

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, JULY 1, 1986

SESSION OF 1986

170TH OF THE GENERAL ASSEMBLY

No. 55

### HOUSE OF REPRESENTATIVES

The House convened at 10:30 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, our Father, the joys of life are evidenced by Thy gracious bounty toward each one of us. Thy love is shown to us day by day in all of the blessings we are privileged to share. So it is in this hour that we come to Thee in gratitude and praise for all of these gifts. We humbly pray that we may never forget the graciousness of Thy love, never forget to show our gratitude to Thee, and may always live as witnessing stewards of Thine. To Thee, O God, belongs all the praise for this day and its manifold blessings, forever and ever. 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 30, 1986, is not yet in print. Therefore, the Chair will delay the approval of that Journal, without objection, until it is in print. The Chair does not hear objection.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2697** By Representative WOZNIAK

An Act amending the act of June 22, 1937 (P. L. 1987, No. 394), known as "The Clean Streams Law," adding definitions; and further providing for municipal sewage.

Referred to Committee on CONSERVATION, July 1, 1986.

**No. 2698** By Representatives STEVENS and TIGUE

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for the reorganization of certain school districts into smaller school districts.

Referred to Committee on EDUCATION, July 1, 1986.

**No. 2699** By Representatives FREEMAN, B. SMITH, JOSEPHS, FOX, KUKOVICH, R. C. WRIGHT, RYBAK, F. TAYLOR, BELFANTI, CARLSON, STABACK, MORRIS, LINTON, TRELLO, PETRARCA and VEON

An Act amending the act of May 13, 1909 (P. L. 520, No. 292), referred to as the "Pure Food Law," requiring the labeling of any food processed with radioactive waste; and providing a penalty.

Referred to Committee on CONSUMER AFFAIRS, July 1, 1986.

**No. 2700** By Representatives TRELLO, WILSON, COLAFELLA, CORNELL, LANGTRY and RUDY

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for the tax exclusion for clothing.

Referred to Committee on FINANCE, July 1, 1986.

**No. 2701** By Representatives PETRARCA, HALUSKA, KOSINSKI, STABACK, PETRONE, J. L. WRIGHT, LUCYK, F. TAYLOR, CARLSON, SWEET and WASS

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," creating the Department of Energy and prescribing its powers and duties; establishing the Energy Research and Development Board as an advisory board in the Department of Energy; further providing for the powers and duties of the Department of Environmental Resources and the appointment of mine inspectors; creating a Division of Administrative Hearings in the Office of the Attorney General and prescribing its powers and duties; further providing for mine inspectors and certain conflicts of interest; providing for the salary of the Secretary of Energy; transferring certain bureaus, personnel, allocations, appropriations, equipment and other materials from the Department of Environmental Resources to the Department of Energy; and making repeals.

Referred to Committee on MINES AND ENERGY MANAGEMENT, July 1, 1986.

**No. 2702** By Representatives SAURMAN, KOSINSKI, NAHILL, JOHNSON, BUNT, MERRY, FLICK, VROON, HERMAN, McVERRY, NOYE, SIRIANNI, HALUSKA, TRELLO, F. TAYLOR, BELFANTI, GODSHALL,

BOOK, WOGAN, ANGSTADT, TIGUE, FARGO, ARTY, CIMINI, GANNON, E. Z. TAYLOR, McHALE, MOEHLMANN, GREENWOOD, GLADECK, SEMMEL, FOX, BLACK, WESTON, KASUNIC and REBER

An Act providing for communication of information concerning missing children; and conferring powers and duties upon the Pennsylvania State Police, the Bureau of Vital Statistics, local registrars for vital statistics, and schools.

Referred to Committee on STATE GOVERNMENT, July 1, 1986.

**No. 2703** By Representatives SAURMAN, KOSINSKI, NAHILL, JOHNSON, BUNT, MERRY, FLICK, VROON, HERMAN, McVERRY, NOYE, SIRIANNI, HALUSKA, TRELLO, F. TAYLOR, BELFANTI, GODSHALL, BOOK, WOGAN, ANGSTADT, TIGUE, FARGO, ARTY, CIMINI, GANNON, E. Z. TAYLOR, McHALE, MOEHLMANN, GREENWOOD, GLADECK, SEMMEL, FOX, BLACK, WESTON, KASUNIC and REBER

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," requiring birth certificates for school children.

Referred to Committee on EDUCATION, July 1, 1986.

**No. 2704** By Representatives TIGUE, CAWLEY, BLAUM, DOMBROWSKI, STABACK, VEON, NOYE, OLASZ, KUKOVICH, DISTLER, FREEMAN, F. TAYLOR, BELFANTI, GODSHALL, YANDRISEVITS, MARKOSEK, KOSINSKI, ARTY, HALUSKA, WOGAN, E. Z. TAYLOR, HERMAN, MORRIS, J. L. WRIGHT, PETRARCA, FOX and CAPPABIANCA

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for the limitation on refunds and credits.

Referred to Committee on FINANCE, July 1, 1986.

**No. 2705** By Representatives TIGUE, BLAUM, CAWLEY, DOMBROWSKI, STABACK, VEON, MAIALE, OLASZ, NOYE, KUKOVICH, DISTLER, FREEMAN, MICHLOVIC, F. TAYLOR, BELFANTI, GODSHALL, KOSINSKI, ARTY, HALUSKA, E. Z. TAYLOR, HERMAN, MORRIS, J. L. WRIGHT, PETRARCA, FOX and CAPPABIANCA

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for a credit for tax paid on a new motor vehicle returned under the Automobile Lemon Law when another new motor vehicle is purchased.

Referred to Committee on FINANCE, July 1, 1986.

**No. 2706** By Representatives TIGUE, BLAUM, CAWLEY, BELARDI, JAROLIN, VEON, BALDWIN, PISTELLA, PETRONE and CIVERA

An Act authorizing municipalities to prohibit mining operations within their boundaries.

Referred to Committee on MINES AND ENERGY MANAGEMENT, July 1, 1986.

**No. 2707** By Representatives TIGUE, CAWLEY, BLAUM, BELARDI, HASAY, JAROLIN, VEON, PRESSMANN, HALUSKA, MRKONIC, KOSINSKI, BALDWIN, MORRIS, E. Z. TAYLOR, FOX, D. W. SNYDER, YANDRISEVITS, PISTELLA, MAIALE, PETRONE, JOSEPHS, CIVERA, LINTON and DeLUCA

An Act amending the act of July 22, 1974 (P. L. 589, No. 205), known as the "Unfair Insurance Practices Act," further providing for premium and cancellation notices.

Referred to Committee on INSURANCE, July 1, 1986.

**No. 2708** By Representatives FREIND, ROBBINS, F. TAYLOR, CARLSON, CAWLEY, KOSINSKI, RAYMOND, PERZEL, BELARDI, J. TAYLOR, VROON, GANNON, BOWSER, MRKONIC, FOX, TIGUE, GODSHALL, CLYMER, O'BRIEN, E. Z. TAYLOR, STABACK, JOHNSON, WOGAN, G. SNYDER, BATTISTO, PITTS, CIVERA, FLICK, HASAY, SIRIANNI, DeLUCA, SAURMAN and BLAUM

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, abrogating the defense of insanity.

Referred to Committee on JUDICIARY, July 1, 1986.

**No. 2709** By Representatives WESTON, KENNEY, J. TAYLOR, PERZEL, WOGAN, O'BRIEN, KOSINSKI, COWELL, MARKOSEK, CHADWICK, JOHNSON, VROON, MERRY, FLICK, HASAY, HALUSKA, HERMAN, MAIALE, NOYE, CALTAGIRONE, HERSHEY, GODSHALL, TRELLO, ANGSTADT, ARTY, CIMINI, LINTON, E. Z. TAYLOR, McHALE, MICOZZIE, GLADECK, FOX, SEMMEL, CARLSON, PUNT, MORRIS, LASHINGER, STABACK, NAHILL, MRKONIC and RAYMOND

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

Referred to Committee on JUDICIARY, July 1, 1986.

- No. 2710** By Representatives WOGAN, KOSINSKI, FREIND, O'BRIEN, PERZEL, KENNEY, MRKONIC, J. TAYLOR, GODSHALL, GEIST, BATTISTO, DeLUCA, MAIALE, SEVENTY, GLADECK, WOZNIAC and FOX

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for proceedings involving juveniles.

Referred to Committee on JUDICIARY, July 1, 1986.

- No. 2711** By Representatives SEVENTY, MURPHY, DeLUCA, LUCYK and GAMBLE

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," requiring courses in ethics and discipline to be taught to certain public school students.

Referred to Committee on EDUCATION, July 1, 1986.

- No. 2712** By Representatives LLOYD, TIGUE, CAWLEY, JAROLIN, STEIGHNER and BELARDI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for axle tax.

Referred to Committee on TRANSPORTATION, July 1, 1986.

- No. 2713** By Representatives IRVIS, MURPHY, PRESSMANN, AFFLERBACH, EVANS, BELARDI, FREEMAN, CALTAGIRONE, CAWLEY, KUKOVICH, JOSEPHS, OLIVER and RICHARDSON

An Act to promote the health, safety and welfare of the people of this Commonwealth by supporting and expanding the network of Neighborhood Housing Services Programs which work to halt the deterioration of homes and the decline of neighborhoods, and to broaden the availability of the programs and services offered by Neighborhood Housing Services Programs, especially to persons of low and moderate income, by establishing within the Department of Community Affairs a State Neighborhood Housing Services Program; and making an appropriation.

Referred to Committee on URBAN AFFAIRS, July 1, 1986.

- No. 2714** By Representatives FOX, ACOSTA, NAHILL, MRKONIC, BUNT, MICOZZIE, JAROLIN, STEVENS, CIMINI, KOSINSKI, MORRIS, WESTON, WASS, DONATUCCI, SAURMAN, BALDWIN, BLAUM, MAYERNIK, GODSHALL, HERSHEY, J. TAYLOR, HOWLETT, CIVERA, RAYMOND, R. C. WRIGHT, FISCHER, GAMBLE, FARGO, BOWSER, STABACK, BELARDI, RIEGER, CARLSON, BLACK, ANGSTADT, JACKSON, HERMAN, FLICK, TIGUE, R. C. WRIGHT, CIMINI, KENNEY and WOGAN

An Act providing a toll-free number for individuals to use in order to provide information to the Pennsylvania State Police regarding evidence of drug abuse.

Referred to Committee on STATE GOVERNMENT, July 1, 1986.

- No. 2715** By Representatives FOX, RIEGER, NAHILL, MRKONIC, ACOSTA, BUNT, MICOZZIE, JAROLIN, STEVENS, KOSINSKI, MORRIS, WESTON, WASS, DONATUCCI, SAURMAN, BALDWIN, BLAUM, MAYERNIK, GODSHALL, HERSHEY, J. TAYLOR, HOWLETT, CIVERA, RAYMOND, FISCHER, GAMBLE, FARGO, BOWSER, STABACK, BELARDI, CARLSON, BLACK, ANGSTADT, JACKSON, MORRIS, HERMAN, FLICK, TIGUE, R. C. WRIGHT, CIMINI, KENNEY, WOGAN and PUNT

An Act amending the act of April 14, 1972 (P. L. 233, No. 64), known as "The Controlled Substance, Drug, Device and Cosmetic Act," further providing for the sale and possession of certain controlled substances; and providing penalties.

Referred to Committee on HEALTH AND WELFARE, July 1, 1986.

- No. 2716** By Representatives FOX, AFFLERBACH, SAURMAN, NAHILL, E. Z. TAYLOR, WASS, J. L. WRIGHT, BUNT, KENNEY, RAYMOND, J. TAYLOR, D. W. SNYDER, STABACK, RYBAK, HALUSKA, ARTY, CAWLEY, TRELLO, SERAFINI, FISCHER, COHEN, GEIST, MAIALE, HOWLETT, ACOSTA, BELARDI, BELFANTI, JACKSON, KUKOVICH, GRUPPO, JOHNSON, CHADWICK, GREENWOOD and MARKOSEK

An Act requiring that railroad stations and subway stops have ramps and other improvements for handicapped persons and that rolling stock have certain devices for handicapped persons; and providing penalties.

Referred to Committee on TRANSPORTATION, July 1, 1986.

- No. 2717** By Representatives FOX, AFFLERBACH, SAURMAN, NAHILL, E. Z. TAYLOR, WASS, J. L. WRIGHT, BUNT, KENNEY, RAYMOND, J. TAYLOR, D. W. SNYDER, STABACK, RYBAK, HALUSKA, ARTY, CAWLEY, TRELLO, SERAFINI, FISCHER, COHEN, GEIST, MAIALE, HOWLETT, ACOSTA, BELARDI, BELFANTI, JACKSON, KUKOVICH, GRUPPO, JOHNSON, CHADWICK, KOSINSKI, GREENWOOD and MARKOSEK

An Act amending the act of January 22, 1968 (P. L. 42, No. 8), known as the "Pennsylvania Urban Mass Transportation Law," further providing for authorized programs.

Referred to Committee on TRANSPORTATION, July 1, 1986.

**No. 2718** By Representatives FOX, VAN HORNE, WESTON, MOWERY, DURHAM, NAHILL, ARTY, RAYMOND, J. TAYLOR, CIVERA and DONATUCCI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the construction of school buses; requiring seat belts in school buses and the monitoring of their use; providing for the payment of certain costs by the Commonwealth; and requiring additional emergency drills.

Referred to Committee on TRANSPORTATION, July 1, 1986.

**No. 2719** By Representatives TIGUE, BROUJOS, BLAUM, BELARDI, STUBAN, JAROLIN, STABACK, CAWLEY, LLOYD, HASAY, ANGSTADT, WASS, McCALL, DOMBROWSKI, CAPPABIANCA, BORTNER, DAVIES, BOWLEY, DISTLER, SERAFINI, STEVENS, NAHILL, BATTISTO, FOX, VEON, FLICK, SWEET, DAWIDA, BUNT, YANDRISSEVITS, JACKSON, MORRIS, F. TAYLOR, STEIGHNER, KUKOVICH, WOZNAK and FISCHER

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for the time for adopting budgets.

Referred to Committee on EDUCATION, July 1, 1986.

**No. 2720** By Representatives MAIALE, HOWLETT, DONATUCCI, RIEGER, OLIVER and ACOSTA

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for collective bargaining in school districts of the first class.

Referred to Committee on EDUCATION, July 1, 1986.

**No. 2721** By Representatives BLACK, TELEK, ROBBINS, MARKOSEK, PETRARCA, BATTISTO and FARGO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for community public service programs for certain offenders.

Referred to Committee on JUDICIARY, July 1, 1986.

**No. 2722** By Representatives J. TAYLOR, KENNEY, WOGAN, O'BRIEN, WESTON and KOSINSKI

An Act amending the act of November 4, 1983 (P. L. 217, No. 63), known as the "Pharmaceutical Assistance Contract for the Elderly Act," further providing for eligibility.

Referred to Committee on HEALTH AND WELFARE, July 1, 1986.

**No. 2723** By Representatives O'BRIEN, McHALE, BURNS, CIMINI, WOGAN, FOX, ANGSTADT, ARGALL, BALDWIN, KOSINSKI, RYBAK, WESTON, KENNEY, BUNT, MAIALE and J. TAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing penalties for leaving the scene of an accident involving a death or serious bodily injury.

Referred to Committee on TRANSPORTATION, July 1, 1986.

## SENATE MESSAGE

### HOUSE AMENDMENTS

#### NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to **SB 293, PN 2135**, and has appointed Senators WILT, STAUFFER and WILLIAMS a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

## COMMUNICATION

### LOBBYIST LIST PRESENTED

The **SPEAKER**. The Chair acknowledges receipt of the list of lobbyists filed by the gentleman, Mr. Corrigan, and the gentleman, Mr. Zubeck.

The clerk will file the list.

The following communication was submitted:

Senate of Pennsylvania

July 1, 1986

To the Honorable, the Senate of the Commonwealth of Pennsylvania  
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania

In compliance with Act No. 712 of the 1961 Session and Act No. 212 of the 1976 Session of the General Assembly titled the "Lobbying Registration and Regulation Act," we herewith jointly present a list containing the names and addresses of the persons who have registered from June 1, 1986 through June 30, 1986 inclusive, for the 170th Session of the General Assembly. This list also contains the names and addresses of the organizations represented by these registrants.

Respectfully submitted:  
Mark R. Corrigan  
Secretary  
Senate of Pennsylvania

John J. Zubeck  
Chief Clerk  
House of Representatives

(For list, see Appendix.)

### MASTER ROLL CALL

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

The following roll call was recorded:

#### PRESENT—201

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—0

LEAVES ADDED—1

### LEAVES OF ABSENCE

The SPEAKER. The Chair now turns to leaves of absence.

The Chair recognizes the gentleman from Lawrence, Mr. Fee, who indicates there are no requests from the Democratic side.

The Chair recognizes the minority whip, Mr. Hayes, who indicates there are no requests from the Republican side.

### SENATE MESSAGE

#### AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 792, PN 3868; HB 2098, PN 3865; HB 2454, PN 3863; and HB 2554, PN 3866**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

### CALENDAR

#### BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The clerk of the Senate, being introduced, returned the following **HB 2596, PN 3857**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of March 4, 1971 (P.L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for an exclusion from the sales and use tax and for a reduction in the personal income tax and corporate net income tax rates and a change in the estimated tax limit; further providing for the realty transfer tax; adding an exemption to the capital stock-franchise tax definitions; reducing tentative tax payments for the capital stock-franchise tax; and providing for a job creation tax credit.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. On that question, the Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, this is the vehicle that will contain the tax credit on the UC (unemployment compensation) FUTA (Federal Unemployment Trust Act) tax. It presently contains more than that and has been amended by the Senate, and it is the view that we should nonconcur. This will be one of the bills in the budget package that we will see later on today.

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

Mr. RYAN. Mr. Speaker, I concur with the remarks of the gentleman, Mr. Manderino.

The SPEAKER. It is suggested by both leaders on the floor of the House that on the question, the vote be in the negative.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—1

Arty

NAYS—197

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

NOT VOTING—3

Barber Pott Wiggins

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

**CONFERENCE COMMITTEE APPOINTMENT**

The SPEAKER. On the announcement of the committee of conference for the House on SB 642, the Chair announced the gentleman from Washington, Mr. Daley. The gentleman will not serve on the committee of conference. The gentleman from Fayette, Mr. Fred Taylor, will serve in his place.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the lady from Delaware, Mrs. Arty. Why do you rise?

Mrs. ARTY. To correct the record, Mr. Speaker.

The SPEAKER. The lady will state the correction.

Mrs. ARTY. On the concurrence on HB 2596, Mr. Speaker, I am recorded as being in the affirmative. I would much rather like to be in the negative.

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

Mrs. ARTY. Thank you.

**REPORT OF COMMITTEE OF CONFERENCE PRESENTED**

Mr. MANDERINO presented the Report of the Committee of Conference on SB 293, PN 2324.

**REPORT OF COMMITTEE OF CONFERENCE PRESENTED**

Mr. MANDERINO presented the Report of the Committee of Conference on SB 1416, PN 2323.

**REPORT OF COMMITTEE OF CONFERENCE PRESENTED**

Mr. PIEVSKY presented the Report of the Committee of Conference on HB 383, PN 3871.

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of SB 542, PN 2314, entitled:

An Act amending the act of July 11, 1985 (P. L. 209, No. 54), entitled "An act authorizing the incurring of debt for the purpose of financing the Federal share of construction of interstate highways," increasing the debt authorization and appropriation; further providing for the use of certain Federal funds; and limiting the power to incur debt.

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—197

Acosta	Dininni	Lashinger	Robbins
Afflerbach	Distler	Laughlin	Roebuck
Angstadt	Dombrowski	Lescovitz	Rudy
Argall	Donatucci	Letterman	Ryan
Arty	Dorr	Levdansky	Rybak
Baldwin	Duffy	Linton	Saloom
Barber	Durham	Livengood	Saurman
Barley	Evans	Lloyd	Scheetz
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	McCall	Semmel

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

NAYS—1

Trello

NOT VOTING—3

Broujos

Cordisco

Richardson

EXCUSED—0

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 1728, PN 3572**, entitled:

An Act amending the act of May 24, 1945 (P. L. 991, No. 385), known as the "Urban Redevelopment Law," further providing for the acquisition of blighted property by redevelopment authorities for certain uses and the means of financing the purchase of property; further providing for economic development programs; and further providing for the adoption of redevelopment proposals.

