

CHAPTER 19. FORMS

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CONSTITUTIONAL TITLES

§ 19.1. Original statute.

AN ACT

Prohibiting the sale of articles made in whole or in part from the skin, hide, or other parts of wild birds or animals designated as rare or endangered species; and providing penalties.

§ 19.2. Codification of laws.

AN ACT

Relating to mental health, including mental illness, mental defects, epilepsy and inebriety; and amending, revising, consolidating and changing the laws relating thereto.

§ 19.3. Supplement to statute.

A SUPPLEMENT

To the act of March 1, 1984, entitled “An act providing for the capital budget for the fiscal year 1984-1985,” itemizing public improvement projects to be acquired or constructed by the Department of General Services, together with their estimated financial cost; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects; stating the estimated useful life of the projects; and making an appropriation.

§ 19.4. Amendment to statute.

AN ACT

Amending the act of March 10, 1949 (P. L. 30, No. 14), entitled “An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,” limiting residence requirements for school employes.

STRUCTURE OF STATUTE**§ 19.11. Original statute without short title, etc.**

AN ACT

Making a person 18 years of age or older an adult for the purpose of suing and being sued.

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

Section 1. Age for purpose of suing and being sued.

Except where otherwise provided by law, a person 18 years of age or older shall be deemed an adult for the purpose of suing and being sued.

Section 2. Effective date.

This act shall take effect in 60 days.

§ 19.12. Original statute with short title, etc.

AN ACT

Authorizing entities vested with the power of eminent domain to acquire replacement housing, to exercise their power of eminent domain therefor and to encourage and facilitate construction or rehabilitation of replacement housing by making loans and grants for planning and obtaining mortgage financing.

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 Housing Replacement Authorization Act.

Section 2. Definitions.

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

“Acquiring agency.” An entity vested by statute with the power of eminent domain.

“Displaced person.” A condemnee or other person not illegally in occupancy of real property who moves or moves his personal property as a result of the acquisition for a program or project of such real property, in whole or in part, or as the result of written notice from the acquiring agency of intent to acquire or order to vacate such real property.

“Program or project.” A program or project undertaken by or for an acquiring agency as to which it has the authority to exercise the power of eminent domain.

Section 3. Housing replacements by acquiring agency as last resort.

(a) General rule.—If comparable replacement sale or rental housing is not available in the neighborhood or community in which a program or project is located and the housing cannot otherwise be made available, as so certified by the county commissioners or, in cities of the first class, by the city council, the acquiring agency may purchase, construct, reconstruct or otherwise provide replacement housing by use of funds authorized for the program or project and for that purpose may exercise its power of eminent domain to acquire property in fee simple or any lesser estate as it deems advisable.

(b) Disposition.—Replacement housing provided under this act may be sold, leased, or otherwise disposed of by the acquiring agency, with or without consideration, to displaced persons or to nonprofit, limited dividend or cooperative organizations or public bodies, on such terms and conditions as the acquiring agency deems necessary and proper to effect the relocation of persons displaced by a program or project.

(c) Contracts.—The acquiring agency may contact with other public agencies, private individuals, partnerships, corporations and unincorporated associations for the financing, planning, acquisition, development, construction, management, sale, lease or other disposition of replacement housing provided under this act.

Section 4. Planning and other preliminary expenses for replacement housing.

In order to encourage and facilitate the construction or rehabilitation of housing to meet the needs of displaced persons, a governmental acquiring agency may make loans and grants to nonprofit, limited dividend or cooperative organizations or public bodies for necessary and reasonable expenses, prior to construction, for planning and obtaining mortgage financing for the rehabilitation or construction of housing for such displaced persons. The loans and grants shall be made prior to the availability of financing for preliminary surveys and analyses of market needs, preliminary site engineering, preliminary architectural fees, legal, appraisal and organizational fees, site acquisition, application and mortgage commitment fees, construction loan fees and discounts, and similar items. Loans to an organization established for profit shall bear interest at market rate determined by the acquiring agency. All other loans and grants shall be without interest. The acquiring agency shall require repayment of loans and grants made under this section,

under any terms and conditions as it may require, upon completion of the project or sooner. Except in the case of a loan to an organization established for profit, the acquiring agency may cancel any part or all of a loan and may cancel the repayment provisions of a grant if it determines that a permanent loan to finance the rehabilitation or the construction of such housing cannot be obtained in an amount adequate for repayment of such loan.

Section 5. Availability of funds.

Funds, including motor license funds and other special funds, appropriated or otherwise available to any acquiring agency for a program or project, which results in the displacement of any person on or after January 2, 1983, shall be available also for obligation and expenditure to carry out the provisions of this act.

Section 6. Effective date.

This act shall take effect in 60 days.

§ 19.13. Original statute with preamble.

AN ACT

Regulating blood banks and related activities; imposing certain duties upon the Department of Health; establishing a Blood Bank Advisory Committee; and providing penalties.

Whereas, A small number of incompetent operations of blood banks and improper transfusion of blood or injection of blood products could endanger the health and lives of the citizens of this Commonwealth; and

Whereas, Properly qualified persons of scientific background are required for adequate supervision of all phases of blood banking, transfusion, blood fractionization, and associated activities in order to protect the health and lives of the public; and

Whereas, Adequate facilities, equipment, and procedures are vital to the safe operation of blood banks and related activities.

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

§ 19.14. Supplement to statute.

A SUPPLEMENT

To the act of May 28, 1915 (P. L. 596, No. 259), entitled “An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions,” providing for a period during which certain persons may join the pension fund.

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

Section 1. Time within which persons may join pension fund.

A city or authority employee otherwise eligible to join the pension fund created under the act to which this is a supplement but who is ineligible to join because of not having done so within the times provided by that act shall have the option of joining the pension fund within one year after the effective date of this act.

Section 2. Effective date.

This act shall take effect in 60 days.

§ 19.15. Amendment to statute.

AN ACT

Amending the act of June 3, 1937 (P. L. 1225, No. 316), entitled “An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto,” further providing for use of game lands.

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

Section 1. Section 906(f) of the act of June 3, 1937 (P. L. 1225, No. 316), known as The Game Law, is amended by adding a clause to read:

Section 906. Use of Lands.—***

(f) The commission may grant any or all of the following rights on lands acquired for its use, when such grants will not adversely affect game protection and propagation, and may charge for such licenses such rental and damages as the commission deems the conditions and circumstances warrant:

(9) Rights for underground storage of natural gas.

Section 2. This act shall take effect immediately.

§ 19.16. Section with minor subdivisions.

Section 15. Use of force in self-protection.

(a) When force justifiable.—The use of force upon or toward another person is justifiable when the actor believes that the force is immediately necessary for the purpose of protecting himself against the use of unlawful force by such other person on the present occasion.

(b) When force not justifiable.—The use of force is not justifiable under this section:

(1) to resist an arrest which the actor knows is being made by a peace officer, although the arrest is unlawful.

(2) to resist force used by the occupier or possessor of property or by another person on his behalf, where the actor knows that the person using the

force is doing so under a claim of right to protect the property, except that this limitation does not apply under any of the following circumstances:

- (i) The actor is a public officer acting in the performance of his duties or a person lawfully assisting him therein or a person making or assisting in a lawful arrest.
- (ii) The actor has been unlawfully dispossessed of the property and is making a reentry or recaption justified by section 14.
- (iii) The actor believes that such force is necessary to protect himself against death or serious bodily injury.

CITATIONS AND REFERENCES

§ 19.21. State statute with short title.

act of December 17, 1982 (P. L. 1401, No. 323), known as the Uniform Determination of Death Act

§ 19.22. State statute with popular name.

act of May 13, 1909 (P. L. 520, No. 292), referred to as the Pure Food Law

§ 19.23. Different years of passage and enactment.

act of January 10, 1972 (1971 P. L. 677, No. 182), relating to swearing in of veniremen

§ 19.24. Statute passed during special session.

act of September 1, 1972 (1st. Sp.Sess., P. L. 2014, No. 1), relating to assistance for flood damage

§ 19.25. Consolidated Pennsylvania Statutes.

1 Pa.S. § 1909 (relating to publication)

Subchapter B of Chapter 73 of Title 18 of the Consolidated Pennsylvania Statutes (relating to Sunday trading), but 18 Pa.C.S. Ch. 73 Subch. B (relating to Sunday trading) preferred

Title 18 of the Consolidated Pennsylvania Statutes (relating to crimes and offenses), but 18 Pa.C.S. § 101 *et seq.* (relating to crimes and offenses) allowed in unconsolidated statutes

§ 19.26. Official U. S. Code provisions.

28 United States Code § 2254 (relating to state custody remedies in Federal Court)

§ 19.27. Other Federal statutes.

Federal Corporate Takeover Act (Public Law 90-439, 15 U.S.C. § 78 *et seq.*)
Social Security Act (49 Stat. 620, 42 U.S.C. § 301 *et seq.*)

section 121 of Public Law 85-315 (71 Stat. 637, 43 U.S.C. § 4321)
section 50(b) of the act of October 31, 1951 (65 Stat. 727, 36 U.S.C. § 150(b))

§ 19.28. Constitution of Pennsylvania.

section 18 of Article V of the Constitution of Pennsylvania
section 21 of the schedule to Article V of the Constitution of Pennsylvania

§ 19.29. Major subdivisions.

Chapter 3
Subchapter B of Chapter 3
Subchapter B
Subdivision (b) of Article IV of the act of _____
Article III of the act of _____
Subdivision (b)
Article III

§ 19.30. Sections.

section 411 of the act of _____
section 411

§ 19.31. Minor subdivision in other section.

section 411(a)(1)(i) of the act of _____
section 411(a)(1)

§ 19.32. Minor subdivision in same section.

subsection (a)
subsection (a)(1)
subsection (a)(1)(i)
subsection (a)(1)(i)(A)
subsection (a)(1)(i)(A)(I)

§ 19.33. Minor subdivision in same subsection.

paragraph (1)
paragraph (1)(i)
paragraph (3)(ii)(A)
paragraph (3)(ii)(A)(I)
subparagraph (i)
subparagraph (ii)(B)
subparagraph (ii)(B)(I)
clause (B)
clause (B)(I)
subclause (I)

§ 19.34. Multiple references.

Articles I and III of the act of _____
Articles I through III of the act of _____
Chapter 3 or 5
sections 102 and 103 of the act of _____
sections 306(e) and 307(f)(1)
subsections (a) and (b)
subsection (a)(2), (3) or (4)
paragraph (1) or (2)

§ 19.35. Rules and regulations.

1 Pa. Code § 1.2 (relating to citation of Pennsylvania Code)
1 CFR 8.9 (relating to form of citation)

ENUMERATIONS**§ 19.41. Sentence with alternate requirements.**

(b) When use of force justifiable—The use of force is justifiable under this section only if the actor first requests the person against whom the force is used to desist from his interference with the property, unless the actor believes that:

- (1) such request would be useless;
- (2) it would be dangerous to himself or another person to make the request;

or

(3) substantial harm will be done to the physical condition of the property which is sought to be protected before the request can effectively be made.

§ 19.42. Sentence with cumulative requirements.

(e) Use of device to protect property.—The justification afforded by this section extends to the use of a device for the purpose of protecting property only if:

- (1) the device is not designed to cause or known to create a substantial risk of causing death or serious bodily injury;
- (2) the use of the particular device to protect the property from entry or trespass is reasonable under the circumstances, as the actor believes them to be; and
- (3) the device is one customarily used for such a purpose or reasonable care is taken to make known to probable intruders the fact that it is used.

§ 19.43. Simple list following sentence.

Section 4. Purposes.

The general purposes of this act are as follows:

- (1) Forbid and prevent conduct that unjustifiably inflicts or threatens substantial harm to individual or public interest.

- (2) Safeguard conduct that is without fault from condemnation as criminal.
- (3) Safeguard offenders against excessive, disproportionate or arbitrary punishment.

§ 19.44. Continuation of sentence beyond enumeration.

- (b) Use of deadly force.—If the actor believes that:
- (1) the person against whom force is used is attempting to dispossess him of his dwelling otherwise than under a claim of right to its possession; or
 - (2) force is necessary to prevent the commission of a felony in the dwelling; the use of deadly force is justifiable under this section.

NUMBERS

§ 19.51. Money.

1
30
\$10 (not \$10.00 unless in column with \$11.50, etc.)
\$5.30
\$2,500,000

§ 19.52. Percentage.

12%
25.5%
0.25%

§ 19.53. Age.

six years old
60 years of age
16-year-old

§ 19.54. Time.

9:30 a.m.
4:30 p.m.
10 p.m.
12 noon
12 midnight

§ 19.55. Measurements.

one and three-quarter miles, 21 miles
six acres, 11 acres
ten gallons, 90 gallons
nine inches, 12 inches
five-day week

§ 19.56. Dates.

June 1956

June 1, 1956

June 1 (not June 1st, June first or first day of June)

May, June and July 1938

REPEAL PROVISIONS**§ 19.61. General repeal.**

Section 28. General repeal.

All **other** acts and parts of acts are repealed insofar as they are inconsistent with this act.

(**Note:** The underscored material is omitted when there are no other repeals).

§ 19.62. Repeal of entire statute.

Section 28. Repeals

The act of July 10, 1919 (P. L. 903, No. 359), entitled "An act regulating the fees of notaries public," is repealed.

§ 19.63. Repeal of entire statute with exceptions.

Section 28. Repeals.

The act (except sections 718 and 719) of June 24, 1939 (P.L. 872, No. 375), known as The Penal Code, is repealed.

§ 19.64. Repeal of section.

Section 28. Repeals.

Section 16 of the act of March 28, 1834 (P. L. 352, No. 206), entitled "An act establishing a fee bill," is repealed.

§ 19.65. Repeal of sentences.

Section 28. Repeals.

The first, antepenultimate, penultimate and last sentences of section 9 of the act of December 2, 1968 (P. L. 1133, No. 353), known as the Local Agency Law, are repealed.

§ 19.66. Repeal limited to certain matter.

Section 28. Repeals.

The act of May 4, 1864 (P. L. 776, No. 668), entitled "A further supplement to an act to enable the Governor to appoint notaries public, and for other purposes therein mentioned," is repealed as to notaries.

§ 19.67. Repeal ineffective as to certain matters.

Section 28. Repeals.

Sections 1 and 2 of the act of April 22, 1863 (P. L. 548, No. 537), entitled “An act authorizing Notaries Public in this State, and in any State or Territory in the United States, to take acknowledgments of deeds, and letters of attorney, and to confirm acknowledgments heretofore made,” are repealed except as to deeds.

§ 19.68. Repeals of multiple statutes.

Section 28. Repeals

The following acts and parts of acts are repealed:

Act of July 10, 1919 (P. L. 903, No. 359), entitled “An act regulating the fees of notaries public.”

Act (except sections 718 and 719) of June 24, 1939 (P. L. 872, No. 375), known as The Penal Code.

First, antepenultimate, penultimate and last sentences of section 9 of the act of December 2, 1968 (P. L. 1133, No. 353), known as the Local Agency Law.

EFFECTIVE DATES**§ 19.71. Immediately.**

This act shall take effect immediately.

§ 19.72. Specified date.

This act shall take effect July 1, 1973.

§ 19.73. Period of time.

This act shall take effect in 60 days.

§ 19.74. Different effective dates.

- (a) Section 1 shall take effect immediately.
- (b) The remainder of this act shall take effect in 60 days.

§ 19.75. Alternative effective date.

This act shall take effect January 1, 1985, or immediately, whichever is later.

§ 19.76. Effective date with applicability provision.

Section 10. Applicability.

This act applies to calendar years commencing January 1, 1973, and thereafter.

Section 11. Effective date.

This act shall take effect in 60 days.

MISCELLANEOUS PROVISIONS**§ 19.81. Table of contents without major subdivisions.****TABLE OF CONTENTS**

Section 1. Short title.
 Section 2. Declaration of policy.
 Section 3. Definitions.
 Section 4. Annulment of charters and change of corporate names.

 Section 11. Effective date.

§ 19.82. Table of contents with major subdivisions.**TABLE OF CONTENTS**

Chapter 1. Preliminary Provisions
 Section 101. Short title.
 Section 102. Definitions.
 Chapter 2. Responsibilities of State
 Section 201. Powers and duties of department.
 Section 202. State facilities.
 Section 203. Qualifications of directors of State facilities.
 Chapter 13. Responsibilities of counties
 Section 1301. General powers and duties of local authorities.
 Section 1302. Establishment of county mental health and mental retardation board.
 Section 1303. Duties of county mental health and mental retardation board.
 Section 1304. County mental health and mental retardation administrator.
 Section 1305. Duties of administrator.

§ 19.83. Short title section.

Section 1. Short Title.
 This act shall be known and may be cited as the Adoption Act.

§ 19.84. Definition section.

Section 2. Definitions.
 The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:
 "Action." Any action or proceeding in any court of this Commonwealth.
 "Administrator." A fiduciary appointed under authority of law by a register of wills or court to administer the estate of a decedent.

§ 19.85. Applicability section.

Section 3. Applicability.

This act applies to decedents dying on or after the effective date of this act.

§ 19.86. Appropriation section.

Section 10. Appropriation.

The sum of \$25,000, **or as much thereof as may be necessary**, is hereby appropriated to the Department of Revenue for the fiscal year July 1, 1984, to June 30, 1985, to carry out the provisions of this act.

(**Note:** The underscored material is omitted for nonpreferred appropriations.)

§ 19.87. Savings provision.

Section 9. Savings provision.

This act does not affect any act done, liability incurred or right accrued or vested or affect any civil or criminal proceeding pending or to be commenced to enforce any right or penalty or punish any offense under any statute or part of a statute repealed by this act.

§ 19.88. Severability section.

Section 8. Severability.

The provisions of this act are severable. If any provision of this act or its application to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application.

§ 19.89. Nonseverability section.

Section 8. Nonseverability.

The provisions of this act are nonseverable. If any provision of this act or its application to any person or circumstance is held invalid, the remaining provisions or applications of this act are void.

§ 19.90. Retroactivity section.

Section 11. Retroactivity.

This act shall be retroactive to January 1, 1984.

§ 19.91. Expiration section (sunset).

Section 13. Expiration.

This act expires December 31, 1985, **unless extended by statute.**

(**Note:** The underscored material should be used only when insisted upon.)

§ 19.92. Expiration of term of abolished elective office.

Section 13. Incumbent elective officers.

A person holding elective office under any statute repealed by this act shall continue to hold that office until the expiration of the term thereof, subject to the conditions and salary attached to that office prior to the effective date of this act.

Subchapter B. AMENDATORY BILLS

ADDING PROVISIONS

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19.103. Section between existing sections.
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19.105. Subsection.
19.106. Clause in section.
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19.108. Undesignated paragraph in section.
19.109. Undesignated paragraph in subsection.
19.110. Definitions.

REPEALING PROVISIONS

- 19.121. Statute without short title.
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19.124. Article.
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19.127. Single section.
19.128. Subsection using repealer clause.
19.129. Subsection using brackets.
19.130. Definition using repealer clause.
19.131. Definition using brackets.

AMENDING PROVISIONS

- 19.141. Constitutional title of statute.
19.142. Section not previously amended.
19.143. Section previously amended.
19.144. More than one section.
19.145. Section containing pre-1937 enacting clause.
19.146. Subsection.
19.147. Subsection carrying penalty clause.
19.148. Clause in section.
19.149. Clause in subsection.

- 19.150. Clause in unnumbered paragraph.
- 19.151. Unnumbered paragraph.
- 19.152. Subparagraph in paragraph.
- 19.153. Definitions.

MISCELLANEOUS

- 19.161. Amend and add sections.
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- 19.163. Amend and add clause.
- 19.164. Reenact and amend statute.
- 19.165. Reenact penalty section.
- 19.166. Amend section 202 of Administrative Code.

ADDING PROVISIONS

§ 19.101. Article.

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

**ARTICLE XXII-A
POWERS AND DUTIES OF THE
DEPARTMENT OF AGING**

Section 2201-A. Powers and Duties in General.—Subject to any inconsistent provisions in this act, the Department of Aging shall have the power and its duty shall be:

- (1) To serve as a clearinghouse for information related to problems of the aged and aging.*
- (2) To assist the Governor in all matters pertaining to problems of the aged and aging.*
- (3) To develop plans and conduct and arrange for research and demonstration programs in the field of aging.*
- (4) To provide technical assistance and consultation to political subdivisions with respect to programs for the aged and aging.*
- (5) To prepare, publish and disseminate educational materials dealing with the welfare of older persons.*
- (6) To gather statistics in the field of aging which other governmental agencies are not collecting.*
- (7) To stimulate more effective use of existing resources and available services for the aged and aging.*

§ 19.102. Subdivision.

Section 1. Article XXI of the act of July 28, 1953 (P. L. 723, No. 230), known as the Second Class County Code, is amended by adding a subdivision to read:

ARTICLE XXI

Special Powers and Duties of the County

(p.1) Legal Aid Services

Section 2199.1A. Appropriations for Legal Aid Services.—The board of commissioners of a county of the second class A may appropriate moneys for payment to nonprofit legal aid associations or societies, or county bar associations, who provide legal aid services for indigent persons in civil matters.

§ 19.103. Section between existing sections.

Section 2. The act is amended by adding a section to read:

Section 13.1. Referendum.—The question whether the debt shall be increased shall be submitted to the electors at the next Statewide primary or municipal election to be held in this Commonwealth after the question has been published by the Secretary of the Commonwealth in at least two newspapers in every county.

§ 19.104. Section at end of statute.

Section 1. The act of July 2, 1937 (P. L. 2772, No. 570), entitled “An act to require certain records of oil and gas wells drilled in the Commonwealth showing the location of the same and the geologic formations encountered therein, and to make copies of such records available upon payment of prescribed fees; and providing fees and penalties,” is amended by adding a section to read:

Section 5. The Department of Environmental Resources shall transmit all fees heretofore and hereafter collected under this act to the State Treasurer, through the Department of Revenue, for deposit to the credit of the General Fund.

§ 19.105. Subsection.

Section 1. Section 6 of the act of June 22, 1970 (P. L. 378, No. 122), known as the Nursing Home Administrators License Act, is amended by adding a subsection to read:

Section 6. Qualifications for Admission to Examination.—***

(f) A person who has operated a nursing home for a period of three years or more shall be admitted to the licensing examination without the necessity of submitting written evidence of high school graduation or its equivalent.

§ 19.106. Clause in section.

Section 1. Section 702 of the act of May 1, 1933 (P. L. 103, No. 69), known as The Second Class Township Code, reenacted and amended July 10, 1947 (P. L. 1481, No. 567), is amended by adding a clause to read:

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. Where no specific authority is given for the expenditures incident to the exercise of any power hereinafter conferred, or where no specific fund is designated from which such expenditures shall be made, appropriations for such expenditures shall be made only from the general township fund. In addition to the duties imposed upon them by section 516 hereof, they shall have power—

LXV. Appropriations for Mental Health Centers.—To appropriate money annually to any nonprofit association or corporation which operates or conducts a mental health center.

§ 19.107. Clause in subsection.

Section 1. Section 202(a) of the act of May 21, 1943 (P. L. 571, No. 254), known as The Fourth to Eighth Class County Assessment Law, is amended by adding a clause to read:

Section 202. Exemptions from Taxation.—(a) The following property shall be exempt from all county, borough, town, township, road, poor, county institution district and school (except in cities) tax, to wit:

(13) Silos used predominantly for processing or storage of animal feed incidental to the operation of the farm on which the silo is located shall not be included in determining the value of real estate used predominantly as a farm.

§ 19.108. Undesignated paragraph in section.

Section 1. Section 12.1 of the act of May 25, 1933 (P. L. 1050, No. 242), entitled “An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created,” is amended by adding a paragraph to read:

Section 12.1. ***

In addition to other benefits provided by this act, the city council may, by ordinance, pay beneficiaries of the fund who retired on or before December 31, 1968 an additional sum of forty dollars (\$40) per month.

§ 19.109. Undesignated paragraph in subsection.

Section 1. Section 834(a) of the act of April 29, 1959 (P. L. 58, No. 32), known as the Vehicle Code, is amended by adding a paragraph to read:

Section 834. Official Inspections.—

(a) ***

Motor vehicles designed and used as fire trucks shall be inspected once a year in accordance with regulations prescribed by the department.

§ 19.110. Definitions.

