

Legislative History for Connecticut Act

HB 5931 (PA 435) 44' 1976

Senate: P. 2808 - 2819 (Blue laws)

House: P. 3856 - 3862, 4353 - 4356

✓ "Optometrics"  
Hqs - 0

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CONNECTICUT  
GEN. ASSEMBLY  
SENATE

PROCEEDINGS  
1976  
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2627 - 2965

May 4, 1976 J.G.T. 182

THE CLERK:

On page 8 of the calendar, calendar 900, File 847, Favorable Report of the Joint Standing Committee on Judiciary. Substitute for House Bill 5931. AN ACT CONCERNING TECHNICAL AMENDMENTS TO THE GENERAL STATUTES AND THE PUBLIC ACTS. (As amended by House Amendment Schedules "A" and "B").

THE CHAIR:

Senator Barry.

SENATOR BARRY:

Mr. President, waive the reading of Schedule "A". Oh, move adoption. Move acceptance of the Joint Committee's Favorable Report and passage of the bill. The Clerk has an amendment. I move waiving of it. There's a copy of everybody's desk.

THE CLERK:

Clerk has Senate Amendment Schedule "A", File 847, Substitute House Bill 5931, LCO 3155 offered by Senators Lieberman, Julianelle, Flynn, DeNardis and Page.

SENATOR BARRY:

Oh, that's not the amendment I referred to. I thought I was Amendment "A". I'll defer to the distinguished majority.

SENATOR LIEBERMAN:

Through you, thank you, Senator Barry. Mr. President,

THE CHAIR:

You have "B", Dave. Yes, Senator Lieberman.

SENATOR LIEBERMAN:

Yes. I would move adoption of the amendment and ask that the reading be waved in lieu of explanation. Mr. President, this amend-

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ment involves two technical corrections to the Blue Laws Amendment that we passed earlier which have been recommended by the Legislative Commissioner's Office to clarify the intent of the original action. Copies are on the Senator's desks and I believe it's self-explanatory and I'd move for adoption at this time.

THE CHAIR:

Question is on the adoption of Senate Amendment Schedule "A". If there are no further remarks, all in favor please say aye, opposed say nay. Well, there was a voice over there, but I would say that aye has carried.

THE CLERK:

Clerk has Senate Amendment Schedule "B" File 847, Substitute House Bill 5931, LCO 3580 offered by Senator Barry.

THE CHAIR:

Senator Barry.

SENATOR BARRY:

Mr. President, I move adoption of Senate Amendment Schedule "B".

THE CHAIR:

Do you care to explain it to us, Senator?

SENATOR BARRY:

Mr. President, this involves another change to the Blue Laws Act which we passed the other day and I, for one, voted on that bill mistakenly believing that we were liberalizing the Blue Laws when, in fact, in one aspect we are restricting the Blue Laws, and I refer particularly to the section that has to do with grocery stores. It was my understanding, and I stand corrected, nobody

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misled me, I simply misread it, that, it was my impression, that stores under 5,000 sq. ft. and with employees five and under were exempt from the statute. As I read it now and as I believe it to be so, the only grocery stores under the law we passed the other day which would be able to be open on Sundays are those which have five or less employees, 5,000 sq. ft. or less. I think this is a mistake, at least it's a mistake on my part. I don't see anything wrong with grocery stores staying open as they do now and I would urge adoption of the amendment.

THE CHAIR:

You have heard the amendment and its explanation. Will you remark further? If not, the Chair recognizes the Majority Leader, Senator Lieberman.

SENATOR LIEBERMAN:

Mr. President, with all respect to my distinguished colleague dear friend of the Fourth, I believe that I oppose this amendment on two grounds. One, I believe it is a major substantive change in the bill and secondly, I oppose it on its merits because I think it will tend to open up the Blue Laws more than was the intention of this Chamber in adopting the amendment that we passed. In other words, it moves closer toward repeal than I certainly would like to see us go and therefore I urge a "no" vote on this amendment.

