

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal

TUESDAY, MAY 15, 1984

SESSION OF 1984

168TH OF THE GENERAL ASSEMBLY

No. 34

HOUSE OF REPRESENTATIVES

The House convened at 11 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:

Heavenly Father, we give Thee thanks for this day and all the joys that combine to make it great. Thou hast met us in Thy Word, full of grace and truth; now settle Thy Word in our hearts and lives that it may direct us in the days which lie ahead. We have known afresh the fellowship of believers; now preserve and strengthen us in the joy of this fellowship and bind us together in the yoke of serving love.

O God, above all we praise Thee for Thy mercy and forgiving grace. Be Thou our safety throughout this day and help us in Thy name to constantly work to Thy honor and our peace. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Monday, May 14, 1984, will be postponed until the Journal is in print. The Chair hears no objection.

JOURNAL APPROVED

The SPEAKER. The Journal for Wednesday, April 25, 1984, however, is in print, and unless the Chair hears objection, the Chair will file the Journal as approved by the House. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2167 By Representatives LESCOVITZ, ALDERETTE, RYBAK, CALTAGIRONE, COLAFELLA, VAN HORNE, BATTISTO, McVERRY, HALUSKA, DALEY,

SEMMELE, KASUNIC, PRATT, DeLUCA, HERMAN and OLIVER

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), providing for the supervision and control of private prisons by the Office of General Counsel; and making editorial changes.

Referred to Committee on JUDICIARY, May 15, 1984.

No. 2168 By Representatives MOEHLMANN and JACKSON

An Act declaring and adopting the song "Pennsylvania," words and music by Mary Albert Attick, as the official State song of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, May 15, 1984.

No. 2169 By Representatives DeLUCA, TRELLO, KASUNIC, PISTELLA, BOOK, GRUPPO, E. Z. TAYLOR, McVERRY, SEVENTY, WILSON, OLASZ, DUFFY, VAN HORNE, DAWIDA, MICOZZIE, MURPHY, PETRONE, MAYERNIK, DURHAM, COWELL, CIVERA, ARTY, ITKIN, McCALL, COY, ALDERETTE, GAMBLE, PRESTON, MARKOSEK, CESSAR, POTT, FLICK, PETRARCA, WOGAN, J. L. WRIGHT, BOYES, ALDERETTE, MRKONIC, CALTAGIRONE, KOSINSKI, SALVATORE, LINTON, DeWEESE, KUKOVICH, B. SMITH, GANNON, FISCHER, LUCYK, CAWLEY and HERMAN

An Act amending the "Senior Citizens Rebate and Assistance Act," approved March 11, 1971 (P. L. 104, No. 3), increasing eligibility under the property tax or rent rebate or inflation dividend.

Referred to Committee on FINANCE, May 15, 1984.

No. 2170 By Representative COLAFELLA

An Act declaring and adopting the song "We Are The People," by David L. Clark, as the State song of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, May 15, 1984.

No. 2171 By Representatives COLAFELLA, TRELLO, ANGSTADT, DURHAM, PETRONE, LESCOVITZ, STEIGHNER, HALUSKA,

PRATT, PISTELLA, KASUNIC,
VAN HORNE, GEIST, MICOZZIE, DORR,
GODSHALL, E. Z. TAYLOR, SEMMEL,
HERMAN, BURD and BALDWIN

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), providing an increase in the discount rate.

Referred to Committee on FINANCE, May 15, 1984.

No. 2172 By Representatives DURHAM, MAYERNIK,
BATTISTO, BOWSER, CIMINI,
MRKONIC, POTT, PETRONE,
ANGSTADT, DeLUCA, ARTY and PRATT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, increasing the penalty for fleeing or attempting to elude a police officer.

Referred to Committee on TRANSPORTATION,
May 15, 1984.

No. 2173 By Representatives BUNT, MACKOWSKI,
WARGO, B. SMITH, CLYMER, FATTAH,
SEVENTY, ANGSTADT, D. W. SNYDER,
NOYE, AFFLERBACH, FLICK,
HALUSKA, KOSINSKI, HAGARTY,
PHILLIPS, CORNELL, MERRY,
MRKONIC, HERMAN, BOOK, SEMMEL,
E. Z. TAYLOR, MICHLOVIC, KASUNIC,
ALDERETTE, MORRIS, ARTY, BURD,
GLADECK, TELEK, MICOZZIE, DORR
and CIVERA

An Act amending the "Pennsylvania Turnpike Commission Act," approved May 21, 1937 (P. L. 774, No. 211), providing for access and exit by auxiliary service vehicles.

Referred to Committee on TRANSPORTATION,
May 15, 1984.

No. 2174 By Representative D. R. WRIGHT

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

Referred to Committee on TRANSPORTATION,
May 15, 1984.

No. 2175 By Representatives IRVIS, PIEVSKY,
RICHARDSON, LEVIN, DEAL,
WIGGINS, McMONAGLE, FATTAH,
CARN, LINTON and EVANS

An Act making an appropriation to the Afro-American Historical and Cultural Museum for operating expenses.

Referred to Committee on APPROPRIATIONS, May 15,
1984.

No. 2176 By Representatives DININNI and NAHILL

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), abolishing the State Transportation Commission and the State Transportation Advisory Committee; and providing for the establishment and powers and duties of a State Transportation Board.

Referred to Committee on TRANSPORTATION,
May 15, 1984.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 224 By Representatives PICCOLA,
KLINGAMAN, VAN HORNE, MICOZZIE,
HERSHEY, MORRIS and HERMAN

Urging the Pennsylvania Game Commission to reconsider its action which greatly increased the annual license rates for television cable power sites located on State game lands.

Referred to Committee on RULES, May 15, 1984.

No. 225 By Representatives D. R. WRIGHT,
MORRIS, STEWART, STEIGHNER,
COLE, STUBAN, RUDY, LETTERMAN,
KASUNIC, GEORGE, BELFANTI,
WACHOB, CALTAGIRONE, BATTISTO,
RYBAK, AFFLERBACH, PETRARCA,
McCALL, COY, ALDERETTE, BARBER,
HALUSKA, McINTYRE, PRATT,
PETRONE, LUCYK, FEE, DeLUCA,
BALDWIN, LEVI, STEVENS, HERMAN,
E. Z. TAYLOR, BURD, PHILLIPS,
GRIECO and DIETZ

Memorializing the President and the United States Congress to restore certain funding levels for rural residents.

Referred to Committee on RULES, May 15, 1984.

SENATE BILLS FOR CONCURRENCE

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

SB 1101, PN 1408

Referred to Committee on MILITARY AND VETERANS
AFFAIRS, May 15, 1984.

SB 1276, PN 1915

Referred to Committee on GAME AND FISHERIES,
May 15, 1984.

BILL SIGNED BY SPEAKER

The Chair gave notice that he was about to sign the following bill, which was then signed:

HB 58, PN 2544

An Act creating the Pennsylvania Adoption Cooperative Exchange; prescribing responsibilities; requiring certain agencies to cooperate with the exchange; and providing for regulations and staff.

LEAVE OF ABSENCE GRANTED

The SPEAKER. The Chair is about to take leaves of absence.

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

I ask for a leave of absence for the gentleman from Luzerne, Mr. JAROLIN, for today's session.

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

The Chair recognizes the minority whip.

At this time no leave is requested. The Chair thanks the gentleman.

MASTER ROLL CALL RECORDED

The SPEAKER. The Chair is about to place the master roll call for today. Members will proceed to vote.

The following roll call was recorded:

PRESENT—181

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

ADDITIONS—16

Barber	Durham	Godshall	Robbins
Bowser	Evans	Harper	Stairs
Carn	Fischer	Kosinski	Wiggins
DeWeese	Flick	Petrarca	Wright, R. C.

NOT VOTING—0

EXCUSED—5

Jarolin Rappaport Sweet Wozniak
Marmion

LEAVE ADDED—1

Maiale

LEAVE CANCELED—1

Jarolin

RESOLUTIONS REPORTED FROM COMMITTEE

HR 212, PN 2827 By Rep. MANDERINO
Memorializing Congress to pass the Fair Trade in Steel Act.

RULES.

HR 216, PN 2959 (Amended) By Rep. MANDERINO

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.

RULES.

HR 217, PN 2892 (Concurrent) By Rep. MANDERINO

Urging the Insurance Department to investigate the availability and the reasonableness of the cost of liability insurance regarding asbestos removal and encapsulation in the Commonwealth's public schools.

RULES.

HR 218, PN 2893 By Rep. MANDERINO
Commemorating the 40th anniversary of D-Day.

RULES.

HR 220, PN 2910 By Rep. MANDERINO
Congratulating Sydney Maree on achieving United States citizenship and wishing him success in the 1984 Summer Olympics.

RULES.

SR 86, PN 1522 (Concurrent) By Rep. MANDERINO

Providing for a special bipartisan committee to investigate and make recommendations to the General Assembly on the sponsorship of the first "Pennsylvania Products Exposition."

RULES.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that the following bills be removed from the tabled calendar and placed on the active calendar:

- HB 115;
- HB 1950;
- HB 2035;
- HB 2099;
- SB 1045; and

SB 1220.

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

MEMBERS' PRESENCE RECORDED

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

Mr. GODSHALL. Mr. Speaker, I would like to be recorded on the master roll call, seat 123.

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

Mr. DeWeese's name will be added to the master roll.

SENATE MESSAGE

**ADJOURNMENT RESOLUTION
FOR CONCURRENCE**

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate, May 14, 1984

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, May 21, 1984 unless sooner recalled by the President Pro Tempore, and when the House of Representatives adjourns this week it reconvene on Monday, May 21, 1984 unless sooner recalled by the Speaker.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

MEMBERS' PRESENCE RECORDED

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

Mr. DEAL. Mr. Speaker, I would like to request that my name be added to the master roll call.

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

Mr. Evans', Mr. Barber's, and Mr. Stairs' names will be added to the master roll. Mr. Fischer's name will be added to the master roll. Mr. Miller's name will be added to the master roll. Mrs. Harper's name is added to the master roll.

CALENDAR

**BILLS AGREED TO
ON SECOND CONSIDERATION**

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

SB 952, PN 1993.

MEMBER'S PRESENCE RECORDED

The SPEAKER. Mr. Kosinski's name will be added to the master roll.

**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 1745, PN 2243.

MEMBER'S PRESENCE RECORDED

The SPEAKER. Mr. Bowser's name will be added to the master roll.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1811, PN 2355**, entitled:

An Act making an appropriation to the Historical and Museum Commission for the restoration and preservation of the Civil War flags presently housed in the glass display cases in the Capitol Rotunda.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—179

Afflerbach	Duffy	Linton	Robbins
Alderette	Fargo	Livengood	Ryan
Angstadt	Fattah	Lloyd	Rybak
Armstrong	Fee	Lucyk	Saloom
Baldwin	Fischer	McCall	Salvatore
Barber	Foster, W. W.	McClatchy	Saurman
Battisto	Foster, Jr., A.	McHale	Scheetz
Belardi	Freeman	McIntyre	Schuler
Belfanti	Freind	McMonagle	Semmel
Blaum	Fryer	McVerry	Serafini
Book	Gallagher	Mackowski	Seventy
Bowser	Gallen	Madigan	Showers
Boyes	Gamble	Manderino	Sirianni
Brandt	Geist	Manmiller	Smith, B.
Broujos	George	Markosek	Smith, L. E.
Bunt	Gladeck	Mayernik	Snyder, D. W.

