

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 26, 1985

SESSION OF 1985

169TH OF THE GENERAL ASSEMBLY

No. 73

### HOUSE OF REPRESENTATIVES

The House convened at 11 a.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:

O Benevolent Father, we pause to remember the rich heritage, history, and tradition which are ours in this Thanksgiving season, and from Plymouth, Massachusetts, to Harrisburg, Pennsylvania, we wait upon Thee.

O God, we sing praises to Thy glorious name for all of Thy blessings unto all mankind. We lift our hearts in joyful accord for the assurance of Thy love, tender mercy, and everlasting care. And we beseech Thee to enable us to show our thanksgiving by lives that are lived in grateful thanks and praise to Thee. In remembrance of Thy past love, the confidence of Thy present guidance, and the assurance of Thy future care, we humbly pray. Amen.

##### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

##### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Monday, November 25, 1985, will be postponed until the Journal is in print. The Chair hears no objection.

##### LEAVES OF ABSENCE

The SPEAKER. Does the gentleman, Mr. Fee, have any leaves of absence?

Mr. FEE. Yes, Mr. Speaker.

I request a leave of absence for the gentleman from Philadelphia, Mr. RICHARDSON, for today; the gentleman from Cambria, Mr. HALUSKA, for today; and the gentleman from Northampton, Mr. YANDRISEVITS, for today.

The SPEAKER. The Chair hears no objection to the granting of the leaves.

The gentleman, Mr. Hayes, indicates he has no requests for leaves. The Chair thanks both gentlemen.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1926** By Representatives STEVENS, MRKONIC, FARGO, RUDY, BELFANTI, PICCOLA, MACKOWSKI, JOHNSON, REBER, FOX, J. TAYLOR, PERZEL, HERSHEY, KENNEY, LANGTRY, KASUNIC, LASHINGER and COSLETT

An Act providing for the submission to the electors of this Commonwealth of a referendum relating to the enactment of mandatory seat belt legislation.

Referred to Committee on STATE GOVERNMENT, November 26, 1985.

**No. 1927** By Representatives PITTS, FREIND, NOYE, PHILLIPS, PUNT and A. C. FOSTER, JR.

An Act amending the act of December 5, 1936 (2nd Sp. Sess., 1937 P. L. 2897, No. 1), known as the "Unemployment Compensation Law," further providing for the payment of unemployment compensation.

Referred to Committee on LABOR RELATIONS, November 26, 1985.

**No. 1928** By Representatives LLOYD, MILLER, AFFLERBACH, PRESSMANN, FREEMAN, KUKOVICH, VEON, LINTON, FATTAH, McHALE, CARN, JOSEPHS, BELARDI and CAPPABIANCA

An Act requiring malpractice insurers to notify the appropriate State board of suits, claims and actions against health care professionals.

Referred to Committee on PROFESSIONAL LICENSURE, November 26, 1985.

##### ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Speaker acknowledges receipt from the majority leader of the additions and deletions for sponsorships of bills, which the clerk will file.

The following list was submitted:

##### ADDITIONS:

HB 41, Fox; HB 42, Fox; HB 1073, Lashinger; HB 1582, Fox; HB 1652, Cohen; HB 1695, J. J. Taylor; HB 1871, J. J. Taylor; HR 188, Cessar, Rybak, Burd; HR 192, Fischer; HR 193, Fischer.

DELETION:  
HB 1787, Fox.

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—195**

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

**ADDITIONS—1**

Petrarca

**NOT VOTING—1**

Pratt

**EXCUSED—6**

Cimini	Haluska	Schertz	Yandrisevits
Dietz	Richardson		

**LEAVES ADDED—1**

Letterman

**CALENDAR**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **SB 370, PN 1554**, entitled:

An Act amending the act of May 5, 1933 (P. L. 284, No. 104), entitled, as reenacted and amended, "Malt Beverage Tax Law," extending the emergency malt or brewed beverage tax credits.

On the question,

Will the House agree to the bill on second consideration?

**BILL RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that SB 370, PN 1554, be recommitted to the Committee on Appropriations for a fiscal note.

On the question,

Will the House agree to the motion?

Motion was agreed to.

\* \* \*

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

**HB 841, PN 960; and SB 176, PN 1594.**

\* \* \*

The House proceeded to second consideration of **SB 402, PN 1604**, entitled:

An Act providing that attorney trust funds shall be placed in interest-bearing accounts and that the interest generated on such accounts be used to provide legal services for the indigent; and establishing a mechanism for the funding.

On the question,

Will the House agree to the bill on second consideration?

**BILL RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that SB 402, PN 1604, be recommitted for a fiscal note to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1321, PN 2423**, entitled:

An Act amending the act of August 9, 1963 (P. L. 628, No. 337), known as the "Solicitation of Charitable Funds Act," further providing for exclusions from registration.

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—184

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

NAYS—1

Punt

NOT VOTING—12

Cowell	Kukovich	Mayernik	Pistella
Geist	Letterman	Mowery	Pratt
Gruitza	Markosek	Petrarca	Van Horne

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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 1645, PN 2424**, entitled:

An Act amending the act of June 14, 1961 (P. L. 324, No. 188), known as "The Library Code," further providing for library circulation records.

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

Mr. GALLAGHER offered the following amendment No. A3832:

Amend Sec. 1 (Sec. 428), page 2, line 5, by striking out "public"

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

The SPEAKER. On the amendment, the gentleman from Bucks, Mr. Gallagher, is recognized.

Mr. GALLAGHER. Mr. Speaker, this bill was reported from the Education Committee as amended, but inadvertently one section was not reprinted. The word "public" is to be stricken from that line on page 2. On line 5, the word "public" is to be stricken. That is what the committee recommended, and inadvertently it was not reprinted that way. I urge the members to adopt the amendment.

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

The following roll call was recorded:

YEAS—189

Acosta	Deal	Lashinger	Roebuck
Afflerbach	Dininni	Laughlin	Rudy
Angstadt	Distler	Lescovitz	Ryan
Argall	Dombrowski	Levdansky	Rybak
Arty	Donatucci	Levin	Saloom
Baldwin	Dorr	Linton	Saurman
Barber	Duffy	Livengood	Schuler
Barley	Durham	Lloyd	Semmel
Battisto	Evans	Lucyk	Serafini
Belardi	Fargo	McCall	Seventy
Belfanti	Fattah	McClatchy	Showers
Birmelin	Fee	McHale	Sirianni
Black	Fischer	McVerry	Smith, B.
Blaum	Flick	Mackowski	Smith, L. E.
Book	Foster, Jr., A.	Maiale	Snyder, D. W.
Bortner	Fox	Manmiller	Snyder, G. M.
Bowley	Freeman	Markosek	Staback
Bowser	Freind	Mayernik	Stairs
Boyes	Fryer	Merry	Steighner
Brandt	Gallagher	Michlovic	Stevens
Broujos	Gallen	Micozzie	Stewart
Bunt	Gamble	Moehlmann	Stuban
Burd	Gannon	Morris	Sweet
Burns	Geist	Mowery	Swift

Bush	George	Mrkonic	Taylor, E. Z.
Caltagirone	Godshall	Murphy	Taylor, F. E.
Cappabianca	Greenwood	Nahill	Taylor, J.
Carlson	Gruitza	Noye	Telek
Carn	Gruppo	O'Brien	Tigue
Cawley	Hagarty	O'Donnell	Trello
Cessar	Harper	Olasz	Truman
Chadwick	Hasay	Oliver	Van Horne
Civera	Hayes	Perzel	Veon
Clark	Herman	Petrone	Vroon
Clymer	Hershey	Phillips	Wambach
Cohen	Honaman	Piccola	Wass
Colafella	Howlett	Pievsky	Weston
Cole	Itkin	Pistella	Wiggins
Cordisco	Jackson	Pitts	Wilson
Cornell	Jarolin	Pott	Wogan
Coslett	Johnson	Pressmann	Wozniak
Coy	Josephs	Preston	Wright, D. R.
Deluca	Kasunic	Punt	Wright, J. L.
DeVerter	Kennedy	Raymond	Wright, R. C.
DeWeese	Kenney	Reber	
Daley	Kosinski	Reinard	Irvis,
Davies	Kukovich	Rieger	Speaker
Dawida	Langtry	Robbins	

NAYS—0

NOT VOTING—8

Cowell	Hutchinson	Manderino	Petrarca
Gladeck	Letterman	Miller	Pratt

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—190

Acosta	Deal	Laughlin	Robbins
Afflerbach	Dininni	Lescovitz	Roebuck
Angstadt	Distler	Levdansky	Rudy
Argall	Dombrowski	Levin	Ryan
Arty	Donatucci	Linton	Rybak
Baldwin	Dorr	Livengood	Saloom
Barber	Duffy	Lloyd	Saurman
Barley	Durham	Lucyk	Schuler
Battisto	Evans	McCall	Semmel
Belardi	Fargo	McClatchy	Serafini
Belfanti	Fattah	McHale	Seventy
Birmelin	Fee	McVerry	Showers
Black	Fischer	Mackowski	Sirianni
Blaum	Flick	Maiale	Smith, B.
Book	Foster, Jr., A.	Manderino	Smith, L. E.
Bortner	Fox	Manmiller	Snyder, D. W.
Bowley	Freind	Markosek	Snyder, G. M.
Bowser	Fryer	Mayernik	Staback
Boyes	Gallagher	Merry	Stairs
Brandt	Gallen	Michlovic	Steighner
Broujos	Gamble	Micozzie	Stevens
Burd	Gannon	Miller	Stewart
Burns	Geist	Moehlmann	Stuban
Bush	George	Morris	Sweet

Caltagirone	Gladeck	Mowery	Swift
Cappabianca	Godshall	Mrkonic	Taylor, E. Z.
Carlson	Greenwood	Murphy	Taylor, F. E.
Carn	Gruitza	Nahill	Taylor, J.
Cawley	Gruppo	Noye	Telek
Cessar	Hagarty	O'Brien	Tigue
Chadwick	Harper	O'Donnell	Trello
Civera	Hasay	Oliver	Truman
Clark	Hayes	Perzel	Van Horne
Clymer	Herman	Petrone	Veon
Cohen	Hershey	Piccola	Vroon
Colafella	Honaman	Phillips	Wambach
Cole	Howlett	Piccola	Wass
Cordisco	Itkin	Pievsky	Weston
Cornell	Jackson	Pistella	Wiggins
Coslett	Jarolin	Pitts	Wilson
Cowell	Johnson	Pott	Wogan
Coy	Kasunic	Pressmann	Wozniak
Deluca	Kennedy	Preston	Wright, D. R.
DeVerter	Kenney	Punt	Wright, J. L.
DeWeese	Kosinski	Raymond	Wright, R. C.
Daley	Kukovich	Reber	
Davies	Langtry	Reinard	Irvis,
Dawida	Lashing	Rieger	Speaker

NAYS—2

Freeman Josephs

NOT VOTING—5

Bunt	Letterman	Petrarca	Pratt
Hutchinson			

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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 1831, PN 2374**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," authorizing the use of mail ballots by joint school directors.

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—190

Acosta	Dawida	Kukovich	Rieger
Afflerbach	Deal	Langtry	Robbins
Angstadt	Dininni	Lashing	Roebuck
Argall	Distler	Laughlin	Rudy
Arty	Dombrowski	Lescovitz	Ryan
Baldwin	Donatucci	Levdansky	Rybak
Barber	Dorr	Levin	Saloom
Barley	Duffy	Linton	Saurman
Battisto	Durham	Livengood	Schuler
Belardi	Evans	Lloyd	Semmel

Belfanti	Fargo	Lucyk	Serafini
Birmelin	Fattah	McCall	Seventy
Black	Fee	McClatchy	Showers
Blaum	Fischer	McHale	Sirianni
Book	Flick	McVerry	Smith, B.
Bortner	Foster, Jr., A.	Mackowski	Smith, L. E.
Bowley	Fox	Maiale	Snyder, D. W.
Bowser	Freeman	Manderino	Snyder, G. M.
Boyes	Freind	Manmiller	Staback
Brandt	Fryer	Markosek	Stairs
Broujos	Gallagher	Merry	Steighner
Bunt	Gallen	Michlovic	Stevens
Burd	Gamble	Micozzie	Stewart
Burns	Gannon	Miller	Stuban
Bush	Geist	Moehlmann	Sweet
Caltagirone	George	Morris	Swift
Cappabianca	Gladeck	Mowery	Taylor, E. Z.
Carlson	Godshall	Mrkonic	Taylor, F. E.
Carn	Gruitza	Murphy	Taylor, J.
Cawley	Gruppo	Nahill	Telek
Cessar	Hagarty	Noye	Tigue
Chadwick	Harper	O'Brien	Trello
Civera	Hasay	O'Donnell	Truman
Clark	Hayes	Olasz	Van Horne
Clymer	Herman	Oliver	Veon
Cohen	Hershey	Perzel	Vroon
Colafella	Honaman	Petrone	Wambach
Cole	Howlett	Phillips	Wass
Cordisco	Hutchinson	Piccola	Weston
Cornell	Itkin	Pievsky	Wilson
Coslett	Jackson	Pitts	Wogan
Cowell	Jarolin	Pott	Wozniak
Coy	Johnson	Pressmann	Wright, D. R.
Deluca	Josephs	Preston	Wright, J. L.
DeVerter	Kasunic	Punt	Wright, R. C.
DeWeese	Kennedy	Raymond	
Daley	Kenney	Reber	Irvis,
Davies	Kosinski	Reinard	Speaker

NAYS—0

NOT VOTING—7

Greenwood	Mayernik	Pistella	Wiggins
Letterman	Petrarca	Pratt	

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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 789, PN 2464**, entitled:

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," further providing for technical assistance to prospective family day care providers.

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—190

Acosta	Dininni	Lashingner	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
Blaum	Fischer	McHale	Seventy
Book	Flick	McVerry	Showers
Bortner	Foster, Jr., A.	Mackowski	Sirianni
Bowley	Fox	Maiale	Smith, B.
Bowser	Freeman	Manderino	Smith, L. E.
Boyes	Freind	Manmiller	Snyder, D. W.
Brandt	Fryer	Markosek	Snyder, G. M.
Broujos	Gallagher	Mayernik	Staback
Bunt	Gallen	Merry	Stairs
Burd	Gamble	Michlovic	Steighner
Burns	Gannon	Micozzie	Stevens
Bush	Geist	Miller	Stewart
Caltagirone	George	Moehlmann	Stuban
Cappabianca	Gladeck	Morris	Sweet
Carlson	Godshall	Mowery	Swift
Carn	Greenwood	Mrkonic	Taylor, E. Z.
Cawley	Gruitza	Murphy	Taylor, F. E.
Cessar	Gruppo	Nahill	Taylor, J.
Chadwick	Hagarty	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	Jarolin	Pistella	Wilson
Coy	Johnson	Pitts	Wogan
Deluca	Josephs	Pott	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

NAYS—0

NOT VOTING—7

Barber	Jackson	Petrarca	Wiggins
Black	Letterman	Pratt	

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

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

**MEMBER'S PRESENCE RECORDED**

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

**BILLS ON THIRD CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1440, PN 1769**, entitled:

An Act amending the act of September 2, 1961 (P. L. 1177, No. 525), referred to as the "Board and Commission Compensation Law," increasing the maximum amount which may be paid annually to members of the State Civil Service Commission, allowing for payment of actual days worked.

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—178**

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

**NAYS—15**

Afflerbach	Dawida	McVerry	Rudy
Belfanti	Duffy	Manderino	Saloom
Broujos	Laughlin	Merry	Tigue
Coy	Lloyd	Mrkonic	

**NOT VOTING—4**

Deal	Distler	Greenwood	Pratt
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**EXCUSED—6**

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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 787, PN 887**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special registration plates for persons with impaired hearing.

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	Diminni	Laughlin	Rieger
Afflerbach	Distler	Lescovitz	Robbins
Angstadt	Dombrowski	Letterman	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barber	Durham	Livengood	Saloom
Barley	Evans	Lloyd	Saurman
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	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	Mayermik	Staback
Brandt	Gallen	Merry	Stairs
Broujos	Gamble	Michlovic	Steighner
Bunt	Gannon	Micozzie	Stevens
Burd	Geist	Miller	Stewart
Burns	George	Moehlmann	Stuban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonic	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	Noye	Telek

Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker
Deal	Lashingier		

NAYS—0

NOT VOTING—1

Pratt

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

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

REMARKS ON VOTE

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

Mr. MOWERY. Mr. Speaker, on HB 1321 I would like to be recorded in the affirmative, please.

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 982, PN 1118, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring rear window defrosters in certain vehicles; and further providing for rear lighting equipment.

On the question,

Will the House agree to the bill on third consideration?

Mr. GREENWOOD offered the following amendments No. A3446:

Amend Title, page 1, line 2, by inserting after "Statutes," changing handicapped parking provisions;

Amend Sec. 1, page 1, line 6, by striking out "Section" where it appears the second time and inserting Sections 1338, 1342, 3354 and

Amend Sec. 1, page 1, line 7, by striking out "is" and inserting

are

Amend Sec. 1, page 1, by inserting between lines 7 and 8 § 1338. Handicapped plate and placard.

(a) Handicapped plate.—On the application of any person who:

(1) does not have full use of a leg or both legs [or an arm or both arms] as evidenced by the use of a wheelchair, walker, crutches, quad cane or other such device;

(2) is blind;

(3) [is in loco parentis of a person specified in paragraph (1) or (2); or

(4)] is physically limited by a cardiopulmonary condition, restricting substantially his movements; or

(4) is a parent or a person in loco parentis of a person specified in paragraph (1), (2) or (3);

the department shall issue [a special registration plate for one passenger car or other vehicle] special registration plates for one or more passenger cars or other vehicles with a registered gross weight of not more than 9,000 pounds, designating [the] any vehicle so licensed as being used by a handicapped person. Special plates for handicapped persons may also be issued for vehicles operated exclusively for the use and benefit of handicapped persons.

(b) Handicapped parking placard.—On the application of any person who meets the qualifications of subsection (a), the department shall issue one special parking placard of such size and design as the department shall specify, designating the vehicle in which it is displayed as being used for the transportation of a handicapped person. Such placard shall be prominently displayed on the right front dash of the vehicle when it is in use for the transportation of such person. Placards may also be issued for use in vehicles when operated for the use and benefit of handicapped persons.

(c) Physician's statement.—

(1) Any person applying for a special plate or parking placard for handicapped persons must present a statement certified by a physician licensed to practice in this Commonwealth that the handicapped person is handicapped as provided in subsection (a). The physician's statement shall indicate whether, in his opinion, the handicap is temporary or permanent.

(2) Any person applying for a renewal of registration of a special plate for handicapped persons must comply with this subsection. Once a handicapped person has been duly certified by a physician as being handicapped, as provided in subsection (a), if the physician's statement indicated the handicap is permanent, the applicant need not submit a certification for subsequent renewals of registration for a special plate for handicapped persons. A person who was issued a handicapped plate under this section and no longer qualifies for one shall not be charged a replacement fee for a regular registration plate upon payment of the regular registration fee.

(3) In lieu of a physician's statement, a person applying for a special plate or parking placard may present a statement from a police officer certifying that the person does not have full use of a leg, or both legs, or is blind. The police officer's statement shall indicate whether, in his opinion, the handicap is temporary or permanent; and the provisions of paragraph (2) shall be applicable for renewals.

(4) The department shall phase out existing handicapped placards as soon as practicable and issue a new series to persons who comply with this section.

(d) Penalty.—Any person violating this section commits a summary offense and shall, upon conviction, be sentenced to pay a fine of not more than \$100.

§ 1342. Veteran plates and placard.

(a) [Disabled] Severely disabled veteran plate.—On the application of a [totally disabled] veteran[,], whose service-connected disability is certified at 100% by the United States Veter-

ans' Administration [as service-connected] or who has a service-connected disability of the type enumerated in section 1338 (relating to handicapped plate and placard), the department shall issue a special registration plate designating the vehicle as belonging to a [totally] severely disabled veteran. The registration plate shall have a white background, shall have blue numbers or letters as the department may determine, [and] shall have the words, "disabled veteran," in at least ten-point bold type, inscribed in red at the bottom of the plate, and shall include the international symbol for handicapped access. [The] Only one special registration plate shall be issued to a veteran under this section. It may be used only on one passenger vehicle or one other vehicle with a registered gross weight of not more than 9,000 pounds.

(b) [Disabled] Severely disabled veteran placard.—On the application of any person who meets the qualifications of subsection (a), the department shall issue one special parking placard of such size and design as the department shall specify, designating the vehicle in which it is displayed as being used for the transportation of a severely disabled veteran. Such placard shall be prominently displayed on the right front dash of the vehicle when it is in use for the transportation of such [disabled] severely-disabled veteran.

(c) Disabled veteran plates.—On the application of any veteran having a disability certified by the United States Veterans' Administration as service-connected, the department shall issue a special registration plate designating the vehicle as belonging to a disabled veteran. The registration plate shall have a white background, shall have numbers or letters as the department may determine, and shall have the words "disabled veteran" in at least ten-point bold type inscribed at the bottom of the plate. Only one special registration plate shall be issued to a veteran under this section. It may be used only on one passenger vehicle or one other vehicle with a registered gross weight of not more than 9,000 pounds.

(d) Prisoner of war plate.—On the application of an ex-prisoner of war whose imprisonment while in the service of the armed forces of the United States is certified by the appropriate branch of the armed forces, the department shall issue a special registration plate designating the vehicle as belonging to an ex-prisoner of war. The registration plate shall contain the letters "POW" and such other numbers or letters as the department may determine and shall have the words "prisoner of war" in at least ten-point bold type inscribed at the bottom of the plate. The special registration plate may be used only on one passenger vehicle or one other vehicle with a registered gross weight of not more than 9,000 pounds.

(e) Documentation of eligibility.—The department may require current holders of disabled veteran registration plates and placards to provide documentation of their eligibility under this section where current documentation is not sufficient.

§ 3354. Additional parking regulations.

(a) Two-way highways.—Except as otherwise provided in this section, every vehicle standing or parked upon a two-way highway shall be positioned parallel to and with the right-hand wheels within 12 inches of the right-hand curb or, in the absence of a curb, as close as practicable to the right edge of the right-hand shoulder.

(b) One-way highways.—Except as otherwise provided in this section, every vehicle standing or parked upon a one-way highway shall be positioned parallel to the curb or edge of the highway in the direction of authorized traffic movement with its right-hand wheels within 12 inches of the right-hand curb or, in the absence of a curb, as close as practicable to the right edge of the right-hand shoulder, or with its left-hand wheels within 12 inches of the left-hand curb or, in the absence of a curb, as close as practicable to the left edge of the left-hand shoulder.

(c) Angle parking.—Local authorities may permit angle parking on any highway after an engineering and traffic study has

determined that the highway is of sufficient width to permit angle parking without interfering with the free movement of traffic, except that on a State-designated highway prior approval of the department shall also be obtained.

(d) Handicapped persons and disabled veterans.—

(1) When a motor vehicle bearing [registration plates or displaying a placard issued to handicapped persons or disabled veterans as prescribed in this title is being operated by or for the transportation of the handicapped person or disabled veteran,] a handicapped or severely disabled veteran plate or displaying a handicapped or severely disabled veteran parking placard as prescribed in this title is being operated by or for the transportation of the handicapped person or severely disabled veteran, the driver shall be relieved of any liability for parking for a period of 60 minutes in excess of the legal parking period permitted by local authorities except where local ordinances or police regulations provide for the accommodation of heavy traffic during morning, afternoon or evening hours.

(2) At the request of any handicapped person or severely disabled veteran, local authorities may erect on the highway as close as possible to their place of residence a sign or signs indicating that that place is reserved for [a] the handicapped person or severely disabled veteran, that no parking is allowed there by others, and that any unauthorized person parking there shall be subject to a fine.

(3) [Except for persons parking vehicles lawfully bearing registration plates or parking placards issued to handicapped persons or disabled veterans] Except for persons parking vehicles lawfully bearing a handicapped or severely disabled veteran registration plate or displaying a handicapped or severely disabled veteran parking placard, no person shall park a vehicle on public or private property reserved for a handicapped person or disabled veteran which property has been so posted in accordance with departmental regulations.

(e) Penalty.—Any person violating subsection (a), (b) or [(d)] (d)(1) is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of not more than \$15. Any person violating subsection (d)(2) or (3) is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of not less than \$15 nor more than \$50.

Amend Sec. 3, page 2, line 4, by striking out "This act" and inserting

The amendments to section 4303(b) and section 4537

Amend Sec. 4, page 2, line 7, by striking out "The act" and inserting

(a) The amendments to section 4303(b) and section 4537

Amend Sec. 4, page 2, by inserting after line 8

(b) The remainder of this act shall take effect in 60 days.

On the question,

Will the House agree to the amendments?

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

Mr. GREENWOOD. Thank you, Mr. Speaker.

This amendment relates to the issuance of handicapped license plates and placards. The House wrestled with this issue some time ago and finally adopted compromise language. The problem is that that language then became the vehicle in the Senate for the Cat Fund repeal or revision bill and it has gotten lost in the process. So this amendment puts that language back into the bill before us with three very minor changes.



One of those changes is that it would allow handicapped license plates for more than one vehicle per handicapped person. The reason for the need for that is it has come to my attention that handicapped individuals who participate in the Wheelchair Olympics often need a second vehicle to carry their wheelchair in.

There is a provision in here for temporary versus permanent handicaps that indicates that when a physician certifies that a handicapped individual's handicap is permanent, he does not have to come back for renewal. If the physician indicates that the handicap is a temporary one, then that needs to be renewed annually.

Finally, this language eliminates chronic bronchitis from the definition of handicapped. Thank you, Mr. Speaker.

The SPEAKER. On the Greenwood amendment, the Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, I do not have a copy of that amendment. I would like to see a copy real quick, if I may, sir.

The SPEAKER. Will a page please see that Mr. George has a copy of the amendment.

The Chair recognizes the gentleman from Clearfield, Mr. George, on the amendment.

Mr. GEORGE. Mr. Speaker, this amendment, in my opinion, goes a long way to bringing about an alleviation to the handicap problem, and, therefore, we will accept this amendment. Thank you.

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—189

Acosta	Deal	Lashingier	Robbins
Afflerbach	Dininni	Laughlin	Roebuck
Angstadt	Distler	Lescovitz	Rudy
Argall	Dombrowski	Levdansky	Ryan
Arty	Donatucci	Levin	Rybak
Baldwin	Dorr	Linton	Saloom
Barber	Duffy	Livengood	Saurman
Barley	Durham	Lloyd	Schuler
Battisto	Fargo	Lucyk	Semmel
Belardi	Fattah	McCall	Serafini
Belfanti	Fee	McClatchy	Seventy
Birmelin	Fischer	McHale	Showers
Black	Flick	McVerry	Sirianni
Blaum	Foster, Jr., A.	Mackowski	Smith, B.
Book	Fox	Maiale	Smith, L. E.
Bortner	Freeman	Manderino	Snyder, D. W.
Bowley	Freind	Manmiller	Snyder, G. M.
Bowser	Fryer	Markosek	Staback
Boyes	Gallagher	Mayernik	Stairs
Brandt	Gallen	Merry	Steighner
Broujos	Gamble	Michlovic	Stevens
Bunt	Gannon	Miller	Stewart
Burd	Geist	Moehlmann	Stuban
Burns	George	Morris	Sweet
Bush	Gladeck	Mowery	Swift
Caltagirone	Godshall	Mrkonic	Taylor, E. Z.
Cappabianca	Greenwood	Murphy	Taylor, F. E.
Carlson	Gruitza	Nahill	Taylor, J.
Carn	Gruppo	O'Brien	Telek
Cawley	Hagarty	O'Donnell	Tigue
Cessar	Harper	Olasz	Trello
Chadwick	Hasay	Oliver	Truman

Civera	Hayes	Perzel	Van Horne
Clark	Herman	Petrarca	Veon
Clymer	Hershey	Petrone	Wambach
Colafella	Honaman	Phillips	Wass
Cole	Howlett	Piccola	Weston
Cordisco	Itkin	Pievsky	Wiggins
Cornell	Jackson	Pistella	Wilson
Coslett	Jarolin	Pitts	Wogan
Cowell	Johnson	Pott	Wozniak
Coy	Josephs	Pressmann	Wright, D. R.
Deluca	Kasunic	Preston	Wright, J. L.
DeVerter	Kennedy	Punt	Wright, R. C.
DeWeese	Kenney	Raymond	
Daley	Kosinski	Reber	Irvis,
Davies	Kukovich	Reinard	Speaker
Dawida	Langtry	Rieger	

NAYS—1

Noye

NOT VOTING—7

Cohen	Hutchinson	Micozzie	Vronn
Evans	Letterman	Pratt	

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

Mr. MURPHY. Mr. Speaker, I would like to interrogate the sponsor of the legislation.

The SPEAKER. Mr. George indicates he will stand for interrogation. You are in order, and you may proceed.

Mr. MURPHY. Mr. Speaker, I am curious as to why the maker of the legislation is requiring these devices to be put on vehicles. Is it a Federal law? Is it to comply with Federal law? I am also wondering what the cost would be per vehicle to put these devices on. Thank you, Mr. Speaker.

