE ASSOCIATION OR PROFESSIONAL ASSOCIATION UNLAWFUL BY ITSELF.

Section 7. General power of ~~district attorneys~~ and the Attorney General.

(a) ~~District attorneys.~~ A district attorney may investigate suspected violations of this act occurring in his judicial district and may institute such criminal and civil injunctive proceedings as are hereinafter provided for such violations of this act.

(b) ~~Attorney General.~~ The Attorney General shall investigate suspected violations of this act and may institute such proceedings as are hereinafter provided for violations of this act. ~~The Attorney General may request the district attorney of any county in which such proceedings may be brought to aid and assist him in the conduct of an investigation or proceeding brought under this act.~~

Section 8. Investigation by Attorney General.

(a) General power of investigation.—Whenever it appears to the Attorney General, either upon complaint or otherwise, that any person has engaged in or engages in or is about to engage in IS ENGAGING IN any act or practice prohibited by this act, or that any person has assisted or participated in any plan, scheme, agreement or combination of the nature prohibited by this act, or whenever he believes it to be in the public interest that an investigation be made, he may:

(1) permit a complainant to file with him a statement;

(2) request such other data and information from the complainant as he deems relevant; and

(3) make such special and independent investigations as he deems necessary in connection with the matter.

(b) Antitrust investigative subpoena.—Whenever the Attorney General has reason to believe that any person may have knowledge, or be in possession, custody or control of any documentary material, pertinent to an investigation of a possible violation of this act, he may make application to the Commonwealth Court for an antitrust investigative subpoena which may:

(1) compel the attendance of such person and require him to submit to examination and give testimony under oath;

(2) require the production of documentary material pertinent to the investigation for inspection or copying; and

(3) require answers to written interrogatories to be furnished under oath.

The power to issue antitrust investigative subpoenas FOR THE PURPOSE OF INVESTIGATING A PERSON shall ~~not abate or~~ ABATE AND terminate by reason of the bringing of any action or proceeding AGAINST SUCH PERSON under this act. Upon application by the Attorney General, the Commonwealth Court may issue successive antitrust investigative subpoenas to the same person in order to obtain additional information pertinent to an ongoing investigation.

(c) Issuance of subpoena.—

(1) The Commonwealth Court shall have the exclusive power to issue antitrust investigative subpoenas.

(2) No antitrust investigative subpoena shall issue unless:

(i) the Attorney General has applied to the Commonwealth Court for the issuance of the antitrust investigative subpoena, in accordance with the rules of the court; and

(ii) the Commonwealth Court after considering the application of the Attorney General has determined that there is reason to believe that the subpoenaed person may have knowledge or the subpoenaed document or documents may contain information, relevant to the matter being investigated.

(3) Within ten days of the filing of an application for an antitrust investigative subpoena, the court shall issue either the antitrust investigative subpoena, or an order denying the application.

(d) Contents of subpoena.—Every antitrust investigative subpoena shall include the following statements:

(1) the section or sections of this act, the alleged violation of which is under investigation and the general subject matter of

the investigation;

(2) a reasonable return date no less than 20 days from the date of the antitrust investigative subpoena;

(3) the time and place at which the person is to appear and give testimony, produce documentary material, and furnish answers to interrogatories, or do any or a combination of the aforesaid;

(4) a description by class of any documentary material required to be produced, so as to clearly indicate what is demanded; and

(5) any interrogatories to which written answers under oath are required.

(e) Prohibition against unreasonable requirements.—No antitrust investigative subpoena shall:

(1) contain any requirement which would be unreasonable or improper if contained in a subpoena other than an antitrust investigative subpoena issued by a court of this Commonwealth; or

(2) require the disclosure of any material which would be privileged or which for any other reason would not be required by a subpoena other than an antitrust investigative subpoena issued by a court of this Commonwealth.

(f) Offer of documentary evidence.—Where the information requested upon oral examination or written interrogatory pursuant to an antitrust investigative subpoena may be derived or ascertained from the business records of the person upon whom the demand has been served or from an examination, audit, or inspection of such business records, or from a compilation, abstract, or summary based thereon, and the burden of deriving or ascertaining the answer is substantially the same for the Attorney General as for the person from whom such information is requested, it is sufficient for that person to specify the records from which the answer may be derived or ascertained and to afford the Attorney General reasonable opportunity to examine, audit, or inspect such records and to make copies, compilations, abstracts or summaries.

(g) Service of subpoena.—An antitrust investigative subpoena may be served by:

(1) delivering a duly executed copy to the person to be served, or if the person is not a natural person, to its principal place of business in this Commonwealth; or

(2) mailing by certified mail, return receipt requested, a duly executed copy addressed to the person to be served at his principal place of business in this Commonwealth, or if he has no place of business in this Commonwealth, to his principal office.

(h) Motion to quash.—Within 20 days after the service of an antitrust investigative subpoena, the person served may file in Commonwealth Court and serve upon the Attorney General a petition for an order of court modifying or setting aside the subpoena. The time allowed for compliance in whole or in part with the subpoena as deemed proper and ordered by the court shall not run while the petition is pending before the court. The petition shall specify each ground upon which the petitioner relies in seeking relief, and may be based upon any failure of the subpoena to comply with the provisions of this act or upon any constitutional or other legal right or privilege of such party. The provisions of this subsection shall be the sole and exclusive means for challenging the requirements of an antitrust investigative subpoena.

(i) Taking of testimony.—The examination of all persons pursuant to this section shall be conducted before an officer authorized to administer oaths in this Commonwealth by the Attorney General or a representative designated in writing by him. The statements made shall be taken down stenographically or by a sound recording device and shall be transcribed. The Attorney General or his representative shall exclude from the place where the examination is held all other persons except the person being examined, his counsel, the officer before whom the testimony is to be taken and any stenographer or operator recording such testimony.

(j) Rights of persons served with antitrust investigative subpoena.—UPON APPLICATION OF ANY PERSON WHO HAS RECEIVED AN ANTITRUST INVESTIGATIVE SUBPOENA THE COURT MAY, FOR GOOD CAUSE SHOWN, ALLOW THAT PERSON TO INSPECT ANY DOCUMENTS FILED WITH THE COURT BY THE ATTORNEY GENERAL IN SUPPORT OF THE APPLICATION FOR SUCH ANTITRUST IN-

VESTIGATIVE SUBPOENA, SUBJECT TO ANY PROTECTIVE ORDER OF THE COURT WHICH THE COURT DEEMS NECESSARY AND PROPER TO PROTECT PRIVILEGED INFORMATION, TRADE SECRETS OR THE SECRECY OF THE INVESTIGATION. Any person required to attend and give testimony or to submit documentary material pursuant to this section shall be entitled to retain, or on payment of lawfully prescribed cost to procure, a copy of any document he produces and of his own statements as transcribed. Any such person may be accompanied and advised by counsel, but counsel may not, as a matter of right, otherwise participate in the investigation.

(k) Secrecy of investigation.—The information contained in and materials comprising documentary material and opinions of any court of the Commonwealth concerning proceedings for the issuance of an antitrust investigative subpoena shall not be permitted to become public, either by the court or by the Attorney General, other than as provided in this section. The court shall establish a confidential file for all such materials and opinions which shall be kept under seal except as hereinafter provided. Upon application of any person who has received an antitrust investigative subpoena the court may, for good cause shown, allow that person to inspect all of the relevant materials in the court's possession and any relevant opinions of any court of the Commonwealth regarding the issuance or denial of an antitrust investigative subpoena. Except as provided in this section, the Attorney General shall use such information and material only for the purpose of antitrust enforcement. Except as provided in this section, while in the possession of the Attorney General or his representative, no such materials or copies thereof shall be available for examination without the written consent of the person who is named in the respective application for the antitrust investigative subpoena. PROVIDED IN SUBSECTION (J), EXCEPT AS PROVIDED IN THIS SECTION, WHILE IN THE POSSESSION OF THE ATTORNEY GENERAL OR HIS REPRESENTATIVE, NO SUCH MATERIALS OR COPIES THEREOF SHALL BE AVAILABLE FOR EXAMINATION WITHOUT THE WRITTEN CONSENT OF THE PERSON WHO IS NAMED IN THE RESPECTIVE APPLICATION FOR THE ANTITRUST INVESTIGATIVE SUBPOENA AND THE PERSON BEING INVESTIGATED. EXCEPT AS PROVIDED IN THIS SECTION, THE ATTORNEY GENERAL SHALL USE SUCH INFORMATION AND MATERIAL ONLY FOR THE PURPOSE OF ANTITRUST ENFORCEMENT. Upon application of the Attorney General, the Commonwealth Court or court of common pleas having jurisdiction under subsection (o) may authorize the disclosure or submission of any such information and materials to the appropriate official of any jurisdiction having enforcement authority over any suspected antitrust violation to which the information and material may be relevant. Nothing in this section shall prevent the Attorney General or his representative from permitting authorized personnel of the department to examine and work with such information and materials, nor from introducing into evidence or referring to any such relevant information or materials in an antitrust proceeding in open court or before a grand jury or court filing in connection therewith.

(1) Witness expenses.—All persons served with an antitrust investigative subpoena, other than those persons whose conduct or practices are being investigated or any officer, director, or person in the employ of such person under investigation, shall be paid the same fees and mileage as paid witnesses in the courts of this Commonwealth. No person shall be excused from attending such inquiry pursuant to the mandate of an antitrust investigative subpoena, or from giving testimony, or from producing documentary material or from being required to answer questions on the ground of failure to tender or pay a witness fee or mileage unless demand therefor is made at the time testimony is about to be taken and unless payment thereof is not thereupon made.

(m) Refusal of witness to testify or produce requested documents.—Any natural person who shall neglect or refuse to attend and give testimony or to answer any lawful inquiry or to produce documentary material, if in his power to do so, in obedience to an antitrust investigative subpoena pursuant to this section shall be liable to punishment for contempt of court.

Any natural person who commits perjury or false swearing in response to an antitrust investigative subpoena pursuant to this section shall be subject to the provisions of 18 Pa. C.S. § 4902 (relating to perjury) or 18 Pa.C.S. § 4903 (relating to false swearing), respectively.

(n) Duty of public officials.—It shall be the duty of all officials of this Commonwealth and its public bodies, their deputies, assistants, clerks, subordinates, ~~employees, and all other persons~~ AGENTS AND EMPLOYEES to render and furnish to the Attorney General when so requested, all information and assistance in their possession or within their power.

(o) Conduct of judicial proceedings.—Proceedings under subsections (c), (h), (k) and (m) and appeals therefrom shall be expedited by the courts of this Commonwealth, to assure speedy resolution of issues pertaining to ongoing antitrust investigations and to secure the ends of justice by timely initiation and prosecution of antitrust investigative proceedings. Upon application of the Attorney General or upon its own motion or upon request of a court of common pleas in which a relevant proceeding is pending, the Commonwealth Court may transfer to a court of common pleas any proceeding under subsection (h), (k) or (m) or all such proceedings relating to any antitrust investigative subpoena.

Section 9. Injunctive relief.

(a) Remedial powers of courts.—The Commonwealth Court and the courts of common pleas are hereby empowered to prevent and restrain violations of this act. In addition to granting prohibitory injunctions and other restraints for a period and upon terms and conditions necessary to deter the defendant from, and insure against, the committing of future violations of this act, the courts may grant mandatory injunctions reasonably necessary to dissipate the ill effects of the violation. The courts may issue appropriate decrees upon consent and stipulation by the parties. The courts may also issue restraining orders. Under no circumstances shall the Commonwealth be required to post bond in any action hereunder.

(b) Attorney General; right to injunctive relief.—The Attorney General may institute proceedings to prevent and restrain violations of this act as provided in subsection (a).

~~(c) District attorneys; right to injunctive relief.—A district attorney may institute proceedings in the court of common pleas of his judicial district, to prevent and restrain violations of this act as provided in subsection (a).~~

(d) (C) Other persons; right to injunctive relief.—Any person may institute proceedings for injunctive relief, temporary or permanent, in a court of common pleas, as provided in subsection (a), against threatened loss or damage to his property or business by a violation of this act. A preliminary injunction may be issued upon a showing that the danger of irreparable loss or damage is immediate and, within the court's discretion, the execution of proper bond against damages for an injunction improperly granted. If the court issues a permanent injunction, the plaintiff shall be awarded reasonable attorneys' fees, filing fees, and reasonable costs of suit unless the interests of justice otherwise so require. Reasonable costs of suit may include, but shall not be limited to, the expenses of discovery and document reproduction.

Section 10. Action for treble damages.

Any person or public body who shall be injured in his business or property by reason of a violation of the provisions of this act may sue therefor and shall recover threefold the damages sustained by him, together with reasonable attorneys' fees, filing fees, and reasonable costs of suit. Reasonable costs of suit may include, but shall not be limited to, the expenses of discovery and document reproduction. **IN ANY ACTION UNDER THIS ACT, THE FACT THAT A PERSON, PUBLIC BODY OR THE COMMONWEALTH HAS NOT DEALT DIRECTLY WITH THE DEFENDANT SHALL NOT BAR OR OTHERWISE LIMIT RECOVERY. IN ANY ACTION UNDER THIS ACT THE DEFENDANT SHALL BE ENTITLED TO PROVE AS PARTIAL OR COMPLETE DEFENSE TO A DAMAGE CLAIM, THAT THE PLAINTIFF HAS PASSED ON TO OTHERS, WHO ARE THEMSELVES ENTITLED TO RECOVER UNDER THIS ACT, SOME OR ALL OF WHAT WOULD OTHERWISE CONSTITUTE PLAINTIFF'S DAMAGE.**

Section 11. Suits by Attorney General.

(a) Public bodies.—The Attorney General shall be permitted to bring suit under this act, and in proper Federal court for violations of the Federal Antitrust Laws or of both this act and the Federal Antitrust Laws, to secure relief as provided in sections 9, 10, 12 and 13, and other lawful relief as appropriate, on behalf of this Commonwealth and the other public bodies of this Commonwealth or of any of the public bodies of this Commonwealth that have been injured.

(b) *Parens patriae*.—

(1) The Attorney General shall be permitted to bring suit as *parens patriae* of natural persons who are citizens and residents of this Commonwealth, under this act, and in proper Federal court for violations of the Federal Antitrust Laws or of both this act and the Federal Antitrust Laws, to secure relief as provided in sections 9, 10, 12 and 13, and other lawful relief as appropriate.

(2) In any action brought under this subsection, the Attorney General shall, at such times, in such manner, and with such content as the court may direct, cause notice thereof to be given by publication. If the court finds that notice given solely by publication would deny due process of law to any person or persons, the court may direct further notice to such person or persons according to the circumstances of the case.

(3) Any person on whose behalf an action is brought under this subsection may elect to exclude from adjudication the portion of the claim for monetary relief attributable to him by filing notice of such election with the court within such time as specified in the notice given pursuant to this subsection.

(4) The final judgment in an action under this subsection shall be *res judicata* as to any claim under this act by any person on behalf of whom such action was brought and who fails to give such notice within the period specified in the notice given pursuant to subsection (b) (2).

(5) An action under subsection (b) (1) shall not be dismissed or compromised without approval of the court, and notice of any proposed dismissal or compromise shall be given in such manner as the court directs.

(c) Measure of damages.—In any action brought under this section, **IN WHICH THERE HAS BEEN A DETERMINATION THAT THE DEFENDANT AGREED TO FIX PRICES IN VIOLATION OF SECTION 4**, damages may be proved and assessed in the aggregate by statistical or sampling methods, by the computation of illegal overcharges, or by such other reasonable system of estimating aggregate damages as the court in its discretion may permit without the necessity of separately proving the individual claim of, or amount of damage to, persons and/or public bodies on whose behalf the suit was brought. The court shall exclude from the amount of monetary relief awarded in such action any amount of monetary relief which:

(1) duplicate amounts which have been awarded for the same injury; or

(2) are properly allocable to natural persons who have excluded their claims pursuant to subsection (b) (3).

(d) Distribution of monetary relief.—In any action brought under this section, the court shall award to the Commonwealth for payment into the State Treasury for the use of the Antitrust Enforcement Fund:

(1) an amount attributable to the recovery of the Commonwealth and its public agencies; and

(2) the greater of:

(i) any amount assessed as reasonable attorney fees, filing fees, and reasonable costs of suit; or

(ii) an amount equal to the expenses and costs of investigation, litigation and fund administration attributable to the case.

The court shall afford the citizens and residents and the public bodies of this Commonwealth (other than the Commonwealth and its agencies) a reasonable opportunity individually to secure appropriate portions of the remainder of the monetary relief assessed under this section and thereafter shall award the undistributed portion of said remainder to the Commonwealth for payment into the General Fund of the State Treasury for the overall benefit of the citizens, residents and public bodies of this Commonwealth.

(e) Attorney's fee.—In any investigation or action under this act, the court ~~may, in its discretion~~, SHALL award a reasonable

attorney's fee to a prevailing defendant upon a finding that the Attorney General has acted in bad faith, vexatiously, wantonly, or for oppressive reasons. Any such award shall be paid from the Antitrust Enforcement Fund.

Section 12. Civil penalties.

(a) In general.—In addition to injunctive relief authorized pursuant to section 9, any person who violates this act may be liable for a civil penalty ~~IN LIEU OF CRIMINAL LIABILITY FOR SUCH VIOLATIONS~~ IN A SUIT BY THE ATTORNEY GENERAL ~~OR A DISTRICT ATTORNEY~~ OF NOT MORE THAN THE GREATER OF \$100,000 OR \$500 PER DAY FOR EACH AND EVERY DAY OF SAID VIOLATION. THE ATTORNEY GENERAL MAY IN HIS DISCRETION SEEK EITHER CIVIL PENALTIES OR CRIMINAL PENALTIES.

(b) Violation of court orders or decrees.—Any person who violates an order or decree issued pursuant to section 9, or an assurance of voluntary compliance pursuant to section 13 may be liable for a civil penalty in a suit by the Attorney General ~~OR A DISTRICT ATTORNEY~~ OF NOT MORE THAN THE GREATER OF \$100,000 OR \$500 PER DAY FOR EACH AND EVERY DAY OF SAID VIOLATION.

(c) Forfeiture of franchise or right to do business.—Upon petition of the Attorney General, any corporation or association organized under the laws of this Commonwealth or exercising the privilege of conducting business within the Commonwealth which violates the terms of ~~this act or of~~ any order or decree issued pursuant to section 9 may be subject to DISSOLUTION, SUSPENSION OR forfeiture of all charter rights, franchises, privileges or powers connected with doing business within this Commonwealth, AS PROVIDED IN SUBSECTION (D).

(d) Jurisdiction AUTHORITY of court for forfeitures.—The court of common pleas having jurisdiction over the corporation or association may, in its discretion, and with due consideration of all relevant factors, including relevant public interest and competitive and economic factors, order the DISSOLUTION, SUSPENSION OR forfeiture of charter rights, franchises, privileges and powers, and the dissolution of the corporation or association, or the suspension of the privilege to conduct business within this Commonwealth. ~~A dissolution pursuant to this section shall be conducted under the supervision of the court of common pleas in accordance with voluntary dissolution of the particular type of corporation or association.~~ IN ADDITION, THE COURT MAY APPOINT A RECEIVER OF ASSETS OF THE COMPANY. WHEN A RECEIVER IS APPOINTED BY THE COURT PURSUANT TO THIS ACT, HE SHALL HAVE THE POWER TO SUE FOR, COLLECT, RECEIVE AND TAKE INTO HIS POSSESSION ALL THE GOODS AND CHATTELS, RIGHTS AND CREDITS, MONEYS, AND EFFECTS, LANDS AND TENEMENTS, BOOKS, RECORDS, DOCUMENTS, PAPERS, CHOOSES IN ACTION, BILLS, NOTES AND PROPERTY OF EVERY DESCRIPTION OF THE PERSON OR PERSONS FOR WHOM THE RECEIVER IS APPOINTED, RECEIVED BY MEANS OF ANY PRACTICE DECLARED TO BE ILLEGAL AND PROHIBITED BY THIS ACT, INCLUDING PROPERTY WITH WHICH SUCH PROPERTY HAS BEEN MINGLED IF IT CANNOT BE IDENTIFIED IN KIND BECAUSE OF SUCH COMINGLING, AND TO SELL, CONVEY, AND ASSIGN THE SAME AND HOLD AND DISPOSE OF THE PROCEEDS THEREOF UNDER THE DIRECTION OF THE COURT. ANY PERSON WHO HAS SUFFERED DAMAGES AS A RESULT OF THE USE OR EMPLOYMENT OF ANY UNLAWFUL PRACTICES AND SUBMITS PROOF TO THE SATISFACTION OF THE COURT THAT HE HAS IN FACT BEEN DAMAGED, MAY PARTICIPATE WITH GENERAL CREDITORS IN THE DISTRIBUTION OF THE ASSETS TO THE EXTENT HE HAS SUSTAINED PROVABLE LOSSES. THE COURT SHALL HAVE JURISDICTION OF ALL QUESTIONS ARISING IN SUCH PROCEEDINGS AND MAY MAKE SUCH ORDERS AND JUDGMENTS THEREIN AS MAY BE REQUIRED.

(E) UNAUTHORIZED DISCLOSURE OF CONFIDENTIAL INFORMATION.—ANY PERSON WHO IS AN OFFICER, EMPLOYEE, AGENT OR REPRESENTATIVE OF THE DEPARTMENT WHO DISCLOSES INFORMATION CONTAINED IN OR MATERIAL COMPRISING DOCUMENTARY MATERIAL AND OPINIONS OF ANY COURT OF THE COMMONWEALTH CONCERNING PROCEEDINGS FOR THE

ISSUANCE OF AN ANTITRUST INVESTIGATIVE SUBPOENA OR MAKES SUCH MATERIALS AVAILABLE TO UNAUTHORIZED PERSONS IN VIOLATION OF SECTION 8 (K) SHALL BE SUBJECT TO A CIVIL PENALTY PAYABLE TO THE COMMONWEALTH NOT EXCEEDING \$1,000 PER VIOLATION.

(e) (F) Disposition of funds.—All civil penalties exacted pursuant to this section shall be paid into the State Treasury for the use of the Antitrust Enforcement Fund.

Section 13. Assurances of voluntary compliance.

In the administration of this act, the Attorney General may accept an assurance of voluntary compliance with respect to any method, act or practice deemed to be a violation of this act from any person who has engaged or was about to engage in such method, act or practice. Such assurance may include a stipulation for voluntary payment by the alleged violator of damages sustained by any person or public body. Any such assurance shall be in writing and be filed with the court of common pleas in which the alleged violator resides, has his principal place of business, or is doing business, or the Commonwealth Court. Such assurance of voluntary compliance shall not be considered an admission of violation for any purpose. Matters thus closed may at any time be reopened by the Attorney General for further proceedings in the public interest.

Section 14. Authorized procedures.

~~In any action brought by the Attorney General pursuant either to this act or the Federal Antitrust Laws or both for the recovery of damages or other relief, the Attorney General may enter into agreements relating to the investigation and litigation of such action with any other party plaintiff who has brought a similar action and with whom the Attorney General finds it advantageous to act jointly, or to share common expenses or to cooperate in any manner relative to such action. The Attorney General may enter into settlements with defendants which provide for the payment of money to plaintiffs.~~

Section 15 14. Criminal penalties.

(a) Institution of criminal action.—The Attorney General shall be permitted to institute criminal proceedings for violations of ~~section 4(b)~~ SECTIONS 4 AND 5.

(b) Fine and penalty.—Any person or corporation, or any officer or agent thereof, who shall knowingly violate any of the provisions of ~~section 4(b)~~ SECTIONS 4 AND 5 or aid in or advise such violation, or who, as principal, manager, director, stockholder owning 10% or more of the aggregate outstanding capital stock of all classes of the corporation, agent, servant or employee, knowingly does any act comprising a part of such violation, is guilty of a misdemeanor of the first SECOND degree and shall be punished by imprisonment of not more than five years or a fine of the greater of \$2,000,000 or \$1,000 per day, or both imprisonment and fine. PUNISHED BY A FINE NOT EXCEEDING \$1,000,000 IF A CORPORATION OR IF ANY OTHER PERSON OR LEGAL ENTITY, \$100,000 OR BY IMPRISONMENT OF NOT MORE THAN THREE YEARS OR A FINE, OR BOTH IMPRISONMENT AND FINE.

(c) Disposition of funds.—All fines collected pursuant to this section shall be paid into the State Treasury for the use of the Antitrust Enforcement Fund.

Section 16 15. Notice to Attorney General of civil action.

Upon commencement of any civil action by a person, other than the Attorney General, for violation of this act, plaintiff shall mail a copy of the complaint to the Attorney General and shall file proof of service on the Attorney General with the court. The civil action may not proceed until such proof of service is filed.

Section 17 16. Attorney General; promulgation of rules and regulations.

The Attorney General may adopt, after public hearing and compliance with the act of July 31, 1968 (P. L. 769, No. 240), known as the "Commonwealth Documents Law," such rules and regulations as may be necessary for the enforcement and administration of this act.

Section 18 17. Judgment as evidence.

A final judgment or decree rendered in any civil or criminal proceeding brought by or on behalf of this Commonwealth under the provisions of this act to the effect that a defendant has violated said act shall be prima facie evidence against such defendant under this act as to all matters respecting which said

judgment or decree would be an estoppel as between the parties thereto: PROVIDED, THAT THIS SECTION SHALL NOT APPLY TO DECREES ISSUED UPON CONSENT OF THE PARTIES OR ASSURANCES OF VOLUNTARY COMPLIANCE UNDER SECTION 13.

Section 18. Antitrust Enforcement Fund.

(a) Fund established.—All money received by the Commonwealth from July 1, 1977 as a result of actions by the Attorney General pursuant to this act or to the Federal Antitrust laws shall be placed in a separate fund by the State Treasurer, to be known as the "Antitrust Enforcement Fund," and shall be used solely for the payment of all expenses incurred by the department in connection with antitrust enforcement activities.

(b) Appropriation required.—No money in the Antitrust Enforcement Fund shall be removed or expended by the department for the purposes set forth in subsection (a) until such time as the General Assembly shall specifically make an appropriation for each fiscal year from this fund to the department.

(c) Estimates of expenditures.—Estimates of the amounts to be expended by the department for antitrust enforcement activities shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations made to administrative departments, and it shall be unlawful for the State Treasurer to honor any requisition for the expenditure of any money out of this appropriation by the department in excess of the estimates approved by the Governor. Subject to the foregoing provisions, the State Treasurer shall honor each requisition by the Attorney General for the amount specified in such requisition, not exceeding, however, the amount in the appropriation available at the time of making the requisition.

Section 19. Limitation of actions.

Any action brought to enforce the provisions of this act shall be barred unless commenced within four years after the cause of action arose, or if the cause of action is based upon a conspiracy in violation of this act, within four years after the plaintiff discovered, or by the exercise of reasonable diligence should have discovered, the facts relied upon for proof of the conspiracy. No cause of action barred on the effective date of this act shall be revived by this act. For purposes of this section, a cause of action for a continuing violation is deemed to arise at any time during the period of such violation.

Section 20. Suspension of limitation.

Whenever any civil or criminal proceeding shall be commenced by the Commonwealth to prevent, restrain, or punish a violation of this act, but not including an action brought by the Commonwealth under section 10, the running of the statute of limitations in respect of every private right of action arising under this act and based in whole or in part on any matter complained of in said proceeding shall be suspended during the pendency thereof and for one year thereafter: Provided, however, That whenever the running of the statute of limitations in respect of a cause of action arising under either section 9 or 10 or both shall be suspended hereunder, any action to enforce such cause of action shall be forever barred unless commenced either within the period of suspension or within four years after the cause of action accrued, whichever is later.

Section 21. Remedies cumulative.

The remedies provided in this act shall be cumulative.

Section 22. Cooperation with Commonwealth and Federal officials.

The Attorney General may cooperate with and coordinate the enforcement of this act with officials of the Federal Government and the several states, including but not limited to the sharing of information and evidence obtained in accordance with section 8.

Section 23. Construction of statute.

This act shall be construed in harmony with ruling judicial decisions based on the common law of this Commonwealth and ruling judicial interpretations of comparable Federal antitrust statutes insofar as practicable. The provisions of this act shall be interpreted to supersede the jurisdiction of all Commonwealth regulatory agencies, commissions and bodies except where there is a plain repugnancy between this act and the regulatory scheme in issue. Such repugnancy exists only where the regulatory scheme is so pervasive that it indicates the Legislature's intent to substitute governmental supervision for the regulatory effects of competition. AS TO ACTIVITIES

WHICH ARE EXEMPTED FROM THE ACT UNDER SECTION 6 (B).

Section 24. Effective date.

This act shall take effect immediately.

ROLL CALL

House Bill 845, Printer's No. 2578

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—9

NAYS—17

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

ROLL CALL

House Bill 1332, Printer's No. 1569

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea

Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	nay
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	nay
Eugene Geesey	yea

YEAS—24
 NAYS—2
 ABSENT—5
 Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1332, Printer's No. 1569 (as amended)

House Bill 1332 creates a Legislative Committee for internships and fellowships consisting of the Speaker, Majority Leader, Majority Whip, Majority Policy Chairman, Minority Leader, Minority Whip and Minority Policy Chairman of the House of Representatives.

The committee is authorized to create a program of internships and fellowships (internships for graduate and/or undergraduate or law students; fellowships for postgraduate and/or graduate students including law students).

Internships may be full or part-time, but in no event shall any internship exceed 12 months or the amount paid to any single intern exceed \$1,200.

Fellowships may be full or part-time, but in no event shall any internship exceed 12 months or the amount paid to any single fellow exceed \$5,000.

According to the bill interns and fellows shall be assigned by the committee to a member of the House of Representatives or any agency of the General Assembly — provided that an intern or fellow shall be employed only on public business. In addition, not more than one-half of all interns and fellows appointed during any fiscal year shall be assigned to members of any one political party.

The committee is authorized to employ an executive director to supervise the work of all interns and fellows.

In addition, the bill authorizes the committee to accept grants from the Federal government and any other source, and appropriates all such sums expected to be received.

As amended, the bill appropriates \$150,000 to the committee for the operation of this program for the period July 01, 1978 to June 30, 1979. Passage of this bill would incur no state costs for fiscal year 77-78.

Prepared by: Steve Rosskopf, Budget Analyst
 House Appropriations Committee
 March 10, 1978

Printer's No. 1569

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1332

Session of 1977

INTRODUCED BY MESSRS. IRVIS, BUTERA, MANDERINO, BERLIN, RYAN, WHITE, DiCARLO, RICHARDSON, WARGO, SWEET, GALLAGHER, DOYLE, RHODES, MILLER, RAPPAPORT, COHEN, SELTZER, RITTER, S. E. HAYES, O'DONNELL, WILLIAMS, ITKIN, FEE, ENGLEHART, LINCOLN, JOHNSON, OLIVER, HOEFFEL, STAPLETON, D. R. WRIGHT, MRS. HARPER, MESSRS. LETTERMAN, CESSAR, MRS. GILLETTE, MESSRS. BERSON, MORRIS, BARBER, RIEGER, KOWALYSHYN, MILLIRON, CASSIDY, KOLTER, GOODMAN, BITTLE, COWELL, PARKER, KNEPPER, POTT, WIGGINS, DUMAS, RUGGIERO, MRS. WISE, MESSRS. ZWIKL, MELUSKEY, BROWN, REED, BORSKI, ZITTERMAN, LAUGHLIN AND DOMBROWSKI, JUNE 15, 1977.

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 15, 1977.

AN ACT

Creating a Legislative Committee for Internships and Fellowships for the purpose of establishing a program of internships and fellowships in the House of Representatives; placing certain limitations upon such programs; and making an appropriation.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Young people, especially students in our colleges and universities, need to acquire a better understanding of the responsibilities and operations of the General Assembly of Pennsylvania. At the same time, the General Assembly stands to benefit from the infusion of enthusiasm and new ideas which would result from the employment of such persons by the General Assembly. It is with the purpose of combining these two advantages that the General Assembly enacts the following legislation.

Section 2. There is hereby created a Legislative Committee for Internships and Fellowships, hereinafter called the committee, consisting of the Speaker, Majority Leader, Majority Whip, Majority Policy Chairman and Minority Leader, Minority Whip and Minority Policy Chairman of the House of Representatives.

Section 3. The committee is authorized to create a program of internships, in which graduate and/or undergraduate students or law students are employed by the committee subject to the following conditions:

(1) Internships may be full-time or part-time, but in no event shall the duration of an internship be for a period exceeding 12 months.

(2) The committee may pay all or part of the stipend of an intern, but in no case shall the total amount paid to any single intern by the committee exceed \$1,200.

Section 4. The committee is hereby authorized to create a program of fellowships, in which postgraduate and/or graduate students, including law students, are employed by the committee subject to the following conditions:

(1) Fellowships may be full-time or part-time, but in no event shall the duration of a fellowship be for a period exceeding 12 months.

(2) The committee may pay all or part of the stipend of a fellow, but in no case shall the total amount paid to any single fellow by the committee exceed \$5,000.

Section 5. Interns and fellows shall be appointed by the committee and shall be assigned by the committee to a member of the House of Representatives, or to any agency of the General Assembly: Provided, That in no event shall the intern or fellow

be employed otherwise than upon public business: And, provided further, That not more than one-half of the total number of interns and fellows appointed for any single fiscal year be assigned to members of any one political party.

Section 6. The committee is hereby authorized to employ an executive director who shall supervise the work of the interns and fellows with a view to maximizing the educational value of their experience and their usefulness to the House of Representatives. The executive director shall be responsible to the committee. The committee is hereby authorized to receive and disburse funds appropriated to carry out the provisions of this act, subject to rules and regulations of the committee. All disbursements made, debts incurred or advancements paid by authorization of the committee shall be subject to the disclosure procedures which govern members' and employees' expenses under the Rules of the House of Representatives.

Section 7. The committee is hereby authorized to make such rules and regulations, and to incur additional expense as may be necessary to carry out the purposes of this act.

Section 8. The committee is authorized to cooperate with and accept grants and assistance from any agency of the Federal Government, any foundation, or from any other source whatsoever. All moneys received from such sources are hereby appropriated to the committee and the committee is authorized to expend such moneys for the purposes of this act.

Section 9. The sum of \$150,000 is hereby appropriated to the committee for the fiscal year July 1, 1977 to June 30, 1978 for the purposes of this act.

Section 10. This act shall take effect in 60 days.

AMENDMENTS TO HOUSE BILL NO. 1332

Printer's No. 1569

Amend Sec. 9, page 3, line 23, by striking out "1977" and inserting 1978

Amend Sec. 9, page 3, line 23, by striking out "1978" and inserting 1979

ROLL CALL

House Bill 1742, Printer's No. 2118

MAJORITY MEMBERS

	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea

John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1742, Printer's No. 2118

This bill amends both the Administrative Code and the General Appropriations Act of 1977.

In amending the Administrative Code it empowers the Secretary of Health to make grants for the purpose of doing research on coal workers pneumoconiosis (Black Lung).

It also amends the General Appropriations Act by allowing the appropriation made to the Department of Health to be used for pneumoconiosis research. At the present time, the General Appropriations Act specifically excludes the use of the monies for research.

The total appropriations for coal workers pneumoconiosis is \$707,000. The Department of Health annually spends approximately \$600,000 on clinic services at 7 clinics, and they expect this year to make three research grants.

The number and amount of research grants awarded in the future will depend upon the future appropriations amounts.

Prepared by: Richard E. Willey
Budget Analyst
House Appropriations Committee (D)
February 22, 1978

Printer's No. 2118

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1742

Session of 1977

INTRODUCED BY MESSRS. GOODMAN, McCALL, WAN-SACZ, WARGO, B. F. O'BRIEN, McLANE, SHUPNIK, MUSTO, W. D. HUTCHINSON, SCIRICA, GATSKI AND ZITTERMAN, OCTOBER 12, 1977.

REFERRED TO COMMITTEE ON MINES AND ENERGY MANAGEMENT, OCTOBER 12, 1977.

AN ACT

Amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all

deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," authorizing the Department of Health to contract or award grants for research on coal workers pneumoconiosis.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of April 29, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," is amended by adding a section to read:

Section 2117. Coal Workers Pneumoconiosis Program.—
The Department of Health shall have the power and its duty shall be to contract or award grants for research on coal workers pneumoconiosis.

Section 2. So much as may be necessary of the appropriation to the Department of Health for the operating and purchasing coal workers pneumoconiosis services made in the act of August 20, 1977 (No. 11-A), known as the "General Appropriation Act of 1977," is hereby appropriated to the Department of Health for the purposes of this act.

Section 3. This act shall take effect immediately.

ROLL CALL

House Bill 1786, Printer's No. 2177

MAJORITY MEMBERS

MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	nay
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	nay
Eugene Geesey	yea

YEAS—24
NAYS—2
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1786, Printer's No. 2177

This bill proposes to amend the Pennsylvania Athletic Code in order to raise certain fees.

FISCAL IMPACT

This bill would raise a variety of boxing and wrestling license fees for events regulated by the State Athletic Commission. These fees are earmarked for use by the Athletic Commission.

In 1976-77 \$10,395 was raised. The Department of State estimates an additional \$5,000 per year would be collected in future years. No additional revenue is expected to be generated in the current fiscal year.

76/77	77/78	78/79	79/80	80/81
Actual	Estimated			
10,395	10,500	15,000	15,000	15,000

Source: Department of State
Prepared by: Glenn R. Rosenberg
House Appropriations Committee
February 16, 1978

Printer's No. 2177

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1786

Session of 1977

INTRODUCED BY MESSRS. OLIVER, JOHNSON, JONES, GIAMMARCO, WHITE, MRS. SCANLON, MR. CIANCIULLI, MRS. KELLY, MESSRS. PIEVSKY, McINTYRE, RUGGIERO, LINCOLN, McLANE, DUMAS, WILLIAMS AND RICHARDSON, OCTOBER 25, 1977.

REFERRED TO COMMITTEE ON STATE GOVERNMENT, OCTOBER 25, 1977.

AN ACT

Amending the act of August 31, 1955 (P. L. 531, No. 131), entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; requiring licenses and permits; conferring powers and imposing duties upon the State Athletic Commission; providing for the granting, suspension, and revocation of licenses and permits issued by the Commission; preserving the rights of existing licensees and permittees; prescribing penalties, fines, forfeitures and misdemeanors; requiring bonds and insurance; creating a Medical Advisory Board; providing for rules and regulations; and making appropriations," further providing for license fees.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:
Section 1. Section 316, act of August 31, 1955 (P. L. 531, No. 131), known as the "Pennsylvania Athletic Code," is amended to read:

Section 316. License Fees.—The following annual license fees shall accompany each application for a license or the renewal of a license:

Promoter's license—	[fifty dollars (\$50.00)] <u>one hundred dollars (\$100.00)</u>
Matchmaker's license—	[thirty-five dollars (\$35.00)] <u>fifty dollars (\$50.00)</u>
Booking Agent's license—	thirty-five dollars (\$35.00)
Physician's license—	[twenty-five dollars (\$25.00)] <u>forty dollars (\$40.00)</u>

Referee's license—	[twenty-five dollars (\$25.00)] [thirty-five dollars (\$35.00)]
Manager's license—	[twenty-five dollars (\$25.00)] [forty dollars (\$40.00)]
Judge's license—	[twenty-five dollars (\$25.00)] [thirty-five dollars (\$35.00)]
Timekeeper's license—	[fifteen dollars (\$15.00)] [twenty-five dollars (\$25.00)]
Announcer's license	[fifteen dollars (\$15.00)] [twenty dollars (\$20.00)]
Professional boxer's license—	[ten dollars (\$10.00)] [twenty dollars (\$20.00)]
Professional wrestler's license—	[ten dollars (\$10.00)] [twenty dollars (\$20.00)]
Trainer's license—	[ten dollars (\$10.00)] [twenty dollars (\$20.00)]
Second's license—	[ten dollars (\$10.00)] [twenty dollars (\$20.00)]

The commission may issue licenses without fees to referees and physicians authorizing them to officiate only at boxing or wrestling contests or exhibitions between amateurs.

Section 2. This act shall take effect in 60 days.

ROLL CALL

House Bill 457, Printer's No. 496

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	nay
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	nay
Eugene Geesey	yea

YEAS—24
NAYS—2
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 457, Printer's No. 496

This bill proposes to amend the Administrative Code of 1929 in order to raise the salaries of the members of the State Athletic Commission.

FISCAL IMPACT

The bill would raise the salaries of members of the commission from \$7,000 to \$12,000 per year. The chairman would receive a raise from \$7,500 to \$12,500 per year. These are the lowest paid commissioners in the Commonwealth. Currently, there is no chairman and all three members receive \$7,000 per year.

The effect of this bill in the current year would be an increase in expense to the Department of State by \$3,000 (depending on date of final passage). While the Department is currently having financial difficulties, it has certified that appropriations are available to pay this pay increase. Future years' fees and General Fund appropriations would be sufficient to cover these increases.

Source: Department of State

Prepared by: Glenn R. Rosenberg
House Appropriations Committee
February 17, 1978

Printer's No. 496

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 457

Session of 1977

INTRODUCED BY MR. OLIVER, MRS. KELLY, MESSRS. CIANCIULLI, DUMAS, SHELTON, JONES, DONATUCCI, JOHNSON, WIGGINS AND GIAMMARCO, MARCH 2, 1977.

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 2, 1977.

AN ACT

Amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further providing for the salary of the State Athletic Commission. The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 427, act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," amended April 28, 1949 (P. L. 776, No. 192), is amended to read:

Section 427. State Athletic Commission.—The State Athletic Commission shall consist of three members, who shall be appointed for terms of two years, and the [Secretary of Revenue] Secretary of the Commonwealth, ex officio.

Each member of the commission, except the [Secretary of Revenue] Secretary of the Commonwealth and the chairman, shall receive a salary of [seven thousand dollars] twelve thousand dollars per annum and the chairman shall receive a salary of [seven thousand five hundred dollars] twelve thousand five hundred dollars per annum.

Two members of the commission shall constitute a quorum, and the concurrence of at least two members of the commission shall be necessary to render valid any action by the commission.

The commission may appoint such number of deputies as shall be approved by the Executive Board, whose compensation shall be fixed by the commission, with the approval of the Governor.

The commission may, with the approval of the [Secretary of Revenue] Secretary of the Commonwealth, appoint a secretary, who shall receive a salary to be fixed by the commission, with the approval of the Governor.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 1894, Printer's No. 2324

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea

Eugene Geesey

yea

YEAS—26
NAYS—0
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1894, Printer's No. 2324

This bill amends the act of January 10, 1968 (1967 P. L. 925, No. 417) by changing certain compensation provisions of the act that relate to officers and employees of the Senate and House of Representatives.

Specifically, House Bill 1894 would change the pay schedule for statutory employees from semi-monthly to bi-weekly — from the fifteenth and last day of the month to Thursday of every other week. This change would standardize the time periods between paychecks.

The bill would effect all statutory employees and all officers of the Senate and House of Representatives. The bill does not increase or decrease the amount of any compensation paid but simply changes the schedule by which that compensation is provided to employees and officers.

Prepared by: Steve Roskopf, Budget Analyst
House Appropriations Committee
March 01, 1978

Printer's No. 2324

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1894

Session of 1977

INTRODUCED BY MESSRS. IRVIS, GEISLER, MANDERINO, ENGLEHART, PRENDERGAST, CESSAR, RYAN, SALVATORE, S. E. HAYES, YAHNER, FEE, JOHNSON, COHEN, KNEPPER, RHODES, LOGUE, RAVENSTAHL, M. M. MULLEN, SHUPNIK, WARGO, O'KEEFE, NOVAK, RENWICK, MORRIS, SCHMITT, PETRARCA, GEORGE, LIVENGOD, D. R. WRIGHT, PARKER, TADDONIO, CAPUTO, FLAHERTY, MRKONIC, ITKIN, DUFFY, GAMBLE, WANSACZ, MILLIRON AND SCHWEDER, NOVEMBER 21, 1977.

REFERRED TO COMMITTEE ON STATE GOVERNMENT, NOVEMBER 21, 1977.

AN ACT

Amending the act of January 10, 1968 (1967 P. L. 925, No. 417), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; providing for compilation of lists of employes," further providing for compensation payable to officers and employes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Subsection (e) of section 41, act of January 10, 1968 (1967 P. L. 925, No. 417), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal and manner of filling vacancies;

fixing the salary of the Director of the Legislative Reference Bureau: providing for compilation of lists of employes," is amended to read:

Section 41. * * *

(e) All compensation payable to officers and employes under the provisions of this act shall be payable [semi-monthly on the fifteenth day and the last day of each month] on Thursday of every other week, or if Thursday is a holiday on the preceding day, on requisition of the Chief Clerk of the Senate or of the House of Representatives, as the case may be, pursuant to certification of the officer under whose direction and control of the officer or employe shall be.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 1934, Printer's No. 2519

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26

NAYS—0

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1934, Printer's No. 2519

House Bill 1934 amends the act of October 15, 1975 (P. L.

390, No. 111), known as the "Health Care Services Malpractice Act" by changing certain annual fees charged physicians, podiatrists and nursing homes. All fees collected under this act are placed in a restricted revenue account and are used to pay administrative costs of the Office of Medical Malpractice.

Currently, physicians and podiatrists are charged an annual fee of \$50. According to HB 1934, this will be reduced to \$25. During the collection year of February 1, 1977 to January 31, 1978, 24,328 physicians and podiatrists paid fees of \$1,216,000. Assuming the same number pay fees during the current collection year, a total of \$608,000 will be collected for a revenue loss of \$608,000.

Currently, all health care organizations except hospitals pay an annual fee of \$100 — this includes all licensed nursing homes. According to HB 1934, the annual fee for nursing homes will be \$50. During the collection year of February 1, 1978 to January 31, 1978, 584 nursing homes paid fees of \$58,400. Assuming the same number pay fees during the current collection year, a total of 29,200 will be collected for a revenue loss of 29,200.

Thus, instead of collecting annual fees of \$1,350,000, collections from all sources will be \$713,000 (\$608,000 from physicians and podiatrists, 29,200 from nursing homes and \$76,000 from all other health care providers).

Annual Revenue Loss (Five Year Projection) Collection Year (February to January)	Revenue Loss*
February 1978 to January 1979	637,000
February 1979 to January 1980	637,000
February 1980 to January 1981	637,000
February 1981 to January 1982	637,000
February 1982 to January 1983	637,000

*Loss based on current number of participants. No annual increase in the number of participants is assumed.

The restricted revenue account used to retain these fees currently holds \$2,446,000. Annual expenditures for the Office of Medical Malpractice amount to approximately \$200,000.

Prepared by: Steve Roskopf, Budget Analyst
House Appropriations Committee
February 6, 1978

Prior Printer's No. 2384 Printer's No. 2519

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 1934

Session of 1977

INTRODUCED BY MESSRS. KOWALYSHYN, BERSON, ZEARFOSS, MILLIRON, SCHMITT, GATSKI, BORSKI, GARZIA, LIVENGOD, McLANE, SCHWEDER, MRS. HARPER, MESSRS. GIAMMARCO, HALVERSON, MOWERY, MACKOWSKI AND FOSTER, DECEMBER 5, 1977.

AS REPORTED FROM COMMITTEE ON INSURANCE, HOUSE OF REPRESENTATIVES, AS AMENDED, JANUARY 30, 1978.

AN ACT

Amending the act of October 15, 1975 (P. L. 390, No. 111), entitled "An act relating to medical and health related malpractice insurance, prescribing the powers and duties of the Insurance Department; providing for a joint underwriting plan; the Arbitration Panels for Health Care, compulsory screening of claims; collateral sources requirements; limitation on contingent fee compensation; establishing a Catastrophe Loss Fund; and prescribing penalties," further defining "primary health center" and further providing for the authority of the insurance commissioner. FURTHER PROVIDING FOR FEES.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The definition of "primary health center" in section 103, act of October 15, 1975 (P. L. 390, No. 111), known as the "Health Care Services Malpractice Act," amended July 15,

1976 (P. L. 1028, No. 207), is amended to read:
 Section 103. Definitions. As used in this act:

“Primary health center” means a community-based nonprofit corporation meeting standards prescribed by the Department of Health, which provides preventive, diagnostic, therapeutic, and basic emergency health care by licensed practitioners who are employees of the corporation or under contract to the corporation and shall also include, but not be limited to, all mental health and retardation and drug and alcoholism service providers contracting with counties as part of the counties’ mental health and retardation or drug and alcoholism plan, or both, providing that the contract agencies are approved or licensed, as appropriate, by either the Department of Public Welfare or the Governor’s Council on Drug and Alcohol Abuse.