Burd	Godshall	Merry	Snyder, G. M.
Burns	Greenwood	Michlovic	Spencer
Caltagirone	Grieco	Miller	Spitz
Cappabianca	Gruppo	Miscevich	Stairs
Cawley	Hagarty	Moehlmann	Steighner
Cessar	Harper	Mowery	Stevens
Cimini	Hasay	Mrkonic	Stewart
Civera	Hayes	Murphy	Stuban
Clark	Herman	Nahill	Swift
Clymer	Hershey	Noye	Taylor, E. Z.
Cohen	Hoeffel	O'Donnell	Taylor, F. E.
Colafella	Honaman	Olasz	Telek
Cole	Hutchinson	Oliver	Tigue
Cordisco	Itkin	Perzel	Trello
Cornell	Jackson	Peterson	Truman
Coslett	Johnson	Petrone	Van Horne
Cowell	Kasunic	Phillips	Vroon
Coy	Kennedy	Piccola	Wambach
Deluca	Klingaman	Pievsky	Wargo
DeVerter	Kosinski	Pistella	Wass
DeWeese	Kowalshyn	Pitts	Weston
Davies	Kukovich	Pott	Williams
Dawida	Lashinger	Pratt	Wilson
Deal	Laughlin	Preston	Wogan
Dietz	Lehr	Punt	Wright, D. R.
Dininni	Lescovitz	Reber	Wright, J. L.
Dombrowski	Letterman	Reinard	Wright, R. C.
Donatucci	Levi	Richardson	Zwilk
Dorr	Levin	Rieger	

NAYS—0

NOT VOTING—18

Arty	Flick	Micozzie	Wachob
Carn	Gannon	Morris	Wiggins
Daley	Gruitza	O'Brien	
Durham	Haluska	Petrarca	Irvis,
Evans	Maiale	Rudy	Speaker

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **HB 2110, PN 2917**, entitled:

An Act making appropriations from a restricted revenue account within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I would like to make comments on this bill.

The SPEAKER. The Chair recognizes the gentleman.

Mr. RYAN. Would the gentleman, Mr. Pievsky, consent to interrogation?

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

Mr. RYAN. Would the gentleman, Mr. Pievsky, advise the House as to whether or not the proposals of HB 2110 represent a new practice, in that the amount of \$525,000 is being separately line-itemed, whereas it is my belief that in the past everything has been lumped together?

Mr. PIEVSKY. Right. That line item for \$525,000 for the Registration Board of Professional Engineers is a new practice.

Mr. RYAN. Could you tell me, Mr. Speaker, why it has been determined necessary to do this? I frankly do not understand why it has been done. No one has consulted with me with respect to it.

Mr. PIEVSKY. Mr. Speaker, the amendment was offered by Representative McMonagle. If he is on the floor, perhaps he can enlighten you better. It was an amendment offered in committee.

Mr. RYAN. Is the gentleman, Mr. McMonagle, on the floor, Mr. Speaker?

The SPEAKER. The gentleman does not appear to be on the floor at the moment.

Mr. RYAN. I wonder, then, Mr. Speaker, if this bill could be held over?

BILL PASSED OVER TEMPORARILY

The SPEAKER. Surely. We will pass it over temporarily. Mark HB 2110 over temporarily.

MEMBER'S PRESENCE RECORDED

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2111, PN 2854**, entitled:

An Act making appropriations to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

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

NAYS—0

NOT VOTING—23

Brandt	Gruitza	Petrarca	Trello
Carn	McVerry	Pott	Wambach
Coslett	Miscevich	Reber	Wiggins
Durham	Morris	Robbins	Wilson
Evans	Mowery	Saurman	Wright, R. C.
Freind	Peterson	Schuler	

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

MEMBER'S PRESENCE RECORDED

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of HB 2113, PN 2856, entitled:

An Act making an appropriation to the Department of Labor and Industry from the Workmen's Compensation Administration Fund to provide for the expenses of administering the Pennsylvania Workmen's Compensation Act and the Pennsylvania Occupational Disease Act 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, Will the House agree to the bill on third consideration? Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—185

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

NAYS—1

Murphy

NOT VOTING—11

Dombrowski	McVerry	Robbins	Wilson
Durham	Petrarca	Sirianni	Wright, R. C.
Gruitza	Pievsky	Wiggins	

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

MEMBER'S PRESENCE RECORDED

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

REMARKS ON VOTES

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

Mr. REBER. Mr. Speaker, on HB 2111 my vote did not register. 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 Dauphin, Mr. Wambach.

Mr. WAMBACH. Mr. Speaker, the same comments that Mr. Reber made apply to me. I would like to be recorded in the affirmative on HB 2111.

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

The Chair recognizes the gentleman from Luzerne, Mr. Coslett.

Mr. COSLETT. On HB 2111, Mr. Speaker, 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 Montgomery, Mr. Saurman.

Mr. SAURMAN. The same on HB 2111. 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 Philadelphia, Mr. Pievsky.

Mr. PIEVSKY. Mr. Speaker, on HB 2113 I would like to be recorded in the affirmative.

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

MEMBER'S PRESENCE RECORDED

The SPEAKER. The lady from Delaware, Mrs. Durham, will be added to the master roll.

REMARKS ON VOTE

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

Mr. PETERSON. I would like to be recorded on HB 2111 in the affirmative.

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Chair would advise anyone who has amendments that do not appear on the calendar, let the Speaker know about them.

The Chair has also been advised by the administrative assistant in the majority leader's office that he is not being told about these amendments. You are advised that when you wish to have an amendment added to a bill, you are to report that to the majority leader's office so that it may be recorded on his calendar and on the Speaker's calendar. Now, because we have enough time, we will wait for amendments, but this afternoon we may very well run out of time and we shall not wait.

STATEMENT BY MR. NOYE

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

Mr. NOYE. Thank you, Mr. Speaker.

I think this is an appropriate time to remind the members, Mr. Itkin and I both are having problems in receiving copies of amendments that are being proposed so that we can have them in caucus. I know Mr. Itkin has been frustrated about this; so have we, and I would ask the members to cooperate by sending both of the caucus chairmen a copy of your amendments as soon as you have them in print. Thank you.

The SPEAKER. Your point is very well taken.

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

Mr. GALLEN. Mr. Speaker, I just want to welcome you back and say that I am very happy that you are here and that fairness will once again prevail in this House of Representatives.

The SPEAKER. The Speaker heard the reports. I hope you enjoyed yourself yesterday.

REMARKS ON VOTES

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

Mr. HALUSKA. Mr. Speaker, I was out of my seat when we voted on HB 1811, and I would like to be recorded in the affirmative.

The SPEAKER. On HB 1811, the gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Chester, Mr. Flick.

Mr. FLICK. Mr. Speaker, on HB 1811 my switch was inoperable. Would you please show my vote in the affirmative?

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

WELCOMES

The SPEAKER. The Chair welcomes the McDowell High School students. They are here with their faculty advisers, Mr. and Mrs. Rick Fesler. They are: Robert Bello, James Bain, Ed McKean, Sue Chute, Lori Hostetler, and Heidi Schmidt. They are here as the guests of Representative Boyes. Welcome to the children.

We also have a group of students from the Mifflin County School District. They are here as the guests of Representative Rudy and Representative DeVerter. Welcome to the hall of the House, children.

Mr. Johnson has as his guests the Williamsburg boys' varsity basketball team and the girls' varsity basketball team, together with their coaches and the principal. They are at the rear of the hall of the House. Welcome to the hall of the House.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 1551, PN 2914**, entitled:

An Act prohibiting persons from refusing to provide property or services to individuals who do not possess credit cards; providing for enforcement of the act; providing remedies; and imposing civil penalties.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—191

Afflerbach	Fargo	Linton	Rieger
Alderette	Fattah	Livengood	Robbins
Angstadt	Fee	Lloyd	Rudy
Armstrong	Fischer	Lucyk	Ryan
Arty	Flick	McCaill	Rybak
Baldwin	Foster, W. W.	McClatchy	Saloom
Battisto	Foster, Jr., A.	McHale	Salvatore
Belardi	Freeman	McIntyre	Saurman
Belfanti	Freind	McMonagle	Scheetz
Blaum	Fryer	McVerry	Schuler
Book	Gallagher	Mackowski	Semmel
Bowser	Gallen	Madigan	Serafini
Boyes	Gamble	Maiale	Seventy
Brandt	Gannon	Manderino	Showers
Broujos	Geist	Manmiller	Sirianni

Bunt	George	Markosek	Smith, B.
Burd	Gladeck	Mayernik	Smith, L. E.
Burns	Godshall	Merry	Snyder, D. W.
Caltagirone	Greenwood	Michlovic	Snyder, G. M.
Cappabianca	Grieco	Micozzie	Spencer
Carn	Gruitza	Miller	Spitz
Cawley	Gruppo	Miscevich	Stairs
Cessar	Hagarty	Moehlmann	Steighner
Cimini	Haluska	Morris	Stevens
Civera	Harper	Mowery	Stewart
Clark	Hasay	Mrkonic	Stuban
Clymer	Hayes	Murphy	Swift
Cohen	Herman	Nahill	Taylor, E. Z.
Colafella	Hershey	Noye	Taylor, F. E.
Cole	Hoeffel	O'Brien	Tigue
Cordisco	Honaman	O'Donnell	Trello
Cornell	Hutchinson	Olasz	Truman
Coslett	Itkin	Oliver	Van Horne
Cowell	Jackson	Perzel	Vroon
Coy	Johnson	Peterson	Wachob
Deluca	Kasunic	Petrone	Wambach
DeVerter	Kennedy	Phillips	Wargo
DeWeese	Klingaman	Piccola	Wass
Daley	Kosinski	Pievsky	Weston
Davies	Kowalshyn	Pistella	Williams
Dawida	Kukovich	Pitts	Wilson
Deal	Lashinger	Pott	Wogan
Dietz	Laughlin	Pratt	Wright, D. R.
Dininni	Lehr	Preston	Wright, J. L.
Dombrowski	Lescovitz	Punt	Zwikl
Donatucci	Letterman	Reber	
Dorr	Levi	Reinard	Irvis,
Duffy	Levin	Richardson	Speaker
Durham			

NAYS—0

NOT VOTING—6

Barber	Petrarca	Wiggins	Wright, R. C.
Evans	Telek		

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

REMARKS ON VOTES

The SPEAKER. For what purpose does the gentleman from Cambria, Mr. Telek, rise?

