

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, NOVEMBER 25, 1985

SESSION OF 1985 169TH OF THE GENERAL ASSEMBLY

No. 72

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

##### PRAYER

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

Eternal God and Ever Vigilant Lord, we are conscious that Thou hast shown us the way and set for us the example we need to follow through the lives and writings of Thy prophets of old, the Great Master, and the indwelling of Thy spirit in the hearts and lives of Thine own. We humbly pray that we may glean from their examples the righteousness Thou wouldst have us show in life, the truth Thou wouldst have us share with one another, and the love Thou wouldst have us translate in our day-to-day activities. O God, make us exemplars of Thee and Thy way among us all. Amen.

##### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

##### JOURNAL APPROVAL POSTPONED

The SPEAKER. The Chair is informed that the Journal for Wednesday, November 20, 1985, is not yet in print. Therefore, the approval of that Journal will be postponed, without objection, until the Journal is in print. The Chair hears no objection.

##### JOURNAL APPROVED

The SPEAKER. The Journal for Tuesday, October 15, 1985, is in print, and absenting an objection thereto, the Chair will direct that the Journal is approved as printed. The Chair hears no such objection.

##### LEAVES OF ABSENCE

The SPEAKER. The Chair now turns to leaves of absence. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky. Are there any requests for leaves?

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman from Philadelphia, Mr. BARBER, for today, and the gentleman from Northampton, Mr. YANDRISEVITS, for the entire week.

The SPEAKER. Without objection, the leaves will be granted. The Chair hears no objection.

The Chair also announces that the Chair is granting leave to the gentleman from Centre, Mr. LETTERMAN. Mr. Letterman is on assignment by the Chair and will not be here for today's session, so Mr. Letterman will be excused.

The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Bedford, Mr. DIETZ, for the week; the gentleman from Lancaster, Mr. SCHEETZ, for the week; and the gentleman from Lycoming, Mr. CIMINI, for the week.

The SPEAKER. Without objection, and the Chair hears no such objection, the leaves are granted.

##### WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the House a former employee of ours who has now gone far west - she lives in Denver, Colorado - Darleen Holtzin. She was formerly the secretary to Jim Prendergast. Welcome to the hall of the House, Darleen.

##### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

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

HB 841;  
SB 176;  
SB 370;  
SB 402; and  
SB 964.

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

##### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that SB 964, which was just lifted from the tabled calendar, be recommitted to the Committee on Appropriations for a fiscal note.

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

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—197**

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Levdansky	Roebuck
Argall	Dorr	Levin	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman
Belardi	Fattah	McCall	Schuler
Belfanti	Fee	McClatchy	Semmel
Birmelin	Fischer	McHale	Serafini
Black	Flick	McVerry	Seventy
Blaum	Foster, Jr., A.	Mackowski	Showers
Book	Fox	Maiale	Sirianni
Bortner	Freeman	Manderino	Smith, B.
Bowley	Freind	Manmiller	Smith, L. E.
Bowser	Fryer	Markosek	Snyder, D. W.
Boyes	Gallagher	Mayernik	Snyder, G. M.
Brandt	Gallen	Merry	Staback
Broujos	Gamble	Michlovic	Stairs
Bunt	Gannon	Micozzie	Steighner
Burd	Geist	Miller	Stevens
Burns	George	Moehlmann	Stewart
Bush	Gladeck	Morris	Stuban
Caltagirone	Godshall	Mowery	Sweet
Cappabianca	Greenwood	Mrkonic	Swift
Carlson	Gruitza	Murphy	Taylor, E. Z.
Carn	Gruppo	Nahill	Taylor, F. E.
Cawley	Hagarty	Noye	Taylor, J.
Cessar	Haluska	O'Brien	Telek
Chadwick	Harper	O'Donnell	Tigue
Civera	Hasay	Olasz	Trello
Clark	Hayes	Oliver	Truman
Clymer	Herman	Perzel	Van Horne
Cohen	Hershey	Petrarca	Veon
Colafella	Honaman	Petrone	Vroon
Cole	Howlett	Phillips	Wambach
Cordisco	Hutchinson	Piccola	Wass
Cornell	Itkin	Pievsky	Weston
Coslett	Jackson	Pistella	Wiggins
Cowell	Jarolin	Pitts	Wilson
Coy	Johnson	Pott	Wogan
Deluca	Josephs	Pratt	Wozniak
DeVerter	Kasunic	Pressmann	Wright, D. R.
DeWeese	Kennedy	Preston	Wright, J. L.
Daley	Kenney	Punt	Wright, R. C.
Davies	Kosinski	Raymond	
Dawida	Kukovich	Reber	Irvis,
Deal	Langtry	Reinard	Speaker
Dininni	Lashingner	Richardson	

**ADDITIONS—0**

NOT VOTING—0

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 1915** By Representatives BUNT, REINARD, HALUSKA, GLADECK, CARLSON, BOOK, R. C. WRIGHT, DISTLER, KENNEY, LANGTRY, FLICK, HERMAN, TELEK, RAYMOND, SEMMEL, STABACK, FARGO, E. Z. TAYLOR, B. SMITH, TRUMAN, SERAFINI, J. TAYLOR, ROBBINS, MICHLOVIC, BURD, FOX and CIVERA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for citations for violations involving unoccupied vehicles.

Referred to Committee on TRANSPORTATION, November 25, 1985.

**No. 1916** By Representatives BURNS and WILSON

An Act amending the act of June 23, 1970 (P. L. 419, No. 140), referred to as the "Renal Disease Treatment Act," adding penalties for false claims.

Referred to Committee on HEALTH AND WELFARE, November 25, 1985.

**No. 1917** By Representative BURNS

An Act amending the act of November 24, 1976 (P. L. 1176, No. 261), known as the "Mobile Home Park Rights Act," further providing for retaliatory evictions.

Referred to Committee on BUSINESS AND COMMERCE, November 25, 1985.

**No. 1918** By Representatives CLYMER, HALUSKA, PETRONE, GREENWOOD, SEMMEL, ROBBINS, BELFANTI, TRELLO, RAYMOND, BARLEY, REINARD, PRESSMANN, SCHEETZ, FARGO, J. L. WRIGHT, WILSON, FOX, BELARDI, LANGTRY, BATTISTO, MERRY, BOWSER, DISTLER, NOYE and BURNS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the recovery of certain costs by municipalities.

Referred to Committee on JUDICIARY, November 25, 1985.

**No. 1919** By Representatives KOSINSKI, KUKOVICH, JOSEPHS, PRESSMANN, J. TAYLOR and FOX

An Act amending the act of January 8, 1960 (1959 P. L. 2119, No. 787), known as the "Air Pollution Control Act," authorizing the awarding of attorney fees in certain circumstances.

Referred to Committee on CONSERVATION, November 25, 1985.

**No. 1920** By Representatives PITTS, TRELLO, BUNT, JOHNSON, DORR, MICHLOVIC, J. L. WRIGHT, HERMAN, GEIST, E. Z. TAYLOR, TIGUE, HALUSKA, MACKOWSKI, SEVENTY, BUSH, GRUPPO, MORRIS, FOX and FLICK

An Act providing for incorporation of productive and distributive workers' cooperatives, for a certain tax exemption and for penalties.

Referred to Committee on FINANCE, November 25, 1985.

**No. 1921** By Representatives MAYERNIK, TRELLO, MARKOSEK, J. L. WRIGHT, ANGSTADT, JOHNSON, HALUSKA, TELEK, NAHILL, LEVDANSKY, SIRIANNI, STABACK, BUNT, COY, MERRY, PISTELLA, COWELL, HOWLETT, BELARDI, SEMMEL and HERMAN

An Act empowering certain local taxing authorities to provide exemptions from taxation for certain improvements made to certain unimproved residential property.

Referred to Committee on FINANCE, November 25, 1985.

**No. 1922** By Representatives MAYERNIK, TRELLO, DeLUCA, PETRONE, PRESTON, MARKOSEK, J. L. WRIGHT, McVERRY, JOHNSON, TELEK, NAHILL, LEVDANSKY, E. Z. TAYLOR, STABACK, BUNT, COY, FOX, PERZEL, FEE, HOWLETT, BELARDI and CIVERA

An Act amending the act of March 11, 1971 (P. L. 104, No. 3), known as the "Senior Citizens Rebate and Assistance Act," freezing property tax of all senior citizens and certain widowed and divorced persons; and providing reimbursement to school districts for lost tax revenues.

Referred to Committee on FINANCE, November 25, 1985.

**No. 1923** By Representatives MAYERNIK, MARKOSEK, J. L. WRIGHT, VAN HORNE, ANGSTADT, JOHNSON, FATTAH, KUKOVICH, BUNT, PISTELLA, WOGAN and HOWLETT

An Act amending the act of March 11, 1971 (P. L. 104, No. 3), known as the "Senior Citizens Rebate and Assistance Act," extending rebates and assistance to certain divorced persons.

Referred to Committee on FINANCE, November 25, 1985.

**No. 1924** By Representatives MAYERNIK, TRELLO, COWELL, MARKOSEK, J. L. WRIGHT, McVERRY, HALUSKA, LEVDANSKY, STABACK, PISTELLA, HOWLETT and LANGTRY

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," providing for an additional member on the retirement board.

Referred to Committee on URBAN AFFAIRS, November 25, 1985.

**No. 1925** By Representatives FOX, PRATT, NAHILL, MOEHLMANN, GODSHALL, RYAN, CIMINI, McVERRY, JOHNSON, GREENWOOD, ANGSTADT, E. Z. TAYLOR, MORRIS, TIGUE, LEVDANSKY, BOOK, O'BRIEN, SWEET, SERAFINI, MAYERNIK, HARPER, DISTLER, McHALE, KUKOVICH, CIVERA, BUNT, ARGALL, CARLSON, PERZEL, RYBAK, HAYES, DURHAM, MERRY, BLACK, VAN HORNE, MANMILLER, WAMBACH, PRESSMANN, AFFLERBACH, BALDWIN, SCHULER, BARLEY, COSLETT, PHILLIPS, SHOWERS, GRUPPO, LAUGHLIN, LANGTRY, KENNEDY, MILLER, STAIRS, HERSHEY, WOZNIAK, ITKIN, MICOZZIE, G. M. SNYDER, DeLUCA, KOSINSKI, J. L. WRIGHT, J. TAYLOR, PIEVSKY, GLADECK, CHADWICK, FISCHER, HERMAN, TRELLO, DALEY, FARGO, SEMMEL, BELFANTI, POTT, HALUSKA, COLAFELLA, BUSH, GANNON, KENNEY, ARTY, FREIND, CAWLEY, PUNT, BURNS, McCLATCHY, SWIFT, RAYMOND, CARN, CESSAR, MACKOWSKI, REINARD, WESTON, BURD, RICHARDSON, COY, JACKSON, FATTAH, LASHINGER, HASAY, VROON, REBER, OLASZ, RUDY, STABACK, SIRIANNI, JAROLIN, SEVENTY, HOWLETT, D. W. SNYDER, CLYMER, GALLAGHER, HAGARTY, KASUNIC, STEIGHNER, LUCYK, VEON and FREEMAN

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," establishing a Missing Children Coordination Office in the Office of Attorney General; and providing for its powers and duties.

