

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JUNE 29, 1988

SESSION OF 1988

172D OF THE GENERAL ASSEMBLY

No. 47

HOUSE OF REPRESENTATIVES

The House convened at 11:10 a.m., e.d.t.

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

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

Immortal, Invisible, and only Wise God, it is a joy for us to come apart from the busy affairs of life and spend a few quiet moments with Thee. We praise Thee for all the glories of creation, we thank Thee for the constancy of Thy love and care, and we beseech Thee to ever enrich our lives with the guidance of Thy glorious presence.

O God, enfold and keep these workmen of Thine in the hollow of Thy hand; protect and keep them free from the allurements and pitfalls which so easily beset them; and guide and keep them walking in the shadow of Thy truth, the example of Thy spirit, and the benediction of Thy love. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal for Tuesday, June 28, 1988, in regular session will be postponed until that Journal is in print. The Chair hears no objection.

LEAVES OF ABSENCE

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

Mr. FEE. Mr. Speaker, there are no requests for leaves on the Democratic side at this time.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Bucks County, Mr. HECKLER, for the day.

The SPEAKER. The leave is granted, there being no objection.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—196

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

Distler

Kukovich

ADDITIONS—0

NOT VOTING—0

EXCUSED—1

Heckler

WELCOMES

The SPEAKER. Curt Bowley has some guests in the balcony - Michele Grubbs, who is his district office legislative assistant; Wendy Curtin, who is a summer intern, is up there; and Rev. Ralph Romine, Carol Demko, and students from the Barnes and Sheffield United Methodist Churches. Representative Curt Bowley's guests are in the balcony. Welcome to the hall of the House. We are delighted to have you here.

Dean Kimbal and Josh Spencer are here. The Chair just met these two young men. They are the guests of Michael Bortner. They are going to be guest pages for the day. Stand up, boys.

Representative Corrigan has Jack Brady and his son, Alex, from Bucks County. Jack represents the Bucks County Intermediate Unit. Welcome to the hall of the House. We are glad to see both of you.

Representative Bruce Smith has George Maffett and Diana Fetrow, who is a page here, and she is Mr. Maffett's step-daughter—they are from York Haven—and his friend, Ivan Fisher, from Melbourne, Australia. Welcome to the hall of the House. We are delighted to have you here.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2596 By Representatives LLOYD, BORTNER, MERRY, BOWLEY, GODSHALL, KUKOVICH, SCHEETZ, BATTISTO, TRELLO, ITKIN and MELIO

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," further regulating garbage removal.

Referred to Committee on LOCAL GOVERNMENT, June 29, 1988.

No. 2597 By Representatives TRELLO, VROON, PETRONE, BATTISTO, MAYERNIK, FARGO, ROBBINS, BUNT, VAN HORNE, DeLUCA, PISTELLA, LaGROTTA, GALLEN, SHOWERS, B. SMITH, FOSTER, COLAFELLA, PRESTON, WIGGINS, EVANS, KENNEY, CARN, SEVENTY, COWELL, MAIALE and GANNON

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

Referred to Committee on FINANCE, June 29, 1988.

No. 2598 By Representatives E. Z. TAYLOR, VEON, OLASZ, HECKLER, HALUSKA, TRELLO and FOX

An act amending the act of December 29, 1972 (P. L. 1713, No. 367), known as the "Motor Vehicle Physical Damage Appraiser Act," imposing limitations on estimates of repair costs based on certain replacement parts.

Referred to Committee on CONSUMER AFFAIRS, June 29, 1988.

No. 2599 By Representatives COLE, MORRIS, BROUJOS, SIRIANNI, COY, G. SNYDER, BORTNER, HERSHEY, LEH, WASS, FOSTER, DAVIES, SHOWERS, STUBAN, D. W. SNYDER, STABACK, PHILLIPS, FISCHER, SEMMEL, VAN HORNE, FEE, GEORGE, LIVENGOOD, COLAFELLA, SALOOM, B. SMITH, DORR, NOYE, HESS and CESSAR

An Act designating the apple as the official fruit of the Commonwealth of Pennsylvania.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, June 29, 1988.

No. 2600 By Representatives CLARK, COWELL, VAN HORNE, BOYES, OLASZ, RICHARDSON, PETRARCA, SCHULER, SEMMEL, VEON, MELIO, BOWLEY and J. TAYLOR

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for professional apprentice sabbatical leave.