Mr. TELEK. Thank you, Mr. Speaker.

On HB 1551 I failed to vote for the bill. 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 Delaware, Mr. Freind.

Mr. FREIND. Mr. Speaker, on HB 2111 I did not hit my switch. I would like to be recorded in the affirmative.

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

**BILLS ON THIRD
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1866, PN 2431**, entitled:

An Act amending "The Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for contracts with private residential rehabilitative institutions.

On the question,

Will the House agree to the bill on third consideration?

Mr. MAYERNIK offered the following amendments No. A1711:

Amend Title, page 1, line 5, by inserting after "contracts" and tuition

Amend Bill, page 3, by inserting between lines 13 and 14

Section 2. Section 2561 of the act is amended by adding a clause to read:

Section 2561. Tuition Charges for Pupils of Other Districts.—***

(7) When a private residential rehabilitative institution, as defined in section 914.1-A of the act, which is operated by a religious order is providing as of July 1, 1983, education for a majority of its students for at least one-half of the school year through referrals to programs operated by school districts or intermediate units, the tuition to be charged to the district of residence for the educational services provided by the private residential rehabilitative institution shall be one and one-half times the amount determined in accordance with clauses (1) through (5), but not to exceed the actual cost of the educational services provided to such child by such private residential rehabilitative institution.

Amend Sec. 2, page 3, line 14, by striking out "2" and inserting

3

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Mayernik.

Mr. MAYERNIK. What this amendment would do would be to grant funding to private residential rehabilitative institutions and charge that funding to the school of domicile, Mr. Speaker. I ask for an affirmative vote on this amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—186

Afflerbach	Durham	Letterman	Rieger
Alderette	Evans	Levi	Robbins
Angstadt	Fargo	Levin	Rudy
Armstrong	Fattah	Linton	Ryan
Arty	Fee	Livengood	Rybak
Baldwin	Fischer	Lucyk	Saloom
Barber	Flick	McCall	Salvatore
Battisto	Foster, W. W.	McClatchy	Saurman
Belardi	Foster, Jr., A.	McHale	Scheetz
Belfanti	Freeman	McIntyre	Schuler
Blaum	Freind	McMonagle	Semmel
Book	Fryer	McVerry	Serafini
Boyes	Gallagher	Mackowski	Seventy
Brandt	Gallen	Madigan	Showers
Broujos	Gamble	Maiale	Sirianni
Bunt	Gannon	Manderino	Smith, B.
Burd	Geist	Manmiller	Smith, L. E.
Burns	George	Markosek	Snyder, D. W.

Caltagirone	Gladeck	Mayernik	Snyder, G. M.
Cappabianca	Godshall	Merry	Spencer
Carn	Greenwood	Michlovic	Spitz
Cawley	Grieco	Miller	Steighner
Cessar	Gruitza	Morris	Stevens
Cimini	Gruppo	Mowery	Stewart
Clark	Hagarty	Mrkonic	Stuban
Clymer	Haluska	Murphy	Swift
Cohen	Harper	Nahill	Taylor, E. Z.
Colafella	Hasay	Noye	Taylor, F. E.
Cole	Hayes	O'Brien	Telek
Cordisco	Herman	O'Donnell	Trello
Cornell	Hershey	Olasz	Truman
Coslett	Hoefel	Oliver	Van Horne
Cowell	Honaman	Perzel	Vroon
Coy	Hutchinson	Peterson	Wachob
Deluca	Itkin	Petrone	Wambach
DeVertter	Jackson	Phillips	Wargo
DeWeese	Johnson	Piccola	Wass
Daley	Kasunic	Pievsky	Weston
Davies	Kennedy	Pistella	Williams
Dawida	Klingaman	Pitts	Wilson
Deal	Kosinski	Pott	Wogan
Dietz	Kowalshyn	Pratt	Wright, D. R.
Dininni	Kukovich	Preston	Wright, J. L.
Dombrowski	Lashingier	Punt	Zwikl
Donatucci	Laughlin	Reber	
Dorr	Lehr	Reinard	Irvis,
Duffy	Lescovitz	Richardson	Speaker

NAYS—3

Lloyd	Moehlmann	Tigue
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NOT VOTING—8

Bowser	Micozzie	Petrarca	Wiggins
Civera	Miscevich	Stairs	Wright, R. C.

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

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

On the question,

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

Bill as amended was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—189

Afflerbach	Durham	Linton	Rudy
Alderette	Evans	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.	McIntyre	Schuler
Belardi	Foster, Jr., A.	McMonagle	Semmel
Belfanti	Freeman	McVerry	Serafini
Blaum	Freind	Mackowski	Seventy
Book	Fryer	Maiale	Showers
Boyes	Gallagher	Manderino	Sirianni
Brandt	Gallen	Manmiller	Smith, B.
Bunt	Gamble	Markosek	Smith, L. E.
Burd	Gannon	Mayernik	Snyder, D. W.
Burns	Geist	Merry	Snyder, G. M.

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

NAYS—0

NOT VOTING—8

Broujos	Letterman	Michlovic	Wiggins
Hutchinson	Madigan	Petrarca	Wright, R. C.

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **SB 994, PN 1909**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, changing provisions relating to the revocation of boat registrations; further providing for the operation of watercraft while under the influence of alcohol or a controlled substance; providing for testing apparatus, procedures and personnel; and providing for the crime of homicide by watercraft.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—193

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

NAYS—0

NOT VOTING—4

Manderino	Petrarca	Wiggins	Wright, R. C.
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EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 455, PN 1738**, entitled:

An Act regulating continuing care facilities; imposing duties upon the Insurance Commissioner; requiring certificate of authority; revocation of certificates; regulating disclosure statements; advertisement; regulating financial reserves; requiring escrows; regulating residents' agreements; establishing an advisory council; granting right of organization; regulating liquidation and rehabilitation; imposing civil liability; providing for the right to investigate and subpoena, liens, cross-collateralization, cease and desist orders and audits; imposing fees and regulations; and making criminal penalties.

On the question,

Will the House agree to the bill on third consideration?

Mr. DUFFY offered the following amendment No. A0611:

Amend Sec. 2, page 3, line 6, by inserting after "providers" to insure that resident-investor shall have the opportunity and procedural format to exercise reasonable control over their own invested resources and living environment

On the question,

Will the House agree to the amendment?

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

Mr. DUFFY. Thank you, Mr. Speaker.

Under this bill, the people who provide the services are well taken care of. What I would like to do is try to protect the people who come in and buy these life care units for \$60,000, 70,000. I would like to see them protected. Under this amendment it gives them reasonable means to proceed to protect their own interest.

The SPEAKER. The Chair thanks the gentleman.

The question is on the Duffy amendment, and the Chair recognizes the gentleman from Montgomery, Mr. Hoeffel.

Mr. HOEFFEL. Thank you, Mr. Speaker.

I rise in opposition to this amendment, Mr. Speaker. SB 455, which is before us, would regulate the life care industry. This bill is a Senate bill. It is similar to legislation that I have worked on and Representative Lashinger has worked on here in the House for 4 years. We believe that the bill is in very good shape as it is now. It needs a couple of technical amendments, but this amendment and some others to be offered by Mr. Duffy I must oppose.

This amendment, 0611, would change the purpose clause of the legislation and would refer to the residents of these life care communities as resident-investors. Well, in fact, they are not investors in the traditional sense of the word. These are not cooperative corporations or mutual corporations; dividends are not paid. The residents are actually purchasing a service; they are consumers purchasing a life care contract through their initial investment. The language here, "resident-investor," included in the Duffy amendment is not appropriate for these facilities, and it is appropriate for the control of these facilities to be in the hands of boards of directors. The Duffy amendment, this and others to follow, would challenge that assumption that the facilities should be under the control of a board of directors.

I would ask for a negative vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

On the Duffy amendment, the Chair recognizes the gentleman from Montgomery, Mr. Godshall.

Mr. GODSHALL. On the Duffy amendment to SB 455, I concur with Representative Hoeffel. This bill was worked out after a series of public meetings held in southeastern Pennsylvania. I was part of a number of those meetings.

SB 455, as I said yesterday in the Republican caucus, I believe is something that the nursing homes and long-term care facilities can live with. It also protects the residents.

I would appreciate a "no" vote on the Duffy amendment. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Duffy, for the second time on the amendment.

Mr. DUFFY. I would just like to say that I have talked to the residents of one of the homes in my area, and they seem to think that they need the protection. They are consumers, and when they come up with \$50,000, \$60,000, or \$70,000, I think they should have some say on how the place is run.

I would like a "yes" vote on this amendment. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Saurman, on the amendment.

Mr. SAURMAN. Mr. Speaker, thank you.

I would also like to add to the opposition to this amendment.

I have five long-term life care facilities in my district. During the last session, we met regularly to discuss a House bill and a Senate bill which were then being proposed. Those residents are aware of this legislation, in the form that it is presented, as a compromise. If we do anything to it, it is likely that they will not again be able to enjoy the protection to which they are looking forward.

I would ask that we vote against all amendments and maintain this bill in the form in which it came from committee. Thank you.

The SPEAKER. The Chair thanks the gentleman.

MEMBER'S PRESENCE RECORDED

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

CONSIDERATION OF SB 455 CONTINUED

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

The following roll call was recorded:

YEAS—66

Table with 4 columns of names: Alderette, Battisto, Belardi, Broujos, Caltagirone, Clark, Cohen, Cole, Cowell, Deluca, DeVerter, Durham, Fattah, Fee, Foster, Jr., A., Freeman, Fryer, Gallagher, Gallen, Gamble, George, Gruitza, Levin, McIntyre, McMonagle, Markosek, Mayernik, Micozzie, Moehlmann, Mrkonic, Olasz, Oliver, Petrone, Seventy, Spencer, Stewart, Taylor, F. E., Telek, Trello, Truman, Van Horne, Wambach, Wargo, Williams

Dawida	Haluska	Pratt	Wright, D. R.
Deal	Hutchinson	Preston	Wright, R. C.
Dininni	Jackson	Richardson	Zwikel
Dombrowski	Kasunic	Rieger	
Donatucci	Kosinski	Saloom	Irvis,
Duffy	Laughlin	Serafini	Speaker

NAYS—126

Afflerbach	Fischer	Lucyk	Reinard
Angstadt	Flick	McCall	Robbins
Armstrong	Foster, W. W.	McClatchy	Rudy
Arty	Freind	McHale	Ryan
Baldwin	Gannon	McVerry	Rybak
Barber	Geist	Mackowski	Salvatore
Belfanti	Gladeck	Madigan	Saurman
Blaum	Godshall	Maiale	Scheetz
Book	Greenwood	Manderino	Schuler
Bowser	Grieco	Manmiller	Semmel
Boyes	Gruppo	Merry	Showers
Brandt	Hagarty	Michlovic	Sirianni
Bunt	Harper	Miller	Smith, B.
Burd	Hasay	Miscevich	Smith, L. E.
Burns	Hayes	Morris	Snyder, D. W.
Cappabianca	Herman	Mowery	Snyder, G. M.
Cawley	Hershey	Murphy	Spitz
Cessar	Hoefel	Nahill	Stairs
Cimini	Honaman	Noye	Steighner
Civera	Johnson	O'Brien	Stevens
Clymer	Kennedy	O'Donnell	Suban
Colafella	Klingaman	Perzel	Swift
Cordisco	Kowalyszyn	Peterson	Taylor, E. Z.
Cornell	Kukovich	Phillips	Tigue
Coslett	Lashingner	Piccola	Vroon
Coy	Lehr	Pievsky	Wachob
DeWeese	Lescovitz	Pistella	Wass
Daley	Letterman	Pitts	Weston
Davies	Levi	Pott	Wilson
Dietz	Linton	Punt	Wogan
Dorr	Livengood	Reber	Wright, J. L.
Fargo	Lloyd		

NOT VOTING—5

Carn	Itkin	Petrarca	Wiggins
Evans			

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. DUFFY offered the following amendment No. A0612:

Amend Sec. 2, page 3, line 13, by inserting after "act" and regardless of whether the titles under which the services are provided are life lease, life license, life care, continuing life care or any other title which a provider may use to promote and sell the services defined in this act

On the question,

Will the House agree to the amendment?