Section 2. Section 804 of the act is amended to read:
 Section 804. Authority of Insurance Commissioner. To carry out the objectives of this article, the commission may adopt rules, make orders, enter into agreements with other governmental or private entities and individuals and form and operate or authorize the formation and operation of bureaus and other legal entities. Whenever the commissioner finds after review of the professional liability insurance market that health care professionals, primary health centers, or non-health care facilities included in the State plans of the Department of Public Welfare and the Governor’s Council on Drug and Alcohol Abuse cannot conveniently obtain professional liability insurance through ordinary methods at rates not in excess of those applicable to similarly situated health care providers under the plan, he may direct the plan to provide basic limits professional liability insurance coverage in the amount of \$100,000 per occurrence and \$300,000 per annual aggregate or in other amounts as he may deem appropriate. For the purpose of this section, other health care professionals shall include but are not limited to licensed or approved providers of health and non-health care services of any nature, including but not limited to mental health/mental retardation/drug and alcoholism services, and those providers of health care services which are not licensed but which in the commissioner’s judgment contribute substantially to the public welfare through the delivery of or which support the delivery of health care services.

Section 3. This act shall take effect in 30 days.
 SECTION 1. SECTION 304, ACT OF OCTOBER 15, 1975 (P. L. 390, No. 111), KNOWN AS THE “HEALTH CARE SERVICES MALPRACTICE ACT,” IS AMENDED TO READ:
 SECTION 304. FEES PAID BY HEALTH CARE PROVIDERS.—(A) THE ADMINISTRATION OF THIS ACT SHALL BE FUNDED IN PART FROM FEES CHARGED TO EACH HEALTH CARE PROVIDER PRACTICING IN THE COMMONWEALTH AND PAYABLE TO THE ADMINISTRATOR.
 (B) PHYSICIANS AND PODIATRISTS PRACTICING IN THE COMMONWEALTH SHALL BE CHARGED [\$50] \$25 ANNUALLY.
 (C) AN ANNUAL FEE OF \$500 SHALL BE CHARGED TO EACH HOSPITAL WITH 250 OR MORE BEDS. AN ANNUAL FEE OF \$350 SHALL BE CHARGED TO ALL OTHER HOSPITALS. AN ANNUAL FEE OF \$100 SHALL BE CHARGED TO ALL OTHER HEALTH CARE ORGANIZATIONS EXCEPT NURSING HOMES WHICH SHALL BE CHARGED AN ANNUAL FEE OF \$50.
 SECTION 2. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.

ROLL CALL

House Bill 2030, Printer’s No. 2542

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwickl	yea
MINORITY MEMBERS	
Frank O’Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
 NAYS—0
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O’CONNELL, JR.

Bill Analysis

House Bill 2030, Printer’s No. 2542
 Prime Sponsor: Representative Pievsky

HB 2030 appropriates a total of \$219,000 in state and federal funds to the Department of Justice to establish a Medicaid Fraud Control Unit to investigate allegations of fraud involving Medicaid payments to Pennsylvania. The Office of Criminal Law and the Bureau of Investigations of the Department of Justice will carry out prosecutions and investigations under this program. These units will deal with Medicaid fraud in nursing homes, laboratories and by physicians.

Recent amendments to the Social Security Act allow investigations of Medicaid fraud to be conducted by state Attorney General’s offices. Those same amendments provide for Federal funding of such investigations (up to 90%). Specifically, the amendments allow states to expend the greater of \$125,000 per quarter of ¼ of 1% of the prior quarter’s expenditures under

the state's Title XIX Medicaid Plan.

For calendar year 1978, the Department of Public Welfare estimates that the total cost of Pennsylvania's Title XIX Medicaid Plan will be \$713,600,000. The maximum amount that could be earned by the Medicaid fraud unit, then, would be \$1,784,000 ($713,600,000 \times .01 \times .0025 = 1,784,000$). For the last six months of fiscal year 77-78, then, the maximum expenditure for operation of the unit that federal reimbursement could be applied against is \$892,000 ($\$1,784,000 \div 2 = \$892,000$). Since the unit is not currently in existence and will require a period for startup, the maximum expenditure will not be reached.

It should be noted that some of Pennsylvania's Medical Assistance costs are not covered by Title XIX or the Social Security Act. This fact could reduce the amount of federal reimbursement available for this unit from 90% to 72%. At this time no decision has been made at the Federal level concerning this matter.

For the remainder of fiscal year 77-78, a total of \$80,000 in state funds will be required to match \$140,000 available from the federal government.

The \$80,000 in state funds will be divided as follows: Office of Criminal Law, \$14,500; Bureau of Investigations, \$64,500. Federal funds will be divided as follows: Office of Criminal Law, \$23,000; Bureau of Investigations, \$117,000.

Bill Analysis

House Bill 2030, Printer's No. 2542
 Prime Sponsor: Representative Pievsky

Funds for the Office of Criminal Law will provide for 4 attorneys and 2 clerk stenographers in addition to operating expenses. Funds for the Bureau of Investigation will provide for 1 administrative officer, 4 clerical personnel, and 16 criminal investigators in addition to operating expenses.

Federal funds to offset the cost of this unit will be available through September 30, 1980. It is unclear at this time if states will be required to provide total funding for such units or if additional federal funds will be made available after that date. It should be noted, however, that a Congressional staff report indicated that once 90% federal funding ran out, legislation would be sought to provide 50% funding for an indefinite period of time.

Prepared by:
 Committee: Appropriations
 Name: Steve Roszkopf
 Date: March 03, 1978

Printer's No. 2542

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 2030

Session of 1978

INTRODUCED BY MESSRS. PIEVSKY AND O'CONNELL,
 JANUARY 31, 1978.

REFERRED TO COMMITTEE ON APPROPRIATIONS, JAN-
 UARY 31, 1978.

AN ACT

Making an appropriation to the Department of Justice for the fiscal year July 1, 1977 to June 30, 1978 for the purposes of establishing a unit to prevent health care provider and recipient abuse of the Medicaid System.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The sum of \$219,000, or as much thereof as may be necessary, is specifically appropriated to the Department of Justice for the fiscal year July 1, 1977 to June 30, 1978 to establish a program for the prevention and control of abuses by health care providers and recipients of funds from the Medicaid program. The appropriation shall come from the following

services and utilized in the following manner:

(1) From the General Fund of the Commonwealth of Pennsylvania:

- (i) To the Office of Criminal Law — For the establishment of a Medicaid Fraud Control Unit . . . \$14,500;
- (ii) To the Bureau of Investigations — For the establishment of a Medicaid Fraud Control Unit . . . 64,500.

(2) From Federal revenues made available to the Commonwealth:

- (i) To the Office of Criminal Law — For the establishment of a Medicaid Fraud Control Unit . . . \$23,000;
- (ii) To the Bureau of Investigations — For the establishment of a Medicaid Fraud Control Unit . . . 117,000.

Section 2. This act shall take effect immediately.

AMENDMENTS TO HOUSE BILL NO. 2030

Printer's No. 2542

Amend Sec. 1, page 1, line 13, by inserting after "and" shall be

ROLL CALL

House Bill 2043, Printer's No. 2564

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26

NAYS—0

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

Bill Analysis

House Bill 2043 amends the Act of August 24, 1977 (Act 12-A), known as the Federal Augmentation Appropriation Act of 1977, by making additional appropriations to and amending current appropriations for the following departments: Executive Offices, Governor's Council on Drug and Alcohol Abuse, Agriculture, Civil Service Commission, Commerce, Education, Environmental Resources, Health, Historical and Museum Commission, Justice, Probation and Parole, Public Welfare, State Police and Judicial Departments.

Attached is an analysis of each grant.

GOVERNOR'S OFFICE

State Appropriation: Office of Human Resources
Title XX Social Services

Current Amount	Recommended Amount	Increase (Decrease)
\$410,000	\$457,000	\$47,000

The requested increase will be used to cover the salaries/benefits of six current employees of the Action Center. These individuals were employees of the Office of Administration who had been furloughed. It should be noted that OA controlled these personnel positions even though these individuals were assigned to work for the Action Center.

State Appropriation: Office of Administration
U.S. Civil Service Commission — Intergovernmental Personnel Act (IPA)

Current Amount	Recommended Amount	Increase (Decrease)
\$300,000	\$471,000	\$171,000

These additional funds are requested so that there will be authorization to spend the additional funds which are being made available by the Federal Government. These funds will be used to expand current programs.

OA's programs deal with finding ways to improve the state's personnel system. Such activities as evaluation, equipment purchases, and the hiring of consultants are permitted. No additional personnel are to be hired. It is anticipated that these funds will be used to cover increased operating costs.

State Appropriation: Office of Administration
Law Enforcement Assistance — Telecommunications Grant

Current Amount	Recommended Amount	Increase (Decrease)
\$75,000	\$109,000	\$34,000

Authorization is needed to permit the spending of these additional funds being provided. This will permit the expansion of current program activities by providing additional funds for operating expenses.

With this funding the Bureau of Management Services provides telecommunications consultative services to the Governor's Justice Commission. The Bureau reviews applications sent to the Commission. The review concentrates on the technical aspects of the grant request to determine the feasibility of doing what the grantee proposes to do. The Bureau also works with grant applicants to help them determine what they want to do. Follow-up work can be done to make sure that a telecommunications system that is purchased is properly installed. Any area of the telecommunications field — radios, dispatching, etc. — may be involved. This is a 50% matching grant.

State Appropriation: Office of Administration
Comprehensive Employment and Training Act (CETA) Title 1
Governor's Tension Task Force

Current Amount	Recommended Amount	Increase (Decrease)
\$50,000	\$75,000	\$25,000

This task force is designed to provide personnel who work in community development or community relations programs in an effort to relax civil tension situations. This effort developed as an attempt to head off civil disturbances like those which occurred in urban areas in the 1960's. The additional funds, which are now available, would be used to hire two individuals to work as regional representatives.

State Appropriation: Office of Administration
Comprehensive Employment and Training Act (CETA) Titles 2, and 6 Indirect Costs Reimbursement

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$200,000	\$200,000

This request is being made to take advantage of a Federal program whereby indirect administrative costs for federally funded programs may be claimed. The intent of this reimbursement plan is to recognize that there are state agency costs involved in supporting federally funded programs that are not directly attributable to the federal programs. This reimbursement will not mean any additional expenditures or activity on the part of OA.; it will mean reimbursement for expenses already incurred.

Federal regulations permit this type of reimbursement, but OA did not choose to seek it until this fiscal year. These funds will come out of those to be used to fund CETA programs.

State Appropriation: Office of Administration
Comprehensive Employment and Training Act — CETA Title 3
Statewide Youth Services Grant

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$150,000	\$150,000

Funds from this federal grant will be used to supply such job related services as model job programs and job planning activities; there may even be some job creation. Contracts will be written with private non-profit vendors to provide services. O.A. plans to use this money for administration and monitoring of contracts to non-profit vendors who will be providing services to youths. The focus is on the creation of model job programs and job planning activities. Funds for this program are to come from those appropriated in the Youth Employment and Demonstration Projects Act of 1977".

State Appropriation: Office of State Planning and Development
Economic Development — Planning Assistance

Current Amount	Recommended Amount	Increase (Decrease)
\$381,500	\$195,000	(\$186,500)

A decrease in the amount authorized is requested because of a downward revision of the estimate of what will be needed to carry out the activities of this program.

State Appropriation: Office of State Planning and Development
Coastal Zone Management Act of 1972

Current Amount	Recommended Amount	Increase (Decrease)
\$57,000	\$—0—	(\$57,200)

Since no grant award is to be made, authorization to spend is no longer needed.

State Appropriation: Office of State Planning and Development
Community Services Act of 1974, Section 232

Current Amount	Recommended Amount	Increase (Decrease)
\$75,000	\$—0—	(\$75,000)

Because no grant is to be awarded authorization is no longer needed.

State Appropriation: Office of State Planning and Development
HUD — Impact Analysis

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$118,000	\$118,000

This will fund a study of the secondary impacts resulting from the location of a steel plant in western Pennsylvania. Industrial and residential growth, as well as infrastructure development will be dealt with. Analysis of the data will be used to produce alternative plans for future development. It is anticipated that much of the work will actually be done by the North West Regional Planning Commission.

State Appropriation: Pennsylvania Council on the Arts
Emergency School Aid — Special Programs

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$96,000	\$96,000

This is a pass-through grant which is targeted as a program to aid in dealing with problems found in racially troubled schools. It is anticipated that the Harrisburg school district will again receive this money.

State Appropriation: Council on the Arts
Comprehensive Employment and Training Act (CETA)

Current Amount	Recommended Amount	Increase (Decrease)
\$300,000	\$—0—	(\$300,000)

The grant never materialized, therefore, authorization is no longer necessary.

State Appropriation: Governor's Energy Council
Cooperative Agreement

Current Amount	Recommended Amount	Increase (Decrease)
\$2,391,000	\$—0—	(\$2,391,000)

This appropriation is being deleted and replaced with three specific appropriations.

State Appropriation: Governor's Energy Council
Department of Energy — Solar Heating & Cooling Demonstration Act of 1974

Current Amount	Recommended Amount	Increase (Decrease)
\$1,270,000	\$1,308,000	\$38,000

The Department of Energy has made more money available to the Energy Council for the administrative costs of this program. These funds will be used to provide reimbursement for operating expenses. No personnel are to be hired.

State Appropriation: Governor's Energy Council
Department of Energy — Energy Policy and Conservation Act (EPCA)

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$1,645,000	\$1,645,000

This is one of the projects currently being carried out under the cooperative agreement mentioned above. Various energy conservation techniques — including energy conservation by the state, promotion of and education about energy conservation are to be used in demonstration projects.

State Appropriation: Governor's Energy Council
Department of Energy — Energy Conservation and Production Act (ECPA)

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$500,000	\$500,000

This is a follow-up to the grant mentioned above and is intended to be a supplement to it. The emphasis will be on increasing public awareness of energy conservation techniques, promoting intergovernmental cooperation, energy audits, and a demonstration program at the state level on the use of van pools. This is one of the grants formerly conducted under the cooperative agreement.

State Appropriation: Governor's Energy Council

Department of Energy — Project Conserve		
Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$213,000	\$213,000

This grant, formerly a part of the cooperative agreement, will be used to provide information to consumers on how to conserve energy. The major thrust will be providing information to consumers on specific problems they have in making their homes more energy efficient.

State Appropriation: Women's Commission
Comprehensive Employment and Training Act (CETA) Title 2 — Balance of State

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$77,000	\$77,000

These funds will be used by the Commission to hire individuals to work in a variety of areas providing assistance to women. They could be used in such positions as outreach workers, or as staff in women's centers providing services to victims of domestic abuse or rape. Since balance-of-state CETA funds are to be used, the Commission will have to hire unemployed personnel in those counties for which the funds are earmarked; these will be the counties of Adams, Greene, Columbia, Montour, Mifflin, and Snyder.

GOVERNOR'S COUNCIL ON DRUG AND ALCOHOL ABUSE

State Appropriation: General Government Operations
"State Training Systems Project — NIDAAA"

Current Amount	Recommended Amount	Increase (Decrease)
\$39,000	\$49,000	\$10,000

The \$10,000 increase reflects additional funds made available for this grant by the National Institute on Alcoholism and Alcohol Abuse.

The grant is used to fund training programs for counselors in local drug and alcohol programs. No state match is required for this grant.

State Appropriation: General Government Operations
State Prevention Coordinator — NIDAAA

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$5,000	\$5,000

This grant is to offset part of the salary of one Council staff member who coordinates local drug and alcohol training programs.

State Appropriation: Grants to Drug and Alcohol Programs
Social Rehabilitative Services — Title XX

Current Amount	Recommended Amount	Increase (Decrease)
\$2,064,000	\$4,128,000	\$2,064,000

This appropriation is used to reimburse drug and alcohol service providers through the single county authorities for eligible services rendered to SRS eligible clients as delineated in the SRS plan — Drug and Alcohol Services.

Even though funds were appropriated for this program for fiscal year 76-77, the Governor's Budget Office did not allocate the funds because they would not actually be paid out to the local providers until fiscal year 77-78.

Title XX funds cannot be carried over from one fiscal year to the next unless they are in the State Treasury at the end of the fiscal year; these funds were not in the Treasury and must be reappropriated. Therefore, the current appropriation covers fiscal year 76-77 obligations only. The additional \$2,064,000 will then cover fiscal year 77-78 obligations.

It is important to note that, according to stipulations in Title XX contracts, the Federal government may not reimburse for services rendered prior to the encumbrance of a contract. Therefore, even though local service providers are providing services now, there is no guarantee that they will be reimbursed for the services because the contracts for fiscal year

77-78 have not been encumbered. In order to minimize any potential losses, it is necessary to provide an appropriation so that current year contracts may be encumbered as soon as possible.

State Appropriation: Grants to Drug and Alcohol Programs "LEAA — Regional Alcohol and Drug Abuse Rehabilitation Center"

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$210,000	\$210,000

The recommended amount will assist in establishing a residential therapeutic center in Ross Township, Luzerne County, to provide drug and alcohol treatment to 36 male and female residents, 13-18 years of age referred to the center by the court system in the 15 county northeast region of Pennsylvania. Referral to this center will be an alternative to incarcerating juveniles for drug and/or alcohol abuse offenses.

This grant will run from January 1, 1978 to December 31, 1978 and will be matched by 23,000 from the Council's General Government appropriation. According to the grant application, LEAA funds will be sought for operation of the center in future years.

Funds from this grant will support 25 center staff (both administrative and service staff), operating expenses of the Center and upgrading of the physical plant (addition of smoke alarms, installation of lights etc.).

This grant was approved by the General Assembly during fiscal year 76-77. The grant was never carried out due to problems with local zoning ordinances.

According to GCDA, all zoning permits have been obtained for this facility.

DEPARTMENT OF AGRICULTURE

State Appropriation: General Government Operations U.S. Department of Agriculture — Federal/State Poultry Grading Service

Current Amount	Recommended Amount	Increase (Decrease)
\$115,000	\$130,000	\$15,000

The additional funds are available because the federal government has increased the reimbursement rate for the work being performed by the Pennsylvania Department of Agriculture. The Department uses these funds for both mandatory and voluntary inspection programs of egg products, poultry and rabbits.

State Appropriation: General Government Operations Comprehensive Employment and Training Act (CETA) Title — 6 Rural Housing

Current Amount	Recommended Amount	Increase (Decrease)
\$1,700,000	\$2,000,000	\$300,000

This additional funding results from another contract to provide jobs. These individuals will be used to rehabilitate housing in rural areas in the counties of Monroe, Bradford, Clearfield and Adams. It is anticipated that an additional 100 persons will be hired.

State Appropriation: General Government Operations Environmental Protection Agency — Pesticide Enforcement Inspections

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$184,000	\$184,000

These funds will provide reimbursement to the Department for inspections it will conduct to determine if regulations covering the use of pesticides are being complied with. No additional personnel are to be hired.

CIVIL SERVICE COMMISSION

State Appropriation: General Government Operations

Mid-Atlantic Personnel Assessment Consortium (MAPAC) — IPA Grants

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$8,000	\$8,000

Prior to the 1970's, a considerable degree of merit system isolationism prevailed. Most state and local jurisdictions worked independently to solve selection problems. Tests were jealously guarded and few jurisdictions could afford selection research. When research was done, it was not usually publicized. The limited state and local test validation which took place rarely involved employees from more than one jurisdiction.

The purpose of MAPAC is to provide a structured and organized approach for member jurisdictions to work together to solve common selection needs and problems. Specifically, the purposes are:

To develop improved selection procedures and instruments through sharing and exchanging information and conducting cooperative projects thereby making the most efficient use of resources.

Help member jurisdictions meet professional and legal standards for personnel selection.

To provide an action-oriented forum for joint consideration and recommendation on professional and legal issues impacting on personnel selection.

Increase the technical competence of examinations and research personnel in member jurisdictions.

State Appropriation: General Government Operations Test Coaching — IPA Grants

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$5,000	\$5,000

It has long been established that certain individuals, in spite of a conscientious desire to succeed, do not perform up to their capability on competitive examinations. Reasons for this include nervousness, social and economic background, lack of experience in taking tests, etc. Besides being a severe handicap to many individuals seeking equal employment opportunity, this phenomenon has lowered the merit system's examination reliability as an indicator of an applicant's true ability, and job potential.

The Civil Service Commission is developing two test coaching programs to enable individuals to overcome handicaps of this nature, and thus be more competitive on occupational examinations.

State Appropriation: General Government Operations Handicapped/Hispanic Program Coordinators — IPA Grants

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$20,000	\$20,000

Funding is requested to establish the temporary positions of Handicapped Program Coordinator (18 months duration) and Hispanic Program Coordinator (24 months duration). The coordinator's tasks are to review, revise, and develop policies and procedures for dealing with the above program areas, as regards the merit system administration.

As a continued evaluation and upgrading of its responsibilities, the Pennsylvania State Civil Service Commission recognizes as a major objective, the need to foster fair and equitable employment practices for handicapped persons and those of Hispanic origin. This includes, but is not limited to, recruitment programs, publicity and public information, examination and selection practices (including interviews, language translation, special provisions for handicapped interviewing, etc.), job placement programs, and followup studies to determine overall effectiveness and areas for change.

State Appropriation: General Government Operations Digest of Adjudications — IPA Grants

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$4,000	\$4,000

As the caseload of the State Civil Service Commission has

continued to grow, it has become necessary to establish more comprehensive reference materials related to the Civil Service Act for use by individual appellants and Commonwealth agencies.

The Commission anticipates that the project will improve and expand the resources available to agency personnel officers and attorneys who must cope with the increasing impact of decisions by courts and administrative agencies such as the Civil Service Commission in complex areas such as due process rights of employees. The digest will also be provided to labor organizations, legal aide societies, law libraries, and appellant's attorneys in order to acquaint employees with their rights and obligations under the Civil Service Act.

The primary objective of the project will be the preparation and distribution of the digest of Commission adjudications and related court appeals to be used in the development of a sound and consistent personnel program for the Commonwealth of Pennsylvania. This will be accomplished through the analysis, subject matter indexing, and distributing of civil service appeal decisions.

COMMERCE

State Appropriation: General Government Operations
Comprehensive Employment and Training Act (CETA)

4% Discretionary Funds — Travel Brochure Development

Current Amount	Recommended Amount	Increase (Decrease)
\$250,000	\$—0—	(\$250,000)

The Department decided not to pursue this project, therefore, authorization is no longer necessary.

State Appropriation: Pennsylvania Science and Engineering Foundation
Appalachian State Research Technical Assistance and Demonstration Projects

Coal Energy Research

Current Amount	Recommended Amount	Increase (Decrease)
\$100,000	\$107,000	\$7,000

The additional funds are being requested to carry out current program activities. The federal government is making these funds available because of an original underestimation of the funds needed to carry out this project. All the projects are involved with various aspects of coal energy research through such institutions as Penn State.

State Appropriation: Pennsylvania Science and Engineering Foundation
ARC Geological Research

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$20,000	\$20,000

The funds provided will be used by PSEF to enter into a research project at Penn State which will use satellite photographs to detect areas where natural gas may be located. The counties of Warren, McKean, Forest and Elk will be surveyed. Training of personnel, data analysis, map making, on-site inspections, and informational seminars are to be conducted.

COMMUNITY AFFAIRS

State Appropriation: General Government Operations
U.S. Civil Service Commission — Intergovernmental Personnel Act (IPA)

Current Amount	Recommended Amount	Increase (Decrease)
\$400,000	\$430,000	\$30,000

The increase is due to the fact that the federal government has made more money available to Pennsylvania. This will allow an increase in current program activities.

State Appropriation: General Government Operations

Safe Drinking Water Act

Current Amount	Recommended Amount	Increase (Decrease)
\$15,000	\$—0—	(\$15,000)

These funds were to have been used to train local government officials to meet the requirements of the Safe Drinking Water Act. The Federal government will not be making an award, therefore, no appropriation is required.

State Appropriation: General Government Operations
Community Services Administration — Energy Conservation

Program

Current Amount	Recommended Amount	Increase (Decrease)
\$15,000,000	\$7,000,000	(\$8,000,000)

The reduction results from the Community Services Administration reducing its participation in weatherization programs.

Department of Community Affairs over-estimated the money that would be available through this agency. Instead, the Department of Energy money is now available and the department will be seeking \$7,000,000 from that source.

State Appropriation: General Government Operations
Department of the Interior — Bureau of Outdoor Recreation —

BOR Projects

Current Amount	Recommended Amount	Increase (Decrease)
\$180,000	\$275,000	\$95,000

The request for increased funds arises for two reasons. First of all, BOR is providing additional reimbursement for work performed in the last state fiscal year. BOR is also providing additional reimbursement for the current fiscal year because BOR believes the Department ought to be receiving more reimbursement for the work it is performing.

State Appropriation: General Government Operations
HEW — Environmental Training

Current Amount	Recommended Amount	Increase (Decrease)
\$10,000	\$—0—	(\$10,000)

The federal government made no award; therefore, authorization is no longer necessary.

State Appropriation: General Government Operations
HUD — Community Development Technical Assistance

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$659,000	\$659,000

Any funds realized would be used to provide grants to regional and local training groups. These groups would provide training to communities on how to apply for and make use of Community Development Block Grants. The Department estimates that from one to three limited term full time persons would be hired to administer the program; an estimated 10%-12% of the grant could be used for administrative costs.

State Appropriation: General Government Operations
Environmental Protection Agency — Water Plant Operation

Training

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$25,000	\$25,000

Training would be provided to personnel of drinking — water plants. Part-time wage payroll instructors would be used on an as-needed basis. These funds would also be used to pay for training sites and training materials.

State Appropriation: General Government Operations
Department of Energy — Weatherization

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$7,000,000	\$7,000,000

The Department is anticipating receipt of these funds, and will use them to fund local organizations to obtain supplies and personnel.

This additional funding was made available when the Department of Energy was created last year. This program money is similar to the Community Services Administration Energy Conservation Program.

EDUCATION

State Appropriation: General Government Operations
Preparation of Teachers of Handicapped Children — Administration

Current	Requested	Increase
\$35,000	\$53,000	\$18,000

This grant provides for the administration of a program which provides grants through contracts to school districts, I.U.'s and colleges and universities to develop in-service programs and training programs for special education teachers.

The \$18,000 increase represents the first increase in some time for this function, and it is the result of inflationary pressures and increased administrative responsibilities.

The appropriation supports 2 staff positions and does not require any state funds involvement.

State Appropriation: General Government Operations
Right to Read

Current	Requested	Change
\$270,000	\$200,000	(\$70,000)

This appropriation supports training activities for local reading specialists, and public information dissemination aimed at nurturing positive attitudes toward reading, listening, speaking and writing.

There will be Executive Academies for school leaders, T.V. spots in service training the development and distribution of instructional materials and a conference.

The change in the amount of the grant was necessitated by a reduced appropriation for this program nationally.

The funds support two (2) positions at the state level, and requires no state funds.

State Appropriation: General Government Operations
Desegregation of Public Education

Current	Requested	Increase
\$200,000	\$260,000	\$60,000

This appropriation allows the Department of Education to help school districts with desegregation problems by having workshops, providing help with federal plans etc.

This is a project grant which supports 8 people with no state funds involvement.

The additional \$60,000 will be direct grants to Philadelphia (\$34,000) and Pittsburgh (\$26,000) so they can obtain assistance in developing their desegregation plans.

State Appropriation: General Government Operations
Vocational Education

Current	Requested	Change
\$3,200,000	\$3,700,000	\$5,000

This appropriation provides for the administrative costs of a \$27 million restricted receipt which funds local voc-ed programs. The administrative funds pay for regional field officers. Computer operations, and other in-house operating expenses such as word processing.

The increase results from a PDE request to use administrative funds which would have been used for program costs to fund a number of other departmental activities which the federal regulations allow — (the \$500,000 can be used for indirect departmental costs). Those activities include:

- TWX Rental for I.U.'s
- Word Processing
- Educational Qual. Assessment Contracts
- Higher Education Regionalization
- Other General Operating Cost

which can help offset cuts made in the General Budget.

There is a state funds match requirement and this particular program will cost the state additional funds in the future. The state match this year is \$740,000 and represents a 20% match by 1979/80 the state match is expected to be \$2,481,000 representing a 50% match.

The total program supports 114 people.

State Appropriation: Comprehensive Employment and Training Act (Ceta) Vocational Education Administration

Current Amount	Recommended Amount	Increase (Decrease)
\$290,000	\$384,000	\$94,000

This grant provides funds for P.D.E. to assist CETA prime sponsors re, policy changes, budget, monitor the projects, and provide the U.S. Department of Labor with reports required.

The grant administers a \$4.8 million Restricted Receipt. Federal Regulations allow P.D.E. to spend up to \$960,000 administration, however, P.D.E. chooses to use as much of the funds as possible for program purposes.

The increase in the appropriation results from an order on the part of the U.S. Department of Labor to hire 6 additional field staff for administrative purposes.

No state funds are involved. There are 21 staff supplied by this appropriation.

State Appropriation: General Government Operations
Child Nutrition Administration

Current Amount	Recommended Amount	Increase (Decrease)
\$604,000	\$1,000,000	\$396,000

This appropriation administers a \$100,000,000 Food and Nutrition Restricted Receipt. There are 29 staff who review applications, process payments and provide field technical advice.

The increase results from two things. A special \$60,000 amount to develop and distribute and information book on Food and Nutrition techniques, and the rest is the result of P. L. 94-105 which for the first time requires field audits of the local programs.

No state funds are involved.

State Appropriation: General Government Operations
Career Education Program

Current	Requested	Change
\$45,000	\$51,000	\$6,000

This program originally funded at \$45,000 has been increased to \$51,000 as a result of final negotiations with the federal government.

The funds will allow Pennsylvania to develop a state plan for career education program and staff requirements. The plan will be targeted toward federal funding which is expected to start flowing in the next fiscal year.

This is a one-year project which supports 1.5 positions and requires no state funding.

State Appropriation: General Government Operations
Nutrition Education

Current Amount	Recommended Amount
\$—0—	\$191,000

This is a grant which Pennsylvania has been notified it will receive but for which federal guidelines have not been written.

The General activities identified at this point are:

1. Instruction of students on food nutrition
2. A training school for food service personnel
3. Instruction of teachers on food nutrition
4. Development of class room materials
5. An assessment of nutrition education needs in the state
6. Teaching of pilot projects in nutritional education.

There is a 100% state model which means we must kick in \$191,000, however, the U.S. Department of Agriculture has indicated that the state may use the Federal Child Nutrition Administration money as the state match.

Five staff are supported by this grant.

State Appropriation: General Government Operations

“Right to Read” — Basic Skills

<u>Current</u>	<u>Requested</u>
\$—0—	\$85,000

This grant will allow PDE to test recommendations of the U.S. Office of Education Basic Skills Task Force for federal, state and local coordination of basic skills education and develop a state plan for basic skills.

The specific activities involve developing a model for the delivery of basic skills programs. Identify a school district as a pilot project for a federally funded basic skills program conduct in-service training for local staff participating in the project, conduct a statewide meeting for improvement of basic skills programs and publish and disseminate a report on the basic skills project.

This will be a two-year project with no state funds involvement.

State Appropriation: General Government Operations
“Law Enforcement Assistance Administration”

<u>Current</u>	<u>Requested</u>
\$—0—	\$380,000

These funds will allow the Department of Education to make subgrants to 10-12 school districts for specific programs aimed at reducing truancy, drop-outs, vandalism, and assaults. Guidelines for local programs have not yet been written.

While the federal government only requires a 10% match, the Governor’s Justice Commission is requiring PDE to match an additional \$22,000 beyond the \$38,000 required by the Feds.

State Appropriation: General Government Operations
“Training of School Food Service Personnel”

<u>Current</u>	<u>Requested</u>
\$—0—	\$69,000

This is a one-time grant which will allow the Department of Education to develop a state wide training program for Food Service personnel.

Through a series of workshops of the 29 I.U., this program will focus on all aspects of food service:

- Food Preparation
- Plate Waste
- Worker Productivity
- Rate of Food Service to Child Health
- Financial Management

There are no state funds involved. The project will end December 31, 1978.

State Appropriation: State Library
“Pre White House Conference on Libraries”

<u>Current</u>	<u>Requested</u>
\$—0—	\$25,000

This appropriation will defray the cost of a pre-White House conference on libraries and information services. This conference will develop recommendations for state government on library programs and legislation for the White House Conference which will take place in 1979.

No state funds are involved.

State Appropriation: General Government Operation:
Energy Research and Development

<u>Current</u>	<u>Requested</u>
\$—0—	\$13,000

This new one-year grant has as its sole purpose the writing, editing and preparation of an updated version of The Environmental Impact of Electrical Power Generating, Nuclear and Fossil. This is a source book for secondary school, college and adult education.

State Appropriation: General Government Operations

Teacher Centers Program — Administration

<u>Current</u>	<u>Requested</u>
\$—0—	\$30,000

This grant is to administer a new federal program which will establish initially one Teacher Center for in-service training at the local levels. The first center will be in Lancaster for the Lancaster-Lebanon area.

The Department will review proposals by local educational agencies (LEA), it will provide technical assistance most likely through a contract basis, and will disseminate whatever information the center may develop, most likely through the Montgomery Co I.U., again on a contract basis.

There is no state money involved. The grant is expected to pay one-half of a clerical salary.

State Appropriation: General Government Operations
Guidance and Counseling

<u>Current</u>	<u>Requested</u>
\$—0—	\$152,000

This is a 9 month grant which will provide in-service activities for first year counselors and counselors for special education. It will also allow for the development of guidance publications and T.V. spots, provide for a summer institute for guidance directors, plus allow of specific guidance projects at the local educational agency.

There will be five staff positions, and no state funds will be involved.

The funds must be spent by September 30, 1978.

State Appropriation: General Government Operations
Common Care Data Survey

<u>Current Amount</u>	<u>Recommended Amount</u>
\$—0—	\$13,000

This grant is the Federal payment for the costs associated with collecting data from the school districts so that it can be passed on to the National Center for Educational Statistics.

There are no State funds involved.

State Appropriations: General Government Operations
Community Education

<u>Current</u>	<u>Requested</u>	<u>Change</u>
\$110,000	\$69,000	(\$41,000)

When the \$110,000 was originally appropriated, the grant had not yet been awarded. The \$110,000 was the amount applied for, it was negotiated downward by the Feds.

The grant which will be supplemented by \$21,000 at State funds and will support 3 positions, will provide for the development of a State plan to use public buildings facilities, equipment and other resources. It will also provide for at least 4 workshops throughout the State and for 4 meetings of the State Advisory Board.

DEPARTMENT OF ENVIRONMENTAL RESOURCES

State Appropriation: General Government Operations
Coastal Zone Management Program

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$40,000	\$222,000	\$182,000

These increased funds will be used to conduct a study of the impact on Pennsylvania of development of the outer continental shelf. It is anticipated that the impacts would be felt in those areas of Pennsylvania where port facilities are located. The funds will be used to provide a sub-grant to the Governor’s Energy Council.

The increased level of funding reflects a desire on the part of the federal government to speed up the completion of this project. The additional funds will be used to underwrite the costs of a contract.

State Appropriation: General Government Operations

Environmental Protection Agency — Acid Mine Drainage Abatement		
Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$78,000	\$78,000

This will fund a demonstration project to determine the effectiveness of using connector wells to prevent acid mine drainage from entering ground water.

State Appropriation: General Government Operations Comprehensive Employment and Training Act (CETA) Title 8 — Young Adult Conservation Corp.		
Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$3,460,000	\$3,460,000

This is a new CETA Title and will be used to provide employment to individuals between the ages of 16 and 23. It is anticipated that 325 positions will be created.

While DER will have overall responsibility for the program other state-level agencies will participate. The Bureau of Employment Security will provide recruitment and referral services. The Departments of Community Affairs, Environmental Resources and the Fish and Game Commissions will supervise and determine what work will actually be done.

State Appropriation: General Government Operations U.S. Department of the Interior — National Water Assessment Program		
Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$5,000	\$5,000

These funds will be used to reimburse the Department for work done in-house. A study of the supply and demand needs of the river basins in Pennsylvania is to be done.

State Appropriation: Land Protection Environmental Protection Agency — Solid Waste Planning, Study, Feasibility, and Demonstration Grants		
Current Amounts	Recommended Amount	Increase (Decrease)
\$682,000	\$774,000	\$92,000

These funds are being made available by the Federal Government to extend these project grants. Of the total new money, \$75,000 will be used in the project concerned with municipal sewage sludge and \$17,000 for the project involving flue gases desulfurization sludges.

The first project uses sewage sludge in a project to evaluate the effectiveness of municipal sewage sludge in reclamation, stabilization and erosion control of strip mine land for agricultural purposes.

The second project uses flue gas desulfurization sludge as a way to reduce the problems of mine drainage and mine subsidence.

State Appropriation: Forestry Operations Department of Agriculture — Forest Fire Prevention and Control		
Current Amount	Recommended Amount	Increase (Decrease)
\$350,000	\$538,000	\$188,000

The increase in funding results from the fact that the Federal Government has made more funds available. No programmatic changes will be made.

State Appropriation: Forestry Operations Youth Conservation Corp — Grants to States		
Current Amount	Recommended Amount	Increase (Decrease)
\$980,000	\$1,378,000	\$398,000

Additional funds are being made available so that this summer program may be started at an earlier date and so that more youth can be employed.

State Appropriation: Forestry Operations Department of Agriculture — Forest Services		
Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$20,000	\$20,000

These funds will be used to conduct a resource planning update on renewable natural resources — forest lands. Once both demand and supply data on forest resources are known, the Federal Government will use the results to decide how Federal funds will be used to manage forest resources.

DEPARTMENT OF HEALTH

State Appropriation: General Government Operations State Health Planning — Development Agency — Title XV		
Current Amount	Recommended Amount	Increase (Decrease)
\$785,000	\$1,124,830	\$339,830

This appropriation is a discretionary grant which allows the Department of Health to undertake a number of activities related to health planning and development.

The increase in the appropriation is the result of a larger congressional appropriation than expected since the grant amount is based upon a formula.

Nineteen (19) staff positions are supported by this appropriation. The increase will not affect the number of staff.

State Appropriation: Migrant Health Grants		
Current Amount	Recommended Amount	Increase (Decrease)
\$50,000	\$154,000	\$104,000

This appropriation provides clinic services at medical centers and public health nursing services and sanitary surveys at migrant camps in the state.

The Department of Health received \$125,000 last year but expected that amount to drop which is the reason for the \$50,000 amount appropriated.

One (1) staff member is supported by this appropriation. \$228,000 of state funds are involved. There is no matching requirement.

State Appropriation: Cooperative Health Statistics Program — Facilities		
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State Appropriation: Cooperative Health Statistics Program — Manpower			
	Current Amount	Recommended Amount	Increase (Decrease)
Facilities	\$103,000	\$124,000	\$21,000
Manpower	\$108,000	\$143,319	\$35,000
TOTAL	\$211,000	\$267,319	\$56,000

This is a 100% federally funded program the purpose of which is to develop and implement a state level health facilities and manpower statistical system to meet state level needs and N.C.H.S. needs. Eight staff persons are involved in this project. The number of staff will not be affected by the funding change which is simply an additional amount provided by the federal government.

State Appropriation: Disease Control Immunization Program — Project Grants		
Current Amount	Recommended Amount	Increase (Decrease)
\$70,000	\$28,600	\$41,400

This program provides funds to physicians and health agencies in order to enlist their aid in immunizing susceptible persons in the community, particularly children under five years of age.

While there is no matching requirement for these funds the Commonwealth is contributing \$166,000 to this program.

State Appropriation: Survey and Follow-up — Venereal Disease		
Current Amount	Recommended Amount	Increase (Decrease)
\$300,000	\$425,000	\$125,000

This is a 100% federally funded grant designed to provide case funding surveys and follow-up surveys.

Three staff positions at the Department are supported by this

grant. The remainder of the funds are distributed to local health agencies.

The department of Health indicates that the increase is simply additional funds not anticipated.

State Appropriation: Maternal and Child Health Services

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$8,072,000	\$8,133,200	\$61,200

This grant supports health services in maternity clinics, diagnosis of high risk pregnancies, public health nursing visits, pediatric clinics, family planning services etc. In addition to the amounts above, there are amounts for MCH appropriated to the State Lab and the State Health Care Centers.

Sixteen (16) staff positions are supported by this appropriation.

There is an equal state match required.

The increase simply reflects a higher congressional appropriation level than expected.

State Appropriation: General Government Operations Comprehensive Public Health Services — Formula Grants

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
1,912,000	1,865,638	-(46,364)

These are discretionary funds that may be used for any public health programs and supportive services provided that there is an equal amount of matching funds and that 70% of the federal funds are made available to communities and that the state plan is approved by the Department of Health, Education and Welfare.

The funds appropriated here are being used for salaries, operations and subsidies for heart, cancer, diabetes, and stroke detection and for tuberculosis control.

Sixteen (16) staff persons are supported by this appropriation. The decrease simply reflects a lower level of Congressional appropriation than expected.

State Appropriation: Medicare — Health Services Agency Certification

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
1,100,000	1,187,024	87,024

This appropriation supports Pennsylvania's cost in certifying health agencies providing services to Medicare recipients.

In the past, this appropriation has remained the same, however this year through negotiations the amount was increased infinitesimally.

While there should be no state costs involved in this program, the Federal grant does not fully support the cost of the program.

State Appropriation: Maternal and Child Health Research

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$139,000	\$187,684	\$48,684

This is a three year research project to determine the impact of prenatal care.

This project is in its second year, and has seven (7) staff positions associated with it.

The increase was negotiated and while there is \$52,000 of state funds involved, the state funds match is not increasing as the federal amount increases.

State Appropriation: Tuberculosis Reporting System

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$42,300	\$53,183	\$10,883

This appropriation is funded under a contract basis. The Department negotiated the contract to develop a T.B. registration system. The project expired September 1977. Originally the \$42,300 was to provide final phase-out costs, however subsequently an additional \$10,883 was made available.

State Appropriation: General Government Operations

Disabled Children's Services — SSI

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$—0—	\$1,116,000	

This is a new program made available by Congress to provide services to dependents of persons eligible for Supplemental Security Income.

The department will negotiate contracts with private and local health agencies to provide services.

No State funds are involved.

State Appropriation: State Laboratory Medicare — Health Service Agency Certification

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$100,000	\$88,100	\$11,900

When the Department of Health negotiates the grants to support the costs of certifying health agencies for Medicare it does so on a total cost basis.

This year the Department of Health chose to shift some of the funds it had intended to allocate to the State Lab to General Government Operations, to offset the cost of its contract with Labor and Industry to provide the inspections.

Crippled Children's Services — Hypothyroidism

<u>Current Amount</u>	<u>Recommended Amount</u>
\$—0—	\$226,000

This year the Department has chosen to use a part of the \$3.9 million it receives for Crippled Children's Services for a program to test every new birth in the State for hypothyroidism, a disease which causes mental disability.

HISTORICAL AND MUSEUM COMMISSION

State Appropriation: General Government Operations Historical Preservation Act of 1966

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$102,000	\$153,000	\$51,000

This request is made so that there will be authorization to spend additional funds being made available by the Federal Government. These funds are used to support the Commission's Division of Historic Preservation.

State Appropriation: General Government Operations National Historical Publications and Records Commission

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$—0—	\$24,000	\$24,000

These funds will be used to continue the project of publication of the Henry Bouquet papers.

State Appropriation: General Government Operations Public Works Employment Act

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$—0—	\$8,000	\$8,000

These funds are to be used to reimburse the Commission for costs incurred by the Commission in a project a microfilm county historical records:

State Appropriation: General Government Operations National Endowment for the Humanities

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$—0—	\$14,000	\$14,000

These funds will be used to provide for the operating costs of a project to microfilm historical records and prepare a guide on how to use them.

State Appropriation: General Government Operations National Endowment for the Humanities — Everyday Life in Pennsylvania 1750-1950.

<u>Current Amount</u>	<u>Recommended Amount</u>	<u>Increase (Decrease)</u>
\$—0—	\$10,000	\$10,000

This grant will underwrite a project to research how life in Pennsylvania was from the period 1750-1950. The project will also include a phase during which local historical societies will be instructed on the preparation of displays on this theme.

State Appropriation: General Government Operations
National Historical Publications and Records Commission-
Preservation of Historical Records

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$6,000	\$6,000

It is anticipated that these funds will be used to provide instruction to historical societies in Pennsylvania on the preservation of historical records. Three regional workshops and a manual (to be published) will be used to provide the instruction.

DEPARTMENT OF JUSTICE

State Appropriation: Office of Management Services
LEAA — Offender and Criminal Data System

Current Amount	Recommended Amount	Increase (Decrease)
\$456,000	\$405,000	\$(51,000)

The \$51,000 reduction results from the fact that the current amount is based on federal fiscal year funds which extend beyond the June 30, 1978 ending date of the state fiscal year and the fact that rolled funds from fiscal year 76-77 were not as great as expected.

State Appropriation: Office of Civil Law
Antitrust Enforcement Plan

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$98,000	\$98,000

This grant will provide for establishment of an antitrust division within the Pennsylvania Department of Justice. The grant will start December 1, 1977 and run for 24 months.

This grant would fund a complement of 6 people (2 attorneys; 2 special investigators; 2 clerk-stenons) and provide operating expenses to cover investigation, travel, office equipment, and supplies. No state funds will be provided to match this grant.

State Appropriation: Governor's Justice Commission
LEAA — Management Information System

Current Amount	Recommended Amount	Increase (Decrease)
\$420,000	\$350,000	\$(70,000)

The \$70,000 reduction reflects the final amount at which this grant was approved by the Governor's Justice Commission. The current amount was an estimate of funds to be available when the fiscal year 77-78 Federal appropriations bill was passed.

State Appropriation: Governor's Justice Commission
LEAA — Plan for Juvenile Justice

Current Amount	Recommended Amount	Increase (Decrease)
\$303,000	\$309,000	\$6,000

The \$6,000 increase reflects actual funds rolled over from fiscal year 76-77. The current amount included an earlier estimate of rollover that was \$6,000 less than the actual amount.

State Appropriation: Governor's Justice Commission
LEAA — Technical Assistance to Units of Local Government

Current Amount	Recommended Amount	Increase (Decrease)
\$1,070,000	\$1,077,000	\$7,000

The \$7,000 increase reflects actual funds rolled over from fiscal year 76-77. The current amount included an earlier estimate of rollover that was \$7,000 less than the actual amount.

State Appropriation: Governor's Justice Commission
LEAA — Program Evaluation

Current Amount	Recommended Amount	Increase (Decrease)
\$66,000	\$—0—	\$(66,000)

The recommended amount results from the fact that this grant was included in the LEAA grant "Management Information Program" as well as appropriated as a separate line item. This amendment is simply a clerical amendment. The program will be carried out by the Governor's Justice Commission under the "Management Information Program".

State Appropriation: Bureau of Consumer Protection
LEAA — Consumer Protection Prosecutions

Current Amount	Recommended Amount	Increase (Decrease)
\$11,000	\$13,000	\$2,000

The \$2,000 increase reflects actual funds rolled over from fiscal year 76-77. The current amount included an earlier estimate of rollover that was \$2,000 less than the actual amount.

State Appropriation: Bureau of Consumer Protection
LEAA — Consumer Protection in Low Income Areas Program

Current Amount	Recommended Amount	Increase (Decrease)
\$24,000	\$28,000	\$4,000

The \$4,000 increase reflects actual funds rolled over from fiscal year 76-77. The current amount included an earlier estimate of rollover that was \$4,000 less than the actual amount.

State Appropriation: Bureau of Consumer Protection
Public Law 94-369 Public Works Employment Act of 1976

Current Amount	Recommended Amount	Increase (Decrease)
\$185,000	\$146,000	\$(39,000)

The \$39,000 decrease results from the rollover funds from fiscal year 76-77 being over estimated at the time the original federal augmentation bill was passed. The recommended amount accurately reflects new and rolled over funds available for this program for fiscal year 77-78.