Mr. GEORGE. Yes, Mr. Speaker, I think it does comply with Federal law. As far as the essential cost of the devices, it is absolutely unknown in that many items are placed upon an automobile in the hope that safety will be provided to the masses. The cost is a second conclusion, and, therefore, the safety always takes precedence in the matter.

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—151

Acosta	Dininni	Langtry	Roebuck
Angstadt	Distler	Lashingier	Ryan
Arty	Dombrowski	Laughlin	Rybak
Baldwin	Donatucci	Lescovitz	Saloom

Barber	Duffy	Levdansky	Saurman
Battisto	Durham	Levin	Schuler
Belardi	Evans	Livengood	Serafini
Birmelin	Fattah	Lucyk	Sirianni
Black	Fee	McCall	Smith, B.
Blaum	Fischer	McClatchy	Snyder, G. M.
Book	Fox	McHale	Staback
Bowser	Freeman	Mackowski	Stairs
Boyes	Gallagher	Maiale	Steighner
Brandt	Gallen	Manderino	Stevens
Bunt	Gannon	Manmiller	Stewart
Burd	Geist	Markosek	Stuban
Burns	George	Mayernik	Sweet
Bush	Gladeck	Micozzie	Swift
Caltagirone	Godshall	Miller	Taylor, E. Z.
Cappabianca	Greenwood	Morris	Taylor, F. E.
Carlson	Gruppo	Mrkonic	Taylor, J.
Carn	Hagarty	Nahill	Telek
Cawley	Harper	O'Brien	Trello
Cessar	Hasay	Oliver	Truman
Chadwick	Hayes	Perzel	Veon
Civera	Herman	Petrarca	Vroon
Clark	Hershey	Petrone	Wambach
Clymer	Honaman	Phillips	Wass
Cohen	Howlett	Pievsky	Weston
Colafella	Hutchinson	Pistella	Wiggins
Cole	Itkin	Pitts	Wilson
Cordisco	Jarolin	Pressmann	Wogan
Cornell	Johnson	Preston	Wozniak
Coslett	Josephs	Punt	Wright, J. L.
Cowell	Kasunic	Raymond	Wright, R. C.
Deluca	Kenney	Reinard	
DeWeese	Kosinski	Rieger	Irvis,
Daley	Kukovich	Robbins	Speaker
Davies			

NAYS—43

Afflerbach	Dorr	Lloyd	Pott
Argall	Fargo	McVerry	Rudy
Barley	Flick	Merry	Semmel
Belfanti	Foster, Jr., A.	Michlovic	Seventy
Bortner	Freind	Moehlmann	Showers
Bowley	Fryer	Mowery	Smith, L. E.
Broujos	Gamble	Murphy	Snyder, D. W.
Coy	Gruitza	Noye	Tigue
DeVerter	Jackson	O'Donnell	Van Horne
Dawida	Kennedy	Olasz	Wright, D. R.
Deal	Linton	Piccola	

NOT VOTING—3

Letterman	Pratt	Reber	
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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 1039, PN 2105**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the licensing and regulation of automotive dismantlers and parts recyclers.

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. Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, this bill addresses the problem of chop shops in our Commonwealth of Pennsylvania. Pursuant to HR 121, a special committee to investigate chop shops and auto theft has been established and has been holding hearings throughout the State. One of the areas where we have discovered that there is a problem is, of course, with the salvage industry. Independent of our particular committee, Representative Hutchinson has introduced HB 1039, which will address, in a very positive way, the problems associated with chop shops dealing with salvage companies.

I support this particular measure, but I would like to inform the membership that our committee is studying the problem in a comprehensive manner, and even though this particular bill is a very good bill and goes a long way to solving a problem, it only attacks a certain part of the problem and we will be introducing more comprehensive legislation at a later date. So I urge the members to support this particular bill, and we will see perhaps some additional legislation later. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,  
Shall the bill pass finally?

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

YEAS—191

Acosta	Deal	Langtry	Reinard
Afflerbach	Dininni	Lashinger	Rieger
Angstadt	Distler	Laughlin	Robbins
Argall	Dombrowski	Lescovitz	Roebuck
Arty	Donatucci	Levdansky	Rudy
Baldwin	Duffy	Levin	Ryan
Barber	Durham	Linton	Rybak
Barley	Evans	Livengood	Saloom
Battisto	Fargo	Lloyd	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	Smith, B.
Bortner	Freeman	Maiale	Smith, L. E.
Bowley	Freind	Manderino	Snyder, D. W.
Bowser	Fryer	Manmiller	Snyder, G. M.
Boyes	Gallagher	Markosek	Staback
Brandt	Gallen	Mayernik	Stairs
Broujos	Gamble	Merry	Steighner
Bunt	Gannon	Michlovic	Stevens
Burd	Geist	Micozzie	Stewart
Burns	George	Miller	Stuban
Bush	Gladeck	Moehlmann	Sweet
Caltagirone	Godshall	Morris	Swift
Cappabianca	Greenwood	Mowery	Taylor, E. Z.
Carlson	Gruitza	Mrkonic	Taylor, F. E.
Carn	Gruppo	Murphy	Taylor, J.
Cawley	Hagarty	Nahill	Telek

Cessar	Harper	Noye	Tigue
Chadwick	Hasay	O'Brien	Truman
Civera	Hayes	O'Donnell	Van Horne
Clark	Herman	Olasz	Veon
Clymer	Hershey	Oliver	Vroon
Cohen	Honaman	Perzel	Wambach
Colafella	Howlett	Petrarca	Wass
Cole	Hutchinson	Petrone	Weston
Cordisco	Itkin	Phillips	Wiggins
Cornell	Jackson	Piccola	Wilson
Coslett	Jarolin	Pievsky	Wogan
Cowell	Johnson	Pistella	Wozniak
Coy	Josephs	Pitts	Wright, D. R.
Deluca	Kasunic	Pott	Wright, J. L.
DeVerter	Kennedy	Pressmann	Wright, R. C.
DeWeese	Kenney	Preston	
Daley	Kosinski	Punt	Irvis,
Davis	Kukovich	Raymond	Speaker
Dawida			

NAYS—2

Dorr Siriani

NOT VOTING—4

Letterman Pratt Reber Trello

EXCUSED—6

Cimini Haluska Scheetz Yandrisevits  
Dietz Richardson

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. Why does the gentleman from Montgomery, Mr. Gladeck, rise?

Mr. GLADECK. Mr. Speaker, my vote on HB 982 was inadvertently cast in the affirmative, and I would like to change that to a vote in the negative. Thank you.

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 1181, PN 1393**, entitled:

An Act naming a bridge in the Borough of Hollidaysburg, Blair County, the Milton S. Emeigh Bridge.

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

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

The question is, shall the bill pass finally?

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

YEAS—195

Acosta	Dininni	Lashingner	Rieger
Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barber	Durham	Livengood	Saloom
Barley	Evans	Lloyd	Saurman
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	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	Miller	Stewart
Burns	George	Moehlmann	Stuban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonic	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	Noye	Telek
Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davis	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker
Deal			

NAYS—0

NOT VOTING—2

Letterman Pratt

EXCUSED—6

Cimini Haluska Scheetz Yandrisevits  
Dietz Richardson

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 1244, PN 1483**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for exceptions to the two-year statute of limitations for actions under the Vehicle Code.

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

Table listing names of members who voted 'YEAS' (194 total). Includes names like Acosta, Deal, Langtry, Reinard, Afflerbach, Dininni, Lashing, Rieger, etc.

NAYS—0

NOT VOTING—3

Table listing names of members who did not vote: Letterman, Pratt, Taylor, F. E.

EXCUSED—6

Table listing names of members who were excused: Cimini Dietz, Haluska Richardson, Scheetz, Yandrisevits.

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 1618, PN 2053, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining the term "articulated bus."

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

Table listing names of members who voted 'YEAS' (194 total). Includes names like Acosta, Dininni, Lashing, Rieger, Afflerbach, Distler, Laughlin, Robbins, etc.

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

NAYS—0

NOT VOTING—3

Birmelin	Letterman	Pratt
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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 1729, PN 2203**, entitled:

An Act directing the Department of Transportation to redesignate that portion of Legislative Route 64089 which is located in Murrysville, Westmoreland County, and is now designated as Mill Street as Vincent Hall Road and to make appropriate sign changes.

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

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

The question is, shall the bill pass finally?

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

YEAS—193

Acosta	Dininni	Laughlin	Robbins
Afflerbach	Distler	Lescovitz	Roebuck
Angstadt	Dombrowski	Levdansky	Rudy
Argall	Donatucci	Levin	Ryan
Arty	Dorr	Linton	Rybak
Baldwin	Duffy	Livengood	Saloom
Barber	Durham	Lloyd	Saurman
Barley	Evans	Lucyk	Schuler
Battisto	Fargo	McCall	Semmel
Belardi	Fattah	McClatchy	Serafini
Belfanti	Fee	McHale	Seventy
Birmelin	Fischer	McVerry	Showers
Black	Flick	Mackowski	Sirianni
Blaum	Foster, Jr., A.	Maiale	Smith, B.
Book	Fox	Manderino	Smith, L. E.
Bortner	Freeman	Manmiller	Snyder, D. W.
Bowley	Freind	Markosek	Snyder, G. M.
Bowser	Fryer	Mayernik	Staback
Boyes	Gallagher	Merry	Stairs
Brandt	Gamble	Michlovic	Steighner
Bronjos	Gannon	Micozzie	Stevens
Bunt	Geist	Miller	Stewart
Burd	George	Moehlmann	Stuban
Burns	Gladeck	Morris	Sweet
Bush	Godshall	Mowery	Swift
Caltagirone	Greenwood	Mrkonic	Taylor, E. Z.
Cappabianca	Gruitza	Murphy	Taylor, F. E.
Carlson	Gruppo	Nahill	Taylor, J.
Carn	Hagarty	Noye	Telev

Cawley	Harper	O'Brien	Tigue
Cessar	Hasay	O'Donnell	Trello
Chadwick	Hayes	Olasz	Truman
Civera	Herman	Oliver	Van Horne
Clark	Hershey	Perzel	Veon
Clymer	Honaman	Petrarca	Vroon
Cohen	Howlett	Petrone	Wambach
Colafella	Hutchinson	Phillips	Wass
Cole	Itkin	Piccola	Weston
Cordisco	Jackson	Pjevsky	Wiggins
Cornell	Jarolin	Pistella	Wilson
Coslett	Johnson	Pitts	Wogan
Cowell	Josephs	Pott	Wozniak
Coy	Kasunic	Pressmann	Wright, D. R.
Deluca	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker
Deal	Lashinger	Rieger	

NAYS—0

NOT VOTING—4

DeVerter	Gallen	Letterman	Pratt
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

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

**WELCOME**

The SPEAKER. The Chair takes the opportunity to welcome Joe Craugh and his son, Joe III. They are guests of Representative Godshall from Montgomery County. Welcome to the hall of the House.

**BILLS ON THIRD CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1812, PN 2331**, entitled:

An Act amending the act of July 9, 1985 (P. L. 187, No. 47), known as the "Transportation Partnership Act," further providing for transportation development districts and financing.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. GAMBLE offered the following amendment No. A3424:

Amend Sec. 1 (Sec. 3), page 2, line 28, by inserting after "permitted"

to that municipality

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

The SPEAKER. On that question, the gentleman from Allegheny, Mr. Gamble, is recognized.

Mr. GAMBLE. Mr. Speaker, this is a technical amendment due to a mistake made by the Reference Bureau. This bill simply puts Allegheny County in with the other 67 counties in providing for a transportation district.

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—195

Acosta	Dininni	Lashingner	Rieger
Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barber	Durham	Livengood	Saloom
Barley	Evans	Lloyd	Saurman
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	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	Miller	Stewart
Burns	George	Moehlmann	Stuban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonic	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	Noye	Telek
Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker
Deal			

NAYS—0

NOT VOTING—2

Letterman Pratt

EXCUSED—6

Cimini Haluska Scheetz Yandrisevits  
Dietz Richardson

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—195

Acosta	Dininni	Lashingner	Rieger
Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barber	Durham	Livengood	Saloom
Barley	Evans	Lloyd	Saurman
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	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	Miller	Stewart
Burns	George	Moehlmann	Stuban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonic	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	Noye	Telek
Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker
Deal			

NAYS—0

NOT VOTING—2

Letterman Pratt

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

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

\* \* \*

The House proceeded to third consideration of **SB 942, PN 1118**, entitled:

An Act designating a certain interchange in Mercer County as the Gordon Ward Interchange; and making a repeal.

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

Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kennedy	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker

NAYS—0

NOT VOTING—3

Hutchinson	Letterman	Pratt
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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.

MISS PENNSYLVANIA PRESENTED

The SPEAKER. The Chair invites the gentleman from Blair, Mr. Geist, to come to the clerk's microphone to introduce Lea Schizza, who is Miss Pennsylvania.

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

It certainly is a pleasure for me, representing the city of Altoona, the home of the Miss Pennsylvania Pageant, to be able to introduce our Miss Pennsylvania to the House members today. But before I introduce Lea, I would like to introduce to the members of the House her mother, Carol, and father, Vince.

Miss Pennsylvania - what a title. What a long road to become Miss Pennsylvania. The finals are held in Altoona, Pennsylvania. The winner goes to Atlantic City to compete in the Miss America contest. Rarely do we find people of quality much higher than this Miss Pennsylvania. There is one technical problem that we may have. We might have to call on John Taylor and Fran Weston to interpret her remarks today because she speaks with a heavy Philadelphia accent, and Fran Weston has volunteered that if we need an interpreter at all, she is available to help us do any of this kind of work.

Lea is absolutely an amazing woman - talented, bright, and articulate. And without going into her many accomplishments, other than that she is going to finish up at Temple University, I would like now to give you Lea Schizza, Miss Pennsylvania of this year.

Miss SCHIZZA. Thank you. Thank you, Mr. Speaker, members of the House, distinguished guests, ladies and gentlemen. I am extremely honored and proud to be standing before you today to have the opportunity to speak with you. I would like to start by telling you that I am not your typical success story. It has taken a lot of hard work and determination for me to finally be able to wear the crown of Miss Pennsylvania.

My pageant career started because of the rising tuition costs of my university and my depleting bank account. I began

finding it more and more difficult to pay for my education. The Miss America program, it seemed, was made for me. They award over \$4 1/2 million in scholarships throughout the United States, and Pennsylvania alone awards over \$100,000 in cash and \$50,000 in tuitional scholarships. That was enough incentive to entice me to try.

After 4 years of competing and many defeats - five, to be exact - I finally achieved the goal of winning the Miss Pennsylvania title and to have my college education paid for. Nothing can compare to the feeling that I had when I won. Just knowing that the burden of cost for college was taken care of was worth everything I had to go through to win.

My role as Miss Pennsylvania is one that I take very seriously. I enjoy meeting the different people who are citizens of our Commonwealth. Being a role model can, at times, be quite difficult, but by continually facing that challenge, I will be a more complete individual at the end of my reign.

The part of the job that offers the most for me is the traveling. I feel that I am receiving quite an education just by seeing the beautiful State of Pennsylvania. In the 5 months that I have reigned, I have traveled to the four corners of our State. Growing up and spending all 24 years of my life in Philadelphia, I had no idea just how lovely Pennsylvania really is. And I am always amazed at the generosity of the people whom I meet during my travels. I have made many new friends here, and opportunities that I had never dreamed possible are now within my reach. Seeing and meeting the people of Pennsylvania makes me very proud to say that I live here.

During this year I have performed and spoken throughout the State - everywhere from Wyalusing to Pittsburgh - and I have loved every minute of it. I am gaining invaluable experience in public relations, which is my major at Temple University. Temple has been very kind to me. They have offered me my last year of school complimentary in exchange for appearances. That alone is a dream come true.

I hope that I can be an example to all young women throughout Pennsylvania that golden dreams can be achieved by participating in the Miss America program. And it is all with the help of the thousands of volunteers in our State who make this program possible. It is through their unselfishness that education-oriented women can advance and grasp opportunities within their respective fields.

My appearances during the year are all quite diversified. I have appeared in parades, cut ribbons, spoke at Rotary Clubs, sang on the Atlantic City Convention Hall stage, and threw out the first baseball at a Pirates game, but through all of this I keep reminding myself that I am representing not only Philadelphia and Altoona but the entire State of Pennsylvania.

There were some 80,000 Miss America aspirants this year. I am very honored to be one of the 51 national finalists. For most, the road to Atlantic City starts in the small towns, your towns. It is people like yourselves with your support that can work hand in hand with the Miss America program to further a young woman's goals.

I have been competing in pageants for 4 years, and I can honestly say that, although I did not win all the time, I came through the experience with a more well rounded view of myself and the world.

Preparing for this pageant was like preparing for the Olympics. I was in heavy training physically and mentally and learned to handle high-pressure situations like this. I have grown up a lot in these past few months, and I can honestly say that it is because of the wide variety of things that I have experienced.

When my year is over next June, I will return to Temple University and continue my education in the public relations field. I have to thank the Miss America program for that opportunity.

On behalf of the Altoona Board of Directors and the many statewide volunteers, I express my sincere thanks.

The SPEAKER. We congratulate you, and you do us honor, Miss Pennsylvania. We wish you well.

### REMARKS ON VOTES

The SPEAKER. For what purpose does the gentleman from Franklin, Mr. Punt, rise in place?

Mr. PUNT. To correct the record.

The SPEAKER. What is the gentleman's statement?

Mr. PUNT. On HB 1321 my switch operated incorrectly. I was recorded as "no." I wish the record to show it as "yes."

On HB 982 I was recorded as "yes." I would like the record to reflect a "no."

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

For what purpose does the gentleman from Luzerne, Mr. Coslett, rise in place?

Mr. COSLETT. Thank you, Mr. Speaker.

On HB 982 I was recorded in the affirmative, and I would like to be recorded in the negative, please.

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

For what purpose does the gentleman from Montgomery, Mr. Bunt, rise in place?

Mr. BUNT. Thank you, Mr. Speaker.

On HB 1645 I am recorded as not having voted. I wish to be recorded in the affirmative.

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

For what purpose does the gentleman from Venango, Mr. Black, rise in place?

Mr. BLACK. On HB 789 I was recorded as not voting. I would like to be recorded in the affirmative.

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

For what purpose does the gentleman from Luzerne, Mr. Jarolin, rise in place?

Mr. JAROLIN. On HB 1440 I would like to be recorded in the negative.



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

For what purpose does the gentleman from Bucks, Mr. Reinard, rise?

Mr. REINARD. Thank you, Mr. Speaker.

Mr. Speaker, on final passage of HB 294, my vote was incorrectly recorded. I wish the record to show I voted in the negative.

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

The Chair recognizes the gentleman from Schuylkill, Mr. Lucyk.

Mr. LUCYK. Mr. Speaker, on HB 982 I was incorrectly recorded. I would like to be recorded in the negative.

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

### **BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED**

#### **SB 1103, PN 1631 (Amended)**

By Rep. LLOYD

An Act amending the act of June 22, 1970 (P. L. 378, No. 122), entitled "Nursing Home Administrators License Act," providing for the reestablishment and continuation of the State Board of Examiners of Nursing Home Administrators, for temporary and automatic suspensions of licenses, for reporting of multiple licensure, for civil penalties and for reports; further providing for the terms of office, meetings and compensation of members, for injunctions, for powers and duties of the board, for subpoenas, for examinations, for licenses, for suspension of licenses, for disciplinary proceedings and for restoration of licenses and registrations; providing for the fixing of fees; and making repeals.

#### **PROFESSIONAL LICENSURE.**

#### **SB 1114, PN 1632 (Amended)**

By Rep. LLOYD

An Act amending the act of March 2, 1956 (1955 P. L. 1206, No. 375), entitled, as reenacted and amended, "Podiatry Act of 1956," reestablishing the State Board of Podiatry Examiners as the State Board of Podiatry; providing for its composition, powers and duties; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

#### **PROFESSIONAL LICENSURE.**

#### **SB 1115, PN 1633 (Amended)**

By Rep. LLOYD

An Act amending the act of October 5, 1978 (P. L. 1109, No. 261), entitled "Osteopathic Medical Practice Act," reestablishing the State Board of Osteopathic Medical Examiners as the State Board of Osteopathic Medicine; providing for its composition, powers and duties; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

#### **PROFESSIONAL LICENSURE.**

#### **SB 1116, PN 1634 (Amended)**

By Rep. LLOYD

An Act amending the act of May 22, 1951 (P. L. 317, No. 69), entitled, as amended, "The Professional Nursing Law," reestablishing the State Board of Nurse Examiners as the State Board of

Nursing; providing for its composition, powers and duties; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

#### **PROFESSIONAL LICENSURE.**

#### **SB 1117, PN 1635 (Amended)**

By Rep. LLOYD

An Act amending the act of March 2, 1956 (1955 P. L. 1211, No. 376), entitled "Practical Nurse Law," further providing for the practice of practical nursing; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

#### **PROFESSIONAL LICENSURE.**

### **BILLS REMOVED FROM TABLE**

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

SB 1103;  
SB 1114;  
SB 1115;  
SB 1116; and  
SB 1117.

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

### **BILLS RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that the following bills be recommended to the Committee on Appropriations for fiscal notes:

SB 1103;  
SB 1114;  
SB 1115;  
SB 1116; and  
SB 1117.

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

### **WELCOME**

The SPEAKER. The Chair welcomes to the hall of the House Mr. Elmer Houghton of Hallstead, Pennsylvania. He is the guest of Jerry Birmelin and Representative Sirianni. Welcome to the hall of the House, sir.

### **CITATION PRESENTED**

The SPEAKER. The Chair invites the lady from Chester, Mrs. Taylor, to the microphone.

Mrs. TAYLOR. Thank you very much, Mr. Speaker.

Representatives Joseph Pitts and Robert Flick join me today in welcoming the East Senior High School Girls' Field Hockey Team - under the guidance of the head coach, Diane Horsey; assistant coaches, Sue Cornelius and Jan Vokoun; and manager, Jacki Cantor - who captured the 1985 State Field Hockey Championship in competition with the PIAA (Pennsylvania Interscholastic Athletic Association) Triple-A champions.

I have the pleasure of having with me the three coaches of this team, three captains of this team, the team members, some of whom are on the floor of the House and others are in the balcony. I want you to know they have a statistician, and they have a videotaper.

Elinor Taylor was once a field hockey coach, and I think in those days we had one captain and one coach, but it still took the 11 players on the field to win those State championship games and to have a winning team.

So Representative Pitts and Representative Flick and I certainly congratulate the team, the managers, the statistician, the coaches, and the videotaper who made it a success, who made these people be the 1985 State champs.

I would like to read into the record, Mr. Speaker, if I could, the citation.

The SPEAKER. The lady is permitted to do so.

Mrs. TAYLOR. It reads:

WHEREAS, East Senior High School Girls' Field Hockey Team, under the guidance of Head Coach Diane Horsey; Assistant Coaches Sue Cornelius and Jan Vokoun and Manager, Jacki Cantor, captured the 1985 State Field Hockey Championship; and

WHEREAS, The team is comprised of Jodi Browne—

As I read your name, if you are in the balcony, you ought to stand up; if you are on the floor, you ought to stand up down here.

Wendy Cornelius, Lizzy Curtis, Captain; Susan Donohue, Barbara Dooley, Karen Gottshall, Jenn Jones, Sally Lesefka, Captain; Jennifer Lesefka, Alina Jolikko, Cindi Liberi, Michelle Moffa, Claudine Morton, Colleen Morton, Tami Neuhausel, Dorie Phillips, Captain; Joanne Ricevuto, Chrissy Scavo, and Monique Voehringer; Nicole Gencorelli, Statistician; and Jeffrey Anderson, Videotaper.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends hearty congratulations to East Senior High School Girls' Field Hockey Team and coaching staff on their outstanding achievements; extends best wishes for continued success in future seasons; and further directs that a copy of this citation be delivered to the East Senior High School Girls' Field Hockey Team, 450 Ellis Lane, West Chester, Pennsylvania 19380.

Signed by the prime sponsor, Elinor Taylor, Joe Pitts, and Bob Flick, and the Speaker of the House, K. Leroy Irvis; attested to by the Chief Clerk, John Zubeck.

Our very best to you, Diane, and to your team. Thank you, Mr. Speaker.

The SPEAKER. We congratulate the field hockey team. We wish them well. Thank you for coming. We are very proud of you.

**BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED**

**HB 991, PN 1128**

By Rep. FRYER

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," further providing for penalties for damage to or theft of grave markers and flag holders.

LOCAL GOVERNMENT.

**HB 1774, PN 2556 (Amended)**

By Rep. FRYER

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," further providing for the filling of certain vacancies on the police force and in the fire department.

LOCAL GOVERNMENT.

**SB 1037, PN 1267**

By Rep. RYBAK

An Act amending the act of May 17, 1921 (P. L. 789, No. 285), entitled, as amended, "The Insurance Department Act of one thousand nine hundred and twenty-one," further providing for admitted assets.

INSURANCE.

**SB 1052, PN 1630 (Amended)**

By Rep. RYBAK

An Act providing for the insurability of downhill ski area operators for punitive damages for unintentional tortious conduct.

INSURANCE.

**CALENDAR CONTINUED**

**RESOLUTIONS**

Mr. LUCYK called up **HR 175, PN 2311**, entitled:

Memorializing Congress to request the Soviet Union to grant independent sovereignty to the Republics of Estonia, Latvia and Lithuania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—4

Fattah	Kukovich	Letterman	Pratt
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

\* \* \*

Mr. ROBBINS called up **HR 180, PN 2467**, entitled:  
Condemning the U.S.S.R. for the invasion of Afghanistan.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—4

Gallagher	Letterman	Pratt	Rudy
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

\* \* \*

Mr. VROON called up **HR 183, PN 2368**, entitled:

Designating the week of February 9 through 15, 1986, as "Compassionate Friends Week."

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Acosta	Dininni	Lashinger	Rieger
Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barber	Durham	Livengood	Saloom
Barley	Evans	Lloyd	Saurman
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	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	Miller	Stewart
Burns	George	Moehlmann	Suban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonic	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	Noye	Telek
Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker
Deal			

NAYS—0

NOT VOTING—2

Letterman Pratt

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

\* \* \*

Mr. DALEY called up **HR 193, PN 2507**, entitled:

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.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—4

Cohen Foster, Jr., A. Letterman Pratt

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

**PARLIAMENTARY INQUIRY**

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

Mr. NOYE. A question to the Chair, sir. HR 203 has two typos. They are just technical amendments. My question is, in your opinion, do you think it best to offer the amendments to correct the typos, or do you think we can do that when the final version is—

The SPEAKER. It is probably better to correct them immediately when you find them. Do you have both amendments ready?

Mr. NOYE. Yes; whenever.

The SPEAKER. Then the Chair will not go over it temporarily. These are technical amendments.

\* \* \*

Mr. NOYE called up **HR 203, PN 2539**, entitled:

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

On the question,

Will the House adopt the resolution?

Mr. NOYE offered the following amendment No. A4219:

Amend seventh whereas clause, page 2, line 1, by striking out "affect" and inserting effect

On the question,

Will the House agree to the amendment?

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

Mr. NOYE. Mr. Speaker, it is just a technical amendment to correct a typographical error in the resolution.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—192

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

Deal Laughlin

NAYS—0

NOT VOTING—5

Acosta Josephs Letterman Pratt  
 Foster, Jr., A.

EXCUSED—6

Cimini Haluska Scheetz Yandrisevits  
 Dietz Richardson

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

On the question,

Will the House adopt the resolution as amended?

The SPEAKER. Does the gentleman, Mr. Noye, have a second amendment? Is there a second amendment, Mr. Noye?

Mr. NOYE. Yes. Same thing, Mr. Speaker.

On the question recurring,

Will the House adopt the resolution as amended?

Mr. NOYE offered the following amendment No. A4205:

Amend fourth whereas clause, page 1, line 16, by striking out "employment" and inserting deployment

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—191

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

Cornell	Jackson	Pitts	Wilson
Coslett	Jarolin	Pott	Wogan
Cowell	Johnson	Pressmann	Wozniak
Coy	Kasunic	Preston	Wright, D. R.
DeLuca	Kennedy	Punt	Wright, J. L.
DeVerter	Kenney	Raymond	Wright, R. C.
DeWeese	Kosinski	Reber	
Daley	Kukovich	Reinard	Irvis,
Davies	Langtry	Rieger	Speaker
Dawida			

NAYS—0

NOT VOTING—6

Fattah	Letterman	Oliver	Pratt
Josephs	Micozzie		

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

On the question recurring,  
Will the House adopt the resolution as amended?

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

Mr. PRESTON. Thank you, Mr. Speaker.

Will the maker of the resolution stand for interrogation?

The SPEAKER. The gentleman, Mr. Noye, indicates he will so stand. The gentleman, Mr. Preston, is in order and may proceed.

Mr. PRESTON. Can you tell me why we are offering this resolution and what was so successful that we should send this down to Washington?

Mr. NOYE. I think, Mr. Speaker, that the opinion around the country has been very positive in the steps that were taken by the President of the United States to hold this summit. The comments of the Speaker of the House were very cordial and congratulatory to the President, and I think if the Speaker of the House can find it in his wisdom to congratulate the President of the United States when he does something good, there is nothing wrong with us doing the same thing.