Section 1. Section 2 of the act of April 8, 1937 (P. L. 262, No. 66), known as the Consumer Discount Company Act, is amended by adding a definition to read:

Section 2. Definitions.—The following terms shall be construed in the act to have the following meanings, except in those instances where the context clearly indicates otherwise:

“Capital or capitalization” means the legal or stated capital which, at any particular time, is fully paid in and the sum of the par value of all shares issued and outstanding or the amount of consideration received by the corporation for all shares issued and outstanding without par value but is limited to the amount which has been credited to capital stock accounts.

(Note: Definitions not in alphabetical order but added at end.)

Section 1. Section 102 of the act of April 12, 1951 (P. L. 90, No. 21), known as the Liquor Code, is amended by adding a definition to read:

Section 102. Definitions.—The following words or phrases, unless the context clearly indicates otherwise, shall have the meanings ascribed to them in this section:

“Golf course” shall mean a course having a minimum of nine holes and a total length of at least twenty-five hundred yards.

(Note: Definitions in alphabetical order and placed in proper sequence.)

Section 1. Section 2 of the act of May 2, 1945 (P. L. 382, No. 164), known as the Municipality Authorities Act of 1945, is amended by adding a clause to read:

Section 2. Definitions.—The following terms whenever used or referred to in this act shall have the following meanings, except in those instances where the context clearly indicates otherwise:

(m) The term “eligible educational institution” shall mean an independent institution of higher education located in and chartered by, the Commonwealth, which is not a State-owned institution, which is operated not for profit, which is determined by the Authority not to be a theological seminary or school of theology or a sectarian and denominational institution and which is approved as eligible by the Authority pursuant to regulations approved by it.

(Note: Definitions not in alphabetical order and added at end)

Section 1. Section 102 of the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking code of 1965, is amended by adding a clause to read: Section 102. Definitions

Subject to additional definitions contained in subsequent chapters of this act which are applicable to specific chapters or sections thereof, 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:

(bb. 1) “Subsidiary”—a corporation controlled by an institution which owns at least a majority of its shares

(Note: Definitions in alphabetical order and placed in proper sequence.)

REPEALING PROVISIONS

§ 19.121. Statute without short title.

AN ACT

Repealing the act of March 22, 1860 (P. L. 233, No. 228), entitled “An act relative to the Courts in Fulton county.”

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

Section 1. The act of March 22, 1860 (P. L. 233, No. 228), entitled “An act relative to the Courts in Fulton county,” is repealed.

§ 19.122. Statute with official short title.

Section 1. The act of June 21, 1937 (P. L. 1948, No. 378), known as the Non-profit Hospital Plan Act, is repealed.

§ 19.123. Statute and supplement.

Section 9. Repeals.

The following acts and parts of acts are repealed:

Act of March 23, 1868 (P. L. 424, No. 385), entitled “An act to secure farmers against losses caused by railroads in Erie county.”

Act of April 13, 1868 (P. L. 1022, No. 955), entitled “A supplement to an act, entitled ‘An act to secure farmers against losses caused by railroads in Erie county,’ approved on the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-eight, exempting certain lands from its operations, and to provide for cases where farmers may be harmed by said railroad companies.”

§ 19.124. Article.

Section 1. Article III of the act of March 4, 1971 (P. L. 6, No. 2), known as the Tax Reform Code of 1971, is repealed.

§ 19.125. Subdivision.

Section 1. Subdivision (g) of Article IV of the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as The Borough Code, is repealed.

§ 19.126. More than one section.

AN ACT

Repealing sections 831 and 832 of the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled “An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs,” relating to election of auditors.

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

Section 1. Sections 831 and 832 of the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as The Borough Code, are repealed.

(Note: In the alternative, the title could be worded similar to an amendatory act i.e. Amending the act of .)

§ 19.127. Single section.

AN ACT

Repealing section 1303 of the act of March 10, 1949 (P. L. 30, No. 14), entitled “An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto,” relating to requirements for smallpox vaccinations.

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

Section 1. Section 1303 of the act of March 10, 1949 (P. L. 30, No. 14), known as the Public School Code of 1949, is repealed.

§ 19.128. Subsection using repealer clause.

AN ACT

Amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled “An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs,” repealing provisions relating to election of auditors.

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

Section 1. Section 831(b) of the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as The Borough Code, is repealed.

§ 19.129. Subsection using brackets.

Section 1. Section 831(b) of the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as The Borough Code, is amended to read:

Section 831. Election of Auditors.—* * *

[(b) The auditors shall hold office for terms of six years.]

§ 19.130. Definition using repealer clause.

AN ACT

Amending the act of April 29, 1959 (P. L. 58, No. 32), entitled “An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors,” repealing the definition of “nonresident.”

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

Section 1. The definition of “nonresident” in section 102 of the act of April 29, 1959 (P. L. 58, No. 32), known as The Vehicle Code, is repealed.

§ 19.131. Definition using brackets.

Section 1. The definition of “non-resident” in section 102 of the act of April 29, 1959 (P. L. 58, No. 32), known as The Vehicle Code, is amended to read:

Section 102. Definitions.—As used in this act:

[“Nonresident” means any person not a resident of this Commonwealth.]

AMENDING PROVISIONS

§ 19.141. Constitutional title of statute.

Section 1. The title of the act of March 11, 1971 (P. L. 104, No. 3), known as the Senior Citizens Property Tax Assistance Act, is amended to read:

AN ACT

Providing property tax *or rent* assistance to certain senior citizens, widows, *widowers* and permanently disabled persons with limited incomes; establishing uniform standards and qualifications for eligibility to receive assistance; *and* imposing duties upon the Department of Revenue; [and making an appropriation].

§ 19.142. Section not previously amended.

Section 1. Section 1231 of the act of August 9, 1955 (P. L. 323, No. 130), known as The County Code, is amended to read:

Section 1231. Deputies.—The coroner may appoint one or more deputies to act in his place and stead, as he may deem proper and necessary. Such deputy or deputies shall have the same powers as the coroner. [In counties of the fifth, sixth, seventh, and eighth classes, such deputies shall receive the same fees as the coroner.]

§ 19.143. Section previously amended.

Section 1. Section 612 of the act of May 1, 1933 (P. L. 103, No. 69), known as The Second Class Township Code, reenacted and amended July 10, 1947 (P. L. 1481, No. 567) and amended December 15, 1965 (P. L. 1094, No. 421), is amended to read:

Section 612. Expenses and Mileage.—The expenses allowed the delegates attending the annual meeting [shall] *may* be [thirty-five] *in an amount not exceeding fifty* dollars per day for each delegate for not more than four days including the time employed in traveling thereto and therefrom, together with [ten] *twelve* cents per mile in going to and returning from such meeting and shall be paid by the respective county associations.

§ 19.144. More than one section.

Section 1. Sections 201, 203 and 204 of the act of December 22, 1965 (P. L. 1124, No. 437), known as the Dog Law of 1965, are amended to read:

§ 19.145. Section containing pre-1937 enacting clause.

Section 1. Section 1 of the act of June 28, 1923 (P. L. 884, No. 335), entitled “An act exempting in certain cases the net proceeds of life insurance policies or annuities from the claims of creditors,” is amended to read:

Section 1. Be it enacted, &c., That the net amount payable under any policy of life insurance or under any annuity contract upon the life of any person, heretofore or hereafter made for the benefit of or assigned to the [wife] *spouse* or children or dependent relative of such person, shall be exempt from all claims of the creditors of such person arising out of or based upon any obligation created after

the passage of this act, whether or not the right to change the named beneficiary is reserved by or permitted to such person.

(Note: Do not bracket or amend the enacting clause.)

§ 19.146. Subsection.

Section 1. Section 523(a) of the act of March 10, 1949 (P. L. 30, No. 14), known as the Public School Code of 1949, amended October 21, 1965 (P. L. 601, No. 312), is amended to read:

Section 523. Educational Broadcasting.—

(a) The State Board of Education shall adopt and amend, when necessary, a State Plan for Educational Broadcasting. The State plan shall provide for the development of educational broadcasting facilities in the Commonwealth and shall define educational broadcasting service areas which shall be served by specified broadcasting centers. The Department of [Public Instruction] *Education* shall promulgate regulations to implement the State plan. *Prior to adoption or amendment of the State plan, the board shall submit the plan to the Pennsylvania Public Television Network Commission and for its comments.*

§ 19.147. Subsection carrying penalty clause.

Section 1. Section 1024(b) of the act of April 29, 1959 (P. L. 58, No. 32), known as The Vehicle Code, is amended to read:

Section 1024. Tampering with Vehicles.—

(b) No person shall hang on to, or ride on, the outside or the rear end of any vehicle, and no person on a bicycle, roller skates, sled, or any similar device, shall hold fast to or hitch on to any moving vehicle, and no operator of a vehicle shall knowingly permit any person to hang on to, or ride on, the outside or rear end of the vehicle, which he is operating, or allow any person on a bicycle, roller skates, sled, or any similar device to hold fast or hitch on to the vehicle which he is operating on any public highway, and no owner of a vehicle, if present, shall knowingly permit any person to operate any vehicle under his control in violation of this subsection. *The provisions of this subsection relating to any person hanging on to or riding on the outside or the rear end of any vehicle shall not be applicable to firemen, garbage collectors or operators of fire trucks or garbage trucks acting pursuant to and during the course of their duties.*

Penalty.—Any person violating any of the provisions of subsection (a) or (c) of this section, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than ten (10) days.

Any person violating any of the provisions of subsection (b) of this section, shall, upon summary conviction before a magistrate, be sentenced to pay a fine of five dollars (\$5.00) and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than three (3) days.

§ 19.148. Clause in section.

Section 3. Section 492(6) of the act is amended to read:

Section 492. Unlawful Acts Relative to Malt or Brewed Beverages and Licensees.—

It shall be unlawful—

(6) Sales of Malt or Brewed Beverages on Election Day by Hotels, Eating Places or Public Service Licensees. For any hotel or eating place holding a retail dispenser's license, or any malt or brewed beverage public service licensee, or his servants, agents or employees, to sell, furnish or give any malt or brewed beverages to any person after two o'clock antemeridian, or until one hour after the time fixed by law for the closing of polling places on days on which a general, municipal, special or primary election is being held *except as permitted by subsection (a) of section 406.*

§ 19.149. Clause in subsection.

Section 1. Section 2(g)(2) of 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, standards and specifications to make the same accessible to and usable by the physically handicapped, and providing for enforcement," is amended to read:

Section 2. Grounds, Buildings and Facilities.—***

(g) Rest Rooms.—***

(2) Toilet rooms shall have at least one toilet stall that: (i) is 3 feet wide, (ii) is at least 4 feet 8 inches, preferably 5 feet deep, (iii) has a door (where doors are used) that is 32 inches wide and swings out, (iv) has handrails [on each side, 33 inches high and parallel to the floor, 1 1/2 inches in outside diameter, with 1 1/2 inches clearance between rail and wall, and fastened securely at ends and center,] *or grab bars which are an integral part of the toilet seat, or are mounted on the wall, at such a height and in such a position as the Secretary of Labor and Industry shall, by regulation determine,* (v) has a water closet with the seat 20 inches from the floor.

§ 19.150. Clause in unnumbered paragraph.

Section 1. Clause (6) of the second paragraph of section 3 of the act of March 2, 1956 (1955 P. L. 1211, No. 376), known as the Practical Nurse Law, amended January 13, 1966 (1965 P. L. 1295, No. 516), is amended to read:

Section 3. ***

This act does not prohibit:

(6) Care of the sick *with or* without compensation or personal profit when done in connection with the practice of the religious tenets of any church by adherents thereof.

§ 19.151. Unnumbered paragraph.

Section 1. The first paragraph of section 903 of the act of June 3, 1937 (P. L. 1225, No. 316), known as The Game Law, amended May 24, 1956 (P. L. 1736, No. 579), is amended to read:

Section 903. Purchase Price.—For land to be used as State Game Lands the commission may pay what it considers a fair and reasonable price not exceeding one hundred dollars per acre *exclusive of Federal and other cost-sharing funds* and consistent with the market value of land in the locality in which any such land may be located.

§ 19.152. Subparagraph in paragraph.

Section 2. Section 4(1)(i)(A) of the act is amended to read:

Section 4. Definitions.—The following words and phrases, as used in this act, shall have the following meanings, unless the context clearly requires otherwise.

(1) ***

(i) The word “employment” shall not include—

(A) Service performed by an individual in the employ of his son, daughter, or spouse, and service performed by a child under the age of [twenty-one (21)] *eighteen (18)* in the employ of his father or mother.

§ 19.153. Definitions.

Section 1. The definition of “abandoned motor vehicle” in section 102 of the act of April 29, 1959 (P. L. 58, No. 32), known as The Vehicle Code, amended January 15, 1970 (1969 P. L. 519, No. 195), is amended to read:

Section 102. Definitions.—The following words and phrases when used in this act shall, for the purpose of this act, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

“Abandoned Motor Vehicle.”—(1) A motor vehicle that is inoperable and is left unattended on public property for more than [ninety-six (96)] *forty-eight (48)* hours or; (2) a motor vehicle that has remained illegally on public property for a period of more than [ninety-six (96)] *forty-eight (48)* hours; or (3) [an inoperable] *a* motor vehicle without registration plates left standing on or along the highway; or (4) a motor vehicle that has remained on private property without the consent of the owner or person in control of the property for more than [ninety-six (96)] *forty-eight (48)* hours: Provided, That vehicles and equipment used or to be used in construction, or the operation or maintenance of public utility facilities and which are left in a manner which does not interfere with the normal movement of traffic shall not be considered abandoned vehicles for the purposes of this act.

MISCELLANEOUS

§ 19.161. Amend and add sections.

Section 1. Section 2 of the act of May 15, 1969 (P. L. 40, No. 14), known as the Vietnam Conflict Veterans’ Compensation Bond Act, amended July 29, 1970 (P. L. 652, No. 221), is amended to read:

Section 2. Authority to Borrow.—The Governor, the Auditor General and the State Treasurer are hereby authorized and directed to borrow, on the credit of the Commonwealth of Pennsylvania, such sum or sums of money not exceeding in the aggregate, at any one time, the sum of [fifty-five million dollars (\$55,000,000)] *sixty-five million dollars (\$65,000,000)* as may be found necessary to carry out the purposes of the act of July 18, 1968 (P. L. 405, No. 183), known as the “Vietnam Conflict Veterans’ Compensation Act.”

Section 2. The act is amended by adding a section to read:

Section 13.1. Referendum.—The question whether the debt shall be increased shall be submitted to the electors at the next Statewide primary or municipal election to be held in this Commonwealth after the question has been published by the Secretary of the Commonwealth in at least two newspapers in every county where two are published.

§ 19.162. Amend and add subsections.

Section 1. Section 4 of the act of December 2, 1968 (P. L. 1131, No. 352), known as the Magisterial Districts Act, is amended by adding a subsection to read:

Section 4. Magisterial Districts; Classes.—***

(c) There shall be no increase in the number of magisterial districts of the fourth class within a judicial district from and after the effective date of this act.

Section 2. Section 5(a) of the act is amended to read:

Section 5. Salaries.—(a) A district justice shall receive an annual salary paid by the Commonwealth and computed by adding to [three thousand dollars (\$3,000)] *six thousand dollars (\$6,000)* the product of the population of his magisterial district times forty cents (40¢), but in no event shall the salary exceed [fourteen thousand dollars (\$14,000)] *sixteen thousand five hundred dollars (\$16,500) or be less than seven thousand five hundred dollars (\$7,500)*.

§ 19.163. Amend and add clause.

Section 1. Section 108(k) of the act of June 2, 1915 (P. L. 736, No. 338), known as The Pennsylvania Workmen's Compensation Act, reenacted and amended June 21, 1939 (P. L. 520, No. 281) and amended October 17, 1972 (P. L. 930, No. 223), is amended and the section is amended by adding a clause to read:

Section 108. The term "occupational disease," as used in this act, shall mean only the following diseases.

(k) Silicosis in any occupation [other than in and around a coal mine,] involving direct contact with, handling of, or exposure to the dust of silicon dioxide.

(q) Coal workers' pneumoconiosis, anthraco-silicosis and silicosis (also known as miner's asthma or black lung) in any occupation involving direct contact with, handling of or exposure to the dust of anthracite or bituminous coal.

§ 19.164. Reenact and amend statute.

Section 1. The title of the act of September 29, 1961 (P. L. 1745, No. 708), known as The Auctioneers' License Act, is reenacted and amended to read:

AN ACT

To define, license and regulate resident and nonresident auctioneers and apprentice auctioneers in this Commonwealth, and revising, consolidating and making the law uniform relative thereto; conferring certain powers and duties on the *Board of Auctioneer Examiners, the Commissioner of Professional and Occupational Affairs, the Secretary of the Commonwealth* and on certain *other* departments and officers of the State; [and local governments;] providing for the keeping of records and the inspection thereof; repealing certain inconsistent laws, and providing penalties.

Section 2. Section 1 of the act is reenacted to read:

Section 1. Short Title.—This act shall be known and may be cited as “The Auctioneers’ License Act.”

Section 3. Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of the act are reenacted and amended to read:

Section 2. Definitions.—As used in this act:

§ 19.165. Reenact penalty section.

Section 2. Section 11 of the act, reenacted July 9, 1969 (P. L. 133, No. 56), is reenacted to read:

Section 11. Penalties.—Any person who shall wilfully resist, prevent, impede or interfere with the Commission, its members, agents or agencies in the performance of duties pursuant to this act, or shall wilfully violate an order of the Commission, shall be guilty of a misdemeanor and, upon conviction thereof, shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or to undergo imprisonment not exceeding thirty (30) days, or both, in the discretion of the court, but procedure for the review of an order shall not be deemed to be such wilful conduct.

§ 19.166. Amend section 202 of Administrative Code.

Section 1. As much as relates to the Department of Labor and Industry in section 202 of the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929, amended July 28, 1953 (P. L. 656, No. 197), is amended to read:

Section 202. Departmental Administrative Boards, Commissions, and Offices.—The following boards, commissions, and offices are hereby placed and made departmental administrative boards, commissions, or offices, as the case may be, in the respective administrative departments mentioned in the preceding section, as follows:

In the Department of Labor and Industry,
Workmen’s Compensation *Appeal* Board,
[Workmen’s Compensation Referees,]
State Workmen’s Insurance Board,
The Industrial Board,
Unemployment Compensation Board of Review,
Pennsylvania Labor Relations Board,
Advisory Council on Affairs of the Handicapped;

**Subchapter C. RESOLUTIONS,
MOTIONS AND CITATIONS****CONSTITUTIONAL AMENDMENTS**

- Sec.
19.171. Title and resolving clause.
19.172. Adding provision.
19.173. Repealing provision.
19.174. Amending provision.
19.175. Multiple amendments.
19.176. Ratification of amendment to U. S. Constitution.

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- 19.181. Adoption of rules.
19.182. Adjournment to following week.
19.183. Recess in excess of week.
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- 19.201. Directing standing committee to conduct study.
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PERSONAL

- 19.211. Memorial service for deceased members.
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- 19.220. Anniversary of church or other organization.
- 19.221. Scouting award.
- 19.222. Miscellaneous award.

CONSTITUTIONAL AMENDMENTS

§ 19.171. Title and resolving clause.

PRIOR PASSAGE—NONE (*or* J. R. 1982-1)

A JOINT RESOLUTION

Proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for the establishment of standards and qualifications for land use for agricultural purposes.

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

§ 19.172. Adding provision.

Section 1. The following amendment to the Constitution of Pennsylvania is proposed in accordance with Article XI:

That Article VIII be amended by adding a section to read:

§ 17. Korean bonus surplus.

When the total amount of money necessary to pay compensation for service during the Korean Conflict, authorized by the constitutional amendment of November 5, 1957, formerly section 23 of Article VIII, has been determined, any surplus remaining may be used by the General Assembly under general law for payment into a fund to be known as the Pennsylvania Veterans Educational Fund which shall be used to guarantee loans to veterans of the Vietnam Conflict needing financial assistance to complete programs of education approved by the General Assembly.

§ 19.173. Repealing provision.

Section 1. The following amendment to the Constitution of Pennsylvania is proposed in accordance with Article XI:

That section 15(b) of Article V be repealed.

§ 19.174. Amending provision.

Section 1. The following amendment to the Constitution of Pennsylvania is proposed in accordance with Article XI:

That section 2(b)(i) of Article VIII be amended to read:

§ 2. Exemptions and special provisions.

(b) The General Assembly may, by law:

(i) Establish standards and qualifications for private forest reserves, *agriculture reserves and land actively devoted to agriculture use*, and make special provision for the taxation thereof:

§ 19.175. Multiple amendments.

Section 1. The following amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1) That sections 8(a) and 9(b) of Article IV be amended to read:

§ 8. Appointing power.

(a) (Continue using brackets and/or underscoring).

(b) (Continue using brackets and/or underscoring).

(2) That section 13(b) of Article V be amended to read:

§ 13. Election of justices, judges and justices of the peace; vacancies.

(b) (Continuing using brackets and/or underscoring).

§ 19.176. Ratification of amendment to U. S. Constitution.

A JOINT RESOLUTION

Ratifying the proposed amendment to the Constitution of the United States relative to equal rights for men and women.

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

Section 1. The following proposed amendment to the Constitution of the United States is hereby ratified by the General Assembly of the Commonwealth of Pennsylvania:

“Article—

“Section 1. Equality of rights under the law shall not be denied or abridged by the United States or by any state on account of sex.

“Section 2. The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

“Section 3. This amendment shall take effect two years after the date of ratification.”

Section 2. A certified copy of this resolution shall be forwarded to the Administrator of General Services, in accordance with 1 U.S.C. § 106, to the President of the United States Senate and to the Speaker of the United States House of Representatives.

LEGISLATIVE PROCEDURE

§ 19.181. Adoption of rules.

ADOPTION OF PRIOR RULES.

A RESOLUTION

Adopting Rules of the Senate.

RESOLVED, That the Rules of the Senate during the 1982 Session be adopted for the government of this 157th Regular Session until amended, repealed or otherwise altered or changed.

ADOPTION OF NEW RULES.

A RESOLUTION

Adopting Rules of the House of Representatives.

RESOLVED, That the House of Representatives adopt the following Rules as the Rules of the House of Representatives for the Session beginning January 2, 1983:

§ 19.182. Adjournment to following week.

In the Senate,

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, August 13, 1951, at 2:00 p.m., E.S.T., and when the House of Representatives adjourns this week it reconvene on Monday, August 13, 1951, at 3:30 p.m., E.S.T.

§ 19.183. Recess in excess of week.

In the Senate,

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, November 12, 1951, at 3:00 p.m., E.S.T., unless sooner reconvened by the President pro tempore of the Senate, and when the House of Representatives adjourns this week it reconvene on Monday, November 12, 1951, at 4:30 p.m., E.S.T., unless sooner reconvened by the Speaker of the House of Representatives.

§ 19.184. Adjournment sine die.

In the House of Representatives,

RESOLVED (the Senate concurring), That this Regular Session of the General Assembly adjourn sine die on July 27, 1953, at 2:00 p.m.

§ 19.185. Last day for introduction of bills.

A RESOLUTION

Fixing last day for introduction of bills.

RESOLVED, That Monday, July 9, 1984, be fixed as the last day for the introduction of bills in the House of Representatives during this Session, except bills raising revenue and making appropriations.

§ 19.186. Supply lost bill in house of origin.

A RESOLUTION

Directing Chief Clerk to replace lost copy of House Bill No. 198, Printer's No. 403.

RESOLVED, That House Bill No. 198, Printer's No. 403, entitled "____," having been referred to the Committee on Game and Forestry, February 13, 1955, and the official copy thereof cannot be found, the Chief Clerk of the House of Representatives is directed to furnish to the Committee on Game and Forestry a certified copy thereof, which shall be substituted for the original.

§ 19.187. Supply lost bill in house of reference.

A RESOLUTION

Directing Chief Clerk to request Senate to replace last copies of Senate Bill No. 244, Printer's No. 73, and Senate Bill No. 245, Printer's No. 74.

RESOLVED, That Senate Bill No. 244, Printer's No. 73, entitled "_____", and Senate Bill No. 245, Printer's No. 74, entitled "_____" having been referred to the Committee on Municipal Corporations in the House of Representatives and the official copies thereof cannot be found, the Chief Clerk of the House of Representatives is directed to request the Senate to furnish to the House Committee on Municipal Corporations certified copies thereof, which shall be substituted for the originals.

