

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

WEDNESDAY, MAY 2, 1984

SESSION OF 1984

168TH OF THE GENERAL ASSEMBLY

No. 29

HOUSE OF REPRESENTATIVES

The House convened at 10 a.m., e.d.t.

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

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

O Lord, our God, Thou who dost dwell in light unapproachable and by Thy great mercy hast led these stewards of Thine in this day, graciously accept the prayers of Thy people who call upon Thee, save us from the darkness of sin in the world around us, and enlighten our minds with the power of Thy truth, that abiding in Thy fear and walking in the light of Thy love, we may know Thy glory and praise Thee for all things, Thou who art the only true and gracious God, for Thine is the kingdom and the power and the glory forever. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, May 1, 1984, will be postponed until the Journal is in print. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2116 By Representatives WACHOB, GEORGE, LIVENGOOD, PRATT, DeWEESE, ANGSTADT, HERMAN, FARGO, KASUNIC, STEWART, SWEET, HALUSKA, BELFANTI and LESCOVITZ

An Act providing procedures for the expenditure of moneys in coal producing counties.

Referred to Committee on CONSERVATION, May 2, 1984.

No. 2117 By Representatives KENNEDY, PITTS, JACKSON, DORR, NOYE, BOWSER,

SCHEETZ, CLYMER, FARGO, HERMAN, GEIST and GODSHALL

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (2nd Sp. Sess., 1937 P. L. 2897, No. 1), restricting the good-cause excuse for voluntary quitting.

Referred to Committee on LABOR RELATIONS, May 2, 1984.

No. 2118 By Representatives SALVATORE, McMONAGLE, WOGAN, GANNON, PERZEL, WESTON and O'BRIEN

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to convey a tract of land to the Fraternal Order of Police, Lodge 5 of Philadelphia, situate in the City and County of Philadelphia, Pennsylvania.

Referred to Committee on STATE GOVERNMENT, May 2, 1984.

No. 2119 By Representatives ARTY, DALEY, BATTISTO, BURNS, FISCHER, DAVIES, LESCOVITZ, GALLAGHER and LEVI

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for health services.

Referred to Committee on EDUCATION, May 2, 1984.

No. 2120 By Representatives DALEY, GALLAGHER, BURNS, ARTY, COY, BATTISTO, LESCOVITZ, COWELL, KASUNIC, STEIGHNER, HERMAN, FREIND, FISCHER and ALDERETTE

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), regulating dental hygiene services.

Referred to Committee on EDUCATION, May 2, 1984.

No. 2121 By Representatives SAURMAN, HONAMAN, HERSHEY, CORNELL, SCHULER, HAGARTY, E. Z. TAYLOR, BUNT, VROON and NAHILL

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for sabbatical leaves of absence; and making an editorial change.

Referred to Committee on EDUCATION, May 2, 1984.

No. 2122 By Representative WILSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for reduced insurance rates for certain student drivers.

Referred to Committee on TRANSPORTATION, May 2, 1984.

No. 2123 By Representatives WILSON, GRUPPO, E. Z. TAYLOR, GREENWOOD, MERRY, KUKOVICH, HALUSKA, SEMMEL, REINARD, LUCYK, HERSHEY, BURD, TRELLO and SIRIANNI

An Act providing for a Statewide referendum on the question of whether Pennsylvania should have a Beverage Container and Litter Control Act.

Referred to Committee on CONSUMER AFFAIRS, May 2, 1984.

No. 2124 By Representatives CALTAGIRONE, AFFLERBACH, VAN HORNE, ALDERETTE, ANGSTADT, WAMBACH, PICCOLA, R. C. WRIGHT and SWIFT

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932, No. 317), authorizing tax sales on any day during the year.

Referred to Committee on URBAN AFFAIRS, May 2, 1984.

No. 2125 By Representatives LESCOVITZ, HAGARTY, MAIALE, KUKOVICH, HOEFFEL, HARPER, COLAFELLA, NAHILL, RUDY, CORNELL, PISTELLA, PICCOLA, McVERRY, SPENCER, LASHINGER, BUNT, GODSHALL, GEIST, MAYERNIK, SWEET, PRATT, ALDERETTE and WACHOB

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, authorizing probable cause arrests in certain cases of domestic violence.

Referred to Committee on JUDICIARY, May 2, 1984.

No. 2126 By Representatives LAUGHLIN, DOMBROWSKI, GEORGE, F. E. TAYLOR, McMONAGLE, TRELLO, RAPPAPORT, GALLAGHER, MICOZZIE, BELFANTI, KOSINSKI, DEAL, SALVATORE, DORR, DeLUCA, CAWLEY, JOHNSON, LUCYK, MAIALE, PRESTON and McCALL

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (2nd Sp. Sess., 1937 P. L. 2897, No. 1), further defining "base year."

Referred to Committee on LABOR RELATIONS, May 2, 1984.

No. 2127 By Representatives LAUGHLIN, GEORGE, F. E. TAYLOR, TRELLO, GALLAGHER, SALVATORE, DOMBROWSKI, McMONAGLE, LETTERMAN, GRUITZA,

MICOZZIE, BELFANTI, KOSINSKI, STEIGHNER, DEAL, WOZNIAK, DeLUCA, LUCYK, MAIALE, CAWLEY, PRESTON and McCALL

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (2nd Sp.Sess., 1937 P. L. 2897, No.1), providing for informational meetings; and further providing for the application of penalty provisions.

Referred to Committee on LABOR RELATIONS, May 2, 1984.

No. 2128 By Representatives LAUGHLIN, PETRARCA, KUKOVICH, GEORGE, McMONAGLE, DOMBROWSKI, F. E. TAYLOR, STEIGHNER, MICOZZIE, BELFANTI, KOSINSKI, FISCHER, GALLAGHER, DEAL, HALUSKA, WOZNIAK, MAIALE, DeLUCA, TRELLO, PRESTON and CAWLEY

An Act providing for local government emergency grants; providing a formula for grant; providing for qualification for grant; and providing for applications.

Referred to Committee on FINANCE, May 2, 1984.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 213 By Representatives DIETZ, HALUSKA, BOWSER, MORRIS, BURD, PETRARCA and TELEK

Requesting the Pennsylvania Game Commission to implement a program to improve game protectors' attitudes toward farmers.

Referred to Committee on RULES, May 2, 1984.

No. 214 By Representatives DIETZ, HALUSKA, MORRIS and TELEK

Requesting the Pennsylvania Game Commission to reduce the wildlife herds.

Referred to Committee on RULES, May 2, 1984.

No. 215 By Representatives SALVATORE, WOGAN, PERZEL, WESTON and O'BRIEN

Authorizing a special bipartisan committee to study the future of unused land and buildings at Philadelphia State Hospital at Byberry.

Referred to Committee on RULES, May 2, 1984.

No. 216 By Representatives MICHLOVIC, WILSON, LUCYK, MAYERNIK, POTT and L. E. SMITH

Directing the Speaker of the House of Representatives to appoint a special bipartisan committee to study the impact of the recent divestiture of American Telephone and Telegraph, Inc. on Pennsylvania consumers.

Referred to Committee on RULES, May 2, 1984.

SENATE BILLS FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bills for concurrence:

SB 1155, PN 1882

Referred to Committee on GAME AND FISHERIES, May 2, 1984.

SB 1196, PN 1627

Referred to Committee on CONSUMER AFFAIRS, May 2, 1984.

SB 1285, PN 1791

Referred to Committee on FEDERAL-STATE RELATIONS, May 2, 1984.

LEAVE OF ABSENCE GRANTED

The SPEAKER. The Chair now turns to leaves of absence. Does the gentleman from Erie, Mr. Dombrowski, know of any requests for leaves on the Democratic side?

Mr. DOMBROWSKI. Not at this time.

The SPEAKER. There are no requests? The Chair thanks the gentleman.

Are there any requests from the minority whip?

Mr. HAYES. Thank you, Mr. Speaker.

I request leave for the gentleman from Allegheny, Mr. McVERRY, for the day.

The SPEAKER. Without objection, of course, the leave is granted. The Chair hears no objection.

FILMING PERMISSION GRANTED

The SPEAKER. Mackenzie Carpenter, who represents the public television station, is being given permission to film today's activities on the floor.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Speaker acknowledges the following list of additions and deletions coming from the majority leader.

ADDITIONS:

HB 183, Angstadt; HB 393, Angstadt; HB 634, Gamble; HB 1314, McCall; HB 1331, Saurman, Belfanti, Burd, Daley, DeWeese, Haluska, Markosek, McCall, Michlovic, Miscevich, Stewart, Stairs, Sweet, Telek, Levi, Wachob, Semmel, Lucyk, Freeman; HB 1711, Davies; HB 1867, Boyes; HB 1959, Hershey; HB 1967, Salvatore, Seventy, Lescovitz, Cawley; HB 1969, Dietz, Livengood; HB 1972, Gladeck; HB 1979, Colafella; HB 1988, Clark; HB 1992, F. Taylor, Wogan, D. W. Snyder; HB 1993, Rudy; HB 1997, Cawley; HB 1999, Salvatore; HB 2001, Cawley, E. Z. Taylor; HB 2002, Cawley, Kosinski, Wogan, Salvatore, E. Z. Taylor; HB 2005, Phillips, Wozniak; HB 2009, Merry, Peterson; HB 2014, B. Smith, Trello, Stevens, Petrone, Preston; HB 2018,

Salvatore, Hasay; HB 2029, Rudy, Fischer, Colafella; HB 2047, Herman, Stevens; HB 2050, DeLuca; HB 2099, Burd; HB 2100, Lucyk, Pratt; HB 2105, Itkin, Telek; HR 206, Dawida, McVerry, Salvatore, Trello, Clark, DeLuca, Baldwin, Van Horne, Herman, Wozniak.

DELETIONS:

HB 538, Fargo; HB 1270, Itkin; HB 2000, Petrone.

MASTER ROLL CALL RECORDED

The SPEAKER. The Speaker is about to take the master roll call. We will begin the active and substantive voting almost immediately. Members will proceed to vote.

The following roll call was recorded:

PRESENT—196

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

ADDITIONS—3

Clark McCall Petrarca
NOT VOTING—0

EXCUSED—4

Kowalyszyn McVerry Marmion Trello

CALENDAR

**BILLS AGREED TO
ON SECOND CONSIDERATION**

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

HB 1969, PN 2839; and HB 1555, PN 1925.

* * *

The House proceeded to second consideration of **HB 1579, PN 2868**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for additional judges in the sixth, seventh, ninth, tenth, fifteenth, seventeenth, nineteenth, twenty-third, twenty-fourth, thirty-second, forty-second and fifty-first judicial districts.

On the question,
Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that **HB 1579, PN 2868**, be recommitted to the Committee on Appropriations for a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1331, PN 2836**, entitled:

An Act establishing the Pennsylvania Youth Conservation Corps.

On the question,
Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that **HB 1331, PN 2836**, be recommitted to the Committee on Appropriations for a fiscal note.

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

**BILLS AGREED TO ON
SECOND CONSIDERATION CONTINUED**

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

HB 1951, PN 2838.

* * *

The House proceeded to second consideration of **HB 1748, PN 2837**, entitled:

An Act providing for a community services block grant program; and further providing for powers and duties of the Department of Community Affairs.

On the question,
Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that **HB 1748, PN 2837**, be recommitted to the Committee on Appropriations for a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1486, PN 1815**, entitled:

An Act providing for certain grants-in-aid for vocational education and rehabilitation, self-employment training and retraining related activities; providing for further duties of the Department of Labor and Industry; and making an appropriation.

On the question,
Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. MANDERINO. Mr. Speaker, I move that **HB 1486, PN 1815**, be recommitted to the Committee on Appropriations for a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1745, PN 2243**, entitled:

An Act establishing a system for the collection of municipal liens and tax claims in cities of the second class through the sale of real property encumbered by such liens and claims; abolishing the office of solicitor for liens for delinquent taxes, rates, claims and charges in cities of the second class; authorizing the treasurer to conduct treasurer's sales and granting the treasurer certain powers in connection therewith; providing a structure for the

conduct of the sale; setting up a system whereby the properties at treasurer's sale are acquired, administered, maintained and resold for the benefit of cojurisdictional taxing bodies; providing for the redemption of the property within 90 days of sale; providing a means for establishing title to real property taken at treasurer's sale; providing for cooperation among cojurisdictional taxing bodies; and preserving rights not specifically repealed.

On the question,
Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 1745, PN 2243, be recommitted to the Committee on Appropriations for a fiscal note.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2051, PN 2784**, 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; to provide appropriations from the 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.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. BURNS offered the following amendment No. A1509:

Amend Sec. 211, page 57, lines 28 through 30; page 58, lines 1 through 30; page 59, lines 1 through 3, by striking out all of said lines on said pages and inserting

Each school district shall be entitled to receive from the department payments for 50% of the costs incurred to eliminate the health problems posed by the presence of asbestos in schools. If a school district receives Federal funds for this purpose, the Commonwealth shall provide funds for one-half of the costs incurred by the district after subtracting the amount of Federal funds received for this purpose. School districts shall be entitled to reimbursement for the costs of asbestos removal after January 1, 1977. The department shall require the district to verify the completion of the work and the safety of the environment in the school building. If the sums are not sufficient to pay in full the total amounts to which all school districts are entitled, the allocations shall be proportionately reduced to the extent necessary to bring the aggregate

allocations within the limits of the amounts appropriated.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Thank you, Mr. Speaker.

Mr. Speaker, the purpose of this amendment is to correct a real glaring fault with the money that has been directed toward asbestos.

As some of you may know, I have had a bill in the House, HB 99 in this session, going back to about 1977 to take care of asbestos in schools, because I have always thought it was a very, very dangerous situation. The problem is that the proposal that has come forth with the budget will not really take care of anything.

I have a letter in my hand from Bob Feir, who is in the Department of Education, and would like to take a moment to read it to you. It says in part:

With regard to the proposal to expend state funds for asbestos removal and deferred maintenance included in House Bill 2051, you should be aware that the Department of Education does not currently collect some of the data which would be required to administer such a subsidy. For example, there is no legal requirement that school districts inform the Department of renovation work, unless the district seeks and is eligible for reimbursement for such work, or unless the cost of the work exceeds \$15,000.

And he goes on to say there are questions about what kind of renovations would be counted. Would a building with two wings, one of which has been renovated within the past 2 years, be eligible for funding under this subsidy proposal?

There are numerous problems with the way that the bill is currently written. It really could not be enforced. For that reason, and after talking to Representative Rick Geist and understanding the problem his school - a building that is only 15 years old - had with asbestos and the fact that they removed the asbestos at their own expense, my amendment would reimburse school districts back until 1977 when EPA (Environmental Protection Agency) put the first regulations out that asbestos should be removed. The people who acted quickly, the districts and the responsible boards of education who acted quickly and followed the EPA mandate, would be reimbursed 50 percent for doing such an operation.

I think this is only fair. I think we have the obligation to get rid of asbestos, but I do not think we should penalize districts that have already done it. I think that the proposal that you have in front of you without my amendment would be extremely difficult to enforce. So, therefore, I would hope that everybody would vote for this particular amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

I rise to oppose the amendment. As I understand the way this amendment would work, it would say that only those

school districts which have an asbestos problem would be entitled to any of the money set aside in the asbestos and deferred maintenance appropriation. What that means is those of us who come from areas where either the asbestos problem was taken care of before the retroactive date in Mr. Burns' amendment or where asbestos is not a problem—and I have a number of school districts in which they said they have looked for asbestos and they have not found any—under the bill they could qualify for some deferred maintenance money. Under Mr. Burns' amendment they would get nothing.

I suggest the members look very carefully at this, because what they may very well be doing is taking money away from school districts in their areas and sending that money to other districts in the State, and I think that is not fair, and I ask for a "no" vote.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, just in rebuttal, if I could say that the most fair thing would be that if your districts have done it, you ought to be reimbursed for it or at least partially reimbursed. That is what this is all about. If a school district does not have an asbestos problem, then they should not be entitled to receive any moneys. But if a school district has an asbestos problem and has acted to take care of it since 1977, then I believe that they should be reimbursed for that.

We are not trying to take away any money from someone who does deserve it. We are trying to keep the money for asbestos removal. We are not really worried about deferred maintenance. If they have drain pipes that do not work, that is really not a health- and life-threatening situation. It is a life-threatening situation unless they get rid of the asbestos, and those who have moved to get rid of it and have already taken care of the problem ought to be reimbursed and not only those who will do it from this moment on.

The SPEAKER. The Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, the issue really comes down to whether you are just in favor of using this money for asbestos or whether you want school districts which have other deferred maintenance problems, including perhaps things which are necessary to bring the buildings into compliance with the Fire and Panic Act with regard to sprinkler systems and the like, whether you want them to be able to get any money.

This is really an amendment which, if it passes, will have the effect of gutting that section of the bill and taking money away from districts which would get money under the bill for deferred maintenance and under Mr. Burns' amendment will get nothing at all. I ask for a "no" vote.

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

Mr. AFFLERBACH. Thank you, Mr. Speaker.

First I will apologize to the Chair and my colleagues for arriving late in this debate as a result of a committee meeting.

Essentially, I agree with the gentleman, Mr. Lloyd. I intend to offer a subsequent amendment which will place the empha-

sis for these funds on asbestos elimination and will attempt to also provide reimbursement for those districts that have moved ahead.

I find the same difficulty with the Burns amendment that Mr. Lloyd finds. It does do away with the deferred maintenance. There are districts that have in fact life-threatening problems from deferred maintenance other than asbestos. I believe that it is important for us to keep that in mind and to keep that provision in the bill. Therefore, I would urge defeat of this particular amendment.

The SPEAKER. The Chair recognizes the gentleman from Blair, Mr. Geist.

Mr. GEIST. Thank you, Mr. Speaker.

I would hope that all the members of this General Assembly realize that without the Burns amendment passage, all these moneys are destined only for two school districts - Philadelphia and Pittsburgh. There are those of us who represent school districts like the district of Altoona who would like to have these moneys go into our programs where we have already worked on this asbestos problem. Therefore, I would urge a positive vote on the Burns amendment.

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Lashinger.

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the Burns amendment. The next amendment that we will be addressing is a follow-up to the Burns amendment.

I agree with what the previous speaker said to the membership. If you are a legislator representing any other school district outside of Philadelphia and Allegheny Counties, your folks, your school districts, are not going to be experiencing any of the dollars of the \$50 million that is being appropriated for removal of asbestos in those schools. I think the memo from Bob Feir at the Department of Education that Representative Burns read for the membership portrays exactly what will happen. The money will be eaten up in deferred maintenance. That is a problem that the Philadelphia School District, in my estimation, has to be addressing at that level, at the school district level, I think with some support from the General Assembly.

The thrust of this portion of the bill, though, was supposed to be for removal of asbestos. If you want to address the problem of asbestos removal in the schools, I would suggest, especially for those members who represent districts outside of Philadelphia and outside of Allegheny County, that you vote for the Burns amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky.

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to the Burns amendment. First of all, if you do not have an asbestos problem in your district, at least there are school districts that need a boiler, that need a roof. There are all kinds of deferred maintenance problems that every school district has, and I think deleting that part in the amendment is wrong. As far as Philadelphia is

concerned, they would benefit either way, whether it is deferred maintenance or asbestos. So I rise to oppose this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—121

Angstadt	Durham	Klingaman	Robbins
Armstrong	Fargo	Lashingner	Ryan
Arty	Fischer	Laughlin	Saloom
Belardi	Flick	Lehr	Saurman
Blaum	Foster, W. W.	Lescovitz	Scheetz
Book	Foster, Jr., A.	Letterman	Schuler
Bowser	Freind	Levi	Semmel
Boyes	Fryer	Livengood	Serafini
Brandt	Gallagher	McClatchy	Showers
Broujos	Gallen	Mackowski	Sirianni
Bunt	Gannon	Madigan	Smith, B.
Burd	Geist	Manmiller	Smith, L. E.
Burns	George	Mayermik	Snyder, D. W.
Caltagirone	Gladeck	Merry	Snyder, G. M.
Cawley	Godshall	Micozzie	Spencer
Cessar	Grieco	Miller	Spitz
Cimini	Gruppo	Miscevich	Stairs
Civera	Hagarty	Moehlmann	Steighner
Clymer	Hasay	Morris	Stewart
Colafella	Hayes	Mowery	Swift
Cole	Herman	Nahill	Taylor, E. Z.
Cornell	Hershey	Noye	Taylor, F. E.
Coslett	Hoeffel	Peterson	Tigue
Cowell	Honaman	Phillips	Vroon
Daley	Hutchinson	Piccola	Wachob
Davies	Jackson	Pitts	Wass
Dietz	Jarolin	Pott	Wozniak
Dininni	Johnson	Punt	Wright, D. R.
Donatucci	Kasunic	Reber	Wright, J. L.
Dorr	Kennedy	Reinard	Wright, R. C.
Duffy			

NAYS—55

Afflerbach	Dombrowski	McHale	Rieger
Alderette	Evans	McMonagle	Rudy
Baldwin	Fattah	Manderino	Rybak
Barber	Fee	Mrkonic	Salvatore
Battisto	Freeman	Murphy	Seventy
Belfanti	Gamble	O'Brien	Van Horne
Cappabianca	Gruitza	Olasz	Wargo
Carn	Haluska	Oliver	Weston
Cohen	Itkin	Perzel	Wiggins
Cordisco	Kosinski	Petrone	Wogan
Coy	Kukovich	Pievsky	Zwikel
Deluca	Levin	Pistella	
DeVertter	Linton	Preston	Irvis,
Dawida	Lloyd	Richardson	Speaker
Deal			

NOT VOTING—23

Beloff	McCall	Petrarca	Telek
Clark	McIntyre	Pratt	Truman
DeWeese	Maiale	Rappaport	Wambach
Greenwood	Markosek	Stevens	Williams
Harper	Michlovic	Suban	Wilson
Lucyk	O'Donnell	Sweet	

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. LASHINGER offered the following amendment No. A1527:

Amend Sec. 211, page 57, lines 28 through 30; page 58, lines 1 through 30; page 59, lines 1 through 4, by striking out all of said lines on said pages and inserting

A school district shall be entitled to receive a payment from the department for 50% of the costs for the removal of asbestos in each building. This same level of funding shall be provided for the removal of asbestos in each nonpublic school building. If a school district or a nonpublic school receives Federal funds for this purpose the Commonwealth shall provide funds for one-half of the costs incurred by the district after subtracting the amount of Federal funds received for this purpose. School districts and nonpublic schools shall be entitled to reimbursement for the costs of asbestos removal after January 1, 1977. The department shall require the district to verify the completion of the work and the safety of the environment in the school building. If the sums are not sufficient to pay in full the Commonwealth's share of the cost of asbestos removal, the allocation for each building shall be proportionately reduced to the extent necessary to bring the aggregate allocations within the limits of the amounts appropriated.

State appropriation..... 50,000,000

On the question,

Will the House agree to the amendment?

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman, Mr. McCall, is added to the master roll.

CONSIDERATION OF HB 2051 CONTINUED

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Lashingner.

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, for the members who just voted for the previous amendment, a brief description of what this amendment does. It tracks the Burns formula. It basically is what was in HB 99, which Representative Burns said had been moved through the Education Committee of this House now for a number of sessions. It adds nonpublic schools to the list of schools that will be reimbursed for asbestos removal.

I think the problem is one that transcends the differences between public versus nonpublic schools. I also think that it is a service that fits within the constitutional problems that exist or at least meets all the constitutional requirements for what we can reimburse in terms of reimbursement to nonpublic schools. The bottom line, I think, for the members has been the health of the children in schools. It does not matter if they are nonpublic schools or public schools.

I also want to indicate that the appropriation is \$50 million. HB 99 during debate revealed that \$32 million was necessary for the public schools, so there will be some money now left since the deferred maintenance money has been taken out. There will be some additional funds available now of the \$50-million appropriation. I am suggesting that we divert the additional funds that are now available, since the deferred maintenance requirement is gone, to nonpublic schools. That should use the full \$50 million by adding nonpublic schools, Mr. Speaker.

I would appreciate the support of the membership.

The SPEAKER. The Chair thanks the gentleman.

On the Lashinger amendment, the Chair recognizes the gentleman from Lehigh, Mr. Afflerbach.

Mr. AFFLERBACH. Thank you, Mr. Speaker.

I rise to oppose this amendment for the following reason. I believe the State shares a culpability in the asbestos problem that exists in the public schools. All construction in the public schools is reviewed by the Department of Education, including building materials. The Commonwealth, through the Department of Education, does not review construction for nonpublic schools, never has reviewed construction for nonpublic schools, and I see no indication that we will begin reviewing construction for nonpublic schools. Consequently, whatever materials were used in those buildings did not come under purview of the Commonwealth, and while we may say that we are looking out for the health of the children, we have no guarantees that any money given to the nonpublic schools will be using materials that will be less hazardous to the children.

At such time as we may put construction review of nonpublic schools under the State's purview, I would then support such an amendment. Since we do not review these constructions, I oppose this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Clarion, Mr. Wright.

Mr. D. R. WRIGHT. Mr. Speaker, would the gentleman, Mr. Lashinger, stand for one question, please?

The SPEAKER. The gentleman, Mr. Lashinger, indicates he will stand for interrogation. The gentleman, Mr. Wright, is in order and may proceed.

Mr. D. R. WRIGHT. Mr. Speaker, is this an appropriation to the schools or to the students?

Mr. LASHINGER. Mr. Speaker, it would be an appropriation to each school. It would not operate as it does to the public schools. The department would have to approve each project and then the department would make the required amount available to each school.

Mr. D. R. WRIGHT. I will say two questions, I suppose.

Mr. Freind yesterday elucidated the constitutional provisions with regard to nonpublic schools, saying that it was constitutional to appropriate money to students; it was not to schools. I would be interested in hearing your explanation of how this is an appropriation to students rather than to the schools.

Mr. LASHINGER. Mr. Speaker, there is no practical way to avoid that problem, in my estimation. It is my belief that it is beneficial to the students. It is directly beneficial to the students, but there is no other way to do it other than on a per-school basis. I could understand that argument if the appropriation hypothetically were being made to the Archdiocese of Philadelphia to do portions of the Catholic school district in Philadelphia. However, the school will apply to the department and the department will address each one on a case-by-case basis.

Mr. D. R. WRIGHT. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks both gentlemen.

The Chair recognizes the gentleman from Westmoreland, Mr. Hutchinson.

Mr. HUTCHINSON. I would like to ask Mr. Freind a question.

The SPEAKER. Mr. Freind?

Mr. HUTCHINSON. Yes, Mr. Freind.

The SPEAKER. How did he get into it?

Mr. LASHINGER. Well, it is flattering, Mr. Speaker, that I would be confused—

Mr. FREIND. He wants to check my language, Mr. Speaker.

The SPEAKER. I see.

Mr. HUTCHINSON. I am going to repeat the question somewhat that Mr. Wright posed to Mr. Lashinger. What you said yesterday about the school and about the student. What do you think about this amendment and what you said yesterday being constitutional to give to the building instead of the student?

Mr. FREIND. My opinion is that we have a constitutional problem with the amendment. I think the way you avoid the constitutional problem is, you add language that says that the money you want to earmark to benefit the health and safety of the nonpublic school students be funneled to the intermediate unit which would then contract out for the services to be performed on the nonpublic schools. The way it is drafted here now—and I have not had cocktails recently with Warren Burger—it is my opinion that we have a constitutional problem with the way it is drafted.

Mr. HUTCHINSON. I appreciate that you were a former Philadelphia lawyer and you danced very nicely around it. Thank you very much.

CONSTITUTIONAL POINT OF ORDER

Mr. HUTCHINSON. I would like to bring up the constitutional question of this amendment.

The SPEAKER. The gentleman, Mr. Hutchinson, challenges the constitutionality of the Lashinger amendment. The question of constitutionality is a matter for the floor to decide.

Those who believe the Lashinger amendment to be constitutional will vote "aye"; those who believe it to be unconstitutional will vote "no."

On the question,
Will the House sustain the constitutionality of the amend-
ment?

The following roll call was recorded:

YEAS—95

Angstadt	Dombrowski	Lashinger	Rieger
Armstrong	Donatucci	Lehr	Ryan
Arty	Duffy	Lucyk	Salvatore
Baldwin	Durham	McClatchy	Saurman
Battisto	Fee	McMonagle	Scheetz
Belardi	Fischer	Mackowski	Schuler
Blaum	Flick	Madigan	Serafini
Book	Foster, Jr., A.	Merry	Sirianni
Bowser	Gallagher	Michlovic	Smith, L. E.
Boyes	Gallen	Micozzie	Spencer
Bunt	Gannon	Miller	Stairs
Burd	Geist	Miscevich	Stuban
Burns	George	Moehlmann	Taylor, E. Z.
Caltagirone	Gladeck	Mowery	Taylor, F. E.
Cappabianca	Greenwood	Mrkonic	Telek
Cawley	Grieco	Murphy	Vroon
Cessar	Gruppo	Nahill	Wargo
Cimini	Herman	O'Brien	Wass
Civera	Hershey	Perzel	Weston
Cordisco	Jackson	Phillips	Wilson
Cornell	Jarolin	Pott	Wogan
Coslett	Kasunic	Punt	Wright, J. L.
Daley	Kennedy	Reber	Wright, R. C.
Dawida	Kosinski	Reinard	

NAYS—92

Afflerbach	Freeman	McHale	Semmel
Alderette	Freind	Manderino	Seventy
Barber	Fryer	Manmiller	Showers
Belfanti	Godshall	Markosek	Smith, B.
Brandt	Gruitza	Mayernik	Snyder, D. W.
Broujos	Hagarty	Morris	Snyder, G. M.
Carn	Haluska	Noye	Steighner
Clymer	Hasay	O'Donnell	Stewart
Cohen	Hayes	Olasz	Sweet
Colafella	Hoeffel	Oliver	Swift
Cole	Honaman	Peterson	Tigue
Cowell	Hutchinson	Petrone	Truman
Coy	Itkin	Piccola	Van Horne
Deluca	Klingaman	Pievsky	Wachob
DeVerter	Kukovich	Pistella	Wambach
Davies	Laughlin	Pitts	Wiggins
Deal	Lescovitz	Pratt	Williams
Dietz	Letterman	Preston	Wozniak
Diminni	Levi	Richardson	Wright, D. R.
Dorr	Levin	Robbins	Zwikel
Evans	Linton	Rudy	
Fargo	Livengood	Rybak	Irvis,
Fattah	Lloyd	Saloom	Speaker
Foster, W. W.	McCall		

NOT VOTING—12

Beloff	Gamble	McIntyre	Rappaport
Clark	Harper	Maiale	Spitz
DeWeese	Johnson	Petrarca	Stevens

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The majority having voted in the affirmative, the question was determined in the affirmative and the constitutionality of the amendment was sustained.

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman, Mr. Clark's name will be added to the master roll.

CONSIDERATION OF HB 2051 CONTINUED

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

The following roll call was recorded:

YEAS—113

Angstadt	Dietz	Laughlin	Reber
Armstrong	Dininni	Lehr	Reinard
Arty	Dombrowski	Lescovitz	Rieger
Baldwin	Donatucci	McClatchy	Rudy
Battisto	Duffy	McMonagle	Ryan
Belardi	Fee	Mackowski	Salvatore
Book	Fischer	Madigan	Saurman
Bowser	Flick	Manmiller	Scheetz
Boyes	Foster, Jr., A.	Mayernik	Schuler
Brandt	Gallagher	Merry	Serafini
Broujos	Gallen	Micozzie	Seventy
Bunt	Gannon	Miller	Sirianni
Burd	Geist	Miscevich	Smith, L. E.
Burns	George	Morris	Spencer
Caltagirone	Gladeck	Mowery	Stairs
Cappabianca	Greenwood	Mrkonic	Steighner
Cawley	Grieco	Murphy	Taylor, E. Z.
Cessar	Gruppo	Nahill	Taylor, F. E.
Cimini	Hagarty	Noye	Telek
Civera	Haluska	O'Brien	Tigue
Cohen	Hershey	O'Donnell	Vroon
Colafella	Honaman	Olasz	Wambach
Cole	Jackson	Perzel	Wargo
Cordisco	Jarolin	Phillips	Weston
Cornell	Kasunic	Piccola	Wilson
Coslett	Kennedy	Pistella	Wogan
Deluca	Kosinski	Pott	Wright, J. L.
Daley	Lashinger	Punt	Wright, R. C.
Dawida			

NAYS—72

Afflerbach	Freind	McCall	Snyder, D. W.
Alderette	Fryer	McHale	Snyder, G. M.
Barber	Godshall	Manderino	Stewart
Belfanti	Gruitza	Moehlmann	Stuban
Blaum	Hasay	Oliver	Sweet
Carn	Hayes	Peterson	Swift
Clark	Herman	Petrone	Truman
Clymer	Hoeffel	Pievsky	Van Horne
Cowell	Hutchinson	Pitts	Wachob
Coy	Itkin	Pratt	Wass
DeVerter	Klingaman	Preston	Wiggins
Davies	Kukovich	Richardson	Williams
Deal	Letterman	Robbins	Wozniak
Dorr	Levi	Rybak	Wright, D. R.
Evans	Levin	Saloom	Zwikel
Fargo	Linton	Semmel	
Fattah	Livengood	Showers	Irvis,
Foster, W. W.	Lloyd	Smith, B.	Speaker
Freeman	Lucyk		

NOT VOTING—14

Beloff	Harper	Markosek	Rappaport
DeWeese	Johnson	Michlovic	Spitz
Durham	McIntyre	Petrarca	Stevens
Gamble	Maiale		

EXCUSED—4

Kowalyszyn McVerry Marmion Trello

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

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Wambach. For what purpose do you rise?

Mr. WAMBACH. Mr. Speaker, on amendment A1509, the Burns amendment on page 27, I would like to be recorded in the affirmative.

The SPEAKER. The gentleman's remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. FREIND offered the following amendments No. A1501:

Amend Sec. 211, page 61, line 2, by inserting after "units."

In addition to payments made under section 917.1-A(a) of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, each intermediate unit shall be paid an amount determined by subtracting the total payments under section 917.1-A(b) from the total allocation under section 917.1-A(a). One-half of that amount shall be divided by 29 and the amount derived paid to each intermediate unit. The remaining one-half shall be divided by the average daily membership (ADM) of all school districts in the Commonwealth multiplied by the ADM of all component school districts in the intermediate unit, as determined by the Secretary of Education according to the latest actual available data, and the amount derived paid to each intermediate unit.

Amend Sec. 211, page 61, line 3, by striking out all of said line and inserting

State appropriation..... 13,000,000

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Freind.

Mr. FREIND. Thank you, Mr. Speaker.

This amendment does two things. Number one, it increases the appropriation to the intermediate units by \$3 million. Secondly, it changes the method in which the IU funds are distributed to the 29 intermediate units. The amendment is supported by every intermediate unit in the State and by the superintendents of the school districts.

The IU's have not received an increase in their funding for the last 5 years. In turn, this has had a tremendously detrimental effect on the school districts since the school districts had to pay for many of the services normally supplied by the

intermediate units. This would in a small way rectify this error and would make the distribution of the funds more equitable. I urge its support.

The SPEAKER. The Chair thanks the gentleman.

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman, Mr. Petrarca's name will be added to the master roll.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—168

Angstadt	Fargo	Livengood	Rybak
Armstrong	Fee	McCall	Saloom
Arty	Fischer	McClatchy	Salvatore
Baldwin	Flick	McHale	Saurman
Barber	Foster, W. W.	McMonagle	Scheetz
Battisto	Foster, Jr., A.	Mackowski	Schuler
Belardi	Freeman	Madigan	Semmel
Belfanti	Freind	Maiale	Serafini
Blaum	Fryer	Manmiller	Seventy
Book	Gallagher	Markosek	Sirianni
Bowser	Gallen	Mayernik	Smith, B.
Boyes	Gannon	Merry	Smith, L. E.
Brandt	Geist	Michlovic	Snyder, D. W.
Broujos	George	Micozzie	Snyder, G. M.
Bunt	Gladeck	Miller	Spencer
Burd	Godshall	Miscevich	Stairs
Burns	Greenwood	Moehlmann	Steighner
Caltagirone	Grieco	Morris	Stewart
Cappabianca	Gruppo	Mowery	Stuban
Cawley	Hagarty	Murphy	Sweet
Cessar	Haluska	Nahill	Swift
Cimini	Hasay	Noye	Taylor, E. Z.
Civera	Hayes	O'Brien	Taylor, F. E.
Clymer	Herman	O'Donnell	Telek
Cohen	Hershey	Olasz	Van Horne
Colafella	Hoeffel	Oliver	Vroon
Cole	Honaman	Perzel	Wachob
Cordisco	Hutchinson	Peterson	Wambach
Cornell	Itkin	Petrarca	Wargo
Coslett	Jackson	Petrone	Wass
Cowell	Jarolin	Phillips	Weston
Coy	Johnson	Piccola	Wiggins
Deluca	Kasunic	Pistella	Wilson
DeVerter	Kennedy	Pitts	Wogan
Daley	Klingaman	Pott	Wozniak
Davies	Kosinski	Punt	Wright, D. R.
Dawida	Kukovich	Reber	Wright, J. L.
Dietz	Lashingner	Reinard	Wright, R. C.
Dininni	Laughlin	Rieger	Zwinkl
Dombrowski	Lehr	Robbins	
Donatucci	Lescovitz	Rudy	Irvis,
Dorr	Letterman	Ryan	Speaker
Durham	Levi		

NAYS—19

Afflerbach	Evans	Lloyd	Preston
Alderette	Fattah	Lucyk	Tigue
Carn	Gruitza	Manderino	Truman
Deal	Levin	Mrkonic	Williams
Duffy	Linton	Pievsky	

NOT VOTING—12

Beloff	Gamble	Pratt	Showers
Clark	Harper	Rappaport	Spitz
DeWeese	McIntyre	Richardson	Stevens

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. HERSHEY offered the following amendment No. A1431:

Amend Sec. 212, page 72, by inserting between lines 6 and 7

For the Chesapeake Bay pollution abatement program.