State Appropriation: Bureau of Drug Control
LEAA — Financial Investigation of High Echelon Drug Traffickers

Current Amount	Recommended Amount	Increase (Decrease)
\$114,000	\$45,000	\$(69,000)

The \$69,000 decrease results from the fact that the Governor's Justice Commission did not approve full continuation funding for this program. The current amount reflected LEAA funds that the Bureau of Drug Control expected to receive from the Governor's Justice Commission for this program at the time the original Federal augmentation bill was passed.

According to the Bureau of Drug Control the portion of this program not funded by LEAA will be funded by the Bureau of Drug Control from state funds.

State Appropriation: Bureau of Drug Control
LEAA — Organized Crime Strategies Unit

Current Amount	Recommended Amount	Increase (Decrease)
\$43,000	\$—0—	\$(43,000)

The \$43,000 decrease results from the fact that the Governor's Justice Commission did not approve continuation funding for this program for fiscal year 77-78. The current amount reflected LEAA funds that the Bureau of Drug Control expected to receive from the Governor's Justice Commission for this program at the time the original federal augmentation bill was passed.

According to the Bureau of Drug Control, this program is being carried on with state funds.

State Appropriation: Bureau of Drug Control
LEAA — Investigation of Higher Echelon Drug Traffickers

Current Amount	Recommended Amount	Increase (Decrease)
\$26,000	\$—0—	\$(26,000)

The \$26,000 decrease results from the fact that the Governor's Justice Commission did not approve continuation funding

for this program for fiscal year 77-78. The current amount reflected LEAA funds that the Bureau of Drug Control expected to receive from the Governor's Justice Commission for this program at the time the original federal augmentation bill was passed. According to the Bureau of Drug Control, this program is being carried on with state funds.

State Appropriation: Juvenile Court Judges Commission
"LEAA — Improving and Strengthening Law Enforcement"

Current Amount	Recommended Amount	Increase (Decrease)
\$103,000	\$118,000	\$15,000

The recommended amount accurately reflects the total amount of funds to be available for this grant for fiscal year 77-78. The current amount was an estimate of new funds and roll-over funds (if any) to be available at the time the original Federal appropriations bill was being drafted.

State Appropriation: State Correctional Institutions
"LEAA — Improving and Strengthening Law Enforcement"

Current Amount	Recommended Amount	Increase (Decrease)
\$403,000	\$432,000	\$29,000

The recommended amount accurately reflects the total amount of funds to be available for this grant for fiscal year 77-78. The current amount was an estimate of new funds and roll-over funds from fiscal year 76-77 to be available at the time the original Federal appropriations bill was being drafted.

State Appropriation: State Correctional Institutions
Maintenance of Federal Inmates in State Correctional Institutions

Current Amount	Recommended Amount	Increase (Decrease)
\$175,000	\$200,000	\$25,000

The \$25,000 increase reflects additional funds that the Bureau of Corrections expects to collect during fiscal year 77-78 for housing Federal inmates in State correctional institutions.

State Appropriation: State Correctional Institutions
LEAA — Comprehensive Information System

Current Amount	Recommended Amount	Increase (Decrease)
\$300,000	\$—	(\$300,000)

The federal appropriation is being deleted since the Governor's Justice Commission did not approve the grant.

State Appropriation: State Correctional Institutions
LEAA — Advanced Corrections Training

Current Amount	Recommended Amount	Increase (Decrease)
\$117,000	\$—	(\$117,000)

This Federal appropriation is being deleted since the Governor's Justice Commission did not approve the grant.

State Appropriation: State Correctional Institutions
"CETA — Improving Corrections Delivery System = Title 2 and Title 6"

Current Amount	Recommended Amount	Increase (Decrease)
\$—	\$500,000	\$500,000

This appropriation will be used by the Bureau of Corrections to employ 32 CETA qualified persons (under Title 2) and 12 CETA qualified persons (under Title 6) in entry level labor and white collar positions at Camp Hill, Muncy, Huntingdon, and Dallas State Correctional Institutions. This \$500,000 appropriation is the amount of CETA funds expected to be available to pay the salary and benefit costs for the employees for fiscal year 77-78. No state match is required for this grant.

The individuals filling these positions include veterans, welfare recipients, females and persons over 45 years of age. Funds will be available for this program for at least the first quarter of fiscal year 78-79.

State Appropriation: Community Service Centers
LEAA — Community Service Center for Women Offenders

Current Amount	Recommended Amount	Increase (Decrease)
\$—	\$100,000	\$100,000

This appropriation will provide funds to offset the cost of operating the Community Service Center for Women at Erie, PA. The Federal funds will be matched by \$33,000 in state funds from the appropriation for the Bureau of Corrections.

The requested Federal funds, in conjunction with available state funds will fund 7 full time positions and 3 part time positions at the Center and offset operating costs. This center provides supportive services to female inmates returning to Northwest Pennsylvania from the state correctional institution at Muncy, acts as a back-up unit for female parolees residing in Northwest Pennsylvania and accepts direct referrals from the courts. Services include counseling, referral to community programs and vocational training.

According to the grant application, additional Federal funds will be requested when this grant terminates (January 1, 1979).

State Appropriation: State Correctional Institutions
LEAA — Utilization of Community Social Service Programs

Current Amount	Recommended Amount	Increase (Decrease)
\$—	\$43,000	\$43,000

This grant will be used by the Bureau of Corrections to purchase 3 van type vehicles (one each for the SCI's at Huntingdon, Dallas and Rockview) to be used to transport inmates at these institutions to and from community based social service programs (social, cultural, medical, legal, psychological, etc.) that support the institutions therapy program. The institutions slated to receive these vehicles currently have no vehicles that are regularly available for this purpose.

Of the \$43,000 request, \$36,000 will be used to purchase these three vehicles (capacity 22 persons) and \$7,000 will be used to offset vehicle operating expenses. The Bureau of Correction will match this grant with \$4,600 of State fund money. This is a one time Federal fund grant since the money will be used for purchase of equipment. The Bureau of Corrections will assume full responsibility for all operating costs once this grant terminates.

BOARD OF PROBATION AND PAROLE

State Appropriation: General Government Operations
Title XX — Social Services

Current Amount	Recommended Amount	Increase (Decrease)
\$2,626,000	\$2,725,000	\$99,000

The recommended increase of 99,000 will cover invoices from fiscal year 76-77 that were not submitted for payment until fiscal year 77-78. Since Title XX moneys cannot be carried forward from one fiscal year to the next, any prior year, obligations must be added to the amount appropriated to cover current year obligations.

State Appropriation: General Government Operations
National Institute of Corrections — Research Interns

Current Amount	Recommended Amount	Increase (Decrease)
\$5,040,000	\$5,040	(\$5,034,960)

The current amount is an error. The Board carried over from fiscal year 76-77 \$5,040 to pay graduate student interns working on a variety of research projects. This amendment changes the current amount to reflect the actual funds carried over and expended.

State Appropriation: General Government Operations
Title XX — Social Services Training

Current Amount	Recommended Amount	Increase (Decrease)
\$—	\$51,300	\$51,300

This grant will provide training to Probation and Parole Staff who provide Title XX services to eligible ex-offenders. The training will be directed toward preparing Pennsylvania Board of Probation and Parole staff to deal with ex-offender special employment problems, family problems, and providing

crisis intervention. Training will also be provided in specialized caseload management, basic and advanced individual counseling, and advanced group counseling. The Pennsylvania Board of Probation and Parole will match this grant with \$17,000 in state funds or in-kind support for a total program cost of \$68,000.

No additional staff will be employed by P.B.P.P. to operate this program since an inhouse training staff currently exists and will be used to carry out this program.

State Appropriation: General Government Operations
Title XX — Social Services Training — Project 60

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$70,000	\$70,000

The recommended amount is the Federal portion of a total of \$93,000 being made available for this statewide program that focuses on meeting the needs of elderly men and women confined in the State's correctional institutions. The federal funds will be matched by \$23,000 in funds provided by Department of Public Welfare's Office of the Aging, and the Bureau of Corrections. Probation and Parole is acting as a pass through agent for the federal funds; the Board will not provide any funds for this program.

The project will be carried out by Consilium, Inc. of Pittsburgh. This sub-contractor will provide staff (including 4 counselors) who will locate housing for the elderly leaving a state correctional institution, monitor potential job placements, monitor legal services, provide counseling and monitor recreation services for clients no longer in an institutional setting.

This contract will terminate in June of 1978.

State Appropriation: General Government Operations
"Comprehensive Employment and Training Act (CETA) Title II"

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$50,000	\$50,000

This appropriation will be used to hire 8 clerical employees to be utilized for entry level white collar positions in Pennsylvania Board of Probation and Parole regional offices. The \$50,000 reflects CETA funds to be available for this program during fiscal year 77-78. Some funds will be available during fiscal year 78-79. Once CETA funds are no longer available the employees will be reviewed for possible placement in permanent positions if any exist. Those not placed permanently will be dropped.

State Appropriation: General Government Operations
Joint State/County Training Project for Adult Probation and Parole Personnel in the Commonwealth of Pennsylvania

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$22,000	\$22,000

This grant will be used by the Staff Development Division of the Board to provide training opportunities for state and local parole personnel. The grant will be used to identify and provide training in administrative and service activities that are common to all 66 agencies providing adult probation and parole services in Pennsylvania. In addition, the funds will be used to establish a clearinghouse on information related to parole staff development.

This grant is for a 12 month period and requires no state match.

DEPARTMENT OF PUBLIC WELFARE

State Appropriation: General Government Operations
Special Programs for the Aging

Current Amount	Recommended Amount	Increase (Decrease)
\$842,000	\$1,000,000	\$158,000

The \$158,000 increase reflects a more recent estimate of the Federal funds to be available for administering a statewide program of services for the aging. It should be noted that even though the additional funds may be appropriated they must be earned by Department of Public Welfare in order for the appropriated amount to be realized.

State Appropriation: General Government Operations
Comprehensive Employment and Training Act (CETA)

Current Amount	Recommended Amount	Increase (Decrease)
\$515,000	\$2,515,000	\$2,000,000

The additional \$2,000,000 recommended for this appropriation will cover two programs: A Youth Employment and Training Program in the Department of Public Welfare's Western Region and a Neighborhood Youth Corp Summer Employment Program should funds for this project become available.

The Youth Employment and Training Program will be a demonstration project running for a period of 9 months (January 1, 1978 to September 30, 1978) concentrating on CETA eligible youth from Pittsburgh and Allegheny County. Participants will be from families who are receiving AFDC grants. Each participant will receive remedial education in addition to work experience. Participants will range in age from 16-21 years and 1/2 will be ex-offenders or handicapped individuals. In all instances, work assignments will be entry level white or blue collar jobs (Government Career Associate, State Work Program Trainee, Work Program Participant).

CETA funds will cover program costs in the following categories: administration, wages, fringe benefits, classroom supplies, and participant transportation. No state funds are required to match this program.

Also included in the recommended amount is appropriation authority to cover a summer Neighborhood Youth Corps type program if CETA funds become available. In recent years, CETA funds have become available on short notice with the requirement that they be spent or committed as soon as they are authorized. The recommended appropriation would allow the Department of Public Welfare the option of accepting such funds and committing them to a program within any time limits set by the federal government.

No state match is required for this program.

State Appropriation: General Government Operations
Vocational Rehabilitation Facilities

Current Amount	Recommended Amount	Increase (Decrease)
\$65,000	\$120,000	\$55,000

The \$55,000 increase reflects funds available for this program, for fiscal year 76-77, that were not spent by DPW since the program did not start until late in the fiscal year. The recommended amount, then, will include unearned funds for fiscal year 76-77 as well as funds available for fiscal year 77-78.

This is a two year grant that will terminate in fiscal year 77-78.

State Appropriation: General Government Operations
Programs for the Aging Administration — Title IX

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$93,000	\$93,000

This administrative money is currently included in the Federal aging grant entitled "Programs for the Aging — Employment — Title IX". This request separates the administrative from the program money and transfers the administrative portion to general government. Contract positions formerly used to administer this program will be abolished and civil service positions established within general government. These positions will be 100% federally funded. No state match will be required.

State Appropriation: General Government Operations
Programs for the Aging Administration — Title IV-A

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$19,000	\$19,000

This administrative money is currently included in the Federal aging grant entitled "Programs for the Aging — Training — Title IV". This request separates the administrative from the program money and transfers the administrative portion to general government.

Contract positions formerly used to administer this program will be abolished and civil service positions established within general government. These positions will be 100% Federally

funded. No state match will be required.

State Appropriation: General Government Operations
Child Abuse and Neglect Grant

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$89,000	\$89,000

This is a one-time grant to the Department of Public Welfare that will run from October 1977 to September 1978. The funds will be used to develop a program to train personnel in local child welfare agencies in the areas of child abuse and neglect. This project will include development of a package of audio-visual materials to be used in the training program.

This program is 100% Federally funded. All personnel used in this program will be hired on contract and will be terminated once Federal funds run out.

State Appropriation: General Government Operations
Client Oriented System for Providing Development Disabilities

Data

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$20,000	\$20,000

The recommended amount is the fiscal year 77-78 amount of a total federal grant of \$79,000 that will be used to develop a client oriented management information system for individuals with developmental disabilities. This system will generate reports to be used for case management, analysis of the service delivery system and program evaluation.

The total grant of \$79,000 is available until December 1978. DPW will match this grant through provision of computer time for this project.

No additional staff will be hired to implement this system; however, four persons currently assigned to MH/MR Institutions complement will be transferred to the Office of Mental Health to carry out this project.

State Appropriation: Office of Information Systems
Food Stamp Program

Current Amount	Recommended Amount	Increase (Decrease)
\$13,000	\$473,000	\$460,000

The increase of \$460,000 reflects a re-estimate of the portion of time and effort the Office of Information Systems will spend during fiscal year 77-78 on activities that could be reimbursed from this category of Federal funds.

It is important to note that approval of this grant does not appropriate an additional \$460,000 to the Office. All approval of this grant does is allow the Office to claim additional Federal reimbursement for current activities that relate to the Food Stamp Program.

State Appropriation: County Administration
Comprehensive Employment and Training Act

Current Amount	Recommended Amount	Increase (Decrease)
\$559,000	\$764,000	\$205,000

The recommended amount reflects additional funds made available for the purpose of employing CETA eligible persons across the County Administration system. No state fund match is required.

State Appropriation: Claims Settlement
Child Support Enforcement Program

Current Amount	Recommended Amount	Increase (Decrease)
\$6,131,000	\$8,631,000	\$2,500,000

The \$2,500,000 increase reflects the fact that the federal government now allows Domestic Relations Offices to claim reimbursement for all administrative costs and not just those relating to AFDC clients as had been the case in the past.

This additional money will go directly to Domestic Relations Office — the state acts only as a pass through agent — and requires no state match to earn the additional federal money.

State Appropriation: Basic Institutional Programs and Facili-

ties for Youth Offenders
Comprehensive Employment and Training Act (CETA)

Current Amount	Recommended Amount	Increase (Decrease)
\$298,000	\$544,000	\$246,000

The recommended amount reflects additional funds made available for the purpose of employing CETA eligible persons in Youth Development Centers and Youth Forestry Camps. No state match is required.

State Appropriation: State Mental Hospitals and State Centers
Comprehensive Employment and Training Act (CETA)

Current Amount	Recommended Amount	Increase (Decrease)
\$5,633,000	\$6,952,000	\$1,319,000

The recommended amount reflects additional funds made available for the purpose of employing CETA eligible persons in State mental hospitals and State centers. No state match is required.

State Appropriation: Aging
Special Programs for the Aging

Current Amount	Recommended Amount	Increase (Decrease)
\$11,164,000	\$11,152,000	(\$12,000)

The \$12,000 reduction reflects the final amount at which this grant was approved by the Federal government. The current amount was an estimate of funds to be available when the fiscal year 77-78 Federal appropriations bill was passed.

State Appropriation: Aging
Special Programs for the Aging — Nutrition

Current Amount	Recommended Amount	Increase (Decrease)
\$18,654,000	\$18,736,000	\$82,000

The \$82,000 increase reflects the final amount at which this grant was approved by the Federal Government. The current amount was an estimate of funds to be available when the fiscal year 77-78 Federal appropriations bill was passed.

State Appropriation: Aging
Programs for the Aging — Training — Title IV-A

Current Amount	Recommended Amount	Increase (Decrease)
\$601,000	\$582,000	(\$19,000)

The \$19,000 decrease reflects that portion of this grant transferred to general government operations to cover administrative costs formerly funded through contracts from this grant.

The reduction does not reduce program funds available for local area agencies on the Aging but simply separates administrative funds from program funds.

State Appropriation: Aging
Programs for the Aging — Employment — Title IX

Current Amount	Recommended Amount	Increase (Decrease)
\$1,653,000	\$1,560,000	(\$93,000)

The \$93,000 decrease represents that portion of this grant transferred to general government operations to cover administrative costs formerly funded through contracts from this grant.

The reduction does not reduce program funds available for local area agency's on the Aging but simply separates administrative funds from program funds.

State Appropriation: Restoration Centers
Comprehensive Employment and Training Act (CETA)

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$126,000	\$126,000

The recommended amount reflects funds made available to the Department of Public Welfare to employ CETA eligible persons in State Restoration Centers. No state match is required.

This appropriation will provide 12 positions at South Mountain Restoration Center.

State Appropriation: State General Hospitals
Comprehensive Employment and Training Act (CETA)

Current Amount	Recommended Amount	Increase (Decrease)
\$344,000	\$473,000	\$129,000

The recommended amount reflects additional funds made available for the purpose of employing CETA eligible persons in state general hospitals. No state match is required.

STATE POLICE

State Appropriation: General Government Operations
Law Enforcement Assistance — Updating and Expansion of
Laboratory Equipment

Current Amount	Recommended Amount
\$—0—	\$295,317

This LEAA grant will allow the State Police to upgrade existing lab equipment and add new equipment at its labs throughout the State.

This is a one-time grant which requires \$32,000 of State match, which is available in the State Police budget, and must be expanded by September 30, 1978.

It is expected that this grant will allow more sophisticated types of analysis of evidence on a more timely basis.

SUPREME COURT

State Appropriation: Office of Court Administrator
LEAA Federal Discretionary — Pennsylvania State Judiciary
Information System

Current Amount	Recommended Amount	Increase (Decrease)
\$200,000	\$400,000	\$200,000

This is carry-over money from the last fiscal year. These funds are used for the design and development of the Judiciary's component of the offender and criminal data system now being developed statewide.

State Appropriation: Office of Court Administrator
LEAA — State Discretionary — Pennsylvania State Judicial Information System

Current Amount	Recommended Amount	Increase (Decrease)
\$200,000	\$334,000	\$134,000

This is a reauthorization of funds that were available last fiscal year. This is a follow on to the preceding grant and will provide for the implementation of the system being developed.

State Appropriation: Court Administrator
LEAA Training for Judges and Court Personnel

Current Amount	Recommended Amount	Increase (Decrease)
\$28,000	\$49,000	\$21,000

These increased funds will be used to provide another training grant to continue current training programs.

State Appropriation: Office of Court Administrator
LEAA — State Discretionary — Judicial Training Center

Current Amount	Recommended Amount	Increase (Decrease)
\$122,000	\$136,000	\$14,000

These are carry over funds from the last fiscal year. These funds are used to provide training to judges at regional locations. The courses are work-related; specialists are sometimes used to provide instruction.

State Appropriation: Court Administrator
LEAA — Judicial Inspection of Detention Facilities

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$21,000	\$21,000

The funds would be used to take judges on inspection tours of

prisons. It is anticipated that eight visits by groups of twenty judges each. Current plans call for participation by Common Pleas Judges only. Travel expenses and lodging would take from 75% to 80% of these funds; the rest will be used to prepare a report and distribute it.

State Appropriation: Office of Court Administrator
LEAA — State Discretionary — Jury Utilization Project

Current Amount	Recommended Amount	Increase (Decrease)
\$—0—	\$400,000	\$400,000

This new program is anticipated to be underway by late February. It is designed to develop jury management procedures as a way to adjust to the large increase in jury trials. The intent now is to use computerization as a management tool. Present plans call for the hiring of two persons and the purchase of some computer hardware and programs.

GOVERNOR'S OFFICE

State Appropriation: Office of Administration
Comprehensive Employment and Training Act CETA Title 3 —
Statewide Youth Services Grant

A restricted receipt is to be established so that contracts may be written with non-profit vendors. The intent is to purchase such job related services as model jobs programs and job planning activities; there may be some job creation. Funds are being made available through those appropriated in the "Youth Employment and Demonstration Projects Act of 1977".

Department of Environmental Resources
State Appropriation: Restricted Receipt
Flood Control Payments

Current Amount	Recommended Amount	Increase (Decrease)
NA	NA	NA

It is recommended that a word change be added as follows:
"to be used to defray county expenses."
This word change will simply provide recognition that these payments are in fact going to counties.

Printer's No. 2564

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 2043

Session of 1978

INTRODUCED BY MR. PIEVSKY, FEBRUARY 6, 1978.

REFERRED TO COMMITTEE ON APPROPRIATIONS, FEBRUARY 6, 1978.

AN ACT

Amending the act of August 24, 1977 (No. 12A), entitled "An act appropriating the Federal augmentation to the Executive and Judicial Departments of the Commonwealth and establishing restricted receipts accounts for the fiscal period July 1, 1977 to June 30, 1978 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1977; and requiring the submission of certain budget reduction plans and authorizing the State Treasurer to withhold certain payments," changing, deleting and adding appropriations to the Executive and Judicial Departments.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. As much of section 2 which relates to the Executive and Judicial Departments, act of August 24, 1977 (No. 12A), known as the "Federal Augmentation Appropriation Act of 1977," Executive Department amended November 2, 1977 (No. 13A), is amended by changing, deleting and adding appropriations to read:

Section 2. The following sums, or as much thereof as may be

necessary, are hereby specifically appropriated from the Federal augmentation funds to the several hereinafter named agencies of the Executive and Judicial Departments of the Commonwealth for the payment of the expenses of implementing and carrying out the programs stated herein for the fiscal year beginning July 1, 1977 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1977.

I. EXECUTIVE DEPARTMENT
To the Governor

(a) For the Office of Human Resources

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$224,000 appropriated from Commonwealth revenues for administration and operation:

(2) "Title XX — Social Services" — For administration and operation of the Governor's Action Center and the Office of Human Resources [410,000]
457,000

* * *

(b) Office of Administration

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$4,097,000 appropriated from Commonwealth revenues for administration:

(4) "Intergovernmental Personnel Act" — For improvement of the State personnel system including but not limited to the completion of evaluation studies, the purchasing of equipment and the employment of consultants [300,000]
471,000

(5) "Law Enforcement Assistance — Telecommunications Grant" — For provision, by the Bureau of Management Services, of telecommunication consulting services to the Governor's Justice Commission [75,000]
109,000

* * *

(7) "Comprehensive Employment and Training Act (CETA)" — Title I, Governor's Tension Task Force — To provide public service employment participants for community development/community relations work [50,000]
75,000

* * *

(9) "Comprehensive Employment and Training Act (CETA)" — Titles 2 and 6 — "Indirect Cost Allocation Plan" — To provide reimbursement to the Office of Administration for indirect costs incurred in carrying out Federally funded programs 200,000

(10) "Comprehensive Employment and Training Act (CETA)" — Title 3 — Statewide Youth Services Grant — For the administration of a Statewide youth services program 150,000

* * *

(c) For the Office of State Planning and Development

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$974,000 appropriated from Commonwealth revenues for administration:

(2) "Economic Development — Planning Assistance" — To undertake State economic development planning activities [381,500]
195,000

* * *

(5) "Coastal Zone Management Act of

1972" — To provide funds for planning for the impacts of coastal zone energy resources development 57,200

(6) "Community Services Act of 1974, Section 232" — To conduct survey research in the social services area 75,000]

(8) "Housing and Urban Development — Impact Analysis" — For the study and analysis of impacts resulting from the proposed location of a steel plant in Erie and Crawford Counties, Pennsylvania 118,000

* * *

(e) For the Pennsylvania Council on the Arts

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$2,000,000 appropriated from Commonwealth revenues for administration:

(5) "Emergency School Aid" — To provide a pilot program to aid in dealing with racially troubled schools [100,000]
96,000

{(6) "Comprehensive Employment and Training Act (CETA)" — To employ unemployed and underemployed artists, CETA, Title I 300,000]

(f) For the Governor's Energy Council

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$291,000 appropriated from Commonwealth revenues for administration:

{(1) "Cooperative Agreement" — For specific energy projects including but not limited to studies on energy conservation 2,391,000]

(2) "Solar Heating and Cooling Demonstration Act of 1974" — For administration of the National Solar Hot Water Initiative Program and grants to individuals for conversion to solar energy [1,270,000]
1,308,000

* * *

(6) "Department of Energy — Energy Policy and Conservation Act (EPCA)" — For the implementation of the State Energy Conservation Plan including energy audits and conservation techniques 1,645,000

(7) "Department of Energy — Energy Conservation and Production Act (ECPA)" — For supplemental activities to carry out the State Energy Conservation Plan 500,000

(8) "Department of Energy — Project Conserve" — For the dissemination of information on energy conservation measures to citizens of the Commonwealth 213,000

* * *

(g) For the Pennsylvania Commission for Women

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$154,000 appropriated from Commonwealth revenues for general government operations.

(3) "Comprehensive Employment and Training Act (CETA) Title 2 — For the implementation of a program to hire unemployed persons to provide services of interest to women 77,000

* * *

Governor's Council on Drug and Alcohol Abuse

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$2,250,000 appropriated from Commonwealth revenues for general government operations:

(3) State Training Systems Project — National Institute on Alcoholism and Alcohol Abuse [39,000] 49,000

* * *

(7) "State Prevention Co-ordinator — National Institute on Alcoholism and Alcohol Abuse" — To co-ordinate Primary and Secondary Alcohol Prevention Programs throughout the Commonwealth 5,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$19,292,000 appropriated from Commonwealth revenues for grants to drug and alcohol programs:

(5) "Social Rehabilitative Services — Title XX" — To reimburse drug and alcohol services providers through the single county authorities for eligible services rendered to SRS eligible clients as delineated in the SRS Plan — Drug and Alcohol Program [2,064,000] 4,128,000

(6) "Law Enforcement Assistance — Northeast Regional Juvenile Justice Treatment Center — For a Regional Alcohol and Drug Abuse Rehabilitation Center (RADAR) in the northeast region of Pennsylvania 210,000

* * *

To the Department of Agriculture

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$14,652,000 appropriated from Commonwealth revenues for general government operations:

(3) "Federal/State Poultry Grading Service" — For voluntary grading of egg products, poultry, and rabbits; mandatory inspection of egg products; regulatory surveillance inspection of shell egg handlers and records [115,000] 130,000

* * *

(11) "Comprehensive Employment and Training Act (CETA) — Title 6" — Rural housing to develop a multiservice program for rehabilitating housing and provide employment for economically disadvantaged and unemployed persons; also, for the repair of rural homes, particularly homes owned by the handicapped, low income public assistance recipients and senior citizens, with high priority given to farm houses and rural small town residents [1,700,000] 2,000,000

* * *

(13) To provide reimbursement to the department for pesticide enforcement inspections 184,000

* * *

To the State Civil Service Commission

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,000 appropriated from Commonwealth revenues for general government operations:

monwealth revenues for general government operations:

* * *

(4) "Mid Atlantic Personnel Assessment Consortium (MAPAC)" — For the State's cooperation in developing unified personnel selection methods 8,000

(5) "Test Coaching" — For developing programs to enable individuals who test poorly to be more competitive on occupational examinations 5,000

(6) "Handicapped/Hispanic Program Coordinators" — To further foster fair and equitable employment practices for handicapped persons and those of Hispanic origin 20,000

(7) "Digest of Adjudications" — To develop comprehensive reference materials related to the Civil Service Act for use by individual appellants and Commonwealth agencies 4,000

* * *

To the Department of Commerce

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$5,270,000 appropriated from Commonwealth revenues for general government operations:

[(3) "CETA (4% Discretionary Funds)" — For development of a Statewide travel brochure 250,000]

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$950,000 appropriated from Commonwealth revenues for the Pennsylvania Science and Engineering Foundation:

(1) "Appalachian State Research Technical Assistance and Demonstration Projects" — For support of coal energy research in Pennsylvania [100,000] 107,000

(2) "ARC — Geological Research" — For the implementation of a project to detect natural gas deposits, including detection activities, on-site inspections, and information dissemination 20,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,000,000 appropriated from Commonwealth revenues for site development:

"Public Works and Economic Development Act — Section 304 Grant" — For public works project for the purposes of planning for and making loans or grants for urban land acquisition, urban economic development, technical assistance, site development, and construction costs for individual development purposes 1,606,000

* * *

To the Department of Community Affairs

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$6,034,000 appropriated from Commonwealth revenues for general government operations:

(1) "Intergovernmental Personnel Act of 1970" — To fund two staff positions to administer the departments and the Commonwealth's Regional Personnel Centers I.P.A. Projects and to fund three staff positions to carry out Statewide management training and technical assistance to local governments [400,000]

<p>* * *</p> <p>[3] "Safe Drinking Water Act" — For the training of local government officials in meeting the requirements of above act</p> <p>(5) "Energy Conservation Program" — To provide funding for activities to mitigate the impact of the energy crisis on low income households, including emergency energy programs and energy conservation activities</p> <p>* * *</p> <p>(14) "Department of the Interior — Bureau of Outdoor Recreation — BOR Projects" — For the costs of administering and maintaining BOR projects in the State</p> <p>* * *</p> <p>[16] "HEW" — For costs incurred in providing environmental training to locally elected/appointed officials.</p> <p>(17) "HUD" — Community Development Technical Assistance — For the implementation of a program to provide training to elected and appointed local government personnel</p> <p>(18) "EPA — Water Plant Operator Training" — For the support of a program to provide training to personnel of water plants.</p> <p>(19) "Department of Energy — Weatherization" — For supplies and personnel to be used in a program of home weatherization</p> <p>* * *</p> <p>To the Department of Education</p> <p>The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$14,713,000 appropriated from Commonwealth revenues for general government operations:</p> <p>* * *</p> <p>(5) "Preparation of Teachers of Handicapped Children" — Administrative portion</p> <p>* * *</p> <p>(10) "Right to Read" — State level training program for local right to read directors</p> <p>(11) "Higher Education [Instruction] Academic Facilities Program [(Undergraduate)] (State Administration), HEA Title VI A" — To administer a program to acquire laboratory and special equipment, closed circuit television equipment and related materials</p> <p>* * *</p> <p>(13) "Desegregation of Public Education" — To prevent school building segregation of desegregation, increase minority employment and promotion and deal with causes of racial tension</p> <p>(14) "Vocational Education" — To administer the support of vocational education programs, construction of vocational education facilities, guidance counseling and ancillary services such as teacher training and program evaluation</p> <p>* * *</p> <p>(18) "Comprehensive Employment Training Act Title I (Administration)" — To administer</p>	<p>430,000</p> <p>15,000]</p> <p>[15,000,000]</p> <p>7,000,000</p> <p>[180,000]</p> <p>275,000</p> <p>10,000]</p> <p>659,000</p> <p>25,000</p> <p>7,000,000</p> <p>[35,000]</p> <p>53,000</p> <p>[270,000]</p> <p>200,000</p> <p>17,000</p> <p>[200,000]</p> <p>260,000</p> <p>[3,200,000]</p> <p>3,700,000</p>	<p>a program to provide training opportunities for the unemployed and underemployed</p> <p>(19) "Food and Nutrition Service (Administration)" — To administer all food nutrition programs</p> <p>* * *</p> <p>(23) "Career Education" — To develop and implement a comprehensive State plan for career education</p> <p>* * *</p> <p>(28) "Nutrition Education" — To assess the nutrition education needs of the State and to provide nutrition education for student teachers and food service personnel</p> <p>(29) "Right to Read — Basic Skills" — To test recommendations of the United States Office of Education for Federal, State and local coordination of basic skills education and develop a State plan for basic skills</p> <p>(30) "Law Enforcement Assistance Administration" — For subgrants to school districts to reduce truancy, dropouts, vandalism and assaults</p> <p>(31) "Training of School Food Service Personnel" — For a Statewide training program for food service personnel</p> <p>(32) "Pre White House Conference on Libraries" — For a pre White House conference on libraries and information services to develop recommendations for State Government in library programs and legislation</p> <p>(33) "Energy Research and Development" — To write, edit and publish an updated version of The Environmental Impact of Electrical Power Generating, Nuclear and Fossil.</p> <p>(34) "Teacher Centers Program — Administration" — To administer a program which will establish teacher centers for in-service training</p> <p>(35) "Guidance and Counseling" — For training of first year guidance counselors and counselors of special education</p> <p>(36) "Common Core Data Survey" — To collect data from school districts to be passed on to the National Center for Education Statistics</p> <p>In addition to the above amounts specifically appropriated for general government operations, the following special competitive grants are hereby appropriated contingent upon their approval by the Federal Government and receipt by the Commonwealth:</p> <p>(7) "Community Education" — To promote community school programs which make the resources of the schools available to all citizens of the community.</p>	<p>[290,000]</p> <p>384,000</p> <p>[604,000]</p> <p>1,000,000</p> <p>[45,000]</p> <p>51,000</p> <p>191,000</p> <p>85,000</p> <p>380,000</p> <p>69,000</p> <p>25,000</p> <p>13,000</p> <p>30,000</p> <p>152,000</p> <p>13,000</p> <p>[110,000]</p> <p>69,000</p>
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To the Department of Environmental Resources

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$16,365,000 appropriated from Commonwealth revenues for general government operations:

(1) "Coastal Zone Management Program" — For development of a management program for the use of the land and water resources of the State's coastal zone [40,000] 222,000

* * *

(5) "EPA — Acid Mine Drainage Abatement" — For a demonstration project involving the use of connector wells to eliminate acid mine drainage 78,000

(6) "Comprehensive Employment and Training Act (CETA), Title 8 — Young Adult Conservation Corp" — For the implementation and administration of a program to provide employment to individuals between the ages of 16 to 23 years inclusive. 3,460,000

(7) United States Department of the Interior — For a study of the supply and demand needs of the Commonwealth's river basins 5,000

* * *

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$2,882,000 appropriated from Commonwealth revenues for land protection:

"Solid Waste Planning, Study, Feasibility and Demonstration Grants" and "Water Pollution Control Areawide Waste Treatment Management Planning Grants" (consolidated) — To be used for the purposes of: (i) hazardous solid waste planning, (ii) demonstrate and evaluate reclamation, stabilization and erosion control of strip mine land for agricultural purposes using municipal sewage sludge, (iii) use of flue gas desulfurization sludges and fly ash to abate mine drainage and subsidence, and (iv) feasibility of lime encapsulation of planting waste sludges to prevent waste pollution and for the conduct of a program relating to the residual waste work plan portion of the Comprehensive Water Quality Management Planning Grant — P. L. 92-500, section 208, and other such activities as may be required to carry out the purposes of these grant programs. [682,000] 774,000

* * *

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$10,955,000 appropriated from Commonwealth revenues for forestry operations:

(1) "Forest Fire Protection and Control" — For prevention of forest fires in State and private forests in Pennsylvania and for control of wildfires anywhere in the Commonwealth [350,000] 538,000

* * *

(8) "Youth Conservation Corps — Grants to State" — For assistance to the State in meeting the cost of projects for employing young men and women to develop, preserve and maintain non-Federal public lands and waters within the State. [980,000] 1,378,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated

to supplement the sum of \$150,000 appropriated from Commonwealth revenues for the control and extinction of forest fires:

(1) "Forest Fire Protection and Control" — For prevention of forest fires on State and private forests in Pennsylvania and for control of wild fires anywhere in the Commonwealth 225,000

(2) USDA — Forest Services" — For the carrying out of a resource planning update on renewable natural resources 20,000

* * *

To the Department of Health

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$14,727,000 appropriated from Commonwealth revenues for general government operations:

(1) "State Health Planning and Development Agency — Title XV" — To establish the health priorities of the Commonwealth through studies of existing and potential health facilities, manpower, and services, and stimulate the development of regional comprehensive health planning agencies. [785,000] 1,124,830

(2) "Migrant Health Grants" — To provide clinic services at medical centers, and intensify public health nursing services and sanitary surveys of camps for migrant laborers and their families in the Commonwealth [50,000] 154,000

(3) "Cooperative Health Statistics Program — Facilities" — To develop and implement health facilities component of the cooperative statistics system. Review and evaluate existing State-level health facilities statistical system to define the extent to which it is responsive to NCHS requirements and standards and needs of other data users. Plan, organize, test and implement systems modifications. [103,000] 124,000

(4) "Cooperative Health Statistics Program — Manpower" — To develop and maintain the health manpower component of the cooperative health statistics system of the National center for health statistics at the State/local level of government [108,000] 143,319

(5) "Disease Control Immunization Program — Project Grants" — To enlist the aid of practicing physicians, official health agencies and volunteers in an immunization program for all susceptible persons in the community, particularly children under the age of five years. [70,000] 28,600

(6) "Survey and Follow Up — Venereal Disease" — For the carrying out of case-finding surveys and serologic follow-up services [300,000] 425,000

(7) "Maternal and Child Health Services" — To extend and improve services, in rural areas and in areas suffering from severe distress, for reducing infant mortality and improvement of the health of mothers and children [8,072,000] 8,133,200

* * *

(10) "Comprehensive Public Health Services — Formula Grants" — To develop coordinated programs of State and local public health services, including those directed at maintaining physical and mental health; detection, preventing and controlling disease, injuries and disability; and protecting and maintaining a

healthful environment [1,912,000]
1,865,638

(11) "Medicare — Health Services Agency Certification" — Perform surveys and inspections to determine whether hospitals, home health agencies, laboratories, clinics, and other providers of health services meet requirements as set forth in section 1861 of the Social Security Act, and, certifying those that qualify to the Secretary of Health, Education and Welfare [1,100,000]
1,187,024

(12) "Maternal and Child Health Research (Child Health Research Grants Program)" — To research and evaluate prenatal care and pregnancy outcome [139,900]
187,684

(13) "Tuberculosis Reporting System" — To develop a tuberculosis registration system [42,300]
53,183

(14) "Disabled Children's Services — SSI" — To provide services to dependents of persons eligible for SSI 1,116,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$2,164,000 appropriated from Commonwealth revenues for the operation of the State Laboratory. * * *

(3) "Medicare — Health Service Agency Certification" — Perform surveys and inspections to determine whether hospitals, home health agencies, laboratories, clinics, and other providers of health services meet requirements as set forth in section 1861 of the Social Security Act, and, certifying those that qualify to the Secretary of Health, Education and Welfare [100,000]
88,100

(4) "Crippled Children's Services — State Laboratory" — To test new births for Hypothyroidism 226,000
* * *

[The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$3,356,000 appropriated from Commonwealth revenues for the Elizabethtown Hospital for Children and Youth:

(1) "Educationally Deprived Children — Handicapped Elementary and Secondary Education, Title I" — To provide an educational program for children from low-income families 55,000]
* * *

To the Historical and Museum Commission

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$6,000,000 appropriated from Commonwealth revenues for general government operations:

(1) "Historic Preservation Act of 1966" — For operation of the Division of Historic Preservation of the Pennsylvania Historical and Museum Commission [102,000]
153,000

(2) "National Historical Publications and Records Commission" — For the publication of the Henry Bouquet Papers 24,000

(3) "Public Works Employment Act" — To provide reimbursement to the commission for work done previously 8,000

(4) "National Endowment for the Human-

ities" — For the microfilming of historical records and the preparation of a guide on their use 14,000

(5) "National Endowment for the Humanities — Everyday Life in Pennsylvania 1750-1950" — For research on and dissemination of information on life in Pennsylvania from 1750-1950 10,000

(6) "National Historical Publications and Records Commission — Preservation of Historical Records" — For a program to instruct historical societies on how to preserve historical records 6,000

* * *
* * * To the Department of Justice

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$691,000 appropriated from Commonwealth revenues for the Office of Management Services:

"Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — To develop a detailed plan for the implementation of an Offender Based Transaction Statistics/Computerized Criminal History (CBTS/CHH) system for Pennsylvania. This plan is to be developed by the Governor's Task Force on criminal justice information systems [456,000]
405,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,768,000 appropriated from Commonwealth revenues for the Office of Civil Law:

"Anti-trust Enforcement Plan" — For a program of anti-trust enforcement 98,000
* * *

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$484,000 appropriated from Commonwealth revenues for the Governor's Justice Commission:

(1) "Law Enforcement Assistance Discretionary Grants" — To (i) establish a three level evaluation system for provision of data regarding projects, programs and their impact on the total criminal justice system in Pennsylvania; (ii) to develop a comprehensive data system for criminal justice in Pennsylvania; and (iii) to develop and implement a management information system [420,000]
350,000

(2) "Law Enforcement Assistance — Juvenile Justice and Delinquency Prevention — Allocation to States" — For development and administration of a comprehensive Statewide plan for juvenile justice in accordance with the Juvenile Justice and Delinquency Prevention Act of 1974 [303,000]
309,000

* * *
(4) "Law Enforcement Assistance — Technical Assistance to Units of Local Government" — To be used exclusively for the Governor's Justice Commission program of technical assistance to political subdivisions receiving or applying for LEAA grants and for a Statewide crime prevention program [1,070,000]
1,077,000

[(5) "Law Enforcement Assistance — Program Evaluation" — For development of program evaluation strategies and performance measurement systems 66,000]

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,807,000 appropriated from Commonwealth revenues for the Bureau of Consumer Protection:

(1) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — To support Bureau of Consumer Protection prosecutions under the Unfair Trade Practices and Consumer Protection Law [11,000]
13,000

(2) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — To support three consumer protection units in low income communities mediate complaints, investigate allegations of illegal practices and provide consumer education [24,000]
28,000

(3) "Public Works Employment Act of 1976" — For provision of a program of consumer education [185,000]
146,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$3,725,000 appropriated from Commonwealth revenues for the Bureau of Drug Control:

(2) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — To support financial investigation of high echelon drug traffickers [114,000]
45,000

[(3) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — For support of the organized crime strategies unit 43,000]

(4) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — For Bureau of Drug Control investigations of higher echelon drug traffickers 26,000]

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$249,000 appropriated from Commonwealth revenues for the Juvenile Court Judges Commission:

(2) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — Statistical analysis center for juvenile courts [103,000]
118,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$71,540,000 appropriated from Commonwealth revenues for the State correctional institutions:

(1) "Law Enforcement Assistance — Improving and Strengthening Law Enforcement" — For staff development and training, for treatment programs for drug abusers and evaluation of drug and alcohol programs in State and county prisons, for physical fitness through boxing, for assessment and training in assertive and perspective skills and for the county correctional statistics program [403,000]
432,000

(2) "Contract Service in Non-Federal Institutions" — For maintenance of Federal inmates in State correctional institutions [175,000]

200,000

[(3) "Law Enforcement Assistance — Comprehensive Information System" — For all activities associated with establishing and operating a computer-based "Inmate Master File" 300,000]

(4) "Law Enforcement Assistance — Advanced Corrections Training Program" — For provision of an advanced corrections training program 117,000]

(6) "Comprehensive Employment and Training Act (CETA) — Improving Corrections Delivery System" — For provisions of job training and employment opportunities 500,000

(7) "Law Enforcement Assistance — Utilization of Community Social Service Programs" — For costs associated with the purchase and operation of three van type vehicles (one each) for the State correctional institutions at Huntington, Dallas and Rockview 43,000

The following Federal augmentation amounts, or as much thereof as may be necessary are hereby specifically appropriated to supplement the sum of \$2,100,000 appropriated from Commonwealth revenues for community service centers:

"Law Enforcement Assistance — To provide funds for the continuation of the Community Service Center for Women at Erie, Pennsylvania 100,000

* * *

To the Board of Probation and Parole

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$9,839,000 appropriated from Commonwealth revenues for general government operations:

* * *

(7) "Title XX — Social Services" — To reimburse the Board of Probation and Parole for services rendered to social rehabilitative services eligible clients as delineated in the social rehabilitative services plan — probation and parole services [2,626,000]
2,725,000

(8) "National Institute of Corrections — Research Interns" — For employment of interns interested in corrections research as a career [5,040,000]
5,040

(9) "Title XX — Social Services Training" — For a training program for Board of Probation and Parole staff who provide Title XX services to eligible ex-offenders 51,300

(10) "Title XX — Social Services Training — Project 60" — For costs associated with a program of services for eligible Board of Probation and Parole clients 70,000

(11) "Comprehensive Employment and Training Act (CETA)" — For a program of job training and employment opportunities through the Pennsylvania Board of Probation and Parole 50,000

(12) "Joint State County Training Project for Adult Probation and Parole Personnel in

the Commonwealth of Pennsylvania" — For a program of training in adult probation and parole services 22,000

To the Department of Public Welfare

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$16,941,000 appropriated from Commonwealth revenues for general government operations:

(2) "Special Programs for the Aging" — For administrative expenses incurred for general government operations in support of the provision of programs for older persons via State-wide planning, area planning and social services [842,000]
1,000,000

(12) "Comprehensive Employment and Training Act (CETA)" — For the provision of job training and employment opportunities. [515,000]
2,515,000

(14) "Vocational Rehabilitation Facilities" — For provision of a model program for the implementation of uniform Statewide criteria for vocational rehabilitation facilities in the Commonwealth [65,000]
120,000

(15) "Program for the Aging-Administration — Title IX" — For administrative expenses incurred in providing employment opportunities for the aged 93,000

(16) "Program for the Aging-Administration — Title IV—A" — To train eligible persons employed or preparing for employment in aging and related fields. 19,000

(17) "Child Abuse and Neglect Grant" — For the purpose of training professionals on prevention of child abuse and neglect 89,000

(18) "Client Oriented System for Providing Developmental Disabilities Data" 20,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$2,736,000 appropriated from Commonwealth revenues for the Office of Information Systems:

(4) "Food Stamp Program" — For expenses incurred by the Office of Information Systems in providing an information system in relation to the Food Stamp Program. [13,000]
473,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$105,294,000 appropriated from Commonwealth revenues for county administration:

(9) "Comprehensive Employment and Training Act (CETA)" — For provisions of job training and employment opportunities through county administration [559,000]
764,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$3,155,000 appropriated from

Commonwealth revenues for claims settlement:

(2) "Child Support Enforcement Program" — For costs incurred by the Bureau of Claims Settlement in support of the Child Support Program. [6,131,000]
8,631,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$19,123,000 appropriated from Commonwealth revenues for basic institutional programs and facilities for youth offenders:

(2) "Comprehensive Employment and Training Act (CETA)" — For provision of job training and employment opportunities through basic institutional programs and facilities for youth offenders [298,000]
544,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$355,000,000 appropriated from Commonwealth revenues for State mental hospitals and State centers:

(5) "Comprehensive Employment and Training Act (CETA)" — For provision of job training and employment opportunities through State mental hospitals and State centers. [5,633,000]
6,952,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$8,460,000 appropriated from Commonwealth revenues for services for the aging:

(2) "Programs for the Aging — Title III" — For support of programs for eligible older persons through Statewide planning, area planning and social services [11,164,000]
11,152,000

(3) "Programs for the Aging — Nutrition — Title VII" — To provide eligible older citizens with low cost nutritious meals with appropriate supportive services [18,654,000]
18,736,000

(4) "Programs for the Aging — Training — Title IV—A" — To train eligible persons employed or preparing for employment in aging and related fields [601,000]
582,000

(6) "Programs for the Aging — Employment — Title IX" — To provide for employment of eligible older persons in community service projects [1,653,000]
1,560,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$7,033,000 appropriated from Commonwealth revenues for restoration centers:

(2) "Comprehensive Employment and Training Act (CETA)" — For provision of job training and employment opportunities through State restoration centers 126,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$7,243,000 appropriated from

Commonwealth revenues for State general hospitals:

(3) "Comprehensive Employment and Training Act (CETA)" — For the provision of job training and employment opportunities through the State general hospitals [344,000]
473,000

[In addition to the amounts specifically appropriated herein to the Department of Public Welfare all moneys received from the Federal Government during any previous fiscal year, that are unexpended or unencumbered as of June 30, 1977, are hereby appropriated for the purpose of the respective appropriations.]

Grants — In addition to the amounts specifically appropriated herein to the Department of Public Welfare, all moneys received from the Federal Government during any previous fiscal year, that are unexpended or unencumbered as of June 30, 1977, are hereby appropriated for the purpose of the respective appropriations.