THE CHAIR:

Senator Alfano.

SENATOR ALFANO:

Mr. President, you know I have been against the repeal of

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the Blue Laws and against even liberalizing them. I do feel that in view of the bill of the amendment we finally passed, existing law, that we've gone that far, this is certainly a good one, because, after all, where are we going to draw the line and say a person has 5,000 sq. ft. He can sell food on Sunday. He has 5,010 sq. ft. He can't sell food on Sunday, or a person's got four employees or five employees, he can sell food on Sunday, but a person that's got six, can't. Now, either food is a legitimate commodity to sell on Sunday or it isn't. Let's be honest about it. What you're saying here basically that food sold in a grocery store should be permissible on Sunday. Why restrict it? Either it's a proper item for sale or it isn't. It seems to me absolutely ridiculous to put a restriction like this, 5,000 sq. ft. or five employees. I'm not going to argue the constitutional point, but I think that it certainly is going to open up the area of litigation in this particular field, so I think that since we have decided, by the bill that we have passed we should permit the sale of food items on Sunday, let's do it completely and not on a restricted basis as provided for in the existing law.

THE CHAIR:

Senator Ciccarello.

SENATOR CICCARELLO:

Mr. President, I think Senator Alfano and Senator Barry have made the case and I want to be associated with their remarks.

THE CHAIR:

Senator Schwartz.

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SENATOR SCHWARTZ:

Mr. President, although I most certainly am in favor of no restriction on the floor size of a food establishment, I do feel that this Senate Amendment Schedule "B" oversteps the bounds of the technical amendments bill, and I ask for a point of order, Mr. President, as to the germaneness of this amendment to this bill.

THE CHAIR:

The Chair has looked at the amendment, we're acquainted with the bill, and I believe that it is germane to the issue. Senator DiNielli.

SENATOR DINIELLI:

Mr. President, I rise in favor of the amendment. I want to make sure that everyone here is aware of that we have already passed one amendment. Senator Lieberman, I think, sponsored the last one. We have finally broken through that hallowed ground which says that we cannot amend any bill here in the Senate because it may not pass the House. Lo and behold, after talking all day, we finally have amended one and evidently, someone has received assurance that this bill will pass in the House, and, you know, it's great to hear that. So, now we've removed one objection. There's an amendment. Obviously it's going to be received well in the House, and I think that this makes sense. The last two years, Mr. President, I've done my shopping for the house at the Food Mart, on Divinity Street in Bristol, and it has more than five employees. It has also more than 5,000 sq. ft., but that is the time, but that is the time that, after Church, we do our shop-

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ping, and I find now that the law that we passed two days ago, will prevent me from doing that. You know, if I should disqualify myself because of conflict of interest, you know, I'd like you to rule on that, Sir, because I do shopping Sundays, I do it in a business establishment over 5,000 sq. ft. which has more than five employees on Sundays and I feel that we should continue that. It's a great tradition in my family. We do it altogether. It's the only time we can do it together, and Sir and Members of the Circle, please support me. Help me keep my family together. It's important to us. We would like to do this, to continue to do this. Furthermore, those of you who didn't have my attention earlier, I would like to reiterate that Senator Lieberman has obviously received permission from the House to accept an amendment to this bill, so two amendments can be accepted also, so, you know, I'm asking you to consider that situation.

THE CHAIR:

You didn't even give me a chance to rule on your request. I think it just means that you have a deeper and fuller understanding of the problem than most of us, Joe.

SENATOR PAGE:

Mr. President.

THE CHAIR:

Senator Page.

SENATOR PAGE:

I was going to stand up and oppose the amendment, but I'm so choked up with emotion over Senator DiNielli's family, that I really can't, but I would hope that you'd vote against it.

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THE CHAIR:

Senator Amenta.

SENATOR AMENTA:

Mr. President, I think senator DiNielli can go bowling with his children and have a drink.

SENATOR DINIELLI:

Mr. President.

