

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 17, 1987

SESSION OF 1987 171ST OF THE GENERAL ASSEMBLY

No. 73

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

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

Omnipotent, Omniscient, and Omnipresent Lord, we look to Thee in the beginning of this day's session with the realization that Thou art the God and Father of all mankind. We are most grateful to Thee and stand in awe of Thy presence. As noble workmen of Thine, we pause to give Thee thanks and gratitude, and we beseech Thee to always continue Thy gracious love and tender mercy and care toward each of us. Heavenly Father, we know Thee as the Maker of our world and all that is here, we are aware that we have been made in Thy image and endowed as Thy workmen, and we are conscious that Thou dost call forth the best we have to offer. So help us to fulfill Thy expectations to the honor and glory of Thy blest name. Amen.

#### PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was delivered by members and visitors.)

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. The Chair is informed that the Journal for Monday, November 16, 1987, is not yet in print. Therefore, the Chair will delay the approval of that Journal, without objection, until the Journal is in print, and the Chair hears no such objection.

#### 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, November 16, 1987

RESOLVED, (the House of Representatives concurring), That when the Regular Session of the Senate adjourns this week it reconvene on Monday, November 23, 1987, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the Regular Session of the House of Representatives adjourns this week it reconvene on Monday, November 23, 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.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1953** By Representatives MURPHY, KUKOVICH, MICHLOVIC, COWELL, CAWLEY, GEIST, MAIALE, BELARDI, RAYMOND, WILSON, WOZNIAK, PISTELLA and VAN HORNE

An Act providing for review and reassessment of tax-exempt property.

Referred to Committee on FINANCE, November 17, 1987.

**No. 1954** By Representatives MURPHY, KUKOVICH, MICHLOVIC, COWELL, CAWLEY, GEIST, MAIALE, BELARDI, RAYMOND, WILSON, WOZNIAK, PISTELLA and VAN HORNE

An Act providing for an original and cyclical annual assessment and review of tax-exempt property; providing municipal service charge; and providing fixed assessment for senior citizens.

Referred to Committee on FINANCE, November 17, 1987.

**No. 1955** By Representatives MURPHY, KUKOVICH, MICHLOVIC, CAWLEY, GEIST, MAIALE, BELARDI, RAYMOND, WILSON, WOZNIAK, PISTELLA and VAN HORNE

An Act providing for the levy of a municipal service charge on tax-exempt property as compensation to municipalities for services which they provide.

Referred to Committee on FINANCE, November 17, 1987.

**No. 1956** By Representatives LANGTRY, BOOK, SAURMAN, BURD, HECKLER, PITTS, BARLEY, E. Z. TAYLOR, HERSHEY, SCHEETZ and LEH

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for the imposition of fines when a strike or work stoppage results in the loss of instructional days; and prohibiting the waiver, suspension or reduction of fines imposed for violations of the Public Employe Relations Act.

Referred to Committee on LABOR RELATIONS, November 17, 1987.

**No. 1957** By Representatives LANGTRY, BOOK, FARGO, SAURMAN, FLICK, HECKLER, PITTS, BURD, E. Z. TAYLOR, SCHEETZ, HERSHEY and LEH

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further limiting strikes by school employees.

Referred to Committee on LABOR RELATIONS, November 17, 1987.

**No. 1958** By Representatives LANGTRY, BOOK, FARGO, SAURMAN, BURD, BOWSER, BIRMELIN, TIGUE, BARLEY, HECKLER, PITTS, E. Z. TAYLOR, STABACK, SCHEETZ, PUNT and LEH

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," requiring certain employees to give public notice of their intention to strike.

Referred to Committee on LABOR RELATIONS, November 17, 1987.

**No. 1959** By Representatives LANGTRY, TIGUE, BOOK, GAMBLE, ACOSTA, E. Z. TAYLOR, MICHLOVIC, TRELLO and FOX

An Act requiring eye examinations for patients at State mental hospitals.

Referred to Committee on HEALTH AND WELFARE, November 17, 1987.

**No. 1960** By Representatives LANGTRY, BOYES, JACKSON, SAURMAN, DISTLER, NAHILL, CIVERA, MRKONIC, GAMBLE, E. Z. TAYLOR, GANNON, BARLEY, STABACK, SIRIANNI, GODSHALL, MERRY, FARGO, HAYDEN, D. W. SNYDER, BUNT, MILLER and PETRONE

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

Referred to Committee on JUDICIARY, November 17, 1987.

**No. 1961** By Representatives LANGTRY, FLICK, SIRIANNI, BOWSER, PETRONE, MORRIS, GEIST, FOX, BUNT, TRELLO, SEVENTY, E. Z. TAYLOR, HALUSKA, MRKONIC, HARPER, STABACK, TIGUE, BELFANTI and BELARDI

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," prohibiting owners, operators or employees of personal care boarding homes from having power of attorney for residents thereof.

Referred to Committee on HEALTH AND WELFARE, November 17, 1987.

**No. 1962** By Representatives MAYERNIK, TRELLO, MARKOSEK, VAN HORNE, MRKONIC, KOSINSKI, PERZEL, BOOK, MELIO, ARGALL, GODSHALL, BELARDI, MAIALE, CARLSON, SAURMAN, VEON, SIRIANNI, BLAUM, COLAFELLA, McVERRY, FLICK, PISTELLA, D. W. SNYDER, E. Z. TAYLOR, PETRARCA, JOHNSON, MICHLOVIC, RITTER, WESTON and WOGAN

An Act establishing a minimum education requirement for municipal police officers and deputy sheriffs; and providing penalties.

Referred to Committee on LOCAL GOVERNMENT, November 17, 1987.

**No. 1963** By Representatives FOX, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, LINTON, CORNELL, SIRIANNI, LUCYK, TRELLO, MELIO, PETRONE, FARGO and LANGTRY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring that motor vehicle insurance premiums be paid in advance.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1964** By Representatives FOX, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, TRELLO, MELIO and PETRONE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the seizure and impoundment of motor vehicles operated without coverage for financial responsibility.

Referred to Committee on TRANSPORTATION, November 17, 1987.

**No. 1965** By Representatives FOX, LINTON, MRKONIC, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, TRELLO, MELIO, PETRONE, RAYMOND, KENNEY, FARGO and LANGTRY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, imposing a duty upon insurers to give notice of cancellation of motor vehicle liability insurance policies; providing for the revocation and seizure of certain drivers' licenses; and imposing a penalty.

Referred to Committee on TRANSPORTATION, November 17, 1987.

**No. 1966** By Representatives FOX, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, TRELLO, MELIO and PETRONE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring proof of financial responsibility at the time of a traffic stop.

Referred to Committee on TRANSPORTATION, November 17, 1987.

**No. 1967** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO and PETRONE

An Act amending the act of June 11, 1947 (P. L. 538, No. 246), known as "The Casualty and Surety Rate Regulatory Act," further providing for ratemaking for automobile insurance.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1968** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO, PETRONE, KENNEY and FARGO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing that certain benefits may be waived by the insured.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1969** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO, LANGTRY and KENNEY

An Act amending the act of June 5, 1968 (P. L. 140, No. 78), entitled "An act regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor," further providing for notice of cancellation or refusal to renew policies.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1970** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO, PETRONE and KENNEY

An Act amending the act of June 5, 1968 (P. L. 140, No. 78), entitled "An act regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor," further providing for notice of cancellation or refusal to renew policies.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1971** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO, PETRONE and KENNEY

An Act amending the act of June 5, 1968 (P. L. 140, No. 78), entitled "An act regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor," further regulating the writing of policies of automobile insurance.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1972** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, E. Z. TAYLOR,

COLAFELLA, CORNELL, SIRIANNI,  
LUCYK, MELIO, PETRONE, KENNEY  
and LANGTRY

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," providing for an information program by the Insurance Department to assist consumers in purchasing motor vehicle insurance.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1973** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO and PETRONE

An Act requiring that, when motor vehicles are serviced or repaired, any parts replaced must be returned upon request; and providing penalties for noncompliance.

Referred to Committee on TRANSPORTATION, November 17, 1987.

**No. 1974** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO and PETRONE

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," increasing the penalties for fraud in procuring insurance or in collecting claims.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1975** By Representatives FOX, TRELLO, LINTON, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO and PETRONE

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," requiring certain insurance companies to record and report their losses, expenses and other data with respect to liability insurance; and further providing for penalties.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1976** By Representatives FOX, LINTON, TRELLO, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL,

SIRIANNI, LUCYK, MELIO and  
PETRONE

An Act amending the act of July 22, 1974 (P. L. 589, No. 205), known as the "Unfair Insurance Practices Act," requiring that complete copies of insurance policies be provided to policyholders upon request.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1977** By Representatives FOX, LINTON, TRELLO, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO and PETRONE

An Act providing for liability insurance in areas where liability insurance is difficult to obtain; creating the Property and Casualty Insurance Joint Underwriting Association as a legal entity and conferring upon it rights, obligations, powers and duties; and imposing additional powers and duties on the Insurance Department.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1978** By Representatives FOX, LINTON, TRELLO, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, CORNELL, SIRIANNI, LUCYK, MELIO and PETRONE

An Act amending the act of June 5, 1968 (P. L. 140, No. 78), entitled "An act regulating the writing, cancellation of or refusal to renew policies of automobile insurance; and imposing powers and duties on the Insurance Commissioner therefor," prohibiting cancellation of household policies in certain cases.

Referred to Committee on INSURANCE, November 17, 1987.

**No. 1979** By Representatives FOX, MRKONIC, RAYMOND, MORRIS, J. L. WRIGHT, MICOZZIE, SERAFINI, CIVERA, FISCHER, BOWSER, BROUJOS, FLICK, BURD, E. Z. TAYLOR, COLAFELLA, LINTON, CORNELL, SIRIANNI, LUCYK, TRELLO, MELIO and PETRONE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for additional penalties for failure to maintain financial responsibility.

Referred to Committee on TRANSPORTATION, November 17, 1987.

**No. 1980** By Representatives LIVENGOOD, BURD, SEVENTY, CLARK, DUFFY, BOOK, LANGTRY, FARGO, ROBBINS, FARMER,

**MERRY, BOWSER, CESSAR, WASS and  
HESS**

An Act amending the act of October 4, 1978 (P. L. 864, No. 167), known as the "Storm Water Management Act," further providing for storm water plans review by the department, for municipal ordinances and for civil remedies.

Referred to Committee on CONSERVATION, November 17, 1987.

**No. 1981** By Representatives R. C. WRIGHT,  
MICOZZIE, CIVERA, LINTON,  
RAYMOND, PRESTON, GAMBLE,  
CARN, SAURMAN, PITTS,  
J. L. WRIGHT, NAHILL, JOHNSON,  
PICCOLA, ARTY, FLICK, JACKSON,  
SIRIANNI and CLARK

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," further providing for advertising.

Referred to Committee on LIQUOR CONTROL, November 17, 1987.

**SENATE BILLS FOR CONCURRENCE**

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

**SB 81, PN 1513**

Referred to Committee on LOCAL GOVERNMENT, November 17, 1987.

**SB 794, PN 1579**

Referred to Committee on EDUCATION, November 17, 1987.

**SB 889, PN 1092**

Referred to Committee on APPROPRIATIONS, November 17, 1987.

**SB 1015, PN 1564**

Referred to Committee on INSURANCE, November 17, 1987.

**SB 1132, PN 1512**

Referred to Committee on APPROPRIATIONS, November 17, 1987.

**HOUSE RESOLUTION  
INTRODUCED AND REFERRED**

**No. 196** By Representatives PETRARCA,  
MRKONIC, HAYES, LUCYK and  
JOHNSON

Memorializing Congress to establish a cabinet-level Department of Veterans' Affairs.

Referred to Committee on RULES, November 17, 1987.

**LEAVES OF ABSENCE**

The SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Fee. Do you have any requests for leaves for today?

Mr. FEE. No, Mr. Speaker. No leaves for the Democratic side.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the minority whip. Do you have any requests for leaves?

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Dauphin County, Mr. DININNI, for the day.

The SPEAKER. Leave is granted, absenting objection. The Chair hears no such objection.

**BILL REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 1361 be lifted from the tabled calendar and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

The SPEAKER. The Chair will delay the taking of the master roll until after the three new members have been sworn in. We will not take the master roll immediately.

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

**HB 1707, PN 2117**

By Rep. PETRARCA

An Act protecting the health and welfare of the citizens of this Commonwealth by regulating the siting of commercial volume reduction facilities.

MINES AND ENERGY MANAGEMENT.

**WELCOME**

The SPEAKER. Representative Dietterick has as his guests the teachers and students of the Wyoming Seminary, Forty Fort, Pennsylvania. They are in the balcony. Welcome to the hall of the House. We are delighted to have you.

**CALENDAR**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 948, PN 1030**, entitled:

An Act amending the act of February 17, 1906 (P. L. 45, No. 11), entitled "An act to regulate the deposits of State funds, to prescribe the method of selecting State depositories, to limit the amount of State deposits, to provide for the security of such deposits, to fix the rate of interest thereon, to provide for the publication of monthly statements of moneys in the general and sinking funds, to declare it a misdemeanor to give or take any-

thing of value for obtaining the same, and prescribing penalties for violations of this act," further providing limitations on investments in Northern Ireland.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.  
Mr. MANDERINO. Mr. Speaker, I move that HB 948 be recommitted to the Committee on Appropriations for a fiscal note.

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

\* \* \*

The House proceeded to second consideration of **HB 949, PN 1031**, entitled:

An Act amending the act of December 18, 1984 (P. L. 1005, No. 205), known as the "Municipal Pension Plan Funding Standard and Recovery Act," imposing restrictions on investments in Northern Ireland.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.  
Mr. MANDERINO. Mr. Speaker, I move that HB 949 be recommitted to the Committee on Appropriations for a fiscal note.

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

\* \* \*

The House proceeded to second consideration of **HB 1079, PN 1201**, entitled:

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, placing limitations on investments in companies doing business in or with Northern Ireland.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.  
Mr. MANDERINO. Mr. Speaker, I move that HB 1079 be recommitted to the Committee on Appropriations for a fiscal note.

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

\* \* \*

The House proceeded to second consideration of **HB 1080, PN 1202**, entitled:

An Act amending the act of February 1, 1974 (P. L. 34, No. 15), known as the "Pennsylvania Municipal Retirement Law," imposing restrictions on investments in Northern Ireland.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.  
Mr. MANDERINO. Mr. Speaker, I move that HB 1080 be recommitted for a fiscal note to the Committee on Appropriations.

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

\* \* \*

The House proceeded to second consideration of **HB 1716, PN 2141**, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," transferring enforcement provisions from the Pennsylvania State Police to the Pennsylvania Liquor Control Board.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.  
Mr. MANDERINO. Mr. Speaker, I move that HB 1716 be recommitted for a fiscal note to the Committee on Appropriations.

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

\* \* \*

The House proceeded to second consideration of **HB 1637, PN 2436**, entitled:

An Act regulating the right to practice electrology; requiring the licensing of electrologists; providing for an Electrology Advisory Committee to the State Board of Cosmetology; and providing penalties.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.  
Mr. MANDERINO. Mr. Speaker, I move that HB 1637 be recommitted for a fiscal note to the Committee on Appropriations.

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

**WELCOMES**

The SPEAKER. Representative Curt Bowley has a guest page here today. She is Cheryl Dorrion. Her parents, Thomas and Debra, and her brother, Bill, are in the balcony together with her uncle, James Nuhfer. Welcome to the hall of the House. We are delighted to have you here.

Representative Karen Ritter has as her guest Jennifer Juckett. She is an 11th grade student at Salisbury High School and wants to study political science or international relations in college. Welcome to the hall of the House.

**SPECIAL ORDER OF BUSINESS  
SWEARING IN OF NEW MEMBERS**

The SPEAKER. The Sergeant at Arms will close the doors of the House. Members will be seated.

Without objection, the House will now take up as a special order of business the swearing in of Representatives-elect Shirley Kitchen, Andrew Billow, and Thomas W. Dempsey. The Chair hears no objections to such swearing in.

**COMMUNICATION FROM DEPUTY  
SECRETARY OF COMMONWEALTH**

The SPEAKER. The Chair recognizes the Sergeant at Arms of the House.

The SERGEANT AT ARMS. Mr. Speaker, the Deputy Secretary of the Commonwealth, Mr. Robert Grant.

The SPEAKER. The Chair recognizes Mr. Grant.

Mr. GRANT. Honorable Speaker, members of the House of Representatives of the Commonwealth of Pennsylvania, I have the honor to present the returns from special elections in the 72d, 83d, and 181st House Districts held November 3.

The SPEAKER. The Chair thanks the Deputy Secretary.

The Secretary will pass the findings to the clerk.

The following communication was read:

IN THE NAME AND BY AUTHORITY OF THE  
COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND TO THE MEMBERS OF  
THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY  
OF THE COMMONWEALTH OF PENNSYLVANIA,  
GREETINGS:

I have the honor to present the returns of the Special Elections for Representatives in the General Assembly of the Commonwealth of Pennsylvania held in the Districts named herein, as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the County Board of Elections. The following persons, having received the highest number of votes in their districts, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, were duly elected as Representatives in the General Assembly:

Seventy-second House District                      ANDREW BILLOW, JR.  
Armstrong, Cambria and Indiana Counties

Eighty-third House District                      THOMAS W. DEMPSEY  
Lycoming County

One hundred eighty-first House District      SHIRLEY M. KITCHEN  
Philadelphia County

(SEAL)

IN TESTIMONY WHEREOF,  
I have hereunto set my hand and seal at the city of Harrisburg, this seventeenth day of November in the year of our Lord one thousand nine hundred and eighty-seven and of the Commonwealth the two hundred and twelfth.

Robert N. Grant  
Deputy Secretary of the  
Commonwealth

**ELECTION RETURNS READ**

The SPEAKER. The clerk will read the returns.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
HARRISBURG, PENNSYLVANIA  
17120

**ELECTION RESULTS**

SPECIAL ELECTION - NOVEMBER 3, 1987  
REPRESENTATIVE IN THE GENERAL ASSEMBLY  
72nd DISTRICT

	<u>Democratic</u>	<u>Republican</u>
	Andrew Billow, Jr.	Bob Kunkle
ARMSTRONG COUNTY	321	430
CAMBRIA COUNTY	5,035	2,646
INDIANA COUNTY	2,607	2,923
	-----	-----
District Totals	7,963	5,999

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
HARRISBURG, PENNSYLVANIA  
17120

**ELECTION RESULTS**

SPECIAL ELECTION - NOVEMBER 3, 1987  
REPRESENTATIVE IN THE GENERAL ASSEMBLY  
83rd DISTRICT

LYCOMING COUNTY

<u>Democratic</u>	
Margaret P. Piper	5,413
<u>Republican</u>	
Thomas W. Dempsey	8,578

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
HARRISBURG, PENNSYLVANIA  
17120

ELECTION RESULTS

SPECIAL ELECTION - NOVEMBER 3, 1987  
REPRESENTATIVE IN THE GENERAL ASSEMBLY  
181st DISTRICT

PHILADELPHIA COUNTY

<u>Democratic</u>	
Shirley M. Kitchen	11,308
<u>Republican</u>	
Barbara Crawley	1,299
<u>Count On Smith</u>	
Jimmie L. Smith	143
<u>George Brooks</u>	
George Brooks	170
<u>Thomas</u>	
W. Curtis Thomas	1,477

**COMMITTEE TO ESCORT  
MEMBERS-ELECT**

The SPEAKER. The Chair appoints the majority leader, Mr. Manderino, and the minority leader, the gentleman from Delaware County, Mr. Ryan, as an escort committee to escort the members-elect to the well of the House for the purpose of taking the oath.

Ms. Kitchen will move to the center aisle and come down the center aisle. Mr. Billow, come down to the well of the House. Mr. Dempsey, come to the well of the hall of the House in the center. Join the escort committee in the center of the House.

Will the pages please get a Bible for each one of the members—they are on their desks—and bring the Bible to each member, please.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, the committee appointed has carried out its designated task and presents to you three new members-elect for swearing in.

The SPEAKER. The Chair thanks the committee. The committee is discharged with the thanks of the Chair.

**OATH OF OFFICE ADMINISTERED**

The SPEAKER. The oath of office required by Article VI of the Constitution of Pennsylvania to be taken by members of the General Assembly will be administered by the Honorable Joseph T. Doyle, judge of the Commonwealth Court and a former member of the House of Representatives from 1971 to 1978.

The escort committee having been discharged with the thanks of the House, the Chair now invites the Honorable Joseph T. Doyle to come to the podium and to swear in the three new members of the House of Representatives. Judge Doyle.

JUDGE DOYLE. Would the new members-elect raise their right hand, please, and keep within their left hand the Bible that they have been given.

Do you solemnly swear or affirm that you will support, obey, and defend the Constitution of the United States of America and the Constitution of this Commonwealth, and that you will discharge the duties of your office with fidelity? If so, answer "I do."

(Members asserted oaths.)

JUDGE DOYLE. Congratulations to you.

**GUESTS INTRODUCED**

The SPEAKER. Will the members of the family of Thomas Dempsey please rise. They are to the left of the Speaker. Welcome to the hall of the House.

The members of the family of Shirley Kitchen please rise, and the members of the family of Andrew Billow please rise. Welcome to the hall of the House.

The Chair has one other introduction which is not on the schedule. But a few months ago the House received the portrait of a much beloved former member of the House, Marion Munley. Judge Ted Doyle, who knew Marion Munley very well, has brought with him Marion Munley's granddaughter, who is now a member of the bar and is clerking for the judge, and she is to the left of the Speaker. Will you please rise, Ms. Munley.

**REMARKS BY SPEAKER**

The SPEAKER. To the members of the families of the three new members of the House of Representatives and to the new members, you have been sworn in to a fellowship totally unlike anything to which you have ever belonged before, and you will find as the months go on how unlike this fellowship is to anything you have knowr. It is a curious mixture not understood by the people outside the walls of this hall. The people outside the walls, including the editorial writers and the pundits on television, would have you believe that the men and women who serve on the floor of this House spend their days and nights tearing each other apart. That is not factual. To a great degree the members on the floor of this House become an extended family, interested in the personal griefs and the personal triumphs of each member of the family. True, we do spend a considerable amount of our time tearing down the political beliefs of our opponents, but it stops when we walk out of the doors of this hall, and we walk out of the doors of this hall as friends.

We serve here in ways that the people back home really never find out the real purpose of democracy. They send us here to represent them, and I have been here nearly 30 years and I have not known one who has not done his or her best to truly represent the people who have sent him or her here.

This is not an easy school to attend. You will find many things which will confuse you, and some of them will be deliberately done. But if you are confused as to what we are doing, you may ask any of the senior members and you will get an

honest answer. If you do not, come and see me and I will guarantee you that you will get an honest answer. Do not be ashamed to ask questions, for that way you will learn.

You are about to be called upon to vote on amendments to a bill which you have not yet read and you will not understand the amendments. Do not be surprised, neither do we.

### REMARKS BY MAJORITY LEADER

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Thank you, Mr. Speaker.

Mr. Speaker, on behalf of the majority party, it is a pleasure to welcome the three new members - Representative Billow, Representative Kitchen, and Representative Dempsey - as they begin their service here as members of the House of Representatives. To the many family and friends who have traveled to be here today, let me offer my warmest regards on behalf of the entire House.

