

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, FEBRUARY 24, 1987

SESSION OF 1987 171ST OF THE GENERAL ASSEMBLY

No. 13

HOUSE OF REPRESENTATIVES

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

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

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

Heavenly Father, our trust is in Thee, and we praise and magnify Thy name for all of the joys and blessings of life. We beseech Thee to reach out Thy protective arm to watch over and care for each one of us. We ask Thee to challenge us with the assurance of Thy guiding hand that we may look to Thee and call upon Thee for the help which is Thine to give. We humbly pray that Thou wilt keep us in the hollow of Thy hand and bestow Thy blessed peace upon each of us. In the precious name of our creator, sustainer, and redeemer we gratefully pray. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was delivered by members.)

JOURNAL APPROVAL POSTPONED

The SPEAKER. The Chair is informed that the Journal for Monday, February 23, 1987, is not yet in print. Therefore, without objection, we will delay the approval of that Journal until it is in print. The Chair does not hear objection.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Fee. Do you have any leaves of absence to request?

Mr. FEE. One, Mr. Speaker. The gentleman from Philadelphia, Mr. EVANS, for today.

The SPEAKER. The leave is granted, without objection. The Chair does not hear objection.

The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Lancaster County, Mr. SCHEETZ, for the day; the gentleman from Philadelphia County, Mr. John TAYLOR, for today and tomorrow; and the gentleman from York County, Mr. FOSTER, for the day.

The SPEAKER. The Chair does not hear objection. The leaves are therefore granted.

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, February 23, 1987

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, March 2, 1987, 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, March 2, 1987, 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.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—199

Acosta	Dombrowski	Lashinger	Richardson
Angstadt	Donatucci	Laughlin	Rieger
Argall	Dorr	Leh	Ritter
Arty	Duffy	Lescovitz	Robbins
Baldwin	Durham	Letterman	Roebuck
Barley	Fargo	Levdansky	Rudy
Battisto	Farmer	Linton	Ryan
Belardi	Fattah	Livengood	Rybak
Belfanti	Fee	Lloyd	Saloom
Birmelin	Fischer	Lucyk	Saurman
Black	Flick	McCall	Schuler
Blaum	Fox	McClatchy	Semmel
Book	Freeman	McHale	Serafini
Bortner	Freind	McVerry	Seventy
Bowley	Gallen	Maiale	Showers
Bowser	Gamble	Maine	Sirianni
Boyes	Gannon	Manderino	Smith, B.
Brandt	Geist	Manmiller	Smith, S. H.
Broujos	George	Markosek	Snyder, D. W.

Bunt	Gladeck	Mayernik	Snyder, G.
Burd	Godshall	Melio	Staback
Burns	Gruitza	Merry	Stairs
Bush	Gruppo	Michlovic	Steighner
Caltagirone	Hagarty	Micozzie	Stevens
Cappabianca	Haluska	Miller	Stewart
Carlson	Harper	Moehlmann	Stuban
Carn	Hasay	Morris	Sweet
Cawley	Hayden	Mowery	Taylor, E. Z.
Cessar	Hayes	Mrkonic	Taylor, F.
Chadwick	Heckler	Murphy	Telek
Cimini	Herman	Nahill	Tigue
Civera	Hershey	Noye	Trello
Clark	Hess	O'Brien	Truman
Clymer	Honaman	O'Donnell	Van Horne
Cohen	Howlett	Olasz	Veon
Colafella	Hughes	Oliver	Vroon
Cole	Hutchinson	Perzel	Wambach
Cornell	Itkin	Petrarca	Wass
Corrigan	Jackson	Petrone	Weston
Cowell	Jadlowiec	Phillips	Wiggins
Coy	Jarolin	Piccola	Wilson
DeLuca	Johnson	Pievsky	Wogan
DeVerter	Josephs	Pistella	Wozniak
DeWeese	Kasunic	Pitts	Wright, D. R.
Daley	Kennedy	Pressmann	Wright, J. L.
Davies	Kenney	Preston	Wright, R. C.
Dawida	Kosinski	Punt	Yandrisevits
Deal	Kukovich	Raymond	
Dietterick	LaGrotta	Reber	Irvis,
Dininni	Langtry	Reinard	Speaker
Distler			

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Evans Foster Scheetz Taylor, J.

ELCO SOCCER TEAM PRESENTED

The SPEAKER. The Chair recognizes the gentleman from Lebanon, Mr. Moehlmann.

Mr. MOEHLMANN. Thank you, Mr. Speaker.

Mr. Speaker, we have with us today, here on the floor to the left of the Speaker and in the gallery, the members of the 1986 Eastern Lebanon County High School soccer team. The ELCO soccer team is the 1986 Pennsylvania State champion in class AA.