Reimbursements — In addition to the amounts specifically appropriated herein to the Department of Public Welfare, all moneys appropriated from the Federal Government during any previous fiscal year which are expected to be received as reimbursements may be carried forward until June 30, 1978 to the extent that contracted obligations are carried forward.

To the Pennsylvania State Police

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$29,000,000 appropriated for general governmental expenses:

"Updating and Expansion of Laboratory Equipment" — To allow the State Police to upgrade existing laboratory equipment and to add new equipment at its laboratories throughout the State 295,317

II. JUDICIAL DEPARTMENT

To the Court Administrator

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,252,000 appropriated from Commonwealth revenues for the Office of Court Administrator:

(1) "Law Enforcement Assistance — Federal Discretionary — Pennsylvania State Judicial Information System" — For design and development of a judicial information system to interface with the comprehensive data system being developed on a Statewide basis. [200,000]
400,000

(2) "Law Enforcement Assistance — State Discretionary — Pennsylvania State Judicial Information System" — For implementation of a judicial information system to interface with the comprehensive data system being developed on a Statewide basis. [200,000]
334,000

* * *

(4) "Law Enforcement Assistance — State Discretionary — Training Subgrant No. 3" — For provision of out-of-state instruction for judiciary members and other court personnel in accordance with the standards of the American Bar Association and the National Advisory Commission on Criminal Justice [28,000]
49,000

(5) "Law Enforcement Assistance — State Discretionary — Judicial Training Center of Pennsylvania" — For provision of in-state training of members of the judiciary and other court related personnel [122,000]
136,000

* * *

(12) "Law Enforcement Assistance Act Judicial Inspection of Detention Facilities" — For the operation of a program to take members of the judiciary on inspection tours of detention facilities and for the dissemination of information gathered on such tours 21,000

(13) "Law Enforcement Assistance Act — State Discretionary — Jury Utilization Project" — For a program to develop modern jury management procedures 400,000

* * *

Section 2. Section 3 of the act is amended insofar as it relates to restricted receipt accounts in the Governor's Office and the Department of Environmental Resources.

Section 3. The Secretary of the Budget may create the following restricted receipt accounts for the purpose of administering Federal grants only for the purposes herein designated during the fiscal period July 1, 1977 through June 30, 1978.

Governor's Office

* * *

(6) "Federal Grant — Comprehensive Employment and Training Act":

Title 1 — Special Grant.

Title 2 — Public Service Employment Programs — Subgrants to Prime Sponsors.

Title 3 — Statewide Youth Services Grant.

Title 6 — Public Service Employment Programs — Subgrants to Prime Sponsors.

* * *

Department of Environmental Resources

* * *

(8) "Flood Control Payments; to be used to defray county expenses."

* * *

Section 3. This act shall take effect immediately.

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky

Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 4, by inserting between lines 6 and 7

(4) "Appalachian State Research, Technical Assistance and Demonstration Projects" — To undertake citizen participation development and demonstration project activities. [70,000] 112,000

Amend Sec. 1 (Sec. 2), page 5, line 26 by striking out "500,000" and inserting 545,000

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky

Printer's No. 2564

Amend Sec. 2, page 3, lines 15 through 20, by striking out all of lines 15 through 19, and "(10)" in line 20, and inserting (9)

Amend Sec. 2, page 15, lines 24 through 26, by striking out "United States Department of the Interior —" in line 24, all of lines 25 and

26, and inserting "United States Geological Survey — National Water Use Data System" — For the collection, analysis and dissemination of data on water availabilities and water use 60,000

Amend Sec. 2, page 17, lines 10 through 18, by striking out all of said lines and inserting * * *

Amend Sec. 2, page 17, line 19, by striking out "(2)" and inserting (9)

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 8, by inserting between lines 16 and 17

To the State Council of Civil Defense

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$554,000 appropriated from Commonwealth revenues for general government operations:

"Civil Defense — Federal CFDA Program No. 12.300" — For payment of salaries, benefits and administrative expenses and travel of authorized State and local civil defense employees and for equipment, supplies and facilities [950,000]
985,000

* * *

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 7, lines 12 through 16 by striking out all of said lines

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 19, line 16, by striking out all of said line and inserting 8,248,000

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 14, by inserting between lines 20 and 21

(37) "Educational Information Centers" — To plan for the development of centers which will provide educational and vocational guidance and counseling to adults 45,000

(38) "Comprehensive Employment and Training Act — Pennscript" — To continue a Statewide information system providing local employment opportunity information to Pennsylvania youth 100,000

Amend Sec. 1 (Sec. 2), page 15, by inserting between lines 2 and 3

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,646,000 appropriated from

Commonwealth Revenues for the Scranton State School for the Deaf:
* * *

(3) "Comprehensive Employment and Training Act" — To hire additional staff to improve service 26,000

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 2, page 36, line 13, by inserting after "Office", the Department of Education

Amend Bill, page 36, by inserting after line 30 * * * Department of Education

(23) "Pennsylvania State University — Federal Aid" — For payment of Federal aid to land grant colleges.
* * *

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 14, by inserting between lines 20 and 21

(37) For higher education training programs related to the provision of social services pursuant to the provisions of Title XX reimbursements to the Department of Public Welfare 482,000

Amend Sec. 1 (Sec. 2), page 32, by inserting between lines 28 and 29

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$2,659,000 appropriated from Commonwealth revenues for the social services program:
* * *

(2) "Social Services — Training" — For training purposes in relation to social services programs for eligible persons. [2,586,000]
- 3,068,000

AMENDMENTS TO HOUSE BILL NO. 2043

Mr. Max Pievsky
Printer's No. 2564

Amend Sec. 1 (Sec. 2), page 34, by inserting between lines 11 and 12

To the Department of Transportation

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum of \$1,089,000 appropriated from Commonwealth revenues for mass transit operations:
* * *

(4) "Rural Public Transportation Assistance" — For technical assistance to encourage the development and improvement of mass transportation systems within rural and small urban areas 41,000

* * *

ROLL CALL

House Bill 1802, Printer's No. 2196

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26

NAYS—0

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1802, Printer's No. 2196 (as amended)

This bill proposes to amend Act 220 of July 20, 1968 in order to provide authorizations for flood control projects in the Johnstown area. Clause 28 of that Act provided authorizations for cost overruns of capital projects amounting to \$46,899,342. Only \$10 million of that authorization has been used over the last nine years.

This bill would reduce the authorization of overruns by \$20,856,000 which would then be used for thirteen flood control projects in areas affected by the flood of July 1977. Thus no increased debt authorization is being requested.

PROJECT DESCRIPTIONS

- (1) Bens Creek Flood Protection, City of Johnstown, Cambria County

This project would protect the shopping center and a church/school complex from backwater flooding from Stony Creek. The project will consist of approximately 4,000 feet of flood wall along both banks of the stream.

*BCA \$550,000 \$715,000

- (2) Sams Run Flood Protection, City of Johnstown, Lorraine Borough, Cambria County

The existing culvert beginning at Colemean Avenue is not adequate to carry the 100 year design flow of Sams Run. The project as envisioned would be the replacement of the inadequate culvert with one of sufficient capacity. Beginning at Coleman Avenue a new culvert would be constructed which would extend to the parking lot at the U.S. Steel Company plant and hence by open concrete channel to Stony Creek. The total project length would be approximately 1,500 feet.

*BCA \$900,000 \$1,170,000

- (3) Elk Run Debris Dam, Johnstown Area

This project consists of a 12-foot earth-fill dam with a concrete service spillway and a grass lined emergency spillway. Natural terrain, supplemented by earth excavation would provide storage capacity for debris and bed load.

Flooding has occurred in Johnstown and Lower Yoder Township on several occasions in the past ten years. The cause of flooding has been determined to be primarily due to the blockage of culverts and channel constructions by debris and bed load deposition.

The proposed project would reduce the movement of debris and bed load into the built-up portions of Elk Run.

*BCA \$243,000 \$316,000

- (4) Solomon's Run Flood Protection, Stony Creek Township, City of Johnstown, Cambria County

With the exception of the damage along Laurel Run, the stream side destruction along Solomon Run was the most severe of all the Johnstown flood damage centers. Severe damage occurred to apartment houses in Walnut Grove as well as to many private residents in Walnut Grove, Dale and the Hornerstown area of Johnstown. Many houses along this reach were completely destroyed with wreckage interfering with the flow of the stream along its water course. Diversion of flow occurred down Messenger Street and McMillen Street causing flood inundation damages remote from the run itself. The project required for this damage center would be a concrete channel liner beginning approximately 3,500 feet upstream of the bridge to the Walnut Grove Apartments and extending through Dale and Hornerstown to Stony Creek. The total length of concrete channel required is approximately two miles.

*BCA \$5,500,000 \$7,150,000

- (5) Little Conemaugh River, East Conemaugh Flood Protection, Borough of East Conemaugh, Cambria County

Flooding of the lower portion of the East Conemaugh was caused by the blockage of a culvert under the main line of the Pennsylvania Railroad caused by a tremendous amount of bedload transported by a small tributary along the western border of the Borough. Remedial measures would consist of providing an adequate culvert, channel improvement, and a short section of flood wall.

*BCA \$450,000 \$585,000

- (6) Black Lick Creek, Flood Protection, Nanty Glo, Cambria County

Flood damage in Nanty Glo consisted of minor structural damage for an unnamed tributary to Black Lick Creek and from inundation of low lying portions of the Borough from Black Lick Creek itself. Flood

depths were in the vicinity of 4 or 5 feet. The project envisioned is a concrete channel liner for the tributary and slope paving and channel improvement along Black Lick Creek.

- (7) South Fork and Otto Run Flood Protection, Croyle Township (Sidman), Cambria County

The Borough of Sidman is at the confluence of the South Fork of the Little Conemaugh River and Otto Run. Flood damage consisted of the destruction of three or four private homes and severe damage to a few light industries. Because of the many bridge structures and lack of space for levees it would be necessary to provide for improved channel capacity for a distance of approximately one mile along the South Fork and Otto Run.

- (8) South Branch of Black Lick Creek Flood Protection Project, Borough of Vintondale, Cambria and Indiana Counties

Flood damage occurred to the east of the Township Road Bridge over the South Branch and to approximately 24 houses between South Branch Bridge and the bridge across the North Branch. Maximum inundation was approximately 5 feet in the latter reach. Future relief from flood damage for this type of flooding can be achieved by approximately 3,000 feet of earth levee and 5,000 feet of channel excavation along the South Branch Black Lick Creek.

- (9) Flood Protection on Two Lick Creek and Dickson Run, Borough of Clymer, Indiana County

Approximately 4-foot deep inundation occurred along the flood plain on both sides of Two Lick Creek in the Borough of Clymer. A flood protection project is complicated by the fact that Dixon Run enters along the right bank flood plain as well as a railroad track and two highway bridges. Flood protection project for Clymer therefore would consist of a major channel excavation along Two Lick Creek for a distance of approximately one mile.

- (10) Yellow Creek and Two Lick Creek Flood Protection, Borough of Homer City, Indiana County

Homer City lays at the confluence of Yellow Creek and Two Lick Creek. Stream side destruction of commercial facilities occurred at the Route 56 Bridge crossing Yellow Creek. Inundation of homes and heavy industry occurred along the left bank of Two Lick Creek downstream of the confluence. Additional flooding occurred upstream of the confluence along both banks of Two Lick Creek. Flooding depths were up to approximately 7 feet. Because of the nature of highway bridges and railroad bridges and lack of space, it will be necessary to provide a comprehensive flood protection project consisting of approximately 2,000 feet of slope paving both sides, 2,600 feet of slope paving one side with excavation, 1,600 feet of levee with riprap and 3,600 feet levee.

- (11) Paint Creek Flood Protection, Paint Township, Somerset County

Damage occurred to buildings on both sides of Paint Creek. Where Route 601 crosses Paint Creek, the Route 601 Bridge was not adequate to pass the tremendous flood flow generated on Paint Creek. The diversion which occurred at this location caused considerable damage to Route 56 where it crosses the ravine formed by Paint Creek. Work which may be required for this area would be the extension of the Windber flood protection project along Paint Creek and the replacement of the Route 601 Bridge.

- (12) Paint Creek, Improvements to Existing Flood Protection, Borough of Windber, Somerset County

The Department's flood protection project in the Borough of Windber was surcharged. Extensive erosion occurred in the vicinity of the inlet and stilling basin with the loss of a house along the right bank of the stilling basin. Improvement would consist of additional capacity for storm water drainage in the vicinity of the stilling basin and slope protection upstream of the basin.

- (13) West Branch of Susquehanna River, Improvement to Existing Flood Protection, Borough of Cherry Tree, Indiana, Clearfield, and Cambria Counties

Project as proposed for Cherry Tree includes raising of the existing Departmental levees along the right bank and the provision of a new levee along the left bank of the West Branch of the Susquehanna River to provide a higher degree of protection for the Borough.

Sources: Department of Environmental Resources
Governor's Budget Office

Prepared by: Glenn R. Rosenberg, Budget Analyst
House Appropriations Committee (D)
March 8, 1978

Printer's No. 2196

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1802

Session of 1977

INTRODUCED BY MESSRS. STEWART, BITTINGER, ENGLEHART, GOODMAN, REED, WASS, SHUPNIK, GEORGE, O'CONNELL, B. F. O'BRIEN, HALVERSON, A. K. HUTCHINSON, PIEVSKY MILLIRON, CASSIDY AND STAIRS, OCTOBER 26, 1977.

REFERRED TO COMMITTEE ON APPROPRIATIONS, OCTOBER 26, 1977.

AN ACT

Amending the act of July 20, 1968 (P. L. 652, No. 220), entitled, "An act amending the act of March 31, 1949 (P. L. 372, No. 34), entitled 'An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act,' empowering the Authority to construct and acquire projects for certain State-related universities, providing for the disposition of unused borrowing capacity which may become available through the operation of the Higher Education Facilities Act of 1963 or other Federal grants; harmonizing the language of certain existing amendments; allocating unused funds; providing for the interpretation of certain amendments to the act; further defining the powers and procedures of the board; regulating the leasing of projects constructed

for State-aided institutions; amending the eminent domain powers and procedures of the Authority; specifically itemizing projects for capital budget purposes," to reduce the amount of unallocated funds available for allocation by the board to certain projects for cost-overflow, and to provide for additional projects necessitated by the Great Flood of July 1977.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Clause XXVIII of section 7, act of July 20, 1968 (P. L. 652, No. 220), entitled "An act amending the act of March 31, 1949 (P. L. 372, No. 34), entitled 'An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act,' empowering the Authority to construct and acquire projects for certain State-related universities, providing for the disposition of unused borrowing capacity which may become available through the operation of the Higher Education Facilities Act of 1963 or other Federal grants; harmonizing the language of certain existing amendments; allocating unused funds; providing for the interpretation of certain amendments to the act; further defining the powers and procedures of the board; regulating the leasing of projects constructed for State-aided institutions; amending the eminent domain powers and procedures of the Authority; specifically itemizing projects for capital budget purposes," is amended and the section is amended by adding a clause to read:

Section 7. For capital budget purposes the following public improvement projects to be financed by the issuing of debt and to be constructed by The General State Authority, its successors or assigns, and which are in addition to those projects itemized in the "Capital Budget Act for the 1968-1969 Fiscal Year" are hereby specifically itemized, together with their respective estimated financial costs, as follows:

XXVIII. Additional funds to be allocated by the board of the authority to such of the public improvement projects specifically itemized in a capital budget for constructions by the General State Authority as are not bid within the estimated financial costs specified in such capital budget but this amount shall not otherwise constitute unallocated funds of the General State Authority for any other purpose. [46,899,342]
26,873,374

XXIX. Department of Environmental Resources 20,025,968
Additional Flood Control Projects arising from the Great Flood of July 1977 are as follows:

PROJECT LOCATION
(1) Ben's Creek Flood Protection . . . 703,100
City of Johnstown, Cambria County (Base Construction Cost \$550,000)

(2) Sam's Run Flood Protection . . . 1,124,865
City of Johnstown, Lorraine Borough, Cambria County (Base Construction Cost \$900,000)
(3) Elk Run Debris Dam — City of Johnstown, Lower Yoder Township, Cambria County 300,000
(Base Construction Cost \$216,000)
(4) Solomon's Run Flood Protection 6,751,829
Stoney Creek Township, City of Johnstown, Cambria County (Base Construction Cost, \$5,500,000)
(5) Little Conemaugh River, East Conemaugh Flood Protection . . . 579,513
Borough of East Conemaugh, Cambria County (Base Construction Cost \$450,000)
(6) Black Lick Creek Flood Protection 1,507,399
Nanty Glo Cambria County (Base Construction Cost \$1,200,000)
(7) South Fork and Otto Run Flood Protection 1,133,265
Croyle Township (Sidman) Cambria County (Base Construction Cost \$900,000)
(8) South Branch of Black Lick Creek Flood Protection 641,334
Borough of Vintondale Cambria and Indiana Counties (Base Construction Cost \$500,000)
(9) Two Lick Creek and Dickson Run Flood Protection 2,130,587
Borough of Clymer Indiana County (Base Construction Cost \$1,700,000)
(10) Yellow Creek and Two Lick Creek Flood Protection 3,142,454
Borough of Homer City Indiana County (Base Construction Cost \$2,500,000)
(11) Paint Creek Flood Protection . . . 381,754
Paint Township Somerset County (Base Construction Cost \$300,000)
(12) Paint Creek Improvements to Existing Flood Protection 752,252
Borough of Windber Somerset County (Base Construction Cost \$600,000)
(13) West Branch of Susquehanna River Improvements to Existing

Flood Protection 877,616
 Borough of Cherry Tree Indiana,
 Clearfield and Cambria Counties
 (Base Construction Cost
 \$700,000)

In order to expedite these projects, the Department of General Services shall assign the professional agreements for design and the construction supervision to the Department of Environmental Resources.

Section 2. This act shall take effect immediately.

AMENDMENTS TO HOUSE BILL NO. 1802

Mr. Amos Hutchinson

Printer's No. 2196

Amend Sec. 1 (Sec. 7, page 3, line 22, by striking out all of said line and inserting 24,643,342

Amend Sec. 1 (Sec. 7), page 3, line 23, by striking out "20,025,968" and inserting 22,256,000

Amend Sec. 1 (Sec. 7), page 5, by inserting between lines 25 and 26

(14) Mill Run Creek Flood
 Protection 1,400,000
 City of Altoona, Logan and
 Allegheny Townships,
 Blair County
 (Base Construction Cost \$1,100,000)

AMENDMENTS TO HOUSE BILL NO. 1802

Printer's No. 2196

Amend Sec. 1 (Sec. 7), page 3, line 22, by striking out all of said line and inserting 26,043,342

Amend Sec. 1 (Sec. 7), page 3, line 23, by striking out "20,025,968" and inserting 20,856,000

Amend Sec. 1 (Sec. 7), page 3, line 28, by striking out "703,100" and inserting 715,000

Amend Sec. 1 (Sec. 7), page 4, line 1, by striking out "1,124,865" and inserting 1,170,000

Amend Sec. 1 (Sec. 7), page 4, line 6, by striking out "300,000" and inserting 316,000

Amend Sec. 1 (Sec. 7), page 4, line 7, by striking out "\$216,000" and inserting \$243,000

Amend Sec. 1 (Sec. 7), page 4, line 8, by striking out "6,751,829" and inserting 7,150,000

Amend Sec. 1 (Sec. 7), page 4, line 13, by striking out "579,513" and inserting 585,000

Amend Sec. 1 (Sec. 7), page 4, line 17, by striking out "1,507,399" and inserting 1,560,000

Amend Sec. 1 (Sec. 7), page 4, line 21, by striking out "1,133,265" and inserting 1,170,000

Amend Sec. 1 (Sec. 7), page 4, line 26, by striking out "641,334" and inserting 650,000

Amend Sec. 1 (Sec. 7), page 5, line 1, by striking out "2,130,587" and inserting 2,210,000

Amend Sec. 1 (Sec. 7), page 5, line 6, by striking out "3,142,454" and inserting 3,250,000

Amend Sec. 1 (Sec. 7), page 5, line 10, by striking out "381,754" and inserting 390,000

Amend Sec. 1 (Sec. 7), page 5, line 15, by striking out "752,252" and inserting 780,000

Amend Sec. 1 (Sec. 7), page 5, line 21, by striking out "877,616" and inserting 910,000

ROLL CALL

House Bill 1867, Printer's No. 2275

MAJORITY MEMBERS

	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	yea

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26

NAYS—0

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

FISCAL NOTE

House Bill 1867, Printer's No. 2275

This bill proposes to amend the act of July 6, 1961 (P. L. 515, No. 265), as re-enacted and amended, by expanding the list of facilities for which reimbursement may be received, the types of supplies for which reimbursement may be claimed, and by restricting what may be claimed for reimbursement. This act would take effect immediately.

As the law now reads, this reimbursement mechanism goes into effect whenever the Governor proclaims that conditions of extreme emergency exists statewide or in one or more political subdivisions as a result of a natural disaster. Reimbursement may be provided for the cleaning of roadways which are not the official responsibility of a particular political subdivision and

for reimbursement of costs incurred in hiring or leasing personnel and equipment necessary to restore a water system owned or operated by a political subdivision or municipal authority which was damaged, destroyed or made inoperable by the natural disaster mentioned above.

Any public facility, and specifically including roads and sewer systems, owned by a political subdivision would now be eligible for reimbursement for the costs of any personnel and/or equipment leased or hired to restore the facility.

Any materials and/or supplies needed to effect the restoration of any public facility would also become eligible for reimbursement.

Any costs that were covered by federal assistance or insurance would not be eligible for reimbursement.

Since the legislation to be amended contains a provision that no more than \$1,000,000 could be used for reimbursements in any one year, this represents the upper limit to be spent in any one year. How much is spent in any one year up to this ceiling will depend on the amount of eligible restoration costs that are incurred in any one year.

A factor which will help to keep costs down is the provision that costs which are covered by insurance policies will not be eligible for reimbursement. The impact of this factor on reducing costs cannot be estimated because there is no way to project what the nature of a future extreme emergency situation will be like.

Prepared by: Al Ferguson
Budget Analyst
House Appropriations Committee
January 23, 1978

Printer's No. 2275

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1867

Session of 1977

INTRODUCED BY MESSRS. BITTINGER, STEWART, ENGLEHART, HALVERSON, DeWEESE, LETTERMAN AND REED, NOVEMBER 15, 1977.

REFERRED TO COMMITTEE ON CONSERVATION, NOVEMBER 15, 1977.

AN ACT

Amending the act of July 6, 1961 (P. L. 515, No. 265), entitled, as amended, "An act authorizing the Governor to provide for disaster and emergency relief under certain circumstances; authorizing him to transfer certain funds in the General Fund for these purposes, and making an appropriation," providing for reimbursement to political subdivisions and authorities for repair or replacement of public facilities damaged, destroyed or made inoperable due to a natural disaster.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 4, act of July 6, 1961 (P. L. 515, No. 265), entitled, as amended "An act authorizing the Governor to provide for disaster and emergency relief under certain circumstances; authorizing him to transfer certain funds in the General Fund for these purposes, and making an appropriation," reenacted and amended August 18, 1977 (No. 57), is amended to read:

Section 4. (a) Whenever the Governor shall have proclaimed that conditions of extreme emergency exist throughout the State or in one or more political subdivisions thereof due to a natural disaster including but not limited to floods, heavy snows, or prolonged periods of subfreezing weather, officials of any political subdivision affected by such conditions of extreme emergency shall have the authority to clear such roadways as are necessary for the health, safety and welfare of residents, even though such roadways are not officially the responsibility of such political subdivision. The political subdivision may be reimbursed for the cost of such clearing as provided in subsection (c).

(b) Whenever the Governor shall have proclaimed that conditions of extreme emergency exist throughout the State or in one or more political subdivisions thereof due to a natural disaster including but not limited to floods, heavy snows, or prolonged periods of subfreezing weather and in the event that a public facility, including a roadway, owned by a political subdivision, or a water or sewer system owned or operated by a political subdivision or municipal authority is damaged, destroyed, or made inoperable as a direct result of such conditions of extreme emergency, the political subdivision or municipal authority shall have the authority to lease or hire such personnel and equipment and to purchase such materials and supplies as may be needed to effect restoration of such public facility, roadway, or water or sewer system. The political subdivision or municipal authority may be reimbursed for the cost of such restoration as provided in subsection (c).

(c) Whenever the Governor shall have proclaimed that conditions of extreme emergency exist throughout the State or in one or more political subdivisions thereof, he shall have power to transfer any unused funds which may have been appropriated for the ordinary expenses of government in the General Fund to such State agencies as he may direct to be expended for reimbursements as provided in subsections (a) and (b). Such reimbursements shall be made in accordance with and to the extent permitted by regulations issued by such agency or agencies as the Governor may designate to administer the reimbursement programs established by subsections (a) and (b). The total of such transfers shall never exceed one million dollars (\$1,000,000) in any one year except by action of the General Assembly.

(d) Reimbursements pursuant to subsection (c) shall not be made to the extent that the Commonwealth, a political subdivision or a municipal authority may be eligible for assistance from the Federal Government or for the receipt of proceeds from any insurance policy.

Section 2. This act shall take effect immediately.

ROLL CALL

House Bill 1868, Printer's No. 2276

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea

date of an
 Amend Sec. 3, page 2, line 9, by striking out "3" and inserting
 2

ROLL CALL

House Bill 1968, Printer's No. 2432

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
 NAYS—0
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL JR.

FISCAL NOTE

House Bill 1968, Printer's No. 2432

This bill proposes to allow the Governor to allocate funds from the amount appropriated for disaster relief and assistance for victims of the Great Flood of 1977, to provide for the repair or replacement of volunteer fire company, ambulance association and rescue squad operational equipment and facilities damaged or destroyed in the flood or in relief activities after the flood.

Fiscal Impact

Federal money may be used to reimburse these companies for any equipment directly damaged by the flood waters. However,

should equipment or facilities have been damaged or destroyed during the cleanup, no FDAA money would be available.

There is no data base, such as a central damage reporting center, which contains the information needed to make a projection for the cost of this bill.

Currently, \$2,936,000 is available for appropriation from the various disaster appropriation acts. However, while that money is not currently committed, there are other bills, notably SB 1106, which make competing claims on these limited resources. Should SB 1106 pass before HB 1968, no funds could be certified to be available.

Source: Governor's Budget Office
 State Council of Civil Defense

Prepared by: Glenn R. Rosenberg
 Budget Analyst
 House Appropriations Committee
 March 9, 1978

Printer's No. 2432

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 1968

Session of 1977

INTRODUCED BY MESSRS. ENGLEHART, GEORGE, STEWART, YAHNER, BITTINGER, BRUNNER, PETRARCA, ZELLER, LETTERMAN, DeWEESE, KUKOVICH, STUBAN, A. K. HUTCHINSON, REED, GRIECO, CASSIDY, CIMINI, STAIRS, HALVERSON, NOYE, POTI, MUSTO, LIVENGOOD, RENWICK, O'CONNELL, LOGUE, HELFRICK, R. R. FISCHER, HOPKINS, LYNCH AND GEESEY, DECEMBER 12, 1977.

REFERRED TO COMMITTEE ON APPROPRIATIONS, DECEMBER 12, 1977.

AN ACT

Authorizing the Governor to allocate funds necessary to provide for the repair or replacement of volunteer fire company, ambulance association and rescue squad equipment and facilities damaged or destroyed in the Great Flood of July, 1977.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The Governor is hereby authorized to allocate from funds appropriated to the Governor's Office for disaster relief and assistance for victims of the Great Flood of 1977 under the act of August 20, 1977 (No. 11A), as much money as may be necessary to provide for the repair or replacement of volunteer fire company, ambulance association and rescue squad operational equipment and facilities damaged or destroyed in the Great Flood of July, 1977, or in relief activities connected thereto.

Section 2. Such funds as may be allocated by the Governor shall not be used for the repair or replacement of meeting halls, social rooms or any other facilities not directly related to fire fighting, rescue or ambulance operations.

Section 3. This act shall take effect immediately.

ROLL CALL

House Bill 2036, Printer's No. 2548

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea

James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
 NAYS—0
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL JR.

FISCAL NOTE

House Bill 2036, Printer's No. 2548

This bill proposes to amend the Act of July 6, 1961 (P. L. 515, No. 265), as amended, by increasing the amounts of money that may be transferred, by increasing the sources of funds to be transferred, and by making these two changes retroactive to January 1, 1978. The act would take effect immediately.

As the law now reads, the Governor, after determining that a natural disaster or civil disorder threatens or has taken place and that conditions of extreme emergency exist anywhere in Pennsylvania, may transfer up to \$5 million in any one year (except by action of the General Assembly) for relief from any unused funds appropriated for the ordinary expenses of government in the General Fund. This would rise to \$9 million in any one year.

Additionally, up to \$1 million may be transferred from the same sources when the Governor proclaims that conditions of extreme emergency exist anywhere in the Commonwealth as a result of a natural disaster. The funds transferred are to be used to reimburse political subdivisions for costs incurred in clearing any roadways necessary for the health, safety and welfare of residents. This amount would rise to \$5 million in any one year.

These funds can also be used to reimburse a political subdivision or municipal authority for the costs of hiring personnel or renting equipment to restore water systems owned or operated by a political subdivision or municipal authority which has been adversely affected by conditions of extreme emergency. The Governor would first have to proclaim that conditions of extreme emergency existed in all or part of the Commonwealth.

The fiscal implications of adding the words "or any other" to the type of unused funds that can be transferred are impossible to discuss because of the inexact nature of the phrase. To date,

the practice has been to draw funds from anywhere in the General Fund budget.

The two changes in the dollar amounts will set higher upper limits; the amounts to be expended in any one year will depend on the extents to which reimbursements are sought and the amounts a Governor would wish to expend to provide the reimbursements.

The section making these amendments retroactive to January 1, 1978 would mean that eligible costs incurred during the declared emergency in January 1978 would be reimbursable.

While no firm figures are yet available, Penn D.O.T. personnel are certain that this \$5 million limit could be totally absorbed into providing reimbursement for snow-removal related expenses incurred by political subdivisions in January of 1978. However, it would ultimately be up to the Governor to decide how much money to transfer for this purpose. Any future years' costs cannot now be estimated since these costs will be determined by future demands for reimbursement and availability of funds for transfer.

Source: Pennsylvania Dept. of Transportation

Prepared by: Al Ferguson
 House Appropriations Committee
 February 6, 1978

Printer's No. 2548

THE GENERAL ASSEMBLY OF PENNSYLVANIA

House Bill No. 2036

Session of 1978

INTRODUCED BY MESSRS. GEORGE, BELLOMINI, MANDERINO, PETRARCA, GOODMAN, ENGLEHART, A. K. HUTCHINSON, YAHNER, LINCOLN, STUBAN, RENWICK, LIVENGOOD, WARGO, KUKOVICH, McCALL, RAVENSTAHL, GREENFIELD, DeMEDIO, CAPUTO, WANSACZ, GRAY, LETTERMAN, McLANE, ZITTMAN, DOMBROWSKI, SWEET, SHUPNIK, B. F. O'BRIEN, MUSTO, GEISLER, DeWEESE, LOGUE, GARZIA, JOHNSON, JONES, CALTAGIRONE, PRATT, STAIRS, ARMSTRONG, BRANDT, TRELLO, MRS. WISE, MESSRS. ZWIKL, MORRIS, KOLTER, PIEVSKY AND GALLAGHER, JANUARY 31, 1978.

REFERRED TO COMMITTEE ON APPROPRIATIONS, JANUARY 31, 1978.

AN ACT

Amending the act of July 6, 1961 (P. L. 515, No. 265), entitled, as amended, "An act authorizing the Governor to provide for disaster and emergency relief under certain circumstances; authorizing him to transfer certain funds in the General Fund for these purposes, and making an appropriation," changing certain amounts that may be transferred for disaster or emergency purposes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 1 and subsection (c) of section 4, act of July 6, 1961 (P. L. 515, No. 265), entitled, as amended, "An act authorizing the Governor to provide for disaster and emergency relief under certain circumstances; authorizing him to transfer certain funds in the General Fund for these purposes, and making an appropriation," reenacted and amended August 18, 1977 (No. 57), are amended to read:

Section 1. Whenever the Governor finds as a fact that a natural disaster or civil disorder threatens or has occurred and that conditions of extreme emergency exist in all or a part or parts of Pennsylvania, he shall have power to transfer any unused funds which may have been appropriated for the ordinary or any other expenses of the government in the General Fund to such State agencies as he may direct to be expended for relief of disaster or civil disorder in such manner as the Governor shall approve, and such funds are hereby appropriated to the Governor for such purposes. The total of such transfers shall

never exceed [five million dollars (\$5,000,000)] nine million dollars (\$9,000,000) in any one year except by action of the General Assembly.

Section 4. * * *

(c) Whenever the Governor shall have proclaimed that conditions of extreme emergency exist throughout the State or in one or more political subdivisions thereof, he shall have power to transfer any unused funds which may have been appropriated for the ordinary or any other expenses of government in the General Fund to such State agencies as he may direct to be expended for reimbursements as provided in subsections (a) and (b). Such reimbursements shall be made in accordance with and to the extent permitted by regulations issued by such agency or agencies as the Governor may designate to administer the reimbursement programs established by subsections (a) and (b). The total of such transfers shall never exceed [one million dollars (\$1,000,000)] five million dollars (\$5,000,000) in any one year except by action of the General Assembly.

* * *

Section 2. This act shall take effect immediately and shall be retroactive to January 1, 1978.

ROLL CALL

Senate Bill 693, Printer's No. 1556

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
NAYS—0
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL JR.

ROLL CALL

Senate Bill 693, Printer's No. 1556

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	nv
Thomas Fee	yea
Helen Gillette	yea
James Goodman	nv
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	nv
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	nv
Harry Bittle	absent
James Gallen	nv
John Hamilton	nv
H. Harrison Haskell	nv
Charles Mebus	nv
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	nv
James Wright	nv
Eugene Geesey	nv

YEAS—9
NAYS—11
NOT VOTING—6
ABSENT—5

Signed
MAX PIEVSKY

AMENDMENTS TO SENATE BILL NO. 693

Printer's No. 1556

Amend Sec. 2, page 2, line 4, by striking out all of said line and inserting \$19,687,000

Amend Sec. 2, page 2, by inserting between lines 11 and 12

For payments to reimburse those school districts which have met the guidelines established by the Supreme Court of the United States, the several courts of this Commonwealth, and the Human Relations Commission of Pennsylvania in connection with the achievement of integration in the public

schools of this Commonwealth. 1,000,000

Bill Analysis

Senate Bill 693, Printer's No. 1556

This bill supplements the General Appropriations Bill for fiscal year 77-78 (Act No. 11A of 1977) by providing Revenue Sharing funds to supplement certain state appropriations and by providing Revenue Sharing funds to certain departments to fund specific programs.

Following is a comparison of Revenue Sharing expenditures for fiscal year 76-77 with proposed expenditures for fiscal year 77-78.

Comparison of Federal Revenue Sharing Expenditures for FY 76-77 and FY 77-78

Appropriation	Amount (in 000's)	
	76-77	77-78
Department of Education		
Pupil Transportation	23,600	20,687
Special Education	51,400	53,600
Special Education-Approved		
Private Schools	2,500	2,500
Public School Building Authority	—	1,000
Department of Environmental Resources		
Sewage Treatment Plant Operations Grants	11,800	12,250
Department of Health		
Local Health Departments-Environmental	3,600	3,421
Judiciary		
Reimbursement of County Court Costs	24,000	24,000
Treasury Department		
Treasury-General Government	—	600
Total	116,900	118,058

Following is a brief description of each requested appropriation:

Pupil Transportation: This appropriation supplements the sum of \$78,000,000 in state funds. The monies are used to make subsidy payments to school districts and intermediate units.

Special Education: This appropriation supplements the sum of \$98,528,000 in state funds. The monies are used to make subsidy payments to school districts and intermediate units for special education.

Special Education-Approved Private Schools: This appropriation supplements the sum of \$29,760,000 in state funds. The monies are used to pay for special education students who have been placed in private schools because an adequate program was not available in the public schools.

Public School Building Authority: This appropriation is being made for the first time from the Revenue Sharing Fund. Previously, the appropriation was from state funds. Because of reduced school building activity and the reduced bond issues for such activity, the administrative monies from such bond issues have not been sufficient to cover the total cost of administering the authority. This appropriation will cover that deficit.

Sewage Treatment Plant Operations: This appropriation reimburses 2% of eligible costs for construction, repair and addition to sewage treatment plant facilities. The reimbursement is used by municipalities or sewage treatment authorities to offset the operating costs of such facilities. The \$450,000 increase over fiscal year 76-77 reflects increase construction, repair and addition costs that were eligible for reimbursement during fiscal year 77-78.

Local Health Departments-Environmental: This appropriation provides 75¢ per capita to local health departments to provide environmental health services including water supply

analysis, vector control programs and solid waste programs. The \$179,000 decrease from fiscal year 76-77 reflects population reductions in those areas with local health departments.

Reimbursement of County Court Costs: This appropriation supplements the sum of \$24,000,000 in state funds. This money is used to reimburse counties for certain court costs incurred during the year.

Treasury-General Government: This appropriation supplements \$4,400,000 in state funds for the general government appropriation of the Treasury Department. According to the Treasury Department, the funds will be used to fund currently filled personnel positions.

Prepared by: Steve Rosskopf, Budget Analyst
House Appropriations Committee (D)
February 6, 1978

Prior Printer's No. 737 Printer's No. 1556

THE GENERAL ASSEMBLY OF PENNSYLVANIA

Senate Bill No. 693

Session of 1977

INTRODUCED BY CIANFRANI, APRIL 18, 1977.

SENATOR SMITH, APPROPRIATIONS, RE-REPORTED AS AMENDED JANUARY 30, 1978.

A SUPPLEMENT

To the act of (P. L. , No.), entitled "An act to provide for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal period July 1, 1977 to June 30, 1978, and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1977," itemizing appropriations required from the Federal Revenue Sharing Trust Fund for the proper operations of the several departments of the Commonwealth authorized to spend Federal Revenue Sharing Trust Fund moneys.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. This supplement shall be known and may be cited as the "Federal Revenue Sharing Trust Fund Supplement to the General Appropriation Act of 1977."

Section 2. The following sums, or as much thereof as may be necessary, are hereby specifically appropriated from the Federal Revenue Sharing Trust Fund for the fiscal period July 1, 1977 to June 30, 1978 to finance programs in the several hereinafter named agencies:

I. EXECUTIVE DEPARTMENT

To the Department of Education
Payments to school districts and intermediate units on account of pupil transportation, including nonpublic and hazardous pupil transportation ~~\$23,600,000~~
\$20,687,000

For payments to school districts and intermediate units on account of education of exceptional children in public schools 53,600,000
For approved private schools 2,500,000

FOR PUBLIC SCHOOL BUILDING AUTHORITY FOR THE SALARIES, WAGES AND EXPENSES INCURRED IN THE PROPER ADMINISTRATION OF THE AUTHORITY 1,000,000

To the Department of Environmental Resources
For payments to municipalities and municipality authorities which have expended money to acquire and construct sewage treatment plants in accordance with the clean streams program and for the repair, improvement or additions of certain sewage treatment plants ~~12,000,000~~
12,250,000

To the Department of Health
 For grants to county departments of health and to municipalities for environmental health under the act of August 24, 1951 (P. L. 1304, No. 315), known as the "Local Health Administration Law" 3,421,000

TO THE STATE TREASURER
 FOR SALARIES, WAGES AND ALL NECESSARY EXPENSES FOR THE PROPER ADMINISTRATION OF THE TREASURY DEPARTMENT 600,000

II. JUDICIAL DEPARTMENT
 Miscellaneous

For the payment to the counties in reimbursement of the direct costs incurred by the counties in the administration and operation of all courts and for offices of justices and judges of the Supreme, Superior and Commonwealth Courts in the county of their residence. Costs incurred by the counties in the administration and operation of all courts means costs as reported to the Department of Community Affairs in the county's annual financial report forms under the heading (a) "Judicial," but confined to the subheading: (160) courts, excluding capital outlay. If a city coterminous with a county does not report on the Department of Community Affairs' form, its figures from the same subheading, set forth in the department forms, shall be used: Provided, That such payments shall be made to the county treasurer and in cities of the first class coterminous with counties of the first class to the city treasurer: And, provided further, That in the event the amount herein appropriated is not sufficient to reimburse all such costs, payments shall be made to the counties in the proportion which the costs of each county bears to the total costs of all counties during the most recently completed fiscal year: And provided further, That in making allocations and payments hereunder, the Court Administrator of Pennsylvania shall, except for county offices of justices and judges of the Supreme, Superior and Commonwealth Courts, exclude all costs which are not properly reportable under the heading hereinabove specified 24,000,000

Section 3. All Federal Revenue Sharing Trust Fund moneys expended by the several State agencies named herein, or by any political subdivision, organization or other agency receiving such moneys from the State agencies named herein shall be spent only in accordance with rules and regulations regarding the expenditure of funds made available under Public Law 92-512, entitled State and Local Fiscal Assistance Act of 1972.

Section 4. This act shall take effect July 1, 1977.

ROLL CALL

Senate Bill 994, Printer's No. 1135

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent

Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	nay
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—25
 NAYS—1
 ABSENT—5

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

FISCAL NOTE

Senate Bill 994, Printer's No. 1135

This bill would authorize Bristol Borough, Bucks County, to transfer a tract of land originally acquired with Project 70 money to a local humane society. In return for this tract of land, the Borough of Bristol would receive another tract of land from the Grundy Foundation. This act would take effect in 60 days.

There would be no fiscal impact as a result of this bill.

Prepared by: Al Ferguson
 Budget Analyst
 House Appropriations Committee
 March 9, 1978

Printer's No. 1135

THE GENERAL ASSEMBLY OF PENNSYLVANIA

Senate Bill No. 994

Session of 1977

INTRODUCED BY HOWARD, JUNE 28, 1977.

REFERRED TO ENVIRONMENTAL RESOURCES, JUNE 28, 1977.

AN ACT

Authorizing the Borough of Bristol, County of Bucks, with the approval of the Departments of Community Affairs, Environmental Resources and Justice and the Governor, to convey a certain tract of land located within said borough and acquired with Project 70 money and transferring the interest and restrictions relating to Project 70 lands to a tract of land to be acquired as part consideration for this conveyance.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The Borough of Bristol, County of Bucks, Commonwealth of Pennsylvania, is hereby authorized, subject to the approval of the Departments of Community Affairs, Envi-

ronmental Resources and Justice and the Governor, to convey to the Bucks County Society for the Prevention of Cruelty to Animals for the sum of \$1 and a tract of land to be conveyed to the Borough of Bristol by The Grundy Foundation, the following tract of land situate in the Borough of Bristol and acquired by such borough with Project 70 money, said tract of land more particularly described as follows:

All that certain lot or tract of land situate in the Borough of Bristol, County of Bucks, Commonwealth of Pennsylvania, being Lot #2 bounded and described according to plan #BR-174 prepared by Middle Atlantic States Engineering, Inc., and dated February, 1975 as follows to wit:

Beginning at a point on the northwesterly line of Maple Beach Road, 60 feet wide, the point of beginning being the following 2 courses and distances from the intersection of the said line of Maple Beach Road and the southerly line of Cannal's End Road, 50 feet wide: (1) 45.17 feet, along a curve to the left having a radius of 486.82 feet, to a point of tangency; (2) 80.00 feet, south 20 degrees 1 minute west; thence from the point of beginning along the northwesterly line of Maple Beach Road, south 20 degrees 1 minute west, 550.32 feet to a point in Otter Creek; thence up Otter Creek north 39 degrees 29 minutes west, 393.88 feet, crossing a 25 foot-wide sewer right-of-way; thence north 56 degrees 17 minutes east, along the northwesterly line of the said sewer right-of-way, 82.22 feet to a point on the line of lands now or late of Rohm and Haas; thence along Rohm and Haas land, north 6 degrees 15 minutes west, 67 feet to a point; thence continuing, north 4 degrees 11 minutes east, 64.50 feet, to a point; the southwesterly corner of Lot #1; thence along Lot #1, north 84 degrees 25 minutes 40 seconds east, 375.28 feet to the point and place of beginning.

Containing 2.77671 acres of land.

The conveyance shall be made under and subject to all easements, servitudes and rights of others, including but not confined to streets, roadways, and rights of any telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates, or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

Section 2. As an integral part of the consideration for the conveyance of the tract of land described in section 1 and contemporaneous with the conveyance of such tract of land, the Borough of Bristol, County of Bucks, shall receive, free and clear of all liens and encumbrances, the following tract of land owned by and to be conveyed by The Grundy Foundation, said tract of land more particularly described as follows:

All that certain tract, piece or parcel of ground, situate in the Borough of Bristol, County of Bucks, Commonwealth of Pennsylvania, and being described according to a survey and plan thereof made by William G. Major Associates, Engineers and Surveyors, of Bristol, Pennsylvania, said plan being dated June 9, 1972, as follows to wit:

Beginning at a monument set for a corner on the easterly right-of-way of Maple Beach Road, 60.00 wide, said point being a distance of 169.65 feet in a southerly direction from a monument being set on the point of curve which connects the easterly right of way line of Maple Beach Road and the southerly right-of-way line of Anthony Niccol By-Pass.

Thence extending from said point of beginning along lands of now or late Bristol Borough, the 4 following courses and distances: (1) south 69 degrees 59 minutes east a distance of 137.00 feet to a monument set for a corner; (2) thence extending, south 17 degrees 11 minutes east, a distance of 160.38 feet to a monument set for a corner; (3) thence extending, south 7 degrees 11 minutes east a distance of 120.83 feet to a monument set for a corner; (4) thence extending, south 49 degrees 3 minutes 20 seconds west and passing over a monument set on line a distance of 180.00 feet from the beginning of this course, and extending into the bed of Otter Creek, a total distance throughout of 279.88 feet to a point for a corner in the bed of Otter Creek; thence extending through the bed of Otter Creek, north 68 degrees 10 minutes west a distance of 153.42 feet to a point for a corner on the aforementioned easterly right-of-way line of Maple Beach Road; thence extending along said right-of-way and leaving the bed of Otter Creek, north 20 degrees one minute east and passing over a monument set on line a distance of 416.84 feet from the terminus of this course, a total distance

throughout of 475.05 feet to the point and place of beginning.

Contents of the above described parcel being 2.424 acres.

Section 3. This authorization is contingent upon and subject to the approval, prior to the proposed conveyance, of the Departments of Community Affairs, Environmental Resources and Justice which departments shall review the proposed transfer of lands to determine whether the interests of the Commonwealth, arising from the utilization of Project 70 money, may be transferred to and adequately protected by the tract of land to be acquired by the Borough of Bristol as described in section 2. The approval notice shall be forwarded to the Borough of Bristol within 60 days from the effective date of this act.

Section 4. This act shall take effect in 60 days.

ROLL CALL

Senate Bill 1093, Printer's No. 1291

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwinkl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26

NAYS—0

ABSENT—5

Signed

MAX PIEVSKY

FRANK J. O'CONNELL, JR.

FISCAL NOTE

Senate Bill 1093, Printer's No. 1291

This bill would allow Grove City Borough to change its use of a tract of land that had been originally acquired with State

funds for recreational, historical, and conservation purposes. The land would be used for the expansion and upgrading of an existing waste-water treatment plant. The borough would reimburse the Commonwealth \$1,160 since the land will no longer be used for the purpose originally intended.

The amount of reimbursement is a pro-ration of the amount originally provided by State funds, and was calculated in the Department of Community Affairs.

Source: Department of Community Affairs

Prepared by: Al Ferguson, Budget Analyst
House Appropriations Committee
March 9, 1978

Printer's No. 1291

THE GENERAL ASSEMBLY OF PENNSYLVANIA

Senate Bill No. 1093

Session of 1977

INTRODUCED BY DWYER, AUGUST 24, 1977.

REFERRED TO ENVIRONMENTAL RESOURCES, AUGUST 24, 1977.

AN ACT

Authorizing the Borough of Grove City, County of Mercer, to change the use it is making of a portion of the land acquired pursuant to the provisions of the "Project 70 Land Acquisition and Borrowing Act," Project No. B-23-S.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The Borough of Grove City, County of Mercer, is authorized to discontinue to use the following described land located therein for recreation, conservation and historical purposes and to make use of the land for the expansion and upgrading of the existing waste-water treatment plant.