THE CHAIR:

Yes, Senator DiNielli, go right ahead.

SENATOR DINIELLI:

We go shopping before 5:00 P.M. I don't know if Senator Amenta read that bowling bill.

THE CHAIR:

Senator Guidera.

SENATOR GUIDERA:

I hate to inject a note of seriousness in this debate, Mr. President, but, I rise to oppose the amendment. You may remember that I opposed this amendment back when it first came up and supported complete repeal of the Sunday Blue Laws. I do, however, oppose this amendment for reasons that have not yet been stated by anyone, although come close to probably by Senator Schwartz. What we have before us is a technical amendments bill which comes out of the Judiciary Committee every year, and we have always made a promise of the Judiciary Committee to this legislature that there would be nothing of substance in the technical amendments bill, that they would truly be technical amendments. I think we start a very bad precedence by tacking on substantive amendments, des-

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pite your ruling, Mr. President. I consider it to be a substantive amendment. You start tacking on substantive amendments and when it gets down to the House of Representatives anybody can tack anything on. This is one of those kinds of bills, that covers the entire range of the Statutes of the State of Connecticut. Any amendment, substantive or otherwise would be germane in my opinion on this particular bill and no other bill. So for those reasons, to keep the bill strictly a technical amendments bill, I would oppose this amendment.

THE CHAIR:

Are you ready for the question?

SENATOR GUNTHER:

Mr. Chairman.

THE CHAIR:

Senator Gunther.

SENATOR GUNTHER:

I'd like to support the amendment for the same reasons that Senator Guidera came up here and argued against the germaneness. I think this is to clean up the boo boos that we make. I think we made a big boo boo by not repealing the Blue Laws and we certainly should do what we could to clean it up.

THE CHAIR:

Question then is on the adoption. Senator DeNardis.

SENATOR DENARDIS:

Mr. President, just to get it clear. We're on the adoption of Senator Barry's amendment?

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THE CHAIR:

We're now on Senator Barry's amendment which is designated as "B".

SENATOR DENARDIS:

Did you rule on its germaneness?

THE CHAIR:

I did.

SENATOR DENARDIS:

You ruled it germane.

THE CHAIR:

I ruled germane. Roll call has been requested. Clerk please announce an immediate roll call in the Senate on Senate "B".

THE CLERK:

Immediate roll call has been requested in the Senate. Would all Senators please take their seats. An immediate roll call will take place in the Senate. Would all Senators please be seated.

THE CHAIR:

Machine is open. Please cast your vote. Machine is closed and locked. Total voting 36, necessary for passage 19, yeas are 15, the nays are 21. Senate Amendment Schedule "B" has been defeated.

THE CLERK:

Clerk has Senate Amendment Schedule "C", File 847, Substitute House Bill 5931, LCO 3894, offered by Senator Neiditz.

SENATOR NEIDITZ:

Mr. President.

THE CHAIR:

Senator Neiditz.

SENATOR NEIDITZ:

I waive the reading of the amendment and explain it.

THE CHAIR:

Yes, Senator, go right ahead.

SENATOR NEIDITZ:

This amendment adds in the word in the Peer Review Bill which was passed earlier and which has been subject of Committees on Conference, the word "optometric" in section 72, subsection C where Professional Society is defined and it's presently defined prior to this amendment to include Medical, Psychological, Nursing, Dental, Natureopathic, Osteopathic, Optometric, no, it didn't have Optometric, Pharmaceutical, Chiropractic and Podiatric Organizations. Optometric was left out inadvertently in the draft of the bill and with the consent of Senator Flynn, who was in charge of the bill and the Majority Leader, I'm offering this amendment. Move its adoption.

THE CHAIR:

Senator Flynn.

SENATOR FLYNN:

Yes, Mr. President. Very briefly, I want to join in the words of Senator Neiditz. The Optometrists were inadvertently left out due to the fact that they went in by a House Amendment which was subsequently rejected since all other health care professionals are included. I think it's entirely proper that we make this technical amendment to correct that situation.