Referred to Committee on JUDICIARY, November 25, 1985.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 201** By Representatives CAPPABIANCA, SERAFINI, TIGUE, BELARDI, VAN HORNE, DUFFY, CAWLEY, AFFLERBACH, CIVERA, BROUJOS, DeLUCA, SCHULER, LANGTRY,

SEMMEL, TRELLO, COLAFELLA,  
VROON, D. W. SNYDER, CORNELL,  
E. Z. TAYLOR, BLAUM and  
DOMBROWSKI

Providing for the appointment of a special bipartisan committee to study tax-exempt nonprofit organizations engaging in the sale of goods or services within this Commonwealth, especially with regard to the impact on small business.

Referred to Committee on RULES, November 25, 1985.

**No. 202** By Representatives WOGAN, GANNON,  
SCHULER, O'BRIEN, STABACK,  
JOHNSON, RAYMOND, DISTLER,  
HALUSKA, BOWSER, TIGUE, HERMAN,  
GEIST, MORRIS, FARGO, NOYE,  
CIVERA, WESTON, KENNEY,  
J. TAYLOR, FOX, SALOOM, SEMMEL,  
DORR, SIRIANNI, TRELLO and  
E. Z. TAYLOR

Encouraging school systems of the Commonwealth of Pennsylvania to use the Armed Services Vocational Aptitude Battery.

Referred to Committee on RULES, November 25, 1985.

#### SENATE BILLS FOR CONCURRENCE

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

**SB 335, PN 1549**

Referred to Committee on TRANSPORTATION, November 25, 1985.

**SB 1040, PN 1288**

Referred to Committee on BUSINESS AND COMMERCE, November 25, 1985.

**SB 1129, PN 1562**

Referred to Committee on JUDICIARY, November 25, 1985.

**SB 1134, PN 1601**

Referred to Committee on PROFESSIONAL LICENSURE, November 25, 1985.

**SB 1135, PN 1573**

Referred to Committee on PROFESSIONAL LICENSURE, November 25, 1985.

**SB 1140, PN 1589**

Referred to Committee on HEALTH AND WELFARE, November 25, 1985.

**SB 1158, PN 1608**

Referred to Committee on PROFESSIONAL LICENSURE, November 25, 1985.

**SB 1204, PN 1606**

Referred to Committee on APPROPRIATIONS, November 25, 1985.

#### SENATE RESOLUTION FOR CONCURRENCE

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

**SR 108, PN 1597**

Referred to Committee on RULES, November 25, 1985.

#### SENIOR MS. PENNSYLVANIA PRESENTED

The SPEAKER. The Chair invites the gentleman from Cambria, Mr. Haluska, to come to the microphone to present a very charming lady, Mrs. Josephine Brown, of Patton, Pennsylvania, Cambria County, who was named Senior Ms. Pennsylvania.

Dr. Haluska, will you bring the lady to the clerk's microphone, please.

The Chair recognizes the gentleman, Mr. Haluska.

Mr. HALUSKA. Mr. Speaker, members of the House of Representatives, ladies and gentlemen, I am honored to present this citation to a very gracious and talented member of the senior community of my hometown of Patton, Pennsylvania. She was sponsored by the East Hills Senior Citizens Activity Center in Richland Township of Cambria County. Mrs. Josephine Brown was selected in the Senior Ms. Pageant at Downingtown, Pennsylvania, this past October. After the coronation as Ms. Cambria County Senior Queen, she went on to the Ms. Senior Queen Pageant at Downingtown in Chester County where she was crowned Ms. Pennsylvania Senior America. She will represent the Commonwealth in the national competition from April 1 through April 3 at the Resorts International in Atlantic City, New Jersey.

Her philosophy of life as a senior citizen is an inspiring one. Mrs. Brown says, when you have problems or feel lonely, reach out to someone else who needs help and both of you will be happier and a lot less lonely. Her words are useful for all of us to keep in mind when we find ourselves too selfish and absorbed in many things and become temperamental. Josephine truly exemplifies the interest and enthusiasm of the spirit of our seniors throughout the Commonwealth. Seniors appreciate America as a land of opportunity and are advocates of the philosophy that the future, at whatever age, is always bright.

Josephine is the mother of four and the grandmother of two. She is the widow of a former Cambria High School system teacher and is now employed as a teacher's aide in the Cambria High School system.

I am very grateful to you, Mrs. Brown, for what you have done and for the people of Cambria County and Pennsylvania. I congratulate you on the honor of being named Senior Ms. Pennsylvania. On behalf of the House of Representatives of Pennsylvania, I thank you for your services and wish you luck at the Atlantic City pageant in April. May you be awarded the distinction of being named Senior Ms. America, an honor you wholeheartedly deserve.

Josephine, I would like to present you with this citation from the House of Representatives. The citation reads:

Whereas, Mrs. Josephine Brown, Senior Ms. of Cambria County, was selected Senior Ms. Pennsylvania at the pageant held in Downingtown and will compete in the Senior Ms. America Pageant in 1986. Mrs. Brown, a teacher's aide at an elementary school in Patton, is the proud mother of four children and has been blessed with two grandchildren.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends hearty congratulations to Mrs. Josephine Brown on being crowned Senior Ms. of Pennsylvania;...

and we wish you the best in the Senior Ms. America Pageant in Atlantic City come April. This is signed by the Speaker of the House of Representatives and Mr. John Zubeck.

Josephine, if you would like to say a few words, you may, please.

The SPEAKER. Mrs. Brown.

Mrs. BROWN. Mr. Speaker, distinguished members of the House of Representatives, and guests, I want to thank Dr. Haluska and the members of the House of Representatives for bestowing this honor upon me today. It is with deep humility that I accept this citation, and I hope that I can live up to what it stands for.

So many nice things have happened to me since I first entered the county competition in the East Hills pageant. Winning the county title and then the Ms. Pennsylvania Senior America title in Downingtown were highlights among recent happenings for me.

More important than winning was the realization that so many people in my community supported me and are encouraging me in the national competition in Atlantic City in April. I would not be here today if it were not for people like Diane Cence, director of the Senior Activities Center in Patton. It was Diane who first suggested that I enter the county competition. I would also like to acknowledge Linda Bloom, director of the East Hills Senior Activities Center. Linda did a fantastic job of coordinating the county pageant. I owe a debt of gratitude to my accompanist, Danny Miller of Patton, who gave freely of his time and talents.

The Ms. Senior America Pageant philosophy is based upon the belief that seniors are the foundation of America and our most valuable treasure. It is upon their knowledge, experience, and resources that the younger generation has the opportunity to build a better society. I will do my best to exemplify these qualities in representing Pennsylvania in the pageant in Atlantic City.

Once again, I thank you for the privilege of being here today to accept this citation. My special thanks to Dr. Haluska for making it possible. Thank you.

**CALENDAR**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **SB 421, PN 480**, entitled:

An Act amending the act of November 30, 1965 (P. L. 847, No. 356), entitled "Banking Code of 1965," further providing for the date of Dr. Martin Luther King, Jr. Day.

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?

On final passage, the Chair recognizes the gentleman from Allegheny, Mr. Preston.

Mr. PRESTON. Thank you, Mr. Speaker.

I am going to ask every single member in the House of Representatives to vote for SB 421, offered by one of our fellow colleagues in the Senate. You voted before unanimously on my bill for Martin Luther King Day, and I have yielded to the minority chairman of the Banking Committee in the Senate. So therefore, I would ask you, let us commemorate the man so that all banks can conform to the Federal holiday since the U.S. Congress has passed it, and I would ask everyone to give an affirmative vote. Thank you very much.

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—196**

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Levdansky	Roebuck
Argall	Dorr	Levin	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman
Belardi	Fattah	McCall	Schuler
Belfanti	Fee	McClatchy	Semmel
Birmelin	Fischer	McHale	Serafini
Black	Flick	McVerry	Seventy
Blaum	Foster, Jr., A.	Mackowski	Showers
Book	Fox	Maiale	Sirianni
Bortner	Freeman	Manderino	Smith, B.
Bowley	Freind	Manmiller	Smith, L. E.
Bowser	Fryer	Markosek	Snyder, D. W.
Boyes	Gallagher	Mayernik	Snyder, G. M.
Brandt	Gallen	Merry	Staback
Broujos	Gamble	Michlovic	Stairs
Bunt	Gannon	Micozzie	Steighner
Burd	Geist	Miller	Stevens
Burns	George	Moehlmann	Stewart
Bush	Gladeck	Morris	Suban
Caltagirone	Godshall	Mowery	Sweet
Cappabianca	Greenwood	Mrkonic	Swift
Carlson	Gruitza	Murphy	Taylor, E. Z.
Carn	Gruppo	Nahill	Taylor, F. E.
Cawley	Hagarty	Noye	Taylor, J.
Cessar	Haluska	O'Brien	Telek
Chadwick	Harper	O'Donnell	Tigue
Civera	Hasay	Olasz	Trello
Clark	Hayes	Oliver	Truman
Clymer	Herman	Perzel	Van Horne
Cohen	Hershey	Petrarca	Veon
Colafrilla	Honaman	Petrone	Vroon
Cole	Howlett	Phillips	Wambach
Cordisco	Hutchinson	Piccola	Wass

Cornell	Itkin	Pievsky	Weston
Coslett	Jackson	Pistella	Wiggins
Cowell	Jarolin	Pitts	Wilson
Coy	Johnson	Pott	Wogan
Deluca	Josephs	Pratt	Wozniak
DeVerter	Kasunic	Pressmann	Wright, D. R.
DeWeese	Kennedy	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kosinski	Reber	
Dawida	Kukovich	Reinard	Irvis,
Deal	Langtry	Richardson	Speaker
Dininni	Lashingner		

NAYS—0

NOT VOTING—1

Punt

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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 1336, PN 1585**, entitled:

An Act amending the act of July 18, 1935 (P. L. 1314, No. 411 1/2), entitled, as amended, "An act authorizing the utilization of the Pennsylvania State Police Academy for training persons to act as policemen in the political subdivisions of the Commonwealth; prescribing the qualifications for admission of such persons to such school; providing for the payment of certain costs by such students; conferring certain powers upon the Pennsylvania State Police; and making an appropriation," providing for training for response to ethnic tension situations.

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

Acosta	Distler	Lashingner	Richardson
Afflerbach	Dombrowski	Laughlin	Rieger
Angstadt	Donatucci	Lescovitz	Robbins
Argall	Dorr	Levdansky	Roebuck
Arty	Duffy	Levin	Rudy
Baldwin	Durham	Linton	Ryan
Barley	Evans	Livengood	Rybak
Battisto	Fargo	Lloyd	Saloom
Belardi	Fattah	Lucyk	Saurman
Belfanti	Fee	McCall	Schuler
Birmelin	Fischer	McClatchy	Semmel
Black	Flick	McHale	Serafini
Blaum	Foster, Jr., A.	McVerry	Seventy
Book	Fox	Mackowski	Showers
Bortner	Freeman	Maiale	Smith, B.
Bowley	Freind	Manderino	Smith, L. E.
Bowser	Fryer	Manmiller	Snyder, D. W.