Mr. PRESTON. Thank you, Mr. Speaker.

May I address the resolution?

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

Mr. PRESTON. I am going to vote "no" myself on the resolution, because each and everybody as Americans has a chance to look at international affairs, since we are going to get into international affairs again, and speak up on it.

Now, I did not see here anything quantitative or qualitative from the gentleman as far as my question is concerned. I have not seen anything as far as one good point, as far as what came out of the meeting that happened, as far as over in Europe is concerned. I saw a lot of rhetoric—I happened to watch television—and I read an awful lot of dialogue, because that is probably one of my strongest interests, as far as international procedure is concerned, and politics.

I do not think that we, as an august body within the State of Pennsylvania, are going to benefit any kind of way from what happened over there, because I did not hear anything other

than they met to discuss what we are going to talk about at the next meeting. Not one concrete issue, other than we are going to see and talk again, is going to happen again. So for me to sit down there and vote for something where two people sat down, unfortunately to discuss about when another meeting is going to happen, not one thing as far as SALT II (strategic arms limitation talks) or SALT III or any other nuclear proliferation, as far as MIRV's (multiple independently targeted reentry vehicles) are concerned, as far as weight, throw-weight, or anything like that, was really discussed and comprehensive decisions were made.

So I am going to sit down and ask the rest of the members to vote "no." I do not think we should be involved in this, and I think it is really an insult because nothing happened, as far as the President is concerned. Thank you.

On the question recurring,  
Will the House adopt the resolution as amended?

The following roll call was recorded:

YEAS—182

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

NAYS—9

Acosta	Dawida	Kukovich	Pistella
Cohen	Harper	Levdansky	Preston
DeWeese			

NOT VOTING—6

Hutchinson	Letterman	Pratt	Roebuck
Josephs	Levin		

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution as amended was adopted.

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

Mr. NOYE. Mr. Speaker, I would ask that the Chair make that copy available to those members who would like to add their names to the resolution.

The SPEAKER. Those members who wish to add their names to the resolution, HR 203, the resolution will be available at the amendment clerk's desk at the break. Not now, please; when we break for lunch, which will be in a few moments.

\* \* \*

Mr. SAURMAN called up **HR 181, PN 2366**, entitled:

Memorializing the medical schools in this Commonwealth to recognize the special health care needs of the elderly and to develop certain remedies.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

Acosta	Deal	Lashing	Rieger
Afflerbach	Dininni	Laughlin	Robbins
Angstadt	Distler	Lescovitz	Roebuck
Argall	Dombrowski	Levdansky	Rudy
Arty	Donatucci	Levin	Ryan
Baldwin	Dorr	Linton	Rybak
Barber	Duffy	Livengood	Saloom
Barley	Durham	Lloyd	Saurman
Battisto	Evans	Lucyk	Schuler
Belardi	Fargo	McCall	Semmel
Belfanti	Fattah	McClatchy	Serafini
Birmelin	Fee	McHale	Seventy
Black	Fischer	McVerry	Showers
Blaum	Flick	Mackowski	Sirianni
Book	Foster, Jr., A.	Maiale	Smith, B.
Bortner	Fox	Manderino	Smith, L. E.
Bowley	Freeman	Manmiller	Snyder, D. W.
Bowser	Freind	Markosek	Snyder, G. M.
Boyes	Fryer	Mayernik	Staback
Brandt	Gallagher	Merry	Stairs
Broujos	Gallen	Michlovic	Steighner
Bunt	Gamble	Micozzie	Stevens
Burd	Gannon	Miller	Stewart
Burns	Geist	Moehlmann	Stuban
Bush	George	Morris	Sweet
Caltagirone	Gladeck	Mowery	Swift
Cappabianca	Godshall	Mrkonic	Taylor, E. Z.
Carlson	Greenwood	Murphy	Taylor, F. E.
Carn	Gruitza	Nahill	Taylor, J.
Cawley	Gruppo	Noye	Telek
Cessar	Hagarty	O'Brien	Tigue

Chadwick	Harper	O'Donnell	Trello
Civera	Hasay	Olasz	Truman
Clark	Hayes	Oliver	Van Horne
Clymer	Herman	Perzel	Veon
Cohen	Hershey	Petrarca	Vroon
Colafella	Honaman	Petrone	Wambach
Cole	Howlett	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker

NAYS—0

NOT VOTING—3

Hutchinson	Letterman	Pratt
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

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

The SPEAKER. Why does the gentleman from Schuylkill, Mr. Lucyk, rise in place?

Mr. LUCYK. Mr. Speaker, several members have requested that their names be added to HR 175. I would request that that be made available so that their names may be added.

The SPEAKER. HR 175 will also rest on the amendment clerk's desk. Those of you who wish to sign that may do so during the lunch break.

\* \* \*

Mr. MARKOSEK called up **HR 184, PN 2407**, entitled:

Memorializing the Governor to recognize individuals who receive Carnegie Medals.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—4

Letterman	Pratt	Preston	Sweet
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EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

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

\* \* \*

Mr. SAURMAN called up **HR 190, PN 2470**, entitled:

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

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—188

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

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

NAYS—0

NOT VOTING—9

Cohen	Letterman	Lucyk	Roebuck
Daley	Levin	Pratt	Wiggins
Evans			

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

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

\* \* \*

Mr. LEVIN called up **HR 198, PN 2512**, entitled:

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

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—188

Acosta	Dombrowski	Levdansky	Roebuck
Afflerbach	Donatucci	Levin	Rudy
Angstadt	Dorr	Linton	Ryan
Argall	Duffy	Livengood	Rybak
Baldwin	Durham	Lloyd	Saloom
Barber	Evans	Lucyk	Saurman
Barley	Fargo	McCall	Schuler
Battisto	Fattah	McClatchy	Semmel
Belardi	Fee	McHale	Serafini
Belfanti	Fischer	McVerry	Seventy



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

NAYS—0

NOT VOTING—3

Arty	Cohen	Gannon	Micozzie
Blaum	Freind	Letterman	Pratt
Civera			

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

The question was determined in the affirmative, and the resolution was adopted.

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

**BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 204, PN 2403**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, raising the income ceiling for senior citizens.

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

The SPEAKER. On the Senate amendment, the Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

This bill was amended in the Senate, and the Senate raised the income limitation. I think we should concur with the Senate. The senior citizens of Pennsylvania need this bill very desperately in that a lot of them cannot take advantage of it.

I would urge concurrence.

The SPEAKER. On the question, shall the House concur in the amendment inserted by the Senate to HB 204, the gentleman, Mr. George, suggests the vote be in the affirmative.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—191

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

NAYS—0

NOT VOTING—6

Daley	Levin	Preston	Roebuck
Letterman	Pratt		

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 597, PN 2502**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of November 1, 1971 (P. L. 495, No. 113), entitled "An act providing for the compensation of county officers in counties of the second through eighth classes, for the disposition of fees, for filing of bonds in certain cases and for duties of certain officers," increasing the salary of county officers holding two or more offices.

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

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

Mr. **SWEET**. Thank you, Mr. Speaker.

The Senate made a minor change in this bill. They included sheriffs who also serve as wardens. A number of our smaller counties in Pennsylvania assign the duty of being warden of the county prison to the sheriff. The Senate provision would allow—it is a "may" provision—it would allow the county commissioners of those counties to give that sheriff-warden an additional \$2,000 in compensation.

I agree with the Senate amendment, and I would ask that we concur.

The **SPEAKER**. On the question, shall the House concur in the Senate amendment, the gentleman, Mr. Sweet, suggests the vote be in the affirmative.

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

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

YEAS—190

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

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

NAYS—1

Lloyd

NOT VOTING—6

Hutchinson	Miller	Truman	Wiggins
Letterman	Pratt		

EXCUSED—6

Cimini	Haluska	Scheetz	Yandrisevits
Dietz	Richardson		

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

Ordered, That the clerk inform the Senate accordingly.

LEAVE OF ABSENCE

The **SPEAKER**. Without objection, the gentleman from Centre, Mr. **LETTERMAN**, requests leave of absence for the remainder of the day. The Chair hears no objection, and the leave is granted.

BILLS ON CONCURRENCE IN  
SENATE AMENDMENTS CONTINUED

The clerk of the Senate, being introduced, returned the following **HB 1207, PN 2459**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of July 3, 1985 (P. L. 139, No. 40), entitled "An act authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to the Corps of Engineers of the United States Army a tract of land situate in Fairview Township, York County, Pennsylvania," further providing for the description of the tract of land.

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

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Mowery, on the question.

Mr. MOWERY. Thank you, Mr. Speaker.

The Senate added some technical changes on the boundary lines to make them more correct, and I would ask for concurrence.

The SPEAKER. On the question, shall the House concur in Senate amendments, the gentleman, Mr. Mowery, suggests the vote be in the affirmative.

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

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

YEAS—191

Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Barber	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	Majale	Smith, B.
Bowley	Freeman	Manderino	Smith, L. E.
Bowser	Freind	Manmiller	Snyder, D. W.
Boyes	Fryer	Markosek	Snyder, G. M.
Brandt	Gallagher	Mayermik	Staback
Broujos	Gallen	Merry	Stairs
Bunt	Gamble	Michlovic	Steighner
Burd	Gannon	Micozzie	Stevens
Burns	Geist	Moehlmann	Stewart
Bush	George	Morris	Stuban
Caltagirone	Gladeck	Mowery	Sweet
Cappabianca	Godshall	Mrkoncic	Swift
Carlson	Greenwood	Murphy	Taylor, E. Z.
Carn	Gruitza	Nahill	Taylor, F. E.
Cawley	Gruppo	Noye	Taylor, J.
Cessar	Hagarty	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	Itkin	Piccola	Wass
Cornell	Jackson	Pievsky	Weston
Coslett	Jarolin	Pistella	Wiggins
Cowell	Johnson	Pitts	Wilson
Coy	Josephs	Pott	Wogan
Deluca	Kasunic	Pressmann	Wozniak
DeVerter	Kennedy	Preston	Wright, D. R.
DeWeese	Kenney	Punt	Wright, J. L.
Daley	Kosinski	Raymond	Wright, R. C.
Davies	Kukovich	Reber	
Dawida	Langtry	Reinard	Irvis,
Deal	Lashinger	Rieger	Speaker
Dininni			

NAYS—0

NOT VOTING—5

Acosta	Hutchinson	Miller	Pratt
Baldwin			

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 1363, PN 2461**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of October 10, 1975 (P. L. 383, No. 110), known as the "Physical Therapy Practice Act," further providing for the board, qualifications for licenses and renewal thereof, registration of physical therapy assistants and certification of athletic trainers; providing for a Physical Therapist Assistant Advisory Committee; providing penalties; and making an editorial change.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Philadelphia, Mr. Linton.

Mr. LINTON. Thank you, Mr. Speaker.

Mr. Speaker, the Senate, number one, removed two members from the board, members who were put on by the House. In addition to that, the Senate put in some language for impaired professionals, which is different from language that we had put in in some various other professional licensure bills here in the House.

Also, the Senate created a physical therapy advisory committee, which is different from what we had in fact inserted in the House bill.

Therefore, Mr. Speaker, I would ask to nonconcur with the Senate amendments.

The SPEAKER. On the question, shall the House concur in the Senate amendments, the gentleman, Mr. Linton, suggests the vote be in the negative.

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

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

YEAS—14

Afflerbach	Geist	Moehlmann	Serafini
Boyes	Greenwood	Mowery	Snyder, D. W.
Cessar	Kennedy	Pott	Wilson
Fargo	McVerry		

NAYS—178

Acosta	Deal	Langtry	Rieger
Angstadt	Dininni	Lashinger	Robbins
Argall	Distler	Laughlin	Roebuck
Arty	Dombrowski	Lescovitz	Rudy

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

## NOT VOTING—4

Cordisco	Oliver	Pratt	Sweet
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## EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

Ordered, That the clerk inform the Senate accordingly.

### BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

#### HB 1643, PN 2555 (Amended)

By Rep. OLIVER

An Act amending the act of October 27, 1955 (P. L. 744, No. 222), known as the "Pennsylvania Human Relations Act," further providing for definitions; prohibiting certain discriminatory acts and practices; and providing for the commission, its composition and compensation.

#### STATE GOVERNMENT.

### BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 1643 be lifted from the tabled calendar and placed on the active calendar.

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

### BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 1643 be recommitted for a fiscal note to the Committee on Appropriations.

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

### BUSINESS AND COMMERCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Fayette, Mr. Taylor.

Mr. F. TAYLOR. Thank you, Mr. Speaker.

I would like to announce an immediate meeting of the Business and Commerce Committee at the rear of the House. It will not be too long, so I would like to have every member there, please. Thank you, Mr. Speaker.

### URBAN AFFAIRS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Van Horne.

Mr. VAN HORNE. Mr. Speaker, on the call of the recess, I would like to call a meeting of the Urban Affairs Committee in the rear of the House.

### DEMOCRATIC CAUCUS

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

Mr. ITKIN. Mr. Speaker, at the declaration of the recess, I want to remind all the members on the Democratic side of the aisle there will be an important meeting in the majority caucus room. Everyone attend and be prompt on the declaration of the recess.

### APPROPRIATIONS COMMITTEE MEETING

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, I just want to alert the members of the Appropriations Committee that sometime this afternoon I will be calling a meeting off the floor. Thank you, Mr. Speaker.

**REPUBLICAN CAUCUS**

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

Mr. NOYE. Mr. Speaker, yesterday there was a discussion on HB 1832 in our caucus, and there are some concerns about that. It is my understanding that the intention of the sponsor is to insist that that bill run today.

We will caucus. The Republicans who have an interest in HB 1832 and had some questions, there will be people from the Department of Commerce available at 1 o'clock in our caucus room. The Department of Commerce will be available to those interested in HB 1832.

**REMARKS ON VOTE**

The SPEAKER. For what purpose does the gentleman from Bucks, Mr. Cordisco, rise in place?

Mr. CORDISCO. Mr. Speaker, on concurrence in Senate amendments to HB 1363 I inadvertently was not recorded. I wish to be recorded in the negative.

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

**RECESS**

The SPEAKER. The House will stand in recess until 1:45.

**AFTER RECESS**

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

**BILLS SIGNED BY SPEAKER**

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

**HB 204, PN 2403**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, raising the income ceiling for senior citizens.

**HB 597, PN 2502**

An Act amending the act of November 1, 1971 (P. L. 495, No. 113), entitled "An act providing for the compensation of county officers in counties of the second through eighth classes, for the disposition of fees, for filing of bonds in certain cases and for duties of certain officers," increasing the salary of county officers holding two or more offices.

**HB 1207, PN 2459**

An Act amending the act of July 3, 1985 (P. L. 139, No. 40), entitled "An act authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to the Corps of Engineers of the United States Army a tract of land situate in Fairview Township, York County, Pennsylvania," further providing for the description of the tract of land.

**BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED**

**HB 1168, PN 1374** By Rep. F. TAYLOR  
An Act regulating smokeless tobacco products.

**BUSINESS AND COMMERCE.**

**HB 1232, PN 2558** (Amended)

By Rep. MORRIS

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for the family farm corporation exemption from capital stock tax.

**AGRICULTURE AND RURAL AFFAIRS.**

**HB 1888, PN 2487**

By Rep. MORRIS

An Act amending the act of September 20, 1961 (P. L. 1541, No. 657), known as the "Pennsylvania Agricultural Commodities Marketing Act of 1968," changing the name of advisory boards to commodity marketing boards; further providing for powers and duties of said boards; and further providing for powers and duties of the Secretary of Agriculture.

**AGRICULTURE AND RURAL AFFAIRS.****CALENDAR CONTINUED****BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1646, PN 2340**, entitled:

An Act amending the act of December 27, 1974 (P. L. 995, No. 326), known as the "Veterinary Medicine Practice Act," further regulating veterinary medicine practice.

On the question,

Will the House agree to the bill on third consideration?

Mr. LLOYD offered the following amendments No. A3831:

Amend Sec. 1 (Sec. 3), page 4, lines 2 through 15, by striking out all of said lines and inserting

(12) "Veterinary establishment" means any building or portion of a building, any mobile unit or mobile clinic and any animal hospital which is regularly used for the practice of veterinary medicine and which may include facilities for the ongoing confinement, treatment, or boarding of animals or for the overnight or short-term confinement, treatment, or boarding of animals.

Amend Sec. 1 (Sec. 4), page 4, line 28, by inserting after "of" the members elected to

Amend Sec. 1 (Sec. 4), page 4, line 30, by inserting after "of" where it appears the second time the members elected to

Amend Sec. 1 (Sec. 4), page 5, line 6, by inserting after "of" where it appears the second time the members elected to

Amend Sec. 1 (Sec. 4), page 5, lines 13 and 14, by striking out "whose terms expire on the third Tuesday in January 1987" and inserting

serving on the effective date of this act

Amend Sec. 1 (Sec. 5), page 6, lines 7 and 8, by striking out "animal hospitals and"

Amend Sec. 1 (Sec. 5), page 6, line 22, by striking out "animal hospitals and"

Amend Sec. 1 (Sec. 5), page 6, line 29, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 9), page 8, line 13, by striking out "an ANIMAL Hospital or" and inserting

a

Amend Sec. 1 (Sec. 9), page 9, lines 11 and 12, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 9), page 9, line 15, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 9), page 9, line 20, by striking out "animal hospitals and"

Amend Sec. 1 (Sec. 9), page 9, line 24, by striking out "ANIMAL HOSPITAL OR"

Amend Sec. 1 (Sec. 9), page 10, lines 2 and 3, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 19), page 15, line 5, by inserting after "of"

more than

Amend Sec. 1 (Sec. 19), page 15, line 5, by striking out "or more"

Amend Sec. 1 (Sec. 21), page 15, line 29, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 21), page 16, lines 6 and 7, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 21), page 16, line 19, by inserting brackets before and after "business establishment"

Amend Sec. 1 (Sec. 21), page 16, line 19, by striking out "animal hospital, or"

Amend Sec. 1 (Sec. 21), page 16, line 22, by inserting brackets before and after "business premises"

Amend Sec. 1 (Sec. 21), page 16, lines 22 and 23, by striking out "animal hospital or"

Amend Sec. 1 (Sec. 21), page 17, line 3, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 21), page 17, lines 8 and 9, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 24), page 19, line 16, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 24), page 19, line 18, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 24), page 20, line 4, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 26), page 20, line 29, by striking out "and" and inserting

or

Amend Sec. 1 (Sec. 27), page 22, line 6, by inserting brackets before and after "animal hospitals or"

Amend Sec. 1 (Sec. 27), page 22, line 21, by striking out "in" and inserting

into

Amend Sec. 1 (Sec. 28), page 23, line 4, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 28), page 23, lines 22 and 23, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 31), page 24, line 4, by striking out "an Animal Hospital or"

Amend Sec. 1 (Sec. 31), page 24, line 7, by striking out "an animal hospital or"

Amend Sec. 1 (Sec. 31), page 24, line 10, by striking out "an animal hospital or"

Amend Bill, page 26, lines 26 through 30; page 27, lines 1 through 18, by striking out all of said lines on said pages and inserting

Section 2. Members of the Pennsylvania State Board of Veterinary Medical Examiners on the effective date of this act shall serve until their successors are appointed and qualified but no longer than six months after the third Tuesday in January 1987.

Section 3. A person who, on the effective date of this act, holds a valid license or registration issued by the Pennsylvania State Board of Veterinary Medical Examiners shall be deemed to be licensed or certified under this act.

Section 4. Regulations and fees of the Pennsylvania State Board of Veterinary Medical Examiners in effect on the effective date of this act shall remain in effect until amended by the board. The board shall immediately initiate the amendment or deletion of regulations which are inconsistent with the provisions of this act.

Section 5. This act, with respect to the Pennsylvania State Board of Veterinary Medical Examiners, constitutes the legislation required to reestablish an agency under the act of December 22, 1981 (P.L.508, No.142), known as the Sunset Act.

Amend Sec. 3, page 27, line 20, by striking out "3" and inserting

6

Amend Sec. 4, page 27, line 27, by striking out "4" and inserting

7

On the question,

Will the House agree to the amendments?

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, what this amendment does is several things, really. First, it combines the definitions of "veterinary establishment" and "animal hospital" into one - "veterinary establishment." Secondly, it makes some technical corrections to make clear when the board members' terms will in fact end - something which is a little unclear under the bill at the present time. Although the amendment is long, really virtually all of the amendment is designed to consolidate those definitions.

This amendment was requested by the Veterinary Medical Board and also by the Pennsylvania Veterinary Medical Association. For those reasons I would ask for support of the amendment.

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

Mr. MORRIS. Mr. Speaker, I feel that this has my approval, the approval of the Agriculture Committee, and the agricultural community in general.

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

Mr. KOSINSKI. Mr. Speaker, will the gentleman stand for interrogation?

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

Mr. KOSINSKI. Thank you, Mr. Speaker.

Mr. Speaker, would your amendment affect in any way SPCA's (Society for the Prevention of Cruelty to Animals)? Would they, too, have to be licensed under your amendment?

Mr. LLOYD. SPCA's are not to be licensed under this bill at all. There is some question or ambiguity. Representative Fargo has a subsequent amendment which will make that crystal clear, but this particular amendment will not require licensing of any SPCA facility which would not already be covered by the bill in its present language.

Mr. KOSINSKI. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—187

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

NAYS—0

NOT VOTING—9

Freeman	Petrarca	Pratt	Trello
Laughlin	Petrone	Roebuck	Veon
Levin			

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question,

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

Mr. DORR offered the following amendments No. A4214:

Amend Sec. 1 (Sec. 5), page 7, line 11, by inserting after "herein,"

and to further require as a condition precedent to biennial registration, compliance with regulations promulgated by the board with regard to clean and sanitary premises,

Amend Sec. 1 (Sec. 24), page 19, line 7, by inserting after "Etc.—"

(a)

Amend Sec. 1 (Sec. 24), page 20, by inserting between lines 8 and 9

(b) When the board finds any licensed veterinarian guilty of violating section 21(8) and (9), the board may order that said business premises shall be closed and not be used for the practice of veterinary medicine until such time as said premises have passed a reinspection by the board or its agents. The board may, within its discretion, reissue a license to practice veterinary medicine which has been suspended for failure to keep the premises in a clean and sanitary condition, upon successful reinspection of said premises.

Amend Sec. 2 (Sec. 27), page 22, line 8, by inserting after "operation"

, pursuant to section 21(8) and (9)

Amend Sec. 2 (Sec. 27), page 22, line 11, by inserting after "violations"

of this act, including, but not limited to, violations of section 21(8) and (9)

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 is intended to allow the Board of Veterinary Medicine to affect the license of a veterinarian when it finds that facilities operated by the veterinarian are not being operated in a sanitary manner and in a manner which promotes the health and well-being of the animals.

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, A4214 simply adds to the bill and does not take away anything which is currently there. For that reason I will support the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—4

Barber	Petrarca	Pratt	Truman
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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. DORR offered the following amendments No. A4187:

Amend Sec. 1 (Sec. 3), page 2, line 10, by striking out "an animal hospital or veterinary establishment" and inserting a mobile clinic

Amend Sec. 1 (Sec. 3), page 4, lines 2 through 15, by striking out all of said lines and inserting

(12) "Mobile clinic" means a motor vehicle designed or adapted for use as a mobile office from which the practice of veterinary medicine is regularly conducted and which vehicle includes special medical or surgical facilities. Mobile clinic veterinary practice shall operate from a permanent building or a portion of a building which shall provide a published address and telephone number for responding to emergencies. The term shall not include a motor vehicle equipped with a truck camper.

Amend Sec. 1 (Sec. 5), page 6, lines 7 and 8, by striking out "animal hospitals and veterinary establishments" and inserting mobile clinics

Amend Sec. 1 (Sec. 5), page 6, line 22, by striking out "animal hospitals and veterinary establishments" and inserting

mobile clinics

Amend Sec. 1 (Sec. 5), page 6, lines 29 and 30, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 9), page 8, lines 13 and 14, by striking out "an ANIMAL Hospital or Veterinary Establishment" and inserting

a Mobile Clinic

Amend Sec. 1 (Sec. 9), page 9, lines 11 and 12, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 9), page 9, line 13, by inserting after "registration"

to operate such clinics

Amend Sec. 1 (Sec. 9), page 9, lines 15 and 16, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 9), page 9, lines 20 and 21, by striking out "animal hospitals and veterinary establishments" and inserting

mobile clinics

Amend Sec. 1 (Sec. 9), page 9, line 24, by striking out "OF EACH ANIMAL HOSPITAL OR VETERINARY ESTABLISHMENT"

Amend Sec. 1 (Sec. 9), page 10, lines 2 and 3, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 21), page 15, line 29, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 21), page 16, lines 6 and 7, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 21), page 16, lines 19 and 20, by striking out "an animal hospital, or veterinary establishment" and inserting

or mobile clinic

Amend Sec. 1 (Sec. 21), page 16, lines 22 and 23, by striking out "an animal hospital or veterinary establishment" and inserting

or mobile clinic

Amend Sec. 1 (Sec. 21), page 17, lines 3 and 4, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 21), page 17, lines 8 and 9, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 24), page 19, line 16, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 24), page 19, line 18, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 24), page 20, lines 4 and 5, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 27), page 22, lines 6 and 7, by inserting brackets before and after "animal hospitals or veterinary establishments" and inserting immediately thereafter

mobile clinics

Amend Sec. 1 (Sec. 28), page 23, lines 4 and 5, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 28), page 23, lines 22 and 23, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic



Amend Sec. 1 (Sec. 31), page 24, lines 4 and 5, by striking out "an Animal Hospital or a Veterinary Establishment" and inserting

a Mobile Clinic

Amend Sec. 1 (Sec. 31), page 24, lines 7 and 8, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

Amend Sec. 1 (Sec. 31), page 24, line 10, by striking out "an animal hospital or a veterinary establishment" and inserting

a mobile clinic

On the question,

Will the House agree to the amendments?

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

Mr. DORR. Mr. Speaker, as the bill currently stands, this legislation in effect expands the licensing of veterinary medicine operations in Pennsylvania. Mr. Speaker, I feel that this is actually contrary to the direction in which sunset legislation is intended to go. There may well be problems with the conditions of certain limited veterinary establishments, and I believe that we have adequately taken care of those problems in the prior amendment. Now the board, with that prior amendment, will be able, in effect, to withdraw the license or suspend the license of a veterinarian if it finds that his facilities are not being operated appropriately.

I believe that to require an additional license on the part of every veterinarian operating a veterinary hospital or an animal clinic in Pennsylvania is surely overkill on this very limited problem. The only evidence, to my knowledge—and I have not been deeply participating in this process—but the only evidence, to my knowledge, of problems in this area comes with a very limited number of veterinarians and with a so-called operation of a mobile clinic. Therefore, Mr. Speaker, I am requesting in this amendment that we strike out the provisions in the bill that would require an additional license on the part of every veterinarian operating a facility in Pennsylvania and go with the provision of the last amendment plus what is in this amendment, which would enable the board to license mobile clinics. In other words, Mr. Speaker, let us get to the problems that have been shown to us rather than overkilling by affecting every legitimate veterinarian in our districts. Thank you, Mr. Speaker.

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, I oppose the amendment. We have discussed this question of licensing of veterinary establishments at great length among the interested members of the Agriculture Committee as well as with the State Board of Veterinary Medical Examiners and with the people representing the Pennsylvania Veterinary Medical Association. All of those organizations have stressed to us that they do not want exemptions, that they believe that that would be discriminatory and that any differential with regard to the fee that somebody ought to pay for a license is something which can be handled by regulation.

I have a letter signed by Dr. S. W. Ostrich, a veterinarian who is the president of the Pennsylvania Veterinary Medical

Association, in which he opposed a prior draft of this bill because it exempted certain kinds of veterinary establishments which he said were the ones most in need of regulation. Those were the small ones which Mr. Dorr's amendment would also exempt.

In addition to that, I have two letters from Dr. Yingling, who is the chairman of the State Board of Veterinary Medical Examiners, in which he indicates that the board opposes any kind of exemptions and indicates that it is important that the board have the authority to address all veterinary establishments to assure that all of those establishments are being operated with minimum standards.

Now, Mr. Dorr's amendment would allow us to deal with the mobile clinic problem, but there is a significant loophole in the Dorr amendment, as I read it, and that is that any mobile clinic which is owned by somebody other than a veterinarian, there really would not be adequate ability to enforce the law. What Mr. Dorr is suggesting that we do is to say to a veterinarian when he wants to get his license renewed, we are going to hold you accountable for the way you keep your facility. But if that veterinarian does not own that mobile clinic, then there is no leverage over that man or woman and you will not be able to take away his or her license.

So it seems to me that Mr. Dorr's amendment not only creates discrimination - discrimination opposed by the Veterinary Medical Association, the people who would have to pay these fees - but also has a tremendous loophole which will result in discrimination in favor of some mobile clinic owners and against others. For all of those reasons I think we ought to vote "no" on the Dorr amendment.

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

Mr. STAIRS. Thank you, Mr. Speaker.