For all of you, today is a day of joy and a day of pride. While my colleague and friend, Matt Ryan, might not choose to use the same source I do, I believe he would nonetheless concur with the sentiments expressed in this quote by Bobby Kennedy: that public service is still our most honorable profession.

As you begin your service here in our House, in the people's House, I can assure you that your time spent here will be both challenging and rewarding. At times it will be frustrating, but even at those times the special duty and the special responsibility of public service you undertake today will be fulfilling as you seek to make the promise of this Commonwealth come true for all of our citizens.

I believe that you will find it an honor to work with and debate with outstanding men and women who make up this House, the people's House. And I believe you will find, like I have and like many of us have, that even though you differ with your colleagues and you become adversaries on a particular issue, you will be able to leave the floor as friends with a deeper understanding and with a deeper respect for the precious gift of democracy left by our forefathers for us to protect. To serve here in this chamber is one of the highest honors that your fellow citizens can bestow upon you.

Again, I welcome you, the new colleagues, to the House, and I hope that this will be a productive and a rewarding experience in your life for each of you as you serve your constituents and as you serve all of the citizens of this Commonwealth in this historic chamber.

And to the family and to the friends who have joined us here today, take pride in today's accomplishments and enjoy this day. It has been well earned. Thank you, Mr. Speaker.

### REMARKS BY MINORITY LEADER

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, I, of course, join with the gentleman, Mr. Manderino, and the Speaker in welcoming to the fraternity of the House of Representatives the three new members.

Mr. Manderino said that he did not believe that I would approve of the source of his quote - Bobby Kennedy - but in fact I do. I have a great deal of respect for the Kennedys, Mr. Manderino. I was a member of this House when John Kennedy was killed. I sat in this House and I heard speeches made with respect to the then deceased President. Probably one of the most moving speeches that I have heard on the floor of the House in my 25 years was given by a man by the name of Humes, James Humes, who was a Republican legislator from Williamsport at that time, and as I recall that speech on John Kennedy, he made mention of the fact that President Kennedy elevated the profession of politics to all new grand high levels. Prior to the Kennedy years, politics and politicians to a great extent were looked down upon. I think President Kennedy brought younger people into politics, people like myself at that time, people like Mr. Manderino, and the Speaker, Mr. Irvis. We, believe it or not, were young then and have grown old in service. I do not know what else we have done that caused us to get so old so quickly, Mr. Speaker. But, yes, I approve of that source, and I approve of many of those philosophies of that era of statesmen, plus those who have come since.

I look now to the new members and I think who they are and what they are doing here and, in at least two of the three cases, the sad beginning that caused this elevation, if you will, to their respective jobs. I think the lady from Philadelphia, Shirley Kitchen, has the job to replace a man who was so deeply respected by both Republicans and Democrats - Alphonso Deal - a man whom I fought with on the floor of this House, but as the Speaker pointed out, we never carried a cross word or thought beyond this chamber; a man whom I deeply respected.

I am sure Mr. Dempsey has the same problem with members of the other side in taking the place of Tony Cimini here in the Republican Caucus when Tony died, and then this election was held that Mr. Tom Dempsey won. He has got to fill this void not only in the hearts of the legislators but in the hearts of the districts, as does Shirley Kitchen, and it is a big job because they were big people whom they are replacing.

I have only met Shirley Kitchen briefly on two occasions. I suspect she is up to the task. I have met Mr. Dempsey on a number of occasions, and I feel certain that he is up to the task.

Now, Mr. Billow is taking the place of someone who was demoted. Mr. Stewart, for the benefit of the uninformed, went to the Senate. He is in the back of the House now, and I will go back to the old joke that we all know, but it is so true today; it is as true today as it ever was. When you lose a man like Mr. Stewart to the Senate, the IQ of both chambers rises dramatically.

Mr. Billow, really, you are going to have a good time here. You will see that there is a great deal of good humor that passes back and forth, and there is also a great deal of work and a great deal of good that is done by the House of Representatives. It is truly a wonderful, wonderful body, and it is one that all of you will be proud to serve in. Thank you, Mr. Speaker.

**WELCOME**

The SPEAKER. The Chair had the privilege of knowing a very young Roxanne Jones when she came to the Capitol and threw her shoe through the upper part of the door of the Governor's Office, and the Chair went on the witness stand and almost got put in jail by the judge for some remarks the Chair directed to a young attorney who was cross-examining incorrectly. So Roxanne Jones, who is now an august Senator who no longer throws shoes through the doors of Governors' offices, is here as part of the family of Shirley Kitchen, and I would ask her to stand and be recognized. Senator Roxanne Jones.

The Chair thanks the former member of the House, Ted Doyle, for being so kind as to come here on this occasion.

And the Chair now gives the three new members probably the most important advice they will get all day long. Once we recess the House, which we are about to do, the Chair together with the leaders of both parties is hosting a reception for all of you in the majority caucus room. You three new members, do not follow the old members. They are already getting paid. You come over to the left of the Speaker—stand up, Ann—and see this lady so you can sign the record book, and from that point on, you are on the payroll. The rest of you are invited, family and friends, to a reception in the majority caucus room beginning at 12 noon.

The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I am not sure that it is clear that the reception is open to members also.

The SPEAKER. Members, family, friends, 12 noon in the majority caucus room.

**WELCOME**

The SPEAKER. Is former Senator Arlene here? We did not see you there, Herb. Welcome to the hall of the House. A former member of the House, too - Senator Arlene. I apologize. We did not see you back there.

What time do we come back?

Mr. MANDERINO. Mr. Speaker, 1:30 is the time for reconvening the House.

Mr. HAYES. 1:30.

**RECESS**

The SPEAKER. The House will stand in recess until 1:30.

**AFTER RECESS**

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

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

**HB 721, PN 780** By Rep. SWEET  
An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," further providing for the publication of a certain notice relating to fiscal matters.

**LOCAL GOVERNMENT.**

**HB 1057, PN 1167** By Rep. SWEET  
An Act amending the act of July 12, 1972 (P. L. 762, No. 180), referred to as the "Intergovernmental Cooperation Law," further defining municipality; and excluding authorities from the provisions relating to delegation of powers or purposes and to initiative and referendum powers.

**LOCAL GOVERNMENT.**

**HB 1571, PN 1874** By Rep. SWEET  
An Act amending the act of February 1, 1974 (P. L. 34, No. 15), known as the "Pennsylvania Municipal Retirement Law," further providing for the payment of administrative expenses.

**LOCAL GOVERNMENT.**

**SB 1082, PN 1550** By Rep. F. TAYLOR  
An Act amending the act of July 22, 1974 (P. L. 598, No. 206), entitled "Pennsylvania Minority Business Development Authority Act," providing for designees for legislative members; providing for removal from membership on the board; and reestablishing the agency.

**BUSINESS AND COMMERCE.**

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—200**

Acosta	Donatucci	Langtry	Richardson
Angstadt	Dorr	Lashingier	Rieger
Argall	Duffy	Laughlin	Ritter
Arty	Durham	Leh	Robbins
Baldwin	Evans	Lescovitz	Roebuck
Barley	Fargo	Letterman	Rudy
Battisto	Farmer	Levdansky	Ryan
Belardi	Fattah	Linton	Saloom
Belfanti	Fee	Livengood	Saurman
Billow	Fischer	Lloyd	Scheetz
Birmelin	Flick	Lucyk	Schuler
Black	Foster	McCall	Semmel
Blaum	Fox	McClatchy	Serafini
Book	Freeman	McHale	Seventy
Bortner	Freind	McVerry	Showers
Bowley	Gallen	Maiale	Sirianni
Bowser	Gamble	Maine	Smith, B.
Boyes	Gannon	Manderino	Smith, S. H.
Brandt	Geist	Manmiller	Snyder, D. W.
Broujos	George	Markosek	Snyder, G.
Bunt	Gladeck	Mayernik	Staback
Burd	Godshall	Melio	Stairs
Burns	Gruitza	Merry	Steighner
Bush	Gruppo	Michlovic	Stevens
Caltagirone	Hagarty	Miller	Suban
Cappabianca	Haluska	Moehlmann	Sweet
Carlson	Harper	Morris	Taylor, E. Z.
Carn	Hasay	Mowery	Taylor, F.
Cawley	Hayden	Mrkonic	Taylor, J.

Cessar	Hayes	Murphy	Telek
Chadwick	Heckler	Nahill	Tigue
Civera	Herman	Noye	Trello
Clark	Hershey	O'Brien	Truman
Clymer	Hess	O'Donnell	Van Horne
Cohen	Honaman	Olasz	Veon
Colafella	Howlett	Oliver	Vroon
Cole	Hughes	Perzel	Wambach
Cornell	Hutchinson	Petrarca	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
Dempsey	Kitchen	Raymond	
Dietterick	Kosinski	Reber	Irvis,
Distler	Kukovich	Reinard	Speaker
Dombrowski	LaGrotta		

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Dininni Micozzie Rybak  
LEAVES ADDED—2

DeVerter Freind

**CALENDAR CONTINUED**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **SB 515, PN 1544**, entitled:

An Act amending the act of December 8, 1982 (P. L. 848, No. 235), entitled "Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983," adding projects in Allegheny County, Beaver County, Bedford County, Berks County, Blair County, Bucks County, Butler County, Cameron County, Centre County, Chester County, Crawford County, Dauphin County, Erie County, Fulton County, Greene County, Huntingdon County, Lackawanna County, Lawrence County, Lehigh County, Lycoming County, Mercer County, Mifflin County, Monroe County, Montgomery County, Northumberland County, Philadelphia County, Schuylkill County, Snyder County and Somerset County; further providing for projects in Allegheny County, Elk County, Forest County, McKean County, Potter County and Washington County; reallocating funds for a project in Washington County; and making mathematical corrections.

On the question recurring,

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

Mr. HALUSKA offered the following amendments No. A4277:

Amend Title, page 1, line 23, by inserting after "BUTLER COUNTY,"

Cambria County,

Amend Sec. 2 (Sec. 3), page 55, line 28, by striking out all of said line and inserting

(11) Cambria County

(i) Local Bridges

\* \* \*

(HH) Patton Boro., Magee Ave. over Chest Creek, Bridge Replace- ment.....	140,000	140,000
(II) Patton Boro., Lang Ave. over Chest Creek, Bridge Replace- ment.....	140,000	140,000
(JJ) Patton Boro., L.R. 11054 over Conrail, Bridge Replace- ment.....	675,000	675,000
(KK) Portage Boro., Caldwell Ave. over Trout Run, Bridge Replace- ment.....	265,000	265,000
(LL) Portage Boro., Gilles- pie Ave. over Trout Run, Bridge Replace- ment.....	150,000	150,000
(MM) Portage Boro., Jeffer- son Ave. over Trout Run, Bridge Replace- ment.....	125,000	125,000
(NN) Portage Boro., Cone- maugh Ave. over Trout Run, Bridge Replace- ment.....	115,000	115,000
(OO) Portage Boro., Sonman Ave. over Trout Run, Bridge Replace- ment.....	150,000	150,000
(PP) Gallitzin Boro., Jackson St. over Conrail, Bridge Replace- ment.....	500,000	500,000
(QQ) Gallitzin Boro., Conrail structure over Chestnut St., Bridge Replace- ment.....	150,000	150,000
(RR) Gallitzin Boro., L.R.1113 (Main St.) over Conrail, Bridge Replace- ment.....	765,000	765,000
(SS) Allegheny Twp., L.R.-T.R.457		

over Clear-  
field Creek,  
Bridge Replace-  
ment..... 250,000

250,000

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

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Cambria, Mr. Haluska.

Mr. HALUSKA. Thank you, Mr. Speaker.

This amendment provides for the replacement of bridges in the borough of Portage, the borough of Gallitzin, the borough of Patton, and the township of Susquehanna. I would appreciate an affirmative vote. Thank you.

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

The following roll call was recorded:

YEAS—190

Acosta	Dombrowski	Langtry	Reinard
Angstadt	Donatucci	Lashinger	Richardson
Argall	Dorr	Laughlin	Rieger
Arty	Duffy	Leh	Ritter
Baldwin	Durham	Lescovitz	Robbins
Barley	Fargo	Letterman	Roebuck
Battisto	Farmer	Levdansky	Rudy
Belfanti	Fattah	Linton	Ryan
Billow	Fee	Livengood	Saloom
Birmelin	Fischer	Lloyd	Saurman
Black	Flick	Lucyk	Scheetz
Blaum	Foster	McCall	Schuler
Book	Fox	McClatchy	Semmel
Bortner	Freeman	McHale	Serafini
Bowley	Freind	McVerry	Seventy
Bowser	Gallen	Maiale	Showers
Boyes	Gamble	Maine	Siriani
Brandt	Gannon	Manderino	Smith, B.
Broujos	Geist	Manmiller	Smith, S. H.
Bunt	George	Markosek	Snyder, D. W.
Burd	Gladeck	Mayernik	Snyder, G.
Burns	Godshall	Melio	Staback
Bush	Gruppo	Merry	Stairs
Caltagirone	Hagarty	Miller	Steighner
Cappabianca	Haluska	Moehlmann	Stevens
Carlson	Harper	Morris	Suban
Carr	Hasay	Mowery	Sweet
Cessar	Hayden	Mrkonic	Taylor, E. Z.
Chadwick	Hayes	Murphy	Taylor, F.
Civera	Heckler	Nahill	Taylor, J.
Clark	Herman	Noye	Telek
Clymer	Hershey	O'Brien	Tigue
Cohen	Hess	O'Donnell	Trello
Colafella	Honaman	Olasz	Veon
Cole	Howlett	Oliver	Vroon
Cornell	Hughes	Perzel	Wambach
Corrigan	Hutchinson	Petrarca	Wass
Cowell	Itkin	Petrone	Weston
Coy	Jackson	Phillips	Wilson
DeLuca	Jadlowiec	Piccola	Wogan
DeVerter	Jarolin	Pievsky	Wozniak
DeWeese	Johnson	Pistella	Wright, D. R.
Daley	Josephs	Pitts	Wright, J. L.
Davies	Kasunic	Pressmann	Wright, R. C.
Dawida	Kennedy	Preston	Yandrisevits
Dempsey	Kenney	Punt	
Dietterick	Kosinski	Raymond	Irvis,
Distler	LaGrotta	Reber	Speaker

NAYS—0

NOT VOTING—10

Belardi	Gruitza	Michlovic	Van Horne
Cawley	Kitchen	Truman	Wiggins
Evans	Kukovich		

EXCUSED—3

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

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

Mr. WASS offered the following amendment No. A4291:

Amend Sec. 2 (Sec. 3), page 94, by inserting between lines 10 and 11  
(32) Indiana County  
\* \* \*

(ii) State Bridges  
\* \* \*

(R) S.R.1005,  
Rayne Twp.,  
Bridge over  
Crooked Creek,  
Bridge  
Replacement..... 200,000

(S) S.R.3035,  
Main St.,  
Homer City  
Boro., Bridge  
over Yellow  
Creek,  
Bridge  
Replacement..... 800,000

(T) S.R.403,  
Clymer Boro.,  
Bridge over  
Twolick Creek,  
Bridge  
Replacement..... 1,500,000

(U) S.R.954,  
White Twp.,  
Bridge  
over Twolick  
Creek,  
Bridge  
Rehabilita-  
tion..... 400,000

(V) S.R.954,  
Center Twp.  
and Brush  
Valley Boro.,  
Bridge  
over Yellow  
Creek,  
Bridge  
Rehabilita-  
tion..... 400,000

On the question,

Will the House agree to the amendment?

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

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, I have five projects in Indiana County regarding bridge repair and replacement. I would appreciate an affirmative vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—187

Acosta	Dombrowski	Kukovich	Raymond
Angstadt	Donatucci	LaGrotta	Reber
Argall	Dorr	Langtry	Reinard
Arty	Duffy	Lashingier	Richardson
Baldwin	Durham	Laughlin	Rieger
Barley	Fargo	Leh	Ritter
Battisto	Farmer	Lescovitz	Robbins
Belardi	Fattah	Letterman	Roebuck
Belfanti	Fee	Levdansky	Ryan
Billow	Fischer	Linton	Saloom
Birmelin	Flick	Livengood	Saurman
Black	Foster	Lloyd	Scheetz
Blaum	Fox	Lucyk	Schuler
Book	Freeman	McCall	Semmel
Bortner	Freind	McClatchy	Serafini
Bowley	Gallen	McHale	Seventy
Bowser	Gamble	McVerry	Showers
Boyes	Gannon	Maiaie	Sirianni
Brandt	Geist	Maine	Smith, B.
Broujos	George	Manderino	Smith, S. H.
Bunt	Gladeck	Manmiller	Snyder, D. W.
Burd	Gruitza	Markosek	Snyder, G.
Burns	Gruppo	Mayernik	Staback
Bush	Hagarty	Melio	Stairs
Caltagirone	Haluska	Merry	Steighner
Cappabianca	Harper	Miller	Stevens
Carlson	Hasay	Moehlmann	Stuban
Carn	Hayden	Morris	Sweet
Cessar	Hayes	Mowery	Taylor, E. Z.
Chadwick	Heckler	Mrkonic	Taylor, F.
Civera	Herman	Murphy	Telek
Clymer	Hershey	Nahill	Tigue
Cohen	Hess	Noye	Trello
Colafella	Honaman	O'Brien	Vroon
Cole	Howlett	O'Donnell	Wambach
Cornell	Hughes	Olasz	Wass
Corrigan	Hutchinson	Oliver	Weston
Cowell	Itkin	Perzel	Wilson
Coy	Jackson	Petrarca	Wogan
DeLuca	Jadlowiec	Petrone	Wozniak
DeVertter	Jarolin	Phillips	Wright, D. R.
DeWeese	Johnson	Piccola	Wright, J. L.
Daley	Josephs	Pievsky	Wright, R. C.
Davies	Kasunic	Pistella	Yandrisevits
Dawida	Kennedy	Pitts	
Dempsey	Kenney	Preston	Irvis,
Dietterick	Kosinski	Punt	Speaker
Distler			

NAYS—0

NOT VOTING—13

Cawley	Kitchen	Rudy	Van Home
Clark	Michlovic	Taylor, J.	Veon
Evans	Pressmann	Truman	Wiggins
Godshall			

EXCUSED—3

Dininni Micozzie Rybak

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

On the question recurring,

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

Mr. BLAUM offered the following amendments No. A4278:

Amend Title, page 1, line 27, by inserting after "County," where it appears the first time

Luzerne County,

Amend Sec. 2 (Sec. 3), page 100, by inserting between lines 16 and 17

(39) Luzerne County

(i) Local Bridges

\* \* \*

(UU) City of

Wilkes-Barre,

South Street

Bridge, Bridge

Rehabilita-

tion.....

1,000,000

9,000,000

10,000,000

\* \* \*

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Luzerne, Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

This is for the rehabilitation of a very important bridge within the city of Wilkes-Barre.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

Acosta	Dombrowski	Langtry	Reinard
Angstadt	Donatucci	Lashingier	Richardson
Argall	Dorr	Laughlin	Rieger
Baldwin	Duffy	Leh	Ritter
Barley	Durham	Lescovitz	Robbins
Battisto	Fargo	Letterman	Roebuck
Belardi	Farmer	Levdansky	Rudy
Belfanti	Fattah	Linton	Ryan
Billow	Fee	Livengood	Saloom
Birmelin	Fischer	Lloyd	Saurman
Black	Flick	Lucyk	Scheetz
Blaum	Foster	McCall	Schuler
Book	Fox	McClatchy	Semmel
Bortner	Freeman	McClatchy	Serafini
Bowley	Freind	McVerry	Seventy
Bowser	Gallen	Maiaie	Showers
Boyes	Gamble	Maine	Sirianni
Brandt	Gannon	Manderino	Smith, B.
Broujos	Geist	Manmiller	Smith, S. H.
Bunt	George	Markosek	Snyder, D. W.
Burd	Gladeck	Mayernik	Snyder, G.
Burns	Godshall	Melio	Staback
Bush	Gruitza	Merry	Stairs
Caltagirone	Gruppo	Michlovic	Steighner
Cappabianca	Hagarty	Miller	Stevens
Carlson	Haluska	Moehlmann	Stuban
Carn	Harper	Morris	Sweet
Cawley	Hasay	Mowery	Taylor, E. Z.

Cessar	Hayden	Mrkonic	Taylor, F.
Chadwick	Hayes	Murphy	Taylor, J.
Civera	Heckler	Nahill	Telek
Clark	Herman	Noye	Tigue
Clymer	Hershey	O'Brien	Trello
Cohen	Hess	O'Donnell	Veon
Colafella	Honaman	Olasz	Vroon
Cole	Howlett	Oliver	Wambach
Cornell	Hughes	Perzel	Wass
Corrigan	Itkin	Petrarca	Weston
Cowell	Jackson	Petrone	Wilson
Coy	Jadlowiec	Phillips	Wogan
DeLuca	Jarolin	Piccola	Wozniak
DeVerter	Johnson	Pievsky	Wright, D. R.
DeWeese	Josephs	Pistella	Wright, J. L.
Daley	Kasunic	Pitts	Wright, R. C.
Davies	Kennedy	Pressmann	Yandrisevits
Dawida	Kenney	Preston	
Dempsey	Kosinski	Punt	Irvis,
Dietterick	Kukovich	Raymond	Speaker
Distler	LaGrotta	Reber	

NAYS—0

NOT VOTING—7

Arty	Hutchinson	Truman	Wiggins
Evans	Kitchen	Van Horne	

EXCUSED—3

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

On the question recurring,

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

Mr. CALTAGIRONE offered the following amendments No. A4273:

Amend Sec. 2 (Sec. 3), page 44, line 12, by striking out all of said line and inserting

Construc-			
tion.....	10,000,000	1,500,000	11,500,000

Amend Sec. 2 (Sec. 3), page 44, line 13, by striking out all of said line and inserting

(ii) State Bridges

\* \* \*

(XX) L.R.146,			
Lindberg Viaduct,			
City of			
Reading,			
Bridge			
Renova-			
tions.....	450,000	50,000	500,000

On the question,

Will the House agree to the amendments?

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

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

There are two bridges in Reading - one for rehabilitation, the Schuylkill Avenue bridge, and the rehabilitation of the Lindberg Viaduct. The south Reading bridge is the new bridge that we are talking about. I would appreciate a positive vote.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—6

Arty	Hutchinson	Truman	Wiggins
Gruitza	Kitchen		

EXCUSED—3

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

On the question recurring,

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

Mr. HUTCHINSON offered the following amendment No. A4287:

Amend Sec. 2 (Sec. 3), page 131, by inserting between lines 17 and 18 (64) Westmoreland County

\* \* \*

(ii) State Bridges

\* \* \*

(R) T.R.119,  
City of  
Greensburg  
and Hempfield  
Twp., Bridge  
Reconstruc-  
tion.....

