

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

WEDNESDAY, MAY 28, 1986

SESSION OF 1986

170TH OF THE GENERAL ASSEMBLY

No. 38

### HOUSE OF REPRESENTATIVES

The House convened at 11 a.m., e.d.t.

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

##### PRAYER

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

Glorious Lord, Thou hast breathed into each one of us the breath of life and made us living children of Thine. Thou hast made us just a little lower than the angels and crowned us with glory and honor, and Thou hast endowed us with talents and abilities to rise above the world and conquer the whole of life. Now, O God, we turn to Thee with the assurance and confidence that we can rise to greater heights in Thy name, and we beseech Thee to inspire us to greater service in Thy kingdom so that all may be done to the glory of Thy blest name, world without end. Amen.

##### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

##### JOURNAL APPROVED

The SPEAKER. The Chair is informed that the Journal for Tuesday, February 18, 1986, is now in print. Unless the Chair hears objection, the Journal will stand as approved. The Chair hears no such objection.

##### JOURNAL APPROVAL POSTPONED

The SPEAKER. However, the Journal for Tuesday, May 27, 1986, is not yet in print, and until it is in print, without objection, the Chair will not call for approval, and the Chair hears no objection thereto.

##### BILLS REMOVED FROM TABLE

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

HB 599;  
HB 600;  
HB 1606;  
HB 2335; and  
HB 2479.

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 2479 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.

##### SENATE MESSAGE

##### ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate, May 27, 1986

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, June 2, 1986, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, June 2, 1986, unless sooner recalled by the Speaker of the House of Representatives.

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

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

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 2498** By Representatives HASAY and GEORGE

An Act amending the act of May 1, 1984 (P. L. 206, No. 43), known as the "Pennsylvania Safe Drinking Water Act," providing for notice to ratepayers of construction, repair or maintenance work on water systems.

Referred to Committee on CONSERVATION, May 28, 1986.

**No. 2499** By Representatives ITKIN, E. Z. TAYLOR, D. W. SNYDER, FREEMAN, MRKONIC, MORRIS, WAMBACH, RYBAK, TRUMAN, VROON, YANDRISEVITS, HOWLETT, BATTISTO, PISTELLA, HALUSKA, KUKOVICH, PUNT, TRELLO, PETRONE, OLIVER, AFFLERBACH, FARGO, MERRY, VAN HORNE, DISTLER, JOSEPHS, MICHLOVIC, JOHNSON, VEON, PERZEL, BROUJOS, SEVENTY, FOX, CESSAR, RICHARDSON and BARBER

An Act amending the act of November 24, 1976 (P. L. 1163, No. 259), referred to as the "Generic Equivalent Drug Law," requiring the department to publish updated formulary lists.

Referred to Committee on HEALTH AND WELFARE, May 28, 1986.

**No. 2500** By Representatives ITKIN, COWELL, SIRIANNI, O'DONNELL, PISTELLA, CALTAGIRONE, HALUSKA, PRESTON, TRELLO, DUFFY, BUNT, MURPHY and BELARDI

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," providing for the alteration of election districts; and authorizing the Secretary of the Commonwealth to make payments to counties.

Referred to Committee on STATE GOVERNMENT, May 28, 1986.

**No. 2501** By Representatives BUSH, MORRIS, HONAMAN, PETRONE, SIRIANNI, HALUSKA, GLADECK, LASHINGER, KUKOVICH, ANGSTADT, NAHILL, SHOWERS, CIMINI, BUNT, STABACK, J. TAYLOR, J. L. WRIGHT, ITKIN, HERMAN, McVERRY, BALDWIN, LANGTRY, FLICK, RAYMOND, BROUJOS, AFFLERBACH, DISTLER, CARLSON, JOHNSON, COY, E. Z. TAYLOR, FISCHER, HERSHEY, SEVENTY, HOWLETT, MICOZZIE, ARTY and FOX

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for an additional exemption from registration fees.