State appropriation.....	900,000
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The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum appropriated from Commonwealth revenues for the Chesapeake Bay pollution abatement program.

Federal appropriation.....	1,100,000
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On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Chester, Mr. Hershey.

Mr. HERSHEY. Thank you, Mr. Speaker.

This amendment restores the \$900,000 in State funds and \$1,100,000 in Federal matching funds to the budget as requested by the Governor in his Chesapeake Bay initial cleanup study. The Susquehanna River drains a large portion of eastern Pennsylvania and provides the Chesapeake Bay with one-half of its total water content.

Mr. Speaker, I would appreciate a positive vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—184

Alderette	Duffy	Linton	Ryan
Angstadt	Durham	Livengood	Rybak
Armstrong	Fargo	Lloyd	Saloom
Arty	Fattah	Lucyk	Salvatore
Baldwin	Fee	McCall	Saurman
Barber	Fischer	McClatchy	Scheetz
Battisto	Flick	McHale	Schuler
Belardi	Foster, W. W.	McMonagle	Semmel
Belfanti	Foster, Jr., A.	Mackowski	Serafini
Blaum	Freeman	Madigan	Seventy
Book	Freind	Manderino	Showers
Bowser	Fryer	Manmiller	Sirianni
Boyes	Gallagher	Markosek	Smith, B.
Brandt	Gallen	Mayernik	Snyder, D. W.
Broujos	Gamble	Merry	Snyder, G. M.
Bunt	Gannon	Michlovic	Spencer

Burd	Geist	Micozzie	Stairs
Burns	George	Miller	Steighner
Caltagirone	Gladeck	Miscevich	Stewart
Cappabianca	Godshall	Moehlmann	Stuban
Carn	Grieco	Morris	Sweet
Cawley	Gruppo	Mowery	Swift
Cessar	Hagarty	Mrkonic	Taylor, E. Z.
Cimini	Haluska	Murphy	Taylor, F. E.
Civera	Harper	Nahill	Telek
Clark	Hasay	Noye	Tigue
Clymer	Hayes	O'Brien	Truman
Cohen	Herman	Olasz	Van Horne
Colafella	Hershey	Oliver	Vroon
Cole	Hoefel	Perzel	Wachob
Cordisco	Honaman	Peterson	Wambach
Cornell	Hutchinson	Petrarca	Wargo
Coslett	Itkin	Petrone	Wass
Cowell	Jackson	Phillips	Weston
Coy	Jarolin	Piccola	Wiggins
Deluca	Johnson	Pistella	Williams
DeVerter	Kasunic	Pitts	Willson
DeWeese	Kennedy	Pott	Wogan
Daley	Klingaman	Pratt	Wozniak
Davies	Kosinski	Preston	Wright, D. R.
Dawida	Kukovich	Punt	Wright, J. L.
Deal	Lashinger	Reber	Wright, R. C.
Dietz	Lehr	Reinard	Zwilk
Dininni	Lescovitz	Rieger	
Dombrowski	Letterman	Robbins	Irvis,
Donatucci	Levi	Rudy	Speaker
Dorr	Levin		

NAYS—4

Afflerbach	Evans	Gruitza	Pievsky
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NOT VOTING—11

Beloff	McIntyre	Rappaport	Spitz
Greenwood	Maiale	Richardson	Stevens
Laughlin	O'Donnell	Smith, L. E.	

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. G. M. SNYDER offered the following amendment No. A1553:

Amend Sec. 212, page 73, line 5, by striking out all of said line and inserting

State appropriation.....	31,653,000
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On the question,

Will the House agree to the amendment?

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

Mr. G. M. SNYDER. Thank you, Mr. Speaker.

I offer this amendment to restore the \$353,000 taken from the operational funds of the Office of Environmental Protection, because that office had earmarked these funds to pay for the expansion of their program regarding permanent review, inspection, monitoring, and investigation of municipal and residential and residual waste disposal activities. I believe expansion of this program is necessary to insure that solid waste disposal in Pennsylvania is done in compliance with the

mandates of the Solid Waste Management Act. Restoration of these funds to the Office of Environmental Protection will mean that there will be more solid waste specialists, sanitary engineers, hydrogeologists, soil scientists, and chemists in the field inspecting, monitoring, and investigating solid waste disposal sites.

I ask for the support of the members in passing this amendment.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—184

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

NAYS—5

Afflerbach	Dombrowski	Manderino	Pievsky
Alderette			

NOT VOTING—10

Beloff	Lucyk	Spitz	Truman
Burns	McIntyre	Stevens	Williams
Evans	Rappaport		

EXCUSED—4

Kowalshyn McVerry Marmion Trello

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

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. DeVERTER offered the following amendment No. A1555:

Amend Sec. 212, page 77, line 2, by striking out all of said line and inserting

State appropriation..... 11,339,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Thank you, Mr. Speaker.

Mr. Speaker, this amendment restores the \$335,000 cut in the forestry operations line-item budget under the Department of Environmental Resources.

What we are talking about with this kind of cut is approximately a loss of 15 professional foresters, and that translates into a 10-percent drop in timber sales, which could affect the Commonwealth's revenue by some \$400,000 to \$500,000. But I think even more important than that, it translates into fewer people out in those forestry districts at this time of the year as to fighting forest fires that may occur in the Commonwealth.

I would ask the members to restore this money. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—184

Angstadt	Fattah	Livengood	Ryan
Armstrong	Fee	Lloyd	Saloom
Arty	Fischer	Lucyk	Salvatore
Baldwin	Flick	McCall	Saurman
Barber	Foster, W. W.	McClatchy	Scheetz
Battisto	Foster, Jr., A.	McHale	Schuler
Belardi	Freeman	McMonagle	Semmel
Belfanti	Freind	Mackowski	Serafini
Blaum	Fryer	Madigan	Seventy
Book	Gallagher	Maiale	Showers
Bowser	Gallen	Manmiller	Sirianni
Boyes	Gamble	Markosek	Smith, B.
Brandt	Gannon	Mayernik	Smith, L. E.
Bunt	Geist	Merry	Snyder, D. W.
Burd	George	Michlovic	Snyder, G. M.
Burns	Gladeck	Micozzie	Spencer
Caltagirone	Godshall	Miller	Stairs
Cappabianca	Greenwood	Miscevich	Steighner
Carn	Grieco	Moehlmann	Stevens
Cawley	Gruitza	Morris	Stewart
Cessar	Gruppo	Mowery	Stuban
Cimini	Hagarty	Mrkonic	Sweet
Civera	Haluska	Murphy	Swift
Clymer	Harper	Nahill	Taylor, E. Z.
Cohen	Hasay	Noye	Taylor, F. E.
Colafella	Hayes	O'Brien	Telek
Cole	Herman	O'Donnell	Tigue

Cordisco	Hershey	Olasz	Truman
Cornell	Hoeffel	Oliver	Vroon
Coslett	Honaman	Perzel	Wachob
Cowell	Hutchinson	Peterson	Wambach
Coy	Itkin	Petrarca	Wargo
Deluca	Jackson	Petrone	Wass
DeVerter	Jarolin	Phillips	Weston
DeWeese	Johnson	Piccola	Wiggins
Daley	Kasunic	Pistella	Williams
Davies	Kennedy	Pitts	Wilson
Deal	Klingaman	Pott	Wogan
Dietz	Kosinski	Pratt	Wozniak
Dininni	Kukovich	Punt	Wright, D. R.
Dombrowski	Lashinger	Reber	Wright, J. L.
Donatucci	Laughlin	Reinard	Wright, R. C.
Dorr	Lehr	Richardson	Zwinkl
Duffy	Lescovitz	Rieger	
Durham	Letterman	Robbins	Irvis,
Evans	Levi	Rudy	Speaker
Fargo	Linton		

NAYS—9

Afflerbach	Dawida	Pievsky	Rybak
Alderette	Manderino	Preston	Van Horne
Broujos			

NOT VOTING—6

Beloff	Levin	Rappaport	Spitz
Clark	McIntyre		

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. LEVI offered the following amendment No. A1512:

Amend Sec. 212, page 79, by inserting between lines 16 and 17 For black fly control and eradication along the Allegheny River.

State appropriation.....	150,000
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On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Venango, Mr. Levi.

Mr. LEVI. This is a new line item in the Department of Environmental Resources to add \$150,000 to continue the study of the black fly problem in the upper reaches of the Allegheny River. It has been most successful in the Susquehanna. We have identified the areas of infestation and are starting to correct it. We want to identify the areas in the Allegheny River so in future years we can correct this problem so human beings and animals can live more comfortably.

I ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—177

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

NAYS—11

Afflerbach	Kosinski	Lucyk	Pievsky
Broujos	Letterman	McHale	Rudy
Hoeffel	Lloyd	Manderino	

NOT VOTING—11

Beloff	Evans	Maiale	Truman
Burns	Greenwood	Rappaport	Williams
Carn	McIntyre	Spitz	

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. MANMILLER offered the following amendment No. A1542:

Amend Sec. 212, page 79, by inserting between lines 16 and 17 For black fly control, research and eradication.

State appropriation..... 2,000,000

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

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Manmiller.

Mr. MANMILLER. Thank you, Mr. Speaker.

In the 1983-84 budget, there was a \$100,000 appropriation for black fly research. That amount of money has been eliminated from the 1984-85 budget. What I am doing here is proposing a \$2-million amount of money placed in the 1984-85 budget for the actual spraying of the black fly.

This project should be a comprehensive long-range program. It should not simply be a research program any longer. So the \$2 million will go for the actual spraying, hopefully the control, and the eradication of the black fly problem that we have here in the Commonwealth. Thank you.

The SPEAKER. We now have to face the problem of what happens when we have succeeding amendments to exactly the same space in the bill and yet the amendments are contradictory.

The House will stand at ease.

We think we have resolved the difficulty.

The Chair rules that it is possible for us, having adopted the Levi amendment, it is also possible for the House to adopt the Manmiller amendment. One will supplement rather than contradict the other.

On the Manmiller amendment, the Chair recognizes the gentleman from Dauphin, Mr. Wambach.

Mr. WAMBACH. Thank you, Mr. Speaker.

Mr. Speaker, I rise on behalf of my colleagues, Representatives Stuban and Showers, in support of the Manmiller amendment to the budget bill this year. Our information indicates, however, that the amount of money needed would probably be close to one and a half times that which is hereby appropriated within the amendment. However, we stand in support of the \$2 million for black fly and we hope that the figures presented by Representative Manmiller will be adequate to satisfy the problem all along the Susquehanna River. Thank you very much.

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

The following roll call was recorded:

YEAS—170

Alderette	Duffy	Levi	Saloom
Angstadt	Durham	Linton	Salvatore
Armstrong	Evans	Livengood	Saurman
Arty	Fargo	McCall	Scheetz
Baldwin	Fattah	McClatchy	Schuler
Battisto	Fee	McMonagle	Semmel
Belardi	Fischer	Mackowski	Serafini
Belfanti	Flick	Madigan	Seventy
Blaum	Foster, W. W.	Manmiller	Showers
Book	Foster, Jr., A.	Markosek	Sirianni
Bowser	Freind	Mayernik	Smith, B.
Boyes	Gallagher	Merry	Smith, L. E.
Brandt	Gallen	Michlovic	Snyder, D. W.
Bunt	Gamble	Micozzie	Snyder, G. M.
Burd	Gannon	Miller	Spencer
Burns	Geist	Miscevich	Stairs

Caltagirone	George	Moehlmann	Steighner
Cappabianca	Gladeck	Mowery	Stevens
Carn	Godshall	Mrkonic	Stewart
Cawley	Greenwood	Murphy	Stuban
Cessar	Grieco	Nahill	Sweet
Cimini	Gruppo	Noye	Swift
Civera	Hagarty	O'Brien	Taylor, E. Z.
Clark	Harper	O'Donnell	Taylor, F. E.
Clymer	Hasay	Olasz	Telek
Colafella	Hayes	Perzel	Tigue
Cole	Herman	Peterson	Truman
Cordisco	Hershey	Petrarca	Vroon
Cornell	Honaman	Petrone	Wachob
Coslett	Hutchinson	Phillips	Wambach
Cowell	Itkin	Piccola	Wargo
Coy	Jackson	Pistella	Wass
Deluca	Jarolin	Pitts	Weston
DeVerter	Johnson	Pott	Williams
DeWeese	Kasunic	Pratt	Wilson
Davies	Kennedy	Punt	Wogan
Dawida	Klingaman	Reber	Wright, D. R.
Deal	Kosinski	Reinard	Wright, J. L.
Dietz	Lashinger	Richardson	Wright, R. C.
Dininni	Laughlin	Rieger	Zwinkl
Dombrowski	Lehr	Robbins	
Donatucci	Lescovitz	Rudy	Irvis,
Dorr	Letterman	Ryan	Speaker

NAYS—20

Afflerbach	Fryer	Lloyd	Pievskey
Broujos	Gruitza	Lucyk	Preston
Cohen	Haluska	McHale	Rybak
Daley	Hoeffel	Manderino	Van Horne
Freeman	Kukovich	Morris	Wozniak

NOT VOTING—9

Barber	McIntyre	Oliver	Spitz
Beloff	Maiale	Rappaport	Wiggins
Levin			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mrs. TAYLOR offered the following amendment No. A1485:

Amend Sec. 211, page 65, lines 3 through 6, by striking out "No one university shall" in line 3, and all of lines 4 through 6

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

The SPEAKER. The Chair recognizes the lady from Chester, Mrs. Taylor.

Mrs. TAYLOR. Mr. Speaker, this amendment would remove from the bill the language starting with "No one university shall" in line 3 and all of line 4.

HB 2051 would require that no one university in the State System shall receive a funding increase of less than 4 percent or more than 10 percent over the budget amount. Four universities are presently below the 4-percent level - California, Cheyney, Shippensburg, and Mansfield. In addition, three universities are operating at above the 10-percent level -

Indiana, Slippery Rock, and West Chester. The 4-percent-to-10-percent concept may be included and they are considering including it in the new formula for the State System.

It would seem to me, Mr. Speaker, because the State System is just starting its second year, that it would be premature for this body to jump in and give direction to the board of governors. The supporter of the State System wanted the board of governors to have autonomy to make decisions outside of the political arena. I think to jump in at this point and give a mandate to them would be improper, so I move the adoption of amendment 1485.

The SPEAKER. The Chair thanks the lady.

On the Taylor amendment, the Chair recognizes the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I would urge that we defeat this amendment at this particular time.

Although it is my hope that when this bill finally becomes law it will not be necessary for us to put specific caps in this appropriation line item, I think it is desirable at this point for us to give some direction to the board of the new university system. In fact, we did, this legislature did, charge that board with developing a new formula for the distribution of dollars. At this point the board has not yet done that. At this point the board is not prepared to come to this legislature or to members of this legislature and say that they are thinking along particular lines. In the absence of the language that is currently in the bill, none of us will have any assurances that any particular institution in the system will receive any additional assistance as a result of this particular line item, a substantial increase.

I think that we ought to do what we can today to, one, insure that everybody shares at least in part in this new increase for the university system; and secondly, it is very appropriate that we send a message to the new board indicating that we do have some particular thoughts in terms of the development of a formula. As I said, I think, I hope, that they will develop that formula in time and be able to share it with us and that it will be satisfactory so that we will not include this in the final bill. But at this moment I think it is appropriate that the ceilings and the caps, including the minimum, be in the legislation, be in this budget, and with that in mind, I would urge that we defeat this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority leader, on the Taylor amendment.

Mr. MANDERINO. Mr. Speaker, the gentleman, Mr. Cowell, has spoken much of the sentiment that I wanted to make on this amendment.

I rise in opposition to the amendment. We are not telling the new board of State universities how to spend their money, because we have charged them with developing a formula. But we have told everyone and the Governor has indicated in his budget document that the universities that are State owned are going to get a 7-percent raise in the amount of moneys that they have been given in the past. But as Mrs. Taylor indicated,

there is no guarantee that each and every university is going to get a 7-percent increase. This structure in the bill, HB 2051, does not guarantee 7 percent to everyone. It simply says that you cannot have more than a 30-percent deviation from the 7 percent, either up or down, which gives plenty of leeway to the chancellor and the board of universities to make policy for the expenditure of the total sum that we give for the university system, but it also gives guidelines, which as I indicated were at least 30 percent above the 7 percent and 30 percent below, as the limit to which any formula, however designed, whatever factors are in it, can ultimately distribute the money.

I think it is fair. I think if you have in your end of the State a university and you expect to tell the people of that university that is State owned that we have given a 7-percent increase, no, without the bill in its present form there is no guarantee that you are even going to get any increase at all, no guarantee whatsoever that you would get any increase. This bill is written now in a manner that does not allow the distribution of moneys that we appropriate to the universities to deviate more than a 10-percent increase over last year or less than a 4-percent increase, and between that 4 percent and that 10 percent, the chancellor and the board of the universities are free to make their allocation. But I think we had better give them that broad guideline, and I urge a defeat of the Taylor amendment.

The SPEAKER. The Chair thanks the gentleman.

On the Taylor amendment, the Chair recognizes the gentleman from Franklin, Mr. Coy.

Mr. COY. Mr. Speaker, will the lady, Mrs. Taylor, stand for interrogation?

The SPEAKER. The lady indicates she will so stand. The gentleman, Mr. Coy, is in order and may proceed.

Will the gentleman yield for a moment?

POINT OF ORDER

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

Mrs. HARPER. A point of order, Mr. Speaker.

The SPEAKER. Will the lady state her point of order.

Mrs. HARPER. Thank you, Mr. Speaker.

Mr. Speaker, there are about six people around here smoking, and the smoking is bothering me.

The SPEAKER. It bothers the Speaker frequently.

The request of the lady is a legitimate request that the members obey the rules of the House, and although some of you may not take that particular request seriously, the Speaker suggests that you do so, out of courtesy if not out of obedience. If you really wish to smoke, if you must smoke, leave the floor for a few moments to do so so you do not impede the breathing apparatus of those of us who do not smoke. That is a serious request. The next one will be an order.

CONSIDERATION OF HB 2051 CONTINUED

The SPEAKER. The Chair recognizes the gentleman, Mr. Coy.

Mr. COY. Thank you, Mr. Speaker.

Mr. Speaker, do I understand that the language in the budget, in HB 2051, if not amended by your amendment, would provide that the chancellor of the system must allocate between the parameters of no less than 4 and no more than a 10-percent increase for the next fiscal year? Is that correct?

Mrs. TAYLOR. That is correct.

Mr. COY. And do I further understand that with the adoption of amendment 1485, the system would then be able to operate on its own and allocate whatever increase without those parameters necessary?

Mrs. TAYLOR. That is correct.

Mr. COY. Then, Mr. Speaker, do I further understand that there would be no limit one way or another but that the system could allocate without regard to any direction from the General Assembly?

Mrs. TAYLOR. That is correct, Mr. Speaker. As I understand it, they could use the 4/10-percent concept if they wanted to, but they would not be bound to do that.

Mr. COY. In other words, Mr. Speaker, we can assume then that the system could operate with what the intent of the legislature was when it was created to be independent of the Department of Education and to make decisions like this on its own.

Mrs. TAYLOR. Mr. Speaker, that was one of the strongest arguments for the system, that it should be an independent system, that it should not be politically tied, and that it should be permitted to operate on its own.

Mr. COY. Mr. Speaker, is it safe to assume then upon the passage of this amendment that no one school would automatically receive less or more but that the system could make that decision, the board of governors based on the recommendation of the chancellor could make such a decision?

Mrs. TAYLOR. That is indeed very correct, Mr. Speaker.

Mr. COY. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—99

Table listing names of members who voted 'YEAS' for HB 2051, including Angstadt, Armstrong, Arty, Book, Bowser, Boyes, Brandt, Bunt, Burd, Burns, Cessar, Cimini, Civera, Clymer, Cornell, Coslett, Foster, W. W., Mackowski, Schuler, etc.

Table listing names of members who voted 'NAYS' for HB 2051, including Coy, Davies, Dietz, Dininni, Dorr, Durham, Fargo, Fischer, Flick, Honaman, Jackson, Johnson, Kennedy, Klingaman, Lashinger, Lehr, Levi, McClatchy, Pott, Punt, Reber, Reinard, Robbins, Ryan, Salvatore, Saurman, Scheetz, Vroon, Wass, Weston, Wilson, Wogan, Wright, D. R., Wright, J. L., Wright, R. C.

NAYS—99

Table listing names of members who voted 'NOT VOTING' for HB 2051, including Afflerbach, Alderette, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Broujos, Caltagirone, Cappabianca, Carn, Cawley, Clark, Cohen, Colafella, Cole, Cordisco, Cowell, Deluca, DeVerte, DeWeese, Daley, Dawida, Deal, Dombrowski, Donatucci, Duffy, Evans, Fattah, Fee, Freeman, Fryer, Gallagher, Gamble, George, Gruitza, Haluska, Harper, Hoeffel, Hutchinson, Irkin, Jarolin, Kasunic, Kosinski, Kukovich, Laughlin, Lescovitz, Letterman, Levin, Linton, Livengood, Lloyd, Lucyk, McCall, McHale, McIntyre, McMonagle, Maiale, Manderino, Markosek, Mayernik, Michlovic, Misceovich, Morris, Mrkonic, Murphy, O'Donnell, Olasz, Oliver, Petrarca, Petrone, Pievsky, Pistella, Pratt, Preston, Rappaport, Richardson, Rieger, Rudy, Rybak, Saloom, Seventy, Showers, Steighner, Stewart, Sweet, Taylor, F. E., Tigue, Truman, Van Horne, Wachob, Wambach, Wargo, Wiggins, Williams, Wozniak, Zwilk, Irvis, Speaker.

NOT VOTING—1

Beloff

EXCUSED—4

Table listing names of members who were 'EXCUSED' for HB 2051, including Kowalyshyn, McVerry, Marmion, Trello.

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

WELCOME

The SPEAKER. The Speaker welcomes, in the balcony of the hall of the House, 100 students from the Schuylkill Haven Middle School, as guests of Representative Klingaman and the Schuylkill County delegation. Welcome to the hall of the House.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring, Will the House agree to the bill on third consideration as amended?

Mr. EVANS offered the following amendment No. A1547:

Amend Sec. 211, page 65, line 7, by striking out all of said line and inserting State appropriation..... 251,507,000

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

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Evans.

Mr. EVANS. Mr. Speaker, the amendment that I have here is for the purpose of pushing the State appropriation back up to \$251,507,000, which was the original proposal by the Governor in his budget. I think it is important that the State colleges and universities receive their full share, and I am asking all of the members on both sides of the aisle to support this amendment.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—188

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

NAYS—5

Afflerbach	Lucyk	Manderino	Pievsky
Levin			

NOT VOTING—6

Beloff	Kasunic	Spitz	Wright, D. R.
Colafella	McIntyre		

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. HALUSKA offered the following amendment No. A1607:

Amend Sec. 212, page 79, line 18, by striking out all of said line and inserting
State appropriation..... 26,873,000

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

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

Mr. HALUSKA. Mr. Speaker, I think it is very important that we maintain our park facility that has been established over the years. We have made a capital investment to provide recreational facilities for the public within a 25-mile radius of every citizen of this Commonwealth, and I think it would be wrong for us to detract from these facilities by not appropriating sufficient funds to maintain them and provide the recreational facilities for the people of this Commonwealth.

I would ask for an affirmative vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Mifflin, Mr. DeVerter, on the Haluska amendment.

Mr. DeVERTER. Thank you, Mr. Speaker.

Mr. Speaker, was it the gentleman's request to restore completely the entire sum that was cut, if I may pose that question?

The SPEAKER. The gentleman, Mr. Haluska, agrees to be interrogated. Do you understand the question, sir?

Mr. HALUSKA. Yes, I understand the question. Yes; it restores the original budget item.

Mr. DeVERTER. Well, not that I want to pick over nickels and dimes, but your amendment calls for \$26,873,000 and the original amount was \$26,878,000. It is \$5,000, but that could mean some additional people over the course of the summer.

The SPEAKER. The Chair thanks both gentlemen.

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

The following roll call was recorded:

YEAS—189

Angstadt	Durham	Linton	Rybak
Armstrong	Evans	Livengood	Saloom
Arty	Fargo	Lloyd	Salvatore
Baldwin	Fattah	Lucyk	Saurman
Barber	Fee	McCall	Scheetz
Battisto	Fischer	McClatchy	Schuler
Belardi	Flick	McHale	Semmel
Belfanti	Foster, W. W.	McMonagle	Serafini

Beloff	Foster, Jr., A.	Mackowski	Seventy
Blaum	Freeman	Madigan	Showers
Book	Freind	Maiale	Sirianni
Bowser	Fryer	Manmiller	Smith, B.
Boyes	Gallagher	Markosek	Smith, L. E.
Brandt	Gallen	Mayernik	Snyder, D. W.
Broujos	Gannon	Merry	Snyder, G. M.
Bunt	Geist	Michlovic	Spencer
Burd	George	Micozzie	Stairs
Burns	Gladeck	Miller	Steighner
Caltagirone	Godshall	Miscevich	Stevens
Cappabianca	Greenwood	Moehlmann	Stewart
Carn	Grieco	Morris	Stuban
Cawley	Gruitza	Mowery	Sweet
Cessar	Gruppo	Mrkonic	Swift
Cimini	Hagarty	Murphy	Taylor, E. Z.
Civera	Haluska	Nahill	Taylor, F. E.
Clark	Harper	Noye	Telek
Clymer	Hasay	O'Brien	Tigue
Cohen	Hayes	Olasz	Truman
Colafella	Herman	Oliver	Van Horne
Cole	Hershey	Perzel	Vroon
Cordisco	Hoeffel	Peterson	Wachob
Cornell	Honaman	Petrarca	Wambach
Coslett	Hutchinson	Petrone	Wargo
Cowell	Itkin	Phillips	Wass
Coy	Jackson	Piccola	Weston
Deluca	Jarolin	Pistella	Wiggins
DeVerter	Johnson	Pitts	Williams
DeWeese	Kasunic	Pott	Wilson
Daley	Kennedy	Pratt	Wogan
Davies	Klingaman	Punt	Wozniak
Dawida	Kosinski	Rappaport	Wright, D. R.
Deal	Kukovich	Reber	Wright, J. L.
Dietz	Lashingner	Reinard	Wright, R. C.
Dininni	Lehr	Richardson	Zwinkl
Dombrowski	Lescovitz	Rieger	
Donatucci	Letterman	Robbins	Irvis,
Dorr	Levi	Rudy	Speaker
Duffy	Levin	Ryan	

NAYS—5

Afflerbach	Manderino	Pievsky	Preston
Alderette			

NOT VOTING—5

Gamble	McIntyre	O'Donnell	Spitz
Laughlin			

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. DeVERTER offered the following amendment No. A1434:

Amend Sec. 212, page 79, line 18, by striking out all of said line and inserting

State appropriation.....	26,878,000
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On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Mr. Speaker, this is why I posed the question with Mr. Haluska. Mine merely duplicates what he had done, and I suspect probably the better part of discretion at this point would be to withdraw mine so it does not foul up the bill.

The SPEAKER. The Chair thanks the gentleman.

Mr. DeVERTER. Thank you.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. J. L. WRIGHT offered the following amendment No. A1585:

Amend Sec. 212, page 80, by inserting between lines 4 and 5
 For the implementation of the provisions of
 the act of April 9, 1982 (P.L.314, No.89), known
 as the Pennsylvania Used Oil Recycling Act.

State appropriation.....	50,000
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On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wright.

Mr. J. L. WRIGHT. Thank you, Mr. Speaker.

Last session we passed a bill creating a waste oil recycling program in the State of Pennsylvania. It was funded in the past session or the past year by Federal funds. Those Federal funds are no longer available, and there was nothing in the proposed budget to cover it. There are approximately 2,500 service stations in the State of Pennsylvania now collecting waste oil. We need an educational program to encourage the public to return their waste oil to their service station, and I am asking for a modest fund of \$50,000 to go to the Department of Environmental Resources to conduct an educational program.

For environmental purposes, for conservation purposes, I urgently request an affirmative vote on the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—191

Alderette	Durham	Levi	Ryan
Angstadt	Evans	Levin	Rybak
Armstrong	Fargo	Linton	Saloom
Arty	Fattah	Livengood	Salvatore
Baldwin	Fee	Lloyd	Saurman
Barber	Fischer	Lucyk	Scheetz
Battisto	Flick	McCall	Schuler
Belardi	Foster, W. W.	McClatchy	Semmel
Belfanti	Foster, Jr., A.	McHale	Serafini
Beloff	Freeman	McMonagle	Seventy
Blaum	Freind	Mackowski	Showers
Book	Fryer	Madigan	Sirianni
Bowser	Gallagher	Manmiller	Smith, B.
Boyes	Gallen	Markosek	Smith, L. E.
Brandt	Gamble	Mayernik	Snyder, D. W.
Broujos	Gannon	Merry	Snyder, G. M.
Bunt	Geist	Michlovic	Spencer
Burd	George	Micozzie	Stairs
Burns	Gladeck	Miller	Steighner
Caltagirone	Godshall	Miscevich	Stevens

Cappabianca	Greenwood	Moehlmann	Stewart
Carn	Grieco	Morris	Stuban
Cawley	Gruitza	Mowery	Sweet
Cessar	Gruppo	Murphy	Swift
Cimini	Hagarty	Nahill	Taylor, E. Z.
Civera	Haluska	Noye	Taylor, F. E.
Clark	Harper	O'Brien	Telek
Clymer	Hasay	Olasz	Tigue
Cohen	Hayes	Oliver	Truman
Colafella	Herman	Perzel	Van Horne
Cole	Hershey	Peterson	Vron
Cordisco	Hoeffel	Petrarca	Wachob
Cornell	Honaman	Petrone	Wambach
Coslett	Hutchinson	Phillips	Wargo
Cowell	Itkin	Piccola	Wass
Coy	Jackson	Pistella	Weston
Deluca	Jarolin	Pitts	Wiggins
DeVerter	Johnson	Pott	Williams
DeWeese	Kasunic	Pratt	Wilson
Daley	Kennedy	Preston	Wogan
Davies	Klingaman	Punt	Wozniak
Dawida	Kosinski	Rappaport	Wright, D. R.
Deal	Kukovich	Reber	Wright, J. L.
Dietz	Lashinger	Reinard	Wright, R. C.
Dininni	Laughlin	Richardson	Zwinkl
Dombrowski	Lehr	Rieger	
Donatucci	Lescovitz	Robbins	Irvis,
Dorr	Letterman	Rudy	Speaker
Duffy			

NAYS—4

Afflerbach	Manderino	Mrkonic	Pievsky
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NOT VOTING—4

McIntyre	Maiale	O'Donnell	Spitz
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EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. REBER offered the following amendment No. A1554:

Amend Sec. 212, page 80, lines 3 and 4, by striking out all of said lines and inserting program, including a State inventory and prioritizing of sites or areas causing hazardous conditions, loss of natural resources as a result of a release of a hazardous substance into the environment, the cleanup of sites causing hazardous conditions not receiving Federal Superfund money and the State's share of Federal Superfund moneys which shall be no less than \$1,500,000 of this appropriation.

State appropriation..... 7,100,000

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

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Reber.

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, at the present time the Commonwealth of Pennsylvania ranks third nationally with 39 sites listed on the Environmental Protection Agency's Federal Superfund national priorities list of hazardous waste sites. The appropri-

ation that is contained in this amendment continues to qualify those sites for the long-term cleanup under the Federal Superfund legislation.

Additionally, Mr. Speaker, it should be called to the attention of the members that the Environmental Protection Agency has identified over 800 waste sites in Pennsylvania which may pose threats to the public health and environment. Additionally, the Department of Environmental Resources has an additional 600 to 800 closed dump sites in its files which should be examined. Of these sites, over 500 have not yet even had an initial site investigation made.

This amendment, A1554, will provide for additional staffing to do the site inspections as well as the funding for the beginning of an implementation of a State superfund program to clean up sites that do not—and again I want to emphasize, do not—and in most likelihood will never qualify for Federal Superfund legislation. The members of the House Conservation Committee, in the course of investigations and meetings pursuant to HR 29, have been made very much aware of the concerns of the citizenry of the Commonwealth regarding these particular types of situations. This particular amendment will specifically establish a \$1.5-million appropriation that will be used for a State inventory and prioritizing of sites in other areas that will not receive Federal Superfund money. I would certainly ask, in the interest of environmental protection, for an affirmative vote on this particular amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—192

Angstadt	Evans	Linton	Rybak
Armstrong	Fargo	Livengood	Saloom
Arty	Fattah	Lloyd	Salvatore
Baldwin	Fee	Lucyk	Saurman
Barber	Fischer	McCall	Scheetz
Battisto	Flick	McClatchy	Schuler
Belardi	Foster, W. W.	McHale	Semmel
Belfanti	Foster, Jr., A.	McMonagle	Serafini
Beloff	Freeman	Mackowski	Seventy
Blaum	Freind	Madigan	Showers
Book	Fryer	Maiale	Sirianni
Bowser	Gallagher	Manmiller	Smith, B.
Boyes	Gallen	Markosek	Smith, L. E.
Brandt	Gamble	Mayernik	Snyder, D. W.
Broujos	Gannon	Merry	Snyder, G. M.
Bunt	Geist	Michlovic	Spencer
Burd	George	Micozzie	Spitz
Burns	Gladeck	Miller	Stairs
Caltagirone	Godshall	Miscevich	Steighner
Cappabianca	Greenwood	Moehlmann	Stevens
Carn	Grieco	Morris	Stewart
Cawley	Gruitza	Mowery	Stuban
Cessar	Gruppo	Mrkonic	Sweet
Cimini	Hagarty	Murphy	Swift
Civera	Haluska	Nahill	Taylor, E. Z.
Clark	Harper	Noye	Taylor, F. E.
Clymer	Hasay	O'Brien	Telek
Cohen	Hayes	O'Donnell	Tigue
Colafella	Herman	Olasz	Truman
Cole	Hershey	Oliver	Van Horne
Cordisco	Hoeffel	Perzel	Vron
Cornell	Honaman	Peterson	Wachob

Coslett	Hutchinson	Petrarca	Wambach
Cowell	Itkin	Petrone	Wargo
Coy	Jackson	Phillips	Wass
DeLuca	Jarolin	Piccola	Weston
DeVerter	Johnson	Pistella	Wiggins
DeWeese	Kasunic	Pitts	Williams
Daley	Kennedy	Pott	Wilson
Davies	Klingaman	Punt	Wogan
Dawida	Kosinski	Rappaport	Wozniak
Deal	Kukovich	Reber	Wright, D. R.
Dietz	Lashinger	Reinard	Wright, J. L.
Dininni	Laughlin	Richardson	Wright, R. C.
Dombrowski	Lehr	Rieger	Zwinkl
Donatucci	Lescovitz	Robbins	
Dorr	Letterman	Rudy	Irvis,
Duffy	Levi	Ryan	Speaker
Durham	Levin		

NAYS—5

Afflerbach	Manderino	Pievsky	Preston
Alderette			

NOT VOTING—2

McIntyre	Pratt
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EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the House Mrs. Virginia Barnes, who is the mother-in-law of Representative Pete Wambach, and Mrs. Betty Lucas. They are both from Baltimore, Maryland, and they are accompanied here on the floor by Pete Wambach's wife. She has come to make sure that he is spending all the hours here on the floor that he has told her he is.

The Chair recognizes the gentleman from Dauphin, Mr. Wambach.

Mr. WAMBACH. Mr. Speaker, the actual reason why they are here today is the fact that I quit smoking 2 weeks ago, and they are checking up on me. Thank you.

The SPEAKER. I hope they keep watching over you. You may live longer.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. REBER offered the following amendment No. A1551:

Amend Sec. 212, page 80, line 17, by striking out all of said line and inserting

State appropriation..... 1,500,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Reber.

Mr. REBER. Thank you, Mr. Speaker.

Again, consistent with the concern that I expressed in the previous amendment, I think it is important that the members of this House recognize the need for planning efforts to become an increasingly prioritized situation in this Commonwealth as the result of landfills reaching crisis proportions. This particular amendment will add an additional \$700,000 to the solid waste disposal planning grants program.

Under Act 97, the Solid Waste Management Act, the State has authorized the assistance to local governments with development grants for solid waste, and as I previously stated, the landfill situation in the Commonwealth is already at, in many instances, and will be, in the very near future, reaching crisis proportions, and it is a critical situation that needs a stepping up in the grant proposals to our local governments to aid in solid waste disposal planning. I certainly think this is something that this General Assembly will be taking a hard and long look at in the very near future in the forms of other legislation to aid and assist environmental protection, and I think this is a definite time when this particular grant should be increased to a \$1.5-million figure, occasioning this particular amendment.