525,000

525,000

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—4

Kitchen  
Truman  
  
Wiggins  
  
Irvis,  
Speaker

EXCUSED—3

Dininni Micozzie Rybak

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

On the question recurring,

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

Mr. SALOOM offered the following amendment No. A4289:

Amend Sec. 2 (Sec. 3), page 131, by inserting between lines 17 and 18

(64) Westmoreland County

\* \* \*

(ii) State Bridges

\* \* \*

(C5) S.R.819,  
Hempfield Twp.,  
over Sewick-  
ley Creek,  
Bridge  
Construc-  
tion.....

750,000

750,000

\* \* \*

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

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

Mr. SALOOM. Mr. Speaker, this replaces a bridge in Hempfield Township.

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

The following roll call was recorded:

YEAS—195

Acosta	Dombrowski	LaGrotta	Richardson
Angstadt	Donatucci	Langtry	Rieger
Argall	Dorr	Lashinger	Ritter
Arty	Duffy	Laughlin	Robbins
Baldwin	Durham	Leh	Roebuck
Barley	Evans	Lescovitz	Rudy
Battisto	Fargo	Letterman	Ryan
Belardi	Farmer	Levdansky	Saloom
Belfanti	Fattah	Linton	Saurman
Billow	Fee	Livengood	Scheetz
Birmelin	Fischer	Lloyd	Schuler
Black	Flick	Lucyk	Semmel
Blaum	Foster	McCall	Serafini
Book	Fox	McClatchy	Seventy
Bortner	Freeman	McHale	Showers
Bowley	Freind	McVerry	Sirianni
Bowser	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Manmiller	Snyder, D. W.
Broujos	Geist	Markosek	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gladeck	Melio	Stairs
Burns	Godshall	Merry	Steighner
Bush	Gruitza	Michlovic	Stevens
Caltagirone	Gruppo	Miller	Suban
Cappabianca	Hagarty	Moehlmann	Sweet
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	Taylor, J.
Cessar	Hayden	Murphy	Telek
Chadwick	Hayes	Nahill	Tigue

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

NAYS—0

NOT VOTING—5

Hutchinson	Manderino	Perzel	Truman
Kitchen			

EXCUSED—3

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

On the question recurring,

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

Mr. SALOOM offered the following amendment No. A4288:

Amend Sec. 2 (Sec. 3), page 131, by inserting between lines 17 and 18

(64) Westmoreland County

\* \* \*

(ii) State Bridges

\* \* \*

(R) T.R.31,

Main St. between

Center Ave. and

Kennedy Ave., Mt.

Pleasant Boro.,

Bridge Construc-

tion..... 750,000

750,000

On the question,

Will the House agree to the amendment?

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

Mr. SALOOM. Mr. Speaker, this replaces a bridge in Mount Pleasant Borough on Route 31.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Reinard
Angstadt	Donatucci	Langtry	Richardson
Argall	Dorr	Lashinger	Rieger
Arty	Duffy	Laughlin	Ritter
Baldwin	Durham	Leh	Robbins
Barley	Evans	Lescovitz	Roebuck

Battisto	Fargo	Letterman	Rudy
Belardi	Farmer	Levdansky	Ryan
Belfanti	Fattah	Linton	Saloom
Billow	Fee	Livengood	Saurman
Birmelin	Fischer	Lloyd	Scheetz
Black	Flick	Lucyk	Schuler
Blaum	Foster	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	Miller	Stuban
Carlson	Haluska	Moehmann	Sweet
Carn	Harper	Morris	Taylor, E. Z.
Cawley	Hasay	Mowery	Taylor, F.
Cessar	Hayden	Mrkonjic	Taylor, J.
Chadwick	Hayes	Murphy	Telek
Civera	Heckler	Nahill	Tigue
Clark	Herman	Noye	Trello
Clymer	Hershey	O'Brien	Van Horne
Cohen	Hess	O'Donnell	Veon
Colafilella	Honaman	Olasz	Vroon
Cole	Howlett	Oliver	Wambach
Cornell	Hughes	Perzel	Wass
Corrigan	Hutchinson	Petrarca	Weston
Cowell	Itkin	Petrone	Wiggins
Coy	Jackson	Phillips	Wilson
DeLuca	Jadlowiec	Piccola	Wogan
DeVerter	Jarolin	Pievsky	Wozniak
DeWeese	Johnson	Pistella	Wright, D. R.
Daley	Josephs	Pitts	Wright, J. L.
Davies	Kasunic	Pressmann	Wright, R. C.
Dawida	Kennedy	Preston	Yandrisevits
Dempsey	Kenney	Punt	
Dietterick	Kosinski	Raymond	Irvis,
Distler	Kukovich	Reber	Speaker

NAYS—0

NOT VOTING—2

Kitchen	Truman
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EXCUSED—3

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

On the question recurring,

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

Mr. PISTELLA offered the following amendment No. A4296:

Amend Sec. 2 (Sec. 3), page 41, by inserting between lines 14 and 15

(E13) Millvale

Boro., Sherman

Street Bridge

over Girty's

Run Creek,

Bridge Replace-

ment..... 132,000

132,000

(F13) Millvale

Boro., Fredrick

Street Bridge

<u>over Girty's</u> <u>Run Creek,</u> <u>Bridge Replace-</u> <u>ment.....</u>	<u>160,000</u>	<u>160,000</u>
<u>(G13) Millvale</u> <u>Boro., Ohio</u> <u>Street Bridge,</u> <u>Bridge</u> <u>Reconstruc-</u> <u>tion.....</u>	<u>26,000</u>	<u>26,000</u>

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

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

Mr. PISTELLA. Thank you, Mr. Speaker.

This is for the replacement of three bridges in the borough of Millvale.

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

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Reinard
Angstadt	Donatucci	Langtry	Richardson
Argall	Dorr	Lashingier	Rieger
Arty	Duffy	Laughlin	Ritter
Baldwin	Durham	Leh	Robbins
Barley	Evans	Lescovitz	Roebuck
Battisto	Fargo	Letterman	Rudy
Belardi	Farmer	Levdansky	Ryan
Belfanti	Fattah	Linton	Saloom
Billow	Fee	Livengood	Saurman
Birmelin	Fischer	Lloyd	Scheetz
Black	Flick	Lucyk	Schuler
Blaum	Foster	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	Miller	Stuban
Carlson	Haluska	Moehlmann	Sweet
Carn	Harper	Morris	Taylor, E. Z.
Cawley	Hasay	Mowery	Taylor, F.
Cessar	Hayden	Mrkonic	Taylor, J.
Chadwick	Hayes	Murphy	Telek
Civera	Heckler	Nahill	Tigue
Clark	Herman	Noye	Trello
Clymer	Hershey	O'Brien	Van Horne
Cohen	Hess	O'Donnell	Veon
Colafella	Honaman	Olasz	Vroon
Cole	Howlett	Oliver	Wambach
Cornell	Hughes	Perzel	Wass
Corrigan	Hutchinson	Petrarca	Weston
Cowell	Itkin	Petrone	Wiggins
Coy	Jackson	Phillips	Wilson
DeLuca	Jadlowiec	Piccola	Wogan
DeVerter	Jarolin	Pievsky	Wozniak
DeWeese	Johnson	Pistella	Wright, D. R.
Daley	Josephs	Pitts	Wright, J. L.
Davies	Kasunic	Pressmann	Wright, R. C.
Dawida	Kenedy	Preston	Yandrisevits
Dempsey	Kenney	Punt	

Dietterick Distler	Kosinski Kukovich	Raymond Reber	Irvis, Speaker
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NAYS—0

NOT VOTING—2

Kitchen	Truman
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EXCUSED—3

Dininni	Micozzie	Rybak
---------	----------	-------

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

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

Mr. COLAFELLA, for Mr. VEON, offered the following amendment No. A4307:

Amend Sec. 2 (Sec. 3), page 42, by inserting between lines 7 and 8

(PPP) City of  
Beaver Falls,  
Bridge Street  
Bridge,  
Bridge Replace-  
ment.....

<u>1,400,000</u>	<u>106,000</u>	<u>104,000</u>	<u>1,610,000</u>
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On the question,  
Will the House agree to the amendment?

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	LaGrotta	Richardson
Angstadt	Donatucci	Langtry	Rieger
Argall	Dorr	Lashingier	Ritter
Arty	Duffy	Laughlin	Robbins
Baldwin	Durham	Leh	Roebuck
Barley	Evans	Lescovitz	Rudy
Battisto	Fargo	Levdansky	Ryan
Belardi	Farmer	Linton	Saloom
Belfanti	Fattah	Livengood	Saurman
Billow	Fee	Lloyd	Scheetz
Birmelin	Fischer	Lucyk	Schuler
Black	Flick	McCall	Semmel
Blaum	Foster	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	Mayeraik	Staback
Burd	Gladeck	Melio	Stairs
Burns	Godshall	Merry	Steighner
Bush	Gruitza	Michlovic	Stevens
Caltagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Sweet
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	Taylor, J.
Cessar	Hayden	Murphy	Telek
Chadwick	Hayes	Nahill	Tigue
Civera	Heckler	Noye	Trello
Clark	Herman	O'Brien	Van Horne
Clymer	Hershey	O'Donnell	Veon
Cohen	Hess	Olasz	Vroon
Colafella	Honaman	Oliver	Wambach
Cole	Howlett	Perzel	Wass
Cornell	Hughes	Petrarca	Weston
Corrigan	Hutchinson	Petrone	Wiggins

Cowell	Itkin	Phillips	Wilson
Coy	Jackson	Piccola	Wogan
DeLuca	Jadlowiec	Pievsky	Wozniak
DeVerter	Jarolin	Pistella	Wright, D. R.
DeWeese	Johnson	Pitts	Wright, J. L.
Daley	Josephs	Pressmann	Wright, R. C.
Davies	Kasunic	Preston	Yandrisevits
Dawida	Kennedy	Punt	
Dempsey	Kenney	Raymond	Irvis,
Dietterick	Kosinski	Reber	Speaker
Distler	Kukovich	Reinard	

NAYS—0

NOT VOTING—3

Kitchen	Letterman	Truman
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EXCUSED—3

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

On the question recurring,

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

Mr. HUTCHINSON offered the following amendment No. A4315:

Amend Sec. 2 (Sec. 3), page 131, by inserting between lines 17 and 18

(64) Westmoreland County

\* \* \*

(i) Local Bridges

\* \* \*

(QQQQ) City  
of Greensburg,  
Maple Ave.  
Bridge over  
Pa. Rail-  
road tracks  
Bridge  
Construc-  
tion.....     1,200,000                                     1,200,000

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	Langtry	Richardson
Angstadt	Donatucci	Lashinger	Rieger
Argall	Dorr	Laughlin	Ritter
Arty	Duffy	Leh	Robbins
Baldwin	Durham	Lescovitz	Roebuck
Barley	Evans	Letterman	Rudy
Battisto	Fargo	Levdansky	Ryan
Belardi	Farmer	Linton	Saloom
Belfanti	Fattah	Livengood	Saurman
Billow	Fee	Lloyd	Scheetz
Birmelin	Fischer	Lucy	Schuler
Black	Flick	McCall	Semmel
Blaum	Foster	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	Mayernik	Staback
Burd	Gladeck	Melio	Stairs

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

NAYS—0

NOT VOTING—3

Haluska	Kitchen	Truman
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EXCUSED—3

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

On the question recurring,

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

Mr. HUTCHINSON offered the following amendment No. A4316:

Amend Sec. 2 (Sec. 3), page 131, by inserting between lines 17 and 18

(64) Westmoreland County

(i) Local Bridges

\* \* \*

(QQQQ) North  
Huntington Twp.,  
Mahaffey Drive,  
Bridge over  
Pennsylvania  
Railroad tracks  
at PUC  
order 79080321,  
Bridge Construc-  
tion.....     1,000,000                                     1,000,000

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

Acosta	Donatucci	Lashinger	Richardson
Angstadt	Dorr	Laughlin	Rieger
Argall	Duffy	Leh	Ritter
Arty	Durham	Lescovitz	Robbins

Baldwin	Evans	Letterman	Roebuck
Barley	Fargo	Levdansky	Rudy
Battisto	Farmer	Linton	Ryan
Belardi	Fattah	Livengood	Saloom
Belfanti	Fee	Lloyd	Saurman
Billow	Fischer	Lucyk	Scheetz
Birmelin	Flick	McCall	Schuler
Black	Foster	McClatchy	Semmel
Blaum	Fox	McHale	Serafini
Book	Freeman	McVerry	Seventy
Bortner	Freind	Maiale	Showers
Bowley	Gallen	Maine	Sirianni
Bowser	Gamble	Manderino	Smith, B.
Boyes	Gannon	Manmiller	Smith, S. H.
Brandt	Geist	Markosek	Snyder, D. W.
Broujos	George	Mayernik	Snyder, G.
Bunt	Gladeck	Melio	Staback
Burd	Godshall	Merry	Stairs
Burns	Gruitza	Michlovic	Steighner
Bush	Gruppo	Miller	Stevens
Caltagirone	Hagarty	Moehlmann	Suban
Cappabianca	Harper	Morris	Sweet
Carlson	Hasay	Mowery	Taylor, E. Z.
Carn	Hayden	Mrkonic	Taylor, F.
Cawley	Hayes	Murphy	Taylor, J.
Cessar	Heckler	Nahill	Telek
Chadwick	Herman	Noye	Tigue
Civera	Hershey	O'Brien	Trello
Clark	Hess	O'Donnell	Van Horne
Clymer	Honaman	Olasz	Veon
Colafella	Howlett	Oliver	Vroon
Cole	Hughes	Perzel	Wambach
Cornell	Hutchinson	Petrarca	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
Dempsey	Kosinski	Raymond	
Dietterick	Kukovich	Reber	Irvis,
Distler	LaGrotta	Reinard	Speaker
Dombrowski	Langtry		

NAYS—0

NOT VOTING—4

Cohen	Haluska	Kitchen	Truman
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EXCUSED—3

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

On the question recurring,

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

Mr. HUTCHINSON offered the following amendment No. A4318:

Amend Sec. 2 (Sec. 3), page 131, by inserting between lines 17 and 18

(64) Westmoreland County

\* \* \*

(i) Local Bridges

\* \* \*

(QQQQ) North  
Huntington Twp.,  
Barner Hill  
Rd. Bridge

over Railroad  
tracks, Bridge  
Construc-  
tion..... 1,200,000

1,200,000

\* \* \*

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

The following roll call was recorded:

YEAS—199

Acosta	Donatucci	LaGrotta	Reinard
Angstadt	Dorr	Langtry	Richardson
Argall	Duffy	Lashingyer	Rieger
Arty	Durham	Laughlin	Ritter
Baldwin	Evans	Leh	Robbins
Barley	Fargo	Lescovitz	Roebuck
Battisto	Farmer	Letterman	Rudy
Belardi	Fattah	Levdansky	Ryan
Belfanti	Fee	Linton	Saloom
Billow	Fischer	Livengood	Saurman
Birmelin	Flick	Lloyd	Scheetz
Black	Foster	Lucyk	Schuler
Blaum	Fox	McCall	Semmel
Book	Freeman	McClatchy	Serafini
Bortner	Freind	McHale	Seventy
Bowley	Gallen	McVerry	Showers
Bowser	Gamble	Maiale	Sirianni
Boyes	Gannon	Maine	Smith, B.
Brandt	Geist	Manderino	Smith, S. H.
Broujos	George	Manmiller	Snyder, D. W.
Bunt	Gladeck	Markosek	Snyder, G.
Burd	Godshall	Mayernik	Staback
Burns	Gruitza	Melio	Stairs
Bush	Gruppo	Merry	Steighner
Caltagirone	Hagarty	Michlovic	Stevens
Cappabianca	Haluska	Miller	Suban
Carlson	Harper	Moehlmann	Sweet
Carn	Hasay	Morris	Taylor, E. Z.
Cawley	Hayden	Mowery	Taylor, F.
Cessar	Hayes	Mrkonic	Taylor, J.
Chadwick	Heckler	Murphy	Telek
Civera	Herman	Nahill	Tigue
Clark	Hershey	Noye	Trello
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	Petrarca	Weston
Cowell	Jackson	Petrone	Wiggins
Coy	Jadlowiec	Phillips	Wilson
DeLuca	Jarolin	Piccola	Wogan
DeVerter	Johnson	Pievsky	Wozniak
DeWeese	Josephs	Pistella	Wright, D. R.
Daley	Kasunic	Pitts	Wright, J. L.
Davies	Kennedy	Pressmann	Wright, R. C.
Dawida	Kenney	Preston	Yandrisevits
Dempsey	Kitchen	Punt	
Dietterick	Kosinski	Raymond	Irvis,
Distler	Kukovich	Reber	Speaker
Dombrowski			

NAYS—0

NOT VOTING—1

Truman
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EXCUSED—3

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

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

Mr. STEIGHNER offered the following amendment No. A4303:

Amend Sec. 2 (Sec. 3), page 44, by inserting between lines 13 and 14

(ii) State Bridges.

\* \* \*

(FFF) L.R.244 and  
Route 10,  
Furnace Rd.  
Bridge over  
Hay Creek,  
Robeson Twp.,  
Bridge  
Rehabilita-  
tion.....      120,000                      12,000                      132,000

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

The following roll call was recorded:

YEAS—197

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

Dietterick      Kitchen      Preston      Yandrisevits  
Distler

NAYS—0

NOT VOTING—3

Staback      Irvis,  
Truman      Speaker

EXCUSED—3

Dininni      Micozzie      Rybak

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

On the question recurring,

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

Mr. GEIST offered the following amendments No. A4301:

Amend Sec. 2 (Sec. 3), page 99, by inserting between lines 25 and 26

(M5) City of  
Dunmore,  
Mill St.  
Bridge,  
Bridge  
Rehabilita-  
tion.....      665,000                      74,000                      739,000

Amend Bill, page 131, by inserting between lines 17 and 18

Section 3. The act is amended by adding a section to read:

Section 6.1. Pennsylvania Public Utility Commission autho-  
rized bridges.

The authorization in section 2(c) of this act is made notwith-  
standing an allocation made under any Pennsylvania Public  
Utility Commission order, provided that the allocation made to  
the municipality under the Public Utility Commission order shall  
not be affected in any manner. It shall be the responsibility of the  
municipalities to reimburse the person who was responsible for  
such construction or maintenance to the extent that the grant  
exceeds the municipality's share of the cost under the allocation  
pursuant to the Public Utility Commission order.

Amend Sec. 3, page 131, line 18, by striking out "3" and inserting

4

Amend Bill, page 132, by inserting between lines 10 and 11

Section 5. Section 3 of this amendatory act shall be retroactive to December 8, 1982, and shall be applicable to all bridges for which maintenance and construction was not complete prior to December 8, 1982.

Amend Sec. 4, page 132, line 11, by striking out "4" and inserting

6

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

The SPEAKER. The Chair recognizes the majority leader on the Geist amendment.

Mr. MANDERINO. Mr. Speaker, will the gentleman, Mr. Geist, consent to interrogation?

The SPEAKER. Mr. Geist will stand for interrogation. You may proceed, Mr. Manderino.

Mr. MANDERINO. Mr. Speaker, it is my understanding that this amendment is an attempt to have the State pay the costs of bridge repair or reconstruction where the PUC (Public Utility Commission) has already placed costs that you now want the State to pick up on Conrail. Is that right?

Mr. GEIST. Mr. Speaker, that is correct. These are the five bridges that were put into the bridge bill. These were five that were PUC ordered. The amount of the splits would be 80-20, as in the other bridge bills. It would save the municipality some money and it would put us on the same track as all the other bridges that we have done.

Mr. MANDERINO. Mr. Speaker, are we talking about Leetsdale, Homewood, Johnstown, Dunmore, and Pottsville?

Mr. GEIST. That is correct.

Mr. MANDERINO. Is it not true, Mr. Speaker, that Leetsdale, the PUC order was dated the 8th month, the 14th day, 1980?

Mr. GEIST. I do not have that order in front of me, but this would be retroactive back to 1982.

Mr. MANDERINO. Are you saying that your amendment does not cover any allocations made by the PUC prior to the passage and effective date of the first bridge bill that we passed?

Mr. GEIST. I believe that is right. It would be December 8 of 1982.

Mr. MANDERINO. Mr. Speaker, I wish that that were so, but unfortunately—I have no further questions.

Unfortunately, this amendment has been drawn up in such a manner as to place the State in a position of paying costs for Conrail that were allocated to Conrail by the PUC prior to this Commonwealth's enactment of any bridge program where State money is being used to repair and replace local bridges. Not only are we reaching back to orders that were made prior to the effective date of our bridge bill, this particular amendment, as Mr. Geist has written it, does not limit the State's involvement in giving money to Conrail through reimbursement to five bridges. It says nothing about five bridges. You can all read the amendment. The amendment talks about reimbursing with State moneys notwithstanding any allocation made prior to by the Public Utility Commission. This might reach to many more than five bridges. Not only might it reach to more than five bridges, it is my understanding that Conrail has acknowledged that they will receive reimbursement, if this amendment passes, for costs of repairs and replacements that they have already made under the proper PUC order.

You know, for the five bridges, we are talking about at least \$1 million in State money, and as the amendment is written it can extend to many more bridges that Conrail was under order to repair and did repair either partially or totally previous to the enactment of a bridge bill, and I am deathly afraid, as PennDOT is presently deathly afraid, that we are going to be taking money from our viable bridge program and putting it into Conrail's pocket for matters that arose and obligations that were incurred by Conrail, by money that was spent by Conrail, prior to our enactment of a bridge program.

For that reason, Mr. Speaker, I intend to vote "no" and ask those members of the Assembly who see the matter as I do to also vote in the negative.

The SPEAKER. The Chair recognizes the gentleman from Blair, Mr. Geist.

Mr. GEIST. Mr. Speaker, I would urge passage of this amendment.

First of all, we are not actually, in the final sense on all of these projects, going to spend all that money. Otherwise, we would probably bankrupt everything in the State forever. But these amendments straighten out a problem that has been around as long as I have been doing work on these things, and it would set the formula, as I understand it, at 80-20 on these disputed bridges. Now, I know that a lot of people in a lot of these communities have worked very hard on this - municipal solicitors, PennDOT and PUC people, and also Conrail's attorneys.

I would urge passage of the amendment. I think it is about time that they got done. It is not an absolute, for-sure thing that they are going to get funded anyhow under this bill, but at least the House of Representatives has spoken. I urge a "yes" vote.

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

Mr. MANDERINO. Mr. Speaker, the gentleman, in his response, denied none of the information that I put forth. Let me tell you that even if we were talking about only Leetsdale and Homewood and Johnstown and Dunmore and Pottsville, the PUC ordered in the Leetsdale situation that Conrail was to pay 100 percent of the repair or replacement; in the Homewood situation, 50 percent; in the Johnstown situation Conrail was to pay 28 percent; and 25 percent in Dunmore, and what we are doing is relieving them of those costs. We are not relieving any local municipality of anything; they would still have to put in their 20 percent.

Mr. Speaker, in each of these cases the municipality is gauged to put their percentage in, and I simply say to you that this is not a wise expenditure of State money. It is reaching back beyond the effective date of our program, and I again urge a negative vote.

The SPEAKER. On the amendment for the second time, the Chair recognizes the gentleman from Blair, Mr. Geist.

Mr. GEIST. Thank you, Mr. Speaker.