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

Mr. DUFFY. Thank you, Mr. Speaker.

This is more of a technical amendment. There are various titles used in promotions by these life care homes. They all mean virtually the same thing, but we would like it outlined in the bill. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Montgomery, Mr. Hoefel, on the amendment.

Mr. HOEFFEL. Thank you, Mr. Speaker.

I rise in opposition to this amendment, Mr. Speaker. Mr. Duffy would amend the purpose section of the legislation, a section that does not have the power and the authority of the definition section. The definition section of this bill does define "continuing care." That is the key part of the legislation. The definition of "continuing care" is adequate in the bill. Adding this extra terminology to the purpose section is at best unnecessary and could, in fact, confuse and obfuscate the legislation. I would ask for a negative vote.

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

Mr. GODSHALL. I again agree with Representative Hoefel, and I would urge a "no" vote on amendment 0612.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—61

Alderette	Evans	Linton	Scheetz
Battisto	Fee	McIntyre	Serafini
Belardi	Foster, Jr., A.	McMonagle	Seventy
Belfanti	Freeman	Markosek	Stewart
Brandt	Fryer	Michlovic	Taylor, F. E.
Broujos	Gallagher	Micozzie	Telek
Caltagirone	Gamble	Moehlmann	Trelo
Clark	George	Mrkonic	Van Horne
Colafella	Gruitza	Murphy	Wambach
Cowell	Haluska	Olasz	Wargo
Deluca	Hutchinson	Oliver	Wright, D. R.
Daley	Itkin	Petrone	Wright, R. C.
Dawida	Kasunic	Pratt	
Deal	Kosinski	Preston	Irvis,
Donatucci	Letterman	Richardson	Speaker
Duffy	Levin	Saloom	

NAYS—130

Afflerbach	Fattah	Lloyd	Rudy
Angstadt	Fischer	Lucyk	Ryan
Armstrong	Flick	McCall	Rybak
Arty	Foster, W. W.	McClatchy	Salvatore
Baldwin	Freind	McHale	Saurman
Barber	Gallen	McVerry	Schuler
Blaum	Gannon	Mackowski	Semmel
Book	Geist	Madigan	Showers
Bowser	Gladeck	Maiale	Sirianni
Boyes	Godshall	Manderino	Smith, B.
Bunt	Greenwood	Manmiller	Smith, L. E.
Burd	Grieco	Mayernik	Snyder, D. W.
Burns	Gruppo	Merry	Snyder, G. M.
Cappabianca	Hagarty	Miller	Spencer
Cawley	Harper	Morris	Spitz
Cessar	Hasay	Mowery	Stairs
Cimini	Hayes	Nahill	Steighner
Civera	Herman	Noye	Stevens
Clymer	Hershey	O'Brien	Suban
Cohen	Hoefel	O'Donnell	Swift
Cole	Honaman	Perzel	Taylor, E. Z.
Cordisco	Jackson	Peterson	Tigue
Cornell	Johnson	Phillips	Truman
Coslett	Kennedy	Piccola	Vroon
Coy	Klingaman	Pievsky	Wachob
DeVerter	Kowalyszyn	Pistella	Wass
DeWeese	Kukovich	Pitts	Weston
Davies	Lashingner	Pott	Williams

Dietz	Laughlin	Punt	Wilson
Dombrowski	Lehr	Reber	Wogan
Dorr	Lescovitz	Reinard	Wright, J. L.
Durham	Levi	Robbins	Zwikel
Fargo	Livengood		

NOT VOTING—6

Carn	Miscevich	Rieger	Wiggins
Dininni	Petrarca		

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. DUFFY offered the following amendments No. A0613:

Amend Sec. 3, page 4, line 21, by striking out ““Resident.”” and inserting

“Resident-investor.”

Amend Sec. 3, page 4, line 22, by inserting after “facility” and who has paid an admission fee

On the question,

Will the House agree to the amendments?

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

Mr. DUFFY. Thank you, Mr. Speaker.

This amendment just speaks out to the fact that the residents who come in want to be called resident-investors, to show that they have paid an enormous admission fee to these facilities. Thank you, Mr. Speaker.

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

Mr. HOEFFEL. Thank you, Mr. Speaker.

I rise in opposition to this amendment. Mr. Duffy would change the terminology in the bill from “resident” to “resident-investor.” The residents do indeed pay a great deal of money to purchase their life care contract, but they are not investors in any traditional or normal use of the word. They are consumers buying a product. They are not investors and we should not use this terminology. I ask for a negative vote.

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

Mr. GODSHALL. I again concur with Representative Hoeffel, also asking for a negative vote on amendment 0613.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—59

Alderette	Fee	Linton	Stewart
Battisto	Foster, Jr., A.	McIntyre	Taylor, F. E.
Broujos	Fryer	McMonagle	Telek
Caltagirone	Gallagher	Miscevich	Tigue
Carn	Gallen	Mrkonjic	Trello
Cawley	Gamble	Murphy	Truman
Clark	George	Olasz	Van Horne
Deluca	Hutchinson	Oliver	Wambach
Daley	Itkin	Petrone	Wargo

Dawida	Kasunic	Pratt	Williams
Deal	Kosinski	Preston	Wright, D. R.
Dombrowski	Kukovich	Richardson	Zwikel
Donatucci	Laughlin	Saloom	
Duffy	Letterman	Serafini	Irvis,
Evans	Levin	Seventy	Speaker
Fattah			

NAYS—132

Afflerbach	Dorr	Levi	Punt
Angstadt	Durham	Livengood	Reber
Armstrong	Fargo	Lloyd	Reinard
Arty	Fischer	Lucy	Robbins
Baldwin	Flick	McCall	Rudy
Barber	Foster, W. W.	McClatchy	Ryan
Belardi	Freeman	McHale	Rybak
Belfanti	Freind	Mackowski	Salvatore
Blaum	Gannon	Madigan	Saurman
Book	Geist	Maiale	Scheetz
Bowser	Gladeck	Manderino	Schuler
Boyes	Godshall	Manmiller	Semmel
Brandt	Greenwood	Markosek	Showers
Bunt	Grieco	Mayernik	Sirianni
Burd	Gruitza	Merry	Smith, B.
Burns	Gruppo	Michlovic	Smith, L. E.
Cappabianca	Hagarty	Micozzie	Snyder, D. W.
Cessar	Haluska	Miller	Snyder, G. M.
Cimini	Harper	Moehlmann	Spencer
Civera	Hasay	Morris	Spitz
Clymer	Hayes	Mowery	Stairs
Cohen	Herman	Nahill	Steighner
Colafella	Hershey	Noye	Stevens
Cole	Hoeffel	O'Brien	Stuban
Cordisco	Honaman	O'Donnell	Swift
Cornell	Jackson	Perzel	Taylor, E. Z.
Coslett	Johnson	Peterson	Vroon
Cowell	Kennedy	Phillips	Wachob
Coy	Klingaman	Piccola	Wass
DeVerter	Kowalshyn	Pievsky	Weston
DeWeese	Lashinger	Pistella	Wogan
Davies	Lehr	Pitts	Wright, J. L.
Dietz	Lescovitz	Pott	Wright, R. C.

NOT VOTING—6

Dininni	Petrarca	Wiggins	Wilson
McVerry	Rieger		

EXCUSED—5

Jarolin	Rappaport	Sweet	Wozniak
Marmion			

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?

Mr. DUFFY offered the following amendment No. A0615:

Amend Sec. 2, page 3, line 8, by inserting after “act” together with a management structure that protects the equity interests of the provider as well as the personal interests and well-being of the resident investors

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Duffy.

Mr. DUFFY. Thank you, Mr. Speaker.

This amendment describes the equity interests of the providers and also that the people who purchased these different life cares want to be called resident-investors, and I think they are.

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

Mr. HOEFFEL. Mr. Speaker, this is similar to previous amendments, again proposing to amend the purpose section to describe residents as resident-investors. I again ask for a negative vote.

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

Mr. GODSHALL. Again concurring with Representative Hoeffel, I also ask for a negative 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—58

Alderette	Foster, Jr., A.	McMonagle	Taylor, F. E.
Battisto	Gallagher	McVerry	Telek
Broujos	Gallen	Miscevich	Tigue
Caltagirone	Gamble	Mochlmann	Trello
Carn	George	Mrkonic	Truman
Cawley	Haluska	Murphy	Van Horne
Clark	Hutchinson	Olasz	Wambach
Cohen	Itkin	Oliver	Wargo
Daley	Kasunic	Petrone	Williams
Dawida	Kosinski	Pott	Wilson
Dombrowski	Laughlin	Preston	Wright, D. R.
Donatucci	Letterman	Saoom	Zwikl
Duffy	Levin	Scheetz	
Fargo	Linton	Seventy	Irvis,
Fee	McIntyre	Stewart	Speaker

NAYS—131

Afflerbach	Dorr	Lescovitz	Reber
Angstadt	Durham	Levi	Reinard
Armstrong	Evans	Livengood	Robbins
Arty	Fischer	Lloyd	Rudy
Baldwin	Flick	Lucyk	Ryan
Barber	Foster, W. W.	McCall	Rybak
Belardi	Freeman	McClatchy	Salvatore
Belfanti	Freind	McHale	Saurman
Blaum	Fryer	Mackowski	Schuler
Book	Gannon	Madigan	Semmel
Bowser	Geist	Manderino	Serafini
Boyes	Gladeck	Manmiller	Showers
Brandt	Godshall	Markosek	Sirianni
Bunt	Greenwood	Mayernik	Smith, B.
Burd	Grieco	Merry	Smith, L. E.
Burns	Gruitza	Michlovic	Snyder, D. W.
Cappabianca	Gruppo	Micozzie	Snyder, G. M.
Cessar	Hagarty	Miller	Spencer
Cimini	Harper	Morris	Spitz
Civera	Hasay	Mowery	Stairs
Clymer	Hayes	Nahill	Steighner
Colafella	Herman	Noye	Stevens
Cole	Hershey	O'Brien	Stuban
Cordischo	Hoeffel	O'Donnell	Swift
Cornell	Honaman	Perzel	Taylor, E. Z.
Coslett	Jackson	Peterson	Vroon
Cowell	Johnson	Phillips	Wachob
Coy	Kennedy	Piccola	Wass
Deluca	Klingaman	Pievsky	Weston
DeVertter	Kowalshyn	Pistella	Wogan
DeWeese	Kukovich	Pitts	Wright, J. L.
Davies	Lashinger	Pratt	Wright, R. C.
Dietz	Lehr	Punt	

NOT VOTING—7

Deal	Fattah	Richardson	Wiggins
Dininni	Petrarca	Rieger	

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

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

LEAVE OF ABSENCE GRANTED

The SPEAKER. Without objection, the gentleman from Philadelphia, Mr. MAIALE, will be added to the leaves of absence. The Chair hears no objection.