Referred to Committee on TRANSPORTATION, May 28, 1986.

**No. 2502** By Representative PETRARCA

An Act amending the act of July 17, 1961 (P. L. 659, No. 339), known as the "Pennsylvania Bituminous Coal Mine Act," providing for longwall and shortwall mining.

Referred to Committee on MINES AND ENERGY MANAGEMENT, May 28, 1986.

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED**

**No. 300** By Representatives MAYERNIK, McVERRY, VAN HORNE, DAWIDA, PRESTON, FATTAH, WAMBACH and VROON

Recognizing May 15, 1986, as Police Officers' Memorial Day and recognizing the week of May 11, 1986, as Police Officers' Memorial Week.

Referred to Committee on RULES, May 28, 1986.

**SENATE MESSAGE**

**AMENDED HOUSE BILL  
RETURNED FOR CONCURRENCE**

The clerk of the Senate, being introduced, returned **HB 401, PN 3440**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**SENATE MESSAGE**

**SENATE INSISTS ON AMENDMENTS  
NONCONCURRED IN BY HOUSE**

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HB 954, PN 2614**, and has appointed Senators CORMAN, WENGER and LEWIS a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

**ANNOUNCEMENT BY SPEAKER**

The SPEAKER. The Chair announces that it has appointed Representative Charles Nahill as a minority member to the Local Government Commission effective immediately and has notified the executive director of the Local Government Commission to that effect.

The clerk will file the announcement.

**LEAVES OF ABSENCE**

The SPEAKER. On leaves of absence, the Chair recognizes the gentleman from Lawrence, Mr. Fee.

Mr. FEE. Mr. Speaker, I do not see any leaves presently for the Democratic side.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Bedford County, Mr. DIETZ, for the day, and the lady from Chester County, Mrs. TAYLOR, for the day.

The SPEAKER. The Chair hears no objection to the granting of the leaves, and the leaves are therefore granted.

**CALENDAR****BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 2274**, **PN 3151**, entitled:

An Act amending the act of July 7, 1980 (P. L. 380, No. 97), known as the "Solid Waste Management Act," adding a definition; further providing for the definition of "solid waste;" further providing for powers and duties of the department and of the Environmental Quality Board; and providing for certain handling of coal ash.

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

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 2274 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.

\* \* \*

The House proceeded to second consideration of **HB 2385**, **PN 3316**, entitled:

An Act requiring State heating systems to be fueled by coal.

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

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 2385 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.

\* \* \*

The House proceeded to second consideration of **HB 2325**, **PN 3206**, entitled:

An Act amending the act of May 23, 1945 (P. L. 903, No. 362), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," further providing for membership on certain retirement boards.

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

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 2325 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 **SB 642**, **PN 1990**, entitled:

An Act amending the act of March 28, 1986 (P. L. , No. 25), entitled "An act providing for grants to persons for property damaged or destroyed by tornado or flood; establishing the basis for the grants; and making an appropriation," extending the provisions of this act to certain disasters occurring in calendar years 1984 and 1986; providing a moratorium on certain assessments; and making an appropriation.

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 SB 642 be placed upon 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 SB 642 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.

**REMARKS SUBMITTED FOR THE RECORD**

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

Mr. BUNT. Mr. Speaker, on personal privilege, I would like to present some remarks for the record.

The SPEAKER. The gentleman will send the remarks to the clerk. We will file them.

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

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

Mr. Speaker, on May 19, 1986, Roger N. Hunsicker will be officially recognized in an induction ceremony as an Eagle Scout.

Mr. Speaker, I would like to read to the Members of the House of Representatives the following Citation of Merit honoring Roger N. Hunsicker:

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

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

Mr. Speaker, it is my pleasure that I place in the Legislative Journal the name of Roger N. Hunsicker.