§ 19.188. Reconsideration of vote on final passage.

In the House of Representatives,

Moved by the gentleman from _____, Mr. _____, and seconded by the gentleman from _____, Mr. _____, that the vote by which House Bill No. _____, Printer's No. _____, entitled "_____" was defeated on final passage on Tuesday, May 12, 1955, be reconsidered.

§ 19.189. Reversion to prior print.

In the Senate,

Moved by the Senator from _____, Mr. _____, and seconded by the Senator from _____, Mr. _____, that the Senate revert Senate Bill No. _____, Printer's No. _____, entitled "_____" to its condition in Printer's No. _____.

§ 19.190. Recede from amendments nonconcurred in.

In the House of Representatives,

Moved by the gentleman from _____, Mr. _____, and seconded by the gentleman from _____, Mr. _____, that the House of Representatives recede from its amendments to Senate Bill No. _____, Printer's No. _____, entitled _____ nonconcurred in by the Senate.

§ 19.191. Recede from nonconcurrence in amendments.

In the Senate,

Moved by the Senator from _____, Mr. _____, and seconded by the Senator from _____, Mr. _____, that the Senate recede from its nonconcurrence in the amendments of the House of Representatives to Senate Bill No. _____, Printer's No. _____, entitled "_____" insisted on by the House.

§ 19.192. Discharge standing committee.**IN THE HOUSE**

A RESOLUTION

Discharging Committee on Judiciary from further consideration of House Bill No. 1083, Printer's No. 1585.

RESOLVED, That House Bill No. 1083, Printer's No. 1585, entitled “ ,” having been referred to the Committee on Judiciary on April 8, 1955, and the committee not having reported the same to the House of Representatives for a period of over 15 days, the committee is discharged from further consideration thereof.

IN THE SENATE

A RESOLUTION

Discharging Committee on Judiciary from further consideration of Senate Bill No. 1083, Printer's No. 1585.

RESOLVED, That Senate Bill No. 1083, Printer's No. 1585, entitled “ ,” having been referred to the Committee on Judiciary on April 8, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

§ 19.193. Discharge conference committee.

A RESOLUTION

Discharging Committee of Conference from further consideration of House Bill No. 198, Printer's No. 293.

RESOLVED, That the Committee of Conference on the part of the House of Representatives be discharged from further consideration of House Bill No. 198, Printer's No. 293, entitled “ _____ .”

§ 19.194. Recall bill from opposite house.

A CONCURRENT RESOLUTION

Recalling House Bill No. 200, Printer's No. 306, from Senate for purpose of amendment (**or** further consideration).

RESOLVED (the Senate concurring), That House Bill No. 200, Printer's No. 306, entitled “An act _____ ,” be recalled from the Senate for the purpose of amendment (**or** further consideration.)

§ 19.195. Recall bill from Governor.

A CONCURRENT RESOLUTION

Recalling House Bill No. 200, Printer’s No. 306, from Governor for purpose of amendment (or further consideration).

RESOLVED (the Senate concurring), That House Bill No. 200, Printer’s No. 306, entitled “An act _____,” be recalled from the Governor for the purpose of amendment (or further consideration.)

§ 19.196. Return bill to Governor.

A CONCURRENT RESOLUTION

Returning House Bill No. 200, Printer’s No. 306, to Governor following earlier recall.

RESOLVED (the Senate concurring), That House Bill No. 200, Printer’s No. 306, entitled “An act _____,” which was recalled from the Governor May 5, 1955, for the purpose of amendment (or further consideration), be returned to the Governor without amendment (or as amended).

§ 19.197. Petition for consideration of executive nomination.

A PETITION

To place before the Senate the nomination of William G. Schwartz as a member of the Pennsylvania Game Commission.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8(b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of William G. Schwartz, Philadelphia, Pennsylvania, as a member of the Pennsylvania Game Commission, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

INVESTIGATION AND INFORMATION**§ 19.201. Directing standing committee to conduct study.**

A RESOLUTION

Directing Law and Justice Committee to study feasibility of establishing task force to investigate motor vehicle theft.

WHEREAS, The theft of motor vehicles is becoming a very serious problem throughout this Commonwealth; and

WHEREAS, The extent of the problem and appropriate measures to eliminate or reduce the widespread theft of motor vehicles may be determined only as a result of an extensive investigation; and

WHEREAS, Legislation may be necessary to strengthen laws relating to manufacturers' serial numbers on motor vehicles and to establish a special task force within the Pennsylvania State Police or other agency to investigate the problem relating to the theft of motor vehicles; therefore be it

RESOLVED, That the Law and Justice Committee conduct a study to determine the feasibility of establishing a special task force in the Pennsylvania State Police or other agency to investigate the extent of the problem relating to the theft of motor vehicles and to determine whether legislation is necessary and appropriate to change or strengthen laws relating to manufacturer's serial numbers on motor vehicles; and be it further

RESOLVED, That the Law and Justice Committee make a report of its findings to the House of Representatives within 30 days following the adoption of this resolution, including drafts of any legislation necessary to implement its findings.

§ 19.202. Establishing bipartisan committee to conduct study.

A RESOLUTION

Directing appointment of special committee to study prison furlough, prerelease and probation system.

WHEREAS, The furlough, prerelease and probation laws and regulations relating to the penal and correctional system of the Commonwealth have raised considerable controversy over the last several years; therefore be it

RESOLVED, That the Speaker of the House of Representatives appoint a five-member bipartisan committee, three from the majority party and two from the minority party, to study and investigate the prisoner furlough, prerelease and probation system as it now operates with a view to improving the system; and be it further

RESOLVED, That the committee report back as soon as its study and investigation are completed together with its findings and recommendations.

§ 19.203. Directing study by Local Government Commission.

A CONCURRENT RESOLUTION

Directing Local Government Commission to study tax sale laws.

WHEREAS, The various tax sales laws and their effect as to titles conveyed and as to the divestiture of liens is a matter of great concern to the general public. Several bills are introduced in each session of the General Assembly dealing with and attempting to clarify this important subject affecting property rights; therefore be it

RESOLVED (the Senate concurring), That the Local Government Commission be directed to study and investigate the various tax sale laws and their effect as to titles conveyed and as to the divestitures of liens; and be it further

RESOLVED, That the Local Government Commission report to the next regular session of the General Assembly its findings and recommendations, with drafts of legislation necessary to carry the recommendations into effect.

§ 19.204. Directing study by Joint State Government Commission.

A RESOLUTION

Directing Joint State Government Commission to study veterans functions and programs of Commonwealth agencies.

WHEREAS, Veterans programs and the supervision of veterans functions are carried on by many Commonwealth agencies. Greater efficiency and a saving to the taxpayers would probably result from a consolidation of responsibility for veterans functions within the Department of Military Affairs. A study of the feasibility thereof would seem to be in order; therefore be it

RESOLVED, That the Joint State Government Commission make a study of the various veterans functions and programs conducted by the Commonwealth agencies to determine the feasibility of placing the responsibility for the supervision of all of them on the Department of Military Affairs; and be it further

RESOLVED, That the Joint State Government Commission report its findings and recommendations to the House of Representatives as soon as possible.

§ 19.205. Establishing joint investigating committee.

A CONCURRENT RESOLUTION

Directing appointment of joint committee to investigate Pennsylvania Turnpike safeguards and safety regulations,

WHEREAS, The Pennsylvania Turnpike is world famous as the greatest toll highway ever constructed; and

WHEREAS, It has brought to our Commonwealth an ever increasing flow of tourists from all the states of the Union and serves as a working model for future highway development; and

WHEREAS, Much information and misinformation has appeared from time to time concerning its safety for vehicular traffic; therefore be it

RESOLVED (the House of Representatives concurring), That the President pro tempore of the Senate appoint a committee of five Senators and the Speaker of the House appoint a similar committee of five House members to investigate the subject of Turnpike safeguards and safety regulations; and be it further

RESOLVED, That the committee make a report of its findings and recommendations to this session of the General Assembly as soon as possible.

§ 19.206. Establishing joint investigating commission.

A CONCURRENT RESOLUTION

Directing appointment of joint commission to study injecting natural gas into underground strata.

WHEREAS, The practice has developed in recent years of injecting natural gas into underground strata accessible through abandoned gas and oil wells for the purpose of storage; and

WHEREAS, Many of these storage areas are located in the coal mining regions of this Commonwealth in fields in which many abandoned oil and gas wells remain unlocated; and

WHEREAS, The resultant potential danger to the coal industry is such as to demand the attention of the people of Pennsylvania; therefore be it

RESOLVED (the Senate concurring), That the Speaker of the House of Representatives appoint five members of the House and the President pro tempore of the Senate appoint five members of the Senate, who together shall constitute a joint commission, to make a thorough study of the practice of injecting natural gas into underground strata for the purpose of storage, giving particular attention to the safety factors involved and to the total area of land affected by the practice; and be it further

RESOLVED, That the commission make a report of its findings, together with its recommendations for appropriate legislation to the next General Assembly.

§ 19.207. Establishing joint committee to conduct hearings.

A CONCURRENT RESOLUTION

Directing appointment of joint committee to conduct hearings on report of State Government Survey Committee.

WHEREAS, The Governor, John S. Fine, has submitted to the General Assembly the report of the State Government Survey Committee; and

WHEREAS, The Governor has requested the General Assembly to give due consideration to its recommendations and, where deemed feasible, to implement the recommendations by appropriate legislation; therefore be it

RESOLVED (the House of Representatives concurring), That the President pro tempore of the Senate appoint a committee of 15 members of the Senate and the Speaker of the House appoint a similar committee of the House to conduct public hearings on the various phases, findings and recommendations of the State Government Survey Committee, and report their findings to this session of the General Assembly.

§ 19.208. Memorializing Congress.

A CONCURRENT RESOLUTION

Memorializing Congress to enact legislation regarding salary increases for postal employees.

WHEREAS, Price inflation and the resultant increased wages of many segments of the population have made it increasingly difficult for low paid government employees to secure the necessities of life; and

WHEREAS, The wages and salaries of postal employees are notoriously low in spite of the efficiency and dispatch with which they have conducted the business of the postal system; and

WHEREAS, Inevitably, the postal service will lose many of its most able and competent employees to private industry if their wages and salaries are not increased to meet minimum decent living standards; therefore be it

RESOLVED (the Senate concurring), That the General Assembly memorialize the Congress of the United States to support and enact legislation providing salary increases for postal employees and to take favorable action on House Bill No. 244 and Senate Bill No. 355; and be it further

RESOLVED, That copies of this resolution be transmitted to the presiding officers of each house of Congress and to each member of Congress from Pennsylvania.

PERSONAL**§ 19.211. Memorial service for deceased members.**

A RESOLUTION

Directing appointment of Select Committee on Memorials to arrange memorial services for deceased members.

RESOLVED, That the Speaker appoint a Select Committee on Memorials, comprised of eight members of the House of Representatives, to fix a time and arrange a suitable program for Memorial Services in memory of members of the House of Representatives who have died during the interim since the Legislative Session of 1983.

§ 19.212. House condolence for deceased nonmember.

House of Representatives

(Seal)

Resolution

WHEREAS, Sherman L. Hill, a former member of the Pennsylvania House of Representatives, passed away at the age of seventy-two; and

WHEREAS, Mr. Hill served with distinction as a member of the House of Representatives for six terms. During his tenure as a legislator, he served as chairman of the House Health and Welfare Committee where he gained national stature for his work in welfare reform and in nursing homes. He also was a member of the House Appropriations Committee, the Public Welfare Committee and the Agriculture and Dairy Industries, Liquor Control, Cities, Boroughs, Motor Vehicles and Professional Licensure Committees. His special House committee assignments included an investigation of State institutions and a House-Senate Task Force to study quarries; and

WHEREAS, Mr. Hill was also an outstanding community and civic leader. He was the first executive director of the Boys' Club of Lancaster and later served as director of community relations. He represented the Boys' Clubs of America on the Pennsylvania Governor's Committee on Fitness from 1959-1960 and in 1963 was appointed by Governor Scranton to serve on his advisory committee for children and youth. He was a member of the Millersville Lions Club for thirty-

eight years, past president and Lion of the Year in 1966; active in the Lancaster Optimist Club; several Masonic organizations; Harrisburg Zembo and Lancaster County Shrine Clubs; Elks Lodge 134; Fulton Grange 66; Red Rose Lodge Fraternal Order of Police and the Big Brothers of Lancaster County; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with deep sadness the passing of Sherman L. Hill, a distinguished public servant and dedicated former member; and extends its heartfelt condolences to his wife, Kathryn Bender Hill; his son, J. Douglas; three grandchildren and his sister, Louise Brubaker; and be it further

RESOLVED, That a copy of this resolution be delivered to Mrs. Kathryn Bender Hill.

We hereby certify that the foregoing is an exact copy of a resolution introduced in the House of Representatives by the Honorable Gibson E. Armstrong, Kenneth E. Brandt, Marvin E. Miller, Jr., June N. Honaman, Jere W. Schuler, Terry R. Scheetz, and Nicholas B. Moehlmann, and unanimously adopted by the House of Representatives on the 14th day of March 1984.

§ 19.213. Senate condolence for deceased nonmember.

Senate of Pennsylvania

(Seal)

Condolence

In the Senate, May 1, 1984

WHEREAS, Lydia R. Rosenblum has passed away at the age of sixteen; and
WHEREAS, Miss Rosenblum, daughter of Mr. and Mrs. Joel Rosenblum, was a tenth grade student at Butler Intermediate School and a member of Rodef-Shalom Synagogue. She assisted at WISR radio station, Butler, which is owned by her father; now therefore be it

RESOLVED, That the Senate of the Commonwealth of Pennsylvania notes with sadness the passing of Lydia R. Rosenblum; and extends its heartfelt condolences to her parents, Mr. and Mrs. Joel Rosenblum; her brother, David; her sisters Georgia L. and Jeanine F.; and be it further

RESOLVED, That a copy of this document, sponsored by Senator Tim Shaffer, be transmitted to the Family of Lydia R. Rosenblum, 112 North Front Street, Butler, Pennsylvania 19309.

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§ 19.214. House citation on wedding anniversary.

Commonwealth of Pennsylvania

(Seal)

Citation by the
House of Representatives

WHEREAS, Mr. and Mrs. James R. Smith celebrated their silver wedding anniversary recently. Their happy union has been blessed by five children, three grandchildren and two great-grandchildren. These two people are highly respected by friends, neighbors and acquaintances as representing the finest in American life. Mrs. Smith, nee Mary S. Jones, and Mr. Smith were married March 5, 1959.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends its best wishes and congratulations to Mr. and Mrs. James R. Smith on their twenty-fifth wedding anniversary and expresses its hope that they may long continue to enjoy their happy marriage;

And further directs that a copy of this citation be delivered to Mr. and Mrs. James R. Smith, 112 North Front Street, Reading, Pennsylvania 18309.

§ 19.215. Senate congratulations on wedding anniversary.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, Mr. and Mrs. James R. Smith celebrated their sixtieth wedding anniversary recently. Their happy union has been blessed by five children, three grandchildren and two great-grandchildren. These two people are highly respected by friends, neighbors and acquaintances as representing the finest in American life. Mrs. Smith, nee Mary J. Jones, and Mr. Smith were married March 10, 1924.

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Now therefore, the Senate of the Commonwealth of Pennsylvania extends its best wishes and congratulations to Mr. and Mrs. James R. Smith on their sixtieth wedding anniversary and expresses its hope that they may long continue to enjoy their happy marriage;

And further directs that a copy of this document, sponsored by Senator James R. Grandon, be transmitted to Mr. and Mrs. James R. Smith, 112 North Front Street, Reading, Pennsylvania 18309.

§ 19.216. Outstanding leadership or service.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, Dorothy Holt has distinguished herself as an excellent, dedicated and highly respected educator. Mrs. Holt has been a teacher for forty-four years; in the Cowanshannock Township schools for thirteen years and in the Dayton schools for the past thirty-one years. She has taught grades one through nine and has become a legend in the school district. She is at the top of the seniority list of five hundred fifty teachers in the Armstrong School District.

Now therefore, the Senate of the Commonwealth of Pennsylvania pays tribute to Dorothy Holt for a long and successful tenure as an educator; notes with pride and admiration her dedication to the education of today's youth and tomorrow's leaders;

And further directs that a copy of this document, sponsored by Senator Patrick J. Stapleton, be transmitted to Mrs. Dorothy Holt, 322 Main Street, Dayton, Pennsylvania 16222.

§ 19.217. Retirement.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, Dorothy Coleman is retiring from the School District of Philadelphia following seventeen years of meritorious service. Ms. Coleman has been a School Aide since September 1967, working well with both students and teachers. Her devotion to and participation in the schools is truly commendable.

Now therefore, the Senate of the Commonwealth of Pennsylvania extends hearty congratulations to and appreciation of Dorothy Coleman for her dedication to education; extends its best wishes for a happy and healthy retirement;

And further directs that a copy of this document, sponsored by Senator Hardy Williams, be transmitted to Dorothy Coleman, 523 South 57th Street, Philadelphia, Pennsylvania 19143.

§ 19.218. Birthday.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, Mary S. Smith of Harrisburg, Pennsylvania, celebrated her seventy-fifth birthday on March 1, 1909; and

WHEREAS, Miss Smith is an outstanding citizen who exemplifies the finest virtues of American life and has won the respect of her many friends, neighbors and acquaintances.

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Now therefore, the Senate of the Commonwealth of Pennsylvania heartily congratulates Mary S. Smith on her seventy-fifth birthday and wishes her the best of health and further appreciation from all who have come to know and thus respect and admire her;

And further directs that a copy of this document, sponsored by Senator Randolph Z. Garrity, be transmitted to Mary S. Smith, 112 North Front Street, Harrisburg, Pennsylvania 17109.

§ 19.219. Athletic championship.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, The Williamsport High School Boys Basketball Team, through the discipline and training of Coach Pete White, garnered the PIAA class AAAA Boys Basketball Championship by defeating Erie Catholic Prep School sixty-eight to sixty-one at the Hershey Park Arena; and

WHEREAS, The Williamsport Millionaires, comprised of Jim Mextorf, Marc Graves, Mickey Lockwood, Peter White, Jeff Churba, Dan Pagana, Rik Niklaus, Seth Burch, Scott Peterson, Scott Richardson, Joe Bower and Victor Brace-Harvey finished the season with an undefeated record of thirty wins.

Now therefore, the Senate of the Commonwealth of Pennsylvania extends hearty congratulations to the Williamsport High School Boys Basketball Team and coaching staff on completing a highly successful season and extends best wishes for continued success in future seasons;

And further directs that a copy of this document, sponsored by Senator Henry G. Hager, be transmitted to the Williamsport High School Boys Basketball Team.

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§ 19.220. Anniversary of church or other organization.

Commonwealth of Pennsylvania

(Seal)

Citation by the House of Representatives

WHEREAS, The Centre Daily Times is observing its fiftieth anniversary as a daily newspaper; and

WHEREAS, The Centre Daily Times began as a weekly newspaper in 1898 and began publishing the newspaper daily on April 2, 1934. The newspaper, which covers all of Centre County and portions of Clearfield County, prints 30,000 newspapers daily and has a delivered circulation of 17,730; and

WHEREAS, The Centre Daily Times has benefited greatly through the services of Robert E. Orkand, publisher, and William L. Welch, Jr., executive director.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends hearty congratulations to the Centre Daily Times on the momentous occasion of its fiftieth anniversary as a daily newspaper; extends best wishes for many more years of success;

And further directs that a copy of this citation be delivered to the Centre Daily Times, 3400 East College Avenue, State College, Pennsylvania 16801.

§ 19.221. Scouting award.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, David M. Brown has earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sac-

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rifice and tremendous effort on the part of this young man. He is the son of Mr. and Mrs. James R. Brown and is a member of Troop 57.

Now therefore, the Senate of the Commonwealth of Pennsylvania congratulates David M. Brown on the occasion of his being honored with the Eagle Scout Award, commends him on the outstanding work he has done to earn this coveted honor and wishes him continued success in the future;

And further directs that a copy of this document, sponsored by Senator Edward T. Forrey, be transmitted to David M. Brown, 112 North Front Street, Reading, Pennsylvania 18309.

§ 19.222. Miscellaneous award.

Senate of Pennsylvania

(Seal)

Congratulations

In the Senate, May 1, 1984

WHEREAS, Carl Dewey Osborne has been named Man of the Year by the Carmichaels Lions Club. He has distinguished himself as an excellent, dedicated and highly respected community and civic leader and has devoted countless hours to the community. He will be honored at a banquet on May 4, 1984.

Now therefore, the Senate of the Commonwealth of Pennsylvania commends Carl Dewey Osborne for his total involvement in the concerns and well-being of his fellow citizens; his actions are a fitting example for others to emulate;

And further directs that a copy of this document, sponsored by Senator J. Barry Stout, be transmitted to Carl Dewey Osborne, 401 South Street, Carmichaels, Pennsylvania 19305.

Subchapter D. AMENDMENTS TO BILLS AND RESOLUTIONS

FORM IN GENERAL

- Sec.
- 19.231. Heading of amendment to bill.
- 19.232. Heading of amendment to resolution.
- 19.233. Heading of amendment to amendment.
- 19.234. Amending original bill.

- 19.235. Amending amendatory bill.
- 19.236. Amending unprinted resolution.
- 19.237. Amending title.
- 19.238. Insert section between existing sections.
- 19.239. Insert section at end.
- 19.240. Word appearing twice in same line.
- 19.241. Word appearing twice in same line in different case.
- 19.242. Amending punctuation.
- 19.243. Amending punctuation and language.

STRIKE OUTS AND INSERTS

- 19.251. Insert underscored material.
- 19.252. Insert brackets and bracketed material.
- 19.253. Insert underscoring.
- 19.254. Insert brackets.
- 19.255. Insert brackets and underscored material.
- 19.256. Strike entire pages.
- 19.257. Strike bracketed material and insert.
- 19.258. Strike and insert brackets.
- 19.259. Strike material in multiple lines and insert.
- 19.260. Strike entire line and insert.
- 19.261. Strike entire bill.
- 19.262. Strike two lines.
- 19.263. Strike entire line.
- 19.264. Insert preceding or following stricken material.
- 19.265. Renumber sections.

FORM IN GENERAL

§ 19.231. Heading of amendment to bill.

H0200B0306A1234 MEL:LER 11/09/84 #90 A1234

AMENDMENTS TO HOUSE BILL NO. 200

Mr.

Printer's No. 306

§ 19.232. Heading of amendment to resolution.

H0022R0045A1234 MEL:LER 11/08/84 #90 A1234

AMENDMENTS TO HOUSE RESOLUTION NO. 22

Mr.

Printer's No. 45

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§ 19.233. **Heading of amendment to amendment.**

S0770B1137A2940 RLC:AO 01/01/84 #90 A2940

AMENDMENTS TO AMENDMENT A2915 TO SENATE BILL NO. 770

Mr.

Printer's No. 1137

§ 19.234. **Amending original bill.**

Amend Sec. 2, page 6, line 15, by striking out "fortieth" and inserting thirtieth

§ 19.235. **Amending amendatory bill.**

Amend Sec. 1 (Sec. 5), page 4, lines 14 and 15, by inserting a bracket before "commerce" in line 14 and after "use" in line 15

Amend Sec. 2 (Sec. 6), page 6, line 10, by inserting brackets before and after "and changing the law relating to fish in the inland waters,"

§ 19.236. **Amending unprinted resolution.**

AMENDMENTS TO HOUSE RESOLUTION NO. 25 (D00031)

Amend Resolution, page 1, by inserting between Printer's No. lines 10 and 11

WHEREAS, At this point a ferry was operated from the close of the eighteenth century until the Civil War.

Amend Second whereas clause, page 1, lines 20 and 21, by striking out "Alexander Holman conducted a ferry across" in line 20, all of line 21 and inserting the ferry was a link in the Waterford trail from Centre County, over which were transported supplies and building materials for the construction of Commander Perry's victorious fleet on Lake Erie.