CONSIDERATION OF SB 455 CONTINUED

On the question recurring,
Will the House agree to the bill on third consideration?
Mr. DUFFY offered the following amendment No. A0616:

Amend Sec. 14, page 24, line 20, by removing the period after “facility” and inserting
except that any such determination shall upon written request of the resident-investor or any other person in interest be subject to review in a court of record before any termination of residency can be implemented.

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

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

Mr. DUFFY. This amendment, Mr. Speaker, speaks to a determination of somebody who is living within this residency or health care unit who is judged by somebody within that health care unit that he might be dangerous to himself or to the other people living within that facility. This is all on management’s side. They have all the say-so. So what we would like to say is that if this does come about, some interested party could request the reasons in writing and possibly go to court to get this determination, and not just leave it to be a one-sided affair.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. HOEFFEL. Thank you, Mr. Speaker.

I rise in opposition to this amendment. This is a substantive amendment that I believe poses a real threat to the safety of other residents of life care facilities. The bill as written would permit the termination of residency contracts for just cause, defining that as a good-faith determination in writing made by the medical director and the administrator of the facility that the resident is a danger to himself or to others. Mr. Duffy would add to that that such a termination could not occur, the resident could not be removed, until a court review is held.

That is time consuming; it is cumbersome; it could pose a threat to the safety of other residents. If the medical director and administrator feel—and in writing they are willing to

say—that they have just cause to believe someone is a threat, I believe that person should be removed. He still has legal recourse, but we should allow these facilities to act without waiting for a court review to remove potential threats from the residential environment.

I would ask for a negative vote.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GODSHALL. Again concurring with Representative Hoeffel, I also ask for a negative vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

For the second time on the amendment, the Chair recognizes the gentleman, Mr. Duffy.

Mr. DUFFY. I would just like to say I would like to see the party represented on both sides, not only the provider but also the person who has purchased that unit, and I do not think it would take this long to get a court order. I would like an affirmative vote on this.

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—63

Alderette	Donatucci	Kasunic	Richardson
Battisto	Duffy	Kosinski	Scheetz
Belardi	Durham	Laughlin	Seventy
Brandt	Fargo	Letterman	Steighner
Broujos	Fee	Levi	Stewart
Caltagirone	Fryer	McIntyre	Taylor, F. E.
Cappabianca	Gallagher	McMonagle	Telek
Carn	Gallen	Miscevich	Trello
Cessar	Gamble	Moehlmann	Van Horne
Clark	George	Mrkonic	Wambach
Cohen	Gruitza	Murphy	Wargo
Cole	Haluska	Olasz	Wass
DeVerter	Harper	Peterson	Wright, D. R.
Daley	Honaman	Petrone	
Dawida	Hutchinson	Pratt	Irvis,
Deal	Itkin	Preston	Speaker
Dombrowski			

NAYS—126

Afflerbach	Freeman	McVerry	Rybak
Angstadt	Freind	Mackowski	Saloom
Armstrong	Gannon	Madigan	Salvatore
Arty	Geist	Manderino	Saurman
Baldwin	Gladeck	Manmiller	Schuler
Barber	Godshall	Markosek	Semmel
Belfanti	Greenwood	Mayernik	Serafini
Blaum	Grieco	Merry	Showers
Book	Gruppo	Michlovic	Sirianni
Bowser	Hagarty	Micozzie	Smith, B.
Boyes	Hasay	Miller	Smith, L. E.
Burd	Hayes	Morris	Snyder, D. W.
Burns	Herman	Mowery	Snyder, G. M.
Cawley	Hershey	Nahill	Spencer
Cimini	Hoeffel	Noye	Spitz
Civera	Jackson	O'Brien	Stairs
Clymer	Johnson	O'Donnell	Stevens
Colafella	Kennedy	Oliver	Stuban
Cordisco	Klingaman	Perzel	Swift
Cornell	Kowalshyn	Phillips	Taylor, E. Z.
Coslett	Kukovich	Piccola	Tigue
Coy	Lashingier	Pievsky	Truman
Deluca	Lehr	Pistella	Vroon

DeWeese	Lescovitz	Pitts	Wachob
Davies	Levin	Pott	Weston
Dietz	Linton	Punt	Williams
Dorr	Livengood	Reber	Wilson
Evans	Lloyd	Reinard	Wogan
Fischer	Lucyk	Robbins	Wright, J. L.
Flick	McCall	Rudy	Wright, R. C.
Foster, W. W.	McClatchy	Ryan	Zwikl
Foster, Jr., A.	McHale		

NOT VOTING—7

Bunt	Dininni	Petrarca	Wiggins
Cowell	Fattah	Rieger	

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

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

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. We will mark the bill over temporarily.

REMARKS ON VOTES

The SPEAKER. For what purpose does the lady from Centre, Mrs. Rudy, rise?

Mrs. RUDY. To record a vote, Mr. Speaker.

The SPEAKER. The lady is recognized.

Mrs. RUDY. I was out of my seat on HB 1811, and if I would have been in my seat, I would like to have been recorded in the affirmative.

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

For what purpose does the gentleman from Mercer, Mr. Robbins, rise?

Mr. ROBBINS. Mr. Speaker, I was out of my seat on HB 2111 and HB 2113, and I would like to be recorded in the affirmative on both of them.

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

The Chair recognizes the gentleman from Washington, Mr. Daley.

Mr. DALEY. Mr. Speaker, on HB 1811 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 Erie, Mr. Dombrowski.

Mr. DOMBROWSKI. Mr. Speaker, on HB 2113 I wish to be recorded in the affirmative.

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

**BILLS ON THIRD
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1838, PN 2397**, entitled:

An Act amending the "Public Official and Employee Ethics Law," approved October 4, 1978 (P. L. 883, No. 170), further providing for disposition of penalties.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The **SPEAKER**. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—193

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

**NAYS—0
NOT VOTING—3**

Petrarca	Rieger	Wiggins	
Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

EXCUSED—6

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

BILL PASSED OVER TEMPORARILY

The **SPEAKER**. Mark SB 781 over temporarily.

The Chair advises those members who are running on recent amendments that the Chair is going to take instructions from the majority and minority leaders on this, and if they insist on bills being called up, the Chair is going to call them up.

MEMBER'S PRESENCE RECORDED

The **SPEAKER**. The gentleman, Mr. Wiggins' name will be added to the master roll.

WELCOMES

The **SPEAKER**. Representative Saurman has as his guests some students from the fourth grade of the Mattison Avenue School. They are here with their teachers, Mrs. Bokowski and Mrs. London. Also, some of the parents are here. Welcome to the hall of the House.

Scott Biggar, from the Nazareth Area High School, and his mother are here. Scott is a guest page. Representative Gruppo has brought Scott to us. Welcome.

FILMING PERMISSION GRANTED

The **SPEAKER**. Permission is granted for a still photograph to be taken of Representative Johnson's group at the rear of the hall of the House.

**BILLS ON THIRD
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1951, PN 2838**, entitled:

An Act amending the "Building Energy Conservation Act," approved December 15, 1980 (P. L. 1203, No. 222), changing the definition of "building"; further providing for certification; further providing for notice to the department; providing for notice to public utilities; further providing for penalties; and further providing for variances.

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

Mr. ITKIN offered the following amendment No. A1573:

Amend Sec. 1 (Sec. 103), page 2, line 30, by striking out "or corporation" and inserting corporation or municipality

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

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

Mr. ITKIN. Mr. Speaker, this was a simple omission in the drafting of the bill. It adds municipalities which generate electricity to the definition of "public utility," for the purposes of BECA (Building Energy Conservation Act) only.

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

Mr. J. L. WRIGHT. I second the remarks and recommend adoption.

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—191

Table listing names of members who voted 'YEAS' for amendment A1573, including 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, Cornell, Coslett, Cowell, Coy, Deluca, DeVerter, DeWeese, Daley, Davies, Dawida, Deal, Dietz, Dininni, Dombrowski, Donatucci, Evans, Fargo, Fattah, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Fryer, Gallagher, Gallen, Gamble, Geist, George, Gladeck, Godshall, Greenwood, Grieco, Gruitza, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayes, Herman, Hershey, Hoeffel, Honaman, Hutchinson, Itkin, Jackson, Johnson, Kasunic, Kennedy, Klingaman, Kosinski, Kowalyshyn, Kukovich, Laughlin, Lehr, Lescovitz, Letterman, Levi, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, McIntyre, McMonagle, McVerry, Mackowski, Madigan, Manderino, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Misceovich, Moehlmann, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Perzel, Peterson, Petrone, Phillips, Piccola, Pievsky, Pistella, Pitts, Pott, Pratt, Preston, Punt, Reber, Reinard, Richardson, 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, Swift, Taylor, E. Z., Taylor, F. E., Telek, Tighe, Trello, Truman, Van Horne, Vroon, Wachob, Wambach, Wargo, Wass, Weston, Wiggins, Williams, Wilson, Wogan, Wright, D. R., Wright, J. L., Wright, R. C., Zwinkl

Table listing names of members who did not vote on amendment A1573: Dorr, Duffy, Durham, Levin, Linton, Robbins, Rudy, Irvis, Speaker

NAYS—1

Alderette

NOT VOTING—4

Table listing names of members who did not vote on amendment A1573: Gannon, Lashinger, Petrarca, Rieger

EXCUSED—6

Table listing names of members who were excused on amendment A1573: Jarolin, Maiale, Marmion, Rappaport, Sweet, Wozniak

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

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

Mr. ITKIN offered the following amendment No. A1794:

Amend Sec. 3 (Sec. 306), page 5, line 10, by inserting brackets before and after "certified" and inserting immediately thereafter first class

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, the current law on this issue requires builders to return their notice of intent to construct to the Department of Community Affairs by certified mail. The department is now producing a multipart form, which we feel will facilitate the filing process, and therefore, we do not believe that certified mail is any longer required. We are asking in this amendment that the law be changed to require only first-class mail to builders in filing their notice of intent to construct.