I would ask for an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—189

Angstadt	Fee	Lloyd	Saloom
Armstrong	Fischer	Lucyk	Salvatore
Arty	Flick	McCall	Saurman
Baldwin	Foster, W. W.	McClatchy	Scheetz
Barber	Foster, Jr., A.	McHale	Schuler
Battisto	Freeman	McMonagle	Semmel
Belardi	Freind	Mackowski	Serafini
Belfanti	Fryer	Madigan	Seventy
Beloff	Gallagher	Maiale	Showers
Blaum	Gallen	Manmiller	Sirianni
Book	Gamble	Markosek	Smith, B.
Bowser	Gannon	Mayernik	Smith, L. E.
Boyes	Geist	Merry	Snyder, D. W.
Brandt	George	Michlovic	Snyder, G. M.
Bunt	Gladeck	Micozzie	Spencer
Burd	Godshall	Miller	Spitz
Burns	Greenwood	Miscevich	Stairs
Caltagirone	Grieco	Moehmann	Steighner
Cappabianca	Gruitza	Morris	Stevens
Cawley	Gruppo	Mowery	Stewart
Cessar	Hagarty	Mrkonic	Stuban
Cimini	Haluska	Murphy	Sweet
Civera	Harper	Nahill	Swift
Clark	Hasay	Noye	Taylor, E. Z.
Clymer	Hayes	O'Brien	Taylor, F. E.
Cohen	Herman	O'Donnell	Telek
Colafella	Hershey	Olasz	Tigue
Cole	Hoeffel	Oliver	Truman
Cordisco	Honaman	Perzel	Van Horne
Cornell	Hutchinson	Peterson	Vroon
Coslett	Itkin	Petrarca	Wachob
Cowell	Jackson	Petrone	Wambach
Coy	Jarolin	Phillips	Wargo
DeLuca	Johnson	Piccola	Wass
DeVerter	Kasunic	Pistella	Weston
DeWeese	Kennedy	Pitts	Wiggins
Daley	Klingaman	Pott	Williams

Davies	Kosinski	Pratt	Wilson
Dawida	Kukovich	Punt	Wogan
Deal	Lashingier	Rappaport	Wozniak
Dietz	Laughlin	Reber	Wright, D. R.
Dininni	Lehr	Reinard	Wright, J. L.
Dombrowski	Lescovitz	Richardson	Wright, R. C.
Donatucci	Letterman	Rieger	Zwinkl
Dorr	Levi	Robbins	
Durham	Levin	Rudy	Irvis,
Fargo	Linton	Ryan	Speaker
Fattah	Livengood	Rybak	

NAYS—6

Afflerbach	Broujos	Pievsky	Preston
Alderette	Manderino		

NOT VOTING—4

Carn	Duffy	Evans	McIntyre
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EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. REBER offered the following amendment No. A1552:

Amend Sec. 212, page 80, by inserting between lines 17 and 18 For resource recovery grants.

State appropriation..... 3,000,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes again the gentleman from Montgomery, Mr. Reber.

Mr. REBER. Thank you again, Mr. Speaker.

This last particular amendment in this package of environmental protection/environmental concern amendments is a restoration of the \$3-million line item to the Pennsylvania Solid Waste-Resource Recovery Development Act program.

As I earlier stated, there has become an overreliance on the landfilling situation throughout the Commonwealth, and this may very well provide us with an opportunity to get into the recycling/incineration programs. There is certainly an ongoing concern in many local municipalities for this concept, and I think it would be a travesty to pull away the funding for this. I think this is something that this General Assembly is going to have to come to recognize more and more the need to rely upon these high-technological types of environmental protective devices to aid and assist in the doing away with the landfill situations that are plaguing us, and I certainly think the restoration of this \$3-million appropriation is a meaningful step in that particular direction. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—183

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

NAYS—6

Afflerbach	Gruitza	Pievsky	Preston
Baldwin	Manderino		

NOT VOTING—10

Barber	Duffy	Maiale	Spitz
Beloff	Evans	Pratt	Wiggins
Carn	McIntyre		

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. SWEET offered the following amendment No. A1511:

Amend Sec. 213, page 83, by inserting between lines 25 and 26

For continued development and design of the flue-gas treatment system in place at the Western Center, Canonsburg, Washington County.

State appropriation..... 492,750

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

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. Sweet.

Mr. SWEET. Thank you, Mr. Speaker.

This amendment would provide continued funding for a very exciting demonstration project which has been funded in the past through the Department of General Services. It is located in my district at the Western Center in Canonsburg, Pennsylvania, and it is a very, very exciting and innovative use of a desulfurization process for coal.

I would ask an affirmative vote, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—188

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

NAYS—4

Afflerbach DeVerter Manderino Piewsky
NOT VOTING—7

Cappabianca Evans McIntyre Spitz
Cordisco Fattah Pratt

EXCUSED—4

Kowalyszyn McVerry Marmion Trello

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

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. DeVERTER offered the following amendment No. A1531:

Amend Sec. 214, page 84, line 2, by striking out all of said line and inserting

State appropriation..... 11,845,000

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

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Thank you, Mr. Speaker.

Mr. Speaker, this restores the Department of Health's administrative line item to its original amount of \$11,845,000. At a time when that department is being saddled with additional problems, with giardiasis, with rabies, with all kinds of health problems in this State, and with the kind of curtailment they have had in personnel, I do not think it is wise for us to take an area as sensitive as this and have further personnel cuts in that department. I would respectfully ask the members to support the level advocated by the Governor. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—177

Angstadt	Evans	Livengood	Salvatore
Armstrong	Fargo	McCall	Saurman
Arty	Fee	McClatchy	Scheetz
Baldwin	Fischer	McHale	Schuler
Barber	Flick	McMonagle	Semmel
Battisto	Foster, W. W.	Mackowski	Serafini
Belardi	Foster, Jr., A.	Madigan	Seventy
Belfanti	Freeman	Maiale	Showers
Beloff	Freind	Manmiller	Sirianni
Blaum	Fryer	Markosek	Smith, B.
Book	Gallen	Mayernik	Smith, L. E.
Bowser	Gamble	Merry	Snyder, D. W.
Boyes	Gannon	Michlovic	Snyder, G. M.
Brandt	Geist	Micozzie	Spencer
Bunt	George	Miller	Spitz
Burd	Gladeck	Miscevich	Stairs
Burns	Godshall	Moehlmann	Steighner
Caltagirone	Greenwood	Morris	Stevens
Cappabianca	Grieco	Mowery	Stewart
Carn	Gruppo	Murphy	Stuban
Cawley	Hagarty	Nahill	Sweet
Cessar	Haluska	Noye	Swift
Cimini	Harper	O'Brien	Taylor, E. Z.

Civera	Hasay	O'Donnell	Taylor, F. E.
Clark	Hayes	Olasz	Telek
Clymer	Herman	Oliver	Tigue
Cohen	Hershey	Perzel	Truman
Colafella	Hoeffel	Peterson	Van Horne
Cole	Honaman	Petrarca	Vroon
Cordisco	Hutchinson	Petrone	Wachob
Cornell	Itkin	Phillips	Wambach
Coslett	Jackson	Piccola	Wass
Cowell	Jarolin	Pistella	Weston
Deluca	Johnson	Pitts	Wiggins
DeVerter	Kasunic	Pott	Williams
DeWeese	Kennedy	Pratt	Wilson
Davies	Klingaman	Punt	Wogan
Dawida	Kosinski	Rappaport	Wozniak
Dietz	Lashingner	Reber	Wright, D. R.
Dininni	Laughlin	Reinard	Wright, J. L.
Dombrowski	Lehr	Rieger	Wright, R. C.
Donatucci	Lescovitz	Robbins	
Dorr	Letterman	Rudy	Irvis,
Duffy	Levi	Ryan	Speaker
Durham	Levin	Saloom	

NAYS—20

Afflerbach	Deal	Linton	Preston
Alderette	Fattah	Lloyd	Richardson
Broujos	Gallagher	Manderino	Rybak
Coy	Gruitza	Mrkonic	Wargo
Daley	Kukovich	Pievsky	Zwinkl

NOT VOTING—2

Lucyk	McIntyre
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EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. KUKOVICH offered the following amendment No. A1526:

Amend Sec. 214, page 92, line 22, by striking out all of said line and inserting

State appropriation.....	26,975,000
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On the question,

Will the House agree to the amendment?

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

Mr. KUKOVICH. Thank you, Mr. Speaker.

This amendment restores a cut made from Federal funds for drug and alcohol treatment programs. The increase in the line item reflected in this amendment is \$1,557,000, which corresponds exactly with the Federal cut. If this amendment does not go in, if these funds are not restored, professionals in the drug and alcohol abuse field estimate that at least 3,000 patients will lose all treatment whatsoever. There is also the possibility of certain programs, especially in some of the rural districts, closing down. I would ask for a "yes" vote to maintain these very worthwhile and necessary programs.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, on the Kukovich amendment, the gentleman from Dauphin, Mr. Wambach.

Mr. WAMBACH. Thank you, Mr. Speaker.

I join Representative Kukovich in offering this additional \$1.5 million to D and A (drug and alcohol) in Pennsylvania. It really makes up the 18-percent shortfall that we are currently under with the Federal Government block grant system, and it will only hold us to the current revenues that should have been coming to Pennsylvania. So in order to stay even with the needs at this point in Pennsylvania, we are asking you to support the additional \$1.5 million, and hopefully down the line in this session, we can finally have an augmentation to their account through a separate funding mechanism. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—191

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

NAYS—7

Afflerbach	DeVerter	Lloyd	Pievsky
Alderette	Gallen	Manderino	

NOT VOTING—1

McIntyre

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. BROUJOS offered the following amendment No. A1589:

Amend Sec. 211, page 59, line 11, by striking out all of said line and inserting

State appropriation.....	190,000,000
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On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, for years the Department of Education and the General Assembly have failed to adequately fund pupil transportation reimbursement. I submitted on the desk of each member of the House a separate flyer, handout, which covers the change in pupil reimbursement for about the last 5 years. For each fiscal year there has been an increase of \$8,000, \$18,000, \$9,000, \$24,000, and \$8,000 in the actual reimbursement. Each year this reimbursement increases. Each year the General Assembly, upon the Governor's recommendation, fails to adequately fund it.

Mr. Speaker, the impact of the continuing deficiency appropriation method and the continual underfunding of pupil transportation is creating in school districts an attitude that the General Assembly does not care, and if you do not want to give us 100 percent reimbursement, then make it 85 percent, but be consistent; you are fouling up our bookkeeping, our budgeting, and everything else. Consequently we should keep faith with these school districts and particularly their administrators who spend so much time trying to second-guess us and adequately fund this transportation now.

The request of the Governor is based on another estimate. The Democratic-submitted budget is inadequate; it should be \$190 million. If it is not spent, then that money will be there as lapsed or additional funds, but let us demonstrate to them that we give them an adequate appropriation for adequate planning. I ask for support for this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman, Mr. Broujos.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—186

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

NAYS—4

Afflerbach	Manderino	Pievsky	Preston
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NOT VOTING—9

Baldwin	Duffy	Gamble	McIntyre
Cordisco	Fattah	Linton	Richardson
Deal			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. DeVERTER offered the following amendment No. A1534:

Amend Sec. 215, page 95, line 21, by striking out all of said line and inserting
 State appropriation..... 7,452,000

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

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Thank you, Mr. Speaker.

Mr. Speaker, this amendment restores the Department of Insurance appropriation to the \$7,452,000 level that was requested by the Governor.

This is not adequate to fund this department, but I feel it is at least a start in retaining those personnel. We are looking at a department that very seriously is undermanned, with an authorized complement of 218 people and only 196 people on board. With a \$3.5-billion industry that licenses and regulates 1,500 companies and 100,000 agents, brokers, and public adjusters in this State, I think we have an obligation to do a far better job in funding this department that oversees this kind of business complex, and I would ask for the support of the members. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—174

Angstadt	Duffy	Levi	Saloom
Armstrong	Durham	Levin	Salvatore
Arty	Evans	Linton	Saurman
Baldwin	Fargo	Livengood	Scheetz
Barber	Fattah	McCall	Schuler
Battisto	Fee	McClatchy	Semmel
Belardi	Fischer	McMonagle	Serafini
Belfanti	Flick	Mackowski	Seventy
Beloff	Foster, W. W.	Madigan	Showers
Book	Foster, Jr., A.	Maiale	Sirianni
Bowser	Freeman	Manmiller	Smith, B.
Boyes	Freind	Markosek	Smith, L. E.
Brandt	Gallen	Mayermik	Snyder, D. W.
Broujos	Gamble	Merry	Snyder, G. M.
Bunt	Gannon	Michlovic	Spencer
Burd	Geist	Micozzie	Spitz
Burns	George	Miller	Stairs
Cappabianca	Gladeck	Miscevich	Steighner
Carn	Godshall	Moehlmann	Stevens
Cawley	Greenwood	Mowery	Stewart
Cessar	Grieco	Murphy	Stuban
Cimini	Gruppo	Nahill	Sweet
Civera	Hagarty	Noye	Swift
Clark	Haluska	O'Brien	Taylor, E. Z.
Clymer	Harper	Olasz	Taylor, F. E.
Cohen	Hasay	Oliver	Telek
Colafella	Hayes	Perzel	Truman
Cole	Herman	Peterson	Van Horne
Cordisco	Hershey	Petrarca	Vroon
Cornell	Honaman	Petrone	Wachob
Coslett	Hutchinson	Phillips	Wambach
Cowell	Itkin	Piccola	Wass
Deluca	Jackson	Pistella	Weston
DeVerter	Jarolin	Pitts	Wiggins
DeWeese	Johnson	Pott	Williams
Daley	Kasunic	Pratt	Wilson
Davies	Kennedy	Punt	Wogan
Dawida	Klingaman	Rappaport	Wozniak
Deal	Kosinski	Reber	Wright, D. R.

Dietz	Lashingner	Reinard	Wright, J. L.
Dininni	Laughlin	Richardson	Wright, R. C.
Dombrowski	Lehr	Rieger	
Donatucci	Lescovitz	Robbins	Irvis,
Dorr	Letterman	Ryan	Speaker

NAYS—23

Afflerbach	Gallagher	McHale	Rudy
Alderette	Gruitza	Manderino	Rybak
Blaum	Hoeffel	Morris	Tigue
Caltagirone	Kukovich	Mrkonic	Wargo
Coy	Lloyd	Pievsky	Zwilk
Fryer	Lucyk	Preston	

NOT VOTING—2

McIntyre	O'Donnell
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EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,
 Will the House agree to the bill on third consideration as amended?

Mr. MOEHLMANN offered the following amendment No. A1566:

Amend Sec. 217, page 98, line 17, by striking out all of said line and inserting
 State appropriation..... 11,081,000

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

The SPEAKER. The Chair recognizes the gentleman from Lebanon, Mr. Moehlmann.

Mr. MOEHLMANN. Thank you, Mr. Speaker.

This amendment restores \$483,000 to the budget, bringing the appropriation to the Governor's requested \$11,081,000. If these funds are not restored, the department will lose as many as 20 personnel and will have, in the third quarter, some difficulty in paying its ongoing costs of operation. This is for the Department of Military Affairs.

I ask for support of the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—184

Angstadt	Evans	Livengood	Saloom
Armstrong	Fargo	Lloyd	Salvatore
Arty	Fattah	Lucyk	Saurman
Baldwin	Fee	McCall	Scheetz
Barber	Fischer	McClatchy	Schuler
Battisto	Flick	McMonagle	Semmel
Belfanti	Foster, W. W.	Mackowski	Serafini
Blaum	Foster, Jr., A.	Madigan	Seventy
Book	Freeman	Manmiller	Showers
Bowser	Freind	Mayermik	Sirianni
Boyes	Fryer	Merry	Smith, B.
Brandt	Gallen	Michlovic	Smith, L. E.
Broujos	Gamble	Micozzie	Snyder, D. W.
Bunt	Gannon	Miller	Snyder, G. M.
Burd	Geist	Miscevich	Spencer

Burns	George	Moehlmann	Spitz
Caltagirone	Gladeck	Morris	Stairs
Cappabianca	Godshall	Mowery	Steighner
Carn	Greenwood	Mrkonic	Stevens
Cawley	Grieco	Murphy	Stewart
Cessar	Gruitza	Nahill	Stuban
Cimini	Gruppo	Noye	Sweet
Civera	Hagarty	O'Brien	Swift
Clark	Haluska	O'Donnell	Taylor, E. Z.
Clymer	Harper	Olasz	Taylor, F. E.
Cohen	Hasay	Oliver	Telek
Colafella	Hayes	Perzel	Tigue
Cole	Herman	Peterson	Truman
Cordisco	Hershey	Petrarca	Van Horne
Cornell	Hoeffel	Petrone	Vroon
Coslett	Honaman	Phillips	Wachob
Cowell	Hutchinson	Piccola	Wambach
Coy	Itkin	Pistella	Wass
Deluca	Jackson	Pitts	Weston
DeVerter	Jarolin	Pott	Wiggins
DeWeese	Johnson	Pratt	Williams
Daley	Kasunic	Preston	Wilson
Davies	Kennedy	Punt	Wogan
Dawida	Klingaman	Rappaport	Wozniak
Deal	Kosinski	Reber	Wright, D. R.
Dietz	Lashinger	Reinard	Wright, J. L.
Dininni	Lehr	Richardson	Wright, R. C.
Dombrowski	Lescovitz	Rieger	Zwinkl
Donatucci	Letterman	Robbins	
Dorr	Levi	Rudy	Irvis,
Duffy	Levin	Ryan	Speaker
Durham	Linton		

NAYS—10

Afflerbach	Gallagher	Manderino	Rybak
Alderette	Kukovich	Pievsky	Wargo
Belardi	McHale		

NOT VOTING—5

Beloff	McIntyre	Maiale	Markosek
Laughlin			

EXCUSED—4

Kowalyshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. ROBBINS offered the following amendment No. A1435:

Amend Sec. 217, page 99, line 6, by striking out all of said line and inserting
 State appropriation..... 750,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Mercer, Mr. Robbins.

Mr. ROBBINS. Thank you, Mr. Speaker.

This amendment restores \$250,000 to the budget for the maintenance and repair of the National Guard armories, as requested by the Governor. This funding is required for the backlog of repair and maintenance projects at the Commonwealth's 95 armories. If the funding is not provided, this effort will be reduced by a third, and the disrepair and backlog of work will continue.

I request an affirmative vote on this. Thank you.
 The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—188

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

NAYS—7

Afflerbach	McHale	Pievsky	Rybak
Kukovich	Manderino	Preston	

NOT VOTING—4

Beloff	Itkin	McIntyre	Van Horne
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EXCUSED—4

Kowalyshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. ITKIN offered the following amendment No. A1570:

Amend Sec. 218, page 117, by inserting between lines 29 and 30

Effective January 1, 1981, in accordance with Federal regulations, the Department of Public Welfare shall replace the current Statewide ceilings for county nursing homes. New ceilings shall be calculated for each standard metropolitan statistical area and nonstandard metropolitan statistical area group within the State and shall be paid retroactively to July 1, 1980. The new ceilings shall provide that no public nursing home shall have a ceiling below its rate that was in effect prior to implementation of the new ceilings. This and any other change in the method of county home reimbursement must be approved in advance by the Federal Department of Health and Human Services.

Effective January 1, 1983, separate rates of reimbursement are established for each class of long-term care facilities providing services to the category of clients consisting of persons who were certified for "skilled nursing facility services" prior to January 1, 1983; decertified for "skilled nursing facility services" after January 1, 1983; and residing in the same facilities in which the decertifications occurred. The method for calculating the separate rates of reimbursement will be to increase the payment rates for "intermediate care facility services" within each class of long term care facilities by a factor of 6%. The separate rates of reimbursement, will be adjusted as payment rates for "intermediate care facility services" are adjusted.

On the question,

Will the House agree to the amendment?

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

Mr. ITKIN. Mr. Speaker, this just adds language to the appropriation for nursing homes.

As you may be aware, there are two concerns that apparently exist this year with respect to reimbursement for nursing homes. One is the continuation of the current language that nursing homes would be considered in standard metropolitan statistical areas for groupings in order to be determined for various ceilings, instead of having one statewide ceiling, to take into account the difference in the cost of nursing home care as we go from one region of the State to the other. This, I am told, is current practice, and what the wording in the appropriation bill would do, if this amendment is adopted, would be to continue the current practice.

The second part of the amendment is to continue the provision of providing an additional 6 percent for the case mix that develops when persons are decertified from skilled nursing home care to intermediate nursing home care. As you may be aware, there had been a problem in changing the definition for nursing home residents who were originally deemed to require skilled nursing home care and the homes were reimbursed at a higher per diem, and they now are being reim-

bursed at a lower per diem because of the reclassification. The department, in order to deal with this more difficult clientele, had provided up until December 31 of last year a 6-percent increase above intermediate reimbursement for those types of people. This amendment would extend that 6-percent increase for those categories of persons from January 1, 1983, until and through the current fiscal year.

Mr. Speaker, I urge the adoption of this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Montgomery, Mr. McClatchy.

Mr. McCLATCHY. Mr. Speaker, would the speaker stand for interrogation, please?

Mr. ITKIN. Yes, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Itkin, indicates he will stand for interrogation. The gentleman, Mr. McClatchy, is in order and may proceed.

Mr. McCLATCHY. Mr. Speaker, do you have any idea what this amendment costs?

Mr. ITKIN. My understanding—correct me if I am wrong, Mr. Speaker—is it could run in the neighborhood of maybe \$20 million.

Mr. McCLATCHY. \$20 million.

Mr. ITKIN. Excuse me, Mr. Speaker, I am corrected. I am told it is \$7 million.

Mr. McCLATCHY. Should the amendment not have an appropriation attached to it to cover that cost?

Mr. ITKIN. This is an appropriation bill, Mr. Speaker, and therefore does not require a fiscal note.

Mr. McCLATCHY. I am not asking for a fiscal note. It should have some money in there to cover the cost.

Mr. ITKIN. We think that there is sufficient money in the line item to accomplish this, Mr. Speaker, and if you feel that there is insufficient money in that line item, feel free to offer an amendment to increase the line item.

Mr. McCLATCHY. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—193

Afflerbach	Durham	Levin	Rybak
Alderette	Evans	Linton	Saloom
Angstadt	Fargo	Livengood	Salvatore
Armstrong	Fattah	Lloyd	Saurman
Arty	Fee	Lucyk	Scheetz
Baldwin	Fischer	McCall	Schuler
Barber	Flick	McClatchy	Semmel
Battisto	Foster, W. W.	McHale	Serafini
Belardi	Foster, Jr., A.	McMonagle	Seventy
Belfanti	Freeman	Mackowski	Showers
Blaum	Freind	Madigan	Sirianni
Book	Fryer	Manmiller	Smith, B.
Bowser	Gallagher	Markosek	Smith, L. E.
Boyes	Gallen	Mayernik	Snyder, D. W.
Brandt	Gamble	Merry	Snyder, G. M.
Broujos	Gannon	Michlovic	Spencer
Bunt	Geist	Micozzie	Spitz
Burd	George	Miller	Stairs
Burns	Gladeck	Miscevich	Steighner
Caltagirone	Godshall	Moehlmann	Stevens

Cappabianca	Greenwood	Morris	Stewart
Carn	Grieco	Mowery	Stuban
Cawley	Gruitza	Mrkonic	Sweet
Cessar	Gruppo	Murphy	Swift
Cimini	Hagarty	Nahill	Taylor, E. Z.
Civera	Haluska	Noye	Taylor, F. E.
Clark	Harper	O'Brien	Telek
Clymer	Hasay	Olasz	Tigue
Cohen	Hayes	Oliver	Truman
Colafella	Herman	Perzel	Van Horne
Cole	Hershey	Peterson	Vroon
Cordisco	Hoeffel	Petrarca	Wachob
Cornell	Honaman	Petrone	Wambach
Coslett	Hutchinson	Phillips	Wargo
Cowell	Itkin	Piccola	Wass
Coy	Jackson	Pistella	Weston
Deluca	Jarolin	Pitts	Wiggins
DeVerter	Johnson	Pott	Williams
DeWeese	Kasunic	Pratt	Wilson
Daley	Kennedy	Preston	Wogan
Davies	Klingaman	Punt	Wozniak
Dawida	Kosinski	Rappaport	Wright, D. R.
Deal	Kukovich	Reber	Wright, J. L.
Dietz	Lashingier	Reinard	Wright, R. C.
Diminni	Laughlin	Richardson	Zwinkl
Dombrowski	Lehr	Rieger	
Donatucci	Lescovitz	Robbins	Irvis,
Dorr	Letterman	Rudy	Speaker
Duffy	Levi	Ryan	

NAYS—2

Manderino Pievsky

NOT VOTING—4

Beloff McIntyre Maiale O'Donnell

EXCUSED—4

Kowalshyn McVerry Marmion Trello

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

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. PETERSON offered the following amendments No. A1419:

Amend Sec. 218, page 118, line 27, by striking out all of said line and inserting

State appropriation..... 18,745,200

Amend Sec. 218, page 119, line 18, by striking out all of said line and inserting

Federal appropriation..... 24,182,800

Amend Sec. 218, page 119, lines 19 through 30; page 120, lines 1 through 27, by striking out all of said lines on said pages

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Venango, Mr. Peterson.

Mr. PETERSON. Thank you, Mr. Speaker.

I am delighted this morning to offer an amendment that will reduce the overall budget \$5 million, which is a little different than what most of them have been doing. This amendment would do that by using a little over \$4 million of State funds instead of \$9.5 million and would bring in matching Federal money to our nursing homes. My amendment elimi-

nates the proposed appropriation of \$9.5 million for nursing home emergency assistance and shifts that amount into the nursing home per diem increase line item. Thus, all of our nursing homes across the Commonwealth would receive an increase, which they need, rather than just a few homes receiving the \$9.5 million. I ask for an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

(A roll-call vote was taken. See later roll call.)

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. GREENWOOD offered the following amendment No. A1536:

Amend Sec. 218, page 125, line 29, by inserting after "children."

All increases in this appropriation over funds available for the 1983-1984 fiscal year shall be distributed to all counties pursuant to the formula utilized by the Office of Children, Youth and Families to distribute Title IV-B funds.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Bucks, Mr. Greenwood.

Mr. GREENWOOD. Thank you, Mr. Speaker.

This amendment goes to the Federal money that has been appropriated to go into the children and youth funding stream. We anticipate about \$14.5 million of extra Federal money this year. This amendment simply says that those funds shall be distributed the way they are already being distributed according to the title IV-B formula, which is based 65 percent on poverty and 35 percent upon the caseload of children under 18 in each county.

I would ask for the support of the House.

The SPEAKER. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, I would like to interrogate Mr. Greenwood.

The SPEAKER. Mr. Greenwood indicates he will stand for interrogation. Mr. Lloyd is in order and may proceed.

Mr. LLOYD. Mr. Speaker, I just want to make sure that if I vote for this amendment, I am not taking money away from rural counties. What I would like to know is, are you proposing to pass out this money under a formula which is other than the department is proposing?

Mr. GREENWOOD. To some extent. Traditionally, the department has distributed this money based on what they call the title IV-B formula. That formula is determined by making a calculation which is 65 percent dependent upon the level of poverty in each county and 35 percent dependent upon the number of children under the age of 18 in that county.

Although it is not in the budget document, the department's plans are to take a portion of this \$14.5 million, approximately \$5 million of it, and distribute that on a one-time basis based on innovative programs. What they would do is say to the counties, make some suggestions to us as to what kinds of programs you would like to see and then we will distribute that money based on what we think is a good idea.

The problem that I have with that is it is a one-time deal. The counties set up programs; they are funded 1 year, 1 year only, and then those programs are no longer going to be viable. I would rather say give the money to the counties—we do not give them enough as it is—and let those county directors decide how to distribute the money.

Mr. LLOYD. Is there any guarantee, under the department's proposal, that each county will get something?

Mr. GREENWOOD. Yes; absolutely.

Mr. LLOYD. There is under the department's proposal.

Mr. GREENWOOD. Yes. Of the \$14.5 million extra, \$2.9 million would be distributed to counties as it already is; so would an additional nearly \$5 million. They wanted to take \$5 million and distribute it on this innovative basis. My county director has come to me and said, please, let the county directors make that decision.

Mr. LLOYD. What I want to know is, is my county going to get some of that \$5 million if your amendment does not pass?

Mr. GREENWOOD. Not necessarily, no.

Mr. LLOYD. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—180

Angstadt	Fee	Livengood	Ryan
Armstrong	Fischer	Lloyd	Saloom
Arty	Flick	Lucyk	Salvatore
Baldwin	Foster, W. W.	McCall	Saurman
Barber	Foster, Jr., A.	McClatchy	Scheetz
Battisto	Freeman	McHale	Schuler
Belardi	Freind	McMonagle	Semmel
Belfanti	Fryer	Mackowski	Serafini
Beloff	Gallagher	Madigan	Seventy
Blaum	Gallen	Maiale	Showers
Book	Gamble	Manmiller	Sirianni
Bowser	Gannon	Markosek	Smith, B.
Boyes	Geist	Mayernik	Smith, L. E.
Brandt	George	Merry	Snyder, D. W.
Broujos	Gladeck	Michlovic	Snyder, G. M.
Bunt	Godshall	Micozzie	Spencer
Burd	Greenwood	Miller	Spitz
Burns	Grieco	Miscevich	Stairs
Cahtagirone	Gruitza	Moehlmann	Steighner
Cappabianca	Gruppo	Morris	Stevens
Cawley	Hagarty	Mowery	Stewart
Cessar	Haluska	Mrkonic	Stuban
Cimini	Harper	Murphy	Sweet
Civera	Hasay	Nahill	Swift
Clark	Hayes	Noye	Taylor, E. Z.
Clymer	Herman	O'Brien	Taylor, F. E.
Colafella	Hershey	Olasz	Telek
Cole	Hoeffel	Oliver	Tigue
Cordisco	Honaman	Perzel	Truman
Cornell	Hutchinson	Peterson	Van Horne
Coslett	Itkin	Petrarca	Vroon

Cowell	Jackson	Petrone	Wachob
Coy	Jarolin	Phillips	Wambach
Deluca	Johnson	Piccola	Wargo
DeWeese	Kasunic	Pistella	Wass
Daley	Kennedy	Pitts	Weston
Davies	Klingaman	Pott	Wiggins
Dietz	Kosinski	Pratt	Williams
Dininni	Kukovich	Punt	Wilson
Dombrowski	Lashingier	Rappaport	Wogan
Donatucci	Lehr	Reber	Wozniak
Dorr	Lescovitz	Reinard	Wright, D. R.
Duffy	Letterman	Rieger	Wright, J. L.
Durham	Levi	Robbins	Wright, R. C.
Fargo	Levin	Rudy	Zwikl

NAYS—14

Afflerbach	Dawida	Manderino	Rybak
Alderette	Deal	Pievsky	
Cohen	Fattah	Preston	Irvis,
DeVerter	Linton	Richardson	Speaker

NOT VOTING—5

Carn	Laughlin	McIntyre	O'Donnell
Evans			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

The SPEAKER. The gentleman from Lehigh, Mr. Snyder, asks for recognition at this time. The Chair recognizes the gentleman, Mr. Snyder, on A1559.

Mr. D. W. SNYDER. Thank you, Mr. Speaker.

Amendment A1559 is an amendment to transfer from the Lottery Fund to the General Fund various programs—

The SPEAKER. Is the gentleman offering the amendment?

Mr. D. W. SNYDER. No; I am just explaining what it was. It was an amendment to transfer some programs from the Lottery Fund to the General Fund. That amendment will now be deferred to amendment A1613 with Representative Hoeffel.

The SPEAKER. All right. Thank you very much.

VOTE RETAKEN ON AMENDMENT A1419

The SPEAKER. The Chair has been informed that the vote on the Peterson amendment, A1419, must be taken over again. We are going to take the Peterson amendment again. I apologize to Mr. Peterson. We did not get it recorded correctly.

On the question recurring,

Will the House agree to the amendments?

The clerk read the following amendments No. A1419:

Amend Sec. 218, page 118, line 27, by striking out all of said line and inserting

State appropriation..... 18,745,200

Amend Sec. 218, page 119, line 18, by striking out all of said line and inserting

Federal appropriation..... 24,182,800

Amend Sec. 218, page 119, lines 19 through 30; page 120, lines 1 through 27, by striking out all of said lines on said pages

On the question recurring,

Will the House agree to the amendments?

The SPEAKER. For what purpose does the gentleman from Philadelphia, Mr. Richardson, rise?

Mr. RICHARDSON. I would like to know whether or not, Mr. Speaker, we can have an explanation of amendment A1419.

The SPEAKER. All right. If the member insists, we will ask Mr. Peterson again.

Mr. Peterson, would you explain again the amendment.

Mr. PETERSON. Thank you, Mr. Speaker.

As I said previously, my amendment would actually save \$5 million of Commonwealth money by using a little over \$4 million in a way to attract the Federal money to spend \$9.5 million with a savings of \$5 million to the State.

What we are doing is we are removing the proposed appropriation for nursing home emergency assistance that would just benefit a few homes in the Commonwealth and shifting that into the nursing home per diem line item, which would help all of our nursing homes.

The SPEAKER. Does the gentleman wish to continue the interrogation?

Mr. RICHARDSON. Yes. I would like to interrogate the gentleman, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Richardson, is in order and may proceed.

Mr. RICHARDSON. Mr. Speaker, could you tell me exactly how much money we are taking away from nursing homes specifically in the Philadelphia area? How much money is being taken away from those nursing homes?

Mr. PETERSON. Well, the line item that we removed helped 19 nursing homes across the State. Some were in Philadelphia, some were in Allegheny County, and I think a couple other counties. It was putting \$9.5 million into 19 nursing homes because of their medical assistance involvement, and as we all know, most of our nursing homes are heavily involved in medical assistance. I think it is much fairer that we all get a part of the action rather than just 19.

Mr. RICHARDSON. Could you tell us those 19 homes, please, for the record?

Mr. PETERSON. I have a copy here, if you would like a copy of that, rather than reading it in front of the House.

Mr. RICHARDSON. I would like to have them read into the record, Mr. Speaker.

The SPEAKER. If there is a question of reading it or not reading it, bring it to the Chair and the Chair will read it. Let us not get hung up on those things.

Mr. PETERSON. Do you want me to read it? Sure.

Downtown Jewish Home-Aged, Philadelphia; Holy Family Home, Philadelphia; Mercy Douglas Human Services, Philadelphia; St. Ignatius N.H., Philadelphia; Lutheran Home at Germantown, Philadelphia; Uptown Home, Philadelphia; Home for Jewish Aged, Philadelphia; Stephen

Smith Home, Philadelphia; Pleasant Valley Manor, Lancaster; Allied Services, Lackawanna; Odd Fellows Home, Dauphin; Masonic Homes, Lancaster; Pennsylvania Memorial Home, Jefferson; St. Barnabas, Inc., Allegheny; Little Sisters of Poor, Allegheny; Jewish Home and Hospital, Allegheny; Lemington Home, Allegheny; Pennknoll Village, either Bradford or Bedford, I am not sure which.

The SPEAKER. The Chair thanks the gentleman.

The Chair understands now why it was necessary for the Chair to volunteer to read that list.

The gentleman, Mr. Richardson, is recognized.

Mr. RICHARDSON. Thank you very much, Mr. Speaker.

Mr. Speaker, it is just ironic that this amendment is coming up.

Mr. Speaker, on the castration of this amendment, particularly to Philadelphia and Allegheny Counties, I just wonder whether or not this is being offered on behalf of the administration or on behalf of really trying to resolve a problem that you foresee in the area of nursing homes, because these specifically speak to a number of area homes that relate to our constituents and there has been no conversation whatsoever concerning the fact that there was a need for a cut to eliminate and take away their money. I would like to know whether or not this is an administration move or whether or not this is something unilaterally done by yourself.

Mr. PETERSON. This is just my concern that many of our nursing homes are struggling across the Commonwealth with the cost of operating them today, and they all could use a little help. I just think it is unfair that we funnel this amount of money into 19 homes when we have 533 and the majority of them are very heavily into medical assistance. I think we should do what we can to help them all and not just a few.

Mr. RICHARDSON. Mr. Speaker, I would like to know if I am in order to speak on the amendment.

The SPEAKER. The gentleman is in order and may proceed. The amendment is before the House.

Mr. RICHARDSON. Mr. Speaker, I would like to rise to oppose amendment A1419 offered by the gentleman, Mr. Peterson, and indicate that I do so for several reasons.

One, it seems to me that only because of the fact that there are now more nursing homes that have to take in more patients dealing with medical assistance has this become a very serious problem. If it had not been for that, those nursing homes that in fact are self-sufficient, self-sustaining, and can maintain for themselves, it seems to me that that is okay for them to continue to operate, but now I feel an undercurrent occurring when I hear that we are attacking those nursing homes particularly from Philadelphia and Pittsburgh, where you have the bulk of those persons who in fact within this Commonwealth do have to rely on some form of medical assistance to survive, that we would penalize those institutions. I would ask for a negative vote on the Peterson amendment.

The SPEAKER. The Chair thanks the gentleman.

On the Peterson amendment, the Chair recognizes the gentleman from Erie, Mr. Dombrowski.

Mr. DOMBROWSKI. Thank you, Mr. Speaker.

I also rise to ask for a negative vote on the Peterson amendment. Later on today we have an amendment that will put a little money in for all the nursing homes in Pennsylvania, and if Mr. Peterson is interested in helping all the nursing homes, he can vote for that amendment. At this time I ask for a negative vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Levin, on the Peterson amendment.

Mr. LEVIN. I rise to oppose the Peterson amendment and just make sure the members understand that the nursing homes that are to receive this special consideration are all nonprofit nursing homes that are basically charitable entities. If you heard the list, they are either Catholic-supported or Lutheran-supported, church-supported, or Jewish Federation-supported homes. They happen to be located in urban areas, but they are really not. This is not an urban versus suburban or rural kind of problem. This is basically where the elderly who are supported by the religious charities are located in large institutions that are being underfunded and are desperately in need of help now or they are going to go under.

Now, if in fact they go under or are not adequately supported by their religious support, you are going to have additional people funneled into the other nursing homes that we support under the other line item, so I hope that no one will view this as an urban-rural kind of battle. It is not. It is a battle of basically equity and fairness to charity-supported nursing homes on a one-shot basis.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Peterson, for the second time on the amendment.