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

**HB 1184, PN 1396** By Rep. F. TAYLOR

An Act amending the act of December 1, 1977 (P. L. 237, No. 76), known as the "Local Economic Revitalization Tax Assistance Act," further defining the term "improvement"; and imposing a limitation on the tax reduction.

**BUSINESS AND COMMERCE.**

**SB 1040, PN 1288** By Rep. F. TAYLOR

An Act amending the act of December 5, 1972 (P. L. 1280, No. 284), entitled "Pennsylvania Securities Act of 1972," providing for cease and desist orders and summary cease and desist orders; increasing the statute of limitations for securities fraud; and further providing for the denial, suspension and revocation of registration of broker-dealers, agents and investment advisers.

**BUSINESS AND COMMERCE.**

**SB 1346, PN 2037** By Rep. F. TAYLOR

An Act providing for identification, possession and unlawful use of shopping carts, laundry carts, dairy cases, egg baskets, poultry boxes, bakery trays and bakery baskets; and providing a penalty.

**BUSINESS AND COMMERCE.**

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—197**

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

**ADDITIONS—1**

Cordisco

**NOT VOTING—0**

**EXCUSED—3**

Barber Dietz Taylor, E. Z.

**ADDITIONS AND DELETIONS OF SPONSORS**

The **SPEAKER**. Additions and deletions for sponsorships of bills have been filed by the majority leader. The clerk will file the list.

The following list was submitted:

**ADDITIONS:**

HB 661, Itkin; HB 822, Chadwick; HB 1630, Itkin; HB 1712, Itkin; HB 1776, Irvis; HB 1935, Fee; HB 2011, Petrone, Mayernik, Book; HB 2085, Book; HB 2086, Book; HB 2230, Belfanti; HB 2261, Fee; HB 2350, Richardson; HB 2352, Richardson; HB 2354, Richardson; HB 2370, Richardson; HB 2373, Richardson; HB 2374, Richardson; HB 2375, Robbins; HB 2394, McHale; HB 2418, Richardson; HB 2442, Fox; HB 2447, Argall; HB 2451, Kosinski, Blaum; HB 2454, Coy; HB 2459, Josephs, Richardson; HB 2460, Petrarca, Fox, Trello, Yandrisevits, Miller, Bortner; HB 2461, Petrarca, Josephs, Gamble, Lucyk, Kenney, Mayernik, Gruppo, Trello; HB 2468, L. E. Smith; HB 2469, Fox, Richardson, Colafella; HB 2472, Richardson, Petrarca, Langtry, Fischer, Cohen, Daley; HB 2474, Godshall, Flick, Itkin, Miller, Morris, Trello, Pressmann, Kosinski; HB 2476, Richardson; HB 2477, Murphy; HB 2483, Micozzie; HR 294, Wozniak, Richardson, Steighner, Raymond; HR 297, Colafella; HR 299, Fox, DeLuca, Fischer, Robbins, Gannon, Petrarca, J. J. Taylor, Cohen.

**DELETION:**

HR 282, Josephs.

**WELCOME**

The **SPEAKER**. We have a summer intern with the Judiciary Committee with us. His name is James Lavelle. He is a junior at Penn State. He is the guest, of course, of Representative DeWeese, Representative Baldwin, and Representative Lucyk. Welcome to the hall of the House, James.

**BILLS ON THIRD CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 2065, PN 2816**, entitled:

An Act amending the act of May 5, 1933 (P. L. 289, No. 105), known as the "Nonprofit Corporation Law," imposing certain requirements on degree granting foreign corporations.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

**YEAS—195**

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Letterman	Roebuck
Argall	Dorr	Levdansky	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman

