

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JUNE 24, 1986

SESSION OF 1986 170TH OF THE GENERAL ASSEMBLY

No. 49

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:

O God, Almighty and Everlasting, to Thee belongs the honor, the glory, and the praise for this day and all the blessings thereof. We are appreciative of Thy tender mercy toward the children of men, and we beseech Thee to continue Thy grace unto all mankind.

We recognize our need of Thee in all the affairs of life, and we ask Thee to be very near when we seek Thy help and counsel. We pray that Thou wilt challenge us with the unfinished tasks which Thou wouldst have us accomplish, and guide our steps in the fulfillment of the same. With Thy heavenly benediction resting upon us, forever and ever, world without end. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was enunciated by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. The Chair is informed that the Journal for Monday, June 23, 1986, is not yet in print, so the Chair will withhold the approval of that Journal until it is in print, without objection. The Chair hears no such objection.

FILMING PERMISSION

The SPEAKER. Mackenzie Carpenter is given permission of the floor for "The People's Business."

HOUSE BILLS INTRODUCED AND REFERRED

No. 2658 By Representative REBER

An Act amending the act of April 2, 1980 (P. L. 63, No. 26), known as the "Divorce Code," defining "increase in value."

Referred to Committee on JUDICIARY, June 24, 1986.

No. 2659 By Representatives REINARD, TRELLO, BLAUM, JOHNSON, SHOWERS, TRUMAN, STEVENS, MICOZZIE, HASAY, BUNT, CIVERA, LUCYK, KENNEY, RAYMOND, FISCHER, FOX, E. Z. TAYLOR and J. TAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing certain signs on side and rear windows.

Referred to Committee on TRANSPORTATION, June 24, 1986.

No. 2660 By Representatives REINARD, TRELLO, KUKOVICH, BOWSER, REBER, FREEMAN, GRUPPO, KOSINSKI, PRESSMANN, FATTAH, VROON, MRKONIC, BELARDI, HERMAN, RUDY, FISCHER, KASUNIC, BURD, LINTON, BUNT, CIVERA, COY, MAYERNIK, MILLER, STABACK, MORRIS, J. L. WRIGHT, FLICK, SEMMEL, RAYMOND, NAHILL, FOX, J. TAYLOR, HOWLETT, E. Z. TAYLOR, KENNEY, CARLSON, B. SMITH, JOHNSON, JOSEPHS, GANNON, BALDWIN, VEON and ACOSTA

An Act making an appropriation to the department of Community Affairs for grants to cities, boroughs, towns and townships for neighborhood crime watch programs.

Referred to Committee on APPROPRIATIONS, June 24, 1986.

No. 2661 By Representatives F. TAYLOR, L. E. SMITH and CLARK

An Act providing certain businesses with limitations and restrictions on liability and the dollar amount of damages in certain actions.

Referred to Committee on BUSINESS AND COMMERCE, June 24, 1986.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 319 By Representatives MERRY, DOMBROWSKI, BOWSER, CAPPABIANCA and BOYES

Memorializing the President, Congress and the Secretary of State to take appropriate and necessary action to devise a comprehensive strategy to reduce the risk of damage and threat to life posed by high water levels on the Great Lakes.

Referred to Committee on RULES, June 24, 1986.

No. 320 By Representatives GEIST, VROON, JOHNSON, J. L. WRIGHT, SEVENTY, BATTISTO, ANGSTADT, TRELLO, DISTLER, J. TAYLOR, NAHILL, CIVERA, RAYMOND, COY, BUNT, GREENWOOD, HALUSKA, GRUPPO, FOX, HERSHEY, PRESSMANN, WESTON, GLADECK, ACOSTA, HERMAN, ROBBINS, FISCHER, BOWSER, ARTY, PETRARCA, BLACK and HAYES

Promoting the goal that one person in every family in this Commonwealth be trained in CPR and first aid.

Referred to Committee on RULES, June 24, 1986.

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 1144;
- SB 1277;
- SB 1422; and
- SB 1451.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Fee. Are there any requests for leaves of absence, Mr. Fee?

Mr. FEE. Yes, Mr. Speaker. The gentleman from Washington, Mr. LESCOVITZ, for today, and the gentleman from Carbon, Mr. McCALL, for today.

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

The Chair recognizes the minority whip. Any requests, Mr. Hayes?

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Schuylkill County, Mr. ARGALL, for the day.

The SPEAKER. The gentleman's leave will be granted. The Chair hears no objection thereto.

MASTER ROLL CALL

The SPEAKER. The Chair will take the master roll call for the day. The members will proceed to vote.

The following roll call was recorded:

PRESENT—196

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

ADDITIONS—2

Scheetz Smith, L. E.

NOT VOTING—0

EXCUSED—3

Argall Lescovitz McCall

LEAVES CANCELED—1

McCall

SENATE MESSAGE**AMENDED HOUSE BILL
RETURNED FOR CONCURRENCE**

The clerk of the Senate, being introduced, returned **HB 1812, PN 3713**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE**HOUSE AMENDMENTS
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 1075, PN 2217**.

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House, as guests of the Philadelphia delegation, Alan Stasson, Bob O'Brien, Frank Felici, Elinda Fishman, Richard Hayden, Vincent Hughes, and Pat Owens. These men and women are candidates for the House of Representatives. Also, Diane Caruso, who is an aide, and Robert Watson, who is a Philadelphia student and an aide. Welcome to the hall of the House. We are glad to have you here.

A councilman of Whitehall Borough, George Sites, and another councilman from the same borough, Ray Miller, together with Maxine Horner, are here as the guests of Ray Book from Allegheny County. Welcome to the hall of the House.

**HOPEWELL HIGH SCHOOL
BASEBALL TEAM PRESENTED**

The SPEAKER. The Chair is informed that Beaver County has a championship triple-A State baseball team. The Chair invites the gentleman, Mr. Colafella, to come to the microphone to speak briefly about the achievements of the Hopewell High School triple-A state baseball champs.

Mr. COLAFELLA. Ladies and gentlemen, first of all, I would like for you to give a round of applause for the players and a few parents who came all the way here this morning from Beaver County, and they are up there in the balcony. I would appreciate a round of applause before I introduce the coach.

Mr. Speaker, I am honored today to have with me the coaches and the players of the Hopewell High School baseball team, who are the triple-A State baseball champions. This is the first time in the history of Beaver County that we have had a State championship baseball team, and here with me today is their baseball coach, Joe Colella, who will just say a word or two, and I will present him with a citation.

Mr. COLELLA. On behalf of the school district, I want to thank you people for honoring our baseball team. It was a

very thrilling experience. I am sure everybody involved will remember it for a lifetime. You can bet your money was well spent, and keep it coming to the Hopewell Area School District. Thank you.

Mr. COLAFELLA. Thank you, Mr. Speaker.

MEMBERS' PRESENCE RECORDED

The SPEAKER. The gentleman from Jefferson, Mr. Smith's name will be added to the master roll call. The gentleman from Lancaster, Mr. Scheetz's name will be added to the master roll call.

WELCOME

The SPEAKER. The Chair welcomes a former Representative and now a city councilman in the city of Pittsburgh, Steve Grabowski. He is the guest of the entire Allegheny County delegation.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES****HB 131, PN 3758 (Amended)**

By Rep. FRYER

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," further providing for the filling of a vacancy in the office of county commissioner.

LOCAL GOVERNMENT.**HB 2447, PN 3759 (Amended)**

By Rep. LETTERMAN

An Act amending the act of February 2, 1966 (1965 P. L. 1860, No. 586), entitled "An act encouraging landowners to make land and water areas available to the public for recreational purposes by limiting liability in connection therewith, and repealing certain acts," further providing for immunity relating to sports program use of property; for the immunity of the Commonwealth and its political subdivisions and for certain pleasure driving use.

GAME AND FISHERIES.**HB 2606, PN 3760 (Amended)**

By Rep. LETTERMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for cruelty to animals.

GAME AND FISHERIES.**HB 2651, PN 3746**

By Rep. FRYER

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), known as "The General County Assessment Law," providing for an adjustment in the rate of a dedicated tax for particular purposes in certain cases.

LOCAL GOVERNMENT.**HB 2655, PN 3737**

By Rep. PETRARCA

An Act providing for the establishment of an Emergency Bond Fund for anthracite deep mine operators.

MINES AND ENERGY MANAGEMENT.

BILL REREPORTED FROM COMMITTEE

HB 2594, PN 3650 By Rep. MANDERINO

An Act amending the act of December 22, 1981 (P. L. 518, No. 144), known as the "High Speed Intercity Rail Passenger Commission Act," further providing for the expiration of the commission.

RULES.

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 2594 be immediately recommitted for a fiscal note to the Committee on Appropriations.

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

WELCOME

The SPEAKER. The Chair is delighted to welcome to the hall of the House two very close friends of Representative Rick Cessar, Mr. and Mrs. Richard Panza. Mr. Panza is the president of the Sharpsburg Borough Council. Welcome to the hall of the House.

HB 433 RECONSIDERED

The SPEAKER. The Chair is in receipt of a motion to reconsider the vote by which HB 433 was passed on the 17th day of June.

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

The following roll call was recorded:

YEAS—189

Acosta	Dininni	Laughlin	Ryan
Afflerbach	Distler	Letterman	Rybak
Angstadt	Duffy	Levdansky	Saloom
Arty	Durham	Linton	Saurman
Baldwin	Evans	Livengood	Scheetz
Barley	Fargo	Lloyd	Schuler
Battisto	Fattah	Lucyk	Semmel
Belardi	Fee	McClatchy	Serafini
Belfanti	Fischer	McHale	Seventy
Birmelin	Flick	McVerry	Showers
Black	Foster	Mackowski	Sirianni
Blaum	Fox	Maiale	Smith, B.
Book	Freeman	Manderino	Smith, L. E.
Bortner	Freind	Manmiller	Snyder, D. W.
Bowley	Fryer	Markosek	Snyder, G.
Bowser	Gallagher	Mayernik	Staback
Boyes	Gallen	Merry	Stairs
Brandt	Gamble	Michlovic	Steighner
Broujos	Gannon	Micozzie	Stevens
Bunt	Geist	Miller	Stewart
Burd	George	Moehlmann	Stuban
Burns	Gladeck	Morris	Sweet
Bush	Godshall	Mowery	Swift
Caltagirone	Greenwood	Mrkonjic	Taylor, E. Z.

Cappabianca	Gruitza	Murphy	Taylor, F.
Carlson	Gruppo	Nahill	Taylor, J.
Cawley	Hagarty	O'Brien	Telek
Cessar	Haluska	O'Donnell	Tigue
Chadwick	Harper	Olasz	Trello
Cimini	Hasay	Perzel	Truman
Civera	Hayes	Petrarca	Van Horne
Clark	Herman	Petrone	Veon
Clymer	Hershey	Phillips	Vroon
Colafella	Honaman	Piccola	Wambach
Cole	Howlett	Pievsky	Wass
Cordisco	Hutchinson	Pistella	Weston
Cornell	Itkin	Pitts	Wiggins
Coslett	Jackson	Pott	Wilson
Cowell	Jarolin	Pressmann	Wogan
Coy	Johnson	Preston	Wozniak
Deluca	Josephs	Punt	Wright, D. R.
DeVerter	Kasunic	Raymond	Wright, J. L.
DeWeese	Kennedy	Reber	Wright, R. C.
Daley	Kenney	Reinard	Yandrisevits
Davies	Kosinski	Rieger	
Dawida	Kukovich	Robbins	Irvis,
Deal	Langtry	Roebuck	Speaker
Dietz	Lashingier	Rudy	

NAYS—0

NOT VOTING—9

Barber	Dombrowski	Dorr	Oliver
Carn	Donatucci	Noye	Richardson
Cohen			

EXCUSED—3

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

On the question recurring,
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, now the Chair rescinds its announcement that the bill has been agreed to for the third time as amended. The Chair hears no objection.

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

AMENDMENT A2338 RECONSIDERED

The SPEAKER. The Chair has before it a motion to reconsider the vote whereby amendment A2338 was defeated on the 17th day of June.

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

The following roll call was recorded:

YEAS—190

Acosta	Dininni	Langtry	Robbins
Afflerbach	Distler	Lashingier	Roebuck
Angstadt	Donatucci	Laughlin	Rudy
Arty	Dorr	Letterman	Ryan
Baldwin	Duffy	Levdansky	Rybak
Barley	Durham	Linton	Saloom
Battisto	Evans	Livengood	Saurman
Belardi	Fargo	Lloyd	Scheetz
Belfanti	Fattah	Lucyk	Schuler
Birmelin	Fee	McHale	Semmel

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

NAYS—0

NOT VOTING—8

Barber	Cohen	McClatchy	Smith, B.
Blaum	Dombrowski	Richardson	Wiggins

EXCUSED—3

Argall	Lescovitz	McCall
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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. A2338:

Amend Title, page 1, line 1, by inserting after "Regulating" certain

Amend Sec. 1, page 1, line 4, by inserting after "sales;" owner-occupied

Amend Sec. 1, page 2, lines 15 through 30; page 3, lines 1 through 15, by striking out all of said lines on said pages and inserting

(a) Fair market value.—No sheriff's sale or writ of execution against one or two family owner-occupied residential real estate in a mortgage foreclosure proceeding shall be valid nor shall a deed be delivered unless, prior thereto, a court-appointed appraiser has determined and published the fair market value of the residence based upon competent evidence, including, but not limited to, the original purchase price of the property and such appreciation customary for a property of comparable size, condition and location in its vicinity. The costs of the appraisal shall be added to the costs of the sale. The foreclosing creditor may petition the court to issue an order requiring the owner of the prop-

erty to permit the appraiser to enter the premises for the purpose of making the appraisal.