The position that the State got in with these bridges is because originally a lot of bridges in this State were built by the railroad companies and then turned back over to the municipalities for maintenance. When the orders came through on these bridges by PennDOT to up-scale them to PennDOT specifications, then that is where the problems came into being, because of whether you updated for maintenance or you updated and renewed.

This is a problem that is going to be around for a long time. I think this amendment goes a long way in straightening it out. Many of us have these railroad bridges in our districts, and many of us will be fighting this battle for years to come. I urge a "yes" vote.

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

Mr. HAYES. Thank you, Mr. Speaker.

Since I had something to do with the first bridge bill, I would like to ask Mr. Geist a question, if I may, please.

The SPEAKER. Mr. Geist indicates he will stand for inter-rogation. You may proceed, Mr. Hayes.

Mr. HAYES. In the original bridge bill, we had State bridges, we had bridges which were and continue to be local bridges, and there was a third category known as orphan bridges. This third category of bridges became known as orphan bridges because Conrail was unable to meet the financial obligations that it had earlier agreed to years and years and years ago, and it was so important for commu-nities, for Pennsylvania to have these so-called orphan bridges repaired that the General Assembly - House and Senate - agreed to accept the total responsibility of reconstructing these bridges. But when the Commonwealth accepted respon-sibility, it also accepted responsibility and ownership of those bridges, there no longer being a Conrail responsibility, but at the same time the money was not given to Conrail.

Now, let me ask the gentleman, Mr. Geist, a question. Would your amendment provide reimbursement to Conrail?

Mr. GEIST. I believe in the case of this amendment it would provide for the overruns in the original cost of the PUC decisions.

Mr. HAYES. That is a "yes" answer. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—100

Angstadt	Distler	Jadlowiec	Robbins
Argall	Dorr	Johnson	Ryan
Arty	Durham	Kennedy	Saurman
Barley	Fargo	Kenney	Scheetz
Billow	Farmer	Langtry	Schuler
Birmelin	Fischer	Lashingier	Semmel
Black	Flick	Leh	Serafini
Book	Foster	McClatchy	Sirianni
Bowser	Fox	McVerry	Smith, B.
Boyes	Freind	Manmiller	Smith, S. H.
Brandt	Gallen	Merry	Snyder, D. W.
Bunt	Gannon	Miller	Snyder, G.
Burd	Geist	Moehlmann	Stairs
Burns	Gladeck	Mowery	Stevens
Bush	Godshall	Nahill	Taylor, E. Z.
Carlson	Gruppo	Noye	Taylor, J.
Cessar	Hagarty	O'Brien	Telek
Chadwick	Hasay	Perzel	Vroon
Civera	Hayes	Phillips	Wass
Clymer	Heckler	Piccola	Weston
Cornell	Herman	Pitts	Wilson
DeVerter	Hershey	Punt	Wogan
Davies	Hess	Raymond	Wozniak
Dempsey	Honaman	Reber	Wright, J. L.
Dietterick	Jackson	Reinard	Wright, R. C.

NAYS—100

Acosta	Duffy	Linton	Richardson
Baldwin	Evans	Livengood	Rieger
Battisto	Fattah	Lloyd	Ritter
Belardi	Fee	Lucyk	Roebuck
Belfanti	Freeman	McCall	Rudy
Blaum	Gamble	McHale	Saloom
Bortner	George	Maiale	Seventy

Bowley	Gruitza	Maine	Showers
Broujos	Haluska	Manderino	Staback
Caltagirone	Harper	Markosek	Steighner
Cappabianca	Hayden	Mayernik	Stuban
Carn	Howlett	Melio	Sweet
Cawley	Hughes	Michlovic	Taylor, F.
Clark	Hutchinson	Morris	Tigue
Cohen	Itkin	Mrkonic	Trello
Colafella	Jarolin	Murphy	Truman
Cole	Josephs	O'Donnell	Van Horne
Corrigan	Kasunic	Olasz	Veon
Cowell	Kitchen	Oliver	Wambach
Coy	Kosinski	Petrarca	Wiggins
DeLuca	Kukovich	Petrone	Wright, D. R.
DeWeese	LaGrotta	Pievsky	Yandrisevits
Daley	Laughlin	Pistella	
Dawida	Lescovitz	Pressmann	Irvis,
Dombrowski	Letterman	Preston	Speaker
Donatucci	Levdansky		

NOT VOTING—0

EXCUSED—3

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

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

Mr. SERAFINI offered the following amendment No. A4319:

Amend Sec. 2 (Sec. 3), page 99, by inserting between lines 25 and 26

<u>(L6) South Abington</u>			
<u>Twp., Railroad</u>			
<u>Bridge on</u>			
<u>Layton Rd.,</u>			
<u>widen bridge</u>			
<u>to two lanes,</u>			
<u>Bridge Construc-</u>			
<u>tion.....</u>	<u>1,500,000</u>	<u>100,000</u>	<u>1,600,000</u>

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

The following roll call was recorded:

YEAS—195

Acosta	Dombrowski	Langtry	Rieger
Angstadt	Donatucci	Lashingier	Ritter
Argall	Dorr	Laughlin	Robbins
Arty	Duffy	Leh	Roebuck
Baldwin	Durham	Lescovitz	Rudy
Barley	Evans	Letterman	Ryan
Battisto	Fargo	Levdansky	Saloom
Belardi	Farmer	Linton	Saurman
Belfanti	Fattah	Livengood	Scheetz
Billow	Fee	Lloyd	Schuler
Birmelin	Fischer	Lucyk	Semmel
Black	Flick	McCall	Serafini
Blaum	Fox	McClatchy	Seventy
Book	Freeman	McHale	Showers
Bortner	Freind	McVerry	Sirianni
Bowley	Gallen	Maiale	Smith, B.
Bowser	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Manderino	Snyder, D. W.
Brandt	Geist	Manmiller	Snyder, G.
Broujos	George	Markosek	Staback
Bunt	Gladeck	Mayernik	Stairs
Burd	Godshall	Melio	Steighner
Burns	Gruitza	Merry	Stevens

Bush	Gruppo	Michlovic	Stuban
Caltagirone	Hagarty	Miller	Sweet
Cappabianca	Haluska	Moehlmann	Taylor, E. Z.
Carlson	Harper	Morris	Taylor, F.
Carn	Hasay	Mowery	Taylor, J.
Cawley	Hayden	Mrkonic	Telek
Cessar	Hayes	Murphy	Tigue
Chadwick	Heckler	Nahill	Trello
Civera	Herman	Noye	Truman
Clark	Hershey	O'Brien	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Honaman	Oliver	Vroon
Colafigella	Hughes	Perzel	Wambach
Cole	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Wiggins
Cowell	Jarolin	Piccola	Wright, J. L.
Coy	Johnson	Pistella	Wogan
DeLuca	Josephs	Pitts	Wozniak
DeVerter	Kasunic	Pressmann	Wright, D. R.
DeWeese	Kennedy	Preston	Wright, J. L.
Daley	Kenney	Punt	Wright, R. C.
Davies	Kitchen	Raymond	Yandrisevits
Dawida	Kosinski	Reber	
Dempsey	Kukovich	Reinard	Irvis,
Dietterick	LaGrotta	Richardson	Speaker
Distler			

NAYS—0

NOT VOTING—5

Foster	Hutchinson	O'Donnell	Pievsky
Howlett			

EXCUSED—3

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—200

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

Burns	Gruitza	Merry	Steighner
Bush	Gruppo	Michlovic	Stevens
Caltagirone	Hagarty	Miller	Stuban
Cappabianca	Haluska	Moehlmann	Sweet
Carlson	Harper	Morris	Taylor, E. Z.
Carn	Hasay	Mowery	Taylor, F.
Cawley	Hayden	Mrkonic	Taylor, J.
Cessar	Hayes	Murphy	Telek
Chadwick	Heckler	Nahill	Tigue
Civera	Herman	Noye	Trello
Clark	Hershey	O'Brien	Truman
Clymer	Hess	O'Donnell	Van Horne
Cohen	Honaman	Olasz	Veon
Colafigella	Howlett	Oliver	Vroon
Cole	Hughes	Perzel	Wambach
Cornell	Hutchinson	Petrarca	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.
Daiey	Kasunic	Pressmann	Wright, J. L.
Davies	Kennedy	Preston	Wright, R. C.
Dawida	Kenney	Punt	Yandrisevits
Dempsey	Kitchen	Raymond	
Dietterick	Kosinski	Reber	Irvis,
Distler	Kukovich	Reinard	Speaker
Dombrowski	LaGrotta		

NAYS—0

NOT VOTING—0

EXCUSED—3

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

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

The SPEAKER. Mr. DeVerter, we were told by the majority leader that he was not willing to wait until the other amendments came down.

Mr. DeVERTER. Thanks a lot, Mr. Majority Leader.

BILL ON FINAL PASSAGE

The House proceeded to consideration on final passage of **HB 1178, PN 1863**, entitled:

An Act providing authority for municipal homesteading and the procedure for establishing a municipal homesteading program; expanding local government's authority in dealing with blight and decay; and providing exclusions from certain statutes.

On the question recurring,  
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its announcement that HB 1178 was agreed to on third reading. The Chair hears no objection.

On the question recurring,  
 Will the House agree to the bill on third consideration?  
 Mr. RICHARDSON offered the following amendment No. A4298:

Amend Sec. 4, page 5, line 30; page 6, line 1, by striking out "grant a 24-month tax exemption for" in line 30, page 5 and "the assigned parcel and" in line 1, page 6

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

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

Mr. RICHARDSON. Mr. Speaker, yesterday this amendment was drawn for the purpose of handling a technical mistake that was made within the bill, and I ask for an affirmative vote on it.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, thank you.

I am advised by my staff that the inconsistency that was present in the bill yesterday has been corrected. I believe the amendment will solve the problem, and I am in favor of the amendment and the bill.

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

Mr. FOSTER. Mr. Speaker, I have an amendment which I believe is agreed to which is not yet down. Could the bill go over until the amendment arrives?

The SPEAKER. Mr. Foster, we know nothing about that. Have you been advised of it, Mr. Majority Leader? All right. Let us get rid of the Richardson amendment first and then we will decide whether or not we can wait for the Foster amendment.

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

The following roll call was recorded:

**YEAS—199**

Acosta	Dorr	Langtry	Richardson
Angstadt	Duffy	Lashinger	Rieger
Argall	Durham	Laughlin	Ritter
Arty	Evans	Leh	Robbins
Baldwin	Fargo	Lescovitz	Roebuck
Barley	Farmer	Letterman	Rudy
Battisto	Fattah	Levdansky	Ryan
Belardi	Fee	Linton	Saloom
Belfanti	Fischer	Livengood	Saurman
Billow	Flick	Lloyd	Scheetz
Birmelin	Foster	Lucyk	Schuler
Black	Fox	McCall	Semmel
Blaum	Freeman	McClatchy	Serafini
Book	Freind	McHale	Seventy
Bortner	Gallen	McVerry	Showers
Bowley	Gamble	Maiale	Sirianni
Bowser	Gannon	Maine	Smith, B.
Boyes	Geist	Manderino	Smith, S. H.
Brandt	George	Manmiller	Snyder, D. W.
Broujos	Gladeck	Markosek	Snyder, G.
Bunt	Godshall	Mayernik	Staback
Burd	Gruitza	Melio	Stairs
Burns	Gruppo	Merry	Steighner
Bush	Hagarty	Michlovic	Stevens
Caltagirone	Haluska	Miller	Suban
Cappabianca	Harper	Moehlmann	Sweet
Carlson	Hasay	Morris	Taylor, E. Z.

Carn	Hayden	Mowery	Taylor, F.
Cawley	Hayes	Mrkonc	Taylor, J.
Chadwick	Heckler	Murphy	Telek
Civera	Herman	Nahill	Tigue
Clark	Hershey	Noye	Trello
Clymer	Hess	O'Brien	Truman
Cohen	Honaman	O'Donnell	Van Horne
Colafella	Howlett	Olasz	Veon
Cole	Hughes	Oliver	Vroon
Cornell	Hutchinson	Perzel	Wambach
Corrigan	Itkin	Petrarca	Wass
Cowell	Jackson	Petrone	Weston
Coy	Jadlowiec	Phillips	Wiggins
DeLuca	Jarolin	Piccola	Wilson
DeVerter	Johnson	Pievsky	Wogan
DeWeese	Josephs	Pistella	Wozniak
Daley	Kasunic	Pitts	Wright, D. R.
Davies	Kennedy	Pressmann	Wright, J. L.
Dawida	Kenney	Preston	Wright, R. C.
Dempsey	Kitchen	Punt	Yandrisevits
Dietterick	Kosinski	Raymond	
Distler	Kukovich	Reber	Irvis,
Dombrowski	LaGrotta	Reinard	Speaker
Donatucci			

**NAYS—0**

**NOT VOTING—1**

Cessar

**EXCUSED—3**

Dininni Micozzie Rybak

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

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

**BILL PASSED OVER TEMPORARILY**

The SPEAKER. All right, Mr. Foster, the majority leader is willing to wait. HB 1178 will go over temporarily.

**LEAVE OF ABSENCE**

The SPEAKER. The Chair recognizes the minority whip.  
 Mr. HAYES. Mr. Speaker, would you please return to requests for leaves?

The SPEAKER. Without objection, the gentleman from Mifflin, Mr. DeVERTER's leave is granted. The Chair hears no objection.

Mr. HAYES. Thank you.

**BILLS ON THIRD CONSIDERATION CONTINUED**

The House proceeded to third consideration of **SB 26, PN 1464**, entitled:

An Act amending the act of April 27, 1927 (P. L. 465, No. 299), entitled, as amended, "Fire and Panic Act," providing for specialized smoke detectors for the deaf and hearing impaired in lodging houses, hotels and motels; requiring smoke detectors in class IV buildings; and requiring that hotels and motels furnish information concerning measures taken for protection from fire.

On the question,

Will the House agree to the bill on third consideration?

Mr. DAWIDA offered the following amendments No. A3867:

Amend Title, page 1, line 18, by striking out "AND" where it appears the first time

Amend Title, page 1, line 20, by removing the period after "FIRE" and inserting

; regulating smoking in certain public places; and providing a penalty.

Amend Sec. 1, page 3, by inserting between lines 5 and 6

Section 10.1. Clean Indoor Air.—(a) The purpose of this act is to protect the public health, comfort and environment by prohibiting smoking in public places and at public meetings except in designated smoking areas.

(b) No person shall smoke in a public place or at a public meeting except in designated smoking areas.

(c) This prohibition shall not apply:

(1) In cases in which an entire room or hall is used for a private social function and seating arrangements are under the control of the sponsor of the function and not of the proprietor or person in charge of the place.

(2) To factories, warehouses and similar places of work not usually frequented by the general public, except that the Department of Labor and Industry shall, in consultation with the Department of Health, establish by regulation rules to restrict or prohibit smoking in those places of work where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of nonsmoking employes.

(d) Smoking areas may be designated by proprietors or other persons in charge of public places, except in places in which smoking is prohibited by the fire marshal or by other law, ordinance or regulation.

(e) Where smoking areas are designated, existing physical barriers and ventilation systems shall be used to minimize the toxic effect of smoke in adjacent nonsmoking areas. In the case of public places consisting of a single room, the provisions of this law shall be considered met if one side of the room is reserved and posted as a nonsmoking area. No public place other than a bar shall be designated as a smoking area in its entirety. If a bar is designated as a smoking area in its entirety, this designation shall be posted conspicuously on all entrances normally used by the public.

(f) The proprietor or other person in charge of a public place shall make reasonable efforts to prevent smoking in the public place by:

(1) posting appropriate signs;

(2) arranging seating to provide a smoke-free area;

(3) asking smokers to refrain from smoking upon request of a client or employe suffering discomfort from the smoke; or

(4) any other means which may be appropriate.

(g) The Department of Health shall adopt rules and regulations necessary and reasonable to implement the provisions of this section, except as provided for in subsection (c).

(h) The Department of Health may, upon request, waive the provisions of this section if it determines there are compelling reasons to do so and such a waiver will not significantly affect the health and comfort of nonsmokers.

(i) Any person who violates subsection (b) commits a summary offense.

(j) The Department of Health, a local board or department of health or any affected party may institute an action in any court with jurisdiction to enjoin repeated violations of subsection (f).

(k) As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Public meeting." All meetings open to the public pursuant to the act of July 3, 1986 (P.L.388, No.84), known as the "Sunshine Act."

"Public place." Any enclosed, indoor area used by the general public or serving as a place of work including, but not limited to, restaurants, retail stores, offices and other commercial establishments, public conveyances, educational facilities, hospitals, nursing homes, auditoriums, arenas and meeting rooms, but excluding private, enclosed offices occupied exclusively by smokers even though such offices may be visited by nonsmokers.

"Smoking." Includes carrying a lighted cigar, cigarette, pipe or any other lighted smoking equipment.

On the question,

Will the House agree to the amendments?

The SPEAKER. It is time to quiet down now. These amendments are not automatic by any means.

On the amendment, the Chair recognizes the gentleman from Allegheny, Mr. Dawida.

Mr. DAWIDA. Mr. Speaker, you said this is not an automatic amendment, but those of you who are on automatic "yes," feel free to stay that way.

I will be brief, as I hope all the people who argue their points on this issue are. I always keep in mind a story told to me by Mr. DeWeese about Neville Chamberlain who, when he was in rural England at a banquet, the host said to him, Mr. Chamberlain, shall we let them enjoy their dinner awhile or shall you begin your speech? Keeping that in mind, I ask all the people on both sides of this issue to try to be brief and to the point.

Now, Tom Peters, in "In Search of Excellence," a book that many of you have read, says that corporations succeed in this country that offer old-fashioned concern for the customer. He says that obsessive pursuit of the customer and constant innovation mean adaptation, and that is what this amendment, which is known as the Pennsylvania Clean Indoor Air Act, is all about - adapting to modern knowledge and modern technology and an understanding of the issue of public smoking.

We are at a time in our culture that we must adapt to the issue of public smoking. The health ramifications of public smoking are well known - 300,000 to 500,000 deaths a year occur in this country because of cigarette smoking. But we are here talking about amending the Fire and Panic Act, and there are many reasons to do so. Between 2,000 and 4,000 deaths a year are attributed to fires started by cigarette smoking. More than half of all hotel and motel fires are caused by smoking. One-fourth of every kind of fire is started by smoking. One-third of all the fatalities that occur in any fire are caused by cigarette-smoking fires. Four hundred and ten million dollars in property damage annually is lost as a result of these kinds of fires. Smoking is one of the leading causes of fires in senior citizens' homes, and over \$60 million is spent annually to treat burn injuries sustained in smoking fires. Up to two-thirds of all the fires that occur in hospitals occur because of cigarette smoking.

Two weeks ago on Sunday the city of Pittsburgh was blanketed with smoke. It was blanketed with smoke not

because the steel mills were cranking it out as in days of old but because there were forest fires in Kentucky and in West Virginia 300 miles away, and several of those forest fires were started by cigarettes. It gave us a graphic illustration of how we are all affected by this issue whether or not you personally feel you are. The people in Pittsburgh were 300 miles away from any fire, and yet we were covered with it.

There are two types of methods of using legislation to adapt the needs of public smoking. The first is a consensus building method, and the second is a more authoritarian method. The town of San Francisco used the authoritarian method where they specified in great detail the square footage that was required, the type of machinery that was required, and added excess cost into building buildings because of the need they felt of having clean indoor air.

Now, while I personally subscribe to the San Francisco method as being a responsible one in today's age, I opted for the consensus building method in this bill, which is based on the law that has existed in Minnesota for 10 years. Now, 14 legislators in this body have asked their constituents in questionnaires how they feel about public smoking and they mentioned this bill, and 80 percent of all the people in those 14 districts, which were spread throughout the Commonwealth, which were spread between Republican and Democratic districts, they all came out essentially the same. Eighty percent of your constituents are in favor of this, ten percent are against, and ten percent do not care. It is very rare for any issue to develop that kind of consensus. This is not a new thing. Ten years ago in Minnesota this same act was implemented. Last year the Minneapolis Tribune did a poll in the Minnesota area and found that 95 percent of all Minnesotans approve of the law as it has worked in the last 10 years.

There is no fiscal impact because of the way this bill is drafted. Neighborhood taverns have been exempted, and I want to really put that issue out of everyone's mind because the people who represent the Neighborhood Taverns Association have not seemed to have been able to understand that they are exempted from this bill.

Also, there is a component part to this bill which would essentially say that small restaurants, small facilities, do not have to spend any money. They do not have to build any barriers. They do not have to incur any cost in meeting the needs of this bill other than posting a sign, which may cost them 20 cents.

The Tobacco Institute has inspired hyperbole and misinformation to a large degree for their own venal purposes. Mr. Speaker, I contend it is time that we in the legislature stand up to their callous manipulation of our people and our government. Please support the Pennsylvania Clean Indoor Air Act, a small step for civility but a very large step for millions upon millions of Pennsylvanians who suffer needlessly. Let us show the Tobacco Institute that we make the laws and that we are going to make those laws for the people we represent.

Please vote "yes" for this amendment.

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

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

Mr. Speaker, I rise to oppose the Dawida amendment, and I do so for several reasons.

One, I want to make this very clear in the House of Representatives that this particular amendment is a bill that presently sits in the Health and Welfare Committee. Last week a precedent was set on the floor of this House of Representatives specifically as it related to the fact that there was an amendment that was a bill that was placed into another bill that was unrelated at all to the issue, and therefore, it was decided by this House that that amendment should allow its process through the working committee.

I would like to indicate at this time, Mr. Speaker, that this bill is HB 140, which presently sits in the Subcommittee on Health. It has been going through its deliberations. We have tried for a long period of time to bring out the fact that there is a volume of letters and information and scientific proof on both sides of this question that needs to be resolved, but through the committee process is the place for this to happen. It is not through this amendment process by trying to come to the floor of this House and then suggesting to the members that we all should be briefed on a major issue facing the Commonwealth of Pennsylvania as it relates to public buildings. That is ludicrous.

Anyone who knows anything at all about this issue knows of the trouble and the time that we spent even on the floor of this House as it related to its members. But now when you start going into the area of talking about public places - where those persons should be, how those persons should respond, whether or not it is cancerous to their health, whether or not we are dealing with only indoor air - then there are several other issues that come up. And at this point, Mr. Speaker, it seems to me that we have used a circumvention of the process that has been established for us here in the House of Representatives. We have indicated that there is a responsibility, and that is that there have to be meetings and ongoing work of the committee to resolve this issue. It cannot be done in this fast, abrupt manner through an amendment.

I would say to you, Mr. Speaker, that there are several other points that need to be pointed out. Number one, when you talk about this whole question of smoke, I even question whether or not it is germane to this particular bill. There are many persons who are impaired, dealing with smoke detectors, who are concerned about this bill being weighed down with an amendment that would almost kill their particular bill.