Mr. PETERSON. Thank you, Mr. Speaker.

The last speaker mentioned that these were all private nonprofit. That is true. And he also said that we are assisting those that are in trouble. I think I need to make the point that there are private nonprofit homes similar to these in all of our districts. If we are going to do something to help them specially, we should have a formula, and those that fall into that formula get helped and those that do not will not. Somebody has selected a handful of homes out of the nonprofits that are in the Commonwealth and said we are going to give them \$9.5 million more. I think that is unfair, and my amendment will take that money and put it into the other line item that will help all homes. I think if we are going to address private nonprofits in some special way, that it be done in a fair way that we all get a chance to help our homes, not just a select few. Thank you.

The SPEAKER. On the Peterson amendment, the Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, the 19 homes that Mr. Peterson indicates would get aid if HB 2051 would become law are arrived at by a formula, and it is in the bill, and I am sure Mr. Peterson knows that. It is a simple formula. It must be private and nonprofit, at least 100 beds, at least 70 percent of the patients on medicaid, and each of them must have a

certified deficit, certified by an independent public accountant.

Now, you may argue with that kind of a formula; you may decide there should be a different formula, but there certainly is a formula there, and rather than take the small amount of money as nursing home costs are expended, the \$9.5 million, and spread it in 500 homes so that the ones that are presently in need, in dire need of help or else they will fail and not provide any service at all, will close their doors, rather than to let that happen by spreading the money, we would think that there ought to be a fair formula, and the formula that is indicated there is what was believed by the Appropriations Committee to be a fair formula to get help—and they all happen to be religiously affiliated, by the way—to those nursing homes that were in dire straits with the possibility of closing their doors.

So to say we want to do it fairly, I think we are doing it fairly. To say that we ought to help those that really need help, I think that is built into the formula. I do not think what Mr. Peterson is suggesting should be adopted. I think we ought to leave the bill, HB 2051, in this area just as it is and vote in the negative.

The SPEAKER. The Chair thanks the majority leader.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—97

Angstadt	Flick	Lehr	Rudy
Armstrong	Foster, W. W.	Levi	Ryan
Arty	Foster, Jr., A.	Lloyd	Saurman
Book	Freind	McClatchy	Scheetz
Bowser	Fryer	Mackowski	Schuler
Boyes	Gallen	Madigan	Semmel
Brandt	Gannon	Manmiller	Serafini
Bunt	Geist	Merry	Showers
Burd	Gladeck	Micozzie	Sirianni
Burns	Godshall	Miller	Smith, B.
Cessar	Greenwood	Moehlmann	Smith, L. E.
Cimini	Grieco	Morris	Snyder, D. W.
Civera	Gruppo	Mowery	Snyder, G. M.
Clymer	Hagarty	Nahill	Spencer
Cornell	Hasay	Noye	Stairs
Coslett	Hayes	Peterson	Stevens
Coy	Herman	Phillips	Swift
DeVerter	Hershey	Piccola	Taylor, E. Z.
Davies	Honaman	Pitts	Telek
Dietz	Jackson	Pott	Vroon
Dininni	Johnson	Punt	Wass
Dorr	Kennedy	Reber	Wilson
Durham	Klingaman	Reinard	Wright, J. L.
Fargo	Lashinger	Robbins	Wright, R. C.
Fischer			

NAYS—100

Afflerbach	Donatucci	McCall	Rieger
Alderette	Duffy	McHale	Rybak
Baldwin	Evans	McIntyre	Saloom
Barber	Fattah	McMonagle	Salvatore
Battisto	Fee	Maiale	Seventy
Belardi	Freeman	Manderino	Steighner
Belfanti	Gallagher	Markosek	Stewart
Beloff	Gamble	Mayernik	Stuban
Blaum	George	Michlovic	Sweet
Broujos	Gruitza	Miscevich	Taylor, F. E.
Caltagirone	Haluska	Mrkonic	Tigue

Cappabianca	Harper	Murphy	Truman
Carn	Hoeffel	O'Brien	Van Horne
Cawley	Hutchinson	O'Donnell	Wachob
Clark	Itkin	Olasz	Wambach
Cohen	Jarolin	Oliver	Wargo
Colafrella	Kasunic	Perzel	Weston
Cole	Kosinski	Petrarca	Wiggins
Cordisco	Kukovich	Petrone	Williams
Cowell	Laughlin	Pievsky	Wogan
Deluca	Lescovitz	Pistella	Wozniak
DeWeese	Letterman	Pratt	Zwilk
Daley	Levin	Preston	
Dawida	Linton	Rappaport	Irvis,
Deal	Livengood	Richardson	Speaker
Dombrowski	Lucyk		

NOT VOTING—2

Spitz Wright, D. R.

EXCUSED—4

Kowalyszyn McVerry Marmion Trello

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

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House students from Robert Vaux Junior High School with Sandra Burney, who are the guests of Representative Frank Oliver and the Philadelphia delegation.

The Chair has as its guests, and they are also the guests of Representatives Belardi and Cawley, the mayor of Scranton, Jim MacNulty, together with his assistant, Richard Rossi.

Representative Jim Greenwood has as his guests Patricia Thomas and Nancy Tomlinson from the League of Women Voters of Doylestown; Viola Jaffe and Elizabeth Biester from the League of Women Voters of the New Hope area; and Nancy Jean Everest from the Yardley League of Women Voters.

Representative Wass and Representative Stewart have as their guest Beth Marshall from the Indiana County League of Women Voters.

The Boiling Springs business education class of 26 seniors is here. Mrs. Sanker is their teacher, and they are the guests of Representative Broujos and Representative Kennedy.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

AMENDMENT A1431 RECONSIDERED

The SPEAKER. The Chair has before it a reconsideration motion filed by the gentleman, Mr. Hershey, who moves that the vote by which HB 2051 was amended by amendment 1431 on May 2 be reconsidered.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—186

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

NAYS—1

Kukovich

NOT VOTING—12

Alderette	Cordisco	Gallagher	Maiale
Cappabianca	Evans	Grieco	Miller
Carn	Fryer	Haluska	Sweet

EXCUSED—4

Kowalyszyn McVerry Marmion Trello

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

On the question recurring,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Hershey.

Mr. HERSHEY. Mr. Speaker, on amendment A1431 on the Chesapeake Bay funding program, there was a technical error in the formula, and I wish to withdraw the amendment and defer to Representative Cole.

The SPEAKER. The Chair thanks the gentleman.

A1431 is therefore withdrawn. It will not appear in the amended printing of the bill.

EDUCATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Gallagher, to make an announcement.

Mr. GALLAGHER. Mr. Speaker, at the break for lunch, the Education Committee will meet in room 401 immediately upon the break for lunch to consider regulations on chapter 3. Room 401 at 12:30 or as soon as we break for lunch.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Oliver.

Mr. OLIVER. Thank you, Mr. Speaker.

Immediately upon the break for lunch, there will be a meeting of the State Government Committee in room B-11.

STATEMENT BY MR. NOYE

The SPEAKER. The Chair recognizes the gentleman from Perry, Mr. Noye.

Mr. NOYE. Mr. Speaker, I am about to introduce a resolution today that may be of interest to a lot of the members of this House who are concerned about either the question of asbestos in our schools and public buildings or those who may have contractors in their area who are involved in the work of asbestos removal.

A problem is developing in this State—and this is particularly of keen interest, I know, to legislators from Allegheny and Philadelphia Counties—among contractors who are in the business of asbestos removal in finding liability coverage on their employees. One such contractor in my area was paying \$2,000 a year for his premium for liability coverage. When it came time to renew his policy, the insurance company would not do so. He then sought to find other coverage and could not find it. Finally, the lowest quote he received was a premium of \$100,000. He was being faced with the question of going and approaching the Lloyds of London company for insurance coverage. He finally found coverage at around \$13,000 a year, but that will only be for 1 year and there is no guarantee it will be renewed.

Today I am going to introduce, along with a number of members of the House and any of you who would like to cosponsor this, a resolution calling on the Insurance Department of Pennsylvania to look into the rising costs of this kind of insurance coverage and to take whatever steps are necessary to guarantee that our contractors who are involved in asbestos removal can get some kind of liability coverage. This

would mean maybe the establishment of a high risk pool, such as what we have for automobile insurance, or whatever. But I am asking the Insurance Department to step in here, look into the problem, and try to come up with some kind of solution to a problem that all of us are going to face in Pennsylvania.

I welcome any other cosponsors. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

REMARKS ON VOTES

The SPEAKER. For what purpose does the gentleman from Luzerne, Mr. Blaum, rise?

Mr. BLAUM. Thank you, Mr. Speaker.

Mr. Speaker, I just want to say that my voting switch malfunctioned on amendment 1527 to HB 2051. I would like to be recorded in the affirmative.

The SPEAKER. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Clarion, Mr. Wright.

Mr. D. R. WRIGHT. Mr. Speaker, on amendment 1419 to HB 2051, I was not recorded. I wish to be recorded in the affirmative.

The SPEAKER. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Berks, Mr. Caltagirone.

Mr. CALTAGIRONE. Mr. Speaker, I was recorded in error on HB 923 on May 1, 1984. I would like the record to show that I would like to be recorded in the affirmative. Thank you.

The SPEAKER. The gentleman's remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mrs. ARTY offered the following amendment No. A1424:

Amend Sec. 218, page 128, line 13, by striking out all of said line and inserting

State appropriation.....	2,000,000
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On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the lady from Delaware, Mrs. Arty.

Mrs. ARTY. Mr. Speaker, I seek in my amendment, A1424, an increase in the State appropriation to the domestic violence and rape crisis centers, to be divided between and spread among the Commonwealth, and for that appropriation from State dollars to be \$2 million.

I would like support for the amendment.

The SPEAKER. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—187

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

NAYS—2

Afflerbach Alderette

NOT VOTING—10

Beloff	McIntyre	Robbins	Truman
Cohen	Manderino	Spencer	Williams
Levin	Pievsky		

EXCUSED—4

Kowalyshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. CESSAR offered the following amendment No. A1438:

Amend Sec. 222, page 135, line 25, by striking out all of said line and inserting

State appropriation..... 58,534,000

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

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

Mr. CESSAR. Thank you, Mr. Speaker.

This amendment restores \$2,631,000 to the State Police budget which had been originally requested by the Governor. If these funds are not restored, Mr. Speaker, the State Police will be unable to train 160 police cadets, fill 40 civilian vacancies, upgrade the crime lab, maintain a computer law enforcement network, and repair facilities to provide for a handicap access. I urge an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—179

Alderette	Evans	Livengood	Saloom
Angstadt	Fargo	Lucyk	Salvatore
Armstrong	Fee	McCall	Saurman
Arty	Fischer	McClatchy	Scheetz
Baldwin	Flick	McHale	Schuler
Barber	Foster, W. W.	McMonagle	Semmel
Battisto	Foster, Jr., A.	Mackowski	Serafini
Belardi	Freeman	Madigan	Seventy
Belfanti	Freind	Maiale	Showers
Blaum	Gallagher	Manmiller	Sirianni
Book	Gallen	Markosek	Smith, B.
Bowser	Gamble	Mayernik	Smith, L. E.
Boyes	Gannon	Merry	Snyder, D. W.
Brandt	Geist	Michlovic	Spencer
Broujos	George	Micozzie	Spitz
Bunt	Gladeck	Miller	Stairs
Burd	Godshall	Miscevich	Steighner
Burns	Greenwood	Moehlmann	Stevens
Caltagirone	Grieco	Morris	Stewart
Cappabianca	Gruitza	Mowery	Stuban
Cawley	Gruppo	Mrkonic	Sweet
Cessar	Hagarty	Nahill	Swift
Cimini	Harper	Noye	Taylor, E. Z.
Civera	Hasay	O'Brien	Taylor, F. E.
Clark	Hayes	Olasz	Telek
Clymer	Herman	Olive	Tigue
Cohen	Hershey	Perzel	Truman
Colafella	Hoeffel	Peterson	Vroon
Cole	Honaman	Petrarca	Wachob
Cordisco	Hutchinson	Petrone	Wambach
Cornell	Itkin	Phillips	Wargo
Coslett	Jackson	Piccola	Wass
Cowell	Jarolin	Pistella	Weston
Coy	Johnson	Pitts	Wiggins
Deluca	Kasunic	Pott	Williams
DeVerter	Kennedy	Pratt	Wilson
DeWeese	Klingaman	Punt	Wogan
Daley	Kosinski	Rappaport	Wozniak
Davies	Kukovich	Reber	Wright, D. R.
Dawida	Lashingier	Reinard	Wright, J. L.
Dietz	Laughlin	Rieger	Wright, R. C.
Dininni	Lehr	Robbins	Zwinkl
Dombrowski	Lescovitz	Rudy	
Donatucci	Letterman	Ryan	Irvis,

Dorr Durham	Levi	Rybak	Speaker
NAYS—9			
Afflerbach Duffy Fryer	Haluska Lloyd	Manderino Pievsky	Preston Van Horne
NOT VOTING—11			
Beloff Carn Deal	Fattah Levin Linton	McIntyre Murphy O'Donnell	Richardson Snyder, G. M.
EXCUSED—4			
Kowalyszyn	McVerry	Marmion	Trello

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

REMARKS ON VOTE

The SPEAKER. For what purpose does the gentleman from Philadelphia, Mr. Richardson, rise?

Mr. RICHARDSON. Mr. Speaker, I would like to be recorded in the affirmative on the Cessar amendment, A1438 to HB 2051.

The SPEAKER. The gentleman's remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Miss SIRIANNI offered the following amendment No. A1417:

Amend Sec. 228, page 140, by inserting between lines 24 and 25

For payment into the restricted receipt account with the Milk Marketing Fund known as "Underpayment to Dairy Farmers."

State appropriation..... 2,745,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the lady from Susquehanna, Miss Sirianni.

Miss SIRIANNI. Mr. Speaker, the amendment gives the money for the payment into the restricted receipt account with the Milk Marketing Fund known as Underpayment to Dairy Farmers.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—173

Angstadt	Evans	Levi	Salvatore
Armstrong	Fargo	Livengood	Saurman
Arty	Fee	Lloyd	Schuler
Baldwin	Fischer	Lucyk	Semmel
Barber	Flick	McCall	Serafini
Battisto	Foster, W. W.	McClatchy	Seventy
Belardi	Foster, Jr., A.	Mackowski	Showers

Belfanti	Freeman	Madigan	Sirianni
Blaum	Freind	Manmiller	Smith, B.
Book	Fryer	Markosek	Smith, L. E.
Bowser	Gallagher	Mayernik	Snyder, D. W.
Boyes	Gallen	Merry	Snyder, G. M.
Brandt	Gamble	Micozzie	Spencer
Bunt	Gannon	Miller	Spitz
Burd	Geist	Moehlmann	Stairs
Burns	George	Morris	Steighner
Caltagirone	Gladeck	Mowery	Stevens
Cappabianca	Godshall	Mrkonic	Stewart
Cawley	Greenwood	Nahill	Stuban
Cessar	Grieco	Noye	Sweet
Cimini	Gruppo	O'Brien	Swift
Civera	Hagarty	Olasz	Taylor, E. Z.
Clark	Hafuska	Oliver	Taylor, F. E.
Clymer	Harper	Perzel	Telek
Cohen	Hasay	Peterson	Tigue
Colafella	Hayes	Petrarca	Truman
Cole	Herman	Petrone	Vroon
Cordisco	Hershey	Phillips	Wachob
Cornell	Hoeffel	Piccola	Wambach
Coslett	Honaman	Pistella	Wargo
Coy	Hutchinson	Pitts	Wass
Deluca	Itkin	Pott	Weston
DeVerter	Jackson	Pratt	Wiggins
DeWeese	Jarolin	Punt	Williams
Daley	Johnson	Rappaport	Wilson
Davies	Kasunic	Reber	Wogan
Deal	Kennedy	Reinard	Wright, D. R.
Dietz	Klingaman	Richardson	Wright, J. L.
Dininni	Kosinski	Rieger	Wright, R. C.
Dombrowski	Lashinger	Robbins	Zwilk
Donatucci	Laughlin	Rudy	
Dorr	Lehr	Ryan	Irvis,
Duffy	Lescovitz	Rybak	Speaker
Durham	Letterman	Saloom	

NAYS—16

Afflerbach	Dawida	Manderino	Pievsky
Alderette	Gruitza	Michlovic	Preston
Broujos	Kukovich	Miscevich	Van Horne
Cowell	McHale	Murphy	Wozniak

NOT VOTING—10

Beloff	Levin	McMonagle	O'Donnell
Carn	Linton	Maiale	Scheetz
Fattah	McIntyre		

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. D. W. SNYDER offered the following amendment No. A1416:

Amend Sec. 230, page 141, line 15, by striking out all of said line and inserting

State appropriation..... 2,467,000

On the question,

Will the House agree to the amendment?

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

Mr. D. W. SNYDER. Thank you, Mr. Speaker.

Amendment No. 1416 restores to the level proposed in the Governor's budget - \$2,467,000 - the appropriation for the continued operation of the Pennsylvania Public Television Network. This network serves as a coordinating function for the independent noncommercial public television stations. Substantial savings can result due to the fact that the tasks of the network are coordinated rather than having each station do their own programming and transmittal. I ask for support of this amendment.

The SPEAKER. On the Snyder amendment, the Chair recognizes the gentleman from Mercer, Mr. Gruitza.

Mr. GRUITZA. Thank you, Mr. Speaker.

I would just like to make a point on this, that there are parts of Pennsylvania that are not being given the benefit of this program.

I do not think the members here are aware of this fact, but in my district we have a cable network that is plugged into the entire Shenango Valley. Due to the regulations of the FCC (Federal Communications Commission), we are no longer able to get the channel out of Pittsburgh because we have to be plugged into Ohio. I always enjoyed being able to watch "The People's Business" and different programming through Pennsylvania, but I guess now the Shenango Valley has been totally disenfranchised from Pennsylvania thanks to our friends in Washington. I just wanted to make that point. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—182

Angstadt	Fargo	Lucyk	Salvatore
Armstrong	Fee	McCall	Saurman
Arty	Fischer	McClatchy	Scheetz
Baldwin	Flick	McHale	Schuler
Barber	Foster, W. W.	McMonagle	Semmel
Battisto	Foster, Jr., A.	Mackowski	Serafini
Belardi	Freeman	Madigan	Seventy
Belfanti	Freind	Manmiller	Showers
Blaum	Fryer	Markosek	Sirianni
Book	Gallagher	Mayernik	Smith, B.
Bowser	Gallen	Merry	Smith, L. E.
Boyes	Gamble	Michlovic	Snyder, D. W.
Brandt	Gannon	Micozzie	Snyder, G. M.
Broujos	Geist	Miller	Spencer
Bunt	George	Miscevich	Spitz
Burd	Gladeck	Moehlmann	Stairs
Burns	Godshall	Mowery	Steighner
Caltagirone	Greenwood	Mrkonic	Stevens
Cappabianca	Grieco	Murphy	Stewart
Cawley	Gruitza	Nahill	Stuban
Cimini	Gruppo	Noye	Sweet
Civera	Hagarty	O'Brien	Swift
Clark	Haluska	O'Donnell	Taylor, E. Z.
Clymer	Hasay	Olasz	Taylor, F. E.
Cohen	Hayes	Oliver	Telek
Colafella	Herman	Perzel	Tigue
Cole	Hershey	Peterson	Truman
Cordisco	Hoeffel	Petrarca	Van Horne
Cornell	Honaman	Petrone	Vroon
Coslett	Hutchinson	Phillips	Wachob
Cowell	Itkin	Piccola	Wambach
Coy	Jackson	Pistella	Wargo
Deluca	Jarolin	Pitts	Wass

DeVerter	Johnson	Pott	Weston
DeWeese	Kasunic	Pratt	Wiggins
Daley	Kennedy	Preston	Williams
Davies	Klingaman	Punt	Wilson
Dawida	Kosinski	Rappaport	Wogan
Dietz	Kukovich	Reber	Wozniak
Dininni	Lashinger	Reinard	Wright, D. R.
Dombrowski	Laughlin	Rieger	Wright, J. L.
Donatucci	Lehr	Robbins	Wright, R. C.
Dorr	Lescovitz	Rudy	Zwilk
Duffy	Letterman	Ryan	
Durham	Levi	Rybak	Irvis,
Evans	Livengood	Saloom	Speaker

NAYS—6

Afflerbach	Lloyd	Morris	Pievsky
Alderette	Manderino		

NOT VOTING—11

Beloff	Deal	Levin	Maiale
Carn	Fattah	Linton	Richardson
Cessar	Harper	McIntyre	

EXCUSED—4

Kowalyshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. D. W. SNYDER offered the following amendment No. A1415:

Amend Sec. 230, page 141, line 25, by striking out all of said line and inserting
State appropriation..... 3,022,000

On the question,

Will the House agree to the amendment?

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

Mr. D. W. SNYDER. Mr. Speaker, this again restores to the level proposed by the Governor in his budget to the Pennsylvania Public Television Network. The line item is increased to \$3,022,000 for the acquisition of nationally renowned programs such as "National Geographic," the MacNeil-Lehrer report, "Masterpiece Theatre," and other children's programming.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—181

Angstadt	Fargo	Lucyk	Saloom
Armstrong	Fee	McCall	Salvatore
Arty	Fischer	McClatchy	Saurman
Baldwin	Flick	McHale	Scheetz
Barber	Foster, W. W.	McMonagle	Schuler
Battisto	Foster, Jr., A.	Mackowski	Semmel
Belardi	Freeman	Madigan	Serafini
Belfanti	Freind	Maiale	Showers
Blaum	Gallagher	Manmiller	Sirianni
Book	Gallen	Markosek	Smith, B.
Bowser	Gamble	Mayernik	Smith, L. E.
Boyes	Gannon	Merry	Snyder, D. W.
Brandt	Geist	Michlovic	Snyder, G. M.

Bunt	George	Micozzie	Spencer
Burd	Gladeck	Miller	Spitz
Burns	Godshall	Miscevich	Stairs
Caltagirone	Greenwood	Moehlmann	Steighner
Cappabianca	Grieco	Mowery	Stevens
Cawley	Gruitza	Mrkonic	Stewart
Cessar	Gruppo	Murphy	Stuban
Cimini	Hagarty	Nahill	Sweet
Civera	Harper	Noye	Swift
Clark	Hasay	O'Brien	Taylor, E. Z.
Clymer	Hayes	O'Donnell	Taylor, F. E.
Cohen	Herman	Olasz	Telek
Colafella	Hershey	Oliver	Tigue
Cole	Hoeffel	Perzel	Truman
Cordisco	Honaman	Peterson	Van Horne
Cornell	Hutchinson	Petrarca	Vroon
Coslett	Itkin	Petrone	Wachob
Cowell	Jackson	Phillips	Wambach
Coy	Jarolin	Piccola	Wargo
Deluca	Johnson	Pistella	Wass
DeVerter	Kasunic	Pitts	Weston
DeWeese	Kennedy	Pott	Wiggins
Daley	Klingaman	Pratt	Williams
Davies	Kosinski	Preston	Wilson
Dawida	Kukovich	Punt	Wogan
Dietz	Lashingner	Rappaport	Wright, D. R.
Dininni	Laughlin	Reber	Wright, J. L.
Dombrowski	Lehr	Reinard	Wright, R. C.
Donatucci	Lescovitz	Richardson	Zwinkl
Dorr	Letterman	Rieger	
Duffy	Levi	Robbins	Irvis,
Durham	Levin	Rudy	Speaker
Evans	Livengood	Ryan	

NAYS—12

Afflerbach	Fryer	Manderino	Rybak
Alderette	Haluska	Morris	Seventy
Broujos	Lloyd	Pievsky	Wozniak

NOT VOTING—6

Beloff	Deal	Linton	McIntyre
Carn	Fattah		

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. G. M. SNYDER offered the following amendment No. A1439:

Amend Sec. 234, page 142, line 28, by striking out all of said line and inserting

State appropriation..... 2,178,000

On the question,

Will the House agree to the amendment?

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

Mr. G. M. SNYDER. Thank you, Mr. Speaker.

This amendment would restore \$113,000 to the budget of the Pennsylvania Crime Commission. I am offering this amendment because I believe the mission of the Pennsylvania Crime Commission is an important one. As we know, that mission is to investigate both organized crime and public cor-

ruption in Pennsylvania. I think the commission has been doing the job. I think it is an important tool in our fight against crime here in Pennsylvania.

I would like to make one further point; that is, organized crime is the prime mover behind the illegal drug trade in Pennsylvania as well as across the rest of the United States. Illicit drugs destroy thousands of Pennsylvania's youth every year. I think it is important that we give the Pennsylvania Crime Commission the go-ahead to continue its investigation and reporting on both organized crime and on public corruption.

Thank you. I ask for your support.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—170

Angstadt	Fargo	Livengood	Salvatore
Armstrong	Fee	Lloyd	Saurman
Arty	Fischer	Lucyk	Scheetz
Baldwin	Flick	McCall	Schuler
Barber	Foster, W. W.	McClatchy	Semmel
Battisto	Foster, Jr., A.	McHale	Serafini
Belardi	Freeman	McMonagle	Seventy
Belfanti	Freind	Mackowski	Showers
Blaum	Gallagher	Madigan	Sirianni
Book	Gallen	Manmiller	Smith, B.
Bowser	Gamble	Markosek	Smith, L. E.
Boyes	Gannon	Mayernik	Snyder, D. W.
Brandt	Geist	Merry	Snyder, G. M.
Bunt	George	Micozzie	Spencer
Burd	Gladeck	Miller	Spitz
Burns	Godshall	Miscevich	Stairs
Caltagirone	Greenwood	Moehlmann	Steighner
Cappabianca	Grieco	Morris	Stevens
Cawley	Gruppo	Mowery	Stewart
Cessar	Hagarty	Mrkonic	Stuban
Cimini	Haluska	Murphy	Swift
Civera	Harper	Nahill	Taylor, E. Z.
Clymer	Hasay	Noye	Taylor, F. E.
Cohen	Hayes	O'Brien	Telek
Colafella	Herman	O'Donnell	Truman
Cole	Hershey	Olasz	Vroon
Cornell	Hoeffel	Oliver	Wachob
Coslett	Honaman	Perzel	Wambach
Coy	Hutchinson	Peterson	Wargo
Deluca	Itkin	Petrone	Wass
DeVerter	Jackson	Phillips	Weston
DeWeese	Jarolin	Piccola	Wiggins
Daley	Johnson	Pistella	Williams
Davies	Kasunic	Pitts	Wilson
Dawida	Kennedy	Pott	Wogan
Dietz	Klingaman	Punt	Wozniak
Dininni	Kosinski	Reber	Wright, D. R.
Dombrowski	Lashingner	Reinard	Wright, J. L.
Donatucci	Laughlin	Rieger	Wright, R. C.
Dorr	Lehr	Robbins	Zwinkl
Duffy	Lescovitz	Rudy	
Durham	Letterman	Ryan	Irvis,
Evans	Levi	Saloom	Speaker

NAYS—20

Afflerbach	Deal	Petrarca	Richardson
Alderette	Fryer	Pievsky	Rybak
Broujos	Gruitza	Pratt	Sweet
Clark	Kukovich	Preston	Tigue
Cowell	Manderino	Rappaport	Van Horne

NOT VOTING—9

Beloff	Fattah	Linton	Maiale
Carn	Levin	McIntyre	Michlovic
Cordisco			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. GREENWOOD offered the following amendment No. A1550:

Amend Sec. 281, page 173, by inserting between lines 16 and 17

The Administrative Office shall develop and implement procedures to insure that budget requests relating to chamber facilities for judges and their personal staff are reasonable. The Administrative Office shall establish criteria to define the reasonable needs of judges for facilities.

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Greenwood.

Mr. GREENWOOD. Thank you, Mr. Speaker.

The appellate court judges in Pennsylvania are permitted to establish home offices. The way they are reimbursed for those offices is basically, right now, that we give them a blank check. The Supreme Court justices can go out and rent an office at whatever price they want. The counties then reimburse them 100 percent, and we, the Commonwealth, reimburse the counties 100 percent in turn. What that has resulted in is a blank check.

Recently, one of our more newly elected Supreme Court justices was questioned as to why he was spending \$93,000 a year to rent an office. It was suggested that maybe we in the legislature ought to do something about that. His response was, the legislature cannot pass a law to tell the courts what to do; we are the law as far as our own case is concerned. I disagree with that assessment. I think that since it is our job to raise the revenue, it is our job to put some reasonable limitations on the expenses of the judiciary.

This amendment is the first of three I will offer in sequence. What this does is it requires the Administrative Office of the Supreme Court to develop and implement procedures to insure that budget requests relating to chamber facilities for judges and their personal staff are reasonable. The Administrative Office shall establish criteria to define the reasonable needs of judges for their facilities. I would request your support in this amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—182

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

NAYS—4

Dawida	Manderino	Pievsky	Van Horne
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NOT VOTING—13

Beloff	Fargo	Linton	Truman
Carn	Fattah	McIntyre	Williams
Colafella	Levin	Richardson	Wogan
Deal			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. GREENWOOD offered the following amendment No. A1549:

YEAS—184

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

NAYS—4

Afflerbach	Itkin	Manderino	Pievsky
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NOT VOTING—11

Beloff	Kukovich	Maiale	Truman
Carn	Levin	Mayernik	Williams
Evans	McIntyre	Tigue	

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

The SPEAKER. That completes the first packet of amendments. We have gone through 72 pages of amendments, and we are going to try and break that record this afternoon.

REMARKS ON VOTE

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

Mr. G. M. SNYDER. Mr. Speaker, on Mr. Cessar's amendment, A1438 to HB 2051, my name is also on that amendment. I was in my seat. I voted. For some reason I was not recorded. May I be recorded in the affirmative, please?

The SPEAKER. The gentleman's remarks will be spread upon the record.

RECESS

The SPEAKER. The House will stand in recess until 20 minutes of 2 - 1:40 p.m.

AFTER RECESS

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

SENATE MESSAGE

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned HB 1395, PN 2865; and HB 1887, PN 2866, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that the following bills be lifted from the tabled calendar and placed on the active calendar:

- HB 1173;
- HB 1776;
- HB 1931;
- HB 2007; and
- SB 672.

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

CONSIDERATION OF HB 2051 RESUMED

On the question recurring, Will the House agree to the bill on third consideration as amended?

Mr. HOEFFEL offered the following amendments No. A1613:

Amend Table of Contents, page 3, by inserting between lines 8 and 9

Section 235. Pennsylvania Housing Finance Agency.

Amend Sec. 211, page 59, by inserting between lines 21 and 22 For payment for early intervention programs for handicapped children.

State appropriation..... 10,500,000

Amend Sec. 218, page 105, by inserting between lines 27 and 28

For payment for attendant care services for physically handicapped adults.

State appropriation..... 5,000,000

Amend Sec. 218, page 111, by inserting between lines 25 and 26

For the payment for services for the visually handicapped.

State appropriation..... 8,000,000

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

(1) "Rehabilitation Services and Facilities for the Blind - Basic Support."

Federal appropriation..... 5,344,000

(2) "Vocational Rehabilitation Services for Social Security Disability Beneficiaries."

Federal appropriation..... 130,000

(3) "Vocational Rehabilitation Services for Supplemental Security Income Recipients."

Federal appropriation..... 145,000

Amend Sec. 218, page 124, by inserting between lines 13 and 14

For payment for early intervention services for the mentally retarded.

State appropriation..... 14,500,000

Amend Bill, page 143, by inserting between lines 16 and 17

Section 235. Pennsylvania Housing Finance Agency.—The following amounts are appropriated to the Pennsylvania Housing Finance Agency:

Federal State

For transfer to the Homeowner's Emergency Mortgage Assistance Fund. These funds are to be repaid to the General Fund from the Homeowner's Emergency Mortgage Assistance Fund as the loans made with these funds are repaid by the assisted homeowners.

State appropriation..... 23,750,000

For transfer to the Pennsylvania Housing Finance Agency to cover administrative costs of the Homeowner's Emergency Mortgage Assistance Program.

State appropriation..... 2,000,000

Amend Sec. 302, page 183, lines 2 through 9, by striking out all of said lines

Amend Sec. 303, page 183, lines 18 through 30; page 184, lines 1 through 10, by striking out all of said lines on said pages

Amend Bill, page 184, lines 23 through 30; page 185, lines 1 through 18, by striking out all of said lines on said pages

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

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Hoeffel.

Mr. HOEFFEL. Thank you, Mr. Speaker.

This amendment, Mr. Speaker, would block the use of lottery funds to pay for programs that do not benefit senior citizens. In February, Governor Thornburgh recommended the use of \$62 million for five programs to benefit disabled people in this Commonwealth and those in need of mortgage assistance. This budget maintains that suggested use of \$62 million for programs that will not benefit seniors. I disagree with that. I think we should not do that, and this amendment would transfer that spending back into the General Fund where I believe it belongs. Those five programs are all worthwhile. If we support them, they should be supported from the General Fund and not the Lottery Fund.

I think first that we have an obligation, a social contract, if you will, with senior citizens in this State to whom we have promised that the Lottery Fund will remain reserved for the use of their programs and their programs alone. I do not think we should break that social contract.

Secondly, I believe we will create a monstrous precedent if we begin funding specific programs for people who are not elderly from the lottery program. We cannot, as we all know, meet all of the needs of senior citizens from the State lottery program to begin with. If we now cut more people into the action, no matter how worthwhile those programs are, if we bring in disabled groups, handicapped groups, people who need mortgage assistance and so forth, we will be besieged every budget year by more and more groups wanting more and more of the Lottery Fund to support their program. I think we are creating a monster if we do that.

I believe we should approve this amendment that would keep those funds earmarked for senior citizens, transfer these five programs to the General Fund where a third of the money already exists. Twenty-two million dollars of the \$62 million at stake is already in this year's General Fund. I believe it should stay there and that we should deal with the additional \$40 million of spending in the General Fund. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Does the majority leader wish to be recognized on this amendment? We are on amendment A1613.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I would like to elicit some information from the sponsor of the amendment.

The SPEAKER. Mr. Hoeffel indicates he will stand for interrogation. The majority leader is in order and may proceed.

Mr. MANDERINO. Mr. Speaker, it is my understanding the gist of your amendment is to take certain items from the manner in which HB 2051 proposes funding by the lottery and to have certain programs removed from funding from the lottery. Is that correct?

Mr. HOEFFEL. Yes, to transfer those programs to the General Fund.

Mr. MANDERINO. And you are transferring them to the General Fund. Does the list of things that you want transferred include the mortgage foreclosure prevention moneys?

Mr. HOEFFEL. Yes, it does.

Mr. MANDERINO. Okay. And including the mortgage foreclosure prevention moneys, you are talking about transferring from the lottery some \$67 million, including the \$25 million?

Mr. HOEFFEL. Yes, sir. Sixty two-million.

Mr. MANDERINO. Sixty-two, including—

Mr. HOEFFEL. Including the \$25 million or \$26 million for mortgage foreclosure relief, two early intervention programs for preschoolers, attendant care for the physically disabled, and a program for the visually disabled.

Mr. MANDERINO. All right. Thank you.

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, the tack that the gentleman, Mr. Hoefel, and I am sure the tack that many of the members of the Assembly might want to take on this stems from a belief that the lottery funds—

Mr. RYAN. Mr. Speaker?

The SPEAKER. Will the gentleman yield?

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, Mr. Manderino does not need my help, I know that, but I believe I know what he is going to tell the House, and I think it is important that the House listen to him.

The SPEAKER. The Chair agrees.

Mr. RYAN. And I would appreciate that the House pay attention to his remarks.

The SPEAKER. The Chair absolutely agrees with Mr. Ryan and Mr. Manderino and, I am sure, Mr. Hoefel. This amendment is far from routine. It may actually go to the heart of this year's budget, and it is only fair that it be given attention, and those members who still are in their offices, the Chair would urge them to be present on the floor where they belong.

The Chair apologizes to the majority leader. He may continue.

Mr. MANDERINO. Mr. Speaker, I am sure that the tack that many of the members would have us take stems from the belief that the lottery proceeds and moneys available from Pennsylvania's very successful State lottery have been dedicated to senior citizens, and senior citizens exclusively. This just is not the case.

I happened to be in the Assembly when the first senior citizen program was enacted in the Commonwealth, and what was enacted was a tax rebate program. That was the very first program that was enacted under the lottery, and a gentleman who served from Allegheny County by the name of Bernard Novak—I do not know whether any of you remember—Bernard Novak placed an amendment to the senior citizen tax rebate law which allowed reimbursement to be made to persons who were disabled and widows over the age of 50. Widows over the age of 50 and disabled persons were to get a tax rebate. That amendment passed and has been in the law

ever since. That amendment took 24 percent of the moneys that were being distributed under the tax rebate program and gave it to disabled and gave it to nonsenior citizens. Since that time, the priorities of the General Assembly have been such that in some other programs we have likewise allowed other than senior citizens to enjoy the programs that we have enacted.

With all of the proposed expenditures from the Lottery Fund, if we would allow those programs that Mr. Hoefel wants to transfer to the General Fund, if we would allow every one of those programs to be funded from the lottery as HB 2051 proposes, the original 24 percent that was going to nonseniors would be way down to less than 10 percent going to nonseniors, even with every one of those programs funded out of the lottery, and I do not think one of the major programs should be considered being funded out of the lottery, because that is not the proposal that we make in HB 2051. We are proposing that \$25 million of the \$62 million is a loan from the Lottery Fund.