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

Mr. J. L. WRIGHT. Again, I second the amendment and recommend its adoption.

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

Table listing names of members who voted 'YEAS' for amendment A1794, including Afflerbach, Alderette, Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Book, Bowser, Boyes, Brandt, Broujos, Bunt, Durham, Evans, Fargo, Fattah, Fee, Fischer, Flick, Foster, W. W., Foster, Jr., A., Freeman, Freind, Fryer, Gallagher, Gallen, Gamble, Gannon, Geist, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, McIntyre, McMonagle, McVerry, Mackowski, Manderino, Manmiller, Markosek, Mayernik, Merry, Michlovic, Ryan, Rybak, Saloom, Salvatore, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, L. E., Snyder, D. W., Snyder, G. M., 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	Swift
Cimini	Hagarty	Murphy	Taylor, E. Z.
Civera	Haluska	Nahill	Taylor, F. E.
Clark	Harper	Noye	Telek
Clymer	Hasay	O'Brien	Tigue
Cohen	Hayes	O'Donnell	Trello
Colafella	Herman	Olasz	Truman
Cole	Hershey	Oliver	Van Horne
Cordisco	Hoeffel	Perzel	Vroon
Cornell	Honaman	Peterson	Wachob
Coslett	Hutchinson	Petrone	Wambach
Cowell	Itkin	Phillips	Wargo
Coy	Jackson	Piccola	Wass
Deluca	Johnson	Pievsky	Weston
DeVerter	Kasunic	Pistella	Wiggins
DeWeese	Kennedy	Pitts	Williams
Daley	Klingaman	Pott	Wilson
Davies	Kosinski	Pratt	Wogan
Dawida	Kowalshyn	Preston	Wright, D. R.
Deal	Kukovich	Punt	Wright, J. L.
Dietz	Laughlin	Reber	Wright, R. C.
Dininni	Lehr	Reinard	Zwinkl
Dombrowski	Lescovitz	Richardson	
Donatucci	Letterman	Robbins	Irvis,
Dorr	Levi	Rudy	Speaker
Duffy	Levin		

NAYS—0

NOT VOTING—4

Lashingier	Madigan	Petrarca	Rieger
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EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

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. J. L. WRIGHT offered the following amendments No. A1849:

Amend Title, page 1, line 9, by inserting after "penalties;" creating a special account;

Amend Sec. 3, page 5, lines 5 and 6, by striking out "a subsection is" and inserting subsections are

Amend Sec. 3 (Sec. 306), page 5, by inserting between lines 17 and 18

(a.1) Special account.—All filing fees shall be deposited in a special account in the State Treasury to be known as the Building Energy Conservation Account. All fees collected for the purpose of this act shall be deposited in this account and the department shall draw from the account sufficient funds to cover the administrative and enforcement costs of operating the program. The funds in the account are hereby appropriated to the department to carry out this act and funds not spent or encumbered by the department shall lapse at the end of each fiscal year.

Amend Sec. 3 (Sec. 306), page 5, line 18, by striking out "(a.1)" and inserting

(a.2)

On the question,

Will the House agree to the amendments?

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

Mr. J. L. WRIGHT. The amendment simply places the fees collected by the department in a restricted account to be used for the enforcement and the educational purposes of the law, with a proviso that any moneys not spent at the end of the fiscal year shall lapse.

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

Mr. ITKIN. This is an agreed-to 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—192

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

NAYS—0

NOT VOTING—4

Durham Lashinger Petrarca Rieger

EXCUSED—6

Jarolin Marmion Sweet Wozniak
Maiale Rappaport

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?

Bill as amended was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

For what purpose does the gentleman from Indiana, Mr. Wass, rise?

Mr. WASS. Mr. Speaker, I would like to interrogate Representative Itkin.

The SPEAKER. On final passage?

Mr. WASS. On final passage.

The SPEAKER. On final passage, the Chair recognizes the gentleman, Mr. Wass, who indicates he wishes to interrogate Mr. Itkin, who indicates that he will stand for interrogation. Mr. Wass is in order and he may proceed.

Mr. WASS. Mr. Speaker, it has been called to my attention by a builder in my district that the additional fees are already being charged in R-3 from \$5 to \$10. Are they now collecting that additional fund?

Mr. ITKIN. Yes.

Mr. WASS. Then they are doing that before the fact?

Mr. ITKIN. I believe the law provides that the department may set reasonable fees in this regard. Set in the law was a \$5 fee. Because of the number of submissions by the builders, it has not been sufficient to carry out the administrative costs of the program, and the Department of Community Affairs has raised it from \$5 to \$10.

Mr. WASS. Mr. Speaker, can you tell me when they raised it?

Mr. ITKIN. I believe it was last year.

Mr. WASS. Last year. And now we are putting it into law?

Mr. ITKIN. No.

Mr. WASS. Is it in the bill?

Mr. ITKIN. Yes; that is right. You are quite correct. We are putting it in the law.

Mr. WASS. Mr. Speaker, further: In the area where we do not have an architect's plan or a designer's plan, is it true that the builder is responsible for the building?

Mr. ITKIN. That is correct.

Mr. WASS. Mr. Speaker, I was hoping that you would say no, he was not, but you are telling me that he is. The builder is responsible for the building even though he is being told by the owner how he is to build it?

Mr. ITKIN. If there is no licensed design professional retained during the construction period, then current law charges the builder or the owner, if he is the builder, with the responsibility to certify that the building was constructed in accordance with the act.

Mr. WASS. Under those conditions then, a builder would have to refuse the owner's wishes on how the home is to be built to protect himself. Is that right?

Mr. ITKIN. Under certain circumstances, if the owner insisted that the building was to be constructed with inferior standards, the builder could be put in that position. However, I would like to put it in the proper perspective. The builder certifies to the owner that he warrants to the owner that these conditions have been met. The owner has the right to waive the certification, and so if the owner, for example, decides he does not want this building constructed to the conservation levels required in the act, he may do so by waiving the warranty that he is required to receive under the law.

Mr. WASS. The owner is to receive a warranty from the builder?

Mr. ITKIN. That is correct.

Mr. WASS. And under these conditions the builder could protect himself if he asks for a waiver?

Mr. ITKIN. If the owner does not want the building constructed to the BECA standards, he may tell the builder that he will waive the warranty.

Mr. WASS. I have no further questions, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—194

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

Cole	Hershey	O'Donnell	Truman
Cordisco	Hoefel	Olasz	Van Horne
Cornell	Honaman	Oliver	Vroon
Coslett	Hutchinson	Perzel	Wachob
Cowell	Itkin	Peterson	Wambach
Coy	Jackson	Petrone	Wargo
Deluca	Johnson	Phillips	Wass
DeVerter	Kasunic	Piccola	Weston
DeWeese	Kennedy	Pievsky	Wiggins
Daley	Klingaman	Pistella	Williams
Davies	Kosinski	Pitts	Wilson
Dawida	Kowalyshyn	Pott	Wogan
Deal	Kukovich	Pratt	Wright, D. R.
Dietz	Lashinger	Preston	Wright, J. L.
Dininni	Laughlin	Punt	Wright, R. C.
Dombrowski	Lehr	Reber	Zwikl
Donatucci	Lescovitz	Reinard	
Dorr	Letterman	Richardson	Irvis,
Duffy	Levi	Robbins	Speaker

NAYS—0

NOT VOTING—2

Petrarca Rieger

EXCUSED—6

Jarolin Marmion Sweet Wozniak
Maiale Rappaport

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **SB 672, PN 1943**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for civil immunity of school officers or employees relating to drug or alcohol abuse; and providing for limitation of time for bringing an action where infancy, insanity or imprisonment is involved.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The **SPEAKER**. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—193

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

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

NAYS—0

NOT VOTING—3

Petrarca Pratt Rieger

EXCUSED—6

Jarolin Marmion Sweet Wozniak
Maiale Rappaport

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 447, PN 487**, entitled:

An Act amending the act of October 4, 1978 (P. L. 864, No. 167), entitled "Storm Water Management Act," further providing for grants and reimbursements.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The **SPEAKER**. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—194

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

NAYS—0

NOT VOTING—2

Petrarca Rieger

EXCUSED—6

Jarolin Marmion Sweet Wozniak
Maiale Rappaport

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

* * *

The House proceeded to third consideration of **HB 1904, PN 2495**, entitled:

An Act amending "The State Fire Marshal Law," approved April 27, 1927 (P. L. 450, No. 291), further providing for the distribution and storage of kerosene.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—194

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

NAYS—0

NOT VOTING—2

Petrarca Rieger

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

MEMBER'S PRESENCE RECORDED

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of SB 173, PN 1966, entitled:

An Act amending the act of April 29, 1937 (P. L. 487, No. 115), entitled, as reenacted and amended, "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns, and Townships," prohibiting rejection of voter registration applications because the color of the applicant is not indicated thereon.

On the question, Will the House agree to the bill on third consideration? Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—195

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

Cole	Hoefel	Olasz	Truman
Cordisco	Honaman	Oliver	Van Horne
Cornell	Hutchinson	Perzel	Vroon
Coslett	Itkin	Peterson	Wachob
Cowell	Jackson	Petrarca	Wambach
Coy	Johnson	Petrone	Wargo
Deluca	Kasunic	Phillips	Wass
DeVerter	Kennedy	Piccola	Weston
DeWeese	Klingaman	Pjevsky	Wiggins
Daley	Kosinski	Pistella	Williams
Davies	Kowalshyn	Pitts	Wilson
Dawida	Kukovich	Pott	Wogan
Deal	Lashingner	Pratt	Wright, D. R.
Dietz	Laughlin	Preston	Wright, J. L.
Dininni	Lehr	Punt	Wright, R. C.
Dombrowski	Lescovitz	Reber	Zwikl
Donatucci	Letterman	Reinard	
Dorr	Levi	Richardson	Irvis,
Duffy	Levin	Robbins	Speaker
Durham			

NAYS—0

NOT VOTING—1

Rieger

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of HB 1921, PN 2519, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the registration and regulation of certain off-road vehicles including but not limited to all-terrain vehicles and trail bikes; and imposing powers and duties on the Department of Environmental Resources.

On the question, Will the House agree to the bill on third consideration? Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—187

Afflerbach	Fattah	Lucyk	Rybak
Alderette	Fee	McCall	Saloom
Angstadt	Fischer	McClatchy	Salvatore
Armstrong	Flick	McHale	Saurman
Arty	Foster, W. W.	McIntyre	Scheetz
Baldwin	Foster, Jr., A.	McMonagle	Schuler
Barber	Freeman	McVerry	Semmel
Battisto	Freind	Mackowski	Serafini
Belardi	Fryer	Madigan	Seventy
Belfanti	Gallagher	Manderino	Showers
Blaum	Gallen	Manmiller	Sirianni
Book	Gamble	Markosek	Smith, B.