It seems to me that there are some issues that relate to environmental smoke, tobacco smoke, that need to be raised. For an example, when you talk about indoor clean air, what are we talking about? We talk about indoor clean air, but at the same time we do not talk about all of the other problems which result in the fact that there are other environmental air problems which result from ventilation, which result from the fact that we have some windows that are installed now that

cannot open, that do not give any air. None of these things have been debated properly, and I am asking for the opportunity for this issue to be debated in the Health and Welfare Committee, notwithstanding the fact that the Health and Welfare Committee has a litany of issues already from AIDS (acquired immune deficiency syndrome) to drugs to doctors to nurses to the whole question of nursing homes and boarding homes. As it relates to the other issues that are effectively being penetrated through our committee through the work process now, it is impossible for us to tell anyone on this floor which issue is going to emerge as the number-one, top issue. The subcommittee chairman, Representative Pistella, can not only give you the process which has taken place with the responsibility to this bill, but I think it should be raised at this particular time. This is a bill that is going to require a long debate, and I do not think that this debate is necessary without going through the proper process through the Health and Welfare Committee, where the bill is presently now. It does not need to be debated on the floor of this House at this time.

The SPEAKER. Does the gentleman raise a question of germaneness? You mentioned it.

Mr. RICHARDSON. Mr. Speaker, I raise the question of germaneness, but there is another member who is going to raise the question properly with respect to putting the question before the House of Representatives.

The SPEAKER. Very well.

### GERMANENESS QUESTIONED

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to raise the question of germaneness on this amendment. This bill is a Fire and Panic Act bill. It deals with the Building Code. Questions that this act and other Building Code acts deal with are firewalls, construction standards. When smoking is allowed and when smoking is not allowed really is not germane to this bill. I believe Mr. Dawida's concept has some inherent merit. I would hope that the Health and Welfare Committee would consider it promptly, but this is not germane to this bill and I would therefore urge the House to declare it not germane.

The SPEAKER. The question before the House is as follows: Is the Dawida amendment A3867 germane to SB 26? That is the only thing which the Chair will allow to be debated.

On the question,

Will the House sustain the germaneness of the amendments?

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Dawida, on the point of germaneness.

Mr. DAWIDA. Mr. Speaker, this amendment is more germane to a Fire and Panic Act bill than it is to anything else. While we are totally aware, all of us, of the health ramifications, what I tried to illustrate in my remarks was simply this:

This is a fire and panic act. This is a fire safety issue. This is a property damage issue - \$410 million of property damage. There are 2,000 to 4,000 lives a year lost needlessly because of fires started by cigarette smoke. One-third of all fatalities in fires that occur are caused by cigarette smoke. Smoking is the leading cause of fires in senior citizen centers and senior citizen homes. Sixty percent of all the fires in hospitals are caused by this problem. By regulating it, by controlling it, we clearly make it a fire and panic issue.

This is simply another attempt by the Tobacco Institute to keep this issue from being brought up after 9 years of effort, and I bitterly resent the approach and I think it is very wrong. Anybody who votes to say it is not germane is trying to escape voting on the issue. It is clearly germane.

### LEAVE OF ABSENCE

The SPEAKER. The gentleman, Mr. Freind's name will be added to the list of those who have asked for leave for the rest of the afternoon. There being no objection, the leave is granted.

### CONSIDERATION OF SB 26 CONTINUED PARLIAMENTARY INQUIRY

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

Mr. GANNON. Mr. Speaker, this is more of a question to you, a parliamentary question.

I have received on my desk, as I guess other members have, an amendment from Representative Veon which is substantially similar to the amendment of Representative Dawida which we are now debating and questioning germaneness. My question to you is, if we vote that the Dawida amendment is not germane, does that then not make the Veon amendment also not germane, or would that be a separate question?

The SPEAKER. If the Veon amendment is identical—

Mr. GANNON. It is not identical, Mr. Speaker.

The SPEAKER. Well, if it is identical to all practical purposes. In other words, the Chair is not going to say Mr. Veon could put an "and" in the amendment or a period and thus change the amendment. If to all practical purposes the Veon amendment is the same as the amendment before us, the judgment of the House would lie against the Veon amendment. If we get to that point, then the Chair will compare the two, and if it is the Chair's opinion that they are substantially the same amendment— You are not allowed on this floor to offer substantially the same amendment over and over again. If the Chair, in his opinion, says the Veon amendment is substantially the same as this, then the judgment of the floor on this amendment would obtain against the Veon amendment.

Mr. GANNON. Thank you, Mr. Speaker.

### PARLIAMENTARY INQUIRY

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

Mr. REBER. Mr. Speaker, in light of the dialogue you just had with Representative Gannon, I am going to, first of all, ask the Chair for an interpretation of the amendment I have presently pending to this bill as well. While my amendment certainly is not anywhere close to being similar, it is rather topical; and to be quite honest, I would not want to fall under the prior ruling of the Chair that I just heard, so I want to protect the record to that extent.

The SPEAKER. Mr. Reber, the Chair will not entertain that question until your amendment arises. At that point the Chair will make a decision. The Chair has not made a decision on the Veon amendment and will not until the Veon amendment is in front of it, and the Chair will do the same on your amendment.

Mr. REBER. Mr. Speaker, if I might just go one step further then. It would be timely to raise an objection to the ruling of the Chair when that ultimate decision is made and we would not be ruled out of order. Is that correct?

The SPEAKER. Oh, surely.

Mr. REBER. Thank you.

Now, Mr. Speaker, if I might speak on the issue of germaneness very briefly.

The SPEAKER. The gentleman is in order and may speak on that issue.

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, I noted the lengthy list of individuals you read that desire to speak on the issue of germaneness, on that specific issue. I would simply say that the prior speaker on this issue, Representative Dawida, both in his constructive remarks on his amendment as well as on the issue of germaneness was very articulate as to the germane aspects of the amendment as it pertains to the bill. I would wholeheartedly recommend a "yes" vote. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Wayne, Mr. Birmelin, on the question of germaneness.

Mr. BIRMELIN. Thank you, Mr. Speaker.

I, too, echo Mr. Dawida's request that we do vote this amendment germane. It is ludicrous to suggest that it does not pertain to this act. It is also nothing more than a smokescreen by the smokers to get their way.

I say, nonsmokers, let us unite; let us vote it germane; let us vote the amendment.

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Caltagirone, on the question.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

I rise to ask my colleagues to vote that this amendment is not germane to SB 26. SB 26 is a vital proposal which requires hotels to provide special smoke detectors for the deaf and hearing impaired. The Dawida amendment deals with the State's public policy on whether or not smoking will be permitted in public places. There is a clear distinction. Clearly, this is not germane to the subject of this bill for our hearing-impaired citizens in this Commonwealth. In fact, the offering

of this controversial amendment places the passage of SB 26 in serious jeopardy and thereby does a disservice to the handicapped citizens whom this bill would help. I agree that Representative Dawida's proposal deserves to be considered, but through our committee system and not as an amendment, particularly not as an amendment to this important legislation.

Once again I ask my colleagues to vote that this amendment is not germane.

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

Mr. PRESTON. Thank you, Mr. Speaker.

I did not have my mind made up any way until I listened to Mr. Richardson and I listened to Mr. Dawida, and I guess having been a reformed smoker who used to smoke three or four packs a day, I sat up and I listened to them both. I listened to Mr. Richardson talk about public places and trying to relate it and the problems as far as the bill is concerned. Then I listened to Mr. Dawida talk about the instances, and other than the forest fire in West Virginia, every place that he named was not a public place. Even in a hospital, it is the room of the individual. None of the fires that he may be talking about dealt with public places. So to me, I do not see how it can be germane in speaking about public places. He is only talking about private rooms, private property, and that is not related to this, and I think that we need to vote "no" as far as germaneness is concerned.

The SPEAKER. The Chair recognizes the gentleman from Northampton, Mr. Gruppo, on the question.

Mr. GRUPPO. Mr. Speaker, I do not believe there is any greater health issue in America or in Pennsylvania today than smoking and smoking in public places. It seems to me that there has been a determined effort by the tobacco industry to smother this burning issue by sending up another smoke-screen. This amendment, I submit to you, is germane, because setting aside special areas or prohibiting smoking in public places deals specifically with what the Fire and Panic Act deals with.

I would urge all of you to give serious consideration not only to the germaneness of this amendment but what the amendment does for people in Pennsylvania and its ultimate ramifications. In my opinion, we need to deal with this issue. The Health and Welfare Committee has put it aside too long, and by offering this amendment, we can face the issue head on and save lives. Thank you.

The SPEAKER. On the question of germaneness, the Chair recognizes the gentleman from Philadelphia, Mr. Richardson.

Mr. RICHARDSON. I rise to the point of germaneness, Mr. Speaker, and indicate that not only have we laid out the facts already before you with respect to the fact that this bill itself is a separate issue but that when this issue was before even the council in Pittsburgh, they indicated very strongly that they themselves did not feel, through a survey that was taken, that the so-called smoking in public places was an issue that received top priority and in fact did not believe that—

The SPEAKER. Mr. Richardson, you are not going to be allowed to debate this subjective matter. You must limit your

remarks to the germaneness. We have got a long afternoon. We are not going to listen to two different debates on it; on germaneness only.

Mr. RICHARDSON. Mr. Speaker, then I rise to the point of germaneness and indicate to the members of this House that this issue is not germane and it does not in fact meet with the standards that are set forth in SB 26 as it relates directly to smoke detectors in dealing with the impaired citizens of the Commonwealth of Pennsylvania.

The SPEAKER. Fine.

The Chair recognizes the gentleman from Erie, Mr. Bowser, on the question of germaneness.

Mr. BOWSER. Thank you, Mr. Speaker.

With all due respect to my colleagues that are pushing this, I have to challenge the germaneness of this amendment, which prohibits smoking in most public places and meetings, to a bill amending the Fire and Panic Act. There is no reasonable connection between the antismoking amendment and the Fire and Panic Act. The Fire and Panic Act is designed to provide for the safety of persons assembled in certain buildings by creating construction standards, by requiring safe ways of exit, by mandating the use of specific fire safety equipment, and by imposing other fire safety requirements in order to help prevent and control fires and to help people escape from buildings on fire without physical injury. In summary, the Fire and Panic Act is designed to protect the public against the consequences of fire and panic caused by fire.

In stark contrast, this amendment deals with the conflicting comfort and convenience, rights of smokers and nonsmokers, and with the long-term and very debatable health consequences of exposure to cigarette and other tobacco smoke in public places. The only conceivable connection I see between the amendment and the act is that cigarettes and fire both burn and both cause smoke. If we would use this kind of elastic reasoning as a justification for germaneness, all amendments to all statutes are. The bottom line is that this amendment has nothing whatsoever to do with the Fire and Panic Act and it should be declared ungermane. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Monroe, Mr. Battisto, on the question of germaneness.

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, although anyone is free to raise the question of germaneness of an issue, obviously when ticklish issues like bottle bills and seatbelt bills and smoking in public places come up, we always raise the question of germaneness. Very frankly, for all the reasons that Representative Dawida articulated, nothing could be more germane than this issue to the Fire and Panic Act. Therefore, I urge all my colleagues to strongly vote for germaneness. Thank you very much.

The SPEAKER. On the question of germaneness, the Chair recognizes the gentleman from Montgomery, Mr. Saurman.

Mr. SAURMAN. Thank you, Mr. Speaker.

I would just like to say after listening to my colleague, Representative Bowser, who separates the fire hazard that is connected with safety from the bill, that is kind of like taking disease prevention out of the Department of Health. Actually,

if we are going to deal with safety, then we should deal with the causes of the fires, and Representative Dawida very eloquently expressed how frequently cigarettes are the base cause. So there is definitely germaneness because this is a fire prevention, and in such a bill dealing with the safety of people and the individual inhabitants, it certainly is germane. Thank you, Mr. Speaker.

The SPEAKER. For the second time on the issue, the Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Mr. Speaker, it is Mr. Dawida's clear intention to have a statewide bill, and the bill that is in the Health and Welfare Committee is a statewide bill. This bill is not a statewide bill. This bill does not affect the city of Philadelphia. This bill does not affect the city of Pittsburgh. This bill does not affect Mr. Dawida's constituency. This bill does not affect second-class-A cities in the State of Pennsylvania. All the language, though, in Mr. Dawida's amendment is written as though this is a statewide bill, but the underlying act which will govern its fundamental construction is not a statewide bill. The underlying act only deals with those areas that do not have their own building codes. It deals with those areas that did not have their own codes at the time this legislation was passed.

This is not a statewide bill. Mr. Dawida's intention is to affect everybody in the State, including his own constituency and including my own constituency. I would urge therefore that this amendment be declared not germane.

The SPEAKER. Those who believe the amendment to be germane will vote "aye"; those who believe the amendment to be not germane will vote "no."

On the question recurring,

Will the House sustain the germaneness of the amendments?

The following roll call was recorded:

YEAS—118

Argall	Dorr	Leh	Saurman
Arty	Duffy	Levdansky	Scheetz
Baldwin	Evans	Linton	Schuler
Barley	Fargo	Livengood	Semmel
Battisto	Fischer	Lucyk	Serafini
Belardi	Foster	McCall	Showers
Birmelin	Fox	McClatchy	Sirianni
Black	Freeman	McHale	Smith, B.
Blaum	Gamble	McVerry	Smith, S. H.
Bortner	Geist	Maine	Snyder, D. W.
Bowley	George	Markosek	Snyder, G.
Boyes	Gladeck	Mayernik	Staback
Broujos	Godshall	Merry	Stevens
Bunt	Gruppo	Michlovic	Stuban
Cappabianca	Hagarty	Miller	Sweet
Carlson	Hayden	Moehlmann	Taylor, E. Z.
Cawley	Hayes	Mrkonic	Taylor, F.
Chadwick	Heckler	Murphy	Telek
Civera	Herman	O'Donnell	Tigue
Clark	Hershey	Petrone	Van Horne
Clymer	Hess	Phillips	Veon
Colafella	Itkin	Piccola	Vroon
Cole	Jarolin	Pitts	Wambach
Cornell	Johnson	Pressmann	Wass
Corrigan	Josephs	Reber	Wilson
Cowell	Kasunic	Reinard	Wright, R. C.
DeLuca	Kennedy	Ritter	Yandrisevits
Dawida	Kenney	Roebuck	

Dempsey Distler	Kukovich Lashingner	Rudy Ryan	Irvis, Speaker
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## NAYS—76

Acosta	Donatucci	Langtry	Preston
Angstadt	Durham	Laughlin	Punt
Belfanti	Farmer	Lescovitz	Raymond
Billow	Fee	Letterman	Richardson
Book	Flick	Lloyd	Rieger
Bowser	Gallen	Maiale	Robbins
Brandt	Gannon	Manderino	Saloom
Burd	Gruitza	Manmiller	Seventy
Burns	Haluska	Melio	Stairs
Bush	Harper	Morris	Steighner
Caltagirone	Hasay	Mowery	Taylor, J.
Carn	Honaman	Nahill	Trello
Cessar	Howlett	Noye	Truman
Cohen	Hughes	O'Brien	Weston
Coy	Hutchinson	Olasz	Wiggins
Daley	Jackson	Oliver	Wogan
Davies	Jadlowiec	Perzel	Wozniak
Dietterick	Kosinski	Petrarca	Wright, D. R.
Dombrowski	LaGrotta	Pistella	Wright, J. L.

## NOT VOTING—4

DeWeese	Fattah	Kitchen	Pievsky
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## EXCUSED—5

DeVerter Dininni	Freind	Micozzie	Rybak
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The majority having voted in the affirmative, the question was determined in the affirmative and the amendments were declared germane.

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

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

Mr. OLASZ. Thank you, Mr. Speaker.

I find it somewhat ironic that I rise before this chamber to speak against smoking in public buildings when in the last term I argued very strongly for warning labels to be placed on snuff, smokeless tobacco. But I think this amendment reaches far deeper and far greater into American principles than we realize and the dangers of smoke. As an anecdote—and I wish you would listen to this, all you gentlemen listen to this—we probably would not be having a celebration for Thanksgiving if smoking was outlawed back in the old days with the Indians. We would probably still be fighting the Indians because we would be passing no peace pipe among one another.

The SPEAKER. For the edification of the Chair, would you mind repeating that line of logic? We would still be fighting the Indians because of peace pipes. That makes a lot of sense. Go ahead, Mr. Olasz.

Mr. OLASZ. No editorial comments, please, but for the benefit of— You need a little humor.

The SPEAKER. The Chair agrees; that was very little.

Mr. OLASZ. For the benefit of those members that missed it, I contend we would still be fighting the Indians because there would be no peace pipe being passed among us.

I cannot dispute the statistics about fires caused by cigarette smoking, but if we are going to outlaw cigarettes, then maybe

we ought to start outlawing matches, flint stones, or fuses so that we could not overload electrical circuits. But what I find very interesting—and this goes back to Legionnaires' disease, et cetera—ACVA (Air Conditioning Ventilation Access) Atlantic, Incorporated, an independent indoor air quality analysis firm, has determined that tobacco smoke is a major factor contributing to indoor air quality complaints in no more than 4 percent of the buildings analyzed and tested. NIOSH, the National Institute for Occupational Safety and Health, reports that of 203 buildings it has tested as a result of occupant complaints, only 2 percent of the buildings were found to have air quality problems relating to cigarette smoke.

It has become clear that cigarette smoke is not the real issue when it comes to clean indoor air in public buildings. It is becoming more and more clear that the real culprit is improper ventilation and a lack of better programs insuring that building ventilation systems are properly inspected and maintained, such as we have in this chamber.

Many interesting results have been uncovered through the recent study of sick buildings. In many instances it has been found that the energy crisis of the seventies resulted in many building managers removing entirely the air filtration systems and cutting back on their fresh air intake to cut back on the cost of building operation and maintenance.

It has been realized that little, if any, laws or regulations exist which would require proper maintenance or inspection of building ventilation and filtration systems. When one considers the fact that more and more buildings are being constructed with windows that do not or cannot be opened, such as our most recent addition to the Capitol, it becomes obvious that clean indoor air is most dependent upon good ventilation systems that carry out their intended purposes.

In the studies of indoor air quality that have been conducted, it is found that poor ventilation produces a breeding ground for a variety of fungi, germs, dust, spores, and chemical fumes, and a host of airborne particles. Both ACVA Atlantic and NIOSH have found that a majority of the problems found in sick buildings come from a host of air impurities developed by poor ventilation and air filtration systems, not tobacco smoke.

I feel that this is one decision on public buildings that should be left up to your local communities. My own hometown passed an ordinance to prohibit smoking in its council chambers, and I think that is where it should be more properly placed, back in the hands of your local leaders to make that determination.

In this day and age all we hear is Big Brother interfering with my private life, but I feel that through the educational process, the warning labels that we have placed on all cigarettes and hopefully smokeless tobacco would serve as a deterrent. I hope we would share equally the concerns for those smoking marijuana. I wish this bill would address the marijuana smokers and we would apply the same diligence to stamping out the use of the illegal narcotic.

But all of you who are in this room today, I want you to consider one thing: that we as lawmakers conceivably could end up as lawbreakers. When you are working in your office late at night and no one is around, if you choose to relax by lighting up a cigar or cigarette, you are guilty of breaking the law, and that is something you should all consider.

Strictly on the basis of interfering, putting our nose in too many private lives, I would ask for a "no" vote on this particular amendment. Thank you.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Erie, Mr. Bowser.

Mr. BOWSER. Thank you, Mr. Speaker.

Mr. Speaker, I feel that here we go again trying to play God on this House floor. We get involved in too, too many personal items.

I read figures that anywhere from 15 to 30 percent of the smokers are left smoking. Now, I feel that nonsmokers have done a heck of a job with us, and I feel that through education possibly they can wipe that down to 2 or 3 percent of us who will probably be stubborn enough never to quit. But I just cannot see each day, each week that I am down here we try to get involved in areas that we should not get into. I think they should work harder. I think Mr. Dawida ought to put in more of an educational bill than to try to force people to stop in any area. I think they have done a good job, and not to repeat myself, but I think we ought to look closely at this. We passed a seatbelt law here in the House a couple weeks ago. You know, we are getting into people's personal lives where I do not think we should.

I hope you vote this amendment down. Thank you.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Butler, Mr. Burd.

Mr. BURD. Thank you, Mr. Speaker.

Mr. Speaker, this proposed amendment is an outright attack, in my view, on some of the finest farmers and one of the most productive farm areas of the Commonwealth. Just 2 weeks ago the citizens of Pennsylvania were asked to cast their vote for or against a referendum on the statewide ballot concerning the future of the farming industry, our largest industry here in the State of Pennsylvania. The citizens of the State overwhelmingly supported the Pennsylvania farming industry with their votes in favor of farmland protection. Now, today, just 2 weeks later, we are being asked to turn around and literally kick the farming industry in the seat of the pants with a measure designed to restrict the tobacco industry.

Few people realize the importance of tobacco farming in Pennsylvania. Lancaster County farmers have a rich tradition in growing some of the finest tobacco in America. It is the fifth largest tobacco-producing county in America. Lancaster farmers alone produce some 20 million dollars' worth of tobacco each year, and it is not the only county in the State where farmers produce tobacco.

For the hundreds of Pennsylvania farmers who produce leaf tobacco, smoking restrictions represent a negative economic impact. Tobacco is a cash crop, Mr. Speaker. That means that a farmer who grows tobacco will get cash, not

credit, for their crops. For many farmers, particularly younger farmers first starting out, tobacco is an excellent crop with a very promising return, a return of cash. For other farmers, the cash paid for their tobacco is essential to the purchase of those goods and services that cannot be traded for other crops.

There is no justification, Mr. Speaker, for this legislature to attack the livelihood of the many Pennsylvania farmers who depend on tobacco and the sale of their crop for cigarettes, cigars, and other tobacco products, particularly when the voters of this State have so recently indicated their strong support for the farming industry in this State. Pennsylvania farmers need our help, and this legislation will not help. The legislation will hurt Pennsylvania farmers.

I think this legislation is a big mistake, and I urge my colleagues to vote against Mr. Dawida's amendment. Thank you, Mr. Speaker.

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

Mr. CESSAR. Thank you, Mr. Speaker.

During the past few years, there has been a tremendous growth in the number of private businesses that have voluntarily, on their own, made a decision to establish nonsmoking sections in their offices, buildings, stores, and restaurants. We have all seen the private initiatives that have grown in this area in the restaurants, even in fast-food places that we all do frequent. No law or regulation made these people put in their nonsmoking sections. Mr. Speaker, they did it on their own after evaluating the public demand that exists in their facilities.

Mr. Speaker, we already have laws on the books which prohibit smoking in places where it has been shown that a real fire hazard exists - in the theaters, elevators, gas stations, et cetera. Every business man or woman has the right to restrict smoking in their facility as they see fit because it is their effort and their determination that made their business. As business people, Mr. Speaker, they fully understand the importance of accommodating those who frequent their facilities. As business men and women, they are in the very best position to know what their customers want and when they want it. They know what they must do to keep customers satisfied, and they know what can happen if they do not please their customers.

Mr. Speaker, this legislation can and will have a negative impact on small businesses in this State. The smaller the business and the smaller the facility, the far greater the impact. Mr. Speaker, this legislation makes absolutely no accommodation for size of facility, nor does it grant waivers or exemptions to those who have already established a working policy within their facility.

And, Mr. Speaker, as previously mentioned, we already have smoking restrictions in current law and regulation. These were proper because they were done after careful consideration of the specific needs for those situations. Mr. Speaker, this legislation fails to consider the specific needs or circumstances of each facility that will be covered if this proposal is enacted.

Mr. Speaker, I urge all the former smokers and nonsmokers to defeat this amendment. Thank you.