This championship is particularly notable because ELCO, having previously won the State championships in 1977 and 1979, is the only team in the history of PIAA soccer ever to have won the State championship in 3 different years.

Mr. Speaker, Lebanon County is one of the hotbeds of soccer in these United States, and Eastern Lebanon County High School's soccer program is a perennial power in Pennsylvania high school soccer. The 1986 team carried on the tradition of ELCO soccer in exemplary fashion, having played its games in the State championship playoffs without allowing a goal to be scored against them.

Mr. Speaker, the members of the team are Capt. Kirk Keppley, Damian Shiner, Matt Leiphart, Robbie Schaeffer, Asier Bengoechea, Greg Pedia, Kevin Burkholder, Mark Moyer, Carl Bucher, Chris Carpenter, Khanh Nguyen, Tim Schwear, Barry Sieger, Jim Lose, Jim Dunkleberger, Tom

Faust, Eric Ream, Jim Gogets, Rich Nolt, David Frazier, Dewey Yoder, Doug Albert, Phil Mock, Andy Feitzinger, Guy Hibshman, and Clint Hibshman. They are coached by head coach Mike Seigfried; assistant coaches Lyn Schaeffer, Mitch Gettle, and Gene Carine; trained by trainer Doc Farrell; and Eastern Lebanon County High School's athletic director is "Barney" Hoffman.

Mr. Speaker, we have prepared a citation expressing the congratulations of the House of Representatives to the Eastern Lebanon County High School soccer team, which I would now like to present to Mike Seigfried, head coach of Eastern Lebanon County soccer, if he will join me here at the rostrum.

The SPEAKER. Will the head coach join Mr. Moehlmann at the rostrum.

Mr. MOEHLMANN. Coach Mike Seigfried, I would like to present you with this citation by the House of Representatives congratulating Eastern Lebanon County High School and you and the members of the soccer team for winning the 1986 class AA PIAA State championship.

(A citation was presented to Mr. Seigfried.)

The SPEAKER. The Chair thanks the coach and the members of the winning soccer team. Congratulations. Thank you for being here.

WELCOMES

The SPEAKER. The Legislative Subcommittee of the Bicentennial Commission has hired, and we have with us, the new executive director. She is Lucy Gnazzo, and she is to the left of the Speaker. Welcome to the hall of the House.

And in the balcony, the Chester County delegation has the West Chester Christian School members, 15 high school seniors, with their chaperon, Mr. Christian Leinbach. Welcome to the hall of the House. The students are in the balcony.

Representative Sam Morris has two guests in the balcony - Mrs. Sarah Schaeffer and her son, Mr. William Schaeffer. They are from Lebanon County. Welcome to the hall of the House.

STRATH HAVEN SOCCER TEAM PRESENTED

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

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker and fellow members of the House, it is with a great deal of pleasure that I stand before you, for both myself and Representative Ryan, to honor an outstanding group of young men and their coaches.

The Strath Haven High School soccer team is the class AAA State champion. The Strath Haven Panthers enjoyed an outstanding 22-3-3 season, culminating in a hard-fought 1-to-nothing victory over West Chester East High School to take top State honors. To reach that pinnacle, the team won 10 straight postseason contests, allowing only 5 goals to their opposition while scoring 17 themselves.

Strath Haven's victory is not an isolated one but a reflection of an outstanding continuing program. In the 2 previous years, Strath Haven had advanced to the quarter-final round of the State playoffs. In this day and age of suspect schoolboy athletes, I am equally proud to note that the Strath Haven program is one of praiseworthy academic achievement as well. Every senior varsity player in the past two seasons has matriculated at a 4-year college.

The 24 team members are led by head coach Mike Barr and his assistant coach, Dominic Morettini. Also integral to the team's success are athletic director William Kupprion, principal Dr. George King, and school district superintendent Dr. George Slick.

It is with a great deal of pleasure that I present this House citation to Coach Barr on behalf of the team.

The SPEAKER. Will the coach step forward.

(A citation was presented to Mr. Barr.)

The SPEAKER. Congratulations to the coach and congratulations to the team. We are delighted to have you here.