Beginning at the southwest corner of the existing sewage treatment plant property; thence from said point of beginning, north 13 degrees 35 minutes east, along the property line of the treatment plant property a distance of 317 feet to a point; thence still along same south 76 degrees 25 minutes east, a distance of 303 feet to a point; thence north 54 degrees 19 minutes 47 seconds west, a distance of 190.04 feet to a point; thence north 13 degrees 10 minutes west, a distance of 40 feet to a point; thence north 66 degrees 22 minutes 40 seconds west, a distance of 532.88 feet to a point; thence south 59 degrees 50 minutes west, a distance of 323 feet to a point; thence south 14 degrees 40 minutes west, a distance of 135 feet to a point; thence south 29 degrees 25 minutes east, a distance of 231.5 feet to a point; thence south 55 degrees 20 minutes east, a distance of 535 feet to a point; thence north 80 degrees 10 minutes east, a distance of 185 feet to a point; thence south 54 degrees 45 minutes 38 seconds east, a distance of 240 feet to a point; thence north 27 degrees 39 minutes 49 seconds east, a distance of 130 feet to a point on the existing property line of the treatment plant property; thence continuing along said property line north 64 degrees 20 minutes west, a distance of 439.5 feet to a point at the place of beginning.

The herein described tract of land containing 9.39 acres.

Being a portion of the land of the deed of Samuel R. Hunter and Mary Irene Hunter to the Borough of Grove City, dated June 8, 1966, recorded June 16, 1966 in the Recorder's Office of Mercer County in Deed Book 1966 D. R. No. 1394.

Section 2. The Borough of Grove City, County of Mercer, shall, for the discontinuance of the recreational, conservation, and historical use of the lands described in section 1, make repayment to the Commonwealth of Pennsylvania the lump sum of \$1,160 representing the prorated assistance received on the 9.39 acres.

Section 3. This act shall take effect immediately.

ROLL CALL

Senate Bill 1279, Printer's No. 1585

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea
Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	absent
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	yea
James Goodman	yea
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	yea
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	yea
MINORITY MEMBERS	
Frank O'Connell, Minority Chairman	yea
Harry Bittle	absent
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	absent
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—26
NAYS—0
ABSENT—5

Signed
MAX PIEVSKY
FRANK J. O'CONNELL, JR.

Bill Analysis

Senate Bill 1279, Printer's No. 1585 (as amended)

This bill amends Act 11A, the General Appropriations Act for FY 77-78. It reduces the appropriations in six legislative accounts and provides four deficiency appropriations with the money provided by the reductions. The total amount of money appropriated for FY 77-78 will remain unchanged by this bill.

The reductions occur in the appropriations for the statutory employees' payrolls in the House and Senate and the Senate Leadership accounts. The Appropriations Committee has verified through the respective Chief Clerk's Offices that surpluses are projected for the end of the fiscal year in these accounts and no change in personnel levels will be caused by these reductions. The statutory payroll appropriations are worded so that their money can be used only for the statutory payrolls. It would not be possible for the money to be used for other legislative purposes without being reappropriated. The reductions are as follows:

	In the Senate	Current	SB 1279	Inc. Dec.
Officers & Employees (Per Diem & Session)		797,000	652,000	- 145,000
Salaried Employees		3,650,000	3,250,000	- 400,000
Majority Leaders Account		850,000	779,000	- 71,000
Minority Leaders Account		850,000	779,000	- 71,000
	In the House			
Officers & Employees (Per Diem & Session)		2,912,000	2,712,000	- 200,000
Salaried Employees		4,386,000	3,936,000	- 450,000
			Total Reductions	- \$1,337,000
The deficiency appropriations which use this money up are necessary to maintain current operations in their respective departments. In each case, the funds currently available will run out in early spring of 1978 if further funds are not provided.				
Department of the Auditor General		8,403,000	9,153,000	+ 750,000
Department of Health				
Elizabethtown Hospital		3,356,000	3,706,000	+ 350,000
Department of State				
General Government		5,506,000	5,706,000	+ 200,000
In the Senate				
Special Employees of Chief Clerk		500,000	520,000	+ 20,000
Incidental Expenses		220,000	238,000	+ 18,000
				+ \$1,338,000

Prepared by: Michael H. Hershock
 Executive Director
 House Appropriations Committee (D)
 March 10, 1978

Printer's No. 1585

THE GENERAL ASSEMBLY OF PENNSYLVANIA

Senate Bill No. 1279

Session of 1978

INTRODUCED BY SMITH, MURRAY, MESSINGER, LEWIS, ROSS, NOSZKA, NOLAN, McKINNEY, SCANLON, MANBECK, HAGER, SNYDER AND HESS, FEBRUARY 6, 1978.

REFERRED TO APPROPRIATIONS, FEBRUARY 6, 1978.

AN ACT

Amending the act of August 20, 1977 (No. 11A), entitled "An act to provide for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal period July 1, 1977 to June 30, 1978, and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1977," changing the appropriation to the Elizabethtown Hospital for Children and Youth and certain appropriations to the Senate.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. As much of section 2 as relates to the appropriation to the Department of Health for the Elizabethtown Hospital for Children and Youth and the appropriations to the Senate for per diem and session employees, for salaried employees, for employees of the Chief Clerk, for incidental expenses and for the leadership accounts, act of August 20, 1977 (No. 11A), known as the "General Appropriation Act of 1977," is amended to read:

Section 2. The following sums, or as much thereof as may be necessary, are hereby specifically appropriated from the General Fund to the several hereinafter named agencies of the Executive, Legislative and Judicial Departments of the Commonwealth for the payment of the salaries, wages or other compensation and travel expense of the duly elected or appointed officers and employees of the Commonwealth, for payment of fees of contractual services rendered, for the purchase or rental of goods, services, printing, equipment, land and buildings and for payment of all other expenses, as provided by law or by this act, necessary for the proper conduct of the duties, functions and activities for the purposes hereinafter set forth for the fiscal period beginning July 1, 1977 and for the payment of bills incurred and remaining unpaid at the close of the fiscal period ending June 30, 1977.

I. EXECUTIVE DEPARTMENT	
* * *	
To the Department of Health	
* * *	
For the operation, maintenance and administration of the Elizabethtown Hospital for Children and Youth	[3,356,000] 3,706,000
* * *	
II. LEGISLATIVE DEPARTMENT	
To the Senate	
For the salaries, wages and all necessary expenses for the following purposes:	
* * *	
Salaries and wages for per diem and session officers and employees, including returning of officers	[797,000] 700,000
* * *	
Salaries of salaried employees of the Senate.	[3,650,000] 3,500,000
Salaries and wages of employees of the Chief Clerk and all necessary expenses to be allocated and disbursed at the direction of the President pro tempore	[500,000] 520,000
* * *	
Miscellaneous expenses:	
Incidental expenses	[220,000] 238,000
* * *	
For the payment to the special leadership account (D) for payment of salaries, wages and all other incidental expenses incurred in hiring personnel and staff for services which in the opinion of the Majority Leader may be required or arise during Legislative Sessions and during the interim between Legislative Sessions and for the payment of all other expenses related to the performance of his duties and responsibilities. The sum appropriated shall be paid on warrant of the State Treasurer in favor of the Majority Leader on the presentation of his requisition for the same. The Majority Leader shall, not later than 30 days after the termination of his term of office or until his successor is elected and also within 30 days after the adjournment of any regular or special session, file an account together with supporting documents whenever possible in the Office of the Majority Leader of such expenses since the filing of the prior account . . .	[850,000] 779,000

For the payment to the special leadership account (R) for payment of salaries, wages and all other incidental expenses incurred in hiring personnel and staff for services which in the opinion of the Minority Leader may be required or arise during Legislative Sessions and during the the interim between Legislative Sessions and for the payment of all other expenses related to the performance of his duties and responsibilities. The sum appropriated shall be paid on warrant of the State Treasurer in favor of the Minority Leader on the presentation of his requisition for the same. The Minority Leader shall, not later than 30 days after the termination of his term of office or until his successor is elected and also within 30 days after the adjournment of any regular or special session, file an account together with supporting documents whenever possible in the Office of the Minority Leader of such expenses since the filing of the prior account . . .

[850,000]
779,000

* * *

Section 2. This act shall take effect immediately.

AMENDMENTS TO SENATE BILL NO. 1279

Mr. Max Pievsky
Printer's No. 1585

Amend Title, page 1, line 7, by inserting after "the" where it appears the last time Auditor General and the Department of State for administration expenses and to the

Amend Title, page 1, line 9, by removing the period after "Senate" and inserting and House of Representatives.

Amend Sec. 1, page 1, line 13, by inserting after "to" the Department of the Auditor General for administrative expenses

Amend Sec. 1, page 1, line 14, by inserting after "Youth", the Department of State for administrative expenses

Amend Sec. 1, page 1, line 17, by inserting after "accounts," and to the House of Representatives for salaries and wages of officers and employees.

Amend Sec. 1, page 1, line 18, by inserting after "1977," " the appropriations to the Department of the Auditor General, the Department of State and the House of Representatives, amended December 21, 1977 (No. 14A).

Amend Sec. 1 (Sec. 2), page 2, by inserting between lines 15 and 16

To the Department of the Auditor General

For the salaries, wages and all necessary expenses for the proper conduct of the following activities:

Administration of the Department of the Auditor General for auditing annually, periodically or specially, the affairs of any department, board or commission which are supported out of the General Fund and for auditing justices of the peace, other fining offices, volunteer firemen's relief association funds and the offices of elected State officials. . . .

[8,403,000]
9,153,000

* * *

Amend Sec. 1 (Sec. 2), page 2, by inserting between lines 22 and 23

To the Department of State

For salaries, wages and all necessary expenses for the proper administration of the Department of State including regulation of consumer products and promotion of fair business practice, maintenance of the electoral process, and for the proper administration of the Bureau of Professional and Occupational Affairs

[5,506,000]
5,706,000

* * *

A4073#1
Amend Sec. 1 (Sec. 2), page 3, line 1, by striking out all of

said line and inserting 652,000
Amend Sec. 1 (Sec. 2), page 3, line 4, by striking out all of said line and inserting 3,250,000

Amend Sec. 1 (Sec. 2), page 4, by inserting between lines 28 and 29

To the House of Representatives
* * *

Salaries and wages for per diem and session officers and employees, including returning officers [2,912,000]
2,712,000

Salaries of salaried employees of the House of Representatives [4,386,000]
3,936,000

* * *

Attendance Report

March 15, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Max Pievsky	X	
Frank Oliver	X	
Joel Johnson, Subcommittee Chairman	X	
Amos Hutchinson, Subcommittee Chairman	X	
Bernard Dombrowski	X	
Joseph Ted Doyle	X	
Thomas Fee	X	
Helen Gillette		X
James Goodman		X
Ivan Itkin	X	
Joseph Kolter	X	
Martin Mullen		X
Raphael Musto	X	
Joseph Petrarca	X	
James Prendergast	X	
Samuel Rappaport		X
Fred Shupnik	X	
John Wansacz	X	
Joseph Wargo	X	
Kurt Zwikl		X
MINORITY MEMBERS		
Frank O'Connell, Min. Chairman	X	
Harry Bittle	X	
James Gallen	X	
John Hamilton	X	
H. Harrison Haskell	X	
Charles Mebus	X	
Sheldon Parker	X	
L. Eugene Smith		X
Benjamin Wilson	X	
James Wright	X	
Eugene Geesey	X	

Signed
FRANK J. O'CONNELL, JR.
MAX PIEVSKY

ROLL CALL

Senate Bill 1304, Printer's No. 1615

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Max Pievsky	yea

Frank Oliver	yea
Joel Johnson, Subcommittee Chairman	yea
Amos Hutchinson, Subcommittee Chairman	yea
Bernard Dombrowski	yea
Joseph Ted Doyle	yea
Thomas Fee	yea
Helen Gillette	absent
James Goodman	absent
Ivan Itkin	yea
Joseph Kolter	yea
Martin Mullen	absent
Raphael Musto	yea
Joseph Petrarca	yea
James Prendergast	yea
Samuel Rappaport	absent
Fred Shupnik	yea
John Wansacz	yea
Joseph Wargo	yea
Kurt Zwikl	absent

MINORITY MEMBERS

Frank O'Connell, Minority Chairman	yea
Harry Bittle	yea
James Gallen	yea
John Hamilton	yea
H. Harrison Haskell	yea
Charles Mebus	yea
Sheldon Parker	yea
L. Eugene Smith	absent
Benjamin Wilson	yea
James Wright	yea
Eugene Geesey	yea

YEAS—25
 NAYS—0
 ABSENT—6

Signed
 MAX PIEVSKY
 FRANK J. O'CONNELL, JR.

Bill Analysis

Senate Bill 1304, Printer's No. 1615

This bill proposes to itemize two emergency capital projects at Western Psychiatric Institute and Clinic. The total cost for the Electrical and Life Safety Code improvements is \$1,453,000.

(1) Renovation of Electrical System (Base Construction \$550,000) — \$716,000

There have been serious electrical deficiencies in the Institute's electrical system in recent months capped by an explosion in the electrical switchboard on February 2, 1978. The switch to the 30 year-old emergency generator was not instantaneous thereby threatening the safety of the 109 multiple-handicapped inpatients in the 17-story building.

In order to avoid a re-enactment of this scene, WPIC is requesting extensive electrical renovations including (a) replacement of existing transformers, (b) replacement of service conductors between the transformers and the main switchboard, (c) replacement and renovation of internal cable users and panel boards; and (d) updating of the emergency backup generation capacity.

(2) Life Safety Code Improvements (Base Construction \$567,000) — \$737,000

The recent crisis brought out the need for additional Life Safety Code improvements especially in the fire safety system. Prior to the development of an acute emergency, WPIC is requesting the approval of major changes in the smoke detection and sprinkling capabilities to bring the Institute in compliance with the Life Safety Code.

Sources: Governor's Budget Office
 Western Psychiatric Institute and Clinic

Prepared by: Glenn R. Rosenberg
 Budget Analyst
 House Appropriations Committee (D)
 March 14, 1978

Printer's No. 1615

THE GENERAL ASSEMBLY OF PENNSYLVANIA

Senate Bill No. 1304

Session of 1978

INTRODUCED BY SMITH, FEBRUARY 21, 1978.

REFERRED TO APPROPRIATIONS, FEBRUARY 21, 1978.

A SUPPLEMENT

To the act of December 22, 1977 (No. 102), entitled "An act providing for the capital budget for the fiscal year 1977-1978," itemizing public improvement projects, to be constructed by the Department of General Services, together with their estimated financial cost; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed by the Department of General Services, stating the estimated useful life of the projects, and making an appropriation.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Itemization and authorization of projects.

Additional capital projects in the category of public improvement projects to be constructed by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with the respective estimated financial cost and the total additional amount authorized for the public improvement projects, as follows:

A. Total Authorization	\$1,453,000
B. Itemization of Public Improvement Projects:	
I. Department of Public Welfare	1,453,000
(1) Renovation of Electrical System: Western Psychiatric Institute and Clinic	716,000
(Base Construction Authorization \$550,800)	
(2) Life Safety Code Improvements; Western Psychiatric Institute and Clinic	737,000
(Base Construction Authorization \$567,000)	

Section 2. Debt authorization.

The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$1,453,000 as may be found necessary to carry out the construction of the public improvement projects specifically itemized herein.

Section 3. Issue of bonds.

The indebtedness herein authorized shall be incurred from time to time and shall be evidenced by one or more series of general obligation bonds of the Commonwealth in such aggregate principal amount for each series as the Governor, Auditor General and State Treasurer shall determine, but the latest stated maturity date shall not exceed 30 years from the date of the bond first issued for each such series.

Section 4. Estimated useful life of projects.

The General Assembly states the estimated useful life of the public improvement projects heretofore itemized is not less than 30 years from the date of completion thereof, which period is hereby stated to be the maximum term of the debt to be incurred.

Section 5. Appropriation.

The net proceeds of the sale of the obligations herein authorized are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$1,453,000 to be used by it exclusively to defray the financial cost of the public improvement projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay out to the Department of General Services the moneys as required and certified by it to be legally due and payable.

Section 6. Allocation of funds.

Whenever as determined by the Department of General Services the full estimated financial cost of the public improvement projects itemized in section 1 hereof are not necessary for the proper design or construction of the projects, the excess funds no longer required may be allocated to increase the estimated cost of any one or more of the public improvement projects specifically itemized in a capital budget.

Section 7. Effective date.

The act shall take effect immediately.

Mr. BENNETT, chairman of the Business and Commerce Committee, presented the following report:

March 21, 1978.

SUBJECT: Business & Commerce Committee Report —
March 20, 1978

TO: Honorable K. Leroy Irvis, Speaker

FROM: Honorable Reid L. Bennett, Chairman
Business & Commerce Committee

The Business and Commerce Committee held a meeting on Monday, March 20, 1978, in Room 401, Main Capitol Building, beginning at 3:30 p.m. The roll was taken by Chairman Bennett as follows:

PRESENT: Bennett, Laughlin, Letterman, Livengood, Milliron, O'Keefe, Ravenstahl, Tenaglio, Zwikl, L. E. Smith, DeVerter, Dorr, Grieco, Halverson, Knepper and Scheaffer.

ABSENT: Arthurs, Kowalyshyn, McCall, Williams, Spencer and Taddonio. Rep. Pratt was excused due to conflicting legislative duties.

INTRODUCTION OF GUESTS:

Mr. Samuel B. Saxton, a representative of the Cemetery Owners Association, was introduced to the Committee members.

CONSIDERATION OF BILLS:

House Bill 895, Printer's No. 1026 — Representative Knepper made the motion to table House Bill 895, and Representative Zwikl seconded the motion. A roll call vote was taken, and the motion passed unanimously — 16 yeas — 0 nays.

House Bill 1192, Printer's No. 1410 — Mr. Samuel Saxton, a representative of the Cemetery Owners Association, spoke to the Committee members regarding House Bill 1192.

Representative Grieco then offered an amendment to this bill,

and Representative Livengood seconded it. A roll call vote was taken and the amendment passed unanimously — 16 yeas — 0 nays.

CONSIDERATION OF BILLS:

House Bill 1192, Printer's No. 1410 (continued) — Representative Grieco then made the motion to report House Bill 1192 from Committee as amended, and Representative Halverson seconded the motion. A roll call vote was taken, and the motion passed unanimously — 16 yeas — 0 nays.

ADJOURNMENT:

Having no further bills for consideration, Representative Milliron made the motion to adjourn the meeting, and Representative Zwikl seconded the motion. The meeting was adjourned at 4:25 p.m.

Attendance Report

March 20, 1978.

	Present	Absent
MAJORITY MEMBERS		
MR. CHAIRMAN, Reid L. Bennett	X	
Jack R. Arthurs		X
Russell Kowalyshyn		X
Charles Laughlin	X	
Russell Letterman	X	
Henry Livengood	X	
Thomas McCall		X
John Milliron	X	
Peter O'Keefe	X	
Ralph Pratt		X
Robert Ravenstahl	X	
Francis Tenaglio	X	
Hardy Williams		X
Kurt Zwikl	X	
MINORITY MEMBERS		
L. Eugene Smith	X	
Walter DeVerter	X	
Donald Dorr	X	
Joseph Grieco	X	
Kenneth Halverson	X	
James Knepper	X	
John E. Scheaffer	X	
Warren Spencer		X
Lee C. Taddonio		X

Signed
ROBERT P. RAVENSTAHL
Secretary

ROLL CALL

House Bill 895, Printer's No. 1026

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Reid L. Bennett	yea
Charles Laughlin	yea
Russell Letterman	yea
Henry Livengood	yea
John Milliron	yea

Peter O'Keefe yea
 Robert Ravenstahl yea
 Francis Tenaglio yea
 Kurt Zwikl yea
MINORITY MEMBERS
 L. Eugene Smith yea
 Walter DeVerter yea
 Donald Dorr yea
 Joseph Grieco yea
 Kenneth Halverson yea
 James Knepper yea
 John E. Scheaffer yea

YEAS—16
 NAYS—0
 NOT VOTING—0

Signed
 ROBERT P. RAVENSTAHL
 Secretary

ROLL CALL

House Bill 1192, Printer's No. 1410

MAJORITY MEMBERS VOTE
 MR. CHAIRMAN, Reid L. Bennett yea
 Charles Laughlin yea
 Russell Letterman yea
 Henry Livengood yea
 John Milliron yea
 Peter O'Keefe yea
 Robert Ravenstahl yea
 Francis Tenaglio yea
 Kurt Zwikl yea

MINORITY MEMBERS
 L. Eugene Smith yea
 Walter DeVerter yea
 Donald Dorr yea
 Joseph Grieco yea
 Kenneth Halverson yea
 James Knepper yea
 John E. Scheaffer yea

YEAS—16
 NAYS—0
 NOT VOTING—0

Signed
 ROBERT P. RAVENSTAHL
 Secretary

AMENDMENTS TO HOUSE BILL NO. 1192

Printer's No. 1410

Amend Sec. 1 (Sec. 1), page 2, line 21, by striking out "has been dedicated" and inserting is being used
 Amend Sec. 1 (Sec. 1), page 2, line 21, by striking out "use or" and inserting purposes and
 Amend Sec. 1 (Sec. 1), page 2, line 23, by inserting after "the" cemetery
 Amend Sec. 1 (Sec. 1), page 3, line 6, by removing the period

after "assessed" and inserting except, that in the case of a cemetery when the land is used for other than cemetery purposes, the installer of the water or sewer lines or its successors in title shall have the right to impose a tap in fee against said former cemetery property before any connection is permitted for the water or sewer lines.

ROLL CALL

House Bill 1192, Printer's No. 1410

MAJORITY MEMBERS VOTE
 MR. CHAIRMAN, Reid L. Bennett yea
 Charles Laughlin yea
 Russell Letterman yea
 Henry Livengood yea
 John Milliron yea
 Peter O'Keefe yea
 Robert Ravenstahl yea
 Francis Tenaglio yea
 Kurt Zwikl yea

MINORITY MEMBERS
 L. Eugene Smith yea
 Walter DeVerter yea
 Donald Dorr yea
 Joseph Grieco yea
 Kenneth Halverson yea
 James Knepper yea
 John E. Scheaffer yea

YEAS—16
 NAYS—0
 NOT VOTING—0

Signed
 ROBERT P. RAVENSTAHL
 Secretary

OFFICIAL LEAVE REQUEST

I, Ralph D. Pratt ask for official leave of absence from attending the meeting of the Business and Commerce Committee on March 20, 1978, for the following reason:

Conflicting legislative duties (Legislative meetings in home district.)

Signed: RALPH D. PRATT

April 3, 1978.

SUBJECT: Business & Commerce Committee Meeting Report
 Week of March 13, 1978
 TO: Honorable K. Leroy Irvis, Speaker
 FROM: Honorable Reid L. Bennett, Chairman
 Business & Commerce Committee

The Business and Commerce Committee did not hold any meetings during the week of March 13, 1978.

April 3, 1978.

SUBJECT: Business & Commerce Committee Meeting Report
 Week of March 27, 1978

TO: Honorable K. Leroy Irvis, Speaker

FROM: Honorable Reid L. Bennett, Chairman
 Business & Commerce Committee

The Business and Commerce Committee did not hold any meetings during the week of March 27, 1978.

Mr. SCHMITT, chairman of the Consumer Affairs Committee, presented the following report:

Attendance Report
 Week of March 20, 1978.

Cancelled.

Attendance Report
 Week of March 28, 1978.

Cancelled.

Mr. GALLAGHER, chairman of the Education Committee, presented the following report:

March 2, 1978.

SUBJECT: Committee Meetings

TO: Hon. K. Leroy Irvis, Speaker

FROM: James J. A. Gallagher, Chairman
 Education Committee

The Education Committee held no meetings during the week of January 30.

April 3, 1978.

SUBJECT: Education Committee Activities

TO: Hon. K. Leroy Irvis, Speaker

FROM: James J. A. Gallagher, Chairman
 House Education Committee

The Basic Education Subcommittee held a public hearing on H. B. 1773, on Thursday, March 16 in the Administration Building of the Upper Darby School District. Attached are copies of the minutes and attendance sheet.

The Full Education Committee held a meeting on Wednesday, March 29 in Room 140 of the Main Capitol. Attached are copies of the minutes and attendance sheet.

BASIC EDUCATION SUBCOMMITTEE HEARING

Thursday, March 16, 1978.

Member	District	Per Diem	Mileage
J. William Lincoln	52nd	44 ⁰⁰	400
David DiCarlo	3rd	44 ⁰⁰	565
Ed Burns	18th	44 ⁰⁰	65

Stephen R. Freind	166th	44 ⁰⁰	
John S. Davies	129th	44 ⁰⁰	150
Fred C. Noye	86th	44 ⁰⁰	276
Ralph A. Garzia	160th	44 ⁰⁰	
Roger Raymond Fischer	47th	44 ⁰⁰	440

Resume of Testimony Before
 House Basic Education Subcommittee
 Public Hearing March 16, 1978,
 Upper Darby School District

House Bill 1773

WITNESSES:

1. Police Chief Harry J. Gaab, Lansdowne—In a brief prepared statement, Chief Gaab said he has long held the conviction that the mere presence or absence of sidewalks does not make bona-fide test for the safety of walking school students.

Referring mainly to busy Lansdowne Avenue, he said the community had a long period of safety from fatal accidents, but in 1973 there were two deaths—a small girl and an elderly woman in separate accidents on Lansdowne Avenue, which has sidewalks on both sides of the thoroughfare. In 1974, a 6-year-old kindergarten student was killed on East Essex Avenue—which also has sidewalks.

Though there had been no fatalities in 1975 and 1976, there were 21 motor car injuries. Last year, a woman was fatally injured crossing Baltimore Avenue. He could recall no pedestrian accident in the community in an area not equipped with sidewalks.

He asserted that the volume of traffic flow and the number of students walking the streets should be considered seriously in any determination of hazardous routes.

In response to questioning by the Subcommittee, he stated that when PennDOT conducts a traffic check of the area, the inspector is accompanied by a school district representative only if the district requests it.

2. Mario Ceviera Jr., Chairman, Upper Darby Township Public Safety Committee—Presented the Subcommittee with a copy of the Township Council's Resolution (70-77) which declared that the present provisions of Act 372 concerning hazardous routes is inadequate to protect the lives of students.

The resolution also supports House Bill 1773 and urges enactment by the General Assembly. Mr. Ceviera also traced the involvement of the Public Safety Committee in the re-evaluation of bussing routes in the Upper Darby School District between January and July, 1977.

Responding to questions concerning the possible costs of H. B. 1773, Mr. Ceviera said there is no way to compare the costs of the bill with the lives of youngsters.

Mr. Burns warned that in pressing efforts to amend the provisions of Act 372 with regard to hazardous routes, supporters of such legislation may run the risk of losing the Act altogether.

3. Mrs. Theresa Furey, President, Upper Darby School Board—Traced the background of the hazardous route bussing issue in the district. With the advent of Act 372 in 1973, the district began to bus on 19 different routes which were declared hazardous. In November, 1976, the Board asked PennDOT for a re-evaluation of these routes based on obvious inconsistencies.

Some routes with trolley tracks were ruled hazardous; others were not. Most of the hazardous routes did have sidewalks.

Naturally, there was a fiscal implication as far as the Board was concerned. After its inspection, PennDOT declared 12 of the previous hazardous routes to be non-hazardous. This caused a noticeable uproar among residents.

A 13 member committee, comprised of 7 volunteers and three members each from the Township and the School District, was named to study the situation. In April of 1977, the

PennDOT inspector refused to reverse his evaluation and two months later, the Board agreed to bus on all 19 routes—previously declared to be hazardous—even though reimbursement could only be expected on 7.

Mrs. Furey said her board supports the concept of H. B. 1773. She pointed to numerous factors which have grown more critical in suburban areas such as Upper Darby in recent decades—all of which have a bearing on the safety of pedestrian students. These include a huge influx in the number of cars, traffic density, a criss-cross of highway networks in the area, peak work traffic coincides with school travel.

She said transportation costs in the District are \$900,000. Of that amount, 15% or \$135,000 is reimbursed by the State. The District busses 4695 students—1000 of them are not eligible for reimbursement because of non-hazardous evaluations. The cost of bussing this 23% of the students is \$31,050.

Mrs. Furey conceded that establishing strict guidelines of hazardous conditions for 502 varied school district locations is a complicated procedure. She said, however, that the evaluation should consider safety factors relevant to the individual districts.

In answer to questions, Mrs. Furey said most districts in the area are in a similar bind as far as traffic density and prevalence of off-street business operations which pose a hazard to small children.

She could not anticipate the number of routes that would be declared hazardous under H. B. 1773. Despite the fiscal implications of the bill, she said her board would have to set its priorities and respond to its constituents.

There was a general discussion of the background pertaining to the Board's request of PennDOT for a re-evaluation of its hazardous routes in 1976. Mrs. Furey quoted PennDOT inspectors as saying that they would not yield to public pressures once the re-evaluations were completed. She defended the Board's action. Regardless of what conditions were imposed in advance, she said, the Board still felt it would retain the right to appeal the PennDOT evaluations.

Mrs. Furey urged the Subcommittee not to cast any aspersions on PennDOT people in this matter. She insisted there was no blame intended toward the Department. In no way should they be made the Heavy in this matter.

In response to a question by Mr. Fischer as to whether or not it is safer to bus students than to have them walk, Mrs. Furey said there had been no study done on this comparison. She added that there had been no serious bus accidents in her 8 years on the board. The implication of Mr. Fischer's question is that in bussing a large number of students are in the same vehicle simultaneously. Any accident would involve more students.

3-A. W. L. Michael Maines, Business Manager, Upper Darby School District—Said he has no cost estimates relating to H. B. 1773 and attempted to relate the history of the Board's request to PennDOT for reevaluation of its bus routes.

He said the Board had received verbal agreements pertaining to several routes, but felt it was imperative to have written statements. It was for this reason that he traveled to Harrisburg to visit John McElhany at PennDOT. Maines indicated he might have left the impression that the Board was under the gun from PennDOT in the re-evaluation process. He did not wish to create that impression.

He pointed out that reimbursements for bus transportation, exclusive of hazardous routes, is based on allowable costs (not actual costs) multiplied by the District Aid Ratio. There also are fringe benefits to be paid to bus drivers.

As for hazardous route transportation, the reimbursement level is 50% of reimbursable costs.

4. Walter Koch, Legislative Liaison, Department of Education—Submitted a prepared statement which indicated the Department's support of H. B. 1773 provided adequate funding would be forthcoming from the General Assembly. In this support the Department also is concerned that bussing students actually is safer than having them walk.

In the absence of complete evaluations of hazardous routes under the provisions of H. B. 1773, Mr. Koch said Depart-

mental cost estimates on the bill are based on certain assumptions:

Of the 914,500 students across the State not presently bussed, it is assumed that approximately 25% of them—or 228,625—would qualify for reimbursed bussing under H. B. 1773. Since the State-wide average cost of bussing a student is \$125 annually—this would mean a total cost of \$28.5 million.

Based on current estimates of cost sharing for hazardous route transportation, the State would pay 75% and the local districts, 25%. This would mean \$21.3 million of the cost would fall on the State; \$7.2 among the local districts.

Responding to questions, Mr. Koch noted that the Department of Education does not have responsibility for evaluating hazardous routes and its estimates of the cost on H. B. 1773 were based on a student cost factor rather than the possible mileage that would be declared hazardous under the legislation.

5. Mrs. Herbert Fleig, President, Stonehurst PTA, Upper Darby—Cited traffic safety hazards of Marshall Road area where her own child had been struck by an auto in an area which is now ruled non-hazardous. A woman was fatally injured a block away from her home.

Mrs. Fleig said Marshall Avenue is a highly traveled thoroughfare for Philadelphia commuter traffic—which coincides with school traffic. In the last 17 years, at least 12 youngsters have been struck by vehicles in Upper Darby—many of them on non-hazardous routes.

Supports the legislative concept that would permit consideration of all relevant factors in evaluating hazardous routes.

6. John McCarey, Vice President Lansdowne Home & School Association—Appeared in place of Joseph Coyne. Made the point that student bussing costs amount to only 1% of the District's \$23 million budget.

He asserted that the taxes of Upper Darby school district residents help pay these costs. If the people favor additional bussing, they will help to pay for it.

7. Robert S. Mansure, representing Concerned Parents of Upper Darby—Has been actively concerned with the problem of student bussing and student safety in the district for nearly five years.

Suggested consideration of these factors in the context hazardous routes: Posted Speed Limits, Traffic Volume (on secondary routes as well as main arteries), Width of Sidewalks (PennDOT recommendation is 60" but may vary between 29" and 45"), Blind Entrances (access to business establishments which lie above or below the sidewalk level), Shopping Center and other Business Entryways, Weather Conditions (many areas are flood prone), Traffic Lights, Railroad Crossings.

Said his organization got more than 3000 signatures on a petition protesting the re-evaluation of certain bus routes as non-hazardous and urging the Upper Darby School District to maintain its previous level of bussing.

Responding to a query by Mr. Garzia, he declared that he would retain his interest and concern in the problem even after his own son moves on to high school. Said he still would be willing to support the cost of student transportation.

8. Sam Paoletti, Representing Home & School Association of St. Lawrence and Highland Park Schools—Read from a report prepared by the St. Lawrence Mother's Club together with representatives from Highland Park. He also served on the Ad Hoc Study Committee named by the School Board.

He said the results of the investigation had been presented to the School Board and to township officials.

In answer to a question by Mr. Doyle, he said there is no School Guard at the busy intersection of State Road and West Chester Pike. He pointed out, however, that students do not ordinarily cross at that corner. Some student crossings are required at the intersection when they remain after school for detention or extra-curricular activities.

LUNCH

9. Mrs. Peg Walz, Aronimink Mothers' Group—Voiced sup-

port for H. B. 1773. Said the hazards of walking students are heightened by the fact that there are many non-English speaking families in the area. They are unfamiliar with our traffic signals and warning signs.

She also cited the problem posed by students crossing trolley tracks and the many access and exit lanes for small business operations and shopping centers.

10. William J. Glancey, Haverford Township School District Secretary—Testified that the conditions relating to H. B. 1773 are quite the same in Haverford Township as they are in Upper Darby.

Conveyed the action of the Haverford Township Board in supporting H. B. 1773. In it, that Board asserted that more exacting standards be used in the determination of hazardous routes—such as traffic volume, speed limits and off-street activities.

He cited national statistics which show that bus riding is safer than walking for students.

11. Don Salmon, former Upper Darby School Director—Did not speak directly to the issues contained in H. B. 1773.

12. Officer Joseph Murray, Upper Darby Police Department (speaking as a private individual)—A police officer in the community for 22 years, he discussed the physical and geographical situation in Upper Darby.

It has a population of 98,000 while neighboring Haverford has 55,000 and Springfield, 29,000. Of that total, those who commute to Philadelphia pass through one portion or another of Upper Darby. The peak inbound hours are 7:45 to 9 a.m.—the same as school-bound traffic.

There are five thoroughfares in Upper Darby, each carrying four lanes of traffic. They are Township Line Road, Marshall Avenue, Baltimore Pike, Lansdowne Avenue and 69th Street. The township also house three high schools: Upper Darby with 2800 students; Bonner with 1700 and Prendergast, 2100. Many of these students also drive to school.

Upper Darby Township has 90 School Guards. When one of them is off sick, the burden of patrolling her station falls on the Police Department. On rainy or inclement days, many parents drive their children to school. Obviously, this adds to traffic congestion.

Roughly, there are five accident reports per day—1825 a year.

Younger children have a strong tendency to follow the older ones. This means they go into the streets and take unsafe routes—not only in going to school but in their play time. The Department logs about 1000 calls a year for kids playing in the streets.

For elementary pupils, it is their first time away from home and mother. They have no great understanding of cars, traffic safety, trolleys, signs, etc. They are unaware of dangers. Generally, the only ones who fear the streets are the ones who have been struck by a car.

Upper Darby has 850 businesses. There are 7 shopping centers—all of them doing business when school lets out.

All of these factors need to be considered. One mistake on the part of a student could be fatal. The law should be changed regarding student bussing to reflect these conditions.

There are 19 State highways which criss-cross Upper Darby.

Told the Committee he has had the excruciating experience of picking up a student who had been run over by a car.

In response to a question by Mr. Doyle, he said he did not have the research data to make a definite causal connection between bussing and accidents involving students.

13. Joanne Gasbarro, a member of the original committee named by the School Board to study traffic conditions with regard to hazardous routes—Said she has two major considerations in her criteria for judging unsafe conditions. One is the traffic density and the other is a reasonable opportunity to cross the streets.

She said many traffic signals do not permit adequate time for students to cross multi-lane roads. Conditions are complicated by trolley tracks in some sections and in one particular situa-

tion there is a bend in the tracks just before the trolley reaches an intersection heavily traversed by walking students.

She does not regard the railroad tracks going through the community to be the same potential traffic danger as high speed auto arteries. In most instances, there are cross overs for students crossing railroad tracks—or warning levers.

She suggested that any evaluation of hazardous routes should rely heavily on local officials who have the expertise unique to the particular area.

14. Mrs. Cathy Malarkey, Concerned Citizens of Upper Darby—Resides in the Lansdowne Section, but pays taxes in Upper Darby.

Said street layout in the area is complex. Instead of traditional horizontal and vertical network, many high-volume traffic arteries come together at odd angles. This adds to the confusion.

She urged consideration of the children—not the costs involved—in supporting H. B. 1773.

Although her own children are beyond the elementary school level, she said she is still very much concerned for the safety of younger pupils. She cited inclusive traffic statistics in her own Garrett Road area which showed a total of 122 accidents over a four year period.

She said everyone is extremely aware of the hazardous route problem, but the language of the present law prevents any change in the designation of hazardous routes.

15. John Boyle, former PennDOT inspector—Told the Subcommittee he evaluated the bus routes in the Upper Darby School District purely within the confines of the law. He suggested the law could be broadened to provide a better definition of sidewalks.

MINUTES OF THE EDUCATION COMMITTEE MEETING

Wednesday, March 29, 1978.

The meeting was called to order at 10 a.m. in Room 140 by Chairman James J. A. Gallagher. (A copy of the attendance sheet is attached.)

Chairman Gallagher initiated a discussion of the Committee's activities in conjunction with House Resolution 162 pertaining to the Philadelphia School System. He noted that Philadelphia City Council has deferred action on an ordinance which would have given the school district budgetary status in the City's budget. The Chairman said he views this as an indicator that the school financial situation will remain status quo.

There was a discussion of the \$44 million tax delinquency item in the school budget—mostly on real estate levies. Mario Nascati, Director of Legislative Services, said this is an accumulative figure—not the amount for a single year. A large portion of this amount, he added, is tied up in litigation involving tax obligations of the old Pennsylvania Railroad.

Mr. Cowell observed that many of the news media stories pertaining to the schools deal with items that in their aggregate would not make a substantial dent in the anticipated deficit. He said the various contracts entered into by the district, especially for professional employees, should be examined closely since they represent a substantial percentage of the budget. They should be analyzed in comparison with other employee contracts in the State and with those in comparable school districts.

Mr. Gallagher said he feels the time has come for the Committee to have a sit down with members of the School Board and their key personnel. Before this happens, he said the Committee should reach a decision on subpoena powers and the

material to be subpoenaed—since some of these documents involve entities outside the school system. He asked for the sentiments of the Committee.

Mr. O'Donnell insisted the Committee have advance information and analysis of various documents in order to be able to ask intelligent and meaningful questions at such a meeting. He noted that the procedures of an investigation are quite different from those at a public hearing. He asserted that unless some reasonable solution to the entire crisis is devised, the entire matter will likely end up in the courts.

Mr. Hutchinson inquired as to whether the Committee could expect the cooperation of the Department and other sources in making a thorough analysis of the subpoenaed materials. He also suggested there be an executive session of the Committee to formulate its approach after receiving such analyses.

Mrs. Taylor proposed that the Committee establish a priority list of key issues and then get together not only with the Board, but key administrators as well—so that everyone would be in the same room at one time. Nobody would be able to sluff off any questions or defer them to someone not on hand. It was noted by the Chairman that this situation had occurred in the past where the responsible individual was not present.

The Chairman proposed a procedure for further activities:

1. Obtain the desired materials (by subpoena if necessary)
2. Analyze it as necessary
3. Hold an executive session of the Committee
4. Set a date for a meeting with the Board and its personnel

Mr. Rhodes recommended that the Committee adopt the same subpoena procedure as that employed by his special subcommittee created under H. R. 109 to investigate organized crime and public corruption. This would give the chairman broad powers to subpoena material without requiring specific authority for every desired piece of information. He also suggested the Committee acquire full-time staff personnel to work on this investigation.

It was the opinion of Mr. Hutchinson that before issuing any subpoenas the Committee attempt to acquire whatever material is necessary through normal requests—since much of it is public information.

Mr. O'Donnell stated that any subpoena should be clearly and completely researched by counsel for validity and competency. There should be a memo from counsel on this particular matter.

The meeting was recessed at 11:35 a.m. to reconvene at 1:30 p.m. in Room 246.

* * *

The afternoon session was devoted to consideration of two bills: H. B. 1833 and S. B. 1180.

H. B. 1833 requires the Secretary of Revenue to deduct from the personal income valuation of a school district the amount that its residents earn in Philadelphia and for which they pay the Sterling Act wage tax. This adjustment would not, however, be considered in the State-wide personal income certification.

Rep. Hoeffel, the prime sponsor, explained that the bill is designed to correct an inequity in the new subsidy formula which penalizes those bedroom communities around Philadelphia. It

gives them an artificially high income evaluation since—in effect—the local school districts cannot tax this income due to the fact Philadelphia already has taken a big chunk in wage taxes.

Mr. Hutchinson offered an amendment to delay the effective date of the bill since the Revenue Department said it could not make the necessary computer changes within 60 days of enactment. The amendment makes the bill effective with the date of certification of personal income data for the 1978-79 school year.

The amendment was adopted by unanimous voice vote.

On the motion of Mr. Garzia; seconded by Mr. Pancoast the bill was reported to the floor as amended. The vote was 11-4.

* * *

Several amendments were considered to S. B. 1180—including one to eliminate the intent of the bill by restoring School Code language requiring a person to be a U.S. Citizen in order to be certified to teach.

Other amendments included one to reduce the term of school board members from 6 to 4 years and to clarify the number of classroom hours required at the elementary and secondary levels.

These amendments became moot, however, since the vote to report the bill as amended failed by a tally of 8 to 4.

There being no further business to come before the Committee, the meeting was adjourned at 3:25 p.m.

Respectfully submitted,
FRED R. MILANOVICH,
Secretary

PHILIP M. MURPHY
for Dr. Pancoast

ROLL CALL

House Bill 1833

MEMBER	VOTE
Gallagher	yea
Pancoast	yea
Lincoln	nay
O'Donnell	yea
Burns	yea
Cohen	absent
Cowell	yea
Davies	nv
DiCarlo	absent
Fischer	absent
Freind	yea
Garzia	yea
Hutchinson	yea
McLane	nay
Milanovich	yea
Miller	nv
Noye	nay
Rhodes	yea
Richardson	absent
Schweder	nay
Taylor	yea

Wiggins	absent	Hutchinson	nay
Wise	nv	McLane	yea
	YEAS—11	Milanovich	nv
	NAYS—4	Miller	nv
	NOT VOTING—8	Noye	yea
	ROLL CALL	Rhodes	nay
	Senate Bill 1180	Richardson	absent
	Passed—Unan. Voice	Schweder	yea
	ROLL CALL	Taylor	nay
	Senate Bill 1180	Wiggins	absent
		Wise	nv
			YEAS—8
			NAYS—4
			NOT VOTING—11
			ROLL CALL
			Senate Bill 1180
			Passed—Unan. Voice

MEMBER	VOTE
Gallagher	yea
Pancoast	nay
Lincoln	yea
O'Donnell	nv
Burns	yea
Cohen	absent
Cowell	yea
Davies	nv
DiCarlo	absent
Fischer	absent
Freind	yea
Garzia	yea
Hutchinson	nay
McLane	yea
Milanovich	nv
Miller	nv
Noye	nv
Rhodes	nay
Richardson	absent
Schweder	yea
Taylor	nay
Wiggins	absent
Wise	nv

YEAS—8
 NAYS—4
 NOT VOTING—11
 ROLL CALL
 Senate Bill 1180

MEMBER	VOTE
Gallagher	yea
Pancoast	nay
Lincoln	yea
O'Donnell	nv
Burns	nv
Cohen	absent
Cowell	yea
Davies	nv
DiCarlo	absent
Fischer	absent
Freind	yea
Garzia	yea

ROLL CALL
 Senate Bill 1180
 Passed—Unan. Voice
 ATTENDANCE REPORT

March 29, 1978.

MEMBER	Present	Absent
Gallagher	X	
Pancoast	X	
Lincoln	X	
O'Donnell	X	
Burns	X	
Cohen		X
Cowell	X	
Davies	X	
DiCarlo		X
Fischer		X
Freind	X	
Garzia	X	
Hutchinson	X	
McLane	X	
Milanovich	X	
Miller	X	
Noye	X	
Rhodes	X	
Richardson		X
Schweder	X	
Taylor	X	
Wiggins		X
Wise	X	

ROLL CALL

House Bill 1833

Passed—Unan. Voice

EDUCATION COMMITTEE MEETING

Wednesday, March 29, 1978.

Member	District	Per Diem	Mileage
Fred Milanovich	15th	44 ⁰⁰	—
Fred C. Noye	86th	44 ⁰⁰	56

Helen D. Wise	77th	44 ⁰⁰	180
Ralph A. Garzia	160th	44 ⁰⁰	210
Ronald R. Cowell	34th	44 ⁰⁰	—
Marvin E. Miller Jr.	96th	44 ⁰⁰	76
Elinor Z. Taylor	156th	44 ⁰⁰	164
Robert O'Donnell	198th	44 ⁰⁰	210
John Davies	129th	44 ⁰⁰	120
Stephen F. Freind	166th	44 ⁰⁰	220
Wm. D. Hutchinson	125th	44 ⁰⁰	112
Joseph Rhodes	24th	44 ⁰⁰	440
William J. McLane	112th	—	—
J. Michael Schweder	135th	—	—
G. S. Pancoast	147th	44 ⁰⁰	178
James J. A. Gallagher	141st	44 ⁰⁰	220

Mr. RITTER, chairman of the Federal-State Relations Committee, presented the following report:

SUBJECT: Committee Report for the week of November 21, 1977
TO: Hon. K. Leroy Irvis
 The Speaker
FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee did not meet during the week of November 21, 1977.

SUBJECT: Committee Report for the week of December 5, 1977
TO: Hon. K. Leroy Irvis
 The Speaker
FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee did not meet during the week of December 5, 1977.

SUBJECT: Committee Report for the week of December 12, 1977
TO: Hon. K. Leroy Irvis
 The Speaker
FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee did not meet during the week of December 12, 1977.

SUBJECT: Committee Report for the week of December 19, 1977
TO: Hon. K. Leroy Irvis
 The Speaker
FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee did not meet during the week of December 19, 1977.

SUBJECT: Committee Report for the week of December 26, 1977

TO: Hon. K. Leroy Irvis
 The Speaker

FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee did not meet during the week of December 26, 1977.

SUBJECT: Committee Report for the week of January 30, 1978

TO: Hon. K. Leroy Irvis
 The Speaker

FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee did not meet during the week of January 30, 1978.

April 3, 1978

SUBJECT: Committee Report, Week of March 27, 1978

TO: Hon. K. Leroy Irvis
 The Speaker

FROM: James P. Ritter, Chairman
 Federal-State Relations Committee

The Federal-State Relations Committee met with the Bureau of Rural Affairs of the State Department of Agriculture. Neal Buss, Executive Deputy of Agriculture; Dick Hostetler, Director of the Bureau; and Gilbert Pugh, Research Analyst briefed the Committee on the FAPRS program. FAPRS is the Federal Assistance Program Retrieval System which locates Federal funding for rural communities.

Attendance Report

March 29, 1978.