Amend Second Resolve Clause, page 2, line 10, by striking out "Department of Highways" and inserting

Pennsylvania Historical and Museum Commission

§ 19.237. **Amending title.**

Amend Bill, page 1, before line 1, by striking out "A SUPPLEMENT" and inserting AN ACT

Amend Title, page 1, line 4, by striking out "extending" and inserting limiting

Amend Title, page 1, line 6, by inserting after "projects" limited approvals of local authority and nonprofit corporation projects

§ 19.238. Insert section between existing sections.

Amend Bill, page 4, by inserting between lines 8 and 9

Section 3. The act is amended by adding a section to read:

Section 787. Limitation on Approvals.

The Department of Education shall not give its approval to any phase of any project to be undertaken by any municipality authority or nonprofit corporation that would cause the approved expenditures for those purposes to exceed \$250,000,000.

§ 19.239. Insert section at end.

Amend Bill, page 21, by inserting after line 7

Section 14. The sum of \$350,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Labor and Industry for the administration and enforcement of this act.

§ 19.240. Word appearing twice in same line.

Amend Sec. 1 (Sec. 5), page 4, line 11, by inserting after “service” where it appears the second time

except emergency service to automobiles disabled while parked at the facilities

§ 19.241. Word appearing twice in different case.

(EX: The service is the responsibility OF THE DEPARTMENT)

Amend Sec. 1, page 2, line 3, by striking out “The” and inserting
This

Amend Sec. 1, page 2, line 3, by striking out “the” and inserting
a

§ 19.242. Amending punctuation.

Amend Title, page 1, line 6, by removing the period after “counties” and inserting

of the first or second class.

Amend Sec. 1 (Sec. 2), page 2, line 17, by inserting an underscored comma after “project”

Amend Sec. 2, page 3, line 4, by removing the comma after “emergency” and inserting a semicolon

DO NOT: Amend Sec. 2, page 3, line 4, by inserting after “emergency”

§ 19.243. Amending punctuation and language.

DO NOT strike out punctuation in law

Amend Sec. 1, page 1, line 17, by striking out “. Today” and inserting
, today

STRIKE OUTS AND INSERTS**§ 19.251. Insert underscored material.**

Amend Sec. 1 (Sec. 913), page 4, line 14, by inserting after “*commissioner*” in *counties other than those of the first or second class*

§ 19.252. Insert brackets and bracketed material.

Amend Sec. 1 (Sec. 1), page 3, line 19, by inserting brackets before and after “was” and inserting immediately thereafter

is

Amend Sec. 1 (Sec. 1), page 4, line 11, by inserting after “with”

[an additional amount equivalent to the amount of employer contributions otherwise required for a period equal to the period of such military service]

(Note: This is normally done to add and bracket existing law which was erroneously omitted from the bill).

§ 19.253. Insert underscoring.

Amend Sec. 4 (Sec. 731), page 6, line 3, by underscoring “IN FULL UNIFORM”

§ 19.254. Insert brackets.

Amend Sec. 1 (Sec. 1), page 2, line 12, by inserting a bracket before “or” and after “second”

Amend Sec. 1 (Sec. 5), page 4, lines 14 and 15, by inserting a bracket before “commerce” in line 14 and after “use” in line 15

§ 19.255. Insert brackets and underscored material.

Amend Sec. 1 (Sec. 1), page 2, line 12, by inserting a bracket before “or” and after “second”

Amend Sec. 1 (Sec. 410), page 3, line 11, by inserting brackets before and after “Importers” and inserting immediately thereafter *Except as otherwise provided in this section, importers*

§ 19.256. Strike entire pages.

Amend Sec. 3, page 5, lines 29 and 30; page 6, lines 1 through 30; page 7, lines 1 through 15, by striking out all of said lines on said pages

Amend Sec. 4, page 7, lines 16 through 30; and page 8, lines 1 through 17, by striking out all of said lines on said pages

§ 19.257. Strike bracketed material and insert.

Amend Sec. 1 (Sec. 913), page 4, line 11, by striking out “[jury commissioner or]” and inserting jury commissioner *in a county of the first or second class* or

§ 19.258. Strike and insert brackets.

Amend Sec. 1 (Sec. 3), page 2, lines 19 and 20, by striking out the brackets before “actual” in line 19 and after “requesting” in line 20

Amend Sec. 1 (Sec. 3), page 3, lines 3 through 8, by striking out “[*notice that the transfer is to the fiduciary or nominee in his*” in line 3 and all of lines 4 through 8

Amend Sec. 1 (Sec. 4), page 3, line 10, by striking out the bracket before “here”

Amend Sec. 1 (Sec. 4), page 3, line 15, by inserting a bracket before “and”

§ 19.259. Strike material in multiple lines and insert.

Amend Sec. 1 (Sec. 5), page 4, lines 15 through 18, by striking out “*including AUTOMOBILE REPAIR AND the sale by the lessee*” in line 15, all of lines 16 and 17 and “*or any other garage service*” in line 18 and inserting

the sale of gasoline and oil to persons parking automobiles at the parking facilities

§ 19.260. Strike entire line and insert.

Amend Title, page 1, line 9, by striking out all of said line and inserting county boards of school directors

§ 19.261. Strike entire bill.

Amend Title, page 1, lines 1 through 11, by striking out all of said lines and inserting

* * *

Amend Bill, page 1, lines 14 through 30; pages 2 through 21, lines 1 through 30; page 22, lines 1 through 10, by striking out all of said lines on said pages and inserting

* * *

(Note: The enacting clause should not be stricken.)

§ 19.262. Strike two lines.

Amend Sec. 3, page 4, lines 5 and 6, by striking out all of said lines

§ 19.263. Strike entire line.

Amend Sec. 2, page 2, line 6, by striking out “\$1,000,000”

Amend Sec. 2, page 2, line 6, by striking out all of said line

(Note: Either method is acceptable to strike a line consisting of a single item.)

§ 19.264. Insert preceding or following stricken material.

BILL IN HOUSE OF ORIGIN WITH STRICKEN MATERIAL DROPPED

Amend Sec. 1, page 1, line 10, by inserting after “local” (which was followed by “projects”)

public works

BILL IN HOUSE OF REFERENCE WITH STRICKEN MATERIAL
RETAINED

Amend Sec. 1, page 1, line 10, by inserting after “~~projects~~”
public works

(**Note:** The insertion follows the word that will remain in the bill after amend-
ment is applied whether or not it contains strike through.)

§ 19.265. **Renumber sections.**

Amend Sec. 2, page 4, line 9, by striking out “2” and inserting
3

Subchapter E. APPROPRIATION BILLS

GENERAL APPROPRIATION BILL

- Sec.
19.271. Original enactment.
19.272. Amendment.
19.273. Supplement.
19.274. Motor License Fund.

ADDITIONAL PREFERRED APPROPRIATIONS

- 19.281. From Motor License Fund for tax refunds.
19.282. From Motor License Fund for salaries.
19.283. Transfer between funds.
19.284. For purchase of equipment by department.
19.285. For payment of G.S.A. rental charges by department.
19.286. For payments in lieu of local taxes by department.
19.287. For grants and assistance by department.
19.288. For establishing program by department.
19.289. Amendment to preferred appropriation bill.
19.290. Deficiency appropriation.
19.291. Supplemental appropriation.

NONPREFERRED APPROPRIATIONS

- 19.301. For educational program by museum.
19.302. For operation of planetarium and science institute.
19.303. For maintenance and purchases by museum.

- 19.304. For maintenance and purchases by university.
 19.305. For programs by medical college.

GENERAL APPROPRIATION BILL

§ 19.271. Original enactment.

AN ACT

To provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; to provide appropriations from the State Lottery Fund to the Executive Department; and to provide for the appropriation of Federal funds to the Executive and Judicial Departments of the Commonwealth and for the establishment of restricted receipts accounts for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984.

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FOR 1984-1985

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PART VII. EFFECTIVE DATE

Section 701. Effective date.

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

PART I**GENERAL PROVISIONS**

Section 101. Short title.—This act shall be known and may be cited as the General Appropriation Act of 1984.

Section 102. Definitions.—The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

“Employees.” Includes all directors, superintendents, bureau or division chiefs, assistant directors, assistant superintendents, assistant chiefs, experts, scientists, engineers, surveyors, draftsmen, accountants, secretaries, auditors, inspectors, examiners, analysts, statisticians, marshals, clerks, stenographers, bookkeepers, messengers and other assistants in any department, board or commission.

“Expenses” and “maintenance.” Includes all printing, binding and stationery, food and forage, materials and supplies, traveling expenses, training, motor vehicle supplies and repairs, freight, express and cartage, postage, telephones and telegraph rentals and toll charges, newspaper advertising and notices, public advertising by or through any medium (except that no public advertising shall bear a picture or likeness or personal name of any elected or appointed public official), fuel, light, heat, power and water, minor construction and renovation, repairs or reconstruction of equipment, building and facilities, rent of real estate and equipment, premiums on workmen’s compensation, insurance premiums on policies of liability insurance, insurance premiums on medical payment insurance and surety bonds for volunteer workers, premiums on employee group life insurance and employee and retired employee group hospital and medical insurance, payment of Commonwealth share of social security taxes and unemployment compensation costs for State employees, the purchase of replacement or additional equipment and machinery and all other incidental costs and expenses, including payment to the Department of General Services of mileage and other charges for the use of automobiles and rental payments for permanently assigned automobiles and of expenses or costs of services incurred through the Purchasing Fund. The term “expenses” includes the medical costs for the treatment of inmates of State institutions when the inmate must be transferred to an outside hospital, but in no case shall the State institution pay more for patient care than that provided under the State medical assistance program.

Section 103. Abbreviations.—The following abbreviations when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

“ADAMHSBG.” Alcohol and Drug Abuse and Mental Health Services Block Grant.

“ARC.” Appalachian Regional Commission.

“BG.” Block grant.

“BOR.” Bureau of Outdoor Recreation.

“CETA.” Comprehensive Employment and Training Act.

“CSA.” Community Services Administration.

“CSBG.” Community Services Block Grant.

“DCPA.” Defense Civil Preparedness Agency.

“DOE.” Department of Energy.

“DOL.” Department of Labor.

“ECIA.” Educational Consolidation and Improvement Act.

“ECIBG.” Education Consolidation and Improvement Block Grant.

“EDA.” Economic Development Administration.

“EEOC.” Equal Employment Opportunity Commission.

“EPA.” Environmental Protection Agency.

“EPCA.” Energy Policy and Conservation Act.

“ESEA.” Elementary and Secondary Education Act.

“FDA.” Food and Drug Administration.

“FDAA.” Federal Disaster Assistance Administration.

“FHA.” Farmers Home Administration.

“FHWA.” Federal Highway Administration.

“HEA.” Higher Education Act.

“HUD.” Department of Housing and Urban Development.

“IPA.” Intergovernmental Personnel Act.

“JSB.” Jobs Stimulus Bill.

“JTPA.” Job Training Partnership Act.

“LIEABG.” Low-Income Energy Assistance Block Grant.

“MCHSBG.” Maternal and Child Health Services Block Grant.

“MH/MR.” Mental Health/Mental Retardation Services.

“NEA.” National Education Association.

“NIAAA.” National Institute on Alcoholism and Alcohol Abuse.

“NIC.” National Institute for Corrections.

“NIDA.” National Institute on Drug Abuse.

“NIE.” National Institute of Education.

“NIJ.” National Institutes of Justice.

“NSF.” National Science Foundation.

“OOS.” Oil Overcharge Settlement.

“PHHSBG.” Preventive Health and Health Services Block Grant.

“SCDBG.” Small Communities Development Block Grant.

“SSBG.” Social Services Block Grant.

Section 104. State appropriations.—(a) General Fund.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from the General Fund to the named agencies of the Executive, Legislative and Judicial Departments of the Commonwealth for the payment of salaries, wages or other compensation and travel expense of the duly elected or appointed officers and employees of the Commonwealth, for the payment of fees for contractual services rendered, for the purchase or rental of goods, services, printing, public advertising by or through any medium (except that no public advertising shall bear a picture or likeness or personal name of any elected or appointed public official), equipment, land and buildings and for payment of any other expenses, as provided by law or by this act, necessary for the proper conduct of the duties, functions and activities and for the purposes set forth in this act for the fiscal year beginning July 1, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984.

(b) Lottery Fund.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from the State Lottery Fund to the named agencies of the Executive Department of the Commonwealth for the payment of fees for contractual services rendered, for the purchase or rental of goods, services and for the payment of any other expenses, as provided by law or by this act, necessary for the proper conduct of the duties, functions and activities and for the purposes set forth in this act for the fiscal year beginning July 1, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984.

Section 105. Federal augmentation appropriations.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from the Federal augmentation funds to the 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 in this act for the fiscal year beginning July 1, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984. Unless otherwise stated, the appropriations include any carryovers from the prior fiscal year.

Section 106. Job Training Partnership Act appropriations.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from the Job Training Partnership Act (JTPA) funds to the named agencies of the Executive Department of the Commonwealth for the payment of the expenses of implementing and carrying out the program stated in this act for the fiscal year beginning July 1, 1984.

Section 107. Jobs Stimulus Bill appropriations.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from funds available from the Federal Jobs Stimulus Bill (Public Law 98-8) to the named agencies of the Executive Department of the Commonwealth for the pur-

poses, and under the restrictions, for which the funds are provided for the fiscal year beginning July 1, 1984.

Section 108. Block grants.—(a) Appropriation.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from the block grant (BG) funds to the named agencies of the Executive Department of the Commonwealth for the purposes, and under the restrictions, for which the funds are provided for the fiscal year beginning July 1, 1984.

(b) Small Communities Development Block Grant.—The Small Communities Development Block Grant (SCDBG) is to assist small cities and communities that have a high concentration of impoverished citizens and substandard housing to expand their low and moderate income housing opportunities and to meet community development needs.

(c) Community Services Block Grant.—The Community Services Block Grant (CSBG) is to provide a range of services and activities having a measurable and potentially major impact on the causes of poverty in the community or those areas of the community where poverty is a particularly acute problem. In addition, new focus may be placed on the unemployed, both old and new. Local agencies may lower their eligibility requirements for recipients to three months to allow greater flexibility to assure proper consideration of each recipient.

(d) Education Consolidation and Improvement Block Grant.—The Education Consolidation and Improvement Block Grant (ECIBG) will be used for the administration and provision of education programs in accordance with the requirements of the Omnibus Budget Reconciliation Act of 1981:

(e) Preventive Health and Health Services Block Grant.—The Preventive Health and Health Services Block Grant (PHHSBG) is for the provision of preventive health and other health services related to emergency medical comprehensive public health, hypertension, fluoridation, health education, risk reduction, home health, rape crisis and rodent control.

(f) Maternal and Child Health Services Block Grant.—The Maternal and Child Health Services Block Grant (MCHSBG) is to assure mothers and children access to quality maternal and child health services, to reduce infant mortality and the incidence of preventable disease and handicapping condition among children, provide rehabilitative services for blind and disabled individuals under the age of 16 receiving supplemental security income benefits; and providing medical services for children with crippling conditions.

(g) Alcohol and Drug Abuse and Mental Health Services Block Grant.—The Alcohol and Drug Abuse and Mental Health Services Block Grant (ADAMHSBG) will be used for the administration and provision of drug and alcohol abuse services and community mental health services in accordance with the requirements of the Omnibus Budget Reconciliation Act of 1981.

(h) Low-Income Energy Assistance Block Grant.—The Low-Income Energy Assistance Block Grant (LIEABG) is to help lessen the impact of the high cost of energy on low-income families and individuals.

(i) Social Services Block Grant.—The Social Services Block Grant (SSBG) is for the provision of social services to eligible persons.

Section 109. Oil Overcharge Settlement appropriations.—(a) Source of funds.—In accordance with settlements of litigation brought by the United States Department of Energy against oil companies and refineries for alleged violations of the Federal petroleum price allocation regulations and the Further Continuing Appropriations Act of 1983, adopted by Congress in December 1982 (House Joint Resolution 631), \$15,100,000 will be available to the Commonwealth for specific energy conservation programs through the fiscal year ending June 30, 1985.

(b) Appropriation.—The following sums set forth in this act, or as much thereof as may be necessary, are hereby appropriated from the restricted receipt account, Oil Overcharge Settlements (OOS), to the named agencies of the Executive Department of the Commonwealth for the payment of the expenses of implementing and carrying out the program stated in this act for the fiscal year July 1, 1984, to June 30, 1985.

**PART II
GENERAL FUND AND FEDERAL APPROPRIATIONS
FOR 1984-1985
SUBPART A
EXECUTIVE DEPARTMENT**

Section 201. Governor.—The following amounts are appropriated to the Governor:

	Federal	State
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For the Office of the Governor: including the maintenance of the Governor’s Home, the expense of entertainment of official guests and members of the General Assembly and the Judiciary, participation in the Governor’s Conference, the expenses of the Executive Board and the traveling expenses of persons other than employees of the Commonwealth appointed by the Governor to represent or otherwise serve the Commonwealth.

State appropriation		3,188,000
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Section 202. Executive Offices.—The following amounts are appropriated to the Executive Offices: For the Governor’s Action Center.

	Federal	State
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State appropriation		583,000
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For the Office of the Budget.

State appropriation		19,258,000
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The following JTPA amounts, or as much thereof as may be necessary, are hereby appropriated for general government operations:

(1) "Job Training Partnership Act—Program Accountability"—To provide accounting and auditing services for program accountability of the job training partnership.

Federal appropriation 1,031,000
For the Office of Policy Development.

State appropriation 827,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby appropriated to supplement the sum appropriated from Commonwealth revenues for administration:

(1) "EDA—Planning Assistance"—To undertake State economic development planning activities.

Federal appropriation 68,000

**SUBPART B
LEGISLATIVE DEPARTMENT**

Section 251. Senate.—The following amounts are appropriated to the Senate:

Federal State

For the salaries, wages and all necessary expenses for the following purposes:

Salaries of Senators.

State appropriation 2,200,000

**SUBPART C
JUDICIAL DEPARTMENT**

Section 281. Supreme Court.—The following amounts are appropriated to the Supreme Court:

Federal State

For the Supreme Court: including the salaries and expenses for the Supreme Court judges, for the office of prothonotary and for the library in the Eastern District and Western District, for the office of prothonotary in the Middle District, for criers, tipstaves, official stenographers, court officers and the law secretary of the Chief Justice in Eastern, Middle and Western Districts and, except for employees of the State Board of Law Examiners, Judicial Inquiry and Review Board, Civil Procedural Rules Committee and Criminal Procedural Rules Committee, Workmen's Compensation Insurance Premiums for all other Supreme Court employees, for the office of State reporters; including the salaries and compensation of employees and expenses of judges; including the fees for prothonotaries of the Supreme Court of the Eastern, Middle and Western Districts on assignment to judges to counties other than their own. Senior judges working a minimum number of days provided by the Supreme Court are to receive health benefits.

State appropriation	4,226,000
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PART III

STATE LOTTERY FUND

Section 301. Department of Aging.—The following amounts are appropriated to the Department of Aging:

For the payment from the State Lottery Fund of grants and for the purpose of developing, operating and purchasing services for the aged and other adults, including, but not limited to, model projects, homemaking services, community care services, protective care services and counseling services. No funds from this appropriation shall be used for costs of administration by the Department of Aging.

Federal	State
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State appropriation	45,280,000
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PART IV**RESTRICTED RECEIPT ACCOUNTS**

Section 401. General provisions.—The Secretary of the Budget may create the restricted receipt accounts set forth in this part for the purpose of administering Federal grants only for the purposes designated in this act during the fiscal year July 1, 1984, through June 30, 1985.

Section 402. Executive Offices.—The following restricted receipt accounts may be established for the Executive Offices:

- (1) “Pennsylvania Commission on Crime and Delinquency—Juvenile Justice and Delinquency Prevention.”

PART V**SPECIAL PROVISIONS FOR FEDERAL FUNDS**

Section 501. General Fund repository for Federal funds.—All moneys received from the Federal Government as contributions or supplements to the departments or agencies of the Commonwealth or the programs provided in this act shall be paid into the General Fund and are hereby appropriated out of the General Fund for the purpose of the respective appropriations.

Section 502. Limitation on encumbering or spending Federal funds.—Federal funds shall be encumbered or spent only to the extent that the funds are estimated as being available during the fiscal year of the Commonwealth.

Section 503. Appropriation of prior unspent Federal funds.—Any Federal money which has been previously appropriated by the General Assembly and authorized or allocated by the Federal Government but remains unspent from prior fiscal years, and will not be renewed for fiscal year 1984-1985, is hereby appropriated. No funds from any Federal appropriation shall be used to fund the activities of the Human Resources Committee of the Cabinet.

Section 504. Subgrants between Federal fund appropriations.—With the exception of Federal money received under JTPA and SSBG, subgrants may be made between appropriations without further approval of the General Assembly. No subgrants shall be made to the Human Resources Committee of the Cabinet. The Secretary of the Budget shall submit a list of subgrants to the Chairmen of the House and Senate Appropriations Committees quarterly. No subgrant to a State agency, however, may be made from a restricted receipt account without a specific appropriation by the General Assembly.

Section 505. Utilization of emergency Federal funds.—(a) Federal funds available for costs and damages resulting from natural disasters or civil disobedience may be added to an appropriation contained in this act or to funds appropriated or may be used for the purposes prescribed by the Federal Government.

(b) In addition to the moneys appropriated by this act, all moneys received from the Federal Government for the purpose of disaster assistance or relief shall be paid into the General Fund and are hereby appropriated out of the General Fund to the departments, boards, commissions or agencies designated by the Governor.

(c) In the event of any emergency situation in which the General Assembly cannot act in sufficient time, the Governor is authorized through executive authorization to provide up to \$5,000,000 in Federal funds to alleviate the emergency situation. For the purposes of this section “emergency” is defined as any situation in which there is a chance of, or may result in, substantial human suffering.

PART VI

MISCELLANEOUS PROVISIONS

Section 601. Prior laws unaffected.—This act is not intended to be inconsistent with or to repeal any provision of any act enacted at this or any prior session of the General Assembly regulating the purchase of supplies, the ordering of printing and binding, the purchase, maintenance and use of automobiles, the method of making payments from the State Treasury for any purpose or the functioning of any administrative department, board or commission.

Section 602. Compliance with other law before funds available.—No appropriation made by this act to any department, board, commission or agency of the Executive Department shall be available unless and until the department, board, commission or agency has complied with sections 615 and 616 of the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929.

Section 603. Contracts prerequisite to encumbering or committing funds.—(a) Funds for the purchase of supplies, materials and equipment shall not be deemed to be committed or encumbered until contracts covering the purchase have been entered into with the vendors.

(b) No public advertising by any Executive or Judicial Department receiving any appropriation under this act or any supplements thereto shall bear a picture or likeness or the personal name of any elected or appointed public official.

Section 604. Minority business set asides.—(a) Each department or other instrumentality of the Commonwealth listed in Subpart A of Part II, authorized to contract for buildings, highways, commodities, equipment, supplies or services, shall report to the General Assembly all information pertinent to anticipated procurement needs at the beginning of each fiscal year and each fiscal quarter thereafter.

(b) As used in this section the term “minority business” means a minority business enterprise as defined in the act of July 22, 1974 (P. L. 598, No. 206), known as the Pennsylvania Minority Business Development Authority Act.

Section 605. Appropriation of funds from miscellaneous sources.—(a) In addition to the amounts appropriated by this act, moneys received in payment for food and household supplies furnished to employees and other persons, except inmates, by an institution, and moneys received from the proceeds from the sale of any products of the soil, meats, livestock, timber or other materials sold by the department, shall be paid into the General Fund and are hereby appropriated out of the General Fund to the several respective institutions for the operation and maintenance of the institutions.

(b) In addition to the amounts appropriated by this act, all moneys received from any other source, except the Federal Government, as contributions for the programs provided in this act, or as payment for services or materials furnished by one institution to another, except those collections designated as revenues, shall be paid into the General Fund and are hereby appropriated out of the General Fund for the purposes of the respective appropriations.

(c) In addition to any funds specifically appropriated by this act, all moneys received by a department or agency of the Commonwealth from any other sources, except the Federal Government, as contributions or supplements to the department or agency for a program or administration of an act included in this act shall be paid into the General Fund and credited to the appropriation for that program or administration of the act.

Section 606. Lapsing of unused funds.—(a) Except as provided otherwise in this section, that part of all appropriations in Part II unexpended, uncommitted or unencumbered as of June 30, 1985, shall automatically lapse as of that date.