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 1728 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 1728 be lifted from the tabled calendar and replaced on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

**REMARKS ON VOTES**

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Trello. You were voted incorrectly, Mr. Trello, on the last issue?

Mr. TRELLO. Yes.

The SPEAKER. Correct the record then, sir.

Mr. TRELLO. On SB 542 I inadvertently pushed my switch in the negative. I want to be recorded in the positive.

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

Incidentally, follow the calendar, because the Chair is reading the marked calendar, and if there be objection, you had better stand up.

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

Mr. BROUJOS. Mr. Speaker, I would like to be recorded in the affirmative on SB 542.

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

**BILLS ON CONCURRENCE IN SENATE AMENDMENTS CONTINUED**

The clerk of the Senate, being introduced, returned the following **HB 384, PN 3613**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

A Supplement to the act of July 3, 1984 (P. L. 583, No. 117), entitled "An act providing for the capital budget for the fiscal year 1984-1985," itemizing public highway projects to be constructed by the Department of Transportation, together with the estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed by the Department of Transporta-

tion; stating the estimated useful life of the projects; making appropriations; and making a repeal.

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.

HB 384 is the Department of Transportation capital budget. The Senate merely added projects in their various districts. I urge concurrence.

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

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

YEAS—197

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

NAYS—1

Fryer

NOT VOTING—3

Cordisco

Hagarty

Jarolin

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 385, PN 3614**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of December 8, 1982 (P. L. 848, No.235), known as the "Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983," deleting a bridge project in Allegheny County; adding bridge projects in various counties; and providing for reimbursement to municipalities.

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. Mr. Speaker, HB 385 is the bridge bill. The Senate again added projects, and I urge concurrence.

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

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

YEAS—197

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

NAYS—1

Fryer

NOT VOTING—3

Cordisco

Gruitza

Kenney

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

**REMARKS ON VOTE**

The SPEAKER. The Chair recognizes the lady from Montgomery, Mrs. Hagarty. Why does the lady rise?

Mrs. HAGARTY. I failed to be recorded on concurrence in HB 384. I would like to be recorded in the affirmative.

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

**FILMING PERMISSION**

The SPEAKER. Jim Hoffer of WLYH is being given permission to videotape for 10 minutes on the floor of the House.

**BILLS ON CONCURRENCE IN SENATE AMENDMENTS CONTINUED**

The clerk of the Senate, being introduced, returned the following **HB 2100, PN 3847**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of July 2, 1984 (P. L. 568, No. 113), known as the "Employee-Ownership Assistance Program Act," further providing for technical assistance, financial assistance, and criteria for evaluating applications; providing for grants; and removing provisions relating to guidelines and regulations.

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

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

Mr. SWEET. Thank you, Mr. Speaker.

HB 2100 is intended to make more flexible some of the provisions of the employee ownership legislation that was passed in the last session. The Senate has added some sound amendments, and I would ask for a concurrence vote.

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

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

**YEAS—199**

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

NAYS—0

NOT VOTING—2

Cordisco

Pistella

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 2101, PN 3848**, 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 "Business Infrastructure Development Act," approved July 2, 1984 (P. L. 520, No. 105), further providing for loans and grants and their requirements and conditions; and removing provisions relating to guidelines and regulations.

On the question,

Will the House concur in Senate amendments?

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

YEAS—199

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

Deal	Langtry	Richardson	Irvis,
Dietz	Lashinger	Rieger	Speaker
Dininni			

NAYS—0

NOT VOTING—2

Burd	Cordisco
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EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

FILMING PERMISSION

The SPEAKER. John Leierzapf of WHP is being granted 10 minutes on the floor of the House to film.

BILLS ON CONCURRENCE IN SENATE AMENDMENTS CONTINUED

The clerk of the Senate, being introduced, returned the following **HB 2104, PN 3867**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of July 1, 1978 (P. L. 584, No. 109), known as the "Milrite Act," further providing for powers and duties of council, and for the operation and functions of area labor management committees.

On the question,

Will the House concur in Senate amendments?

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

YEAS—198

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

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

NAYS—0

NOT VOTING—3

Cordisco	Greenwood	Murphy
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EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. Now, for the benefit of the members, please listen. Please listen. The Chair, unless the Chair sees someone standing to debate or explain, will merely roll the concurrence as if everyone has agreed to it, but that will require your cooperation, so if you are all standing around talking, I cannot tell who is standing there to debate. The Chair does not wish to foreclose debate, but if no one is on his or her feet, the Chair will assume that there is an agreement to concur and will roll the concurrence. Is that clear? All right.

The Chair recognizes the gentleman from Bucks, Mr. Wilson. Why do you rise, sir?

Mr. WILSON. Mr. Speaker, I rise on that very point.

I would ask that one of the persons who prepared any of these conference committee reports at least give a 10-second explanation of what happened in the ghostly operations.

The SPEAKER. Very well.

The gentleman, Mr. Wilson, objects to the procedure. He is quite correct. Parliamentarily he has a right to hear an explanation. The Chair will insist, then, that there be an explanation for each one of these concurrences.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 2275, PN 3698**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," further providing for civil service examinations and for appeals to the Civil Service Commission.

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

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

Mr. COWELL. Mr. Speaker, I would urge concurrence in the Senate amendment. The only action by the Senate was to delete an amendment that had been added on the floor of the House. I had sponsored that amendment. It dealt with a particular problem of an individual in Allegheny County who had been disabled and was seeking to have the right to go back to work. That amendment was deleted, and I concur in the amendment.

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

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

YEAS—197

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

NAYS—0

NOT VOTING—4

Cordisco Freind Reber Sweet

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following HB 2514, PN 3851, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making appropriations to the Hahnemann Medical College and Hospital, Philadelphia, Pennsylvania.

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

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

The amendment was \$250,000 for Allied Health. I urge concurrence.

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

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

YEAS—198

Acosta Dietz Lashinger Robbins
Afflerbach Dininni Laughlin Roebuck
Angstadt Distler Lescovitz Rudy
Argall Dombrowski Letterman Ryan
Arty Donatucci Levdansky Rybak
Baldwin Dorr Linton Saloom
Barber Duffy Livengood Saurman
Barley Durham Lloyd Scheetz
Battisto Evans McCall Schuler
Belardi Fargo McClatchy Semmel
Belfanti Fattah McHale Serafini
Birmelin Fee McVerry Seventy
Black Fischer Mackowski Showers
Blaum Flick Maiale Sirianni
Book Foster Manderino Smith, B.
Bortner Fox Manmiller Smith, L. E.
Bowley Freeman Markosek Snyder, D. W.
Bowser Freind Mayernik Snyder, G.
Boyes Fryer Merry Staback
Brandt Gallagher Michlovic Stairs
Broujos Gallen Micozzie Steighner
Bunt Gamble 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 Tigie
Chadwick Haluska Olasz Trello
Cimini Hasay Oliver Truman
Civera Hayes Perzel Van Horne
Clark Herman Petrarca Veon

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

NAYS—0

NOT VOTING—3

Cordisco Harper Lucyk

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following HB 2520, PN 3853, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making an appropriation to the Philadelphia Colleges of the Arts, Philadelphia, Pennsylvania.

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

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

Mr. PIEVSKY. The amendment was a \$100,000 increase for the Philadelphia College of Art.

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

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

YEAS—199

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

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

NAYS—1

Letterman

NOT VOTING—1

Cordisco

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 2528, PN 3854**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia, Pennsylvania.

On the question,

Will the House concur in Senate amendments?

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

Mr. PIEVSKY. The amendment was a \$100,000 increase, Mr. Speaker.

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

Mr. LETTERMAN. I would like to ask Mr. Pievsky a question, please.

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

Mr. LETTERMAN. I want to know, Mr. Speaker, are we looking forward to every kind of art facility in the big cities getting an increase in funds? Is that what we are looking at here with all these bills?

Mr. PIEVSKY. As far as I know, Mr. Speaker, what we are looking at here is a negotiated agreement with the four caucuses in the budgetary process.

Mr. LETTERMAN. Is this an increase over and above what they got last year, every one of them?

Mr. PIEVSKY. That is correct.

Mr. LETTERMAN. Mr. Speaker, I would like to make a statement.

The SPEAKER. On the question, the gentleman is in order.

Mr. LETTERMAN. I think this is really a sad thing that is happening here today. We just let everybody run right over us, us little old dumb boys from out in the country. You know, we need money to fight and help our people with water systems, and they take it out of a budget and put money into every one of these facilities that really do not even need it. I think that is a real shame, and I am asking everybody to start voting "no." I think it is about time somebody started realizing what you are doing to yourself when you vote this way. I believe that from now on we better have a new budget-making process, because this one sure stinks. Thank you.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—194

Acosta	Dawida	Kukovich	Rieger
Afflerbach	Deal	Langtry	Robbins
Angstadt	Dietz	Lashingier	Roebuck
Argall	Dininni	Laughlin	Rudy
Arty	Distler	Lescovitz	Ryan
Baldwin	Dombrowski	Levdansky	Rybak
Barber	Donatucci	Linton	Saloom
Barley	Dorr	Livengood	Saurman
Battisto	Duffy	Lloyd	Scheetz
Belardi	Durham	McCall	Schuler
Belfanti	Evans	McClatchy	Semmel
Birmelin	Fargo	McHale	Serafini
Black	Fattah	McVerry	Seventy
Blaum	Fee	Mackowski	Showers
Book	Fischer	Maiale	Sirianni
Bortner	Flick	Manderino	Smith, B.
Bowley	Foster	Manmiller	Smith, L. E.
Bowser	Fox	Markosek	Snyder, D. W.
Boyes	Freeman	Mayernik	Snyder, G.
Brandt	Freind	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	Greenwood	Murphy	Taylor, E. Z.
Carn	Gruitza	Nahill	Taylor, F.
Cawley	Gruppo	Noye	Taylor, J.
Cessar	Hagarty	O'Brien	Telek
Chadwick	Haluska	O'Donnell	Tigue
Cimini	Harper	Olasz	Truman
Civera	Hasay	Oliver	Van Horne
Clark	Hayes	Perzel	Veon
Clymer	Herman	Petrarca	Vroon

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

NAYS—6

Fryer	Letterman	Trello	Wozniak
Godshall	Punt		

NOT VOTING—1

Lucyk

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Harper.

Mrs. HARPER. Thank you, Mr. Speaker.

Mr. Speaker, when HB 2514 ran a few minutes ago, I was out of my seat. Had I been in my seat, I would have voted in the positive on concurrence in Senate amendments.

And I would like to ask everyone to vote in the positive for these bills. They are much needed. Thank you.

The SPEAKER. The Chair thanks the lady.

BILLS ON CONCURRENCE IN SENATE AMENDMENTS CONTINUED

The clerk of the Senate, being introduced, returned the following HB 2530, PN 3855, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

On the question,

Will the House concur in Senate amendments?

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

The amendment was a \$68,000 increase. I urge concurrence.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—197

Acosta	Deal	Langtry	Robbins
Afflerbach	Dietz	Lashinger	Roebuck
Angstadt	Dininni	Laughlin	Rudy
Argall	Distler	Lescovitz	Ryan
Arty	Dombrowski	Levdansky	Rybak
Baldwin	Donatucci	Linton	Saloom
Barber	Dorr	Livengood	Saurman
Barley	Duffy	Lloyd	Scheetz
Battisto	Durham	Lucyk	Schuler
Belardi	Evans	McCall	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	Gallagher	Merry	Stairs
Broujos	Gallen	Michlovic	Steighner
Bunt	Gamble	Micozzie	Stevens
Burd	Gannon	Miller	Stewart
Burns	Geist	Moehlmann	Stuban
Bush	George	Morris	Sweet
Caltagirone	Gladeck	Mowery	Swift
Cappabianca	Godshall	Mrkonic	Taylor, E. Z.
Carlson	Greenwood	Murphy	Taylor, F.
Carn	Gruitza	Nahill	Taylor, J.
Cawley	Gruppo	Noye	Telek
Cessar	Hagarty	O'Brien	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	Wright, D. R.
Coy	Johnson	Preston	Wright, J. L.
Deluca	Josephs	Punt	Wright, R. C.
DeVerter	Kasunic	Raymond	Yandrisevits
DeWeese	Kennedy	Reber	
Daley	Kenney	Reinard	Irvis,
Davies	Kosinski	Richardson	Speaker
Dawida	Kukovich	Rieger	

NAYS—3

Fryer	Letterman	Wozniak
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NOT VOTING—1

O'Donnell

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following HB 2547, PN 3856, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making an appropriation to the Home for Crippled Children, Pittsburgh, Pennsylvania.

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

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

HB 2547, the amendment was a \$200,000 increase for the Home for Crippled Children. I urge concurrence, Mr. Speaker.

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

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

YEAS—200

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

NAYS—1

Fryer

NOT VOTING—0

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

WELCOME

The SPEAKER. The Chair welcomes, as guests of Representative Jim Roebuck, Gideon Grunfeld and Mitch Altschuler. Welcome to the hall of the House.

BILLS ON CONCURRENCE IN SENATE AMENDMENTS CONTINUED

The clerk of the Senate, being introduced, returned the following **HB 2103, PN 3849**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act establishing a program within the Department of Commerce to provide technical and financial assistance to manufacturers to enable them to remain technologically competitive in their fields and providing funds for technology assessments and professional services, and loans for technological improvements.

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

The SPEAKER. On the question of concurrence in Senate amendments to HB 2103, the Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, we were unable to achieve an agreement on this legislation. In the budget document it has been marked that the money set aside for this program would not be spent until additional action by the General Assembly.

I would urge that we nonconcur so that the summer can be used to get an acceptable piece of legislation.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I agree with the remarks of the majority leader and also urge nonconcurrence.

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

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

YEAS—4

- |         |           |         |       |
|---------|-----------|---------|-------|
| Gladeck | Pressmann | Preston | Sweet |
|---------|-----------|---------|-------|

NAYS—195

- |            |            |            |         |
|------------|------------|------------|---------|
| Acosta     | Dietz      | Langtry    | Robbins |
| Afflerbach | Dininni    | Lashingner | Roebuck |
| Angstadt   | Distler    | Laughlin   | Rudy    |
| Argall     | Dombrowski | Lescovitz  | Ryan    |
| Arty       | Donatucci  | Letterman  | Rybak   |
| Baldwin    | Dorr       | Levdansky  | Saloom  |
| Barber     | Duffy      | Linton     | Saurman |

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

## NOT VOTING—2

Caltagirone Mowery

## EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

### REPORT OF COMMITTEE OF CONFERENCE CONSIDERED

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1447, PN 2315**, entitled:

An Act itemizing appropriations required from the Motor License Fund for the fiscal year July 1, 1986, to June 30, 1987, for the proper operation of the several departments of the Commonwealth authorized to spend Motor License Fund moneys.

On the question,

Will the House adopt the report of the committee of conference?

The SPEAKER. The Chair recognizes the majority leader.

Will you explain it? Mr. Wilson is asking for an explanation.

Mr. MANDERINO. Mr. Speaker, the changes that were made in the conference report have to do with the distribution of about \$20 million that is being distributed in a temporary formula - 50 percent on the basis of vehicle miles and 50 percent on the basis of lane miles. That \$20 million had been in the former version of the highway budget, placed in categories of new initiative spending in the area of secondary roads in the amount of \$10 million, in the area of bridge painting in the amount of \$5 million, and another \$5 million that was put into a doubling of the turnback program.

We have the turnback program at a figure in this highway budget at about 1 1/2 times what it was last year but used a \$5-million decrease in the turnback program from the doubling to go in with the \$5 million from the bridge painting and \$10 million from secondary roads to distribute to the counties by the temporary formula that we have set in vehicular miles and lane miles. It was felt that the bridge painting and the secondary road reconstruction and repair could be done just as well through the maintenance departments of the counties, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wilson, on the adoption of the committee of conference report.

Mr. WILSON. Mr. Speaker, would the gentleman consent to interrogation?

The SPEAKER. Mr. Manderino indicates he will so consent. You are in order, and you may proceed, Mr. Wilson.

Mr. WILSON. As a further explanation—we do not have this report to read, I do not believe, and have not had a chance to read it if we did—are you saying to us, Mr. Speaker, that the \$20 million additional funds for maintenance under the various categories that you explained, i.e., the bridge repair or painting, and so forth, is going to be distributed temporarily? Could you tell us, first, how long is temporary; 1 year?

Mr. MANDERINO. Mr. Speaker, we simply did not put it through the maintenance formula as we all know it, that deals with TOS (Trained Observer Survey) and STAMPP (Systematic Technique to Analyze and Manage Pennsylvania Pavements).

Mr. WILSON. All right.

Mr. MANDERINO. We did not do that. The Governor had set out in the highway budget document moneys to be distributed under the old formula that has been grandfathered, moneys that had been distributed under TOS and STAMPP.

Mr. WILSON. 25-75.

Mr. MANDERINO. Yes.

Then he had these new categories of bridge painting, secondary roads, and a doubling of the turnback program. The turnback program is financed by the 9th cent on the gas tax. All right? That raises about \$10 million. He had another \$10 million in there or thereabout for a doubling of the turnback program in this year. We allowed \$5 million of that to stay in



the turnback program so that the turnback program will now use \$10 million from the 9th penny and another \$5 million that were revenues that were more than the Governor had budgeted or thought would come in. He had two other programs there - \$10 million for the reconstruction of secondary roads and \$5 million for bridge painting - that we put together with the \$5 million we lopped off the turnback program extra and put that \$20 million through a formula that we will distribute just this year by vehicular miles and lane miles, 50 percent each way in the county.

Mr. WILSON. Okay. Then the answer is that this will only exist through this fiscal year because it is in a budget item. Is that what you are saying?

Mr. MANDERINO. It is this fiscal year only because the Governor's revenue people indicate that they are not sure that that kind of revenue will be generated in years to come. If it is, then it may end up in the regular maintenance formula.

Mr. WILSON. In addition, we all have had a lot of concern over the current method of distribution, STAMPP and otherwise. You referred to that—

Mr. MANDERINO. Yes.

Mr. WILSON. —as to how the maintenance money is parceled out in the perhaps disproportionate—

Mr. MANDERINO. I shared that concern as did some others with the manner in which the maintenance moneys are now distributed. It is very difficult sometimes to understand the way the trained observers survey distributions work and, as well, the way the STAMPP works. That is one of the reasons that we did not feel confident in distributing the additional \$20 million in those manners.

Mr. WILSON. Okay.

In this proposal you are going to distribute the money according to the number of lanes in each county and according to the number of vehicle miles traveled in each county?

Mr. MANDERINO. Yes.

Mr. WILSON. Is that based on what count - the latest traffic count, or is there a requirement on the count?

Mr. MANDERINO. Well, the statistics were available from the Highway Department for those two statistics, and they are easily understood statistics as opposed to STAMPP and TOS, in my opinion.

Mr. WILSON. I would agree with the gentleman, but, Mr. Speaker, the traffic counts that are taken are not all standard. It is like a census. We take a census every decennial, but in the interim some people take an updated census. The traffic counts are taken whenever the department gets around to it or when anybody calls for it. My question is or my concern might be, are we talking about vehicular miles that were taken in 1982 or 1984 or 1983 or any of the above or any of their latest figures? There might be a problem in there. Could you answer that?

Mr. MANDERINO. My understanding, Mr. Speaker, is they were the latest figures that the Highway Department had in the area of vehicular miles.

Mr. WILSON. I suspect then, Mr. Speaker, it would behoove each maintenance department to run out and take a quick updated survey and get more vehicles there.

Mr. MANDERINO. Well, I guess that would be possible except we have a 1-year distribution formula.

Mr. WILSON. I understand.

I thank the gentleman.

On the question recurring,

Will the House adopt the report of the committee of conference?

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

YEAS—198

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

NAYS—2

Merry Noye

NOT VOTING—1

Seventy

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1461, PN 2316**.

REPORT OF COMMITTEE OF CONFERENCE CONSIDERED

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1461, PN 2316**, entitled:

An Act authorizing the Department of Community Affairs to reimburse municipalities containing enterprise zones for a proportion of taxes exempted by the municipalities on improvements to deteriorated property located within enterprise zones under municipal tax exemption programs established pursuant to the Local Economic Revitalization Tax Assistance Act and further providing that the payments so received by municipalities shall be used for community development projects and neighborhood services within the enterprise zones in which taxes are exempted.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—200

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

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

NAYS—0

NOT VOTING—1

Wilson

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1462, PN 2317**.