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

Mr. TRELLO. Mr. Speaker, first of all, I want to congratulate my colleague, Mr. Dawida, for his crusade against smoking. I know he truly believes in this, and I admire him and respect him for all of his efforts. However, I have to take an opposite view of his amendment and rise to oppose it for a couple of good reasons: one being the business community in my legislative district.

You know, a businessman is only successful because he adheres to his clientele and the constituency that patronizes his place of business. The smart businessman knows that there are people who want a nonsmoking section and a smoking section, and in my district almost every restaurant has catered to that. But what about the "mom and pop" restaurants that we have all over our small communities throughout the Commonwealth that have maybe 10 or 12 tables in the whole place, the cost to their business to put up partitions and separate that? I think the good business people of Pennsylvania know that they want two different areas for their clientele and they are adhering to it, and we do not need the amendment to tell them how to run their business.

I would appreciate a "no" vote, simply because the largest employer other than agriculture in Pennsylvania is our small business people. Thank you.

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

Mr. VEON. Thank you, Mr. Speaker.

Mr. Speaker, I, too, would like to commend the gentleman, Mr. Dawida, for the time and effort that he has put into this legislation. I have supported Mr. Dawida on the issue of germaneness, and I will support the bill. However, at the appropriate time I shall offer two amendments - one that will exempt restaurants totally and another that will allow the restaurant proprietor to determine what percentage of his restaurant shall in fact be designated.

The SPEAKER. Mr. Veon, we are not on your amendments. We are on the Dawida amendments. Limit yourself to the Dawida amendments.

Mr. VEON. Thank you, Mr. Speaker.

I am going to support the Dawida amendment. I wanted to put those other members on notice who may have the same position as myself, who would like to exempt restaurants but also would like to support the other provisions of the Dawida amendment, that there will be, in fact, an opportunity to do that.

Mr. Speaker, I urge an affirmative vote on the Dawida amendment. Thank you.

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

Mrs. DURHAM. Thank you.

Mr. Speaker, will the maker of the amendment stand for interrogation?

The SPEAKER. Mr. Dawida indicates he will stand for interrogation. You may proceed, Mrs. Durham.

Mrs. DURHAM. Thank you, Mr. Speaker.

Mr. Speaker, I am looking at section (2), subsection (e).

Mr. DAWIDA. I am sorry. Say that again?

Mrs. DURHAM. I am looking at section (2), subsection (e), and the specific question that I have is regarding public places that consist of one room. Is it your intention that a public place that is one room that has designated a portion of that room as a smoking area, would that public place have to have barriers and a ventilation system to be—

The SPEAKER. Excuse me, Mrs. Durham. We cannot find what you are referring to. What page are you on in the amendment?

Mrs. DURHAM. The front page, small section (e), "Where smoking areas are designated, existing physical barriers and ventilation systems...." That section at the bottom of the page, about the sixth line from the bottom.

The SPEAKER. All right. It is subsection (e) of section 10.1, Mr. Dawida. Subsection (e) of section 10.1.

Mr. DAWIDA. In any case, the answer to the question is no. And if anybody should be upset with that, it is the advocates of clean air, because in the interest of having a bill that would not harm the small restaurateur, the small businessperson, we basically said, if you have a 10-table restaurant and 7 of it is smoking and 3 is nonsmoking, they can be right next to each other and you may find that you do not have the clean air. That is a concession that I made in drafting this bill. There is no requirement of any physical barriers or any money spent whatsoever by that small businessman or restaurateur.

Mrs. DURHAM. And, Mr. Speaker, just so I understand clearly, then if a public place is one room and they have designated an area for smoking, they do not need to put in a ventilation system or to put up physical barriers.

Mr. DAWIDA. That is correct.

Mrs. DURHAM. Thank you very much.

Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Wayne, Mr. Birmelin.

Mr. BIRME LIN. Thank you, Mr. Speaker.

Let me just point out, first of all, that this amendment does not tell people that they cannot smoke. It just says you cannot smoke in some places.

This is not an invasion of the private lives of individuals, as some speakers have said. As a matter of fact, those who smoke and those who pollute the air in public places are invading the air and the lives of those who do not wish to smoke their cigarettes. It is an issue that is not centered around money, jobs, or business. It is an issue of clean air and whether or not every citizen has a right to it.

I contend that it is not the right of the smoker to pollute the air; it is the right of an individual to have clean air, unpolluted, and to determine through the Dawida amendment that there are locations where you cannot smoke I think is reasonable and fair to everybody involved and would ask for your support.

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

Mr. SAURMAN. Thank you, Mr. Speaker.

First of all, Mr. Speaker, I would like to say that I do not think the people that voted to retain farmland necessarily voted to retain it for growing tobacco. I think that they are interested in maintaining farms for other purposes.

I think, also, we need to recognize that the U.S. Surgeon General has indicated that side-stream tobacco smoke is injurious to those around them. Most people enjoy the filter aspect, but for those who are standing around when the smoke is coming off the end, it is an unfiltered intake of this bad air.

The next thing is that for the past 10 years I have been associated with the American Cancer Society and during that time have seen cancer go the way we would like to see it, down. Actually, there are less and less incidents of most types of cancer, but the one cancer that continues on the rise is lung cancer, and 90 percent of all lung cancer is attributable to smoke, and there has been definite proof linking that cancer incidence to side-stream tobacco as well as to direct smokers.

Mr. Speaker, what we are talking about is the safety, the health, and the well-being of those nonsmokers. This amendment as a bill went through the Health and Welfare Committee in the last session and hearings were held throughout the State. I know that there are those who did not hear those who have serious health problems express their difficulties when someone lights up a cigarette anywhere in the room; I know that you did not hear the children who have asthmatic problems talk about even when their parents smoke somewhere in the house, and unless you have that kind of a problem, you cannot understand how serious and how detrimental smoke is to your health. But I am saying that we have an opportunity today to cut down on that, to allow those children to go to public places and those people who have these health ailments to be free of this air contamination, and I hope that you will vote "yes" for this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the minority leader on the amendment.

Mr. RYAN. Mr. Speaker, I, frankly, did not intend to get involved in this amendment. It was just called to my attention, however, that the city of Philadelphia is not affected by this amendment, if it passes and becomes law, and I am wondering if the gentleman, Mr. Dawida, would address that question for me.

The SPEAKER. Mr. Dawida indicates he will stand for interrogation.

Mr. RYAN. Would the gentleman, Mr. Dawida, advise the House as to whether or not this amendment, if it becomes law, will affect the city of Philadelphia and the city of Pittsburgh.

Mr. DAWIDA. It was my intention that it does.

Mr. RYAN. It is your intention that it does, but my question to you is, were your intentions carried out in the drafting of this amendment?

Mr. DAWIDA. If you know the answer to that, tell me.

Mr. RYAN. My advisers tell me that the city of Philadelphia and the city of Pittsburgh are not covered by this amendment, and that is because these two cities are not under the State's Fire and Panic Act. As I look at the title of the bill quickly, SB 26, it is "An act to provide for the safety of persons employed,..." et cetera, et cetera, "not in cities of the first class, second class, and second class A...."

So, Mr. Speaker, under those circumstances, I am going to ask that the members defeat the Dawida amendment until it is redrafted to include all of the people in the whole State. I do not see why my restaurants in Delaware County or Montgomery County or the city of Harrisburg have to pay the money and comply with this while Philadelphia, Pittsburgh, and second-class-A cities get off the hook, and I object to the amendment on that basis only. Too often these cities get off the hook when the rest of this Commonwealth gets hung up with things.

#### AMENDMENTS WITHDRAWN

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

Mr. DAWIDA. Mr. Speaker, since this amendment and all the others have a defect that was uncovered by Mr. Ryan, I ask to withdraw the amendment and ask that the bill be held over for the day.

#### BILL PASSED OVER

The SPEAKER. Without objection, the amendment is withdrawn, and the bill will be passed over for the day.

The Chair would advise all of you who have amendments to this, Mr. Ryan is absolutely on target. All of your amendments are defective if indeed you mean to affect the entire Commonwealth. Now, if indeed you do not mean to affect the entire Commonwealth, you mean to eliminate Philadelphia, Pittsburgh, and the second class A, then your amendments are all right. But if you intend to affect the entire Commonwealth, you must withdraw your amendments.

There being no objection, the bill will be passed over for the day.

#### REMARKS ON VOTE

The SPEAKER. The gentleman from Philadelphia, Mr. Evans' vote will be registered in the record as "no" on germaneness of amendment A3867 to SB 26.

#### POINT OF ORDER

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

Mr. RICHARDSON. Mr. Speaker, point of order.

The SPEAKER. What is the gentleman's point of order?

Mr. RICHARDSON. Mr. Speaker, I just want to point out that earlier in the debate—and I wanted to make sure that the record reflects that—it was Representative Mark Cohen who indicated that this was not a statewide bill. In fact, if members

heard him correctly, they would have heard him indicate that Philadelphia, Pittsburgh, second-class-A cities in the Commonwealth of Pennsylvania were not a part of this act. He raised that point under the point of germaneness and at that point we indicated that it was not germane, and I just want the record to so reflect that it was raised properly under the germaneness question.

The SPEAKER. The Chair thanks the gentleman.

CONSIDERATION OF HB 1178 CONTINUED

The SPEAKER. Turn to page 8. HB 1178 on page 8 went over temporarily. We were waiting for Mr. Foster's amendment.

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

Mr. FOSTER. Mr. Speaker, I would like to address the House on my reasons for withdrawing the amendment.

The SPEAKER. My mother warned me when I was 6 years old; she said, one day you will be Speaker of the House of Representatives and you will regret it. This is one of those days.

Go ahead, Mr. Foster. You had us wait for you, and now you are going to withdraw the amendment.

Mr. FOSTER. I did so at the request of the sponsor of the bill. He was not entirely satisfied with the language that I presented. We have agreed that we will let the bill run and we will come up with agreed-upon language for the Senate. And I appreciate the cooperation of the gentleman, Mr. Richardson.

The SPEAKER. All right, Mr. Foster.

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—195

Table listing names of members who voted 'YEAS' for HB 1178, including Acosta, Angstadt, Argall, Arty, Baldwin, Barley, Battisto, Belardi, Belfanti, Billow, Birmelin, Black, Blaum, Book, Bortner, Bowley, Bowser, Boyes, Brandt, Broujos, Bunt, Dorr, Duffy, Durham, Evans, Fargo, Farmer, Fattah, Fee, Fischer, Flick, Foster, Fox, Fréeman, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Gruitza, Langtry, Lashing, Laughlin, Leh, Lescovitz, Letterman, Levdansky, Linton, Livengood, Lloyd, Lucyk, McCall, McClatchy, McHale, McVerry, Maiale, Maine, Manderino, Manmiller, Markosek, Mayernik, Reinard, Richardson, Rieger, Ritter, Robbins, Roebuck, Rudy, Ryan, Saloom, Saurman, Scheetz, Schuler, Semmel, Serafini, Seventy, Showers, Sirianni, Smith, B., Smith, S. H., Snyder, D. W., and Snyder, G.

Table listing names of members who voted 'NAYS' for HB 1178, including Burd, Burns, Bush, Caltagirone, Cappabianca, Carlson, Carn, Cawley, Cessar, Chadwick, Civera, Clark, Clymer, Cohen, Colafella, Cole, Cornell, Corrigan, Cowell, Coy, DeLuca, DeWeese, Daley, Davies, Dawida, Dempsey, Dietterick, Distler, Donatucci, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayden, Hayes, Heckler, Herman, Hershey, Hess, Honaman, Howlett, Hughes, Hutchinson, Itkin, Jackson, Jadlowiec, Jarolin, Johnson, Josephs, Kasunic, Kennedy, Kenney, Kitchen, Kosinski, Kukovich, LaGrotta, Melio, Merry, Michlovic, Miller, Moehlmann, Morris, Mowery, Mrkonic, Murphy, Nahill, Noye, O'Brien, O'Donnell, Olasz, Oliver, Perzel, Petrarca, Petrone, Phillips, Piccola, Pievsky, Pistella, Pitts, Pressmann, Preston, Punt, Raymond, Reber, Staback, Stairs, Steighner, Stevens, Sweet, Taylor, E. Z., Taylor, F., Taylor, J., Telek, Tigie, Trello, Truman, Van Horne, Veon, Vroon, Wambach, Wass, Weston, Wiggins, Wogan, Wozniak, Wright, D. R., Wright, J. L., Wright, R. C., and Yandrisevits.

NAYS—0

NOT VOTING—3

Table listing members who did not vote: Dombrowski, Stuban, Wilson.

EXCUSED—5

Table listing members who were excused: DeVerter, Dininni, Freind, Micozzie, Rybak.

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.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of HB 669, PN 729, entitled:

An Act providing for the licensing of clubs to conduct games of chance, for the licensing of persons to manufacture and distribute games of chance, for suspensions and revocations of licenses and for fees and disposition of revenues; requiring records; providing for local referendum on gambling by electorate; prescribing penalties; and making repeals.

On the question,

Will the House agree to the bill on third consideration?

Mr. PUNT offered the following amendment No. A4266:

Amend Sec. 2, page 2, line 20, by inserting after "association."

The term "club" shall also include any restaurant licensee or hotel licensee, whose license has been issued by the Pennsylvania Liquor Control Board pursuant to the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code.

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

The SPEAKER. On the Punt amendment, the Chair recognizes the gentleman from Franklin, Mr. Punt.

Mr. PUNT. Thank you, Mr. Speaker.

The bill as currently drafted would allow for public gaming to be applicable for our veterans organizations, for their non-profit groups, for their volunteer fire companies, rescue squads, and so forth. My amendment would likewise allow such privileges to be included to taverns, establishments of that nature.

The licensees, as defined by the law, are elaborated upon in the amendment, and I would ask for favorable adoption.

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

Mr. PETRARCA. Mr. Speaker, what the Punt amendment is going to do is actually gut HB 669. HB 669 is for small games of chance, which the veterans clubs, the social organizations, and nonprofit organizations want. Now, this is a collective organization like the VFW (Veterans of Foreign Wars) that cannot keep their head above water. They have asked us and probably have written to all of you to have small games of chance in their clubs.

Now, Mr. Punt's amendment, with all due respect to him, if he would put a separate bill in, I talked to the chairman of the Liquor Control Committee and he said he would get on it. I also will get on it. But this amendment will kill the bill. The minority whip opposes this amendment, and without his support we would not pass the bill here today. And again, I do not think the intent of this bill is to give a tavern or hotel or restaurant owner the profits.

I will support this bill as a separate bill. As an amendment, it would kill HB 669. I oppose the amendment.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Bucks, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

For the reasons enumerated by my colleague, I also ask for a "no" vote on this amendment.

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

The following roll call was recorded:

YEAS—46

Acosta	Duffy	Mayernik	Seventy
Arty	Gannon	Miller	Snyder, D. W.
Belardi	Gruitza	Moehlmann	Staback
Blaum	Hagarty	Mrkonic	Steighner
Bortner	Haluska	Olasz	Stevens
Burns	Howlett	Perzel	Sweet
Caltagirone	Josephs	Punt	Tigue
Cawley	Kenney	Raymond	Trello
Civera	Kitchen	Reber	Veon
Clark	Kosinski	Saloom	Wogan
Cornell	Maiale	Serafini	Wright, R. C.
Dawida	Maine		

NAYS—147

Angstadt	Durham	Langtry	Reinard
Argall	Evans	Lashingier	Richardson
Baldwin	Fargo	Laughlin	Rieger
Barley	Farmer	Leh	Ritter

Battisto	Fattah	Lescovitz	Robbins
Billow	Fee	Letterman	Roebuck
Birmelin	Fischer	Levdansky	Rudy
Black	Flick	Linton	Ryan
Book	Foster	Livengood	Saurman
Bowley	Fox	Lloyd	Scheetz
Bowser	Freeman	Lucyk	Schuler
Boyes	Gallen	McCall	Semmel
Brandt	Gamble	McClatchy	Showers
Broujos	Geist	McHale	Sirianni
Bunt	George	McVerry	Smith, B.
Burd	Gladeck	Manderino	Smith, S. H.
Bush	Godshall	Manmiller	Snyder, G.
Cappabianca	Gruppo	Markosek	Stairs
Carlson	Harper	Melio	Stuban
Cessar	Hasay	Merry	Taylor, E. Z.
Chadwick	Hayden	Michlovic	Taylor, F.
Clymer	Hayes	Morris	Telek
Cohen	Heckler	Mowery	Truman
Colafella	Herman	Murphy	Van Horne
Cole	Hershey	Nahill	Vroon
Corrigan	Hess	Noye	Wambach
Cowell	Honaman	O'Brien	Wass
Coy	Hughes	O'Donnell	Weston
DeLuca	Itkin	Oliver	Wiggins
DeWeese	Jackson	Petrarca	Wilson
Daley	Jadlowiec	Petrone	Wozniak
Davies	Jarolin	Phillips	Wright, D. R.
Dempsey	Johnson	Piccola	Wright, J. L.
Dietterick	Kasunic	Pistella	Yandrisevits
Distler	Kennedy	Pitts	
Dombrowski	Kukovich	Pressmann	Irvis,
Donatucci	LaGrotta	Preston	Speaker
Dorr			

NOT VOTING—5

Belfanti	Hutchinson	Pievsky	Taylor, J.
Carn			

EXCUSED—5

DeVerter	Freind	Micozzie	Rybak
Dininni			

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

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

Mr. CLYMER offered the following amendments No. A4305:

Amend Sec. 7, page 5, line 4, by striking out "\$250" and inserting

\$2,500

Amend Sec. 10, page 6, line 3, by striking out "\$100" and inserting

\$300

Amend Sec. 10, page 6, line 4, by striking out "\$500" and inserting

\$2,500

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

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, my amendment does two things: It increases the fee for those who wish to distribute—distribute—games of chance from \$250 to \$2,500 as a means for control of games of chance, and then down at the end of the page on page 5, for

the penalties, I have also increased that. As it presently reads in the bill, it says, "Any person...who conducts, manufactures or distributes games of chance...." In the bill the fee says "...a fine of not less than \$100 nor more than \$500...." My amendment increases that to \$300 minimum and not more than \$2,500.

I would urge a "yes" vote on my amendment. Thank you, Mr. Speaker.

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

Mr. PETRARCA. Mr. Speaker, I spoke to Representative Clymer on this and also the chairman of the Liquor Control Committee, and as far as the penalty is concerned, I have no objection to the penalty because I feel we should all be law-abiding citizens. But as to the raising of the distributor's license to \$2,500, I think that is excessive, and when I asked Representative Clymer if he will vote for the bill if I accept all the amendments, he said no. I told him then he should put his own bill in, and I oppose all the amendments.

### PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, is it possible to divide the amendment?

Mr. PETRARCA. Yes, Mr. Speaker.

The SPEAKER. With Speaker Petrarca's kind permission, the former Speaker, Mr. Irvis, will rule on that question.

In the opinion of the Chair, the amendment is divisible. It can be divided, for example, below the figure \$2,500; it could also be divided below the figure \$300. Each one is a separate paragraph and would stand alone. How does the gentleman wish it to be divided?

The Chair recognizes Mr. Petrarca.

Mr. PETRARCA. We will keep the fines in, because everyone is for good government, and we will leave the first part out. The distribution of tickets from \$250 to \$2,500 we will strike out, and leave in the \$300 and the \$2,500 for the penalties. Leave the penalties in.

The SPEAKER. Let us see if we have this right. You would move to divide the question by dealing with "Amend Sec. 10, page 6, line 3..." and "Amend Sec. 10, page 6, line 4..." separately. Is that correct?

Mr. PETRARCA. Yes, Mr. Speaker. I concur with the majority leader.

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I believe that the division can separate the amendment after the first \$2,500 and the balance of the amendment.

The SPEAKER. Yes; that is how the Chair ruled.

The amendment currently before the House would be "Amend Sec. 7, page 5, line 4, by striking out '\$250' and inserting \$2,500". Does the gentleman, Mr. Clymer, insist on offering that amendment? It is your amendment. Do you insist on offering that? So that is all you would be offering at this point in time.

Mr. CLYMER. That is fine, Mr. Speaker.

The SPEAKER. Is that correct?

### PARLIAMENTARY INQUIRY

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

Mr. SALOOM. Mr. Speaker, can this House take a vote on whether we wish to divide the amendment or not, because I oppose the division of the amendment and also oppose the amendment.

The SPEAKER. We think the Speaker makes that decision, but we will check precedents and see.

### FILMING PERMISSION

The SPEAKER. WPVI has been given permission to film on the floor of the House, and WITF has permission to film on the floor of the House.

### WELCOME

The SPEAKER. Keith McCall has Mary Lou Paul and Roberta Brewster here. They are the guests of Keith McCall.

### CONSIDERATION OF HB 669 CONTINUED

The SPEAKER. Mr. Saloom, we have consulted the rules. We have agreed that the precedent of this House is that the Speaker makes a division on the request of a member. If, however, a member were to decide that he did not or she did not agree with that division, then that member could challenge the position of the Chair. Do you so challenge?

Mr. SALOOM. Mr. Speaker, I feel compelled to challenge the ruling of the Chair.

### AMENDMENTS DIVIDED

The SPEAKER. Mr. Clymer has advised us that he has withdrawn the first section of his amendment. Mr. Saloom, did you hear? He has withdrawn the first section; that is not before us. Therefore, before us we have only this matter: "Amend Sec. 10, page 6, line 3, by striking out '\$100' and inserting \$300—"

Mr. SALOOM. Mr. Speaker, now that he withdrew that, I would like to withdraw my challenge, also.

The SPEAKER. Mr. Petrarca, shall we accept his withdrawal of the challenge?

Mr. PETRARCA. Thank God, Mr. Speaker.

The SPEAKER. I am not sure what we are thanking God for, but it is all right.

And it also reads "Amend Sec. 10, page 6, line 4, by striking out '\$500' and inserting \$2,500". That is the only language before us presently.

On the question,

Will the House agree to the amendments as divided?

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

Mr. SALOOM. Mr. Speaker, I rise to oppose the amendment. I am afraid if we put these excessive fees and fines into this bill, we are going to have counterfeiting of punchboards, and also not only counterfeiting but the distributors, what they call—like the moonshiners used to, you know, bring the booze around—bootlegging, and I am afraid so many illegal activities will happen that I ask you to defeat this amendment. Thank you, Mr. Speaker.

PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I know Mr. Saloom is going to love this. Can the amendment be further divided? So that the minimum would be a \$100 fine and the maximum \$2,500.

The SPEAKER. The answer to the majority leader is yes. You would accomplish that by striking out all the language on the offered amendment except "Amend Sec. 10, page 6, line 4, by striking out '\$500' and inserting \$2,500". The net result of that would be that the current \$100 minimum would exist and the maximum would be \$2,500.

Does the gentleman, Mr. Clymer, agree to withdraw the other part of the amendment? All right.

The amendment has been further divided, and Mr. Clymer has agreed to withdraw all the language on the page with the exception of this language: "Amend Sec. 10—" Oh, you did not agree.

Mr. CLYMER. No. Mr. Speaker, I want the amendment to run with the \$300 minimum and a maximum of \$2,500.