Committee Members	Present	Absent
MR. CHAIRMAN, James P. Ritter	X	
Bernard Dombrowski, Vice Chairman		X
Leland Beloff		X
Ted Berlin		X
David DiCarlo		X
Francis Gleeson		X
Frank Meluskey	X	
Fred Shupnik		X
William Stewart		X
David Sweet		X
Helen Wise	X	
David Wright		X
Frank Zitterman	X	
Kurt Zwikl	X	
H. Sheldon Parker, Minority Chairman	X	
Gibson Armstrong	X	
David Hayes		X
June Honaman	X	
Jeffrey Piccola		X

Joseph Pitts		X
Vern Pyles	X	
Roy Wilt	X	
Joseph Zord		X

Weidner	yea
Moehlmann	yea
Vroon	yea
Pott	yea
Haskell	yea

Mr. BRUNNER, chairman of the Finance Committee, presented the following report:

Attendance Report

March 13, 1978.

	Present	Absent
MR. CHAIRMAN, John L. Brunner,	X	
Kurt Zwinkl, Vice Chairman		X
Matthew Cianciulli	X	
Roger Duffy	X	
Ralph Garzia	X	
Joseph Rhodes		X
Robert O'Donnell	X	
Margaret George	X	
Frank Meluskey	X	
Agnes Scanlon		X
David Wright	X	
Hardy Williams	X	
Robert Bellomini		X
Robert Geisler	X	
George Pott	X	
Charles Mebus	X	
G. Sieber Pancoast	X	
Herbert Zearfoss	X	
William Yohn		X
Marvin Weidner	X	
Nicholas Moehlmann	X	
Peter Vroon	X	
H. Harrison Haskell	X	

ROLL CALL

House Bill 2097, Printer's No. 2647

	VOTE
MR. CHAIRMAN, Brunner	yea
Zwinkl	absent
Cianciulli	yea
Duffy	yea
Garzia	yea
Rhodes	absent
O'Donnell	yea
George	yea
Meluskey	yea
Scanlon	absent
Wright	yea
Williams	yea
Bellomini	absent
Geisler	yea
Mebus	yea
Pancoast	yea
Zearfoss	yea
Yohn	absent

Attendance Report

March 21, 1978.

	Present	Absent
MR. CHAIRMAN, John L. Brunner	X	
Matthew Cianciulli		X
Roger Duffy	X	
Ralph Garzia	X	
Joseph Rhodes	X	
Robert O'Donnell		X
Margaret George		X
Frank Meluskey	X	
Agnes Scanlon		X
David Wright	X	
Hardy Williams	X	
Robert Bellomini		X
Robert Geisler	X	
George Pott	X	
Charles Mebus		X
G. Sieber Pancoast	X	
Herbert Zearfoss	X	
William Yohn	X	
Marvin Weidner	X	
Nicholas Moehlmann	X	
Peter Vroon	X	
H. Harrison Haskell		X

ROLL CALL

House Bill 2029, Printer's No. 2541

MR. CHAIRMAN, Brunner	yea
Cianciulli	absent
Duffy	yea
Garzia	yea
Rhodes	yea
O'Donnell	absent
George	absent
Meluskey	yea
Scanlon	absent
Wright	yea
Williams	yea
Bellomini	absent
Geisler	yea
Mebus	absent
Pancoast	yea
Zearfoss	yea
Yohn	yea
Weidner	yea
Moehlmann	yea
Vroon	yea
Pott	yea
Haskell	absent

ROLL CALL

House Bill 2160, Printer's No. 2761

MR. CHAIRMAN, Brunner	yea
Cianciulli	absent
Duffy	yea
Garzia	yea
Rhodes	yea
O'Donnell	absent
George	absent
Meluskey	yea
Scanlon	absent
Wright	yea
Williams	yea
Bellomini	absent
Geisler	yea
Mebus	absent
Pancoast	yea
Zearfoss	yea
Yohn	yea
Weidner	yea
Moehlmann	yea
Vroon	yea
Pott	yea
Haskell	absent

Mr. RENWICK, chairman of the Game and Fisheries Committee, presented the following report:

SUBJECT: Meetings — Committee on Game & Fisheries
 TO: Honorable K. Leroy Irvis
 Speaker
 FROM: William F. Renwick, Chairman

The Committee on Game & Fisheries did not hold any meetings the weeks of March 13 and March 20, 1978.

Attendance Report

March 28, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, William Renwick	X	
Russell Letterman	X	
Emil Mrkonic	X	
Adam Bittinger	X	
Camille George	X	
Bernard Novak		X
Robert Ravenstahl	X	
Ronald Gamble	X	
Ted Stuban	X	
Ralph Pratt		X
Fred Milanovich		X
William Shuman	X	
Clifford Gray		X
MINORITY MEMBERS		
Kenneth Halverson	X	
Reno Thomas	X	

George Hasay	X	
Earl Smith	X	
Eugene Geesey	X	
Fred Noye	X	
John Peterson	X	
Edward Helfrick		X
James Burd	X	

Signed
 WILLIAM F. RENWICK

ROLL CALL

House Bill 472, Printer's No. 511

MAJORITY MEMBERS	VOTE
William Renwick	yea
Russell Letterman	yea
Emil Mrkonic	yea
Adam Bittinger	yea
Camille George	yea
Bernard Novak	nv
Robert Ravenstahl	yea
Ronald Gamble	yea
Ted Stuban	yea
Ralph Pratt	nv
Fred Milanovich	nv
William Shuman	yea
Clifford Gray	nv
MINORITY MEMBERS	
Kenneth Halverson	yea
Reno Thomas	yea
George Hasay	yea
Earl Smith	yea
Eugene Geesey	yea
Fred Noye	yea
John Peterson	yea
Edward Helfrick	nv
James Burd	yea

YEAS—17
 NAYS—0
 NOT VOTING—5

Signed
 WILLIAM F. RENWICK

ROLL CALL

House Bill 472, Printer's No. 511

MAJORITY MEMBERS	VOTE
William Renwick	yea
Russell Letterman	yea
Emil Mrkonic	yea
Adam Bittinger	yea
Camille George	nay
Bernard Novak	nv
Robert Ravenstahl	yea
Ronald Gamble	yea
Ted Stuban	yea
Ralph Pratt	nv

Fred Milanovich	nv
William Shuman	yea
Clifford Gray	nv
MINORITY MEMBERS	
Kenneth Halverson	yea
Reno Thomas	yea
George Hasay	yea
Earl Smith	yea
Eugene Geesey	yea
Fred Noye	yea
John Peterson	yea
Edward Helfrick	nv
James Burd	yea

YEAS—16
 NAYS—1
 NOT VOTING—5

Signed
 WILLIAM F. RENWICK

AMENDMENTS TO HOUSE BILL NO. 472

Mr. Noye Seat #177

Printer's No. 511

Amend Sec. 1 (Sec. 704), page 1, line 14, by inserting after "Game" and Regulating Spotighting

Amend Sec. 1 (Sec. 704), page 2, line 3, by removing the comma after "together" and inserting or cooperating with each other in any manner,

Amend Sec. 1 (Sec. 704), page 2, line 5, by inserting after "sunrise," or at any time while having in his or their possession or under their control a firearm, bow or other weapon or implement whereby any big game could be killed

Amend Sec. 1 (Sec. 704), page 2, line 6, by striking out the bracket before "upon"

Amend Sec. 1 (Sec. 704), page 2, line 6, by inserting after "any" where it appears the second time house, barn or other outbuilding used in connection therewith. It is unlawful at any time for any person, or one or more of a group of persons together or cooperating with each other in any manner, to throw or cast the rays of a spotlight, headlight or other artificial light upon any

Amend Sec. 1 (Sec. 704), page 2, line 6, by striking out the bracket after "game"

Amend Sec. 1 (Sec. 704), page 2, line 8, by inserting after "firearm", bow

Amend Sec. 2, page 2, line 17, by striking out "Clause" and inserting Clauses (n) and

Amend Sec. 2, page 2, line 17, by inserting after "act," clause (n) amended, October 17, 1974 (P. L. 743, No. 250), and clause (t)

Amend Sec. 2, page 2, line 18, by striking out "is" and inserting are

Amend Sec. 2 (Sec. 731), page 2, by inserting between lines 23 and 24

(n) For making use of, or taking advantage of, any vehicle, trailer, conveyance, headlight, or spotlight, or artificial light or battery or other contrivance or device to spot or locate or hunt for, or catch or take or kill or wound, any elk, deer or bear while having in his or their possession or under their control a firearm, bow or other weapon or implement whereby any elk, bear

or deer could be killed, even though such animal be not shot at, injured or killed, each person, upon conviction, shall be sentenced to pay a penalty of four hundred dollars (\$400) for each elk, four hundred dollars (\$400) for each bear, two hundred dollars (\$200) for each deer, plus costs of prosecution, and in addition thereto, the forfeiture of such vehicle, trailer, headlight, spotlight, firearm, or other contrivance and all paraphernalia used when any elk, bear or deer is shot at, wounded or killed; or for setting, laying, or preparing for use, or using, any set-gun for the purpose, or evident purpose, of taking, killing, or wounding or attempting to take, kill, or wound, any elk, deer, bear, or other wild bird or wild animal, contrary to the provisions of this article, each person, upon conviction, shall be sentenced to pay a penalty of four hundred dollars (\$400) for each elk, four hundred dollars (\$400) for each bear, two hundred dollars (\$200) for each deer, one hundred dollars (\$100) for each other wild bird or wild animal, and in addition thereto, the forfeiture of such set-gun or other device or contrivance and all paraphernalia used;

Amend Sec. 2 (Sec. 731), page 2, line 24, by inserting a bracket before "Whoever"

Amend Sec. 2 (Sec. 731), page 2, line 24, by inserting a bracket after "casts" and inserting immediately thereafter For casting

Amend Sec. 2 (Sec. 731), page 2, line 26, by inserting after "any" highway,

Amend Sec. 2 (Sec. 731), page 2, line 26, by inserting a bracket before "forest"

Amend Sec. 2 (Sec. 731), page 2, line 27, by inserting a bracket after "outbuilding," and inserting immediately thereafter or forest

Amend Sec. 2 (Sec. 731), page 2, line 27, by inserting a comma after "sunrise"

Amend Sec. 2 (Sec. 731), page 2, line 29, by inserting a comma after "firearm" and inserting immediately thereafter bow

Amend Sec. 2 (Sec. 731), page 2, line 30, by inserting after "killed," or at any time upon any house, barn or other outbuilding used in connection therewith

Amend Sec. 2 (Sec. 731), page 2, line 30 by inserting brackets before and after "be guilty of an unlawful act and" and inserting immediately thereafter a comma

Amend Sec. 2 (Sec. 731), page 3, line 1 by inserting brackets before and after "thereof in a summary proceeding shall" and inserting immediately thereafter a comma

Amend Sec. 2 (Sec. 731), page 3, lines 2 and 3 by striking out twenty-five dollars (\$25),

Amend Sec. 2 (Sec. 731), page 3, line 4 by inserting after days." twenty-five dollars (\$25).

Mrs. KELLY, chairman of the Health and Welfare Committee, presented the following report:

Attendance Report

March 14, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Anita P. Kelly	X	
James D. Barber	X	
Theodore Berlin	X	
David C. DiCarlo	X	
James F. Jones, Jr.	X	
J. William Lincoln		X
William J. McLane	X	
George Miscevich	X	
Emil Mrkonic	X	

Peter J. O'Keefe	X
Frank L. Oliver	X
Stephen R. Reed	X
David P. Richardson, Jr.	X
J. Michael Schweder	X
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	X
Edward F. Burns, Jr.	X
Clarence E. Dietz	X
George C. Hasay	X
William K. Klingaman, Sr.	X
Fred C. Noye	X
John E. Peterson	X
George F. Pott, Jr.	X
Elinor Z. Taylor	X

Signed
THEODORE BERLIN

ROLL CALL
House Bill 500

MAJORITY MEMBERS		VOTE
MR. CHAIRMAN, Anita P. Kelly	yea	
James D. Barber	yea	
Theodore Berlin	yea	
David C. DiCarlo	yea	
James F. Jones, Jr.	yea	
William J. McLane	yea	
George Misceovich	yea	
Emil Mrkonic	yea	
Frank L. Oliver	yea	
Stephen R. Reed	yea	
David P. Richardson, Jr.	yea	
J. Michael Schweder	yea	
MINORITY MEMBERS		
Richard A. McClatchy, Jr.	nay	
Edward F. Burns, Jr.	yea	
Clarence E. Dietz	nay	
John E. Peterson	nay	
George F. Pott, Jr.	nay	
Elinor Z. Taylor	nay	

YEAS—13
NAYS—5

NOT VOTING—0

Signed
THEODORE BERLIN

AMENDMENTS TO HOUSE BILL NO. 500

Printer's No. 544

Amend Bill, page 1, lines 1 through 18; page 2, lines 1 through 30; page 3, lines 1 through 11, by striking out all of said lines and inserting
Providing for the licensing of personal care boarding homes, providing penalties and making an appropriation.

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 Section 326. Penalty for unlawful referral or transfer.
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 Section 407. Effective date.

Amend Bill, pages 3 through 27, by striking out all of lines 14 through 30, page 3; all of lines 1 through 30, pages 4 through 26, and all of lines 1 through 7, page 27, and inserting

**CHAPTER 1
GENERAL PROVISIONS**

Section 101. Short title.
 This act shall be known and may be cited as the "Personal Care Boarding Home Act."
 Section 102. Legislative findings.
 Many frail elderly or handicapped persons in the Commonwealth who do not have families or relatives to provide homes for them need supportive living arrangements. In most cases, the level of care, assistance and supervision they require is lower, and less costly than nursing care. For many, what is needed is a setting which fosters the retention or development of the skills and attitudes which often atrophy or do not develop in a highly structured, institutional setting but are encouraged in facilities that resemble family homes and that do not uproot the residents from the community nor isolate them from friends and acquaintances. A number of these persons currently reside in facilities commonly referred to as boarding homes, or similar lodgings, which in many cases are not providing the care, assistance and supervision actually required. There is at present no effective licensing or regulation of such boarding homes. Instances of severe neglect, exploitation, abuse or imprisonment have occurred.
 Section 103. Purpose.
 The purpose of this act is to protect the Commonwealth's frail elderly and handicapped citizens from hazardous condi-

tions in certain types of congregate living facilities. The act seeks to attain this purpose by centralizing the authority for setting and enforcing standards for personal care boarding homes in one department; by mandating the drafting of regulations and standards which are consistent with the findings expressed in section 102; and by providing for the licensing and regulation of personal care boarding homes. It is further the intent of this act to insure that personal care boarding homes meet certain standards consistent with the health care and social service needs of their residents. In so doing it is the intent and unreasonable rules and regulations on personal care boarding homes. The act further intends to encourage the development of a comprehensive continuum of long term care, composing the full range of health, housing and supportive services, all equally available and accessible to the elderly and handicapped citizens of the Commonwealth who need them.

Section 104. Definitions.

The following words and phrases when used in this act shall have, unless the context clearly indicates otherwise, the meanings given to them in this section.

"Applicant." A person or legal entity who, as owner, has applied for a license to operate a personal care home.

"Department." The Department of Health and its authorized agents.

"Licensee." A person or legal entity to whom a license to operate a personal care home has been granted.

"Manager." The person having ultimate responsibility for the general management, daily operation and maintenance of a personal care boarding home.

"Owner." The person or legal entity having ultimate financial control of and responsibility for the general operation of a personal care boarding home.

"Personal care boarding home." Any facility, home, lodging or institution, however named, operated for profit or otherwise, which accommodates or is designed to accommodate two or more individuals unrelated to the owner or manager who require, on a continuing basis, in addition to room and board, a minimal level of personal care, supervision, or assistance in daily routine activities such as bathing, dressing, diet, or the taking of medication prescribed for self-administration, and who may also require assistance in the financial management of his personal affairs.

"Personal care resident." An individual who is unrelated to the owner or manager of a facility and who requires, on a continuing basis, in addition to room and board, a minimal level of personal care, supervision, or assistance in daily routine activities such as bathing, dressing, diet, or the taking of medication prescribed for self-administration, and who may also require assistance in the financial management of his personal affairs.

"Personnel, employees, or staff." The owner or manager and all persons other than residents, whether paid or not, who regularly perform some duty or duties within the boarding home on a full-time or part-time basis.

"Relative." Parent, child, stepparent, stepchild, grandparent, grandchild, brother, sister, half-brother, half-sister, aunt, uncle, niece, nephew, cousin, spouse, or any of the above acquired by marriage.

"Unrelated." A person who is not a relative of the owner or manager by blood or marriage. Residents related to members of a firm, corporation, company, association or joint stock association licensed to operate a facility shall not be considered as related to the licensee.

Section 105. Powers of the Secretary of Health.

The Secretary of Health shall:

(1) Promulgate rules and regulations necessary for the adequate protection of the life, health and safety of personal care home residents.

(2) Within eight months of the passage of this act, promulgate rules and regulations applicable to personal care boarding homes.

(3) Within 12 months of the passage of this act, finalize and publish all rules and regulations promulgated in order to carry out this act.

(4) Assure that inspectors enforcing regulations under this act shall be competent in all areas included therein so that a single inspector will be able to conduct and complete required

inspections unaided.

(5) Assure that the provisions of this act shall be enforced.

(6) Supply staff to the Personal Care Boarding Home Advisory Committee as created in Chapter 2 when necessary for the completion of the advisory committee's duties.

CHAPTER 2

PERSONAL CARE BOARDING HOME ADVISORY COMMITTEE

Section 201. Personal Care Boarding Home Advisory Committee.

It shall be the purpose of the advisory committee to insure that rules and regulations governing personal care boarding homes shall be consistent with sections 102 and 103.

Section 202. Membership.

The committee shall be composed of the Secretary of Health, the Secretary of Public Welfare, the Secretary of Labor and Industry, the Secretary of Community Affairs or their designees: two members of the House of Representatives, one of whom shall be appointed by the Speaker of the House and the other by the Minority Leader; and two members of the Senate, one of whom shall be appointed by the President pro tempore of the Senate and the other by the Minority Leader of the Senate; and nine nongovernmental representatives as follows: three representatives of consumer interests, two representatives of proprietary personal care boarding homes, two representatives of nonprofit personal care boarding homes, and two representatives of nonprofit voluntary health and social agencies.

The nongovernmental representatives shall be appointed by the Governor in the following manner: five of the nongovernmental representatives shall be appointed initially for a term of two years; four of the nongovernmental representatives shall be appointed initially for a term of four years. Thereafter, all appointments shall be for a term of four years. No committee member shall be reappointed more than once. The chairman shall be appointed by the Governor from one of the nine governmental members.

Section 203. Powers of the committee.

The committee shall:

(1) Meet quarterly, or at the call of the chair.

(2) Hold public hearings.

(3) Submit an annual report to the Legislature on their activities, findings and recommendations.

(4) Monitor the implementation of rules and regulations published pursuant to this act.

(5) Review all pertinent statutes and rules and regulations for the purpose of assisting the secretary in standardizing and forming rules and regulations that will be applied to personal care boarding homes pursuant to this act.

(6) Study the need for expanding available services for residents of personal care boarding homes, such as visiting nurses and home-maker services.

(7) Prepare, for promulgation as rules and regulations of the department, with the secretary's approval, a Bill of Rights for residents of personal care boarding homes:

(i) which shall be issued as proposed rules within eight months and adopted as final rules and regulations within 12 months after passage of this act; and

(ii) which shall include, but not be limited to, a requirement that the owner of a personal care boarding home distribute a copy of said rights to each resident upon his admission into the facility and that a copy of said rights be posted in a conspicuous place within the facility.

CHAPTER 3

PERSONAL CARE BOARDING HOMES

Section 301. License required.

No person or legal entity shall establish, conduct, maintain or operate in the Commonwealth of Pennsylvania a personal care boarding home without having first obtained a license from the Department of Health.

Section 302. Separate license required.

Separate licenses are required for homes or facilities maintained on separate premises even though they have the same owner or are operated under the same management.

Section 303. Advertisement of licensure requirement.

It shall be the department's responsibility, immediately following the effective date of this act, and on a continuing basis thereafter, to advertise the licensure requirement and to inform all known personal care boarding homes of it.

Section 304. Application for a license.

Every owner desiring to operate a personal care boarding home within the Commonwealth shall within 12 months following the adoption of final rules and regulations pursuant to this act, file an application for a license with the department. The application shall be on a form prescribed, prepared and furnished by the department, and, together with such other information as the department shall require, shall state:

(1) The name and address of the applicant and of the person who will be the operator of the personal care boarding home, if different from the applicant. If the applicant is a copartnership, association or corporation, the application shall also state the names and addresses of all the partners and officers, as the case may be.

(2) The location and name of the personal care boarding home and, if the applicant is a copartnership, association or corporation, the state of organization or incorporation.

(3) The type and extent of facilities of the personal care boarding home for providing care, service or assistance, including sanitary and fire protection facilities.

(4) The maximum number of personal care residents who may be cared for in the facility at any one time.

Section 305. Penalty for failure to apply for a license.

Any owner of a personal care boarding home who fails to apply for a personal care boarding home license with the department within 12 months following the adoption of final rules and regulations pursuant to this act shall be liable to be charged with a misdemeanor of the third degree. If upon notice of failure to apply for a license the owner fails to apply within 30 days, he or she shall be liable to be charged with a misdemeanor of the first degree and shall be prosecuted by the department.

Section 306. Exemptions from penalties for operating a personal care boarding home without a license.

An owner of a facility in which reside two or more personal care residents will not be considered as operating a personal care boarding home without a license and will not be subject to the penalties for operating said facility without a license under the following circumstances:

(1) if, within 12 months following the adoption of final regulations by the department pursuant to this act, the owner has notified the department that:

- (i) there are personal care residents living within the facility;
- (ii) he does not intend to apply for a license to operate a personal care boarding home; and
- (iii) he will cooperate with the department in relocating these personal care residents to an appropriate facility. However, such exemption shall expire 12 months following the adoption of final regulations by the department pursuant to this act; or

(2) if the owner of a facility has applied for a license to operate a personal care boarding home in accordance with the regulations established by the department and is awaiting a prelicense investigation and report by the department. However, such exemption shall expire six months following the receipt of the report.

Section 307. Relocation of personal care residents pursuant to a report made in section 306.

Upon receipt of a report by an owner of a facility, as provided for in section 306, the department shall have the responsibility for relocating personal care residents in the facility and for providing appropriate services to the residents prior to their relocation.

Section 308. License fees.

The annual fee for a regular license to operate a personal care boarding home shall be as follows:

Class of Personal Care Boarding Home	Annual Fee
Class I - Maximum capacity between 2-14 personal care residents	\$15
Class II - Maximum capacity between 15-50 personal care residents	\$25

Class III - Maximum capacity 51 or more personal care residents	\$75
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The fee for a provisional license, as provided herein, shall be one-twelfth of the annual fee for a regular license multiplied by the number of months for which the provisional license is issued.

Section 309. Prelicensure investigation.

(a) Within 90 days of receipt of an application for a license, the department shall cause a reasonable investigation to be made as to the qualification of the applicant and, if the applicant is a copartnership, association or corporation, of all the officers or partners, as the case may be, and of the person designated in the application as the proprietor of the personal care boarding home; the adequacy of the facilities of the home to furnish the type of care, services, supervision and assistance specified in the application and by the department; the sanitary and fire protection facilities; and any other matter which the department finds to be reasonable and necessary for the proper operation of a personal care boarding home and for the adequate protection of the life, health and safety of the personal care residents.

(b) The department shall promulgate rules and regulations necessary to carry out its responsibilities under this act.

Section 310. Notice of deficiencies.

When the department has finished its prelicense investigation, a report of its findings shall be transmitted to the applicant within 90 days after completion of the prelicense investigation. The department shall inform the owner in writing of all respects in which the home is not in compliance with this act, or with appropriate State or local rules or ordinances, and shall inform the applicant of the steps that will be required to bring the home into compliance so that a license can be issued.

Section 311. Issuance of license; term and content of license; payment of appropriate fee.

(a) The department, when satisfied through its prelicense investigation, that the applicant for such license, and the proprietor named in the application, if different from the applicant, meets the standards and requirements as set forth in this act or as determined by the department, that the place sought to be used as a personal care boarding home is suitable for such purpose and is properly equipped therefor, and when all requirements of this act have been complied with, shall within 90 days after the completion of a prelicense investigation, issue a license to the applicant, upon payment of the appropriate license fee, which shall be paid into the State Treasury through the Department of Revenue.

(b) All licenses issued by the department under this act shall expire one year next following the day on which issued, shall be on a form prescribed by the department, shall not be transferable with respect to either the applicant or the facility, shall specify the maximum number of personal care residents who may be cared for in the facility at any one time, shall be posted in a conspicuous place on the premises used as a personal care boarding home, and may be renewed from year to year upon payment of the license fee as prescribed in this act.

(c) The department may, upon its own initiative, and shall upon written complaint, cause a reinvestigation to be made of any personal care boarding home prior to issuing a renewal of the original license.

Section 312. Provisional licenses.

(a) When there has been substantial but not complete compliance with all applicable statutes, ordinances and regulations and when the applicant has taken, or is taking appropriate steps to correct deficiencies, the department shall issue a provisional license for a specified period of not more than six months which may be renewed once.

(b) A provisional license shall be issued upon payment of the appropriate provisional license fee, such fee not being applied toward a regular license or another provisional license. Upon full compliance, a regular license shall be issued immediately by the department upon payment of the regular license fee.

(c) The department shall be responsible for providing technical assistance and advice to those persons who are eligible, or who desire to become eligible, for such a provisional license to correct deficiencies, fulfill the requirements of all applicable statutes, ordinances and regulations and to achieve eligibility

for a provisional, and, ultimately, for a regular license.

Section 313. Time limit on consideration of application.

Two years following the effective date of this act, the department shall make a decision on each application for license and shall notify the applicant of its decision within 90 days of the receipt of the application. The department shall make a decision on each renewal application and shall notify the applicant of its decision within 30 days of the receipt of the renewal application.

Section 314. Revocation of licenses.

(a) Whenever the department shall, upon inspection, investigation or written complaint, learn of any violation of this act or of the rules and regulations adopted by the department, or of any failure to establish, provide or maintain the standards and facilities required by this act or by the department, shall give written notice to the offending licensee.

(b) Upon receipt of written notice from the department, the offending licensee shall have 60 days to bring said violations into conformity with those prescribed by this act or by the department. The department may revoke the license of said licensee if said violations do not cease within the prescribed period of time.

(c) The department, where the violations of which notice was given do not present an imminent danger to the life, health and safety of a boarder or boarders and where the licensee is taking appropriate steps to correct said violations, may grant no more than two additional extensions of time, not to exceed 60 days each, for an offending licensee to correct deficiencies or bring standards and facilities into conformity with the requirements of the law.

(d) The department, where the violations of which notice was given do not present an imminent danger to the life, health and safety of a boarder or boarders, may, in lieu of revocation of the facility's license, impose fines for said violations, not to exceed \$1,000 per violation, as it may deem appropriate, and in pursuance of rules and regulations published by the department in furtherance of the purposes of this act.

(e) Whenever the department shall, upon inspection, or investigation learn of a violation of this act or of the rules and regulations adopted by the department that presents extreme jeopardy or imminent danger to the life, health and safety of a personal care resident or residents, shall revoke the license of said facility immediately.

(f) The department, in all instances where it is determined that a license should be revoked, shall have the responsibility for providing for the transfer of all personal care residents in the facility to be closed to appropriate facilities and for providing adequate care to the personal care residents of the facility prior to relocation.

Section 315. Right to enter and inspect.

For the purposes of determining the suitability of the applicants and of the premises or whether or not any premises in fact qualifies as a facility as defined in section 105 of this act or the continuing conformity of the licensees to this act and to the applicable regulations of the department, any authorized agent of the department shall have the right to enter, visit and inspect any facility, licensed or requiring a license under this act and shall have full and free access to the records of the facility and to the individuals therein and full opportunity to interview, inspect, or examine such individuals.

Section 316. Penalties for operation without a license.

Any person, or any or all officers or partners of any co-partnership, association or corporation maintaining or operating within the Commonwealth of Pennsylvania a personal care boarding home, for profit or otherwise, without a license as required by this act shall be guilty of a misdemeanor of the third degree and a second or subsequent violation shall be guilty of a misdemeanor of the first degree.

Section 317. Right to appeal.

Any owner or applicant may appeal any decision made by the department in accordance with appeal procedures established in regulations promulgated by the department pursuant to this act.

Section 318. Department access to individual residents.

For purposes of carrying out its responsibilities under this act, the department or any authorized agent thereof shall have

full and free access to the personal care boarding home, whether or not the facility has been licensed as such, to its records, and to the residents, with full opportunity unrestricted by the owner or manager to interview, inspect or examine individual residents.

Section 319. Rights of residents with regard to access.

All residents of personal care boarding homes shall be permitted to receive visitations by relatives, friends or acquaintances during reasonable visiting hours as established by the owner or manager. Nothing in this article shall be construed to restrict any right or privilege of any resident to receive visitors who are not authorized agents of the department nor representatives of community organizations or service programs, so long as those visitors do not infringe upon the rights or jeopardize the safety of other residents nor interfere unduly with the orderly operation of the home. Other rights of residents in this regard shall be promulgated in regulations developed by the department.

Section 320. Community service access.

The personal care boarding home shall permit members of recognized community organizations, representatives of community legal service programs whose purposes include rendering assistance without charge, and agents of area agencies on aging, county boards of assistance, and community mental health and mental retardation centers, to have access to those areas of the home occupied by residents who are not relatives of the owner or operator. The purpose of visits by such persons may be to visit, talk with, and make personal, social and legal services available to all residents, and to engage in all other methods of assisting, advising and representing residents so as to extend to them the full enjoyment of their rights. Regulations governing community service access shall be promulgated by the department.

Section 321. Notice of access provisions.

A notice setting forth the provisions of this article concerning access shall be posted in a conspicuous place near the entrance of the home. A copy of sections of this act relating to access shall be made available by the manager to every person already a resident in a personal care boarding home and to every new resident upon admission. The manager shall explain these rights regarding access to every new resident upon admission and keep the resident informed of these rights for the duration of his or her residence.

Section 322. Enforcement powers.

Failure by the owner, manager, or employees of a facility to allow access of agents of the department or community services agencies to said facility in compliance with this act shall be punishable as a misdemeanor of the third degree.

Section 323. Enforcement action.

The department need not be joined as plaintiff in an action brought to enforce these access regulations.

Section 324. Duty to report suspected violations.

(a) The following persons and officials are required to report to the department when they have reasonable cause to suspect that a personal care boarding home is being operated in violation of this act: all officers and employees of any city, county or State agency, department, commission or institution, including but not limited to, police officers, fire department employees, adult services workers and employees of personal care boarding homes.

(b) Any person may make such a report if such person has reasonable cause to suspect that a personal care boarding home is being operated in violation of this act.

Section 325. Unlawful referrals and transfers.

It shall be unlawful for any official or employee, of any State, State-aided or municipal department, agency, commission, or institution or of an institution district to refer or transfer any individual to a personal care boarding home if the official or employee knows that such home is not licensed as required by this act.

Section 326. Penalty for unlawful referral or transfer.

Any person who knowingly makes a referral or transfers an individual in violation of this act shall be guilty of a summary offense and shall be fined \$250 for the first offense, and \$1,000 for each subsequent offense.

CHAPTER 4
MISCELLANEOUS PROVISIONS

Section 401. Appropriation.

The sum of \$6,000,000 is hereby appropriated to the Department of Health for the establishment of licensure procedures and for carrying out all services and responsibilities as prescribed in this act.

Section 402. Disposition of funds.

All fees, fines, penalties, and other moneys paid, received, recovered and collected under the provisions of this act shall be paid into the State Treasury and shall be returned to the General Fund.

Section 403. Immunity from civil and criminal liability.

In the absence of willful misconduct or gross negligence, departmental employees or authorized agents of the department performing any of the functions authorized under this act shall not be civilly or criminally liable for a decision, action or its consequences.

Section 404. Application of special occupancy regulations.

As of the effective date of this act, the special occupancy boarding home rules and regulations of the act of April 27, 1927 (P. L. 465, No. 299), referred to as the Fire and Panic Act shall not apply to personal care boarding homes.

Section 405. Responsibilities of the Department of Public Welfare.

(a) The Department of Public Welfare shall, commencing with the 13th month after the effective date of this act, include within the "Comprehensive Annual Services Program Plan" a specific section defining services for residents of licensed personal care boarding homes and estimating the amount to be spent. The Department of Public Welfare shall submit such section to the Secretary of Health prior to its inclusion in the plan for his review and comment.

(b) Within six months after the effective date of this act and on a continuing basis thereafter, the Department of Public Welfare shall submit to the Department of Health the name and location of any facility:

(1) which it has reason to believe is a personal care boarding home; or

(2) to which it has referred an individual who the department believes qualifies as a personal care resident.

Section 406. Repeals.

(a) The act of April 27, 1927 (P. L. 465, No. 299), entitled, as amended "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; except in cities of the first class and second class; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," is repealed insofar as it applies to personal care boarding homes except as to the enforcement of standard C-2 rules and regulations until July 1, 1979; on July 1, 1979, the power to enforce standard C-2 rules and regulations is repealed insofar as it applies to personal care boarding homes.

(b) Articles IX and X, act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," are repealed insofar as they apply to boarding homes for the aged and handicapped and personal care homes.

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

Section 407. Effective date.

This act shall take effect July 1, 1978.

ROLL CALL

House Bill 500

MAJORITY MEMBERS

MR. CHAIRMAN, Anita P. Kelley

VOTE

yea

James D. Barber	yea
Theodore Berlin	yea
David C. DiCarlo	yea
James F. Jones, Jr.	yea
William J. McLane	yea
George Misceovich	yea
Emil Mrkonic	yea
Frank L. Oliver	yea
Stephen R. Reed	yea
David P. Richardson, Jr.	yea
J. Michael Schweder	yea
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	nay
Edward F. Burns, Jr.	yea
Clarence E. Dietz	nay
John E. Peterson	nay
Elinor Z. Taylor	nay

YEAS—13

NAYS—4

NOT VOTING—1

Signed

THEODORE BERLIN

AMENDMENTS TO HOUSE BILL NO. 500

Printer's No. 544

Amend Bill, page 1, lines 1 through 18; page 2, lines 1 through 30; page 3, lines 1 through 11, by striking out all of said lines and inserting
Providing for the licensing of personal care boarding homes, providing penalties and making an appropriation.

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Chapter 1. General Provisions

- Section 101. Short title
- Section 102. Legislative findings.
- Section 103. Purpose.
- Section 104. Definitions.
- Section 105. Powers of the Secretary of Health.

Chapter 2. Personal Care Boarding Home Advisory Committee

- Section 201. Personal Care Boarding Home Advisory Committee.
- Section 202. Membership.
- Section 203. Powers of the committee.

Chapter 3. Personal Care Boarding Homes

- Section 301. License required.
- Section 302. Separate license required.
- Section 303. Advertisement of licensure requirement.
- Section 304. Application for a license.
- Section 305. Penalty for failure to apply for a license.
- Section 306. Exemptions from penalties for operating a personal care boarding home without a license.

Section 307. Relocation of personal care residents pursuant to a report made in section 306.

- Section 308. License fees.
- Section 309. Prelicensure investigation.
- Section 310. Notice of deficiencies.
- Section 311. Issuance of license; term and content of license; payment of appropriate fee.

- Section 312. Provisional licenses.
- Section 313. Time limit on consideration of application.
- Section 314. Revocation of licenses.
- Section 315. Right to enter and inspect.
- Section 316. Penalties for operation without a license.
- Section 317. Right to appeal.
- Section 318. Department access to individual residents.
- Section 319. Rights of residents with regard to access.

- Section 320. Community service access.
- Section 321. Notice of access provisions.
- Section 322. Enforcement powers.
- Section 323. Enforcement action.
- Section 324. Duty to report suspected violations.
- Section 325. Unlawful referrals and transfers.
- Section 326. Penalty for unlawful referral or transfer.

Chapter 4. Miscellaneous Provisions

- Section 401. Appropriation.
- Section 402. Disposition of funds.
- Section 403. Immunity from civil and criminal liability.
- Section 404. Application of special occupancy regulations.
- Section 405. Responsibilities of the Department of Public Welfare.
- Section 406. Repeals.
- Section 407. Effective date.

Amend Bill, pages 3 through 27, by striking out all of lines 14 through 30, page 3; all of lines 1 through 30, pages 4 through 26, and all of lines 1 through 7, page 27, and inserting

CHAPTER 1

GENERAL PROVISIONS

Section 101. Short title.

This act shall be known and may be cited as the "Personal Care Boarding Home Act."

Section 102. Legislative findings.

Many frail elderly or handicapped persons in the Commonwealth who do not have families or relatives to provide homes for them need supportive living arrangements. In most cases, the level of care, assistance and supervision they require is lower, and less costly than nursing care. For many, what is needed is a setting which fosters the retention or development of the skills and attitudes which often atrophy or do not develop in highly structured, institutional setting but are encouraged in facilities that resemble family homes and that do not uproot the residents from the community nor isolate them from friends and acquaintances. A number of these persons currently reside in facilities commonly referred to as boarding homes, or similar lodgings, which in many cases are not providing the care, assistance and supervision actually required. There is at present no effective licensing or regulation of such boarding homes. Instances of severe neglect, exploitation, abuse or imprisonment have occurred.

Section 103. Purpose.

The purpose of this act is to protect the Commonwealth's frail elderly and handicapped citizens from hazardous conditions in certain types of congregate living facilities. The act seeks to attain this purpose by centralizing the authority for setting and enforcing standards for personal care boarding homes in one department; by mandating the drafting of regulations and standards which are consistent with the findings expressed in section 102; and by providing for the licensing and regulation of personal care boarding homes. It is further the intent of this act to insure that personal care boarding homes meet certain standards consistent with the health care and social service needs of their residents. In so doing it is the intent of this act to avoid the imposition of arbitrary, unnecessary, and unreasonable rules and regulations on personal care boarding homes. The act further intends to encourage the development of a comprehensive continuum of long term care, composing the full range of health, housing and supportive services, all equally available and accessible to the elderly and handicapped citizens of the Commonwealth who need them.

Section 104. Definitions.

The following words and phrases when used in this act shall have, unless the context clearly indicates otherwise, the meanings given to them in this section.

"Applicant." A person or legal entity who, as owner, has applied for a license to operate a personal care home.

"Department." The Department of Health and its authorized agents.

"Licensee." A person or legal entity to whom a license to operate a personal care home has been granted.

"Manager." The person having ultimate responsibility for the general management, daily operation and maintenance of a personal care boarding home.

"Owner." The person or legal entity having ultimate financial

control of and responsibility for the general operation of a personal care boarding home.

"Personal care boarding home." Any facility, home, lodging or institution, however named, operated for profit or otherwise, which accommodates or is designed to accommodate two or more individuals unrelated to the owner or manager who require, on a continuing basis, in addition to room and board, a minimal level of personal care, supervision, or assistance in daily routine activities such as bathing, dressing, diet, or the taking of medication prescribed for self-administration, and who may also require assistance in the financial management of his personal affairs.

"Personal care resident." An individual who is unrelated to the owner or manager of a facility and who requires, on a continuing basis, in addition to room and board, a minimal level of personal care, supervision, or assistance in daily routine activities such as bathing, dressing, diet, or the taking of medication prescribed for self-administration, and who may also require assistance in the financial management of his personal affairs.

"Personnel, employees, or staff." The owner or manager and all persons other than residents, whether paid or not, who regularly perform some duty or duties within the boarding home on a full-time or part-time basis.

"Relative." Parent, child, stepparent, stepchild, grandparent, grandchild, brother, sister, half-brother, half-sister, aunt, uncle, niece, nephew, cousin, spouse, or any of the above acquired by marriage.

"Unrelated." A person who is not a relative of the owner or manager by blood or marriage. Residents related to members of a firm, corporation, company, association or joint stock association licensed to operate a facility shall not be considered as related to the licensee.

Section 105. Powers of the Secretary of Health.

The Secretary of Health shall:

(1) Promulgate rules and regulations necessary for the adequate protection of the life, health and safety of personal care home residents.

(2) Within eight months of the passage of this act, promulgate rules and regulations applicable to personal care boarding homes.

(3) Within 12 months of the passage of this act, finalize and publish all rules and regulations promulgated in order to carry out this act.

(4) Assure that inspectors enforcing regulations under this act shall be competent in all areas included therein so that a single inspector will be able to conduct and complete required inspections unaided.

(5) Assure that the provisions of this act shall be enforced.

(6) Supply staff to the Personal Care Boarding Home Advisory Committee as created in Chapter 2 when necessary for the completion of the advisory committee's duties.

CHAPTER 2

PERSONAL CARE BOARDING HOME ADVISORY COMMITTEE

Section 201. Personal Care Boarding Home Advisory Committee.

It shall be the purpose of the advisory committee to insure that rules and regulations governing personal care boarding homes shall be consistent with sections 102 and 103.

Section 202. Membership.

The committee shall be composed of the Secretary of Health, the Secretary of Public Welfare, the Secretary of Labor and Industry, the Secretary of Community Affairs or their designees; two members of the House of Representatives, one of whom shall be appointed by the Speaker of the House and the other by the Minority Leader; and two members of the Senate, one of whom shall be appointed by the President pro tempore of the Senate and the other by the Minority Leader of the Senate; and nine nongovernmental representatives as follows: three representatives of consumer interests, two representatives of proprietary personal care boarding homes, two representatives of nonprofit personal care boarding homes, and two representatives of nonprofit voluntary health and social agencies.

The nongovernmental representatives shall be appointed by the Governor in the following manner: five of the nongovernmental representatives shall be appointed initially for a term of

two years; four of the nongovernmental representatives shall be appointed initially for a term of four years. Thereafter, all appointments shall be for a term of four years. No committee member shall be reappointed more than once. The chairman shall be appointed by the Governor from one of the nine nongovernmental members.

Section 203. Powers of the committee.

The committee shall:

- (1) Meet quarterly, or at the call of the chair.
- (2) Hold public hearings.
- (3) Submit an annual report to the Legislature on their activities, findings and recommendations.
- (4) Monitor the implementation of rules and regulations published pursuant to this act.
- (5) Review all pertinent statutes and rules and regulations for the purpose of assisting the secretary in standardizing and forming rules and regulations that will be applied to personal care boarding homes pursuant to this act.
- (6) Study the need for expanding available services for residents of personal care boarding homes, such as visiting nurses and home-maker services.
- (7) Prepare, for promulgation as rules and regulations of the department, with the secretary's approval, a Bill of Rights for residents of personal care boarding homes:

- (i) which shall be issued as proposed rules within eight months and adopted as final rules and regulations within 12 months after passage of this act; and
- (ii) which shall include, but not be limited to, a requirement that the owner of a personal care boarding home distribute a copy of said rights to each resident upon his admission into the facility and that a copy of said rights be posted in a conspicuous place within the facility.

CHAPTER 3

PERSONAL CARE BOARDING HOMES

Section 301. License required.

No person or legal entity shall establish, conduct, maintain or operate in the Commonwealth of Pennsylvania a personal care boarding home without having first obtained a license from the Department of Health.

Section 302. Separate license required.

Separate licenses are required for homes or facilities maintained on separate premises even though they have the same owner or are operated under the same management.

Section 303. Advertisement of licensure requirement.

It shall be the department's responsibility, immediately following the effective date of this act, and on a continuing basis thereafter, to advertise the licensure requirement and to inform all known personal care boarding homes of it.

Section 304. Application for a license.

Every owner desiring to operate a personal care boarding home within the Commonwealth shall within 12 months following the adoption of final rules and regulations pursuant to this act, file an application for a license with the department. The application shall be on a form prescribed, prepared and furnished by the department, and, together with such other information as the department shall require, shall state:

- (1) The name and address of the applicant and of the person who will be the operator of the personal care boarding home, if different from the applicant. If the applicant is a copartnership, association or corporation, the application shall also state the names and addresses of all the partners and officers, as the case may be.
- (2) The location and name of the personal care boarding home and, if the applicant is a copartnership, association or corporation, the state of organization or incorporation.
- (3) The type and extent of facilities of the personal care boarding home for providing care, service, or assistance, including sanitary and fire protection facilities.
- (4) The maximum number of personal care residents who may be cared for in the facility at any one time.

Section 305. Penalty for failure to apply for a license.

Any owner of a personal care boarding home who fails to apply for a personal care boarding home license with the department within 12 months following the adoption of final rules and regulations pursuant to this act shall be liable to be charged with a misdemeanor of the third degree. If upon notice

of failure to apply for a license the owner fails to apply within 30 days, he or she shall be liable to be charged with a misdemeanor of the first degree and shall be prosecuted by the department.

Section 306. Exemptions from penalties for operating a personal care boarding home without a license.

An owner of a facility in which reside two or more personal care residents will not be considered as operating a personal care boarding home without a license and will not be subject to the penalties for operating said facility without a license under the following circumstances:

- (1) if, within 12 months following the adoption of final regulations by the department pursuant to this act, the owner has notified the department that:
 - (i) there are personal care residents living within the facility;
 - (ii) he does not intend to apply for a license to operate a personal care boarding home; and
 - (iii) he will cooperate with the department in relocating these personal care residents to an appropriate facility. However, such exemption shall expire 12 months following the adoption of final regulations by the department pursuant to this act; or
- (2) if the owner of a facility has applied for a license to operate a personal care boarding home in accordance with the regulations established by the department and is awaiting a preclosure investigation and report by the department. However, such exemption shall expire six months following the receipt of the report.

Section 307. Relocation of personal care residents pursuant to a report made in section 306.

Upon receipt of a report by an owner of a facility, as provided for in section 306, the department shall have the responsibility for relocating personal care residents in the facility and for providing appropriate services to the residents prior to their relocation.

Section 308. License fees.

The annual fee for a regular license to operate a personal care boarding home shall be as follows:

Class of Personal Care Boarding Home		Annual Fee
Class I - Maximum capacity between 2-14 personal care residents		\$15
Class II - Maximum capacity between 15-50 personal care residents		\$25
Class III - Maximum capacity 51 or more personal care residents		\$75

The fee for a provisional license, as provided herein, shall be one-twelfth of the annual fee for a regular license multiplied by the number of months for which the provisional license is issued.

Section 309. Preclosure investigation.

(a) Within 90 days of receipt of an application for a license, the department shall cause a reasonable investigation to be made as to the qualification of the applicant and, if the applicant is a copartnership, association or corporation, of all the officers or partners, as the case may be, and of the person designated in the application as the proprietor of the personal care boarding home; the adequacy of the facilities of the home to furnish the type of care, services, supervision and assistance specified in the application and by the department; the sanitary and fire protection facilities; and any other matter which the department finds to be reasonable and necessary for the proper operation of a personal care boarding home and for the adequate protection of the life, health and safety of the personal care residents.

(b) The department shall promulgate rules and regulations necessary to carry out its responsibilities under this act.

Section 310. Notice of deficiencies.

When the department has finished its preclosure investigation, a report of its findings shall be transmitted to the applicant within 90 days after completion of the preclosure investigation. The department shall inform the owner in writing of all respects in which the home is not in compliance with this act, or with appropriate State or local rules or ordinances, and shall inform the applicant of the steps that will be required to bring the home into compliance so that a license can be issued.

Section 311. Issuance of license; term and content of license; payment of appropriate fee.

(a) The department, when satisfied through its preclosure investigation, that the applicant for such license, and the proprietor named in the application, if different from the applicant, meets the standards and requirements as set forth in this act or as determined by the department, that the place sought to be used as a personal care boarding home is suitable for such purpose and is properly equipped therefor, and when all requirements of this act have been complied with, shall within 90 days after the completion of a preclosure investigation, issue a license to the applicant, upon payment of the appropriate license fee, which shall be paid into the State Treasury through the Department of Revenue.

(b) All licenses issued by the department under this act shall expire one year next following the day on which issued, shall be on a form prescribed by the department, shall not be transferable with respect to either the applicant or the facility, shall specify the maximum number of personal care residents who may be cared for in the facility at any one time, shall be posted in a conspicuous place on the premises used as a personal care boarding home, and may be renewed from year to year upon payment of the license fee as prescribed in this act.

(c) The department may, upon its own initiative, and shall upon written complaint, cause a reinvestigation to be made of any personal care boarding home prior to issuing a renewal of the original license.

Section 312. Provisional licenses.

(a) When there has been substantial but not complete compliance with all applicable statutes, ordinances and regulations and when the applicant has taken, or is taking appropriate steps to correct deficiencies, the department shall issue a provisional license for a specified period of not more than six months which may be renewed once.

(b) A provisional license shall be issued upon payment of the appropriate provisional license fee, such fee not being applied toward a regular license or another provisional license. Upon full compliance, a regular license shall be issued immediately by the department upon payment of the regular license fee.