REPORT OF COMMITTEE OF CONFERENCE CONSIDERED

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1462, PN 2317**, entitled:

An Act amending the act of November 29, 1967 (P. L. 636, No. 292), entitled "Neighborhood Assistance Act," further providing tax credits for investments made to rehabilitate, expand or improve buildings or land used by private companies which promote community and economic development.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—199

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

NAYS—1

Letterman

NOT VOTING—1

Wilson

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1463, PN 2318**.

REPORT OF COMMITTEE OF CONFERENCE CONSIDERED

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1463, PN 2318**, entitled:

An Act providing for the establishment of a fund, to be administered by the Department of Community Affairs, to reduce local matching requirements in economic and community development programs for financially disadvantaged municipalities; and providing a procedure for the operation of the fund.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—197

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

Cowell	Jarolin	Pott	Wozniak
Coy	Johnson	Pressmann	Wright, D. R.
Deluca	Josephs	Preston	Wright, J. L.
DeVerter	Kasunic	Punt	Wright, R. C.
DeWeese	Kennedy	Raymond	Yandrisevits
Daley	Kenney	Reber	
Davies	Kosinski	Reinard	Irvis,
Dawida	Kukovich	Richardson	Speaker
Deal	Langtry	Rieger	

NAYS—2

Gallen Letterman  
NOT VOTING—2

Cordisco Wilson  
EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**SENATE MESSAGE**

**SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1466, PN 2319**.

**REPORT OF COMMITTEE OF CONFERENCE CONSIDERED**

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1466, PN 2319**, entitled:

An Act amending the act of July 2, 1984 (P. L. 545, No. 109), entitled "Capital Loan Fund Act," providing for export assistance loans; and removing provisions relating to guidelines.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—201

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

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

NAYS—0

NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

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

Mr. WILSON. Mr. Speaker, thank you.

I wonder, inasmuch as we are back to not explaining what we have done or what we are doing or what we are about to do, if whoever is in charge in doing this could at least enumerate in which one of these bills they have given Philadelphia the convention center and in which bill they have given the Midfield Terminal and all those other hundreds of millions of dollars they have given out. I would like to, somewhere along the line—I do not want to get up every time—but if somebody would just explain to me all the nice goodies that are in here someplace.

The SPEAKER. I do not believe we have handled either the Midfield Terminal nor the convention center.

Mr. PIEVSKY. That is in the capital budget, Mr. Speaker.

The SPEAKER. They are both in the capital budget.

Mr. PIEVSKY. HB 383. That will be coming up shortly.

The SPEAKER. And HB 383 we have not yet handled, but it will be coming up; in HB 383, Mr. Wilson.

**SENATE MESSAGE**

**SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1468, PN 2320**.

**REPORT OF COMMITTEE OF CONFERENCE CONSIDERED**

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1468, PN 2320**, entitled:

An Act establishing a program within the Department of Commerce to provide assistance to communities experiencing economic distress by providing grants for the development of long-term economic recovery strategies.

On the question,

Will the House adopt the report of the committee of conference?

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

**YEAS—200**

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

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

**NAYS—1**

Gallen

**NOT VOTING—0**

**EXCUSED—0**

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**REMARKS ON VOTE**

The SPEAKER. The Chair recognizes the gentleman from Butler, Mr. Burd. Why do you rise in place, sir?

Mr. BURD. Mr. Speaker, on HB 2101, concurrence in Senate amendments, I was recorded as nonvoting. I would like to be recorded in the affirmative.

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

**REPORT OF COMMITTEE OF CONFERENCE CONSIDERED**

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1556, PN 2321**, entitled:

An Act providing for the capital budget for the fiscal year 1986-1987.

On the question,

Will the House adopt the report of the committee of conference?

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

**YEAS—192**

Acosta	Dietz	Letterman	Roebuck
Afflerbach	Dininni	Levdansky	Rudy
Angstadt	Distler	Linton	Ryan
Arty	Dombrowski	Livengood	Rybak
Baldwin	Donatucci	Lloyd	Saloom
Barber	Dorr	McCall	Saurman
Barley	Duffy	McClatchy	Scheetz
Battisto	Durham	McHale	Schuler
Belardi	Evans	McVerry	Semmel
Belfanti	Fattah	Mackowski	Serafini
Birmelin	Fee	Maiale	Seventy
Black	Fischer	Manderino	Showers
Blaum	Flick	Manmiller	Sirianni
Book	Fox	Markosek	Smith, B.
Bortner	Freeman	Mayernik	Smith, L. E.
Bowley	Gallagher	Merry	Snyder, D. W.
Bowser	Gamble	Michlovic	Snyder, G.
Boyes	Gannon	Micozzie	Staback

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

NAYS—8

Argall	Fargo	Freind	Gallen
DeVerter	Foster	Fryer	Wilson

NOT VOTING—1

Lucyk

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**STATEMENT BY MR. MERRY**

The SPEAKER. The Chair recognizes the gentleman from Crawford, Mr. Merry. Why do you rise, sir?

Mr. MERRY. I would like to express my bewilderment at what is going on here. We have had numerous calls for explanations on these bills. We have just recently brought up and passed SB 1556 with no explanation, though I notice in the description that it says something about a capital budget.

The SPEAKER. Mr. Merry, let the Chair interrupt you for a moment, please.

You are certainly not the only one confused on the floor of this House, but what the Chair tries to do is move the business of the floor as rapidly as possible. If, as Mr. Wilson did, you object to the method of doing it, merely stand there and draw attention to your objection, and the Chair will honor it. If the Chair does not see anyone standing, the Chair assumes there is no objection to the method and the Chair rolls the bills. Now, if you wish us to have an explanation given, please rise in place, the Chair will recognize you, and ask for an explanation of any point that you require.

Mr. MERRY. I would prefer that, and I believe it has been indicated by other members, because I wish you would appreciate that in most cases we do not have a copy of these conference reports nor copies of bills where they are represented. That is all I have to say, Mr. Speaker.

The SPEAKER. Fine, Mr. Merry. We will remember, but the Chair asks that you rise in place when you require an explanation.

**REMARKS ON VOTE**

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

Mr. FREIND. On the Conference Report on SB 1556, Mr. Speaker, I was recorded in the negative. 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 CONTINUED**

The clerk of the Senate, being introduced, returned the following **HB 2515, PN 3852**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making appropriations to the Thomas Jefferson University, Philadelphia, Pennsylvania.

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

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, I urge nonconcurrence on HB 2515. The numbers in the bill are incorrect, and we want to straighten that out, Mr. Speaker.

The SPEAKER. Mr. Ryan, the gentleman, Mr. Pievsky, is urging nonconcurrence on HB 2515. Are you aware of the problem? Are you prepared to address it?

Mr. RYAN. Yes, Mr. Speaker. I understand there is a duplication of appropriations and it will be necessary to nonconcur, put it in conference, and make a slight change in the bill.

The SPEAKER. On the question of concurrence, both leaders suggest that the vote be in the negative. Those who wish to vote in the affirmative will do so. Those who wish to nonconcur, as is suggested by the leaders, will vote "no." Both leaders have suggested that the vote be in the negative on this.

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

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

YEAS—4

Donatucci	Gladeck	Miller	Rieger
		NAYS—195	
Afflerbach	Dininni	Laughlin	Roebuck
Angstadt	Distler	Lescovitz	Rudy
Argall	Dombrowski	Letterman	Ryan
Arty	Dorr	Levdanský	Rybak
Baldwin	Duffy	Linton	Saloom
Barber	Durham	Livengood	Saurman
Barley	Evans	Lloyd	Scheetz
Battisto	Fargo	Lucyk	Schuler
Belardi	Fattah	McCall	Semmel
Belfanti	Fee	McClatchy	Serafini
Birmelin	Fischer	McHale	Seventy
Black	Flick	McVerry	Showers
Blaum	Foster	Mackowski	Sirianni
Book	Fox	Maiale	Smith, B.
Bortner	Freeman	Manderino	Smith, L. E.
Bowley	Freind	Manmiller	Snyder, D. W.
Bowser	Fryer	Markosek	Snyder, G.
Boyes	Gallagher	Mayernik	Staback
Brandt	Gallen	Merry	Stairs
Broujos	Gamble	Michlovic	Steighner
Bunt	Gannon	Micozzie	Stevens
Burd	Geist	Moehlmann	Stewart
Burns	George	Morris	Stuban
Bush	Godshall	Mowery	Sweet
Caltagirone	Greenwood	Mrkonic	Swift
Cappabianca	Gruitza	Murphy	Taylor, E. Z.
Carlson	Gruppo	Nahill	Taylor, F.
Carn	Hagarty	Noye	Taylor, J.
Cawley	Haluska	O'Brien	Telek
Cessar	Harper	O'Donnell	Tigue
Chadwick	Hasay	Olasz	Trello
Cimini	Hayes	Oliver	Truman
Civera	Herman	Perzel	Van Horne
Clark	Hershey	Petrarca	Veon
Clymer	Honaman	Petrone	Vroon
Cohen	Howlett	Phillips	Wambach
Colafella	Hutchinson	Piccola	Wass
Cole	Itkin	Pievsky	Weston
Cornell	Jackson	Pistella	Wiggins
Coslett	Jarolin	Pitts	Wilson
Cowell	Johnson	Pott	Wogan
Coy	Josephs	Pressmann	Wozniak
Deluca	Kasunic	Preston	Wright, D. R.
DeVerter	Kennedy	Punt	Wright, J. L.
DeWeese	Kenney	Raymond	Wright, R. C.
Daley	Kosinski	Reber	Yandrisevits
Davies	Kukovich	Reinard	
Dawida	Langtry	Richardson	Irvis,
Deal	Lashingner	Robbins	Speaker
Dietz			

NOT VOTING—2

Acosta Cordisco

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

**SUPPLEMENTAL CALENDAR A**

The SPEAKER. Turn now to supplemental calendar A.

Mr. WILSON. It is not available, Mr. Speaker.

The SPEAKER. You do not have supplemental calendar A?

Mr. WILSON. No.

The SPEAKER. I think they are being passed out in your section now.

Mr. Wilson, this would be the bill, if the Chair recalls correctly, which you may have questions about the Midfield Terminal and about the convention center.

The Chair recognizes the gentleman from Bucks, Mr. Wilson.

Mr. WILSON. Is it possible to get a copy of the conference report so we could read it?

Mr. RYAN. Mr. Speaker, they are passing them out now.

The SPEAKER. They are being passed out now, Mr. Wilson.

**REMARKS ON VOTE**

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Reber. Why do you rise?

Mr. REBER. To correct a vote, Mr. Speaker.

On HB 2275, bill on concurrence in Senate amendments, my machine did not operate. I would like to be recorded in the affirmative.

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

**REPORT OF COMMITTEE OF CONFERENCE CONSIDERED**

Mr. PIEVSKY called up for consideration the following Report of the Committee of Conference on **HB 383, PN 3871**, entitled:

A Supplement to the act of July 3, 1984 (P. L. 583, No. 117), entitled "An act providing for the capital budget for the fiscal year 1984-1985," itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, flood control projects, site development projects and redevelopment assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation, the Department of Commerce, the Department of Community Affairs or the Department of Environmental Resources, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation, the Department of Commerce, the Department of Community Affairs or the Department of Environmental Resources; stating the estimated useful life of the projects; making appropriations; and making a repeal.

On the question,

Will the House adopt the report of the committee of conference?

The SPEAKER. Mr. Pievsky, we are now on the question, shall the House adopt the Committee of Conference Report on HB 383? Mr. Merry has asked for an explanation and Mr. Wilson has asked for it. They have a right to that explanation. This is one of the major bills.

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, HB 383 is your capital budget bill. When it went over to the Senate, it had all the projects in it as it left the House. There were other projects added after it got to the Senate, both from the Senate and the House.

In answer to Representative Wilson, the money for the convention center was put back in conference of \$141 million.

If there is anything else that Mr. Wilson wants to know, I will be glad to answer any questions.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wilson. Do you wish to interrogate?

Mr. WILSON. Yes; Mr. Pievsky.

The SPEAKER. Mr. Pievsky indicates he will stand for interrogation. You may proceed, Mr. Wilson.

Mr. WILSON. I have just received a copy of HB 383 with 110 pages. Could you take the time to explain all of the changes that the Senate made, where they are on what page so I can get this and know what I am voting for, and give us a total of the amount of money you have involved in here.

I mean, I think this is kind of ridiculous to ask us to vote on something like this that we just got in our hands 20 seconds ago.

The SPEAKER. The gentleman, Mr. Wilson, asked Mr. Pievsky for the changes made by the Senate in HB 383.

Mr. PIEVSKY. Mr. Speaker, it is my impression that HB 383 was discussed in both caucuses. There are printouts of HB 383 available for the members, and actually, there were not any changes; it was just additions. There were no deletions, and I do not know what Mr. Wilson is concerned about. He had all the information available to him.

Mr. WILSON. Mr. Speaker, I just received a copy of this conference report. There are 110 pages right now. A printout is not on my desk. This conference report, I understand, was done in the Senate majority caucus room yesterday or last evening, to my knowledge, and I do not know how you can expect me to understand what is in here and comprehend what changes. All I am asking of you is to just enumerate—

Mr. PIEVSKY. Mr. Speaker, the printouts were delivered yesterday. The printouts were available yesterday.

Mr. WILSON. Tell me what changes were made, or additions. I understand the bill left here. We saw it when it left here. Explain to this body what changes were made; that is all - what happened in the conference report. I think we are entitled to those numbers.

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, the capital budget bill that the gentleman inquires about is the bill that passed this House with about 12 less pages than it has now. So for the bulk of the bill, the 100 pages, you have seen it; you have voted on it.

A member of your side was on the conference committee that placed each and every one of the additional projects into the bill. I would suggest you ask your conferee. In the event that you cannot get the information, I will furnish you with the printout that we furnished to our caucus with every project in categorized by department. You are welcome to it, Mr. Wilson.

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

Mr. WILSON. I do not believe that this body is entitled to this type of treatment. All I am asking is that somebody explain to me the changes that the conference committee put in this voluminous document. I understand it left here; I understand we can talk in generalities. Obviously no one really knows. If somebody on my side who was in this conference committee could explain to me what additions, item per item, were put into this document. I think it is ridiculous to ask us to vote on it.

Somebody please explain to me what is in here that was changed since it left here and went to the Senate. That is all I am asking.

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, if the gentleman insists, and he cannot read the printout which I have offered him—

Mr. WILSON. I can read.

Mr. MANDERINO. All right. Delaware County Information—

Mr. WILSON. I can read any doggone time I want to read. All I am asking for is some information on the floor of this House—

The SPEAKER. Mr. Wilson.

Mr. MANDERINO. Mr. Speaker?

The SPEAKER. The Chair recognizes Mr. Manderino.

Mr. MANDERINO. Delaware County Information Center, \$250,000; Franklin County Information Center, \$2,054,000; Fulton County Information Center, \$250,000; Mercer County Information Center, \$250,000; Pike County Information Center, \$1,520,000; York County Information Center, \$250,000.

Camp Hill, coal storage area, \$166,000; Camp Hill, shower rooms, \$1,463,000; Graterford—we are in the Department of Corrections now with Camp Hill and Graterford—new well and reservoir, \$2,544,000; Greensburg correctional facility, perimeter fence, \$631,000; Mercer, warehouse, \$824,000 was added; Pittsburgh, additional lighting, \$254,000; Pittsburgh, health services building, \$918,000; Rockview, water distribution system, \$636,000. Does the gentleman want me to continue? Do you want me to go to Bucks County? Rockview, electrical systems, \$636,000. Total in Corrections, \$8 million.

Department of Education: Bloomsburg, Haas Auditorium, safety modifications, \$221,000—

Mr. COLE. Mr. Speaker?

The SPEAKER. Who rises?

Mr. COLE. Mr. Speaker?

The SPEAKER. Just a moment. Why are you on your feet, Mr. Cole?

Mr. COLE. Can I make a suggestion, Mr. Speaker?

The SPEAKER. Not from a parliamentary point of view. You may not interrupt the debate of members unless you have a point of personal privilege, which I assume you do not have.

Mr. COLE. I certainly would like that opportunity, Mr. Speaker.



The SPEAKER. You may not do that.

Mr. MANDERINO. Mr. Speaker, I will yield to the gentleman.

#### BILL PASSED OVER TEMPORARILY

The SPEAKER. All right. Now you may speak. The gentleman, Mr. Manderino, has yielded the floor to you temporarily.

Mr. COLE. Thank you, Mr. Speaker.

I wish that we could get on with these important proceedings. Many of us took the time yesterday to attend caucus to go over these many, many pages of conference reports and suggestions. May I suggest, for those who did not attend caucus and get the information yesterday, that we pass over this bill for 30 minutes or so so those can read it, and then we can get on with the business of the day and proceed with other business at this time.

The SPEAKER. The suggestion of the gentleman will be acted upon only by concurrence of the majority leader, who runs the floor of the House.

Mr. MANDERINO. Mr. Speaker, I would gladly concur with the suggestion made by the gentleman if that is going to satisfy Mr. Ben Wilson's insistence that somebody read to him what I offered that he read for himself - the changes that were made in the conference report.

The SPEAKER. Mr. Wilson, if we could pass over temporarily—

Mr. WILSON. Mr. Speaker, I have no objection for 30 minutes while we look at it. And incidentally, this was not brought up in my caucus to my knowledge.

The SPEAKER. The Chair recognizes Mr. Manderino.

Mr. MANDERINO. That being the case, I would suggest at this time that we take a lunch break. There are seven or eight more bills that have to go to conference or come back from conference, and I would suggest that we return to the floor at 2 o'clock, allowing conferees enough time to handle the additional bills. If you come back, you will have to wait anyway, so 2 o'clock, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Crawford, Mr. Merry. Why do you rise?

Mr. MERRY. If there is information that would indicate exactly what items were introduced to HB 383, I would like to have that available rather than to plow through each and every one of these, not recognizing which were additions and which were—

The SPEAKER. Mr. Merry, the Chair does not have that information, but if Mr. McClatchy or his staff were on—

Mr. MERRY. Our caucus did not have it, apparently.

The SPEAKER. I am sure Mr. McClatchy has it, and if he does not have it, I am equally certain that Mr. Pievsky's staff will give you that information.

Mr. MERRY. Thank you.

## SENATE MESSAGE

### SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HB 2596, PN 3857**.

### MOTION INSISTING UPON NONCONCURRENCE IN SENATE AMENDMENTS

Mr. MANDERINO moved that the House insist upon its nonconcurrence in Senate amendments to HB 2596, PN 3857, and that a committee of conference on the part of the House be appointed.

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

### APPOINTMENT OF COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on HB 2596, PN 3857: Messrs. MANDERINO, PIEVSKY and McCLATCHY. Ordered, That the clerk inform the Senate accordingly.

## RECESS

The SPEAKER. The House will stand in recess until 2 p.m.

## AFTER RECESS

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

The SPEAKER. For the members within hearing of the Speaker's voice, and those of you who hear it relay it to the fellow members, we shall not need you on the floor until 2:30. There is no need for the members to report to the floor until 2:30.

The Speaker has some housekeeping to do, however, and we will do that now.

## SENATE MESSAGE

### HOUSE AMENDMENTS NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurring in the amendments made by the House of Representatives to **SB 774, PN 1683**, and has appointed Senators WILT, HOWARD and EARLY a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

## MOTION INSISTING UPON AMENDMENTS

Mr. MANDERINO moved that the House insist upon its amendments nonconcurrent in by the Senate to SB 774, PN 1683, and that a committee of conference on the part of the House be appointed.

On the question,

Will the House agree to the motion?

Motion was agreed to.

APPOINTMENT OF  
COMMITTEE OF CONFERENCE

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on SB 774, PN 1683:

Messrs. MANDERINO, PIEVSKY and MILLER.

Ordered, That the clerk inform the Senate accordingly.

## SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS  
NONCONCURRED IN BY HOUSE

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurrent in by the House of Representatives to **HB 2596, PN 3857**, and has appointed Senators TILGHMAN, STAUFFER and FUMO a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

## CONFERENCE COMMITTEE MEETINGS

The SPEAKER. The following committees of conference will meet at 2:15 in the Senate majority caucus room: The Committee of Conference on HB 209; the Committee of Conference on HB 1676; the Committee of Conference on HB 1832; the Committee of Conference on HB 2596; the Committee of Conference on SB 560; the Committee of Conference on SB 642; the Committee of Conference on SB 774; and the Committee of Conference on SB 1277.