Mr. GANNON. Mr. Speaker, if I may, I would like to read the members of the roster for the Panthers soccer team: Sean Metrick, grade 10; Rick Schilling, grade 11; Steve Linck, grade 10; Chris Naylor, grade 10; Jason Luzak, grade 10; Nick Yasinski, grade 12; Steve Kiziuk, grade 11; Jeff Standish, grade 11; Matt Reicheck, grade 12; Craig Lundberg, grade 12; Adam Moss, grade 12; David Broome, grade 11; Damon Carpitella, grade 10; Rodger Ollis, grade 12; Lenny Warren, grade 10; Scott Hauser, grade 12; David Haase, grade 12; Jamie Welte, grade 12; Jeff Krackow, grade 11; David Nonemaker, grade 12; Kerwin Clayton, grade 12; Charly McDonald, grade 12; Aaron Crow, grade 12; and Sara Beth Starr, manager, grade 10. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman, Mr. Gannon.

HOUSE BILLS INTRODUCED AND REFERRED

No. 393 By Representatives LLOYD, TELEK, MORRIS, COLAFELLA, TRELLO, CAPPABIANCA, PISTELLA, TIGUE, ITKIN, BELFANTI, D. W. SNYDER, KUKOVICH, KOSINSKI and SHOWERS

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, regulating local exchange service increases and decreases.

Referred to Committee on CONSUMER AFFAIRS, February 24, 1987.

No. 394 By Representatives SCHULER, JOHNSON, VROON, TIGUE, LANGTRY, MERRY, FARGO, HALUSKA, HECKLER, REINARD, DISTLER, SCHEETZ, ARTY, MORRIS, HERSHEY, GEIST, CARLSON, SAURMAN, REBER, E. Z. TAYLOR, DAWIDA, PETRARCA, DeLUCA,

SEMMEL, FLICK, GODSHALL, CAPPABIANCA, BUNT, STABACK, PHILLIPS and WOZNIAC

An Act amending the act of June 17, 1913 (P. L. 507, No. 335), referred to as the "Intangible Personal Property Tax Law," excluding from the tax loans between parents and children; and further providing for the due date of the tax.

Referred to Committee on FINANCE, February 24, 1987.

No. 395 By Representatives SCHULER, SCHEETZ, GEIST, DAWIDA, SEMMEL, CAPPABIANCA and BUNT

An Act amending the act of May 23, 1923 (P. L. 316, No. 203), entitled "An act to provide for the welfare of all persons confined (whether such persons be tried or untried prisoners) in any penitentiary or county prison in this Commonwealth," further providing for a restriction on the use of tobacco.

Referred to Committee on JUDICIARY, February 24, 1987.

No. 396 By Representatives SCHULER, HALUSKA, DISTLER, SCHEETZ, ARTY, DURHAM, CIVERA, HERSHEY, CARLSON, E. Z. TAYLOR, SEMMEL, CAPPABIANCA, BUNT and STABACK

An Act amending the act of October 20, 1966 (3rd Sp. Sess., P. L. 96, No. 6), known as the "Mental Health and Mental Retardation Act of 1966," requiring all services to be provided on an equal basis to all qualified individuals.

Referred to Committee on HEALTH AND WELFARE, February 24, 1987.

No. 397 By Representatives SCHEETZ, LLOYD, DOMBROWSKI, SCHULER, TIGUE, CAPPABIANCA, HALUSKA, JACKSON, J. L. WRIGHT, BATTISTO, JAROLIN, SHOWERS, PHILLIPS, STAIRS, TRELLO, HERMAN, FOX, BURD, DISTLER, VROON, HERSHEY, BUNT, LAUGHLIN, CAWLEY, COLAFELLA, REBER, BARLEY, E. Z. TAYLOR, HECKLER, SEMMEL, NOYE, DAVIES and WOZNIAC

An Act amending the act of July 7, 1980 (P. L. 380, No. 97), known as the "Solid Waste Management Act," further providing for licensing, permitting and other requirements for the land disposal of sewage sludge.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 398 By Representatives CORRIGAN, TRELLO, ACOSTA, J. L. WRIGHT, MARKOSEK, PETRARCA, OLASZ, GODSHALL, LEVDANSKY, CAPPABIANCA, TIGUE, BUNT, MELIO, HAYDEN, MAINE, DALEY, McCALL and WOZNIAC

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for refunds of taxes paid on the purchase of certain mobile homes.

Referred to Committee on FINANCE, February 24, 1987.

No. 399 By Representative RUDY

An Act amending the act of October 18, 1972 (P. L. 951, No. 232), entitled "An act amending the act of June 22, 1931 (P. L. 594, No. 203), entitled 'An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act,' changing routes in Centre County," further providing for the effective date.

Referred to Committee on TRANSPORTATION, February 24, 1987.

No. 400 By Representatives COLAFELLA, STEIGHNER, STABACK, LASHINGER, KUKOVICH, CARLSON, REBER, BLACK, J. TAYLOR, MERRY, BOYES, SAURMAN, TRELLO, JOHNSON, JACKSON, DeWEESE, HUGHES, RUDY, KOSINSKI, HERMAN, GEIST, SHOWERS, SEVENTY, SCHULER, FOX, BELFANTI, LANGTRY and CIVERA

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," excluding batteries for artificial hearing devices from sales and use tax.