(b) The appropriation in Part II to the Crime Victims Compensation Board for payment of claims shall be a continuing appropriation.

(c) The appropriations in Part II to the Department of Commerce for the various ports shall be a continuing appropriation.

(d) The appropriations in Part II to the Department of Community Affairs for housing and redevelopment assistance and enterprise development shall be a continuing appropriation.

(e) The appropriation in Part II to the Department of Education for asbestos and deferred maintenance programs shall be a continuing appropriation.

(f) The appropriation in Part II to the Department of Environmental Resources for hazardous waste control shall be a continuing appropriation.

(g) The appropriation in Part II to the Department of General Services for tort claims shall be a continuing appropriation.

(h) The appropriations in Part II to the Legislative Department shall be continuing appropriations.

PART VII

EFFECTIVE DATE

This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.272. Amendment

AN ACT

Amending the act of June 3, 1984, (P. L. 304, No. 8-A), entitled “An act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1984 to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; and to appropriate the Federal Augmentation to the Executive and Judicial Departments of the Commonwealth; establishing restricted receipts accounts for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984,” increasing an appropriation to the Executive Offices for the Governor’s Action Center.

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

Section 1. As much as relates to the Governor’s Action Center in section 212 of the act of June 3, 1984 (P. L. 304, No. 8A), known as the General Appropriation Act of 1984, is amended to read:

Section 212. Executive Officer.—

The following amounts are appropriated to the Executive Offices:

	<i>Federal</i>	<i>State</i>
For the Governor’s Action Center.		
State appropriation		[632,000]

Section 2. This act shall take effect immediately.

§ 19.273. Supplement.

A SUPPLEMENT

To the act of June 3, 1984 (P. L. 304, No. 8A), entitled “An act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1984, to June 30, 1985, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984; and to appropriate the Federal Augmentation to the Executive and Judicial Departments of the Commonwealth; establishing restricted receipts accounts for the fiscal year July 1, 1984, to June 30, 1985,

and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984,' providing a supplemental appropriation to the Executive Offices for the Governor's Action Center.

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

Section 1. The sum of \$30,000, or as much thereof as may be necessary, is hereby appropriated to the Executive Offices for the fiscal year July 1, 1984, to June 30, 1985, for the Governor's Action Center.

Section 2. The appropriation in section 1 is in addition to the appropriation in the General Appropriation Act of 1984.

Section 3. This act shall take effect immediately.

§ 19.274. Motor License Fund.

AN ACT

Itemizing appropriations required from the Motor License Fund for the fiscal year July 1, 1984, to June 30, 1985, for the proper operation of the agencies of the Commonwealth authorized to spend Motor License Fund moneys.

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

Section 1. This act shall be known and may be cited as the Motor License Fund Appropriation Act of 1984.

Section 2. The following sums, or as much thereof as may be necessary, are hereby appropriated from the Motor License Fund to the named agencies of the Commonwealth for the payment of salaries, wages and other compensation and travel expenses of the duly elected or appointed officers and employes of the Commonwealth, for contractual services and other expenses necessary for the proper conduct of the duties, functions and activities for the purposes set forth in this act for the fiscal year beginning July 1, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984:

To the Department of Transportation

For the salaries, wages and all necessary expenses for the proper administration of the Department of Transportation, including the Transportation Commission and Advisory Committee, and the Statewide coordination of municipal services	20,353,000
For the salaries, wages and all necessary expenses for the operation of the Highway and Safety Improvement Programs, including planning and research, design, engineering, right-of-way acquisition and the operation of the engineering district facilities and liaison services with communities on local road engineering and construction activities	99,800,000

For the salaries, wages and all necessary expenses for the administration and operation of the maintenance program for State roads, bridges, tunnels and structures, including the operation of the county maintenance district facilities	524,174,000
For the salaries, wages and all necessary expenses for the administration of the Traffic Safety Program and the administration and operation of the Operator and Vehicle Registration Programs	44,436,000
For rental payments to the State Highway and Bridge Authority for projects constructed with funds borrowed by the authority	29,800,000
For payments to municipalities to assist in maintenance and construction costs of roads	137,540,000
For supplemental payments to municipalities to assist in maintenance and construction costs of roads in accordance with 75 Pa.C.S. Ch. 93 (relating to supplemental funding for municipal highway maintenance)	
To the Governor	5,000,000
Executive Offices:	
For comptroller operations related to the Motor License Fund	3,563,000
To the Treasury Department	
For the payment of replacement checks issued in lieu of outstanding checks when presented and to adjust errors	60,000
For payment of refunds of liquid fuels taxes for agricultural use to which the Commonwealth is not entitled	4,000,000
For the payment of salaries, wages and all necessary expenses in the proper administration of the program to refund liquid fuels taxes to which the Commonwealth is not entitled	219,000
For the payment of approved claims for the refunding of liquid fuels taxes and fuel use taxes to which the Commonwealth is not entitled ...	400,000
For the payment of approved claims for the refunding of emergency liquid fuels tax moneys to which the Commonwealth is not entitled ...	1,000
Refunding liquid fuels tax—political subdivision use	2,100,000
Refunding liquid fuels tax—volunteer fire companies, volunteer ambulance services and volunteer rescue squads	150,000
Refunding liquid fuels tax—to Boating Fund for the use of the Fish Commission for the improvement of the waters of Pennsylvania on which motorboats are permitted to operate	1,600,000
For the payment of principal and interest requirements on general obligation bonds issued for transportation projects	165,346,000
For payment of principal and interest requirements on general obligation bonds issued for General State Authority projects	498,000
For payment of the compensation of the Commonwealth's loan and transfer agent for services and expenses in connection with the registration, transfer and payment of interest on bonds of the Commonwealth and other services required to be performed by the loan and transfer agent .	166,000
To the Department of Education	
For administration of the school safe driving program, and for payments to school districts or joint school organizations for driver education courses	2,605,000
To the Department of General Services	
For the payment of rental charges to the General State Authority	1,210,000
For payment of tort claims.....	13,000,000

To the Department of Revenue	
For the proper administration and enforcement of the regulations under The Liquid Fuels Tax Act, Motor Carriers Road Tax Act and Bus Compact	4,645,000
To the Pennsylvania State Police	
For transfer to the General Fund to finance the Traffic Control and the Traffic Safety Facilities Program of the Pennsylvania State Police	130,286,000
For transfer to the General Fund to finance the Municipal Police Officers Education and Training Commission	1,267,000
For transfer to the General Fund for in-service training	118,000

Section 3. The following sums, or as much thereof as may be necessary, are hereby appropriated from the Aviation Restricted Revenue Account in the Motor License Fund to the named agencies of the Commonwealth for the purposes set forth in this act for the fiscal year beginning July 1, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1984:

To the Department of Transportation	
For payment for aviation operations including the operation and maintenance of State-owned aircraft, payment of general expenses, supplies, printing and equipment: for the development and maintenance of State airports and the maintenance and repair of landing fields, intermediate landing fields, landing field equipment, beacon sites, other navigation facilities, and the encouragement and development of civil aeronautics .	5,473,000
For payment for airport construction and development including encouragement and development of aeronautics, development of State airports, assistance to political subdivisions and municipal authorities in the construction and improvement of airports and other aeronautical facilities . .	2,200,000
To the Treasury Department	
For payment for aviation related debt service	28,000

Section 4. This act shall take effect July 1, 1984, or immediately, whichever is later.

ADDITIONAL PREFERRED APPROPRIATIONS

§ 19.281. From Motor License Fund for tax refunds.

AN ACT

Making an appropriation out of the Motor License Fund to the Treasury Department for refunding certain taxes to which the Commonwealth is not entitled.

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

Section 1. The sum of \$2,000,000, or as much thereof as may be necessary, is hereby appropriated out of the Motor License Fund to the Treasury Department for the fiscal year July 1, 1984, to June 30, 1985, for the payment of approved

claims for the refunding of liquid fuels taxes and fuel use taxes collected from authorities which are exempt from payment of those taxes.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.282. From Motor License Fund for salaries.

AN ACT

Making an appropriation from the Motor License Fund for allocation to the Office of the Governor, the State Treasurer and Motor License Fund administrative departments, boards and commissions and other agencies under the jurisdiction of the Governor; and imposing duties on the Governor with respect to making allocations thereof to provide for special salary or wage increases for State employes.

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

Section 1. The sum of \$14,442,000, or as much thereof as may be necessary, is hereby appropriated from the Motor License Fund and allocated to the Office of the Governor, the State Treasurer and Motor License Fund administrative departments, boards and commissions and other agencies which are part of the executive branch of State Government for the purpose of providing funds for general salary or wage and benefits increases for the fiscal year July 1, 1984 to June 30, 1985, for State employes in those offices, departments, boards, commissions and other agencies.

Section 2. The Governor shall provide a plan and make allocations from this appropriation to the various offices, departments or agencies in such amounts as may be necessary to provide funds for general salary or wage and benefits increases for State employes in those offices, departments or agencies.

Section 3. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.283. Transfer between funds.

AN ACT

Transferring money from the Banking Department Fund to the General Fund.

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

Section 1. The sum of \$100,000 is transferred from the Banking Department Fund to the General Fund.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.284. For purchase of equipment by department.

AN ACT

Making an appropriation to the Department of Agriculture for the purchase of horse stalls and a storage shed.

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

Section 1. The sum of \$160,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Agriculture for the purchase of portable metal horse stalls and a prefabricated storage shed to protect them when not in use.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.285. For payment of G.S.A. rental charges by department.

AN ACT

Making appropriations to the Department of General Services out of various funds for the payment of rental charges to the General State Authority.

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

Section 1. The following sums are hereby appropriated out of the funds indicated to the Department of General Services for the fiscal year July 1, 1984, to June 30, 1985, for the payment of rental charges to the General State Authority:

- Out of the Fish Fund 63,000
- Out of the Boating Fund 2,000

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.286. For payments in lieu of local taxes by department.

AN ACT

Making appropriations to the Department of Environmental Resources out of various funds for the payment of annual fixed charges in lieu of taxes to political subdivisions on lands acquired by the Commonwealth for Project 70.

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

Section 1. The following sums, or as much thereof as may be necessary, are hereby appropriated out of the funds indicated to the Department of Environmental Resources for the fiscal year July 1, 1984, to June 30, 1985, for the payment of annual fixed charges in lieu of taxes to political subdivisions on land acquired

by the Commonwealth under Project 70 as provided in the act of June 22, 1964 (Sp. Sess., P. L. 131, No. 8), known as the Project 70 Land Acquisition and Borrowing Act:

Out of the Game Fund	15,000
Out of the Fish Fund	5,000

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.287. For grants and assistance by department.

AN ACT

Making an appropriation to the Department of Commerce for the purpose of making grants and providing assistance to tourist promotion agencies.

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

Section 1. The sum of \$150,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Commerce for the fiscal year July 1, 1984, to June 30, 1985, for the purpose of making grants and providing assistance to tourist promotion agencies.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.288. For establishing program by department.

AN ACT

Making an appropriation to the Department of Environmental Resources for the purpose of establishing and conducting a forest insect biological control program in this Commonwealth.

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

Section 1. The sum of \$250,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Environmental Resources for the fiscal year July 1, 1984, to June 30, 1985, for the purpose of establishing and conducting a forest insect biological control program in this Commonwealth.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.289. Amendment to preferred appropriation bill.

AN ACT

Amending the act of July 15, 1983 (P. L. 597, No. 4A), entitled "An act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for

the fiscal year July 1, 1983, to June 30, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1983," providing an additional appropriation.

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

Section 1. Section 1 of the act of July 15, 1983 (P.L. 597, No. 4A), entitled "An act making an appropriation from the Public School Employees Retirement Fund to provide for the expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 1983, to June 30, 1984, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1983," is amended to read:

Section 1. (a) The sum of \$7,758,000, or as much thereof as may be necessary, is hereby appropriated from the Public School Employees' Retirement Fund to the Public School Employees' Retirement Board for the payment of all salaries, wages and other compensation and travel expenses of the employees and members of the Public School Employees' Retirement Board, for contractual services and other expenses necessary for the proper conduct of the duties, functions and activities of the board for the fiscal year beginning July 1, 1983, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1983.

(b) **The sum of \$150,000, or as much thereof as may be necessary, is hereby appropriated from the Public School Employees' Retirement Fund to the Public School Employees' Retirement Board for the fiscal year July 1, 1983, to June 30, 1984, for the cost of internal control and investment performance audits performed by the Department of the Auditor General.**

Section 2. This act shall take effect immediately.

§ 19.290. Deficiency appropriation.

AN ACT

Making a deficiency appropriation to the Legislative Reference Bureau for salaries and necessary expenses.

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

Section 1. The sum of \$20,000, or as much thereof as may be necessary, is hereby appropriated to the Legislative Reference Bureau for payment of the deficiency in the appropriation to the Legislative Reference Bureau for the fiscal year July 1, 1984, to June 30, 1985, for the salaries and all necessary expenses for the work of the Legislative Reference Bureau.

Section 2. This act shall take effect immediately.

§ 19.291. Supplemental appropriation.

AN ACT

Making an additional appropriation to the Department of Commerce for the Pennsylvania Industrial Development Authority.

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

Section 1. The sum of \$5,000,000, or as much thereof as may be necessary, is hereby appropriated to the Department of Commerce for the fiscal year July 1, 1984 to June 30, 1985, as a supplemental appropriation for the Pennsylvania Industrial Development Authority for the purposes set forth in the act of May 17, 1956 (1955 P. L. 1609, No. 537), known as the Pennsylvania Industrial Development Authority Act.

Section 2. This appropriation shall be in addition to all other appropriations made to the Department of Commerce for the same purpose.

Section 3. This act shall take effect immediately.

NONPREFERRED APPROPRIATIONS

§ 19.301. For educational program by museum.

AN ACT

Making an appropriation to the Division of Education of the Philadelphia Museum of Art, Philadelphia, Pennsylvania.

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

Section 1. The sum of \$75,000 is hereby appropriated to the Division of Education of the Philadelphia Museum of Art, Philadelphia, Pennsylvania, for the fiscal year July 1, 1984, to June 30, 1985, for the support of its educational program for school children.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.302. For operation of planetarium and science institute.

AN ACT

Making an appropriation to the Trustees of the Buhl Science Center, Pittsburgh, Pennsylvania.

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

Section 1. The sum of \$50,000 is hereby appropriated to the Trustees of the Buhl Science Center, Pittsburgh, Pennsylvania, for the fiscal year July 1, 1984, to June 30, 1985, for the general operation of the center.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.303. For maintenance and purchases by museum.

AN ACT

Making an appropriation to the Museum of the Philadelphia Civic Center, Philadelphia, Pennsylvania.

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

Section 1. The sum of \$150,000 is hereby appropriated to the Museum of the Philadelphia Civic Center, Philadelphia, Pennsylvania, for the fiscal year July 1, 1984 to June 30, 1985, for maintenance and the purchase of apparatus, supplies and equipment.

Section 2. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.304. For maintenance and purchases by university.

AN ACT

Making an appropriation to the Trustees of Drexel University, Philadelphia, Pennsylvania.

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

Section 1. The sum of \$4,412,000 is hereby appropriated to the Trustees of Drexel University, Philadelphia, Pennsylvania, for the fiscal year July 1, 1984 to June 30, 1985, for instruction and student aid.

Section 2. Payments to Drexel University on account of the appropriation provided in section 1 shall be made by the Department of Education in equal quarterly payments.

Section 3. Drexel University shall provide such information and in such form and manner as the Department of Education may prescribe.

Section 4. Drexel University shall report its revenues and expenditures and present its financial statements in accordance with generally accepted accounting principles and procedures for educational institutions as set forth in the "Higher Education Finance Manual of 1975," without exception.

Section 5. This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.305. For programs by medical college.

AN ACT

Making appropriations to Hahnemann Medical College of Philadelphia, Pennsylvania.

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

Section 1. (a) The sum of \$3,930,000 is hereby appropriated to Hahnemann Medical College of Philadelphia, Pennsylvania, for its fiscal year July 1, 1984, to June 30, 1985, for instruction in the Doctor of Medicine program.

(b) The sum of \$182,000 is hereby appropriated to Hahnemann Medical College of Philadelphia, Pennsylvania, for its fiscal year July 1, 1984, to June 30, 1985, for the general maintenance of Hahnemann Medical College, including the Allied Health, Professions and Graduate School of Hahnemann Medical College and student aid.

Section 2. Payments to Hahnemann Medical College on account of the appropriations as provided in section 1 shall be made quarterly by the Department of Education on the basis of costs during the fiscal year.

Section 3. Hahnemann Medical College shall provide such information as may be required to carry out the provisions of this act and in such form and manner as the Department of Education may prescribe.

Section 4. Hahnemann Medical College shall report its revenues and expenditures and present its financial statements in accordance with generally accepted accounting principles and procedures for educational institutions as set forth in the "Higher Education Finance Manual of 1975," without exception.

Section 5. This act shall take effect July 1, 1984, or immediately, whichever is later.

Subchapter F. STATE FINANCE AND PROPERTY BILLS**CAPITAL BUDGET**

- Sec.
19.311. Capital budget bill establishing overall limitations.
19.312. Capital projects in general.
19.313. Capital projects from Motor License Fund.
19.314. Capital projects from Game Fund.

COMMONWEALTH REAL ESTATE

- 19.321. Conveyance for no consideration.
19.322. Conveyance for fixed consideration.

- 19.323. Conveyance at appraised value.
- 19.324. Conveyance following public sale.
- 19.325. Transfer between departments.
- 19.326. Transfer of Project 70 land.
- 19.327. Acquisition of land and appropriation.
- 19.328. Acquisition of historical site.

HIGHWAYS AND BRIDGES

- 19.331. Adding State route in township.
- 19.332. Deleting State route in township.
- 19.333. Changing State routes in township.
- 19.334. Adding State route in borough.
- 19.335. Adding State routes in city.
- 19.336. Transfer State routes to boroughs and townships.
- 19.337. Designating name of State highway.
- 19.338. Designating name of bridge.

MISCELLANEOUS

- 19.341. Designating name of historical museum.

CAPITAL BUDGET

§ 19.311. Capital budget bill establishing overall limitations.

AN ACT

Providing for the capital budget for the fiscal year 1984-1985.

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

Section 1. Short title and construction.

This act and its supplements shall constitute the Capital Budget Act of 1984-1985 Fiscal Year. The provisions and definitions of the act of July 20, 1968 (P. L. 550, No. 217), known as the Capital Facilities Debt Enabling Act, unless inconsistent with this Act, shall apply.

Section 2. Overall limitations on debt to be incurred for capital projects.

The maximum principal amount of additional debt to be incurred during the 1984-1985 fiscal year, and thereafter until the enactment of the 1985-1986 capital budget pursuant to section 7(a)(4) of Article VIII of the Constitution of Pennsylvania, and the fund to be charged with the repayment of such debt, shall, with respect to each category of capital projects, be as follows:

<i>Category</i>	<i>Amount</i>	<i>Fund</i>
(1) Public Improvement		
Projects: Department of General Services		
(i) Construction	150,000,000	General Fund or Special Fund
(ii) Furniture and Equipment	30,000,000	as applicable
(2) Transportation	50,000,000	General Fund
Assistance Projects		
(3) Highway Projects	30,000,000	Motor License Fund
(4) Redevelopment Assistance Projects	42,000,000	General Fund
Total	302,000,000	

Section 3. Effective Date.

This act shall take effect July 1, 1984 or, immediately, whichever is later.

§ 19.312. Capital projects in general.

A SUPPLEMENT

To the act of June 3 the capital budget for the fiscal year 1984-1985," itemizing public improvement projects, furniture and equipment projects and transportation assistance projects to be constructed or acquired by the Department of General Services or the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired by the Department of General Services or the Department of Transportation; stating the estimated useful life of the projects; and making appropriations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: Section 1. Total authorizations.

(a) The total authorization for the additional capital projects in the category of public improvement projects itemized in section 2 and to be acquired or constructed by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be \$77,862,000.

(b) The total authorization for the additional capital projects in the category of public improvement projects consisting of the acquisition of original movable furniture and equipment to complete public improvement projects itemized in section 3 and to be purchased by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be \$811,000.

(c) The total authorization for the capital projects in the category of transportation assistance projects itemized in section 4 with respect to which an interest is to be acquired in or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, shall be \$66,629,000.

Section 2. Itemization of public improvement projects.

Additional capital projects in the category of public improvement projects to be constructed or acquired by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

<i>Project</i>	<i>Total Project Allocation</i>
(1) Department of Agriculture	1,430,000
(i) Farm Show Complex—Harrisburg	
(A) Improvement/Replacement of Main Exhibition Area Floor	1,430,000
(Base Project Allocation—\$1,300,000)	
(Design and Contingencies—\$130,000)	
(2) Bureau of Correction	
(i) State Correctional Institution—Camp Hill	
(A) Renovation of Main Gate	289,000
(Base Project Allocation—\$241,000)	
(Design and Contingencies—\$48,000)	
* * *	

Section 3. Itemization of furniture and equipment projects.

Additional capital projects in the category of public improvement projects consisting of the acquisition of movable furniture and equipment to complete public improvement projects and to be purchased by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

<i>Project</i>	<i>Total Project Allocation</i>
(1) Department of Environmental Resources	84,000
(i) Presque Isle State Park	
(A) Water and Sanitary System Improvement Project: DGS	26,000
163-16	
(ii) Prince Gallitzin State Park	
(A) Water Storage Tank Project: DGS 193-35	4,000
(iii) Pymatuning State Park	
(A) Sanitary Facilities Project: DGS 103-3	35,000
(iv) Raccoon Creek State Park	
(A) Park Improvement Project: DGS 146-5	19,000
(2) Department of Public Welfare	727,000
(i) Ashland State General Hospital	
(A) Intensive Care/Cardiac Unit: DGS 530-6	105,000
(ii) Philipsburg State General Hospital	
(A) Intensive Care Unit: DGS 537-11	105,000
(iii) Shamokin State General Hospital	
(A) Two Ward Areas: DGS 539-10	125,000
(iv) Farview State Hospital	

<i>Project</i>	<i>Total Project Allocation</i>
(A) Clinic, Patient Therapy and Living Areas, and Staff Offices: DGS 505-15	392,000

Section 4. Itemization of transportation assistance projects.

(a) Additional capital projects in the category of transportation assistance projects for rural and intercity rail service projects to be acquired by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

<i>Project</i>	<i>Total Project Allocation</i>
(1) Department of Transportation	9,450,000
(i) Berks and Montgomery Counties	
(A) Bridge Rehabilitation—Colebrookdale Industrial Branch, No. 3.74 and No. 4.21	80,000
(ii) Erie County	
(A) Rail Rehabilitation—Erie to St. Mary’s, Length 125 Miles	2,100,000
(iii) Lackawanna County	
(A) Rail Rehabilitation—Delaware and Hudson Railway Mainline, Length 45 Miles	3,000,000
(iv) Lehigh County	
(A) Tunnel Rehabilitation—Perkiomen Branch, U.S.R.A. No. 906, Length 0.32 Mile	320,000
(v) Monroe County	
(A) Rail Rehabilitation—East Stroudsburg to Scranton, Length 60 Miles	2,200,000
(vi) Northumberland County	
(A) Rail Rehabilitation—Delaware and Hudson, Sunbury Mainline, Length 28 Miles	

(b) Additional capital projects in the category of transportation assistance projects for mass transit in which an interest is to be acquired in or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

<i>Project</i>	<i>Total Project Allocation</i>
(1) Berks Area Transportation Authority	
(i) Purchase of Equipment, Service Vehicles, Shelters and Facility Renovations	92,000

<i>Project</i>	<i>Total Project Allocation</i>
(2) Cambria County Transit Authority	
(i) Purchase of Buses and Equipment and Construction of a Storage and Maintenance Buildings	152,000
(ii) Purchase of 2 Service Vehicles, 1 Supervisory Vehicle, Shop Tools and Equipment	20,000
(3) Centre Area Transportation Authority	
(i) Purchase of a Para-Transit Vehicle, Renovations to a Waiting Area and Purchase of Bus Related Equipment	66,000

* * *

Section 5. Debt authorization

(a) 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 \$77,862,000 as may be found necessary to carry out the acquisition and construction of the public improvement projects specifically itemized in a capital budget.

(b) 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 \$811,000 as may be found necessary to carry out the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget.