The mortgage foreclosure prevention moneys will not detract from programs that could be put into effect for senior citizens. The law requires, the first law that we passed on the lottery, we required that a reserve be built up and maintained at 20 percent of the expenditures that are made from the fund. That is still the law today, and there is a 20-percent reserve, and in the next fiscal year that 20-percent reserve, because the expenditures now are well above \$500 million from the Lottery Fund, that reserve is in excess of \$100 million that we cannot use for program. We are not permitted to use it for program under the law that we passed, and the suggestion made in HB 2051 is that we have another priority in the Commonwealth. We have a priority of preventing mortgage foreclosures for persons who are out of work through no fault of their own, and we have a program that we have passed to prevent that foreclosure by making loans against the equity that people have in their homes, in their residences, and we expect that that money will be paid back.

The program of mortgage foreclosure prevention that was in effect through the Great Depression did turn a profit. It was not a loss. All of the moneys were paid back. People pay the money back somehow, when we are talking about their personal residences. The absolute failures to pay back are at such a minimal amount that the fund still was able to make a profit, and we would expect, and I think reasonably expect, that the mortgage foreclosure prevention borrowing that we want to have from the lottery would be paid back, as history has shown these programs do turn into the black—at least they did in Pennsylvania.

So I would like to make the point— And I am not sure whether this can carry or cannot carry. I am not sure whether Mr. Hoefel will be successful or will not be successful. I would hope, though, that everyone understands clearly that we are not doing something new. We are not going into the Lottery Fund for the kinds of programs that we have never gone into before. The only kinds of programs that the Lottery Fund will be funding if HB 2051 passes without the Hoefel

amendment are the present programs plus additional programs for the blind and the disabled. And we are already funding the disabled, and we were funding in the very first program the disabled. We were spending on the disabled and the widows 24 percent of the moneys in the first program, and even with this addition we will be less than 10 percent of the moneys in the entire fund going to other than senior citizen and senior citizen programs. We have kept our pledge, even with HB 2051, to the senior citizens. We have substantially, overwhelmingly created programs from the lottery to benefit the senior citizens. It never was meant to exclusively benefit them.

Pennsylvania does well in its treatment of its seniors. We are first in the Nation, because of our very successful lottery, on what we are able to do for senior citizens. Per capita, we are expending about \$175 per capita per senior citizen in Pennsylvania. The nearest competitor in the States of the Union, the nearest competitor is the State of New Jersey, and they expend about \$75. We are better than double in our programs to senior citizens. And the third, or a very large State with senior citizens, the State of Florida, as a comparison, expends \$30 per capita.

I say we are keeping our commitment; we are not raiding the Lottery Fund. The percentage of nonsenior money being spent from the Lottery Fund is a lot less, less than half that it was in the first program. A large portion of it, the \$25 million for mortgage foreclosure prevention, should not even be considered an expenditure from the fund because it is a loan from the fund; it is a loan from the reserve. It cannot hurt program. It will be using money that would not be available for program, and, Mr. Speaker, I cannot urge members of this Assembly more strongly than I am attempting to urge them to defeat the Hoeffel amendment and allow HB 2051, in the areas that the Hoeffel amendment speaks to, stand as they were written. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the majority leader.

The Chair recognizes the minority leader, on the Hoeffel amendment.

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, as the afternoon session began, I asked the Chair to get the attention of the House so that the House might listen to the remarks of the gentleman, Mr. Manderino. I had talked to Mr. Manderino earlier today and did know the substance of his remarks. I did not know, of course, how well delivered they would be, and of course, they were, as we all recognize, very well delivered.

I think the gentleman's remarks should be taken to heart. I would also suggest that the members remind themselves again of the remarks of the Speaker, when the Chair was attempting to get order in this House. Those remarks, paraphrasing them, were substantially to the effect that this amendment could very well decide which way this budget session is going to go. I think that is how important it is.

We have, for the past 2 days, been handling a number of amendments. I think many of them were handled in a very casual fashion. Many of us voted for amendments that were

the pet projects of some of our fellow members, regardless of party—all of us, I think, recognizing that there will be further adjustments to this bill after it gets out of the House chamber.

The problem with the Hoeffel amendment, however, I think goes deeper than that. I think this is one where it is time to bite the bullet on the 1984-85 budget. This really goes to the heart of this budget year. This goes to the difference between passing a budget in a timely fashion, in a sensible manner, and passing a budget if an amendment like this would stay in throughout the budget process. If this amendment would stay in, two things could happen: one, we could not resolve the budgetary differences between the budget as we would pass it and the revenue estimates; or we could be here for a very, very long time attempting to resolve it.

The only thing I could add to what Mr. Manderino said was that in reviewing some of the items that Mr. Hoeffel would have removed from the Lottery Fund over to the General Fund, Mr. Manderino neglected to point out to the members that of the participants in this program for the blind, I am advised that some 65 or 75 percent of those recipients indeed are senior citizens in the age category that we have described as senior citizens. So I, too, would join with the gentleman, Mr. Manderino, and ask that the Hoeffel amendment be defeated. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Blair, Mr. Johnson.

Mr. JOHNSON. Thank you, Mr. Speaker.

I lack the eloquence of the gentleman, Mr. Fryer, who spoke so clearly yesterday on one of his amendments. I do not have the ability to ski; my wife does not own a fancy car. Because I am a senior citizen, I would not attempt to go down a ski slope, but I would say as a senior citizen, I share the convictions of Mr. Hoeffel, and I would urge support for this amendment.

Today we see a great surplus in the Lottery Fund. But I would remind you, there was a day when in Washington, D.C., we saw a big surplus in the Social Security Fund. Today we do not have that surplus in the Social Security Fund. So I would respectfully urge support for this amendment. Thank you, sir.

The SPEAKER. The Chair thanks the senior citizen. The Chair is rapidly arriving at the same position, especially as the debate goes on.

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

Mr. D. W. SNYDER. Thank you, Mr. Speaker.

This is the amendment that I referred to earlier when I had a similar amendment entered for introduction.

Mr. Speaker, I certainly do not have the eloquence of both the majority and minority leaders in trying to address this chamber. Nor will I have, perhaps, even the opportunity or the ability to address the same type of speech to my senior citizens back in the legislative district.

We are looking at a budget that is increasing spending by over \$517 million from last year. The message that the senior

citizens of my legislative district are getting is that out of the \$517 million, the programs that we are putting in the lottery must not be of enough priority to be funded by the general revenue. For instance, \$22 million that was in the general revenue fund is now being transferred to the lottery, therefore making room for other new programs in the General Fund. An additional \$41 million that should be in the General Fund of course is using lottery funds again, therefore allowing new programs in the General Fund with the use of that money that should be there.

My senior citizens are concerned that those of them who are not earning less than \$9,000 if they are single or less than \$12,000 if they are married are not eligible for most of the benefits that are in the lottery. To those persons who are not eligible now for the lottery program benefits, although their need may be just as great as those with less incomes due to the fact of higher medical expenses or higher living expenses, to those people we have to say, I am sorry, there is not enough money in the lottery to provide you with additional benefits. The existing budget proposal seeks to increase the eligibility for the pharmaceutical assistance program to those levels that I have indicated, but 6 months ago when we approved that program, those amendments that would have raised the eligibility limits were defeated due to the fact that it was felt that there would not be enough money in the Lottery Fund to sustain that additional number of eligible senior citizens. Now we are saying we have enough money for all those programs, plus we have enough money to fund nonsenior citizen programs.

I do not know about each one of you, but I am going to go back to my legislative district and look the senior citizens in the eye and say, I believe we have to make this fund solvent; we have to protect the existing programs. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Westmoreland, Mr. Kukovich.

Mr. KUKOVICH. Thank you, Mr. Speaker.

I appreciate the fact that the majority leader, the minority leader, and the Governor's Office are, in their opinion, trying to act in a statesmanlike fashion to come up with a responsible budget. However, I would suggest that statesmanship has to stand the test of time, and what they are trying to do with this maneuver is very short term.

I know we do not like to talk about politics on the floor of the House, but although I agree with the statements of Mr. Manderino regarding mortgage foreclosure, that that will not affect the senior citizen program, we have got to take a look at the effect on the senior citizens of this State. And the bottom line is that even with the success of the lottery program to date, we still do not have sufficient funds to deal with all the problems of the senior citizens. If they perceive, as I submit they will, us taking from the Lottery Fund, even if it is only a loan and even if it is only from a reserve account, they are going to think what logically will be the next extension of what the General Assembly will take from that Lottery Fund.

I do not think any of us feel that the Lottery Fund is that stable over the next few years that we will be able to continue to do the best we can with that fund for our senior citizens. The Hoeffel amendment deals with that, will fund the necessary programs which we all agree have to be funded, without raising those fears, those justifiable fears, that the senior citizens would have.

For those reasons, I suggest that we vote for the Hoeffel amendment and indeed do bite the bullet, as Mr. Ryan suggests, by doing some other things, such as not going along with the corporate net income tax, dealing with other aspects of the budget, reducing other areas, which we can do in the near future so we do not have the problems of revenue shortfalls to deal with. I think we can bite the bullet; we are not doing it if we vote against this amendment. I would ask for an affirmative vote, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Salvatore.

Mr. SALVATORE. Mr. Speaker, can I interrogate the maker of the amendment?

The SPEAKER. The gentleman, Mr. Hoeffel, indicates he will stand for interrogation. The gentleman, Mr. Salvatore, is in order and he may proceed.

Mr. SALVATORE. Mr. Speaker, I just want some clarification. It looks like you are taking \$61 million and you are transferring it back to the General Fund. Is that what you are attempting to do?

Mr. HOEFFEL. That is correct.

Mr. SALVATORE. Somewhere around \$61 million?

Mr. HOEFFEL. Sixty-two million, Mr. Speaker.

Mr. SALVATORE. Sixty-two. Then what do you do with the \$140 million for the long-term nursing homes?

Mr. HOEFFEL. That is not affected by my amendment. That \$140 million of proposed lottery spending for long-term nursing care would remain as is.

Mr. SALVATORE. All right. The reason I raised that question is, in the bill you are going to increase the State appropriation on page 183 from \$140 million to \$201 million. Is that right?

Mr. HOEFFEL. No, Mr. Speaker. That is my second amendment, which I am not offering.

Mr. SALVATORE. Okay. Thank you very much. That is the only clarification I wanted.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Richardson.

Mr. RICHARDSON. Thank you very much, Mr. Speaker.

I rise to support the Hoeffel amendment, and I want to clarify a few points, at least for myself. Several senior citizens in this Commonwealth, and particularly those of us who open our mail and look at our mail and read our mail, have got to recognize that there have been thousands of letters that have been sent to us, specifically in my own legislative district. I received well over 1,000 letters from senior citizens pleading and begging that we do not touch this Lottery Fund money at

all, except for the purpose of senior citizens and other related programs that affect them.

I think that the argument that has been made by Representative Manderino, talking about the reserve, those facts are in fact very true. But I think that the basic perception for those persons who fall in the category of senior citizens is one of alarm and one of fright, one that would say to those individual persons who begin to start dipping their hands into any moneys that may be considered to be left over, considered to be in excess of, considered to be a certain ceiling on moneys, that that reserve would be there in the event there may be other programs that may be developed by this House of Representatives or by others who see it as a possibility to be able to aid and give more assistance to those senior citizens. It seems to me that the handicapped and those widows who fall into that same category are going to be protected.

I fear that it seems to me to be a ploy on behalf of this government to get away from dealing with the basic fundamental problems that we have to deal with. That is that there are many programs that in fact have been initiated as it relates to the Hoeffel amendment that says that we are now going to have to make sure that moneys are in fact placed in the General Fund specifically earmarked to pay for those programs. It seems to me that we are not willing to do that but are willing to use what we are considering to be a resource or reservoir of money left over to say that we will take that money and we will now substitute those programs that have not been able to be funded in the past to deal with that particular problem. Well, it seems to me that that is what this administration wants to do as opposed to saying, let us go out, take the moneys that we have and do something to help those who are less fortunate than us.

I think that if we begin to start messing around with the money, we are going to find ourselves in some very serious problems later on down the line. You may not see it haunt you today, but it certainly will come back to haunt us later on in the future. I think that we should very clearly make sure that moneys are placed there to take care of the mortgage foreclosure legislation that has been passed by this House but was not funded in the manner that it should have to be able to take care of those poor and distressed families that if that money is not there, we wind up in a situation in this Commonwealth where all of those mortgage foreclosures that we have on hold will in fact be lost. I do not think it is fair that our senior citizens have to bail us out for something that we should have done on our own.

Secondly, I think that other moneys that are being used in early childhood prevention and intervention is not another manner or way by which that should be left on senior citizens or the senior citizens' Lottery Fund to use as a scapegoat to get away from that issue. I think we go right after the heart of the problem, put the money in the General Fund, spend it for that, and make sure that we are in fact taking care of those youngsters, particularly those handicapped youngsters who in fact need our assistance. We have trapped ourselves time and time again by thinking that because there is an excess of

money in a particular lottery fund that has been earmarked specifically for our senior citizens, that we may be able to dip and dab here and there and it will not have any effect on senior citizens overall. I do not agree with that, and I think that the Hoeffel amendment is an attempt to at least make sure that we do not put ourselves in a bond of not responding.

Lastly, this: Senior citizens probably have one of the strongest lobbying organizational groups within this Commonwealth. They have been here on a number of occasions, and I have seen them almost single-handedly on either one bill or another come before this General Assembly and say they are interested and concerned. Let us take for an example the pharmaceutical bill dealing with their prepaid prescriptions because of the exorbitant amount of money they have to pay in order to survive. We have voted in favor of legislation to support them right away, and I think that the cry that is being made today is of a similar nature, and that is, please leave the Lottery Fund alone and let us make sure that we are taking care of those programs that do affect the poor, those who are handicapped and disadvantaged, those who are unable to fend for themselves by doing the right thing, and that is to vote for the Hoeffel amendment and not bother the senior citizen Lottery Fund that will take away programs that I believe should be funded by the General Fund. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Kosinski.

Mr. KOSINSKI. Thank you, Mr. Speaker.

I rise in support of the Hoeffel amendment.

Even though many of the programs mentioned in the budget for early intervention, the disabled, and the blind are worthy programs, I believe they should be funded out of an alternate source. The Lottery Fund should stay strictly for senior citizens. What we must face now is funding for more senior citizen programs. I would like to see extensions put on the prescription plan and the property rebate plan so middle-income senior citizens can take advantage of it. Before we start looking to raid the Lottery Fund, which we should never raid, we should take care of the programs we have in place now and let more senior citizens take advantage of these programs. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

REQUEST TO DIVIDE AMENDMENTS

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Wogan.

Mr. WOGAN. Mr. Speaker, point of order.

The SPEAKER. The gentleman will state the point of order.

Mr. WOGAN. Mr. Speaker, would the amendment be divisible?

The SPEAKER. At what point does the gentleman suggest?

Mr. WOGAN. To delete the payment for services for the visually handicapped, the State appropriation mentioned in the amount of \$8 million.

The SPEAKER. Will the gentleman explain a little more carefully where you would like to divide the amendment? The

Chair sees several possibilities. Indicate to the Chair where you would suggest the amendment be divided.

Mr. WOGAN. At the risk, Mr. Speaker, of giving an over-broad explanation, the intent of my attempt to divide the amendment would be to leave the \$8 million in HB 2051. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair is of the opinion that such a division would not be possible, the reason being that if you were to draw the line under the words "State appropriation.....8,000,000," and you would have to draw a line above it where it says, "Amend Sec. 218, page 111,...." to take that out completely, you would then leave nothing for these words to be attached to: "The following Federal augmentation amounts...." Therefore, it would not be so divisible.

Mr. WOGAN. All right. Thank you, Mr. Speaker.

I will attempt to perform the same purpose with a separate amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Lehigh, Mr. Snyder, for the second time on the Hoeffel amendment.

Mr. D. W. SNYDER. Thank you, Mr. Speaker.

After my remarks, I felt there was a need for some clarification due to the questions that were asked after I sat down.

What the Hoeffel-Snyder amendment is doing, it is transferring from the Lottery Fund those programs that are not affecting senior citizens and transferring the funding of those programs to the General Fund under the appropriate departments in which those programs are administered. We are not transferring lottery funds to the general revenue funds nor are we deleting any money from the lottery. The money that is relieved by transferring the nonsenior citizen programs to the General Fund will then permit additional moneys to stay in the Lottery Fund for necessary senior citizen programs. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. DeLUCA. Mr. Speaker, I rise in support of the Hoeffel amendment.

There was a statement that said that the State has been doing well for the senior citizens. That is true, but I think it is time that we do better.

In a packet of your amendments, there will be an amendment to increase the lottery program for eligibility for the rent rebate program. It is going to take a \$2-million expenditure, and I think that is what we should do. We should expound on the programs we have right now. We have to address the middle-class senior citizens who are getting nothing out of the program who are hurting just as much. So I rise in support and ask my colleagues to support the Hoeffel amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Montgomery, Mr. Hoeffel, for the second time on his amendment.

Mr. HOEFFEL. Thank you, Mr. Speaker.

I would first like to thank Mr. Snyder for joining me in offering this amendment, Mr. Speaker.

Let me say two things. Mr. Manderino suggested earlier that since disabled folks already qualify for lottery funding, we are not really doing anything here that is new. Well, indeed we are doing something here that is new. The difference is this:

Currently, disabled Pennsylvanians do qualify under the rebate program, but that rebate program is essentially a program for senior citizens. In fact, it is the flagship program of the programs we financed from the lottery to benefit older Pennsylvanians. It is true that widows qualify and widowers; it is true that the disabled qualify, but it is essentially a senior citizen program, designed for them.

If this bill passes as is, we will be creating lottery funding for particular, specific programs that only the disabled can qualify for - four different programs, two of which are already funded out of the General Fund in this year's current budget. We are funding two of these programs already, and this budget attempts to shift the responsibility for those programs from the General Fund to the Lottery Fund, but we would set up particular programs for the disabled. It is going to be a very difficult thing in the next budget year and the following budget year if this budget passes into law to say no to those disabled people, the visually handicapped, the physically disabled, the folks who need early intervention, to say no to them when they come in for more and more and more money because the needs are there but the Lottery Fund cannot solve all those needs.

Secondly, the minority leader suggests that this amendment, should it pass, will foul up the budget process, that it could cause a long budget debate this year. Well, do not blame me for that delay. Do not blame me for the shell game that Governor Thornburgh is trying to pull with one shell for the Lottery Fund and another shell for long-term care to be financed from the Lottery Fund and another shell for these two existing programs in the General Fund being transferred over to the lottery, for the mortgage foreclosure program coming out of the lottery, for the cut he wants in business taxes. Do not blame me for all that shell game. All I am saying is, let us stop the shell game. Let us vote for the status quo. Let us not create new programs for people who are not elderly financed by the lottery program. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Montgomery, Mr. McClatchy.

Mr. McCLATCHY. Mr. Speaker, would Mr. Hoeffel consent to interrogation?

The SPEAKER. The gentleman indicates he will so consent. The gentleman, Mr. McClatchy, is in order and may proceed.

Mr. McCLATCHY. Mr. Speaker, I understand your argument about taking— My accountant next to me here comes up to \$63,750,000, but I will not quibble. It is somewhere over a \$60-million figure. How do you propose that we are going to

pay for the \$60-million figure out of our General Fund this year?

Mr. HOEFFEL. Well, \$22 million of it is already in the General Fund. That is not new spending in any way, shape, or form. That is the program for early intervention for the mentally retarded and the program for the visually handicapped. Most of those two programs, as recommended by the Governor, are already in the General Fund; the vast majority of that \$22 million is already there. That leaves \$40 million. Well, \$25 million of that goes to the mortgage foreclosure plan, and you can argue what that program really is, a loan program or whatever, but even if you include that in as a new appropriation, which at least for 1 year it would be, we are talking about \$40 million, which is one-half of 1 percent of the State General Fund budget. Now, I do not think that is a budget buster. I do not think that calls for new taxes.

And let me say, as I answered the minority leader a minute ago, do not turn to me and say, find the money for this \$40 million. Let me turn to the Governor and say, do not pull the shell game; do not transfer funds from one program to another and then come to us and say, Hoeffel, you are responsible for these disabled programs if you do not want to fund them through the lottery program. I am simply saying, let us stay with the status quo. These other programs are worthwhile, and I would like to fund them in the General Fund.

Mr. McCLATCHY. Thank you, Mr. Speaker.

I would suggest that the \$22 million that Mr. Hoeffel has talked about is not in this year's budget. It is not contained in there at all. I think we are talking about \$63 million that will have to be added to this year's budget. I think it is a serious problem, and I think it is something we should consider when we are talking about saying that this is an improper use of the Lottery Fund. I think the Lottery Fund does talk about disabled. I think these programs do deal with the disabled, and I think it is a legitimate expense. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GALLEN. Mr. Speaker, I am somewhat on the horns of a dilemma here. I do not favor funding the mortgage foreclosure legislation out of the Lottery Fund, and I do not favor funding the mortgage foreclosure legislation out of the General Fund. I do not favor funding the mortgage foreclosure legislation. I opposed that program, Mr. Speaker. I think it was a rotten bill, one of the worst this General Assembly has passed, and I guess since that is the case, I am forced to oppose Mr. Hoeffel's amendment. Thank you, Mr. Speaker.

The SPEAKER. You never taught mathematics or logic, did you? All right. The Chair feels better about that.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, very briefly. I think the question that Mr. McClatchy asked the gentleman, Mr. Hoeffel, on how would we propose to fund this \$62 million in expenditure, Mr. Hoeffel parried the question very well.

I thought that it might be of interest to the members of the House who continue to insist on voting "yes" on all these amendments that if they continue to pass at the same rate that they are passing, the budget will be out of balance \$315 million by the end of the day.

The SPEAKER. The Chair thanks the majority leader.

The Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Mr. Speaker, may I interrogate Mr. McClatchy, please?

The SPEAKER. Mr. McClatchy, would you stand for interrogation by Mr. Letterman?

The gentleman, Mr. McClatchy, indicates he will so stand. Mr. Letterman is in order and may proceed.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I have several questions. The first one is, how much more is this budget than what the last year's budget was? How much more is this year's budget than last year's in total dollars?

Mr. McCLATCHY. There are several ways to answer that, depending upon which budget you are talking about. I think that the—

Mr. LETTERMAN. Under the Governor's proposal.

Mr. McCLATCHY. Under the Governor's proposal, roughly \$500 million.

Mr. LETTERMAN. How much?

Mr. McCLATCHY. Roughly \$500 million. We will use that as an even figure.

Mr. LETTERMAN. How much does the mortgage foreclosure plan cost?

Mr. McCLATCHY. \$25 million.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, may I make a comment?

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

Mr. LETTERMAN. Mr. Speaker, it appears to me that if the Governor of this State would have been interested in funding the mortgage program, he could have found space in that in spending an additional \$500 million. I do not think that it is good for us to take this out of the senior citizens' Lottery Fund. I think we have made it quite clear to people over the years that we have established that fund for the senior citizens, and that is exactly where we should keep it. I see no reason at all for us to stand by and pull someone's guns out of the fire whenever they have just refused to fund it in a way that they had all the possibilities in the world to do. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GAMBLE. Mr. Speaker, I rise in favor of the Hoeffel amendment.

Let us just assume that there was not any extra money in the Lottery Fund; then the shell game would have been over. The only reason that the money is being transferred is because the money is there. I think that is the very reason that we should

vote for the Hoeffel amendment - because the senior citizens are there and they are growing and growing in numbers. To erode this now will only open up Pandora's box in the years ahead. Let us keep it the way it is and vote for the Hoeffel amendment.

The SPEAKER. The Chair thanks the gentleman.

On the Hoeffel amendment, the Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, I somewhat hesitate in the fact that I know that yesterday you admonished several members for their explanations and for some of the phraseology, but I am going to dare to try to explain my feelings on this, Mr. Speaker, in that several months ago I was guilty, as many in this body, of blaming His Excellency for, am I allowed to say molestation of the Lottery Fund when \$13 or \$14 million was taken out. I, as much as anyone in this body, was guilty of that as well as any other member. I admit to that. I even apologize to His Excellency in that even for the fact that he may have been guilty of molestation, we sit here today and explain our actions to take more money out as one of a crime of passion. Now, I do not really know much difference between a crime of passion and molestation, but I do know we will all be laughing next year, if we are back here, and we can all explain our actions one way or another. I do not know whether the budgeting process is more an action of politicizing or whether it is an action of providing a budget for the people of Pennsylvania, but nevertheless, Mr. Speaker, I intend to support the Hoeffel amendment. Thank you.

The SPEAKER. The Chair congratulates the gentleman on his use of the English language to avoid the Anglo-Saxon verb which probably he was alluding to.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—170

Angstadt	Fargo	Livengood	Rudy
Arty	Fattah	Lucyk	Rybak
Baldwin	Fee	McCall	Saloom
Barber	Fischer	McHale	Salvatore
Belardi	Flick	McMonagle	Saurman
Belfanti	Foster, W. W.	Mackowski	Schuler
Blaum	Foster, Jr., A.	Madigan	Semmel
Book	Freeman	Maiale	Serafini
Boyes	Freind	Manmiller	Seventy
Broujos	Gallagher	Markosek	Showers
Bunt	Gamble	Mayernik	Smith, B.
Burd	Gannon	Merry	Smith, L. E.
Caltagirone	Geist	Michlovic	Snyder, D. W.
Cappabianca	George	Micozzie	Snyder, G. M.
Carn	Gladeck	Miller	Spencer
Cawley	Godshall	Miscevich	Spitz
Cessar	Greenwood	Morris	Stairs
Cimini	Grieco	Mowery	Steighner
Civera	Gruitza	Mrkoncic	Stevens
Clark	Gruppo	Murphy	Stewart
Clymer	Hagarty	Nahill	Stuban
Cohen	Harper	O'Brien	Sweet
Colafella	Hasay	O'Donnell	Swift
Cole	Herman	Olasz	Taylor, E. Z.
Cordisco	Hershey	Oliver	Taylor, F. E.
Cornell	Hoeffel	Perzel	Telek
Coslett	Honaman	Peterson	Truman

Cowell	Hutchinson	Petrarca	Van Horne
Coy	Itkin	Petrone	Wachob
Deluca	Jarolin	Phillips	Wambach
DeVerter	Johnson	Piccola	Wargo
DeWeese	Kasunic	Pistella	Wass
Daley	Kennedy	Pott	Weston
Davies	Klingaman	Pratt	Wiggins
Dawida	Kosinski	Preston	Williams
Deal	Kukovich	Punt	Wilson
Dininni	Lashingier	Rappaport	Wogan
Dombrowski	Laughlin	Reber	Wozniak
Donatucci	Lehr	Reinard	Wright, D. R.
Dorr	Lescovitz	Richardson	Wright, J. L.
Duffy	Letterman	Rieger	Wright, R. C.
Durham	Levi	Robbins	Zwilk
Evans	Linton		

NAYS—24

Afflerbach	Fryer	Moehlmann	Sirianni
Alderette	Haluska	Noye	Tigue
Armstrong	Hayes	Pievsky	Vroon
Battisto	Jackson	Pitts	
Bowser	Lloyd	Ryan	Irvis,
Brandt	McClatchy	Scheetz	Speaker
Dietz	Manderino		

NOT VOTING—5

Beloff	Gallen	Levin	McIntyre
Burns			

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

REMARKS ON VOTE

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

Mr. FRYER. My roll-call vote, Mr. Speaker.

The SPEAKER. How would the gentleman, Mr. Fryer, have been voted?

Mr. FRYER. I desire to be voted "yes" in favor of the Hoeffel amendment, A1613 to HB 2051.

The SPEAKER. The gentleman's remarks will be spread upon the record.

Mr. FRYER. Thank you, Mr. Speaker.

ANNOUNCEMENT BY MR. ITKIN

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

Mr. ITKIN. Mr. Speaker, may I have unanimous consent to make an important announcement?

The SPEAKER. The Chair hears no objection.

Mr. ITKIN. Mr. Speaker, we are trying to track down the case of the missing amendments. We are told that Legislative Reference has prepared in excess of 200 amendments for this budget, and we really only have submitted to the amendment clerk something in excess of 100, a little more than that. So if members' intention is to submit an amendment, we would appreciate upon the receipt of that amendment from the Legislative Reference Bureau that you file it with Mrs. Sally

Bortner, the amendment clerk, so that we can prepare the necessary packets and expedite the proceedings of the afternoon.

The SPEAKER. The Chair thanks the gentleman.

WELCOMES

The SPEAKER. Representative DeLuca has as his guests from Penn Hills, Jim Fedele and Greta Balquest. They are here with young people from Peru, Portugal, and Italy. The young woman from Peru is Marcela Larizbeascoa; the young woman from Portugal is Suzan Alcobia; and Riccardo Todeschini is here from Italy.

Doris Jacobson and Dot Staufenberg are here as the guests of the Bucks County delegation.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Wogan.

Mr. WOGAN. Mr. Speaker, may I correct an earlier vote?

The SPEAKER. Certainly.

Mr. WOGAN. The Chair failed to recognize me right before the lunch break. I think I had a quick switch on amendment 1550 to HB 2051, and I was not recorded.

The SPEAKER. How would the gentleman like to be recorded?

Mr. WOGAN. In the affirmative, Mr. Speaker. Thank you, Mr. Speaker.

The SPEAKER. In the affirmative.

The gentleman's remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. KUKOVICH offered the following amendment No. A1590:

Amend Sec. 218, page 116, line 2, by inserting after "plans." The Secretary of Public Welfare shall not implement any regulations requiring copayments for outpatient hospital care during 1984-1985.

On the question,

Will the House agree to the amendment?

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

Mr. KUKOVICH. Mr. Speaker, this amendment was inadvertently not included in the packet but was subsequently circulated.

If this amendment would pass, then some of the other amendments relating to copayments would not be necessary. This basically puts language in saying that the outpatient care would not be included in the copayments, similar to the way inpatient care currently in the budget would not be included.

The Department of Welfare has recently attempted to promulgate regulations which would institute a new series of

copayments on outpatient care, inpatient care, prescription drugs, et cetera. Before the Appropriations Committee, before the Health and Welfare Committees of both the House and the Senate, and twice before the Independent Regulatory Review Commission until just recently on a 3-2 vote, those plans in one form or another have all been rejected overwhelmingly. There are a number of reasons for that, and whenever the Department of Welfare came before the Appropriations Committee solely to testify on medical assistance, some of us on the committee had the opportunity to do some research and discovered that two problems occur with this program.

On the surface it appears to be a reasonable way to try to create some cost containment, but on further study we learned a few things. For example, the States of Arkansas, Georgia, Illinois, Mississippi have all recently dropped copay programs which they had prior attempted to use. What we found from a number of studies, including some in the late 1960's from places such as Stanford University and also in the early 1970's, 1971 at UCLA, and also a Louisiana study in 1981, was that basically what happened under one of these programs was that the poor no longer received needed services, that the burden of the copayment was so great on their limited incomes that what happened was they simply did not go for the necessary services. So we have, one, just a problem of simply what is the humane and proper thing to do; but that leads into the second problem, and that is that whenever people, because of the copay requirements, do not get the needed services or the needed prescription drugs at the appropriate time, they eventually have to go into the hospital for longer inpatient care, which is more expensive and increases the burden on the taxpayer. According to a study done by the School of Public Health at UCLA, they saw a dramatic increase in health care whenever they attempted the copay procedure, and as a matter of fact, according to that study, it cost the State of California an additional \$1,228,000.

There is no doubt in my mind that unless we include the language in this amendment, we are going to be doing a great disservice to the poor of this Commonwealth and, just a few years down the road, a disservice to the taxpayers of this Commonwealth. For those reasons I would ask for a positive vote on the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—181

Angstadt	Evans	Livengood	Rybak
Armstrong	Fargo	Lucyk	Saloom
Arty	Fattah	McCall	Salvatore
Baldwin	Fee	McHale	Saurman
Barber	Fischer	McMonagle	Schuler
Battisto	Flick	Mackowski	Semmel
Belardi	Foster, W. W.	Madigan	Serafini
Belfanti	Freeman	Maiale	Seventy
Blaum	Freind	Manmiller	Showers
Book	Fryer	Markosek	Sirianni
Bowser	Gallagher	Mayernik	Smith, B.
Boyes	Gallen	Merry	Smith, L. E.

Brandt	Gamble	Michlovic	Snyder, D. W.
Broujos	Gannon	Micozzie	Snyder, G. M.
Bunt	Geist	Miller	Spencer
Burd	George	Miscevich	Spitz
Cappabianca	Gladeck	Morris	Stairs
Carn	Godshall	Mowery	Steighner
Cawley	Greenwood	Mrkonic	Stevens
Cessar	Grieco	Murphy	Stewart
Cimini	Gruppo	Nahill	Stuban
Civera	Hagarty	Noye	Sweet
Clark	Haluska	O'Brien	Swift
Clymer	Harper	O'Donnell	Taylor, E. Z.
Cohen	Hasay	Olasz	Taylor, F. E.
Colafella	Hayes	Oliver	Tigue
Cole	Herman	Perzel	Truman
Cordisco	Hershey	Peterson	Van Horne
Cornell	Hoeffel	Petrarca	Wachob
Coslett	Honaman	Petrone	Wambach
Cowell	Hutchinson	Phillips	Wargo
Coy	Itkin	Piccola	Wass
Deluca	Jarolin	Pistella	Weston
DeVerter	Johnson	Pitts	Wiggins
DeWeese	Kasunic	Pott	Williams
Daley	Kennedy	Pratt	Wilson
Davies	Kosinski	Preston	Wogan
Dawida	Kukovich	Punt	Wozniak
Deal	Lashingner	Rappaport	Wright, D. R.
Dietz	Laughlin	Reber	Wright, J. L.
Dininni	Lehr	Reinard	Wright, R. C.
Dombrowski	Lescovitz	Richardson	Zwinkl
Donatucci	Letterman	Rieger	
Dorr	Levi	Robbins	Irvis,
Duffy	Levin	Rudy	Speaker
Durham	Linton	Ryan	

NAYS—11

Afflerbach	Jackson	McClatchy	Pievsky
Alderette	Klingaman	Manderino	Vroon
Gruitza	Lloyd	Moehlmann	

NOT VOTING—7

Beloff	Caltagirone	McIntyre	Telek
Burns	Foster, Jr., A.	Scheetz	

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. MOWERY offered the following amendment No. A1609:

Amend Sec. 202, page 19, line 29, by striking out all of said line and inserting

State appropriation..... 350,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Mowery.

Mr. MOWERY. Thank you, Mr. Speaker.

This just increases the amount of money for the Public Employee Study Commission from \$325,000 to \$350,000, a \$25,000 increase to where it was previously. I ask for support of the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—169

Angstadt	Fee	Livengood	Salvatore
Armstrong	Fischer	Lucyk	Saurman
Arty	Flick	McCall	Scheetz
Baldwin	Foster, W. W.	McClatchy	Schuler
Barber	Freeman	McMonagle	Simmel
Battisto	Gallagher	Mackowski	Serafini
Belardi	Gallen	Madigan	Seventy
Belfanti	Gamble	Maiale	Showers
Blaum	Gannon	Manmiller	Smith, B.
Book	Geist	Markosek	Smith, L. E.
Bowser	George	Mayernik	Snyder, D. W.
Boyes	Gladeck	Merry	Snyder, G. M.
Brandt	Godshall	Michlovic	Spencer
Broujos	Greenwood	Micozzie	Spitz
Bunt	Grieco	Miller	Stairs
Burd	Gruitza	Mowery	Steighner
Cappabianca	Gruppo	Mrkonic	Stevens
Carn	Hagarty	Murphy	Stewart
Cawley	Haluska	Nahill	Stuban
Cessar	Harper	Noye	Sweet
Cimini	Hasay	O'Brien	Swift
Clark	Hayes	O'Donnell	Taylor, E. Z.
Clymer	Herman	Olasz	Taylor, F. E.
Colafella	Hershey	Oliver	Tigue
Cordisco	Hoeffel	Perzel	Truman
Cornell	Honaman	Peterson	Vroon
Coslett	Hutchinson	Petrarca	Wachob
Cowell	Itkin	Petrone	Wambach
Coy	Jackson	Phillips	Wargo
Deluca	Jarolin	Piccola	Wass
DeVerter	Johnson	Pistella	Weston
DeWeese	Kasunic	Pitts	Wiggins
Daley	Kennedy	Pott	Williams
Davies	Klingaman	Pratt	Wilson
Dietz	Kosinski	Preston	Wogan
Dininni	Kukovich	Punt	Wright, D. R.
Dombrowski	Lashingner	Rappaport	Wright, J. L.
Donatucci	Laughlin	Reinard	Wright, R. C.
Dorr	Lehr	Rieger	Zwinkl
Duffy	Lescovitz	Robbins	
Durham	Letterman	Ryan	Irvis,
Evans	Levi	Rybak	Speaker
Fargo	Levin	Saloom	

NAYS—14

Afflerbach	Fryer	Moehlmann	Rudy
Alderette	Lloyd	Morris	Van Horne
Cohen	McHale	Pievsky	Wozniak
Dawida	Manderino		

NOT VOTING—16

Beloff	Cole	Freind	Reber
Burns	Deal	Linton	Richardson
Caltagirone	Fattah	McIntyre	Sirianni
Civera	Foster, Jr., A.	Miscevich	Telek

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. PICCOLA offered the following amendment No. A1603:

Amend Sec. 202, page 20, line 6, by striking out all of said line and inserting

State appropriation..... 1,767,000

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

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Thank you, Mr. Speaker.

This amendment will increase the appropriation to the Pennsylvania Commission on Crime and Delinquency to a little bit over \$1.7 million, which is the request of the Governor, and permit the agency to continue its program with regard to these three areas: Number one, financial enhancement for county jail overcrowding technical assistance, which is vitally important in this day of prison overcrowding. In addition, they will be able to continue their program dealing with crime victims' services, and they will be able to further implement their crime prevention program, which gives technical assistance to local governments for crime prevention training and technical assistance.