They will all meet at 2:15 p.m. in the Senate majority caucus room.

## BILLS SIGNED BY SPEAKER

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

**HB 384, PN 3613**

A Supplement to the act of July 3, 1984 (P. L. 583, No. 117), entitled "An act providing for the capital budget for the fiscal year 1984-1985," itemizing public highway projects to be constructed by the Department of Transportation, together with the estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed by the Department of Transportation; stating the estimated useful life of the projects; making appropriations; and making a repeal.

**HB 2100, PN 3847**

An Act amending the act of July 2, 1984 (P. L. 568, No. 113), known as the "Employee-Ownership Assistance Program Act," further providing for technical assistance, financial assistance, and criteria for evaluating applications; providing for grants; and removing provisions relating to guidelines and regulations.

**HB 2104, PN 3867**

An Act amending the act of July 1, 1978 (P. L. 584, No. 109), known as the "Milrite Act," further providing for powers and duties of council, and for the operation and functions of area labor management committees.

**HB 2275, PN 3698**

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," further providing for civil service examinations and for appeals to the Civil Service Commission.

**HB 2514, PN 3851**

An Act making appropriations to the Hahnemann Medical College and Hospital, Philadelphia, Pennsylvania.

**HB 2520, PN 3853**

An Act making an appropriation to the Philadelphia Colleges of the Arts, Philadelphia, Pennsylvania.

**HB 2528, PN 3854**

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia, Pennsylvania.

**HB 2530, PN 3855**

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

**HB 2547, PN 3856**

An Act making an appropriation to the Home for Crippled Children, Pittsburgh, Pennsylvania.

## SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS  
NONCONCURRED IN BY HOUSE

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurrent in by the House of Representatives to **HB 1676, PN 3358**, and has appointed Senators TILGHMAN, STAUFFER and EARLY a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

## SENATE MESSAGE

HOUSE AMENDMENTS  
NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurrent in the amendments made by the House of Representatives to **SB 642, PN 2265**, and has

appointed Senators TILGHMAN, STAUFFER and LEWIS a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

### SENATE MESSAGE

#### AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 1160, PN 3838**; and **HB 1375, PN 3859**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

#### ADDITIONS AND DELETIONS OF SPONSORS

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

The following list was submitted:

##### ADDITIONS:

HB 383, Belfanti; HB 384, Belfanti; HB 385, Belfanti; HB 1232, Lloyd, Haluska; HB 2230, Coy; HB 2562, Murphy; HB 2563, Murphy; HB 2606, Clymer, Reinard, Burns; HB 2656, Fattah, Miller, Josephs; HB 2665, DeLuca; HB 2666, Wozniak; HB 2667, DeLuca; HB 2669, Trello; HB 2672, Miller, DeLuca; HB 2678, Trello; HB 2689, Cessar; HB 2690, Black; HB 2709, Staback, Nahill, Mrkonic, Raymond; HR 314, R. C. Wright; HR 322, DeLuca, McHale, Gamble.

##### DELETION:

HB 2177, Saurman.

#### BILL SIGNED BY SPEAKER

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

##### HB 385, PN 3614

An Act amending the act of December 8, 1982 (P. L. 848, No.235), known as the "Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983," deleting a bridge project in Allegheny County; adding bridge projects in various counties; and providing for reimbursement to municipalities.

The SPEAKER. The House will stand at ease until 2:30.

#### CALENDAR CONTINUED

##### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1298, PN 2174**, entitled:

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.

On the question,

Will the House agree to the bill on third consideration?

The SPEAKER. The Chair understands there are no amendments now to be offered to this bill. Is that correct, Mr. Stuban?

The Chair recognizes the gentleman from Columbia, Mr. Stuban.

Mr. STUBAN. Thank you, Mr. Speaker.

There was another amendment. Was that—

The SPEAKER. That has been withdrawn.

Mr. STUBAN. Thank you, Mr. Speaker.

I ask that you run this bill.

The SPEAKER. All right. Thank you.

As soon as the leaders are on the floor, we will call the bill up on final passage.

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, at the moment I know there is one amendment pending on this that may or may not be withdrawn. The member has not yet reached the floor.

The SPEAKER. Is that Mr. Piccola's amendment?

Mr. RYAN. Yes, and I do not know whether it is to be offered or not.

The SPEAKER. He is on the floor now.

Mr. Piccola, have you withdrawn your amendment? You have not.

Mr. Stuban, we were misinformed and we misinformed you. On our calendar they both were marked withdrawn. Does that mean, Mr. Stuban, you wish to offer your amendment?

Mr. STUBAN. Mr. Speaker, I would prefer that you take Mr. Piccola's amendment first.

The SPEAKER. Mr. Piccola and Mr. Stuban, please come to the podium.

#### BILL PASSED OVER TEMPORARILY

The SPEAKER. SB 1298 will go over temporarily.

\* \* \*

The House proceeded to third consideration of **SB 1422, PN 2293**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," reenacting provisions relating to a credit against gross receipts tax for railroad expenditures on maintenance or right-of-way improvements.

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—201

Acosta	Dietz	Lashingier	Robbins
Afflerbach	Dininni	Laughlin	Roebuck
Angstadt	Distler	Lescovitz	Rudy
Argall	Dombrowski	Letterman	Ryan
Arty	Donatucci	Levdansky	Rybak
Baldwin	Dorr	Linton	Saloom

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

NAYS—0

NOT VOTING—0

EXCUSED—0

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 **SB 598, PN 2108**, entitled:

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, adding provisions relating to psychologists.

On the question,

Will the House agree to the bill on third consideration?

Mr. LLOYD offered the following amendments No. A3832:

Amend Title, page 1, line 2, by inserting after "Statutes," providing for the reporting and investigation of certain insurance claims; and  
Amend Bill, page 1, by inserting between lines 4 and 5 Section 1. Title 40 of the Pennsylvania Consolidated Statutes is amended by adding a chapter to read:

CHAPTER 3

MEDICAL PROFESSIONAL LIABILITY

Sec.

301. Medical Professional Liability Loss Fund.

302. Professional liability insurers.

303. Bureau of Professional and Occupational Affairs.

§ 301. Medical Professional Liability Loss Fund.

The Director of the Medical Professional Liability Catastrophe Loss Fund established pursuant to Article VII of the act of October 15, 1975 (P.L.390, No.111), known as the Health Care Services Malpractice Act, shall report to the appropriate board within the Bureau of Professional and Occupational Affairs each licensee, certificate holder and registrant of that board on behalf of whom a settlement, award or judgment has been made or entered on or after the effective date of this section for which the fund is liable. Such report shall include the name, address, and license, certificate or registration number of such health care practitioner and a summary of the case. Such report shall be submitted within 30 days of the settlement, award or judgment.

§ 302. Professional liability insurers.

Each insurance company authorized to write professional liability insurance for health care practitioners or facilities in this Commonwealth, each health care practitioner or facility who or which self-insures his or its professional liability exposure, and the Joint Underwriting Association shall report to the appropriate board within the Bureau of Professional and Occupational Affairs each licensee, certificate holder and registrant of that board on behalf of whom a settlement, award or judgment has been made or entered on or after the effective date of this section if such insurance company, self-insurer or joint underwriting association is liable in an amount in excess of \$100,000. Such report shall include the name, address, and license, certificate or registration number of such health care practitioner and a summary of the case. Such report shall be submitted within 30 days of the settlement, award or judgment.

§ 303. Bureau of Professional and Occupational Affairs.

(a) Investigations.—Upon receipt of any report pursuant to this chapter, the board and the Bureau of Professional and Occupational Affairs shall review such report and conduct an appropriate investigation. If the information obtained through the investigation so warrants, the board shall promptly initiate a disciplinary proceeding against the licensee, certificate holder or registrant. Information received pursuant to this section shall not be considered public information for the purposes of the act of July 19, 1974 (P.L.486, No.175), referred to as the Public Agency Open Meeting Law, and the act of June 21, 1957 (P.L.390, No.212), referred to as the Right-to-Know Law, until used in a formal disciplinary proceeding.

(b) Reports. Each board shall annually submit a report to the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee containing the number of reports received pursuant to this section, the status of the investigations of those reports, any disciplinary action which has been taken and the length of time from receipt of each report to final board action.

Amend Sec. 1, page 1, line 5, by striking out "1" and inserting

2

Amend Sec. 1, page 1, lines 5 and 6, by striking out "of the Pennsylvania Consolidated Statutes"

Amend Sec. 2, page 5, line 28, by striking out "2" and inserting

3

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

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, this amendment deals with reporting of mal-practice settlements, awards, and judgments to the health care licensing boards. We passed this identical legislation a couple weeks ago. It has gotten held up over in the Senate. This amendment was worked out with the administration. There is no objection to it from the insurance people and also no objection to it from the various medical societies.

I would ask for a "yes" vote.

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

The following roll call was recorded:

YEAS—199

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

NAYS—1

Fryer

NOT VOTING—1

Richardson

EXCUSED—0

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

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

Mr. LAUGHLIN offered the following amendments No. A3630:

Amend Title, page 1, line 2, by removing the period after "psychologists" and inserting ; providing that subscribers in medical and dental care plans may select the practitioner of their choice to furnish services; and regulating payments for medical and dental services.

Amend Bill, page 1, by inserting between lines 4 and 5 Section 1. Title 40 of the Pennsylvania Consolidated Statutes is amended by adding a chapter to read:

CHAPTER 3

RIGHTS OF SUBSCRIBERS AND PRACTITIONERS

Sec.

- 301. Definitions.
- 302. Patient's freedom of choice as to medical practitioners.
- 303. Payment for covered services.
- 304. Publication of patient's freedom of choice.
- 305. Contrary stipulations.

§ 301. Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Dental services." The general and usual services rendered and care administered by dentists.

"Dentist." Any person who furnishes dental services and who is licensed as a dentist by the Commonwealth or any other state.

"Medical or dental care plan." A policy, employee benefit plan or contract providing for payment of medical or dental care expenses issued by any of the following:

- (1) A stock insurance company, incorporated for any of the purposes set forth in section 202 of the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921.
- (2) A mutual insurance company incorporated for any of the purposes set forth in section 202 of The Insurance Company Law of 1921.
- (3) A reciprocal insurance exchange authorized pursuant to section 1001 of The Insurance Company Law of 1921.
- (4) A professional health services plan corporation as defined in Chapter 63 of this title (relating to professional health services plan corporations).
- (5) A fraternal benefit society as defined in section 6502 of this title (relating to definitions).
- (6) A health maintenance organization as defined in the act of December 29, 1972 (P.L.1701, No.364), known as the Health Maintenance Organization Act.
- (7) A hospital plan corporation as defined in section 6101 of this title (relating to definitions).

"Medical services." The general and usual services rendered and care administered by licensed physicians or other licensed medical practitioners, including optometrists.

“Physician.” A medical doctor or doctor of osteopathy.

“Practitioner.” Any licensed physician, licensed dentist or other licensed practitioner who furnishes medical or dental services and who is appropriately licensed in this Commonwealth or any other state.

“Subscriber.” Any individual who subscribes to a medical or dental care plan.

Section 302. Patient’s freedom of choice as to medical practitioners.

Every medical or dental care plan which is delivered, renewed, issued for delivery, or otherwise contracted for or applicable to a subscriber in this Commonwealth shall:

(1) Unrestrictedly permit any subscriber to select the licensed physician, licensed dentist or other licensed medical practitioner of his or her own choice to furnish the medical or dental services provided by such plan.

(2) Permit any such licensed physician, licensed dentist or other licensed medical practitioner to participate as a contracting practitioner for such plan.

(3) Pay, as provided in section 303 (relating to payment for covered services), for the cost of the medical or dental services furnished by the subscriber’s chosen medical practitioner or dentist.

§ 303. Payment for covered services.

Payments shall be uniform for the types of medical or dental services rendered, without distinction between participating or nonparticipating practitioners or contracting or noncontracting practitioners. However, the plan shall not be required to make payments greater than specified in the plan or greater than the fee charged by the practitioner for the medical or dental service rendered.

§ 304. Publication of patient’s freedom of choice.

A declaration of the patient’s freedom of choice of practitioner shall be printed on the policy or contract for coverage and on sufficient promotional and informational materials related thereto so that each subscriber is advised of his or her choice at least once every six months.

§ 305. Contrary stipulations.

Any plan encompassed by this chapter that contains any provision to the contrary, shall to the extent of any conflict, be deemed null and void.

Amend Sec. 1, page 1, line 5, by striking out “1” and inserting

2

Amend Sec. 1, page 1, lines 5 and 6, by striking out “of the Pennsylvania Consolidated Statutes”

Amend Sec. 2, page 5, line 28, by striking out all of said line and inserting

Section 3. (a) Section 1 of this act shall take effect in 90 days.

(b) Section 2 of this act shall take effect in 60 days.

(c) The remainder of this act shall take effect immediately.

On the question,

Will the House agree to the amendments?

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

Mr. RYAN. Mr. Speaker, will the gentleman yield for a moment?

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, the amendment the gentleman has just passed out we have not caucused on; I have not looked at. I suggest you listen very carefully to the gentleman, Mr. Laughlin, and ask any questions of him that you think should be asked, because this is an amendment that none of us have seen. Thank you, Mr. Speaker.

Mr. LAUGHLIN. Mr. Speaker, if it is your wish that you want to caucus on the amendment, I would be glad to hold it.

Mr. GLADECK. Mr. Speaker?

The SPEAKER. Just a moment, Mr. Laughlin.

The Chair recognizes the gentleman from Montgomery, Mr. Gladeck. Why do you rise?

Mr. GLADECK. We do not have that amendment back here. If maybe you could have them—

The SPEAKER. I believe it is being distributed now.

Mr. GLADECK. Okay. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter. Why do you rise?

Mr. DeVERTER. Mr. Speaker, I do not want to hold up the proceedings, but this is an extremely controversial amendment, and if nothing else I would respectfully ask that we at least be given the opportunity to discuss it with the members of our respective caucuses.

#### BILL PASSED OVER TEMPORARILY

The SPEAKER. The bill will be passed over temporarily.

The bill has already been amended by Mr. Lloyd. The Laughlin amendment will remain with the bill over temporarily.

#### BILL PASSED OVER

The SPEAKER. SB 598, Mr. Ryan and Mr. Hayes, will be passed over. Because of the Laughlin amendment the bill will be passed over.

#### REPORT OF COMMITTEE OF CONFERENCE PRESENTED

Mr. MANDERINO presented the Report of the Committee of Conference on **HB 1832, PN 3874.**

#### REPORT OF COMMITTEE OF CONFERENCE PRESENTED

Mr. MANDERINO presented the Report of the Committee of Conference on **SB 1277, PN 2337.**

#### REPORT OF COMMITTEE OF CONFERENCE PRESENTED

Mr. TRELLO presented the Report of the Committee of Conference on **HB 1676, PN 3873.**

#### ANNOUNCEMENT BY SPEAKER

The SPEAKER. Those members who are planning on going to the rededication of the Gettysburg Battlefield Monument, Mr. Cole has informed the Chair that there will be a bus leaving at 4:15 that will be available for the wives and family members who wish to go and friends who are planning to go. There will be a second bus on standby which will be ready to leave no later than 5 o’clock. Hopefully, those of you who wish to go on that bus will be free to do so, but we caution you

that that is merely a hope at this point depending upon the length of the debate on the floor of the House. But there will be a bus leaving at 4:15 for the rededication of the monument for the members of the families of the Representatives, and there will be a bus on standby at 5 o'clock.

### SUPPLEMENTAL CALENDAR A CONTINUED CONSIDERATION OF HB 383 CONTINUED

On the question recurring,

Will the House adopt the report of the committee of conference?

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

Mr. WILSON. Thank you, Mr. Speaker.

I would like to thank the majority leader for the time to read the conference committee additions and also to Representative Cole, because I know it is a sacrifice on his part because he has a great affair going. I did read it, and I say thank you very much for the opportunity to vote on something intelligently for a change.

The SPEAKER. On the question, the Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. Mr. Speaker, I was wondering if the majority Appropriations chairman, Mr. Pievsky, would stand for one brief question, please.

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

Mr. DeVERTER. Mr. Speaker, can you inform the House as to what the total cost of HB 383 is, please?

Mr. PIEVSKY. Yes, Mr. Speaker. It is \$1,950,000,000.

Mr. DeVERTER. Thank you.

On the question recurring,

Will the House adopt the report of the committee of conference?

(A roll-call vote was taken but later was stricken and was retaken.)

The SPEAKER. The Chair recognizes the gentleman from Mifflin, Mr. DeVerter.

Mr. DeVERTER. After making that inquiry for the purposes of voting "no," my switch did not activate. I would like my vote to be recorded in the negative, please.

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

### VOTE STRICKEN

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, can we run the vote on HB 383 again? There were a number of people who thought that that was the liquor bill, the Senate liquor bill that was on the calendar, and voted wrong.

The SPEAKER. All right.

Void the vote on HB 383.

On the question recurring,

Will the House adopt the report of the committee of conference?

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Gallen. Why do you rise?

Mr. GALLEN. To debate the bill, Mr. Speaker.

The SPEAKER. The gentleman has a right to the floor. The Chair recognizes the gentleman, Mr. Gallen.

Mr. GALLEN. Mr. Speaker, would the majority leader stand for interrogation?

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

Mr. GALLEN. Mr. Speaker, this bill includes the money for the Philadelphia Convention Center. Is that right?

Mr. MANDERINO. And many, many other projects.

Mr. GALLEN. Right.

Mr. Speaker, is it your best estimate that most of these projects that are included for this funding will be started or accomplished at some point?

Mr. MANDERINO. I do not believe that all of them will be accomplished. I think many of them are on people's wish lists. They have never made presentations to the administration. Many of them are just the figments of the imagination of some of the Representatives and Senators.

Mr. GALLEN. It would be up to the administration, Mr. Speaker, to determine which of those projects would indeed be gotten underway?

Mr. MANDERINO. That is correct, Mr. Speaker.

Mr. GALLEN. Thank you, Mr. Speaker.

Mr. Speaker, a couple of weeks ago, and for some time, we had been told that the vote that we made a couple of weeks ago was merely a perfunctory one, one which provided for the mechanism for the convention center, but, indeed, we would have to vote for the money at some point.

Well, lo and behold, here we are with the money for the convention center—and I am talking about \$140 million—in this piece of legislation, and all the red lights are going out because as the majority leader pointed out, this is a Christmas-tree bill. There is something in there for everybody, and you do not want to vote against your own pet project in your own county.

I caution you that the convention center money will be spent but that many of those other projects, maybe most of those projects included in this piece of legislation, will never come to pass, will not be accomplished. We have had bills like this perennially, and indeed, most of the projects are never funded. And I caution you that although you may think you are voting for some project for your district, indeed you probably are not, but indeed, the white elephant in Philadelphia will be funded and we are going to pay and pay and pay and pay. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Cawley, on the question of the adoption of the committee of conference report.

Mr. CAWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to ask someone who was on the conference committee about a particular line item for \$655,000 for Wilkes-Barre-Scranton, if I may.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Pievsky, stand for interrogation on that?

The gentleman indicates he will, Mr. Cawley. You may inquire.

Mr. CAWLEY. Thank you, Mr. Speaker.

On page 43, line 21, it has "Wilkes-Barre/Scranton Area, New National Guard Armory, 655,000." Could you tell me how this got in there?

Mr. PIEVSKY. We would have to check where that came from. It either came from the Senate or the House, one or the other. It is somebody's project, just like all the other projects that are in the capital budget.

Mr. CAWLEY. Thank you, Mr. Speaker.

Just for the record, I would like to go on record stating that it was mentioned before about some items that are in here that some of us maybe put in just for PR (public relations) back home. I would like to state that the items that are in here for flood control in all of Lackawanna County are at least as important and I think more so than the \$655,000 for this National Guard Armory, and I would like to go on record to state that when this gets to the Governor, hopefully he will consider our flood money that we need so desperately not only in the northeast but across the State. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the report of the committee of conference?