Boyes	Gallagher	Markosek	Snyder, G. M.
Brandt	Gallen	Mayernik	Staback
Broujos	Gamble	Michlovic	Stairs
Bunt	Gannon	Micozzie	Steighner
Burd	Geist	Miller	Stevens
Burns	George	Moehlmann	Stewart
Bush	Gladeck	Morris	Suban
Caltagirone	Godshall	Mowery	Sweet
Cappabianca	Greenwood	Mrkonic	Swift
Carlson	Gruitza	Murphy	Taylor, E. Z.
Carn	Gruppo	Nahill	Taylor, F. E.
Cawley	Hagarty	Noye	Taylor, J.
Cessar	Haluska	O'Brien	Telek
Chadwick	Harper	O'Donnell	Tigue
Civera	Hasay	Olasz	Trello
Clark	Hayes	Oliver	Truman
Clymer	Herman	Perzel	Van Horne
Cohen	Hershey	Petrarca	Veon
Colafella	Honaman	Petrone	Vroon
Cole	Howlett	Phillips	Wambach
Cordisco	Hutchinson	Piccola	Wass
Cornell	Itkin	Pievsky	Weston
Coslett	Jackson	Pistella	Wiggins
Cowell	Jarolin	Pitts	Wilson
Coy	Johnson	Pott	Wogan
Deluca	Josephs	Pratt	Wozniak
DeVerter	Kasunic	Pressmann	Wright, D. R.
DeWeese	Kennedy	Preston	Wright, J. L.
Daley	Kenney	Punt	Wright, R. C.
Davies	Kosinski	Raymond	
Dawida	Kukovich	Reber	Irvis,
Deal	Langtry	Reinard	Speaker
Dininni			

NAYS—0

NOT VOTING—2

Merry	Sirianni
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EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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 1337, PN 1586**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," establishing a system of information for the Pennsylvania State Police regarding crimes resulting from intergroup tensions.

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

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Levdansky	Roebuck
Argall	Dorr	Levin	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman
Belardi	Fee	McCall	Schuler
Belfanti	Fischer	McClatchy	Semmel
Birmelin	Flick	McHale	Serafini
Black	Foster, Jr., A.	McVerry	Seventy
Blaum	Fox	Mackowski	Showers
Book	Freeman	Maiale	Sirianni
Bortner	Freind	Manderino	Smith, B.
Bowley	Fryer	Manmiller	Smith, L. E.
Bowser	Gallagher	Markosek	Snyder, D. W.
Boyes	Gallen	Mayernik	Snyder, G. M.
Brandt	Gamble	Merry	Staback
Broujos	Gannon	Michlovic	Stairs
Bunt	Geist	Micozzie	Steighner
Burd	George	Miller	Stevens
Burns	Gladeck	Moehlmann	Stewart
Bush	Godshall	Morris	Stuban
Caltagirone	Greenwood	Mowery	Sweet
Cappabianca	Gruitza	Mrkonic	Swift
Carlson	Gruppo	Murphy	Taylor, E. Z.
Carn	Hagarty	Nahill	Taylor, F. E.
Cawley	Haluska	Noye	Taylor, J.
Cessar	Harper	O'Brien	Telek
Chadwick	Hasay	O'Donnell	Tigue
Civera	Hayes	Olasz	Trello
Clark	Herman	Oliver	Truman
Clymer	Hershey	Perzel	Van Horne
Cohen	Honaman	Petrone	Veon
Colafella	Howlett	Phillips	Vroon
Cole	Hutchinson	Piccola	Wambach
Cordisco	Itkin	Pievsky	Wass
Cornell	Jackson	Pistella	Weston
Coslett	Jarolin	Pitts	Wiggins
Cowell	Johnson	Pott	Wilson
Coy	Josephs	Pratt	Wogan
Deluca	Kasunic	Pressmann	Wozniak
DeVerter	Kennedy	Preston	Wright, D. R.
DeWeese	Kenny	Punt	Wright, J. L.
Daley	Kosinski	Raymond	Wright, R. C.
Davies	Kukovich	Reber	
Dawida	Langtry	Reinard	Irvis,
Deal	Lashingier	Richardson	Speaker
Dininni			

NAYS—0

NOT VOTING—2

Fattah            Petrarca

EXCUSED—6

Barber            Dietz            Scheetz            Yandrisevits  
Cimini            Letterman

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 lady from Susquehanna, Miss Sirianni. Why do you rise in place?

Miss SIRIANNI. Mr. Speaker, I missed the vote on HB 1336. I would like to be voted in the affirmative.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 1553, PN 1896**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," providing for training of Pennsylvania State Police for response to ethnic tension situations.

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—196

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Levdansky	Roebuck
Argall	Dorr	Levin	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman
Belardi	Fattah	McCall	Schuler
Belfanti	Fee	McClatchy	Semmel
Birmelin	Fischer	McHale	Serafini
Black	Flick	McVerry	Seventy
Blaum	Foster, Jr., A.	Mackowski	Showers
Book	Fox	Maiale	Sirianni
Bortner	Freeman	Manderino	Smith, B.
Bowley	Freind	Manmiller	Smith, L. E.
Bowser	Fryer	Markosek	Snyder, D. W.
Boyes	Gallagher	Mayernik	Snyder, G. M.
Brandt	Gallen	Merry	Staback
Broujos	Gamble	Michlovic	Stairs
Bunt	Gannon	Micozzie	Steighner
Burd	Geist	Miller	Stevens
Burns	George	Moehlmann	Stewart
Bush	Gladeck	Morris	Stuban
Caltagirone	Godshall	Mowery	Sweet
Cappabianca	Greenwood	Mrkonic	Swift
Carlson	Gruitza	Murphy	Taylor, E. Z.
Carn	Gruppo	Nahill	Taylor, F. E.
Cawley	Hagarty	Noye	Taylor, J.
Cessar	Haluska	O'Brien	Telek
Chadwick	Harper	O'Donnell	Tigue
Civera	Hasay	Olasz	Trello
Clark	Hayes	Oliver	Truman
Clymer	Herman	Perzel	Van Horne
Cohen	Hershey	Petrone	Veon
Colafella	Honaman	Phillips	Vroon
Cole	Howlett	Piccola	Wambach
Cordisco	Hutchinson	Pievsky	Wass
Cornell	Itkin	Pistella	Weston
Coslett	Jackson	Pitts	Wiggins
Cowell	Jarolin	Pott	Wilson
Coy	Johnson	Pratt	Wogan
Deluca	Josephs	Pressmann	Wozniak
DeVerter	Kasunic	Preston	Wright, D. R.

DeWeese	Kennedy	Punt	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kosinski	Reber	
Dawida	Kukovich	Reinard	Irvis,
Deal	Langtry	Richardson	Speaker
Dininni	Lashingner		

NAYS—0

NOT VOTING—1

Petrarca

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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. For what purpose does the gentleman from Crawford, Mr. Merry, rise in place?

Mr. MERRY. Mr. Speaker, I missed the vote on HB 1336, PN 1585. I would like to be shown 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 1892, PN 2490, entitled:

An Act amending the act of May 31, 1893 (P. L. 188, No. 138), referred to as the "Legal Holiday Law," further providing that the third Monday in January shall be known as Dr. Martin Luther King, Jr. Day and observed as a holiday.

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

Acosta	Distler	Lashingner	Rieger
Afflerbach	Dombrowski	Laughlin	Robbins
Angstadt	Donatucci	Lescovitz	Roebuck
Argall	Dorr	Levdansky	Rudy
Arty	Duffy	Levin	Ryan
Baldwin	Durham	Linton	Rybak
Barley	Evans	Livengood	Saloom
Battisto	Fargo	Uloyd	Saurman
Belardi	Fattah	Lucyk	Schuler
Belfanti	Fee	McCall	Semmel
Birmelin	Fischer	McClatchy	Serafini
Black	Flick	McHale	Seventy
Blaum	Foster, Jr., A.	McVerry	Showers
Book	Fox	Mackowski	Sirianni
Bortner	Freeman	Maiale	Smith, B.

Bowley	Freind	Manderino	Smith, L. E.
Bowser	Fryer	Manmiller	Snyder, D. W.
Boyes	Gallagher	Markosek	Snyder, G. M.
Brandt	Gallen	Mayernik	Staback
Broujos	Gamble	Merry	Stairs
Bunt	Gannon	Michlovic	Steighner
Burns	Geist	Micozzie	Stevens
Bush	George	Miller	Stewart
Caltagirone	Gladeck	Moehlmann	Stuban
Cappabianca	Godshall	Morris	Sweet
Carlson	Greenwood	Mowery	Swift
Carn	Gruitza	Mrkonic	Taylor, E. Z.
Cawley	Gruppo	Murphy	Taylor, F. E.
Cessar	Hagarty	Nahill	Taylor, J.
Chadwick	Haluska	Noye	Telek
Civera	Harper	O'Brien	Tigue
Clark	Hasay	O'Donnell	Trello
Clymer	Hayes	Olasz	Truman
Cohen	Herman	Oliver	Van Horne
Colafella	Hershey	Perzel	Veon
Cole	Honaman	Petrone	Vroon
Cordisco	Howlett	Phillips	Wambach
Cornell	Hutchinson	Piccola	Wass
Coslett	Itkin	Pievsky	Weston
Cowell	Jackson	Pistella	Wiggins
Coy	Jarolin	Pitts	Wilson
Deluca	Johnson	Pott	Wogan
DeVerter	Josephs	Pratt	Wozniak
DeWeese	Kasunic	Pressmann	Wright, D. R.
Daley	Kennedy	Preston	Wright, J. L.
Davies	Kenney	Raymond	Wright, R. C.
Dawida	Kosinski	Reber	
Deal	Kukovich	Reinard	Irvis,
Dininni	Langtry	Richardson	Speaker

NAYS—0

NOT VOTING—3

Burd	Petrarca	Punt	
Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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 FINAL PASSAGE

Agreeable to order, The House proceeded to the consideration on final passage of HB 294, PN 318, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for grants and contracts made by area agencies on aging.

On the question recurring, Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its decision that HB 294 was agreed to on third consideration. The Chair hears no objection.

On the question recurring,



Will the House agree to the bill on third consideration?

Mr. TRELLO offered the following amendment No. A4174:

Amend Sec. 1 (Sec. 2207-A), page 2, lines 3 and 4, by striking out "The area agency shall give preference to nonprofit agencies in the awarding of grants and contracts." and inserting The area agency shall give preference in the awarding of grants and contracts to nonprofit agencies which provide tangible client services. For the purposes of this subsection "tangible client services" shall mean congregate meals, transportation to and from the site of such congregate meals and home-delivered meals provided through area agencies on aging.

On the question,

Will the House agree to the amendment?

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

Mr. TRELLO. Mr. Speaker, the amendment deals with the language in the act dealing with transportation.

Now, as this House is aware, we have already passed two companion bills - HB 293 and HB 690 - with relatively the same language only pertaining to different categories.

I really do not believe this amendment is necessary, but at the insistence of somebody from the other side of the aisle I am offering the amendment that clarifies a transportation problem. This transportation language that I have in here now specifically designates only transportation provided to and from the site of the congregate meals, and I urge everybody to support the amendment.