Belardi	Fattah	McCall	Scheetz
Belfanti	Fee	McClatchy	Schuler
Birmelin	Fischer	McHale	Semmel
Black	Flick	McVerry	Serafini
Blaum	Foster	Mackowski	Seventy
Book	Fox	Maiale	Showers
Bortner	Freeman	Manderino	Sirianni
Bowley	Freind	Manmiller	Smith, B.
Bowser	Gallagher	Markosek	Smith, L. E.
Boyes	Gallen	Mayernik	Snyder, D. W.
Brandt	Gamble	Merry	Snyder, G.
Broujos	Gannon	Michlovic	Staback
Bunt	Geist	Micozzie	Stairs
Burd	George	Miller	Steighner
Burns	Gladeck	Moehlmann	Stevens
Bush	Godshall	Morris	Stewart
Caltagirone	Greenwood	Mowery	Suban
Cappabianca	Gruitza	Mrkonic	Sweet
Carlson	Gruppo	Murphy	Swift
Carn	Hagarty	Nahill	Taylor, F.
Cawley	Haluska	Noye	Taylor, J.
Cessar	Harper	O'Brien	Telek
Chadwick	Hasay	O'Donnell	Tigue
Cimini	Hayes	Olasz	Trello
Civera	Herman	Oliver	Truman
Clark	Hershey	Perzel	Van Horne
Clymer	Honaman	Petrarca	Veon
Cohen	Howlett	Petrone	Wambach
Colafella	Hutchinson	Phillips	Wass
Cole	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.
DeVertter	Kennedy	Preston	Wright, J. L.
DeWeese	Kenney	Punt	Wright, R. C.
Daley	Kosinski	Raymond	Yandrisevits
Davies	Kukovich	Reber	
Dawida	Langtry	Reinard	Irvis,
Deal	Lashinger	Richardson	Speaker
Dininni			

**NAYS—0**

**NOT VOTING—3**

Cordisco	Fryer	Vroon
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**EXCUSED—3**

Barber	Dietz	Taylor, E. Z.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passes finally.

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

\* \* \*

The House proceeded to third consideration of **SB 745, PN 2133**, entitled:

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

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

NAYS—0

NOT VOTING—4

Cordisco	Greenwood	Rudy	Wiggins
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EXCUSED—3

Barber	Dietz	Taylor, E. Z.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passes finally.

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

\* \* \*

The House proceeded to third consideration of **HB 2093, PN 2860**, entitled:

An Act amending the act of August 22, 1953 (P. L. 1344, No. 383), known as "The Marriage Law," further providing for marriage license applications.

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

NAYS—1

Hershey

NOT VOTING—3

Cordisco

Oliver

Wiggins

EXCUSED—3

Barber

Dietz

Taylor, E. Z.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passes finally.

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

\* \* \*

The House proceeded to third consideration of **HB 1782, PN 2291**, entitled:

An Act amending the act of April 25, 1929 (P. L. 723, No. 315), entitled "An Act regulating the investment of funds by administrative departments, boards, commissions, and officers of the State Government," further providing for investment of funds.

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—182

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

Cornell	Jarolin	Pistella	Wass
Coslett	Josephs	Pitts	Weston
Cowell	Kasunic	Pott	Wilson
Deluca	Kennedy	Pressmann	Wogan
DeVerter	Kenney	Preston	Wozniak
DeWeese	Kosinski	Punt	Wright, D. R.
Daley	Kukovich	Raymond	Wright, J. L.
Davies	Langtry	Reber	Yandrisevits
Dawida	Lashingier	Reinard	
Deal	Laughlin	Richardson	Irvis,
Dininni	Lescovitz	Rieger	Speaker

NAYS—9

Afflerbach	Flick	Johnson	Merry
Black	Hayes	Lloyd	Telek
Coy			

NOT VOTING—7

Birmelin	Gannon	Hagarty	Wright, R. C.
Cordisco	Greenwood	Wiggins	

EXCUSED—3

Barber Dietz Taylor, E. Z.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passes finally.