Referred to Committee on FINANCE, February 24, 1987.

No. 401 By Representatives TRELLO, CAPPABIANCA, PISTELLA, TIGUE, CAWLEY, FOX, WIGGINS, HALUSKA, NOYE, ITKIN, J. TAYLOR, MERRY, KOSINSKI, MAIALE, HOWLETT, DOMBROWSKI, MICHLOVIC, COWELL, FARGO, BELFANTI, KUKOVICH, CARN, ANGSTADT, NAHILL, MRKONIC, KENNEY, SHOWERS, RAYMOND, CORRIGAN, DeLUCA, MORRIS, OLIVER, PRESTON, STABACK, BALDWIN, BUNT, LASHINGER, CARLSON, OLASZ, DISTLER, PERZEL, SEMMEL, GEIST, PUNT, COLAFELLA, SEVENTY, TELEK, HAGARTY, WASS, SAURMAN, PETRARCA, BLAUM and WOZNIAK

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

Referred to Committee on TRANSPORTATION, February 24, 1987.

No. 402 By Representatives TRELLO, CAPPABIANCA, PISTELLA, SCHEETZ, TIGUE, CAWLEY, FOX, WIGGINS, HALUSKA, NOYE, MOEHLMANN,

ITKIN, J. TAYLOR, MERRY, KOSINSKI, MAIALE, HOWLETT, DOMBROWSKI, MICHLOVIC, COWELL, FARGO, BELFANTI, KUKOVICH, CARN, ANGSTADT, NAHILL, MRKONIC, KENNEY, REBER, SHOWERS, RAYMOND, CORRIGAN, DeLUCA, MORRIS, OLIVER, LEVDANSKY, JOHNSON, PRESTON, STABACK, BALDWIN, BUNT, LASHINGER, FREEMAN, CARLSON, LUCYK, OLASZ, DISTLER, PERZEL, SEMMEL, GEIST, PUNT, COLAFELLA, SEVENTY, TELEK, HAGARTY, WASS, SAURMAN, PETRARCA, BLAUM, DEAL, FATTAH and WOZNIAK

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," prohibiting the raising of automobile insurance rates because of an accident where the insured is not at fault.

Referred to Committee on INSURANCE, February 24, 1987.

No. 403 By Representatives KUKOVICH, DALEY, PRESSMANN, LEVDANSKY, PISTELLA, JOSEPHS, TRELLO, FATTAH, FREEMAN, HAYDEN, CAWLEY, MICHLOVIC, VEON, BUNT, OLIVER, HUGHES, MRKONIC, RYBAK, WOZNIAK and STUBAN

An Act establishing a program for employee protection and community stabilization; and providing penalties.

Referred to Committee on LABOR RELATIONS, February 24, 1987.

No. 404 By Representatives KUKOVICH, DeLUCA, STEWART, TIGUE, DAWIDA, WASS, RYBAK, LLOYD, PRESTON, SAURMAN, CORRIGAN, COWELL, FOX, YANDRISEVITS, ARGALL, PISTELLA, CAWLEY, KOSINSKI, LUCYK, HALUSKA, BALDWIN, DALEY, WAMBACH, MRKONIC, PUNT, BELFANTI, DISTLER, TRELLO, BROUJOS, ITKIN, COLAFELLA, GRUPPO, McHALE, DeWEESE, OLASZ, JOHNSON, VEON, FREEMAN, RITTER, HERSHEY, SCHEETZ, LEVDANSKY, CAPPABIANCA, MICHLOVIC, BLAUM, LAUGHLIN, STABACK, JOSEPHS, FISCHER, HUGHES, WOZNIAK and JACKSON

An Act requiring certain contracts to be written in plain language; and providing remedies and penalties.

Referred to Committee on CONSUMER AFFAIRS, February 24, 1987.

No. 405 By Representatives MORRIS, BOWSER, DOMBROWSKI, BRANDT, MERRY, WILSON, MOEHLMANN, ROBBINS, TRELLO, BURD, STAIRS, OLASZ, YANDRISEVITS, SCHULER, CHADWICK, LASHINGER, J. L. WRIGHT, PERZEL, FARGO, BUNT, DISTLER, SEMMEL, GODSHALL, BARLEY, NOYE, J. TAYLOR, KUKOVICH, HECKLER, CALTAGIRONE, REBER, JOHNSON, DeLUCA, JADLOWIEC, VAN HORNE, SEVENTY, COLAFELLA, WOZNIAK, TELEK, SAURMAN, DAWIDA, FATTAH, CAPPABIANCA and MAYERNIK

An Act imposing a special tax on wine sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board.