I rise to oppose this amendment. On the surface it appears it has a sound reasoning, but I think if we look into it more closely, we will see this is a loophole for veterinarians not to follow the rules of the Veterinary Board and their profession. There is a way of getting around it by having a mobile office and not following the rules that they have to have in a permanent building. I would agree with Representative Lloyd, and having experience and knowing many veterinarians in this particular area, I would strongly urge my colleagues to vote against this amendment. Thank you, Mr. Speaker.

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

Mr. MORRIS. Thank you, Mr. Speaker.

In spite of the very high regard in which I hold my colleague, Mr. Dorr, I must oppose this amendment also.

The SPEAKER. The Chair recognizes the gentleman from Mercer, Mr. Fargo, on the amendment.

Mr. FARGO. Thank you, Mr. Speaker.

I would also respectfully ask that we oppose this amendment by Representative Dorr. I originally was very concerned about the fact that the bill, as it originally was presented to the Agriculture Committee, did what Representative Dorr is showing a concern for, and that is that the individual who has

a practice of his own and is in a small practice is actually going to end up being required to have two different licensing fees - one for himself and one for the establishment. I later found out then that actually that is exactly what the members of the Pennsylvania Veterinary Medical Association would like to have. They are asking that they have the necessary means for self-regulation, and I do believe that the loophole that this amendment presents would effectively eliminate that which they are asking for in their own profession.

I would respectfully request that we do defeat this amendment. Thank you.

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

Mr. KOSINSKI. Thank you, Mr. Speaker.

I rise in favor of the Dorr amendment. I think there is a hidden issue here that may come back to haunt every person who does not vote for this amendment.

If your local SPCA runs an animal hospital and has to be regulated under this provision, the regulation by veterinarians, because of the SPCA providing a low-cost service, there may be a little bit of a conflict there forcing these animal hospitals run by the SPCA to close. Mr. Dorr's amendment would take out the animal hospital language, and for that reason I stand and ask you to vote for the Dorr amendment. Thank you, Mr. Speaker.

The SPEAKER. On the Dorr amendment, the Chair recognizes the gentleman from Somerset, Mr. Lloyd, for the second time.

Mr. LLOYD. Mr. Speaker, with regard to the point which the gentleman, Mr. Kosinski, made, there is nothing in this amendment or in this bill which addresses the closing of anything. What there is is a requirement for licensing of veterinary establishments. That is all. Those which maintain clean facilities will have no problem.

Now, I just got off the phone once again with the chairman of the Veterinary Medical Board, and he once again has asserted that we cannot and ought not be exempting everything but mobile clinics. He has pointed out that board inspectors have discovered unsanitary conditions in some animal hospitals, and under the Dorr amendment, if those hospitals are owned by anybody other than veterinarians, it would be impossible for the Veterinary Board to do anything about it. It seems to me that that is a step in the wrong direction and that we ought to vote "no."

The SPEAKER. For the second time on the amendment, the Chair recognizes the gentleman from York, Mr. Dorr.

Mr. DORR. Mr. Speaker, the problem with the gentleman, Mr. Lloyd's position is that it is incorrect. The board, under the amendment we just adopted, would have the power to deny that veterinarian his license to practice in that facility, to close that facility down, and to allow it not to be reopened unless there is a reinspection of the facility and a licensed veterinarian practicing there. So that position is incorrect, Mr. Speaker.

It does not surprise me at all, Mr. Speaker, that the State Veterinary Board wants additional licensing power. Practi-

cally every board over there wants additional licensing power. That, in my opinion, is not what this General Assembly is about, especially in the sunset process. Here we have a sunset process designed to do away with licensing that is unnecessary, and in the process, the overreaching licensing boards over there are attempting to get additional licensing power.

Mr. Speaker, if the members want to add the responsibility on their veterinarians at home to get a new and additional license every couple of years, then I guess they can vote against this amendment. If they want to prevent their veterinarians from having to do that and yet preserve the right of the board to deal with unsanitary conditions, then they should vote for the amendment. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—68

Acosta	Cornell	Josephs	Ryan
Argall	DeVerter	Kosinski	Saurman
Arty	Dawida	Manderino	Sirianni
Barley	Dininni	Manmiller	Smith, B.
Battisto	Dorr	Micozzie	Smith, L. E.
Belfanti	Fischer	Moehlmann	Snyder, D. W.
Bunt	Flick	Mowery	Snyder, G. M.
Bush	Foster, Jr., A.	Nahill	Taylor, E. Z.
Caltagirone	Freind	Noye	Taylor, J.
Carlson	Gallen	O'Brien	Tigue
Carn	Gannon	O'Donnell	Trello
Cawley	Geist	Phillips	Vroon
Cessar	Gladeck	Piccola	Wass
Chadwick	Hagarty	Pitts	Wogan
Civera	Hayes	Raymond	Wright, D. R.
Cole	Hershey	Reber	Wright, J. L.
Cordisco	Johnson	Reinard	Wright, R. C.

NAYS—125

Afflerbach	Donatucci	Lescovitz	Rieger
Angstadt	Duffy	Levdansky	Robbins
Baldwin	Durham	Levin	Roebuck
Barber	Evans	Linton	Rudy
Belardi	Fargo	Livengood	Rybak
Birmelin	Fee	Lloyd	Saloom
Black	Fox	Lucyk	Semmel
Blaum	Freeman	McCall	Serafini
Book	Fryer	McClatchy	Seventy
Bortner	Gallagher	McHale	Showers
Bowley	Gamble	McVerry	Staback
Bowser	George	Mackowski	Stairs
Boyes	Godshall	Maiale	Steighner
Brandt	Greenwood	Markosek	Stevens
Broujos	Gruitza	Mayernik	Stewart
Burd	Gruppo	Merry	Stuban
Burns	Harper	Michlovic	Sweet
Cappabianca	Hasay	Miller	Swift
Clark	Herman	Morris	Taylor, F. E.
Clymer	Honaman	Mronic	Telek
Cohen	Howlett	Murphy	Truman
Colafella	Hutchinson	Olasz	Van Horne
Coslett	Itkin	Oliver	Veon
Cowell	Jackson	Perzel	Wambach
Coy	Jarolin	Petrarca	Weston
Deluca	Kasunic	Petrone	Wiggins
DeWeese	Kennedy	Pievsky	Wilson
Daley	Kenny	Pistella	Wozniak
Davies	Kukovich	Pott	
Deal	Langtry	Pressmann	Irvis,
Distler	Lashingner	Preston	Speaker
Dombrowski	Laughlin	Punt	

NOT VOTING—3

Fattah	Pratt	Schuler	
		EXCUSED—7	
Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

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

Mr. FARGO offered the following amendment No. A3977:

Amend Sec. 1 (Sec. 9), page 9, line 27, by inserting after "SKILL."

The provisions of this subsection shall not apply to farms, kennels or racetracks.

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Mercer, Mr. Fargo.

Mr. FARGO. Thank you, Mr. Speaker.

This amendment is a short amendment which really attempts to take care of some of the concerns that are shown by Representative Dorr in his proposed amendment, but it is to restrict the description of "veterinary establishment" to make certain that it does not reach out and apply to some things that we do not want to be included. This amendment merely says that this will not apply to farms, kennels, or racetracks, which really should not be considered in this particular bill.

I would ask that we receive support for this amendment.

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

Mr. LLOYD. Mr. Speaker, I agree to the amendment. There was never any intention to cover these kinds of facilities, and these are facilities which are providing services directly to the person who owns that particular farm or kennel or hospital and are not open to the general public. The kennels are regulated by the Department of Agriculture, so there is no need for double regulation, and we ought to pass the amendment.

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

Mr. DORR. Mr. Speaker, would the gentleman, Mr. Fargo, respond to one question, please?

The SPEAKER. The gentleman, Mr. Fargo, indicates he will stand for interrogation. You may proceed, Mr. Dorr.

Mr. DORR. Thank you, Mr. Speaker.

Mr. Speaker, would the gentleman indicate whether he intends to include in the language that references "farms" situations or establishments where racehorses are bred and raised?

Mr. FARGO. No; this is an attempt to definitely exclude that situation.

Mr. DORR. That is my question. You are including horse-race breeding farms in the exclusion?

Mr. FARGO. That is correct.

Mr. DORR. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—189

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

NAYS—1

Stairs

NOT VOTING—6

Hutchinson	Levin	Pratt	Sirianni
Kennedy	Pistella		

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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 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 Philadelphia, Mr. Linton.

Mr. LINTON. Thank you, Mr. Speaker.

I was wondering if the gentleman, Mr. Lloyd, would stand for a brief period of interrogation?

The SPEAKER. The gentleman, Mr. Lloyd, indicates he will stand for interrogation. You are in order, and you may proceed, sir.

Mr. LINTON. Thank you.

Mr. Speaker, I am concerned about the nonprofit veterinary operations, such as the SPCA. My concern is, does this bill in fact make it difficult or prohibit them from providing services such as they have been in the past for animals in the primary nonprofit agencies that work with animals, such as the SPCA? Does this bill in any way impact upon them?

Mr. LLOYD. Mr. Speaker, I think Mr. Fargo's amendment clearly indicates the answer to that is "no." Until Mr. Kosinski mentioned it on the floor of the House, I did not even have any idea that anybody had a problem with that. Certainly if the SPCA's feel that they want further clarifying language and they want to have an amendment offered in the Senate, I would support that, because this bill was never intended to apply to kennels at all. I think that the way we have written the definition of "veterinary establishment" in the amendment which I offered, I do not think it would, but I think Mr. Fargo's amendment nails that argument down completely.

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

No further questions, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

YEAS—193

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

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

NAYS—1

Dorr

NOT VOTING—2

Pistella

Pratt

EXCUSED—7

Cimini

Haluska

Richardson

Yandrisevits

Dietz

Letterman

Scheetz

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 1832, PN 2375**, entitled:

An Act providing for tax-exempt bonds; and imposing powers and duties on the Secretary of Commerce.

On the question,

Will the House agree to the bill on third consideration?

Mr. SWEET offered the following amendments No. A4209:

Amend Sec. 2, page 1, line 15, by inserting after "jobs" or preserve jobs

Amend Sec. 4, page 3, line 17, by inserting after "job" or preserve one full-time job

Amend Sec. 4, page 3, line 25, by striking out all of said line

Amend Sec. 4, page 3, line 28, by striking out "6(3)" and inserting

7(3)

Amend Sec. 4, page 4, line 2, by removing the period after "initiative)" and inserting , or within communities which have been designated as Federal disaster relief areas, for the entire period of such Federal designation, provided that such projects are reasonably related to the replacement, reconstruction or rehabilitation of facilities or equipment destroyed or damaged by natural disaster. The secretary shall consider the economic distress of the area when deciding on a waiver.

Amend Bill, page 6, by inserting between lines 25 and 26 Section 6. Federal law change.

In the event that Federal law regulating tax-exempt bonds is changed, and that such change would, in the opinion of the secretary, conflict with this act in such a way as to impair the ability of the Commonwealth to use tax-exempt bonds to their maximum benefit, the secretary shall have the power to promulgate regulations which become effective when the Federal law takes effect and which shall enable the Commonwealth to utilize tax-exempt bonds to their maximum benefit, and which shall, to the largest extent possible, carry out the purposes set forth in this act.

Amend Sec. 6, page 6, line 26, by striking out "6" and inserting

7

Amend Sec. 6, page 7, line 3, by inserting after "5."

The notice under this paragraph shall include a justification of the allocation and the numbers used in the formula applicable to the allocation of the agency or authority.

Amend Sec. 6, page 7, line 8, by striking out "and disapproved" and inserting

, disapproved and pending

Amend Sec. 7, page 7, line 26, by striking out "7" and inserting

8

Amend Sec. 7, page 7, line 29, by striking out "6(2)" and inserting

7(2)

On the question,

Will the House agree to the amendments?

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

Mr. SWEET. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is largely technical in nature. It results from some conversations that I have had in the last 2 days with representatives of the Department of Commerce. It will provide some additional flexibility for that department in managing this program. It will also provide a bit of flexibility and the ability to more immediately deal with changes in Federal tax law if in fact the various tax reform proposals that are before the United States Congress are enacted next year.

I would ask for an affirmative vote on this amendment, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—192

Acosta	Deal	Langtry	Rieger
Afflerbach	Dininni	Lashinger	Robbins
Angstadt	Distler	Laughlin	Roebuck
Argall	Dombrowski	Lescovitz	Rudy
Arty	Donatucci	Levdansky	Ryan
Baldwin	Dorr	Levin	Rybak
Barber	Duffy	Linton	Saloom
Barley	Durham	Livengood	Saurman

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

NAYS—0

NOT VOTING—4

Nahill	Pistella	Pratt	Sirianni
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question,

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

Mr. D. R. WRIGHT offered the following amendments No. A4008:

Amend Sec. 2, page 2, by inserting between lines 7 and 8

(5) Prepare the necessary personnel, through a program of educational financial assistance to postsecondary students, their families and others providing educational opportunities to students and their families, to assume the manpower and administrative leadership roles required to carry out the objectives of paragraphs (1) through (4).

Amend Sec. 5, page 5, line 29, by striking out "The" and inserting

Notwithstanding section 4(3) of the act of August 7, 1963 (P.L.549, No.290), referred to as the Pennsylvania Higher Education Assistance Agency Act, the

Amend Sec. 5, page 6, by inserting between lines 17 and 18 Requests submitted under subsection (a)(2)(iv) after February 1 of each year and unfunded requests under subsection (a)(2)(iv) shall be funded through the contingency reserve, in addition to being funded under subsection (c).

Amend Sec. 5, page 6, line 25, by removing the period after "2" and inserting , and the failure to comply with deadlines established in this section shall not render an applicant ineligible for funds in the final allocation process. Requests submitted under subsection (a)(2)(iv) after February 1 of each year and unfunded requests under subsection (a)(2)(iv) shall be funded under this subsection, in addition to being funded under subsection (b)(1)(ii).

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

The SPEAKER. On the Wright amendment, the Chair recognizes the gentleman from Clarion, Mr. Wright.

Mr. D. R. WRIGHT. Mr. Speaker, this is an agreed-to amendment. It simply adds to the section on "Purpose" the possibility of providing necessary personnel to assume the manpower and administrative leadership roles required to carry out items (1) through (4) in the bill. The amendment also sets forth in the reallocation subsection language which will permit the Secretary of Commerce to use a portion of the 20-percent reallocation for new or unfinished projects justified by PHEAA (Pennsylvania Higher Education Assistance Agency) by July 1 of each year.

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

The following roll call was recorded:

YEAS—193

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

Cohen	Hershey	Petrarca	Wambach
Colafella	Honaman	Petrone	Wass
Cole	Howlett	Phillips	Weston
Cordisco	Hutchinson	Piccola	Wiggins
Cornell	Itkin	Pievsky	Wilson
Coslett	Jackson	Pistella	Wogan
Cowell	Jarolin	Pitts	Wozniak
Coy	Johnson	Pott	Wright, D. R.
Deluca	Josephs	Pressmann	Wright, J. L.
DeVerter	Kasunic	Punt	Wright, R. C.
DeWeese	Kennedy	Raymond	
Daley	Kenney	Reber	Irvis,
Davies	Kosinski	Reinard	Speaker
Dawida	Kukovich	Rieger	

NAYS—0

NOT VOTING—3

Levdansky	Pratt	Preston
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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. GRUITZA offered the following amendments No. A3951:

Amend Sec. 4, page 3, lines 6 through 8, by striking out all of lines 6 and 7 and "(ii)" in line 8 and inserting

(i)

Amend Sec. 4, page 3, line 12, by striking out "(iii)" and inserting

(ii)

Amend Sec. 4, page 3, line 16, by striking out "(iv)" and inserting

(iii)

Amend Sec. 4, page 3, line 18, by striking out "(v)" and inserting

(iv)

Amend Sec. 4, page 3, line 20, by striking out "(vi)" and inserting

(v)

Amend Sec. 4, page 3, line 25, by striking out "(vii)" and inserting

(vi)

Amend Sec. 4, page 3, line 27, by striking out "(v)" and inserting

(iv)

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

The SPEAKER. On that question, the Chair recognizes the gentleman from Mercer, Mr. Gruitza.

Mr. GRUITZA. Thank you, Mr. Speaker.

Mr. Speaker, what this amendment will do is take out the language in the legislation excluding retailing establishments from participating in this program. It is my opinion that by limiting and excluding the retail community from this program, we are making a big mistake. In many of our areas we do not have manufacturers tripping over themselves to locate in our areas. Why should we exclude something like a

retail establishment that is providing some jobs for our unemployed, helping out. So I want to strongly recommend the passage of this amendment so that rather than limit, we can let our local officials use their discretion, and where there is a good retail project, go with it and create some jobs.

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

Mr. SWEET. Thank you, Mr. Speaker.

Mr. Speaker, I oppose this amendment. There are a number of reasons why, in dealing with what is going to be a smaller and smaller pie from the Federal Treasury, we ought to exclude retail projects.

Number one, the administration in the Department of Commerce has suggested to me that it is a wise thing to exclude purely retail jobs. They did that in the proclamation that was issued for the last 2 years, and I have agreed with that. Jobs created in the retail sector of our economy do not generate as much additional job potential as jobs created in other sectors of the economy. I do not want to belabor the point. I have a thick raft of studies here that show that. It is really the conventional wisdom in the economics field and in the economic development field that it is better to use limited resources to generate manufacturing and other jobs which help spin off retail jobs and service industry jobs.

Let me make two other points. The fact that retail-type employment has been included in the IDA (Industrial Development Authority) program and has been eligible for tax-exempt financing is one of the reasons that this whole program has been in jeopardy in Washington, D.C. There has been quasi-scandal after quasi-scandal about McDonald's franchises, bowling alleys, and a whole host of other retail-type establishments. Congress, because of that, has almost completely eliminated this program. Remember, Mr. Speaker, we are dealing with a smaller amount of money here, a smaller amount of lending authority. There is no longer a free lunch in this program. I would ask that we not, *carte blanche*, open it back up after a 2-year period to allow the funding of strictly retail projects.

Let me make one other point, Mr. Speaker. The bill does provide that in enterprise zones and in zones defined as "distressed" by the Department of Commerce, which I believe include areas within the gentleman's district who is offering the amendment, those kinds of areas would be permitted to generate retail jobs under this program. It is believed that in enterprise zones and in other urban areas where great economic distress is present, some retail-type employment is necessary. That has been exactly the window that the Governor's proclamation permitted over the last 2 years and that is the window that we have included in this bill.

So, Mr. Speaker, I would ask that the amendment be defeated. It will only use up a tremendous amount of this sorely needed resource which we need to establish long-term, permanent, decent full-time employment in our counties in Pennsylvania, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, may I interrogate the gentleman, Mr. Sweet?

The SPEAKER. Mr. Sweet indicates he will stand for interrogation. You are in order, and you may proceed.

Mr. RYAN. Mr. Speaker, is it my understanding that the bill as it is now in its present form essentially follows the existing law as tempered by the Governor's proclamation of the past several years?

Mr. SWEET. That is correct, Mr. Speaker.

Mr. RYAN. Over these past several years have retail establishments been eligible for IDA loans if they were located in enterprise zones?

Mr. SWEET. In enterprise zones, Mr. Speaker; that is correct, and only in enterprise zones.

Mr. RYAN. And the difference, if I understand it, is that Mr. Gruitza's amendment would allow the use of IDA funds for retail establishments wherever they are located.

Mr. SWEET. That is right, Mr. Speaker. Mr. Gruitza's amendment would return us to the practice prior to Congress also severely limiting the amount of lending authority that we had in Pennsylvania. The wisdom of the Governor's proclamation of this bill is that in an era of scarcer resources, of a smaller pie, of much less IDA lending authority than we had previously, something has to be cut out, and it was the wisdom of the administration and also of this bill that retail projects throughout the Commonwealth were an unwise use of this limited resource.

Mr. RYAN. Now, you mentioned, Mr. Speaker, that the Federal Government had already restricted this?

Mr. SWEET. Yes, Mr. Speaker. Several years ago the Federal legislation severely limited the amount of money - the amount of actual lending authority - that Pennsylvania would have.

Mr. RYAN. I understand. My question, though, was the type of loans that can be made. I know it was limited by the Federal Government several years ago, but did they eliminate the loans to retail establishments?

Mr. SWEET. The Federal legislation does not squarely limit it. However, one of the reasons why the Federal legislation was passed, if you will look at the legislative history, is because there had been widespread use of this program for retail establishments that often provided little or no new employment, and what employment was provided was at minimum wage.

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, on the amendment?

The SPEAKER. The gentleman is in order and may proceed to speak on the amendment.

Mr. RYAN. Mr. Speaker, I understand the problem of the gentleman offering the amendment, which seems to be that if you are from a community or you are from a county that has little or no industrial or manufacturing employment, that really you are not eligible then to receive any of the moneys allocated to Pennsylvania for industrial development tax-exempt financing. If you do not have a manufacturing and industrial base in your community and there are no applicants

to move into that community, then the only hope for a share of the tax-free bond issue is through the retail establishments. If that is correct, I only raise it to call it to the attention of the members who perhaps fit into that category.

The problem I have, Mr. Speaker, with this amendment and the Governor's proclamation—and I did not realize he had one on it—is that I believe people from distressed areas are mobile enough to move into a nondistressed area to get a job in a McDonald's, if you will—and I do not believe they are eligible under the Federal guidelines—but can get jobs in retail establishments just by crossing over a township or a city line, and I have some doubt as to the immobility of the population. I do agree, however, with what the gentleman, Mr. Sweet, said about heavy industry and manufacturing generating spinoff jobs. I am frankly on the horns of a dilemma, and as I stand here, I do not know how I am going to vote. Thank you, Mr. Speaker.

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

Mr. WASS. Thank you, Mr. Speaker.

May I interrogate the maker of the amendment?

The SPEAKER. The gentleman, Mr. Gruitza, indicates he will stand for interrogation. You are in order, and you may proceed, sir.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, I plan to support your amendment.

Mr. GRUITZA. Thank you.

Mr. WASS. I would want to ask you if you had access to a printout of how the new form is going to affect the different counties throughout this State.

Mr. GRUITZA. I do not have a printout. I do not know if there is one that has been made available or not. I do not have one, Mr. Speaker.

Mr. WASS. But you did not see such a printout?

Mr. GRUITZA. No, sir.

Mr. WASS. Mr. Speaker, do you have a concern that the rural counties may get penalized through this new formula under the conditions under this legislation?

Mr. GRUITZA. That is really not my concern with this amendment, Mr. Speaker. My concern is that I think by limiting a program, we are tying the hands of our industrial development people back home. For example, if we do without this amendment, if a good retailer would like to locate in your area or my area, he is not going to be able to do so because of the way the legislation is drafted. Now, if we had a flood of small manufacturers and heavy manufacturers looking to participate in these programs, I could understand that, but my position with the amendment is to give the local IDA's some flexibility in trying to attract jobs.

Now, one of the other things on this is in our downtown areas, outside the rural communities, in many of the third-class cities, this program has helped to promote some development and rehabilitation in downtown areas. I just do not think we ought to be limiting our local industrial developers, and that is my purpose in offering the amendment.

Mr. WASS. Thank you, Mr. Speaker.

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

Mr. MURPHY. Mr. Speaker, may I interrogate the maker of the amendment first?

The SPEAKER. Mr. Gruitza indicates he will stand for further interrogation. You are in order, and you may proceed.

Mr. MURPHY. Mr. Speaker, as I read the amendment, would franchise operations such as a McDonald's or a Wendy's be eligible for IDA loans?

Mr. GRUITZA. All it simply does is take out the language limiting retailers. Now, how that would be interpreted, I really could not answer. I do not know if Wendy's or McDonald's would be considered a retailer or—

Mr. MURPHY. What about K Marts or Gee Bee's or other department stores?

Mr. GRUITZA. I would say that K Marts and Hills and these other many, many establishments that provide thousands of jobs across the Commonwealth would then be eligible for this program. Also it would be creating some construction for some people who are at home sitting on their unemployment benches right now.

Mr. MURPHY. Thank you, Mr. Speaker.

Mr. Speaker, may I make some comments on the legislation?

The SPEAKER. The gentleman may indeed.

Mr. MURPHY. Mr. Speaker, I believe there are three reasons why we should be against this amendment. The first is, if you look at the history of IDA lending, you will see that the financial institutions through which the IDA loans go will obviously look for the investments of lowest risk, and those lowest risk investments have typically been franchise operations or those organizations, prominently retail, that really have the least need for IDA financing. Consequently, when IDA financing is needed to make a deal work, typically in manufacturing or other operations that have a higher risk, very often the financial institutions are not prepared to participate and so will indicate that their IDA portfolio is filled. That has worked against many communities.

The second reason—and this is true with both rural and urban counties in Pennsylvania—is that the county commissioners or the IDA authorities in these counties have been notorious in their lack of effort to set priorities. So, consequently, IDA loans typically are given out on a first-come-first-served basis. Whoever is in the door first gets the IDA loan. And now with the limited amount of money, that policy can be disastrous, because very often those most sophisticated but not necessarily most in need of IDA loans will get the money, and when that happens, very often the IDA portfolio of the financial institutions will be gone. So for rural counties as well as urban counties, what they can be doing is cutting off their nose to spite their face, because they will give away their IDA commitments and it might be that a good opportunity for a manufacturing facility will come into the county, will want to come into the county, and IDA funding will no longer be available. That is a danger that is very real and has happened already in some counties.



Finally, Pennsylvania clearly is on record in its efforts to attempt to build a new manufacturing base through advanced technology companies, through existing companies in trying to get them new technology. With the limited IDA financing available, there is plenty of work to be done in those two areas, and that is where we ought to be putting our resources, because they produce better paying, more permanent positions in retail operations. And to suggest that there is enough money to fund both is simply not true. It has not been true in the past; it will continue to not be true under more restrictive limitations on the financing.

So, again, for three reasons, and I think this is very important to people particularly in rural counties who are attempting to build industrial bases, you face the real possibility that your IDA financing will be used for less than productive jobs. For three reasons then - one, to help the counties set priorities; two, to give a preference to manufacturing; and three, to be sure that you are not funding businesses that can just as easily get financing without the IDA subsidy - you should vote against this amendment, because it really cuts the heart out of what we are attempting to do with industry in Pennsylvania. I urge your opposition to this amendment. Thank you.

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

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, I have a question for Representative Sweet that will help us, I believe, in the amendment, if he would respond to interrogation.

The SPEAKER. The gentleman, Mr. Sweet, indicates he will stand for interrogation. You may proceed.

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, in 1984, I believe it was the Tax Code amendments that told the individual States that for 1985 you will either do something legislatively in terms of your allocations of tax refunds or do it by gubernatorial proclamation. We chose gubernatorial proclamation for 1985. In 1986, I believe that same option—I am sorry; it does have to be done legislatively in 1986. In the 1984 Tax Code amendments and then the adoption of the proclamation of 1985 and now our legislative action in 1986, do we wash out any of those other restrictions in the Federal language, the ones that restrict—and I agree with Representative Murphy's concerns—the ones that restrict spending of tax-free funds for franchisees, for pornographic bookstores, for beer distributors, for restaurants, for ski areas, for country clubs, and there were a whole host of prohibitions on those uses. In 1984, in those Tax Code amendments, did they say, when you frame your proclamation or when you frame your legislation, you decide what those uses will be?

Mr. SWEET. Mr. Speaker, our legislation that is offered today does not in any way step back from those Federal guidelines. Those Federal restrictions will remain in place. So all of the things that you suggested would still be prohibited, and will be prohibited anyway.

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, permission to make a brief comment?

The SPEAKER. The gentleman may proceed.

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, when Representative Gruitza offered the amendment, my knee-jerk reaction was much like that of Representative Murphy's and I know some of the other speakers on the floor. I do not think, now with Representative Sweet's comments, that there is Federal language that provides us the necessary safeguards to prevent what Representative Murphy is most concerned about. There is existing Federal language, but let me use the example: Part of the Federal concern in 1984 was that K Marts across the country and that Wendy's and Burger Kings and McDonald's across the country were being financed with tax-free funds. That went out with the 1984 reforms made by the U.S. Congress in terms of industrial development financing and their restrictions on commercial projects. The pornographic bookstores that were being financed with tax-free funds, the ski areas, the country clubs, and the like, all went out with other prohibitions.

I believe all Representative Gruitza is doing is what the minority leader referred to and is taking care of a small sector, a small retailing population that in some cases, Mr. Speaker, is pretty labor intensive, if you examine some of your retail operations in your respective districts, and the funds will not be going to those projects that otherwise would be easily financed in another, more traditional fashion. Normally the applicants would have access to that type of funding, but instead your "mom and pops" right now that might not be able to borrow at the existing commercial rate will be able to go out and qualify their projects where it involves only the sale of consumer goods and goods that are well within that Federal definition, Mr. Speaker. I think what we are doing is taking care of, like Representative Ryan said, those parts of our districts that are not industrial but instead are commercial intensive, or in some cases retail intensive.

So I would ask the membership to look at the amendment more carefully and not make the knee-jerk reaction that I did when I first saw the amendment, Mr. Speaker. Thank you.

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

Mr. DORR. Mr. Speaker, I would urge the members to look at this amendment from two standpoints.

First, most of the small business people in most of our districts are really related to the retail field. We find that many more of the very small businesses in Pennsylvania are retail oriented, and I think we should not limit their ability to participate in these funds as a matter of State policy.