I would appreciate support for the amendment, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—176

Table listing names of members who voted 'YEAS' for amendment A1603, including Angstadt, Armstrong, Arty, Baldwin, Barber, Belardi, Belfanti, Beloff, Blaum, Book, Bowser, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Cappabianca, Carn, Cawley, Cessar, Cimini, Clark, Clymer, Cohen, Colafella, Cordisco, Cornell, Coslett, Cowell, Coy, Deluca, DeVerter, DeWeese, Daley, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Fryer, Gallagher, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Greenwood, Grieco, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayes, Herman, Hershey, Hoeffel, Honaman, Hutchinson, Itkin, Jackson, Jarolin, Johnson, Kasunic, Kennedy, Klingaman, Lucyk, McCall, McClatchy, McHale, McMonagle, Mackowski, Madigan, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Miscovich, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Perzel, Peterson, Petrarca, Petrone, Phillips, Piccola, Pistella, Pitts, Pott, Pratt, Saloom, Salvatore, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, L. E., Snyder, G. M., Spencer, Spitz, Stairs, Steighner, Stevens, Stewart, Stuban, Sweet, Swift, Taylor, E. Z., Taylor, F. E., Tigue, Truman, Van Horne, Vroon, Wachob, Wambach, Wass, Weston, Wiggins, Williams, Wilson.

Table listing names of members who voted 'NAYS' for amendment A1603, including Davies, Dietz, Dininni, Dombrowski, Donatucci, Dorr, Duffy, Durham, Fargo, Fattah, Kosinski, Lashinger, Laughlin, Lehr, Lescovitz, Letterman, Levi, Levin, Linton, Livengood, Punt, Rappaport, Reber, Reinard, Rieger, Robbins, Rudy, Ryan, Rybak, Wogan, Wozniak, Wright, D. R., Wright, J. L., Wright, R. C., Zwinkl, Irvis, Speaker.

NAYS—7

Table listing names of members who did not vote for amendment A1603, including Afflerbach, Alderette, Lloyd, Manderino, Moehlmann, Pievsky, Preston.

NOT VOTING—16

Table listing names of members who did not vote for amendment A1603, including Battisto, Caltagirone, Civera, Cole, Dawida, Deal, Evans, Freind, Gruitza, Kukovich, McIntyre, Maiale, Richardson, Snyder, D. W., Telek, Wargo.

EXCUSED—4

Table listing names of members who were excused for amendment A1603, including Kowalyshyn, McVerry, Marmion, Trello.

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

On the question recurring, Will the House agree to the bill on third consideration as amended?

Mr. SALVATORE offered the following amendment No. A1628:

Amend Sec. 206, page 28, by inserting between lines 27 and 28 For distribution by the State Treasurer pursuant to section 2 of the act of June 28, 1895 (P.L.408, No.289), referred to as the Foreign Fire Tax Allocation Law, and the act of May 12, 1943 (P.L.259, No.120), referred to as the Foreign Casualty Insurance Premium Tax Allocation Law, as specified in section 902(b) of the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, as amended by H.B.1995, Pr. No.2673.

State appropriation..... 33,200,000

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

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Salvatore.

Mr. SALVATORE. Mr. Speaker, this amendment will transfer moneys out of the General Fund to the police and firemen for retirement. It is a cost-of-living adjustment, as we have done with the schoolteachers in past years.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Pistella, on the Salvatore amendment.

Mr. PISTELLA. Thank you, Mr. Speaker.

I would like to know if the gentleman would stand for brief interrogation, please?

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

Mr. PISTELLA. Mr. Speaker, I would like to know what language contained within your amendment provides for the cost-of-living increase?

Mr. SALVATORE. What language in my amendment? The amendment says, if you read the amendment, "For distribution by the State Treasurer pursuant to section 2 of the act of June 28,..." and it goes on to say "...referred to as the Foreign Casualty Insurance Premium Tax Allocation Law...." What we are doing is taking the 2 percent that the fire and casualty insurance companies pay that goes into the General Fund and transferring it and putting it in the retirement fund.

Mr. PISTELLA. Mr. Speaker, could you share with the members of the Assembly what the language is contained within HB 1995, PN 2673?

Mr. SALVATORE. Well, I think everybody has a copy of the bill. If not, I have a copy here that I can furnish you. HB 1995 does the same thing, Mr. Speaker.

Mr. PISTELLA. I am a little confused, Mr. Speaker.

Mr. SALVATORE. Well, what we are doing in HB 1995, we take the fire insurance companies under the act, we take that 2 percent, and we are going to use it for the firemen's relief pension and retirement purposes. We take the casualty money, the 2 percent that would go into casualty, and we use that for the police retirement.

Mr. PISTELLA. So that I understand what you are saying, Mr. Speaker, you are telling the General Assembly that what your amendment is going to do is transfer the 2 percent that is collected on domestic fire insurance premiums and domestic casualty insurance premiums by the State that is given to the General Assembly, you are going to take that money and put it into a formula that is used to distribute foreign fire insurance and foreign casualty insurance to pension programs of paid fire departments and police departments and volunteer companies. Is that correct?

Mr. SALVATORE. That is right, Mr. Speaker.

Mr. PISTELLA. Would you also tell me where in your amendment or where in HB 1995, PN 2673, there is a provision for a cost-of-living increase to those police departments and to those fire departments that have paid pension programs and to those volunteer relief programs?

Mr. SALVATORE. I do not think that in this bill here, and I am going to read it: It "...shall continue to be distributed and used for police...." All we are doing is increasing the moneys that are being distributed now.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, if I may be in order to make a brief statement.

The SPEAKER. The gentleman is in order and may proceed on the amendment.

Mr. PISTELLA. I am not going to stand before you, Mr. Speaker, to tell you how to vote on this bill, but I have a little bit of familiarity with the issue, and just so we understand what is taking place, I would not want the members to be misled by some preparatory statements made on the introduction of this amendment.

We are collecting at the rate of 2 percent on all insurance companies doing business in the State of Pennsylvania, whether they are located in the State of Pennsylvania or outside, a tax on all their premiums at the rate of 2 percent.

Those companies that are domesticated in the State of Pennsylvania have that insurance premium tax revenue collected and sent straight to the General Fund. All of those insurance companies that do business outside the State of Pennsylvania are referred to as foreign fire insurance or foreign casualty insurance companies. Their moneys are then turned over to the pension funds of the paid fire and police departments in the State of Pennsylvania in addition to the volunteer fire companies in the State of Pennsylvania.

What this amendment proposes to do is to take the General Fund money that is collected at the rate of 2 percent on our domestic insurance companies and, by virtue of the language contained within HB 1995, just put that into the pension funds for fire departments, for police departments, and for the volunteer relief funds. There is no language at all that deals with an issue that is very important, and that is the cost of living that these folks want.

I know, of course, political reality being what it is, we will probably all sit down when I am finished and vote for this thing. As I said, that decision is up to you, but I do not want the membership to be misled on what the intentions are that the Representative has of sponsoring this legislation and what in fact the language does. Thank you, Mr. Speaker.

The SPEAKER. Does the gentleman from Berks, Mr. Fryer, wish to be recognized on the Salvatore amendment?

Mr. FRYER. A little later, Mr. Speaker. I believe that Mr. Foster and Mr. Snyder desire to be recognized. I would like to be recognized after they speak.

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

Mr. D. W. SNYDER. Thank you, Mr. Speaker.

I think Representative Pistella gave a good explanation of the foreign fire program. However, I would like to be a little bit more specific about this proposal and in opposition to it.

This is the picking of the pockets of the volunteer fire companies of the Commonwealth of Pennsylvania to go to two specific cities within the Commonwealth. What this fund will do, Mr. Speaker, it will basically take \$33 million out of the fund which is set aside to help both volunteer and paid fire companies within every Commonwealth borough, township, and city. This money is used to buy life insurance, to buy casualty insurance, to buy necessary emergency equipment.

During the past 3 years, under the able leadership of Representative Fryer and Representative Foster, the Local Government Committee has been working on the problem of the foreign fire insurance formula and the allocation of the funds under that program. There is a bill that is in the Appropriations Committee right now, ready to come out with a fiscal note for consideration by the full House, that will make a more equitable distribution of the funds in the program itself. Approval of this money and setting it aside for a bill that has not even been considered by any committee of the House yet would certainly do much damage to that entire program and put more chaos into where we are trying to create order.

If you have volunteer firemen in your district, you certainly want to look at this amendment very seriously, and I urge you to oppose it. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from York, Mr. Foster.

Mr. A. C. FOSTER. Thank you, Mr. Speaker.

I rise to subscribe to the remarks just made by Representative Snyder. He was right on the money, figuratively and literally.

Representative Fryer and I have spent a lot of time along with the Local Government Committee working on the matter of foreign fire insurance. There has been work done with respect to foreign casualty, and to suddenly, abruptly, on the floor of the House present an amendment which line-items the funds which we deal with in here very much to the detriment of volunteer fire companies throughout the Commonwealth is certainly out of place, and I would certainly urge rejection of the amendment. There has been much work done, more work forthcoming in this matter, and we certainly should not be dealing with this matter on the floor of the House today in the form of a budget amendment. I strongly urge a negative vote.

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

Mr. FRYER. Mr. Speaker, Representative Pistella outlined the case that is before you now. Representatives Snyder and Foster have spoken on the issue. We shortly will have a bill come before this House for their consideration which deals with this problem in a fair manner.

The amendment that is now before us is ill conceived. It is beyond my belief that this amendment should be offered, and unless the sponsor of the amendment withdraws the amendment, I would urge this House to vote "no," because this is an extremely bad amendment, and I can only explain that it is probably part of a political process. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, for the second time, the gentleman, Mr. Salvatore, on his amendment.

Mr. SALVATORE. Mr. Speaker, just to clarify. This is taking the money from the domestic fire insurance companies which is going into the General Fund. It is the 2 percent that goes into the General Fund, and we are transferring that money out of the General Fund so we can provide pension relief for the firemen and the policemen. It has nothing to do with the foreign casualty or foreign fire companies.

The SPEAKER. The Chair recognizes the gentleman, Mr. Fryer, for the second time on the amendment.

Mr. FRYER. Will the sponsor stand for very brief interrogation?

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

Mr. FRYER. Mr. Speaker, you have just explained in very simple terms what you plan to do. However, you neglected to add, who is this money going to go to, sir?

Mr. SALVATORE. It is going to go to the firemen and the policemen.

Mr. FRYER. From where, sir?

Mr. SALVATORE. From where? From the State of Pennsylvania.

Mr. FRYER. That is not my reading of the amendment.

Mr. SALVATORE. Well, what is your reading of the amendment, Mr. Speaker?

The SPEAKER. Is the gentleman finished with his interrogation?

Mr. FRYER. Mr. Speaker, I think this basically would favor our metropolitan areas; namely, Philadelphia and Pittsburgh. Normally I have great compassion for them, but since we have the approach that we have in our new legislation, I would suggest that the gentleman look over the new legislation that the Local Government Committee has labored over, and I think then he will agree that probably our committee approach is better than this individual approach. I would urge a "no" vote on the amendment, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from McKean, Mr. Mackowski, on the Salvatore amendment.

Mr. MACKOWSKI. Mr. Speaker, may I interrogate Mr. Salvatore, please?

The SPEAKER. The gentleman, Mr. Salvatore, indicates he will stand for interrogation. Mr. Mackowski is in order.

Mr. MACKOWSKI. Mr. Speaker, in reading your amendment, this allocation obviously will be to fund HB 1995, PN 2673. Is that correct?

Mr. SALVATORE. HB 1995, Mr. Speaker.

Mr. MACKOWSKI. And where is that bill?

Mr. SALVATORE. That bill is in the Finance Committee.

Mr. MACKOWSKI. In other words, we would be funding a bill that has not come before this House of Representatives? Is that correct?

Mr. SALVATORE. That is right, Mr. Speaker.

The SPEAKER. Will the gentlemen both yield.

The Chair directs the question to Mr. Salvatore. Are you informing the floor of the House that your amendment contains language which, if passed by the floor, would rely upon another bill still in committee in this House?

Mr. SALVATORE. Yes, Mr. Speaker.

AMENDMENT WITHDRAWN

The SPEAKER. In that case, Mr. Salvatore, you are advised to withdraw your amendment. It has been poorly drafted.

Mr. SALVATORE. Mr. Speaker, I will redraft the amendment.

PARLIAMENTARY INQUIRY

Mr. SALVATORE. May I ask a question of the Speaker?

The SPEAKER. Surely.

Mr. SALVATORE. On page 66 of HB 2051—

The SPEAKER. What line?

Mr. SALVATORE. On lines 7 to 12. Mr. Speaker, that is also another piece of legislation that is in committee, but it seems to be in HB 2051.

The SPEAKER. The difference is that this is language which may or may not be enacted by the House of Represent-

tatives. It does not refer to a specific bill. The error in drafting is not on your part.

Mr. SALVATORE. Well, the Legislative Reference Bureau drafted it, Mr. Speaker.

The SPEAKER. The error is there. The House may not consider it. That is merely speculation as to whether the House will or will not pass HB 1995.

The Chair will not foreclose you your opportunity for an amendment, but please have your amendment redrafted so that it is drafted in such a fashion that the House may legitimately act on it.

Mr. SALVATORE. Thank you, Mr. Speaker.

The SPEAKER. The amendment is withdrawn.

Mr. MACKOWSKI. Thank you, Mr. Speaker.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, during the lull I would just like to make it a part of the record that it has just come to my attention that my switch did not operate on the Hoeffel amendment, A1613, and had it been working, I would have voted in the affirmative.

The SPEAKER. The gentleman's remarks will be spread upon the record.

Mr. BURNS. Thank you, Mr. Speaker.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. LETTERMAN offered the following amendment No. A1661:

Amend Sec. 208, page 34, by inserting between lines 9 and 10

For research by the Wistar Institute into the transmission of rabies viruses from one animal species to another.

State appropriation..... 130,000

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I am asking for \$130,000 for a research program by the Wistar Institute into the transmission of rabies viruses from one animal species to another. Let me say to you, this has been increasing throughout the last 2 years in the State of Pennsylvania at a very rapid pace, and if we would have a major outbreak at any time, we are not, right now, ready to treat any one animal to decide how to get rid of it. I think it is a very important program and should be put into the budget. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—184

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

NAYS—6

Afflerbach	Manderino	Pievsky	Sweet
Alderette	Moehlmann		

NOT VOTING—9

Beloff	Lucyk	Mowery	Rybak
Caltagirone	McIntyre	Petrarca	Stairs
Civera			

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. BATTISTO offered the following amendment No. A1604:

Amend Sec. 209, page 37, line 22, by striking out all of said line and inserting
State appropriation..... 4,000,000

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Monroe, Mr. Battisto.

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would increase the State appropriation for tourist promotions from \$3.7 million to \$4 million. This is the matching State program whereby the State matches funds with the local tourist promotion agencies. These agencies have worked very well and have a very good track record. If you will notice the States around us, they are all increasing moneys to attract tourists to their States. I urge an affirmative vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—183

Table listing names of members who voted 'YEAS' (183 total). Includes names like Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Book, Bowser, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Caltagirone, Cappabianca, Carn, Cawley, Cessar, Cimini, Civera, Clark, Clymer, Cohen, Colafella, Cole, Cordisco, Cornell, Coslett, Cowell, Coy, Deluca, DeVerter, DeWeese, Daley, Davies, Dawida, Deal, Dietz, Dininni, Durham, Evans, Fargo, Fattah, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Fryer, Gallagher, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Greenwood, Grieco, Gruitza, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayes, Herman, Hershey, Hoeffel, Honaman, Itkin, Jackson, Jarolin, Johnson, Kasunic, Kennedy, Klingaman, Kosinski, Lashinger, Laughlin, Levin, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, McMonagle, Mackowski, Madigan, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Miscevich, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Perzel, Peterson, Petrone, Phillips, Piccola, Pistella, Pitts, Pott, Preston, Punt, Rappaport, Reber, Reinard, Richardson, Ryan, Saloom, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, L. E., Snyder, D. W., Snyder, G. M., Spencer, Spitz, Steighner, Stevens, Stewart, Stuban, Sweet, Swift, Taylor, E. Z., Taylor, F. E., Telek, Tigue, Truman, Van Horne, Vroon, Wachob, Wambach, Wargo, Wass, Weston, Wiggins, Williams, Wilson, Wogan, Wozniak, Wright, D. R., Wright, J. L., Wright, R. C., and Zwilk.

Table listing names of members who voted 'NAYS' (6 total). Includes Dombrowski, Donatucci, Dorr, Duffy, Lehr, Lescovitz, Levi, Manderino, Moehlmann, Pievsky, Rieger, Robbins, Rudy, Irvis, Speaker, and Pratt.

NAYS—6

Table listing names of members who did not vote (10 total). Includes Afferbach, Alderette, Beloff, Hutchinson, Kukovich, Letterman, McIntyre, Maiale, Petrarca, Rybak, Salvatore, and Stairs.

NOT VOTING—10

Table listing names of members who were excused (4 total). Includes Kowalshyn, McVerry, Marmion, and Trello.

EXCUSED—4

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

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. MURPHY offered the following amendment No. A1578:

Amend Sec. 209, page 41, by inserting between lines 9 and 10
To promote the State, its people and its industries through contractual services provided through the American Wind Symphony of Pittsburgh.

State appropriation..... 85,000

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Murphy.

Mr. MURPHY. Thank you, Mr. Speaker.

Mr. Speaker, this amendment provides \$85,000 to the Department of Commerce to contract with the American Wind Symphony. If you might remember, we have in the past, through a nonpreferred appropriation, given \$85,000 to the American Wind Symphony. Two years ago we put that money into the Council on the Arts. The Council on the Arts cannot make grants to agencies that provide services outside the Commonwealth, so it is more appropriate that these funds go to the Department of Commerce, because the Department of Commerce and the American Wind Symphony are going to be working together in the various cities the Wind Symphony visits to promote Pennsylvania industries and also to promote the Ben Franklin Partnership and companies that might relocate in the State through their contacts in other cities.

I urge your support on this amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—176

Table listing names of members who voted 'YEAS' (176 total). Includes Angstadt, Armstrong, Arty, Baldwin, Barber, Belardi, Fattah, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Linton, Livengood, Lucyk, McCall, McClatchy, McMonagle, Ryan, Saloom, Saurman, Scheetz, Schuler, and Wozniak.

Belfanti	Freind	Mackowski	Semmel
Blaum	Fryer	Madigan	Serafini
Book	Gallagher	Manmiller	Seventy
Bowser	Gallen	Markosek	Showers
Boyes	Gamble	Mayernik	Sirianni
Brandt	Gannon	Merry	Smith, B.
Bunt	Geist	Michlovic	Snyder, D. W.
Burd	George	Micozzie	Snyder, G. M.
Burns	Gladeck	Miller	Spencer
Cappabianca	Godshall	Miscevich	Spitz
Carn	Greenwood	Morris	Steighner
Cawley	Grieco	Mowery	Stevens
Cessar	Gruitza	Mrkonic	Stewart
Cimini	Gruppo	Murphy	Stuban
Civera	Hagarty	Nahill	Sweet
Clark	Haluska	Noye	Swift
Clymer	Harper	O'Brien	Taylor, E. Z.
Cohen	Hasay	O'Donnell	Taylor, F. E.
Colafella	Hayes	Olasz	Telek
Cole	Herman	Oliver	Tigue
Cordisco	Hershey	Perzel	Truman
Cornell	Hoefel	Peterson	Van Horne
Coslett	Honaman	Petrone	Wachob
Cowell	Hutchinson	Phillips	Wambach
Deluca	Itkin	Piccola	Wass
DeWeese	Jackson	Pistella	Weston
Daley	Jarolin	Pitts	Wiggins
Davies	Johnson	Pott	Williams
Dawida	Kasunic	Pratt	Wilson
Deal	Kennedy	Preston	Wogan
Dietz	Klingaman	Punt	Wozniak
Dininni	Kosinski	Rappaport	Wright, D. R.
Dombrowski	Kukovich	Reber	Wright, J. L.
Donatucci	Lashinger	Reinard	Wright, R. C.
Dorr	Laughlin	Richardson	Zwilk
Duffy	Lehr	Rieger	
Durham	Lescovitz	Robbins	Irvis,
Evans	Letterman	Rudy	Speaker
Fargo	Levi		

NAYS—11

Afflerbach	DeVerter	McHale	Pievsky
Alderette	Freeman	Manderino	Smith, L. E.
Coy	Lloyd	Moehlmann	

NOT VOTING—12

Battisto	Caltagirone	Maiale	Stairs
Beloff	Levin	Petrarca	Vroon
Broujos	McIntyre	Rybak	Wargo

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. SWIFT offered the following amendments No. A1649:

Amend Sec. 211, page 57, line 19, by inserting after "that" the factor for educational expense under section 2501 of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, shall be increased to \$1,725 and

Amend Sec. 211, page 57, line 22, by striking out "2%" and inserting

3%

Amend Sec. 211, page 57, line 27, by striking out all of said line and inserting

State appropriation..... 1,908,507,000

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Crawford, Mr. Swift.

Mr. SWIFT. Thank you, Mr. Speaker.

This is an amendment that amends the basic instructional subsidy to our education budget. It changes the hold harmless from 2 percent to 3 percent. It does positively affect most of the counties in the Commonwealth, and I would appreciate an affirmative vote.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—182

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

NAYS—8

Afflerbach	Beloff	Manderino	Morris
Alderette	Levin	Moehlmann	Pievsky

NOT VOTING—9

Broujos	McIntyre	Petrarca	Stairs
Laughlin	Maiale	Rybak	Vroon
Lucyk			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. LLOYD offered the following amendments No. A1563:

Amend Sec. 211, page 57, line 19, by striking out "that" and inserting

That payments to school districts from this appropriation shall be based on a Factor for Education Expense of \$1,961: And provided further, That

Amend Sec. 211, page 57, lines 22 and 23, by striking out "no less than 2% nor more than 7.45%" and inserting less than 2% or more than 9%

Amend Sec. 211, page 57, line 27, by striking out all of said lines and inserting

State appropriation.....	1,937,756,000
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Amend Sec. 211, page 59, line 4, by striking out all of said line and inserting

State appropriation.....	3,790,000
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On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Members will recall that yesterday they received a computer printout which the Department of Education prepared at my request to show what the impact would be on each individual school district if this particular proposed change in the subsidy were to be approved. What I am proposing to do is, first, to raise the education cost on which the subsidy is based from the current \$1,656 to \$1,961. You will recall that yesterday we raised that to \$1,725 with Mr. Cowell's amendment. This will add onto Mr. Cowell's amendment about \$30 million more than he put in.

In addition, under Mr. Cowell's amendment which is currently in the bill, we raised the budget ceiling on the increased appropriation for each school district from 7.45 percent to 8 percent. My amendment would raise that ceiling to 9 percent.

In addition, Mr. Speaker, we have argued here for the last 2 days about what is the best thing to do with this \$48 million or \$50 million that we have out here for educational purposes. We have had some people suggest that we ought to reinstate the program which the Governor proposed, with the various categorical programs for testing and merit pay and the like. We have had other people insist that we ought to maintain the entire money for asbestos. What my amendment does is opts for giving \$46 million out of that \$50 million appropriation to

school subsidies and keeps about \$3.8 million for the asbestos program.

Mr. Speaker, I would urge a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, when I first saw this amendment and first spoke to Mr. Lloyd, I really thought that it was a good way to go. I thought that putting \$46 million extra in that school subsidy formula would really make a difference and do a lot for communities and not have them worry about tax increases, in some instances, this particular June. Unfortunately, there is a bigger issue out there that I think if we adopted this amendment and took \$46 million, there goes the asbestos money. I just wonder what moral obligation we have as a legislature to help rid some of the schools or most of the schools or all of the schools in Pennsylvania of this life-threatening, invisible—invisible in the fact that you cannot see it in the air, but it is an invisible killer. And I really think we have an obligation to keep some money in the General Fund to take care of the asbestos problem.

As you know, I have had differences and the House has supported me in those differences on how that money should be distributed and how we should attack the problem. I am very concerned now that if we take the whole \$46 million, put it into subsidies, that yes, it will help maybe in the tune of some districts not having a tax increase, but on the other hand, how many youngsters 20, 30, 15 years down the road from now are going to be immobile or even deceased because we failed to act?

I think this is a very important issue. I appreciate what Mr. Lloyd is trying to do, and under most other circumstances I would be with Mr. Lloyd, but this time I think the asbestos issue is such a big issue in that we require every youngster to go to school and we require every school district to have buildings, and we approved that. We, the State, approved the asbestos in those buildings, and now we find out how serious a problem that is. I think we have a moral obligation to take some of that money, whatever we can gather together, and use it to get the asbestos out of schools. And if it means a little less money in the basic subsidy at this time, so be it.

Mr. Speaker, for those reasons, I would ask you to vote against the Lloyd amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Lancaster, Mr. Miller.

Mr. MILLER. Thank you, Mr. Speaker.

It is somewhat difficult for me to stand and argue against the economic and fair-sharing subsidy arguments that the Lloyd amendment offers, but by the same token, it is the very reason that I stand to present to you that we have a different set of circumstances.

The Lloyd amendment proposes to spread additional school dollars fairly across our subsidy distribution schedule, and that at first blush sounds most appropriate to all of us, save for the fact that the asbestos dollars are a given-need,

targeted program that we have yet to fund. In essence, the suggestion is, rather than requiring this creature of ours, the public school system, to address a specific problem that we all agree needs solving, the asbestos problem, we are going to suggest to them that we are going to give you a little bit of money and everybody address whatever maintenance difficulty you have.

The problem with the approach of the Lloyd amendment ought to be very clear to all of us, and it is the simple fact that until this General Assembly makes a hard policy dollar decision tying the policy decision to the exact spending of the dollar - i.e., directly funding the asbestos program - we will be sitting in the halls of this House for the next 10 years asking for precisely that - targeted dollars mandated toward given problem solving. The asbestos that needs to come out of our public school systems will not be guaranteed that it will be removed if you simply throw the money into the subsidy formula. Every major educational program that we have been mandated by the courts in recent history or forced to address in a public health and safety issue—and we could name them all—has been solved by direct appropriations targeted purely for that particular line item.

Mr. Speaker, if we forfeit the opportunity in these budget negotiations to tie the dollar argument to direct problem solving, we are going to forfeit the very opportunity to address the asbestos problem this year, and I use the words "this year" carefully, because we should have done it last year or the year before or the year before that.

I repeat, the Lloyd amendment does have merit in terms of how it shares the dollars across our system, but it fails to force our public school system to address the asbestos problem in a fair and equitable manner, because it simply takes the money away from it. If we are going to address the asbestos dilemma and the raw need we have in our urban school centers, it need be done this year and with this budget and with the dollars that are currently appropriated for it. I would encourage a negative vote on the Lloyd amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the Lloyd amendment, the Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Mr. Speaker, I join again in urging that this amendment be defeated because of the removal of the asbestos funding.

We in Pennsylvania cannot afford to treat asbestos funding as some kind of wasteful frill. It is an urgent necessity for the lives of many teachers and many students throughout the Commonwealth of Pennsylvania. It is a serious problem which has been well documented by the Federal Government and well documented by many unions and both the PSEA (Pennsylvania State Education Association) and the PFT (Pennsylvania Federation of Teachers) all throughout Pennsylvania and all throughout America.

This amendment superficially offers a balance in the current budget. It does not, though, deal with the huge extra costs in lost tax revenues and extra medical costs that are

going to be incurred over the next several decades if the asbestos money is not spent. We urgently have to spend money to stop the ever-escalating costs of the very wrong decision to put asbestos in many public schools throughout this Commonwealth. I would urge the defeat of this amendment.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I, too, would urge that we defeat this amendment. What we risk, if we pass this amendment, is the introduction of a third means of spending the \$50 million which has been tossed about in this budget. Currently we spend it two ways. We have two possible alternatives on the table that ultimately will be considered by, I imagine, a conference committee. One is the asbestos program that many folks have discussed and advocated. Secondly, we have already added to this budget in excess of \$48 million to fund the turning-the-tide proposals. You will remember, yesterday there were three specific amendments that come to mind - one adding \$28 million, the others adding \$10 million each - to fund curriculum enhancement, testing, and merit pay for teachers, and we never did find a way to identify the dollars for that, and we chose not to, at that time, identify those dollars as the asbestos dollars.

What Representative Lloyd is proposing is a third way of spending that money, and I would suggest that it is the least desirable way of spending that money. We have to choose between the former two. The reason Representative Lloyd's proposal is the least desirable, if you will examine his print-out, is there are still many, many school districts around this Commonwealth that would receive none of the \$50 million that might be distributed on a statewide basis. If those school districts have an asbestos problem, they would receive no dollars under the Lloyd proposal. If those school districts are going to have to confront additional mandates for curriculum enhancement and testing, they would still receive no dollars out of the \$50 million.

If we are going to spend \$50 million for our school districts in light of the asbestos problem and in light of the mandates that are coming down from this legislature or from the State Board, it is important that we devise a mechanism so that every district can share, at least in part. Since the Lloyd proposal does not address that issue, since it does not provide for sharing equally on a statewide basis, it is the least desirable. I would urge that we defeat the amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the lady from Philadelphia, Mrs. Harper.

Mrs. HARPER. Thank you, Mr. Speaker.

I rise to oppose the Lloyd amendment because it takes the money from the asbestos program. If we do not have the money to implement the asbestos program, a large number of schools will have to be closed, and we should remember that the teachers' and students' health should come first. That is why we must have that asbestos money, in order to keep the schools open. Thank you.

The SPEAKER. The Chair recognizes the lady from Centre, Mrs. Rudy.

Mrs. RUDY. Mr. Speaker, I rise to urge support of this amendment. In the computer printout which was put on everybody's desk yesterday, I do not think a lot of them have it, but if you live in a rural school district, this amendment will add greatly, of course, to the amount of funding that is going to be given to all the rural areas in the State, especially those that are sparsely settled. So I urge support of this amendment. Thank you.

The SPEAKER. The Chair thanks the lady.

For the second time on his amendment, the Chair recognizes the gentleman, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

I think that this really does touch on the equity issue as far as what we do with the \$50 million which was put into the budget by the Governor for special programs and by the House Appropriations Committee for asbestos.

Now, what happened was, when this bill came out of committee, we would have been able to allocate that asbestos money to those areas which did not have an asbestos problem and they would have gotten some money, and you can argue that that would have been fair. But based on what this House has done up until now, that no longer is an option, and now all of the money, unless my amendment is passed, is going to go to only those districts which have a serious asbestos problem which has not been solved since I think it is 1977, or something like that, and also to nonpublic schools which have this problem. Frankly, what the story is in my county from my superintendents is that they have looked for asbestos and they cannot, in most districts, find any evidence of any. If this amendment is defeated, what those people are going to be facing—and I daresay that has got to be true in an awful lot of other districts across this State—they are not going to share in this money at all.

Now, some people say, well, there has to be some kind of a program, and my amendment recognizes that. It provides \$3.8 million. We understand that there is going to be a negotiation and there is going to be a conference committee. The position that Mr. Miller took before was that there has to be something in here so we have some negotiation. This is still an issue on the table. Under my amendment, the asbestos issue would still be on the table. What I would suggest that the members do is to look at the printout. Virtually every school district in this State would get 9 percent, as opposed to the 7.45 percent maximum which a lot of school districts do not get under the Governor's proposal, and as opposed to the 8 percent maximum which a lot of school districts do not get under Mr. Cowell's proposal that we have already put into the bill.

Now, I would say that this really comes down to a bird in the hand is worth two in the bush. The two in the bush in this case are, first, the Governor's program, and as I understand it, he is proposing, as we put it into this bill, to use about three or four different formulas to pass out the money, and if there are a half dozen people on this floor who have any idea how

much they are going to get, how much their school districts are going to get from that proposal, I would be happy to hear them talk.

The other bird in the bush is this asbestos program, which we already know, because of the amendments that have already been adopted, cannot possibly be of benefit to an awful lot of school districts in this State. I would suggest that we do not need more red tape; we do not need more bureaucratic programs that have to get the approval of the Department of Education as to what should or should not be done. We need to try to give the school districts the money they need to meet the mandates we are placing on them and also in some instances to avoid large property tax increases. I think we ought to have local control. I think we ought to bring home the bacon for those school districts. I would ask for a "yes" vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Centre, Mr. Letterman.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise in favor of the Lloyd amendment. Any of us who have been held harmless, any of us who had a sparsity or density factor and have seen our school districts held harmless over the last couple of budgets, I would advise you to take a good, solid look at the Lloyd amendment and vote "yes" for it.

Mr. Burns, I would advise you to sit down and take it very calmly and vote "yes" also. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, I come from a school district that would stand to gain from the Lloyd proposal. We are a school district that, unlike rural school districts, gets only 20 cents back for every dollar we spend. We are a school district that is one of the highest taxed in the State. We are facing a 1 1/2-mill increase come June. I would love to vote for the Lloyd amendment. It would give approximately 1 more percent in moneys to my particular school district.

I think we have got to forget this idea that we have got to go back with something, and we have got to look at a bigger issue. This is really a moral issue. It is an issue we have not to worry about who is going to get more than the other guy but who is going to take care of those youngsters out there who are forced by law to sit in classrooms with asbestos floating through the air, and 5 or 10 or 15 years down the road, these people are going to have serious health problems. I think it is more than what we are going to take home; it is more than who gets what; and we ought to forget that selfishness—and that is what it is, selfishness—and if a kid in Pittsburgh or a kid in Delaware County could be saved because I gave up 1 percent, I will take giving up that 1 percent.

The SPEAKER. The Chair thanks the gentleman.

For the second time, the Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Mr. Speaker, asbestos in the public schools and nonpublic schools of this Commonwealth is easily a \$1-billion problem. The \$50-million figure in this budget is completely inadequate to do anything except make a small dent in this problem. To reduce the inadequate \$50 million to \$3.8 million is to make a mockery of the whole thing. We are going to wind up giving each school a few hundred dollars when it costs each school many thousands of dollars to fix the problem. I am told it takes \$100,000 per classroom. It is a huge problem, and the budget is inadequate as it is. It will be just ridiculous if the Lloyd amendment passes, because it will completely gut any kind of meaningful asbestos program. I would urge a defeat of the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—108

Angstadt	Dietz	Kennedy	Rudy
Armstrong	Dininni	Laughlin	Saloom
Baldwin	Dombrowski	Lehr	Saurman
Battisto	Dorr	Lescovitz	Scheetz
Belardi	Fee	Letterman	Schuler
Belfanti	Fischer	Levi	Semmel
Blaum	Foster, W. W.	Livengood	Showers
Bowser	Fryer	Lloyd	Sirianni
Boyes	Gallen	Lucyk	Smith, B.
Brandt	Gamble	McCall	Smith, L. E.
Broujos	George	Madigan	Snyder, D. W.
Bunt	Gladeck	Manmiller	Snyder, G. M.
Burd	Godshall	Markosek	Spencer
Caltagirone	Grieco	Mayernik	Stairs
Cawley	Gruitzza	Moehlmann	Steighner
Cimini	Gruppo	Morris	Stuban
Clark	Hagarty	Mowery	Swift
Clymer	Haluska	Nahill	Taylor, E. Z.
Colafrella	Hasay	Noye	Taylor, F. E.
Cole	Hayes	Olasz	Telek
Cordisco	Herman	Peterson	Tigue
Cornell	Hoeffel	Petrarca	Vroon
Coy	Honaman	Piccola	Wachob
Deluca	Hutchinson	Pott	Wargo
DeVerter	Jackson	Pratt	Wass
DeWeese	Jarolin	Punt	Wogan
Daley	Kasunic	Reinard	Wright, J. L.

NAYS—89

Afflerbach	Flick	Merry	Rybak
Alderette	Foster, Jr., A.	Michlovic	Salvatore
Arty	Freeman	Micozzie	Serafini
Barber	Freind	Miller	Seventy
Beloff	Gallagher	Miscevich	Spitz
Book	Gannon	Mrkonic	Stevens
Burns	Geist	Murphy	Stewart
Cappabianca	Greenwood	O'Brien	Sweet
Carn	Harper	O'Donnell	Truman
Cessar	Hershey	Oliver	Van Horne
Civera	Itkin	Perzel	Wambach
Cohen	Johnson	Petrone	Weston
Coslett	Klingaman	Phillips	Wiggins
Cowell	Kosinski	Pievsy	Williams
Davies	Kukovich	Pistella	Wilson
Dawida	Lashinger	Pitts	Wozniak
Deal	Levin	Preston	Wright, D. R.
Donatucci	Linton	Rappaport	Wright, R. C.
Duffy	McClatchy	Reber	Zwinkl
Durham	McHale	Richardson	
Evans	McMonagle	Rieger	Irvis,

Fargo	Mackowski	Robbins	Speaker
Fattah	Manderino	Ryan	

NOT VOTING—2

McIntyre	Maiale
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EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. LEVIN offered the following amendments No. A1627:

Amend Sec. 211, page 57, line 23, by striking out "7.45%" and inserting

8%

Amend Sec. 211, page 57, line 26, by inserting after "1983-1984."

The base for reimbursement, currently \$1,656, is to be increased to \$1,725.

State appropriation..... 1,908,246,000

Amend Sec. 211, page 57, line 27, by striking out all of said line

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

PARLIAMENTARY INQUIRY

The SPEAKER. For what purpose does the gentleman from Allegheny, Mr. Cowell, rise?

Mr. COWELL. Mr. Speaker, I had a point of parliamentary inquiry as a result of the action of the amendment we just adopted.

The SPEAKER. Will the gentleman state the point of parliamentary inquiry.