Referred to Committee on LIQUOR CONTROL, February 24, 1987.

No. 406 By Representatives MORRIS, BOWSER, DOMBROWSKI, BRANDT, MERRY, WILSON, MOEHLMANN, ROBBINS, TRELLO, BURD, STAIRS, OLASZ, YANDRISEVITS, SCHULER, CHADWICK, LASHINGER, J. L. WRIGHT, PERZEL, FARGO, BUNT, DISTLER, SEMMEL, GODSHALL, BARLEY, NOYE, J. TAYLOR, KUKOVICH, HECKLER, CALTAGIRONE, REBER, JOHNSON, DeLUCA, JADLOWIEC, VAN HORNE, SEVENTY, COLAFELLA, WOZNIAK, TELEK, SAURMAN, DAWIDA, FATTAH, CAPPABIANCA and MAYERNIK

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," creating the Pennsylvania Grape Development and Promotion Committee; and defining its powers and duties.

Referred to Committee on LIQUOR CONTROL, February 24, 1987.

No. 407 By Representatives BOWSER, GEORGE, HASAY, MERRY, ROBBINS, NOYE, FARGO, HERSHEY, BARLEY, WOGAN, STAIRS, PHILLIPS, PETRONE, RUDY, JOHNSON, TRELLO, SCHEETZ, CARLSON, BURD, BUNT, HALUSKA and GODSHALL

An Act amending the act of January 24, 1966 (1965 P. L. 1535, No. 537), known as the "Pennsylvania Sewage Facilities Act," further providing for permits.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 408 By Representatives REBER, MORRIS, BUNT, HECKLER, REINARD, KUKOVICH, DISTLER, ITKIN, SCHEETZ, VROON, RAYMOND, OLASZ, MICHLOVIC, HAGARTY and E. Z. TAYLOR

An Act providing for a ban on the distribution, sale and use of halogenated hydrocarbon chemicals and aromatic hydrocarbon chemicals as sewage system cleaners; requiring the disclosure of the contents of sewage system cleaners covered by this act; requiring the Department of Environmental Resources to administer and enforce certain provisions; and imposing civil and criminal penalties.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 409 By Representatives REBER, GEORGE, CORNELL, MORRIS, FREEMAN, D. W. SNYDER, LEH, BALDWIN and STUBAN

An Act amending the act of July 7, 1980 (P. L. 380, No. 97), known as the "Solid Waste Management Act," further providing for administrative action on permits and licenses.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 410 By Representatives REBER, LASHINGER, MORRIS, HALUSKA, SCHULER, TIGUE, G. SNYDER, NOYE, PHILLIPS, KUKOVICH, NAHILL, SHOWERS, BUNT, HERMAN, HAGARTY and E. Z. TAYLOR

An Act authorizing the incurring of indebtedness with the approval of the electors of \$40,000,000 for compensation for any person whose private water supply is rendered unusable as the result of groundwater contamination.

Referred to Committee on STATE GOVERNMENT, February 24, 1987.

No. 411 By Representatives REBER, LASHINGER, JAROLIN, HECKLER, HALUSKA, SCHULER, TIGUE, G. SNYDER, NOYE, PHILLIPS, KUKOVICH, MORRIS, BELFANTI, NAHILL, SHOWERS, SCHEETZ, BUNT, VEON, HERMAN, HAGARTY and E. Z. TAYLOR

An Act providing for compensation for individuals whose private water supply is rendered unusable as the result of groundwater contamination; providing for penalties; and making an appropriation.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 412 By Representatives HALUSKA, DOMBROWSKI, TELEK, CAPPABIANCA, TRELLO,

J. L. WRIGHT, LLOYD, KOSINSKI, TIGUE, MARKOSEK, CARLSON, BELFANTI, KUKOVICH, YANDRISEVITS, VAN HORNE, DAWIDA, BALDWIN, VEON, PISTELLA, SEMMEL, MERRY, SEVENTY, COLAFELLA, BUSH, JOHNSON, REBER, HERMAN, STABACK, STAIRS, E. Z. TAYLOR and WOZNIAK

An Act establishing a loan program for the construction of commercial and industrial shell buildings to be administered by the Department of Commerce; and making an appropriation.

Referred to Committee on BUSINESS AND COMMERCE, February 24, 1987.

No. 413 By Representatives PETRARCA, MRKONIC, GEIST, JOHNSON, DeLUCA, DUFFY and CARN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing handicapped, disabled veteran and severely disabled veteran plates for motorcycles.