Referred to Committee on EDUCATION, June 29, 1988.

No. 2601 By Representatives SALOOM, OLASZ, PETRARCA, JAROLIN, BELARDI, FEE, CAWLEY, PUNT, MANMILLER, FARMER, CLARK, DUFFY, HUTCHINSON and DOMBROWSKI

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

Referred to Committee on LIQUOR CONTROL, June 29, 1988.

**HOUSE RESOLUTION
INTRODUCED AND REFERRED**

No. 311 By Representatives COHEN, CARLSON, BELFANTI, GODSHALL, KOSINSKI, ANGSTADT, HALUSKA, MELIO, SAURMAN, MAINE, JOSEPHS, PISTELLA, ARTY, PETRARCA, MORRIS, MICHLOVIC, HUGHES, STABACK, E. Z. TAYLOR, MRKONIC, WOGAN, DeLUCA and J. TAYLOR

Declaring the month of August 1988 as "Lyme Disease Awareness and Prevention Month."

Referred to Committee on RULES, June 29, 1988.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that SB 474, together with SB 1190, both 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.

SENATE MESSAGE

**AMENDED HOUSE BILLS
RETURNED FOR CONCURRENCE**

The clerk of the Senate, being introduced, returned **HB 265, PN 3216; HB 389, PN 3557; and HB 1727, PN 3473**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

CALENDAR

BILL ON SECOND CONSIDERATION

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

SB 769, PN 2265.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2072, PN 2676**, entitled:

An Act providing for the licensing and regulation of business and industrial development corporations; and providing penalties.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that HB 2072 be recommitted to the Committee on Appropriations.

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

* * *

The House proceeded to third consideration of **SB 424, PN 1710**, entitled:

An Act amending the act of August 6, 1941 (P. L. 861, No. 323), entitled, as amended, "Pennsylvania Board of Probation and Parole Law," further providing for a system of earned time; and making repeals.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that SB 424 be placed on the tabled calendar.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. MANDERINO. Mr. Speaker, I move that SB 424 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.

RESOLUTION

Mr. CAPPABIANCA called up **HR 300, PN 3502**, entitled:

Recognizing the 1988 Governor's Conference on Small Business as historic in that the conference, to be held on July 24, 25 and 26, 1988, in Hershey, will be the first to be held in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Heckler

The question was determined in the affirmative, and the resolution was adopted.

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 423, PN 3482**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act authorizing the Department of Transportation, with the approval of the Governor, to convey to the Borough of Shamokin Dam two parcels of land in the Borough of Shamokin Dam, Snyder County, Pennsylvania; and authorizing the Secretary of Environmental Resources to add certain parcels of land situate in Jefferson Township, Somerset County, to Forbes State Forest.

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Mowery.

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

Mr. Speaker, I would like to ask for a motion to suspend the rules in order to offer an amendment for a land transfer on some State property, and I would like to ask for a positive vote.

The SPEAKER. Have you discussed this with the floor leaders, Mr. Mowery?

Mr. MOWERY. I have with our side. I think Mr. Wambach over there would—

The SPEAKER. Mr. Wambach, do you know about this motion to suspend the rules?

Mr. WAMBACH. Yes, I do, Mr. Speaker.

The SPEAKER. Your recommendation?

Mr. WAMBACH. Mr. Speaker, I would support the motion to suspend the rules to consider the Mowery, Noye, and Wambach amendment.

The SPEAKER. Moved by the gentleman, Mr. Mowery, that the rules of the House be temporarily suspended so that he may amend an amendment inserted by the Senate to HB 423.

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

The SPEAKER. The Chair recognizes the gentleman from Centre, Mr. Letterman. Why do you rise?

Mr. LETTERMAN. Mr. Speaker, I would like to present a question.

The SPEAKER. The motion to suspend the rules is not debatable.

Mr. LETTERMAN. Well, I had been trying to get your attention before that.

The SPEAKER. Well, I am going partly blind and almost deaf.

Members will proceed to vote on the motion. Then we will recognize you, Mr. Letterman.