Furthermore, the local people who make decisions with regard to the prioritizing of the funding in their district should not, in my judgment, be limited by the legislature in the use of these funds in this fashion. I would be awfully upset if I sat as a member of an industrial development authority in my county and had a certain allocation of funds available for the year, found myself with one or two manufacturing projects that we could fund, a significant amount of the allocation

left, and a number of retail projects available for the use of those funds but unable to use them in our county because the State legislature decided that it was not good to use these funds for retail projects. I think the people back home, Mr. Speaker, are smart enough to figure out what is a good project for their community and what is not a good project for their community and what the policy should be in regard to the prioritizing of the funds that are available to them.

I would urge the members to vote in favor of the amendment in order to give our local people that flexibility. Thank you, Mr. Speaker.

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

Mr. FOSTER. Thank you, Mr. Speaker.

I rise to oppose the Gruitza amendment, and I do so with some reluctance because I recognize the validity of the small business concept. But the problem I have with the amendment, Mr. Speaker, is that we are making available tax-financed loans and we must adhere to some decent ratio with the amount of jobs created through these loans. I think in too many cases with the retail-type operations, the number of jobs created in proportion to the amount of money loaned is not a good ratio. Therefore, on that basis, I would ask for a negative vote.

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

The following roll call was recorded:

YEAS—164

Acosta	Distler	Kenney	Reinard
Afflerbach	Dombrowski	Kosinski	Rieger
Argall	Donatucci	Langtry	Roebuck
Arty	Dorr	Lashinger	Rudy
Baldwin	Duffy	Laughlin	Ryan
Battisto	Durham	Lescovitz	Rybak
Belardi	Evans	Levin	Saloom
Belfanti	Fargo	Livengood	Saurman
Birmelin	Fattah	Lloyd	Schuler
Blaum	Fee	Lucyk	Semmel
Book	Fischer	McCall	Serafini
Bowley	Flick	McClatchy	Seventy
Bowser	Fox	McHale	Sirianni
Brandt	Freeman	McVerry	Smith, B.
Broujos	Freind	Mackowski	Smith, L. E.
Bunt	Fryer	Manmiller	Snyder, D. W.
Burd	Gallagher	Markosek	Snyder, G. M.
Burns	Gallen	Mayernik	Staback
Bush	Gamble	Merry	Stairs
Caltagirone	Gannon	Micozzie	Steighner
Cappabianca	Geist	Miller	Stevens
Carlson	George	Moehlmann	Stewart
Carn	Gladeck	Morris	Swift
Cawley	Godshall	Mowery	Taylor, E. Z.
Cessar	Greenwood	Mrkonic	Taylor, F. E.
Chadwick	Gruitza	Noye	Taylor, J.
Civera	Gruppo	O'Brien	Telek
Clark	Hagarty	Olasz	Tigue
Clymer	Hasay	Oliver	Trello
Cohen	Hayes	Perzel	Truman
Colafella	Herman	Petrarca	Van Horne
Cole	Hershey	Petrone	Veon
Cordisco	Honaman	Phillips	Vroon
Coslett	Hutchinson	Piccola	Wambach
Cowell	Itkin	Pistella	Wass
Coy	Jackson	Pitts	Wilson
Deluca	Jarolin	Pott	Wogan

DeVerter	Johnson	Pressmann	Wozniak
DeWeese	Josephs	Punt	Wright, D. R.
Daley	Kasunic	Raymond	Wright, J. L.
Dininni	Kennedy	Reber	Wright, R. C.

NAYS—28

Angstadt	Dawida	Michlovic	Showers
Barber	Foster, Jr., A.	Murphy	Stuban
Barley	Harper	Nahill	Sweet
Black	Howlett	O'Donnell	Wiggins
Bortner	Kukovich	Pievsky	
Boyes	Levdansky	Preston	Irvis,
Cornell	Maiale	Robbins	Speaker
Davies	Manderino		

NOT VOTING—4

Deal	Linton	Pratt	Weston
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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—180

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

Cole	Jackson	Pistella	Wilson
Cordisco	Jarolin	Pitts	Wogan
Coslett	Johnson	Pott	Wozniak
Cowell	Josephs	Preston	Wright, D. R.
Deluca	Kasunic	Raymond	Wright, J. L.
DeVerter	Kennedy	Reinard	Wright, R. C.
DeWeese	Kenney	Rieger	
Daley	Kosinski	Robbins	Irvis,
Davies	Kukovich	Roebuck	Speaker
Dawida	Langtry		

NAYS—15

Bunt	Gladeck	Mowery	Punt
Cornell	Godshall	Nahill	Reber
Coy	Hagarty	Noye	Saurman
Fox	Lashingner	Pressmann	

NOT VOTING—1

Pratt

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

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

REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Schuler. Why do you stand in place, sir?

Mr. SCHULER. Thank you, Mr. Speaker.

I would just like to have my vote recorded. On amendment A4187 to HB 1646, I was not recorded. I would like to be recorded in the negative.

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

The Chair recognizes the gentleman from Northampton, Mr. Freeman. Why do you stand in place, sir?

Mr. FREEMAN. Mr. Speaker, on amendment A3831 to HB 1646 - the Lloyd amendment - my button did not register my vote. I would like to be recorded in the affirmative.

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

The Chair recognizes the gentleman from Westmoreland, Mr. Petrarca. Why do you stand in place, sir?

Mr. PETRARCA. Mr. Speaker, on HB 1618 my switch failed to function. I would like to be recorded in the affirmative.

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

The Chair recognizes the gentleman from Mercer, Mr. Robbins. Why do you stand in place, sir?

Mr. ROBBINS. On HB 1440 I would like to be recorded as voting "no."

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 241, PN 258**, entitled:

An Act providing for the operation of vending facilities by licensed blind persons; creating a Committee of Blind Vendors; granting powers to and imposing duties upon the committee; and granting powers to and imposing duties upon an administrative unit in the Department of Public Welfare.

On the question,

Will the House agree to the bill on third consideration?

Mr. ITKIN offered the following amendments No. A3706:

Amend Sec. 2, page 2, lines 23 through 25, by striking out all of said lines and inserting

(2) Institutions of higher learning except as provided in section 9.

Amend Bill, page 7, by inserting between lines 27 and 28

Section 9. Institutions of higher learning.

An institution of higher learning which, on the effective date of this act, is a party to a lease or other contract with a Commonwealth agency entered into under section 803 of the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, may, when the present contract expires, is terminated or comes up for renewal, enter into contract with blindness and visual services for the operation of a vending facility under this act. An institution of higher learning may, at any time, voluntarily participate in the program established by this act.

Amend Sec. 9, page 7, line 28, by striking out "9" and inserting

10

Amend Sec. 10, page 8, line 3, by striking out "10" and inserting

11

On the question,

Will the House agree to the amendments?

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

Mr. ITKIN. Mr. Speaker, this amendment will simply exempt all institutions of higher education from the bill. What the amendment will do, in addition, is allow that any institution of higher education may be able to participate in this program but would be allowed to do so on a voluntary basis.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

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

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

NAYS—2

Dombrowski Hutchinson

NOT VOTING—1

Pratt

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—194

Acosta	Deal	Langtry	Rieger
Afflerbach	Dininni	Lashingier	Robbins
Angstadt	Distler	Laughlin	Roebuck
Argall	Dombrowski	Lescovitz	Rudy
Arty	Donatucci	Levdansky	Ryan
Baldwin	Dorr	Levin	Rybak
Barber	Duffy	Linton	Saloom
Barley	Durham	Livengood	Saurman
Battisto	Evans	Lloyd	Schuler
Belardi	Fargo	Lucyk	Semmel
Belfanti	Fattah	McCall	Serafini
Birmelin	Fee	McClatchy	Seventy
Black	Fischer	McHale	Showers

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

NAYS—0

NOT VOTING—2

Pratt Preston

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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 251, PN 2454**, entitled:

An Act amending the "Pennsylvania Commission on Crime and Delinquency Law," approved November 22, 1978 (P. L. 1166, No. 274), further providing for child abuse; imposing further duties upon the commission and the advisory committee; establishing the Child Abuse Fund and providing for its use; and providing for the collection of certain fees.

On the question,

Will the House agree to the bill on third consideration?

Mr. PICCOLA offered the following amendments No. A3875:

Amend Title, page 1, lines 1 through 9, by striking out all of said lines and inserting  
Directing the Pennsylvania Commission on Crime and Delinquency to conduct a study of child abuse programs.

Amend Bill, page 1, lines 12 through 18; pages 2 through 4, lines 1 through 30; page 5, lines 1 through 12, by striking out all of said lines on said pages and inserting

Section 1. Legislative intent.

The General Assembly finds that the incidence of child abuse in this Commonwealth is unacceptable. While criminal statutes have been strengthened to aid in the prosecution of child abusers, not enough has been done to aid in the prevention of child abuse. Therefore, it is the intent of the General Assembly to fund certain child abuse prevention programs through the Pennsylvania Commission on Crime and Delinquency.

Section 2. Study by the Pennsylvania Commission on Crime and Delinquency.

The Pennsylvania Commission on Crime and Delinquency shall commence a study of child abuse prevention programs and determine the types of programs which should be eligible for funding by the Commonwealth. The report shall be presented to the General Assembly within six months of the effective date of this act. The commission shall examine programs operating within the Commonwealth, as well as those in other states, in order to identify those which best serve the goal of preventing child abuse, including, but not limited to:

(1) Programs and service to children and their families designed to prevent, reduce or eliminate child abuse.

(2) Instructional, educational and training programs which disseminate information and techniques on the prevention and recognition of child abuse.

(3) The study and evaluation of the causes and effects of child abuse, the effectiveness of programs and services designed to prevent or assist the victims of child abuse and to plan and coordinate the delivery of necessary child abuse services.

The study shall include recommendations regarding the periods of time for which the programs should be funded.

Section 3. Appropriation.

The sum of \$50,000, or as much thereof as may be necessary, is appropriated to the Pennsylvania Commission on Crime and Delinquency to carry out the provisions of this act.

Section 4. Effective date.

This act shall take effect immediately.

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Thank you, Mr. Speaker.

Mr. Speaker, I think this bill, HB 251, is a well-intentioned bill with noble aims, but I think that it is crafted in such a way that it has put the cart before the horse. Normally in the legislative process, we try to determine what programs we want to fund, or in the case of grants, set specific guidelines for those grants, and then we appropriate the resources or create the funding mechanism. This bill, as it is currently drafted, first of all raises the fee for the obtaining of a marriage license by \$5 and the fee for obtaining a divorce decree by \$10, which I understand will raise approximately \$800,000 or \$900,000 annually. It then grants to an agency - the Pennsylvania Commission on Crime and Delinquency, which has no particular expertise on child abuse - the right to take this money and make grants to various programs as yet undetermined which, and I quote from the bill, provide "...new and innovative programs for the prevention, reduction and elimination of child abuse...."

Now, several questions come to mind. First of all, why should we raise the fees for the people of Pennsylvania before we know exactly what we are funding or if it will even work? Secondly, why should we give the money to an agency that is really a criminal justice agency and that has no real background or expertise in dealing with child abuse? The PCCD is a criminal justice agency, and child abuse is primarily a social problem, and it is one in which the commission has very little expertise, if any expertise.

Another question is raised as to what role will the Child Protective Services Law play in this whole scheme that is created under HB 251? We presently have in force a Child Protective Services Law which charges each child protective service agency—that is our county children and youth agencies—with conducting a continuing publicity and education program for citizens of the Commonwealth aimed at the prevention of child abuse, the identification of abused children, and the provision of necessary ameliorative services to abused children and their families. It also provides that these agencies shall make available among their services for the prevention and treatment of child abuse, multidisciplinary teams, instruction and education for parenthood, protective and preventive social counseling, emergency caretaking services, emergency shelter care, emergency medical services, and the establishment of groups organized by former parents to encourage self-reporting and self-treatment of present abusers. We already have that in our law, Mr. Speaker.

Another question that is raised is, what does "new and innovative" mean? Does it mean that existing programs such as the ones that I mentioned that are being conducted by our county children and youth agencies are not eligible for the funds that we are about to raise? I do not know the answers to these questions, and I do not think they can be answered as this bill is presently structured. For that reason, Mr. Speaker, I have offered the amendment which is before us now.

First of all, this amendment would eliminate the need to raise the fees for marriage licenses and divorce decrees. I do not think we should be raising money from the people of Pennsylvania until we know precisely what we intend to spend it on and whether we have a fairly good assurance that these programs that we are going to spend it on are going to work.

The second thing my amendment does is that it directs the Pennsylvania Commission on Crime and Delinquency to conduct a 6-month study of all the various programs that now exist both in Pennsylvania and outside of Pennsylvania that deal with child abuse, that help to prevent child abuse, and to report back to us as to what their recommendations are with respect to these programs and how they should be funded. I think that will do two things. First of all, it will give us a sense as to what types of programs should be funded, and we may discover that our county children and youth agencies are in fact doing an adequate and well-intentioned job and may only need some additional funding aimed directly at child abuse. Secondly, it will give the Pennsylvania Commission on Crime and Delinquency the expertise that it currently lacks. By having them conduct this study, they will be able to educate

themselves and hire the appropriate staff to become an expert agency on child abuse, should we decide to use them as the funding mechanism for child abuse prevention programs.

I think this type of an amendment, Mr. Speaker, will put the horse back in front of the cart and permit this legislation to pass in an orderly fashion. I urge the adoption of the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority whip.

Mr. O'DONNELL. Thank you, Mr. Speaker.

Mr. Speaker, I oppose the amendment because it guts the bill. What it does is it takes out the entire program that is contained in the bill and instead funds a \$50,000 study. I do not think this is a situation that requires further study; I think it is a problem that requires some immediate action.

The gentleman, however, has raised a number of questions. They sounded rhetorical, but let me treat them as serious issues that we ought to respond to.

First of all, why the Pennsylvania Commission on Crime and Delinquency, and what possible expertise do they have that could be brought to bear on this problem? The members of that commission are very, very familiar with the justice system, it is true, but they also have at least a hand in many children and family problems. Dr. Margaret Sosnowski is the Deputy Secretary, Office of Children, Youth and Families. There are other people on that commission who are the heads of family court, involved with the Juvenile Court Judges' Commission, and the legislative mandate for that commission specifically provides that they deal with the problems of delinquency. And delinquency certainly is a social problem, as that word is used by Mr. Piccola. The critical expertise that is in this commission, however, is the ability to handle grants and to make evaluations. This is one of the few agencies in State Government that has that kind of expertise. These folks have the ability to understand problems, to evaluate grant proposals, to make responses, and then to look down the road and measure the effectiveness of those programs.

The second question the gentleman raised is, what role will the children and youth agencies that are already in existence play? The answer is that we are not asking the commission to handle programs for child abuse. We are asking them to handle the funds for innovative programs. The programs themselves will remain to be implemented at the county children and youth level.

The third question the gentleman raises is, what does "new and innovative" mean? Well, there are two answers to that. One, it means just what the language suggests. The existing agencies that are out there doing their job are already terribly pressed in terms of finances and in terms of their other resources. It is not realistic to expect them to develop new responses to this problem. Therefore, some other mechanism must be put in place. And the words "new and innovative" were the only words that we could come up with which describe with a measure of accuracy what we want done here.

The other way of answering that problem is a lawyer's way of answering. These words gain meaning with experience, that

as the agency decides what new and innovative programs will be funded, that, within the limits of that language itself, will constitute the new programs. Those will be the programs that are new and innovative.

I personally have a significant measure of confidence in that commission. We have legislative members on that commission, so I guess, ultimately, the answer is going to be that Mr. Piccola, who sits on that commission, will have the opportunity to give the words "new and innovative" significant meaning.

The SPEAKER. For the second time on the amendment, the Chair recognizes the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Very briefly, Mr. Speaker, in response, I would agree with the last portion of Mr. O'Donnell's statement, where he says that "new and innovative" will come to mean whatever that agency says it means. That is probably correct, and that agency will be the Pennsylvania Commission on Crime and Delinquency, an agency which he acknowledges has no particular expertise on child abuse or its prevention.

I think it should be the legislature that determines what programs we are going to fund whenever possible, and I do not think we should be raising fees to develop programs that do not yet exist and to let some agency that has no particular expertise in this subject determine what the meaning of those words is. So I would ask that the House adopt the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the majority whip, for the second time on the amendment.

Mr. O'DONNELL. Mr. Speaker, I gather from the noise level that the House has lost patience with lawyers' arguments. Let me come right to the point. We have a child abuse problem in Pennsylvania. The bill in front of you provides a mechanism for responding to that problem. The amendment that is being offered guts the bill. Vote "no." Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—93

Angstadt	Dorr	Johnson	Raymond
Argall	Durham	Kennedy	Reber
Arty	Fargo	Kenney	Reinard
Barley	Fischer	Langtry	Robbins
Birmelin	Flick	Lloyd	Ryan
Black	Foster, Jr., A.	McClatchy	Saurman
Book	Fox	McVerry	Schuler
Bowser	Freind	Mackowski	Semmel
Boyes	Fryer	Manmiller	Smith, B.
Brandt	Gallen	Merry	Smith, L. E.
Bunt	Gannon	Micozzie	Snyder, D. W.
Burd	Geist	Miller	Snyder, G. M.
Burns	Gladeck	Moehlmann	Stairs
Bush	Godshall	Mowery	Swift
Cessar	Greenwood	Nahill	Taylor, E. Z.
Chadwick	Gruppo	Noye	Taylor, J.
Civera	Hagarty	O'Brien	Telek
Clymer	Hasay	Perzel	Vroon
Cornell	Hayes	Phillips	Wass
Coslett	Herman	Piccola	Wilson
DeVerter	Hershey	Pitts	Wogan
Davies	Honaman	Pott	Wright, J. L.
Dininni	Jackson	Punt	Wright, R. C.

Distler

NAYS—100

Acosta	Deal	Linton	Rybak
Afflerbach	Dombrowski	Livengood	Saloom
Baldwin	Donatucci	Lucyk	Serafini
Barber	Duffy	McCall	Seventy
Battisto	Evans	McHale	Showers
Belardi	Fattah	Maiale	Staback
Belfanti	Fee	Manderino	Steighner
Blaum	Freeman	Markosek	Stevens
Bortner	Gallagher	Mayernik	Stewart
Bowley	Gamble	Michlovic	Stuban
Broujos	George	Morris	Sweet
Caltagirone	Gruitza	Mrkonic	Taylor, F. E.
Cappabianca	Harper	Murphy	Tigue
Carn	Howlett	O'Donnell	Trello
Cawley	Hutchinson	Olasz	Truman
Clark	Itkin	Oliver	Van Horne
Cohen	Jarolin	Petrarca	Veon
Colafella	Josephs	Petrone	Wambach
Cole	Kasunic	Pievsky	Weston
Cordisco	Kosinski	Pistella	Wiggins
Cowell	Kukovich	Pressmann	Wozniak
Coy	Lashinger	Preston	Wright, D. R.
Deluca	Laughlin	Rieger	
DeWeese	Lescovitz	Roebuck	Irvis,
Daley	Levdanskyy	Rudy	Speaker
Dawida	Levin		

NOT VOTING—3

Carlson	Pratt	Sirianni	
			EXCUSED—7
Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. PICCOLA offered the following amendments No. A4053:

Amend Title, page 1, line 5, by inserting after "abuse;" further providing for the membership of the Juvenile Advisory Committee;

Amend Sec. 1, page 1, line 12, by striking out " , 3(1), (2) and (6) and 7(1) and (3)" and inserting and 3(1), (2), (6) and (7)

Amend Sec. 1 (Sec. 3), page 2, by inserting between lines 28 and 29

(7) To define, develop and correlate programs and projects and establish priorities for crime prevention and for improvement in law enforcement and criminal justice, including juvenile justice and delinquency prevention, and child abuse prevention throughout the Commonwealth.

Amend Bill, page 2, by inserting between lines 29 and 30

Section 2. Section 6(a) and (b) of the act, amended December 17, 1981 (P.L.429, No.134), are amended to read: Section 6. Juvenile Advisory Committee.

(a) Establishment and membership.—There is hereby established the Juvenile Advisory Committee within the commission. The members of the committee shall be appointed by the Governor and shall include representation of units of local government, law enforcement and juvenile justice agency probation personnel, juvenile court judges, public and private agencies and organizations concerned with delinquency prevention or treatment and services to delinquency prevention or treatment and services to dependent children, community-based prevention in-treatment

programs, organizations concerned with the quality of juvenile justice or that utilize volunteers to work with delinquent or dependent children, businesses employing youth, youth workers involved with alternative youth programs, persons with special experience and competence in addressing the problem of school violence and vandalism and the problem of learning disabilities [and], representatives of public agencies concerned with special education, professional providers of child abuse prevention programs, a representative of the State Office of Children, Youth and Families and a representative of a county Office of Children and Youth Services. Members shall serve for a four-year term, and may be appointed for no more than one additional consecutive term.

(b) Number and qualifications.—The committee shall consist of no less than 15 members or more than 33 members, all of whom shall have had training or experience in juvenile justice or child abuse prevention. A majority of the members shall not be full-time employees of the Federal, State or local governments. At least one-fifth of the membership shall be under the age of 24 at the time of appointment. At least three of those members of the committee under 24 years of age at the time of appointment shall have been or are currently under the jurisdiction of the juvenile justice system.

\*\*\*

Section 3. Section 7(1), (3) and (5) of the act are amended to read:

Amend Sec. 1 (Sec. 7), page 3, line 7, by inserting after "abuse"

prevention

Amend Sec. 1 (Sec. 7), page 3, line 12, by inserting after "abuse"

prevention

Amend Sec. 1 (Sec. 7), page 3, by inserting between lines 13 and 14

(5) Upon request provide whatever assistance and advice to the commission on any other matters relating to juvenile justice and child abuse prevention and delinquency prevention.

\*\*\*

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

4

Amend Sec. 3, page 5, line 8, by striking out "3" and inserting

5

Amend Sec. 4, page 5, line 12, by striking out "4" and inserting

6

On the question,

Will the House agree to the amendments?

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

Mr. PICCOLA. Thank you, Mr. Speaker.

As I indicated in my remarks on the previous amendment, the Pennsylvania Commission on Crime and Delinquency has no particular expertise on this subject, and this amendment would require that the membership of the Juvenile Advisory Committee, which would serve as an advisory body to the commission on grant applications, contain individuals who do have expertise in the subject of child abuse and child abuse prevention.

The SPEAKER. The Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, I think that is a good idea and a constructive suggestion.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—2

Pratt Sirrianni

EXCUSED—7

Cimini Haluska Richardson Yandrisevits  
Dietz Letterman Scheetz

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

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

Mr. O'DONNELL offered the following amendment No. A4146:

Amend Sec. 2 (Sec. 8.1), page 4, lines 20 and 21, by striking out all of said lines and inserting

(c) Administrative costs.—All administrative costs incurred by the commission for the administration of the programs under subsection (a) shall be paid solely from the Child Abuse Fund. Under no circumstances shall these administrative costs in each fiscal year exceed 5% of the total funds to be deposited in each fiscal year into the Child Abuse Fund.

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

The SPEAKER. On the amendment, the Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, this is largely a technical amendment. It provides that the administrative costs will be taken out of the fund and not out of the General Fund. Thank you.

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

The following roll call was recorded:

YEAS—194

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



Dawida	Kukovich	Reinard	Speaker
NAYS—0			
NOT VOTING—2			
Levin	Pratt		
EXCUSED—7			
Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question recurring,

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

Mrs. HAGARTY offered the following amendments No. A4202:

Amend Sec. 2 (Sec. 8.2), page 4, by inserting between lines 16 and 17

(b) Prohibition.—No such moneys shall, however, be used by a recipient to provide child abuse prevention programs in public elementary and secondary schools.

Amend Sec. 2 (Sec. 8.2), page 4, line 17, by striking out “(b)” and inserting

(c)

Amend Sec. 2 (Sec. 8.2), page 4, line 20, by striking out “(C)” and inserting

(d)

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the lady from Montgomery, Mrs. Hagarty.

Mrs. HAGARTY. Thank you, Mr. Speaker.

Mr. Speaker, my amendment provides that none of the money that is collected to be used for child abuse and is awarded as grants by the Pennsylvania Commission on Crime and Delinquency shall be used by any recipient to teach children in our public schools - elementary and secondary - about child abuse. That may sound like a strange preclusion, but let me explain my reasoning on this.

When you consider the problem of child abuse, you must consider that this is overwhelmingly and fundamentally a problem within the family. It is a sensitive problem. It is a problem which is of concern to us all, and it is a problem that I suggest the grant recipients will be people who are going to deal with those children and those families who are suspected of or who are for some reason in high risk of being abusers. It is not a problem that is appropriate to teach in a school to an entire broad range of children, most of whom will have no contact with any child abuser and who do not need to be involved in the kinds of frightening, sensitive issues that could be discussed. My concern is that children sitting in school will have people coming into the school in some kind of broad assembly program that, while well attended, will touch on sensitive family issues. It could touch on sexual molestation, it could touch on relationships between your parents, and I firmly believe that our schools are not the proper place for those types of issues which we do not know how to deal with and require far more sensitivity than that broad approach.

As my superintendent of schools said in Lower Merion Township when I suggested to him this amendment, he said, the job of schools is to teach reading, writing, and arithmetic. I believe that our schools sometimes have enough trouble doing that, and I want to make sure that our schools are not in the business of teaching about child abuse. Thank you.

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

Mr. FOX. Thank you, Mr. Speaker.

I rise to oppose the amendment. I submit to my fellow colleagues that in this bill we need to have flexibility. I also submit that the schools are the most logical location to teach. There should be no prohibition prior thereto. I also submit that the National Coalition on Juvenile Justice and the National Center for Missing and Exploited Children support such programs in the schools. Any program would be locally controlled, and therefore, the concerns that Representative Hagarty has pronounced would be addressed on a local basis.

I ask you to oppose the amendment and not to gut this bill. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. LASHINGER. Thank you, Mr. Speaker.

Mr. Speaker, like the previous speaker, I oppose the amendment also but reluctantly because of my respect for the lady, Mrs. Hagarty.

Representative Hagarty indicated that a lot of this abuse occurs within the context of the family. It was ironic that across our desks just last week came the 1984 report prepared by the Department of Public Welfare that points out the relationship of the abuse between the perpetrator and the victim. In looking at that report, just under the list of physical injuries, Mr. Speaker, it appears that under the categories of day-care staff, legal guardians, baby-sitters, teachers, household members, grandparents, foster parents, and the biggest category, Mr. Speaker, paramours, approximately 50 percent of the abuses occurred. So I am not sure that that is absolutely correct that all of these incidences of abuses— And these are all substantiated reports, Mr. Speaker, not just indicated, but these are founded abuses prepared in the report of the Department of Public Welfare. I think if we start to teach this in our public schools, instead of, as Representative Hagarty indicates, shocking our children, instead we will be educating our children and educating them most importantly that this abuse does occur outside of the context of the family and does occur—and I do not understand why there would be opposition to even indicating to these children that it does occur—in the context of the family, Mr. Speaker.

I think it is vital. I think the legislation is long overdue, and it is important. I still do not understand the negative effect or the shock effect that the lady indicates that this will have.

The SPEAKER. The Chair recognizes the lady from Delaware, Mrs. Durham, on the Hagarty amendment.

Mrs. DURHAM. Thank you, Mr. Speaker.

I rise in opposition to the Hagarty amendment. I think that it is the responsibility of the superintendent to react to problems as they occur. Unfortunately, child abuse is a very severe problem. I know in Delaware County we have had problems where it has not been the parent who has been the abuser but it has been sometimes a school employee. I think that it is up to the superintendent to judge each program as it comes into the school. I agree with Mrs. Hagarty that a school assembly would certainly be an inappropriate way to handle this problem, but I think that it is up to the school superintendent to decide those kinds of programs that would be appropriate.

Therefore, I urge everyone to vote against the Hagarty amendment.

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

Mr. GREENWOOD. Thank you, Mr. Speaker.

I also urge a negative vote on the Hagarty amendment with the same caveat that I do so reluctantly because of my respect for Mrs. Hagarty.

We have to remember what the target of all these programs is, and the target is the child who is abused. The child who is not abused is, in my view, not going to be shocked by the issue. Our children are exposed to this issue on the television and in movies. They know what child abuse is. They know that it is a problem, and it is not a new subject for our children at all.

The problem is that the children who are the victims of child abuse are usually only available to us in the school setting. That is probably the only opportunity that we have and that the administrators of these programs have to go into the school setting and say certain things should not happen to you and one of those is child abuse and one of those is sexual child abuse, and if these kinds of inappropriate things are happening to you, you need to know to whom you can speak. There are programs across Pennsylvania like that in the schools now and they are very, very effective. When these films are shown—and they are very tastefully done films—when these films are shown, invariably children come forward. They go to the school nurse; they go to the guidance counselor; they go to their teachers, and they say this is a problem in my home and I need help, and they get that help.

For that reason, Mr. Speaker, I would urge a “no” vote.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piccola, on the Hagarty amendment.

Mr. PICCOLA. Thank you, Mr. Speaker.