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Dorr, on the Trello amendment.

Mr. DORR. Mr. Speaker, I am afraid that the amendment as drawn contains the same problem that we have been dealing with for the last couple of days on this bill.

Members are familiar with what we now infamously call the "section 203 program" because of the problems that we have been having with regulations drafted in regard to that program. One of the many things that is provided under that program in services to the aging is transportation, for example, to senior citizen congregate meal programs. Now as the amendment is drafted, as I understand it, the gentleman would require that preference be given to nonprofit transportation providers in regard to the contracts for providing those services to senior citizens, specifically taking them to meals at senior centers, for example. The problem with that is there are numerous providers out in the Commonwealth who are not nonprofit - in other words, profitmaking providers who serve these senior citizens.

In addition to that, the whole thrust of the section 203 regulation problem is to reduce costs. When you go with this particular kind of amendment involving the transportation, not to speak of the problem in the program in general, you add in the problem of potentially increasing costs to the program, because we are in effect giving priority to someone who might in fact be bidding a higher cost than a profitmaking provider could bid.

Mr. Speaker, I reluctantly indicate that my judgment is the gentleman has not solved the problem we have been dealing

with with the language in his amendment, and I would have to recommend a negative vote.

The SPEAKER. For the second time on his amendment, the Chair recognizes the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, I agree with the gentleman on the other side of the aisle. I do not believe the amendment is necessary at all. I think the bill in its original form did not require any amendments at all.

The amendment was drafted for the second time at the request of the other side of the aisle, and both times they found fault in it. So I do not believe the amendment is necessary at all, but I think what you do in this amendment is entirely up to you. I am going to vote for it, but I urge that we pass the bill. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the amendment, the Chair recognizes the gentleman from Philadelphia, Mr. Linton.

Mr. LINTON. Thank you, Mr. Speaker.

Mr. Speaker, unfortunately, my interpretation of the amendment is the same as Representative Dorr's, and the concerns that I raised last week in regard to the previous amendment unfortunately have not been addressed, once again, in this amendment.

As has been indicated, we have been working very hard on the shared-ride 203 regulations. I have a concern that in this particular amendment you may in fact escalate the costs of those services, and one of the problems we are having now is the escalating costs within the shared-ride program.

So I once again have strong feelings; in fact, I am opposed to the amendment as it is currently drafted and would have to vote in the negative. Thank you, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Allegheny, Mr. Preston.

Mr. PRESTON. Thank you, Mr. Speaker.

I am going to support the Trello amendment. I am going to support the Trello amendment because I care about some senior citizens within Allegheny County. There are many people who will lose an awful lot of personal touch, and to vote against the Trello amendment, you will be showing disrespect to an awful lot of senior citizens who will lose an awful lot of personal touch as far as the Meals On Wheels program. It was not our fault, per se, that through a contractual procedure and through a bidding procedure, that for-profit companies - companies that would not give personal attention to an awful lot of people who receive these meals - received the bid; people who just dropped off the meal, left it at the door, did not check upon the people. And we want that personal care within Allegheny County.

I do not know if that exists in your county, but I am asking you for your help. If you care about senior citizens, if you care about the care and the health and the welfare of the senior citizens like I care about those in Allegheny County, you will vote for the Trello amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—118

Acosta	Evans	Lescovitz	Rybak
Afflerbach	Fargo	Levdansky	Saloom
Angstadt	Fee	Livengood	Semmel
Battisto	Fischer	Lucyk	Serafini
Belardi	Fox	McCall	Seventy
Belfanti	Freeman	McHale	Smith, L. E.
Blaum	Fryer	McVerry	Snyder, D. W.
Book	Gallagher	Mackowski	Staback
Bortner	Gamble	Manderino	Steighner
Bowley	George	Markosek	Stevens
Boyes	Godshall	Mayernik	Stewart
Bunt	Gruppo	Merry	Sweet
Burd	Hagarty	Michlovic	Swift
Caltagirone	Haluska	Mrkonic	Taylor, F. E.
Carn	Harper	Murphy	Taylor, J.
Cessar	Hasay	Nahill	Telek
Colafella	Herman	O'Brien	Tigue
Cole	Hershey	O'Donnell	Trello
Cordisco	Hutchinson	Olasz	Van Horne
Cornell	Itkin	Oliver	Veon
Cowell	Jarolin	Perzel	Vroon
Deluca	Johnson	Petrone	Wambach
DeVerter	Kasunic	Pievsky	Weston
DeWeese	Kennedy	Pistella	Wiggins
Daley	Kenney	Pott	Wilson
Davies	Kosinski	Pratt	Wogan
Dawida	Kukovich	Pressmann	Wozniak
Dombrowski	Langtry	Preston	
Donatucci	Lashingier	Reber	Irvis,
Duffy	Laughlin	Rieger	Speaker

NAYS—72

Argall	Coy	Josephs	Richardson
Arty	Deal	Levin	Robbins
Baldwin	Dininni	Linton	Roebuck
Barley	Distler	Lloyd	Rudy
Birmelin	Dorr	McClatchy	Ryan
Black	Durham	Maiale	Saurman
Bowser	Fattah	Manmiller	Schuler
Brandt	Flick	Micozzie	Showers
Broujos	Foster, Jr., A.	Miller	Sirianni
Burns	Freind	Moehlmann	Smith, B.
Bush	Gallen	Mowery	Snyder, G. M.
Cappabianca	Gannon	Noye	Stairs
Carlson	Geist	Phillips	Stuban
Cawley	Gladeck	Piccola	Taylor, E. Z.
Chadwick	Greenwood	Pitts	Wass
Civera	Hayes	Punt	Wright, D. R.
Clymer	Honaman	Raymond	Wright, J. L.
Coslett	Jackson	Reinard	Wright, R. C.

NOT VOTING—7

Clark	Gruitza	Morris	Truman
Cohen	Howlett	Petrarca	

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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?

On final passage, the Chair recognizes the gentleman from York, Mr. Dorr.

Mr. DORR. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman's concern is, of course, laudable, and I think that is what we are all here about in the process of adopting this bill. The question really becomes, do you want these services provided broadly or do you want them provided somewhat more narrowly? The funds involved in providing these services are limited, like every other program that the Commonwealth provides, to the extent that we increase the cost of providing these services; we decrease the number of services or the amount of services that can be provided. Therefore, fewer senior citizens are going to be able to utilize the services involved if in fact we increase the cost.

Now, I am a booster, as are, I am sure, most of us, of non-profit agencies. I am not sure, however, that it is appropriate for us in these circumstances with limited funds to insist that we give the contracts or even make a preference to nonprofit agencies which may in fact be bidding very substantially more dollars for the same service as some profitmaking—hopefully profitmaking—small business person can provide. If we can provide the services at less cost, we are going to be able to provide more services. So in my judgment, those who want to help our senior citizens will not support this bill as it stands today. Thank you, Mr. Speaker.

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

Mr. ROBBINS. Mr. Speaker, may I interrogate the maker of this bill?

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

Mr. ROBBINS. Mr. Speaker, if two nonprofit agencies would bid on this program, say the Meals On Wheels or mental health or community health services or some other agency out there, how would they make the determination at that time who receives the bid?

Mr. TRELLO. That has nothing to do with the original language in the bill. What the original language in the bill deals with is the current Meals On Wheels programs that are in operation today, the volunteers. Under directive 8312 by former Secretary Gorham Black, he issued a directive that would mandate that even those programs must put their programs out for a bid period. The volunteers, if you remember back in 1983, came here in full force saying, you are eliminating the volunteer program.

These series of bills were designated just to help the volunteer programs, period, that do the cooking and delivering of the meal. I certainly believe that this is really getting out of hand, and there is some misunderstanding as to the original intent of the bill. This has nothing to do with what you are saying. It deals directly with the volunteer programs that

deliver the meals on wheels to our senior citizens, period, and it just eliminates them from competitive bidding when they themselves are involved in a dispute such as that.

Mr. ROBBINS. Mr. Speaker, I am well aware of that, but I am still asking the question that if another nonprofit agency came in and in fact was competitive with whatever was being paid and wanted to do it for less, who would make the decision and how would it be made?

Mr. TRELLO. Well, my answer to that is it has never happened, and I would not have any idea what would happen if it did take place. It has never happened before. The Meals On Wheels are in an area all by themselves. Mental health does not deal with delivering meals to senior citizens.

Mr. ROBBINS. Mr. Speaker, may I comment on the bill?

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

Mr. ROBBINS. Mr. Speaker, in one of my counties the contract for this program was given to another agency which was nonprofit. That agency about 9 months into the year ran out of money, and the county had paid; all the money was supposed to be paid for the annual program. The county then was faced with the problem of paying for the additional Meals On Wheels or whatever other programs were out there for our senior citizens. That caused quite a stir in the local community, and I certainly think we ought to consider that, that in fact there are other agencies out there trying to get into the business and trying to get the money that is available, and I am certainly concerned about that. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Montgomery, Mr. Fox, on final passage.

Mr. FOX. May I interrogate the maker of the legislation?

The SPEAKER. Mr. Trello, the gentleman, Mr. Fox, wishes to interrogate you. The gentleman, Mr. Trello, indicates he will stand for interrogation. You are in order; you may proceed, sir.

Mr. FOX. In relation to the bill, Mr. Speaker, I was wondering, as a followup to Representative Robbins, with regard to Meals On Wheels or any other provider of this particular service, would it not be advisable to add to the provision that it be at the lowest cost?

Mr. TRELLO. I cannot hear you. I am sorry.

The SPEAKER. Restate the question, please.

Mr. FOX. Thank you, Mr. Speaker.

I was stating, with regard to a followup question to Representative Robbins, would it not be advisable to add to the language of the bill where the provider is also at the least cost for the purposes of senior citizens so that they are getting the maximum benefit of service for the least amount of money?

Mr. TRELLO. Well, I think there is a terrible misunderstanding here.

Without the amendment what this bill does, it eliminates the volunteer programs from the competitive bidding process. It leaves that cap, that \$4,000 cap, is what it does. It is a series of bills, and they all come down to maintaining the volunteer program that delivers meals on wheels.

Mr. FOX. Is there no cost for the meals on wheels to the seniors?

Mr. TRELLO. They do not bid. That is what I am trying to tell you. The package of bills that was introduced eliminates the volunteer Meals On Wheels programs from competitive bidding.

Mr. FOX. Okay. I have no further questions, Mr. Speaker.

The SPEAKER. On final passage, the Chair recognizes the gentleman from Philadelphia, Mr. Linton.

Mr. LINTON. Thank you, Mr. Speaker.

Would the gentleman, Mr. Trello, stand for a brief period of interrogation, please?

The SPEAKER. The gentleman indicates he will so stand. You are in order, and you may proceed, sir.

Mr. LINTON. Mr. Speaker, it seems to me that your bill as currently drafted, or the bill that we are currently getting ready to vote on, would in fact create a problem for the shared-ride program. I want you to follow my line of reasoning to see if I am accurate on this.