Mr. MANDERINO. Mr. Speaker, I think that he does not want to withdraw the first part, and I would expect that we would have to take a vote on whether the minimum will be \$100 or \$300 and whether the maximum will be \$500 or \$2,500.

AMENDMENTS DIVIDED

The SPEAKER. Now with the acquiescence of the gentleman, Mr. Petrarca, who presides on the floor, we will divide the question as follows. Please pay attention. We are serious about this and we want to get this out of the way.

The first vote will be on this language: "Amend Sec. 10, page 6, line 3, by striking out '\$100' and inserting \$300". That is the first vote. If you agree that you want the minimum to be \$300, you will vote "aye" on that; if you wish it to remain as \$100, you will vote "no" on that.

On the question,  
Will the House agree to part 1 of the amendments?

The following roll call was recorded:

YEAS—72

Acosta	Freeman	LaGrotta	Saurman
Barley	Gallen	Langtry	Scheetz
Battisto	Gamble	Leh	Schuler
Birmelin	Gannon	Livengood	Semmel
Bortner	Geist	McClatchy	Sirianni
Bowley	Gladeck	McHale	Smith, S. H.

Brandt	Gruppo	Manmiller	Snyder, D. W.
Chadwick	Hayden	Murphy	Taylor, E. Z.
Civera	Hayes	Noye	Vroon
Clymer	Heckler	O'Donnell	Wambach
Cornell	Herman	Phillips	Wass
Dawida	Hershey	Piccola	Wilson
Dempsey	Hess	Pitts	Wright, J. L.
Durham	Honaman	Raymond	Wright, R. C.
Farmer	Hughes	Reinard	Yandrisevits
Fischer	Johnson	Richardson	
Flick	Josephs	Roebuck	Irvis,
Foster	Kitchen	Ryan	Speaker
Fox	Kosinski		

NAYS—122

Angstadt	DeWeese	Lescovitz	Reber
Argall	Daley	Letterman	Rieger
Arty	Davies	Levdansky	Ritter
Baldwin	Dietterick	Lloyd	Robbins
Belardi	Distler	Lucyk	Rudy
Belfanti	Dombrowski	McCall	Saloom
Billow	Donatucci	Maiale	Serafini
Black	Dorr	Maine	Seventy
Blaum	Duffy	Manderino	Showers
Book	Evans	Markosek	Smith, B.
Bowser	Fargo	Mayernik	Snyder, G.
Boyes	Fee	Melio	Staback
Broujos	George	Merry	Stairs
Bunt	Godshall	Michlovic	Steighner
Burd	Gruitza	Miller	Stevens
Burns	Hagarty	Moehlmann	Stuban
Bush	Haluska	Morris	Sweet
Caltagirone	Harper	Mowery	Taylor, F.
Cappabianca	Hasay	Mrkonic	Taylor, J.
Carlson	Howlett	Nahill	Telek
Carn	Hutchinson	O'Brien	Tigue
Cawley	Itkin	Olasz	Trello
Cessar	Jackson	Oliver	Truman
Clark	Jadlowiec	Perzel	Van Horne
Cohen	Jarolin	Petrarca	Veon
Colafella	Kasunic	Petrone	Weston
Cole	Kennedy	Pistella	Wiggins
Corrigan	Kenney	Pressmann	Wogan
Cowell	Kukovich	Preston	Wozniak
Coy	Lashingier	Punt	Wright, D. R.
DeLuca	Laughlin		

NOT VOTING—4

Fattah	Linton	McVerry	Pievsky
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EXCUSED—5

DeVerter	Freind	Micozzie	Rybak
Dininni			

The question was determined in the negative, and part 1 of the amendments was not agreed to.

The SPEAKER. Less than the majority having voted in favor of the amendment, the amendment fails. That means that the minimum remains at \$100.

Now the following language is placed before the House: "Amend Sec. 10, page 6, line 4, by striking out '\$500' and inserting \$2,500". If you wish the language to read "\$2,500," you will vote in favor of that.

On the question,  
Will the House agree to part 2 of the amendments?

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

Mr. SALOOM. Mr. Speaker, I am asking for a "no" vote on this. This bill is really designed to help our small clubs, our fire departments, rescue squads. They may have an affair once a year. They may make a little mistake. Somebody may be laying for them and they could be fined \$2,500, their fundraiser completely wiped out. Any hope for new equipment would be wiped out at the same time. I would ask you to vote "no" on this, please.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Clymer, on the amendment.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, that portion remaining, the \$2,500, we all recognize the many social problems that gambling creates, and this is simply to keep things in line. I do not think it is unreasonable to ask that that \$2,500 be on the books to remind people, if the bill should pass, that this is the law and to keep them in line. We have all kinds of laws and penalties for other things, and this is only comparable to what we are doing with the Liquor Code. So I would ask for a "yes" vote. Thank you, Mr. Speaker.

On the question recurring,  
Will the House agree to part 2 of the amendments?

The following roll call was recorded:

YEAS—61

Acosta	Gallen	Leh	Ritter
Barley	Gladeck	Linton	Roebuck
Battisto	Gruppo	Livengood	Rudy
Birmelin	Haluska	Lloyd	Ryan
Bortner	Hayden	McClatchy	Saurman
Bowley	Hayes	McHale	Scheetz
Chadwick	Heckler	Maine	Schuler
Clymer	Herman	Manmiller	Sirianni
Cornell	Hershey	Miller	Smith, S. H.
Davies	Hess	Murphy	Taylor, E. Z.
Dempsey	Johnson	Noye	Vroon
Fischer	Josephs	O'Donnell	Wambach
Flick	Kitchen	Phillips	Wass
Foster	Kosinski	Piccola	Wright, D. R.
Fox	LaGrotta	Pitts	Yandrisevits
Freeman			

NAYS—135

Angstadt	Dawida	Lashinger	Rieger
Argall	Dietterick	Laughlin	Robbins
Arty	Distler	Lescovitz	Saloom
Baldwin	Dombrowski	Letterman	Semmel
Belardi	Donatucci	Levdansky	Serafini
Belfanti	Dorr	Lucyk	Seventy
Billow	Duffy	McCall	Showers
Black	Durham	McVerry	Smith, B.
Blaum	Evans	Maiale	Snyder, D. W.
Book	Fargo	Manderino	Snyder, G.
Bowser	Farmer	Markosek	Staback
Boyes	Fee	Mayernik	Stairs
Brandt	Gamble	Melio	Steighner
Broujos	Gannon	Merry	Stevens
Bunt	Geist	Michlovic	Stuban
Burd	George	Moehlmann	Sweet
Burns	Godshall	Morris	Taylor, F.
Bush	Gruitza	Mowery	Taylor, J.
Caltagirone	Hagarty	Mrkonic	Telek
Cappabianca	Harper	Nahill	Tigue
Carlson	Hasay	O'Brien	Trello
Carn	Honaman	Olasz	Truman
Cawley	Howlett	Oliver	Van Horne
Cessar	Hughes	Perzel	Veon

Civera	Hutchinson	Petrarca	Weston
Clark	Itkin	Petrone	Wiggins
Cohen	Jackson	Pistella	Wilson
Colafella	Jadlowiec	Pressmann	Wogan
Cole	Jarolin	Preston	Wozniak
Corrigan	Kasunic	Punt	Wright, J. L.
Cowell	Kennedy	Raymond	Wright, R. C.
Coy	Kenney	Reber	
DeLuca	Kukovich	Reinard	Irvis,
DeWeese	Langtry	Richardson	Speaker
Daley			

NOT VOTING—2

Fattah	Pievsky
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EXCUSED—5

DeVerter	Freind	Micozzie	Rybak
Dininni			

The question was determined in the negative, and part 2 of the amendments was not agreed to.

On the question recurring,  
Will the House agree to the bill on third consideration?  
Mr. TRELLO offered the following amendment No. A3756:

Amend Sec. 2, page 2, line 21, by inserting after "Punchboards"  
, member sign-in lotteries, stamp machines, half-and-half lotteries, raffles, strip tickets, pull-tabs

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

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

Mr. TRELLO. Mr. Speaker, since the bill addresses small games of chance, as a member of many organizations myself, there are other areas that are considered small games of chance, and my amendment would make them part of the bill, such as sign-in lotteries.

Now, sign-in lotteries are something that we use in our organizations to encourage attendance. I am a fourth-degree Knight, and our Knights of Columbus has a meeting once a month, and to encourage good attendance at the club we offer \$10 or \$15 only for the members that attend the meeting, and I am asking for that to be included.

The second is a stamp machine. Of course, that is three different things. A stamp machine, strip tickets, and pull-tabs are all the same thing. I would like to have that included. Those are the tickets that you see flying around the House floor every once in a while.

And, of course, the half-and-half lotteries. A half-and-half lottery we are all familiar with. At our high school football games they go around and sell tickets for a half-and-half prize to help pay for the expenses of the football banquet at the end of the year, and I see no problem with that.

They are all considered small games of chance and are also very vital to the survival of our clubs and some of our organizations, and I ask for an affirmative vote.

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

I rise in support of the Trello amendment. With the exception of the raffles, all of the other items listed in this amendment are what are commonly considered fishbowl tickets. One of the reasons for the explanatory amendment is also to insure that some court somewhere down the line will not rule that someone who buys a pull-tab ticket across the bar is in violation of the law because that pull-tab ticket was not in a fishbowl. So this is covering the same exact types as are contained in the original bill. Pull-tabs and strip tickets are fishbowl tickets, but we want it to be explained a little better so that some court or some judge will not rule that the tickets must come out of a fishbowl.

The other new item included is one that every volunteer fire company and every civic organization that I know of, bar none, uses, and that is raffles. Raffles are commonplace. They have been in existence since the State of Pennsylvania was first initiated. When they were still smoking peace pipes, they had raffles in this State, and I would hope that we would include raffles. Thank you.

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

Mr. PETRARCA. Mr. Speaker, the sign-in book that they have at the veterans' clubs and all the other organizations, this is all small games of chance to me. Leave it up to the crowd.

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to this amendment. It is going to be part of an ongoing scene, that the minute we begin to legalize more gambling in Pennsylvania, we are going to see these kinds of amendments come to the floor of the House. This will not be the end but it is going to be an ongoing saga. This may seem like a difficult vote to vote against now, but I assure you, in the future of gambling in Pennsylvania, as these other bills come up, it will be much harder. I just ask that you consider this matter, and I would ask for your "no" vote. Thank you.

The SPEAKER. The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

The veterans' organizations of Pennsylvania, as we all know, have asked this General Assembly to give them the legal right to operate small games of chance, and specifically they speak in terms of punchboards and fishbowls. Those veterans' organizations do a lot of good in almost all of our communities across Pennsylvania, and there is no doubt that they use the revenues gained by these small games of chance to foster those activities in our communities.

This General Assembly should make a decision, Mr. Speaker, I believe, simply on the basis of their request to give them legal permission to sponsor punchboards and fishbowls. What has happened each and every time, each and every time this type of legislation comes onto the floor of the House there are those who try to sweeten it, and each and every time that has happened this General Assembly has failed to give to those veterans' organizations a piece of legislation which they can use to sponsor their activities in their communities.

I respectfully suggest that if we really want to help those veterans' groups and those fraternal organizations who do a lot of good things in our communities, if we really want to help them do those good things, we should stop this every year fiddling around with this bill to try to sweeten it. I have heard people stand up in public meetings saying, we are for the veterans' organizations; we are for the Moose club and we are for the Elks and all the good things they do, and the next thing you know, they legislatively come on the floor of this House and offer amendments which will certainly spell doom for this type of legislation. If you want to help, keep the bill just the way it is - punchboards and fishbowls - and vote down this type of an amendment. Thank you, Mr. Speaker.

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

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, I am waiting for the halls of the House to come crashing down after that speech by Representative Hayes. If ever I heard a red herring, it falls into the definition of the words that were just passed across the floor of the House.

The bottom line on this particular piece of legislation is that it is a control piece of legislation. The amendment before us very simply talks about additional devices to carry on the controlled games at the controlled amounts under the controlled circumstances as the rest of the bill. The types of small games of chance that are being spoken about in Representative Trello's amendment in no way, shape, or form can bring about anything more evil than the existence of punchboards and fishbowl tickets, which currently are in the bill as defined games, the defined particular small games of chance.

Everything that Representative Hayes made sound like it was coming from the Devil himself is in fact a red herring, as I said earlier. There is no way that these particular traditional-type games, which are small games of chance, will do any more or any less harm to the concept and the philosophy and, most importantly, to the integrity of this bill in the manner in which it can be administered and enforced.

I would wholeheartedly recommend a favorable vote for the Trello amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Monroe, Mr. Battisto.

Mr. BATTISTO. Thank you, Mr. Speaker.

This is not going to be words from the fire and brimstone minister or the Devil himself. However, very honestly, if you look at this bill, what bothers me about this, and I understand that this is the amendment, but this amendment just makes worse a situation about this bill, and that is the situation surrounding distributors. This will add more devices for them to distribute. I do not think the people understand the fact that this bill is a bonanza for distributors and adding this amendment only makes it better for them. That is what bothers me, and I brought this out last year in debate. I thought it was going to be cleaned up, but it is not cleaned up. We are making a bonanza for distributors, and adding this amendment only makes it better for them. Calculate it a little bit.

You will find out how much money they are going to be making as a result of these devices they will be distributing. And frankly, you are making it worse with this amendment. Thank you very much.

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Herman, on the amendment.

Mr. HERMAN. Thank you, Mr. Speaker.

I would like to ask the prime sponsor of this amendment if he would stand for interrogation, please.

The SPEAKER. Mr. Trello indicates he will so stand. You may proceed.

Mr. HERMAN. Just a very brief question, Mr. Speaker. Could you please describe how a stamp machine works? I am not familiar with that device.

Mr. TRELLO. Well, a stamp machine is exactly what it is described as. It is a simple stamp machine, and what is in a stamp machine is a fishbowl ticket. Instead of paying your quarter across the bar and having the bartender give you a fishbowl ticket, you put the quarter in a stamp machine and you get out the same ticket. It is a fishbowl ticket.

Mr. HERMAN. How does that differ from the strip ticket then?

Mr. TRELLO. A strip ticket is a fishbowl ticket. It is all the same thing.

Mr. HERMAN. Are you saying then that these are pretty much synonyms for the same type of device?

Mr. TRELLO. Absolutely. You put them all in a fishbowl and they are called fishbowl tickets.

Mr. HERMAN. Thank you, Mr. Speaker.

The SPEAKER. For the second time on the amendment, the Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Just to respond to the comments made by the minority whip, Mr. Hayes—and I hate to disagree with him—this is not an attempt to sweeten the legislation or broaden or expand the legislation. This language was included in all of the previous legislation—four different occasions since I have been down here—as it has passed the House. Some of the fire companies and many of the clubs and fraternal organizations would like to sweeten or broaden the language of this bill with video poker machines, with some real small-games legislation, and no member of this floor is willing to do that.

We have kept the bill very narrow; we have kept it down to the types of gambling that have existed for 50 or 100 years or better, and we have not tried to broaden it. We just simply do not want some court or some judge in some county to rule that a strip ticket must come out of a fishbowl. And the other provision is for raffles, which every member of this House at one time or another has sold or bought. Thank you very much.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—130

Acosta	Coy	Kukovich	Preston
Angstadt	DeLuca	LaGrotta	Punt
Argall	DeWeese	Laughlin	Raymond
Arty	Davies	Lescovitz	Reber
Baldwin	Dawida	Letterman	Richardson
Belardi	Dietterick	Levdansky	Ritter
Belfanti	Distler	Livengood	Robbins
Billow	Dombrowski	Lloyd	Saloom
Blaum	Donatucci	Lucyk	Serafini
Book	Duffy	McCall	Seventy
Bortner	Durham	McHale	Showers
Bowley	Evans	McVerry	Staback
Bowser	Fee	Maiale	Stairs
Boyes	Fox	Maine	Steighner
Brandt	Freeman	Markosek	Stevens
Broujos	Gannon	Mayernik	Suban
Burd	Gruitza	Merry	Sweet
Burns	Haluska	Michlovic	Taylor, F.
Bush	Harper	Miller	Taylor, J.
Caltagirone	Hasay	Moehlmann	Telek
Cappabianca	Herman	Morris	Tigue
Carlson	Howlett	Mrkonc	Trello
Carn	Hughes	Murphy	Truman
Cawley	Hutchinson	Nahill	Van Horne
Cessar	Itkin	O'Brien	Veon
Civera	Jackson	Olasz	Weston
Clark	Jadlowiec	Oliver	Wiggins
Cohen	Jarolin	Perzel	Wilson
Colafella	Josephs	Petrarca	Wogan
Cole	Kasunic	Petrone	Wozniak
Cornell	Kenney	Phillips	
Corrigan	Kitchen	Pistella	Irvis,
Cowell	Kosinski	Pressmann	Speaker

NAYS—62

Barley	Gamble	Leh	Scheetz
Battisto	Geist	Linton	Schuler
Birmelin	George	McClatchy	Semmel
Black	Gladeck	Manderino	Sirianni
Bunt	Godshall	Manmiller	Smith, B.
Chadwick	Gruppo	Melio	Smith, S. H.
Clymer	Hagarty	Mowery	Snyder, D. W.
Daley	Hayes	Noye	Snyder, G.
Dempsey	Heckler	O'Donnell	Taylor, E. Z.
Dorr	Hershey	Piccola	Vroon
Fargo	Hess	Pitts	Wambach
Farmer	Honaman	Reinard	Wass
Fischer	Johnson	Rudy	Wright, D. R.
Flick	Kennedy	Ryan	Wright, J. L.
Foster	Langtry	Saurman	Yandrisevits
Gallen	Lashingier		

NOT VOTING—6

Fattah	Pievsky	Roebuck	Wright, R. C.
Hayden	Rieger		

EXCUSED—5

DeVerter	Freind	Micozzie	Rybak
Dininni			

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

On the question,

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

Mr. WASS offered the following amendments No. A4323:

Amend Sec. 2, page 2, line 14, by inserting after "organization"

licensed to sell liquor at retail,

Amend Sec. 2, page 2, line 20, by inserting after "association"

licensed to sell liquor at retail

On the question,

Will the House agree to the amendments?

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

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, my amendment will make it possible for the clubs and organizations that have a liquor license, and only those organizations, to have the punchboards and the fishbowls.

Mr. Speaker, we do have a concern about our veterans' organizations and others that are using this and feel this is needed to supplement their clubs' activities and their clubs' finances. But, Mr. Speaker, believe me, I think this is getting out of hand and we are not helping them as we let these fishbowls and punchboards go entirely throughout the State.

We have 4,000 legally licensed establishments now, charitable organizations that have a liquor license. We have 10,000 and more regular clubs that can use this - fire companies and so on. Now remember—I want this into the record—that there is a special permit for fire companies and ambulance services and rescue units, and they are allowed to have a license 5 days, consecutive days, or they are allowed to have a license 5 days within a 90-day period. During those periods of time, Mr. Speaker, they will be eligible to have the punchboards and the fishbowls.

Mr. Speaker, can you imagine the punchboards and the fishbowls lying around a fire company's hall on just any day of the week throughout every week of the year, lying there for people to participate in? I think that is wrong, and I think we have to have the controls that go along. When you are licensed to operate, that is when you can have your punchboards and fishbowls.

Mr. Speaker, I think this is a serious decision here on this floor as we allow this gambling to expand throughout our State haphazardly, without any control. So I ask, please, support the amendment that will give those who have liquor licenses the right to have punchboards and fishbowls, and that includes those fire companies and rescue squads that have the 5-day event or the daily event or the weekly event. That would include that group, and I think we have covered our bases for those who truly need this additional help.

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Saloom, on the amendment.

Mr. SALOOM. Mr. Speaker, I stand to oppose the amendment.

This amendment is designed for nonprofit organizations. These are people who might support senior citizens groups, some fraternal organizations, and certainly when they have their affairs or their community projects, they do not apply for liquor licenses because they do not believe in drinking. I think that we should not preclude helping the organizations that provide the services for the senior citizens and for the youth and some of the fraternal organizations, and I therefore ask for a negative vote on this amendment.

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

Mr. PETRARCA. Thank you, Mr. Speaker.

I oppose the Wass amendment. In my legislative district we had a fire company, Lloydsville, burn to the ground. They lost all their firetrucks; they lost their building. Now, just because, we will say, they do not have a liquor license—they just may have some pool tables, Ping-Pong tables—he is saying they cannot have the strip tickets, only 5 days a year.

I think that the chairman of the Liquor Control Committee, Mr. Saloom, is right. I oppose the Wass amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—19

Belardi	Maiale	Murphy	Vroon
Birmelin	Manmiller	O'Donnell	Wambach
Evans	Miller	Piccola	Wass
Foster	Moehlmann	Reber	Yandrisevits
Howlett	Mrkonic	Sirianni	

NAYS—175

Acosta	Dietterick	Kenney	Richardson
Angstadt	Distler	Kitchen	Rieger
Argall	Dombrowski	Kosinski	Ritter
Arty	Dorr	Kukovich	Robbins
Baldwin	Duffy	LaGrotta	Roebuck
Barley	Durham	Langtry	Rudy
Battisto	Fargo	Laughlin	Ryan
Belfanti	Farmer	Leh	Saloom
Billow	Fattah	Lescovitz	Saurman
Black	Fee	Letterman	Scheetz
Blaum	Fischer	Levdansky	Schuler
Book	Flick	Linton	Semmel
Bortner	Fox	Livengood	Serafini
Bowley	Freeman	Lloyd	Seventy
Bowser	Gallen	Lucyk	Showers
Boyes	Gamble	McCall	Smith, B.
Brandt	Gannon	McClatchy	Smith, S. H.
Broujos	Geist	McHale	Snyder, D. W.
Bunt	George	McVerry	Snyder, G.
Burd	Gladeck	Maine	Staback
Burns	Godshall	Manderino	Stairs
Bush	Gruitza	Markosek	Steighner
Caltagirone	Gruppo	Mayernik	Stevens
Cappabianca	Hagarty	Melio	Stuban
Carlson	Haluska	Merry	Taylor, E. Z.
Carn	Harper	Michlovic	Taylor, F.
Cawley	Hasay	Morris	Taylor, J.
Cessar	Hayden	Mowery	Telek
Chadwick	Hayes	Nahill	Tigue
Civera	Heckler	Noye	Trello
Clark	Herman	O'Brien	Truman
Clymer	Hershey	Olasz	Van Horne
Cohen	Hess	Oliver	Veon
Colafella	Honaman	Perzel	Weston
Cole	Hughes	Petrarca	Wiggins
Cornell	Hutchinson	Petrone	Wilson
Corrigan	Itkin	Phillips	Wogan
Cowell	Jackson	Pistella	Wozniak
Coy	Jadlowiec	Pitts	Wright, D. R.
DeLuca	Jarolin	Pressmann	Wright, J. L.
DeWeese	Johnson	Preston	Wright, R. C.
Daley	Josephs	Punt	
Davies	Kasunic	Raymond	Irvis,
Dawida	Kennedy	Reinard	Speaker
Dempsey			

## NOT VOTING—4

Donatucci      Lashinger      Pievsky      Sweet

## EXCUSED—5

DeVerter      Freind      Micozzie      Rybak  
Dininni

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

On the question recurring,

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

Mr. BELFANTI offered the following amendment No. A4340:

Amend Sec. 4, page 3, line 14, by striking out "\$250" and inserting

\$1,000

On the question,

Will the House agree to the amendment?