I support the Hagarty amendment, and I think the members who are debating on the negative side of this question are missing Mrs. Hagarty’s point. I refer back to some of the arguments I made when I offered my first amendment. This bill is a very loose bill, a very, very loose bill. We are raising a potful of money here, and we are throwing it out in a shotgun manner. We do not know where it is going to go. We do not know where it is going to end up. We do not know what it is going to be spent on.

Mrs. Hagarty is concerned that somebody out there, presently unknown to us, is going to develop some kind of an

“educational” type of a presentation and show it in a school-room or in an assembly and scare a lot of kids half to death who really do not need to be scared half to death, and the way this bill is written, there is nothing to prevent that; there is absolutely nothing to prevent that. That is why I made the argument that we need to look at this subject much more carefully and set down some guidelines, perhaps some along the lines that Mrs. Hagarty is now suggesting.

For that reason, Mr. Speaker, I urge that we vote in the positive on the Hagarty amendment. Thank you.

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

Mr. SAURMAN. Thank you, Mr. Speaker.

Very briefly, I would like to suggest that this is an area of extreme sensitivity. It is an area that should receive a great deal more attention than I think we have given to it. Mrs. Hagarty has presented a very significant point. We do not want to create a hysteria. What we need to do is to deal effectively with this program.

I think that by supporting Mrs. Hagarty’s amendment at this time, we can take the time that is necessary to develop a program that will in fact address this problem in a sensitive way and not just run off in a kind of half-cocked approach. I would suggest that we accept Mrs. Hagarty’s amendment and go on establishing the program basically. Thank you.

#### MOTION TO RECOMMIT

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

Mr. WASS. Mr. Speaker, the conversation on the floor is somewhat confusing. There are many unanswered questions here. I move that this bill be referred to the Health and Welfare Committee.

The SPEAKER. It has been moved by the gentleman, Mr. Wass, that HB 251, together with the amendments thereto, be recommitted to the Health and Welfare Committee.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair recognizes the majority whip.

Mr. O’DONNELL. Mr. Speaker, I oppose the motion and urge the members to vote “no.” The bill got more than adequate scrutiny in the Judiciary Committee. We certainly had the competence to do it. The folks who are on the Judiciary Committee have in fact already spoken on the floor, including Mr. Piccola and Mrs. Hagarty, and you can be sure that they scrutinized this bill very, very thoroughly.

I think it has had more than adequate process, and this motion ought to be voted down. Thank you.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—67

Argall	Coslett	Hershey	Raymond
Arty	DeVerter	Honaman	Robbins
Barley	Davies	Jackson	Ryan
Birmelin	Distler	Johnson	Saurman
Black	Dorr	Langtry	Schuler
Book	Durham	McClatchy	Sirianni
Bowser	Fargo	McVerry	Smith, B.
Boyes	Flick	Mackowski	Snyder, G. M.
Brandt	Foster, Jr., A.	Merry	Stairs
Bunt	Fryer	Miller	Swift
Burd	Gallen	Moehlmann	Taylor, E. Z.
Bush	Gannon	Mowery	Telek
Carlson	Gladeck	Nahill	Vroon
Cessar	Hagarty	Noye	Wass
Chadwick	Hasay	Piccola	Weston
Clymer	Hayes	Pitts	Wright, J. L.
Cornell	Herman	Pott	

NAYS—128

Acosta	Duffy	Livengood	Rudy
Afflerbach	Evans	Lloyd	Rybak
Angstadt	Fattah	Lucyk	Saloom
Baldwin	Fee	McCall	Semmel
Barber	Fischer	McHale	Serafini
Battisto	Fox	Maiale	Seventy
Belardi	Freeman	Manderino	Showers
Belfanti	Freind	Manmiller	Smith, L. E.
Blaum	Gallagher	Markosek	Snyder, D. W.
Bortner	Gamble	Mayernik	Staback
Bowley	Geist	Michlovic	Steighner
Broujos	George	Micozzie	Stevens
Burns	Godshall	Morris	Stewart
Caltagirone	Greenwood	Mrkonic	Stuban
Cappabianca	Gruitza	Murphy	Sweet
Carn	Gruppo	O'Brien	Taylor, F. E.
Cawley	Harper	O'Donnell	Taylor, J.
Civera	Howlett	Olasz	Tigue
Clark	Hutchinson	Oliver	Trello
Cohen	Itkin	Perzel	Truman
Colafella	Jarolin	Petrarca	Van Horne
Cole	Josephs	Petrone	Veon
Cordisco	Kasunic	Phillips	Wambach
Cowell	Kennedy	Pievsky	Wiggins
Coy	Kenney	Pistella	Wilson
Deluca	Kosinski	Pressmann	Wogan
DeWeese	Kukovich	Preston	Wozniak
Daley	Lashinger	Punt	Wright, D. R.
Dawida	Laughlin	Reber	Wright, R. C.
Deal	Lescovitz	Reinard	
Dininni	Levdansky	Rieger	Irvis,
Dombrowski	Levin	Roebuck	Speaker
Donatucci	Linton		

NOT VOTING—1

Pratt

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

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

The SPEAKER. Mrs. Hagarty, do you wish to complete the debate? We are back on your amendment, Mrs. Hagarty.

The Chair recognizes the lady from Montgomery, Mrs. Hagarty.

Mrs. HAGARTY. Thank you, Mr. Speaker.

I just want to briefly comment on some of the remarks that were made, and I want to ask the members to consider the subject matter that you have heard debated on this floor. You have heard Representative Lashinger refer to the fact that par-amours abuse children. You have heard discussion of the fact that parents abuse children, that as a result of what children will see, perhaps in movie strips, they will go to the school nurse to discuss problems. I want you to envision for yourself what you think for your child would be an appropriate viewing material or an appropriate discussion in the public school on the subject of child abuse. I suggest to you that you will have a hard time visualizing something that you would be comfortable with your child seeing. It will have to deal with his relationship with his family. It will be young children who may be exposed to this. He will have to deal with relationships with neighbors, with aunts, with uncles, and with other relatives and strangers.

I suggest to you that it will needlessly frighten young children, that it will not be productive, and it will cause alarm because of the fact that there may be, sad as it is, there may be children who are subject to abuse. Those children will be able to be more clearly identified by teachers and referred for help than by broadly discussing sensitive issues with young children in a compulsory manner without the ability of a parent to decide what is appropriate for his or her child.

I do not want my child hearing and being frightened by these kinds of discussions, and I suggest that you would not either. I ask for a "yes" vote. Thank you.

The SPEAKER. For the second time on the amendment, the Chair recognizes the lady from Delaware, Mrs. Durham.

Mrs. DURHAM. Thank you, Mr. Speaker.

I apologize to the House for rising twice, but I feel this is such an important issue that I should. I am not an expert on child abuse, but what I have read indicates that where young children have been taught what is wrong, that adults do not have the right to touch you anywhere on your body that they want, that that is wrong; you do not have to let a stranger touch you; you do not have to let your father touch you.

I think that what we need to do is to think of the prevention that could be accomplished. I believe in local control. I believe it is up to us to be involved in our schools and to encourage our school boards and our school superintendents to have those kinds of programs in the school which are appropriate.

Therefore, I urge everyone to vote against the Hagarty amendment so that maybe we will be able to prevent children from becoming abused.

The SPEAKER. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—59

Barley	Coslett	Jackson	Piccola
Battisto	DeVerter	Johnson	Pitts
Birmelin	Dininni	Kennedy	Robbins
Book	Distler	Langtry	Saurman
Bowser	Fargo	McClatchy	Schuler
Brandt	Flick	McVerry	Smith, L. E.
Burd	Foster, Jr., A.	Mackowski	Snyder, G. M.

Bush	Gallen	Manmiller	Stairs
Caltagirone	Geist	Merry	Swift
Carlson	Godshall	Miller	Taylor, E. Z.
Cessar	Hagarty	Moehlmann	Telek
Chadwick	Hayes	Mowery	Vroon
Clymer	Hershey	Nahill	Wass
Cole	Honaman	Noye	Wright, J. L.
Cornell	Itkin	Phillips	

## NAYS—131

Acosta	Dorr	Levin	Roebuck
Afflerbach	Duffy	Linton	Rudy
Angstadt	Durham	Livengood	Ryan
Argall	Fattah	Lloyd	Rybak
Arty	Fee	Lucyk	Semmel
Baldwin	Fischer	McCall	Serafini
Belardi	Fox	McHale	Seventy
Belfanti	Freeman	Maiale	Showers
Black	Freind	Manderino	Smith, B.
Blaum	Fryer	Markosek	Snyder, D. W.
Bortner	Gallagher	Mayernik	Staback
Bowley	Gamble	Michlovic	Steighner
Boyes	Gannon	Micozzie	Stevens
Broujos	George	Morris	Stewart
Bunt	Gladeck	Mrkonic	Stuban
Burns	Greenwood	Murphy	Sweet
Cappabianca	Gruitza	O'Brien	Taylor, F. E.
Carn	Gruppo	O'Donnell	Taylor, J.
Cawley	Harper	Olasz	Tigue
Civera	Hasay	Oliver	Trello
Clark	Herman	Perzel	Truman
Cohen	Howlett	Petrarca	Van Horne
Colafella	Hutchinson	Petrone	Veon
Cordisco	Jarolin	Pievsy	Wambach
Cowell	Josephs	Pistella	Weston
Coy	Kasunic	Pott	Wilson
Deluca	Kenney	Pressmann	Wogan
DeWeese	Kosinski	Preston	Wozniak
Daley	Kukovich	Punt	Wright, D. R.
Davies	Lashingier	Raymond	Wright, R. C.
Dawida	Laughlin	Reber	
Deal	Lescovitz	Reinard	Irvis,
Dombrowski	Levdansky	Rieger	Speaker
Donatucci			

## NOT VOTING—6

Barber	Pratt	Sirianni	Wiggins
Evans	Saloom		

## EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

## REMARKS ON VOTES

The SPEAKER. For what purpose does the lady from Susquehanna, Miss Sirianni, rise in place?

Miss SIRIANNI. My button did not light up when I voted that time.

The SPEAKER. How would the lady wish to be recorded?

Miss SIRIANNI. In the affirmative on A4202 to HB 251.

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

Miss SIRIANNI. Mr. Speaker, I was out of my seat when amendment A4053 to HB 251 was voted. I would like to be voted in the affirmative.

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

## CONSIDERATION OF HB 251 CONTINUED

On the question recurring,

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

Mr. GREENWOOD offered the following amendments No. A4111:

Amend Sec. 2 (Sec. 8.3), page 4, lines 23 through 26, by striking out all of said lines and inserting

(a) Approval by county children and youth agencies.—All programs receiving grants shall be approved by the respective county children and youth agency. Said agencies shall make annual reports to the commission on the effectiveness of the programs receiving grants.

Amend Sec. 2 (Sec. 8.3), page 5, lines 3 through 5, by striking out all of lines 3 and 4 and "(d)" in line 5 and inserting

(c)

On the question,

Will the House agree to the amendments?

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

Mr. GREENWOOD. Thank you, Mr. Speaker.

The gentleman, Mr. Piccola, made reference to the fact, and accurately, that the agencies in Pennsylvania that are mandated to treat this problem and to seek new ways and innovative ways to prevent child abuse are the county children and youth agencies, and each of you back in your counties has a county children and youth agency staffed by professionals who work all day long, all week long in the field of child abuse and child abuse prevention. Now, Mr. Piccola's concern was that these in fact are the experts who should be administering these programs and not the Commission on Crime and Delinquency, as Representative O'Donnell has suggested in his legislation.

Mr. Speaker, the Children's Caucus, of which I am chairman, has taken testimony for the last 6 months on the subject of child abuse prevention, and what we have heard is that if we had more money for county children and youth agencies, we could have caseworkers who could investigate those families where there is neglect, not necessarily abuse yet, but where you have a marginal situation, because those are the households in which the seeds of abuse are sown.

We do not have that option before us right now; what we have is the O'Donnell bill. So what I am offering in my amendment is a compromise, and that is a way to avoid the fragmentation of effort that I think the O'Donnell bill represents. My amendment simply says that when this commission receives the funds and is approached by agencies requesting grants, that they consult with the county children and youth agencies in my county and in each of your counties for approval. Your children and youth administrator knows the active players in your county. Your children and youth administrator knows which civic groups, which local programs, which voluntary programs are active and working and

doing a good job, and they also are probably aware of those ad hoc community groups that really do not know what they are doing and should not be involved and should not be receiving these State funds.

All this amendment does is simply say that the county children and youth agencies must approve of these grants in their respective counties. I think that is important to avoid the fragmentation issue. I think that is important to see that these funds go to people who know what they are doing, and I think it is important for one final reason.

The bill stipulates that no program can receive funds for more than 2 years. Well, if we fund a program with this legislation for 2 years and it works and it does the job well, we ought to have a way to continue that program. One way that that program can be continued is if the county children and youth agency then contracts with that local organization to continue to provide those services. By bringing the county children and youth agency in early and giving them approval, we will guarantee some continuity, some consistency, and some likelihood that these programs will be more than just a 2-year shot in the dark, but will in fact be a continuing program to do real good.

I would ask for support of the amendment.

The SPEAKER. The Chair recognizes the majority whip on the Greenwood amendment.

Mr. O'DONNELL. Mr. Speaker, I urge the members to vote "no" on the amendment. There is no question that the evaluation process will both formally and informally consult the children and youth agencies and the providers at all levels. A number of members of the commission and now on the advisory group, per Mr. Piccola's amendment, will be able to provide very, very useful input. What we do not want to create is another veto which impedes the process further.

I urge the members to vote "no."

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Davies, on the Greenwood amendment.

Mr. DAVIES. Mr. Speaker, would the maker of the amendment stand for a question of interrogation?

The SPEAKER. The gentleman, Mr. Greenwood, indicates he will stand for interrogation. You may proceed, Mr. Davies.

Mr. DAVIES. Mr. Speaker, if there would be private, not renowned, but well-qualified private psychological clinics and services available in a county and they would seek funding, are you saying then that this stream of funding could then only get to those particular agencies or that private sector through the approval of the county agency?

Mr. GREENWOOD. Yes, Mr. Speaker. That is exactly what I am saying, and if I may, that is a perfect example of why we need this kind of amendment. There are psychological services in counties and there are psychological services in counties. What I mean by that is we have all heard stories of quack psychological services, professionals or quasi-professionals or quack professionals who offer clinical services who would offer services to families and children in need and really should not be in that business, because they are not qualified or because they have some sort of wacky idea about

how you treat these things. The stories of that kind of problem are legion. It is the county children and youth agencies that work day in and day out with these local providers who should be able to improve this and should be able to say, yes, this is a good organization; they have a solid reputation; they do good work with kids; we have seen their track records; and, yes, go ahead and give them a grant; we approve of it. But I am sure there will be other cases where the county agency would say, whatever you do, do not give money to that group of practitioners because they are a disaster; they hurt kids; they do not do a good job; their theories and practices are not supported by evidence of good work.

So, yes, Mr. Speaker, that is exactly what I am recommending.

Mr. DAVIES. Mr. Speaker, there is no potential for a highly qualified private sector service or something other that may exist in some county that could even be a public service— There is no inherent danger in the fact that these particular agencies in any way could prohibit a stream of funding going to those particular agencies, kind of protecting their own bailiwick or their own field of interest as far as the stream of funding is concerned. Is there any such prohibition or protection established in this amendment?

Mr. GREENWOOD. Mr. Speaker, I think the protection is there de facto, because the county children and youth agencies do not provide those kinds of direct psychological services. They universally contract for that service or have it paid for privately with the public assistance cards. So I do not see any potentiality for conflict of interest or overlapping of services.

Mr. DAVIES. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piccola, on the Greenwood amendment.

Mr. PICCOLA. Thank you, Mr. Speaker.

I support the Greenwood amendment. I think this amendment will at least give this bill a little bit of focus and some control by an agency that does have currently a mandate to deal with this subject and has dealt with this subject and has some practical hands-on experience and experience in the field. I think it would be a mistake for this House to pass this bill without this amendment in it, and I urge the House to support the Greenwood amendment.

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

The following roll call was recorded:

YEAS—116

Acosta	Dininni	Kennedy	Reber
Afflerbach	Distler	Kenny	Reinard
Angstadt	Dorr	Kosinski	Robbins
Argall	Durham	Kukovich	Ryan
Arty	Evans	Langtry	Saurman
Barber	Fargo	Lashinger	Schuler
Barley	Fischer	McClatchy	Semmel
Birmelin	Flick	McHale	Serafini
Black	Foster, Jr., A.	McVerry	Sirianni
Book	Fox	Mackowski	Smith, B.
Bowser	Freeman	Manmiller	Smith, L. E.
Boyes	Fryer	Markosek	Snyder, D. W.
Brandt	Gallen	Mayernik	Snyder, G. M.
Bunt	Gannon	Merry	Staback
Burd	Geist	Micozzie	Stairs

Burns	George	Miller	Stevens
Bush	Gladeck	Moehlmann	Swift
Carlson	Godshall	Morris	Taylor, E. Z.
Cessar	Greenwood	Mowery	Taylor, J.
Chadwick	Gruppo	Nahill	Telek
Civera	Hagarty	Noye	Vroon
Clymer	Hasay	O'Brien	Wambach
Cornell	Hayes	Perzel	Wass
Coslett	Herman	Phillips	Weston
Cowell	Hershey	Piccola	Wiggins
Deluca	Honaman	Pitts	Wilson
DeVerter	Itkin	Pott	Wogan
Davies	Jackson	Punt	Wright, J. L.
Deal	Johnson	Raymond	Wright, R. C.

NAYS—71

Baldwin	Dombrowski	Livengood	Rybak
Battisto	Donatucci	Lloyd	Saloom
Belardi	Duffy	Lucyk	Showers
Belfanti	Fattah	McCall	Steighner
Blaum	Fee	Maiale	Stewart
Bortner	Gallagher	Manderino	Stuban
Bowley	Gamble	Michlovic	Sweet
Broujos	Gruitza	Mrkonic	Taylor, F. E.
Caltagirone	Howlett	Murphy	Tigue
Cappabianca	Hutchinson	O'Donnell	Trello
Carn	Jarolin	Petrone	Truman
Cawley	Josephs	Pievsky	Van Horne
Cohen	Kasunic	Pistella	Veon
Colafella	Laughlin	Pressmann	Wozniak
Cole	Lescovitz	Preston	Wright, D. R.
Cordisco	Levdansky	Rieger	
Coy	Levin	Roebuck	Irvis,
Daley	Linton	Rudy	Speaker
Dawida			

NOT VOTING—9

Clark	Harper	Oliver	Pratt
DeWeese	Olasz	Petrarca	Seventy
Freind			

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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. FOX offered the following amendments No. A4234:

Amend Sec. 2 (Sec. 8.2), page 4, line 6, by inserting after "abuse"

and child abductions by a nonparent

Amend Sec. 2 (Sec. 8.2), page 4, line 8, by inserting after "abuse"

and child abductions by a nonparent

Amend Sec. 2 (Sec. 8.2), page 4, line 11, by inserting after "abuse"

and the prevention of child abductions by a nonparent

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Montgomery, Mr. Fox.

Mr. FOX. Thank you, Mr. Speaker.

This amendment, Mr. Speaker, would help us with the twin problems we have in the country with children - child abuse and child abduction. As you may know, there are 200,000 missing children a year by nonparent or stranger, which is the most traumatic of conditions. By adding these phrases with the amendment, we will reduce the number of missing children, because the answer to that is to have increased awareness of ways and means to avoid abductions.

Representative O'Donnell's bill is a good one, and by having this addition we get a more complete picture of what can be done to help our children. Thank you, Mr. Speaker.

The SPEAKER. On the Fox amendment, the Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, I think the gentleman has an excellent idea, but I really am concerned about having it in this bill for two reasons. I think that there is a limited amount of money that we have available, and the second problem is that the Federal Government has just established by law a matching grant process. So they will put up money to match money if we put up a child abuse trust fund, and in the enumerated uses for the money in the Federal law, child abduction is not included. So my concern is that, first, we would be spreading the money too thin; and second, that we may—and I emphasize "may"—be jeopardizing the matching funding under the Federal law.

The SPEAKER. The Chair recognizes the lady from Montgomery, Mrs. Hagarty, on the amendment.

Mrs. HAGARTY. Thank you, Mr. Speaker.

Mr. Speaker, I, too, am going to urge a negative vote. Some of the reasons for my opposition to this are similar to what I argued before.

I wanted to first, though, cite to you some of the revised statistics. While there has been increasing alarm—and we have terrified families and children—about abduction, I think it is important that finally, now, the statistics have been reviewed again that had been used. The usual statistic which has supported the fear of abduction is that 1.5 million children are missing and 50,000 children a year are abducted. This has been analyzed. There are not 50,000 children abducted by strangers each year. New York's Child Find has changed that estimate to 600. The FBI says only 67 were reported in 1984. The FBI also estimates 32,000 children missing in this country, not 1.5 million.

The majority of these children are not missing. They are runaways and, sadly, throwaways. Ninety percent of the rest are taken by one parent from another when two parents separate or divorce.

I would like to quote from an article of USA Today, July 1985:

There are children who are stolen, abused, and even killed by strangers. We should do everything in our power to restore such children to their homes and to deter such crimes in the future.

We should never make light of the anguish and despair of the families....

But we gain nothing by pretending that the problem is bigger than it really is.

We gain nothing by encouraging parents and children to regard the world as an even more dangerous and fearful place than it really is.

We gain nothing by teaching an entire generation of human beings to look at every stranger with suspicion and mistrust.

I urge a "no" vote.

The SPEAKER. The Chair thanks the lady.

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

Mr. FOX. Thank you, Mr. Speaker.

In response to Representative O'Donnell's comments, I believe it is erroneous to feel that because of the Federal funds that are available for child abuse programs, that if the commission determines that also one of their focus points should be abduction prevention, they could certainly entertain information to the school districts of this Commonwealth, what information is available. There will not be cost dollars involved, because if each school district determines that they want a program like "Child Lures," which can, would, and has developed the National Coalition for Juvenile Justice, then in fact that program would be available to them.

All I am saying is, we are only going to solve or address half the problem if we only work on child abuse prevention and we do not work on child abduction prevention. To take an alarmist view that we are introducing a topic which may be somewhat upsetting, yes, this is an upsetting topic, but ask yourself, am I being fair to my constituents if I only solve half the problem?

I urge a favorable vote on the amendment so we can work to give our school districts, to give our communities, a chance to help each other, to help our children, and to make sure that no one is missing and we prevent the abductions. Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—125

Acosta	Donatucci	Laughlin	Rybak
Afflerbach	Dorr	Lloyd	Saloom
Angstadt	Duffy	McClatchy	Semmel
Argall	Durham	McHale	Serafini
Arty	Fargo	Mackowski	Seventy
Battisto	Fattah	Manmiller	Sirianni
Belardi	Fischer	Markosek	Smith, B.
Birmelin	Flick	Mayernik	Smith, L. E.
Black	Foster, Jr., A.	Merry	Snyder, D. W.
Book	Fox	Micozzie	Snyder, G. M.
Bowser	Freeman	Miller	Staback
Boyes	Freind	Moehlmann	Stairs
Broujos	Fryer	Morris	Stevens
Bunt	Gallen	Mowery	Stewart
Burd	Gamble	Mrkonic	Swift
Burns	Gannon	Nahill	Taylor, E. Z.
Bush	Geist	Noye	Taylor, F. E.
Carlson	Gladeck	O'Brien	Taylor, J.
Cawley	Godshall	Olasz	Telek
Cessar	Greenwood	Oliver	Tigue
Chadwick	Gruitza	Perzel	Trello
Civera	Gruppo	Phillips	Van Horne
Clymer	Hasay	Piccola	Vroon
Coslett	Hayes	Pistella	Wambach
Cowell	Herman	Pitts	Wass
Coy	Johnson	Pott	Weston

Deluca	Kasunic	Punt	Wogan
DeVerter	Kenney	Raymond	Wozniak
Daley	Kosinski	Reinard	Wright, D. R.
Davies	Kukovich	Rieger	Wright, J. L.
Dininni	Lashinger	Ryan	Wright, R. C.
Distler			

NAYS—68

Baldwin	Dawida	Langtry	Pressmann
Barber	Deal	Lescovitz	Preston
Barley	Dombrowski	Levdansky	Reber
Belfanti	Evans	Levin	Robbins
Blaum	Fee	Linton	Rudy
Bortner	Gallagher	Livengood	Saurman
Bowley	George	Lucyk	Schuler
Brandt	Hagarty	McCall	Showers
Caltagirone	Harper	McVerry	Steighner
Cappabianca	Hershey	Maiale	Stuban
Carn	Honaman	Manderino	Sweet
Clark	Howlett	Michlovic	Truman
Cohen	Hutchinson	Murphy	Veon
Colafella	Itkin	O'Donnell	Wiggins
Cole	Jackson	Petrarca	
Cordisco	Jarolin	Petrone	Irvis,
Cornell	Josephs	Pievsky	Speaker
DeWeese	Kennedy		

NOT VOTING—3

Pratt	Roebuck	Wilson
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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?

AMENDMENT A3875 RECONSIDERED

The SPEAKER. The Chair has before it, signed by Representative Piccola, a motion to reconsider the vote by which amendment A3875 to HB 251 was defeated on this day.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—188

Acosta	Dininni	Langtry	Reinard
Afflerbach	Distler	Lashinger	Rieger
Angstadt	Dombrowski	Laughlin	Robbins
Argall	Donatucci	Lescovitz	Roebuck
Baldwin	Dorr	Levdansky	Rudy
Barber	Duffy	Levin	Ryan
Barley	Durham	Linton	Rybak
Battisto	Evans	Livengood	Saloom
Belardi	Fargo	Lloyd	Saurman
Belfanti	Fattah	Lucyk	Schuler
Birmelin	Fee	McCall	Semmel
Black	Fischer	McHale	Serafini
Blaum	Flick	McVerry	Seventy
Book	Foster, Jr., A.	Mackowski	Showers
Bortner	Fox	Manderino	Sirianni
Bowley	Freeman	Manmiller	Smith, L. E.
Bowser	Freind	Markosek	Snyder, D. W.
Boyes	Fryer	Mayernik	Snyder, G. M.
Brandt	Gallagher	Merry	Staback
Broujos	Gallen	Michlovic	Stairs

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

NAYS—0

NOT VOTING—8

Arty	McClatchy	Pratt	Stewart
Clymer	Maiale	Smith, B.	Wright, J. L.

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question recurring,  
Will the House agree to the amendments?  
The clerk read the following amendments No. A3875:

Amend Title, page 1, lines 1 through 9, by striking out all of said lines and inserting

Directing the Pennsylvania Commission on Crime and Delinquency to conduct a study of child abuse programs.

Amend Bill, page 1, lines 12 through 18; pages 2 through 4, lines 1 through 30; page 5, lines 1 through 12, by striking out all of said lines on said pages and inserting

Section 1. Legislative intent.

The General Assembly finds that the incidence of child abuse in this Commonwealth is unacceptable. While criminal statutes have been strengthened to aid in the prosecution of child abusers, not enough has been done to aid in the prevention of child abuse. Therefore, it is the intent of the General Assembly to fund certain child abuse prevention programs through the Pennsylvania Commission on Crime and Delinquency.

Section 2. Study by the Pennsylvania Commission on Crime and Delinquency.

The Pennsylvania Commission on Crime and Delinquency shall commence a study of child abuse prevention programs and determine the types of programs which should be eligible for funding by the Commonwealth. The report shall be presented to the General Assembly within six months of the effective date of this act. The commission shall examine programs operating within the Commonwealth, as well as those in other states, in order to identify those which best serve the goal of preventing child abuse, including, but not limited to:

(1) Programs and service to children and their families designed to prevent, reduce or eliminate child abuse.

(2) Instructional, educational and training programs which disseminate information and techniques on the prevention and recognition of child abuse.

(3) The study and evaluation of the causes and effects of child abuse, the effectiveness of programs and services designed to prevent or assist the victims of child abuse and to plan and coordinate the delivery of necessary child abuse services.

The study shall include recommendations regarding the periods of time for which the programs should be funded.

Section 3. Appropriation.

The sum of \$50,000, or as much thereof as may be necessary, is appropriated to the Pennsylvania Commission on Crime and Delinquency to carry out the provisions of this act.

Section 4. Effective date.

This act shall take effect immediately.

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

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Thank you, Mr. Speaker.

This is the first amendment that I offered which would have changed the direction of this bill. I believe that the debate that has occurred on this since that amendment was offered has merely highlighted the reason why the amendment should be adopted. Several members had asked that the amendment be reconsidered so that perhaps an additional bit of debate could be held on it, and I would urge the House to adopt the amendment. Thank you.

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

Mr. O'DONNELL. This is the same amendment we voted before. We ought to do the same vote. This is a way of gutting the bill and doing away with it without going to a final tabulation. I urge the members to vote "no."

The SPEAKER. The Chair recognizes the gentleman from Mercer, Mr. Fargo, on the amendment.

Mr. FARGO. Thank you, Mr. Speaker.

I just want to say that this is a tax bill, and I think we should realize that. What we are doing is increasing a fee on everyone who is going to get married in Pennsylvania and also adding a fee on everyone who gets divorced in Pennsylvania. Now, there may be some relationship between what we are doing here moneywise and what is happening as far as the purpose of this bill, but I think it is kind of a long shot as far as the relationship is concerned.