THE CHAIR:

All right. The question then is on the .. Senator DiNielli.

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SENATOR DINIELLI:

Mr. President, I rise to support this amendment, to comment that it's amazing that we can amend this bill and couldn't amend an act that had 695 sections in it which changed the whole course of Judicial system in the State of Connecticut. It's amazing to me that it could not be accepted down in the House where this type of an amendment could, so I am very pleased to support this amendment.

THE CHAIR:

Thank you, Senator. Question then is on the adoption of Senate Amendment Schedule "C". All in favor please signify by saying aye, those opposed say nay. The ayes have it. "C" is adopted.

THE CLERK:

Clerk has Senate Amendment Schedule "D", File 847, Substitute House Bill 5931, LCO 3895, offered by Senator Ciccarello.

THE CHAIR:

Senator Ciccarello.

SENATOR CICCARELLO:

Mr. President, this amendment would add proration to the Automobile Registration Bill that has been the subject of controversy here for such a long time, However, in view of Senator Guidera's remarks, which I think are correct, the bill should, this particular bill should not contain substantive amendments, and because I have not been able to get hold of Motor Vehicle Commissioner Pac with reference to the ramifications of this proration bill, I am withdrawing it.

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THE CHAIR:

Senator Ciccarello has withdrawn the amendment. Ready for the bill now as amended by House "A" and "B" and Senate "A" and "C".

SENATOR LIEBERMAN:

Mr. President, I now move for adoption and ask that we take the vote by roll call.

THE CHAIR:

Clerk please announce a roll call immediately.

THE CLERK:

Immediate roll call has been ordered in the Senate. Would all Senators please be seated. An immediate roll call in the Senate. Would all Senators please take their seats.

THE CHAIR:

Machine is open. Please cast your vote. Machine is closed and locked. Total voting 36, necessary for passage 19, 33 ayes and 3 nays. The bill as amended is adopted.

SENATOR LIEBERMAN:

Mr. President.

THE CHAIR:

Senator Lieberman.

SENATOR LIEBERMAN:

I move for suspension of the rules to allow for immediate transmittal to the House.

THE CHAIR:

Suspension has been moved to allow immediate transmittal. Are there objections? Hearing none, it is so ordered.

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Page 3.

THE DEPUTY SPEAKER:

The lady from the 18th, for what purpose does the lady rise?

MRS. KEMLER (18th):

Thank you, Mr. Speaker, for a point of personal privilege.

THE DEPUTY SPEAKER:

Please proceed.

MRS. KEMLER (18th):

Yes sir. Seated on the dias, Mr. Speaker, is a lovely young lady, Lori Ann Scully. Lori's father is Democratic District Chairman of District 3 which is the backbone of the 18th general assembly district and I'm sure if Lori will rise, the House will give her their usual warm welcome.

THE DEPUTY SPEAKER:

The Clerk please return to the Calendar.

THE CLERK:

Page 3, Calendar No. 984, substitute for H.B. No. 5931, An Act Concerning Technical Amendments to the General Statutes and the Public Acts, File No. 847.

MR. HEALEY (72nd):

Mr. Speaker, I move acceptance of the joint committee's favorable report and passage of the bill.

THE DEPUTY SPEAKER:

Question is on acceptance and passage. Will you remark?

MR. HEALEY (72nd):

Yes, Mr. Speaker. Mr. Speaker, this is a sacred cow, the technical amendments act. In most sessions, the Chairman of the Judiciary

Committee stands and moves the bill and sits down. And then its passed unanimously and its passed because of a long standing pledge on the part of the legislative commissioner's office and of the Judiciary Committee that this is exactly what it says it is, a technical amendments act and under no circumstances will we permit any item of substance to get into the act.

This year, I do not feel that I can stand here and simply move the act because a report from legislative research has been circulated which gives the impression that we're doing things of substance whereas we are not. Therefore, I will have to remark to at least some extent on the bill.