(b) Minimum sale price.—No sheriff's sale or writ of execution against one or two family owner-occupied residential real estate in a mortgage foreclosure proceeding shall be valid nor shall a deed be delivered if the proceeds of the sale are less than 60% of the value of the property interest being sold. The value of the property interest being sold shall equal the fair market value as determined in subsection (a) minus the balance due on any lien that would remain on the property after consummation of the sheriff's sale and taking into account any other record interests in the property that would remain valid after consummation of the sheriff's sale.

(c) Payment by successful bidder.—A successful bidder at a sheriff's sale shall deposit not less than 5% of the total amount of the purchase money bid on the date of the sale and shall pay the remainder to the sheriff within 60 days.

(d) Additional sales.—In the event the requirements of subsection (b) are not met at the sale of the property or a successful bidder is unable to complete payment within 60 days, the sheriff shall put the property up for sale again in accordance with the provisions of this act. Such additional sale shall be held within 30 days of notice being given pursuant to subsection (e) or at such time as provided by local rule of court but not to exceed 45 days.

(e) Notice.—Notice under this act shall be provided in accordance with the following:

(1) Causing a notice listing the property to be sold and the information in paragraph (3) to be placed in a newspaper of general circulation, as defined by 45 Pa.C.S. Ch. 3 (relating to legal advertising), which is circulated in the political subdivision where the sale will be held.

(2) Posting a copy of the notice prominently at the principal office of the agency holding the sale or at the public building in which the sale is to be held.

(3) The notice shall state the fair market value of the property, the balance due on any lien and any other interest of record that would remain on the property after the consummation of the sheriff's sale.

(f) Poundage.—If the successful bidder is the plaintiff, so long as said plaintiff shall take title to the property by accepting delivery of sheriff's deed and recording the same, any poundage which may be payable to the sheriff on the cash amount paid by the plaintiff, in excess of the indebtedness due to the plaintiff to meet the requirements of subsection (b), shall be waived.

(g) Other remedies.—The remedies provided for by this act are in addition to any other remedies provided by law.

On the question recurring,

Will the House agree to the amendments?

**BILL PLACED ON THIRD CONSIDERATION
POSTPONED CALENDAR**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 433 be placed on the third consideration postponed calendar.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—189

Acosta	Dininni	Lashingar	Rudy
Afflerbach	Distler	Laughlin	Ryan
Angstadt	Dombrowski	Letterman	Rybak
Arty	Donatucci	Levdansky	Saloom
Baldwin	Dorr	Livengood	Saurman
Barley	Duffy	Lloyd	Scheetz

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

NAYS—0

NOT VOTING—9

Barber	Haluska	Linton	Richardson
Cohen	Hutchinson	McClatchy	Smith, B.
Deal			

EXCUSED—3

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

CALENDAR

BILLS ON SECOND CONSIDERATION

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

HB 1776, PN 3310; HB 2308, PN 3688; HB 2330, PN 3569; SB 1389, PN 2249; SB 1390, PN 2250; HB 823, PN 942; HB 1698, PN 3753; HB 2106, PN 3754; HB 2469, PN 3463; HB 459, PN 3751; and SB 598, PN 2108.

* * *

The House proceeded to second consideration of **HB 1488, PN 3716**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding common pleas judges in Northampton, Columbia, Montour, Delaware, Armstrong, Franklin, Fulton and Bradford Counties.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 1488 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 2072, PN 3668; HB 1166, PN 3752; HB 2341, PN 3570; SB 1145, PN 2268; and HB 2120, PN 3630.

* * *

The House proceeded to second consideration of **HB 2429, PN 3632**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, including enforcement officers and investigators in the Office of Attorney General within the definition of "enforcement officer" for retirement purposes.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 2429 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 **SB 1412, PN 2129**, entitled:

An Act amending the act of December 20, 1985 (P. L. 483, No. 113), entitled "Tax-Exempt Bond Allocation Act," further providing for selection of projects using county allocations.

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 SB 1412 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 841, PN 960**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, establishing the priority of advances made under certain mortgages; and providing for the rights of mortgagees, mortgagors and other parties with respect to certain mortgages.

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 841 be placed upon the table.

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

* * *

The House proceeded to third consideration of **HB 1792, PN 3642**, entitled:

An Act amending the act of May 21, 1943 (P. L. 349, No. 162), entitled as amended, "An act requiring political subdivisions to refund certain taxes, license fees, penalties, fines or moneys paid thereto, and providing procedure for obtaining such refunds," requiring interest to be paid on certain overpayments of taxes.

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—198

Acosta	Dietz	Langtry	Robbins
Afflerbach	Dininni	Lashingier	Roebuck
Angstadt	Distler	Laughlin	Rudy
Arty	Dombrowski	Letterman	Ryan
Baldwin	Donatucci	Levdansky	Rybak
Barber	Dorr	Linton	Saloom
Barley	Duffy	Livengood	Saurman
Battisto	Durham	Lloyd	Scheetz

Belardi	Evans	Lucyk	Schuler
Belfanti	Fargo	McClatchy	Semmel
Birmelin	Fattah	McHale	Serafini
Black	Fee	McVerry	Seventy
Blaum	Fischer	Mackowski	Showers
Book	Flick	Maiale	Sirianni
Bortner	Foster	Manderino	Smith, B.
Bowley	Fox	Manmiller	Smith, L. E.
Bowser	Freeman	Markosek	Snyder, D. W.
Boyes	Freind	Mayernik	Snyder, G.
Brandt	Fryer	Merry	Staback
Broujos	Gallagher	Michlovic	Stairs
Bunt	Gallen	Micozzie	Steighner
Burd	Gamble	Miller	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.
Cawley	Gruitza	Noye	Taylor, J.
Cessar	Gruppo	O'Brien	Telek
Chadwick	Hagarty	O'Donnell	Tigue
Cimini	Haluska	Olasz	Trello
Civera	Harper	Oliver	Truman
Clark	Hasay	Perzel	Van Horne
Clymer	Hayes	Petrarca	Veon
Cohen	Herman	Petrone	Vroon
Colafiglia	Hershey	Phillips	Wambach
Cole	Honaman	Piccola	Wass
Cordisco	Howlett	Pievsky	Weston
Cornell	Hutchinson	Pistella	Wiggins
Coslett	Itkin	Pitts	Wilson
Cowell	Jackson	Pott	Wogan
Coy	Jarolin	Pressmann	Wozniak
Deluca	Johnson	Preston	Wright, D. R.
DeVerter	Josephs	Punt	Wright, J. L.
DeWeese	Kasunic	Raymond	Wright, R. C.
Daley	Kennedy	Reber	Yandrisevits
Davies	Kenney	Reinard	
Dawida	Kosinski	Richardson	Irvis,
Deal	Kukovich	Rieger	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

Argall	Lescovitz	McCall
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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 passed finally.

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

WELCOMES

The SPEAKER. The Chair is pleased to present to the hall of the House, as the guest of the Philadelphia delegation, the new chairman of the Philadelphia Democratic Committee, Robert Brady.

Representative Rudy Dininni has as a guest page Derrick Miller of Steelton. Welcome to the hall of the House.

**BILLS ON THIRD
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 607, PN 3639**, entitled:

An Act providing for reimbursement by insurance companies, professional health service plan corporations, fraternal benefit societies and voluntary nonprofit health service plans for service performed by a registered nurse; and providing further duties of the Insurance Department.

On the question,

Will the House agree to the bill on third consideration?

Mr. SERAFINI offered the following amendments No. A3223:

Amend Title, page 1, line 4, by striking out "registered" and inserting

licensed

Amend Sec. 1, page 1, line 10, by striking out "Registered" and inserting

Licensed

Amend Sec. 2, page 1, by inserting after line 15 "Nurse" or "licensed nurse." A registered or practical nurse licensed under the laws of this Commonwealth.

Amend Sec. 4, page 3, line 8, by inserting after "Law,"

or licensed under the act of March 2, 1956 (1955 P.L.1211, No.376), known as the Practical Nurse Law,

Amend Sec. 4, page 3, line 11, by striking out "registered professional" and inserting

licensed

Amend Sec. 6, page 4, line 6, by inserting after "Law,"

or the act of March 2, 1956 (1955 P.L.1211, No.376), known as the Practical Nurse Law,

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, this amendment would include licensed practical nurses in the bill. Currently the bill does not include them, and if any of the reimbursable procedures in the bill were to be allowed to be performed by licensed practical nurses, they would then be included now instead of having to include them at a later date.

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

Mrs. ARTY. Thank you, Mr. Speaker.

A licensed practical nurse is a valuable member of the health care team, and certainly all due recognition and respect is given to those people who work with us as licensed practical nurses. However, Mr. Speaker, HB 607 applies and refers only to nurses in advanced practice, so that to seek the coverage for the licensed practical nurse is not realistic. In HB 607, only those nurses who are certified as professional nurse practitioners are covered by the provisions of the bill. So I would ask for a negative vote on my good friend, Mr. Serafini's amendment.

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

Mr. LINTON. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to the Serafini amendment. As Representative Arty has so stated, yes, the L.P.N.'s (licensed practical nurses) are in fact an acceptable and a very valuable part of the medical team. However, within the current provisions of this particular bill that we are trying to get through, it is not appropriate at this point in time that we allow L.P.N.'s to exist under this particular legislation.

Therefore, Mr. Speaker, I, too, would rise and ask for a negative vote on the Serafini amendment.

The SPEAKER. For the second time on the amendment, the Chair recognizes the gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, could I question the maker of the bill?

Mrs. ARTY. Yes, Mr. Speaker.

The SPEAKER. The lady, Mrs. Arty, indicates she will stand for interrogation. You may proceed, Mr. Serafini.

Mr. SERAFINI. Thank you.

Mr. Speaker, how many nurses would be included under this specific legislation as it is currently drafted?

Mrs. ARTY. Mr. Speaker, there are currently in Pennsylvania licensed to practice about 180,000 nurses as registered nurses. There are a number, about 70,000, of those people currently practicing as professional nurses in Pennsylvania. The provisions of HB 607 cover between 2,500 and 3,000 of that total number.

As an example, Mr. Speaker, if I may, as you know, I am a professional nurse, I do have a degree, but I am not covered by HB 607 because I am not certified in a particular specialty of practice. This covers only those people who are certified by the American Nurses Association in their particular specialty or nurse anesthetist.

Mr. SERAFINI. Well, am I then to believe that out of 180,000 nurses in the State, this particular legislation would only cover 2,500 to 3,000 nurses as it is currently written?

Mrs. ARTY. Yes, Mr. Speaker, that is so.

Mr. SERAFINI. One other question I have is, essentially what effect would this amendment have on your bill if those services, as designed by that legislation, are not supposedly covered by their ability to perform those services? Would it affect the bill in any adverse way if the practical nurses were included? I mean, would it have any effect whatsoever?

Mrs. ARTY. Mr. Speaker, the bill covers only those people who are professional nurse practitioners, who are certified as professional nurse practitioners, and those people must have an advanced educational degree or advanced practice so that they can apply to the American Nurses Association for certification in their particular specialty. A licensed practical nurse would not then be eligible for that certification requirement.

Mr. SERAFINI. Okay. Thank you.

Mr. Speaker, in closing, the amendment that I have drafted to HB 607 has been requested by approximately 80,000 nurses throughout the State who are currently licensed practical nurses. I can see no essential reason why this amendment should not be placed into this bill. As stated by Mrs. Arty, this

amendment would, in effect, have virtually no effect on the procedures of this legislation that are currently granted and drafted. It would only allow those 80,000-plus nurses to be included in any forms of procedures that may be or that might have a chance to be performed by their profession and eliminate our coming back at another time in the future to amend what we are currently dealing with today.

I would appreciate the support of this amendment to this bill and would like to reiterate the point that it really has no dramatic effect on the professional nurses and what they are covered for in this bill. It would only be an addition to it to preserve what I believe might be an error in the future that we might have to arrange and correct then. Thank you.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Lehigh, Mr. Pressmann.

Mr. PRESSMANN. Thank you, Mr. Speaker.

I rise in opposition to the amendment.

I have been very fortunate in my life that I was raised by a woman who is a nurse and I am married to a nurse. Neither of those women, who are both registered nurses, would be covered under this law as it is written. I believe that is proper. The law is to cover people who have very specific and very important training. The broadening of this bill will probably do nothing but kill it, so I think it is very important that we defeat this amendment and vote the bill out of the House. Thank you.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Northampton, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, would the lady, Mrs. Arty, stand for a brief period of interrogation?