As we have indicated, many of the Triple A's contract for third-party reimbursement with private providers to transport senior citizens back and forth to their various centers for congregate meals. Currently they operate on a low-bid basis. One of the problems we have is escalating costs in the shared-ride program. As we indicated earlier, Mr. Speaker, many of the senior citizen centers, Triple A-authorized agencies, operate congregate meal programs where they transport senior citizens to their various centers utilizing the 203 program. In doing so, they contract out for third-party reimbursement with private providers. Now, under your bill, would those senior citizen centers now have to give preference to nonprofit providers in contracting those services?

Mr. TRELLO. Well, first of all, before I answer your question, the original language in the bill did not deal with transportation at all; in no way did it deal with transportation. The original bill dealt with preparing the meals and delivering them. It had nothing to do with transportation. An argument from the other side of the aisle indicated that we should clarify that language on transportation, and I did it twice, and I did it the best I could, and I just cannot seem to agree. The amendment passed. It would be all right with me if the amendment was taken out, because I am not even dealing with transportation; I am dealing with volunteers who prepare the meals. So to answer your question, you know, I do not know what that does; what the amendment does. You can interpret it any way, you know; you can interpret it both ways, I guess.

Mr. LINTON. Mr. Speaker, but it is my understanding, from reading the section which you are amending, it says—and this is the bill itself, not the amendment, and I guess that is subsection (d)—it says, "The area agency may grant to or contract with any public, private or nonprofit agency for the provisions of social services." Now, in your amended section, "The area agency shall give preference to nonprofit agencies in the awarding of grants and contracts." So it seems to me that that does not eliminate transportation services and that does not only deal with providing meals on wheels, but it is

comprehensive and it would affect any social service connected agency, which would mean transportation.

Mr. TRELLO. Well, it could mean a lot of things, and I guess if you insist that it does, then I am sure it does. But the prime purpose of the bill was to deal with the volunteers who prepare the meals and nothing to do with transportation whatsoever. That is the best I can answer.

Mr. LINTON. Thank you, Mr. Speaker.

May I make a brief statement?

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

Mr. LINTON. Mr. Speaker, once again, I support Representative Trello's intent in the legislation, but unfortunately, over the last several months I have chaired a task force of this House to look into the shared-ride 203 program. In chairing that task force, we went around the Commonwealth and we received testimony from senior citizens. Most of you have probably received mail from senior citizens about the potential loss of their shared-ride program, and my concern with that program has to be the escalation of costs. If the costs escalate in that program, then we will be eliminating that program and you are going to have senior citizens once again coming to this legislature pressuring you, all of you, to make sure that their shared-ride program stays in existence.

Now, if this bill is passed, it is my understanding that what you are going to do once again is feed into and contribute to the escalation of those costs. If those costs escalate, once again we are going to be faced with a situation of not having dollars to pay for those services. Once again, that is going to mean that there will be a threat to once again try to come up with some regulations or cost-cutting provisions in the 203 program. My concern is, I do not want to see anything that is going to threaten that lifeline to the senior citizens. So, therefore, I am going to ask for a negative vote on this bill.

The SPEAKER. On final passage, the Chair recognizes the gentleman from Allegheny, Mr. Preston.

Mr. PRESTON. Thank you, Mr. Speaker.

I rise in support of HB 294. You are going to have a choice - either you want to support for-profit corporations, or you can vote for the Trello bill and you can support those volunteer agencies that work hard for the people out there in your area. That is going to be your simple choice. Should anything add on, I think that we in the House should take care of it. However, I agree with Representative Trello. Throughout the bill and throughout the testimony I have heard, all that we have heard about is the lack of concern through an edict by former Secretary Black that willingly gave contracts to for-profit corporations without any consideration at all to the volunteer agencies that were presently doing the job. There was no consideration at all for these contracts, whether or not they could do it cheaper, more efficiently, and with much more attention.

Now, that is the question that concerns me as far as HB 294. That is what you are going to be voting on - whether or not we are going to give this business to for-profit corporations or whether or not we are going to give it to those people

who care, the volunteer agencies within your own communities, and that is who you are going to be voting against. To vote against HB 294 is going to be voting against those volunteer agencies that go out and help as far as the Meals On Wheels programs. So I am going to ask you to vote for HB 294. Thank you.

The SPEAKER. On final passage, the Chair recognizes the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, HB 294 does the same as two other bills that passed with no negative votes here in this chamber - HB 293 and also HB 690. The purpose of this legislation was due to the number of volunteers who protested a directive, 8312, that would possibly eliminate the volunteer program. I had three hearings on the Meals On Wheels program back in 1984, in Harrisburg, Pittsburgh, and also in eastern Pennsylvania. All the senior citizens who testified—and there were a number; as a matter of fact, in the Harrisburg area there were about 20 or 30 busloads protesting the directive and the possibility of eliminating the volunteer program. And that is all this bill deals with, the volunteer program.

I can understand Representative Linton's problem in regard to shared rides, and I share his sentiments on the shared rides, but my primary concern with this bill is to make sure that we maintain the volunteer program that was in existence 10 years before the government even got into the Meals On Wheels business. What this guarantees is that when a person delivers a meal to our senior citizens, they do not only drop it off at their doorstep but they knock on the door and make sure that they are alive and well and able to receive and eat that meal. That is what the volunteers were concerned about - the health, safety, and welfare of the recipient. This bill will guarantee that the volunteer service programs will still exist as far as the Meals On Wheels program is concerned, and I urge you to vote for the bill. Thank you.

The SPEAKER. The Chair thanks the gentleman.

## WELCOME

The SPEAKER. The Chair welcomes to the hall of the House, as the guests of Representative Geist, John and Jolyanne Burdhardt. Welcome to the hall of the House.

## CONSIDERATION OF HB 294 CONTINUED

### BILL PASSED OVER TEMPORARILY

The SPEAKER. We will pass over HB 294 temporarily.

\* \* \*

Agreeable to order,

The House proceeded to the consideration on final passage of **SB 901, PN 1501**, entitled:

An Act amending the act of July 31, 1968 (P. L. 805, No. 247), entitled, as amended, "Pennsylvania Municipalities Planning Code," providing that a plat for land abutting a State highway shall not be approved until a highway occupancy permit is issued or it is determined that none is required; and further providing for regional hearing boards.

On the question recurring,  
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its decision that SB 901 was agreed to on third consideration as amended. The Chair hears no objection.

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

Mr. DORR offered the following amendments No. A4184:

Amend Sec. 1 (Sec. 508), page 2, line 19, by inserting after "until"

the applicant has been notified in writing that

Amend Sec. 1 (Sec. 508), page 2, line 19, by striking out "has issued" and inserting

must issue

Amend Sec. 1 (Sec. 508), page 2, line 22, by striking out "has determined" and inserting

determine

Amend Sec. 1 (Sec. 508), page 2, line 29, by inserting after "MUNICIPALITY"

and the applicant

Amend Sec. 1 (Sec. 508), page 3, line 2, by inserting after "MUNICIPALITY"

and the applicant

Amend Sec. 1 (Sec. 508), page 3, line 4, by striking out "in the" and inserting

by a

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

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

Mr. DORR. Mr. Speaker, the amendment clarifies subsection (6) of the bill and basically takes it to a situation where notice is provided to the applicant for a subdivision approval. Under the bill, an applicant for subdivision approval would have had to wait until the Transportation Department acted before the subdivision could be approved, and in a minute we will talk about building permits. This amendment provides adequate notice so that an individual who has to get a driveway permit will know that he has to get a driveway permit, but he will not be held up from going forward if in fact he is certain that his driveways meet warrants and that he can get that permit. He is not going to be held up by the bureaucracy in attempting to get his permit before the subdivision is approved.

I do not know how many of the rest of the members, Mr. Speaker, have been plagued recently by requests from constituents for assistance in moving one department or another in the process of issuing permits of various kinds, but I know that my office faces that constantly and I do not think it is necessary to go to the extent that this bill does in order to solve the problem or whatever problem might be out there with respect to these driveway situations. I think we can do it with a notice, trust that people who are old enough and mature enough to be building developments will have the good sense to know whether or not they should proceed or not

without requiring that they go to the department for a permit in advance.

Mr. Speaker, that is the basis of the amendment. The only other point that I want to make is that in the bill, notices are provided by the department to the municipality in these situations, and the amendment requires that in addition to notifying the municipality, the department will have to also notify the applicant of the action that it has taken. 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—187

Acosta	Dininni	Laughlin	Roebuck
Afflerbach	Distler	Lescovitz	Rudy
Angstadt	Dombrowski	Levin	Ryan
Argall	Donatucci	Livengood	Rybak
Arty	Dorr	Lucyk	Saloom
Baldwin	Duffy	McCall	Saurman
Barley	Durham	McClatchy	Schuler
Battisto	Evans	McHale	Semmel
Belardi	Fargo	McVerry	Serafini
Belfanti	Fee	Mackowski	Seventy
Birmelin	Fischer	Maiale	Showers
Black	Flick	Manderino	Sirianni
Blaum	Foster, Jr., A.	Manmiller	Smith, B.
Book	Fox	Markosek	Smith, L. E.
Bortner	Freeman	Mayernik	Snyder, D. W.
Bowley	Freind	Merry	Snyder, G. M.
Bowser	Fryer	Michlovic	Staback
Boyes	Gallagher	Micozzie	Stairs
Brandt	Gallen	Miller	Steighner
Broujos	Gamble	Moehlmann	Stevens
Bunt	Gannon	Morris	Stewart
Burd	Geist	Mowery	Stuban
Burns	George	Mrkonic	Sweet
Bush	Gladeck	Murphy	Swift
Caltagirone	Godshall	Nahill	Taylor, E. Z.
Cappabianca	Greenwood	Noye	Taylor, F. E.
Carlson	Gruppo	O'Brien	Taylor, J.
Carn	Hagarty	O'Donnell	Telek
Cawley	Haluska	Olasz	Tigue
Cessar	Harper	Oliver	Trello
Chadwick	Hasay	Perzel	Truman
Civera	Hayes	Petrarca	Van Horne
Clark	Herman	Petrone	Veon
Clymer	Hershey	Phillips	Vroon
Cohen	Honaman	Piccola	Wambach
Colafella	Howlett	Pievsky	Wass
Cole	Itkin	Pistella	Weston
Cordisco	Jackson	Pitts	Wiggins
Cornell	Jarolin	Pott	Wilson
Coslett	Johnson	Pratt	Wogan
Cowell	Josephs	Pressmann	Wozniak
Coy	Kasunic	Punt	Wright, D. R.
Deluca	Kennedy	Raymond	Wright, J. L.
DeVerter	Kenney	Reber	Wright, R. C.
DeWeese	Kosinski	Reinard	
Daley	Langtry	Rieger	Irvis,
Davies	Lashingier	Robbins	Speaker
Dawida			

NAYS—1

Lloyd

NOT VOTING—9

Deal	Hutchinson	Levdansky	Preston
Fattah	Kukovich	Linton	Richardson
Gruitza			

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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?