The report notes that we're reducing the crime of burglary in the second degree while armed from a Class B felony to a Class C felony. Technically, that is correct. However, I will invite the attention of the House to our action last year when we adopted a series of changes with respect to a number of crimes creating the second category of commission of that crime while armed. In each and every instance, we retained the same classification of the crime, whatever it had been before, Class B felony stayed a Class B, a Class C stayed a Class C, a Class D stayed a Class D with one exception and that is burglary in the second degree. There was a typing error and the Class C for this second category of while armed was changed to B. Our intention last year was not to change the classification of the crime but simply to provide for an unsuspendible minimum sentence. In an earlier version of the report from the Office of Legislative Research it gives the impression that we're trying to knock out an annual increment to state employees of \$300. That is not the case.

A couple of years ago, we enacted a bill which gave a one shot

\$300 increase to state employees across the board. That \$300 has long since been paid. There is no reason for that act to remain upon the books. It's obsolete. We are not in any way affecting the pay graduations of the state employees.

The report from legislative research appears to indicate that we're changing the law with respect to award of attorney's fees in contempt cases. Well this gets a little bit involved. Prior to 1959, we had on the books section 46-27 which provided for attorney's fees in contempt cases for divorces. In 1959, we passed a law which expanded the award of attorney's fees in contempt cases and this was renumbered then as 52-256a. When we passed the dissolution of marriage act in 1973, we repealed the earlier section 46-27. When the LCO was putting the bill together in engrossing form, they took that reference to 46-27 and moved it over to the 1959 act with the end result that they repealed 52-256a which wasn't our intention at all.

The legislative research report indicates that we're changing in this technical amendments act the powers of the tax commissioner with respect to compromise on interest on taxes. We are not doing it in this act. In S.B. No. 464, earlier passed by both Houses in this session, that was accomplished. However, in S.B. No. 464, it referred to section 12-376a which is the one having to do with interest but the problem is that there are two sections 12-367a, 376a and the applicability of those depends upon the date of the decedent's death and in S.B. 464 we referred to the wrong one. The legislative research report indicates that we're changing the law with respect to support in humane institutions because we're repealing section g of 17-295 but the reason for that is because the subject matter of support in humane institutions is included in 17-298 which is even broader.

Therefore, we're getting rid of the less broad section because it says surplusage.

The legislative research report also indicates that we're changing requirements of notice on hearings on appeals from juveniles. What the actual fact is that there are two sections of the statute, 51-182 and one section 17-70 which are inconsistent with respect to notice. We're resolving that inconsistency.

They also say that we are depriving the town of Meriden and Tolland of jurors. That isn't the case. What we're doing is we're conforming the provisions of section 51-226 to Public Act 74-183 and on and on it goes. Everything we have done in this, I pledge you and the legislative commissioner's office pledge you is technical.

Mr. Speaker, the Clerk has an amendment. I ask that he call LCO No. 4108.

THE DEPUTY SPEAKER:

The Clerk please call 4108, the Chair will designate House "A".

THE CLERK:

House Amendment Schedule "A", LCO 4108, Mr. Healey of the 72nd.

MR. HEALEY (72nd):

Mr. Speaker, I move adoption of the amendment and request permission to summarize.

THE DEPUTY SPEAKER:

Question is on adoption of House "A". Is there objection to the gentleman summarizing? Is there objection? Hearing none, the gentleman for that purpose.

MR. HEALEY (72nd):

Mr. Speaker, thank you sir. The amendment adds a number of

additional sections because of additional inconsistencies and technicalities which we found since draft of the file copy.

Section 72 conforms substitute S.B. No. 585 and substitute S.B. No. 434 which were inconsistent with respect to treatment of the homeopathic wards.

Section 73 clarifies that towns may issue bonds with different rates for different maturities.