The SPEAKER. Mrs. Arty indicates she will so stand. You are in order, and you may proceed, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, in terms of being qualified to participate in the kind of program your legislation would establish, it is my understanding that in a number of areas, L.P.N.'s can gain certification beyond their degree, such as in giving medication, such as in doing EKG's (electrocardiograms), and that sort of thing. Is there any way in which an L.P.N. would be able to be certified for the kind of services covered under your legislation short of receiving an R.N. (registered nurse) degree?

Mrs. ARTY. Mr. Speaker, you are quite correct; there is no way that an L.P.N. could be compensated by third-party reimbursement under the provisions of this bill. It simply cannot happen under this particular bill. This bill applies only—and I reiterate—it applies only to the nurse in advanced practice who has met the certification requirements of the American Nurses Association in a particular specialty, and the L.P.N. is not admitted to that specialty nor to that certification process.

So again, I would ask for a "no" vote on this amendment.

Mr. FREEMAN. I understand what the intention of the legislation is, but to get to the real meat of my question, is there any way in which an L.P.N. would be able to reach cer-

tification to provide the kind of services that are covered under your bill that normally would not be able to be given unless she was an R.N.?

Mrs. ARTY. No. No, there is not.

Mr. FREEMAN. Okay. Thank you very much.

Mrs. ARTY. Yes, sir.

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

Mr. BOOK. Mr. Speaker, I have a question for Representative Arty.

The SPEAKER. The lady indicates she will stand for further interrogation. You may proceed, sir.

Mr. BOOK. Could you tell me what the status of the L.P.N.'s will be if this amendment would pass?

Mrs. ARTY. Mr. Speaker, if that would pass, there simply is no application; there simply is no provision for an L.P.N. to be certified, because they have not met the requirements of the advanced degree. They could not be certified; therefore, they could not be eligible for reimbursement.

Mr. BOOK. Thank you, Mr. Speaker.

Mrs. ARTY. Yes, sir.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Berks, Mr. Gallen.

Mr. GALLEN. Further interrogation, Mr. Speaker.

The SPEAKER. The lady indicates she will stand for further interrogation. You may proceed.

Mr. GALLEN. I think what we are hearing here now is not only would L.P.N.'s not be eligible because of the wording of the bill, but R.N.'s would not be eligible unless they had certain advanced degrees. Is that correct?

Mrs. ARTY. Yes, sir. That includes me, Mr. Speaker.

MOTION TO RECOMMIT

Mr. GALLEN. Mr. Speaker, this bill is highly discriminatory because the bulk of the R.N.'s would not be included. It is another elitist bill by the Pennsylvania Nurses Association, and I move to have it recommitted to the Committee on Health and Welfare.

The SPEAKER. It is moved by the gentleman, Mr. Gallen, that HB 607 be recommitted, together with the offered amendment by Mr. Serafini, to the Health and Welfare Committee.

On the question,

Will the House agree to the motion?

The SPEAKER. On that question only, the Chair recognizes the lady from Delaware, Mrs. Arty.

Mrs. ARTY. Mr. Speaker, I understand Mr. Gallen's consideration; I understand his concern. The fact is that the bill says that only the professional nurse practitioner who is in advanced practice, who is certified—

The SPEAKER. Excuse me, Mrs. Arty.

Mrs. ARTY. Yes, sir.

The SPEAKER. You are limited in your arguments only to whether or not the bill should be recommitted and the reasons why or should not and the reasons why.

Mrs. ARTY. Yes, Mr. Speaker. I ask that the bill not be recommitted to the Health and Welfare Committee. The bill has come out of the Committee on Insurance where it was thoroughly heard in hearings. The bill has its merits. I think it is not an elitist bill. I am not covered by the provisions of this bill, but the people who are covered merit the considerations that HB 607 would allow to them.

The SPEAKER. Would the lady yield. You are drifting away from the argument, pro and con. Is the lady finished with her argument?

Mrs. ARTY. Yes, Mr. Speaker.

The SPEAKER. On the question, the Chair recognizes the gentleman from Lehigh, Mr. Pressmann.

Mr. PRESSMANN. Mr. Speaker, I rise in opposition to the gentleman's motion. To further delay this bill will delay something that has been long awaited, something that is very necessary in this Commonwealth. By changing this law we are going to allow people to practice sort of on their own, which in many ways is going to help with the cost of health care. I think that the gentleman's tactic is just to delay a decision that has long been awaited.

I ask you to vote "no" on the gentleman's motion. Thank you.

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

Mr. LINTON. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to the motion to recommit. This bill has been in the Insurance Committee, and it has also been in the Appropriations Committee. There has been a tremendous amount of study and input involved. The nurse practitioners who will be covered by this bill are those who are trained and able to function under the provisions of this bill.

Therefore, the bill is appropriate, and I would ask you to vote negative on the motion to recommit, Mr. Speaker.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—18

Birmelin	Fryer	Olasz	Sirianni
Bowser	Gallen	Piccola	Staback
Bunt	Godshall	Pitts	Stevens
Dietz	Hasay	Serafini	Swift
Dorr	Miller		

NAYS—177

Acosta	Dawida	Kukovich	Robbins
Afflerbach	Deal	Langtry	Roebuck
Angstadt	Dininni	Laughlin	Rudy
Arty	Distler	Letterman	Ryan
Baldwin	Dombrowski	Levdansky	Rybak
Barber	Donatucci	Linton	Saloom
Barley	Duffy	Livengood	Saurman
Battisto	Durham	Lloyd	Scheetz
Belardi	Evans	Lucyk	Schuler
Belfanti	Fargo	McClatchy	Semmel
Black	Fattah	McHale	Showers
Blaum	Fee	McVerry	Smith, B.
Book	Fischer	Mackowski	Smith, L. E.
Bortner	Flick	Maiale	Snyder, D. W.
Bowley	Foster	Manderino	Snyder, G.
Boyes	Fox	Manmiller	Stairs
Brandt	Freeman	Markosek	Steighner

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

NOT VOTING—3

Lashinger	Richardson	Seventy
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EXCUSED—3

Argall	Lescovitz	McCall
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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 following roll call was recorded:

YEAS—39

Barley	Dorr	Mackowski	Robbins
Belardi	Fox	Miller	Serafini
Birmelin	Gallen	Mowery	Sirianni
Black	Geist	Olasz	Staback
Blaum	George	Petrone	Stevens
Bunt	Gladeck	Phillips	Telek
Cappabianca	Godshall	Piccola	Tigue
Cawley	Hasay	Pistella	Trello
Coslett	Hayes	Preston	Wass
Deluca	Herman	Punt	

NAYS—156

Afflerbach	Dombrowski	Letterman	Ryan
Angstadt	Donatucci	Levdansky	Rybak
Arty	Duffy	Linton	Saloom
Baldwin	Durham	Livengood	Saurman
Barber	Evans	Lloyd	Scheetz
Battisto	Fargo	Lucyk	Schuler
Belfanti	Fattah	McClatchy	Semmel
Book	Fee	McHale	Seventy
Bortner	Fischer	McVerry	Showers
Bowley	Flick	Maiale	Smith, B.
Boyes	Foster	Manderino	Smith, L. E.
Brandt	Freeman	Manmiller	Snyder, D. W.
Broujos	Freind	Markosek	Snyder, G.
Burd	Fryer	Mayernik	Stairs
Burns	Gallagher	Merry	Steighner
Bush	Gamble	Michlovic	Stewart
Caltagirone	Gannon	Micozzie	Stuban
Carlson	Greenwood	Moehlmann	Sweet
Carn	Gruitza	Morris	Swift

Cessar	Gruppo	Mrkonic	Taylor, E. Z.
Chadwick	Hagarty	Murphy	Taylor, F.
Cimini	Haluska	Nahill	Taylor, J.
Civera	Harper	Noye	Truman
Clark	Hershey	O'Brien	Van Horne
Clymer	Honaman	O'Donnell	Veon
Cohen	Howlett	Oliver	Vroon
Colafella	Hutchinson	Perzel	Wambach
Cole	Itkin	Petrarca	Weston
Cordisco	Jackson	Pievsky	Wiggins
Cornell	Jarolin	Pitts	Wilson
Cowell	Johnson	Pott	Wogan
DeVerter	Josephs	Pressmann	Wozniak
DeWeese	Kasunic	Raymond	Wright, D. R.
Daley	Kennedy	Reber	Wright, J. L.
Davies	Kenney	Reinard	Wright, R. C.
Dawida	Kosinski	Richardson	Yandrisevits
Deal	Kukovich	Rieger	
Dietz	Langtry	Roebuck	Irvis,
Dininni	Lashinger	Rudy	Speaker
Distler	Laughlin		

NOT VOTING—3

Acosta	Bowser	Coy
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EXCUSED—3

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

On the question recurring,
Will the House agree to the bill on third consideration?
Mrs. ARTY offered the following amendment No. A3300:

Amend Sec. 4, page 3, lines 12 and 13, by striking out "usual and customary nursing services provided to patients in" and inserting
registered professional nurses who are employees of

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

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

Mrs. ARTY. Mr. Speaker, the amendment is mostly a technical amendment and changes the wording in the bill from "usual and customary nursing services provided to patients in health care facilities" to "registered professional nurses who are employees of health care facilities."

I ask for a "yes" on the amendment.

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

The following roll call was recorded:

YEAS—190

Acosta	Dininni	Lashinger	Roebuck
Afflerbach	Distler	Letterman	Rudy
Angstadt	Dombrowski	Levdansky	Ryan
Arty	Donatucci	Linton	Rybak
Baldwin	Duffy	Livengood	Saloom
Barber	Durham	Lloyd	Saurman
Barley	Fargo	Lucyk	Scheetz
Battisto	Fattah	McClatchy	Schuler
Belardi	Fee	McHale	Semmel
Belfanti	Fischer	McVerry	Serafini
Birmelin	Flick	Mackowski	Showers
Black	Foster	Maiale	Sirianni
Blaum	Fox	Manderino	Smith, B.
Book	Freeman	Manmiller	Smith, L. E.

Bortner	Freind	Markosek	Snyder, D. W.
Bowley	Fryer	Mayernik	Snyder, G.
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.
Carlson	Gruppo	Noye	Taylor, J.
Carn	Hagarty	O'Brien	Telek
Cawley	Haluska	O'Donnell	Tigue
Cessar	Harper	Olasz	Trello
Chadwick	Hasay	Oliver	Truman
Cimini	Hayes	Perzel	Van Horne
Civera	Herman	Petrarca	Veon
Clymer	Hershey	Petrone	Vroon
Cohen	Honaman	Phillips	Wambach
Cole	Howlett	Piccola	Wass
Cornell	Hutchinson	Pievsky	Weston
Coslett	Itkin	Pitts	Wiggins
Cowell	Jackson	Pott	Wilson
Coy	Jarolin	Pressmann	Wogan
Deluca	Johnson	Preston	Wozniak
DeVerter	Josephs	Punt	Wright, D. R.
DeWeese	Kasunic	Raymond	Wright, J. L.
Daley	Kennedy	Reber	Wright, R. C.
Davies	Kenney	Reinard	Yandrisevits
Dawida	Kosinski	Richardson	
Deal	Kukovich	Rieger	Irvis,
Dietz	Langtry	Robbins	Speaker

NAYS—2

Dorr	Evans
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NOT VOTING—6

Clark	Cordisco	Pistella	Seventy
Colafella	Laughlin		

EXCUSED—3

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

REMARKS ON VOTE

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

Mr. EVANS. Mr. Speaker, something was wrong with my button. It should have been a "yes" instead of a "no" on amendment A3300 to HB 607. I would never vote against my good colleague, Mary Ann Arty, never.

The SPEAKER. The gentleman's remarks indicating that he wishes to be recorded in the affirmative on the Arty amendment will be entered into the record.

CONSIDERATION OF HB 607 CONTINUED

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

MOTION TO REVERT TO PRIOR PRINTER'S NUMBER

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. Tigue.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a motion that we revert to PN 685 of HB 607, and I do so for two reasons. The first reason is the bill as originally drafted was to include all registered nurses, not someone who has a specialty or certification, as is in the latest printer's number.

Secondly, if you look closely at the bill, you will see in there where it talks about insurance policyholders. It says that if you belong to a group policy, you in fact will be covered and your practitioner, whether it is an R.N. or a certified nurse, would be allowed to be reimbursed. However, if you are not fortunate to have your employer pay for your medical insurance and you pay for it out of your own pocket, your nurse practitioner would not be reimbursed as a third-party practitioner under this bill.

So, therefore, I am saying that all registered nurses, if they provide any type of medical care, should be reimbursed as third-party providers, and also, anyone who has medical insurance, their insurance company should be able to cover this. So I make a motion that we revert to PN 685.

The SPEAKER. Moved by the gentleman from Luzerne, Mr. Tigue, that HB 607 be reverted to prior PN 685.

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

The SPEAKER. The Chair recognizes the gentleman from Lehigh, Mr. Pressmann, on the motion.

Mr. PRESSMANN. Mr. Speaker, I rise in opposition to the motion.

A long time ago when I was in college my political science professor said—a long, long time ago—that politics is the art of the possible. Although I support what Mr. Tigue is saying, that is not possible. I do not think we could do that.