(c) The department shall be responsible for providing technical assistance and advice to those persons who are eligible, or who desire to become eligible, for such a provisional license to correct deficiencies, fulfill the requirements of all applicable statutes, ordinances and regulations and to achieve eligibility for a provisional, and, ultimately, for a regular license.

Section 313. Time limit on consideration of application.

Two years following the effective date of this act, the department shall make a decision on each application for license and shall notify the applicant of its decision within 90 days of the receipt of the application. The department shall make a decision on each renewal application and shall notify the applicant of its decision within 30 days of the receipt of the renewal application.

Section 314. Revocation of licenses.

(a) Whenever the department shall, upon inspection, investigation or written complaint, learn of any violation of this act or of the rules and regulations adopted by the department, or of any failure to establish, provide or maintain the standards and facilities required by this act or by the department, shall give written notice to the offending licensee.

(b) Upon receipt of written notice from the department, the offending licensee shall have 60 days to bring said violations into conformity with those prescribed by this act or by the department. The department may revoke the license of said licensee if said violations do not cease within the prescribed period of time.

(c) The department, where the violations of which notice was given do not present an imminent danger to the life, health and safety of a boarder or boarders and where the licensee is taking appropriate steps to correct said violations, may grant no more than two additional extensions of time, not to exceed 60 days each, for an offending licensee to correct deficiencies or bring standards and facilities into conformity with the requirements of the law.

(d) The department, where the violations of which notice was given do not present an imminent danger to the life, health and

safety of a boarder or boarders, may, in lieu of revocation of the facility's license, impose fines for said violations, not to exceed \$1,000 per violation, as it may deem appropriate, and in pursuance of rules and regulations published by the department in furtherance of the purposes of this act.

(e) Whenever the department shall, upon inspection, or investigation learn of a violation of this act or of the rules and regulations adopted by the department that presents extreme jeopardy or imminent danger to the life, health and safety of a personal care resident or residents, shall revoke the license of said facility immediately.

(f) The department, in all instances where it is determined that a license should be revoked, shall have the responsibility for providing for the transfer of all personal care residents in the facility to be closed to appropriate facilities and for providing adequate care to the personal care residents of the facility prior to relocation.

Section 315. Right to enter and inspect.

For the purposes of determining the suitability of the applicants and of the premises or whether or not any premises in fact qualifies as a facility as defined in section 105 of this act or the continuing conformity of the licensees to this act and to the applicable regulations of the department, any authorized agent of the department shall have the right to enter, visit and inspect any facility, licensed or requiring a license under this act and shall have full and free access to the records of the facility and to the individuals therein and full opportunity to interview, inspect, or examine such individuals.

Section 316. Penalties for operation without a license.

Any person, or any or all officers or partners of any copartnership, association or corporation maintaining or operating within the Commonwealth of Pennsylvania a personal care boarding home, for profit or otherwise, without a license as required by this act shall be guilty of a misdemeanor of the third degree and a second or subsequent violation shall be guilty of a misdemeanor of the first degree.

Section 317. Right to appeal.

Any owner or applicant may appeal any decision made by the department in accordance with appeal procedures established in regulations promulgated by the department pursuant to this act.

Section 318. Department access to individual residents.

For purposes of carrying out its responsibilities under this act, the department or any authorized agent thereof shall have full and free access to the personal care boarding home, whether or not the facility has been licensed as such, to its records, and to the residents, with full opportunity unrestricted by the owner or manager to interview, inspect or examine individual residents.

Section 319. Rights of residents with regard to access.

All residents of personal care boarding homes shall be permitted to receive visitations by relatives, friends or acquaintances during reasonable visiting hours as established by the owner or manager. Nothing in this article shall be construed to restrict any right or privilege of any resident to receive visitors who are not authorized agents of the department nor representatives of community organizations or service programs, so long as those visitors do not infringe upon the rights or jeopardize the safety of other residents nor interfere unduly with the orderly operation of the home. Other rights of residents in this regard shall be promulgated in regulations developed by the department.

Section 320. Community service access.

The personal care boarding home shall permit members of recognized community organizations, representatives of community legal service programs whose purposes include rendering assistance without charge, and agents of area agencies on aging, county boards of assistance, and community mental health and mental retardation centers, to have access to those areas of the home occupied by residents who are not relatives of the owner or operator. The purpose of visits by such persons may be to visit, talk with, and make personal, social and legal services available to all residents, and to engage in all other methods of assisting, advising and representing residents so as to extend to them the full enjoyment of their rights. Regulations governing community service access shall be promul-

gated by the department.

Section 321. Notice of access provisions.

A notice setting forth the provisions of this article concerning access shall be posted in a conspicuous place near the entrance of the home. A copy of sections of this act relating to access shall be made available by the manager to every person already a resident in a personal care boarding home and to every new resident upon admission. The manager shall explain these rights regarding access to every new resident upon admission and keep the resident informed of these rights for the duration of his or her residence.

Section 322. Enforcement powers.

Failure by the owner, manager, or employees of a facility to allow access of agents of the department or community services agencies to said facility in compliance with this act shall be punishable as a misdemeanor of the third degree.

Section 323. Enforcement action.

The department need not be joined as plaintiff in an action brought to enforce these access regulations.

Section 324. Duty to report suspected violations.

(a) The following persons and officials are required to report to the department when they have reasonable cause to suspect that a personal care boarding home is being operated in violation of this act: all officers and employees of any city, county or State agency, department, commission or institution, including but not limited to, police officers, fire department employees, adult services workers and employees of personal care boarding homes.

(b) Any person may make such a report if such person has reasonable cause to suspect that a personal care boarding home is being operated in violation of this act.

Section 325. Unlawful referrals and transfers.

It shall be unlawful for any official or employee, of any State, State-aided or municipal department, agency, commission, or institution or of an institution district to refer or transfer any individual to a personal care boarding home if the official or employee knows that such home is not licensed as required by this act.

Section 326. Penalty for unlawful referral or transfer.

Any person who knowingly makes a referral or transfers an individual in violation of this act shall be guilty of a summary offense and shall be fined \$250 for the first offense, and \$1,000 for each subsequent offense.

CHAPTER 4

MISCELLANEOUS PROVISIONS

Section 401. Appropriation.

The sum of \$6,000,000 is hereby appropriated to the Department of Health for the establishment of licensure procedures and for carrying out all services and responsibilities as prescribed in this act.

Section 402. Disposition of funds.

All fees, fines, penalties, and other moneys paid, received, recovered and collected under the provisions of this act shall be paid into the State Treasury and shall be returned to the General Fund.

Section 403. Immunity from civil and criminal liability.

In the absence of willful misconduct or gross negligence, departmental employees or authorized agents of the department performing any of the functions authorized under this act shall not be civilly or criminally liable for a decision, action or its consequences.

Section 404. Application of special occupancy regulations.

As of the effective date of this act, the special occupancy boarding home rules and regulations of the act of April 27, 1927 (P. L. 465, No. 299), referred to as the Fire and Panic Act shall not apply to personal care boarding homes.

Section 405. Responsibilities of the Department of Public Welfare.

(a) The Department of Public Welfare shall, commencing with the 13th month after the effective date of this act, include within the "Comprehensive Annual Services Program Plan" a specific section defining services for residents of licensed personal care boarding homes and estimating the amount to be spent. The Department of Public Welfare shall submit such section to the Secretary of Health prior to its inclusion in the plan for his review and comment.

(b) Within six months after the effective date of this act and on a continuing basis thereafter, the Department of Public Welfare shall submit to the Department of Health the name and location of any facility:

(1) which it has reason to believe is a personal care boarding home; or

(2) to which it has referred an individual who the department believes qualifies as a personal care resident.

Section 406. Repeals.

(a) The act of April 27, 1927 (P. L. 465, No. 299), entitled, as amended "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; except in cities of the first class and second class; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," is repealed insofar as it applies to personal care boarding homes except as to the enforcement of standard C-2 rules and regulations until July 1, 1979; on July 1, 1979, the power to enforce standard C-2 rules and regulations is repealed insofar as it applies to personal care boarding homes.

(b) Articles IX and X, act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," are repealed insofar as they apply to boarding homes for the aged and handicapped and personal care homes.

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

Section 407. Effective date.

This act shall take effect July 1, 1978.

ROLL CALL

House Bill 500

MAJORITY MEMBERS

VOTE

MR. CHAIRMAN, Anita P. Kelly

yea

James D. Barber

yea

Theodore Berlin

yea

David C. DiCarlo

yea

James F. Jones, Jr.

yea

William J. McLane

yea

George Misceovich

yea

Emil Mrkonic

yea

Frank L. Oliver

yea

Stephen R. Reed

yea

David P. Richardson, Jr.

yea

J. Michael Schweder

yea

MINORITY MEMBERS

Richard A. McClatchy, Jr.

nay

Edward F. Burns, Jr.

nay

Clarence E. Dietz

nay

John E. Peterson

nay

Elinor Z. Taylor

nay

YEAS—12

NAYS—5

NOT VOTING—1

Signed

THEODORE BERLIN

Attendance Report	
March 22, 1978.	
MAJORITY MEMBERS	Present Absent
MR. CHAIRMAN, Anita P. Kelly	X
James D. Barber	X
Theodore Berlin	X
David C. DiCarlo	X
James F. Jones, Jr.	X
J. William Lincoln	X
William J. McLane	X
George Misceovich	X
Emil Mrkonic	X
Peter J. O'Keefe	X
Frank L. Oliver	X
Stephen R. Reed	X
David P. Richardson, Jr.	X
J. Michael Schweder	X
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	X
Edward F. Burns, Jr.	X
Clarence E. Dietz	X
George C. Hasay	X
William K. Klingaman, Sr.	X
Fred C. Noye	X
John E. Peterson	X
George F. Pott, Jr.	X
Elinor Z. Taylor	X

Signed
THEODORE BERLIN
Secretary

ROLL CALL
Senate Bill 586

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	yea
Theodore Berlin	yea
David C. DiCarlo	yea
J. William Lincoln	yea
William J. McLane	yea
George Misceovich	yea
Emil Mrkonic	yea
Peter J. O'Keefe	yea
Frank L. Oliver	yea
David P. Richardson, Jr.	yea
J. Michael Schweder	yea
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	yea
Edward F. Burns, Jr.	yea
Clarence E. Dietz	yea
George C. Hasay	yea
William K. Klingaman, Sr.	yea
Fred C. Noye	yea
John E. Peterson	yea
George F. Pott, Jr.	yea

Elinor Z. Taylor
yea
YEAS—20
NAYS—0
NOT VOTING—0
Signed
THEODORE BERLIN

AMENDMENTS TO SENATE BILL NO. 586

Printer's No. 1109

- Amend Title, page 1, line 13, by striking out "on the Department of Health"
- Amend Sec. 1 (Sec. 2), page 2, line 1, by striking out "physicians'" and inserting physician
- Amend Sec. 1 (Sec. 2), page 2, line 3, by striking out "physicians'" and inserting physician
- Amend Sec. 1 (Sec. 2), page 2, line 17, by striking out "Physician's" and inserting Physician
- Amend Sec. 1 (Sec. 2), page 2, line 21, by striking out "Physician's" and inserting Physician
- Amend Sec. 1 (Sec. 2), page 2, lines 24 through 26, by striking out all of said lines
- Amend Sec. 1 (Sec. 2), page 2, line 27, by striking out "(16)" and inserting (15)
- Amend Sec. 1 (Sec. 2), page 2, line 28, by striking out "physicians'" and inserting physician
- Amend Sec. 1 (Sec. 2), page 2, line 29, by striking out ", but not limited to"
- Amend Sec. 1 (Sec. 2), page 3, line 1, by striking out "Physicians'" and inserting Physician
- Amend Sec. 2 (Sec. 3), page 3, line 25, by striking out "physician's" and inserting physician
- Amend Sec. 2 (Sec. 3), page 3, line 29, by striking out "physician's" and inserting physician
- Amend Sec. 2 (Sec. 3), page 4, line 1, by striking out "physician's" and inserting physician
- Amend Sec. 3 (Sec. 5), page 4, line 23, by striking out "physicians'" and inserting physician
- Amend Sec. 4 (Sec. 10), page 7, line 25, by striking out "physicians'" and inserting physician
- Amend Sec. 4 (Sec. 10), page 7, lines 29 and 30, by striking out "as determined by the board"
- Amend Sec. 4 (Sec. 10), page 8, line 2, by striking out "physicians'" and inserting physician
- Amend Sec. 4 (Sec. 10), page 8, line 11, by striking out "physicians'" and inserting physician
- Amend Sec. 4 (Sec. 10), page 8, lines 13 to 18, by striking out all of lines 13 through 17 and "(2)" in line 18 and inserting (h)
- Amend Sec. 4 (Sec. 10), page 8, lines 20 and 21, by striking out both of said lines
- Amend Sec. 4 (Sec. 10), page 8, line 23, by striking out "physician's" and inserting physician
- Amend Sec. 4 (Sec. 10), page 8, line 24, by striking out "physician's" and inserting physician
- Amend Sec. 4 (Sec. 10), page 8, line 25, by removing the period after "practice" and inserting, the method and frequency of supervision, the geographic location of the physician assistant and in no instance may a physician supervise more than

two physician assistants at any time.

Amend Sec. 4 (Sec. 10), page 8, line 26, by striking out "physician's" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, line 6, by striking out "physicians'" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, line 8, by striking out "physicians'" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, lines 9 to 12, by striking out "Criteria to distinguish between a physician's assistant" in line 9, all of lines 10 and 11 and "type of physician's" in line 12 and inserting physician

Amend Sec. 4 (Sec. 10), page 9, line 14, by striking out all of said line and inserting Board of Medical Education and Licensure, including the geographic location of physician assistants and the setting of their practice i.e., rural, clinic, hospitals or physician's offices.

Amend Sec. 4 (Sec. 10), page 9, line 16, by striking out "physician's" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, line 23, by striking out "physician's" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, line 28, by striking out "physicians'" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, line 29, by striking out "physicians'" and inserting physician

Amend Sec. 4 (Sec. 10), page 9, by inserting after line 30 (o) The physician assistant being certified in this act and functioning under the supervision of the physician defines his/her status as an employe and subject to the normal employer/employe reimbursement procedures.

Amend Sec. 4 (Sec. 10), page 10, lines 1 through 5, by striking out all of said lines and inserting (p) No medical services may be performed by a physician assistant under this act which include the measurement of the range or powers of human vision or the determination of the refractive status of the human eye. This subsection does not prohibit the performance of routine vision screenings or the performance of refractive screenings in the physician's office.

Amend Sec. 4 (Sec. 10), page 10, line 6, by striking out "(p)" and inserting (q)

Amend Sec. 4 (Sec. 10), page 10, line 7, by striking out "physicians'" and inserting physician

Amend Sec. 4 (Sec. 10), page 10, by inserting between lines 7 and 8 (r) Nothing in this act shall be construed to permit a physician assistant to independently prescribe or dispense drugs. The Board of Medical Education and Licensure and the State Board of Pharmacy will jointly develop regulations to permit a physician assistant to prescribe and dispense drugs at the direction of a licensed physician.

Amend Sec. 4 (Sec. 12), page 10, line 12, by striking out "physicians'" and inserting physician

Amend Sec. 4 (Sec. 12), page 10, line 15, by striking out "physician's" and inserting physician

Amend Sec. 5, page 10, lines 16 and 17, by striking out "a subsection" and inserting subsections

Amend Sec. 5 (Sec. 15), page 10, line 21, by striking out "licensure of a physician's" and inserting certification of a physician

Amend Sec. 5 (Sec. 15), page 10, line 26, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 10, line 28, by striking out

"physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 11, line 4, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 11, line 9, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 11, line 15, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 11, line 17, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 11, line 22, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 12, line 6, by striking out "physicians'" and inserting physician

Amend Sec. 5 (Sec. 15), page 12, line 9, by inserting before "When" (e)

Amend Sec. 5 (Sec. 15), page 12, line 9, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 12, line 16, by striking out "physician's" and inserting physician

Amend Sec. 5 (Sec. 15), page 12, line 23, by striking out "physician's" and inserting physician

Amend Sec. 8, page 13, line 1, by striking out "1978" and inserting 1979

AMENDMENTS TO SENATE BILL NO. 586

Printer's No. 1109

Amend Sec. 2 (Sec. 3), page 3, line 18, by striking out the bracket before "Acts"

Amend Sec. 2 (Sec. 3), page 3, line 24, by striking out the bracket after "Examiners."

Amend Sec. 2 (Sec. 3), page 3, line 26, by striking out "REGISTERED NURSE,"

Amend Sec. 4 (Sec. 10), page 8, line 10, by removing the period after "section" and inserting for a period not to extend beyond two years from the effective date of this act.

Amend Sec. 7, page 12, lines 28 through 30, by striking out all of said lines

Amend Sec. 8, page 13, line 1, by striking out "8." and inserting 7.

ROLL CALL

Senate Bill 586

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	yea
Theodore Berlin	yea
David C. DiCarlo	yea
J. William Lincoln	yea
William J. McLane	yea
George Miscevic	yea
Emil Mrkonic	yea
Peter J. O'Keefe	yea
Frank L. Oliver	yea
David P. Richardson, Jr.	yea
J. Michael Schweder	yea
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	yea
Edward F. Burns, Jr.	yea
Clarence E. Dietz	yea
George C. Hasay	yea
William K. Klingaman, Sr.	yea
Fred C. Noye	yea

“physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 11, line 4, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 11, line 9, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 11, line 15, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 11, line 17, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 11, line 22, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 12, line 6, by striking out “physicians’” and inserting physician
 Amend Sec. 5 (Sec. 15), page 12, line 9, by inserting before “When” (e)
 Amend Sec. 5 (Sec. 15), page 12, line 9, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 12, line 16, by striking out “physician’s” and inserting physician
 Amend Sec. 5 (Sec. 15), page 12, line 23, by striking out “physician’s” and inserting physician
 Amend Sec. 8, page 13, line 1, by striking out “1978” and inserting 1979

AMENDMENTS TO SENATE BILL NO. 586

Printer's No. 1109

Amend Sec. 2 (Sec. 3), page 3, line 18, by striking out the bracket before “Acts”
 Amend Sec. 2 (Sec. 3), page 3, line 24, by striking out the bracket after “Examiners.”
 Amend Sec. 2 (Sec. 3), page 3, line 26, by striking out “REGISTERED NURSE,”
 Amend Sec. 4 (Sec. 10), page 8, line 10, by removing the period after “section” and inserting for a period not to extend two years from the effective date of this act.
 Amend Sec. 7, page 12, lines 28 through 30, by striking out all of said lines
 Amend Sec. 8, page 13, line 1, by striking out “8.” and inserting 7.

Attendance Report

March 23, 1978.

MAJORITY MEMBERS		Present	Absent
MR. CHAIRMAN, Anita P. Kelly		X	
James D. Barber			X
Theodore Berlin			X
David C. Dicarlo		X	
James F. Jones, Jr.		X	
J. William Lincoln		X	
William J. McLane		X	
George Misceovich			X
Emil Mrkonic			X
Peter J. O'Keefe		X	
Frank L. Oliver		X	
Stephen R. Reed			X
David P. Richardson, Jr.		X	
J. Michael Schweder		X	
MINORITY MEMBERS			
Richard A. McClatchy, Jr.		X	
Edward F. Burns, Jr.			X
Clarence E. Dietz		X	

George C. Hasay		X
William K. Klingaman, Sr.	X	
Fred C. Noye	X	
John E. Peterson	X	
George F. Pott, Jr.		X
Elinor Z. Taylor	X	

Signed
 THEODORE BERLIN
 Secretary

March 22, 1978.

Mrs. Anita Palermo Kelly
 Chairman
 House Health & Welfare Committee
 P. O. Box 184
 Main Capitol Building
 Harrisburg, Pennsylvania

Dear Mrs. Kelly:

Please note that I have designated Representative William J. McLane to vote in my stead on any and all amendments to House Bill 1896. Also, it is my intention that my vote be cast in the negative on this proposed legislation.

Sincerely,
 J. MICHAEL SCHWEDER
 Member

ROLL CALL

House Bill 1896

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	nay
James F. Jones, Jr.	nay
J. William Lincoln	nay
William J. McLane	nay
Peter J. O'Keefe	nay
Frank L. Oliver	yea
MINORITY MEMBERS	
Clarence E. Dietz	yea
William K. Klingaman, Sr.	yea
Fred C. Noye	yea
John E. Peterson	yea
Elinor Z. Taylor	yea

YEAS—6

NAYS—5

NOT VOTING—4

Signed
 THEODORE BERLIN

OFFICIAL LEAVE REQUEST

I, Edward F. Burns, ask for official leave of absence from attending the meeting of the Health & Welfare Committee on March 23, 1978 for the following reason:

Conflicting committee meeting (Educ. Special Mtg. Phila.).

Signed: EDWARD F. BURNS, JR.

OFFICIAL LEAVE REQUEST

I, George C. Hasay, ask for official leave of absence from attending the meeting of the Health & Welfare Committee on March 23, 1978 for the following reason:

Other reasons (Meeting in home district).

Signed: GEORGE C. HASAY.

Attendance Report

March 28, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Anita P. Kelly	X	
James D. Barber		X
Theodore Berlin	X	
David C. DiCarlo	X	
James F. Jones, Jr.	X	
J. William Lincoln	X	
William J. McLane	X	
George Misceovich		X
Emil Mrkoncic		X
Peter J. O'Keefe	X	
Frank L. Oliver	X	
Stephen R. Reed	X	
David P. Richardson, Jr.		X
J. Michael Schweder	X	
MINORITY MEMBERS		
Richard A. McClatchy, Jr.	X	
Edward F. Burns, Jr.	X	
Clarence E. Dietz	X	
George C. Hasay	X	
William K. Klingaman, Sr.	X	
Fred C. Noye	X	
John E. Peterson	X	
George F. Pott, Jr.	X	
Elinor Z. Taylor	X	

Signed
THEODORE BERLIN
Secretary

ROLL CALL
House Bill 501

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	yea
Theodore Berlin	yea
David C. DiCarlo	yea
James F. Jones, Jr.	yea
J. William Lincoln	yea
William J. McLane	yea
Peter J. O'Keefe	yea
Frank L. Oliver	yea
Stephen R. Reed	yea
J. Michael Schweder	yea
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	yea
Edward F. Burns, Jr.	yea

Clarence E. Dietz	yea
George C. Hasay	yea
William K. Klingaman, Sr.	yea
Fred C. Noye	yea
John E. Peterson	yea
George F. Pott, Jr.	yea
Elinor Z. Taylor	yea

YEAS—19
NAYS—0
NOT VOTING—0

Signed
THEODORE BERLIN

ROLL CALL
House Bill 2067

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	yea
Theodore Berlin	yea
David C. DiCarlo	yea
James F. Jones, Jr.	yea
J. William Lincoln	yea
William J. McLane	yea
Peter J. O'Keefe	yea
Frank L. Oliver	yea
Stephen R. Reed	yea
J. Michael Schweder	yea
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	yea
Edward F. Burns, Jr.	yea
Clarence E. Dietz	yea
George C. Hasay	yea
William K. Klingaman, Sr.	yea
Fred C. Noye	yea
John E. Peterson	yea
George F. Pott, Jr.	yea
Elinor Z. Taylor	yea

YEAS—19
NAYS—0
NOT VOTING—0

Signed
THEODORE BERLIN

AMENDMENTS TO HOUSE BILL No. 2067

Printer's No. 2595

Amend Title, page 1, line 6, by removing the period after "operators" and inserting and providing for professional health care providers.

Amend Sec. 1 (Sec. 2), page 2, lines 7 and 8, by striking out "who are licensed."

Amend Sec. 1 (Sec. 2), page 2, line 8, by inserting after "approved," licensed or otherwise regulated

Amend Sec. 1 (Sec. 2), page 3, line 15, by inserting brackets before and after "or" and inserting a comma immediately thereafter

Amend Sec. 1 (Sec. 2), page 3, line 15, by inserting after "committee" or individual

ROLL CALL

House Bill 2067

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	yea
Theodore Berlin	yea
David C. DiCarlo	yea
James F. Jones, Jr.	yea
J. William Lincoln	yea
William J. McLane	yea
Peter J. O'Keefe	yea
Frank L. Oliver	yea
Stephen R. Reed	yea
J. Michael Schweder	yea
MINORITY MEMBERS	
Richard A. McClatchy, Jr.	yea
Edward F. Burns, Jr.	yea
Clarence E. Dietz	yea
George C. Hasay	yea
William K. Klingaman, Sr.	yea
Fred C. Noye	yea
John E. Peterson	yea
George F. Pott, Jr.	yea
Elinor Z. Taylor	yea

YEAS—19
 NAYS—0
 NOT VOTING—0

Signed
 THEODORE BERLIN

AMENDMENTS TO HOUSE BILL NO. 2067

Printer's No. 2595

Amend Title, page 1, line 6, by removing the period after "operators" and inserting and providing for professional health care providers.

Amend Sec. 1 (Sec. 2), page 2, lines 7 and 8, by striking out "who are licensed,"

Amend Sec. 1 (Sec. 2), page 2, line 8, by inserting after "approved," licensed or otherwise regulated

Amend Sec. 1 (Sec. 2), page 3, line 15, by inserting brackets before and after "or" and inserting a comma immediately thereafter

Amend Sec. 1 (Sec. 2), page 3, line 15, by inserting after "committee" or individual

ROLL CALL

House Resolutions 105 and 106

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Anita P. Kelly	yea
David C. DiCarlo	yea
James F. Jones, Jr.	yea
J. William Lincoln	yea
William J. McLane	yea
Peter J. O'Keefe	yea
Frank L. Oliver	yea
Stephen R. Reed	yea
J. Michael Schweder	yea

MINORITY MEMBERS

Richard A. McClatchy, Jr.	yea
Edward F. Burns, Jr.	yea
Clarence E. Dietz	yea
George C. Hasay	nay
William K. Klingaman, Sr.	nay
Fred C. Noye	yea
John E. Peterson	yea
George F. Pott, Jr.	yea

YEAS—15
 NAYS—2
 NOT VOTING—2

Signed
 THEODORE BERLIN

THE REPORT OF THE HOUSE OF REPRESENTATIVES

HEALTH AND WELFARE COMMITTEE

CONCERNING SCRANTON STATE GENERAL HOSPITAL

INTRODUCTION

On June 16, 1977, the House of Representatives unanimously adopted Resolution 105, which mandated the Health and Welfare Committee "to conduct a study regarding the feasibility of a merger of the Scranton State General Hospital with another medical facility." The Committee has complied with this commission and now submits its report.

This report is the result of months of study and investigation. Public Hearings were conducted at the University of Scranton on September 19 and 20, 1977. At that time, the Committee heard twenty-four witnesses present testimony. Individuals representing the Boards and Medical Staffs from Community Medical Center and Scranton State General Hospital were invited to submit their views on the proposed merger. Among those presenting expert testimony were representatives from nursing and labor organizations, Blue Cross of Northeastern Pennsylvania, and the Welfare Department's Regional Deputy Secretary. On November 9 and 10, 1977, the Committee returned to Scranton to tour Scranton State General Hospital and Community Medical Center. Again, meetings were held at both institutions in order to study the practical problems involved in the merger. Two additional meetings were held in Harrisburg. At a November 23, 1977 session, Secretary of Welfare Frank S. Beal and Secretary of Health Doctor Leonard Bachman, along with knowledgeable staff members, presented the Administration's position on the proposed merger. Representatives from Scranton State General's administration, physicians, nurses, and unionized employees submitted data to the Committee on November 29, 1977.

The Committee feels confident that a complete garnering of the facts has taken place. A sufficient length of time was provided so that all interested parties had an opportunity to set forth the merits or limitations that would result in the event that the two institutions merged.

MAJOR FINDING

That the question of merger has been a difficult one cannot be doubted. The Committee, during the autumn of 1977 and the winter of 1978, continued to be entreated to move with haste in its decision making. During this period, the Committee and its staff labored over the massive amount of information which addressed itself to the question of merger. The two volumes of testimony, which were gathered during the public hearings at Scranton, the data regarding the fiscal realities at Scranton State and Community Medical Center, the position papers presented by interested employee and union organizations, and many other sources—all of this information heavily burdened the Committee because one overriding concern force-

fully called out for attention. The many meetings with individuals concerned with the merger troubled the Committee all the more because the focus of the Committee's original commission became secondary to the *major problem* which the Committee isolated. It became apparent that the Scranton question was only one small chip out of a larger mosaic of the bureaucracy's inability to manage hospitals. Indeed, the State's ability to manage and maintain a general hospital system gained the Committee's closest attention. The realization that Scranton State perfectly exemplified the problems which confront the statewide system of general hospitals has become the focus of the Committee's report.

This report has one overriding concern and this is that it is time, once and for all, to determine the future of the State's *entire* general hospital system. To focus on one particular hospital is to avoid the overall problem. It is to bandage a wound that has too long been in need of radical surgery. The fragmentation of the problem will no longer work as a means of treating a conundrum which has been placed on the desk of every governor since the 1920's, and on the legislative agenda for the same period of time.

The Health and Welfare Committee asserts that it will no longer condone the ad hoc solutions which have marked several administration's attempts to divest themselves of general hospitals. One has only to look at the handling of Tioga County's Blossburg Hospital transfer to a community group in order to see how ineptly the transfer was handled. House Bill 1293, which would legitimize the transaction, still languishes in the House of Representatives Appropriations Committee, yet the hospital is not now in the control of the State. Clearly, a more methodical approach to the problem is needed.

Further, a survey of recommendations of various reports and studies alarmed the Committee when it learned that no wholistic approach was ever developed to deal with the divestiture of the hospitals in an orderly and methodical manner. In 1972, for example, the Governor's Review of Government Management stressed that: "Phasing out the general hospitals has been suggested by several previous studies and should be implemented immediately." The Governor's Review in 1975 recommended that: "Pennsylvania should cease its attempt to serve as a provider of acute hospital care. Instead, private, non-profit, community-oriented institutions should be developed under local management." Department of Public Welfare Northeast Region Deputy Secretary Kathryn McKenna further outlined the history of the State's desire to "get out of the hospital business" in her testimony before the Health and Welfare Committee on September 19, 1977. "The history of transferring ownership of state general hospitals goes back 54 years. In 1923 the Legislature of this Commonwealth passed an act which provides, among other things, for transfer by lease or sale of state general hospitals to an incorporated community hospital association to meet the needs of any given community. This action is subject to the approval of the Governor and the Secretary of Public Welfare. Along the same lines, it is alarming to note that Governor Shapp, in his Budget for 1978-79, requests no funding for the state hospital system. The matter is dismissed with the statement that: "The current trend is toward reducing financial dependency upon the Commonwealth by having the community take the hospitals over."

The Committee believes that there may indeed be a "trend" as the Governor suggests—but the Committee was not able to discern the Administration's program which would justify the existence of such a trend. The Committee asserts that it is very easy for review teams and administration spokesmen to say that the general hospitals should be phased out; it is, however, different from establishing an ethical and equitable means of doing so. That the implementation strategy of the Governor's Review of 1975 as never acted upon remains a sad legacy to the Commonwealth's failure to face up to its responsibility. Since every report has recommended that the State end its support of the general hospital system, why has no program been adopted which will achieve this end? The Committee, after having experienced the trauma of the Scranton question, believes that it must assume a leadership role and end the years of confusion, stagnation, and ineptitude which have been the hallmarks of the half-hearted, haphazard plans for the State's general

hospital system. Since the piecemeal approach is unsatisfactory; therefore, the Committee sets forth the following recommendations:

1. A Task Force on General Hospitals shall be formed to prepare a comprehensive study of the general hospital system. This group will establish a method for the State's gradual release of the nine state general hospitals, should this be the recommendation of the Task Force.
2. The Task Force on General Hospitals shall consist of the following individuals:
 - (a) Secretary of Welfare, or his designee
 - (b) Secretary of Health, or his designee
 - (c) A Representative from the Auditor General's Office
 - (d) A Representative from the Department of General Services
 - (e) Two Senators, whose districts do not have general hospitals, to be appointed by the President of the Senate
 - (f) Two Representatives, whose districts do not have general hospitals, to be appointed by the Speaker of the House of Representatives
 - (g) The Joint State Government Commission Staff shall be required to assemble and organize the findings and recommendations of the Task Force
3. The Task Force on General Hospitals should be impaneled by April 30, 1978. The Task Force's final report must be issued by April 30, 1979.
4. During the period of time when the Task Force undertakes its study, the nine general hospitals shall not in any way be merged, leased, transferred, or sold. The status quo should be maintained so that the Task Force has concrete data on which to base its recommendations.

At this point, the Committee presents as a guide for the Task Force members two areas which need immediate attention. The Committee's careful analysis of the proposed merger of Scranton State General Hospital with Community Medical Center forced the Committee to see that definite guidelines must be established so that there will be uniformity and equity in the way in which any merger or transfer is effected, whether it be in Scranton or at one of the other eight hospitals. State employees, for example, must be informed of any changes in their employment. Their right to know the elements of any change which affects their livelihood must be safeguarded. Clearly, what is needed is a set of established procedures that embody a methodology which must be followed by any institution seeking to merge, lease, or purchase a state hospital. The Committee recognizes as valid the claim that each situation, where a change in ownership or control is deemed possible, represents a unique socio-economic milieu. Still, the special merits in changing the status of each state general hospital should not supersede the rights of Pennsylvania's citizens, both recipients of the medical care offered by the institutions and also the employees of the institution, to have presented for their study the features of any change in the operation of the hospital that exists in their community. For this reason, it is essential that the Task Force on General Hospitals construct a system which will allow for an orderly presentation of all aspects of any proposed change in the management of a given institution. Every community should have full access to the facts surrounding a change in the status of a general hospital. Thus, the Task Force must devise procedures which will open all lines of communication. This is essential so that any process of merger, lease, or transfer will not be hindered by claims of "secret meetings" and "secret deals." The Scranton experience is a case in point.

While the Committee was studying the proposed merger, it learned much about the problems that confront Scranton State. It is imperative that the Task Force focus on an area which needs immediate attention. It has been claimed that in order

for Scranton State to operate in an efficient manner, it is essential that the Board of Trustees have more authority than they do at present. The Board should have the power to deal with the problems that arise in the day-to-day workings of any acute care hospital. Mr. George R. Strohl, Administrator at Scranton State, identified this very problem in an October 14, 1977 memorandum which was submitted to the Executive Committee of the Board of Trustees. Mr. Strohl writes, "The Board of Trustees has the authority to run the hospital yet at the same time they cannot make the necessary decisions on a local level to provide the type and quality of patient care they believe in." The bureaucratic maze through which requisitions must weave is a definite hindrance to the Administrator and Trustees, who must necessarily respond quickly in certain situations. Mr. F. W. Remington of Blue Cross of Northeastern Pennsylvania has also identified "bureaucratic stagnation" as one of the major problems confronting the institution. The Department of Welfare must review its procedures and find ways to simplify its requirements for the purchasing of services and equipment. The Task Force should recommend legislative action which might improve the operation of the general hospital system. Also, it is important that the Administrative Code be carefully examined.

Although this Committee's report has recommended that the Task Force establish a system of public communication and a review of the Administrative Code, in no way is it the intention of the Committee that the Task Force consider only these areas. The Task Force must examine the entire operation of the state hospital system and all methods available to the State for divesting itself of these institutions. Its scope should be comprehensive. The resultant report should identify the general direction the Commonwealth ought to take. *But the report must contain specific recommendations for each of the nine general hospitals.* It is the Committee's unequivocal position that the time has come when this issue must be faced in a thorough and responsible manner. When the Task Force on General Hospitals releases its recommendations in April, 1979, there will be a new administration. One of the most important decisions facing the new governor will be the fate of the general hospital system. The Task Force report, whatever its findings, should gain the immediate attention of the new executive and the General Assembly so that together they may finally and conclusively solve a problem which has confronted the Commonwealth since the beginning of this century.

ADDITIONAL FINDINGS AND RECOMMENDATIONS

The Committee believes that it would be remiss in its duty if it did not focus on areas of concern that pertain to the possibility of merger of Scranton State General with Community Medical Center. The hope is that the residents of Northeastern Pennsylvania will not overlook the additional findings which have been numbered One through Five. Certainly, the question of merger has been one that has sparked a lively debate in Scranton and the surrounding communities. Now that the Committee has made its recommendation that a Task Force for General Hospitals be created to study the entire system, the Committee requests that the additional commentary not be passed over and forgotten.

ONE

During the lengthy debate concerning the merger, many people attempted to label Scranton State General Hospital as the "hospital for the poor." The Committee holds as archaic and unfounded the idea that Scranton State General Hospital is or should be the "hospital for the poor." Every resident of Lackawanna County, regardless of economic status, is entitled to quality health care.

The Committee agrees with Deputy Secretary Kathryn McKenna who addressed this very issue in the testimony she presented to the Health and Welfare Committee on September 19, 1977. "The idea that one hospital in any given community should be identified as the hospital which cares for the poor must be rejected. This concept is totally incompatible with present law as well as good practice." The contention that one hospital staff has a more heroic love for the destitute is an

affront to the dedicated nurses and doctors who labor in Scranton's other hospitals. The Committee hopes that it will have helped to correct such thinking.

TWO

The Committee finds that Mr. George Strohl and his staff have worked tirelessly for the growth of the hospital. Even though the proposed merger is a real option for the hospital, it should not be overlooked that great gains have been made during Mr. Strohl's tenure at Scranton. For the past six years Scranton State General Hospital has received accreditation by the Joint Commission on Accreditation of Hospitals. This achievement by the hospital earned only passing comment by the news media. The Committee, however, was favorably impressed with the Joint Commission's announcement that the facility is "providing quality patient care."

Along with Mr. Strohl, special praise extends to Mr. Michael Schipp, President of the Board of Trustees, and the other Board Members at Scranton State General Hospital. Their concern for the future life of the hospital was evidenced in the Committee's numerous communications with these dedicated community leaders. Mr. Schipp and Attorney Joseph O'Brien were especially generous in the amount of time they devoted to the merger issue. Both gentlemen deserve the gratitude of all those who care about Scranton State General Hospital. Their only interest was that the community have the opportunity to make optimum use of the facility. Clearly, it was painful for them to know that beds were empty and that the new operating rooms and intensive care unit were not functioning at maximum capacity. Their reasoned and eloquent presentation of the merits of the merger caused the Committee to study the proposal with great diligence. Although the Committee has not at this time endorsed a plan of merger, in no way should this reflect on the sincerity or concern of the gentlemen who serve on the Board of Trustees at Scranton State General Hospital.

THREE

During the debate many allegations were made concerning Administrators and Members of the Board of Directors at Community Medical Center. The Committee believes it would be neglectful of its duties, if this report did not contain a formal statement regarding these serious allegations of mismanagement and conflicts of interest.

The Committee finds no basis for the assertion that the Administration of Community Medical Center has mismanaged the institution. Further, the Committee finds the claims of conflict of interest involving board members to be inappropriate and totally unsubstantiated. The Committee is grateful for the gracious assistance that was provided by the Administrators and Staff of Community Medical Center. It is regrettable that upstanding and concerned citizens of Lackawanna County were forced to endure published assaults on their ethical behavior. Such accusations, the Committee felt, were totally at odds with what should have been a community-wide attempt to have an open and frank discussion of the proposed merger. Some individuals detracted from this debate by their persistent *ad hominem* attacks. The besmirched names of Board Members and Administrators at Community Medical Center are a most unfortunate outcome of a debate, which should have been marked by reason and decorum.

At this time, the Committee would like to commend Community Medical Center for its invaluable contribution to the health of the citizens of Northeastern Pennsylvania. The Community Medical Center provides excellent care, and the Committee was impressed with the efficient and effective operation of this facility. It is important that the gracious hospitality which was afforded the Committee be made part of this official report.

FOUR

The residents of Lackawanna County, but in particular the employees of Scranton State, should be aware that the merger proposal was not a preposterous or outlandish suggestion. The Health and Welfare Committee was commissioned to study a

most reasonable plan for changing the health care system of Lackawanna County. It was the reasonableness of the proposal that made it not only appropriate but also inviting. To view the merger as an absurd drama which could never be staged would be wrong.

Along these same lines, it is the intention of this report that the employees at the eight other general hospitals be informed that the institutions where they labor are undergoing a study by the Task Force. The State, so long committed to "getting out of the hospital business," is at last going to have a sound methodology for doing so, if the Task Force makes this recommendation. There should be no shock, no claim that the State should be unalterably committed to the role of employe.

FIVE

The Committee believes that it must respond to the allegations that it has taken too long in its deliberations. A wealth of data had to be studied, and the Committee did not rush to judgment in this matter. For this the Committee has been broadly criticized. The calls to "speed it up" and move quickly did not fall on deaf ears. House Resolution 105 is only one of many with which the Committee had to deal. Further, the budget impasse and the day-to-day demands of the committee system made a more timely decision impossible. The Committee is aware that the delay has created doubt and confusion for the administrators and employees at both institutions. This discomfiture was unavoidable, since change and even the possibility of change always have unsettling effects.

CONCLUSION

The House of Representatives voted unanimously to adopt House Resolution 105. The Committee took up the task of studying a plan of merger. After a long and penetrating examination of all available data, the House Health and Welfare Committee has determined that a thorough examination of the Commonwealth's entire general hospital system is needed. In order to achieve this end, the formation of a Task Force on General Hospitals has been recommended. By April 30, 1979, the Task Force is required to submit a report which will make specific recommendations regarding each of the nine general hospitals. The report must also contain a uniform and equitable system for divestiture, should the Task Force advise that merger, lease, or sale of a given institution be the most beneficial action to advance. During the year when the Task Force shall undertake its study, the Committee recommends that there be a moratorium on all mergers and transfers.

It is the Committee's hope that a thorough and responsible examination of the State's general hospital system will be forthcoming, and that affirmative action will result from the Health and Welfare Committee's recommendations.

Attendance Report

March 29, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Anita P. Kelly	X	
James D. Barber		X
Theodore Berlin		X
David C. DiCarlo	X	
James J. Jones, Jr.	X	
J. William Lincoln	X	
William J. McLane	X	
George Miscevich	X	
Emil Mrkonic		X
Peter J. O'Keefe	X	
Frank L. Oliver	X	
Stephen R. Reed		X
David P. Richardson, Jr.	X	
J. Michael Schweder	X	

MINORITY MEMBERS

Richard A. McClatchy, Jr.	X	
Edward F. Burns, Jr.		X
Clarence E. Dietz	X	
George C. Hasay	X	
William K. Klingaman, Sr.	X	
Fred C. Noye	X	
John E. Peterson	X	
George F. Pott, Jr.	X	
Elinor Z. Taylor	X	

Signed

THEODORE BERLIN

Secretary

OFFICIAL LEAVE REQUEST

I, Edward Burns, ask for official leave of absence from attending the meeting of the Health & Welfare Committee on March 29, 1978 for the following reason:

Conflicting committee meeting (Mines & Energy - Tamaqua, Pa.).

Signed: E. F. BURNS, JR.

April 3, 1978.

SUBJECT: WEEKLY COMMITTEE MEETING REPORT

TO: The Speaker of the House of Representatives

FROM: Anita P. Kelly, Chairman,
Committee on Health and Welfare

At the meeting of the Committee on Health and Welfare held Wednesday, March 29, 1978, the following pieces of legislation were discussed but no official action was taken: House Bills 1176, 2120, 2121, and 2122.

ANITA P. KELLY

Chairman

Committee on Health and Welfare

Mr. KOWALYSHYN, chairman of the Insurance Committee, presented the following report:

SUBJECT: House Insurance Committee Meeting

TO: Committee Members and Others Interested

FROM: Russell Kowalyszyn, Chairman

DATE: March 29, 1978

The Chairman presiding called meeting number 17 to order at 11:45 a.m., March 29, 1978 in Room 401.

The first order of business was the calling of House Bill 439, Printer's Number 478. The Chairman recognized the prime sponsor of the bill, Representative Ralph Garzia who stated that he would like House Bill 439 incorporated into Senate Bill 736.

The second order of business was discussion of the proposed House Insurance Committee Report on the Spiraling Cost of Automobile Insurance in Pennsylvania. Mrs. Gillette, seconded by Mr. Giammarco, moved to approve the report as written.

The Chairman offered remarks supporting this motion. The Minority Chairman offered remarks opposing this motion. Mr. Zearfoss moved to amend the Gillette motion to authorize retroactively that the Committee approves distribution of the report and reserves the right to amend the report before finally adopting the report. There was extensive discussion of this amendment, including criticisms of the method of distributing the report. There was no discussion of any individual item or items in the report. The Zearfoss amendment was defeated 12-8 (See Vote 1 attached). The Gillette motion was adopted 13-7 (See Vote 2 attached).

The third order of business was the calling of House Bill 713, Printer's Number 793. Mr. Taylor, seconded by Mr. Borski, moved to report the bill as committed. After discussion on this motion, Mr. Deverter suggested that the bill contained a fiscal impact either on the Commonwealth or a municipal sub-division. Mr. Taylor, seconded by Mr. Borski, moved to amend his motion to report by adding that the bill should be re-referred to the Appropriations Committee for a fiscal note. After further discussion, Mr. Zearfoss, seconded by Mr. Vroon, moved to table the bill pending completion of a Pennsylvania Economy League or similar study of the state and municipal pension system. Motion passes 17-3 (See Vote 3 attached).

The fourth order of business was the calling of House Bill 485, Printer's Number 524.

Mr. Livengood, seconded by Mrs. Gillette, moved to adopt amendments A4244 and A4246 (attached). Staff explained the bill including a recitation of Constitutional law on the subject which clearly provides that this bill or any similar bill cannot be applied to strip pension rights from current or prior members of the retirement system. Committee discussion followed. Mr. Milliron, seconded by Mrs. Gillette, moved to divide the question as follows: Adopt only the first sentence of A4244. Motion passes 20-0 (See Vote 4 attached).

Next, the question arose whether or not to adopt the second sentence of A4244. Mr. Zearfoss, seconded by Mr. Milliron, moved to amend the second sentence by saying:

As used in this section, conviction means any initial conviction by a court of record. If on appeal conviction is reversed and the member is ultimately acquitted, his pension rights will be retroactively restored as heretofore existing at the time of termination of service.

Motion passes 20-0 (See Vote 5 attached).

Next, Mr. Livengood, seconded by Mr. Giammarco, moved to adopt A4246. Motion defeated 16-4 (See Vote 6 attached).

Mr. Kukovich moved to adopt Amendment "K". Motion passes 20-0 (See Vote 7 attached).

Mr. Schweder, seconded by Mr. Livengood, moved to report the bill as amended. The Chairman recognized Representative Cowell, prime sponsor of the bill, for his remarks. Motion passes 20-0. (See Vote 8 attached).

The fifth order of business was the calling of House Bill 1980, Printer's Number 2455. Mr. Livengood moved to amend the bill and report the bill as amended. The amendment is A4267 (attached). Motion passes 20-0. (See Vote 9).

The meeting was attended by the following people:

John E. Yeomans	Delaware River Port Authority
Robert L. Rubendall	Attorney
Robert J. Grenoble	Executive Management Associates
Jackie Burrie	Executive Management Associates
Carmen Brutto	Harrisburg Patriot
Marcial Coyle	Allentown Morning Call
John Taylor	Pittsburgh Press
Frank Holczman	Insurance Federation of Pennsylvania
Thomas J. Finley	Insurance Federation of Pennsylvania
David Wagner	Pa. Assn. Independent Insurance Agents
Al Marks	PIA
Hal Ellis	Delaware County Daily Times
Walter Foulkrod	Legislative Council — American Ins. Assn.
Grover Czech	American Insurance Association
William V. Fox, Jr.	Alliance of American Insurers
Robert Peifer	Pa. Assn. of Mutual Insurance Cos.
Robert J. Middleton	Pa. AAA Federation
Benn Prybutok	Pennsylvania Insurance Department
Tom Garvey	President, State FOP
Joe Montesano	President, Penn-Jersey Lodge #30 FOP
Michael J. Riveroso	Vice President, Penn-Jersey Lodge #30
Jim Barnes	House of Representatives Staff
Bob Kagan	House of Representatives Staff
Michael L. Berney	House Insurance Committee
Stephen D. Sanker	House Insurance Committee
R. Peter Ericson	House Insurance Committee
David Vandegrift	House Insurance Committee

Attendance Report

March 29, 1978.