Section 74 clarifies the appeal procedure for motor vehicle assessments under a bill which we passed just a couple of days ago. The bill which would permit an assessor to pick up an automobile subsequent to the assessment date. However, the appeal procedures presently require that within a certain number of days of the assessment date, an appeal must be filed and, therefore, if the assessor were to pick up that automobile subsequent to the expiration of the appeal period, the automobile owner would have absolutely no remedy if he wished to contest the assessment. So section 74 gives him a right of appeal.

Section 75 in the summary process bill which we passed earlier in the session, there's a possibility of reading it in such fashion that there are two different procedures applicable depending upon when the lease was entered into. This clarifies that there's only one procedure.

(Section) 76 corrects an obsolete reference.

(Section) 77 corrects a section reference and so on and on it goes.

Mr. Speaker, I move the amendment.

THE DEPUTY SPEAKER:

Question is on adoption of House "A". Will you remark further?

Will you remark? If not, all those in favor of House "A" signify by saying aye. Those that are opposed? House "A" is ADOPTED.

MR. HEALEY (72nd):

Mr. Speaker, I move the bill as amended.

THE DEPUTY SPEAKER:

Question is adoption of the bill as adopted by House "A". Will you remark?

MR. STEVENS (119th):

Mr. Speaker, the Clerk has an amendment, LCO No. 2791. I would ask the Clerk to please call the amendment and ask permission to summarize.

THE DEPUTY SPEAKER:

The Clerk please call LCO 2791, the Chair will designate House "B".

THE CLERK:

House "B", LCO 2791, Mr. Stevens of the 119th.

MR. STEVENS (119th):

Mr. Speaker.

THE DEPUTY SPEAKER:

Is there objection to the gentleman summarizing? Is there objection? Hearing none, the gentleman for that purpose.

MR. STEVENS (119th):

Mr. Speaker, this adds an additional section 72 which simply makes the modification of Connecticut's Blue Law which we recently passed effective upon passage. The bill in its original form, that is the Blue Law revision, was effective upon passage. When the Senate amended it, they did not include that section. Therefore, should the Governor sign the bill

as passed by the House and Senate, it would not take effect until October 1st. The idea behind this amendment is that if we are to modify the blue laws, it might as well take effect upon passage, which means, of course, when the Governor signs it. I would move adoption of the amendment.

THE DEPUTY SPEAKER:

Question is on adoption of House "B". Will you remark?

MR. HEALEY (72nd):

Mr. Speaker, I have no objection to the amendment. We have two provisions already in the file copy of the bill which make other statutes effective upon passage. I feel it is a perfectly proper thing to be before the House.

THE DEPUTY SPEAKER:

Will you remark further on House "B"? Will you remark? If not, all those in favor of House "B" signify by saying aye. Those opposed?

House "B" is ADOPTED.

Will you remark further on the bill as amended by House "A" and House "B"? If not, will the members please take their seats, staff come to the well. The machine will be open. Has every member voted? Is your (record 15) vote recorded in the manner in which you wish to have it recorded? If so, the machine will be closed and the Clerk will please take a tally.

The Clerk will please announce the tally.

THE CLERK:

Total Number Voting.....	134
Necessary for Passage.....	68
Those Voting Yea.....	134
Those Voting Nay.....	0
Those Absent and Not Voting.....	17

THE DEPUTY SPEAKER:

The bill is PASSED as amended.

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Those voting Nay. . . . . 5 efr  
 Those absent and not voting . . . . . 20

The bill as amended is passed.

THE CLERK:

With two stars, Calendar 984...two stars, Substitute for H.B. 5931, an Act concerning Technical Amendments to the General Statutes and the Public Acts. As amended by House Amendment Schedule "A" and "B" and Senate Amendment Schedules "A" and "C".

JAMES T. HEALEY:

Mr. Speaker, I move acceptance of the Joint Committee's favorable report and passage of the bill.

MR. SPEAKER:

The question's on acceptance of the Joint Committee's favorable report and passage of the bill. Will you remark, sir?