(c) 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 or \$66,629,000 as may be found necessary to carry out the acquisition and construction of the transportation assistance projects specifically itemized in a capital budget.

Section 6. Issue of bonds.

The indebtedness authorized in this act shall be incurred from time to time and shall be evidenced by one or more series of general obligations 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 the estimated useful life of the projects being financed as stated in section 7.

Section 7. Estimate useful life of projects.

(a) The General Assembly states that the estimated useful life of the public improvement projects itemized in this act is as follows:

- (1) Public improvement projects:
 - (i) Forest service roads, 10 years.
 - (ii) All other projects, 30 years.
- (2) Furniture and equipment projects, 10 years.
- (3) Transportation assistance projects:
 - (i) Rolling stock, 15 years.
 - (ii) Passenger buses, 12 years.
 - (iii) Furniture and equipment, 10 years.
 - (iv) All others, 30 years.

(b) The maximum term of the debt authorized to be incurred under this act is 30 years.

Section 8. Appropriations.

(a) The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$77,862,000 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 to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(b) The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$811,000 to be used by it exclusively to defray the financial cost of the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(c) The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Transportation in the maximum amount of \$66,629,000 to be used by it exclusively to defray the financial costs of transportation assistance 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 Transportation the moneys as required and certified by it to be legally due and payable.

Section 9. Federal funds.

In addition to those funds appropriated in section 8, all moneys received from the Federal Government for the projects specifically itemized in this act are also hereby appropriated for those projects. Section 10. Effective date.

This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.313. Capital projects from Motor License Fund.

AN ACT

Providing for the adoption of capital projects to be financed from the current revenues of the Motor License Fund.

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 Motor License Fund Capital Budget Act for 1984—1985.

Section 2. Total authorization.

The total authorization for the additional capital projects in the category of highway projects to be acquired by the Department of Transportation, its successors or assigns, and to be financed from current revenues of the Motor License Fund, shall be \$106,963,000.

Section 3. Itemization of highway capital projects.

The individual capital projects in the category of highway projects to be constructed by the Department of Transportation, its successors or assigns, and to be financed from current revenue of the Motor License Fund, are hereby itemized, together with their estimated financial costs, as follows:

(1) Allegheny County

- | | | |
|-------|--|-----------|
| (i) | L.R. 763, I-376: Fort Pitt Bridge/Tunnel, Monongahela River,
City of Pittsburgh:
Restoration: Length 0.1 Mile
(Base Project Cost—\$4,000,000)
(Design Cost—\$200,000) | 4,200,000 |
| (ii) | L.R. 1016, I-79: Interstate 79, Station Southbound, Bridgeville
Boro. and Collier Twp.: Restoration: Length 3.0 Miles
(Base Project Cost—\$1,000,000)
(Design Cost—\$50,000) | 1,050,000 |
| (iii) | L.R. 1016, I-79: Interstate 79, Kirwan Heights Interchange to
Parkway Interchange, Collier, Scott and Robinson Twps.:
Restoration: Length 4.0 Miles
(Base Project Cost—\$150,000) | 150,000 |

(32) Westmoreland County

- | | | |
|-----|--|-----------|
| (i) | L.R. 187, T.R. 22: Delmont (L.R. 69) to Five Points (L.R.
64035), Salem Twp.: 4 Lane Reconstruction, with Access
Control Improvements: Length 2.7 Miles
(Base Project Cost—\$1,500,000)
(Land Cost—\$125,000)
(Design Cost—\$125,000) | 1,750,000 |
|-----|--|-----------|

Section 4. Federal funds.

All moneys received from the Federal Government for the construction of the highway projects specifically itemized in this act are hereby appropriated for those projects.

Section 5. Allocation of funds.

Whenever it is determined by the Department of Transportation that the full estimated financial costs of the projects itemized in section 3 are not necessary for the proper design, acquisition or construction of those projects, the excess funds no longer required may be allocated by the Department of Transportation to increase the estimated costs of any one or more of the projects specifically itemized in a capital budget.

Section 6. Effective date.

This act shall take effect July 1, 1984, or immediately, whichever is later.

§ 19.314. Capital projects from Game Fund.

AN ACT

Providing for the adoption of capital projects to be financed from the current revenues of the Game Fund.

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 Game Fund Capital Budget Act for 1984—1985.

Section 2. Total authorization.

The total authorization for the additional capital projects in the category of public improvement projects to be acquired by the Pennsylvania Game Commission, and to be financed from current revenues of the Game Fund pursuant to executive authorizations, shall be \$1,973,000.

Section 3. Itemization of Game Fund capital projects.

The individual capital projects in the category of public improvement projects to be constructed by the Pennsylvania Game Commission, and to be financed from current revenues of the Game Fund pursuant to executive authorizations, are hereby itemized, together with their respective estimated costs, as follows:

- | | | |
|---|--|---------|
| (1) Blair County | | |
| (i) Land Acquisition—Juniata and Taylor Twps.—2,000 Acres | | 600,000 |
| (2) Cambria County | | |
| (i) Land Acquisition—Cresson and Washington Twps.—1,740 Acres | | 185,000 |
| (3) Jefferson and Elk Counties | | |
| (i) Land Acquisition—Polk, Heath, Spring Creek and Horton Twps.—3,498 Acres | | 708,000 |
| (4) Monroe County | | |

(1) Blair County

(i) Land Acquisition—Jackson Twp.—1,600 Acres 480,000

Section 4. Effective date.

This act shall take effect July 1, 1984, or immediately, whichever is later.

COMMONWEALTH REAL ESTATE

§ 19.321. Conveyance for no consideration.

AN ACT

Authorizing and directing the Department of General Services, with the approval of the Department of Public Welfare and the Governor, to convey a tract of land situate in Susquehanna Township, Dauphin County, Pennsylvania.

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

Section 1. The Department of General Services, with the approval of the Department of Public Welfare and the Governor, is authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to the School District of Harrisburg the following tract of land situate in Susquehanna Township, Dauphin County, Pennsylvania, bounded and described as follows:

Beginning at a point on the northern edge of right-of-way of Legislative Route No. 1 Spur A, (Herr Street By-pass) said point being located and referenced north 03 degrees 20 minutes east 30.00 feet from the center line of station 41+54.15 of Legislative Route No. 1 Spur A; thence along the line of lands now or late of the General State Authority north 75 degrees 33 minutes west 192.84 feet to a point; thence along same north 14 degrees 41 minutes east 537.64 feet to a point; thence north 31 degrees 36 minutes 57 seconds east 1586.73 feet to a point; thence along line of lands of others south 85 degrees 57 minutes 25 seconds east 81.22 feet to a point; thence along same south 73 degrees 32 minutes 23 seconds east 43.30 feet to a point; thence along same south 78 degrees 47 minutes 23 seconds east 155.00 feet to a point; thence along same south 88 degrees 21 minutes 08 seconds east 289.62 feet to a point; thence along same south 01 degree 13 minutes 20 seconds east 216.59 feet to a point on the southern right-of-way line of Wayne Avenue; thence along the southern right-of-way line of Wayne Avenue south 73 degrees 25 minutes 48 seconds east 777.57 feet to a point on line of lands of others; thence along line of lands of others south 21 degrees 56 minutes 30 seconds west 520.07 feet to a point on the line of lands of the Pennsylvania Department of Transportation; thence along the line of lands of the Pennsylvania Department of Transportation and across lands of others south 69 degrees 50 minutes 55 seconds west 1648.06 feet to a point; thence south 14 degrees 41 minutes west 377.43 feet to a point on the northern edge of right-of-way of Legislative Route

No. 1 Spur A (Herr Street By-pass); thence along the northern right-of-way line of Legislative Route No. 1 Spur A (Herr Street By-pass) on a curve curving to the left, having a radius of 985.36 feet, an arc distance of 248.64 feet to a point and the place of beginning.

Containing 46 acres, more or less.

Being parts of the same land acquired by Pennsylvania Lunatic Hospital, in eminent domain proceedings before the Common Pleas Court of Dauphin County on November 18, 1895, at 365 January Term 1896, against lands of Margaret Oyster and May 16, 1893 at 671 June Term 1893, against lands of Napoleon K. Oyster.

Section 2. 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 3. The deed of conveyance shall contain a clause that the lands conveyed shall be used for public school purposes by the School District of Harrisburg and if at any time the School District of Harrisburg or its successor in function conveys the property or authorizes or permits the property to be used for any purpose other than public school purposes, the title thereto shall immediately revert to and revest in the Commonwealth of Pennsylvania.

Section 4. The deed of conveyance shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

Section 5. Costs and fees incidental to this conveyance shall be borne by the grantee.

Section 6. This act shall take effect immediately.

§ 19.322. Conveyance for fixed consideration.

AN ACT

Authorizing the Department of General Services, with the approval of the Governor, to sell and convey a tract of land situate in the Borough of Smethport, McKean County, Pennsylvania.

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

Section 1. The Department of General Services, with the approval of the Governor, is authorized on behalf of the Commonwealth of Pennsylvania to sell and convey to the Borough of Smethport, McKean County, for a consideration of \$1, the following described tract of land situate in the Borough of Smethport, McKean County, Pennsylvania, bounded and described as follows:

Section 4. All moneys received from the sale of the land shall be deposited in the Motor License Fund.

Section 5. This act shall take effect immediately.

§ 19.323. Conveyance at appraised value.

Section 1. The Department of General Services, with the approval of the Department of Public Welfare and the Governor, is authorized on behalf of the Commonwealth of Pennsylvania to sell to the East Allen Township Recreation Commission of Northampton County, for a consideration determined by an independent appraisal obtained by the Department of General Services, the following tract of land:

§ 19.324. Conveyance following public sale.

Section 1. The Department of General Services, with the approval of the Governor, is authorized on behalf of the Commonwealth of Pennsylvania to sell, at public sale to the highest bidder, the following described tract of land with any improvements thereon in Frankstown Township, Blair County, Pennsylvania, bounded and described as follows:

§ 19.325. Transfer between departments.

AN ACT

Authorizing the Department of Public Welfare, with the approval of the Department of Agriculture and the Governor, to transfer certain real property in Susquehanna Township, Dauphin County, Pennsylvania, from the Department of Public Welfare to the Department of Agriculture.

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

Section 1. The jurisdiction and control of all those tracts or parcels of land situate in Susquehanna Township, Dauphin County, Pennsylvania, described as follows, are transferred from the Department of Public Welfare to the Department of Agriculture:

Section 2. The transfer shall become effective when instruments are drawn, executed and acknowledged by the Secretary of Public Welfare and the Secretary of Agriculture, with the approval of the Governor, and approved in the manner provided by law. The instrument effecting the transfer shall be recorded in the county where the transferred property is located.

Section 3. This act shall take effect immediately.

§ 19.326. Transfer of Project 70 land.

AN ACT

Authorizing the Department of Environmental Resources, with the approval of the Governor, to transfer certain Project 70 lands in Fayette County to the Department of Transportation for a bridge project under certain conditions.

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

Section 1. (a) Pursuant to the requirements of section 20(b) of the act of June 22, 1964 (Sp. Sess., P. L. 131, No. 8), known as the Project 70 Land Acquisition and Borrowing Act, the Department of Environmental Resources, with the approval of the Governor, is authorized to transfer the hereinafter described land in Stewart Township and the Borough of Ohiopyle, Fayette County, Pennsylvania, to the Department of Transportation for a right-of-way for construction of Project L.R. 636, Section B08, to build a bridge over the Youghiogheny River.

(b) The land shall be free of the restrictions on use and alienation prescribed by section 20 of the Project 70 Land Acquisition and Borrowing Act, upon:

(1) reimbursement of the Project 70 Land Acquisition Fund or the Project 70 Land Acquisition Sinking Fund by the Department of Transportation from moneys in the Motor License Fund in an amount equal to the funds advanced by the Commonwealth for the purchase of the land under the Project 70 Land Acquisition and Borrowing Act; and

(2) the execution and filing of a document of release citing such reimbursement and release of the land from the restrictions on use and alienation prescribed by section 20(b) of the act.

(c) The document of release shall, upon such reimbursement, be prepared in the manner provided by law and filed in the office of the recorder of deeds of the county in which the land is located. The reimbursement shall be paid by the State Treasurer into the Project 70 Land Acquisition Fund if the fund is still active or, if that is not the case, into the Project 70 Land Acquisition Sinking Fund. Compliance with this subsection constitutes the express approval of the General Assembly of the release of the restrictions on the use or alienation of lands acquired by the Department of Transportation required by section 20(b) of the act.

Section 2. The land and right-of-way to be transferred by the Department of Environmental Resources to the Department of Transportation described as follows:

PROJECT DESCRIPTION

Project L.R. 636, Section B08, beginning at a point on existing L.R. 636, Traffic Route 381, in Stewart Township, approximately 275 feet northeast of the Stewart Township, Ohiopyle Borough Line, thence in a southerly direction, span-

ning the Youghiogheny River just west (down stream) of the existing structure, crossing beneath the tracks of the Western Maryland Railroad, and terminating by connecting to existing L.R. 366, Traffic Route 381, at Lincoln Street in the Borough of Ohiopyle, Fayette County, a distance of approximately 0.43 mile.

RIGHT-OF-WAY DESCRIPTION

The right-of-way required for the above project is about 6.5 acres, having a maximum width of 310 feet, more or less. The acquisition occurs approximately between S.L.D. Station 338+35 and S.L.D. Station 366+75.

Section 3. This act shall take effect immediately.

§ 19.327. Acquisition of land and appropriation.

AN ACT

Authorizing the Department of General Services, with the approval of the Governor, to acquire a tract of land in Haverford Township, Berks County, Pennsylvania, for the use of Kutztown University of Pennsylvania; and making an appropriation.

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

Section 1. The Department of General Services, with the approval of the Governor, is authorized to purchase in the name of the Commonwealth of Pennsylvania, for the use of the Kutztown University of Pennsylvania, a tract of land in Haverford Township, Berks County, Pennsylvania, bounded and described as follows:

Section 2. The land shall not be acquired until its title has been approved in the manner provided by law.

Section 3. The sum of \$100,000, or as much thereof as may be necessary, is hereby appropriated to the Department of General Services for the payment of the purchase price and incidental expenses, including the completion of an abstract of title.

Section 4. This act shall take effect immediately.

§ 19.328. Acquisition of historical site.

AN ACT

Authorizing the Pennsylvania Historical and Museum Commission to acquire the historic John Brown House in the Borough of Chambersburg, Franklin County, Pennsylvania.

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

Section 1. The Pennsylvania Historical and Museum Commission is authorized to acquire on behalf of the Commonwealth of Pennsylvania the lot and residence at 225 East King Street in the Borough of Chambersburg, Franklin County, Pennsylvania, which is known historically as the John Brown House from its association with the famous abolitionist leader and his fight to end slavery.

Section 2. The lot and residence when acquired shall be under the jurisdiction of the Pennsylvania Historical and Museum Commission for preservation, care and maintenance as a historic site. The commission may adopt and enforce rules and regulations for the preservation of the property and the visitation thereof by the public.

Section 3. Title to the property shall be taken in the name of the Commonwealth of Pennsylvania and before its acceptance shall be approved in the manner provided by law.

Section 4. This act shall take effect immediately.

HIGHWAYS AND BRIDGES

§ 19.331. Adding State route in township.

AN ACT

Amending the act of June 22, 1931 (P. L. 594, No. 203), entitled “An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act,” adding a route in Harbor Creek Township, Erie County.

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

Section 1. The act of June 22, 1931 (P. L. 594, No. 203), referred to as the Township State Highway Law, is amended by adding the following route:

Route 25140. Beginning at a point on Township Road 717 at the City of Erie - Harbor Creek Township line, thence in a northeasterly direction along Township Road 717 a distance of about 0.3 mile in Harbor Creek Township, Erie County.

Section 2. This act shall take effect immediately.

§ 19.332. Deleting State route in township.

Section 1. The act of June 22, 1931 (P. L. 594, No. 203), referred to as the Township State Highway Law, is amended by deleting the following route:

[Route 14046. Beginning at a point on Route 27 about 0.5 of a mile west of Fiedler; thence in a northerly, easterly, and southerly direction, through Haines Township to a point on Route 27, about 0.1 of a mile west of Woodward, in Centre County, a distance of about 4.6 miles.]

§ 19.333. Changing State routes in township.

Section 1. The act of June 22, 1931 (P. L. 594, No. 203), referred to as the Township State Highway Law, is amended by amending the following routes:

Route 14014. Beginning at a point on Route 56 [near the] *south of Pine Hall* [Huntingdon-Centre County Line]; thence in a [northwesterly and] northeasterly direction through Ferguson Township to a point on [Route 56 about 1.25 miles south of Pine Hall,] *the State College Borough-Ferguson Township Line; beginning again on the southeastern boundary line of State College Borough and College Township; thence northeast, through College Township to the College Township-State College Borough Line*, in Centre County, a distance of about [6.95] *1.5 miles*.

Route 14016. Beginning at a point on [Route 346 about 0.75 of a mile northeast of Briarly; thence in a southeasterly, southwesterly, and southeasterly direction in Patton Township to the Patton-College Township Line; thence southeasterly in College Township for about 0.8 of a mile to a road intersection; thence southerly and southwesterly to a point on the north line of State College Borough,] *the northern line of State College Borough and College Township; thence northeast through College Township to Township Road 342, in College Township*, in Centre County, a distance of about [4.8 miles] *1.0 mile*.

§ 19.334. Adding State route in borough.

AN ACT

Amending the act of June 1, 1933 (P. L. 1172, No. 290), entitled “An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth,” adding a route in State College, Centre County.

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

Section 1. The act of June 1, 1933 (P. L. 1172, No. 290), referred to as the Borough State Highway Law, is amended by adding the following route:

Route 14014. Extending Route 14014.—Beginning at a point on the Ferguson Township-State College Borough Line; thence northeasterly on Whitehall Road to the State College Borough-College Township Line; beginning again on the College Township-State College Borough Line; thence northeasterly on Whitehall Road to a point on Route 307, at South Atherton Street and Whitehall Road, in the Borough of State College, Centre County, a distance of about 1.1 miles.

§ 19.335. Adding State routes in city.

AN ACT

Amending the act of June 22, 1931 (P. L. 720, No. 262), entitled “An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act,” adding routes in the City of Erie, Erie County.

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

Section 1. The act of June 22, 1931 (P. L. 720, No. 262), referred to as the City State Highway Law is amended by adding the following routes:

Route 25137. Beginning at the intersection of Sassafras Street and West Sixth Street (Legislative Route 86), thence in a northwesterly direction over Sassafras Street to the proposed Bay Front Highway, a distance of about 0.39 mile in the City of Erie, Erie County.

Route 25138. Beginning at the intersection of Holland Street and East Sixth Street (Legislative Route 495), thence in a northwesterly direction over Holland Street to the proposed Bay Front Highway, a distance of about 0.41 mile in the City of Erie, Erie County.

§ 19.336. Transfer State routes to boroughs and townships.

AN ACT

Amending the act of May 18, 1945 (P. L. 809, No. 323), entitled “An act removing certain roads or sections of road from the State highway system; and providing for their future maintenance and construction,” adding part of a route in Indiana Borough and White Township, Indiana County.

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

Section 1. The act of May 18, 1945 (P.L. 809, No. 323), entitled "An act removing certain roads or sections of road from the State highway system; and providing for their future maintenance and construction," is amended by adding the following route:

Route 54, Spur E. The section of road identified in the records of the Department of Transportation as Route 54, Spur E, beginning at the intersection of Fourth Street, Route 63 and Oak Street; thence in an easterly direction over Oak Street to the Indiana Borough and White Township line; thence in White Township to the intersection with old Route 54, a distance of about 0.56 mile in Indiana Borough, White Township, Indiana County.

Section 2. On or after the effective date of this act, the roads described in this act shall be maintained, constructed and reconstructed by the authorities of the township or borough in which they are located.

§ 19.337. Designating name of State highway.

AN ACT

Designating a section of Route 51 (Legislative Route 76) as the Justice Michael A. Musmanno Boulevard.

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

Section 1. The section of Route 51 (Legislative Route 76), the two-lane highway beginning at the boundary line of McKees Rocks Borough and the City of Pittsburgh and extending westwardly to the Sewickley Bridge, is hereby designated and shall be known as the Justice Michael A. Musmanno Boulevard.

§ 19.338. Designating name of bridge.

AN ACT

Designating a certain bridge crossing the Susquehanna River as the John Harris Memorial Bridge.

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

Section 1. The bridge carrying Interstate Route 83 over the Susquehanna River between Harrisburg in Dauphin County and Lemoyne in Cumberland County is hereby designated and shall be known as the John Harris Memorial Bridge.

MISCELLANEOUS

§ 19.341. Designating name of historical museum.

AN ACT

Designating the Pennsylvania Lumber Museum at Denton Hill, Potter County, Pennsylvania, as the James S. Berger Lumber Museum.

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

Section 1. The Pennsylvania Lumber Museum at Denton Hill, Potter County, Pennsylvania, is hereby designated and shall be known as the James S. Berger Lumber Museum.

Subchapter G. MISCELLANEOUS FORMS

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- Sec.
19.351. Approval of law.
19.352. Approval of appropriation act.
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FINAL ENACTMENTS

§ 19.351. Approval of law.

APPROVED—The 10th day of January, A. D. 1984.

DICK THORNBURGH

§ 19.352. Approval of appropriation act.

APPROVED—The 6th day of August, A. D. 1984.

DICK THORNBURGH

§ 19.353. Bill not acted on by Governor.

Office of the Secretary of the Commonwealth

June 16, 1979.

I hereby certify that House Bill No. 1288, Printer's No. 340, entitled "An act making an appropriation under the police power and as a governmental duty to the Department of Welfare for State aid to political subdivisions charged by law with the care of the poor, and providing for the allocation and use of the moneys so appropriated," was presented to the Governor on June 16, 1979, and was not returned within ten days after it had been presented to him, wherefore it has, agreeably to the Constitution of Pennsylvania, become a law in like manner as if he had signed it.

Secretary of the Commonwealth

Note: The date of final enactment of Act No. 1979-17 is June 16, 1979.

§ 19.354. Bill passed over Governor's veto.

September 13, 1978.

We certify that Senate Bill No. 1233, Printer's No. 2034, entitled "An act to reimburse certain counties for rewards and bounties heretofore paid by such counties in good faith for the destruction of noxious animals and birds, and directing the Auditor General to draw his warrant for the payment of the same," which was passed by the General Assembly, vetoed by the Governor and returned with his objections to the Senate, in which it originated, was passed on September 12, 1978, by two-thirds of all the members elected to the Senate and was

passed on September 13, 1978, by two-thirds of all the members elected to the House of Representatives, the objections of the Governor to the contrary notwithstanding.

MARTIN L. MURRAY
President Pro Tempore
MARK GRUELL, JR.
Secretary, Senate.

K. LEROY IRVIS
Speaker
VINCENT F. SCARCELLI
Chief Clerk, House of Representatives.

Note: The date of final enactment of Act No. 1978-141 is Sept. 13, 1978.

VETOES

§ 19.361. Prior to adjournment Veto No. 1984-4 of General Assembly.

HB2160

July 17, 1984

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

I return herewith, without my approval, House Bill No. 2160, Printer's No. 2889, entitled "An act amending the act of March 10, 1970 (No. 66), entitled An act imposing a special tax upon realty of public utilities; providing for distribution of moneys to local taxing authorities in lieu of local real estate taxes; conferring powers and imposing duties upon the Department of Revenue, local assessing and other officials, and public utilities; and providing penalties,' exempting certain property from the tax.'"

This bill would remove from the scope of the Public Utility Realty Tax Act (Act 66 approved March 10, 1970) the real property of any municipality or municipality authority furnishing public utility service.

This bill would indirectly discriminate against residents of municipalities wherein the public utility service was rendered by public utility corporations, and in favor of the residents of municipalities wherein the public utility service was rendered by the municipalities or municipality authorities. The impact of the tax under this bill would be lacking in uniformity as to all the residents of the Commonwealth, inasmuch as those municipalities having tax exempt public utility service would share in the proceeds of the taxes collected in all other municipalities.

This amendment would also result in a substantial loss of the revenue available to the Commonwealth for distribution to local taxing authorities.

For these reasons, the bill is not approved.

DICK THORNBURGH

§ 19.362. Subsequent to adjournment of General Assembly.