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

YEAS—196

Acosta	Dombrowski	Lescovitz	Rieger
Afflerbach	Donatucci	Levdansky	Robbins
Angstadt	Dorr	Levin	Roebuck
Argall	Duffy	Linton	Rudy
Arty	Durham	Livengood	Ryan
Baldwin	Evans	Lloyd	Rybak
Barley	Fargo	Lucyk	Saloom
Battisto	Fattah	McCall	Saurman
Belardi	Fee	McClatchy	Schuler
Belfanti	Fischer	McHale	Semmel
Birmelin	Flick	McVerry	Serafini
Black	Foster, Jr., A.	Mackowski	Seventy
Blaum	Fox	Maiale	Showers
Book	Freeman	Manderino	Sirianni
Bortner	Freind	Manmiller	Smith, B.
Bowley	Fryer	Markosek	Smith, L. E.
Bowser	Gallagher	Mayernik	Snyder, D. W.
Boyes	Gallen	Merry	Snyder, G. M.
Brandt	Gamble	Michlovic	Staback
Broujos	Gannon	Micozzie	Stairs
Bunt	Geist	Miller	Steighner
Burd	George	Moehlmann	Stevens
Burns	Gladeck	Morris	Stewart
Bush	Godshall	Mowery	Stuban
Caltagirone	Greenwood	Mrkonic	Sweet
Cappabianca	Gruitza	Murphy	Swift
Carlson	Gruppo	Nahill	Taylor, E. Z.
Carn	Hagarty	Noye	Taylor, F. E.
Cawley	Haluska	O'Brien	Taylor, J.
Cessar	Harper	O'Donnell	Telek
Chadwick	Hasay	Olasz	Tigue
Civera	Hayes	Oliver	Trello
Clark	Herman	Perzel	Truman
Clymer	Hershey	Petrarca	Van Horne
Cohen	Honaman	Petrone	Veon
Colafella	Howlett	Phillips	Vroon
Cordisco	Hutchinson	Piccola	Wambach
Cornell	Itkin	Pievsky	Wass
Coslett	Jackson	Pistella	Weston
Cowell	Jarolin	Pitts	Wiggins
Coy	Johnson	Pott	Wilson
Deluca	Josephs	Pratt	Wogan
DeVerter	Kasunic	Pressmann	Wozniak
DeWeese	Kennedy	Preston	Wright, D. R.
Daley	Kenney	Punt	Wright, J. L.
Davies	Kosinski	Raymond	Wright, R. C.
Dawida	Kukovich	Reber	
Deal	Langtry	Reinard	Irvis,
Dininni	Lashingner	Richardson	Speaker

Distler Laughlin

NAYS—0

NOT VOTING—1

Cole

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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.

\* \* \*

Agreeable to order,

The House proceeded to the consideration on final passage of SB 902, PN 1502, entitled:

An Act amending the act of July 9, 1976 (P. L. 919, No. 170), entitled "An act providing for the approval or disapproval of applications for a permit relating to the construction or maintenance of improvements to real estate," providing that a permit shall not be issued unless a highway occupancy permit is obtained in certain cases.

On the question recurring,  
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its decision that SB 902 was agreed to on third consideration as amended. The Chair hears no objection.

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

Mr. DORR offered the following amendments No. A4185:

Amend Sec. 1 (Sec. 1), page 2, line 18, by inserting after "until"

the applicant has been notified in writing that

Amend Sec. 1 (Sec. 1), page 2, line 18, by striking out "has issued" and inserting

must issue

Amend Sec. 1 (Sec. 1), page 2, line 21, by striking out "has determined" and inserting

determine

Amend Sec. 1 (Sec. 1), page 2, line 28, by inserting after "MUNICIPALITY"

and the applicant

Amend Sec. 1 (Sec. 1), page 3, line 2, by inserting after "MUNICIPALITY"

and the applicant

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

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

Mr. DORR. Thank you, Mr. Speaker.

The amendment contains essentially the same language as we just voted on in the amendment to SB 901.

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

The following roll call was recorded:

YEAS—191

Acosta	Dombrowski	Laughlin	Robbins
Afflerbach	Donatucci	Lescovitz	Roebuck
Angstadt	Dorr	Levdansky	Rudy
Argall	Duffy	Levin	Ryan
Arty	Durham	Livengood	Rybak
Baldwin	Evans	Lucyk	Saloom
Barley	Fargo	McCall	Saurman
Battisto	Fee	McClatchy	Schuler
Belardi	Fischer	McHale	Semmel
Belfanti	Flick	McVerry	Serafini
Birmelin	Foster, Jr., A.	Mackowski	Seventy
Black	Fox	Maiale	Showers
Blaum	Freeman	Manderino	Sirianni
Book	Freind	Manmiller	Smith, B.
Bowley	Fryer	Markosek	Smith, L. E.
Bowser	Gallagher	Mayernik	Snyder, D. W.
Boyes	Gallen	Merry	Snyder, G. M.
Brandt	Gamble	Michlovic	Staback
Broujos	Gannon	Micozzie	Stairs
Bunt	Geist	Miller	Steighner
Burd	George	Moehlmann	Stevens
Burns	Gladeck	Morris	Stewart
Bush	Godshall	Mowery	Stuban
Caltagirone	Greenwood	Mrkonic	Sweet
Cappabianca	Gruitza	Murphy	Swift
Carlson	Gruppo	Nahill	Taylor, E. Z.
Carn	Hagarty	Noye	Taylor, F. E.
Cawley	Haluska	O'Brien	Taylor, J.
Cessar	Harper	O'Donnell	Telek
Chadwick	Hasay	Olasz	Tigue
Civera	Hayes	Oliver	Trello
Clark	Herman	Perzel	Truman
Clymer	Hershey	Petrarca	Van Horne
Cohen	Honaman	Petrone	Veon
Colafella	Howlett	Phillips	Vroon
Cole	Hutchinson	Piccola	Wambach
Cordisco	Itkin	Pievsky	Wass
Cornell	Jackson	Pistella	Weston
Coslett	Jarolin	Pitts	Wiggins
Cowell	Johnson	Pott	Wilson
Coy	Josephs	Pratt	Wogon
Deluca	Kasunic	Pressmann	Wozniak
DeVertter	Kennedy	Preston	Wright, D. R.
DeWeese	Kenney	Punt	Wright, J. L.
Daley	Kosinski	Raymond	Wright, R. C.
Davies	Kukovich	Reber	
Dawida	Langtry	Reinard	Irvis,
Dininni	Lashinger	Rieger	Speaker
Distler			

NAYS—1

Lloyd

NOT VOTING—5

Bortner	Fattah	Linton	Richardson
Deal			

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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

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

Mr. BROUJOS offered the following amendment No. A4011:

Amend Sec. 1 (Sec. 1), page 2, line 24, by inserting after "permit," where it appears the first time which shall be valid thereafter unless prior to commencement of construction thereunder the geographic, physical or other conditions under which the permit is approved change, requiring modification or denial of the permit, in which event the department shall give notice thereof in accordance with regulations,

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

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

Mr. BROUJOS. Mr. Speaker, this provides that the permit which is issued shall be valid unless the conditions change under which the permit has been issued, instead of automatically within 6 months requiring a renewal. This amendment was adopted unanimously by the House for SB 901. It is presented now for SB 902, and I ask for a unanimous vote.

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

The following roll call was recorded:

YEAS—190

Acosta	Dininni	Lashinger	Robbins
Afflerbach	Distler	Laughlin	Roebuck
Angstadt	Dombrowski	Lescovitz	Rudy
Argall	Donatucci	Levdansky	Ryan
Arty	Dorr	Levin	Rybak
Baldwin	Duffy	Livengood	Saloom
Barley	Durham	Lloyd	Saurman
Battisto	Evans	Lucyk	Schuler
Belardi	Fargo	McCall	Semmel
Belfanti	Fee	McClatchy	Serafini
Birmelin	Fischer	McHale	Seventy
Black	Flick	McVerry	Showers
Blaum	Foster, Jr., A.	Mackowski	Sirianni
Book	Fox	Maiale	Smith, B.
Bortner	Freeman	Manderino	Smith, L. E.
Bowley	Freind	Manmiller	Snyder, D. W.
Bowser	Fryer	Markosek	Snyder, G. M.
Boyes	Gallagher	Mayernik	Staback
Brandt	Gallen	Merry	Stairs
Broujos	Gamble	Michlovic	Steighner
Bunt	Gannon	Micozzie	Stevens
Burd	Geist	Moehlmann	Stewart
Burns	George	Mowery	Stuban
Bush	Gladeck	Mrkonic	Sweet
Caltagirone	Godshall	Murphy	Swift
Cappabianca	Greenwood	Nahill	Taylor, E. Z.
Carlson	Gruitza	Noye	Taylor, F. E.
Carn	Gruppo	O'Brien	Taylor, J.
Cawley	Hagarty	O'Donnell	Telek
Cessar	Haluska	Olasz	Tigue
Chadwick	Harper	Oliver	Trello
Civera	Hasay	Perzel	Truman
Clark	Hayes	Petrarca	Van Horne
Clymer	Herman	Petrone	Veon
Cohen	Hershey	Phillips	Vroon
Colafella	Honaman	Piccola	Wambach
Cole	Howlett	Pievsky	Wass
Cordisco	Itkin	Pistella	Weston
Cornell	Jackson	Pitts	Wiggins
Coslett	Jarolin	Pott	Wilson

Cowell	Johnson	Pratt	Wogan
Coy	Josephs	Pressmann	Wozniak
DeLuca	Kasunic	Preston	Wright, D. R.
DeVerter	Kennedy	Punt	Wright, J. L.
DeWeese	Kenney	Raymond	Wright, R. C.
Daley	Kosinski	Reber	
Davies	Kukovich	Reinard	Irvis,
Dawida	Langtry	Rieger	Speaker

NAYS—0

NOT VOTING—7

Deal	Hutchinson	Miller	Richardson
Fattah	Linton	Morris	

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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

On the question recurring,

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

Mr. BROUJOS offered the following amendment No. A4006:

Amend Sec. 1 (Sec. 1), page 3, line 1, by removing the period after "WRITING" and inserting unless, within 15 additional days, the department, the municipal-ity in which the plat is located or any interested party petitions the court of common pleas of the county in which the plat is located for an extension of time to take action, whereupon the court shall hold a timely hearing upon the petition and may, in its discretion, grant an extension of time.

On the question,

Will the House agree to the amendment?

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

Mr. BROUJOS. Mr. Speaker, this amendment is similar to the amendment submitted to SB 901, and it provides that the 60 days has a period of extension upon petition and order of court for cause shown so that bad design and bad occupancy permits are not issued by default.

I ask for support of this amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—194

Acosta	Dininni	Lashinger	Rieger
Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barley	Durham	Livengood	Saloom
Battisto	Evans	Lloyd	Saurman
Belardi	Fargo	Lucyk	Schuler
Belfanti	Fattah	McCall	Semmel
Birmelin	Fee	McClatchy	Serafini
Black	Fischer	McHale	Seventy
Blaum	Flick	McVerry	Showers
Book	Foster, Jr., A.	Mackowski	Sirianni
Bortner	Fox	Manderino	Smith, B.
Bowley	Freeman	Manmiller	Smith, L. E.