JAMES T. HEALEY:

Yes, Mr. Speaker. This bill was originally enacted by the House with House Amendment Schedule "A" and "B". The Senate, in its wisdom, added on "A" and "C". The Clerk has in his possession Senate Amendment Schedule "A". I ask that he call the same.

MR. SPEAKER:

Will the Clerk please call L.C.O. 3155, Senate Amendment Schedule "A".

THE CLERK:

Senate Amendment Schedule "A", L.C.O. No. 3155.

JAMES T. HEALEY:

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Mr. Speaker, I move the adoption of Amendment Schedule efr  
"A" of the Senate and ask permission to summarize.

MR. SPEAKER:

Is there objection to the gentleman of the 72nd summarizing in lieu of Clerk's reading? Hearing no objection, the gentleman of the 72nd for that purpose.

JAMES T. HEALEY:

Thank you, Mr. Speaker. A few days ago, Mr. Speaker, we passed the bill concerning the Blue Laws. There were a few technical defects in the bill, and this Technical Amendment is directed to those defects. In parts of the bill, we referred to the sale of personal property. In other parts we referred to the sale of personal property or the furnishing of services. One thing this Amendment does is to make the bill consistent by referring in each instance to the sale of personal property or the furnishing of personal services. The second thing that the Amendment addresses itself to is the very interesting fact that under the bill as enacted a mortician, for instance, on a Sunday could sell baby supplied, toilet articles, newspapers, food products, gasoline. This was not our intention. What the Amendment further provides is that on a Sunday the supplier may sell only those things which are listed in the bill provided that they are items sold in the ordinary course of business...of such businesses. I move the Amendment.

MR. SPEAKER:

Will you remark further on Senate "A"? If not, the question is on its adoption. All those in favor will indicate

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by saying "aye". Opposed. Senate "A" is adopted. Will you remark efr  
further on the bill as amended.

JAMES T. HEALEY:

Mr. Speaker, the Clerk has in his possession Senate Amendment Schedule "C". I ask that Senate Amendment Schedule "C" be called.

MR. SPEAKER:

The Clerk please call L.C.O. 3894, Senate Amendment Schedule "C".

THE CLERK:

Senate Amendment Schedule "C", L.C.O. No. 3894.

JAMES T. HEALEY:

Mr. Speaker, I move adoption of Senate Amendment Schedule "C" and request permission to summarize.

MR. SPEAKER:

Is there objection to the gentleman of the 72nd summarizing in lieu of reading? Hearing none, the gentleman of the 72nd for that purpose.

JAMES T. HEALEY:

Mr. Speaker, a few weeks ago we passed the Peer Review Bill. It was brought to our attention that in that Peer Review Bill we had omitted from those included in the categories those who practice optometry. What Senate Amendment Schedule "C" does is to include the optometry profession in those who are under the Peer Review Bill. It's obviously a proper thing to do and obviously is a technical omission on our part. I move the Senate Amendment.

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MR. SPEAKER:

efr

Will you remark further on Senate "C"? If not, the question is on its adoption. All those in favor will indicate by saying "aye". Opposed. Senate "C" is adopted. Remark further on the bill as amended by House Amendment Schedules "A" and "B", Senate Amendment Schedules "A" and "C"?

JAMES T. HEALEY:

Mr. Speaker, I believe the bill has been explained. I move its adoption as amended.

MR. SPEAKER:

Will you remark further on the bill as amended? If not, will the Members be seated, and the staff come to the well. The machine will be opened. The machine is still open. Have all the Members voted? Is your vote properly recorded? If so, the machine will be closed, and the Clerk will take a tally. The Clerk please announce the tally.

The following is the result of the vote:

Total number voting . . . . .	139
Necessary for passage . . . . .	70
Those voting Yea. . . . .	132
Those voting Nay. . . . .	7
Those absent and not voting. . . . .	12

The bill as amended is passed.

THE CLERK:

Referred to Committee on Conference, Calendar 667, Sub-