Mr. COWELL. About three amendments ago we adopted the Swift amendment, which increased the hold-harmless figure or the minimum increase for many districts across this State to 3 percent, and that benefited at that time about half the districts in Allegheny County and probably 150 districts around the State. In adopting the Lloyd amendment just now, did we in fact reduce that figure back to 2 percent to the detriment of those some 150 school districts?

The SPEAKER. The Chair is not going to rule on the question because the Chair is uncertain. But it may well be, it may well be that the adoption of the Lloyd amendment returns the percentage from the 3 percent granted by the Swift amendment back to 2 percent, but the Chair cautions you this is an ad hoc opinion and it would take some study to make sure of that. It appears that that might be true.

The Chair recognizes the minority whip.

Mr. HAYES. If I may, Mr. Speaker, I may be able to help.

The SPEAKER. You generally are. The Chair recognizes you.

Mr. HAYES. Aside from the parliamentary question, for the last couple of days I have been listening to debate. As a matter of fact, probably for the last year I have been hearing

conversations as well as debate the last couple of days about the 2-percent-hold-harmless districts. Now, Mr. Speaker, some of those districts are in fact hold harmless and some of those districts which have been scheduled for a 2-percent increase are not hold-harmless districts as defined in law. Some of those districts are, in fact, earning in the formula not a great deal of money, but nevertheless, earning. Their earnings have been somewhere less than 2 percent, so by this General Assembly last year and possibly this year guaranteeing that all districts will get at least a 2-percent increase, such as some of Mr. Swift's school districts, they will only get a 2-percent increase. Now, when you add the Lloyd amendment, districts such as those represented by Mr. Swift or Representative Merry will no longer be earning somewhere between zero and 2 percent but rather by the formula earning a much larger amount.

As a matter of fact, let us take the Penncrest School District in Crawford County, which was a school district of concern to Mr. Swift and Representative Merry, both of whom are from Crawford County. Under the \$1,656 factor for educational expense, they were a 2-percent district. Under the \$1,725 amendment offered by Representative Cowell, they were still a 2-percent district. But when you increase the factor for educational expense to \$1,961, as was done by the Lloyd amendment, those school districts I just made mention to are now earning in the formula and will rise above the 2-percent figure.

So if you are a true hold-harmless district, by legal definition, the Lloyd amendment will bring you back to 2 percent. If you are one of those districts that were genuinely earning under the formula somewhere between zero but a little bit less than 2 percent and hence guaranteed 2 percent, you will be helped by the Lloyd amendment. So, Mr. Speaker, the answer is yes if you are a hold-harmless district and not necessarily true if you are not a hold-harmless district.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. COWELL. Mr. Speaker, the purpose of my question was not to determine which school districts might or might not benefit from that amendment, which is basically the question to which Representative Hayes responded, a question I did not ask. My question was, as the bill is currently before us now, after the approval of these several amendments, what is the minimum increase? It would seem to me that if we lay over the Swift amendment the Lloyd amendment, the minimum increase would be only 2 percent rather than 3 percent. Now, I understand your hesitation to issue what you called an ad hoc opinion, but in the absence of that being the conclusion, the only other available conclusion would be we would have a conflict in the bill. We would have a 2-percent minimum and we would have somewhere a 3-percent minimum. Is that correct?

The SPEAKER. That is correct.

Mr. COWELL. So we have got one of those two options?

The SPEAKER. It is the opinion of the Chair, though again the Chair is not going to issue it officially because on a quick examination I may be in error, but it appears to the Chair that the House has, by adopting the Lloyd amendment, canceled out the 3-percent figure earlier adopted by the Swift amendment and returned that figure to 2 percent.

Mr. COWELL. Thank you, Mr. Speaker.

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

Mr. HUTCHINSON. Mr. Speaker, you know, we have gone through this 2 days and we are getting technical now and you know the old thing, the conference committee will take care of you. So what is the difference what we do now? Whatever we put in, if it is a mistake or otherwise, you people in the conference committee will take care of it, so what is the difference? Thank you very much.

The SPEAKER. The gentleman, Mr. Hutchinson, is surely not suggesting that the activities on this floor have been worthless, useless flimflam for the last 2 days. Of course not. The Chair was certain you were not saying that. No; the Chair never said it.

Now may we go on to Mr. Levin, who is offering an amendment?

On the question recurring,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Levin.

Mr. LEVIN. Thank you, Mr. Speaker.

There appeared to be, prior to the Lloyd amendment, a basic agreement among those people who wanted some modification in the school subsidy and have written to you that the base for reimbursement currently at \$1,656 should be increased to \$1,725, and that is what Representative Cowell did in one of his earlier amendments. Unfortunately, when the printout for that amendment was drawn by the department, it was not adequately funded. Therefore, my amendment is still necessary, because I raise the amount of money in the line so that there can be adequate funding for it. So I would ask for an approval on this amendment.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, I am confused. If the Levin amendment raises it to \$1,725 and we have already raised it to \$1,961, is the effect then of the Levin amendment to cancel out that fee and basically roll back the increase which we just approved?

The SPEAKER. The gentleman rose to a point of parliamentary inquiry.

The silly season is surely upon us. It does appear that the Levin amendment, if adopted, would reduce the Lloyd amendment. The Levin amendment's appropriation would be \$1,908,000,000; the Lloyd amendment, \$1,937,000,000. It

appears that if the House adopts the Levin amendment, it would be a reduction of the Lloyd amendment.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—56

Barber	Donatucci	Levin	Preston
Beloff	Duffy	Linton	Rappaport
Book	Evans	Livengood	Richardson
Bowser	Fattah	Merry	Rieger
Bunt	Fischer	Michlovic	Salvatore
Burd	Foster, W. W.	Miscevich	Saurman
Caltagirone	Gladeck	Mrkonic	Serafini
Carn	Hagarty	Murphy	Stairs
Cohen	Hershey	Nahill	Vroon
Cole	Itkin	O'Brien	Wachob
Cornell	Jarolin	O'Donnell	Weston
Daley	Kennedy	Perzel	Wiggins
Dawida	Kosinski	Petrone	Wogan
Deal	Kukovich	Pott	Wright, J. L.

NAYS—136

Afflerbach	Fargo	Levi	Saloom
Alderette	Fee	Lloyd	Scheetz
Angstadt	Flick	Lucyk	Schuler
Armstrong	Foster, Jr., A.	McCall	Semmel
Arty	Freeman	McClatchy	Seventy
Baldwin	Freind	McHale	Showers
Battisto	Fryer	McIntyre	Sirianni
Belardi	Gallagher	McMonagle	Smith, B.
Belfanti	Gallen	Mackowski	Smith, L. E.
Blaum	Gamble	Madigan	Snyder, D. W.
Boyes	Gannon	Maiale	Snyder, G. M.
Brandt	Geist	Manderino	Spencer
Broujos	George	Manmiller	Spitz
Burns	Godshall	Markosek	Steighner
Cappabianca	Greenwood	Micozzie	Stevens
Cawley	Grieco	Moehlmann	Stewart
Cessar	Gruitza	Morris	Stuban
Cimini	Gruppo	Noye	Swift
Civera	Haluska	Olasz	Taylor, E. Z.
Clark	Harper	Oliver	Taylor, F. E.
Clymer	Hasay	Peterson	Telek
ColaFella	Hayes	Petrarca	Tigue
Cordisco	Herman	Phillips	Truman
Coslett	Hoeffel	Piccola	Van Horne
Cowell	Honaman	Pievsky	Wambach
Coy	Hutchinson	Pistella	Wass
Deluca	Jackson	Pitts	Williams
DeVerter	Johnson	Pratt	Wilson
DeWeese	Kasunic	Punt	Wozniak
Davies	Klingaman	Reinard	Wright, D. R.
Dietz	Lashinger	Robbins	Zwinkl
Dininni	Laughlin	Rudy	
Dombrowski	Lehr	Ryan	Irvis,
Dorr	Lescovitz	Rybak	Speaker
Durham	Letterman		

NOT VOTING—7

Mayernik	Mowery	Sweet	Wright, R. C.
Miller	Reber	Wargo	

EXCUSED—4

Kowalyshyn	McVerry	Marmion	Trello
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The question was determined in the negative, and the amendments were not agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. COLAFELLA offered the following amendment No. A1602:

Amend Sec. 211, page 67, line 3, by striking out all of said line and inserting

State appropriation..... 6,000,000

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Colafella.

Mr. COLAFELLA. Mr. Speaker, my amendment reinserts \$3 million that was left out from the Governor's budget for customized job training. Customized job training has developed programs to train people for new businesses to locate in Pennsylvania and also to provide programs for people whose businesses are expanding in Pennsylvania. I think this amendment is very necessary to be inserted in the new budget. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—190

Alderette	Fattah	Livengood	Rybak
Angstadt	Fee	Lloyd	Saloom
Armstrong	Fischer	Lucyk	Salvatore
Arty	Flick	McCall	Saurman
Baldwin	Foster, W. W.	McHale	Scheetz
Barber	Foster, Jr., A.	McMonagle	Schuler
Battisto	Freeman	Mackowski	Semmel
Belardi	Freind	Madigan	Serafini
Belfanti	Fryer	Maiale	Seventy
Blaum	Gallagher	Manmiller	Showers
Book	Gallen	Markosek	Sirianni
Bowser	Gamble	Mayernik	Smith, B.
Boyes	Gannon	Merry	Smith, L. E.
Brandt	Geist	Michlovic	Snyder, D. W.
Broujos	George	Micozzie	Snyder, G. M.
Bunt	Gladeck	Miller	Spencer
Burd	Godshall	Miscevich	Spitz
Burns	Greenwood	Moehlmann	Stairs
Caltagirone	Grieco	Morris	Steighner
Cappabianca	Gruitza	Mowery	Stevens
Carn	Gruppo	Mrkonic	Stewart
Cawley	Hagarty	Murphy	Stuban
Cessar	Haluska	Nahill	Sweet
Cimini	Harper	Noye	Swift
Civera	Hasay	O'Brien	Taylor, E. Z.
Clymer	Hayes	O'Donnell	Taylor, F. E.
ColaFella	Herman	Olasz	Telek
Cole	Hershey	Oliver	Tigue
Cordisco	Hoeffel	Perzel	Truman
Cornell	Honaman	Peterson	Van Horne
Coslett	Hutchinson	Petrarca	Vroon
Cowell	Itkin	Petrone	Wachob
Coy	Jackson	Phillips	Wambach
Deluca	Jarolin	Piccola	Wargo
DeVerter	Johnson	Pistella	Wass
DeWeese	Kasunic	Pitts	Weston
Daley	Kennedy	Pott	Wiggins
Davies	Klingaman	Pratt	Williams
Dawida	Kosinski	Preston	Wilson
Deal	Kukovich	Punt	Wogan
Dietz	Lashinger	Rappaport	Wozniak
Dininni	Laughlin	Reber	Wright, D. R.

Dombrowski	Lehr	Reinard	Wright, J. L.
Dorr	Lescovitz	Richardson	Wright, R. C.
Duffy	Letterman	Rieger	Zwinkl
Durham	Levi	Robbins	
Evans	Levin	Rudy	Irvis,
Fargo	Linton	Ryan	Speaker

NAYS—4

Afflerbach	McClatchy	Manderino	Pievsky
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NOT VOTING—5

Beloff	Cohen	Donatucci	McIntyre
Clark			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. ZWIKL offered the following amendment No. A1524:

Amend Sec. 211, page 68, by inserting between lines 9 and 10
For the State System of Higher Education, including the chancellor's office. This amount shall be in addition to any other amounts appropriated for this purpose. No funds from this appropriation shall be used for the administration, operation or maintenance of the property known as Welkinweir.

State appropriation.....	4,609,000
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On the question,
Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Lehigh, Mr. Zwinkl.

Mr. ZWIKL. Mr. Speaker, thank you.

This would provide an additional \$4.6 million for the State System of Higher Education. Many of you members may recall that we introduced a supplemental appropriation back in February in HB 1923. This would take the amount in that supplemental budget and add it to this year's budget.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—182

Angstadt	Fargo	McCall	Salvatore
Armstrong	Fattah	McHale	Saurman
Arty	Fee	McIntyre	Scheetz
Baldwin	Fischer	McMonagle	Schuler
Barber	Flick	Mackowski	Semmel
Battisto	Foster, W. W.	Madigan	Serafini
Belardi	Foster, Jr., A.	Maiiale	Seventy
Belfanti	Freeman	Manmiller	Showers
Beloff	Freind	Markosek	Sirianni
Blaum	Fryer	Mayernik	Smith, B.
Book	Gallagher	Merry	Smith, L. E.
Bowser	Gallen	Michlovic	Snyder, D. W.
Boyes	Gamble	Micozzie	Snyder, G. M.
Brandt	Gannon	Miller	Spencer
Bunt	Geist	Miscevich	Spitz
Burd	George	Moehlmann	Stairs
Burns	Gladeck	Morris	Steighner

Caltagirone	Godshall	Mrkonic	Stevens
Cappabianca	Grieco	Murphy	Stewart
Carn	Gruitza	Nahill	Stuban
Cawley	Gruppo	Noye	Sweet
Cessar	Hagarty	O'Brien	Swift
Cimini	Haluska	O'Donnell	Taylor, E. Z.
Civera	Harper	Olasz	Taylor, F. E.
Clark	Hasay	Oliver	Telek
Clymer	Hayes	Perzel	Tigue
Cohen	Hershey	Peterson	Truman
Colafella	Honaman	Petrarca	Van Horne
Cole	Hutchinson	Petrone	Vroon
Cordisco	Itkin	Phillips	Wachob
Cornell	Jackson	Piccola	Wambach
Coslett	Jarolin	Pistella	Wargo
Cowell	Johnson	Pitts	Wass
Coy	Kasunic	Pott	Weston
Deluca	Kosinski	Pratt	Wiggins
DeWeese	Kukovich	Punt	Williams
Daley	Lashinger	Rappaport	Wilson
Davies	Laughlin	Reber	Wogan
Dawida	Lehr	Reinard	Wozniak
Dietz	Lescovitz	Richardson	Wright, D. R.
Dininni	Letterman	Rieger	Wright, J. L.
Dombrowski	Levi	Robbins	Wright, R. C.
Dorr	Levin	Rudy	Zwinkl
Duffy	Linton	Ryan	
Durham	Livengood	Rybak	Irvis,
Evans	Lucyk	Saloom	Speaker

NAYS—16

Afflerbach	Deal	Kennedy	Manderino
Alderette	Greenwood	Klingaman	Mowery
Broujos	Herman	Lloyd	Pievsky
DeVerter	Hoeffel	McClatchy	Preston

NOT VOTING—1

Donatucci

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

MR. FRYER REQUESTED TO PRESIDE

The SPEAKER. The Chair at this time asks the gentleman from Berks, Mr. Fryer, to preside temporarily.

THE SPEAKER PRO TEMPORE
(LESTER K. FRYER) IN THE CHAIR

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. SWEET offered the following amendments No. A1619:

Amend Sec. 212, page 69, line 18, by striking out all of said line and inserting

Federal appropriation.....	100,000
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Amend Sec. 212, page 69, by inserting between lines 18 and 19
For Electronic Data Processing Support.

State appropriation.....	3,557,000
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On the question,
Will the House agree to the amendments?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Washington, Mr. Sweet.

Mr. SWEET. Thank you, Mr. Speaker.

This amendment deals with the Department of Environmental Resources and would provide a computer setup so that they could much more expeditiously process the many additional permit applications under the Coal Mining Primacy Act, the Hazardous Waste Management Act, and other legislation.

Time and time again, Mr. Speaker, members like me from coal mining areas as well as other members around the State criticize and badger the department for their slow pace in processing applications. I think and many of the management experts in the department and in the administration think that those applications could be handled much more expeditiously if this \$3-million program were approved.

It is my understanding that the department did not ask for some additional personnel who they believed would be necessary because in fact this particular computer program had been approved by the Governor's Budget Office. I would ask an affirmative vote, Mr. Speaker.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—189

Angstadt	Fee	Livengood	Rudy
Armstrong	Fischer	Lloyd	Ryan
Arty	Flick	Lucyk	Rybak
Baldwin	Foster, W. W.	McCall	Saloom
Barber	Foster, Jr., A.	McHale	Salvatore
Battisto	Freeman	McIntyre	Saurman
Belardi	Freind	McMonagle	Scheetz
Belfanti	Fryer	Mackowski	Schuler
Beloff	Gallagher	Madigan	Semmel
Blaum	Gallen	Maiale	Serafini
Book	Gamble	Manmiller	Seventy
Bowser	Gannon	Markosek	Showers
Boyes	Geist	Mayernik	Sirianni
Brandt	George	Merry	Smith, B.
Bunt	Gladeck	Michlovic	Smith, L. E.
Burd	Godshall	Micozzie	Snyder, D. W.
Burns	Greenwood	Miller	Snyder, G. M.
Caltagirone	Grieco	Miscevich	Spencer
Cappabianca	Gruitza	Moehlmann	Spitz
Carn	Gruppo	Morris	Stairs
Cawley	Hagarty	Mowery	Steighner
Cessar	Haluska	Mrkonic	Stevens
Cimini	Harper	Murphy	Stewart
Civera	Hasay	Nahill	Stuban
Clark	Hayes	Noye	Sweet
Clymer	Herman	O'Brien	Swift
Cohen	Hershey	O'Donnell	Taylor, E. Z.
Colafella	Hoeffel	Olasz	Taylor, F. E.
Cole	Honaman	Oliver	Telek
Cordisco	Hutchinson	Perzel	Tigue
Cornell	Itkin	Peterson	Truman
Coslett	Jackson	Petrarca	Van Horne
Cowell	Jarolin	Petrone	Vroon
Coy	Johnson	Phillips	Wachob
Deluca	Kasunic	Piccola	Wambach
DeWeese	Kennedy	Pistella	Wargo
Daley	Klingaman	Pitts	Wass
Davies	Kosinski	Pott	Weston

Dawida	Kukovich	Pratt	Wiggins
Dietz	Lashingier	Preston	Williams
Dininni	Laughlin	Punt	Wilson
Dombrowski	Lehr	Rappaport	Wogan
Dorr	Lescovitz	Reber	Wozniak
Duffy	Letterman	Reinard	Wright, D. R.
Durham	Levi	Richardson	Wright, J. L.
Evans	Levin	Rieger	Wright, R. C.
Fargo	Linton	Robbins	Zwinkl
Fattah			

NAYS—8

Afflerbach	Broujos	Deal	Manderino
Alderette	DeVerter	McClatchy	Pievsky

NOT VOTING—2

Donatucci	Irvis, Speaker
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EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

REMARKS ON VOTES

The SPEAKER pro tempore. The Chair recognizes the gentleman from Washington, Mr. Sweet.

Mr. SWEET. Thank you, Mr. Speaker.

While I am at the mike, I noticed that I inadvertently voted in the negative on amendment A1661 to HB 2051, and I would like the record to show that I would have preferred to vote in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Crawford, Mr. Merry.

Mr. MERRY. Mr. Speaker, could I correct a previous vote of mine? On amendment A1563 to HB 2051, I inadvertently voted in the negative, and I would like to have my vote cast in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Clarion, Mr. Wright.

Mr. D. R. WRIGHT. Mr. Speaker, I inadvertently voted "no" on amendment A1563 to HB 2051. I wish to be recorded in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Mercer, Mr. Robbins.

Mr. ROBBINS. I inadvertently voted "no" on amendment A1563 to HB 2051, and I would like to be recorded in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring, Will the House agree to the bill on third consideration as amended?

Mr. COLE offered the following amendments No. A1592:

Amend Sec. 212, page 69, by inserting between lines 21 and 22 For the Chesapeake Bay Pollution Abatement Program.

State appropriation..... 1,000,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum appropriated from Commonwealth revenues for the Chesapeake Bay Pollution Abatement Program:

Federal appropriation..... 1,000,000

Amend Sec. 606, page 195, by inserting between lines 5 and 6

(i) The appropriation in Part II to the Department of Environmental Resources for the Chesapeake Bay Pollution Abatement Program shall be a continuing appropriation.

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Mr. Speaker, I would like the record to show also that Representative Hershey is a sponsor of this amendment. There was a technical error in his amendment that he withdrew, and this is the money for the Chesapeake Bay cleanup of \$1 million of State money and \$1 million of the Federal augmentation money.

On the question recurring, Will the House agree to the amendments?

The following roll call was recorded:

YEAS—188

Table listing names of representatives who voted 'YEAS' for the amendments, including Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Book, Bowser, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Caltagirone, Cappabianca, Carn, Cawley, Cessar, Cimini, Civera, Clark, Clymer, Cohen, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Fryer, Gallagher, Gallen, Gannon, Geist, George, Gladeck, Godshall, Greenwood, Grieco, Gruitza, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayes, Herman, Hershey, Hoeffel, McCall, McClatchy, McHale, McIntyre, McMonagle, Mackowski, Madigan, Maiale, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Misceovich, Moehlmann, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Rybak, Saloom, Salvatore, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, L. E., Snyder, D. W., Snyder, G. M., Spencer, Spitz, Stairs, Steighner, Stevens, Stewart, Stuban, Sweet, Swift, Taylor, E. Z., Taylor, F. E., and Telek.

Table listing names of representatives who were present or absent during the proceedings, including Colafella, Cole, Cordisco, Cornell, Coslett, Coy, Deluca, DeVerter, DeWeese, Daley, Davies, Dawida, Deal, Dietz, Dininni, Dombrowski, Dorr, Duffy, Durham, Evans, Fargo, Honaman, Hutchinson, Itkin, Jackson, Jarolin, Johnson, Kasunic, Kennedy, Klingaman, Kosinski, Kukovich, Lashinger, Laughlin, Lehr, Lescovitz, Letterman, Levi, Levin, Livengood, Lloyd, Lucyk, Perzel, Peterson, Petrarca, Petrone, Phillips, Piccola, Pistella, Pitts, Pott, Pratt, Preston, Punt, Rappaport, Reber, Reinard, Richardson, Rieger, Robbins, Rudy, Ryan, Tigue, Truman, Van Horne, Vroon, Wachob, Wambach, Wargo, Wass, Weston, Wiggins, Williams, Wilson, Wogan, Wright, D. R., Wright, J. L., Wright, R. C., Zwick, and Irvis, Speaker.

NAYS—5

Table listing names of representatives who voted 'NAYS', including Afflerbach, Alderette, Manderino, Pievsky, and Wozniak.

NOT VOTING—6

Table listing names of representatives who did not vote, including Beloff, Cowell, Donatucci, Fattah, Gamble, and Linton.

EXCUSED—4

Table listing names of representatives who were excused, including Kowalyszyn, McVerry, Marmion, and Trello.

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

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. NOYE offered the following amendment No. A1433:

Amend Sec. 212, page 79, line 5, by striking out all of said line and inserting

State appropriation..... 2,180,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Perry, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

This amendment restores the \$64,000 that was cut from the Governor's request for the gypsy moth control program. I think it is needed if we are going to continue what seems to be a successful battle we have been waging on this problem in Pennsylvania for the last few years. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—182

Table listing names of representatives who voted 'YEAS' for the amendment, including Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Evans, Fargo, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Levin, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, Mackowski, Madigan, Rudy, Ryan, Saloom, Salvatore, Saurman, Scheetz, Schuler, Semmel, and Serafini.

Book	Fryer	Maiale	Seventy
Bowser	Gallagher	Manmiller	Showers
Boyes	Gallen	Markosek	Sirianni
Brandt	Gamble	Mayernik	Smith, B.
Broujos	Gannon	Merry	Smith, L. E.
Bunt	Geist	Michlovic	Snyder, D. W.
Burd	George	Micozzie	Snyder, G. M.
Burns	Gladeck	Miller	Spencer
Caltagirone	Godshall	Miscevich	Spitz
Cappabianca	Grieco	Moehlmann	Stairs
Carn	Gruitza	Mowery	Steighner
Cawley	Gruppo	Mrkonic	Stevens
Cessar	Hagarty	Murphy	Stewart
Cimini	Haluska	Nahill	Stuban
Civera	Harper	Noye	Sweet
Clark	Hasay	O'Brien	Swift
Clymer	Hayes	O'Donnell	Taylor, E. Z.
Cohen	Herman	Olasz	Taylor, F. E.
Colafella	Hershhey	Perzel	Telek
Cole	Hoeffel	Peterson	Tigue
Cordisco	Honaman	Petrarca	Truman
Cornell	Hutchinson	Petrone	Van Horne
Coslett	Itkin	Phillips	Vroon
Cowell	Jackson	Piccola	Wachob
Coy	Jarolin	Pistella	Wambach
Deluca	Johnson	Pitts	Wargo
DeVerter	Kasunic	Pott	Wass
DeWeese	Kennedy	Pratt	Weston
Daley	Klingaman	Preston	Wiggins
Davies	Kosinski	Punt	Williams
Dawida	Kukovich	Rappaport	Wilson
Dietz	Lashinger	Reber	Wogan
Dininni	Laughlin	Reinard	Wright, D. R.
Dombrowski	Lehr	Richardson	Wright, J. L.
Dorr	Lescovitz	Rieger	Wright, R. C.
Duffy	Letterman	Robbins	Zwikl
Durham	Levi		

NAYS—10

Afflerbach	Greenwood	Morris	Rybak
Alderette	McHale	Pievsky	Wozniak
Deal	Manderino		

NOT VOTING—7

Beloff	McIntyre	Oliver
Donatucci	McMonagle	
Fattah		Irvis,
		Speaker

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

WELCOME

The SPEAKER pro tempore. The Chair at this time recognizes the presence of guests of Representative Pete Daley. They are John Sluzarczyk, 24th district commander of the VFW; John Honeychek, mayor of West Brownsville; and George Knoll, the commander of the Southwest County Council of the VFW.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. PETRONE offered the following amendment No. A1645:

Amend Sec. 212, page 82, by inserting between lines 21 and 22
For reestablishment of environmental
research laboratories in Pittsburgh.
State appropriation..... 259,000

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Petrone.

Mr. PETRONE. Thank you, Mr. Speaker.

This amendment reestablishes the funds to provide laboratory facilities for the Department of Environmental Resources in the city of Pittsburgh or county of Allegheny.

To those of my colleagues who know the sad history of the destruction of these laboratories, the catastrophes that followed in Beaver County when there was an explosion of a sewage treatment plant that contaminated many wells in the area and the sad condition of the McKeesport Water Authority where many hundreds of people have been contaminated with giardiasis only point out the need to reestablish these testing facilities in Allegheny County.

Last year we in the House overwhelmingly passed HB 1174, which mandated the existence of these DER labs in Pittsburgh. The bill has been held up in the Senate. We put the money in the budget last year to reestablish the labs; it was wiped out.

We desperately need these facilities, or I think that DER ought to admit that they are not interested in protecting the health and safety of the people of Allegheny County. I would appreciate your support on this amendment. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I, too, would urge that this amendment be adopted. Now that we have a year behind us, or almost a year, without that lab and the testing facilities in the Pittsburgh region, it is clear that all of western Pennsylvania in fact is suffering. It is easily documented that the department no longer is able in a timely fashion to test water samples as they once did. This has led to serious problems. It has led to in some cases major omissions where testing should have been done. The only way that is going to be corrected is if we can put in place in a geographically convenient location this laboratory that once existed, did exist until a year ago in the Pittsburgh region.

I would urge that we adopt the Petrone amendment.

The SPEAKER pro tempore. The Chair recognizes the gentleman from York, Mr. Dorr.

Mr. DORR. Would the gentleman, Mr. Petrone, consent to interrogation?

The SPEAKER pro tempore. The gentleman, Mr. Petrone, indicates he will stand for a period of interrogation. The gentleman, Mr. Dorr, is in order and may proceed.

Mr. DORR. Mr. Speaker, could the gentleman indicate where such testing is being conducted today as is necessary in that general area?

Mr. PETRONE. Would you repeat the question, please, Mr. Speaker?

Mr. DORR. My question, Mr. Speaker, is whether the gentleman can indicate where the testing is being done today if these labs are no longer in existence. I assume that testing is going on and that there presently are checks on the water supplies and so forth.

Mr. PETRONE. I am glad you asked that, Mr. Speaker. I was about to interject some very important material. It happens to be a directive to the Environmental Protection regional and bureau directors from the director of the Bureau of Laboratories, and it clearly states, "The Bureau of Laboratories has encountered large increases in routine samples beyond our current capability," and this is in Harrisburg.

It further directs, "...the Harrisburg laboratory will only accept inorganic water samples for the following reasons: A situation that affects public health; Legal cases; Bona fide emergencies."

So the tests are supposed to be made in Harrisburg, but they are not being done. They are backed up beyond imagination. There are just too many. So they have ordered that no more samples be sent in to Harrisburg.

I do not know if that answers your question, Mr. Speaker.

Mr. DORR. Well, Mr. Speaker, maybe I could ask a further question and obtain the information that I am interested in. Is the gentleman aware of whether or not there are any private testing laboratories or perhaps laboratories at institutions of higher learning, for example, that might conduct these examinations?

Mr. PETRONE. That is a good question, Mr. Speaker. Of course there are private laboratory facilities in Pittsburgh, but the Department of Environmental Resources is charged with protecting the public health, and they are not doing it in Allegheny County. It is that simple. They are not doing it, or western Pennsylvania totally. They are not doing it.

I have just been informed that for the giardiasis testing, the samples had to be sent to the State of Colorado because we did not have the facilities in Pennsylvania to handle it. This was an extremely large outbreak, and it is occurring in many other areas of this State. So what we are saying is that either DER own up to the responsibility they are charged with or eliminate it altogether and admit that they cannot handle the problems and turn it over to private industry.

Mr. DORR. Mr. Speaker, if I may, just a brief comment.

The SPEAKER pro tempore. Has the gentleman completed his interrogation?

Mr. DORR. Yes, I have.

The SPEAKER pro tempore. The Chair thanks the gentleman. He is recognized for further comments.

Mr. DORR. Thank you, Mr. Speaker.

The reason I asked the questions is that I think it is time we begin to look at the very real possibility of State Government

getting out of competition with private industry in areas where private industry is probably more competent to do the job than the State Government is, and I think this represents a good opportunity to institute that. I would recommend a negative vote for the reason that I am quite sure there are private facilities available to do the kind of testing that has to be done on those water supplies in the Pittsburgh area. Therefore, we ought to be contracting this work out and conducting it in that manner, in my judgment.

Mr. PETRONE. May I respond, Mr. Speaker, briefly?

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

Mr. PETRONE. I agree theoretically with what my colleague has stated, but the fact remains that the Department of Environmental Resources is charged with the responsibility of testing the water to make sure it is safe for the citizens of this Commonwealth. They are receiving considerable amounts of Federal funding for this purpose, and these funds are not being directed to where they should be used. They are being redirected for the expansion of laboratory facilities in Harrisburg that are totally incapable of handling the load that they are charged to take care of. All we are asking simply is the same mandate that is given to the city establishing the laboratories in the Erie region, that our western Pennsylvania region is vitally important, and we ask that the laboratories be returned for the minuscule amount—and I believe I am probably asking for the smallest appropriation in the last 2 days—of \$259,000. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes, for the second and final time on this question, the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Two points. First of all, I think it would be a decision to simply ignore this problem to accept the suggestion that since we cannot do it, we ought to be looking at the use of private labs. If any administration in the last several decades was going to in fact follow that route, it certainly would have been this administration. We have seen them pursue that avenue of performing government functions for quite some time in several different areas. They obviously have not chosen that avenue. Instead, as reflected in the memo that Mr. Petrone referred to, the avenue they have chosen to pursue is to simply not do the work in some cases but rather to prioritize and tell some people who require some tests, we are simply not going to do it; we are not going to be available.

The second point is, we should recognize that this does not have implications only for western Pennsylvania. It may in fact be most severely felt there, but again the memo referred to by Mr. Petrone suggests that this prioritization is impacting negatively on testing requirements from sources all over this State now. As they turn to the laboratories here in the Harrisburg area, whether they are coming from Scranton or Wilkes-Barre or somewhere in the southeast or from western Pennsylvania, folks are being told that in some cases we are not going to do the testing for you; we simply cannot do it with the current facilities and the current budget.

Again, we all, on a statewide basis but particularly in western Pennsylvania, have a stake in this amendment. I would urge its adoption.

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

The following roll call was recorded:

YEAS—163

Alderette	Fattah	Lloyd	Salvatore
Arty	Fee	Lucyk	Saurman
Baldwin	Fischer	McCall	Scheetz
Barber	Flick	McHale	Semmel
Battisto	Foster, W. W.	McMonagle	Seventy
Belardi	Foster, Jr., A.	Mackowski	Showers
Belfanti	Freeman	Maiale	Smith, B.
Beloff	Freind	Manmiller	Smith, L. E.
Blaum	Fryer	Markosek	Snyder, D. W.
Book	Gallagher	Mayernik	Snyder, G. M.
Bowser	Gamble	Michlovic	Spitz
Bunt	Gannon	Micozzie	Stairs
Burd	Geist	Miller	Steighner
Caltagirone	George	Miscevich	Stevens
Cappabianca	Gladeck	Moehlmann	Stewart
Carn	Godshall	Morris	Stuban
Cawley	Grieco	Mrkonic	Sweet
Cessar	Gruitza	Murphy	Swift
Cimini	Gruppo	Nahill	Taylor, E. Z.
Civera	Hagarty	O'Brien	Taylor, F. E.
Clark	Haluska	O'Donnell	Telek
Colafella	Harper	Olasz	Tigue
Cole	Hasay	Oliver	Truman
Cordisco	Hershey	Perzel	Van Horne
Cornell	Hoeffel	Peterson	Vroon
Coslett	Hutchinson	Petrarca	Wachob
Cowell	Itkin	Petrone	Wambach
Coy	Jackson	Phillips	Wargo
Deluca	Jarolin	Piccola	Wass
DeWeese	Kasunic	Pistella	Weston
Daley	Kosinski	Pott	Wiggins
Davies	Kukovich	Pratt	Williams
Dawida	Lashinger	Preston	Wilson
Deal	Laughlin	Punt	Wogan
Dietz	Lehr	Rappaport	Wozniak
Dininni	Lescovitz	Rieger	Wright, D. R.
Dombrowski	Letterman	Robbins	Wright, R. C.
Donatucci	Levi	Rudy	Zwikel
Duffy	Levin	Ryan	
Durham	Linton	Rybak	Irvis,
Evans	Livengood	Saloom	Speaker
Fargo			

NAYS—32

Afflerbach	DeVerter	Kennedy	Pievsky
Angstadt	Dorr	Klingaman	Reber
Armstrong	Galle	McClatchy	Reinard
Boyes	Greenwood	Madigan	Richardson
Brandt	Hayes	Manderino	Schuler
Broujos	Herman	Merry	Sirianni
Burns	Honaman	Mowery	Spencer
Clymer	Johnson	Noye	Wright, J. L.

NOT VOTING—4

Cohen	McIntyre	Pitts	Serafini
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EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Miss SIRIANNI offered the following amendment No. A1674:

Amend Sec. 212, page 82, line 2, by striking out all of said line and inserting

State appropriation..... 1,213,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the lady from Susquehanna, Miss Sirianni.

Miss SIRIANNI. Mr. Speaker, it changes the State appropriation from \$1,194,000 to \$1,213,000 for the fixed charges in lieu of taxes on forest lands.

The SPEAKER pro tempore. The Chair thanks the lady.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—187

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

NAYS—5

Afflerbach	Deal	Manderino	Pievsky
Alderette			

NOT VOTING—7

Beloff	Foster, Jr., A.	Maiale
Cohen	McIntyre	
Donatucci		Irvis, Speaker

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. COLE offered the following amendments No. A1521:

Amend Sec. 214, page 90, line 14, by striking out all of said line and inserting

State appropriation.....	4,000,000
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Amend Sec. 606, page 195, by inserting between lines 5 and 6

(i) The appropriation in Part II to the Department of Health for the Cancer control, prevention and research program shall be a continuing appropriation.

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Mr. Speaker, this money is for the cancer control plan for Pennsylvania. In this year's budget the amount is \$4 million. This is the same amount I am proposing in this amendment for the coming fiscal year.

Because the startup in the program has been slow, the \$4 million is not going to be anywhere spent in this year's budget, but I think that in the upcoming budget we will be able to come up with the necessary projects and programs to spend \$4 million for the very much needed cancer control plan for Pennsylvania.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—186

Alderette	Fattah	Linton	Ryan
Angstadt	Fee	Livengood	Rybak
Armstrong	Fischer	Lloyd	Saloom
Arty	Flick	Lucyk	Salvatore
Baldwin	Foster, W. W.	McCall	Saurman
Barber	Foster, Jr., A.	McClatchy	Scheetz
Battisto	Freeman	McHale	Schuler
Belardi	Freind	McMonagle	Semmel
Belfanti	Fryer	Mackowski	Serafini
Blaum	Gallagher	Madigan	Seventy
Book	Gallen	Maiale	Showers
Bowser	Gamble	Manmiller	Smith, B.
Boyes	Gannon	Markosek	Smith, L. E.
Brandt	Geist	Mayernik	Snyder, D. W.
Broujos	George	Merry	Snyder, G. M.
Bunt	Gladeck	Michlovic	Spencer
Burd	Godshall	Micozzie	Spitz
Burns	Greenwood	Miller	Stairs

Caltagirone	Grieco	Miscevich	Steighner
Cappabianca	Gruitza	Moehlmann	Stevens
Carn	Gruppo	Morris	Stewart
Cawley	Hagarty	Mrkonic	Stuban
Cessar	Haluska	Murphy	Sweet
Cimini	Harper	Nahill	Swift
Civera	Hasay	Noye	Taylor, E. Z.
Clymer	Hayes	O'Brien	Taylor, F. E.
Colafella	Herman	O'Donnell	Telek
Cole	Hershey	Olasz	Tigue
Cordisco	Hoeffel	Oliver	Truman
Cornell	Honaman	Perzel	Van Horne
Coslett	Hutchinson	Peterson	Vroon
Cowell	Itkin	Petrone	Wachob
Coy	Jackson	Phillips	Wambach
Deluca	Jarolin	Piccola	Wargo
DeVerter	Johnson	Pistella	Wass
DeWeese	Kasunic	Pitts	Weston
Daley	Kennedy	Pott	Wiggins
Davies	Klingaman	Pratt	Williams
Dawida	Kosinski	Preston	Wilson
Dietz	Kukovich	Punt	Wogan
Dininni	Lashingier	Rappaport	Wozniak
Dombrowski	Laughlin	Reber	Wright, D. R.
Dorr	Lehr	Reinard	Wright, R. C.
Duffy	Lescovitz	Richardson	Zwilk
Durham	Letterman	Rieger	
Evans	Levi	Robbins	Irvis, Speaker
Fargo	Levin	Rudy	

NAYS—5

Afflerbach	Manderino	Mowery	Pievsky
Deal			

NOT VOTING—8

Beloff	Cohen	McIntyre	Sirianni
Clark	Donatucci	Petrarca	Wright, J. L.