The bill as it is presently drafted is the best that we can do. I think that we should stay with what we have right now. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Linton, on the motion.

Mr. LINTON. Very simply, Mr. Speaker, I just rise in opposition to reverting back to the prior printer's number. The issues that are related to the practical nurses are ones that nurse practitioners are addressed in this bill very appropriately, and I think we should vote on the bill under the current printer's number, Mr. Speaker. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Northumberland, Mr. Belfanti, on the motion.

Mr. BELFANTI. Thank you, Mr. Speaker.

I rise in support of the Tigue motion to revert to the prior printer's number. I believe that Mr. Gallen made a point earlier about discrimination within the nursing profession. I think Mr. Tigue's remarks are right on point, and I think that in due respect to my colleague, Mr. Pressmann, there is no

way for us to know whether or not this bill can pass including all professional nurses who are duly registered and certified to practice in the Commonwealth. Until we give it a try, I think that now is the time to do that and the prior printer's number is the proper way. Thank you.

The SPEAKER. On the question of reversion, the Chair recognizes the gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, I agree with Representative Tigue's motion to revert to the prior printer's number. With the concerns that this legislature currently faces relative to the escalating costs of health care, the restriction of legislation such as this in the profession of nursing would, in my opinion, have no alternative but to increase the cost of health care. To pull out of 180,000 nurses in this State 2,500 nurses and give them protection and consideration that is not available to the other members of that same profession, in my opinion, is protectionism and a direct link to increased health care costs in this State.

I support Representative Tigue's motion.

The SPEAKER. On the motion to revert, the Chair recognizes the lady from Delaware, Mrs. Arty.

Mrs. ARTY. Mr. Speaker, may I ask that the maker of the motion show me in PN 685 to HB 607—

The SPEAKER. The gentleman, Mr. Tigue, indicates he will stand for interrogation. You are in order and may proceed, Mrs. Arty, as soon as we are in order.

Mrs. Arty, you may proceed.

Mrs. ARTY. Mr. Speaker, would the maker of the motion to revert to the prior printer's number please show me in the original bill, in PN 685, where the provisions of this bill would cover all professional nurses in Pennsylvania.

Mr. TIGUE. Mr. Speaker, on page 2 of PN 685 where it says on line 25, "General rule.—When a service is performed by a registered professional nurse lawfully permitted to perform,..." et cetera. So the wording says registered professional nurse; it does not say anything about certified for specialties or any other restrictions.

Mrs. ARTY. Mr. Speaker?

The SPEAKER. Is the lady finished with her interrogation?

The lady may finish interrogation and then make a statement if she wishes.

Mrs. ARTY. Mr. Speaker, may I interrogate the maker of the motion?

The SPEAKER. You may continue.

Mrs. ARTY. All right.

Mr. Speaker, on line 25 of page 2 of that original printer's number, the language, "When a service is performed by a registered professional nurse lawfully permitted to perform that service...contract or certificate provides for reimbursement for that service,..." that does not necessarily mean that that person is not a professional nurse practitioner, and it refers to the nurse who is a professional nurse practitioner under the act. It does not refer to any registered nurse in the Commonwealth.

Mr. TIGUE. Okay. That is fine, but also, this would encompass many more nurses than it would under the latest

printer's number of this bill. And if I meant to say every registered nurse, that is not what I meant. It will definitely include anyone who is licensed to practice and could be reimbursed under the law, under the original intent of the bill. The latest printer's number would not allow for that.

Mrs. ARTY. Mr. Speaker, the intent of the legislation is to cover the professional nurse practitioner, and only the professional nurse practitioner in advanced practice in nursing is certified by the specialty board of the American Nurses Association. All of us are not so, and I ask that we not revert to the prior printer's number.

The SPEAKER. Those in favor of reversion to the prior printer's number, as advocated by the gentleman, Mr. Tigie, will vote "aye." Those opposed to reversion, as advocated by Mrs. Arty, will vote "no." "Yes" if you intend to revert; "no" if you do not.

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

The following roll call was recorded:

YEAS—40

Belardi	DeWeese	Howlett	Saloom
Belfanti	Dombrowski	Hutchinson	Serafini
Birmelin	Fee	Jarolin	Sirianni
Black	Fryer	Olasz	Staback
Blaum	Gallen	Petrarca	Stevens
Bowley	Geist	Phillips	Stuban
Cappabianca	George	Piccola	Telek
Cawley	Godshall	Pistella	Tigie
Coy	Harper	Robbins	Veon
Deluca	Hasay	Rudy	Wass

NAYS—155

Acosta	Dininni	Linton	Rieger
Afflerbach	Distler	Livengood	Roebuck
Angstadt	Donatucci	Lloyd	Ryan
Arty	Dorr	Lucyk	Rybak
Baldwin	Duffy	McClatchy	Saurman
Barber	Durham	McHale	Scheetz
Barley	Evans	McVerry	Schuler
Battisto	Fargo	Mackowski	Semmel
Book	Fattah	Maiale	Seventy
Bortner	Fischer	Manderino	Showers
Bowser	Flick	Manmiller	Smith, B.
Boyes	Foster	Markosek	Smith, L. E.
Brandt	Fox	Mayernik	Snyder, D. W.
Broujos	Freeman	Merry	Snyder, G.
Bunt	Freind	Michlovic	Stairs
Burd	Gallagher	Micozzie	Steighner
Burns	Gamble	Miller	Stewart
Bush	Gannon	Moehlmann	Sweet
Caltagirone	Greenwood	Morris	Swift
Carlson	Gruppo	Mowery	Taylor, E. Z.
Carn	Hagarty	Mrkonic	Taylor, F.
Cessar	Haluska	Murphy	Taylor, J.
Chadwick	Hayes	Nahill	Trelo
Cimini	Herman	Noye	Truman
Civera	Hershey	O'Brien	Van Horne
Clark	Honaman	O'Donnell	Vroon
Clymer	Itkin	Oliver	Wambach
Cohen	Jackson	Perzel	Weston
Colafella	Johnson	Petrone	Wiggins
Cole	Josephs	Pievsy	Wilson
Cordisco	Kasunic	Pitts	Wogan
Cornell	Kennedy	Pott	Wozniak
Coslett	Kosinski	Pressmann	Wright, D. R.
Cowell	Kukovich	Preston	Wright, J. L.
DeVerter	Langtry	Punt	Wright, R. C.
Daley	Lashinger	Raymond	Yandrisevits

Davies	Laughlin	Reber	
Dawida	Letterman	Reinard	Irvis,
Deal	Levdansky	Richardson	Speaker
Dietz			

NOT VOTING—3

Gladeck	Gruitza	Kenney
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EXCUSED—3

Argall	Lescovitz	McCall
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The question was determined in the negative, and the motion was 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 Berks, Mr. Gallen.

Mr. GALLEN. Will Mr. Pressmann stand for interrogation, Mr. Speaker?

The SPEAKER. Mr. Pressmann indicates he will so stand. You are in order, and you may proceed, Mr. Gallen.

Mr. GALLEN. Mr. Speaker, do you have any idea how many registered nurses there are in Pennsylvania?

Mr. PRESSMANN. I believe there are somewhere around 180,000.

Mr. GALLEN. And do you know how many of those 180,000 would receive any benefit from this bill or could be reimbursed for their services if this bill is enacted?

Mr. PRESSMANN. I am not sure of the number. Mrs. Arty mentioned the number before. I think it is around 2,500, if that is correct.

The SPEAKER. The Chair recalls that it was approximately 2,500; yes.

Mr. GALLEN. So we are saying that 2,500 registered nurses stand to be reimbursed if this bill becomes law and 175,000 would not.

Mr. PRESSMANN. Well, I think your math is a little off there, Mr. Speaker. That is correct; 2,500 people who are currently trained to do this kind of work would be eligible for reimbursement. I would remind the gentleman that the idea of this bill is we are looking at people with very specific advanced training in nursing, very specific advanced training who could better practice in a more independent situation.

Mr. GALLEN. They are registered nurses, however.

Mr. PRESSMANN. They are registered nurses.

Mr. GALLEN. That is all, Mr. Speaker.

I just caution the members of this House that you are walking into a buzz saw with this bill. Thank you, Mr. Speaker.

REMARKS ON VOTE

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

Mr. LETTERMAN. No, Mr. Speaker. I want to change a vote.

The SPEAKER. The gentleman will state the change.

Mr. LETTERMAN. On the motion by Mr. Tigue to revert to a prior printer's number on HB 607, I voted in the negative and wish to have voted in the affirmative.

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

CONSIDERATION OF HB 607 CONTINUED

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

Mrs. ARTY. Mr. Speaker, I think it is important to point out that all nurses who are employed, unless they are doing so as an act of charity, are reimbursed, but generally they are reimbursed by a person who has employed them. In this case the bill allows for nurses in advanced practice with the appropriate certification to be reimbursed directly by the insured or by the third party.

This is, Mr. Speaker, not a departure from what has happened in a number of other States in the United States. There are 20 to 25 States already having this provision in the law. It simply says that a nurse in advanced practice with the appropriate certification may be reimbursed directly without that reimbursement having to come through another person.

I ask, Mr. Speaker, for the support of the members of this House for HB 607.

On the question recurring,
Shall the bill pass finally?

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

YEAS—189

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

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

NAYS—6

Dietz	Fryer	Gladeck	Piccola
Dorr	Gallen		

NOT VOTING—3

Barber	Durham	Fee
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EXCUSED—3

Argall	Lescovitz	McCall
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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 passed finally.

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

REMARKS ON VOTE

The SPEAKER. Why does the gentleman from Franklin, Mr. Coy, rise in place?

Mr. COY. To correct the record, sir.

The SPEAKER. You may make the statement.

Mr. COY. On amendment 3223 to HB 607, my switch failed to function. I would like to be recorded in the negative.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **SB 936, PN 1889**, entitled:

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), entitled "The Insurance Company Law of 1921," authorizing stock insurers to establish more than one class or series of shares and to permit different voting rights according to the class of shares; and requiring alcohol abuse and dependency coverage.

On the question recurring,

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

Mr. WAMBACH offered the following amendment No. A3498:

Amend Bill, page 3, lines 7 through 30; pages 4 through 7, lines 1 through 30; page 8, lines 1 through 30, by striking out all of lines 7 through 30, page 3, all of lines 1 through 30, pages 4 through 7, all of lines 1 through 29 and "(B) THE REMAINDER OF THIS" in line 30 and inserting

Section 3. This

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

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

Mr. WAMBACH. Thank you, Mr. Speaker.

Mr. Speaker, amendment 3498 simply amends SB 936 by pulling out of it the amendment which I inserted in it in committee, which was the alcohol treatment amendment that has already become law in SB 935, signed by the Governor on June 11, 1986, under Act 64.

So I simply offer it as a cleanup amendment and request that all of the members of the House support it.

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

The following roll call was recorded:

YEAS—196

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

Coy	Johnson	Punt	Wright, D. R.
Deluca	Josephs	Raymond	Wright, J. L.
DeVerter	Kasunic	Reber	Wright, R. C.
DeWeese	Kennedy	Reinard	Yandrisevits
Daley	Kosinski	Richardson	
Davies	Kukovich	Rieger	Irvis,
Dawida	Langtry	Robbins	Speaker
Deal	Lashingier		

NAYS—0

NOT VOTING—2

Gannon	Kenney
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EXCUSED—3

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

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

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

Deluca	Kasunic	Raymond	Wright, J. L.
DeWeese	Kosinski	Reber	Wright, R. C.
Daley	Kukovich	Reinard	Yandrisevits
Davies	Langtry	Richardson	
Dawida	Lashingier	Rieger	Irvis,
Deal	Laughlin	Robbins	Speaker

NAYS—6

Bowser	Fargo	Kennedy	Smith, L. E.
DeVerter	Gallen		

NOT VOTING—2

Gannon	Kenney		
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EXCUSED—3

Argall	Lescovitz	McCall	
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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 passed 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 2210, PN 3503**, entitled:

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

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

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

The question is, shall the bill pass finally?

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

YEAS—191

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

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

NAYS—2

Josephs	Kukovich		
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NOT VOTING—5

Carn	Hutchinson	Kenney	Roebuck
Gannon			

EXCUSED—3

Argall	Lescovitz	McCall	
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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 passed finally.

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

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The House proceeded to third consideration of **SB 1421, PN 2041**, entitled:

An Act amending the act of July 12, 1972 (P. L. 762, No. 180), entitled "Intergovernmental Cooperation Law," further providing for direct purchases from certain vendors or suppliers of goods.

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

Amend Title, page 1, line 4, by removing the period after "goods" and inserting

; and providing for joint purchases with certain schools and private agencies.

Amend Sec. 1, page 1, line 9, by striking out "a section" and inserting

sections

Amend Sec. 1, page 2, by inserting between lines 21 and 22

Section 7.3. Any county or municipality may, by ordinance, authorize joint purchases of materials, supplies and equipment with any private school, parochial school, private college or university or nonprofit human services agency. Any such ordinance shall require that the school, college or agency shall be bound by the terms and conditions of purchasing agreements as the county or municipality shall prescribe and that the school, college or agency shall be responsible for payment directly to the vendor under each purchase contract. Schools, colleges and agencies

shall be exempt from any existing statutory requirements governing competitive bidding and execution of contracts with respect to purchases under this section.