	Present	Absent
MAJORITY MEMBERS		
MR. CHAIRMAN, Russell Kowalyszyn	X	
Helen Gillette	X	
Michael Schweder	X	
Robert Borski	X	
Roger Duffy	X	
Ronald Gatski	X	
Henry Giammarco	X	
Ruth Harper		X
Allen Kukovich	X	
Henry Livengood	X	
William McLane	X	
John Milliron	X	
C. L. Schmitt	X	
Fred Taylor	X	
MINORITY MEMBERS		
Herbert Zearfoss	X	
Michael Fisher		X
A. Carville Foster	X	
Walter Deverter	X	
Kenneth Halverson	X	
William Mackowski	X	
Roger Madigan	X	
Harold Mowery		X
Peter Vroon	X	

ROLL CALL			
House Insurance Committee Report on the Spiraling Cost of Auto. Ins.			
MAJORITY MEMBERS	VOTE		
MR. CHAIRMAN, Russell Kowalyshyn	nay		
Helen Gillette	nay		
Michael Schweder	nay		
Robert Borski	nay		
Roger Duffy	nay		
Ronald Gatski	nay		
Henry Giammarco	nay		
Ruth Harper	nv		
Allen Kukovich	yea		
Henry Livengood	nay		
William McLane	nay		
John Milliron	nay		
C. L. Schmitt	nay		
Fred Taylor	nay		
MINORITY MEMBERS			
Herbert Zearfoss	yea		
Michael Fisher	nv		
A. Carville Foster	yea		
Walter Deverter	yea		
Kenneth Halverson	yea		
William Mackowski	yea		
Roger Madigan	yea		
Harold Mowery	nv		
Peter Vroon	yea		
		YEAS—8	
		NAYS—12	
		NOT VOTING—3	
ROLL CALL			
House Insurance Committee Report on the Spiraling Cost of Auto Ins.			
MAJORITY MEMBERS	VOTE		
MR. CHAIRMAN, Russell Kowalyshyn	yea		
Helen Gillette	yea		
Michael Schweder	yea		
Robert Borski	yea		
Roger Duffy	yea		
Ronald Gatski	yea		
Henry Giammarco	yea		
Ruth Harper	nv		
Allen Kukovich	yea		
Henry Livengood	yea		
William McLane	yea		
John Milliron	yea		
C. L. Schmitt	yea		
Fred Taylor	yea		
MINORITY MEMBERS			
Herbert Zearfoss	nay		
Michael Fisher	nv		
A. Carville Foster	nay		
Walter Deverter	nay		

Kenneth Halverson	nay		
William Mackowski	nay		
Roger Madigan	nay		
Harold Mowery	nv		
Peter Vroon	nay		
		YEAS—13	
		NAYS—7	
		NOT VOTING—3	
ROLL CALL			
House Bill 713			
MAJORITY MEMBERS	VOTE		
MR. CHAIRMAN, Russell Kowalyshyn	nay		
Helen Gillette	yea		
Michael Schweder	yea		
Robert Borski	nay		
Roger Duffy	yea		
Ronald Gatski	yea		
Henry Giammarco	nay		
Ruth Harper	nv		
Allen Kukovich	yea		
Henry Livengood	yea		
William McLane	yea		
John Milliron	yea		
C. L. Schmitt	yea		
Fred Taylor	yea		
MINORITY MEMBERS			
Herbert Zearfoss	yea		
Michael Fisher	nv		
A. Carville Foster	yea		
Walter Deverter	yea		
Kenneth Halverson	yea		
William Mackowski	yea		
Roger Madigan	yea		
Harold Mowery	nv		
Peter Vroon	yea		
		YEAS—17	
		NAYS—3	
		NOT VOTING—3	
ROLL CALL			
House Bill 485			
MAJORITY MEMBERS	VOTE		
MR. CHAIRMAN, Russell Kowalyshyn	yea		
Helen Gillette	yea		
Michael Schweder	yea		
Robert Borski	yea		
Roger Duffy	yea		
Ronald Gatski	yea		
Henry Giammarco	yea		
Ruth Harper	nv		
Allen Kukovich	yea		
Henry Livengood	yea		
William McLane	yea		
John Milliron	yea		
C. L. Schmitt	yea		

Helen Gillette	yea
Michael Schweder	yea
Robert Borski	yea
Roger Duffy	yea
Ronald Gatski	yea
Henry Giammarco	yea
Ruth Harper	nv
Allen Kukovich	yea
Henry Livengood	yea
William McLane	yea
John Milliron	yea
C. L. Schmitt	yea
Fred Taylor	yea

MINORITY MEMBERS

Herbert Zearfoss	yea
Michael Fisher	nv
A. Carville Foster	yea
Walter Deverter	yea
Kenneth Halverson	yea
William Mackowski	yea
Roger Madigan	yea
Harold Mowery	nv
Peter Vroon	yea

YEAS—20
NAYS—0
NOT VOTING—3

ROLL CALL

House Bill 1980

MAJORITY MEMBERS

MR. CHAIRMAN, Russell Kowalyshyn	yea
Helen Gillette	yea
Michael Schweder	yea
Robert Borski	yea
Roger Duffy	yea
Ronald Gatski	yea
Henry Giammarco	yea
Ruth Harper	nv
Allen Kukovich	yea
Henry Livengood	yea
William McLane	yea
John Milliron	yea
C. L. Schmitt	yea
Fred Taylor	yea

MINORITY MEMBERS

Herbert Zearfoss	yea
Michael Fisher	nv
A. Carville Foster	yea
Walter Deverter	yea
Kenneth Halverson	yea
William Mackowski	yea
Roger Madigan	yea
Harold Mowery	nv
Peter Vroon	yea

YEAS—20
NAYS—0
NOT VOTING—3

AMENDMENTS TO HOUSE BILL NO. 485

Printer's No. 524

Amend Sec. 1 (Sec. 5312), page 1, lines 10 through 15, by striking out all of said lines and inserting Any member who, in connection with the performance of his official duties as an officer or employee of the Commonwealth, is convicted of any felony or misdemeanor involving misbehavior in office or employment shall not receive any retirement benefits under this title but shall be entitled to receive only his salary contributions together with any statutory interest thereon. As used in this section, conviction means any final and conclusive judgment on such conviction and sentence.

AMENDMENTS TO HOUSE BILL No. 485

Printer's No. 524

Amend Sec. 2, page 1, line 16, by removing the period after "immediately" and inserting and the denial of retirement benefits shall be applied consistent with the provisions of the Constitution of the Commonwealth of Pennsylvania and the Constitution of the United States.

Amend Section 5953 of Title 71 Pa. CSA

(a) The right of a person to any benefit or right accrued or accruing under the provisions of this part and the moneys in the fund are hereby exempt from any State or municipal tax, levy and sale, garnishment, attachment, spouse's election, or any other process whatsoever except for a setoff by the Commonwealth in the case provided in paragraph (1), and except for garnishment and attachment by the Commonwealth in the case provided in paragraph (3), and shall be unassignable except:

(a)(3)

To the Commonwealth, to the extent of the amount of money lost or misappropriated, in the case of a member who is terminating State service and is convicted for any crime involving misbehavior in office which misbehavior has resulted in a monetary loss to the Commonwealth or misappropriation of Commonwealth funds.

AMENDMENTS TO HOUSE BILL No. 1980

Printer's No. 2455

Amend Sec. 1 (Sec. 105), page 3, line 19, by striking out "the policy is issued" and inserting of application

Amend Sec. 1 (Sec. 105), page 3, line 20, by striking out "has been" and inserting will be

Amend Sec. 1 (Sec. 105), page 3, line 22, by inserting after "plan." The plan application shall also include a prominently displayed disclosure statement in contrasting ink immediately above the applicant's signature line stating that such application is for automobile insurance coverage through the Pennsylvania Automobile Insurance Plan and that such plan is known as the Assigned Risk Plan.

Amend Sec. 1 (Sec. 105), page 3, line 23, by striking out "the required"

Amend Sec. 1 (Sec. 105), page 3, line 23, by inserting after "language" and procedure

Mr. BERSON, chairman of the Judiciary Committee, presented the following report:

January 30, 1978.	February 24, 1978.									
<p>SUBJECT: Action taken by Judiciary Committee on January 30, 1978.</p> <p>TO: Hon. K. Leroy Irvis</p> <p>FROM: Norman S. Berson, Chairman</p> <p>The following bills were reported out during the meeting of the Judiciary Committee on January 30, 1978: <u>House Bill 1863</u> — Reported as amended by a vote of 15-0. <u>Senate Bill 598</u> — Reported as committed by a vote of 16-0. <u>Senate Bill 964</u> — Reported as amended by a vote of 16-0.</p>	<p>The Honorable K. Leroy Irvis Speaker Room 139 House of Representatives Harrisburg, Pennsylvania 17120</p> <p>Dear Lee:</p> <p>The Liquor Control Committee held no meetings during the week of February 20, 1978. Thank you.</p>									
<p style="text-align: right;">March 8, 1978.</p> <p>SUBJECT: Committee Meetings</p> <p>TO: Office of the Speaker</p> <p>FROM: Norman S. Berson, Chairman, Judiciary Committee</p> <p>No meetings of the Judiciary Committee were held during the first two weeks of February, 1978.</p>	<p style="text-align: right;">Sincerely, JAMES D. BARBER, Chairman Liquor Control Committee</p> <p style="text-align: right;">March 7, 1978.</p> <p>Honorable K. Leroy Irvis Speaker Room 139 Main Capitol Building Harrisburg, Pennsylvania 17120</p>									
<p>Mr. VALICENTI, chairman of the Labor Relations Committee, presented the following report:</p> <p style="text-align: right;">February 23, 1978.</p> <p>SUBJECT: Labor Relations Committee Meetings</p> <p>TO: All Members Labor Relations Committee</p> <p>FROM: A. Joseph Valicenti, Chairman Labor Relations Committee</p>	<p>Dear Lee:</p> <p>The Liquor Control Committee held a meeting on March 6, 1978 in Room 328 at 1:50 p.m. The agenda item was House Bill 212.</p> <p>After extensive discussion the bill was brought to a vote to remove it from committee. The vote was 11 nays and 5 yeas, thereby failing in committee.</p> <p>There being no further business the meeting was adjourned at 2:15 p.m.</p>									
<p>There will be no meetings held during the week of February 27, 1978, by the House Labor Relations Committee.</p> <p>SUBJECT: Labor Relations Committee Report</p> <p>TO: Honorable K. Leroy Irvis Speaker</p> <p>FROM: A. Joseph Valicenti, Chairman Labor Relations Committee</p>	<p style="text-align: right;">Sincerely, JAMES D. BARBER, Chairman Liquor Control Committee</p> <p>Mr. FRYER, chairman of the Local Government Committee, presented the following report:</p> <p style="text-align: right;">April 3, 1978.</p>									
<p>There were no meetings held by the House Labor Relations Committee during the week of January 30, 1978.</p> <p style="text-align: right;">April 3, 1978.</p> <p>SUBJECT: Labor Relations Committee Meetings</p> <p>TO: Honorable K. Leroy Irvis Speaker</p> <p>FROM: A. Joseph Valicenti, Chairman Labor Relations Committee</p>	<p>SUBJECT: Local Government Committee Meetings</p> <p>TO: The Honorable K. Leroy Irvis, Speaker</p> <p>FROM: Lester K. Fryer, Chairman Room 149-A ext. 3-8683</p> <p>Please be advised that the Local Government Committee of the House of Representatives met on the dates of March 20, 1978, March 29, 1978 and March 30, 1978. Attendance reports and roll call forms from these meetings are hereto attached.</p>									
<p>There were no meetings held by the House Labor Relations Committee during the weeks of March 20 and 27, 1978.</p> <p>Mr. BARBER, chairman of the Liquor Control Committee, presented the following report:</p>	<p style="text-align: center;">Attendance Report</p> <p style="text-align: right;">March 20, 1978.</p> <table border="0" style="width: 100%;"> <thead> <tr> <th style="text-align: left;">MAJORITY MEMBERS</th> <th style="text-align: center;">Present</th> <th style="text-align: center;">Absent</th> </tr> </thead> <tbody> <tr> <td>MR. CHAIRMAN, Lester K. Fryer</td> <td style="text-align: center;">X</td> <td></td> </tr> <tr> <td>Donald Abraham</td> <td></td> <td style="text-align: center;">X</td> </tr> </tbody> </table>	MAJORITY MEMBERS	Present	Absent	MR. CHAIRMAN, Lester K. Fryer	X		Donald Abraham		X
MAJORITY MEMBERS	Present	Absent								
MR. CHAIRMAN, Lester K. Fryer	X									
Donald Abraham		X								

Kenneth Cole	X	
A. J. DeMedio	X	
Ronald Gamble	X	
Ralph Garzia	X	
Margaret George	X	
Henry Livengood	X	
Charles Logue	X	
Frank Meluskey	X	
Samuel Morris	X	
Philip Ruggiero		X
Fred Trello	X	
Joseph Zeller	X	
MINORITY MEMBERS		
Marvin Weidner, Minority Chairman	X	
Kenneth Brandt		X
A. C. Foster	X	
Joseph Levi	X	
William Mackowski	X	
John Scheaffer	X	
Carmel Sirianni	X	
Gerald Spitz	X	
Paul Wass		X

Signed
FRED. A. TRELLO
Secretary

Attendance Report

March 29, 1978.

MAJORITY MEMBERS			Present	Absent
MR. CHAIRMAN, Lester K. Fryer			X	
Donald Abraham			X	
Kenneth Cole				X
A. J. DeMedio			X	
Ronald Gamble			X	
Ralph Garzia			X	
Margaret George			X	
Henry Livengood			X	
Charles Logue			X	
Frank Meluskey			X	
Samuel Morris			X	
Philip Ruggiero			X	
Fred Trello				X
Joseph Zeller			X	
MINORITY MEMBERS				
Marvin Weidner, Minority Chairman			X	
Kenneth Brandt			X	
A. C. Foster			X	
Joseph Levi			X	
William Mackowski			X	
John Scheaffer			X	
Carmel Sirianni			X	
Gerald Spitz			X	
Paul Wass			X	

Signed
FRED A. TRELLO
Secretary

ROLL CALL	
House Bill 2178	
MAJORITY MEMBERS	
MR. CHAIRMAN, Lester K. Fryer	VOTE
Donald Abraham	yea
Kenneth Cole	absent
A. J. DeMedio	nv
Ronald Gamble	yea
Ralph Garzia	yea
Margaret George	yea
Henry Livengood	yea
Charles Logue	yea
Frank Meluskey	yea
Samuel Morris	yea
Philip Ruggiero	yea
Fred Trello	absent
Joseph Zeller	yea
MINORITY MEMBERS	
Marvin Weidner	yea
Kenneth Brandt	yea
A. C. Foster	yea
Joseph Levi	yea
William Mackowski	yea
John Scheaffer	yea
Carmel Sirianni	yea
Gerald Spitz	yea
Paul Wass	yea

YEAS—20
NAYS—0
NOT VOTING—3
Signed
FRED A. TRELLO

ROLL CALL	
House Bill 1492	
MAJORITY MEMBERS	
MR. CHAIRMAN, Lester K. Fryer	VOTE
Donald Abraham	yea
Kenneth Cole	absent
A. J. DeMedio	nv
Ronald Gamble	yea
Ralph Garzia	yea
Margaret George	yea
Henry Livengood	nay
Charles Logue	nay
Frank Meluskey	yea
Samuel Morris	yea
Philip Ruggiero	yea
Fred Trello	absent
Joseph Zeller	yea
MINORITY MEMBERS	
Marvin Weidner	yea
Kenneth Brandt	yea
A. C. Foster	yea
Joseph Levi	yea

William Mackowski	yea	Frank Meluskey	X
John Scheaffer	yea	Samuel Morris	X
Carmel Sirianni	yea	Philip Ruggiero	X
Gerald Spitz	nay	Fred Trello	X
Paul Wass	nay	Joseph Zeller	X
YEAS—16		MINORITY MEMBERS	
NAYS—4		Minority Chairman, Marvin Weidner	X
NOT VOTING—3		Kenneth Brandt	X
Signed		A. C. Foster	X
FRED A. TRELLO		Joseph Levi	X
ROLL CALL		William Mackowski	X
Senate Bill 1092		John Scheaffer	X
MAJORITY MEMBERS	VOTE	Carmel Sirianni	X
MR. CHAIRMAN, Lester K. Fryer	yea	Gerald Spitz	X
Donald Abraham	yea	Paul Wass	X
Kenneth Cole	absent	Signed	
A. J. DeMedio	nv	FRED A. TRELLO	
Ronald Gamble	yea	Secretary	
Ralph Garzia	yea	ROLL CALL	
Margaret George	yea	Senate Bill 647	
Henry Livengood	nay	MAJORITY MEMBERS	VOTE
Charles Logue	yea	MR. CHAIRMAN, Lester K. Fryer	yea
Frank Meluskey	yea	Donald Abraham	absent
Samuel Morris	yea	Kenneth Cole	yea
Philip Ruggiero	yea	A. J. DeMedio	nv
Fred Trello	absent	Ronald Gamble	yea
Joseph Zeller	nay	Ralph Garzia	yea
MINORITY MEMBERS		Margaret George	absent
Marvin Weidner	yea	Henry Livengood	yea
Kenneth Brandt	yea	Charles Logue	yea
A. C. Foster	yea	Frank Meluskey	yea
Joseph Levi	yea	Samuel Morris	yea
William Mackowski	yea	Philip Ruggiero	absent
John Scheaffer	yea	Fred Trello	absent
Carmel Sirianni	yea	Joseph Zeller	yea
Gerald Spitz	yea	MINORITY MEMBERS	
Paul Wass	yea	Marvin Weidner	yea
YEAS—18		Kenneth Brandt	absent
NAYS—2		A. C. Foster	yea
NOT VOTING—3		Joseph Levi	yea
Signed		William Mackowski	yea
FRED A. TRELLO		John Scheaffer	yea
Attendance Report		Carmel Sirianni	yea
		Gerald Spitz	yea
		Paul Wass	yea
	March 30, 1978.	YEAS—17	
MAJORITY MEMBERS	Present Absent	NAYS—0	
MR. CHAIRMAN, Lester K. Fryer	X	NOT VOTING—6	
Donald Abraham	X	Signed	
Kenneth Cole	X	FRED A. TRELLO	
A. J. DeMedio	X	ROLL CALL	
Ronald Gamble	X	House Bill 1413	
Ralph Garzia	X	MAJORITY MEMBERS	VOTE
Margaret George	X	MR. CHAIRMAN, Lester K. Fryer	yea
Henry Livengood	X		
Charles Logue	X		

Donald Abraham	absent
Kenneth Cole	yea
A. J. DeMedio	nv
Ronald Gamble	nv
Ralph Garzia	yea
Margaret George	absent
Henry Livengood	yea
Charles Logue	yea
Frank Meluskey	yea
Samuel Morris	yea
Philip Ruggiero	absent
Fred Trello	absent
Joseph Zeller	yea
MINORITY MEMBERS	
Marvin Weidner	yea
Kenneth Brandt	absent
A. C. Foster	yea
Joseph Levi	yea
William Mackowski	yea
John Scheaffer	yea
Carmel Sirianni	yea
Gerald Spitz	yea
Paul Wass	nv

YEAS—15
 NAYS—0
 NOT VOTING—8

Signed
 FRED A. TRELLO

Mr. DeMEDIO, chairman of the Military and Veterans Affairs Committee, presented the following report:

March 2, 1978.

SUBJECT: Committee Report
 TO: Hon. K. Leroy Irvis
 The Speaker
 FROM: A. J. DeMedio, Chairman
 Military & Veterans Affairs Committee

Please be advised that the Military & Veterans Affairs Committee did not meet during the week of 6 February 1978.

March 7, 1978.

SUBJECT: Committee Report
 Week of 6 February 1978 (corrected copy)
 TO: Hon. K. Leroy Irvis
 The Speaker
 FROM: A. J. DeMedio, Chairman
 Military & Veterans Affairs Committee

The Military & Veterans Affairs Committee met on February 7, 1978 in Room 238, Main Capitol Building, for the purpose of reviewing draft legislation for introduction at a subsequent date. The following members were in attendance: Chairman A. J. DeMedio, Joseph Zeller, Bernard Novak, Emil Mrkonic, Joseph Levi, II, Vern Pyles, Frank Zitterman, Anthony J.

Cimini and Michael Cassidy.

April 3, 1978.

SUBJECT: Committee Report
 TO: Hon. K. Leroy Irvis
 The Speaker
 FROM: A. J. DeMedio, Chairman
 Military & Veterans Affairs Committee

The Military & Veterans Affairs Committee met on 21 March 1978 for the purpose of consideration of House Bill 2142. The following members were in attendance: Representatives A. J. DeMedio, Bernard Novak, George Misceovich, Joseph Zeller, Kenneth Cole, Michael E. Cassidy, Charles T. Logue, Frank J. Zitterman, William Shuman, Francis X. Tenaglio, Roger Raymond Fischer, Vern Pyles, Gerald J. Spitz, Gibson E. Armstrong, Dennis M. O'Brien, Clarence E. Dietz, Joseph C. Manmiller, Joseph Levi, II and Anthony Cimini. In addition to the Committee Members, Brig. Gen. Robert A. Carroll, Deputy Adjutant General, and Capt. James Walsh, Assistant Judge Advocate for the 28th Infantry Division, also attended this meeting.

On a motion by Representative Novak, seconded by Representative Misceovich, House Bill 2142 was reported from Committee as committed by a vote of 19-0, with 3 members not voting. Copy of Roll Call is enclosed.

ROLL CALL

House Bill 2142, Printer's No. 2722

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN A. J. DeMedio	yea
Bernard Novak, Vice-Chairman	yea
George Misceovich, Secretary	yea
Joseph Zeller	yea
Kenneth Cole	yea
Michael E. Cassidy	yea
Charles T. Logue	yea
Fred A. Trello	absent
Donald A. Abraham	absent
Frank J. Zitterman	yea
Emil Mrkonic	absent
William Shuman	yea
Francis X. Tenaglio	yea
MINORITY MEMBERS	
Roger Raymond Fischer, Chairman	yea
Vern Pyles, Vice-Chairman	yea
Gerald J. Spitz	yea
Gibson E. Armstrong	yea
Dennis M. O'Brien	yea
Clarence E. Dietz	yea
Joseph C. Manmiller	yea
Joseph Levi, II	yea
Anthony Cimini	yea

YEAS—19
 NAYS—0
 NOT VOTING—3

Signed
 GEORGE MISCEVICH
 Secretary

April 3, 1978.

SUBJECT: Committee Report
 TO: Hon. K. Leroy Irvis
 The Speaker
 FROM: A. J. DeMedio, Chairman
 Military & Veterans Affairs Committee

The Military & Veterans Affairs Committee met on 20 March 1978 for the purpose of considering House Bills 2091, 2092 and 2099. The following members were in attendance: Representatives A. J. DeMedio, Bernard Novak, George Misceovich, Joseph Zeller, Kenneth Cole, Michael E. Cassidy, Charles T. Logue, Frank J. Zitterman, William Shuman, Francis X. Tenaglio, Roger Raymond Fischer, Vern Pyles, Gerald J. Spitz, Gibson E. Armstrong, Dennis M. O'Brien, Clarence E. Dietz, Joseph C. Manmiller, Joseph Levi, II and Anthony Cimini.

On a motion by Representative Novak, seconded by Representative Dietz, House Bill 2091 was reported from Committee as committed by a vote of 19-0, with 3 members not voting. House Bill 2092 was reported from Committee as committed on motion by Representative Zeller, seconded by Representative Dietz by a vote of 19-0, with 3 not voting. House Bill 2099 was reported from Committee as committed, motion by Representative Spitz, seconded by Representative Levi by a vote of 19-0, with 3 not voting. Copies of the Roll Call are enclosed.

ROLL CALL

House Bill 2091

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, A. J. DeMedio	yea
Bernard Novak, Vice-Chairman	yea
George Misceovich, Secretary	yea
Joseph Zeller	yea
Kenneth Cole	yea
Michael E. Cassidy	yea
Charles T. Logue	yea
Fred A. Trello	absent
Donald A. Abraham	absent
Frank J. Zitterman	yea
Emil Mrkonic	absent
William Shuman	yea
Francis X. Tenaglio	yea
MINORITY MEMBERS	
Roger Raymond Fischer, Chairman	yea
Vern Pyles, Vice-Chairman	yea
Gerald J. Spitz	yea
Gibson E. Armstrong	yea
Dennis M. O'Brien	yea
Clarence E. Dietz	yea
Joseph C. Manmiller	yea
Joseph Levi, II	yea
Anthony Cimini	yea

YEAS—19
 NAYS—0
 NOT VOTING—3

Signed
 A. J. DeMEDIO
 GEORGE MISCEVICH,
 Secretary

ROLL CALL

House Bill 2092

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN A. J. DeMedio	yea
Bernard Novak, Vice-Chairman	yea
George Misceovich, Secretary	yea
Joseph Zeller	yea
Kenneth Cole	yea
Michael E. Cassidy	yea
Charles T. Logue	yea
Fred A. Trello	absent
Donald A. Abraham	absent
Frank J. Zitterman	yea
Emil Mrkonic	absent
William Shuman	yea
Francis X. Tenaglio	yea
MINORITY MEMBERS	
Roger Raymond Fischer, Chairman	yea
Vern Pyles, Vice-Chairman	yea
Gerald J. Spitz	yea
Gibson E. Armstrong	yea
Dennis M. O'Brien	yea
Clarence E. Dietz	yea
Joseph C. Manmiller	yea
Joseph Levi, II	yea
Anthony Cimini	yea

YEAS—19
 NAYS—0
 NOT VOTING—3

Signed
 A. J. DeMEDIO
 GEORGE MISCEVICH,
 Secretary

ROLL CALL

House Bill 2099

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, A. J. DeMedio	yea
Bernard Novak, Vice-Chairman	yea
George Misceovich, Secretary	yea
Joseph Zeller	yea
Kenneth Cole	yea
Michael E. Cassidy	yea
Charles T. Logue	yea
Fred A. Trello	absent
Donald A. Abraham	absent
Frank J. Zitterman	yea

Emil Mrkonic	absent
William Shuman	yea
Francis X. Tenaglio	yea
MINORITY MEMBERS	
Roger Raymond Fischer, Chairman	yea
Vern Pyles, Vice-Chairman	yea
Gerald J. Spitz	yea
Gibson E. Armstrong	yea
Dennis M. O'Brien	yea
Clarence E. Dietz	yea
Joseph C. Manmiller	yea
Joseph Levi, II	yea
Anthony Cimini	yea

YEAS—19
 NAYS—0
 NOT VOTING—3

Signed
 A. J. DeMEDIO
 GEORGE MISCEVICH,
 Secretary

Mr. B. F. O'BRIEN, chairman of the Mines and Energy Management Committee, presented the following report:

April 3, 1978.

SUBJECT: Attendance Report
 TO: The Honorable K. Leroy Irvis
 The Speaker
 FROM: Bernard F. O'Brien, Chairman
 James Wright, Minority Chairman

Attached is the attendance reports for the meetings the Mines and Energy Management Committee held during the weeks of March 13, 20 and 27, 1978.

Thank you.

Attendance Report

March 15, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Bernard F. O'Brien	X	
Fred Taylor	X	
Camille George	X	
Thomas McCall	X	
James Goodman	X	
Ivan Itkin	X	
Donald Abraham		X
George Misceovich		X
William DeWeese	X	
Ron Gatski	X	
Fred Trello		X
Dave Sweet		X
Ron Gamble		X
Paul Yahner	X	
MINORITY MEMBERS		
James Wright, Jr.	X	
Stanford I. Lehr	X	

L. Eugene Smith	X
Jess Stairs	X
John Davies	X
Edward F. Burns	X
D. Michael Fisher	X
Edward Helfrick	X
Paul Wass	X

Signed
 CAMILLE GEORGE
 Secretary

Attendance Report

March 21, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Bernard F. O'Brien	X	
Fred Taylor		X
Camille George	X	
Thomas McCall		X
James Goodman	X	
Ivan Itkin	X	
Donald Abraham	X	
George Misceovich	X	
William DeWeese	X	
Ron Gatski	X	
Fred Trello	X	
Dave Sweet	X	
Ron Gamble	X	
Paul Yahner	X	

MINORITY MEMBERS

James Wright, Jr.	X	
Stanford I. Lehr	X	
L. Eugene Smith	X	
Jess Stairs	X	
John Davies	X	
Edward F. Burns	X	
D. Michael Fisher		X
Edward Helfrick	X	
Paul Wass	X	

Signed
 CAMILLE GEORGE
 Secretary

Attendance Report

March 28, 1978.

MAJORITY MEMBERS	Present	Absent
MR. CHAIRMAN, Bernard F. O'Brien	X	
Fred Taylor	X	
Camille George	X	
Thomas McCall		X
James Goodman	X	
Ivan Itkin	X	
Donald Abraham	X	
George Misceovich	X	
William DeWeese	X	
Ron Gatski		X
Fred Trello	X	

Dave Sweet	X	
Ron Gamble	X	
Paul Yahner	X	
MINORITY MEMBERS		
James Wright, Jr.	X	
Stanford I. Lehr		X
L. Eugene Smith	X	
Jess Stairs	X	
John Davies	X	
Edward F. Burns	X	
D. Michael Fisher	X	
Edward Helfrick		X
Paul Wass		X

Signed
CAMILLE GEORGE
 Secretary

Mr. RIEGER, acting chairman of the Professional Licensure Committee, presented the following report:

Mr. Speaker:

The House Professional Licensure Committee did not meet the week of March 20, 1978.

HON. WILLIAM W. RIEGER
 Acting Chairman

Mr. Speaker:

The House Professional Licensure Committee did not meet the week of March 27, 1978.

HON. WILLIAM W. RIEGER
 Acting Chairman

Mr. GEISLER, chairman of the State Government Committee, presented the following report:

April 3, 1978.

Mr. Speaker:

Attached please find attendance and roll call sheets for the State Government Committee meeting held on March 14, 1978.

HON. ROBERT A. GEISLER
 Chairman

Attendance Report

March 14, 1978.

MAJORITY MEMBERS		
MR. CHAIRMAN, Robert Geisler	X	
Frank Oliver	X	
Phyllis Kernick	X	
Ted Berlin		X
Harold Brown	X	
Mark Cohen		X
Ronald Cowell	X	
Roger Duffy	X	
Cliff Gray		X
Ruth Harper		X

Joe Hoeffel	X	
Steve Reed	X	
Bill Renwick	X	
Tom Stapleton	X	
MINORITY MEMBERS		
Ben Wilson	X	
Ken Brandt		X
Don Dorr	X	
June Honaman	X	
Nick Moehlmann		X
Hal Mowery	X	
Carmel Sirianni	X	
Earl Smith	X	
George Wagner		X

Signed
PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 406, Printer's No. 445

MAJORITY MEMBERS		VOTE
MR. CHAIRMAN, Robert Geisler		yea
Frank Oliver		yea
Phyllis Kernick		yea
Ted Berlin		nv
Harold Brown		yea
Mark Cohen		nv
Ronald Cowell		yea
Roger Duffy		yea
Cliff Gray		nv
Ruth Harper		nv
Joe Hoeffel		yea
Steve Reed		yea
Bill Renwick		yea
Tom Stapleton		yea
MINORITY MEMBERS		
Ben Wilson		yea
Ken Brandt		nv
Don Dorr		yea
June Honaman		yea
Nick Moehlmann		nv
Hal Mowery		yea
Carmel Sirianni		yea
Earl Smith		yea
George Wagner		nv

YEAS—16
 NAYS—0
 NOT VOTING—7

Signed
PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 497, Printer's No. 541

MAJORITY MEMBERS		VOTE
MR. CHAIRMAN, Robert Geisler		yea

Frank Oliver	yea
Phyllis Kernick	yea
Ted Berlin	nv
Harold Brown	yea
Mark Cohen	nv
Ronald Cowell	yea
Roger Duffy	yea
Cliff Gray	nv
Ruth Harper	nv
Joe Hoeffel	nay
Steve Reed	yea
Bill Renwick	yea
Tom Stapleton	yea
MINORITY MEMBERS	
Ben Wilson	yea
Ken Brandt	nv
Don Dorr	yea
June Honaman	yea
Nick Moehlmann	nv
Hal Mowery	yea
Carmel Sirianni	yea
Earl Smith	yea
George Wagner	nv

YEAS—15
 NAYS—1
 NOT VOTING—7

Signed
 PHYLLIS KERNICK
 Secretary

April 3, 1978.

Mr. Speaker:

The State Government Committee did not meet during the week of March 20, 1978.

HON. ROBERT A. GEISLER
 Chairman

April 3, 1978.

Mr. Speaker:

Attached please find attendance and roll call sheets for the State Government Committee meeting held on March 28, 1978.

HON. ROBERT A. GEISLER
 Chairman

Attendance Report

March 28, 1978.

MAJORITY MEMBERS		Present	Absent
MR. CHAIRMAN, Robert Geisler		X	
Frank Oliver			X
Phyllis Kernick		X	
Ted Berlin			X
Harold Brown		X	
Mark Cohen			X
Ronald Cowell		X	

Roger Duffy		X
Cliff Gray		X
Ruth Harper		X
Joe Hoeffel	X	
Steve Reed	X	
Bill Renwick	X	
Tom Stapleton	X	
MINORITY MEMBERS		
Ben Wilson	X	
Ken Brandt	X	
Don Dorr	X	
June Honaman	X	
Nick Moehlmann	X	
Hal Mowery		X
Carmel Sirianni	X	
Earl Smith	X	
George Wagner	X	

Signed
 PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 972, Printer's No. 1121

MAJORITY MEMBERS		VOTE
MR. CHAIRMAN, Robert Geisler		yea
Frank Oliver		nv
Phyllis Kernick		nay
Ted Berlin		nv
Harold Brown		yea
Mark Cohen		nv
Ronald Cowell		nay
Roger Duffy		nv
Cliff Gray		nv
Ruth Harper		nv
Joe Hoeffel		yea
Steve Reed		yea
Bill Renwick		yea
Tom Stapleton		nay
MINORITY MEMBERS		
Ben Wilson		nv
Ken Brandt		nv
Don Dorr		nay
June Honaman		nay
Nick Moehlmann		nv
Hal Mowery		nv
Carmel Sirianni		nay
Earl Smith		nv
George Wagner		nv

YEAS—5
 NAYS—6
 NOT VOTING—12

Signed
 PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 1076, Printer's No. 1252

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Robert Geisler	yea
Frank Oliver	nv
Phyllis Kernick	yea
Ted Berlin	nv
Harold Brown	yea
Mark Cohen	nv
Ronald Cowell	yea
Roger Duffy	nv
Cliff Gray	nv
Ruth Harper	nv
Joe Hoeffel	yea
Steve Reed	yea
Bill Renwick	yea
Tom Stapleton	yea
MINORITY MEMBERS	
Ben Wilson	yea
Ken Brandt	yea
Don Dorr	yea
June Honaman	yea
Nick Moehlmann	nv
Hal Mowery	nv
Carmel Sirianni	yea
Earl Smith	nv
George Wagner	nv

YEAS—13
 NAYS—0
 NOT VOTING—10

Signed
 PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 1164, Printer's No. 1371

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Robert Geisler	yea
Frank Oliver	nv
Phyllis Kernick	yea
Ted Berlin	nv
Harold Brown	yea
Mark Cohen	nv
Ronald Cowell	yea
Roger Duffy	nv
Cliff Gray	nv
Ruth Harper	nv
Joe Hoeffel	yea
Steve Reed	yea
Bill Renwick	yea
Tom Stapleton	yea
MINORITY MEMBERS	
Ben Wilson	yea
Ken Brandt	yea

Don Dorr	yea
June Honaman	yea
Nick Moehlmann	nv
Hal Mowery	nv
Carmel Sirianni	yea
Earl Smith	nv
George Wagner	nv

YEAS—13
 NAYS—0
 NOT VOTING—10

Signed
 PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 1767, Printer's No. 2146

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Robert Geisler	yea
Frank Oliver	nv
Phyllis Kernick	yea
Ted Berlin	nv
Harold Brown	yea
Mark Cohen	nv
Ronald Cowell	yea
Roger Duffy	nv
Cliff Gray	nv
Ruth Harper	nv
Joe Hoeffel	yea
Steve Reed	yea
Bill Renwick	yea
Tom Stapleton	yea
MINORITY MEMBERS	
Ben Wilson	yea
Ken Brandt	yea
Don Dorr	yea
June Honaman	yea
Nick Moehlmann	nv
Hal Mowery	nv
Carmel Sirianni	yea
Earl Smith	yea
George Wagner	nv

YEAS—14
 NAYS—0
 NOT VOTING—9

Signed
 PHYLLIS KERNICK
 Secretary

ROLL CALL

House Bill 2177, Printer's No. 2778

MAJORITY MEMBERS	VOTE
MR. CHAIRMAN, Robert Geisler	yea
Frank Oliver	nv
Phyllis Kernick	yea
Ted Berlin	nv

Harold Brown	yea
Mark Cohen	nv
Ronald Cowell	yea
Roger Duffy	nv
Cliff Gray	nv
Ruth Harper	nv
Joe Hoeffel	yea
Steve Reed	yea
Bill Renwick	yea
Tom Stapleton	yea
MINORITY MEMBERS	
Ben Wilson	yea
Ken Brandt	yea
Don Dorr	yea
June Honaman	yea
Nick Moehlmann	nv
Hal Mowery	nv
Carmel Sirianni	yea
Earl Smith	yea
George Wagner	yea

YEAS—15
 NAYS—0
 NOT VOTING—8

Signed
 PHYLLIS KERNICK
 Secretary

AMENDMENTS TO HOUSE BILL NO. 2177

Printer's No. 2778

Amend Sec. 2 (Sec. 1), page 3, line 13, by inserting after "assemblage" of an agency where a quorum is present, if applicable,

ROLL CALL

House Bill 2177, Printer's No. 2778

MAJORITY MEMBERS		VOTE
MR. CHAIRMAN, Robert Geisler	yea	
Frank Oliver	nv	
Phyllis Kernick	yea	
Ted Berlin	nv	
Harold Brown	yea	
Mark Cohen	nv	
Ronald Cowell	yea	
Roger Duffy	nv	
Cliff Gray	nv	
Ruth Harper	nv	
Joe Hoeffel	yea	
Steve Reed	yea	
Bill Renwick	yea	
Tom Stapleton	yea	
MINORITY MEMBERS		
Ben Wilson	yea	
Ken Brandt	yea	
Don Dorr	yea	
June Honaman	yea	
Nick Moehlmann	nv	
Hal Mowery	nv	
Carmel Sirianni	yea	
Earl Smith	yea	

Nick Moehlmann	nv
Hal Mowery	nv
Carmel Sirianni	yea
Earl Smith	yea
George Wagner	yea

YEAS—15
 NAYS—0
 NOT VOTING—8

Signed
 PHYLLIS KERNICK
 Secretary

AMENDMENTS TO HOUSE BILL NO. 2177

Printer's No. 2778

Amend Sec. 5, page 5, line 22, by striking out "Section 8" and inserting Sections 8 and 9

Amend Sec. 5, page 5, line 22, by striking out "is" and inserting are

Amend Sec. 5, page 5, by inserting after line 30

Section 9. The Commonwealth Court shall have original jurisdiction of actions involving State agencies and the courts of common pleas shall have original jurisdiction of actions involving other agencies to render declaratory judgments or to enforce this act, by injunction or other remedy deemed appropriate by the court. The action may be brought within ninety days after the alleged violation by any person in the judicial district where such person resides or has his principal place of business, where the agency whose act is complained of is located or where the act complained of occurred.

ROLL CALL

House Bill 2177, Printer's No. 2778

MAJORITY MEMBERS		VOTE
MR. CHAIRMAN, Robert Geisler	yea	
Frank Oliver	nv	
Phyllis Kernick	yea	
Ted Berlin	nv	
Harold Brown	yea	
Mark Cohen	nv	
Ronald Cowell	yea	
Roger Duffy	nv	
Cliff Gray	nv	
Ruth Harper	nv	
Joe Hoeffel	yea	
Steve Reed	yea	
Bill Renwick	yea	
Tom Stapleton	yea	
MINORITY MEMBERS		
Ben Wilson	yea	
Ken Brandt	yea	
Don Dorr	yea	
June Honaman	yea	
Nick Moehlmann	nv	
Hal Mowery	nv	
Carmel Sirianni	yea	
Earl Smith	yea	

George Wagner

yea

YEAS—15
NAYS—0
NOT VOTING—8

Signed
PHYLLIS KERNICK
Secretary

OFFICIAL LEAVE REQUEST

I, Clifford Gray, ask for official leave of absence from attending the meeting of the State Government Committee on March 28, 1978 for the following reason:

Conflicting legislative duties.

Signed: CLIFFORD GRAY

OFFICIAL LEAVE REQUEST

I, Frank Oliver, ask for official leave of absence from attending the meeting of the State Government Committee on March 28, 1978 for the following reason:

Conflicting legislative duties.

Signed: FRANK OLIVER

OFFICIAL LEAVE REQUEST

I, Roger F. Duffy, ask for official leave of absence from attending the meeting of the State Government Committee on March 28, 1978 for the following reason:

Conflicting legislative duties.

Signed: ROGER DUFFY

OFFICIAL LEAVE REQUEST

I, Harold Mowery, ask for official leave of absence from attending the meeting of the State Government Committee on March 28, 1978 for the following reason:

Other reasons (Hospitalization).

Signed: HAROLD MOWERY

Mr. BELLOMINI, chairman of the Transportation Committee, presented the following report:

April 3, 1978.

Honorable K. Leroy Irvis
Speaker of the House
Main Capitol Building
Harrisburg, Pennsylvania

Dear Mr. Irvis:

This is to inform you that there were no Transportation Committee meetings held during the weeks of March 13th, March 20th and March 27th.

Respectfully submitted,
REP. JOSEPH. A. PETRARCA
Secretary
Transportation Committee

Mr. CAPUTO, chairman of the Urban Affairs Committee, presented the following report:

April 3, 1978.

SUBJECT: Report of Urban Affairs Committee

TO: Honorable K. Leroy Irvis
Speaker

FROM: Charles N. Caputo, Chairman
Urban Affairs Committee

The Urban Affairs Committee did not meet during the following weeks:

The Week of March 13, 1978
The Week of March 20, 1978
The Week of March 27, 1978

STATEMENT ON LEGISLATION TO BE INTRODUCED

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

Mr. CASSIDY. To make a statement on the introduction of a bill.

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

Mr. CASSIDY. Congress is presently considering HR bill 10979, which is the emergency highway transportation repair bill. This bill allocates moneys to states for winter-damaged potholes. However, it allocates the money in such a way that every state will get a minimum of \$1¼ million, which would include states such as Hawaii, a territory such as the Virgin Islands, which had no winter damage whatsoever. They also put a cap of \$17½ million on the amount of money other states can receive.

This resolution calls on Congress to change the bill to allocate that money on the basis of need and on the basis of how much damage was done by this year's winter.

The bill will be on the desk up front if anybody wishes to co-sponsor the resolution.

REPUBLICAN CAUCUS

The SPEAKER. Does the minority leader have any further business?

The Chair recognizes the gentleman from Blair, Mr. Hayes.

Mr. S. E. HAYES. Mr. Speaker, thank you.

It is my understanding that we have essentially finished our business for the day, and I would like to announce that there will be a very important Republican caucus immediately as soon as you call for adjournment today, Mr. Speaker.

The SPEAKER. Adjournment will be until 10 o'clock tomorrow morning, but there will be a considerable number of bills to be caucused on by both parties, and the Chair would urge that these bills be caucused on today so that we may begin the voting tomorrow morning.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair now recognizes the majority leader for purposes of making an announcement.

Mr. MANDERINO. Mr. Speaker, immediately upon the adjournment today, there will be a very important Democratic caucus. We will be caucusing on not only the bills on the calendar which have not been caucused on up to date but we will be caucusing on old business and internal matters within the Democratic caucus. I would urge every member, every member, to attend the caucus to be held immediately upon the call of the recess.

Thank you, Mr. Speaker.

DISCHARGE RESOLUTION INTRODUCED

By Messrs. GOEBEL, BROWN, MILLER, FREIND, HASKELL, HOPKINS, Mrs. KERNICK, Messrs. NOYE, GEESEY, REED, WEIDNER, TADDONIO, KATZ, ZORD, BURD, HELFRICK, PETERSON, GREENLEAF, ARMSTRONG, BITTINGER, GAMBLE, D. M. FISHER, CESSAR, LASHINGER, HALVERSON and KLINGAMAN

In the House of Representatives,

RESOLVED, That House Resolution No. 59, Printer's No. 889, having been referred to the Committee on Rules on March 28, 1977, and the committee not having reported the same to the House for a period of over fifteen days, the committee is discharged from further consideration thereof.

WELCOMES

The SPEAKER. The Chair welcomes as guests of Representative Noah Wenger, the following visitors: Mr. and Mrs. Terry Kauffman and their daughter Tracy.

The Chair is delighted to welcome to the hall of the House the eighth-grade students of the Wyoming Seminary Day School. They are here in the balcony and they are here with their teachers, Clark Switzer and Tim Swanson. They are the guests of Representative Frank O'Connell.

ADJOURNMENT

Mr. MADIGAN moved that this House of Representatives do now adjourn until Tuesday, April 4, 1978, at 10 a.m., e.s.t.

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

The following roll call was recorded:

YEAS—159

Anderson	Geisler	Madigan	Schmitt
Armstrong	George, C.	Manderino	Schweder
Berlin	George, M.	Manmiller	Scirica
Bittinger	Giammarco	McCall	Seltzer
Bittle	Gillette	McClatchy	Shuman
Borski	Goebel	McGinnis	Shupnik
Brandt	Goodman	Mebus	Sirianni
Brown	Gray	Meluskey	Smith, E.
Brunner	Greenleaf	Milanovich	Smith, L.
Burd	Grieco	Miller	Spencer
Burns	Halverson	Milliron	Spitz
Caltagirone	Hamilton	Moehlmann	Stairs
Caputo	Harper	Morris	Stapleton
Cassidy	Haskell	Mowery	Stewart
Cessar	Hayes, D. S.	Mrkonic	Sweet
Cimini	Hayes, S. E.	Musto	Taddonio
Cohen	Helfrick	Noye	Taylor, E.
Cole	Hoeffel	O'Brien, B.	Taylor, F.
Cowell	Honaman	O'Brien, D.	Thomas
DeMedio	Hutchinson, W.	O'Connell	Vroon
DeVertter	Itkin	O'Donnell	Wargo
DeWeese	Johnson	O'Keefe	Wass
DiCarlo	Jones	Pancoast	Weidner
Dietz	Katz	Parker	Wenger
Dininni	Kelly	Peterson	White
Dombrowski	Kernick	Piccola	Wiggins
Donatucci	Klingaman	Pitts	Wilson
Dorr	Knepper	Polite	Wilt
Doyle	Kolter	Pott	Wright, D.
Duffy	Kowalyszyn	Prendergast	Wright, J. L.
Fischer, R. R.	Kukovich	Pyles	Yahner
Fisher, D. M.	Lashinger	Ravenstahl	Yohn
Flaherty	Laughlin	Reed	Zearfoss
Foster, A.	Lehr	Renwick	Zeller
Foster, W.	Levi	Ritter	Zitterman
Freind	Levin	Ruggiero	Zord
Gallen	Livengood	Ryan	Zwilk
Gamble	Logue	Salvatore	
Garzia	Lynch	Scanlon	Irvis,
Gatski	Mackowski	Scheaffer	Speaker
Geesey			

NAYS—6

Hutchinson, A.	McLane	Wagner	Wansacz
Letterman	Petrarca		

NOT VOTING—37

Abraham	Englehart	McIntyre	Richardson
Arthurs	Fee	Miscevich	Rieger
Barber	Fryer	Mullen, M. P.	Shelton
Bellomini	Gallagher	Novak	Stuban
Beloff	Gleeson	Oliver	Tenaglio
Bennett	Greenfield	Pievsky	Trello
Berson	Hasay	Pratt	Valicenti
Cianciulli	Hopkins	Rappaport	Williams
Davies	Lincoln	Rhodes	Wise
Dumas			

The question was determined in the affirmative, and the motion was agreed to, and, at 2:15 p.m., e.s.t., the House adjourned.