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. SALVATORE offered the following amendment No. A1660:

Amend Sec. 214, page 90, by inserting between lines 17 and 18 For the creation of a nursing home ombudsman.

State appropriation.....	100,000
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On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Salvatore.

Mr. SALVATORE. Mr. Speaker, this is an appropriation of \$100,000 for the creation of a nursing home ombudsman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—176

Angstadt	Evans	Lescovitz	Rieger
Armstrong	Fargo	Letterman	Robbins
Arty	Fee	Levi	Rudy
Baldwin	Fischer	Levin	Ryan

Barber	Flick	Livengood	Rybak
Battisto	Foster, W. W.	Lloyd	Saloom
Belardi	Foster, Jr., A.	Lucyk	Salvatore
Belfanti	Freeman	McCall	Saurman
Blaum	Freind	McClatchy	Scheetz
Book	Fryer	McHale	Schuler
Bowser	Gallagher	McMonagle	Semmel
Boyes	Gallen	Mackowski	Serafini
Brandt	Gamble	Madigan	Seventy
Broujos	Gannon	Manmiller	Showers
Bunt	Geist	Markosek	Smith, B.
Burd	George	Mayernik	Smith, L. E.
Burns	Gladeck	Merry	Snyder, D. W.
Caltagirone	Godshall	Micozzie	Snyder, G. M.
Cappabianca	Greenwood	Miller	Spencer
Carn	Grieco	Miscevich	Spitz
Cawley	Gruitza	Moehlmann	Stairs
Cessar	Gruppo	Morris	Steighner
Cimini	Hagarty	Mowery	Stevens
Civera	Haluska	Mrkonic	Stewart
Clymer	Harper	Nahill	Stuban
Colafella	Hasay	Noye	Swift
Cole	Hayes	O'Brien	Taylor, E. Z.
Cordisco	Herman	O'Donnell	Taylor, F. E.
Cornell	Hershey	Olasz	Telek
Coslett	Hoeffel	Oliver	Tigue
Cowell	Honaman	Perzel	Truman
Coy	Hutchinson	Peterson	Vroon
Deluca	Itkin	Petrone	Wachob
DeWeese	Jackson	Phillips	Wambach
Daley	Jarolin	Piccola	Wargo
Davies	Johnson	Pistella	Wass
Dawida	Kasunic	Pitts	Weston
Deal	Kennedy	Pott	Williams
Dietz	Klingaman	Preston	Wilson
Dininni	Kosinski	Punt	Wogan
Dombrowski	Kukovich	Rappaport	Wozniak
Dorr	Lashinger	Reber	Wright, D. R.
Duffy	Laughlin	Reinard	Wright, R. C.
Durham	Lehr	Richardson	Zwikl

NAYS—8

Afflerbach	DeVerter	Michlovic	Pievsky
Alderette	Manderino	Murphy	Van Horne

NOT VOTING—15

Beloff	Linton	Pratt	Wright, J. L.
Clark	McIntyre	Sirianni	
Cohen	Maiale	Sweet	Irvis,
Donatucci	Petrarca	Wiggins	Speaker
Fattah			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

REMARKS ON VOTE

The SPEAKER pro tempore. The Chair recognizes the gentleman from York, Mr. Foster. For what purpose does the gentleman rise?

Mr. A. C. FOSTER. Mr. Speaker, on amendment 1674 to HB 2051, my switch was operative but I was not. I would like to be recorded in the affirmative.

The SPEAKER pro tempore. The Chair thanks the gentleman, and his remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. ITKIN offered the following amendment No. A1636:

Amend Sec. 216, page 97, line 8, by striking out all of said line and inserting

State appropriation..... 12,400,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, in an effort to address the needs of severely handicapped who are judged ineligible for normal rehabilitation services due to a lack of vocational potential, \$1.4 million in State funds has been provided by this amendment to expand and improve the centers for independent living program which was begun initially with Federal vocational rehabilitation funds.

This State funding will allow for expansion of services at four existing centers for independent living and the establishment of a new CIL in the Wilkes-Barre-Scranton area. A broad range of services would be provided, including referral and counseling services, independent living skills training, housing and transportation referral and assistance, physical and mental restoration services, and education and training necessary to live in a community setting.

These services are being provided to improve the ability of a severely handicapped person to live more independently in family and community, to be able ultimately to enter the vocational rehabilitation program, and finally, to secure and maintain employment.

Mr. Speaker, the Governor has recommended that this program be established with the use of State funds. I concur, and I ask the House to adopt this amendment into our budget.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—182

Angstadt	Fargo	Levin	Robbins
Armstrong	Fattah	Linton	Rudy
Arty	Fee	Livengood	Ryan
Baldwin	Fischer	Lloyd	Rybak
Barber	Flick	Lucyk	Saloom
Battisto	Foster, W. W.	McCall	Salvatore
Belardi	Foster, Jr., A.	McHale	Saurman
Belfanti	Freeman	McMonagle	Scheetz
Blaum	Freind	Mackowski	Schuler
Book	Fryer	Madigan	Semmel
Bowser	Gallagher	Manmiller	Serafini
Boyes	Gallen	Markosek	Seventy
Brandt	Gamble	Mayernik	Showers
Broujos	Gannon	Merry	Sirianni
Bunt	Geist	Micozzie	Smith, B.
Burd	George	Miller	Smith, L. E.
Burns	Gladeck	Miscevich	Snyder, D. W.
Caltagirone	Godshall	Moehlmann	Snyder, G. M.
Cappabianca	Grieco	Morris	Spencer
Cawley	Gruitza	Mowery	Spitz
Cessar	Gruppo	Mrkonic	Stairs

Cimini	Hagarty	Murphy	Steighner
Civera	Haluska	Nahill	Stevens
Clark	Harper	Noye	Stewart
Clymer	Hasay	O'Brien	Stuban
Colafrilla	Hayes	O'Donnell	Swift
Cole	Herman	Olasz	Taylor, E. Z.
Cordisco	Hershey	Oliver	Taylor, F. E.
Cornell	Hoefel	Perzel	Telek
Coslett	Honaman	Peterson	Tigue
Cowell	Hutchinson	Petrarca	Truman
Coy	Itkin	Petrone	Vroon
Deluca	Jackson	Phillips	Wachob
DeVerter	Jarolin	Piccola	Wambach
DeWeese	Johnson	Pistella	Wargo
Daley	Kasunic	Pitts	Wass
Davies	Kennedy	Pott	Weston
Dawida	Klingaman	Pratt	Wiggins
Deal	Kosinski	Preston	Williams
Dietz	Kukovich	Punt	Wilson
Dininni	Lashingner	Rappaport	Wogan
Dombrowski	Laughlin	Reber	Wozniak
Dorr	Lehr	Reinard	Wright, D. R.
Duffy	Lescovitz	Richardson	Wright, R. C.
Durham	Letterman	Rieger	Zwinkl
Evans	Levi		

NAYS—6

Afferbach	McClatchy	Pievsky	Sweet
Alderette	Manderino		

NOT VOTING—11

Beloff	Greenwood	Michlovic	Irvis,
Carn	McIntyre	Van Horne	Speaker
Cohen	Maiale	Wright, J. L.	
Donatucci			

EXCUSED—4

Kowalshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. SHOWERS offered the following amendment No. A1641:

Amend Sec. 218, page 105, by inserting between lines 27 and 28

(4) "Social Services Human Services Development Fund" - For provision of human services and improvements in the local human service delivery system.

Federal appropriation..... 5,500,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Union, Mr. Showers.

Mr. SHOWERS. Thank you, Mr. Speaker.

I offer this amendment to restore the \$5.5 million to this budget which the Governor had proposed entitled "Social Services Human Services Development Fund." This line item would provide for human services and improvements in the local human service delivery system by an appropriation of Federal title 20 moneys. The Social/Human Services Fund would give counties broad discretion in spending the money

across the six major categorical programs. It would not be utilized to fund program services already contracted for, such as family planning, legal services, and day care.

I urge the members' support of this amendment to restore this important funding stream to our county governments. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lancaster, Mr. Brandt.

Mr. BRANDT. Thank you, Mr. Speaker.

I join with Representative Showers and Representative Levi in this amendment. I had an amendment drawn similar to this, and I support this. Thank you very much.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—188

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

NAYS—4

Afferbach	Alderette	Manderino	Pievsky
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NOT VOTING—7

Beloff	McIntyre	Wright, J. L.
Clark	Maiale	
Donatucci		Irvis, Speaker

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. DOMBROWSKI offered the following amendment No. A1610:

Amend Sec. 218, page 117, lines 28 through 30; page 118, lines 1 through 30; page 119, lines 1 through 18, by striking out all of said lines on said pages and inserting

For medical assistance - long-term care facilities and for reimbursements to nursing homes which shall include the provision of an increase in nursing home per diems to consist of an average increase of 9.25% in per diem net operating ceilings for nursing homes in 1984-1985 over the per diem net operating ceilings published by the department in the Pennsylvania Bulletin, Vol. 14, Number 7, and adjustments to interim per diem rates resulting from the submission of cost reports and the completion of audits.

State appropriation..... 134,377,000

The following Federal augmentation amounts, or as much thereof as may be necessary, are hereby specifically appropriated to supplement the sum appropriated from Commonwealth revenues for long-term care facilities:

(1) "Medical Assistance - Long-term Facilities" - For provision of services to patients in long-term care facilities.

Federal appropriation.....359,726,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Erie, Mr. Dombrowski.

Mr. DOMBROWSKI. Thank you, Mr. Speaker.

This amendment would increase the State appropriation for nursing homes in Pennsylvania by \$10 million and matching funds from the Federal Government by \$13.2 million. It would increase the per diem net operating ceilings for nursing homes from 5.25 percent to 9.25 percent over ceilings published by the department. I ask for an affirmative vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—182

Angstadt	Evans	Levin	Ryan
Armstrong	Fargo	Livengood	Rybak
Arty	Fee	Lloyd	Saloom
Baldwin	Fischer	Lucyk	Salvatore
Barber	Flick	McCall	Saurman

Battisto	Foster, W. W.	McHale	Scheetz
Belardi	Foster, Jr., A.	McMonagle	Schuler
Belfanti	Freeman	Mackowski	Semmel
Blaum	Freind	Madigan	Serafini
Book	Fryer	Manmiller	Seventy
Bowser	Gallagher	Markosek	Showers
Boyes	Gallen	Mayernik	Sirianni
Brandt	Gamble	Merry	Smith, B.
Broujos	Gannon	Michlovic	Smith, L. E.
Bunt	Geist	Micozzie	Snyder, D. W.
Burd	George	Miller	Snyder, G. M.
Burns	Gladeck	Miscevich	Spencer
Caltagirone	Godshall	Moehlmann	Spitz
Cappabianca	Greenwood	Morris	Stairs
Carn	Grieco	Mrkonic	Steighner
Cawley	Gruppo	Murphy	Stevens
Cessar	Hagarty	Nahill	Stewart
Cimini	Haluska	Noye	Stuban
Civera	Harper	O'Brien	Sweet
Clark	Hasay	O'Donnell	Swift
Clymer	Hayes	Olasz	Taylor, E. Z.
Cohen	Herman	Oliver	Taylor, F. E.
Colafella	Hershey	Perzel	Telek
Cole	Hoefel	Peterson	Tigue
Cordisco	Honaman	Petrarca	Truman
Cornell	Hutchinson	Petrone	Van Horne
Coslett	Itkin	Phillips	Vroon
Cowell	Jackson	Piccola	Wachob
Coy	Jarolin	Pistella	Wambach
Deluca	Johnson	Pitts	Wargo
DeVerter	Kasunic	Pott	Wass
DeWeese	Kennedy	Pratt	Weston
Daley	Klingaman	Preston	Wiggins
Davies	Kosinski	Punt	Williams
Dawida	Kukovich	Rappaport	Wilson
Dietz	Lashingner	Reber	Wogan
Dininni	Laughlin	Reinard	Wozniak
Dombrowski	Lehr	Rieger	Wright, D. R.
Dorr	Lescovitz	Robbins	Wright, R. C.
Duffy	Letterman	Rudy	Zwilk
Durham	Levi		

NAYS—6

Afflerbach	McClatchy	Mowery	Pievsky
Alderette	Manderino		

NOT VOTING—11

Beloff	Gruitza	Maiale	Irvis, Speaker
Deal	Linton	Richardson	
Donatucci	McIntyre	Wright, J. L.	
Fattah			

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Bucks, Mr. Wilson, who introduces amendment A1502.

Mr. WILSON. Mr. Speaker, prior to introducing my amendment, I would like to ask if the gentleman, Mr. Pievsky, would answer brief interrogation.

The SPEAKER pro tempore. Will the gentleman, Mr. Pievsky, stand for a period of interrogation? The gentleman indicates he will. The gentleman, Mr. Wilson, is in order and may proceed.

Mr. WILSON. Thank you, Mr. Speaker.

Mr. Speaker, on page 131 of HB 2051, PN 2784, beginning on line 21 and continuing through 26, is a general description of \$1,100,000 to be expended. Can you tell me, beyond this description, what that money is for?

Mr. PIEVSKY. What page are you on, Mr. Speaker?

Mr. WILSON. Page 131.

Mr. PIEVSKY. This appropriation provides the administrative coordination, planning, and support for all urban, rural, and intercity public transportation as well as freight transportation.

Mr. WILSON. I did not hear the last part, sir.

Mr. PIEVSKY. As well as freight transportation.

Mr. WILSON. This would be for the operation of the deputy secretary of mass transportation and waterways and things like that?

Mr. PIEVSKY. Right. It is all administrative, no programs involved.

Mr. WILSON. I thank the gentleman.

Mr. Speaker?

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Wilson.

Mr. WILSON. Mr. Speaker, I would in fact like to offer an amendment at this time, amendment A1695, which is a change from the one that is in your book, because I revised it, sir.

The SPEAKER pro tempore. Is the gentleman dropping A1502?

Mr. WILSON. That is affirmative, sir. Yes, Mr. Speaker.

The SPEAKER pro tempore. The gentleman is dropping that amendment?

Mr. WILSON. Yes. In substitution for that, I am inserting A1695.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. WILSON offered the following amendment No. A1695:

Amend Sec. 221, page 131, line 26, by inserting after "transportation."

No part of this appropriation shall be expended by the department when the Secretary of Transportation has not adhered to all applicable statutes and legislative mandates.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Bucks, Mr. Wilson.

Mr. WILSON. I thank the Speaker.

Mr. Speaker, this General Assembly has from time to time passed legislation and the Governor has signed into law certain requirements for many of the departments, mandating that they do certain things. In this case I speak to the Department of Transportation, which in fact has ignored direction from the General Assembly.

I have chosen in this case, in this amendment, to suggest that before they blow this money on travel and good times and more bureaucratic operations, that we suggest that the Secretary of Transportation, Mr. Larson, adhere to all the applicable statutes and legislative mandates. This amendment simply says—and it does not change any money one way or another—that they cannot spend this money until they adhere to the legislative mandates and laws that we pass. I would appreciate your concurrence in my thinking.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

We have been following the packet, and I understand Mr. Wilson has substituted an amendment which many of us cannot find or perhaps have not even received yet. It appears his amendment is short. Would he be kind enough to read the language for everyone so that we know what we are voting on?

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Wilson.

Mr. WILSON. I thank the gentleman for his impact. I did give you part of it, and it is very short, Mr. Speaker. It says simply, on page 131, line 26, you shall insert after the word "transportation" the following: "No part of this appropriation shall be expended by the department when the Secretary of Transportation has not adhered to all applicable statutes and legislative mandates." That is it, and I speak only to that \$1,100,000 that Mr. Pievsky said is for the bureaucratic or general governmental operations. It has no effect on any of the delivery of services that they provide.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Cowell.

Mr. COWELL. Mr. Speaker, if Mr. Wilson would consent to further interrogation.

The SPEAKER pro tempore. The gentleman indicates he will. The gentleman, Mr. Cowell, is in order and may proceed.

Mr. COWELL. Mr. Speaker, if I recall correctly, the language you just read says if the Secretary does not adhere to or not until the Secretary has adhered to the provisions of law. Who will make the judgment whether the Secretary has or has not adhered to the provisions of law and can proceed to spend any of this money?

Mr. WILSON. Legal consultation suggested, and I pursued that same point— As a matter of fact, the original amendment that I deferred for this amendment spoke to allocating that judgment to a committee of the House. I do not believe that is correct. Legal consultation suggested that anyone, any citizen of this Commonwealth, could bring suit, could file a complaint against the Secretary of Transportation if in fact he spent this money without adhering to this language that I would hope we would insert in this amendment.

Mr. COWELL. Mr. Speaker, further interrogation.

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

Mr. COWELL. Is it appropriate to conclude then that any citizen would really have two bases upon which to file some type of suit against the Secretary of Transportation - one, for violating this particular appropriations act, and secondly, for violating whatever other law they were supposed to enforce to begin with?

Mr. WILSON. It would be my assumption that any law, any mandate, which is in fact a statute passed by this General Assembly and signed by the Governor, that the Secretary of Transportation did not adhere to and did not apply to his operation, he then would be in a position to be subject to a suit that could be brought against him. I would suggest to you that this would also apply, if we saw fit, to any other secretary who sought to do this, but I think that one warning should be enough.

Mr. COWELL. And finally, Mr. Speaker, in a way of interrogation, would this same kind of provision apply to the Secretary's mandate to implement Federal law or findings of Federal courts, for instance? Or are we talking only about State law?

Mr. WILSON. I am reading it again. I would think that "legislative mandates" would be interpreted to be this General Assembly.

Mr. COWELL. Is that the intent of the maker of the amendment?

Mr. WILSON. That is affirmative; yes, sir.

Mr. COWELL. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—185

Angstadt	Evans	Linton	Rudy
Armstrong	Fargo	Livengood	Ryan
Arty	Fattah	Lucyk	Rybak
Baldwin	Fee	McCall	Saloom
Barber	Fischer	McClatchy	Salvatore
Battisto	Flick	McHale	Saurman
Belardi	Foster, W. W.	McMonagle	Scheetz
Belfanti	Foster, Jr., A.	Mackowski	Schuler
Blaum	Freeman	Madigan	Semmel
Book	Freind	Manmiller	Serafini
Bowser	Fryer	Markosek	Seventy
Boyes	Gallagher	Mayernik	Showers
Brandt	Gallen	Merry	Sirianni
Broujos	Gamble	Michlovic	Smith, B.
Bunt	Gannon	Micozzie	Smith, L. E.
Burd	Geist	Miller	Snyder, D. W.
Burns	George	Miscevich	Snyder, G. M.
Caltagirone	Gladeck	Moehlmann	Spencer
Cappabianca	Godshall	Morris	Spitz
Carn	Greenwood	Mowery	Stairs
Cawley	Grieco	Mrkonic	Steighner
Cessar	Gruitza	Murphy	Stevens
Cimini	Gruppo	Nahill	Stewart
Civera	Hagarty	Noye	Stuban
Clark	Harper	O'Brien	Sweet
Clymer	Hasay	O'Donnell	Swift
Cohen	Hayes	Olasz	Taylor, E. Z.
Colafella	Herman	Oliver	Taylor, F. E.
Cole	Hershey	Perzel	Telek
Cordisco	Hoeffel	Peterson	Tigue
Cornell	Itkin	Petrarca	Truman

Coslett	Jackson	Petrone	Van Horne
Cowell	Jarolin	Phillips	Vroon
Coy	Johnson	Piccola	Wachob
Deluca	Kasunic	Pistella	Wambach
DeVerter	Kennedy	Pitts	Wargo
DeWeese	Klingaman	Pott	Wass
Daley	Kosinski	Pratt	Weston
Davies	Kukovich	Preston	Wiggins
Dawida	Lashingier	Punt	Williams
Deal	Laughlin	Rappaport	Wilson
Dietz	Lehr	Reber	Wogan
Dininni	Lescovitz	Reinard	Wozniak
Donatucci	Letterman	Richardson	Wright, J. L.
Dorr	Levi	Rieger	Wright, R. C.
Duffy	Levin	Robbins	Zwinkl
Durham			

NAYS—8

Afflerbach	Dombrowski	Lloyd	Pievsky
Alderette	Hutchinson	Manderino	Wright, D. R.

NOT VOTING—6

Beloff	Honaman	Maiale	
Haluska	McIntyre		
		Irvis,	
		Speaker	

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. HUTCHINSON offered the following amendment No. A1606:

Amend Sec. 222, page 135, line 25, by striking out all of said line and inserting

State appropriation..... 105,903,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Westmoreland, Mr. Hutchinson.

Mr. HUTCHINSON. Mr. Speaker, what this simple amendment does is add \$50 million to the State appropriation for the State Police. This is about the 14th or 15th time I have tried it, and we were lucky once to do it. I do not think that the State Police should be getting over \$100-and-some million out of the Highway Fund, so I think the General Fund should be paying for it. There is money that could be used for the Department of Transportation even if Mr. Wilson wanted to take it away.

But that is all it does - take \$50 million and put it into the General Fund - and when the transportation bill comes, if this passes, I will take \$50 million out of that. Thank you very much.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Bucks, Mr. Wilson.

Mr. WILSON. Mr. Speaker, I would just like to correct the gentleman, Mr. Hutchinson. I did not want to take any money away from the department. I simply wanted to have

the department adhere to the laws passed by the Commonwealth of Pennsylvania in this General Assembly. That is all I wanted to do, and I find that the way to do it is to cut off some of their pay money.

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

The following roll call was recorded:

YEAS—176

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

NAYS—16

Afflerbach	Greenwood	McClatchy	Pievsky
Cawley	Hoeffel	Manderino	Rudy
Cowell	Itkin	Morris	Smith, L. E.
DeVerter	Lloyd	Mowery	Sweet

NOT VOTING—7

Beloff	Maiale	Wiggins
Honaman	Pratt	
McIntyre		Irvis, Speaker

EXCUSED—4

Kowalyshyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. ZWIKL offered the following amendment No. A1459:

Amend Sec. 227, page 139, line 26, by striking out all of said line and inserting
State appropriation..... 9,416,000

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lehigh, Mr. Zwikl.

Mr. ZWIKL. Thank you, Mr. Speaker.

This amendment restores \$173,000 to general government operations for the Pennsylvania Historical and Museum Commission. It brings the appropriation in line with the original request of the Governor. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—186

Angstadt	Evans	Linton	Robbins
Armstrong	Fargo	Livengood	Rudy
Arty	Fattah	Lloyd	Ryan
Baldwin	Fee	Lucyk	Rybak
Barber	Fischer	McCall	Saloom
Battisto	Flick	McClatchy	Salvatore
Belardi	Foster, W. W.	McHale	Saurman
Belfanti	Foster, Jr., A.	McMonagle	Scheetz
Blaum	Freeman	Mackowski	Schuler
Book	Freind	Madigan	Semmel
Bowser	Fryer	Manmiller	Serafini
Boyes	Gallagher	Markosek	Seventy
Brandt	Gallen	Mayernik	Showers
Broujos	Gamble	Merry	Sirianni
Burd	Gannon	Michlovic	Smith, B.
Burns	Geist	Micozzie	Smith, L. E.
Caltagirone	George	Miller	Snyder, D. W.
Cappabianca	Gladeck	Miscevich	Snyder, G. M.
Carn	Godshall	Moehlmann	Spencer
Cawley	Greenwood	Morris	Spitz
Cessar	Grieco	Mowery	Stairs
Cimini	Gruitza	Mrkonic	Steighner
Civera	Gruppo	Murphy	Stevens
Clark	Hagarty	Nahill	Stewart
Clymer	Harper	Noye	Suban
Colafella	Hasay	O'Brien	Swift
Cole	Hayes	O'Donnell	Taylor, E. Z.
Cordisco	Herman	Olasz	Taylor, F. E.
Cornell	Hershey	Oliver	Telek
Coslett	Hoeffel	Perzel	Tigue
Cowell	Hutchinson	Peterson	Truman
Coy	Itkin	Petrarca	Van Horne
Deluca	Jackson	Petrone	Vroon
DeVerter	Jarolin	Phillips	Wachob
DeWeese	Johnson	Piccola	Wambach
Daley	Kasunic	Pistella	Wargo
Davies	Kennedy	Pitts	Wass
Dawida	Klingaman	Pott	Weston
Deal	Kosinski	Pratt	Williams
Dietz	Kukovich	Preston	Wilson
	Lashinger	Punt	Wogan

Dininni	Laughlin	Rappaport	Wozniak
Dombrowski	Lehr	Reber	Wright, D. R.
Donatucci	Lescovitz	Reinard	Wright, J. L.
Dorr	Letterman	Richardson	Wright, R. C.
Duffy	Levi	Rieger	Zwikel
Durham			

NAYS—5

Afflerbach	Manderino	Pievsky	Sweet
Alderette			

NOT VOTING—8

Beloff	Honaman	Wiggins
Cohen	McIntyre	
Haluska	Maiale	Irvis, Speaker

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. ZWIKL offered the following amendment No. A1461:

Amend Sec. 227, page 140, by inserting between lines 15 and 16

To implement the act of (P.L. , No.), known as the Local History Development Act and the act of (P.L. , No.), known as the Legislative History Act.

State appropriation..... 180,000

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lehigh, Mr. Zwikel.

Mr. ZWIKL. Thank you, Mr. Speaker.

This amendment would add \$180,000 to the budget which would go to the Pennsylvania Historical and Museum Commission to fund the Local History Development Act and the Legislative History Act that were passed earlier in this session by the House of Representatives.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—187

Angstadt	Fattah	Livengood	Rudy
Armstrong	Fee	Lloyd	Ryan
Arty	Fischer	Lucyk	Rybak
Baldwin	Flick	McCall	Saloom
Barber	Foster, W. W.	McClatchy	Salvatore
Battisto	Foster, Jr., A.	McHale	Saurman
Belardi	Freeman	McMonagle	Scheetz
Belfanti	Freind	Mackowski	Schuler
Blaum	Fryer	Madigan	Semmel
Book	Gallagher	Maiale	Serafini
Bowser	Gallen	Manmiller	Seventy
Boyes	Gamble	Markosek	Showers
Brandt	Gannon	Mayernik	Sirianni
Bunt	Geist	Merry	Smith, B.
Burd	George	Michlovic	Smith, L. E.
Burns	Gladeck	Micozzie	Snyder, D. W.
Caltagirone	Godshall	Miller	Snyder, G. M.

Cappabianca	Greenwood	Miscevich	Spencer
Carn	Grieco	Moehlmann	Spitz
Cawley	Gruitza	Morris	Stairs
Cessar	Gruppo	Mowery	Steighner
Cimini	Hagarty	Mrkonic	Stevens
Civera	Haluska	Murphy	Stewart
Clark	Harper	Nahill	Stuban
Clymer	Hasay	Noye	Sweet
Colafella	Hayes	O'Brien	Swift
Cole	Herman	O'Donnell	Taylor, E. Z.
Cordisco	Hershey	Olasz	Taylor, F. E.
Cornell	Hoeffel	Oliver	Telek
Coslett	Hutchinson	Perzel	Tigue
Cowell	Itkin	Peterson	Truman
Coy	Jackson	Petrarca	Van Horne
Deluca	Jarolin	Petrone	Vroon
DeVerter	Johnson	Phillips	Wachob
DeWeese	Kasunic	Piccola	Wambach
Daley	Kennedy	Pistella	Wargo
Davies	Klingaman	Pitts	Wass
Dawida	Kosinski	Pott	Weston
Dietz	Kukovich	Pratt	Williams
Dininni	Lashinger	Preston	Wilson
Dombrowski	Laughlin	Punt	Wogan
Donatucci	Lehr	Rappaport	Wozniak
Dorr	Lescovitz	Reber	Wright, D. R.
Duffy	Letterman	Reinard	Wright, J. L.
Durham	Levi	Richardson	Wright, R. C.
Evans	Levin	Rieger	Zwikel
Fargo	Linton	Robbins	

NAYS—6

Afflerbach	Broujos	Manderino	Pievsky
Alderette	Deal		

NOT VOTING—6

Beloff	Honaman	Wiggins
Cohen	McIntyre	
		Irvis, Speaker

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendment was agreed to.

REMARKS ON VOTES

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

Mr. HALUSKA. Mr. Speaker, I would like to be recorded in the affirmative on amendments A1695 and A1459 to HB 2051.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

CONSIDERATION OF HB 2051 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. LLOYD offered the following amendment No. A1574:

Amend Sec. 259, page 171, by inserting between lines 7 and 8

For an investigation of the environmental and public health consequences of the land application of sewage sludge; the adequacy of the Department of Environmental Resources regula-

tions, guidelines and monitoring to protect public health and the environment from serious adverse consequences; and the proper steps to be followed if adverse environmental or public health consequences are detected.

State appropriation..... 100,000

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

This amendment would authorize a review of the sewage sludge land application program to determine whether the Department of Environmental Resources regulations are adequate and to recommend improvements where deficiencies are discovered. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—184

Table listing names of members who voted 'YEAS' (184 total). Includes names like Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Book, Bowser, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Caltagirone, Cappabianca, Carn, Cawley, Cessar, Cimini, Civera, Clark, Clymer, Cohen, Colafella, Cole, Cordisco, Corneli, Coslett, Cowell, Coy, Deluca, DeWeese, Daley, Davies, Dawida, Dietz, Dininni, Dombrowski, Donatucci, Dorr, Duffy, Durham, Evans, Fargo, Fattah, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Fryer, Gallagher, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Greenwood, Grieco, Gruitza, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayes, Herman, Hershey, Hoeffel, Hutchinson, Itkin, Jackson, Jarolin, Johnson, Kasunic, Kennedy, Klingaman, Kosinski, Kukovich, Lashinger, Laughlin, Lehr, Lescovitz, Letterman, Levi, Levin, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, Mackowski, Madigan, Maiale, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Miscovich, Moehlmann, Morris, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Perzel, Peterson, Petrarca, Petrone, Phillips, Piccola, Pistella, Pitts, Pott, Pratt, Preston, Punt, Rappaport, Reber, Reinard, Richardson, Rieger, Robbins, Rudy, Rybak, Rybal, Saloom, Salvatore, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Snyder, D. W., Snyder, G. M., Spencer, Spitz, Stairs, Steighner, Stevens, Stewart, Stuban, Sweet, Swift, Taylor, E. Z., Taylor, F. E., Telek, Tigre, Truman, Van Horne, Vroon, Wachob, Wambach, Wargo, Wass, Weston, Williams, Wilson, Wogan, Wozniak, Wright, D. R., Wright, J. L., Wright, R. C.

NAYS—7

Table listing names of members who voted 'NAYS' (7 total). Includes Afflerbach, Alderette, DeVerter, Deal, Manderino, Pievsky, Smith, L. E.

NOT VOTING—8

Table listing names of members who did not vote (8 total). Includes Beloff, Honaman, McIntyre, McMonagle, Mowery, Wiggins, Zwikl, Irvis, Speaker.

EXCUSED—4

Table listing names of members who were excused (4 total). Includes Kowalshyn, McVerry, Marmion, Trello.

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

On the question recurring,
Will the House agree to the bill on third consideration as amended?

Mr. ZWIKL offered the following amendments No. A1515:

Amend Sec. 263, page 172, line 4, by striking out "Renovation" and inserting

Preservation

Amend Sec. 263, page 172, line 6, by striking out "Renovation" and inserting

Preservation

Amend Sec. 263, page 172, line 9, by striking out "Renovation" and inserting

Preservation

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lehigh, Mr. Zwikl.

Mr. ZWIKL. Mr. Speaker, on page 172 of HB 2051, reference is made to the Capitol Renovation Committee. The title of the committee is the Capitol Preservation Committee, and this makes that technical change at three places on this page.

On the question recurring,
Will the House agree to the amendments?

The following roll call was recorded:

YEAS—186

Table listing names of members who voted 'YEAS' (186 total). Includes Afflerbach, Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Book, Bowser, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Caltagirone, Cappabianca, Carn, Cawley, Cessar, Cimini, Civera, Clark, Clymer, Cohen, Colafella, Cole, Cordisco, Corneli, Coslett, Cowell, Coy, Deluca, DeWeese, Daley, Davies, Dawida, Dietz, Dininni, Dombrowski, Donatucci, Dorr, Duffy, Durham, Evans, Fargo, Fattah, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Fryer, Gallagher, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Greenwood, Grieco, Gruitza, Gruppo, Hagarty, Haluska, Levi, Levin, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, Mackowski, Madigan, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Miscovich, Moehlmann, Morris, Mrkonic, Murphy, Nahill, Noye, Robbins, Rudy, Ryan, Rybak, Saloom, Salvatore, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, L. E., Snyder, D. W., Snyder, G. M., Spencer, Spitz, Stairs, Steighner, Stevens, Stewart, Stuban.

Clymer	Harper	O'Brien	Sweet
Cohen	Hasay	O'Donnell	Swift
Colafrella	Hayes	Olasz	Taylor, E. Z.
Cole	Herman	Oliver	Taylor, F. E.
Cordisco	Hershey	Perzel	Telek
Cornell	Hoeffel	Peterson	Tigue
Coslett	Honaman	Petrarca	Truman
Cowell	Hutchinson	Petrone	Van Horne,
Coy	Itkin	Phillips	Vroon
Deluca	Jackson	Piccola	Wachob
DeVerter	Jarolin	Pistella	Wambach
DeWeese	Johnson	Pitts	Wargo
Daley	Kasunic	Pott	Wass
Davies	Kennedy	Pratt	Weston
Dawida	Klingaman	Preston	Williams
Dietz	Kosinski	Punt	Wilson
Dininni	Kukovich	Rappaport	Wogan
Dombrowski	Lashinger	Reber	Wright, D. R.
Donatucci	Laughlin	Reinard	Wright, J. L.
Dorr	Lehr	Richardson	Wright, R. C.
Duffy	Lescovitz	Rieger	Zwikel
Durham	Letterman		

NAYS—6

Alderette	Manderino	Pievsky	Wozniak
Deal	Mowery		

NOT VOTING—7

Beloff	McMonagle	Wiggins
Carn	Maiale	
McIntyre		Irvis, Speaker

EXCUSED—4

Kowalyszyn	McVerry	Marmion	Trello
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The question was determined in the affirmative, and the amendments were agreed to.

BILL PASSED OVER

The SPEAKER pro tempore. Without objection, HB 2051 will go over. The Chair hears no objection.

The Chair recognizes the gentleman from Montgomery, Mr. Saurman.

Mr. SAURMAN. Are you not taking any further amendments to HB 2051? I have one that was distributed, and I am just wondering if you are not taking any more or if it is not being recognized.

The SPEAKER pro tempore. Could it withstand a little seasoning until Monday?

Mr. SAURMAN. Certainly.

The SPEAKER pro tempore. We thank the gentleman.

Mr. SAURMAN. I just wanted to make sure it was not being overlooked. Thank you.

The SPEAKER pro tempore. Thank you, sir.

The Chair adds that there are a number of other amendments. There is another huge package being planned for your delight and pleasure.

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

Mr. ITKIN. Yes; I was just going to say that amendments will still be entertained. Please get your amendments in as quickly as possible, and they will be included in packet No. 3.

BILLS AND RESOLUTIONS PASSED OVER

The SPEAKER pro tempore. Without objection, all remaining bills and resolutions on today's calendar will be passed over. The Chair hears no objection.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1128, PN 2889 (Amended)

By Rep. OLIVER

An Act declaring a policy of the Commonwealth with regard to small business concerns owned by economically disadvantaged persons; creating the Economically Disadvantaged Owners Small Business Procurement Committee; providing for the operation of the committee; establishing a small business set-aside; establishing a procedure for the solicitation of bids and a broadening set-aside; and providing for an annual report to the Governor and General Assembly.

STATE GOVERNMENT.

MINES AND ENERGY MANAGEMENT COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Westmoreland, Mr. Petrarca.

Mr. PETRARCA. Mr. Speaker, the meeting of the Mines and Energy Management Committee will be moved up one-half hour tomorrow, from 10 o'clock to 9:30. Thank you.

The SPEAKER pro tempore. The meeting will be at 9:30 a.m. tomorrow - the Mines and Energy Management Committee headed by the illustrious Mr. Petrarca.

Does the majority leader have any business to come before the House? He indicates no.

Does the minority leader have any business to come before the House?

ADJOURNMENT

The SPEAKER pro tempore. The Chair now recognizes for the most prized motion, the adjournment motion, the gentleman from Philadelphia, Mr. Carn.

The Chair recognizes the gentleman.

Mr. CARN. Mr. Speaker, I move that this House do now adjourn until Monday, May 7, 1984, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:47 p.m., e.d.t., the House adjourned.