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

YEAS—150

Acosta	Distler	Levdansky	Rieger
Afflerbach	Dombrowski	Linton	Roebuck
Argall	Donatucci	Livengood	Rudy
Arty	Duffy	Lloyd	Ryan
Barber	Durham	McClatchy	Rybak
Barley	Evans	McHale	Saloom
Battisto	Fattah	McVerry	Saurman
Belardi	Fee	Mackowski	Schuler
Belfanti	Flick	Maiale	Semmel
Blaum	Freeman	Manderino	Serafini
Bortner	Gallagher	Manmiller	Seventy
Brandt	Gamble	Markosek	Sirianni
Broujos	Gannon	Mayernik	Smith, L. E.
Bunt	Geist	Michlovic	Staback
Burd	Gruitza	Micozzie	Steighner
Bush	Gruppo	Miller	Stevens
Cappabianca	Hagarty	Moehlmann	Stewart
Carlson	Haluska	Morris	Stuban
Carn	Harper	Mowery	Sweet
Cawley	Hasay	Mrkonic	Swift
Cessar	Hayes	Murphy	Taylor, J.
Cimini	Herman	Nahill	Telek
Civera	Hershey	Noye	Trello
Clark	Honaman	O'Brien	Truman
Cohen	Howlett	O'Donnell	Van Horne
Colafiglia	Hutchinson	Olasz	Veon
Cole	Itkin	Oliver	Vroon
Cordisico	Jackson	Perzel	Wambach
Cornell	Jarolin	Petrarca	Weston
Coslett	Johnson	Petrone	Wiggins
Cowell	Josephs	Piccola	Wogan

Coy	Kenney	Pievsky	Wozniak
Deluca	Kosinski	Pistella	Wright, D. R.
DeWeese	Kukovich	Pott	Wright, J. L.
Daley	Langtry	Pressmann	Yandrisevits
Dawida	Laughlin	Preston	
Deal	Lescovitz	Punt	Irvis,
Dininni	Letterman	Raymond	Speaker

NAYS—51

Angstadt	Davies	Greenwood	Scheetz
Baldwin	Dietz	Kasunic	Showers
Birmelin	Dorr	Kennedy	Smith, B.
Black	Fargo	Lashinger	Snyder, D. W.
Book	Fischer	Lucyk	Snyder, G.
Bowley	Foster	McCall	Stairs
Bowser	Fox	Merry	Taylor, E. Z.
Boyes	Freind	Phillips	Taylor, F.
Burns	Fryer	Pitts	Tigue
Caltagirone	Gallen	Reber	Wass
Chadwick	George	Reinard	Wilson
Clymer	Gladeck	Richardson	Wright, R. C.
DeVerter	Godshall	Robbins	

NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**REPORT OF COMMITTEE OF CONFERENCE CONSIDERED**

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1416, PN 2323**, entitled:

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1986, to June 30, 1987, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1986; to provide appropriations from the Lottery Fund and the Pennsylvania Economic Revitalization Fund to the Executive Department; and to provide for the appropriation of Federal funds to the Executive and Judicial Departments of the Commonwealth and for the establishment of restricted receipts accounts for the fiscal year July 1, 1986, to June 30, 1987, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1986, and providing additional appropriations to the Executive and Judicial Departments of the Commonwealth for the fiscal year July 1, 1985, to June 30, 1986.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—196

Acosta	Dietz	Lescovitz	Robbins
Afflerbach	Dininni	Letterman	Roebuck
Angstadt	Distler	Levdansky	Rudy
Argall	Dombrowski	Linton	Ryan
Arty	Donatucci	Livengood	Rybak
Baldwin	Dorr	Lloyd	Saloom
Barber	Duffy	Lucyk	Saurman



Barley	Durham	McCall	Scheetz
Battisto	Evans	McClatchy	Schuler
Belardi	Fargo	McHale	Semmel
Belfanti	Fattah	McVerry	Serafini
Birmelin	Fee	Mackowski	Seventy
Black	Fischer	Maiale	Showers
Blaum	Flick	Manderino	Sirianni
Book	Foster	Manmiller	Smith, B.
Bortner	Fox	Markosek	Smith, L. E.
Bowley	Freeman	Mayernik	Snyder, D. W.
Bowser	Freind	Merry	Snyder, G.
Boyes	Fryer	Michlovic	Staback
Brandt	Gallagher	Micozzie	Stairs
Broujos	Gamble	Miller	Steighner
Bunt	Gannon	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	Itkin	Pistella	Weston
Cordisco	Jackson	Pitts	Wiggins
Cornell	Jarolin	Pott	Wogan
Coslett	Johnson	Pressmann	Wozniak
Cowell	Josephs	Preston	Wright, D. R.
Coy	Kasunic	Punt	Wright, J. L.
Deluca	Kenney	Raymond	Wright, R. C.
DeWeese	Kosinski	Reber	Yandrisevits
Daley	Kukovich	Reinard	
Davies	Langtry	Richardson	Irvis,
Dawida	Lashinger	Rieger	Speaker
Deal	Laughlin		

NAYS—5

DeVerter	Hutchinson	Kennedy	Wilson
Gallen			

NOT VOTING—0

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**SUPPLEMENTAL CALENDAR B**

**BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 792, PN 3868**, 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 "Small Business Incubators Act," approved July 2, 1984 (P. L. 555, No. 111), further providing for grants, loans and loan guarantees; and removing provisions relating to guidelines and regulations.

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

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

Mr. EVANS. Mr. Speaker, basically, this particular bill will allow flexibility in terms of the incubator program, which is a program that we have had for the last 2 years. As a result of the establishment of the program, a number of individuals have not been able to take advantage of the program, and basically it just provides more flexibility to it. Thank you, Mr. Speaker.

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

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

YEAS—198

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

NAYS—0

NOT VOTING—3

Arty                      Carn                      Vroon

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 2098, PN 3865**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act amending the act of July 2, 1984 (P. L. 561, No. 112), known as the "Pennsylvania Conservation Corps Act," further providing for eligibility, compensation and referrals, for the wages of crewleaders and for guidelines and regulations; making an appropriation; and making a repeal.

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

The SPEAKER. On the question, the Chair recognizes the gentleman from Warren, Mr. Bowley.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, this bill will reauthorize the Pennsylvania Conservation Corps for 2 years. The Senate made some minor changes in it. The age will now go up to age 25. However, emphasis will be given to those people who are between the ages of 18 and 21. They made some other minor changes.

I would ask for an affirmative vote.

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

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

YEAS—198

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

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

NAYS—0

NOT VOTING—3

Acosta                      Carn                      Vroon

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 2454, PN 3863**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

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

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

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, the Senate amendments are technical in nature and are acceptable to the WIC (Women, Infants, and Children) Coalition, and I ask for a concurrence.

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

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

YEAS—200

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

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

NAYS—0

NOT VOTING—1

Carn

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following HB 2554, PN 3866, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

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

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

Mr. PIEVSKY. Thank you, Mr. Speaker. Mr. Speaker, the appropriation in the Senate was reduced from \$300,000 to \$150,000 above the Governor's request, and I urge concurrence to HB 2554. Thank you, Mr. Speaker.

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

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

YEAS—197

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

NAYS—0

NOT VOTING—4

Black Burd Carn Telek

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

**SUPPLEMENTAL CALENDAR C  
REPORT OF COMMITTEE  
OF CONFERENCE CONSIDERED**

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 293, PN 2324**, entitled:

An Act providing for the creation of the Health Care Cost Containment Council, for its powers and duties, for health care cost containment through the collection and dissemination of data, for public accountability of health care costs, and for health care for the indigent; establishing the Indigent Care Program; and making an appropriation.

On the question,

Will the House adopt the report of the committee of conference?

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. This health care cost containment bill contains—

Mr. RYAN. Pardon me.

Mr. Speaker, would the gentleman yield a moment?

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. I am going to suggest that everyone listen carefully to the explanation. This is a new matter. It may very well require caucus. There has been distributed, though, by Mr. Dorr a synopsis of this bill. You should have it on your desks, but listen carefully to the explanation, and if it cannot be taken care of through interrogation, it may be necessary to go to caucus. But I believe between everything, we can take care of it.

**CAUCUSES**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, the bill is an extensive bill of data collection through a council, and I believe that it may be easier to handle in a caucus.

I would suggest, Mr. Speaker, that we take a 15- or 20-minute break, go to caucus and explain the bill, because it is the first time that the members will have seen this kind of a cost containment bill. But there is unanimous agreement that seems to exist by the people who are interested in such a bill that we would like to pass such a bill before we leave. We have provided for the funds in the budget to fund the bill.

So if there is no objection, Mr. Speaker, we would like to go to caucus.

The SPEAKER. There will be an immediate caucus on the part of the Democratic Party and an immediate caucus on the part of the Republican Party.

The Chair will declare a recess until 3:30. Please be back on the floor at 3:30 from caucus. Immediate caucus, and return to the floor at 3:30, please.

**REMARKS ON VOTE**

The SPEAKER. The Chair recognizes the lady from Delaware, Mrs. Arty. Why do you rise?

Mrs. ARTY. To correct the record, Mr. Speaker.

The SPEAKER. The lady may proceed.

Mrs. ARTY. I would like to be recorded as voting in the affirmative on concurrence in Senate amendments to HB 792.

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

Mrs. ARTY. Thank you.

**RECESS**

The SPEAKER. The House stands in recess until 3:30.

**AFTER RECESS**

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

**WELCOME**

The SPEAKER. The Chair welcomes a particularly attractive visitor, Danielle, who is over there to the left of the Speaker, the little golden-haired girl who is Ann-Marie Sweeney's godchild. She is here with her mother, Marsha Lambert. They are here from New Orleans. Will you stand up and hold Danielle up so they can see her?

The Chair invited Danielle to come back anytime she wished, with permission to bring at least two adults with her. She has not named the committee yet.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 2724** By Representative MORRIS

An Act empowering certain political subdivisions to levy and collect taxes on certain income; prescribing penalties; and making repeals.

Referred to Committee on FINANCE, July 1, 1986.

**No. 2725** By Representatives HAGARTY, SWEET, PICCOLA, McVERRY, KOSINSKI, McHALE, LASHINGER, ITKIN, NOYE, JOHNSON, GODSHALL, FARGO, NAHILL, MORRIS, J. TAYLOR, BOOK, HALUSKA, RAYMOND, MICOZZIE, CIVERA, E. Z. TAYLOR, HAYES, GREENWOOD, GLADECK, BUNT, WOGAN, SAURMAN, DORR, FOX, PRESSMANN, TRELLO, J. L. WRIGHT, BURD, PERZEL, ROBBINS, SCHEETZ, BALDWIN, R. C. WRIGHT, FISCHER, AFFLERBACH, CORNELL, WOZNIAK and DeLUCA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further defining "criminal history record information."

Referred to Committee on JUDICIARY, July 1, 1986.

**No. 2726** By Representatives HUTCHINSON and SALOOM

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for machinery, equipment, lands and buildings.

Referred to Committee on TRANSPORTATION, July 1, 1986.

**No. 2727** By Representatives COLAFELLA, TRELLO, LESCOVITZ and VEON

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," further defining "Commonwealth agency" for purposes of imposing interest penalties on certain accounts.

Referred to Committee on FINANCE, July 1, 1986.

**No. 2728** By Representatives COLAFELLA, TRELLO, LESCOVITZ and VEON

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," further defining "Commonwealth agency" for purposes of imposing interest penalties on certain accounts.

Referred to Committee on FINANCE, July 1, 1986.

**No. 2729** By Representatives CIVERA, MICOZZIE, GANNON, RAYMOND, FREIND and ARTY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for rear wheel shields on vehicles.

Referred to Committee on TRANSPORTATION, July 1, 1986.

**No. 2730** By Representatives SIRIANNI, MORRIS, NOYE, JOHNSON, CARLSON, FARGO, TRELLO, COY, HERMAN and LASHINGER

An Act providing for the control of transportation of poultry and for the disinfection of conveyances carrying poultry, poultry products or poultry feed; requiring a license for transportation of live poultry or for dealing in poultry or poultry products; setting fees; authorizing certain powers of enforcement to the Department of Agriculture; making an appropriation; and prescribing penalties.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, July 1, 1986.

**No. 2731** By Representatives GEIST, NOYE, CHADWICK, HALUSKA, MAIALE, CIVERA, STABACK, TIGUE, HERMAN, FARGO, KOSINSKI, PITTS, FLICK, MORRIS, VROON, HONAMAN, MERRY, GAMBLE, JOHNSON, PETRONE, DORR, SAURMAN, CLYMER, D. W. SNYDER, ROBBINS and DISTLER

An Act amending the act of April 6, 1951 (P. L. 69, No. 20), known as "The Landlord and Tenant Act of 1951," requiring tenants in possession to pay rent during the appeal period of an action under the act.

Referred to Committee on BUSINESS AND COMMERCE, July 1, 1986.

**No. 2732** By Representatives NAHILL, FOX, SAURMAN, CORNELL, HAGARTY and BUNT

An Act amending the act of May 25, 1945 (P. L. 1050, No. 394), known as the "Local Tax Collection Law," requiring certain records to be given to the secretary of the municipality by the tax collector when leaving office.

Referred to Committee on FINANCE, July 1, 1986.

### BILLS SIGNED BY SPEAKER

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

**HB 792, PN 3868**

An Act amending the "Small Business Incubators Act," approved July 2, 1984 (P. L. 555, No. 111), further providing for grants, loans and loan guarantees; and removing provisions relating to guidelines and regulations.

**HB 2098, PN 3865**

An Act amending the act of July 2, 1984 (P. L. 561, No. 112), known as the "Pennsylvania Conservation Corps Act," further providing for eligibility, compensation and referrals, for the wages of crewleaders and for guidelines and regulations; making an appropriation; and making a repeal.

**HB 2454, PN 3863**

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

**HB 2554, PN 3866**

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

### REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Hutchinson. Why do you rise?

Mr. HUTCHINSON. I would like to have my vote changed on the Conference Report on SB 1416, PN 2323, from negative to affirmative.

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

The Chair recognizes the gentleman from Lehigh, Mr. Semmel. Why do you rise?

Mr. SEMMEL. To correct the record.

Mr. Speaker, I wish to correct the record regarding amendment 3179 to SB 1113. I inadvertently voted in the negative and wish to be recorded in the affirmative.

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

Mr. SEMMEL. Secondly, I was not recorded on amendment 3561 to SB 1145 and wish to be recorded in the affirmative.

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

**SUPPLEMENTAL CALENDAR C CONTINUED  
CONSIDERATION OF SB 293 CONTINUED**

On the question recurring,

Will the House adopt the report of the committee of conference?

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

**YEAS—200**

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

NAYS—0

NOT VOTING—1

Wilson

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**CALENDAR CONTINUED  
BILLS ON CONCURRENCE IN  
SENATE AMENDMENTS CONTINUED**

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

Mr. COHEN. Mr. Speaker, the Senate amended language pertaining to the divestiture of Hazleton State Hospital to what had originally been a minor land transfer bill of a fraction of an acre of land in my legislative district. I have no problems with the Hazleton State divestiture; therefore, I personally urge an affirmative vote on the bill.

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

Mr. RYAN. Mr. Speaker, I join with the gentleman and ask for an affirmative vote on concurrence.

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

Mr. GEORGE. Mr. Speaker, I would like to ask the members to hear me out. I am a little embarrassed that I have to stand at this microphone today, but a great happening has come about just this week where I had the minority leader jokingly tell me that maybe I was not keeping my word, and I have a situation where I have a colleague on the other side of the aisle who has caused me some grief in that I did not know just what the individual's point or what the purpose was.

I would suppose that divestiture will come just as sure someday as we are certain that the sun will come up in the morning.

Mr. Speaker, I wish you would hear me out, because this is very important. This will not be the last time you hear about this matter.

In a unanimous vote just several weeks ago, each and every one of us who make up this membership decided, through a

resolution, that we were going to appoint a committee, and the committee was going to find out what they could as soon as possible of whether divestiture is the right pursuit that we should take as members of this House. The day that the resolution was passed, I had anticipated that we would have several weeks to go out and go about the business that the resolution had insisted upon. But unfortunately, on that very next day the Department of Welfare performed a duty that I thought was inappropriate in that they allowed a House bill to be amended, and this House bill is a piece of legislation to divest another hospital. In this case it is the Hazleton facility.

I cannot stand before you as an expert on this matter—I doubt if anyone is an expert—but that is my main thrust. As I read this bill on page 20, it does not guarantee that the hospital will be there 3 years from now or 4 years from now. It has a lot of jargon in it that I just am not willing to accept. Just 10 minutes ago we passed a health containment bill, and we said by that vote that we were going to concern ourselves about the indigent. And you know, the indigent today just are not people who have found themselves on welfare, but they find themselves to be individuals who have lost their employment, and because of the loss of that employment, they have lost every ability to meet their hospital or medical costs. Today that group meets what we would say is indigent.

So the department would have us just pass and divest, and then next week the next hospital, then the following week we will just close the Scranton hospital, and the following week we will close the Philipsburg hospital. And if we do not close them, we will just spend millions and millions of dollars to what the department says they upgrade, but if you will look at every capital budget—we just passed one today for nearly \$2 billion—if you will look at every capital budget, you will find moneys in those budgets to upgrade, to improve, these State general hospitals.

I myself have had my colleagues join with me many times to help get the ICU (intensive care unit) unit in the Philipsburg hospital upgraded. I do not blame this just on this Republican administration. I daresay the Shapp administration was the first to insist that we should divest.

Now, should we divest? Is it better to divest? Is it and does it bring cheaper daily room rates? I daresay it does not. Will it cost less for those of you and your families and your constituents to receive the proper care should we divest? I do not know. Will we be able to assure the individual who no longer has a job, under what I read in this book, in this legislation, will we be able to assure that he and his family will be accepted? Will we be assured that 3 years down the road there will be a hospital? And please remember, those of you who live in areas that are not experiencing great difficulty in employment, each one of these State facilities are in either the soft coal or the hard coal regions where we are experiencing a lot of devastation as far as economics are concerned.

I guess maybe this administration does not like resolutions, because we passed one and the administration does not want us to carry out our duty. There is a resolution today to wipe out a resolution that we had passed some months ago.

If I knew for a fact that not one individual would be laid off should any hospital divest, should I know for a fact and believe that we can guarantee that that hospital facility would be with us 5 years down the road, I would not be standing here asking you to go very cautiously.

I am not going to take up your time. It may not be important to you whether these hospitals close, but I intend to vote "no." Thank you very much.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—169

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

NAYS—28

Argall	Hutchinson	Olasz	Trello
Barber	Itkin	Petrarca	Van Horne
Belardi	Jarolin	Preston	Wiggins
Cappabianca	Kosinski	Saloom	Wright, D. R.
Cawley	Linton	Seventy	
Civera	Livengood	Staback	Irvis,
Freind	Lloyd	Steighner	Speaker
George	Morris		

NOT VOTING—4

Fattah            Levdansky            Richardson            Rieger

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

The clerk of the Senate, being introduced, returned the following **HB 1875, PN 3844**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act providing for a community services block grant program; and further providing for powers and duties of the Department of Community Affairs.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. On the question of will the House concur in the Senate amendments inserted to HB 1875, the Chair recognizes the gentleman from Cambria, Mr. Stewart.

Mr. STEWART. Thank you, Mr. Speaker.

The Senate amendments appear on page 8, and essentially what they do is limit political activity on behalf of community action agencies.

I urge concurrence in Senate amendments.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—192

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

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

NAYS—0

NOT VOTING—9

Barber	Deal	Levdansky	Sirianni
Carn	Fattah	Richardson	Sweet
Cohen			

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Wilson. Why do you rise?

Mr. WILSON. Mr. Speaker, had I been in my seat on the Conference Report on SB 293, I would have voted in the affirmative.

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

SENATE MESSAGE

AMENDED HOUSE BILL  
RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 2090, PN 3869**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SUPPLEMENTAL CALENDAR D  
REPORTS OF COMMITTEES  
OF CONFERENCE CONSIDERED

Mr. TRELLO called up for consideration the following Report of the Committee of Conference on **HB 1676, PN 3873**, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," creating the Redevelopment Assistance Sinking Fund and providing for its funding and use.



On the question,  
Will the House adopt the report of the committee of conference?

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

Mr. TRELLO. Mr. Speaker, I would ask this General Assembly to concur in the committee of conference report. The language contains setting up a sinking fund to support several projects, and I would encourage concurrence in the amendments.