Bowser	Gannon	Mayernik	Smith, L. E.
Brandt	Geist	Merry	Snyder, D. W.
Broujos	George	Michlovic	Snyder, G. M.
Burd	Gladeck	Micozzie	Spencer
Burns	Greenwood	Miller	Spitz
Caltagirone	Grieco	Miscevich	Stairs
Cappabianca	Gruitza	Moehlmann	Steighner
Carn	Gruppo	Morris	Stevens
Cawley	Hagarty	Mowery	Stewart
Cessar	Haluska	Mrkonic	Stuban
Cimini	Harper	Murphy	Swift
Civera	Hasay	Nahill	Taylor, E. Z.
Clark	Herman	Noye	Taylor, F. E.
Clymer	Hershey	O'Brien	Telek
Cohen	Hoeffel	O'Donnell	Tigue
Colafella	Honaman	Olasz	Trello
Cole	Hutchinson	Oliver	Truman
Cordisco	Itkin	Perzel	Van Horne
Cornell	Jackson	Peterson	Vroon
Coslett	Johnson	Petrarca	Wachob
Cowell	Kasunic	Petrone	Wambach
Coy	Kennedy	Phillips	Wargo
Deluca	Klingaman	Piccola	Wass
DeVerter	Kosinski	Pievsky	Weston
DeWeese	Kowalshyn	Pistella	Wiggins
Daley	Kukovich	Pitts	Williams
Davies	Lashinger	Pott	Wilson
Dawida	Laughlin	Pratt	Wogan
Deal	Lehr	Preston	Wright, D. R.
Dietz	Lescovitz	Punt	Wright, J. L.
Dininni	Letterman	Reber	Wright, R. C.
Dombrowski	Levi	Reinard	Zwikl
Donatucci	Levin	Richardson	
Duffy	Livengood	Rudy	Irvis,
Durham	Lloyd	Ryan	Speaker
Evans			

NAYS—7

Boyes	Dorr	Godshall	Robbins
Bunt	Fargo	Hayes	

NOT VOTING—2

Linton	Rieger
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EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

* * *

The House proceeded to third consideration of **HB 1954, PN 2606**, entitled:

An Act designating a certain bridge crossing the Allegheny River from Westmoreland County to Allegheny County as the C. L. Schmitt Bridge.

On the question,
Will the House agree to the bill on third consideration?
Bill was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—192

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

NAYS—0

NOT VOTING—4

Boyes	Greenwood	Madigan	Rieger
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EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 224, PN 2908**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90, No. 21), further providing for hearings on applications for new hotel and restaurant liquor licenses and the issuance of such licenses and for the surrender of club licenses; and requiring notices to certain municipalities.

On the question,
Will the House concur in Senate amendments?

The **SPEAKER**. On that question, the Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, I would urge the House to nonconcur. The Senate made some very substantial amendments, which essentially gutted the bill and defeated its original intentions. We would request the bill go to conference where we would have an opportunity to work these problems out. Thank you.

The **SPEAKER**. The Chair thanks the gentleman.

On the question recurring,
Will the House concur in Senate amendments?

The **SPEAKER**. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—1

Dininni

NAYS—195

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

Cowell	Johnson	Petrone	Wambach
Coy	Kasunic	Phillips	Wargo
Deluca	Kennedy	Piccola	Wass
DeVerter	Klingaman	Pievsky	Weston
DeWeese	Kosinski	Pistella	Wiggins
Daley	Kowalshyn	Pitts	Williams
Davies	Kukovich	Pott	Wilson
Dawida	Lashinger	Pratt	Wogan
Deal	Laughlin	Preston	Wright, D. R.
Dietz	Lehr	Punt	Wright, J. L.
Dombrowski	Lescovitz	Reber	Wright, R. C.
Donatucci	Letterman	Reinard	Zwinkl
Dorr	Levi	Richardson	
Duffy	Levin	Rieger	Irvis,
Durham	Linton	Robbins	Speaker
Evans			

NOT VOTING—0

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the amendments were not concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The clerk of the Senate, being introduced, returned the following **HB 226, PN 2909**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the "Local Health Administration Law," approved August 24, 1951 (P. L. 1304, No. 315), further providing for State grants to county departments of health and to certain municipalities.

On the question,
Will the House concur in Senate amendments?

The **SPEAKER**. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Dawida.

Mr. DAWIDA. Mr. Speaker, I request that the House do concur in amendments inserted by the Senate to **HB 226**.

The **SPEAKER**. On the question, the Chair recognizes the gentleman from Berks, Mr. Fryer.

Mr. FRYER. Mr. Speaker, would the gentleman kindly inform the House what the changes were?

The **SPEAKER**. The Chair recognizes Mr. Dawida.

Mr. DAWIDA. Mr. Speaker, the basic change that occurred in the bill stripped an amendment that Mr. Murphy had put in not totally related to the bill but dealing with the Health Department and the landlord and tenant law. If you recall, we put that amendment in another bill yesterday. I believe that is the major change.

The **SPEAKER**. The Chair thanks the gentleman. The Chair thanks Mr. Fryer.

On the question recurring,
Will the House concur in Senate amendments?

The **SPEAKER**. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—192

Afflerbach	Evans	Linton	Robbins
Alderette	Fargo	Livengood	Rudy
Angstadt	Fattah	Lloyd	Ryan
Armstrong	Fee	Lucyk	Rybak
Arty	Fischer	McCall	Saloom
Baldwin	Flick	McClatchy	Salvatore
Barber	Foster, W. W.	McHale	Saurman
Battisto	Foster, Jr., A.	McIntyre	Scheetz
Belardi	Freeman	McVerry	Schuler
Belfanti	Freind	Mackowski	Semmel
Blaum	Fryer	Madigan	Serafini
Book	Gallagher	Manderino	Seventy
Bowser	Gallen	Manmiller	Showers
Boyes	Gamble	Markosek	Sirianni
Brandt	Gannon	Mayernik	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	Spitz
Cappabianca	Grieco	Moehlmann	Stairs
Carn	Gruitza	Morris	Steighner
Cawley	Gruppo	Mowery	Stevens
Cessar	Hagarty	Mrkonic	Stewart
Cimini	Haluska	Murphy	Stuban
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	Hoefel	Oliver	Trello
Cordisco	Honaman	Perzel	Van Horne
Cornell	Hutchinson	Peterson	Vroon
Coslett	Itkin	Petrarca	Wachob
Cowell	Jackson	Petrone	Wambach
Coy	Johnson	Phillips	Wargo
Deluca	Kasunic	Piccola	Wass
DeVerter	Kennedy	Pievsky	Weston
DeWeese	Klingaman	Pistella	Wiggins
Daley	Kosinski	Pitts	Wilson
Davies	Kowalyshyn	Pott	Wogan
Dawida	Kukovich	Pratt	Wright, D. R.
Deal	Lashingner	Preston	Wright, J. L.
Dietz	Laughlin	Punt	Wright, R. C.
Dombrowski	Lehr	Reber	Zwilk
Donatucci	Lescovitz	Reinard	
Dorr	Letterman	Richardson	Irvis,
Duffy	Levi	Rieger	Speaker
Durham	Levin		

NAYS—0

NOT VOTING—4

Dininni	McMonagle	Truman	Williams
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EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The clerk of the Senate, being introduced, returned the following **HB 1395, PN 2865**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the designation of waterways patrolmen.

On the question,

Will the House concur in Senate amendments?

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

Mr. LETTERMAN. Mr. Speaker, I suggest that the House do concur in amendments inserted by the Senate to HB 1395.

The SPEAKER. On the question, the Chair recognizes the gentleman from Indiana, Mr. Wass.

Mr. WASS. Mr. Speaker, would somebody be nice enough to explain the change?

The SPEAKER. Does Mr. Noye have an explanation for it?

The Chair will recognize the gentleman from Perry, Mr. Noye, to answer Mr. Wass' question.

Mr. NOYE. Mr. Speaker, I will attempt to. The amendment simply is a technical change in the title of the bill. The bill had been amended and deleted a section that was in the title, and so there is no need for it. So the technical change just clarifies that.

The SPEAKER. Is the gentleman, Mr. Wass, satisfied with the explanation?

The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—194

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

Deluca	Kennedy	Piccola	Wass
DeVerter	Klingaman	Pievsky	Weston
Daley	Kosinski	Pistella	Wiggins
Davies	Kowalshyn	Pitts	Williams
Dawida	Kukovich	Pott	Wilson
Deal	Lashingier	Pratt	Wogan
Dietz	Laughlin	Preston	Wright, D. R.
Dininni	Lehr	Punt	Wright, J. L.
Dombrowski	Lescovitz	Reber	Wright, R. C.
Donatucci	Letterman	Reinard	Zwikl
Dorr	Levi	Richardson	
Duffy	Levin	Rieger	Irvis,
Durham	Linton	Robbins	Speaker

NAYS—0

NOT VOTING—2

DeWeese Hutchinson

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The clerk of the Senate, being introduced, returned the following **HB 1569, PN 2744**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing a tax exemption to surviving spouses of certain veterans.

On the question,

Will the House concur in Senate amendments?

The **SPEAKER**. The Chair recognizes the gentleman from Allegheny, Mr. Markosek.

Mr. **MARKOSEK**. Thank you, Mr. Speaker.

I recommend that the House do concur with the Senate amendments. Thank you.

On the question recurring,

Will the House concur in Senate amendments?

The **SPEAKER**. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—195

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

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

NAYS—0

NOT VOTING—1

Dininni

EXCUSED—6

Jarolin	Marmion	Sweet	Wozniak
Maiale	Rappaport		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

BUSINESS AND COMMERCE COMMITTEE MEETING

The **SPEAKER**. The Chair recognizes, to announce a committee meeting, the gentleman from Fayette, Mr. Taylor.

Mr. **TAYLOR**. Thank you, Mr. Speaker.

I would like to announce a brief committee meeting of the Business and Commerce Committee at the rear of the House on the call of the recess or the break.

The **SPEAKER**. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. **PIEVSKY**. Thank you, Mr. Speaker.

Immediately upon the call of the recess, there will be a brief meeting of the Appropriations Committee also at the rear of the House. Thank you, Mr. Speaker.

REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Bradford, Mr. Madigan.

Mr. MADIGAN. Mr. Speaker, on final passage of HB 1866 and final passage of HB 1954, my switch failed to record. I would like to be recorded in the affirmative on each of these.

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

BILL REREPORTED FROM COMMITTEE

SB 928, PN 1999 (Amended)

By Rep. GALLAGHER

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," providing for compensation plans for school administrators; and providing for collective bargaining in cases of professional employee termination.