Bowser	Freind	Markosek	Snyder, D. W.
Boyes	Fryer	Mayermik	Snyder, G. M.
Brandt	Gallagher	Merry	Staback
Broujos	Gallen	Michlovic	Stairs
Bunt	Gamble	Micozzie	Steighner
Burd	Geist	Miller	Stevens
Burns	George	Moehlmann	Stewart
Bush	Gladeck	Mowery	Stuban
Caltagirone	Godshall	Mrkonic	Sweet
Cappabianca	Greenwood	Murphy	Swift
Carlson	Gruitza	Nahill	Taylor, E. Z.
Carn	Gruppo	Noye	Taylor, F. E.
Cawley	Hagarty	O'Brien	Taylor, J.
Cessar	Haluska	O'Donnell	Telek
Chadwick	Harper	Olasz	Tigue
Civera	Hasay	Oliver	Trelko
Clark	Hayes	Perzel	Truman
Clymer	Herman	Petrarca	Van Horne
Cohen	Hershey	Petrone	Veon
Colafella	Honaman	Phillips	Vroon
Cole	Howiett	Piccola	Wambach
Cordisco	Hutchinson	Pievsky	Wass
Cornell	Itkin	Pistella	Weston
Coslett	Jackson	Pitts	Wiggins
Cowell	Jarolin	Pott	Wilson
Coy	Johnson	Pratt	Wogan
DeLuca	Josephs	Pressmann	Wozniak
DeVerter	Kasunic	Preston	Wright, D. R.
DeWeese	Kennedy	Punt	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kosinski	Reber	
Dawida	Kukovich	Reinard	Irvis,
Deal	Langtry	Richardson	Speaker

NAYS—0

NOT VOTING—3

Gannon	Maiale	Morris	
Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

EXCUSED—6

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?

Bill as amended was agreed to.

The SPEAKER. This bill has been considered on three dif-ferent 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—197

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Levdansky	Roebuck
Argall	Dorr	Levin	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman
Belardi	Fattah	McCall	Schuler
Belfanti	Fee	McClatchy	Semmel
Birmelin	Fischer	McHale	Serafini
Black	Flick	McVerry	Seventy
Blaum	Foster, Jr., A.	Mackowski	Showers
Book	Fox	Maiale	Sirianni
Bortner	Freeman	Manderino	Smith, B.
Bowley	Freind	Manmiller	Smith, L. E.



Bowser	Fryer	Markosek	Snyder, D. W.
Boyes	Gallagher	Mayernik	Snyder, G. M.
Brandt	Gallen	Merry	Staback
Broujos	Gamble	Michlovic	Stairs
Bunt	Gannon	Micozzie	Steighner
Burd	Geist	Miller	Stevens
Burns	George	Moehlmann	Stewart
Bush	Gladeck	Morris	Stuban
Caltagirone	Godshall	Mowery	Sweet
Cappabianca	Greenwood	Mrkonic	Swift
Carlson	Gruitza	Murphy	Taylor, E. Z.
Carn	Gruppo	Nahill	Taylor, F. E.
Cawley	Hagarty	Noye	Taylor, J.
Cessar	Haluska	O'Brien	Telek
Chadwick	Harper	O'Donnell	Tigue
Civera	Hasay	Olasz	Trello
Clark	Hayes	Oliver	Truman
Clymer	Herman	Perzel	Van Horne
Cohen	Hershey	Petrarca	Veon
Colafella	Honaman	Petrone	Vroon
Cole	Howlett	Phillips	Wambach
Cordisco	Hutchinson	Piccola	Wass
Cornell	Itkin	Pievsky	Weston
Coslett	Jackson	Pistella	Wiggins
Cowell	Jarolin	Pitts	Wilson
Coy	Johnson	Pott	Wogan
Deluca	Josephs	Pratt	Wozniak
DeVerter	Kasunic	Pressmann	Wright, D. R.
DeWeese	Kennedy	Preston	Wright, J. L.
Daley	Kenney	Punt	Wright, R. C.
Davies	Kosinski	Raymond	
Dawida	Kukovich	Reber	Irvis,
Deal	Langtry	Reinard	Speaker
Dininni	Lashinger	Richardson	

NAYS—0

NOT VOTING—0

EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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.

**WELCOME**

The SPEAKER. The Chair welcomes to the hall of the House, as guests of Representative Peter Vroon, Gloria Balinsky and Shirley Hough. They are from the Valley Forge area. Welcome to the hall of the House, ladies.

**CONSIDERATION OF HB 294 RESUMED**

On the question recurring,  
Shall the bill pass finally?

**DECISION OF CHAIR RESCINDED**

The SPEAKER. Without objection, the Chair rescinds its decision that HB 294 was agreed to on third consideration as amended. The Chair hears no objection.

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

**AMENDMENT A4174 RECONSIDERED**

The SPEAKER. The Chair is in receipt of a motion signed by Mr. Linton whereby he moves that the vote by which amendment A4174 to HB 294 was adopted on this day, November 25, 1985, be reconsidered. This is a motion to reconsider the vote.

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

The following roll call was recorded:

**YEAS—190**

Acosta	Dombrowski	Laughlin	Robbins
Afflerbach	Donatucci	Lescovitz	Roebuck
Angstadt	Dorr	Levdansky	Rudy
Argall	Duffy	Livengood	Ryan
Arty	Durham	Lloyd	Rybak
Baldwin	Evans	Lucyk	Saloom
Barley	Fargo	McCall	Saurman
Battisto	Fattah	McClatchy	Schuler
Belardi	Fee	McHale	Semmel
Birmelin	Fischer	McVerry	Serafini
Black	Flick	Mackowski	Seventy
Blaum	Foster, Jr., A.	Maiale	Showers
Book	Fox	Manderino	Sirianni
Bortner	Freeman	Manmiller	Smith, B.
Bowley	Freind	Markosek	Smith, L. E.
Bowser	Fryer	Mayernik	Snyder, D. W.
Boyes	Gallagher	Merry	Snyder, G. M.
Brandt	Gallen	Michlovic	Staback
Broujos	Gamble	Micozzie	Stairs
Burd	Gannon	Miller	Steighner
Burns	Geist	Moehlmann	Stevens
Bush	George	Mowery	Stewart
Caltagirone	Gladeck	Mrkonic	Stuban
Cappabianca	Godshall	Murphy	Sweet
Carlson	Greenwood	Nahill	Swift
Carn	Gruitza	Noye	Taylor, E. Z.
Cawley	Gruppo	O'Brien	Taylor, F. E.
Cessar	Hagarty	O'Donnell	Taylor, J.
Chadwick	Haluska	Olasz	Telek
Civera	Harper	Oliver	Tigue
Clark	Hasay	Perzel	Trello
Clymer	Hayes	Petrarca	Truman
Cohen	Herman	Petrone	Van Horne
Cole	Hershey	Phillips	Veon
Cordisco	Honaman	Piccola	Vroon
Cornell	Hutchinson	Pievsky	Wambach
Coslett	Itkin	Pistella	Wass
Cowell	Jackson	Pitts	Weston
Coy	Jarolin	Pott	Wiggins
Deluca	Johnson	Pratt	Wilson
DeVerter	Josephs	Pressmann	Wogan
DeWeese	Kasunic	Preston	Wozniak
Daley	Kennedy	Punt	Wright, D. R.
Davies	Kenney	Raymond	Wright, J. L.
Dawida	Kosinski	Reber	Wright, R. C.
Deal	Kukovich	Reinard	
Dininni	Langtry	Richardson	Irvis,
Distler	Lashinger	Rieger	Speaker

NAYS—0

## NOT VOTING—7

Belfanti	Colafella	Levin	Morris
Bunt	Howlett	Linton	

## EXCUSED—6

Barber	Dietz	Scheetz	Yandrisevits
Cimini	Letterman		

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

On the question recurring,

Will the House agree to the amendment?

The clerk read the following amendment No. A4174:

Amend Sec. 1 (Sec. 2207-A), page 2, lines 3 and 4, by striking out “The area agency shall give preference to nonprofit agencies in the awarding of grants and contracts.” and inserting The area agency shall give preference in the awarding of grants and contracts to nonprofit agencies which provide tangible client services. For the purposes of this subsection “tangible client services” shall mean congregate meals, transportation to and from the site of such congregate meals and home-delivered meals provided through area agencies on aging.

On the question recurring,

Will the House agree to the amendment?

The SPEAKER. This is the amendment which the House had just previously adopted. Unless there is additional debate on it, the question is, will the House adopt the Trello amendment?

The Chair recognizes the gentleman from Allegheny, Mr. Trello, on the amendment.

Mr. TRELLO. Mr. Speaker, the amendment was intended to clarify some language in regard to HB 294, and for some reason or other there was a misunderstanding on the transportation problem. The bill itself does not directly deal with transportation problems; it strictly deals with volunteers and Meals On Wheels. If there is a misunderstanding—I believe the bill would be a better bill without the amendment, and I have no problem with anybody voting against the amendment.

## AMENDMENT WITHDRAWN

The SPEAKER. Does the gentleman, Mr. Trello, wish the question to go to a vote? Or is he requesting to withdraw the amendment?

Mr. TRELLO. I request that the amendment be withdrawn and we vote on the bill.

The SPEAKER. The amendment is withdrawn.

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?

On final passage, the Chair recognizes the gentleman from Crawford, Mr. Merry.

Mr. MERRY. I would like to interrogate the maker of the bill, please.

The SPEAKER. Mr. Trello indicates he will stand for interrogation. You may now proceed, Mr. Merry.

Mr. MERRY. Mr. Speaker, in your previous debate you mentioned a number of times that this bill only applies to volunteers. Now, my understanding of a volunteer is somebody who does not accept pay. So how does this equate into language that says that they will be the preferred bidder?

Mr. TRELLO. The language in the bill specifically deals with those volunteer programs and competitive bidding as far as the Meals On Wheels programs are concerned; the volunteers themselves. The other services that are provided by Adult Services, there is no problem with the competitive bidding there, but the language in the series of bills, and you have to have all three bills in front of you to understand what I am talking about - HB 293, HB 294, and HB 690 - but this eliminates the volunteers who deliver the meals from competitive bidding on the meals program. It has nothing to do with transportation or any other program.

Mr. MERRY. I still may have missed the point, or you have missed it. If it has nothing to do with the bidding provision since they are volunteers, why do we have the bill before us?

Mr. TRELLO. Pardon me?

Mr. MERRY. Why do we have the bill before us if it has nothing to do except for volunteers?

Mr. TRELLO. Well, that is why we have the bill before us. It eliminates— Let me read the language to you. “The area agency is authorized to use, with their consent, the services, equipment, personnel and facilities of Federal and State agencies, with or without reimbursement....” It eliminates the volunteer organizations that have been created throughout the State of Pennsylvania from the competitive bidding.

Mr. MERRY. You are saying then that normally there is some provision for expenses or for some remuneration, even though they are volunteers?

Mr. TRELLO. Those programs will go on as the language states in the original act, but what I am directing this bill at is the volunteer services that are provided by the Meals On Wheels program that have these programs from competitive bidding on the meals segment only.

Mr. MERRY. I am still having difficulty. My point of questioning is this: If volunteers are involved, why would they then not normally be the lowest bidder anyhow? Because even if they were getting expenses or a small remuneration, why would they not be the preferred bidder?