On the question recurring,  
Will the House adopt the report of the committee of conference?

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

YEAS—198

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

NAYS—0

NOT VOTING—3

Carn Richardson Staback  
EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

Mr. SWEET called up for consideration the following Report of the Committee of Conference on **HB 1832, PN 3874**, entitled:

An Act amending the "Tax-Exempt Bond Allocation Act," approved December 20, 1985 (P. L. 483, No. 113), adding provisions relating to changes in Federal law.

On the question,  
Will the House adopt the report of the committee of conference?

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, this conference report contains provisions to accommodate any possible changes to the Federal law in the Industrial Development Bond Program. No other provisions of the current law are amended, and I urge adoption.

On the question recurring,  
Will the House adopt the report of the committee of conference?

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

YEAS—199

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

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

NAYS—1

Wilson

NOT VOTING—1

Carn

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 1277, PN 2337**, entitled:

An Act establishing a special fund for moneys received by the Commonwealth from resolution of oil overcharge matters; designating certain low-income energy conservation and assistance programs for funding from this special fund; and making appropriations.

On the question,

Will the House adopt the report of the committee of conference?

The SPEAKER. The Chair recognizes the majority leader on the Committee of Conference Report on SB 1277.

Mr. MANDERINO. Mr. Speaker, this is the oil overcharge conference report providing for the expenditure in the next fiscal year of the moneys received in the banking of those moneys that will not be expended.

Mr. Sweet has further explanation on the bill, Mr. Speaker. I move that we concur.

On the question recurring,

Will the House adopt the report of the committee of conference?

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

YEAS—200

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

NAYS—0

NOT VOTING—1

Carn

EXCUSED—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

**CALENDAR CONTINUED  
BILL ON CONCURRENCE  
IN SENATE AMENDMENT A2194**

The clerk of the Senate, being introduced, returned the following **HB 2079, PN 3710**, with information that the Senate has receded from amendments A2193 and A3193 nonconcurrent in by the House of Representatives and has insisted upon amendment A2194 in which the concurrence of the House of Representatives is requested:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, adding revised, compiled and codified provisions relating to game and wildlife; and making conforming amendments to Titles 18, 42 and 75.

On the question,  
Will the House concur in Senate amendment A2194?

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

Mr. LETTERMAN. Thank you, Mr. Speaker.  
Mr. Speaker, I ask that we concur in HB 2079.

What the Senate did was they wanted two-thirds vote instead of majority vote for confirmation.

I cannot win all my battles. I won the biggest part of it, and I would ask for concurrence. Thank you.

The SPEAKER. On the question of concurrence, the Chair recognizes the gentleman from Bedford, Mr. Dietz.

Mr. DIETZ. Mr. Speaker, I would like to encourage the members of the House to vote to concur.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,  
Will the House concur in Senate amendment A2194?

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

**YEAS—195**

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

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

**NAYS—6**

- |        |          |       |      |
|--------|----------|-------|------|
| Cawley | George   | Lucyk | Wass |
| Fryer  | Godshall |       |      |

**NOT VOTING—0**

**EXCUSED—0**

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and amendment A2194 was concurred in.

Ordered, That the clerk inform the Senate accordingly.

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS  
TO HOUSE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **SB 180, PN 2234**, with information that the Senate has concurred in the amendments made by the House by amending said amendments in which the concurrence of the House of Representatives is requested:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," adding and changing definitions relating to crime victims' compensation; further providing for eligibility for crime victims' compensation and for awards; providing for the responsibilities of providers of service to crime victims; further providing for the allocation of certain funds; extending the limitations period for the filing of claims for crimes' victims compensation by child victims; authorizing certain Statewide employee organizations to submit reports with the Secretary of Labor and Industry; imposing penalties for failing to file certain information; providing for fair share fee agreements for certain Commonwealth and school employees; and making repeals.

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

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

Mr. SWEET. Thank you, Mr. Speaker.

Mr. Speaker, this is legislation the House handled before. There are various amendments to the Crime Victims' Com-

pensation Program and there is also something now called the Fair Share Program which will provide that all of those represented in a collective-bargaining unit will help support the efforts of that collective-bargaining unit.

It is, Mr. Speaker, the so-called agency shop legislation that we passed earlier. The Senate amendments merely change the semantics somewhat and, also, I think improve the bill by making the provisions applicable to public school employees and those applicable to Commonwealth employees very similar, and so there will not be two separate sets of systems for calculation and the like.

I would ask that we concur in the Senate amendments to SB 180.

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

Mr. FOSTER. Thank you, Mr. Speaker.

I rise to ask that you vote in the negative on concurrence in SB 180, and I do so because I submit that SB 180, a so-called agency shop bill, is in reality the new patronage system of the late eighties and the nineties. Mr. Speaker, at the time under the old patronage system, if someone were hired by one of the political parties and then at the end of the year was told you did not pay for your picnic tickets, you did not pay up, you are fired, that was considered a gross violation of an individual's rights. However, in this case you are not even allowed the luxury of getting the money in your pocket. They take it from you before you get it in your pocket, and it goes into the hands of the employee organization and you only get back that portion of it which you feel is used for political purposes and then only after an arduous process.

There is nothing left for individual liberty in the bill. For example, we have a definition here of "bona fide religious grounds."

Mr. SWEET. Mr. Speaker?

The SPEAKER. Why do you interrupt, Mr. Sweet?

Mr. SWEET. Mr. Speaker, I want to be a gentleman about this, but is the speaker speaking to the amendment or to the bill as it appeared to the House prior to going to the Senate and being amended?

Mr. FOSTER. I was just getting into that, Mr. Speaker.

Mr. SWEET. I was trying to be patient. I thought you were concluding your rhetorical remarks, and really, I was waiting for you to get to the amendment. If you are, I will certainly yield my objection or withdraw it.

The SPEAKER. You are now on the amendment, Mr. Foster.

Mr. FOSTER. Yes.

On the definition of "bona fide religious grounds," would the gentleman, Mr. Sweet, consent to interrogation?

Mr. SWEET. Yes, Mr. Speaker.

Mr. FOSTER. Mr. Speaker, could I, as a member of the United Methodist Church, claim exemption under this section?

Mr. SWEET. You are asking me to make a judicial determination, Mr. Speaker. The language is there before you. If, in fact, a religious sect or group to which you belonged had an

articulated policy or basic tenet of philosophy that prohibited the fair share payment, then I believe whatever agency would be determining this matter could so rule, but I cannot review off the top of my head what the articulated views and philosophies of the United Methodist Church are in relation to your membership or your nonmembership or your payment of dues or fair share or nonpayment because you are a public employee.

Mr. FOSTER. Yes, Mr. Speaker; that is exactly the rub. Apparently, from that explanation, there must be something within the tenets of the organization, in this case the Methodist Church or other church, which would adjure and forbid members to belong to a collective-bargaining unit. That is the essence of what I got from Mr. Sweet's interrogation. My question is at this point, does that not violate every individual religious right that I can think of in the Commonwealth?

Mr. SWEET. If that is a question, Mr. Speaker, the answer is no, and the United States Supreme Court has already so ruled. I believe about a month ago I had some colloquy with Mr. Ryan about that, and I believe the majority leader did as well.

Mr. FOSTER. Mr. Speaker, does this not impose a religious threshold in order to gain exemption? You have to belong to an organization, a church that forbids your membership in such an organization, or else you are subject to its provision. Does it not provide that religious threshold that you must clear?

Mr. SWEET. It is my belief, Mr. Speaker, following a review of this language and also the language in the relevant cases, which I can cite for you if you would like, that this comports with the requirements of United States Supreme Court decisions.

Mr. FOSTER. Could you provide me with those cases, Mr. Speaker?

Mr. SWEET. I would be glad to, Mr. Speaker, as soon as I dig them out of my folder.

Mr. FOSTER. Mr. Speaker, that concludes my interrogation, and I have a few remarks on the bill.

The SPEAKER. The gentleman may make his statement.

Mr. FOSTER. Mr. Speaker, I am somewhat baffled as to why I am not the recipient of just swarms of individuals, many of my liberal colleagues whom I would expect to come to my side on this argument. Certainly there is a religious threshold involved, and I wonder—

The SPEAKER. Would the gentleman yield for a moment. The Chair apologizes for interrupting him, but the Chair announced before that the bus was leaving at 4:15 for those families and friends who wished to go to the Gettysburg rededication. The Chair has been informed that the bus is loading now. So if any of you members have family or friends who ought to be directed, the bus is loading now at the base of the Capitol steps, the main entrance.

The Chair apologizes for having to interrupt the flow of your argument, Mr. Foster. You may continue.

Mr. FOSTER. Thank you, Mr. Speaker.

I hope that at some point if the ACLU (American Civil Liberties Union) is reviewing our remarks on this, they would also come to my defense in the matter of individual liberty. They certainly do so on behalf of atheists; I would hope that they would do so in the case of members of religious organizations.

However, at this point we have a bill that is badly in need of some work to be done on it, and the only place that there is going to be any work done on it is in a conference committee where they can correct this type of language. I strenuously object to any bill which imposes this type of religious threshold on anyone seeking protection of their individual religious beliefs. What would I have to do, Mr. Speaker? If I were a member of this employee organization, I would presumably have to resign from the United Methodist Church and seek out some group which has specifically written into its beliefs such a prohibition as Mr. Sweet has indicated. That to me violates every concept of individual religious liberty, and I would hope that a lot of my liberal friends would leap to my defense on the issue. But in the meantime I ask for a negative vote, that we nonconcur.

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

Mr. PITTS. Thank you, Mr. Speaker.

Would the gentleman, Mr. Sweet, consent to interrogation?

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

Mr. PITTS. Thank you, Mr. Speaker. I will be brief.

Would a civil service employee of the State of Pennsylvania who had a religious objection be required to pay agency fees under this bill?

Mr. SWEET. Is that employee currently the member of a collective-bargaining unit, Mr. Speaker?

Mr. PITTS. A civil service employee.

Mr. SWEET. Mr. Speaker, your question is—

Mr. PITTS. Not a union member; no.

Mr. SWEET. I beg your pardon?

Mr. PITTS. Not a member of a collective-bargaining unit; no.

Mr. SWEET. Well, it is my belief, Mr. Speaker, that this bill covers employees who are members of collective-bargaining units.

Mr. PITTS. Okay. If he is not a union member, would he be required—

Mr. SWEET. That is a very different question, Mr. Speaker. Obviously, if he has chosen not to join the union—most people making that decision because they can get the benefits of the union's bargaining activities for better wages, hours, and working conditions without joining and paying the dues and in effect being a free rider—but if he has chosen merely not to join the union, he would be responsible under this bill for paying what is called the fair share contribution that is outlined in the bill with the kinds of procedures that are also outlined for determining what that fair share should be and whether or not that employee qualifies for a waiver or an exemption.

Mr. PITTS. All right. Now, if this employee refused to pay that agency fee, then would he be permitted to continue employment?

Mr. SWEET. I believe that it then becomes a condition of his employment, Mr. Speaker.

Mr. PITTS. So he would lose his job if he refused to pay the fee. If he refused to pay the fee on religious grounds—

Mr. SWEET. Excuse me. If he refuses to pay the fee and has no lawful reason for refusing to pay the fee as is outlined in the bill.

Mr. PITTS. Can you tell us how many State employees who are presently not paying union dues would be required to pay agency fees under this bill?

Mr. SWEET. My understanding, Mr. Speaker—and now I am off the top of my head; I do not have the exact numbers in front of me—I think there are about 90,000—some State employees and there are about 60—some thousand who are currently union members and paying. So fast subtraction, I think it is between 20,000 and 30,000.

Mr. PITTS. Okay. Do you know how that translates to dollars?

Mr. SWEET. No, I do not, Mr. Speaker. I have read some press reports, but I do not remember the exact dollars at this point. There is almost no real way of predicting that with any degree of certainty today.

Mr. PITTS. Thank you, Mr. Speaker.

Can I make a statement?

The SPEAKER. For a statement on the question, the gentleman is in order.

Mr. PITTS. Mr. Speaker, I rise to urge the members to nonconcur in this bill, SB 180. I think the real question posed by this bill is, should a State employee who does not wish to join a union be required to pay a fee if he does not want the union to bargain for him? I think this takes away the rights of some of our State employees. I think we by legislative coercion are really keeping the unions in existence. Their membership has been declining and people would be required to pay for something that they neither want nor seek under threat of loss of employment. I think agency shop really makes unions in this case the free riders.

This was a bad bill when we sent it from the House; it is a bad bill now that has been returned. I urge nonconcurrency.

The SPEAKER. Do you wish to speak for the second time, Mr. Foster?

Mr. FOSTER. Yes.

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

Mr. FOSTER. Mr. Speaker, in addition to the bill being constitutionally suspect, it is a bad idea and it deserves our rejection, and if it is not rejected here, let it meet a veto in the Governor's Office.

I urge nonconcurrency.

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

Mr. SAURMAN. Mr. Speaker, may I interrogate Representative Sweet with one quick question?

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

Mr. SAURMAN. I thought that I heard you say, Mr. Speaker, that you felt that people did not join a union because they did not want to pay the dues and wanted to enjoy the benefits. Was that what I heard or is that something that—

Mr. SWEET. Mr. Speaker, yes; that was in the nature of a personal opinion. I think there are some substantial number of the individuals we are talking about who get to enjoy all the benefits negotiated for them by the union at the cost of their fellow employees, I might add, who are paying, and that they are in effect what I have called free riders. Yes; that is right, Mr. Speaker, but that is a personal opinion. I cannot substantiate that with fact.

Mr. SAURMAN. Thank you, Mr. Speaker.

I would like to just make a statement with regard to that, because I have an entirely different personal opinion of that.

**POINT OF ORDER**

Mr. SWEET. Mr. Speaker, if I might.

Mr. Speaker, I really, again, would like to raise a point of order.

Mr. Foster went on for some time about exact language that was in the bill that was passed by the House. Mr. Pitts—

The SPEAKER. Mr. Sweet, the Chair understands your objection.

Mr. Saurman, you may make a statement on the issue before us, not on the opinion that was given to you by Mr. Sweet or anybody else's opinion on that matter, but on the issue only before us.

Mr. SAURMAN. All right. Thank you, Mr. Speaker.

It was my intention to just correct an opinion, but I think that has been done in the interrogation.

I would urge a nonconurrence vote. Thank you.

The SPEAKER. For the second time, the Chair recognizes the gentleman from Washington, Mr. Sweet.

Mr. SWEET. Thank you, Mr. Speaker.

I just want to emphasize to the members that this bill merely allows the fair share provisions to be a negotiated item. It allows the collective-bargaining unit to negotiate for these privileges. I might also add, Mr. Speaker, that I have citations of three United States Supreme Court cases for Mr. Foster in his review.

The constitutionality of this matter is not at all at issue. It has been resolved by the United States Supreme Court three times with greater definity in the last 5 years. So it is really a question of whether or not you believe with the purposes of the amendments the Senate is offering and not any spurious questions of constitutionality.

I would suggest that we concur in SB 180 and its amendments offered by the Senate.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

**YEAS—134**

Acosta	Dombrowski	Lucyk	Semmel
Afflerbach	Donatucci	McCall	Serafini
Angstadt	Duffy	McHale	Seventy
Arty	Durham	Maiale	Showers
Baldwin	Evans	Manderino	Smith, B.
Barber	Fattah	Markosek	Staback
Battisto	Fee	Mayernik	Stairs
Belardi	Fischer	Michlovic	Steighner
Belfanti	Freeman	Micozzie	Stevens
Blaum	Gallagher	Miller	Stewart
Bortner	Gamble	Morris	Stuban
Bowley	Gannon	Mrkonic	Sweet
Boyes	George	Murphy	Taylor, F.
Broujos	Gruitza	O'Brien	Taylor, J.
Burd	Gruppo	O'Donnell	Telek
Burns	Haluska	Olasz	Tigue
Caltagirone	Harper	Oliver	Trello
Cappabianca	Hasay	Perzel	Truman
Cawley	Howlett	Petrarca	Van Horne
Cimini	Itkin	Petrone	Veon
Civera	Jarolin	Phillips	Wambach
Clark	Josephs	Pievsky	Wass
Cohen	Kasunic	Pistella	Weston
Colafella	Kenney	Pott	Wiggins
Cordisco	Kosinski	Pressmann	Wilson
Coslett	Kukovich	Preston	Wogan
Cowell	Lashinger	Raymond	Wozniak
Coy	Laughlin	Reber	Wright, D. R.
DeLuca	Lescovitz	Richardson	Wright, J. L.
DeWeese	Letterman	Rieger	Wright, R. C.
Daley	Levdansky	Roebuck	Yandrisevits
Davies	Linton	Rudy	
Dawida	Livengood	Rybak	Irvis,
Deal	Lloyd	Saloom	Speaker

**NAYS—64**

Argall	Dininni	Herman	Piccola
Barley	Distler	Hershey	Pitts
Birmelin	Dorr	Honaman	Punt
Black	Fargo	Jackson	Reinard
Book	Flick	Johnson	Robbins
Bowser	Foster	Kennedy	Ryan
Brandt	Fox	Langtry	Saurman
Bunt	Freind	McClatchy	Scheetz
Bush	Fryer	McVerry	Schuler
Carlson	Gallen	Mackowski	Sirianni
Cessar	Geist	Manmiller	Smith, L. E.
Chadwick	Gladeck	Merry	Snyder, D. W.
Clymer	Godshall	Moehlmann	Snyder, G.
Cornell	Greenwood	Mowery	Swift
DeVerter	Hagarty	Nahill	Taylor, E. Z.
Dietz	Hayes	Noye	Vroon

**NOT VOTING—2**

Carn Hutchinson

**EXCUSED—1**

Cole

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

Ordered, That the clerk inform the Senate accordingly.

**LEAVE OF ABSENCE**

The SPEAKER. The gentleman from Adams, Mr. COLE, will be placed on leave for the remainder of the afternoon, without objection. The Chair hears no objection.

**LETTER SUBMITTED FOR THE RECORD**

The SPEAKER. Why does the gentleman from Luzerne, Mr. Stevens, rise?

Mr. STEVENS. Mr. Speaker, I have a letter I would like to submit for the record.

The SPEAKER. The gentleman will send the remarks forward. They will be submitted for the record.

Mr. STEVENS submitted the following letter for the Legislative Journal:

Pennsylvania Power & Light Company  
344 South Poplar Street  
Hazleton, PA 18201

June 25, 1986

Representative Correale F. Stevens  
P.O. Box 17  
Main Capitol Building  
Harrisburg, Penna. 17120-0028

Dear Corry:

This is to confirm our conversation regarding the misquote of a statement by Marty Sellers in the Wednesday edition of the HAZLETON STANDARD SPEAKER. Marty was purported to have said "In Hazleton the Board is already talking another group into taking it over, but legislation disapproves any change in ownership for six years ...."

The suggestion that the new Board is talking to another group about a takeover is simply not true. We have had absolutely no conversations nor correspondence with anyone on such a matter.

Ever since the first meeting of our new Board we have worked on the premise that the people of the area want the institution retained as a community facility. Our studies have indicated that we can be successful as a free standing community hospital and all our plans have been developed based on that mode of operation.

As a Board, we are aware of the variety of hospital management options available. It was from analysis of this information that we decided to select our own management team and develop strategies which will retain local control of the Hazleton Hospital facility.

If we do our job well and barring unexpected changes in regulation of healthcare systems and facilities, we are confident that the Hazleton Hospital can remain a truly community facility.

Sincerely,  
H. D. Nash

HDN/bjg

cc: Board of Northeastern Pennsylvania  
Health Corporation  
Mr. M. Sellers - Health Tech

**REPORTS OF COMMITTEES  
OF CONFERENCE CONSIDERED**

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 239, PN 2241**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for preparation and examination of applicants for drivers' licenses regarding the effects of alcohol and drug use on highway safety and for the acceptance of identification cards as a form of identification; further providing for certain vehicles to stop at railroad crossings, for certain combinations of towed vehicles and for the penalties for certain subsequent convictions.

On the question,

Will the House adopt the report of the committee of conference?