Referred to Committee on TRANSPORTATION, February 24, 1987.

No. 414 By Representatives MOWERY, COWELL, NOYE, WAMBACH, DORR, HAYES, CLYMER, HECKLER, B. SMITH, PHILLIPS, COY, DeVERTER, MOEHLMANN, HERMAN, GEIST, MANMILLER, DAVIES, DININNI, PICCOLA and KENNEDY

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for the continuation of medical insurance coverage for survivor spouse annuitants.

Referred to Committee on INSURANCE, February 24, 1987.

No. 415 By Representatives CAWLEY and BELARDI

An Act amending the act of April 13, 1972 (P. L. 184, No. 62), known as the "Home Rule Charter and Optional Plans Law," authorizing certain municipalities to reduce their police and fire-fighting forces by attrition.

Referred to Committee on URBAN AFFAIRS, February 24, 1987.

No. 416 By Representatives GEORGE, STEIGHNER, MORRIS, ITKIN, TRELLO, TIGUE, CAWLEY, HALUSKA, KUKOVICH, MICHLOVIC, DAVIES, BUNT, STABACK, VEON, LaGROTTA and MELIO

An Act amending the act of May 31, 1945 (P. L. 1198, No. 418), known as the "Surface Mining Conservation and Reclamation Act," further providing for rules and regulations regarding the use of explosives.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 417 By Representatives GEORGE, HASAY, LUCYK, WOZNIAK, SAURMAN, LaGROTTA, GODSHALL, HALUSKA, TRELLO, LLOYD, LIVENGOOD, VEON, CAWLEY, BOWSER, FARGO, BELFANTI, D. W. SNYDER, SHOWERS, DeLUCA, CORRIGAN, CLYMER, STABACK, BURD and MOWERY

An Act amending the act of January 24, 1966 (1965 P. L. 1535, No. 537), known as the "Pennsylvania Sewage Facilities Act," further requiring a single permit issuance and review process for individual sewage system applications and the revision of regulations by the Environmental Quality Board applicable to such systems.

Referred to Committee on CONSERVATION, February 24, 1987.

No. 418 By Representatives LASHINGER, VROON, CHADWICK, D. W. SNYDER, COHEN, NOYE, MICOZZIE, FOX, HAGARTY, E. Z. TAYLOR, STABACK, TRELLO, RAYMOND, SWEET, FREEMAN, GODSHALL, HOWLETT, MAIALE, DeLUCA, FISCHER, VEON, DISTLER, RITTER and ARTY

An Act amending the act of October 7, 1976 (P. L. 1090, No. 218), known as the "Protection From Abuse Act," adding and amending definitions; further providing for practice and procedure, relief and remedies; providing additional professional assistance for parties; providing for confidentiality; and further providing for contempt orders.

Referred to Committee on JUDICIARY, February 24, 1987.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 30 By Representative TRELLO

Establishing a Special Subcommittee on the State Lottery.

Referred to Committee on RULES, February 24, 1987.

SENATE BILLS FOR CONCURRENCE

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

SB 59, PN 321

Referred to Committee on JUDICIARY, February 24, 1987.

SB 190, PN 198

Referred to Committee on JUDICIARY, February 24, 1987.

BILLS REMOVED FROM TABLE

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

HB 35;
 HB 62;
 HB 63;
 HB 71;
 HB 72;
 HB 73;
 HB 79;
 HB 111;
 HB 117; and
 HB 191.

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

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

HB 98, PN 107 By Rep. COLE

An Act creating a commission to ensure the coordination of efforts to observe the 125th Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address.

FEDERAL-STATE RELATIONS.

HB 214, PN 235 By Rep. LLOYD

An Act requiring malpractice insurers and the director of the Catastrophe Loss Fund to notify the appropriate State board of settlements, awards and judgments involving health care professionals.

PROFESSIONAL LICENSURE.

HB 215, PN 236 By Rep. LLOYD

An Act amending the act of July 19, 1979 (P. L. 130, No. 48), known as the "Health Care Facilities Act," further providing for the reporting of incidents of professional misconduct.

PROFESSIONAL LICENSURE.

HB 216, PN 237 By Rep. LLOYD

An Act amending the act of December 20, 1985 (P. L. 457, No. 112), known as the "Medical Practice Act of 1985," further providing for the performance of radiologic procedures by auxiliary personnel; and making a technical change.

PROFESSIONAL LICENSURE.

HB 217, PN 238 By Rep. LLOYD

An Act amending the act of October 5, 1978 (P. L. 1109, No. 261), known as the "Osteopathic Medical Practice Act," further providing for the performance of radiologic procedures by auxiliary personnel.