December 30, 1984

I file herewith, in the Office of the Secretary of the Commonwealth, with my objections, House Bill No. 1784, Printer's No. 3590, entitled "An act amending the act of June 1, 1959 (P. L. 392, No. 201), entitled 'An act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto,' granting credit to certain State employes for certain employment by cities of the second class.'"

This bill would permit certain State employes, who were previously employed by the registration commission of a second class city, to receive service credit for such employment toward State retirement upon payment of back contributions.

This bill would mark a serious departure from the customary definition of State employe, for retirement purposes, and would open the door to any employe of a political subdivision rendering public service in any capacity. There is no justification in law or reason to permit the State retirement program to be a catch-all for any public employe not rendering service for or on behalf of the Commonwealth.

This bill would also confer special benefits on a very restricted class of city employe.

For these reasons, the bill is not approved.

DICK THORNBURGH

§ 19.363. Proclamation of vetoes subsequent to adjournment.

PROCLAMATION

I, Dick Thornburgh, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bills passed by both houses of the General Assembly at the Regular Session of 1984, viz:

House Bill No. 971, Printer's No. 1098, entitled "An act exempting bonds of municipalities and school districts of the Commonwealth of Pennsylvania from taxation within the Commonwealth of Pennsylvania."

House Bill No. 386, Printer's No. 605, entitled "An act amending the act of June 1, 1959 (P. L. 392), entitled 'An act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto,' further defining the term 'State employe' and providing for crediting of certain service in the Philadelphia retirement system to the State system."

GIVEN under my hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this thirtieth day of December, in the year of our Lord one thousand nine hundred and eighty-four, and of the Commonwealth the two hundred and ninth.

BY THE GOVERNOR:
William R. Davis
 Secretary of the Commonwealth

DICK THORNBURGH
Governor

§ 19.364. Partial veto of single appropriation.

APPROVED—The 28th day of July, A.D. 1984, except as to the following:
Section 208. Appropriation.

The net proceeds of the sale of the obligations herein authorized are hereby appropriated from the Capital Facilities Fund to the Department of Transportation in the maximum amount of \$68,688,000 to be used by it exclusively to defray the financial cost of the projects specifically itemized in a Capital Budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of Transportation the moneys as required and certified by it to be legally due and payable.

I approve this item in the amount of \$68,181,000. I withhold my approval from the remainder of the appropriation and debt authorization.

DICK THORNBURGH

§ 19.365. Partial veto of general appropriation bill.

APPROVED—The 11th day of July, A. D. 1984, except as to the following:

PART II
GENERAL FUND AND FEDERAL AUGMENTATION
APPROPRIATIONS 1984-1985

SUBPART B

Section 214. Attorney General.—

The following amounts are appropriated to the Attorney General:

For general government operations of the Office of the Attorney General.
State appropriation 20,180,000

This item is approved in the sum of \$19,171,000. I withhold my approval from the remaining amount.

Section 215. Auditor General.—The following amounts are appropriated to the Auditor General:

For 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, district justices, other fining offices, volunteer firemen’s relief association funds and the office of elected State officials.
State appropriation 15,719,000

This item is approved in the sum of \$5,973,000. I withhold my approval from the remaining amount.

DICK THORNBURGH

CONSTITUTIONAL AMENDMENTS

§ 19.371. Statement following passage by first General Assembly.

(This Joint Resolution No. 1 was passed for the first time at the Legislative Session of 1984.)

§ 19.372. Statement following passage by second General Assembly.

(This Joint Resolution No. 2 was passed for the first time at the Legislative Session of 1982 as Joint Resolution No. 6 and for the second time at the Legislative Session of 1984.)

§ 19.373. Proclamation of results of election.

PROCLAMATION

CONSTITUTIONAL AMENDMENT—ARTICLE I

WHEREAS, Joint Resolution No. 2 of the 1984 Session of the General Assembly of Pennsylvania proposed to amend Article I of the Constitution of Pennsylvania by adding a section prohibiting any denial or abridgement of rights because of an individual's sex, the section to read as follows:

§ 28. Prohibition against denial or abridgement of equality of rights because of sex.

Equality of rights under the law shall not be denied or abridged in the Commonwealth of Pennsylvania because of the sex of the individual; and

WHEREAS, The Joint Resolution was passed by two successive General Assemblies of Pennsylvania; and

WHEREAS, The proposed constitutional amendment was submitted for approval by the qualified electors of this Commonwealth at an election held on May 18, 1984; and

WHEREAS, The Secretary of the Commonwealth has certified to me that the proposed constitutional amendment was approved (disapproved) by the electorate on May 18, 1984;

NOW, THEREFORE, I, Dick Thornburgh, Governor of the Commonwealth of Pennsylvania, do proclaim and pronounce that the aforesaid constitutional amendment was (not) adopted by a majority of the electors voting thereon on May 18, 1984.

GIVEN under my hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this twenty-third day of July, in the year of our Lord one thousand nine hundred and eighty-four, and of the Commonwealth the one hundred ninth.

BY THE GOVERNOR:

William R. Davis

DICK THORNBURGH

Secretary of the Commonwealth

Governor

§ 19.374. Proclamation changing article numbers.

PROCLAMATION

BY VIRTUE of the authority conferred upon me by 1 Pa.C.S. § 904 (relating to Governor to proclaim corrected numbering), I do proclaim and specify the following changes in the numbers of the several articles in the Constitution of Pennsylvania by reason of conflict resulting from the amendment or repeal of certain articles thereof approved by the electors at the general election held on November 8, 1983, and the primary election held on May 16, 1984;

<i>Original No.</i>	<i>New No.</i>
1	1
2	2
3—consolidated with 10 and 11 as	3
4	4
5	5
6—consolidated with 7 and 12 as	6
7—consolidated with 6 as	6
8	7
9—present No. 9 to be reserved for Constitutional Convention—Local Government	8
10—consolidated with 3 as	3
11—consolidated with 3 as	3
12	6
13—reserved for Article 9	13
14—reserved for Article 9	14
15—reserved for Article 9	15
16	10
17—Repealed	
18	11

GIVEN under my hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this seventh day of July, in the year of our Lord one thousand nine hundred and eighty-four, and of the Commonwealth the one hundred ninth.

DICK THORNBURGH
Governor

BY THE GOVERNOR:

19-106

William R. Davis
Secretary of the Commonwealth

§ 19.375. Promulgation of section headings.

BY VIRTUE of the authority conferred upon me by 1 Pa.C.S. § 905 (relating to section headings), I hereby promulgate headings for the following sections of the respective articles of the Constitution of Pennsylvania which were approved by the electors at the general election held November 8, 1984:

ARTICLE II

§ 16. Legislative districts.

ARTICLE V

§ 17. Prohibited activities.

ROBERT L. CABLE
Director of the Legislative
Reference Bureau

APPROVED:
LeRoy S. Zimmerman
Attorney General

§ 19.376. Statement of ratification of United States Constitution.

(Joint Resolution No. 6 was passed at the Legislative Session of 1984 and ratifies an amendment to the Constitution of the United States.)

REORGANIZATION PLANS

§ 19.381. Form of plan.

REORGANIZATION PLAN NO. 1 OF 1984

Transferring hospital supervision and licensing functions from Department of Public Welfare to Department of Health

Section 1.

Transferring certain functions of the Department of Public Welfare. The functions, powers and duties of the Department of Public Welfare with regard to the supervision and licensing of special and general hospitals, as set forth in Articles IX and X of the act of June 13, 1967 (P. L. 31, No. 21), known as the Public Welfare Code, are transferred to the Department of Health.

Section 2.

Transfer of personnel, records, property and appropriations. There are hereby transferred to the Department of Health, to be used, employed and expended in connection with the functions, powers and duties transferred by section 1, personnel, contract obligations, if any, records, files, property, supplies and equipment now being used or held in connection with such functions, powers and duties, and

the unexpended balances of appropriations, allocations and other funds available or to be made available for use in connection with such functions, powers and duties.

Section 3. Suspensions.

Articles IX and X of the act of June 13, 1967 (P. L. 31, No. 21), known as the Public Welfare Code, are suspended insofar as they are inconsistent with this reorganization plan.

(Editorial Note: Final action on this plan must occur within 30 calendar days following its date of transmittal to the General Assembly excluding days on which either House is not in session because of an adjournment of more than ten days to a day certain.)

§ 19.382. Resolution to approve plan.

In the Senate, November 19, 1984

Resolved, That Reorganization Plan No. 1 of 1984, transmitted to the General Assembly under date of November 19, 1984, which is incorporated herein by reference, be approved.

§ 19.383. Resolution to disapprove plan.

In the Senate, November 19, 1984

Resolved, That Reorganization Plan No. 1 of 1984, transmitted to the General Assembly under date of November 19, 1984, which is incorporated herein by reference, be disapproved.

§ 19.384. Certification of plan approval.

I hereby certify that Reorganization Plan No. 2 of 1984, transmitted to the General Assembly under date of November 19, 1984, was approved on December 3, 1984, by resolution adopted by a majority vote of the duly elected membership of the House of Representatives.

JOHN J. ZUBECK

Chief Clerk, House of Representatives

§ 19.385. Certification of plan disapproval.

I hereby certify that Reorganization Plan No. 2 of 1984, transmitted to the General Assembly under date of November 19, 1984, was disapproved on December 3, 1984, by resolution adopted by a majority vote of the duly elected membership of the House of Representatives.

JOHN J. ZUBECK

Chief Clerk, House of Representatives

§ 19.386. Statement of plan approvals on same day.

(Reorganization Plan No. 3 of 1984, transmitted to the General Assembly on March 3, 1984, was approved on March 21, 1984, by a majority vote of the duly elected membership of each House of the General Assembly.)

§ 19.387. Statement of plan approvals on different days.

(Reorganization Plan No. 2 of 1984, transmitted to the General Assembly on April 2, 1984, was approved by a majority vote of the duly elected membership of each House of the General Assembly, the last approval having occurred on May 22, 1984.)

§ 19.388. Statement of plan effective without action.

(Reorganization Plan No. 1 of 1984, transmitted to the General Assembly on April 2, 1984, became effective pursuant to law as a result of the failure of the General Assembly to either approve or disapprove the plan in the manner provided by law, the period for legislative action having expired June 1, 1984).

(Reorganization Plan No. 2 of 1984, transmitted to the General Assembly on December 7, 1984, was approved on September 15, 1984, by a majority vote of the duly elected membership of the Senate and became effective pursuant to law as a result of the failure of the House of Representatives to either approve or disapprove the plan in the manner provided by law, the period for legislative action having expired on October 3, 1984.)

§ 19.389. Listing of plans not approved.

Pursuant to the act of April 7, 1955 (P. L. 23, No. 8), known as the Reorganization Act of 1955, Reorganization Plans Nos. 3, 4 and 7 of 1984 were disapproved in the General Assembly, as follows:

<i>Reorganization Plan No.</i>	<i>Date of Submission</i>	<i>Date of Disapproval</i>	<i>Chamber of General Assembly</i>
3	November 14, 1984	December 12, 1984	Senate
4	November 14, 1984	December 12, 1984	Senate
7	December 20, 1984	December 16, 1984 December 17, 1984	House Senate

No. 1984-3

REORGANIZATION PLAN NO. 3 of 1984

Note. Reorganization Plan No. 3 of 1984, transmitted to the General Assembly on February 3, 1984, was recalled by and returned to the Governor on February 10, 1984.

19-109

SUPPLEMENTAL ASSISTANCE PLANS

§ 19.391. Form of plan.

SUPPLEMENTAL ASSISTANCE PLAN NO. 1 OF 1984

Increasing State supplemental assistance payments to aged, blind and disabled persons.

Section 1. Increasing State supplemental assistance payments to eligible persons.

(a) Pursuant to section 432(2.1) of the act of June 13, 1967 (P. L. 31, No. 21), known as the Public Welfare Code, and the act of April 7, 1955 (P. L. 23, No. 8), known as the Reorganization Act of 1955, beginning May 1, 1984, the amount of State supplemental assistance furnished to eligible persons shall be increased so as to be in the amount set forth in section 2.

(b) The payments established under section 2 shall be in addition to payments made by the Federal Government under the Supplemental Security Income for the Aged, Blind and Disabled Program established by Title XVI of the Social Security Act and shall not be reduced as a result of increased levels of payment established by the Federal Government effected after April 30, 1984.

Section 2. Schedule of payments.

The payments shall be determined in accordance with the following schedule:

<i>Category Eligible Individual(s)</i>	<i>Categorical Supplement</i>	<i>Living with An Essential Person</i>	<i>For each Additional Essential Person</i>
Aged	\$20.00	\$10.00	\$15.00
Blind	20.00	10.00	15.00
Disabled	20.00	10.00	15.00
Disabled and Disabled Spouse	30.00	15.00	15.00

(Editorial Note: Final action on this plan must occur within 30 calendar days following its date of transmittal to the General Assembly excluding days on which either House is not in session because of an adjournment of more than ten days to a day certain.)

§ 19.392. Resolution to approve plan.

In the Senate, November 19, 1984

Resolved, That Supplemental Assistance Plan No. 1 of 1984, transmitted to the General Assembly under date of November 19, 1984, which is incorporated herein by reference, be approved.

§ 19.393. Resolution to disapprove plan.

In the Senate, November 19, 1984

Resolved, That Supplemental Assistance Plan No. 1 of 1984, transmitted to the General Assembly under date of November 19, 1984, which is incorporated herein by reference, be disapproved.

§ 19.394. Certification of plan approval.

I hereby certify that Supplemental Assistance Plan No. 2 of 1984, transmitted to the General Assembly under date of November 19, 1984, was approved on December 3, 1984, by resolution adopted by a majority vote of the duly elected membership of the House of Representatives.

JOHN J. ZUBECK

Chief Clerk, House of Representatives

§ 19.395. Certification of plan disapproval.

I hereby certify that Supplemental Assistance Plan No. 2 of 1984, transmitted to the General Assembly under date of November 19, 1984, was disapproved on December 3, 1984, by resolution adopted by a majority vote of the duly elected membership of the House of Representatives.

JOHN J. ZUBECK

Chief Clerk, House of Representatives

§ 19.396. Statement of plan approvals on same day.

(Supplemental Assistance Plan No. 3 of 1984, transmitted to the General Assembly on March 3, 1984, was approved on March 21, 1984, by a majority vote of the duly elected membership of each House of the General Assembly.)

§ 19.397. Statement of plan approvals on different days.

(Supplemental Assistance Plan No. 2 of 1984, transmitted to the General Assembly on April 2, 1984, was approved by a majority vote of the duly elected membership of each House of the General Assembly, the last approval having occurred on May 22, 1984.)

§ 19.398. Statement of plan effective without action.

(Supplemental Assistance Plan No. 1 of 1984, transmitted to the General Assembly on April 2, 1984, became effective pursuant to law as a result of the failure of the General Assembly to either approve or disapprove the plan in the manner provided by law, the period for legislative action having expired on June 1, 1984.)

(Supplemental Assistance Plan No. 2 of 1984, transmitted to the General Assembly on December 7, 1984, was approved on September 15, 1984, by a majority vote of the duly elected membership of the Senate and became effective pursuant to law as a result of the failure of the House of Representatives to either approve or disapprove the plan in the manner provided by law, the period for legislative action having expired on October 3, 1984.)

§ 19.399. Listing of plans not approved.

Pursuant to the act of April 7, 1955 (P. L. 23, No. 8), known as the Reorganization Act of 1955, Supplemental Assistance Plans Nos. 3, 4 and 7 of 1984 were disapproved in the General Assembly, as follows:

<i>Supplemental Asst. Plan No.</i>	<i>Date of Submission</i>	<i>Date of Disapproval</i>	<i>Chamber of General Assembly</i>
3	November 14, 1984	December 12, 1984	Senate
4	November 14, 1984	December 12, 1984	Senate
7	December 20, 1984	December 16, 1984 December 17, 1984	House Senate

No. 1984-3**SUPPLEMENTAL ASSISTANCE PLAN NO. 3 OF 1984**

Note. Supplemental Assistance Plan No. 3 of 1984, transmitted to the General Assembly on February 3, 1984, was recalled by and returned to the Governor on February 10, 1984.

ADMINISTRATIVE RULES REPORTS**§ 19.401. Form of report.****ADMINISTRATIVE RULES REPORT NO. 1 OF 1984**

State Board of Optometrical Examiners regulation on examinations for licensure.

Section 1. Under the authority of section 812.1 of the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929, the State Board of Optometrical Examiners proposed a regulation establishing requirements for written examinations for licensure. The Independent Regulatory Review Commission has determined that this regulation would be contrary to the public interest.

Section 2. Upon the approval of this regulation by the General Assembly by affirmative action or failure to act pursuant to the provisions of section 7(b) of the act of June 25, 1982 (P. L. 633, No. 181), known as the Regulatory Review Act, and the act of April 7, 1955 (P. L. 23, No. 8), known as the Reorganization Act of 1955, the State Board of Optometrical Examiners may promulgate it as a final regulation in the manner provided by law.

(Editorial Note: Final action on this report must occur within 30 calendar days following its date of transmittal to the General Assembly excluding days on which either House is not in session because of an adjournment of more than ten days to a day certain.)

§ 19.402. Resolution to approve report.

In the Senate, June 3, 1984

Resolved, That Administrative Rules Report No. 1 of 1983, transmitted by the State Board of Optometrical Examiners under The Administrative Code of 1929 to the General Assembly under date of June 3, 1984, which is incorporated herein by reference, be approved.

§ 19.403. Resolution to disapprove report.

In the Senate, June 3, 1984

Resolved, That Administrative Rules Report No. 1 of 1983, transmitted by the State Board of Optometrical Examiners under The Administrative Code of 1929 to the General Assembly under date of June 3, 1984, which is incorporated herein by reference, be disapproved.

§ 19.404. Resolution to disapprove report but permit adoption of regulation.

In the Senate, June 3, 1984

Resolved, That Administrative Rules Report No. 1 of 1983, transmitted by the State Board of Optometrical Examiners under The Administrative Code of 1929 to the General Assembly under date of June 3, 1984, which is incorporated herein by reference, be disapproved as an indication of the intent of the General Assembly that it is not in favor of the regulation but a final order adopting the regulation may be published.

§ 19.405. Concurrent resolution to disapprove regulation.

SENATE CONCURRENT REGULATORY REVIEW RESOLUTION
NO. 1

Disapproving State Board of Optometrical Examiners regulation on licensing fees.

WHEREAS, The State Board of Optometrical Examiners has proposed a regulation establishing fees for licensing examinations under the authority of section 812.1 of the act April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929; and

WHEREAS, The Senate Committee on Consumer Protection and Professional Licensure recommended disapproval of the proposed regulation to the Independent Regulatory Review Commission under section 5(c) of the act of June 25, 1982 (P. L. 633, No. 181), known as the Regulatory Review Act; and

WHEREAS, The committee received notice under section 6(c) of the Regulatory Review Act that the commission approved the proposed regulation; and

WHEREAS, The committee has determined that the proposed regulation should be disapproved by the General Assembly and notified the State Board of Optometrical Examiners of this determination; and

WHEREAS, The committee reports this resolution under section 7(c) of the Regulatory Review Act for action by the General Assembly within 30 calendar days or ten legislative days, whichever is longer, from the date of reporting this resolution; therefore be it

RESOLVED (the House of Representatives concurring), That the General Assembly disapprove the proposed regulation of the State Board of Optometrical Examiners on licensing fees; and be it further

RESOLVED, that notice of the final disposition of this resolution be sent to the State Board of Optometrical Examiners and published in the *Pennsylvania Bulletin*.

§ 19.406. Concurrent resolution to disapprove regulation but permit its adoption.

SENATE CONCURRENT REGULATORY REVIEW RESOLUTION
NO. 1

Disapproving but permitting adoption of State Board of Optometrical Examiners regulation on licensing fees.

WHEREAS, The State Board of Optometrical Examiners has proposed a regulation establishing fees for licensing examinations under the authority of section 812.1 of the act April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929; and

WHEREAS, The Senate Committee on Consumer Protection and Professional Licensure recommended disapproval of the proposed regulation to the Independent Regulatory Review Commission under section 5(c) of the act of June 25, 1982 (P. L. 633, No. 181), known as the Regulatory Review Act; and

WHEREAS, The committee received notice under section 6(c) of the Regulatory Review Act that the commission approved the proposed regulation; and

WHEREAS, The committee has determined that the proposed regulation should be disapproved by the General Assembly as an indication of its intent that it is not in favor of the regulation, but permit its final adoption, and notified the State Board of Optometrical Examiners of this determination; and

WHEREAS, The committee reports this resolution under section 7(c) of the Regulatory Review Act for action by the General Assembly within 30 calendar days or ten legislative days, whichever is longer, from the date of reporting this resolution; therefore be it

RESOLVED (the House of Representatives concurring), That the General Assembly disapprove the proposed regulation of the State Board of Optometrical Examiners on licensing fees as an indication of the intent of the General Assembly that it is not in favor of the regulation; and be it further

RESOLVED, That the State Board of Optometrical Examiners may publish a final order adopting the regulation; and be it further

RESOLVED, That notice of the final disposition of this resolution be sent to the State Board of Optometrical Examiners and published in the *Pennsylvania Bulletin*.

§ 19.407. Form of report for guidelines, etc. under separate statute.

ADMINISTRATIVE RULES REPORT NO. 1 OF 1984

Department of Environmental Resources guidelines for storm water management and model storm water ordinances.

Section 1. Under the authority of section 14(a)(3) of the act of October 4, 1978 (P. L. 864, No. 167), known as the Storm Water Management Act, the Department of Environmental Resources established guidelines for storm water management and model storm water ordinances.

Section 2. Upon the approval of these guidelines and model ordinances by the General Assembly by affirmative action or failure to act pursuant to the provisions of section 14(b) of the act of October 4, 1978 (P. L. 864, No. 167), known as the Storm Water Management Act, and the act of April 7, 1955 (P. L. 23, No. 8), known as the Reorganization Act of 1955, the Department of Environmental Resources shall publish the guidelines and model ordinances.

(Editorial Note: Final action on this report must occur within 30 calendar days following its date of transmittal to the General Assembly excluding days on which either House is not in session because of an adjournment of more than ten days to a day certain.)

§ 19.408. Editorial note based on calendar and legislative days.

(Editorial Note: Final action on this report must occur within 60 calendar days or ten legislative days following its date of transmittal to the General Assembly, whichever is later.)

§ 19.409. Editorial note for concurrent resolution on calendar.

(Editorial Note: Final action on this resolution must occur within 30 calendar days or ten legislative days following its date of report from committee, whichever is later.)

COURT RULES REPORT

§ 19.411. Form of report.

COURT RULES REPORT NO. 1 OF 1984

Fees for prothonotaries, registers of wills and clerks of orphans' court divisions.

Section 1. Under the authority of 42 Pa.C.S. § 1725 (relating to establishment of fees and charges), the Judicial Council of Pennsylvania adopted schedules of

fees for prothonotaries, registers of wills and clerks of the orphans' court divisions of the courts of common pleas.

Section 2. Upon approval of these schedules by the General Assembly by affirmative action or failure to act pursuant to 42 Pa.C.S. §§ 1725 (relating to establishment of fees and charges) and 503(b) (relating to procedures), the schedules of fees shall become effective as provided in 42 Pa.C.S. § 503(b).

(Editorial Note: Final action on this report must occur within 120 calendar days following its date of transmittal to the General Assembly excluding days on which either House is not in session because of an adjournment of more than ten days to a day certain.)

§ 19.412. Resolution to approve report.

In the Senate, April 3, 1984

Resolved, That Court Rules Report No. 1 of 1984, transmitted to the General Assembly under date of April 3, 1984, which is incorporated herein by reference, be approved.

§ 19.413. Resolution to disapprove report.

In the Senate, April 3, 1984

Resolved, That Court Rules Report No. 1 of 1984, transmitted to the General Assembly under date of April 3, 1984, which is incorporated herein by reference, be disapproved.

SURPLUS PROPERTY DISPOSITION PLANS

§ 19.421. Form of plan.

SURPLUS PROPERTY DISPOSITION PLAN NO. 1 OF 1984

Disposition of surplus real property owned by Commonwealth.

Section 1. Under the requirements of Article XXIV-A of the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929, the Department of General Services developed, and the Governor approved, a plan for the disposition of surplus real property owned by the Commonwealth.