Mr. TRELLO. Well, you know, the Federal Government sets aside block grants for each State to be provided to each county to be used for the Meals On Wheels program. What happened was that with directive 8312—this all deals with 8312—the former Secretary indicated that all the Meals On Wheels should be put up for competitive bidding, which in most cases would eliminate the volunteers who deliver the meals, and that is what this language is directed at.

Mr. MERRY. Why would it eliminate the volunteers? Why could they not still put in a zero bid?

Mr. TRELLO. I do not understand what you are saying about a zero bid.

Mr. MERRY. Well, if they are volunteers, they are not being paid.

Mr. TRELLO. That is correct.

Mr. MERRY. And why can they not bid on it as for a dollar per cut?

Mr. TRELLO. It has nothing to do with the volunteers per se; it has something to do with the price per meal that they get from the Lutheran Services that deals with Allegheny County.

Mr. MERRY. Okay. I will accept your word on that.

What about these other two bills? Do they have some relationship to this - HB 293 and HB 690?

Mr. TRELLO. Each bill is directed to a different act as it pertains to counties and local organizations. HB 293 deals with the counties. It amends the County Code and would eliminate the competitive bidding for the Meals On Wheels program.

Mr. MERRY. Why are we not looking at this as a package rather than an individual bill then?

Mr. TRELLO. Pardon me?

Mr. MERRY. Where are the other bills? How come we are not looking at them all at the same time today?

Mr. TRELLO. Well, unfortunately, the three bills went to three different committees and each committee acted on them differently. The Finance Committee bill came out and was passed and was signed by the Governor. The Transportation bill came out and was passed and was signed by the Governor. This bill was assigned to another committee that decided to act on it just several weeks ago.

Mr. MERRY. Okay. Thank you, Mr. Speaker. I have no further remarks.

The SPEAKER. The Chair thanks the gentleman.

On final passage, the Chair recognizes the gentleman from York, Mr. Dorr.

Mr. DORR. Mr. Speaker, I again reluctantly rise to oppose the bill, and it is on the same premise that I did before, so I suppose I do not need to be lengthy.

The point, basically, is this: If you have a limited amount of money, then you provide more services the cheaper you can provide the service. When you limit the ability of the payer to obtain the cheapest bid, as this bill does, then you potentially cost the program more. The result of that is that fewer senior citizens receive the services. So again, if we want to benefit the most senior citizens with these types of programs, my judgment is that we do not limit the ability to take the lowest bid provided, and I reluctantly, therefore, oppose the bill.

The SPEAKER. On final passage, the Chair recognizes the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, Representative Dorr is 100 percent right, as far as competitive bidding is concerned. It would provide cheaper meals to the recipients of Meals On Wheels, but here is the problem. The problem is the health, safety, and welfare of the recipient. The senior citizens' organizations throughout Pennsylvania feel that if a caterer or private industry gets the bid to deliver these meals, they will

have no concern for the health, safety, and welfare of the recipient, whereas the volunteers have a code network throughout Pennsylvania that guarantees that when they deliver that meal, the recipient is going to be alive and well and able to receive it. They figure you cannot put a price tag on that type of service, people who care about the recipient, and that is why the bill is drafted - to maintain that line of communication between the recipient of the meal and the person who delivers it.

I encourage everybody to vote for the bill. Thank you.

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—148

Acosta	Fargo	Levin	Reinard
Angstadt	Fattah	Linton	Richardson
Arly	Fee	Livengood	Rieger
Baldwin	Fischer	Lloyd	Roebuck
Battisto	Fox	Lucyk	Rudy
Belfanti	Freeman	McCall	Rybak
Book	Fryer	McHale	Saloom
Bortner	Gallagher	McVerry	Serafini
Bowley	Gallen	Mackowski	Seventy
Boyes	Gamble	Manderino	Smith, L. E.
Bunt	Geist	Manmiller	Staback
Burd	George	Markosek	Stairs
Caltagirone	Gladeck	Mayernik	Steighner
Carn	Godshall	Michlovic	Stevens
Cessar	Gruitza	Micozzie	Stewart
Civera	Hagarty	Miller	Stuban
Clark	Haluska	Mrkonic	Sweet
Cohen	Harper	Murphy	Taylor, E. Z.
Colafella	Hasay	Nahill	Taylor, F. E.
Cole	Herman	Noye	Taylor, J.
Cordisco	Hershey	O'Brien	Telek
Cornell	Honaman	O'Donnell	Trello
Coslett	Howlett	Olasz	Truman
Cowell	Hutchinson	Oliver	Van Horne
Coy	Itkin	Perzel	Veon
Deluca	Jarolin	Petrarca	Vroon
DeVerter	Johnson	Petrone	Wambach
DeWeese	Josephs	Piccola	Wass
Daley	Kasunic	Pievsky	Weston
Davies	Kennedy	Pistella	Wiggins
Dawida	Kenney	Pott	Wogan
Deal	Kosinski	Pratt	Wozniak
Dininni	Kukovich	Pressmann	Wright, D. R.
Distler	Langtry	Preston	Wright, R. C.
Donatucci	Lashinger	Punt	
Duffy	Laughlin	Raymond	Irvis,
Durham	Lescovitz	Reber	Speaker
Evans	Levdansky		

NAYS—41

Afflerbach	Cappabianca	Gruppo	Schuler
Argall	Carlson	Hayes	Semmel
Barley	Cawley	Jackson	Showers
Belardi	Chadwick	McClatchy	Sirianni
Birmelin	Clymer	Merry	Smith, B.
Blaum	Dombrowski	Moehimann	Snyder, D. W.
Bowser	Dorr	Mowery	Snyder, G. M.
Brandt	Flick	Phillips	Swift
Broujos	Foster, Jr., A.	Ryan	Tigue
Burns	Greenwood	Saurman	Wright, J. L.
Bush			

NOT VOTING—8

Black Freind	Gannon Maiale	Morris Pitts	Robbins Wilson
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EXCUSED—6

Barber Cimini	Dietz Letterman	Scheetz	Yandrisevits
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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.

CONSUMER AFFAIRS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Laughlin, to make an announcement of a committee meeting.

Mr. LAUGHLIN. Mr. Speaker, I want to announce to the members of the Consumer Affairs Committee that there will be a meeting tomorrow morning at 9 o'clock in room 401.

RULES COMMITTEE MEETING

The SPEAKER. The Chair recognizes the majority leader, who announces that there will be a Committee of Rules meeting in his office immediately on the declaration of the recess.

INSURANCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Northampton, Mr. Rybak.

Mr. RYBAK. Mr. Speaker, I would like to announce that the House Insurance Committee meeting will take place today right after recess, and it will be in room 401. Thank you.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

The SPEAKER. On a caucus meeting, the Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, the Democrats will assemble in the caucus room at 2:30.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Perry, Mr. Noye, on a Republican caucus.

Mr. NOYE. Thank you, Mr. Speaker.

The Republicans will caucus at 2:45.

The SPEAKER. There will be no further votes taken on the floor today.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. For what purpose does the gentleman from Montgomery, Mr. Bunt, rise?

Mr. BUNT. Mr. Speaker, I would like to submit some printed remarks for the record.

The SPEAKER. The gentleman will send the remarks forward. We shall accept them.

Mr. BUNT. Thank you, Mr. Speaker.

Mr. BUNT submitted the following remarks for the Legislative Journal:

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the Members of the Pennsylvania House of Representatives the name of Jeffrey S. Diamond, who has recently been awarded Scouting's highest honor - Eagle Scout.

Mr. Speaker, on November 25, 1985, Jeffrey S. Diamond will be officially recognized in an induction ceremony as an Eagle Scout.

Mr. Speaker, I would like to read to the Members of the House of Representatives the following Citation of Merit honoring Jeffrey S. Diamond:

WHEREAS, Jeffrey S. Diamond has earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. He is a member of Troop 91, Harleysville.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates Jeffrey S. Diamond on the occasion of his being honored with the Eagle Scout Award, commends him on the outstanding work he has done to earn this coveted honor, and wishes him continued success in the future.

Mr. Speaker, it is my pleasure that I place in the Legislative Journal the name of Jeffrey S. Diamond.

REMARKS ON VOTES

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

Mr. BLACK. Mr. Speaker, on HB 294 I would like to be recorded in the negative.

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

Let the Chair make an announcement first, Mr. Robbins, before everybody disappears.

The Chair will remain open at 4:15 to receive reports of committees, but there will be no further voting taken on the floor.

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

Mr. ROBBINS. Mr. Speaker, on HB 294 I would like to be recorded in the negative.

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

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED**

**No. 203** By Representative NOYE

Congratulating President Ronald Reagan on a successful Summit meeting with General Secretary Mikhail Gorbachev of the U.S.S.R.

Referred to Committee on RULES, November 25, 1985.

**MR. GALLAGHER REQUESTED TO PRESIDE**

The SPEAKER. The Chair has appointed his good friend, the gentleman from Bucks County, Mr. Gallagher, as Speaker pro tem at the 4:15 session.

**RECESS**

The SPEAKER. This House stands in recess until 4:15.

**AFTER RECESS**

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

**THE SPEAKER PRO TEMPORE  
(JAMES J. A. GALLAGHER)  
IN THE CHAIR**

**RESOLUTIONS REPORTED FROM COMMITTEE**

**HR 188, PN 2468** By Rep. MANDERINO  
Designating the week of December 9 through 13, 1985, as "Fred Ciletti Week" in the House of Representatives.

RULES.

**HR 190, PN 2470 (Concurrent)**  
By Rep. MANDERINO

Designating the week of December 15, 1985, through December 21, 1985, as "National Drunk and Drugged Driving Awareness Week."

RULES.

**HR 192, PN 2551 (Amended)**  
By Rep. MANDERINO

Establishing an investigatory committee to investigate the circumstances preceding and existing during and subsequent to the massive flooding of the Monongahela River Basin which occurred on and around November 5, 1985.

RULES.

**HR 193, PN 2507** By Rep. MANDERINO

Memorializing the House of Delegates of the State of West Virginia to establish a committee to work jointly with a like committee appointed by the Speaker of the House of Representatives of the Commonwealth of Pennsylvania to investigate the events of the massive flooding of the Monongahela River Basin which occurred on and around November 5, 1985.

RULES.

**HR 198, PN 2512 (Concurrent)**

By Rep. MANDERINO

Expressing the intent of the General Assembly relating to certain restrictive language in the appropriation for senior judges in the courts of common pleas.

RULES.

**HR 203, PN 2539** By Rep. MANDERINO

Congratulating President Ronald Reagan on a successful Summit meeting with General Secretary Mikhail Gorbachev of the U.S.S.R.

RULES.

**BILLS AND RESOLUTIONS PASSED OVER**

The SPEAKER pro tempore. Without objection, all remaining bills and resolutions on today's calendar will be passed over. The Chair hears no objection.

**ADJOURNMENT**

The SPEAKER pro tempore. There being no further business to be brought before this House, the Chair recognizes the gentleman from Schuylkill, Mr. Argall.

Mr. ARGALL. Mr. Speaker, I move that this House do now adjourn until Tuesday, November 26, 1985, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:21 p.m., e.s.t., the House adjourned.