PROFESSIONAL LICENSURE.

HB 245, PN 426 (Amended)

By Rep. LLOYD

An Act providing for the right to cancel the purchase of time-shares.

PROFESSIONAL LICENSURE.

HB 286, PN 310 By Rep. LLOYD

An Act relating to the performance of radiologic procedures by auxiliary personnel; postponing the effective date of certain provisions of law relating to such personnel; requiring certain actions by the Commissioner of Professional and Occupational Affairs and professional licensing boards; and transferring the authority for certification and education of such personnel under certain conditions.

PROFESSIONAL LICENSURE.

ANNOUNCEMENT BY MR. LAUGHLIN

The SPEAKER. The Chair recognizes, under extraordinary privilege, the gentleman from Beaver, Mr. Laughlin - under extraordinary privilege, grandpa.

Mr. LAUGHLIN. Mr. Speaker, to the members of the House on both sides of the aisle, I sent to you an announcement today covering a very happy occasion for my wife and me, and that is the birth of our first grandchild. My son, Thomas, and his wife, Immaculate DeMartino, are the proud parents. The baby's name is Thomas Charles Laughlin, Jr., and I thank you for your applause and your consideration.

The SPEAKER. The Chair congratulates the parents and understands that the child is already spoiled, which is the way a grandchild should be.

CALENDAR**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 208, PN 226**, entitled:

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 agree to the bill on third consideration?
 Bill was agreed to.

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

The question is, shall the bill pass finally?

On final passage, the Chair recognizes the gentleman from Montgomery, Mr. McClatchy.

Mr. McCLATCHY. Mr. Speaker, I had an amendment for the PUC (Public Utility Commission) appropriation. I am not going to run that amendment. It is very difficult, I think, for House members to vote against any extra funding for the PUC. I just want to make a few remarks, and hopefully maybe the Senate and the Governor can straighten out what I think is a little bit excessive funding for the PUC.

We are giving them actually a 10.39-percent increase over last year. That is a lot of money. They had been frozen, unfortunately, by the Budget Secretary of the previous admin-

istration, and so far the present Budget Secretary has not seen fit to free up the budgetary reserve for additional spaces, and that money probably will not be spent this year. However, we are building into next year's budget as if that money had been spent. So that is how I arrive at the 10.39 percent. Actually, let us see, we are going from \$24,800,000 to \$25,865,000.

In addition, Mr. Speaker, in the budget there is provision for management bonuses that I think reward people a little bit too much. I am all for management bonuses, but these bonuses reflect from a category called "poor" on up. Anyone below "poor," of course, will not get a bonus. I do not particularly favor funding anyone in the "poor" category.

Secondly, Mr. Speaker, in addition, we are filling the complement from 550 to 597 positions. I think that we could eliminate about four positions and still not hurt the PUC.

Finally, Mr. Speaker, in the operating expenses, I do not think some of the things are justified, such as rental expenses of 92 percent that have gone up in this one single year. We have asked for justification for such increases, and unfortunately, today we have not gotten them.

For these reasons, Mr. Speaker, I would hope that the Senate and the Governor take a longer and harder look at this PUC budget. I intend to support it, I intend to vote for it, and I recommend everyone else do, too. It is a sensitive item, and I certainly would not want to have anybody go on record as opposing the PUC budget. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

YEAS—196

Acosta	Distler	Langtry	Rieger
Angstadt	Dombrowski	Lashingner	Ritter
Argall	Donatucci	Laughlin	Robbins
Arty	Dorr	Leh	Roebuck
Baldwin	Duffy	Lescovitz	Rudy
Barley	Durham	Levdansky	Ryan
Battisto	Fargo	Linton	Rybak
Belardi	Farmer	Livengood	Saloom
Belfanti	Fattah	Lloyd	Saurman
Birmelin	Fee	Lucyk	Schuler
Black	Fischer	McCall	Semmel
Blaum	Flick	McClatchy	Serafini
Book	Fox	McHale	Seventy
Bortner	Freeman	McVerry	Showers
Bowley	Freind	Maiale	Sirianni
Bowser	Gallen	Maine	Smith, B.
Boyes	Gamble	Manderino	Smith, S. H.
Brandt	Gannon	Manmiller	Snyder, D. W.
Broujos	Geist	Markosek	Snyder, G.
Bunt	George	Mayermik	Staback
Burd	Gladeck	Melio	Stairs
Burns	Godshall	Merry	Steighner
Bush	Gruitza	Michlovic	Stevens
Caltagirone	Gruppo	Micozzie	Stewart
Cappabianca	Hagarty	Miller	Stuban
Carlson	Haluska	Mochlmann	Sweet
Carn	Harper	Morris	Taylor, E. Z.
Cawley	Hasay	Mowery	Taylor, F.
Cessar	Hayden	Murphy	Telek
Chadwick	Hayes	Nahill	Tigue
Cimini	Heckler	Noye	Trello
Civera	Herman	O'Brien	Truman