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

**YEAS—197**

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

**NAYS—1**

Gladeck

NOT VOTING—2

Arty Carn

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on SB 670, PN 2242, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties for failure to register certain vehicles, for weighing of vehicles and for the operation and equipment of certain motorcycles.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—199

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

Coy	Josephs	Pressmann	Wozniak
Deluca	Kasunic	Preston	Wright, D. R.
DeVerter	Kennedy	Punt	Wright, J. L.
DeWeese	Kenney	Raymond	Wright, R. C.
Daley	Kosinski	Reber	Yandrisevits
Davies	Kukovich	Reinard	
Dawida	Langtry	Richardson	Irvis,
Deal	Lashinger	Rieger	Speaker
Dietz			

NAYS—1

Gladeck

NOT VOTING—0

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

CONSIDERATION OF SB 1298 CONTINUED

The SPEAKER. The Chair is now informed that there are no amendments to SB 1298. Is that correct, Mr. Piccola and Mr. Stuban? Fine.

On the question recurring,

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—200

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



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

NAYS—0

NOT VOTING—0

EXCUSED—1

Cole

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 ON VOTES**

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

Mr. VROON. Just for a correction of the record.

The SPEAKER. The gentleman will state the correction.

Mr. VROON. I was not recorded on concurrence in HB 2098. If I had been recorded, it would have been in the affirmative.

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

The Chair recognizes the gentleman from Philadelphia, Mr. Richardson. Why do you rise?

Mr. RICHARDSON. Mr. Speaker, to correct the record.

The SPEAKER. Will the gentleman state the correction.

Mr. RICHARDSON. On the Conference Report on SB 1416, PN 2323, my vote was recorded in the affirmative. I would like the vote to be recorded in the negative.

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

**CONFERENCE COMMITTEE MEETINGS**

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, there are five conference reports still forming part of the budget package that have not been convened and reported to the House or the Senate. Those conference reports will more than likely be adopted.

At 4:35 we are going to be announcing, Mr. Speaker, and we will announce right now, a meeting of the Conference Committees on HB 2596 and HB 209, and there will be meetings on SB 774, SB 560, and SB 642 which will take place in the Senate majority caucus room at 4:35.

Mr. Speaker, there are also some extra duties that the leaders must attend to with the Governor at 5 o'clock, and I would suggest that we recess until 5:15.

**RECESS**

The SPEAKER. The House will stand in recess until the call of the Speaker.

**AFTER RECESS**

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

**BILLS SIGNED BY SPEAKER**

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

**HB 1813, PN 3512**

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.

**HB 1875, PN 3844**

An Act providing for a community services block grant program; and further providing for powers and duties of the Department of Community Affairs.

**HB 2079, PN 3710**

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, adding revised, compiled and codified provisions relating to game and wildlife; and making conforming amendments to Titles 18, 42 and 75.

**SB 1461, PN 2316**

An Act authorizing the Department of Community Affairs to reimburse municipalities containing enterprise zones for a proportion of taxes exempted by the municipalities on improvements to deteriorated property located within enterprise zones under municipal tax exemption programs established pursuant to the Local Economic Revitalization Tax Assistance Act and further providing that the payments so received by municipalities shall be used for community development projects and neighborhood services within the enterprise zones in which taxes are exempted.

**SB 1462, PN 2317**

An Act amending the act of November 29, 1967 (P. L. 636, No. 292), entitled "Neighborhood Assistance Act," further providing tax credits for investments made to rehabilitate, expand or improve buildings or land used by private companies which promote community and economic development.

**SB 1463, PN 2318**

An Act providing for the establishment of a fund, to be administered by the Department of Community Affairs, to reduce local

matching requirements in economic and community development programs for financially disadvantaged municipalities; and providing a procedure for the operation of the fund.

**SB 1466, PN 2319**

An Act amending the act of July 2, 1984 (P. L. 545, No. 109), entitled "Capital Loan Fund Act," providing for export assistance loans; and removing provisions relating to guidelines.

**SB 1468, PN 2320**

An Act establishing a program within the Department of Commerce to provide assistance to communities experiencing economic distress by providing grants for the development of long-term economic recovery strategies.

**RECESS**

The SPEAKER. The House will stand in recess until 5:15.

**AFTER RECESS**

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

**SENATE MESSAGE**

**SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1447, PN 2315**.

**SENATE MESSAGE**

**SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1416, PN 2323**.

**BILL SIGNED BY SPEAKER**

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

**SB 1416, PN 2323**

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1986, to June 30, 1987, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1986; to provide appropriations from the Lottery Fund and the Pennsylvania Economic Revitalization Fund to the Executive Department; and to provide for the appropriation of Federal funds to the Executive and Judicial Departments of the Commonwealth and for the establishment of restricted receipts accounts for the fiscal year July 1, 1986, to June 30, 1987, and for the payment of bills incurred and remaining unpaid at the close of

the fiscal year ending June 30, 1986, and providing additional appropriations to the Executive and Judicial Departments of the Commonwealth for the fiscal year July 1, 1985, to June 30, 1986.

**REPORT OF COMMITTEE  
OF CONFERENCE PRESENTED**

Mr. MANDERINO presented the Report of the Committee of Conference on **SB 774, PN 2340**.

**REPORT OF COMMITTEE  
OF CONFERENCE PRESENTED**

Mr. MANDERINO presented the Report of the Committee of Conference on **HB 209, PN 3877**.

**REPORT OF COMMITTEE  
OF CONFERENCE PRESENTED**

Mr. MANDERINO presented the Report of the Committee of Conference on **HB 2596, PN 3878**.

**REPORT OF COMMITTEE  
OF CONFERENCE PRESENTED**

Mr. MANDERINO presented the Report of the Committee of Conference on **SB 560, PN 2338**.

**REPORT OF COMMITTEE  
OF CONFERENCE PRESENTED**

Mr. LLOYD presented the Report of the Committee of Conference on **SB 642, PN 2339**.

The SPEAKER. The committee of conference reports are being printed now. We will continue to be at ease until the committee of conference reports are in our hands and the calendars are available.

**PARLIAMENTARY INQUIRY**

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piccola. Why do you rise?

Mr. PICCOLA. A point of inquiry, Mr. Speaker.

The SPEAKER. The gentleman will state the inquiry.

Mr. PICCOLA. I would like at the appropriate time to call up **HB 260**, which is the judicial reform legislation which is on page 8 of the calendar on concurrence in Senate amendments, and I would like to be recognized at the appropriate time to make that motion to call that bill up.

The SPEAKER. The Chair would suggest—I do not know if the majority leader was on the floor when you made that statement—you check with the majority leader about that. We are trying to follow pretty closely what his office has scheduled and in the way it has been scheduled. **HB 260** was over temporarily, I believe, so it is available, but the Chair would appreciate if you would talk with the majority leader and Mr. Hayes and Mr. Ryan on that.

The Chair recognizes the gentleman from Dauphin, Mr. Piccola. Why do you rise?

Mr. PICCOLA. At your request, Mr. Speaker, we conferred with the majority leader, who indicated only that it was his intention to, quote, "finish the budget," unquote. At that point in time, Mr. Speaker, Mrs. Hagarty and I would like to be recognized to call up HB 260 on concurrence in Senate amendments, which is judicial reform. It is necessary for the House to act before we leave for the summer recess or judicial reform will be dead, and we would appreciate being recognized prior to any adjournment motion.

The SPEAKER. The Chair is not in receipt of any adjournment motion at this time, not even from the Senate. The Chair will be advised as to what to do after we finish the budget bills. The Chair does not see the majority leader on the floor, but the Chair will confer with him on your request.

The Chair recognizes the gentleman from Berks, Mr. Gallen. Why do you rise?

Mr. GALLEN. Mr. Speaker, the same type of request.

Mr. Speaker, I would like to be recognized prior to any adjournment motion in order that I can introduce a resolution having to do with the investigation of the State Police. I would like to be recognized for that purpose.

The SPEAKER. All right.

#### REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. Stevens. Why do you rise?

Mr. STEVENS. Mr. Speaker, I just have remarks I would like to submit for the record.

The SPEAKER. Send them forward. They will be submitted for the record.

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

Mr. Speaker, concerning the divestiture of the Hazleton State General Hospital, I want to make it clear on the record that it is the legislative intent that the new hospital be a true "community hospital." I want it clear that as the legislator representing the Greater Hazleton area, it is my intent that new board members make future replacements to the board by contacting area service groups, women's groups, unions, and other community groups for recommendations. Also, I want it clearly on the record that I contacted proposed new board members prior to divestiture to determine that the new board will in no way permit abortions to be performed in the new community hospital. I was assured by board chairman Herb Nash, board member Joseph Ferdinand, and board member Earl Searfoss that abortions will not be permitted in the new community hospital. While legally I cannot prohibit abortions—and I would so prohibit abortions if I could—I believe that I have done all I legally can do to make it clear that I do not want abortions permitted in the new community hospital.

The union representing hospital employees, area physicians, and area community groups have indicated to me they support divestiture prior to the summer recess, and with that in mind I cast my vote in favor of the legislation. I also want it clear that I object and have objected to the manner in which this legislation was handled by the consulting firm. I received false information and was undermined by the consultants in my attempts to make

the Hazleton legislation "model legislation" for other divestitures. In the final analysis, I cannot let my community suffer by delaying this divestiture because I have objections to the handling of the divestiture by the consultants.

#### PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Reber. Why do you rise?

Mr. REBER. Just a parliamentary inquiry, Mr. Speaker. Is an adjournment motion in order at any time?

The SPEAKER. It is.

Mr. REBER. Thank you. I would just like to know that.

#### WELCOMES

The SPEAKER. The Chair is delighted to announce that we have with us a brand-new judge. He happens to be the nephew of our most esteemed Mr. Pievsky. He is Judge Harvey Robbins, who was confirmed yesterday by the Senate to the municipal court of Philadelphia. We are delighted to have you on the floor of the House, Judge.

The president of Mansfield University, Rod Kelchner, is here. He is the guest of Representatives Noye, Carlson, and Chadwick. Welcome to the hall of the House.

The Chair is welcoming to the hall of the House one of our youngest pages. He is 9 years old. He is Jackie McGettigan. He is here as the guest of Representative Fox. Raise your hand up, Jackie. A born politician.

#### SENATE MESSAGE

##### SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 293, PN 2324**.

#### SENATE MESSAGE

##### SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1277, PN 2337**.

#### SENATE MESSAGE

##### SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 1556, PN 2321**.

**SENATE MESSAGE**

**AMENDED HOUSE BILLS  
RETURNED FOR CONCURRENCE**

The clerk of the Senate, being introduced, returned **HB 35, PN 3861; HB 36, PN 3840; and HB 447, PN 3860**, 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 542, PN 2314; SB 1414, PN 2322; SB 1422, PN 2293; and SB 1451, PN 2270**.

**SUPPLEMENTAL CALENDAR E  
BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 2090, PN 3869**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

On the question,

Will the House concur in Senate amendments?

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

**YEAS—198**

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

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

**NAYS—0**

**NOT VOTING—2**

Carn Vroon

**EXCUSED—1**

Cole

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

Ordered, That the clerk inform the Senate accordingly.

**REMARKS ON VOTE**

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

Mr. **VROON**. Just to make a comment for the record, Mr. Speaker.

I was not recorded as having voted for concurrence in **HB 2090**. If I had been in my seat, I would have recorded my vote in the affirmative. Thank you, sir.

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

**REQUEST TO CALL UP HB 260**

The **SPEAKER**. The Chair recognizes the gentleman from Dauphin, Mr. Piccola. Why do you rise?

Mr. **PICCOLA**. Mr. Speaker, I would like to call up out of order **HB 260, PN 3740**.

The **SPEAKER**. Mr. Piccola, the Chair will not recognize you for that purpose.

The majority leader has asked that we follow the indications of the schedule that he has laid out for us, and we intend to do that.

**PARLIAMENTARY INQUIRY**

Mr. **PICCOLA**. Mr. Speaker?

The SPEAKER. Yes, Mr. Piccola?

Mr. PICCOLA. Point of parliamentary inquiry.

The SPEAKER. The gentleman may state the point.

Mr. PICCOLA. Is not a motion to call a bill up out of order as a special order in order?

The SPEAKER. If the Chair recognizes you for that purpose.

### POINT OF ORDER

Mr. PICCOLA. Mr. Speaker, point of order.

The SPEAKER. What is the gentleman's point of order?

Mr. PICCOLA. Is it not in order for any member to make any motion when they are recognized without the Speaker having knowledge of what that member is about to do when he is recognized?

The SPEAKER. The Speaker may so rule. This Speaker does not so rule.

Mr. PICCOLA. Mr. Speaker?

The SPEAKER. The Chair recognizes Mr. Piccola.

Mr. PICCOLA. Do I understand that it is the ruling of the Chair that no member of this House may be recognized by the Speaker unless he has approval for the purpose for which he rises?

The SPEAKER. The Chair has not so ruled.

Mr. PICCOLA. Well, would the Chair state its ruling, Mr. Speaker, because I am unclear as to what the Chair has ruled.

The SPEAKER. The Chair has not ruled on anything yet.

Mr. PICCOLA. Mr. Speaker?

The SPEAKER. Yes, Mr. Piccola?

Mr. PICCOLA. I move that HB 260 be placed immediately before the House as a special order.

The SPEAKER. The Chair cannot recognize a motion. The House is at ease, Mr. Piccola.

### RECESS

The SPEAKER. The House will stand in recess until 7 p.m.

### AFTER RECESS

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

The SPEAKER. The Chair recognizes the gentleman from Blair, Mr. Geist. Why do you rise?

Mr. GEIST. Mr. Speaker, we were just having a discussion here with your Republican friends and we were wondering why, as in the past, when Speakers have provided dinner in these late hours for us, that you, as a Speaker, have not provided dinner yet, and we were wondering if you could reply to that.

The SPEAKER. The Speaker thought that it was safer to have hungry members in front of him anxious to get out than warm, contented, and well-fed ones who would be happy to stay.

Do you want to try another one?

The Chair recognizes the gentleman from Berks, Mr. Davies. Why do you rise?

Mr. DAVIES. Mr. Speaker, a parliamentary inquiry.

In that last exchange, with your knowledge of the law, does that not border on that cruel-and-unusual-punishment bit?

The SPEAKER. It borders on it, that is true. Whether or not it has crossed the border necessary to find the prohibition of the United States Constitution, the Chair is not yet aware.

This is fun. Do you want to keep it up?

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

Mr. NOYE. We remember some of those late evening meals that came in those little boxes. That was cruel and unusual punishment.

The SPEAKER. That rubber chicken that came out; yes.

### SUPPLEMENTAL CALENDAR F REPORTS OF COMMITTEES OF CONFERENCE CONSIDERED

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **HB 2596, PN 3878**, entitled:

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), providing for a job creation tax credit.

On the question,

Will the House adopt the report of the committee of conference?

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

#### YEAS—199

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

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

NAYS—0

NOT VOTING—1

Afflerbach

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 560, PN 2338**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," further providing for the sales tax, the personal income tax, the corporate net income tax, the capital stock tax and the realty transfer tax; authorizing a local real estate transfer tax; and making repeals.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—198

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

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

NAYS—0

NOT VOTING—2

Afflerbach

Lescovitz

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on **SB 642, PN 2339**, entitled:

An Act amending the act of March 28, 1986 (P. L. 75, No. 25), entitled "An act providing for grants to persons for property damaged or destroyed by tornado or flood; establishing the basis for the grants; and making an appropriation," extending the provisions of this act to certain disasters occurring in calendar years 1984 and 1986; providing a moratorium on certain assessments; and making appropriations to the Governor and the Pennsylvania Emergency Management Agency for disaster relief and for allocations to various municipalities in Westmoreland, Somerset and Fayette Counties for reimbursement for flood damages.

On the question,

Will the House adopt the report of the committee of conference?

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

YEAS—199

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

NAYS—0

NOT VOTING—1

Afflerbach

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

\* \* \*

Mr. MANDERINO called up for consideration the following Report of the Committee of Conference on SB 774, PN 2340, entitled:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for special early retirement.

On the question,  
Will the House adopt the report of the committee of conference?

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

YEAS—199

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

NAYS—0

NOT VOTING—1

Afflerbach

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

### BILLS SIGNED BY SPEAKER

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

#### HB 2090, PN 3869

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

#### HB 2101, PN 3848

An Act amending the "Business Infrastructure Development Act," approved July 2, 1984 (P. L. 520, No. 105), further providing for loans and grants and their requirements and conditions; and removing provisions relating to guidelines and regulations.

### REPORTS OF COMMITTEES OF CONFERENCE CONTINUED

Mr. JAROLIN called up for consideration the following Report of the Committee of Conference on **HB 209, PN 3877**, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for Commonwealth payments to intermediate units; further providing for demotion of certain employees; further providing for sabbatical leaves and for salary while on leave; providing for the emergency resulting from flooding conditions in Western Pennsylvania with regard to the length of the school year and subsidy reimbursements; requiring instruction relating to the cause and prevention of drug and alcohol abuse; permitting the employment of a certified addiction counselor by school districts; authorizing the development and offering of programs regarding alcohol and chemical abuse for parents; further providing for annual reports by the Secretary of Education relating to vocational education programs; further providing for the powers and duties of the Board of Governors; further providing for educational subsidies; further providing for payments on account of approved vocational extension classes and preemployment training; further providing for payments for building site costs; further providing for continuing professional development plans and requirements; further providing for the powers and duties of intermediate units to obtain space for facilities; and authorizing a one-year program for the Department of Education to make technology upgrade and acquisition grants on behalf of full-time equivalent undergraduate students attending institutions of higher education in this Commonwealth.

On the question,

Will the House adopt the report of the committee of conference?

The SPEAKER. On the question, the Chair recognizes the gentleman from Delaware, Mr. Freind.

Mr. FREIND. Thank you, Mr. Speaker.

HB 209 is the bill that administers the funding of basic education for our public schools in the Commonwealth. It is

always a very difficult job, and our conferees and our leaders always do a very good job of putting together the pieces. You have 501 school districts, each with differing problems, and it is necessary to come up with a formula that gives you 102 votes in the House and 26 in the Senate. So traditionally, we have made concessions back and forth - oh, raising 80 percent to 85 percent. Before that it was other factors - instead of hold harmless, 2 percent. There is a grant this year for the Pittsburgh School District because they have problems of \$1.3 million; things that help each of us in varying degrees.

But, Mr. Speaker, there is a limit, and you have to determine how much is normal give-and-take and when you cross that line, where instead of give-and-take what in fact you have is a blatant two-tiered system where we have 500 school districts on one tier and 1 school district on the other tier treated like a sacred cow. The problem with this bill is that it perpetuates a mistake we made 2 years ago.

Now, I am not going to belabor the point; you know the issue. You received a memo; you got the printouts. But what we did 2 years ago, and which we are perpetuating today, because the Philadelphia School District had a, quote, "temporary problem," was we exempted them from what every other school district has to do to qualify for the economic supplement, which gives them 19 percent of their actual expenditures. Every other school district has to have a local tax effort that comes up to the median, and those school districts that get those supplements do that.

Mr. O'DONNELL. Mr. Speaker?

### POINT OF ORDER

Mr. O'DONNELL. Mr. Speaker, point of order.

The SPEAKER. What is the gentleman, Mr. O'Donnell's point of order?

Mr. O'DONNELL. Mr. Speaker, under the guise of using the term "perpetuate," the gentleman is addressing a subject which is not in any way covered in this point. Now, he has wandered under the guise of that word. He is very clearly addressing an issue which is not contained in the bill that is currently before the House. Since the gentleman was recognized to speak on the merits of this bill, although I suspect that at this point he will end his remarks with a motion that is not debatable and thereby have gotten in the debate on a non-debatable subject, I would request that the Chair contain the gentleman's remarks to the subject at hand, which is this bill.

The SPEAKER. The gentleman, Mr. Freind, will observe the rules of the House and will limit his remarks to the business before the House.

Mr. FREIND. Certainly, Mr. Speaker.

Bob, you were about 35 seconds late. I was expecting that earlier.

### MOTION TO SUSPEND RULES

Mr. FREIND. All of you know the issue, and at least in my opinion, the problem is so great that we cannot adopt HB 209, the conference report, in its present form.



Accordingly, Mr. Speaker, I move to suspend the rules of the House temporarily for the purpose of the consideration of the Conference Report on HB 209 including the introduction of amendments to the Conference Report on HB 209, and also, when the House has done its deliberation, with respect to a message as to the direction of the bill. I so move for the suspension of the rules in that regard, Mr. Speaker.