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

\* \* \*

The House proceeded to third consideration of **HB 2242, PN 3082**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for general health administration in cities of the third class.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—196

Acosta	Distler	Laughlin	Rieger
Afflerbach	Dombrowski	Lescovitz	Robbins
Angstadt	Donatucci	Letterman	Roebuck
Argall	Dorr	Levdansky	Rudy
Arty	Duffy	Linton	Ryan
Baldwin	Durham	Livengood	Rybak
Barley	Evans	Lloyd	Saloom
Battisto	Fargo	Lucyk	Saurman
Belardi	Fattah	McCall	Scheetz
Belfanti	Fee	McClatchy	Schuler
Birmelin	Fischer	McHale	Semmel
Black	Flick	McVerry	Serafini
Blaum	Foster	Mackowski	Seventy
Book	Fox	Maiale	Showers
Bortner	Freeman	Manderino	Sirianni
Bowley	Freind	Manmiller	Smith, B.
Bowser	Fryer	Markosek	Smith, L. E.
Boyes	Gallagher	Mayermik	Snyder, D. W.
Brandt	Gallen	Merry	Snyder, G.
Broujos	Gamble	Michlovic	Staback
Bunt	Gannon	Micozzie	Stairs
Burd	Geist	Miller	Steighner

Burns	George	Moehlmann	Stevens
Bush	Gladeck	Morris	Stewart
Caltagirone	Godshall	Mowery	Stuban
Cappabianca	Greenwood	Mrkonic	Sweet
Carlson	Gruitza	Murphy	Swift
Carn	Gruppo	Nahill	Taylor, F.
Cawley	Hagarty	Noye	Taylor, J.
Cessar	Haluska	O'Brien	Telek
Chadwick	Harper	O'Donnell	Tigue
Cimini	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
Cornell	Itkin	Pievsky	Weston
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	Yandrisevits
Davies	Kosinski	Reber	
Dawida	Kukovich	Reinard	Irvis,
Deal	Langtry	Richardson	Speaker
Dininni	Lashingner		

NAYS—0

NOT VOTING—2

Cordisco Wiggins

EXCUSED—3

Barber Dietz Taylor, E. Z.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passes finally.

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

\* \* \*

The House proceeded to third consideration of **HB 2243, PN 3083**, entitled:

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," further providing for the administration of public health.

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?

**MEMBER'S PRESENCE RECORDED**

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

**CONSIDERATION OF HB 2243 CONTINUED**

The **SPEAKER**. On final passage, the Chair recognizes the minority leader.

Mr. **RYAN**. May I interrogate one of the sponsors?  
The **SPEAKER**. Mr. Van Horne indicates he will stand for interrogation. You are in order, and you may proceed, Mr. Ryan.

Mr. **RYAN**. Thank you, Mr. Speaker.  
Mr. Speaker, HB 2242 and HB 2243 appear to be part of a package. When HB 2242 passed a moment ago, it was called to my attention—and I am really trying to get this straightened out in my own mind—it was called to my attention that under HB 2242, Mr. Speaker, as I understand it, you wanted to give the responsibility to the Department of Health to inspect these restaurants. Is that accurate?

Mr. **VAN HORNE**. Yes, sir.  
Mr. **RYAN**. It has been called to my attention, Mr. Speaker—and I do not know whether the gentleman is aware of it—that under reorganization the Department of Environmental Resources is now charged with that responsibility. Are you aware of that?

Mr. **VAN HORNE**. Mr. Speaker, just to give you some background, I believe in committee we discussed whether it was the Department of Health or DER, and counsel for Urban Affairs thought it was the Department of Health. I have no problem holding this until we get a clarification on that.

Mr. **RYAN**. Mr. Speaker, under the circumstances, I wonder if HB 2243 can be put on hold and if I can put in a reconsideration motion on HB 2242 until this question is answered by our respective staffs.

**BILLS PASSED OVER**

The **SPEAKER**. There being no objection, the Chair will pass over HB 2243 and HB 2244, and, of course, we will consider the motion to reconsider immediately when filed.

**HB 2242 RECONSIDERED**

The **SPEAKER**. The Chair recognizes the minority leader, who moves to reconsider the vote by which HB 2242 passed finally on this day, the 28th day of May 1986.