Clark	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Honaman	Oliver	Vroon
Colafella	Howlett	Perzel	Wambach
Cole	Hughes	Petrone	Wass
Cornell	Hutchinson	Phillips	Weston
Corrigan	Itkin	Piccola	Wiggins
Cowell	Jackson	Pievsky	Wilson
Coy	Jadlowiec	Pistella	Wogan
DeLuca	Jarolin	Pitts	Wozniak
DeVerter	Johnson	Pressmann	Wright, D. R.
DeWeese	Josephs	Preston	Wright, J. L.
Daley	Kasunic	Punt	Wright, R. C.
Davies	Kennedy	Raymond	Yandrisevits
Dawida	Kenney	Reber	
Deal	Kosinski	Reinard	Irvis,
Dietterick	Kukovich	Richardson	Speaker
Dininni	LaGrotta		

NAYS—2

Mrkonic Petrarca

NOT VOTING—1

Letterman

EXCUSED—4

Evans Foster Scheetz Taylor, J.

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

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

* * *

The House proceeded to third consideration of **HB 209, PN 227**, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate.

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

Angstadt	Dombrowski	Lashingner	Rieger
Argall	Donatucci	Laughlin	Ritter
Arty	Dorr	Leh	Robbins
Baldwin	Duffy	Lescovitz	Roebuck
Barley	Durham	Letterman	Rudy
Battisto	Fargo	Levdansky	Ryan
Belardi	Farmer	Linton	Rybak
Belfanti	Fattah	Livengood	Saloom
Birmelin	Fee	Lloyd	Saurman
Black	Fischer	Lucyk	Schuler
Blaum	Flick	McCall	Semmel
Book	Fox	McClatchy	Serafini
Bortner	Freeman	McHale	Seventy
Bowley	Freind	McVerry	Showers
Bowser	Gallen	Maiale	Sirianni
Boyes	Gamble	Maine	Smith, B.
Brandt	Gannon	Manderino	Smith, S. H.
Broujos	Geist	Manmiller	Snyder, D. W.

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

NAYS—1

Petrarca

NOT VOTING—1

Acosta

EXCUSED—4

Evans Foster Scheetz Taylor, J.

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

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

WELCOME

The SPEAKER. Representative Mowery has as his guests in the balcony the Hampden Township Civic Club. Welcome to the hall of the House. We are delighted to have you here.

SUNSHINE NOTICE

The SPEAKER. The clerk will read the sunshine notice for the next week's session of the legislature.

The following communication was read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

NOTICE
SESSION TIME
HOUSE OF REPRESENTATIVES

Notice is hereby given, in accordance with the Act of July 3, 1986, P.L. 388, No. 84, that the House of Representatives will

convene in open session in the Hall of the House on the following date and time:

Tuesday, March 3, 1987 at 10:30 a.m. instead of 11:00 a.m.

John J. Zubeck
Chief Clerk
House of Representatives

February 24, 1987

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

I hereby certify that thirty copies of the foregoing notice were delivered to the Supervisor of the Newsroom of the State Capitol Building in Harrisburg, and a copy was also posted on the bulletin board outside the main entrance to the Chief Clerk's Office on the following date:

February 24, 1987

John J. Zubeck
Chief Clerk
House of Representatives

February 24, 1987

ANNOUNCEMENT BY MR. PIEVSKY

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky. Do you have an announcement?

Mr. PIEVSKY. For the purpose of introducing legislation, Mr. Speaker.

Mr. Speaker, I am introducing today a bill to provide a supplemental appropriation of \$657,000 for senior judges in the courts of common pleas. This year has been a difficult year for the courts statewide with vacancies and suspensions. This appropriation would allow senior judges to be used to a greater extent to prevent a large backlog from developing.

I will leave it at the desk, Mr. Speaker, for anyone who wishes to cosponsor this appropriation. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

RULES COMMITTEE MEETING

The SPEAKER. A Rules Committee meeting immediately following the termination of today's session, and the Chair will remain open for reports of committees.

Those of you who have questioned tomorrow's session, it will be a voting session; it will be a voting session. You are to be here tomorrow.

REMARKS ON VOTE

The SPEAKER. On the passage of HB 208, Mr. Letterman should be added in the affirmative. He was not voted and he should have been voted in the affirmative.

RECESS

The SPEAKER. The House will stand in recess subject to the call of the Speaker.