In my estimation, we are finally doing it here in Pennsylvania. We are going to pass a tax, we are going to collect the tax, and then we are going to find out how we are going to spend it. I think we have finally done that kind of thing and I hate to see it happen. I think from an accountant's point of view—and I hate to say that that is the area that I am looking at it from—it just does not make sense. If this is correct, if this is a valid way to do something, then we should consider doing it for our drug and alcohol programs, for our senior citizen abuse programs, for our women abuse programs. Let



us find some money, let us set up a fund, and the answer to take care of all these problems is then to let other organizations take a shot at it. That does not make sense, and believe me, there are going to be a lot of organizations taking shots at trying to spend this money.

I think that the Piccola amendment is a logical way to go about it, and I think that we should be logical; that is, to set up the need, determine the need, and then let us try and finance that need. But for gosh sakes, do not let us pass a tax, set it out there, and let people have a shot at determining how that is going to be spent. It is for a very good purpose; there is no question about that at all, but the procedure we are following in this bill—and we need this amendment—is incorrect. I hope that you will vote for this amendment.

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

(Members proceeded to vote.)

VOTES CHALLENGED

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, there are a number of people who are not here who are voting on this amendment. If they get off the board, I will not have to call their names on the other side of the aisle.

The SPEAKER. If the majority leader would advise the Chair eventually - not now - as to those members who are being voted incorrectly—

Mr. RYAN. That, of course, is a two-edged sword.

The SPEAKER. Certainly. The Chair—

Mr. MANDERINO. I am willing to take that count, Mr. Speaker.

The SPEAKER. The Chair will take the recommendations of either floor leader or both of them.

Now, before we get into that kind of a squabble, may the Chair suggest that the way to avoid it is for those members who are voting for members who are not present to strike the vote and let us have an honest vote on the question.

Now, does the majority leader wish to question any vote?

Mr. MANDERINO. Mr. Speaker, I was satisfied when the vote was about six votes different, Mr. Speaker.

The SPEAKER. Mr. Ryan, do you have any questions on the vote? The Speaker cannot determine who is in his seat and who is not.

Mr. MANDERINO. Well, let us determine it by calling, Mr. Speaker.

The SPEAKER. Fine.

Mr. MANDERINO. The gentleman, Mr. Dininni.

The SPEAKER. Mr. Dininni is not here, and he is not being voted as far as the board shows the Speaker.

You may continue.

Mr. MANDERINO. Mr. Speaker, I have no challenges at the moment.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Evans and Mr. Taylor.

The SPEAKER. Is Mr. Evans on the floor? Strike the vote.

Is the gentleman, Mr. Taylor, on the floor? Strike the vote.  
Any other questions?

Mr. RYAN. Mr. Barber was not voted a moment ago. He is being voted now. I do not believe he is on the floor.

The SPEAKER. Is Mr. Barber on the floor? Strike the vote.

Mr. RYAN. Mr. Mrkonic.

The SPEAKER. Is Mr. Mrkonic on the floor? Strike the vote.

Mr. RYAN. The gentleman, Mr. Olasz.

The SPEAKER. Is Mr. Olasz on the floor? He is not voted.  
Are there any others, Mr. Ryan?

Mr. RYAN. Mr. Speaker, I know Mr. Rieger would be upset if I did not make sure he was here, and I have seen him.

The SPEAKER. Is Mr. Rieger on the floor? Mr. Barber is now on the floor. Mr. Rieger is as usual on the floor.

Are there any other questions before we call the vote? Mr. Manderino?

Mr. MANDERINO. Mr. Speaker, the vote total on the other side increased one, and I am trying to find out where it came from.

The SPEAKER. Mr. Taylor is now on the floor and his vote is in the negative.

Mr. RYAN. Mr. Speaker, is the gentleman, Mr. McHale, on the floor? Yes; I am sorry. I see him back there.

The SPEAKER. The Chair is running the stopwatch on the vote. Obviously it is one which is very important. So far we have run 5 minutes and 40 seconds. The Chair will not keep the board open beyond the 10-minute period. When 10 minutes has elapsed on the stopwatch, the Chair will call the vote.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, if there are no further challenges, why is the board open?

The SPEAKER. If there are no further challenges, the board will not remain open.

Mr. RYAN. Mr. Speaker, is Mr. Petrone on the floor?

The SPEAKER. Is Mr. Petrone here? The vote must be stricken.

Mr. RYAN. Is the gentleman, Mr. Stewart, on the floor?

The SPEAKER. Mr. Stewart is here on the floor.

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

The following roll call was recorded:

YEAS—90

Angstadt	Distler	Kennedy	Reinard
Argall	Dorr	Kenney	Robbins
Arty	Durham	Langtry	Ryan
Barley	Fargo	Lashingier	Saurman
Birmelin	Fischer	McClatchy	Schuler
Black	Flick	McVerry	Semmel
Book	Foster, Jr., A.	Manmiller	Serafini
Bowser	Fox	Merry	Sirianni
Boyes	Freind	Miller	Smith, B.
Brandt	Fryer	Moehlmann	Smith, L. E.
Bunt	Gallen	Mowery	Snyder, D. W.
Burd	Gannon	Nahill	Snyder, G. M.
Burns	Godshall	Noye	Stairs
Bush	Greenwood	O'Brien	Swift
Carlson	Gruppo	Perzel	Taylor, E. Z.

Cessar	Hagarty	Phillips	Taylor, J.
Chadwick	Hasay	Piccola	Telek
Civera	Hayes	Pitts	Vroon
Clymer	Herman	Pott	Wass
Cornell	Hershey	Punt	Wilson
Coslett	Honaman	Raymond	Wogan
DeVerter	Jackson	Reber	Wright, J. L.
Davies	Johnson		

NAYS—90

Acosta	Daley	Lescovitz	Rudy
Afflerbach	Dawida	Levdansky	Rybak
Baldwin	Deal	Linton	Saloom
Barber	Dombrowski	Livengood	Seventy
Battisto	Donatucci	Lloyd	Showers
Belardi	Duffy	Lucyk	Staback
Belfanti	Fattah	McCall	Steighner
Blaum	Fee	McHale	Stewart
Bortner	Freeman	Maiale	Stuban
Bowley	Gallagher	Manderino	Sweet
Broujos	Gamble	Markosek	Taylor, F. E.
Caltagirone	George	Mayernik	Tigue
Cappabianca	Gruitza	Michlovic	Trello
Carn	Harper	Morris	Truman
Cawley	Howlett	Murphy	Van Horne
Cohen	Hutchinson	O'Donnell	Veon
Colafella	Itkin	Petrarca	Wambach
Cole	Jarolin	Pievsky	Wiggins
Cordisco	Josephs	Pistella	Wozniak
Cowell	Kasunic	Pressmann	Wright, D. R.
Coy	Kosinski	Preston	
Deluca	Kukovich	Rieger	Irvis,
DeWeese	Laughlin	Roebuck	Speaker

NOT VOTING—16

Clark	Gladeck	Mrkonic	Pratt
Dininni	Levin	Olasz	Stevens
Evans	Mackowski	Oliver	Weston
Geist	Micozzie	Petrone	Wright, R. C.

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question recurring,

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

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—187

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

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

NAYS—6

DeVerter	Flick	Moehlmann	Wozniak
Fargo	Fryer		

NOT VOTING—3

Levin	Micozzie	Pratt
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

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

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wilson. Why do you rise in place?

Mr. WILSON. Mr. Speaker, I missed the Fox amendment. Had I been more alert, I would have voted in the affirmative on A4234 to HB 251. Thank you.

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 793, PN 1863**, entitled:

An Act providing for the mitigation of the impacts of major dislocations of employment, for assistance in reemployment of dislocated workers and for an annual business survey; and creating a task force on business retention and development and giving it powers and duties.

On the question,

Will the House agree to the bill on third consideration?

Mr. COWELL offered the following amendments No. A4235:

Amend Title, page 1, line 3, by striking out "and" where it appears the second time

Amend Title, page 1, line 5, by removing the period after "duties" and inserting  
; giving powers and duties to the Milrite Council; imposing penalties; creating a joint legislative committee on jobs and the economy; and making an appropriation.

Amend Sec. 1, page 1, lines 9 and 10, by striking out "Business Retention and" and inserting

Economic and Employment

Amend Sec. 3, page 3, by inserting between lines 3 and 4 "Milrite Council." The Milrite Council created by section 4 of the act of July 1, 1978 (P.L.584, No.109), known as the Milrite Act.

Amend Sec. 3, page 3, line 5, by striking out "EMPLOYMENT" and inserting  
industrial

Amend Sec. 4, page 3, line 13, by striking out "department shall" and inserting

Milrite Council is empowered to

Amend Sec. 4, page 3, line 17, by inserting after "businesses", selected by random sample, or as may be required by standard research methods,

Amend Sec. 4, page 3, line 22, by striking out "department" and inserting

Milrite Council

Amend Sec. 4, page 3, line 25, by striking out "DEPARTMENT SHALL ALLOW" and inserting

Milrite Council shall use

Amend Sec. 4, page 3, line 26, by striking out "TO BE USED"

Amend Sec. 4, page 3, line 26, by inserting after "CREATING"

and updating

Amend Sec. 4, page 3, line 27, by inserting after "MODEL" authorized

Amend Sec. 4, page 3, line 29, by striking out "6(C)(7)" and inserting

5(d)

Amend Sec. 4, page 4, line 1, by inserting a period after "PRESERVED"

Amend Sec. 4, page 4, lines 1 and 2, by striking out "EXCEPT WHEN NEEDED TO DETERMINE" in line 1, all of line 2 and inserting

(6) The survey may include requests for confidential financial or proprietary information, but no business surveyed shall be required to provide this information. The survey form shall indicate that no business surveyed is required to provide confidential financial or proprietary information.

Amend Sec. 5, page 4, line 7, by striking out "department shall" and inserting

Milrite Council is empowered to

Amend Sec. 5, page 4, lines 7 and 8, by striking out ", in cooperation and consultation with the Milrite Council,"

Amend Sec. 5, page 4, line 10, by striking out "DEPARTMENT MAY CONDUCT SURVEYS OF BUSINESSES AND" and inserting

Milrite Council may

Amend Sec. 5, page 4, line 13, by striking out "DEPARTMENT" and inserting

Milrite Council

Amend Sec. 5, page 4, line 14, by striking out "DEPARTMENT" and inserting

Milrite Council

Amend Sec. 5, page 4, line 16, by striking out "DEPARTMENT" and inserting

Milrite Council

Amend Sec. 5, page 4, lines 19 through 23, by striking out "create" in line 19, all of lines 20 through 23 and inserting  
be used to:

(1) Create research data for economic forecasting.

(2) Formulate proposed policy.

(3) Analyze existing and proposed policies and programs.

(c) Utilization.—The research data created by the State economic model and the survey shall provide the ability to monitor and evaluate, on the basis of

Amend Sec. 5, page 5, lines 10 through 13, by striking out all of said lines and inserting

(d) Availability.—

(1) The data used for the construction of the State economic model and data generated by the State economic model shall be available:

(i) To the department, other administrative agencies and the General Assembly for use in the development of economic and employment programs and for the analysis of existing and proposed economic and employment policy and programs.

(ii) For other research purposes under paragraph (3).

(2) When this data is made available, the

Amend Sec. 5, page 5, line 15, by inserting a period after "PRESERVED"

Amend Sec. 5, page 5, lines 15 and 16, by striking out "EXCEPT WHEN NEEDED TO DETERMINE AND PROVE VIOLATIONS" in line 15, all of line 16 and inserting

(3) Upon majority vote, the Milrite Council shall determine, by regulation, standards and procedures for permitting requests for the use of data generated from the surveys of individual businesses, data used for the construction of the State economic model and data generated from the State economic model. Regulations under this paragraph shall include cost assessments for the use of the material. Lower costs may be assessed to government agencies, academic institutions, nonprofit institutions and the news media.

(e) Agreements.—The Milrite Council shall enter into agreements with the Governor and the General Assembly for the Milrite Council to prepare and carry out requested economic and employment research.

(f) Cooperation.—Administrative agencies shall provide assistance and information to the Milrite Council upon request. This subsection includes such confidential information as the Milrite Council deems necessary for carrying out its duties under this act.

(g) Cost effectiveness.—The economic research capability shall be created in a cost-effective manner. The Milrite Council shall periodically review the costs and usefulness of the State economic model. When possible and appropriate, existing data from other administrative agencies shall be used. Surveys and field investigations shall seek data or confirmation of data not available from other administrative agencies.

Amend Sec. 6, page 5, line 18, by striking out "The" and inserting

A

Amend Sec. 6, page 6, lines 16 through 18, by striking out all of said lines and inserting

(3) Encourage, taking into consideration the size of a business, the use of the following voluntary, recommended standards of behavior whenever a plant closing or major layoff occurs:

Amend Sec. 6, page 9, lines 10 through 25, by striking out all of said lines

Amend Sec. 6, page 10, by inserting between lines 5 and 6

(4) Assist the formation and operation of labor and management cooperative programs or joint efforts between employees and employers toward job retention, retraining or job placement.

Amend Bill, page 10, lines 13 through 16, by striking out all of said lines and inserting

An officer or employee of the Commonwealth who intentionally or knowingly discloses confidential information obtained under the authority of this act commits a misdemeanor of the third degree.

Section 9. Staff.

The Milrite Council may hire staff as it deems necessary to carry out the purposes of this act.

Section 10. Project development study.

(a) Undertaking.—The Milrite Council shall undertake a project development study of the economic research capability authorized under section 5. The study shall determine the most cost-effective research capability to be initially developed and utilized.

(b) Cooperation.—The Milrite Council shall work in cooperation with the Joint State Legislative Committee on Jobs and the Economy, created under section 11.

Section 11. Joint State Legislative Committee on Jobs and the Economy.

(a) Creation.—The Joint State Legislative Committee on Jobs and the Economy is created to:

(1) Coordinate the interests of the Milrite Council and of the General Assembly.

(2) To function as a bipartisan legislative forum linked to the standing committee structure on jobs and economic policy.

(b) Membership.—The committee shall consist of the following 12 members:

(1) The four legislative members of the Milrite Council.

(2) The majority and minority chairmen of the Business and Commerce and Labor Relations Committees of the House of Representatives.

(3) The majority and minority chairmen of the Community and Economic Development and Labor and Industry Committees of the Senate.

Section 12. Appropriation.

The sum of \$200,000, or as much thereof as may be necessary, is hereby appropriated to the Milrite Council for the fiscal year July 1, 1985, to June 30, 1986, to carry out the provisions of this act. Section 301(11) of the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act, does not apply to money spent under this appropriation.

Amend Sec. 9, page 10, line 17, by striking out "9" and inserting

13

On the question,

Will the House agree to the amendments?

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

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is the product of negotiations which involved the sponsor of the bill, Mr. Daley, as well as the minority and majority chairs and staff of the Labor Relations Committee of the House. It does several things, and I am going to try to quickly highlight the major changes that would be made in the bill as a result of this amendment.

First of all, on page 1 of the amendment and on page 1 of the bill, you will find that there is a change in the title of the bill - changing it from the Business Retention and Development Act to the Economic and Employment Development Act.

The second major change is that whereas the legislation currently would require the Department of Commerce to conduct an annual business survey, the amendment proposes that that responsibility be given to the MILRITE (Make Industry and Labor Right in Today's Economy) Council.

Thirdly, the legislation also proposes that the Department of Commerce be responsible for developing an economic model. The amendment would give that responsibility to the MILRITE Council.

The bill with the amendment would continue to provide for the creation of a task force on business retention and development. It would make one change with respect to the voluntary standards of behavior, which are provided for in the legislation on page 6. Rather than the task force issuing a statement of policy, as a result of the amendment the language would read that the task force would "Encourage, taking into consideration the size of a business, the use of the following voluntary, recommended standards of behavior whenever a plant closing or major layoff occurs," and then those voluntary standards are enumerated in the same fashion as they were in the original bill.

Finally, the next and final significant change that would occur as a result of the amendment, if you would look to the last page of the amendment, there is language that provides for the creation of the Joint State Legislative Committee on Jobs and the Economy. This is a new concept, a new committee, and the makeup of that committee is outlined on page 5 of the amendment. It would include the four legislative members of the MILRITE Council, the majority and minority chairmen of the Business and Commerce and the Labor Relations Committees of the House, and the majority and minority chairs of the Community and Economic Development and the Labor and Industry Committees of the Senate.

The final two changes that would result with the amendment are, first, there would be a \$200,000 appropriation made to the MILRITE Council to implement the provisions of this legislation, and finally, for the purposes of spending that \$200,000, the MILRITE Council would be exempt from the Commonwealth Attorneys Act. In other words, they would be able to spend the \$200,000 without some of the procedures that have been required for other expenditures made through the council.

Mr. Speaker, that highlights the amendment. I would be happy to respond to any questions that members may have.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Chester, Mr. Pitts. Do you wish to speak?

Mr. PITTS. Yes, Mr. Speaker.

This is the result, as Mr. Cowell has said, of negotiations between both sides. It is a bipartisan compromise - agreed to by both sides. Representatives Cowell and Geist and Representative Daley and myself are the sponsors of the amendment, and I would urge the members on my side of the aisle to support this agreement. Thank you, Mr. Speaker.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Washington, Mr. Daley.

Mr. DALEY. Thank you, Mr. Speaker.

As Representative Pitts has said and Representative Cowell has said, this is an agreed-to amendment, sir.

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—195

Acosta	Dininni	Lashinger	Rieger
Afflerbach	Distler	Laughlin	Robbins
Angstadt	Dombrowski	Lescovitz	Roebuck
Argall	Donatucci	Levdansky	Rudy
Arty	Dorr	Levin	Ryan
Baldwin	Duffy	Linton	Rybak
Barber	Durham	Livengood	Saloom
Barley	Evans	Lloyd	Saurman
Battisto	Fargo	Lucy	Schuler
Belardi	Fattah	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	Miller	Stewart
Burns	George	Moehlmann	Stuban
Bush	Gladeck	Morris	Sweet
Caltagirone	Godshall	Mowery	Swift
Cappabianca	Greenwood	Mrkonc	Taylor, E. Z.
Carlson	Gruitza	Murphy	Taylor, F. E.
Carn	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	Noye	Telek
Cessar	Harper	O'Brien	Tigue
Chadwick	Hasay	O'Donnell	Trello
Civera	Hayes	Olasz	Truman
Clark	Herman	Oliver	Van Horne
Clymer	Hershey	Perzel	Veon
Cohen	Honaman	Petrarca	Vroon
Colafella	Howlett	Petrone	Wambach
Cole	Hutchinson	Phillips	Wass
Cordisco	Itkin	Piccola	Weston
Cornell	Jackson	Pievsky	Wiggins
Coslett	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pott	Wozniak
Deluca	Kasunic	Pressmann	Wright, D. R.
DeVerter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	
Davies	Kukovich	Reber	Irvis,
Dawida	Langtry	Reinard	Speaker

Deal

NAYS—0

NOT VOTING—1

Pratt

EXCUSED—7

Cimini  
Dietz

Haluska  
Letterman

Richardson  
Scheetz

Yandrisevits

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

On the question,

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

Mr. KUKOVICH offered the following amendments No. A3811:

Amend Bill, page 10, by inserting between lines 7 and 8 Section 7. Insurance benefits.

(a) Coverage.—The employer shall continue coverage of any health insurance benefits for each employee who loses employment as a result of a closing or other massive dislocation of employment, for six months or until the employee finds other full-time employment, whichever comes first.

(b) Standing.—Any employee affected by employer's non-compliance with subsection (a) may bring an action in the court of common pleas of the county in which the affected establishment is located.

(c) Damages.—The amount of damages shall be equal to the average weekly salary of an employee multiplied by the number of weeks during which the provisions of this act were violated by the employer.

Amend Sec. 7, page 10, line 8, by striking out "7" and inserting

8

Amend Sec. 8, page 10, line 12, by striking out "8" and inserting

9

Amend Sec. 9, page 10, line 17, by striking out "9" and inserting

10

On the question,

Will the House agree to the amendments?

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

Mr. KUKOVICH. Mr. Speaker, what the amendment does is put a provision in the legislation that would provide for continued coverage of insurance benefits that would currently be existing for employees who have been laid off or have lost their employment as a result of a plant closing or some sort of massive dislocation of employment. That would only last for a 6-month period or if employment were found, whichever comes first. This has been done in a number of other jurisdictions. I think it is probably the minimal thing we can do from a humane standpoint for those workers who have lost their jobs.

In my own district in some glass plants there have been some massive dislocations, massive layoffs when plant closings have occurred, and those individuals are left with almost no notice of the loss of their jobs. They are left with no insurance coverage whatsoever. I have seen firsthand individuals

and their families become ruined financially whenever that coverage has been lost, especially when they had very little notice or knowledge of the plant closing down or them losing their jobs.

I think this is a reasonable amendment. It creates little burden on the existing companies. I would ask for a favorable vote.

The SPEAKER. On the Kukovich amendment, the Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, this amendment took me a little bit by surprise. I really did not see it until just a little while ago, and that is not to suggest that it has not been around. I do not know whether it has been around or distributed for some time.

My first impression when I saw the amendment, though, was that it is not entirely unfair; it is not entirely objectionable to me, and so many of Mr. Kukovich's proposals are. But what did bother me about this particular proposal as being really unfair is that there is a damage provision in here that provides that if an employer fails to give that 6 months' coverage, then the employee is entitled to his full wages for the week. This is almost like a crimes penalty. This is not compensation; this is punitive damages that Mr. Kukovich would place on an employer. A man making \$300 or \$400 a week does not get a Blue Cross or a Blue Shield carryover on his insurance, which is worth, for the sake of argument, \$25 a week—and that is probably high—and the damages, as I see it, are equal to the average weekly salary of an employee multiplied by the number of weeks that the provisions of this act were violated. That, to me, smacks of punitive damages. I really wonder whether this is what Mr. Kukovich was intending to do, impose a punitive damage on a person regardless of whether it was an honest mistake on the part of the employer or whether it was done intentionally.

I did take the trouble to have my staff assistant speak to the Parliamentarian to see if it was possible to amend out the itemized paragraph of this amendment, and he properly ruled, in my judgment, that I could not divide the amendment to eliminate that particular paragraph. So under the circumstances, I am going to oppose the amendment.

For a couple of other reasons - I think in most cases the employees by their collective bargaining probably—and if they have not done it, they can do it—make provisions for this type situation. It is my understanding that the insurance laws of the Commonwealth have a provision that the group carrier must give the employee or the person leaving the group the opportunity to convert his insurance.

I am sure, given an opportunity, I could think of other reasons to oppose it, but the one that red-flags this particular amendment is the provision where an employer is going to have multiple damages - "multiple" in the sense of financial. Considering his violation, he could have 5, 10, 15, 20 times the penalty by reason of failing to give that insurance. For that reason I am voting "no" on this particular amendment.

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Kennedy, on the amendment.

Mr. KENNEDY. Mr. Speaker, may I ask the maker of the amendment a couple of quick questions, please?

The SPEAKER. The gentleman, Mr. Kukovich, indicates he will stand for interrogation. You are in order, and you may proceed.

Mr. KENNEDY. Mr. Speaker, I quote the language of the amendment, which says, "The employer shall continue coverage of any health insurance benefits for each employee who loses employment as a result of a closing..." The question I have, Mr. Speaker, is in many cases in Pennsylvania where particularly small businesses have closed as a result of chapter 11 proceedings because some of their customers perhaps did not pay them, if this amendment were inserted and this law passed and signed by the Governor, in cases where a small business or any business was devastated, shut down, and closed as a result of no pay by a customer of theirs, would you expect in that case or would this law still apply that that employer would have to continue to pay the Blue Cross/Blue Shield and any other health coverages he may have had for his employee at that time?

Mr. KUKOVICH. Mr. Speaker, under a chapter 11 bankruptcy, my intention was that this would not pertain. The purpose of the language is to try to address those instances, and again I am trying to address problems in my own district where companies have moved out even whenever the market was still there, whenever the product was still viable, and for different reasons, not because of their personal financial instability, they have moved out and could readily afford to pay. Under a chapter 11, I think it would be extremely difficult or impossible to try to hold a company that was bankrupt to comply.

Mr. KENNEDY. Mr. Speaker, quite often we all take situations that occur in a given municipality or a given legislative district and then hold the entire Commonwealth hostage. In this particular case I see a massive attack on small business particularly in Pennsylvania, to expect them to, under hardship circumstances - relocation of markets, high workers' compensation rates, product liability insurance premiums that they cannot afford - opt to, in fact, relocate or close their businesses.

I believe we should kill this amendment with every red vote in this House, because it is just another pin in the back of the spine of small business in this Commonwealth. Thank you.

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

Mr. COWELL. Mr. Speaker, would the maker of the amendment consent to further interrogation?

The SPEAKER. The gentleman, Mr. Kukovich, indicates he will stand for interrogation. You may proceed, Mr. Cowell.

Mr. COWELL. Mr. Speaker, I listened to part of the previous interrogation. It may have touched upon some of the questions that I have.

Mr. Speaker, is there anything in the amendment that deals with the kind of business that would be affected by this amendment, specifically the size of a business? Can it be any

business - a business with 2 employees as well as a business with 200 employees?

Mr. KUKOVICH. No. If a business has two or three employees and they have no health insurance coverage, obviously they are not included. The only thing that would be maintained for the 6-month period, or if the employee lost their job and prior to that found other employment, they would continue to get whatever coverage they had received while an employee.

Mr. COWELL. But, Mr. Speaker, if it was a small business and the entrepreneur did provide some kind of a health benefit to the secretary or two employees or three employees, then this would be applicable. Correct?

Mr. KUKOVICH. That is right.

Mr. COWELL. Is there anything in the legislation that speaks to the reasons for closing? I heard you respond to the previous gentleman's question indicating that it was not your intention that this would be applicable in cases of bankruptcy, but is there anything in the amendment that says that it would not be applicable in cases of bankruptcy or anything else in the amendment that spells out specific reasons for closing where this provision would be triggered?

Mr. KUKOVICH. In the body of the amendment, no. The language conforms with other plant-closing language in different jurisdictions but simply deals with the part that continues the coverage. Now, in other legislation what that normally means is unless there is a massive dislocation or if a company closes down due to severe economic curtailment, then it would not follow. But that language is not in the substance of this amendment.

Mr. COWELL. For somebody who would have to interpret this amendment, and this law then, what would they use as a guideline? Is there anything in this amendment that would allow one to interpret "closing" in anything less than the broadest sense?

Mr. KUKOVICH. In the case of bankruptcy, I think it would be clear that it would not follow. I think in other instances where maybe a company would move or close down simply because of financial folly, probably not.

Mr. COWELL. Final question, Mr. Speaker: How would existing contracts that perhaps provide for the continuation of health insurance benefit coverage be affected by this legislation? For instance, a contract that now says there may be 3 months' coverage or a contract that perhaps now says there might be 9 months' coverage. How would any other existing contracts be affected by this legislation?

Mr. KUKOVICH. I think this would probably supersede that.

Mr. COWELL. Would it supersede those contracts that may currently provide for continuation of benefits longer than 6 months?

Mr. KUKOVICH. No; I think just shorter than 6 months.

Mr. COWELL. Okay. Thank you, Mr. Speaker.

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

Mr. REINARD. Thank you, Mr. Speaker.

Mr. Speaker, I would like to pick up on some of the comments of Mr. Cowell in opposing this amendment.

The SPEAKER. You may proceed.

Mr. REINARD. I was going to ask the maker of the amendment what his definition of "closing" was. Unfortunately, it is not listed in the bill, and in his discussion with Mr. Cowell, he brought out that regarding closing, it does not matter whether or not we are talking about a massive dislocation, which the maker of the amendment is trying to address, but that we are talking about every business in Pennsylvania that may have a situation from one employee to a large number of employees that for some reason, which is again not explained in the amendment or the bill, decides to close in Pennsylvania.

As Mr. Ryan stated, there are procedures and provisions for employees to purchase insurance which was covered under a group policy. However, although I somewhat understand the reason for the maker's amendment, I have some strange and some strong reasons for opposing the amendment and imposing such an amendment on all businesses in Pennsylvania that will close, whether or not it is massive dislocation. For that reason, I will vote in the negative and would recommend that the members of the House also do so. Thank you, Mr. Speaker.

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

Mr. BORTNER. Would the maker of the amendment stand for one or two additional questions?

The SPEAKER. The gentleman, Mr. Kukovich, indicates he will stand for interrogation.

Mr. BORTNER. Mr. Speaker, I have just one pretty basic question. You have chosen the terms "closing" or "massive dislocation." Would that not affect the plant that then had perhaps 50 percent of the work force or two-thirds of the work force laid off if there was still some continuing employment at that plant?

Mr. KUKOVICH. No. The original concept, whenever we had dealt with this about 4 years ago in trying to come up with the idea, was unless the layoff was more than 15 percent. The purpose of this amendment is to make it an entire plant closing or a massive dislocation, which would mean the plant would entirely move from its existing site. So if a plant cut back on a large amount of their employees, it would not trigger this amendment.

Mr. BORTNER. My interpretation would be that if there was even a skeletal work force remaining, this amendment would not affect that displaced business.