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

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Miller, on the amendment.

Mr. MILLER. I thank the Speaker.

The amendment A3424 seeks to amend the Inter-governmental Cooperation Act by providing for the privilege of joint purchasing by private schools, parochial schools, private colleges or universities, and not-for-profit human service agencies. It would also provide that any piggyback purchasing, as it is more popularly known, would not require competitive bidding because the bid would be filed directly with the Commonwealth's bidding agency.

I would encourage the membership's support of the amendment. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—195

Acosta	Dietz	Langtry	Roebuck
Afflerbach	Dininni	Lashingier	Rudy
Angstadt	Distler	Laughlin	Ryan
Arty	Dombrowski	Letterman	Rybak
Baldwin	Donatucci	Levdansky	Saloom
Barber	Dorr	Linton	Saurman
Barley	Duffy	Livengood	Scheetz
Battisto	Durham	Lloyd	Schuler
Belardi	Evans	Lucyk	Semmel
Belfanti	Fargo	McClatchy	Serafini
Birmelin	Fattah	McHale	Seventy
Black	Fee	McVerry	Showers
Blaum	Fischer	Mackowski	Sirianni
Book	Flick	Maiale	Smith, B.
Bortner	Foster	Manderino	Smith, L. E.
Bowley	Fox	Manmiller	Snyder, D. W.
Bowser	Freeman	Markosek	Snyder, G.
Boyes	Freind	Mayernik	Staback
Brandt	Fryer	Merry	Stairs
Broujos	Gallagher	Michlovic	Steighner
Bunt	Gallen	Micozzie	Stevens
Burd	Gamble	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.
Carn	Gruitza	Nahill	Taylor, J.
Cawley	Gruppo	O'Brien	Telek
Cessar	Hagarty	O'Donnell	Tigue
Chadwick	Haluska	Olasz	Trello
Cimini	Harper	Oliver	Truman
Civera	Hasay	Perzel	Van Horne
Clark	Hayes	Petrarca	Veon
Clymer	Herman	Petrone	Vroon
Cohen	Hershey	Phillips	Wambach
Colafella	Honaman	Piccola	Wass
Cole	Howlett	Pievsky	Weston
Cordisco	Hutchinson	Pistella	Wiggins
Cornell	Itkin	Pitts	Wilson
Coslett	Jackson	Pott	Wogan
Cowell	Jarolin	Pressmann	Wozniak
Coy	Johnson	Punt	Wright, D. R.
Deluca	Josephs	Raymond	Wright, J. L.
DeVerter	Kasunic	Reber	Wright, R. C.

DeWeese	Kennedy	Reinard	Yandrisevits
Daley	Kenney	Richardson	
Davies	Kosinski	Rieger	Irvis,
Dawida	Kukovich	Robbins	Speaker
Deal			

NAYS—0

NOT VOTING—3

Gannon	Noye	Preston
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EXCUSED—3

Argall	Lescovitz	McCall
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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—197

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

DeWeese	Kennedy	Reber	Yandrisevits
Daley	Kenny	Reinard	
Davies	Kosinski	Richardson	Irvis,
Dawida	Kukovich	Rieger	Speaker
Deal	Langtry	Robbins	

NAYS—1

Gamble

NOT VOTING—0

EXCUSED—3

Argall Lescovitz McCall

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

WELCOME

The SPEAKER. The Chair welcomes to the hall of the House the former chairman of the Philadelphia Stock Exchange, John Egan, and Ronald Selzer, who is the finance chairman of the Bucks County Republicans. They are here as the guests of the entire Philadelphia Republican delegation. Welcome to the hall of the House. We are delighted to have you here.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Gamble. Why do you rise in place?

Mr. GAMBLE. Mr. Speaker, I inadvertently pushed the wrong button on SB 1421 and would like to be recorded in the affirmative.

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

WELCOMES

The SPEAKER. A guest page for the day is Miss Angela Herrider. She is here as a guest of Harold Mowery. She is a sophomore at Camp Hill High School. Welcome to the hall of the House.

Jeanne Waldner is also here as a guest page. She is also from Camp Hill. She will also be a sophomore at Camp Hill High School, and she also is the guest of Harold Mowery. Welcome to the hall of the House, Jeanne.

DEMOCRATIC CAUCUS

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

Mr. ITKIN. Mr. Speaker, the Democrats will go to lunch first and caucus at 1 o'clock.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the minority leader. Mr. RYAN. Mr. Speaker, the Republicans will caucus at 1:15.

AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER. Now for a committee announcement, the Chair recognizes the gentleman from Chester, Mr. Morris.

Mr. MORRIS. Thank you, Mr. Speaker.

The Agriculture Committee will meet in the rear of the hall of the House immediately after the declaration of the recess. The main item of business is SB 1298 and such other business as may be brought up.

ANNOUNCEMENT BY MR. COLE

The SPEAKER. The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Mr. Speaker, I have an announcement I would like to make.

The SPEAKER. The gentleman may make the announcement.

Mr. COLE. I would like to remind all those who are going to attend the rededication of the Pennsylvania Monument next Tuesday, if you have not made your bus reservations, today is the last day to make the reservations. If you would notify my office, I would appreciate it.

REMARKS ON VOTE

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

Mrs. DURHAM. Thank you, Mr. Speaker.

On final passage of HB 607, I was out of my seat. If I had been in my seat, I would have voted in the affirmative. Thank you.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 2458, PN 3452

By Rep. SALOOM

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," further providing for the sale of malt and brewed beverages for off-premises consumption.

LIQUOR CONTROL.

HB 2507, PN 3511

By Rep. SALOOM

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," providing penalties involving small games of chance.

LIQUOR CONTROL.

BILL REREPORTED FROM COMMITTEE**SB 383, PN 2277** (Amended)

By Rep. SALOOM

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), entitled "Liquor Code," providing for the licensing of clubs and certain other licensees to conduct games of chance, for the licensing of persons to manufacture and distribute games of chance, for suspensions and revocations of licenses and for fees and disposition of revenues; requiring records; providing for local referendum on gambling by electorate; prescribing penalties; further providing for licenses for certain performing arts facilities; adding special provisions for hotel liquor licenses; and providing special provisions for expansion of hotel liquor license facilities.

LIQUOR CONTROL.

CONSUMER AFFAIRS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Laughlin.

Mr. LAUGHLIN. Mr. Speaker, the members of the Consumer Affairs Committee were notified earlier today to report to room 401 on the recess. I would like to have all the members present. Thank you.

RECESS

The SPEAKER. The House will stand in recess until 2:15.

AFTER RECESS

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

CALENDAR CONTINUED**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1115, PN 1287**, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," providing for certain changes in the nomination process relating to the offices of Governor and Lieutenant Governor.

On the question recurring,
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 1115 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 1115 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.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The gentleman from Carbon, Mr. McCall's name will be added to the master roll and he will be removed from leave.

BILL ON FINAL PASSAGE

Agreeable to order,
The House proceeded to the consideration on final passage of **HB 851, PN 3400**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," requiring a course in certain social studies to be taught in public schools.

On the question recurring,
Shall the bill pass finally?

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 851 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 HB 851 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.

BILLS SIGNED BY SPEAKER

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

SB 1075, PN 2217

An Act amending the act of November 30, 1965 (P. L. 847, No. 356), entitled "Banking Code of 1965," authorizing acquisitions of bank holding companies and banks in Pennsylvania by bank holding companies located in other states on a regional, reciprocal basis for a certain period of time and on a reciprocal basis without a regional requirement thereafter.

SB 1138, PN 1951

An Act authorizing and directing the Department of General Services, with the approval of West Chester University of Pennsylvania of the State System of Higher Education, to convey a tract of land situate in East Nantmeal Township, Chester County, Pennsylvania.

SB 1391, PN 2058

An Act requiring notice of rate increases, policy cancellations and nonrenewals by property and casualty insurers.

SENATE MESSAGE

**AMENDED HOUSE BILL
RETURNED FOR CONCURRENCE**

The clerk of the Senate, being introduced, returned **HB 1832, PN 3757**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**BILLS ON SECOND
CONSIDERATION CONTINUED**

DECISION OF CHAIR RESCINDED ON SB 1145

The **SPEAKER**. SB 1145. The Chair announced that this bill had been agreed to on second consideration. The Chair rescinds that announcement and declares that SB 1145, PN 2268, is on second consideration. Let the record show that clearly, because there are to be amendments offered later on in the day to this bill.

**BILLS ON THIRD
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **SB 1253, PN 1664**, entitled:

An Act designating a bridge in Lock Haven, Clinton County, as the Veterans' 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—196

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

NAYS—0

NOT VOTING—3

Barber	Olasz	Roebuck
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EXCUSED—2

Argall	Lescovitz
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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 passed finally.

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

REMARKS SUBMITTED FOR THE RECORD

REMARKS ON VOTES

The **SPEAKER**. Why does the gentleman from Montgomery, Mr. Fox, rise?

Mr. **FOX**. I would like to submit comments for the record.

The **SPEAKER**. If you will send the comments forward to the clerk, they will be filed for the record.

Mr. **FOX**. Thank you very much, Mr. Speaker.

Mr. **FOX** submitted the following remarks for the Legislative Journal:

Mr. Speaker, my switch was not operable and my votes should be recorded as follows:

Bill No.

Vote

HB 31, Amendment 123 (Bunt) -	Yes
SB 129, Amendment 232, Motion to Reconsider -	Yes
HR 20 -	Yes
SB 1040 -	Yes
HR 34 -	Yes

Thank you.

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House, as the guests of Representative Barley and the Lancaster delegation, Mrs. Kindig, Ruby Bollinger, and the Lancaster County Dairy Princess, Pamela Kindig, who is a senior at Penn Manor High School. Welcome to the hall of the House.

The Costello family is here as the guests of Representative Fox. Welcome to the hall of the House. We are delighted to have you.

REMARKS ON VOTE

The SPEAKER. Why does the gentleman from Perry, Mr. Noye, rise?

Mr. NOYE. Mr. Speaker, may I correct the record, please?

The SPEAKER. The gentleman may proceed.

Mr. NOYE. Mr. Speaker, this morning Mr. Miller offered amendment A3424 to SB 1421. I was out of my seat at the time. I would like the record to reflect that I would have voted in the affirmative.

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

Mr. NOYE. Thank you, sir.

WELCOMES

The SPEAKER. The Chair welcomes to the hall of the House Frank and Mary Beth Pallone of New Kensington. Frank is the city treasurer of New Kensington. They are here as the guests of Terry Van Horne. Welcome to the hall of the House.

In the balcony we have a group of visitors from the 34th District who are the guests of Representative Cowell. Welcome to the hall of the House. We are delighted to have you.

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

SB 1298, PN 2174

By Rep. MORRIS

An Act providing for grants to agricultural societies and associations to develop and improve agricultural fairs; establishing an advisory committee in the Department of Agriculture; and making repeals.

AGRICULTURE AND RURAL AFFAIRS.

**BILLS ON THIRD
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1552, PN 3641**, entitled:

An Act licensing and regulating the practice of social work; providing penalties; and making an appropriation.

On the question,

Will the House agree to the bill on third consideration?

Mr. MILLER offered the following amendments No. A3431:

Amend Sec. 2, page 2, line 25, by striking out "forth" and inserting

out

Amend Sec. 2, page 2, lines 28 and 29, by striking out "OR BY NONPROFIT AGENCIES"

On the question,

Will the House agree to the amendments?

The SPEAKER. On the question, the Chair recognizes the gentleman from Lancaster, Mr. Miller.

Mr. MILLER. I thank the Speaker.

I call the membership's attention to HB 1552 and the attendant amendment that I have offered. It is the social work licensing bill. It is about a 22-page statute which for the first time would offer a level of licensing to trained social workers as outlined under the qualification section of this bill. But in it I would like to call the members' attention to page 2 of the bill, section 2, where our statement of intent says "The practice of social work within the Commonwealth is hereby declared to affect the public safety and welfare and to be subject to regulation and control in the public interest,..." and the sentence goes on. But if you read the last sentence in the paragraph, you will notice that the statute itself would require that acquisition of a license under this act shall not—shall not—be made a condition of employment by a person who is employed by the Commonwealth or any of its political subdivisions or by not-for-profit agencies, and therein lies the substance of the amendment, Mr. Speaker - the issue of not-for-profit agencies.

We all know that the Pennsylvania Social Services Union supports the language which would require that their people not be licensed, because they see it as a labor relations issue, and that accommodation has been made. And the same issue rings true with employees of political subdivisions. But the amendment that I offer would allow not-for-profit agencies, any not-for-profit agency offering social welfare services, to require a license of an employee, and there is a very, very special reason. That reason is the hard economic issue.

Think of it for a moment. The social service unions are budgeted by this government of the Commonwealth, and to a great extent the political subdivisions are budgeted by local tax dollars and State tax dollars. But we have not-for-profit agencies that we would like to exclude because they are required to rely on the voluntary dollar and, very importantly, on the third-party-payment dollar, and that is the real crux of this issue. The third-party-payment dollar many times

requires license or certification of that trained social worker in order to get reimbursement to your many United Way agencies back home, to your child welfare entities that are not for profit, and the key is an economic issue.