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

The following roll call was recorded:

YEAS—196

Acosta	Dombrowski	Lescovitz	Robbins
Afflerbach	Donatucci	Letterman	Roebuck
Angstadt	Dorr	Levdansky	Rudy
Argall	Duffy	Linton	Ryan
Arty	Durham	Livengood	Rybak
Baldwin	Evans	Lloyd	Saloom
Barley	Fargo	Lucyk	Saurman
Battisto	Fattah	McCall	Scheetz
Belardi	Fee	McClatchy	Schuler
Belfanti	Fischer	McHale	Semmel
Birmelin	Flick	McVerry	Serafini
Black	Foster	Mackowski	Seventy
Blaum	Fox	Maiale	Showers
Book	Freeman	Manderino	Sirianni
Bortner	Freind	Manmiller	Smith, B.
Bowley	Fryer	Markosek	Smith, L. E.
Bowser	Gallagher	Mayernik	Snyder, D. W.
Boyes	Gallen	Merry	Snyder, G.



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

NAYS—0

NOT VOTING—2

Cohen Cordisco

EXCUSED—3

Barber Dietz Taylor, E. Z.

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

On the question recurring,  
Shall the bill pass finally?

BILL PASSED OVER

The SPEAKER. Without objection, the gentleman, Mr. Van Horne, moves that that bill be passed over for today. The Chair hears no objection.

**COMMITTEE MEETING CANCELED**

The SPEAKER. The Chair now recognizes, to make an announcement of a committee meeting, the gentleman from Berks, Mr. Fryer.

Mr. FRYER. Mr. Speaker, the Local Government Committee meeting scheduled for tomorrow morning at 9:30 has been canceled due to a lack of a quorum. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

**COURTS SUBCOMMITTEE MEETING**

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

Mr. KOSINSKI. Thank you, Mr. Speaker.

The Subcommittee on Courts of the Judiciary Committee will meet today at either the recess or the adjournment, whichever comes first, in room 401 of the Main Capitol. We will consider HB 2072 and any other business that may come before the subcommittee. Thank you, Mr. Speaker.

**HEALTH AND WELFARE COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Pistella, to make an announcement.

Mr. PISTELLA. Mr. Speaker, I would like to call a meeting of the House Health and Welfare Committee immediately upon the call of the recess in the rear of the hall of the House.

The SPEAKER. The Chair thanks the gentleman.

Mr. Pistella, do you wish the Chair held open temporarily?

Mr. PISTELLA. Yes.

The SPEAKER. The Chair will be held open temporarily.

The members are free to leave. There will be no further voting in this day's session.

**REMARKS ON VOTES**

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

Mr. GANNON. Mr. Speaker, I was away from my seat on the vote on HB 1782. Had I been at my seat, I would have voted in the affirmative.

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

The Chair recognizes the gentleman from Chester, Mr. Vroon. Why do you rise?

Mr. VROON. Mr. Speaker, my vote was not recorded on HB 2065. If I had been in my seat, I would have voted 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 1543, PN 1933** By Rep. DeWEESE  
An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the protection of employment of crime victims.

JUDICIARY.

**HB 1763, PN 2262** By Rep. DeWEESE  
An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for time limitation regarding homicide by vehicle.

JUDICIARY.

**HB 2210, PN 3503 (Amended)** By Rep. DeWEESE

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for the regulation of telephone companies that provide recorded message calls.

**JUDICIARY.****HB 2454, PN 3442**

By Rep. PISTELLA

An Act providing for the use of State funds to expand a special supplemental food program for women, infants and children.

**HEALTH AND WELFARE.****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 before this day's session, the Chair recognizes the gentleman from Beaver, Mr. Veon.

Mr. VEON. Mr. Speaker, I move that this House do now adjourn until Monday, June 2, 1986, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 11:37 a.m., e.d.t., the House adjourned.