EDUCATION.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 924, PN 2976 (Amended)

By Rep. COHEN

An Act providing protection for employees who report a violation or suspected violation of State, local or Federal law; providing protection for employees who participate in hearings, investigations, legislative inquiries or court actions; and prescribing remedies and penalties.

LABOR RELATIONS.

HB 1800, PN 2977 (Amended)

By Rep. COHEN

An Act amending the act of June 24, 1976 (P. L. 424, No. 101), referred to as the Emergency and Law Enforcement Personnel Death Benefits Act, further providing for benefits.

LABOR RELATIONS.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of HB 1969, PN 2839, entitled:

An Act requiring prompt payment to milk producers; providing for the establishment of a security fund; providing for a procedure to process claims against the security fund; providing for alternative methods of security on behalf of milk producers; and providing for certain prohibitions, repeals and penalties.

On the question,

Will the House agree to the bill on third consideration?

Mr. MORRIS offered the following amendment No. A1785:

Amend Sec. 8, page 8, line 11, by striking out "9" and inserting

7

On the question,

Will the House agree to the amendment?

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

Mr. MORRIS. It is purely a technical amendment, Mr. Speaker. It changes a reference back from one section which was wrong to the correct section.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

Table listing names of members who voted 'YEAS' (196 total). Names include Afflerbach, Alderette, Angstadt, Armstrong, Arty, Baldwin, Barber, Battisto, Belardi, Belfanti, Blaum, Book, Bowsler, 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, Diminni, 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, Honaman, Hutchinson, Itkin, Jackson, Johnson, Kasunic, Kennedy, Klingaman, Kosinski, Kowalyshyn, Kukovich, Lashinger, Laughlin, Lehr, Lescovitz, Letterman, Levi, Levin, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, McIntyre, McMonagle, McVerry, Mackowski, Madigan, Manderino, Manmiller, Markosek, Mayernik, Merry, Michlovic, Micozzie, Miller, Miscevic, Moehlmann, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Perzel, Peterson, Petrarca, Petrone, Phillips, Piccola, Pievsky, Pistella, Pitts, Pott, Pratt, Preston, Punt, Reber, Reinard, Richardson, Rieger, 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, Suban, Swift, Taylor, E. Z., Taylor, F. E., Telek, Tigue, Trello, Truman, Van Horne, Vroon, Wachob, Wambach, Wargo, Wass, Weston, Wiggins, Williams, Wilson, Wogan, Wright, D. R., Wright, J. L., Wright, R. C., Zwikl, Irvis, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—6

Table listing names of members who were 'EXCUSED' (6 total): Jarolin, Maiale, Marmion, Rappaport, Sweet, Wozniak.

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

On the question,

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

Bill as amended was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—195

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

NAYS—0

NOT VOTING—1

Wilson

EXCUSED—6

- | | | | |
|---------|-----------|-------|---------|
| Jarolin | Marmion | Sweet | Wozniak |
| Maiale | Rappaport | | |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

REMARKS ON VOTE

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

Mr. PRATT. Would you please record my vote in the affirmative on SB 672. Thank you.

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

STATEMENT BY MR. DAVIES

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

Mr. DAVIES. Mr. Speaker, unanimous consent to address a resolution to be introduced.

The SPEAKER. The Chair recognizes, under unanimous consent, the gentleman from Berks, Mr. Davies.

Mr. DAVIES. Mr. Speaker, this is a resolution which would call for the chief justice to investigate those expenditures by one of the justices relative to the rental of office space. Since he has pledged to at least cooperate with us and look into those matters, I would submit it as a matter of a regular resolution. If this resolution does not get the consideration of the proper process and regular procedure, then I would come back sometime later and address it in another manner. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

BILLS SIGNED BY SPEAKER

The Chair gave notice that he was about to sign the following bills, which were then signed:

HB 226, PN 2909

An Act amending the "Local Health Administration Law," approved August 24, 1951 (P. L. 1304, No. 315), further providing for State grants to county departments of health and to certain municipalities.

HB 1395, PN 2865

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the designation of waterways patrolmen.

HB 1569, PN 2744

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing a tax exemption to surviving spouses of certain veterans.

RECESS

The SPEAKER. This House stands in recess until 1:30.

AFTER RECESS

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

BILL REREPORTED FROM COMMITTEE

HB 1579, PN 2978 (Amended)

By Rep. PIEVSKY

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-first, thirty-second, forty-sixth, fifty-first and fifty-third judicial districts.

APPROPRIATIONS.

LEAVE OF ABSENCE CANCELED

The SPEAKER. Mr. Jarolin's name will be removed from leaves of absence and added to the master list.

CONSIDERATION OF SB 455 RESUMED

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. LASHINGER offered the following amendments No. A1909:

Amend Sec. 7, page 16, line 5, by striking out "THE" and inserting

current or

Amend Sec. 7, page 16, line 6, by striking out "TO" and inserting

or may

On the question,

Will the House agree to the amendments?

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

Mr. LASHINGER. Thank you, Mr. Speaker.

The amendment will provide that section in the life care legislation that calls for the production of an annual audit to those residents in each life care facility. There is some concern that has been expressed by life care residents as to whether each of them is entitled to a copy of this annual report or whether they would each have to individually seek it out from the life care proprietor. All this amendment would do, Mr. Speaker, is make sure that each resident in fact has that annual report supplied to him. Thank you, Mr. Speaker.

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—196

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

NAYS—0

NOT VOTING—1

Petrarca

EXCUSED—5

Maiale	Rappaport	Sweet	Wozniak
Marmion			

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

On the question,

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

Bill as amended was agreed to.

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—196

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

NAYS—0

NOT VOTING—1

Harper

EXCUSED—5

Maiale	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

CONSIDERATION OF HB 2110 RESUMED

On the question recurring,
Shall the bill pass finally?

The SPEAKER. The Chair recognizes the minority whip.
Mr. HAYES. Mr. Speaker, may I interrogate Mr. McMonagle?

The SPEAKER. Mr. McMonagle indicates he will stand for interrogation. The minority whip is in order and may proceed.
Mr. HAYES. Thank you, Mr. Speaker.

Would the gentleman explain the necessity of HB 2110? As the gentleman may recall, this morning the minority leader had asked the purpose for having this appropriation framed in this manner.

Mr. McMONAGLE. Yes. We explained to the minority chairman that the engineers want to do some sites on geology and everything, and they asked for this appropriation from the bureau, and the bureau did not feel it was necessary. We asked the bureau if we could put a line item in for them to do these test sites. We felt like it was not a great amount of money, and they have over \$1 million surplus. So we felt it was proper to give them what they are asking for.

Mr. HAYES. My purpose is not to be argumentative, but would the gentleman please provide for the House information as to why the licensure board did not agree with the engineers who wanted to conduct this engineering activity, just by way of information?

Mr. McMONAGLE. The bureau felt it was not cost effective to add the sites, even though they had the surplus of over \$1 million that they could do this with, and it would be cost effective by the engineers. The actual cost would only be a couple thousand dollars to do the additional sites.

Mr. HAYES. Does the gentleman believe that it would be cost effective, regardless of what the professional licensure board thought and believed? And if so, would you provide us with the justification for your point of view?

Mr. McMONAGLE. This would allow the students who are taking the tests for licensure to take them at local sites rather than at great expense through sites at the other end of the State or somewhere.

Mr. HAYES. Where is the test site at the present time?

Mr. McMONAGLE. There are six of them currently throughout the State. I do not have the list with me, Mr. Speaker, but they are mostly in the center part of the State, the different areas, and this would allow them to spread a little bit more throughout the State. There are six sites presently.

Mr. HAYES. There are six test sites presently, and by making this type of appropriation there would be additional sites?

Mr. McMONAGLE. Yes, Mr. Speaker.

Mr. HAYES. Where would the additional sites be? In other words, what areas would be better served than they are currently at the present time?

Mr. McMONAGLE. The test sites will be at the engineering schools where the students are right now rather than having

them travel to another school to take the test. This would be at their own schools.

Mr. HAYES. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—189

Afflerbach	Evans	Lucyk	Rybak
Alderette	Fargo	McCall	Saloom
Angstadt	Fattah	McClatchy	Salvatore
Armstrong	Fee	McHale	Saurman
Arty	Fischer	McIntyre	Scheetz
Baldwin	Flick	McMonagle	Schuler
Barber	Foster, W. W.	McVerry	Semmel
Battisto	Foster, Jr., A.	Mackowski	Serafini
Belardi	Freeman	Madigan	Seventy
Belfanti	Freind	Manderino	Showers
Blaum	Fryer	Manmiller	Sirianni
Book	Gallagher	Markosek	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	Grieco	Morris	Steighner
Caltagirone	Gruitza	Mowery	Stevens
Cappabianca	Gruppo	Mrkonic	Stewart
Carn	Hagarty	Murphy	Stuban
Cawley	Haluska	Nahill	Swift
Cessar	Hayes	Noye	Taylor, E. Z.
Cimini	Herman	O'Brien	Taylor, F. E.
Civera	Hershey	O'Donnell	Telek
Clark	Hoeffel	Olasz	Tigue
Clymer	Honaman	Oliver	Trello
Colafella	Hutchinson	Perzel	Truman
Cole	Itkin	Peterson	Van Horne
Cordisco	Jackson	Petrarca	Vroon
Cornell	Jarolin	Petrone	Wachob
Coslett	Kasunic	Phillips	Wambach
Cowell	Kennedy	Piccola	Wargo
Coy	Klingaman	Pievsky	Wass
Deluca	Kosinski	Pistella	Weston
DeVerter	Kowalyshyn	Pitts	Wiggins
Daley	Kukovich	Pott	Williams
Davies	Lashinger	Pratt	Wilson
Dawida	Laughlin	Preston	Wogan
Deal	Lehr	Punt	Wright, D. R.
Dietz	Lescovitz	Reber	Wright, J. L.
Dininni	Letterman	Reinard	Wright, R. C.
Dombrowski	Levi	Richardson	Zwikl
Donatucci	Levin	Rieger	
Dorr	Linton	Robbins	Irvis,
Duffy	Livengood	Rudy	Speaker
Durham	Lloyd	Ryan	

NAYS—3

Godshall	Greenwood	Hasay
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NOT VOTING—5

Cohen	Harper	Johnson	Mayernik
DeWeese			

EXCUSED—5

Maiale	Rappaport	Sweet	Wozniak
Marmion			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the House a group of Pennsylvania dental hygienists from Allegheny County. They are here as the guests of Representative Markosek and other members of the Allegheny delegation. Welcome to the hall of the House.

BILLS AND RESOLUTION PASSED OVER

The SPEAKER. Without objection, all remaining bills and the resolution on today's calendar will be passed over. The Chair hears none.

ADJOURNMENT

The SPEAKER. There being no further business before this day's session, the Chair recognizes the gentleman from Centre, Mr. Herman.

Mr. HERMAN. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 16, 1984, at 11 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 1:53 p.m., e.d.t., the House adjourned.