Mr. KUKOVICH. That is correct.

Mr. BORTNER. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—66

Angstadt	Daley	Laughlin	Preston
Barber	Dawida	Lescovitz	Rybak
Belardi	Deal	Levdansky	Saloom
Bortner	Dombrowski	Linton	Seventy
Boyes	Duffy	McHale	Stewart
Caltagirone	Durham	Manderino	Taylor, F. E.
Cappabianca	Fattah	Mayernik	Tigue
Carn	Fee	Michlovic	Trello
Cawley	Fischer	Mrkonic	Truman
Clark	Freeman	Murphy	Van Horne
Cohen	Gallagher	O'Donnell	Veon
Colafella	Gamble	Olasz	Wiggins
Cole	George	Petrarca	Wozniak
Cordisco	Harper	Petrone	Wright, R. C.
Cowell	Josephs	Pievsky	
DeLuca	Kasunic	Pistella	
DeWeese	Kukovich	Pressmann	

NAYS—123

Acosta	Distler	Lashingier	Robbins
Afflerbach	Donatucci	Livengood	Rudy
Argall	Dorr	Lloyd	Ryan
Arty	Fargo	Lucyk	Saurman
Baldwin	Flick	McCall	Schuler
Barley	Foster, Jr., A.	McClatchy	Semmel
Battisto	Fox	McVerry	Serafini
Belfanti	Freind	Mackowski	Showers
Birmelin	Fryer	Maiale	Sirianni
Black	Gallen	Manmiller	Smith, B.
Blaum	Gannon	Markosek	Smith, L. E.
Book	Geist	Merry	Snyder, D. W.
Bowley	Gladeck	Micozzie	Snyder, G. M.
Bowser	Godshall	Miller	Staback
Brandt	Greenwood	Mochlmann	Stairs
Broujos	Gruitza	Morris	Steighner
Bunt	Gruppo	Mowery	Stevens
Burd	Hagarty	Nahill	Stuban
Burns	Hasay	Noye	Swift
Bush	Hayes	O'Brien	Taylor, E. Z.
Carlson	Herman	Oliver	Taylor, J.
Cessar	Hershey	Perzel	Telek
Chadwick	Honaman	Phillips	Vroon
Civera	Howlett	Piccola	Wambach
Clymer	Jackson	Pitts	Wass
Cornell	Jarolin	Pott	Weston
Coslett	Johnson	Punt	Wilson
Coy	Kennedy	Raymond	Wogan
DeVerter	Kenney	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, J. L.
Dininni	Langtry	Rieger	

NOT VOTING—7

Evans	Itkin	Pratt	Sweet
Hutchinson	Levin	Roebuck	

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question recurring,

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

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 Washington, Mr. Daley.

Mr. DALEY. Thank you, Mr. Speaker.

Mr. Speaker, have you ever looked into the crying eyes of a child, knowing that at night that child was going to bed hungry? Have you ever—

The SPEAKER. Mr. Daley, they are not that hardhearted, believe me. Go right ahead. You will get them.

Mr. DALEY. Thank you, Mr. Speaker.

If I may continue, Mr. Speaker. Thank you.

Have you ever shook the weather-worn hand of a 50-year-old unemployed worker who was crying, knowing that they will never have a job again? Have you ever contemplated child abuse or spousal abuse or crime or suicide because you lost your job? Have you ever been faced with the challenge of having to pay a mortgage, a car payment, heating bills, and food bills on less than \$200 a week, knowing your unemployment checks are going to be running out?

There is indeed an epidemic in this Commonwealth, a catastrophic cancer that is eating and eroding the very fiber of our great State, and that is plant closings, the permanent loss of jobs, with absolutely no geopolitical boundary. They affect every area of the Commonwealth - from the Lehigh Valley to the Mon Valley, from Beaver County to Montgomery County, and from the Pocono Mountains to Lake Erie.

Once great and thriving communities, Mr. Speaker, have been crippled and are on their knees and are crying out for help - the Lock Havens, the Clairtons, the Donoras, the Aliquippas. The cries go on and on because these communities are on the verge of bankruptcy. The communities and lives of thousands of people who have trusted and given their lives to one business and one company, they show up for work and find a notice posted on the gate that that plant has shut down and has shut down forever. This lack of community conscience, this lack of social concern, is appalling and callous and hardhearted.

According to a September 6, 1985, study, the real unemployment rate in Pennsylvania is around 16.4 percent, not 9 percent. Of the 20 highest metropolitan areas in the country, Beaver County ranks 7th in the country; Johnstown is 11th; and Sharon is 19th. Of the metropolitan areas in this country, in cities, the city of Pittsburgh ranks the highest unemployed area in this country; Philadelphia ranks seventh.

HB 793 is not a plant closing bill, Mr. Speaker; it is a business retention and development bill. Help me take that gun out of the hand of the desperate Pennsylvanian whose hope lies only in the barrel of that gun. Help me tell those communities that are on the verge of bankruptcy that we care and the aid will be coming and we are willing to help and not just with lip service. Help me, Mr. Speaker, tell the future generations of Pennsylvanians that they, too, shall have the inalienable right to work and live in a Pennsylvania where jobs can be found.

I ask for a positive, affirmative vote on this bill. Thank you very much.



The SPEAKER. The Chair does not know why they are calling you. Before you volunteer, you had better find out.

On final passage, the Chair recognizes the gentleman from Beaver, Mr. Laughlin.

Mr. LAUGHLIN. Mr. Speaker, no one could have said it more plainly nor more clearly nor more eloquently than my colleague, Mr. Daley. I second his remarks. Thank you, Mr. Speaker.

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—192

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

NAYS—2

Gallen	Kennedy
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NOT VOTING—2

Levin Pratt

EXCUSED—7

Cimini Haluska Richardson Yandrisevits  
Dietz Letterman Scheetz

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 SPEAKER. I told you they were not hardhearted, Mr. Daley. I knew you had them.

\* \* \*

The House proceeded to third consideration of **HB 358, PN 2224**, entitled:

An Act providing a procedure whereby economically disadvantaged municipalities may participate in State-funded programs requiring shared funding when they are unable to provide their share of the funds.

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

**BILL TABLED**

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that **HB 358, PN 2224**, be placed on the tabled calendar.

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

**BILL REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that **HB 358, PN 2224**, be returned to the active calendar.

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

\* \* \*

The House proceeded to third consideration of **HB 986, PN 1122**, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," further providing for the creation of new election districts in townships and boroughs.

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

The SPEAKER. The Chair recognizes the minority leader. Mr. RYAN. Mr. Speaker, I wonder if this bill could be held over for the day. I had questions with respect to the bill and the amendment that was offered by Mr. George. I spoke to

Mr. Foster, our chairman of the Local Government Committee, to find out the effect of this bill and the amendments on local governments. He was not sure. He suggested to me that the matter be held over to give him an opportunity to check to see what effect it has, and I think it would be a prudent way to do it. It is not going to become law with the Thanksgiving season on us, so I do not see that there is any harm.

The SPEAKER. The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, after the last general election, if Mr. Ryan would have asked me to do this, I would not have accommodated him, but I am not mad at him any longer, and I would be happy to accommodate the gentleman.

#### BILL PASSED OVER

The SPEAKER. HB 986 will go over for the day, without objection. The Chair hears no objection.

\* \* \*

The House proceeded to third consideration of **HB 466, PN 1633**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing that certain vehicles carrying hazardous materials stop at all railroad crossings.

On the question,

Will the House agree to the bill on third consideration?

Mr. LUCYK offered the following amendments No. A2372:

Amend Sec. 1, page 1, line 6, by striking out "Section 3342" and inserting

Sections 3342 and 6109(a)

Amend Sec. 1, page 1, line 7, by striking out "is" and inserting

are

Amend Sec. 1, page 3, by inserting between lines 11 and 12 § 6109. Specific powers of department and local authorities.

(a) Enumeration of police powers.—The provisions of this title shall not be deemed to prevent the department on State-designated highways and local authorities on streets or highways within their physical boundaries from the reasonable exercise of their police powers. The following are presumed to be reasonable exercises of police power:

(1) Regulating or prohibiting stopping, standing or parking.

(2) Regulating traffic by means of police officers or official traffic-control devices.

(3) Regulating or prohibiting processions or assemblages on highways.

(4) Designating particular highways or roadways for use by traffic moving in one direction as authorized in section 3308 (relating to one-way roadways and rotary traffic islands).

(5) Establishing speed limits for vehicles in public parks.

(6) Designating any highway as a through highway or designating any intersection or junction of roadways as a stop or yield intersection or junction.

(7) Prohibiting or restricting the use of highways at particular places or by particular classes of vehicles whenever the highway [or], portion of the highway or area or neighborhood adjacent to the highway may be seriously damaged by the use or whenever the movement of the vehicles or their cargo

would constitute a safety hazard. As used in this paragraph the term "cargo" includes, but is not limited to, hazardous waste.

(8) Regulating the operation of pedalcycles and requiring their registration and inspection, and the payment of a reasonable registration fee.

(9) Regulating or prohibiting the turning of vehicles or specified types of vehicles as authorized in section 3331 (relating to required position and method of turning).

(10) Altering or establishing speed limits as authorized in Subchapter F of Chapter 33 (relating to speed restrictions).

(11) Enforcement of speed restrictions authorized under Subchapter F of Chapter 33, except that speed restrictions may be enforced by local police on a limited access or divided highway only if it is patrolled by the local police force under the terms of an agreement with the Pennsylvania State Police.

(12) Designating no-passing zones as authorized in section 3307 (relating to no-passing zones).

(13) Prohibiting or regulating the use of designated streets by any class or kind of traffic.

(14) Establishing minimum speed limits as authorized in section 3364 (relating to minimum speed regulation).

(15) Regulating and temporarily prohibiting traffic on streets closed or restricted for construction, maintenance or special events.

(16) Prohibiting pedestrians from crossing a roadway in a business district or any designated highway except in a crosswalk.

(17) Restricting pedestrian crossings at unmarked crosswalks.

(18) Regulating persons propelling push carts.

(19) Regulating persons upon skates, coasters, sleds and other toy vehicles.

(20) Adopting and enforcing such temporary or experimental regulations as may be necessary to cover emergencies or special conditions.

(21) Regulating the operation of streetcars, the passing of streetcars by other vehicles and the driving upon streetcar tracks by other vehicles.

(22) Providing for and establishing procedures governing the removal and impounding of any vehicle parked on the highways or public property of the local authority in violation of any local ordinance adopted pursuant to the authority of this title or of any of the provisions of this title.

(23) Adopting such other traffic regulations as are specifically authorized by this title.

\* \* \*

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Schuylkill, Mr. Lucyk.

Mr. LUCYK. Mr. Speaker, last term we passed legislation which regulated the transport of nuclear waste along our highways of Pennsylvania. Right now in our Commonwealth many communities, many boroughs and townships are experiencing a problem with the transport of hazardous waste within their boundaries. What my amendment does is just allow a municipality to control the transport of hazardous waste within the community.

On the question recurring,

Will the House agree to the amendments?



**RULES SUSPENDED**

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

Mr. SAURMAN. Mr. Speaker, I move that the rules of the House be temporarily suspended so that I may offer for immediate consideration a resolution.

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

The following roll call was recorded:

**YEAS—189**

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

**NAYS—0**

**NOT VOTING—7**

Cowell	Levin	Micozzie	Preston
Hasay	Manderino	Pratt	

**EXCUSED—7**

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

A majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

**RESOLUTION ADOPTED**

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Saurman, who offers the following resolution, which the clerk will read.

The following resolution was read:

**House Resolution No. 205**

**A RESOLUTION**

Proclaiming December 1 through December 7, 1985, as "Home Health Care Week."

WHEREAS, Home health care is a vital health care service available to citizens of this Commonwealth; and

WHEREAS, Home health care services are given to patients regardless of their race, religion, nationality or ability to pay; and

WHEREAS, Home health services enable patients to be treated at home, thereby keeping family members together; and

WHEREAS, Home health care fosters more rapid recovery, earlier hospital discharge and reduced admissions to institutions; and

WHEREAS, Most persons prefer to remain with their families in the comfort and security of their homes; and

WHEREAS, The number and variety of treatments and therapies available to patients in their homes is increasing; and

WHEREAS, There is growing evidence that home health care is an economical means of treating patients; and

WHEREAS, The Governor of Pennsylvania has proclaimed December 1 through December 7, 1985, as "Home Health Care Week"; therefore be it

RESOLVED, That the House of Representatives hereby joins the Governor and asks the citizens of this Commonwealth to do likewise in recognition and appreciation of the valuable service provided by home health care agencies.

- George E. Saurman
- Jon D. Fox
- Robert D. Reber, Jr.
- Charles F. Nahill, Jr.
- Roy W. Cornell
- Raymond Bunt, Jr.
- Arthur D. Hershey
- Joseph M. Gladeck, Jr.
- Lois Sherman Hagarty

On the question,  
Will the House adopt the resolution?

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

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, this resolution just joins the Governor in proclaiming December 1 to December 7 as Home Health Care Week.

I would appreciate your affirmative vote. Thank you.

On the question recurring,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—3

Pratt	Preston	Sirianni
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EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

The question was determined in the affirmative, and the resolution was adopted.

**HB 982 RECONSIDERED**

The SPEAKER. The Chair is in receipt of a motion to reconsider the vote by which HB 982 was passed on this the 26th day of November. The motion is filed by the gentleman from Lehigh, Mr. Snyder.

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

The following roll call was recorded:

YEAS—188

Acosta	Deal	Kukovich	Reber
Afflerbach	Dininni	Langtry	Reinard
Angstadt	Distler	Lashinger	Rieger
Argall	Dombrowski	Laughlin	Robbins
Arty	Donatucci	Lescovitz	Rudy
Baldwin	Dorr	Levdansky	Ryan
Barber	Duffy	McCall	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	Maiale	Smith, B.
Bowser	Freeman	Manderino	Smith, L. E.
Boyes	Freind	Manmiller	Snyder, G. M.
Brandt	Fryer	Markosek	Staback
Broujos	Gallagher	Mayermik	Stairs
Bunt	Gallen	Merry	Steighner
Burd	Gamble	Michlovic	Stevens
Burns	Gannon	Micozzie	Stewart
Bush	Geist	Miller	Stuban
Caltagirone	George	Moehlmann	Sweet
Cappabianca	Gladeck	Morris	Taylor, E. Z.
Carlson	Godshall	Mowery	Taylor, F. E.
Carn	Greenwood	Mrkonic	Taylor, J.
Cawley	Gruitza	Murphy	Telek
Cessar	Gruppo	Nahill	Tigue
Chadwick	Hagarty	Noye	Trello
Civera	Harper	O'Brien	Truman
Clark	Hasay	O'Donnell	Van Horne
Clymer	Hayes	Olasz	Vroon
Cohen	Herman	Oliver	Wambach
Colafella	Hershey	Perzel	Wass
Cole	Honaman	Petrarca	Weston
Cordisco	Howlett	Petrone	Wiggins
Cornell	Hutchinson	Phillips	Wilson
Coslett	Itkin	Piccola	Wogan
Cowell	Jackson	Pievsky	Wozniak
Coy	Jarolin	Pistella	Wright, D. R.
Deluca	Johnson	Pitts	Wright, J. L.
DeVerter	Josephs	Pott	Wright, R. C.
DeWeese	Kasunic	Pressmann	
Daley	Kennedy	Punt	Irvis,
Davies	Kenney	Raymond	Speaker
Dawida	Kosinski		

NAYS—0

NOT VOTING—8

Bowley	Pratt	Roebuck	Swift
Levin	Preston	Snyder, D. W.	Veon

EXCUSED—7

Cimini	Haluska	Richardson	Yandrisevits
Dietz	Letterman	Scheetz	

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

On the question recurring,  
Shall the bill pass finally?

### BILL PLACED ON FINAL PASSAGE POSTPONED CALENDAR

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 982 as amended be placed on the final passage postponed calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1929** By Representatives MICOZZIE, RAYMOND, CIVERA, FREIND and ARTY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the seizure of suspended registration plates and registration cards and for seizure of revoked and suspended drivers' licenses.

Referred to Committee on TRANSPORTATION, November 26, 1985.

**No. 1930** By Representative COLAFELLA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the operation of certain motor vehicles without a certificate of inspection.

Referred to Committee on TRANSPORTATION, November 26, 1985.

**No. 1931** By Representatives DISTLER, CARLSON, CAWLEY, KOSINSKI, SEMMEL, BELFANTI, MICOZZIE, RAYMOND, MRKONIC, CIVERA, WILSON, WOGAN, JOHNSON, PERZEL, FISCHER, TRUMAN, J. TAYLOR, KASUNIC, HERMAN, MACKOWSKI, COSLETT and FOX

An Act amending the act of November 4, 1983 (P. L. 217, No. 63), known as the "Pharmaceutical Assistance Contract for the Elderly Act," further providing for participant copayment schedule.

Referred to Committee on HEALTH AND WELFARE, November 26, 1985.

**No. 1932** By Representatives GALLEN and DAVIES

An Act amending the act of April 16, 1866 (P. L. 105, No. 93), entitled "An act to authorize the inspectors and warden of any of the penitentiaries to permit the use of tobacco, by convicts, as a reward for good conduct," providing that inmates shall not receive tobacco at Commonwealth expense; and making editorial changes.

Referred to Committee on JUDICIARY, November 26, 1985.

**No. 1933** By Representatives DeWEESE, KASUNIC, DALEY, F. E. TAYLOR, PIEVSKY, PISTELLA, PETRONE, IRVIS, DOMBROWSKI, LANGTRY,

KUKOVICH, JOSEPHS, RYBAK, O'DONNELL, LLOYD, BELFANTI, TIGUE, MARKOSEK, CAWLEY, D. R. WRIGHT, SALOOM, KOSINSKI, LESCOVITZ, ANGSTADT, STABACK, DAWIDA, TRELLO, STAIRS, OLASZ, COWELL, MRKONIC, BOOK, SWEET, LEVDANSKY, SHOWERS, FATTAH, BELARDI, MAIALE, McVERRY, LASHINGER, TRUMAN, NOYE, FOX, ARTY, WOZNIAK, DUFFY, ITKIN and BURD

An Act making an appropriation to the Department of Community Affairs and Department of Environmental Resources for stream channel work and public building repairs in relation to damages caused by flood waters in certain counties.

Referred to Committee on APPROPRIATIONS, November 26, 1985.

**No. 1934** By Representatives DeWEESE, KASUNIC, DALEY, F. E. TAYLOR, PIEVSKY, PISTELLA, PETRONE, IRVIS, DOMBROWSKI, LANGTRY, KUKOVICH, JOSEPHS, RYBAK, O'DONNELL, LLOYD, BELFANTI, TIGUE, MARKOSEK, CAWLEY, D. R. WRIGHT, SALOOM, KOSINSKI, LESCOVITZ, ANGSTADT, STABACK, DAWIDA, TRELLO, STAIRS, OLASZ, COWELL, MRKONIC, BOOK, SWEET, LEVDANSKY, SHOWERS, FATTAH, BELARDI, MAIALE, McVERRY, LASHINGER, TRUMAN, NOYE, FOX, ARTY, WOZNIAK, DUFFY, ITKIN and BURD

An Act providing for grants to persons for property damaged or destroyed by flood; establishing the basis for the grants; providing further duties of the Department of Public Welfare; providing a penalty; and making an appropriation.

Referred to Committee on APPROPRIATIONS, November 26, 1985.

### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 204** By Representatives GEORGE, HASAY, WOZNIAK, STEWART, STEIGHNER, SHOWERS, JAROLIN, FREEMAN, LUCYK, LEVDANSKY and BLAUM

Amending House Resolution No. 152, adopted June 28, 1985, entitled "A resolution directing the House Conservation Committee to investigate the continuing management problems in the Department of Environmental Resources; and supplementing House Resolution 14 and 24," adding an appropriation.

Referred to Committee on RULES, November 26, 1985.

**CONSUMER AFFAIRS COMMITTEE MEETING**

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

Mr. LAUGHLIN. Mr. Speaker, the Committee on Consumer Affairs will have a meeting in the back of the House immediately upon adjournment for the purpose of reporting out HB 1680 that the majority leader feels is very important legislation.

**APPROPRIATIONS COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky, to announce a committee meeting.

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, immediately upon the adjournment call, the Appropriations Committee will meet in the majority caucus room.

Mr. Speaker, I would ask that the desk be open for reports of committees. Thank you, Mr. Speaker.

The SPEAKER. There will be no further votes taken on the floor of the House. The members are free to leave except for the committee members. Mr. Laughlin's committee and Mr. Pievsky's committee members are requested to remain. When we adjourn, we will have adjourned until next Tuesday, December 3. The Chair will remain open awaiting the reports of committees.

**WELCOME**

The SPEAKER. The Chair meant to put into the record an important announcement. David Taylor and Deron Haley from Allegheny County have been guest pages here today and were here yesterday. They were brought here by Representative George Pott. We welcome the two young men, and we are delighted to have them here.

**REMARKS SUBMITTED FOR THE RECORD**

The SPEAKER. For what purpose does the gentleman from Bucks, Mr. Reinard, rise in place?

Mr. REINARD. Mr. Speaker, I would just like to submit some comments for a matter of record.

The SPEAKER. The gentleman will send the remarks forward. The clerk will file them as of record.

Mr. REINARD 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 names of ten students in the Council Rock School District who recently participated in an essay contest on "Fire Safety in the Home."

Mr. Speaker, the contest was sponsored by the Society of Property and Casualty Underwriters and was cosponsored by the school district.

WHEREAS, Fire Safety in the home is an important subject for the entire family to discuss and practice. The knowledge of

understanding what to do in case of a fire can help save a life or prevent serious injury from occurring.

NOW THEREFORE, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the names of these outstanding students:

Janet Bert  
Cailin Cannon  
Caren Cosiewskin  
Christopher Hunter  
Matthew Kanefsky  
Eliza Katz  
Kathleen O'Brien  
Maureen Pindziak  
Tara Scanio  
Christy Wasserman

**REMARKS ON VOTE**

The SPEAKER. For what purpose does the gentleman from Warren, Mr. Bowley, rise?

Mr. BOWLEY. On the reconsideration motion on HB 982, I would like to be recorded in the affirmative.

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

**BILLS REPORTED FROM COMMITTEES,  
CONSIDERED FIRST TIME, AND TABLED****HB 1680, PN 2570 (Amended)**

By Rep. LAUGHLIN

An Act amending the act of June 6, 1980 (P. L. 197, No. 57), known as the "Optometric Practice and Licensure Act," reestablishing the State Board of Optometric Examiners; providing for its composition, powers and duties; further providing for renewal, revocation and suspension of licenses; providing for fees; and making repeals.

**CONSUMER AFFAIRS.****HB 1876, PN 2475**

By Rep. VAN HORNE

An Act amending the act of April 6, 1956 (1955 P. L. 1414, No. 465), known as the "Second Class County Port Authority Act," further providing for the board of the authority; and providing for a transit council, audits, service standards and the operation budget.

**URBAN AFFAIRS.****HB 1890, PN 2489**

By Rep. PIEVSKY

An Act amending the act of May 18, 1984 (P. L. 263, No. 62), entitled "A supplement to the act of (P. L. , No. ), entitled 'An act providing for the capital budget for the fiscal year 1983-1984,' itemizing public improvement projects, furniture and equipment projects, redevelopment assistance projects and transportation assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation, the Department of Community Affairs or the Pennsylvania Fish Commission, together with their estimated financial cost; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation or the Department of Community Affairs; stating the estimated useful life of the projects; authorizing issuing officials to undertake limited temporary borrowing through negotiated settlements; and making an appropriation," adding an additional project.

## APPROPRIATIONS.

**HB 1933, PN 2577** By Rep. PIEVSKY

An Act making an appropriation to the Department of Community Affairs and Department of Environmental Resources for stream channel work and public building repairs in relation to damages caused by flood waters in certain counties.

## APPROPRIATIONS.

**HB 1934, PN 2578** By Rep. PIEVSKY

An Act providing for grants to persons for property damaged or destroyed by flood; establishing the basis for the grants; providing further duties of the Department of Public Welfare; providing a penalty; and making an appropriation.

## APPROPRIATIONS.

**SB 774, PN 1261** By Rep. PIEVSKY

An Act amending the act of June 14, 1961 (P. L. 324, No. 188), entitled "The Library Code," further providing for State-aid for libraries.

## APPROPRIATIONS.

**BILLS REREPORTED FROM COMMITTEE****HB 784, PN 2568** (Amended)

By Rep. PIEVSKY

An Act amending the act of June 25, 1982 (P. L. 633, No. 181), known as the "Regulatory Review Act," further providing for agency submissions of rulemaking and for time periods for review of rulemaking; and making editorial changes.

## APPROPRIATIONS.

**HB 1505, PN 2344** By Rep. PIEVSKY

An Act amending the act of April 6, 1956 (1955 P. L. 1414, No. 465), known as the "Second Class County Port Authority Act," further providing for collective bargaining by the authority with its employees and their representatives; and making a repeal.

## APPROPRIATIONS.

**HB 1621, PN 2569** (Amended)

By Rep. PIEVSKY

An Act amending the act of August 31, 1971 (P. L. 398, No. 96), known as the "County Pension Law," further providing for supplemental benefits.

## APPROPRIATIONS.

**HB 1643, PN 2555** By Rep. PIEVSKY

An Act amending the act of October 27, 1955 (P. L. 744, No. 222), known as the "Pennsylvania Human Relations Act," further providing for definitions; prohibiting certain discriminatory acts and practices; and providing for the commission, its composition and compensation.

## APPROPRIATIONS.

**SB 964, PN 1637** (Amended)

By Rep. PIEVSKY

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), entitled "Liquor Code," further providing for the powers and duties of the Pennsylvania Liquor Control Board, adding provisions relating to payment of State taxes; further providing for penalties; and making editorial changes.

## APPROPRIATIONS.

**SB 1103, PN 1631** By Rep. PIEVSKY

An Act amending the act of June 22, 1970 (P. L. 378, No. 122), entitled "Nursing Home Administrators License Act," providing for the reestablishment and continuation of the State Board of Examiners of Nursing Home Administrators, for temporary and automatic suspensions of licenses, for reporting of multiple licensure, for civil penalties and for reports; further providing for the terms of office, meetings and compensation of members, for injunctions, for powers and duties of the board, for subpoenas, for examinations, for licenses, for suspension of licenses, for disciplinary proceedings and for restoration of licenses and registrations; providing for the fixing of fees; and making repeals.

## APPROPRIATIONS.

**SB 1114, PN 1632** By Rep. PIEVSKY

An Act amending the act of March 2, 1956 (1955 P. L. 1206, No. 375), entitled, as reenacted and amended, "Podiatry Act of 1956," reestablishing the State Board of Podiatry Examiners as the State Board of Podiatry; providing for its composition, powers and duties; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

## APPROPRIATIONS.

**SB 1115, PN 1633** By Rep. PIEVSKY

An Act amending the act of October 5, 1978 (P. L. 1109, No. 261), entitled "Osteopathic Medical Practice Act," reestablishing the State Board of Osteopathic Medical Examiners as the State Board of Osteopathic Medicine; providing for its composition, powers and duties; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

## APPROPRIATIONS.

**SB 1116, PN 1634** By Rep. PIEVSKY

An Act amending the act of May 22, 1951 (P. L. 317, No. 69), entitled, as amended, "The Professional Nursing Law," reestablishing the State Board of Nurse Examiners as the State Board of Nursing; providing for its composition, powers and duties; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

## APPROPRIATIONS.

**SB 1117, PN 1635** By Rep. PIEVSKY

An Act amending the act of March 2, 1956 (1955 P. L. 1211, No. 376), entitled "Practical Nurse Law," further providing for the practice of practical nursing; changing provisions relating to the issuance of licenses and the suspension and revocation of licenses; providing for fees; providing for penalties; and making repeals.

## APPROPRIATIONS.

**SUNSHINE NOTICE**

The SPEAKER. The clerk will read the sunshine notice.

The following communication was read:



House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

NOTICE  
SESSION TIME  
HOUSE OF REPRESENTATIVES

Notice is hereby given, in accordance with the Act of July 19, 1974, P.L. 486, No. 175, that the House of Representatives will convene in open session in the Hall of the House on the following date and time:

Wednesday, November 27, 1985 at 10:00 a.m.

John J. Zubeck  
Chief Clerk  
House of Representatives

November 26, 1985

House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

I hereby certify that thirty copies of the foregoing notice were delivered to the Supervisor of the Newsroom of the State Capitol Building in Harrisburg, and a copy was also posted on the bulletin board outside the main entrance to the Chief Clerk's Office on the following date:

Tuesday, November 26, 1985

John J. Zubeck  
Chief Clerk  
House of Representatives

November 26, 1985

**BILLS AND RESOLUTIONS PASSED OVER**

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

**ADJOURNMENT**

The SPEAKER. There being no further business to be brought before this day's session of the General Assembly, the Chair recognizes the gentleman from Philadelphia, Mr. Acosta.

Mr. ACOSTA. Mr. Speaker, I move that this House do now adjourn until Wednesday, November 27, 1985, at 10 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 4:50 p.m., e.s.t., the House adjourned.