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

The SPEAKER. This motion is debatable only by the leaders on the floor of the House.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I would ask the members of the House not to suspend the rules to hear the subject matter that Mr. Freind wants to interject into the adoption of a school subsidy distribution for the Commonwealth schools in the next fiscal year.

He has indicated to you that the reason that he wants to do that is because we relieved Philadelphia from a requirement of equalized mills, and we did. We did it in substantive legislation; we did it deliberatively. We did not do it on the spur of the moment. We knew exactly what we were doing. It passed the House and the Senate, and the Governor signed it. So we are not requiring, because of special circumstances in the city, them to meet an equalized mill that everyone else meets at 20-point-something; they are at 19-point-something for schools.

We did that because when we look at their total taxation in Philadelphia or the total taxation even in the city of Pittsburgh on most urban areas, we will find that the municipal burden of taxation and the school burden of taxation in Philadelphia is somewhere over 80 mills, and none of us approach that in our school districts and our municipalities. None of us approach that as a combination. The statewide average is 41 mills equalized for municipal and schools, and it is twice that in Philadelphia.

That was recognized, and we recognize it all over the block. Every school district that gets a 2 percent, whether they earn it or not, is getting an exception by this General Assembly. They are not entitled to a 2-percent increase over last year. Nothing in their makeup earns it for them, but we give it to them, and sometimes we give them 2 percent over a grandfather guarantee that they are not entitled to, and we perpetuate that every year. We give them the grandfather and the 2 percent, and next year when we give them 2 percent it is on top of last year's 2 percent that they were not entitled to, and in years they are getting 20 percent more money in that particular school district than they were entitled to under any formula that we have adopted. So we make exceptions all over the board.

I ask you not to listen to the little gentleman from the suburban county who keeps fighting the wage tax issue on every important piece of legislation that comes before this House. I would ask you to cast a negative vote against the suspension of the rules.

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

Mr. RYAN. The big gentleman who would ask us not to follow the recommendations of the little gentleman—and I am having trouble with both descriptions—

The SPEAKER. On the adjective or on the noun?

Mr. RYAN. Is this a multiple-choice type thing?

No, Mr. Speaker, I listened to Mr. Freind and I also listened to the majority leader, Mr. Manderino, and I can agree with a lot of what Mr. Manderino said. We have indeed—in fact, we did it again this year, or we are about to do it this year—we have made exceptions. We have recognized problems. We have provided, if you will, Band-Aids from time to time to take care of situations that perhaps were a little bit out of kilter, and it would be inequitable if we did otherwise.

We have listened to, in the conference committee report that is before us, we have listened to the problems of some of the communities that have had a recent reduction in the income that their citizens are making, and we have recognized that need. We have saved harmless from time to time districts because they are small districts and no longer qualify. We have recognized the problems this time, as very properly pointed out by Mr. Freind, that Pittsburgh has a problem of either a temporary or a permanent nature, I am not sure, but in any event a recognizable problem, and we addressed that issue in this particular bill.

We also addressed, several years ago, the problem brought about by Philadelphia. There was ample evidence at that time that Philadelphia, in a surge to catch up to the equalized-mill formula and be in that top half and entitled to the economic supplement, was going through a process of reassessment, and there was correspondence at that time and communication at that time that we really had brought some of this problem on the city of Philadelphia because we had taken away from them, I believe, as I think back on it, some of the revenues from the racetrack located in Philadelphia that was earmarked for the school district. At that time through all of this we were given assurances that this was a short-term problem. The representatives of the city of Philadelphia needed a year, needed 2 years, to get back up into the top one-half of the taxing ratios that are set forth for us each year when it is determined whether or not they are entitled to the economic supplement. And we gave them that time.

Now the problem that is raised by the gentleman, Mr. Freind, is, should we continue to give them that time? Should Philadelphia continue to receive approximately \$130 million in economic supplements when instead of improving their situation, as promised several years ago, in fact they have gone down some? Instead of being in the top 250, I believe now they are 338 or in that vicinity. And they are not just taking a little bit. It is a 19-percent economic supplement, as is Pittsburgh's, and the other school districts of the State go down to 1 percent. Now, I am reminded of one in my own county, the city of Chester, which pays the highest, highest local effort in this Commonwealth, equalized millage of some 38 or 39 percent, and yet they do not fit into the 19-percent bracket, and they are doing everything they can. Philadelphia was urged, as I understand it, by its mayor here very recently

to increase its local taxes. City council did not see fit, apparently, to go along with the recommendations of the mayor. It may be that something like this is necessary.

The amendment that is being offered, as I understand it, does not take the money away from the city of Philadelphia with the casting of one vote or the affixing of one signature by a Governor but rather says to the city, you can keep your \$130-million economic supplement, but you have got to do your share, which would require the imposition of 4 mills on their real estate tax—which, incidentally, is less than what the mayor recommended they do—and you have until September to do this, and you are permitted under the amendment, which everyone has, to open up your budget and take care of this problem.

So I would join in the request of Mr. Freind. It is something that we as legislators have to decide whether or not we choose to suspend the rules. This is unusual. I have no recollection of having seen this done before, and it is unusual, and anyone who says it is not unusual has been here longer than the Speaker, Mr. Irvis, and longer than I have, or their recollection is far better than our dimming recollection.

I think it is time, really, to let the members decide whether or not an issue such as this is important enough to perhaps set precedent by a suspension of the rules and the introduction by Mr. Freind of this amendment. Thank you.

The SPEAKER. On the question, the Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I had indicated that I thought we should not suspend the rules, and I still think we should not suspend the rules. I think it would be very foolish to suspend the rules, because by the time you see another school subsidy formula before this House, it will be many days past the budget closings of our school districts. And I will guarantee you that I will fight for the taking away of every advantage that every school district has, whether it is by grandfather clause or whether it is by 2 percent guarantees, because that is all you are doing here. You are picking on a very large municipality which does not deserve to be picked on.

And I point out to the gentlemen on the other side of the aisle and the ladies on the other side of the aisle that your conferee signed this subsidy report.

**PARLIAMENTARY INQUIRY**

Mr. MANDERINO. Mr. Speaker, a parliamentary inquiry.

The SPEAKER. The gentleman will state the parliamentary inquiry.

Mr. MANDERINO. If this motion should succeed, what is the effect on the bill before us?

The SPEAKER. It would open the bill for amendment if the motion succeeds.

Mr. MANDERINO. And if the amendment or any amendment should succeed, what is the effect of that on the conference report?

The SPEAKER. Committee of conference reports are joint reports to both Senate and House. If this amendment or any amendment were to be put in, it is the opinion of the Chair that the House would have rejected the committee of conference report or at best made it a nullity. If the Senate accepts the committee of conference report as is currently structured and the House rejects it, it means the committee of conference report has failed. In either case, it is the opinion of the Chair—and the Chair will make this actually as a formal statement—the Chair believes that the conferees would be empowered to withdraw their signatures from an amended committee of conference report, because it would not in fact be their report at that point. So you could end up with nothing, if this succeeded all the way down the line.

Now, I say to you what my good friend, Mr. Ryan, a former Speaker, has said to you truthfully: Neither one of us, in conference, could recall when this has ever been done before, so the House, if it does it, will be breaking new ground. But, Mr. Manderino, to the best of my knowledge, that would be the answer if the House opens up this bill.

Mr. MANDERINO. Mr. Speaker, then for the reasons of the consequences of such a vote and for the reasons stated earlier in my argument, I would ask for a negative vote.

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

The following roll call was recorded:

**YEAS—97**

Angstadt	Dietz	Honaman	Punt
Argall	Distler	Jackson	Raymond
Arty	Dorr	Johnson	Reber
Barley	Durham	Kennedy	Reinard
Birmelin	Fargo	Langtry	Robbins
Black	Fischer	Lashingier	Ryan
Book	Flick	Lloyd	Saurman
Bowser	Foster	McClatchy	Scheetz
Boyes	Fox	McHale	Schuler
Brandt	Freeman	McVerry	Semmel
Bunt	Freind	Mackowski	Serafini
Burd	Gallen	Manmiller	Smith, B.
Burns	Gamble	Merry	Smith, L. E.
Bush	Gannon	Micozzie	Snyder, D. W.
Carlson	Geist	Miller	Snyder, G.
Cessar	Gladeck	Mochlmann	Stairs
Chadwick	Godshall	Mowery	Stevens
Cimini	Greenwood	Nahill	Taylor, E. Z.
Civera	Gruppo	Noye	Telek
Clymer	Hagarty	Petrone	Vroon
Cornell	Hasay	Phillips	Wass
Coslett	Hayes	Piccola	Wilson
Deluca	Herman	Pitts	Wright, J. L.
DeVerter	Hershey	Pott	Wright, R. C.
Davies			

**NAYS—93**

Acosta	Fee	Maiale	Seventy
Baldwin	Fryer	Manderino	Showers
Barber	Gallagher	Markosek	Sirianni
Battisto	George	Mayernik	Staback
Belardi	Gruitza	Michlovic	Steighner
Belfanti	Haluska	Morris	Stewart
Blaum	Harper	Mrkonic	Stuban
Bortner	Howlett	Murphy	Sweet
Broujos	Hutchinson	O'Brien	Taylor, F.
Caltagirone	Itkin	O'Donnell	Taylor, J.
Cappabianca	Jarolin	Olasz	Trello

Cawley	Josephs	Oliver	Truman
Cohen	Kasunic	Perzel	Van Horne
Colafella	Kenney	Petrarca	Veon
Cowell	Kosinski	Pievsky	Weston
Coy	Kukovich	Pistella	Wiggins
DeWeese	Laughlin	Pressmann	Wogan
Dawida	Lescovitz	Preston	Wozniak
Deal	Letterman	Richardson	Wright, D. R.
Dombrowski	Levdansky	Rieger	Yandrisevits
Donatucci	Linton	Roebuck	
Duffy	Livengood	Rudy	Irvis,
Evans	Lucyk	Rybak	Speaker
Fattah	McCall	Saloom	

NOT VOTING—10

Afflerbach	Clark	Dininni	Tigue
Bowley	Cordisco	Swift	Wambach
Carn	Daley		

EXCUSED—1

Cole

Less than a majority of the members elected to the House having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House adopt the report of the committee of conference?

REMARKS ON VOTE

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

Mr. WAMBACH. Mr. Speaker, on that last vote my switch was locked out. I would like to be recorded in the negative on the motion to suspend the rules.

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

CONSIDERATION OF HB 209 CONTINUED

On the question recurring,

Will the House adopt the report of the committee of conference?

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

YEAS—198

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

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

NAYS—1

Gallen

NOT VOTING—1

Afflerbach

EXCUSED—1

Cole

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, we have completed all the bills necessary for the adoption of this year's budget—that is, the budget for the fiscal year which began today, I guess—and I ask, Mr. Speaker, that we close up shop and we recess until the call of the Chair.

Mr. GALLEN. Mr. Speaker?

The SPEAKER. This is not really debatable, Mr. Gallen. It is the prerogative of the Chair to recess the House.

RECESS

The SPEAKER. The House stands in recess subject to the call of the Chair.

AFTER RECESS

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

**BILLS AND RESOLUTIONS PASSED OVER**

The SPEAKER. All the bills on the active calendar for this session, July 1, 1986, will go over, without objection. The Chair hears no such objection.

**BILLS SIGNED BY SPEAKER**

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

**SB 293, PN 2324**

An Act providing for the creation of the Health Care Cost Containment Council, for its powers and duties, for health care cost containment through the collection and dissemination of data, for public accountability of health care costs, and for health care for the indigent; establishing the Indigent Care Program; and making an appropriation.

**SB 542, PN 2314**

An Act amending the act of July 11, 1985 (P. L. 209, No. 54), entitled "An act authorizing the incurring of debt for the purpose of financing the Federal share of construction of interstate highways," increasing the debt authorization and appropriation; further providing for the use of certain Federal funds; and limiting the power to incur debt.

**SB 1277, PN 2337**

An Act establishing a special fund for moneys received by the Commonwealth from resolution of oil overcharge matters; designating certain low-income energy conservation and assistance programs for funding from this special fund; and making appropriations.

**SB 1414, PN 2322**

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.

**SB 1422, PN 2293**

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," reenacting provisions relating to a credit against gross receipts tax for railroad expenditures on maintenance or right-of-way improvements.

**SB 1447, PN 2315**

An Act itemizing appropriations required from the Motor License Fund for the fiscal year July 1, 1986, to June 30, 1987, for the proper operation of the several departments of the Commonwealth authorized to spend Motor License Fund moneys.

**SB 1451, PN 2270**

An Act making an appropriation from the Workmen's Compensation Administration Fund to the Department of Labor and Industry to provide for the expenses of administering The Pennsylvania Workmen's Compensation Act and The Pennsylvania Occupational Disease Act for the fiscal year July 1, 1986, to June 30, 1987, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1986.

**SB 1556, PN 2321**

An Act providing for the capital budget for the fiscal year 1986-1987.

**SENATE BILLS FOR CONCURRENCE**

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

**SB 562, PN 2279**

Referred to Committee on GAME AND FISHERIES, July 1, 1986.

**SB 628, PN 2301**

Referred to Committee on STATE GOVERNMENT, July 1, 1986.

**SB 734, PN 2273**

Referred to Committee on CONSUMER AFFAIRS, July 1, 1986.

**SB 838, PN 2312**

Referred to Committee on JUDICIARY, July 1, 1986.

**SB 1280, PN 2288**

Referred to Committee on JUDICIARY, July 1, 1986.

**SB 1338, PN 1781**

Referred to Committee on APPROPRIATIONS, July 1, 1986.

**SB 1408, PN 2302**

Referred to Committee on LOCAL GOVERNMENT, July 1, 1986.

**SB 1445, PN 2311**

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, July 1, 1986.

**SENATE MESSAGE****ADJOURNMENT RESOLUTION  
FOR CONCURRENCE**

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

In the Senate, July 1, 1986

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, September 22, 1986, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, September 22, 1986, unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,

Will the House concur in the resolution of the Senate?

Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

**SENATE MESSAGE****HOUSE BILLS  
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, returned **HB 1553, PN 1896; HB 1621, PN 2569; HB 2001, PN 2717; and HB 2325, PN 3206**, with information that the Senate has passed the same without amendment.

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

The clerk of the Senate, being introduced, returned **HB 349, PN 3875; HB 1337, PN 3802; and HB 1921, PN 3876**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **HB 209, PN 3877**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **HB 383, PN 3871**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **HB 1676, PN 3873**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **HB 1832, PN 3874**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **HB 2596, PN 3878**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 560, PN 2338**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 642, PN 2339**.

**SENATE MESSAGE****SENATE ADOPTS REPORT OF  
COMMITTEE OF CONFERENCE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 774, PN 2340**.

**SENATE MESSAGE****HOUSE AMENDMENTS  
NONCONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to **SB 936, PN 2275**, and has appointed Senators HOLL, ARMSTRONG and HANKINS a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**WELCOME**

The SPEAKER. The Chair is delighted to welcome to the hall of the House, as guests of Representative Paul Wass, Mr. and Mrs. Buff Fanella. Welcome to the hall of the House. We are delighted to have you.

**SENATE BILLS FOR CONCURRENCE**

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

**SB 223, PN 2313**

Referred to Committee on STATE GOVERNMENT, July 1, 1986.

**SB 366, PN 2287**

Referred to Committee on LABOR RELATIONS, July 1, 1986.

**SB 1484, PN 2274**

Referred to Committee on PROFESSIONAL LICENSURE, July 1, 1986.

**SB 1541, PN 2264**

Referred to Committee on STATE GOVERNMENT, July 1, 1986.

**BILLS SIGNED BY SPEAKER**

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

**HB 209, PN 3877**

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for Commonwealth payments to intermediate units; further providing for demotion of certain employees; further providing for sabbatical leaves and for salary while on leave; providing for the emergency resulting from flooding conditions in Western Pennsylvania with regard to the length of the school year and subsidy reimbursements; requiring instruction relating to the cause and prevention of drug and alcohol abuse; permitting the employment of a certified addiction counselor by school districts; authorizing the development and offering of programs regarding alcohol and chemical abuse for parents; further providing for annual reports by the Secretary of Education relating to vocational education programs; further providing for the powers and duties of the Board of Governors; further providing for educational subsidies; further providing for payments on account of approved vocational extension classes and preemployment training; further providing for payments for building site costs; further providing for continuing professional development plans and requirements; further providing for the powers and duties of intermediate units to obtain space for facilities; and authorizing a one-year program for the Department of Education to make technology upgrade and acquisition grants on behalf of full-time equivalent undergraduate students attending institutions of higher education in this Commonwealth.

**HB 383, PN 3871**

A Supplement to the act of July 3, 1984 (P. L. 583, No. 117), entitled "An act providing for the capital budget for the fiscal year 1984-1985," itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, flood control projects, site development projects and redevelopment assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation, the Department of Commerce, the Department of Community Affairs or the Department of Environmental Resources, together with their estimated financial costs; authoriz-

ing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Transportation, the Department of Commerce, the Department of Community Affairs or the Department of Environmental Resources; stating the estimated useful life of the projects; making appropriations; and making a repeal.

**HB 1553, PN 1896**

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

**HB 1621, PN 2569**

An Act amending the act of August 31, 1971 (P. L. 398, No. 96), known as the "County Pension Law," further providing for supplemental benefits.

**HB 1676, PN 3873**

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," creating the Redevelopment Assistance Sinking Fund and providing for its funding and use.

**HB 1832, PN 3874**

An Act amending the "Tax-Exempt Bond Allocation Act," approved December 20, 1985 (P. L. 483, No. 113), adding provisions relating to changes in Federal law.

**HB 2001, PN 2717**

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," further providing for the payment of interest on overpaid tax.

**HB 2325, PN 3206**

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

**HB 2596, PN 3878**

An Act amending the "Tax Reform Code of 1971," approved March 4, 1971 (P. L. 6, No. 2), providing for a job creation tax credit.

**SB 180, PN 2234**

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," adding and changing definitions relating to crime victims' compensation; further providing for eligibility for crime victims' compensation and for awards; providing for the responsibilities of providers of service to crime victims; further providing for the allocation of certain funds; extending the limitations period for the filing of claims for crimes' victims compensation by child victims; authorizing certain Statewide employee organizations to submit reports with the Secretary of Labor and Industry; imposing penalties for failing to file certain information; providing for fair share fee agreements for certain Commonwealth and school employees; and making repeals.

**SB 239, PN 2241**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for preparation and examination of applicants for drivers' licenses regarding the effects of alcohol

and drug use on highway safety and for the acceptance of identification cards as a form of identification; further providing for certain vehicles to stop at railroad crossings, for certain combinations of towed vehicles and for the penalties for certain subsequent convictions.

**SB 560, PN 2338**

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," further providing for the sales tax, the personal income tax, the corporate net income tax, the capital stock tax and the realty transfer tax; authorizing a local real estate transfer tax; and making repeals.

**SB 642, PN 2339**

An Act amending the act of March 28, 1986 (P. L. 75, No. 25), entitled "An act providing for grants to persons for property damaged or destroyed by tornado or flood; establishing the basis for the grants; and making an appropriation," extending the provisions of this act to certain disasters occurring in calendar years 1984 and 1986; providing a moratorium on certain assessments; and making appropriations to the Governor and the Pennsylvania Emergency Management Agency for disaster relief and for allocations to various municipalities in Westmoreland, Somerset and Fayette Counties for reimbursement for flood damages.

**SB 670, PN 2242**

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for penalties for failure to register certain vehicles, for weighing of vehicles and for the operation and equipment of certain motorcycles.

**SB 774, PN 2340**

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for special early retirement.

**SB 1298, PN 2174**

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.

**REMARKS ON VOTE**

The SPEAKER. The Chair recognizes the gentleman from Warren, Mr. Bowley. Why do you rise?

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to correct the record. On the Freind motion to suspend the rules on HB 209, I was not in my seat. Had I been in my seat, I would have voted in the affirmative.

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

**SUBCOMMITTEE MEETING**

The SPEAKER. The subcommittee meeting on Welfare is meeting now in room 302 in the South Office Building.

**ADJOURNMENT**

The SPEAKER. There being no further business to be brought before this day's session in the House of Representatives, the Chair recognizes his distinguished friend, the gentleman from Berks, the Speaker pro tempore, Mr. Fryer, who offers the following motion.

Mr. FRYER. Mr. Speaker, I move that this House do now adjourn until Monday, September 22, 1986, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 10:59 p.m., e.d.t., the House adjourned.