The bill would not require a license of a current existing employee, but my amendment would also permit any agency that needed to have a licensed individual for third-party reimbursement for the economic solvency of that agency to require a license.

I ask the members' support, and I am pleased to stand for interrogation on the matter. Thank you, Mr. Speaker.

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

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I rise to speak in opposition to the Miller amendment. The bill before us, HB 1552, is a product of many years of negotiations, and it represents a fine balance now that I believe can pass this House and ultimately pass into law.

Representative Miller suggests that we undo the agreements that have been made and that we undo this delicate balance that has been created. He proposes that we strike language from the bill that deals with nonprofit agencies. Curiously enough, though, none of us have heard from any nonprofit agencies that this amendment is required. I ask you to search your mind, your memory, search your mail during the past several weeks when this issue has been before us. None of us have received any mail from any organizations, nonprofit organizations or any other organizations, expressing concern about this particular language in the bill. In fact, this language specifically was agreed to by the Pennsylvania chapter of the National Association of Social Workers and the PSSU, and it was the final ingredient in this set of negotiations and in this compromise that led us to this particular position. Nobody has asked for the Miller amendment, neither social workers nor they who represent social workers; not the Pennsylvania Association of Social Workers nor any union, nor any nonprofit agencies.

Representative Miller has basically predicated his argument on the issue of third-party reimbursement, but that is a non-issue right now. There are only 12 States that predicate reimbursement on the licensure issue. There is no particular reason to believe that we will in this State. He is anticipating a problem that does not exist.

So I would urge that we reject the amendment. The bill right now has been agreed to by those parties who are most concerned about the issue. Representative Miller's amendment would create an issue; it would create a problem; it would create a reason for many to oppose the bill. It is intended to help nonprofit agencies, but again I remind you, no nonprofit agencies have asked for this help. Nonprofit agencies themselves and those I have surveyed do not see this language as a problem. Therefore, there is no need for the amendment; the amendment would only cause a problem. I urge its defeat.

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

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, I think this is a terrible bill to begin with, but that is not important at the moment.

I agree with Mr. Miller, and in connection with that, I would like to point out to the gentleman, Mr. Cowell, and really to the members of the House, that here we have a group of people who are asking to be licensed. They are asking to be licensed because presumably they have special talent or special education - they have a master's degree or they have a doctorate in social work. They want to put next to their name the title "licensed social worker," but yet they are unwilling, having this expertise attached to their name by virtue of the licensure, they are unwilling that people who want to hire one of them, a "licensed" social worker, they are unwilling that that potential employer, be it a governmental or nonprofit corporation, say to the world when they put their ad in the newspaper, we want a licensed social worker, someone with this special talent that supposedly is being rewarded here by the title "licensed social worker."

I think the position of the gentleman, Mr. Cowell, is inconsistent with reality, at least the reality that I think they are talking about here when they want a special recognition, but they do not want people to hire those who have been specially recognized.

I agree with the gentleman, Mr. Miller. Thank you, Mr. Speaker.

The SPEAKER. On the amendment for the second time, the Chair recognizes the gentleman from Lancaster, Mr. Miller.

Mr. MILLER. Thank you, Mr. Speaker.

The opportunity to respond to Representative Cowell on this matter is one that I would like to press with the membership in a very direct fashion.

Most of the members of this House have been lifelong members of their communities and have served on not-for-profit agency boards. For those who are paying attention, how many are currently doing it? Are there many of you doing that? I know there are. Just make that quick phone call, if you are uncertain, to your local agency director and ask him if he views it as a problem, as Mr. Cowell suggests, if indeed the requirement to hire a licensed social worker will open up that third-party reimbursement cash stream into the treasury of that volunteer agency, and the answer is yes. Anyone who has served on an agency knows that is a fact. You are always looking for third-party reinvestment for services. It is an additional source of dollars, takes the pressure off your voluntary dollar, takes the pressure off your government subsidy dollar, and it works.

The other issue is one that is so obvious it is a shame to have to stand here and say it, but we are proposing to license social workers, yet those who work in our community social service agencies do not have to be licensed. It is bad enough that we do not license them in the Commonwealth; that is already exempted in the bill. It is also a shame that we do not license

them in our political subdivisions. But if it is the public health and safety, as this bill says, then for heaven's sake, let our community volunteer not-for-profits license their social workers and get in that third-party cash stream that helps their dollar and helps their programs grow and become viable in this Commonwealth.

I would encourage your support for the amendment, Mr. Speaker, and I thank you.

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

Mr. PRESTON. Thank you.

Will Mr. Miller stand for interrogation?

Mr. MILLER. Certainly.

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

Mr. PRESTON. Thank you.

Mr. Speaker, perhaps you can help clear up my mind as far as these nonprofit agencies.

It appears to me that you want every nonprofit agency to have a licensed social worker. Am I correct?

Mr. MILLER. Would you please repeat that. I beg the gentleman's pardon.

Mr. PRESTON. Are you saying that every nonprofit agency should have a licensed social worker?

Mr. MILLER. They should have the option of having one. That is what I am requesting. If indeed the option of having a licensed social worker opens up third-party private insurance reimbursement to that agency for providing the service to a client, then, yes, they should have the option.

Mr. PRESTON. What you are saying, then, just to possibly increase any form of third-party reimbursement—

Mr. MILLER. Yes, sir.

Mr. PRESTON. —whether or not a licensed social worker should be required in that position or not; therefore, it would be advantageous to have a licensed social worker whether or not they perform the function of a licensed social worker. Is that what you are saying?

Mr. MILLER. If in the determination of the agency the scenario that you cited is correct, then the answer is yes, sir.

Mr. PRESTON. Are you familiar with the difference in what a social worker does in the five human service areas?

Mr. MILLER. I beg the gentleman's pardon?

Mr. PRESTON. Are you familiar with the function of a social worker within many different referral systems in nonprofit agencies?

Mr. MILLER. Yes. I am talking about clinical counseling, that category of social worker in particular. There are many varieties of social work. Indeed we exempt almost 20 different categories in this bill.

All I am saying is for the clinical-counseling social worker required to have those degree requirements, the agency ought to be able to require licensing to demonstrate those degree requirements so that they in turn may receive third-party reimbursement for offering that service. Under this bill, we handcuff agencies and do not allow that option.

Mr. PRESTON. Are you saying—I am still trying to clarify this then—are you saying that an agency under this bill would not be allowed to hire a licensed social worker?

Mr. MILLER. The bill requires that an agency may not require a license as a condition of employment. Now, do not misunderstand me; that is also what the State may not do or your local governments. I think that is wrong as well, but I am trying to draw the battleline on not-for-profits.

Mr. PRESTON. I am still trying to understand, then, why you would insist, because most agencies do not use MSW's (master social workers) as far as social workers are concerned also. Most agencies that I am familiar with do not.

Mr. MILLER. However, when third-party reimbursement requires for clinical counseling a licensed counselor under the Commonwealth, under this statute that agency ought to have the option to hire that individual so that indeed they can get reimbursed for the services. Every social worker does not have to have a license; there is no requirement that they all do. It is only a title act, bear that in mind.

Mr. PRESTON. Thank you, Mr. Speaker.

May I speak on the amendment then?

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

Mr. PRESTON. It appears to me that we are only talking about an issue of money, and it is a very concerned area when you talk about a social worker. A lot of people look at the job title as being insignificant in many ways, but a social worker in many instances determines whether or not a person should see a psychiatrist, a psychologist, what other forms of public health they should receive, what other forms of counseling and other different terms as far as evaluations are concerned for other forms of referral. Not only that, though, there are an awful lot of nonprofits that do not require that specific type of training. An awful lot of MSW's may just be within an administrative area. No one is saying that they are working in the clinical; no one is saying that they must be working in the psychiatric area. They may be working in human services, in adult services, or even in just simply child evaluation as far as simple counseling and evaluation as far as the parents are concerned. It just makes me nervous when I hear someone say, to get the money we ought to require the nonprofits to do something, and I think that we ought to be made a little bit accountable.

All I am simply saying is that I think we should reject the Miller amendment. I think it is fine within the bill right now. I think that the nonprofits should be able to say "may," and I do not think that we should give people and encourage someone to have a particular license just so that they can get some money when the services that they perform may not be required in that particular instance.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Northampton, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, would the gentleman, Mr. Miller, stand for a brief period of interrogation?

Mr. MILLER. Certainly.

The SPEAKER. Mr. Miller indicates he will so stand. You may proceed, Mr. Freeman.

Mr. FREEMAN. Thank you.

Mr. Speaker, I am having a little difficulty in understanding the actual intent of your amendment. Am I correct in assuming that under your amendment, if it were to pass, all non-profits would have to have licensed social workers? Is that correct?

Mr. MILLER. Mr. Speaker, that is not entirely correct. The intent of the amendment is to permit not-for-profits in certain job slots where crisis counseling is taking place to require a social worker to be licensed as a matter of hiring in that instance only; just the opportunity to hire licensed social workers in the instances where the license will facilitate their third-party reimbursement for the service that they are going to offer, not to require all social workers they hire to have a counseling license.

Mr. FREEMAN. Okay. As I read your amendment, as far as where it fits into the bill, I was concerned that it may actually require all social workers to be licensed in a nonprofit agency.

Mr. MILLER. That is not the intent of the amendment; only to permit an agency to hire in those job slots, as a requirement of hiring, an individual who is licensed for the particular job slot that requires a license.

Mr. FREEMAN. Would there be anything to prevent a nonprofit, under this legislation as it exists without your amendment, from hiring an individual who is already licensed as a social worker and, therefore, using that person with their experience and their licensure to then apply for the third-party insurance?

Mr. MILLER. There is nothing in the statute to prohibit that from happening. Ideally that would happen in all instances, but agencies that need to fill a job slot that requires a license for reimbursement for the service they are offering to the client need the ability to advertise that in fact that license is a requirement of that particular job slot, and that is all we are asking for.

Mr. FREEMAN. Would there be anything to prohibit the nonprofit agencies from advertising, saying we would like to require that the individual have social work licensure?

Mr. MILLER. Yes. The last sentence of section 2, page 2, prohibits that practice. It prohibits that practice for members who work for the State as well as political subdivisions and not-for-profits. That is the great fallacy of the bill we have before us now, that it is a title act purporting to license, yet you cannot require that an individual meet that requirement as a term and condition of employment.

Mr. FREEMAN. But by removing the nonprofit agencies, would we not then be making it a requirement to have that?

Mr. MILLER. They would have the option to make that a requirement of employment, yes.

Mr. FREEMAN. Okay. If you could point out in the bill where it says it would not be a requirement but rather an option.

Mr. MILLER. Begging the gentleman's pardon, I did not hear the question.

Mr. FREEMAN. If you could direct me to the section of the legislation which would, in essence, state that it is not a requirement; it is an option. I realize the passage you spoke of on page 2 would remove it as far as being a matter of employment, but where would it say within the bill that with this amendment it is still optional?

Mr. MILLER. By eliminating the word "nonprofit" from the last sentence in section 2, we in effect make that whole issue a mute issue where it is a "may" issue for not-for-profits rather than outlining a full section that says not-for-profits may do X, Y, Z. We leave it an open question and permit, in fact, then, by the openness of the question, to require it as a term and condition of employment.

Mr. FREEMAN. And as you see it, it would not in any way prohibit a nonprofit from hiring social workers who are not licensed?

Mr. MILLER. That is correct.

Mr. FREEMAN. I thank the gentleman.

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

Mr. KUKOVICH. Mr. Speaker, I have worked on this bill also for some time, and Representative Cowell has had some very delicate negotiations that have gone on for an extended period of time. I think I can say without equivocation that if this amendment goes in— And I do not understand where the impetus is coming from for this amendment. None of the interested parties, none of the affected parties, have any problems with this legislation as it is now drafted. I cannot emphasize enough how carefully crafted this bill has been. And again I can say without any hesitancy that if this amendment goes in, this will kill the bill.

Now, if you are concerned about responding to the problems that the National Association of Social Workers has had, that the Pennsylvania Social Services Union has had and AFSCME (American Federation of State, County, and Municipal Employees) has had, this amendment will defeat the bill. I would suggest that you vote "no" and pass the bill as it has been introduced by Representative Cowell.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Linton, for the first time.

Mr. LINTON. Thank you, Mr. Speaker.

Mr. Speaker, in deference to my colleague, Representative Miller, we have worked together on numerous occasions on professional licensure bills, and in that process we have often come to situations where we have taken various sides and have come together with a very delicate decision, have come together with an agreement that is extremely delicate. I think we have arrived at an agreement on this particular bill, one which satisfies a number of the competing and very often disagreeable interests. And that agreement, as has been said earlier by Representative Cowell and also by Representative Kukovich, is a very delicate one, and I myself would have great difficulty in supporting the bill if an amendment such as the one that Representative Miller is supporting would be included.

Therefore, because of the delicate nature of that balance, I would ask that the members of the House understand the process that we have gone through in arriving at a compromise measure, and that compromise would be destroyed, it would be greatly disturbed, if the Miller amendment was allowed to be passed. Therefore, I would ask that we vote in the negative on the Miller amendment. Thank you, Mr. Speaker.