Section 2. Upon the approval of the plan in whole or in part by the General Assembly by affirmative action or failure to act pursuant to the provisions of section 2404-A of the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929, and the act of April 7, 1955 (P. L. 23, No. 8), known as the Reorganization Act of 1955, the Department of General Services may implement the plan in accordance with law.

(Editorial Note: Final action on this plan must occur within 30 calendar days following its date of transmittal to the General Assembly excluding days on which either House is not in session because of an adjournment of more than ten days to a day certain.)

§ 19.422. Resolution to approve plan.

In the Senate, April 3, 1984

Resolved, That Surplus Property Disposition Plan No. 1 of 1984, transmitted by the Governor under The Administrative Code of 1929 to the General Assembly under date of April 3, 1984, which is incorporated herein by reference, be approved.

§ 19.423. Resolution to disapprove plan.

In the Senate, April 3, 1984

Resolved, That Surplus Property Disposition Plan No. 1 of 1984, transmitted by the Governor under The Administrative Code of 1929 to the General Assembly under date of April 3, 1984, which is incorporated herein by reference, be disapproved.

§ 19.424. Resolution to disapprove plan in part.**A RESOLUTION**

Disapproving Surplus Property Disposition Plan No. 1 of 1984 in part.

RESOLVED, That Surplus Property Disposition Plan No. 1 of 1984, transmitted by the Governor under The Administrative Code of 1929 to the General Assembly under date of December 9, 1984, which is incorporated herein by reference, be disapproved as to the following parcels:

Loysville Youth Development Center

Entire parcel

Farview State Hospital

Parcel Nos. 1 and 4

Torrance State Hospital

Parcel No. 3

SUNSET REVIEW RESOLUTIONS AND STATUTES**§ 19.431. Resolution to continue agency.****SUNSET REVIEW RESOLUTION NO. 1**

Continuing existence of the State Real Estate Commission scheduled for termination under Sunset Act.

WHEREAS, Section 6(a) of the act of December 22, 1981 (P. L. 508, No. 142), known as the Sunset Act, provides that the State Real Estate Commission shall terminate on December 31, 1984; and

WHEREAS, Section 7(b) of that act provides that, unless legislation is enacted prior to November 1 reestablishing an agency, the presiding officer of each House shall cause to be placed on their respective calendars for the first legislative day

in November, the question, in the form of a resolution, of whether an agency scheduled for termination on December 31 of that year shall be continued; and

WHEREAS, Section 7(b) further provides that, if a majority of the members elected to each House approve the resolution prior to the scheduled termination date of December 31, the agency shall be continued until the next review and termination cycle scheduled for the agency; and

WHEREAS, Legislation reestablishing the State Real Estate Commission has not been enacted prior to November 1, 1984, and it is desirable that the agency continue in existence; therefore be it

RESOLVED, That the State Real Estate Commission continue in existence until the next review and termination cycle scheduled for the agency.

§ 19.432. Resolution to continue agency extended by Sunset Leadership Committee.

SUNSET REVIEW RESOLUTION NO. 1

Continuing existence of the State Real Estate Commission scheduled for termination under Sunset Act.

WHEREAS, Section 6(a) of the act of December 22, 1981 (P. L. 508, No. 142), known as the Sunset Act, provides that the State Real Estate Commission shall terminate on December 31, 1984; and

WHEREAS, Section 7(b) of that act provides that, unless legislation is enacted prior to November 1 reestablishing an agency, the presiding officer of each House shall cause to be placed on their respective calendars for the first legislative day in November, the question, in the form of a resolution, of whether an agency scheduled for termination on December 31 of that year shall be continued; and

WHEREAS, Section 7(b) further provides that, if a majority of the members elected to each House approve the resolution prior to the scheduled termination date of December 31, the agency shall be continued until the next review and termination cycle scheduled for the agency; and

WHEREAS, Under the authority of section 4(4) the Sunset Leadership Committee postponed the termination date of the State Real Estate Commission from December 31, 1983, to April 30, 1984; and

WHEREAS, In view of the postponement of the termination date of the State Real Estate Commission it appears that the time for action date of November 1, 1983, is extended by implication to March 1, 1984; and

WHEREAS, Legislation reestablishing the State Real Estate Commission has not been enacted prior to March 1, 1984, and it is desirable that the agency continue in existence; therefore be it

RESOLVED, That the State Real Estate Commission continue in existence until the next review and termination cycle scheduled for the agency.

§ 19.433. Editorial note for calendar.

(Editorial Note: If this resolution is not approved before December 31, 1984, the agency will terminate in accordance with the Sunset Act.)

§ 19.434. Original act to reestablish agency.**AN ACT**

Reestablishing the State Real Estate Commission which is scheduled for termination under the Sunset Act.

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

Section 1. Reestablishment of State Real Estate Commission.

(a) General rule.—The State Real Estate Commission, scheduled for termination under section 6 of the act of December 22, 1981 (P. L. 508, No. 142), known as the Sunset Act, is reestablished.

(b) Future evaluation, review and termination.—The State Real Estate Commission is subject to evaluation, review and termination within the time and in the manner provided in the Sunset Act.

(c) Compliance with requirements to reestablish agency. This act, with respect to the State Real Estate Commission, constitutes the legislation required to reestablish an agency under the Sunset Act.

Section 2. Effective date.

This act shall take effect immediately.

§ 19.435. Amendatory act to reestablish agency.**AN ACT**

Amending the act of January 14, 1952 (1951 P. L. 1898, No. 522), entitled, as amended, "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties; providing for a State Board of Funeral Directors in the Department of State, and repealing other laws," reestablishing the State Board of Funeral Directors; providing for its composition, powers and duties; and making repeals.

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

Section 1. The act of January 14, 1952 (1951 P. L. 1898, No. 522), known as the Funeral Director Law, is amended by adding a section to read:

Section 19. State Board of Funeral Directors.—(a) There shall be a State Board of Funeral Directors as a departmental administrative board in the Department of State. The board shall consist of the Commissioner of Profes-

sional and Occupational Affairs, the Director of the Bureau of Consumer Protection in the Office of Attorney General, or his designee, two members appointed by the Governor, who shall be persons representing the public at large, and five members appointed by the Governor who shall be licensed funeral directors of good moral character and who shall also have been actively engaged in the practice of funeral directing for at least ten years immediately preceding their appointment.

(b) Professional and public members shall be appointed by the Governor with the advice and consent of the Senate for terms of five years. A member may continue to serve for a period not to exceed six months beyond the expiration of his term, if a successor has yet to be duly appointed and qualified according to law. If a member dies or resigns during his term of office, a successor shall be appointed as provided in this section and shall serve for the remainder of his predecessor's unexpired term.

(c) Five members of the board shall constitute a quorum.

(d) The board shall select a chairman from among its members and may elect a secretary from among its members.

(e) The members of the board, other than the Commissioner of Professional and Occupational Affairs and the Director of the Bureau of Consumer Protection in the Office of Attorney General, or his designee, shall receive sixty dollars (\$60) per diem when actually engaged in the transaction of official business and shall also receive the amount of reasonable traveling, hotel and other necessary expenses incurred in the performance of their duties.

(f) A member of the board who fails to attend three consecutive meetings shall forfeit his seat unless the Commissioner of Professional and Occupational Affairs, upon written request from the member, finds that the member should be excused from a meeting because of illness or the death of an immediate family member.

(g) The board is subject to evaluation, review and termination within the time and in the manner provided in the act of December 22, 1981 (P. L. 508, No. 142), known as the "Sunset Act."

Section 2. Sections 419 and 2112 of the act of April 9, 1929 (P. L. 177, No. 175), known as The Administrative Code of 1929, are repealed.

Section 3. This act, with respect to the State Board of Funeral Directors, constitutes the legislation required to reestablish an agency under the act of December 22, 1981 (P. L. 508, No. 142), known as the Sunset Act.

Section 4. The presently confirmed members of the existing State Board of Funeral Directors, as of December 31, 1984, shall continue to serve as members of the State Board of Funeral Directors until their present terms of office expire.

Section 5. Each rule and regulation of the State Board of Funeral Directors in effect on December 31, 1984, shall remain in effect after December 31, 1984, until repealed or amended by the State Board of Funeral Directors.

Section 6. This act shall be retroactive to December 31, 1984, if enacted after that date.

Section 7. This act shall take effect immediately.

LABELS FOR BILLS, AMENDMENTS, ETC.

§ 19.481. Bill for Senate.

.....
SENATE
HONORABLE CLARENCE M. SMITH
Req. of William Brown

1984D00901 RLC:A0

(Note: For member folder.)

.....
#02 CLARENCE M. SMITH
1984D00901 SENATE
RLC:A0 Req. of William Brown
03/09/84 Source: 1983D00876
AN ACT
Regulating the practice and procedure before administrative agencies.

(Note: For bureau card.)

.....
#02 CLARENCE M. SMITH
1984D00901 SENATE
RLC:A0 Req. of William Brown
03/09/84 Source: 1983D00876
AN ACT
Regulating the practice and procedure before administrative agencies.

(Note: For bureau folder.)

.....
Received by

Time

Date
1984D00901 RLC:A0

(Note: For bureau folder.)

.....

§ 19.482. Bill for House.

.....

HOUSE

HONORABLE CLARENCE M. SMITH

Req. of William Brown

1984D00901 RLC:A0

(Note: For member folder.)

.....

#02	CLARENCE M. SMITH
1984D00901	HOUSE
RLC:A0	Req. of William Brown
03/09/84	Source: 1983D00876
	AN ACT

Regulating the practice and procedure before administrative agencies.

(Note: For bureau card.)

.....

#02	CLARENCE M. SMITH
1984D00901	HOUSE
RLC:A0	Req. of William Brown
03/09/84	Source: 1983D00876
	AN ACT

Regulating the practice and procedure before administrative agencies.

(Note: For bureau folder.)

.....

Received by

Time

Date

1984D00901 RLC:A0

(Note: For bureau folder.)

.....

§ 19.483. Bill for other agency.

MISCELLANEOUS

DEPARTMENT OF TRANSPORTATION

Req. of William Brown

1984D00901 RLC:A0

(Note: For agency folder.)

#02 DEPARTMENT OF TRANSPORTATION
1984D00901 MISCELLANEOUS
RLC:A0 Req. of William Brown
03/09/84 Source: 1983D00876
AN ACT

Regulating the practice and procedure before administrative agencies.

(Note: For bureau card.)

#02 DEPARTMENT OF TRANSPORTATION
1984D00901 MISCELLANEOUS
RLC:A0 Req. of William Brown
03/09/84 Source: 1983D00876
AN ACT

Regulating the practice and procedure before administrative agencies.

(Note: For bureau folder.)

Received by

Time

Date

1984D00901 RLC:A0

(Note: For bureau folder.)

§ 19.484. Amendment for Senate.

.....
 SENATE
 HONORABLE CLARENCE M. SMITH
 Amendments to S. Bill No. 809
 Req. of William Brown

A0476 RLC:A0

(Note: For member folder.)

.....
 AMENDMENTS A0476

S. Bill No. 809
 RLC:A0 SEN. CLARENCE M. SMITH
 Req. of William Brown

03/09/84

(Note: For bureau folder.)

.....
 Received by
 Time
 Date
 S. Bill 809 A0476 RLC:A0

(Note: For bureau folder.)

.....

§ 19.485. Amendment for House.

.....
HOUSE
HONORABLE CLARENCE M. SMITH
Amendments to S. Bill No. 809
Reg. of William Brown

A0476 RLC:A0

(Note: For member folder.)

.....

AMENDMENTS A0476
S. Bill No. 809
RLC:A0 REP. CLARENCE M. SMITH
Req. of William Brown

03/09/84

(Note: For bureau folder.)

.....

Received by

Time

Date

S. Bill 809 A0476 RLC:A0

(Note: For bureau folder.)

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§ 19.486. Amendment for other agency.

.....
MISCELLANEOUS

DEPT. OF TRANSPORTATION

Amendments to S. Bill No. 809
Req. of William Brown

A0476 RLC:A0

(Note: For agency folder.)

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AMENDMENTS

A0476

S. Bill No. 809
RLC:A0 DEPT. OF TRANSPORTATION
Req. of William Brown

03/09/84

(Note: For agency folder.)

.....

Received by

Time

Date

S. Bill 809 A0476 RLC:A0

(Note: For bureau folder.)

.....

§ 19.487. Amendment to amendment.

.....
SENATE

HONORABLE CLARENCE M. SMITH

Amends to amends to S. Bill No. 809
Req. of William Brown

A0476 RLC:A0

(Note: For member folder.)

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AMENDMENTS

A0476

to Amendments to S. Bill No. 809
RLC:A0 SEN. CLARENCE M. SMITH
Req. of William Brown

03/09/84

(Note: For bureau folder.)

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Received by

Time

Date

S. Bill 809 A0476 RLC:A0

(Note: For bureau folder.)

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§ 19.488. Miscellaneous document.

.....
 MISCELLANEOUS
 GOVERNOR'S OFFICE
 Req. of William Brown

1984D00901 RLC:A0

(Note: For agency folder.)

.....
 #71 GOVERNOR'S OFFICE
 1984D00901 MISCELLANEOUS
 RLC:A0 Req. of William Brown
 03/09/84 Source: none
 REORGANIZATION PLAN NO. 1 of 1984

(Note: For bureau card.)

.....
 #71 GOVERNOR'S OFFICE
 1984D00901 MISCELLANEOUS
 RLC:A0 Req. of William Brown
 03/09/84 Source: none
 REORGANIZATION PLAN NO. 1 of 1984

(Note: For bureau folder.)

.....
 Received by

Time

Date

1984D00901 RLC:A0

(Note: For bureau folder.)

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TITLES FOR BILL COVERS**§ 19.491. Original bill with long title.**

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; * * *

§ 19.492. Original bill with appropriation.

AN ACT

Providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A and third class, as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; * * * and making an appropriation.

§ 19.493. Amending act without short title.

AN ACT

Amending the act of June 25, 1937 (P. L. 2063, No. 403), entitled "An act providing for the payment into the State Treasury, without escheat, of certain moneys and property subject to escheat under existing law, * * *," making stock life insurance companies doing business in this Commonwealth subject to the act with respect to unclaimed stock and unclaimed dividends or profits.

§ 19.494. Amending act with official or unofficial short title.

AN ACT

Amending The Administrative Code of 1929, approved April 9, 1929 (P. L. 177, No. 175), creating new administrative agencies; and modifying the provisions regulating contracts for public work and purchases.

§ 19.495. Joint resolution amending Constitution.

A JOINT RESOLUTION

Proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for the establishment of standards and qualifications for land used for agricultural purposes.

GENERAL

§ 19.501. Conference report on Senate bill. Printer's No.

Prior Printer's Nos. _____ Printer's No. _____
Report of the Committee of Conference on Senate Bill No. _____ To the
Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and
House of Representatives for the purpose of considering Senate Bill No.
_____, entitled: "An act . . . ," respectfully submit the following bill as our
report:

(Committee on the part of the Senate.)

(Committee on the part of the House of Representatives.)

§ 19.502. Conference report on House bill.

Prior Printer's Nos. _____ Printer's No. _____
Report of the Committee of Conference
on House Bill No. _____

To the Members of the House of Representatives and Senate:
We, the undersigned, Committee of Conference on the part of the House of
Representatives and Senate for the purpose of considering House Bill No.
_____, entitled: "An act . . . ," respectfully submit the following bill as our
report:

(Committee on the part of the House of Representatives.)

(Committee on the part of the Senate.)

§ 19.503. [Reserved]

§ 19.504. [Reserved].

§ 19.505. Subpoena issued by legislative committee.

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF DAUPHIN

To _____, _____ and

WE COMMAND YOU AND EACH OF YOU, That laying aside all business and excuses whatsoever, you and each of you be and appear before a Committee of the Senate (House of Representatives) (Joint Committee of the General Assembly) of the Commonwealth of Pennsylvania, to (state purpose briefly) at their office in _____ on _____ the _____ day of _____, 19 __, between the hours of __ and __ o'clock in the __ noon of said day, to testify truth and give evidence in the investigation before the committee then and there to be heard, bringing with you the following books, papers and records _____ in pursuance of a resolution passed by the Senate (House of Representatives) (concurrent resolution passed by both Houses of the General Assembly) adopted __, 19 __, Senate (House) Resolution No. __,

Wherein fail not, under the penalty which may ensue.

WITNESS my hand and seal at __ the __ day of __, 19 __.

_____(SEAL)

Chairman of Committee.

§ 19.506. Affidavit of service of subpoena.

I certify that I served the within SUBPOENA on each of the following named witnesses by personally making known to them the contents thereof on the __ day of __, 19 __. So answers _____

Sworn and subscribed to before me this _____

_____ day of
_____, 1984

§ 19.507. Citation for contempt of legislative committee.

A RESOLUTION

Citing Angelo J. Carcaci for contempt for refusal to answer questions of select committee to investigate administration of justice.

WHEREAS, The select committee to investigate the administration of justice, pursuant to House Resolution No. 21, Printer's No. 291, of the 168th regular session of the General Assembly, is authorized to hold hearings and to issue subpoenas on matters relating to law enforcement and the administration of justice for legislative purposes; and

WHEREAS, In accordance with the procedure and scope of authority set forth in House Resolution No. 21, the select committee duly scheduled a hearing at 10 a.m. on March 5, 1984, in a continuing investigation of the activities of members of the Pennsylvania State Police; and

WHEREAS, Previous testimony adduced by the committee dictated further inquiry into the administration of justice and law enforcement and the activities of Lieutenant Angelo J. Carcaci with respect to the years 1981, 1982, and 1983; and

WHEREAS, Lieutenant Angelo J. Carcaci was called to testify at the time and place set forth but refused on advice of counsel to answer every question asked of him by the committee's counsel and by the individual members of the committee even though directed and ordered to answer the questions by the chairman of the committee; and

WHEREAS, Lieutenant Angelo J. Carcaci gave no legal reason nor did he invoke his constitutional right of self-incrimination for refusing to answer the questions; and

WHEREAS, The House of Representatives takes cognizance of the finding of the select committee that the defiance of the committee is contemptuous; therefore be it

RESOLVED, That pursuant to the authority granted under section 11 of Article II of the Constitution of Pennsylvania and Rule No. 51 of the Rules of the House of Representatives, and in accordance with the act of June 13, 1842 (P. L. 491, No. 19), (46 P. S. § 61), the House of Representatives direct the Speaker of the House to instruct the Sergeant-at-Arms to bring Angelo J. Carcaci before the bar of the House by attachment forthwith; and be it further

RESOLVED, That if Angelo J. Carcaci continues in his refusal to answer questions propounded to him by the committee, that he be committed to the prison of Dauphin County until November 30, 1984, unless he sooner purges himself of such contempt by appearing and testifying before the select committee appointed pursuant to House Resolution No. 21.

§ 19.508. Notice of local or special bill.

NOTICE OF SPECIAL BILL

Notice is hereby given that, during the regular session of the General Assembly of the Commonwealth of Pennsylvania to be held in the year 1984, there will be introduced a bill entitled "An act repealing the act of May 1, 1913 (P. L. 131, No. 88), entitled An act to prohibit the killing of foxes by certain methods in Delaware County, and fixing a penalty for violation of the act,' in so far as it relates to Delaware County.'"

The object of the bill is to repeal the provisions of the special law prohibiting the shooting, trapping, snaring or poisoning of foxes within the limits of Delaware County and by the repeal to have these practices conform to the general laws relating thereto.

William Z. Scott
Senator, 14th District
Commonwealth of Pennsylvania

§ 19.509. Proof of publication of notice.

PROOF OF PUBLICATION

This is to certify that the above notice was published in the _____ once a week for four successive weeks on the following dates: _____

Publisher

Sworn and subscribed to
before me this _____
day of _____, 1984

Address

§ 19.510. Writ for special election of member.

COMMONWEALTH OF PENNSYLVANIA, SS:

To Honorable William R. Davis, Secretary of the Commonwealth, and to John J. Kane, Harry W. Fowler and John M. Walker, constituting the Board of Elections of the County of Allegheny:

GREETING: WHEREAS, A vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the Eighth Legislative District of the County of Allegheny, caused by reason of the death (resignation) of Albert M. Bell, one of the representatives (the representative) from said district, on February 28, 1984.

NOW, THEREFORE, I, K. Leroy Irvis, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of Pennsylvania and by the Statute in such case made and provided, do hereby command you: That you cause an election to be held in the Eighth Legislative District of the County of Allegheny on November 3, 1984, to choose a person to represent the Legislative District in the House of Representatives of Pennsylvania for the remainder of the term expiring December 1, 1984, and that you give due and public notice of the election throughout the District, in the form and manner directed by law.

Given under my hand and the seal of the House of Representatives at Harrisburg, Pennsylvania, this ____ day of ____ A.D. 1984.

ATTEST:

 Chief Clerk of the House of
 Representatives

 Speaker of the House of
 Representatives

§ 19.511. Affidavit of service of writ on Secretary of Commonwealth.

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF DAUPHIN

_____ being duly sworn according to law, says:

That he resides at _____, _____ County, Pennsylvania.

That he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania, specially deputized.

That he served on the Honorable William R. Davis, Secretary of the Commonwealth of Pennsylvania, on the ____ day of _____, 1984, at ____ o'clock _____, at his office in the Capitol Building, in Harrisburg, a writ for a special election for the office of Representative in the General Assembly for the Eighth Legislative District of the County of Allegheny, by command of the Honorable K. Leroy Irvis, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

 Sergeant-at-Arms

Sworn and subscribed to
 before me this _____
 day of _____, 1984

§ 19.512. Affidavit of service on board of elections.

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF DAUPHIN

_____, being duly sworn according to law, says:
 That he resides at _____, _____ County, Pennsylvania.
 That he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania, specially deputized.
 That he served on the Board of Elections of Allegheny County, on the _____ day of _____, 1984, at _____ o'clock, at its office in Pittsburgh, a writ for a special election for the office of Representative in the General Assembly for the Eighth Legislative District of the County of Allegheny, by command of the Honorable K. Leroy Irvis, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

 Sergeant-at-Arms

Sworn and subscribed to
 before me this _____
 day of _____, 1984

§ 19.513. Referendum to determine will of electorate.

AN ACT

Providing for a referendum to determine the will of the electorate with respect to replacing the Pennsylvania State Liquor Store system with a private enterprise system.

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

Section 1. Referendum.

At the municipal election to be held in 1985, there shall be submitted a question to determine the will of the electorate in regard to replacing the Pennsylvania State Liquor Store system with a private enterprise system. The question shall be in substantially the following form:

Do you favor replacing the Pennsylvania State Liquor Store system with a private enterprise system?

Section 2. Conduct of election.

The election shall be conducted in accordance with the act of June 3, 1937 (P. L. 1333, No. 320), known as the Pennsylvania Election Code, except that the time limits for advertisement of notice of the election may be waived as to the question.

Section 3. Results of election.

The results of the election shall be tabulated in the manner provided by law and the Secretary of the Commonwealth shall certify them to the Governor, the Senate and the House of Representatives.

Section 4. Effective date.

This act shall take effect immediately.

§ 19.514. Statute effective if approved by referendum.

Section 1. Section 1102 of Title 18 of the Pennsylvania Consolidated Statutes, is amended to read:

* * *

Section 2. At the municipal election to be held in 1985, there shall be submitted a question to determine the will of the electorate in regard to the retention of capital punishment. The question shall be in substantially the following form:

* * *

Section 4. In addition to any other requirements concerning the certification of results of elections, the Secretary of the Commonwealth shall certify the results of the election to the Legislative Reference Bureau.

Section 5. (a) Section 1 shall take effect 30 days following the municipal election in 1985 if a majority of those voting on the question vote in favor of the retention of capital punishment in this Commonwealth. Otherwise, it shall not take effect.

(b) The remaining provisions of this act shall take effect immediately.

§ 19.515. Staggered terms for board members.

Section 5. State Board of Medical Technician Examiners.

(a) Establishment.—There shall be a departmental administrative board in the Department of State to be known as the State Board of Medical Technician Examiners, to consist of three members appointed by the Governor, with the consent of two-thirds of the members elected to the Senate.

(b) Terms of office.—Members shall serve for terms of six years. The members first appointed shall serve terms as follows: one for two years, one for four years and one for six years.

[Next page is 21-1.]

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(251968) No. 292 Mar. 99

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