## AMENDMENT WITHDRAWN

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would simply raise the amount of prize that is allowable under the provisions of this act. As you are aware, when clubs and fire companies have raffles, quite often they will raffle a television set or they will raffle a side of beef or they will raffle something of that nature. It is very difficult, if not impossible, to find a prize to put on a raffle ticket that costs less than \$250.

However, Mr. Speaker, I have discussed this with a number of members on my side who have some fear that if we go to \$1,000, the chances of the legislation getting through the Senate might be narrowed, so therefore, Mr. Speaker, I am going to withdraw amendment No. A4340 and would like to call up amendment A4341.

On the question recurring,

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

Mr. BELFANTI offered the following amendment No. A4341:

Amend Sec. 4, page 3, line 14, by striking out "\$250" and inserting

\$500

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

As a show of good faith to my colleagues who feel that there are members trying to sweeten this legislation, I am just trying to be realistic by introducing this amendment. I feel that for \$500 an adequate prize can be raffled off and for \$250 the limitations are such that it would make the raffles that currently take place on a day-to-day basis just impossible to

run. What we will have if the legislation passes as is, without raising this prize to at least \$500, is legislation that will probably not do any good for anyone. Therefore, after speaking with many member organizations in my district who have asked that the prize be raised to \$1,000, as a show of good faith, I have reduced that to \$500 and hope that I can get a unanimous approval from the House for a \$500 prize limitation. Thank you, Mr. Speaker.

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, here again is an example of what I tried to say at the outset. This bill, HB 669, will be changed dramatically over the course of time if it indeed should become law, and here is another example, where we are seeing the ante raised on the prize from \$250 to \$500, and this one, again, will not be the last time that this will occur.

You know, we do not want to encourage further gambling in Pennsylvania. One of the ways we can do that is to vote "no" on this amendment, and I urge the members to do so.

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

Mr. TRELLO. Mr. Speaker, with all due respect to the previous speaker, a color television set is probably the most common prize that we have in all of our raffles, and if you try to buy a color TV set for \$250, let me know where you bought it.

That is why I am going to support the amendment, because the prize of a color television set is more than \$250, and without that I think the bill would be fruitless. So I support the amendment and ask all my colleagues to vote "yes."

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

Mr. WASS. Thank you, Mr. Speaker.

May I interrogate the maker of the amendment?

The SPEAKER. Mr. Belfanti indicates he will stand for interrogation. You may proceed, Mr. Wass.

Mr. WASS. Mr. Speaker, tell me how you could raise the prize of a punchboard—and I do not know. How would you raise the prize of a punchboard?

Mr. BELFANTI. Mr. Speaker, it is not my intention by making this amendment to have any effect on punchboards or fishbowl tickets or any small games of that nature. It is my intention to allow for the raffles that are so commonplace in this State to be conducted as have been conducted for the past two centuries; and unfortunately, Mr. Speaker, as Representative Trello said, you cannot purchase a prize that is worth raffling for \$250. You will not sell tickets. What are you going to raffle off - a bottle of beer? I do not know. We need at least the \$500 minimum so our fire companies can raffle off a shotgun or a color TV or a basket of cheer or something that people are used to buying raffle tickets on right now.

Mr. WASS. Mr. Speaker, if I may, your amendment then has been triggered by the additional gambling devices. Is that right?

Mr. BELFANTI. I am sorry; I do not understand the question.

Mr. WASS. As long as the bill only contained punchboards and fishbowls, your amendment would not have been effective.

Mr. BELFANTI. Mr. Speaker, the amendment which allows for raffles has already been incorporated as part of this legislation, which is why I waited to offer my amendment until after that amendment, which was offered by Representative Trello.

Mr. WASS. Thank you, Mr. Speaker.

Mr. BELFANTI. Thank you.

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

The following roll call was recorded:

YEAS—124

Acosta	Coy	Kenney	Pistella
Angstadt	DeLuca	Kitchen	Preston
Argall	DeWeese	Kosinski	Punt
Arty	Davies	Kukovich	Reber
Baldwin	Dawida	LaGrotta	Richardson
Belardi	Dietterick	Langtry	Rieger
Belfanti	Distler	Lescovitz	Roebuck
Billow	Dombrowski	Letterman	Rudy
Black	Donatucci	Linton	Saloom
Blaum	Duffy	Livengood	Seventy
Book	Durham	Lucyk	Showers
Bortner	Evans	McCall	Staback
Bowley	Farmer	McVerry	Stairs
Bowser	Fee	Maiiale	Steighner
Boyes	Fox	Maine	Stevens
Burd	Gannon	Markosek	Stuban
Burns	Gruitza	Mayernik	Sweet
Bush	Haluska	Melio	Taylor, F.
Caltagirone	Harper	Merry	Taylor, J.
Cappabianca	Hasay	Michlovic	Telek
Carlson	Hayden	Miller	Tigue
Carn	Howlett	Morris	Trello
Cawley	Hughes	Mrkonic	Truman
Cessar	Hutchinson	Nahill	Van Horne
Civera	Itkin	O'Brien	Veon
Clark	Jackson	Olasz	Weston
Cohen	Jadlowiec	Oliver	Wilson
Colafiglia	Jarolin	Perzel	Wogan
Cole	Josephs	Petrarca	Wozniak
Corrigan	Kasunic	Petrone	Wright, D. R.
Cowell	Kennedy	Phillips	Wright, J. L.

NAYS—70

Barley	Gamble	Lloyd	Scheetz
Battisto	Geist	McClatchy	Schuler
Birmelin	George	McHale	Semmel
Brandt	Gladeck	Manderino	Serafini
Broujos	Godshall	Manmillier	Sirianni
Bunt	Gruppo	Moehlmann	Smith, B.
Chadwick	Hagarty	Murphy	Smith, S. H.
Clymer	Hayes	Noye	Snyder, D. W.
Cornell	Heckler	O'Donnell	Snyder, G.
Daley	Herman	Piccola	Taylor, E. Z.
Dempsey	Hershey	Pitts	Vroon
Dorr	Hess	Pressmann	Wambach
Fargo	Honaman	Raymond	Wass
Fischer	Johnson	Reinard	Wright, R. C.
Flick	Lashinger	Ritter	Yandrisevits
Foster	Laughlin	Robbins	
Freeman	Leh	Ryan	
Gallen	Levdansky	Saurman	Irvis, Speaker

NOT VOTING—4

Fattah	Mowery	Pievsky	Wiggins
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EXCUSED—5

DeVerter	Freind	Micozzie	Rybak
Dininni			

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

The Chair recognizes the gentleman from Bucks, Mr. Clymer, on final passage.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, I will try to make my remarks as brief as possible, but I have some things I want to present that were not presented during the debate on the amendments.

Number one, the problem I have, among other things, is the enforcement of this bill. I have a letter from the Department of Revenue, and under its present setup, they have advised me that they could not effectively administer to the legislation that we are voting on today, so we are going to have a problem with the Department of Revenue and their ability to enforce the rules and regulations.

Then, Mr. Speaker, one of the things that I have said before from this platform is that illegal gambling will increase when you legalize further gambling. This is the record that has been set by the national gambling organization out of Washington. And then, Mr. Speaker, in the 1987 report of the Pennsylvania Crime Commission, they said the same thing, in that the legal lottery is a \$1.3-billion business but the illegal lottery in Pennsylvania is a \$1.4-billion business. Mr. Speaker, as I had also mentioned a few minutes ago, if we pass this bill and we support further legalization of gambling in Pennsylvania, that is not going to be the end. This bill is certainly a forerunner for more gambling in this Commonwealth.

Mr. Speaker, you have heard people say that their organizations need this bill in order to survive, and I submit to you this afternoon that what we are doing is giving them an artificial blood transfusion. You cannot replace success to good leadership, and when you have good leadership, organizations will thrive. When you get people involved who contribute their money and their time and their talents and make the organization go, that football organization or baseball club or whatever it is that is being supported by that organization that "needs that money, needs that gambling money," that organization will thrive on its own. It does not need gambling. And I have seen in my district the best organizations for youth, for young people, are those that do not go to the gambling halls or write me and say, Mr. Clymer, we need these small games of chance or we are going to dry up. The

business community rallies up behind them. There are other groups that step in and provide the necessary funding.

And then, Mr. Speaker, I think this afternoon of the kind of role models that we are trying to provide for the youth here in Pennsylvania. Mr. Speaker, I am a member of a local Legion post, and we give out many citations to students for scholarship, good citizenship, and character. Somehow I think the gambling mix does not quite go along with those kinds of citations and the group that the American Legion people support, the youth. I just find a double image here, a mixed bag, so to speak, in trying to say we are going to present a good role model for our youth and then we say but we need the gambling money.

Gambling has really some kind of a selfish motive. I can see people going in and paying \$50 or \$40 or whatever and saying to themselves, I hope I win. I do not think where the money is going to go and its input and what it will do is really that important as their own motives of saying, I hope that I can win that prize, whatever that might be.

Gambling does produce some things. It produces unpaid bills, embezzlement, disillusionment, bankruptcy, absenteeism, and a myriad of social problems. As my colleague had spoken earlier, Representative Battisto, as he intimated, these problems are real ones in today's society. This is not small games of chance. This is a misnomer that is called small games of chance when paychecks will be used to try to win money that many people can ill afford to lose.

Mr. Speaker, small games of chance, I have to think of a recent situation here in our own Nation and Commonwealth. It was a little bit of pot, marijuana, that caused a brilliant jurist to lose an important position as an associate justice with the Supreme Court. It was a small \$300 take that cost three judges in Philadelphia in all probability their judgeships.

Mr. LETTERMAN. Mr. Speaker, if he wants to talk, let us be on the subject. Keep him on it.

Mr. CLYMER. Mr. Speaker, I have just a few more remarks, but the nature of the issue is very critical. We are talking about tremendous social problems that will develop from gambling. Maybe perhaps some members are not really aware of the impact this will have on our society, and to spend a few minutes this afternoon to talk about them I think is worthwhile, and so, Mr. Speaker, I think it is important that we bring these issues. Mr. Speaker, opposition to this particular gambling bill has been the Pennsylvania Council of Churches, the League of Women Voters in Pennsylvania; and other organizations have also stressed their input.

Mr. Speaker, there are two more points I am going to make, and then I will retire. A year ago when this bill was brought up by Representative Petrarca, I read two short paragraphs, which I am going to read again. It is called "More youths are buying the gambling dream."

"Children in this state"—

and it refers to the problems they are having in New Jersey—

"are growing up with the understanding that gambling is a perfectly acceptable form of social communion; and that I find bizarre," says Carl Zeitz, a

member of the state's Casino Control Commission. "But that is what we've done."

Arnold Wexler, a nationally recognized expert on the subject, says the compulsive-gambling problem among young people here is serious, and it is growing: "Fifteen to 20 percent of all people seeking help nationwide are under the age of 21, and the figure is undoubtedly higher in New Jersey, because of the widespread availability of gambling here."

Although that was issued some time ago, it is still apropos to the problems today.

Mr. Speaker, finally, 4 years ago almost today very courageously the majority leader, while on the steps of the Capitol, was asked by a reporter if there was to be any further gambling in Pennsylvania, and his response at that time was an affirmative "no," that there would be no more further gambling in Pennsylvania. That was a very courageous, very brave statement for Mr. Manderino to make. I hope that he and others who had a position 4 years ago against further gambling in Pennsylvania will have that position today.

Mr. Speaker, for the reasons I have enumerated here in the last few minutes, I oppose HB 669 and ask for a negative vote.

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

Mr. TRELLO. Mr. Speaker, with all due respect to the previous speaker, he is trying to compare Pennsylvania with Atlantic City and Las Vegas. We do not have casino gambling in Pennsylvania, and I am standing on this floor and telling everybody that I would vote against casino gambling in Pennsylvania.

The only thing that we are talking about here today is gambling that already exists, and I know little boys and little girls in my district who are wearing girls' softball uniforms and Little League baseball uniforms simply because our clubs, our fraternal clubs, our veterans' clubs, with their 50-50 raffles and the dollar that I pay for that 50-50 raffle have bought that uniform. Not one dime of government money in this country, in this State especially, goes for youth programs. And if it was not for these organizations, I am going to tell you right now, you might see all of that disappear, because let me tell you something. Money is the root of all evil, and some of those people are the best rooters. They want to keep it. They do not want to give it out, just like we do here - some of the votes we have for spending.

One other thing: My colleague talks about a dream and about these long lines. Well, I, too, have a dream. I dreamt when the Lucky 7 was up to \$45 million, standing in that line, that I was going to win it. I am going to tell you something else. If I would have won it, I would have taken every dime of it - every single dime. Do you know why? Because in order to win, you got to play. And if you feel so strongly about gambling—and I respect the fact that you do; there is no problem with that—I have seen nobody on this floor of the House that offered a bill to repeal the lottery. Is that gambling? Do we have two sets of rules? Do we have two sets of rules on this? Of course not.

You talk about other means of supplying these worthwhile programs. What worthwhile program would you suggest that we bring up for the tax and rent rebate? For the pharmaceutical program? For the free bus rides? You tell me what they are and I will tell you what; I will sponsor the bill with you.

I encourage an affirmative vote on this bill. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Westmoreland, Mr. Petrarca, on the final passage of the bill.

Mr. PETRARCA. Mr. Speaker, I want everyone to remember this: This bill also provides for a local option where the voters must approve small games of chance in clubs before they can be licensed. This gives power to the people, the home district.

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

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, I knew I made a mistake when I showed my closing remarks to Representative Trello, and in retrospect, I should have shown them to the prime sponsor.

The only thing that I would like to say is to reiterate what Representative Trello said: Let us end the hypocrisy in this State. The gentleman, Representative Clymer, feels bad that the American Legion gives a citation out and that same club has gambling. He should feel just as bad that he has PACE (Pharmaceutical Assistance Contract for the Elderly) applications in his district office and gives them out when he knows that the funds for the pharmaceutical program come from our lottery. Let us end the hypocrisy in the State and adopt small games. Thank you.

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—157

Acosta	Davies	Kosinski	Reber
Angstadt	Dawida	Kukovich	Richardson
Argall	Dempsey	LaGrotta	Rieger
Arty	Dietterick	Laughlin	Ritter
Baldwin	Distler	Lescovitz	Robbins
Belardi	Dombrowski	Letterman	Rudy
Belfanti	Donatucci	Levdansky	Ryan
Billow	Dorr	Linton	Saloom
Black	Duffy	Livengood	Saurman
Blaum	Durham	Lucyk	Semmel
Book	Evans	McCall	Serafini
Bortner	Farmer	McHale	Seventy
Bowley	Fee	McVerry	Showers
Bowser	Fox	Maiale	Smith, S. H.
Boyes	Gannon	Maine	Staback
Brandt	Gaist	Manderino	Stairs
Broujos	George	Manmiller	Steighner
Bunt	Gladeck	Markosek	Stevens
Burd	Godshall	Mayernik	Stuban
Burns	Gruitza	Melio	Sweet
Bush	Hagarty	Merry	Taylor, F.
Caltagirone	Haluska	Michlovic	Taylor, J.
Cappabianca	Harper	Miller	Telek
Carlson	Hasay	Moehlmann	Tigue
Carn	Hayes	Morris	Trello
Cawley	Herman	Mrkonic	Truman
Cessar	Hess	Nahill	Van Horne
Chadwick	Honaman	Noye	Veon

Civera	Howlett	O'Brien	Wambach
Clark	Hughes	Olasz	Weston
Cohen	Hutchinson	Oliver	Wiggins
Colafella	Itkin	Perzel	Wilson
Cole	Jackson	Petrarca	Wogan
Cornell	Jadlowiec	Petrone	Wozniak
Corrigan	Jarolin	Phillips	Wright, D. R.
Cowell	Josephs	Pistella	Wright, R. C.
Coy	Kasunic	Pressmann	
DeLuca	Kennedy	Preston	Irvis,
DeWeese	Kenney	Punt	Speaker
Daley	Kitchen	Raymond	

NAYS—38

Barley	Gamble	McClatchy	Schuler
Battisto	Gruppo	Mowery	Smith, B.
Birmelin	Hayden	Murphy	Snyder, D. W.
Clymer	Heckler	O'Donnell	Snyder, G.
Fargo	Hershey	Piccola	Taylor, E. Z.
Fischer	Johnson	Pitts	Vroon
Flick	Langtry	Reinard	Wass
Foster	Lashinger	Roebuck	Wright, J. L.
Freeman	Leh	Scheetz	Yandrisevits
Gallen	Lloyd		

NOT VOTING—3

Fattah	Pievsky	Sirianni
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EXCUSED—5

DeVerter	Freind	Micozzie	Rybak
Dininni			

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.

ANNOUNCEMENTS BY MAJORITY LEADER

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, we have altered today's voting schedule and will not be taking up underage drinking today, but we will take up underage drinking tomorrow.

Mr. Speaker, I am about to introduce Governor Casey's request for funding from the Sunny Day Fund for seven different projects in the State of Pennsylvania - inducements to industry, to commerce - and the bill is down here with the staff member, Linda Lehman, for anyone who wishes to cosponsor the legislation.

REMARKS ON VOTES

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

Mrs. HAGARTY. Mr. Speaker, on amendment 4266 to HB 669, I would like to be voted in the negative.

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

The Chair recognizes the gentleman from Montgomery, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

On amendment 4291 to SB 515, I was not recorded. I would like to be recorded in the affirmative.

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

Mr. WILSON. Mr. Speaker, on HB 1178, I missed the vote. I would have voted in the affirmative. Thank you.

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

Mr. MAYERNIK. Mr. Speaker, on amendment 4266 to HB 669, I was voted in the affirmative. I would like to be recorded in the negative.

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

Mr. BELFANTI. Thank you, Mr. Speaker.

I was not recorded on amendment 4266 to HB 669. I would like to be recorded in the negative. Thank you.

#### STATEMENT BY MR. RICHARDSON

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

Mr. RICHARDSON. Mr. Speaker, I do not have a correction of a vote. I would like to make a statement at the correct time.

The SPEAKER. You better make it now when some people can hear you. Go ahead.

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

Mr. Speaker, under unanimous consent, I would like to say that on this day, November 17, 1967, that we in Philadelphia are celebrating 20 years of fighting for African-American history to be expressed in the public schools of the Commonwealth of Pennsylvania—well, in Philadelphia—not in the Commonwealth but in Philadelphia. It was on this day 20 years ago that some 10,000 students marched around the 21st and Parkway Board of Education and were beaten because we stood up and we dared the system in the city of Philadelphia. It was at that time that Frank Rizzo, the commissioner of the police department, beat and maimed many people of African descent as well as those individuals who had to stand up and rumble that African-American history be taught in the public schools.

We would like to cite on this day in the House of Representatives, as opposed to a resolution, that at least we can indicate that now there has been a change made and that there is some help coming forth with respect to the school district of the city of Philadelphia in that an African studies program now exists and the fact that in some of the schools there is some teaching of African-American history. While it is not spread out throughout the entire city of Philadelphia, through the public schools, through the parochial schools and private schools, we want to say that we should never forget this day, for channel 3, channel 6, and channel 10 as well as then at that time the Philadelphia Bulletin, the Inquirer, and the Daily News covered a front-page story of the number of people that were beaten and arrested on that day because they stood up to the system to try to bring about our history and black history for our students in the city of Philadelphia.

I want to say that it took a strong battle, because many of the young individuals that presently serve on the House floor as Representatives in fact were no more than perhaps 10 or 12 or 13 years of age themselves during that period of time and now are serving in the House of Representatives where they are having an opportunity to see what happens through struggle and change. We are saying that through the struggle and change in 20 years, after we fought for this to be taught in the Philadelphia public schools, we still do not have it to its full extent. And you, Mr. Speaker, have been responsible for even an issuing of a news magazine that has been put together to be disseminated across this Commonwealth to talk about the fact that African-American history and history that relates to other ethnic groups should be taught completely across the board to all students so that no one ever forgets the history and the struggle that has had to take place in regards to this.

I would like to thank the members of the House for their indulgence and thank the Speaker for the opportunity to make this note of history, November 17, 1967. Twenty years later, November 17, 1987, we are still battling to make sure that that becomes a reality across the entire State of Pennsylvania.

#### REMARKS ON VOTES

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. Dombrowski.

Mr. DOMBROWSKI. Thank you, Mr. Speaker.

I was not in my seat when the vote on HB 1178 was taken. I wish to be recorded in the affirmative.

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

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

Mr. KENNEY. Mr. Speaker, on SB 26, amendment A3867, the question of germaneness, I would like to be recorded in the negative.

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

The Chair recognizes the gentleman from Luzerne, Mr. Jarolin.

Mr. JAROLIN. On HB 669, amendment 4266, I would like to be recorded in the affirmative. Thank you, Mr. Speaker.

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

The gentleman from Philadelphia, Mr. Evans, wishes to be recorded in the negative on the Wass amendment A4323 to HB 669.

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

##### HB 802, PN 2485 (Amended)

By Rep. GEORGE

An Act amending the act of February 2, 1966 (1965 P. L. 1860, No. 586), entitled "An act encouraging landowners to make land and water areas available to the public for recreational purposes

by limiting liability in connection therewith, and repealing certain acts," clarifying the lands to which the act is applicable; and further providing for immunity relating to sports, playground, and certain pleasure-driving use of property, and for the immunity of the Commonwealth and its political subdivisions.

CONSERVATION.

**HB 1209, PN 1381** By Rep. GEORGE

An Act to promote and encourage the protection, preservation and conservation of locally designated scenic roads.

CONSERVATION.

**HB 1899, PN 2409** By Rep. LAUGHLIN

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for rates.

CONSUMER AFFAIRS.

**HB 1908, PN 2486** (Amended)

By Rep. GEORGE

An Act amending the act of November 18, 1968 (P. L. 1052, No. 322), known as the "Sewage Treatment Plant and Waterworks Operators' Certification Act," reestablishing the State Board for Certification of Sewage Treatment Plant and Waterworks Operators pursuant to the Sunset Act.

CONSERVATION.

**SB 321, PN 921** By Rep. LAUGHLIN

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for inspection of highway crossing safety devices by railroads or carriers.

CONSUMER AFFAIRS.

**WELCOMES**

The SPEAKER. Let the record show for today that there were several guest pages here. Representative Fargo had as guest pages Greg Ferdinandsen and Shawn Malarky of West Sunbury, Butler County. Mary Jane Gothe and Dana Brannon were here as the guests of Representative Book. And Eve Crognale, Brenda Hoffman, and Ruby Beil were here as the guest pages of Representative Robbins.

**BILLS AND RESOLUTIONS PASSED OVER**

The SPEAKER. Without objection, all remaining bills and resolutions on today's calendar will be passed over. The Chair hears no objection.

**ADJOURNMENT**

The SPEAKER. There being no further business to be brought before this day's session, the Chair recognizes the gentleman from Bucks, Mr. Corrigan.

Mr. CORRIGAN. Mr. Speaker, I move that this House do now adjourn until Wednesday, November 18, 1987, at 11:10 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:24 p.m., e.s.t., the House adjourned.