The SPEAKER. Now, for the second time, the Chair recognizes the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Briefly I would like to respond to one criticism and emphasize one other point. A criticism that was raised by one speaker is that individuals who can achieve licensure should not be afraid of a requirement on the part of a government agency, or in this case a nonprofit agency, that they be licensed. Well, obviously they would not be afraid of that kind of requirement.

The issue of this language is not terribly important to those who have a master's degree and a Ph.D. (doctor of philosophy) and who can easily pass the test and obtain licensure. The issue is important to the tens of thousands of individuals around the Commonwealth, many thousands of individuals around the Commonwealth, who might not yet be prepared for licensure, and the question is whether they are going to have access to a job opportunity with the government or with our many nonprofit agencies around the Commonwealth. The language is not intended to guarantee those individuals a job; it is intended to guarantee that their opportunity for consideration will not be precluded by a "licensed social worker only" sign. That is what we are trying to avoid. That is what this language is really about.

Agencies, including nonprofits, could still say you have to have a master's degree, as they do today. They could still say you have to have a Ph.D. They could still say you have to have 15 years of experience. They could say anything and require any credentials short of licensure.

The critical thing that needs to be emphasized is that if somebody really felt there was a problem with this, we would all have been hearing from nonprofit agencies spontaneously during the past several weeks. We have not heard that. In fact, the ones that I have checked with in Allegheny County—and I am on three or four different boards, as probably most of you are—they said it is not a problem; it is not an issue; we can work around it if there is an issue at all. The gentleman who is the chairman of the social worker licensure committee on behalf of the State association that agreed to this language is in fact himself the executive director of one of our largest MH/MR (mental health/mental retardation) agencies in Allegheny County, and he certainly has had contact with nonprofits all over the State.

Therefore, I urge that we defeat the amendment. Rather than solving a problem, the amendment would create a problem and perhaps kill the bill. Therefore, it should be defeated.

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

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, in listening to the arguments of the opponents to this amendment, it strikes me that they have given the very basis that we should support the amendment.

I was sitting in my seat listening to the debate and I could only think of the many social agencies that come to my office soliciting support—I am talking about the private nonprofit social agencies, the many people who come to my office who have problems that require counseling and are referred to these private nonprofit social agencies—and I am thinking of the mail that I receive continuously, both at home and my office, soliciting funds so that they can continue the very important work that they are carrying out.

I guess as has been said throughout the debate, the bottom line of this amendment is money, and it strikes me that members would get up on the floor and insist that the membership vote against this amendment and therefore say we do not want any funding stream to go to these private nonprofit agencies. We do not want them to get reimbursed at all for the valuable services that they perform. We would rather have them come begging for their money. We would rather have them writing these letters and making solicitations by telephone and pleading, and pleading, so that they can provide these valuable services, Mr. Speaker. And I am thinking right off the top of my head of the Allied Jewish Appeal, of the Catholic Social Services, perhaps Planned Parenthood, the Salvation Army. How about Alcoholics Anonymous? Do they not provide counseling, Mr. Speaker, and should they not have the right to insist that they have a licensed social worker provide that counseling, somebody who has been certified as qualified to do the job, and should they not have the opportunity to be reimbursed for that service, rather than beg the public, beg the people to get that money that they need?

Mr. Speaker, for those very reasons, I urge the members to vote "yes" on this amendment. Thank you.

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

The following roll call was recorded:

YEAS—114

Angstadt	Coy	Honaman	Reber
Arty	DeVerter	Jackson	Reinard
Baldwin	Davies	Johnson	Robbins
Barley	Dawida	Kennedy	Rudy
Belardi	Dietz	Kenney	Ryan
Belfanti	Dininni	Langtry	Saurman
Birmelin	Distler	Lashinger	Scheetz
Black	Dorr	Lloyd	Schuler
Blaum	Durham	Lucyk	Showers
Book	Fargo	McClatchy	Sirianni
Bowser	Fischer	McVerry	Smith, B.
Boyes	Flick	Mackowski	Smith, L. E.
Brandt	Foster	Manmiller	Snyder, G.
Bunt	Fox	Merry	Stairs
Burd	Freind	Micozzie	Stewart
Burns	Fryer	Miller	Stuban
Bush	Gallen	Moehlmann	Swift
Caltagirone	Gannon	Morris	Taylor, E. Z.
Cappabianca	Geist	Mowery	Taylor, J.
Carlson	Gladeck	Nahill	Telek

Cawley	Godshall	Noye	Tigue
Cessar	Greenwood	O'Brien	Vroon
Chadwick	Gruppo	Perzel	Weston
Cimini	Hagarty	Piccola	Wilson
Civera	Haluska	Pitts	Wogan
Clymer	Hasay	Pott	Wozniak
Cole	Hayes	Punt	Wright, J. L.
Cornell	Herman	Raymond	Wright, R. C.
Coslett	Hershey		

NAYS—83

Afflerbach	Gallagher	Manderino	Semmel
Barber	Gamble	Markosek	Serafini
Battisto	George	Mayernik	Seventy
Bortner	Gruitza	Michlovic	Snyder, D. W.
Bowley	Harper	Mrkonic	Staback
Broujos	Howlett	Murphy	Steighner
Clark	Hutchinson	O'Donnell	Stevens
Cohen	Itkin	Olasz	Sweet
Colafella	Jarolin	Oliver	Taylor, F.
Cordisco	Josephs	Petrarca	Trello
Cowell	Kasunic	Petrone	Truman
DeLuca	Kosinski	Phillips	Van Horne
DeWeese	Kukovich	Pievsky	Veon
Daley	Laughlin	Pistella	Wambach
Deal	Letterman	Pressmann	Wass
Dombrowski	Levdansky	Preston	Wiggins
Donatucci	Linton	Richardson	Wright, D. R.
Duffy	Livengood	Rieger	Yandrisevits
Evans	McCall	Roebuck	
Fattah	McHale	Rybak	Irvis,
Fee	Maiale	Saloom	Speaker
Freeman			

NOT VOTING—2

Acosta	Carn
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EXCUSED—2

Argall	Lescovitz
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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 minority leader.

Mr. RYAN. Mr. Speaker, off and on over the years I have risen in opposition to the creation of new boards, new commissions, licensure. I can remember opposing licensing landscape architects, which meant that the kids that cut the grass for me at the time would not be able to cut grass because they had not graduated from a school of agriculture or taken courses in landscaping. I am against this particular bill, too. There are a couple things that bother me that I would like to point out.

The first thing that really bothered me was the issue that was just addressed by Mr. Miller. One of the other things that bothers me, as I look through an analysis of this particular bill, is that this board that we are creating here can grant a license and waive an examination by the board. It does not say under what criteria but rather that an applicant would not

need to satisfy examination requirements if the examination is waived by the board. How do we know what the board sets as their standards for waiving examination?

There is a provision that someone who does not have a master's degree or does not have a doctorate, does not have the required time on the job, could get a provisional license just because they have 3 years of experience. Yet the bill does not say the length of time the provisional license is in force. It is just that the board, that same board that can waive an examination and that board which is made up, I believe, of a majority of social workers, can waive examination and/or could grant provisional licensure without any time requirement, without saying you have a provisional license for 1 year, 3 years, 10 years, 20 years, to get a master's degree in your given field.

There is another provision in here that I really do not understand, and I feel certain Mr. Cowell is going to respond to some of my remarks. There is a requirement in the bill under the impaired professional program that requires any hospital or health care facility, peer—that is a fellow worker—or colleague to report to the board any evidence that a licensee has an active addictive disease for which he is not receiving treatment. So it means that the guy who is working with someone who has some addictive problem has a requirement to report him, and if he does not do it, he is subject to a \$1,000 fine. That one bothers me a little bit. I cannot remember any other place in the law where we say you have got to blow the whistle, if you please, on your brother worker or you are fined \$1,000, but we have this in this particular bill.

The other thing that comes to mind as I go quickly through the bill—and I am going to make this by way of a question to the gentleman, Mr. Cowell, and ask that he would address it in his remarks—on page 7 of the bill, where they talk about a regular license, paragraph (1) of that subsection 7(a) says that "He or she is of good moral character"; secondly, that "He or she has received a master's degree from an accredited school of social work or social welfare or a doctoral degree in social work." It appears to me that under number (2), if you have a master's degree, that master's degree need not be in social work, as I read it, whereas your doctoral degree must be in social work. Now, that may be just a misprint or it may be that I am misreading it, but there seems to be a fine difference between graduating from a school of social work or social welfare—and I assume they are talking about an accredited undergraduate school, although it does not say that—or getting a doctorate in social work. I would like an explanation of that.

The impaired professional language, I believe, may be in the Medical Board bill, so I will correct myself on that.

I think all in all, this is an idea whose time has not yet come, and I suggest that we vote this bill down. Thank you, Mr. Speaker.

BILL PLACED ON FINAL PASSAGE POSTPONED CALENDAR

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

Mr. COWELL. Mr. Speaker, I would move that we place the bill on the final passage postponed calendar.

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

The following roll call was recorded:

YEAS—173

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

NAYS—22

Afflerbach	Fischer	McVerry	Snyder, D. W.
Bush	Fryer	Maiale	Sweet
Carlson	George	Mrkonic	Vroon
Cimini	Itkin	Noye	Wilson
Cordisco	Kukovich	Showers	Wright, D. R.
Fattah	McClatchy		

NOT VOTING—4

Carn	Gallagher	Levdansky	Petrone
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EXCUSED—2

Argall Lescovitz

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

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Gannon. Why do you rise?

Mr. GANNON. To correct a vote.

The SPEAKER. To correct a vote? You may.

Mr. GANNON. Okay. Thank you, Mr. Speaker.

Mr. Speaker, it just was brought to my attention that on HB 2210 on final passage, my switch apparently did not function. I would like to be recorded in the affirmative.

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

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The clerk of the Senate, being introduced, returned the following **HB 258, PN 3671**, 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 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, adding provisions to allow limited construction work in progress for coal plants; and providing for retirement of electric generating units.

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

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, when this bill left the House, it dealt solely with two issues - one, the retirement and extending the lives of powerplants; and secondly, with auditing coal procurement practices.

The Senate has amended the bill in a number of ways. First, it has put in some technical amendments to clarify the provisions with regard to the retirement of plants. Secondly, it has taken the coal purchase practices audit out of the bill and moved that into HB 1639. Thirdly, and what has gotten the most attention is, the Senate has put into this bill a number of proposals in order to grant incentives for improving efficiency of coal-fired powerplants and extending the lives of coal-fired powerplants and converting oil- and gas-fired powerplants to coal.

Specifically, first, the Senate amendment removes from the law a provision which lets the PUC (Public Utility Commission) off the hook in conversion cases if the commission said they do not have the money to hold hearings. Secondly, the Senate amendment changes a provision of law which we enacted in the last session, at the behest of the Governor's Energy Council, dealing with using coal in existing facilities

and improving the heat rate, the ability of those plants to operate efficiently. And under the Senate amendment, under limited circumstances, construction work in progress would be allowed into the rate base of the utility for upgrading or increasing the ability of that plant to use coal, and I will come back to the specific protections on the CWIP in a moment.

The additional thing which the Senate amendment did was to allow construction work in progress for extending the lives of coal-fired powerplants which have been retired and which the commission determines should be ordered back into service and coal-fired powerplants which the companies wish to retire but which the commission determines with capital improvements could be made more efficient and would be cheaper to operate than what the company is proposing to do to provide the power.

There are a number of protections which the Senate amendment placed on the construction work in progress. First, the construction work in progress cannot be allowed in any instance in which it would not be cost effective, cost effective when compared to the alternative way of providing power which the utility company has proposed. Secondly, the amount of construction work in progress which would be allowed into any particular rate base would be limited, would be capped, to 50 percent of the undepreciated original per-megawatt cost of that unit. Thirdly, there is a provision which says that if the capital project is not completed within a reasonable period of time, the commission shall remove the CWIP from rate base, roll back the rates, order a refund, and order interest at the market interest rate.

The SPEAKER. Will the gentleman, Mr. Lloyd, permit the Chair to intervene.

The Chair has just been advised that this bill, which was marked over temporarily, was never intended to be debated on the floor today, but the Chair's calendar was not so marked.

Mr. LLOYD. Yes, Mr. Speaker, I was a little surprised that this was called up today, and I would agree to have it go over.

The SPEAKER. All right.

It would be very nice, though, if the Speaker's calendar were marked a little more accurately. The Speaker would appreciate it.

BILL PASSED OVER

The SPEAKER. Mark HB 258 over for the day, without objection. The Chair hears no objection.

* * *

The clerk of the Senate, being introduced, returned the following **HB 1813, PN 3512**, 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 Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), providing for the transfer of Hazleton State General Hospital; authorizing conveyances of State-owned land; and making editorial changes.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. On the question, the Chair recognizes the gentleman from Cambria, Mr. Stewart.

Mr. STEWART. Thank you, Mr. Speaker.

Mr. Speaker, rule 19(a), paragraph (5), states that this bill cannot be voted on until the day after the members receive a fiscal note. Since we have not received the fiscal note, I would ask that the Speaker, under rule 19(a), pass over the bill until the Appropriations Committee can provide us with that fiscal note.

The SPEAKER. Mr. Pievsky, has the Appropriations Committee provided a fiscal note for HB 1813 as amended by the Senate?

Mr. PIEVSKY. Not as yet, Mr. Speaker, but one can be provided, if that is what the House wants.

The SPEAKER. HB 1813 will be passed over—

Mr. RYAN. Mr. Speaker?

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, may I interrogate the gentleman, Mr. Pievsky, on the question?

The SPEAKER. On the question, certainly, Mr. Ryan.

Mr. RYAN. Mr. Speaker, how long would it take for your staff to get such a fiscal note?

Mr. PIEVSKY. To tell you the truth, Mr. Speaker, we are going into the budget season right now and I really do not know when that could be done. I could check with the executive director and see if it can be worked in during the budgetary process.

Mr. RYAN. Thank you.

Mr. Speaker, may I interrogate the gentleman, Mr. Corry Stevens?

The SPEAKER. On this?

Mr. RYAN. Yes.

The SPEAKER. If he is willing to stand for interrogation, and I guess he is.

Mr. RYAN. Mr. Speaker, does the gentleman have the information from the department as to the cost of this bill? Without giving me the numbers, do you have that information?

Mr. STEVENS. The information was provided to me; yes, sir.

Mr. RYAN. Mr. Speaker, it is my recollection of the rules that the House can waive that rule. Is that accurate?

The SPEAKER. Well, it certainly can suspend the rules. There is no question about that.

Mr. RYAN. Thank you, Mr. Speaker.

MOTION TO SUSPEND RULES

Mr. RYAN. Mr. Speaker, in connection with the remarks of the speaker in response to my inquiry, I would move that the House suspend its rule to permit the immediate consideration of this bill in that it has been on our calendar for quite some time; it has been discussed a number of times privately that it was going to run last week; it was put off as a matter of courtesy until this week. We have, over the past several weeks,

passed bills without fiscal notes, and I have called it to the attention of the Chair, although I did not raise it as a parliamentary question to stop the movement of bills. We are going to continue to do it if we are going to get out of here this week or next week. We are going to have to take some shortcuts that ordinarily we do not take. I think under the circumstances, the members of the House can suspend the rules now and obtain from Mr. Stevens the fiscal impact of this particular bill, and I would at this time, Mr. Speaker, move that the rules of the House be suspended so that the bill can be taken up immediately without the requirement of a fiscal note.

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

The SPEAKER. On the motion of the gentleman, Mr. Ryan, the Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, I join in the gentleman's motion. Inasmuch as the information is available through Mr. Stevens, I urge that we suspend the rules and go ahead. Thank you.

PARLIAMENTARY INQUIRY

The SPEAKER. On the motion to suspend, the Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, parliamentary inquiry.

The SPEAKER. The gentleman will state the inquiry.

Mr. O'DONNELL. If the rules are not suspended and a fiscal note is to be required, what effect does that have on the current movement of the bill?

The SPEAKER. It would remain on this day's calendar until the fiscal note is appended, and only after 1 day after the fiscal note has been appended could the bill be taken up for action.

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

On the motion?

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

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

Mr. Speaker, I misspoke in supporting that motion and I would like to reverse my position. Apparently there are some implications—I have just been on the phone—there are some financial implications to this that require some measure of investigation. I was under the impression that a bill requiring a fiscal note would have to go through the Appropriations Committee. That is not the case. The bill can remain on the calendar and in position, and the Appropriations Committee staff could produce an authoritative view of how much this would cost and attach that fiscal note to the bill without it affecting the calendar. Accordingly, Mr. Speaker, I feel obliged to oppose the gentleman's motion.

MOTION WITHDRAWN

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

Mr. RYAN. Mr. Speaker, I will withdraw my motion to suspend the rules. I have been assured by the majority Appropria-

tions Committee chairman that his staff will have the information sometime later today or tomorrow morning and that the bill will be called up for a vote tomorrow.

BILL PASSED OVER

The SPEAKER. HB 1813, concurrence in Senate amendments, without objection, will go over. The Chair hears no such objection.

FINANCE COMMITTEE MEETING

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

Mr. Trello, are you joining the committee chairs asking for a 15-minute recess?

Mr. TRELLO. Yes, Mr. Speaker. I would like to call a meeting of the House Finance Committee somewhere in the far rear of the House, immediately.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

There will be a brief meeting of the Appropriations Committee at the rear of the House, immediately.

HEALTH AND WELFARE COMMITTEE MEETING

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

Mr. PISTELLA. There will be a Health and Welfare Committee meeting immediately in the members' lounge, Mr. Speaker.

RECESS

The SPEAKER. The House will stand in recess until 3:45.

AFTER RECESS

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 1349, PN 1800

By Rep. PIEVSKY

An Act amending the act of July 2, 1984 (P. L. 561, No. 112), entitled "Pennsylvania Conservation Corps Act," further providing for appropriations and the expiration of the act.

APPROPRIATIONS.

SB 1414, PN 2286 (Amended)

By Rep. PIEVSKY

An Act amending the act of July 2, 1984 (P. L. 527, No. 106), entitled "Recreational Improvement and Rehabilitation Act," increasing an appropriation; further providing for small municipalities; and extending the time for the use of the funds.

APPROPRIATIONS.

RULES SUSPENDED

The SPEAKER. On the next bill the request has been that it be sent immediately to the Appropriations Committee. Under our general rules that may not be done at this time on this calendar, but if there is no objection to it from either leader, the rules are temporarily suspended. The Chair hears no such objection.

BILL REPORTED FROM COMMITTEE AND CONSIDERED FIRST TIME

HB 2657, PN 3738 By Rep. BARBER

An Act providing for the establishment, administration and distribution of the Human Services Development Fund; and imposing additional powers and duties on the Department of Public Welfare.

HEALTH AND WELFARE.

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 2657 be recommitted to the Committee on Appropriations.

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

WELCOMES

The SPEAKER. During the interim while we are awaiting the return of some of the committee chairs, the Chair is delighted to welcome back on the floor of the House a young woman whom you might have remembered when she was a young page here on the floor of the House about 5 years ago. She is Colleen Doyle-Bush, married now to Capt. Gary Bush, a United States Air Force pilot in California. She is all grown up, but she is still really the same girl. We are delighted to have her here as a guest of the Speaker, she and her husband, Captain Bush.

Representative Petrarca has Jack Jewart and Richard Gabrielli here. They are both city councilmen from Vandergriфт. Welcome, fellows. We are glad to see you here.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMENDED TO COMMITTEE ON RULES

HB 2649, PN 3744 By Rep. TRELLO

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," providing for services of a hospital-based lifeline program to persons eligible for medical assistance.

FINANCE.

CALENDAR CONTINUED

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 1145, PN 2268**, entitled:

An Act amending the act of April 13, 1972 (P. L. 184, No. 62), known as the "Home Rule Charter and Optional Plans Law," providing for election district amendments and for questions on the ballot.

On the question,
Will the House agree to the bill on second consideration?
Mr. DeLUCA offered the following amendment No. A3561:

Amend Sec. 1 (Sec. 221), page 2, lines 16 and 17, by striking out "IN CITIES WHICH WOULD BE CLASSIFIED SECOND CLASS BUT HAVE ADOPTED A HOME RULE CHARTER, CHANGES" and inserting

Changes

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

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

Mr. DeLUCA. What this amendment does, Mr. Speaker, is it makes it apply to all home-rule municipalities that have adopted home-rule charters. It gives the voters a chance to put it on the ballot. What we discussed before was second-class cities. What I am doing is making it effective to all home-rule municipalities.

I ask for an affirmative vote on this. Thank you.

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

The following roll call was recorded:

YEAS—178

Acosta	Donatucci	Levdansky	Roebuck
Afflerbach	Dorr	Linton	Rudy
Angstadt	Duffy	Livengood	Ryan
Arty	Durham	Lloyd	Rybak
Baldwin	Evans	Lucyk	Saloom
Barber	Fargo	McCall	Saurman
Barley	Fattah	McHale	Scheetz
Battisto	Fee	McVerry	Schuler
Belardi	Fischer	Mackowski	Serafini
Belfanti	Flick	Maiale	Seventy
Black	Foster	Manderino	Showers
Blaum	Fox	Manmiller	Sirianni
Book	Freeman	Mayernik	Smith, B.
Bortner	Freind	Merry	Snyder, G.
Bowley	Fryer	Michlovic	Staback
Bowser	Gallagher	Micozzie	Stairs
Brandt	Gamble	Miller	Steighner
Broujos	Gannon	Moehlmann	Stevens
Bunt	George	Morris	Stewart
Burd	Gladeck	Mowery	Stuban
Burns	Godshall	Mrkoncic	Sweet
Bush	Greenwood	Murphy	Swift
Caltagirone	Gruitza	Nahill	Taylor, E. Z.
Cappabianca	Gruppo	Noye	Taylor, F.
Carn	Hagarty	O'Donnell	Taylor, J.
Cawley	Haluska	Olasz	Telek
Chadwick	Hasay	Oliver	Tigue
Cimini	Hayes	Perzel	Trello
Civera	Herman	Petrarca	Truman
Clark	Hershey	Petrone	Van Horne

Clymer	Honaman	Phillips	Veon
Colafrella	Howlett	Piccola	Vroon
Cole	Hutchinson	Pievsky	Wambach
Cordisco	Itkin	Pistella	Wass
Cornell	Jackson	Pitts	Weston
Coslett	Jarolin	Pott	Wiggins
Coy	Johnson	Pressmann	Wilson
Deluca	Josephs	Preston	Wozniak
Daley	Kasunic	Punt	Wright, D. R.
Davies	Kennedy	Raymond	Wright, J. L.
Dawida	Kosinski	Reber	Wright, R. C.
Deal	Kukovich	Reinard	Yandrisevits
Dietz	Langtry	Richardson	
Dininni	Lashinger	Rieger	Irvis,
Distler	Laughlin	Robbins	Speaker

NAYS—8

Birmelin	Cessar	Gallen	Markosek
Carlson	DeVerter	Geist	Smith, L. E.

NOT VOTING—13

Boyes	Dombrowski	Letterman	Semmel
Cohen	Harper	McClatchy	Snyder, D. W.
Cowell	Kenney	O'Brien	Wogan
DeWeese			

EXCUSED—2

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

On the question,

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

Mr. TRELLO offered the following amendment No. A3608:

Amend Sec. 1 (Sec. 221), page 2, line 19, by inserting after "DISTRICT"
, maintain at-large elections or a combination of at-large elections and elections by district

On the question,

Will the House agree to the amendment?

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

Mr. TRELLO. Mr. Speaker, this offers the city of Pittsburgh three options in the reapportionment in their voting areas. One is by at-large, a combination of at-large and district, and one is by district. It gives the city a choice.

It is an agreed-to amendment. I would appreciate your support.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—190

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

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

NAYS—1

Birmelin

NOT VOTING—8

Acosta	Cordisco	Harper	Richardson
Cohen	Deal	Langtry	Vroon

EXCUSED—2

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

On the question recurring,

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

Mr. POTT offered the following amendment No. A3591:

Amend Sec. 1 (Sec. 221), page 2, by inserting after line 30
(d) If the referendum on the question results in the approval by the voters to amend the home rule charter to provide for the election of the governing body of such city either by districts or partially by districts and partially at large, or in a change in the number of members of the governing body the initial apportionment of the districts shall be made by an apportionment commission consisting of seven members, all of whom shall reside in such city. Two members of the apportionment commission shall be appointed by the mayor of such city. Two members of the apportionment commission shall be appointed by the governing body of such city; one shall be appointed by the city chairman of the political party whose mayoral candidate received the highest number of votes cast in the most recent municipal election; one shall be appointed by the city chairman of the political party

whose mayoral candidate received the second highest votes in the most recent municipal election. The seventh member of the commission shall be elected at large by a majority vote of the other six members and shall serve as chairman of the commission.

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

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

Mr. POTT. Thank you, Mr. Speaker.

This amendment is designed to provide for the makeup of the reapportionment commission, which will draw the district boundaries.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0
NOT VOTING—3

Acosta Cohen Hagarty
EXCUSED—2

Argall Lescovitz

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 second consideration as amended?

Bill as amended was agreed to.

Ordered, That the bill as amended be prepared for third consideration.

The SPEAKER. The Chair recognizes the gentleman from McKean, Mr. Mackowski.

Mr. MACKOWSKI. Mr. Speaker, I just wonder what our plans are for the rest of the week.

The SPEAKER. The Chair would advise all of you to make plans to be here for at least another 2 days.

Mr. MACKOWSKI. Thank you, Mr. Speaker.

PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Itkin. Why do you rise?

Mr. ITKIN. Mr. Speaker, a point of information.

Will SB 1145 be reprinted with the amendments?

The SPEAKER. It has been ordered.

Mr. ITKIN. Thank you.

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

Mr. LETTERMAN. Mr. Speaker, I move that this House do now immediately adjourn until Wednesday, June 25, 1986, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

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

Motion was agreed to, and at 4:15 p.m., e.d.t., the House adjourned.