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

The following roll call was recorded:

YEAS—192

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

Clymer	Hershey	Nahill	Van Horne
Colafella	Hess	Noye	Veon
Cole	Honaman	O'Brien	Vroon
Cornell	Howlett	O'Donnell	Wambach
Corrigan	Hughes	Oliver	Wass
Cowell	Hutchinson	Perzel	Weston
Coy	Itkin	Petrarca	Wiggins
DeLuca	Jackson	Petrone	Wogan
DeVerter	Jadlowiec	Phillips	Wozniak
DeWeese	Jarolin	Piccola	Wright, D. R.
Daley	Johnson	Pievsky	Wright, J. L.
Davies	Josephs	Pistella	Wright, R. C.
Dawida	Kasunic	Pitts	Yandrisevits
Dempsey	Kennedy	Pressmann	
Dietterick	Kenney	Punt	Irvis,
Dininni	Kitchen	Raymond	Speaker
Distler	Kosinski		

NAYS—0

NOT VOTING—4

Cohen	Olasz	Preston	Seventy
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EXCUSED—1

Heckler

A majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. LETTERMAN. Mr. Speaker, I would like to question Mr. Wambach.

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

Mr. LETTERMAN. Mr. Speaker, have you asked anyone for a study on this transfer?

Mr. WAMBACH. I am sorry. Would you repeat the question? I did not hear it.

Mr. LETTERMAN. Have you asked anyone for a study to be done on this transfer?

Mr. WAMBACH. A study on the transfer?

Mr. LETTERMAN. Yes.

Mr. WAMBACH. I do not quite understand the question, Mr. Speaker.

Mr. LETTERMAN. I understand this has to go through Mr. Oliver's committee and a study has to be done as to whether it is legal to do it or not.

Mr. WAMBACH. I think the gentleman is referring to rule 32 of the House, Mr. Speaker, and what we are doing by asking for a suspension of the rules and acceptance of this amendment is to consider the conveyance transfer for the Capital Area Intermediate Unit of 17 acres of land for scholastic and recreational purposes.

That is the purpose of it, and quite frankly, Mr. Speaker, the purpose also brings with it bringing under one roof all of the services offered by the Capital Area Intermediate Unit. Quite frankly, we are looking to save some funds in the construction phase of the project so we can start hopefully this fall on this land. The satisfaction of rule 32 by this House is not being circumvented or not intended to be circumvented in any way, but we have asked for a suspension of the rules and now the consideration of this amendment to do so.

Mr. LETTERMAN. I take it then your answer, Mr. Speaker, is, yes, it has to have rule 32, right?

Mr. WAMBACH. No, it does not have to have rule 32, because we have asked for a suspension of the rules to offer it as an amendment, not as a bill, Mr. Speaker.

Mr. LETTERMAN. I do not think that— Are you sure that that circumvents rule 32?

Mr. WAMBACH. Mr. Speaker, I believe what I did was offer the complete explanation of what would ordinarily be required, I think, of rule 32. We are asking also within the conveyance that only half of the fair market value be paid by the Capital Area Intermediate Unit, and there is a reversionary clause within the amendment that states that if not used for scholastic or recreational purposes by the Capital Area Intermediate Unit, the land in question will be returned to the Commonwealth.

The SPEAKER. Mr. Letterman?

Mr. LETTERMAN. Yes, Mr. Speaker?

The SPEAKER. The Chair can answer your question. Once the rules are temporarily suspended, all of them are suspended, and therefore, it would not be necessary to follow rule 32. If that is your question, that is the answer.

Mr. LETTERMAN. Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments?

Mr. MOWERY offered the following amendments No. A4135:

Amend Title, page 1, line 7, by striking out "AND"

Amend Title, page 1, line 10, by removing the period after "FOREST" and inserting

; and authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Agriculture, to sell and convey a tract of land situate in East Pennsboro Township, Cumberland County.

Amend Bill, page 11, by inserting between lines 7 and 8

Section 3. (a) Conveyance to Capital Area Intermediate Unit.—The Department of General Services, with the approval of the Governor and the Department of Agriculture, is authorized and directed on behalf of the Commonwealth to sell and convey to the Capital Area Intermediate Unit, for a consideration of one-half of the fair market value, the following tract of land situate in East Pennsboro Township, Cumberland County, Pennsylvania, bounded and described as follows:

Beginning at a point, said point being the right-of-way intersection of the eastern right-of-way line of First Street, S.R.1019, and the southern right-of-way line of Railroad Avenue, relocated; thence along the southern right-of-way line of Railroad Avenue north 43 degrees 33 minutes 46 seconds east, a distance of 161.74 feet to a point; thence along the same on an arc of a curve curving to the left, having a radius of 318.83 feet, an arc length of 207.60 feet to a point; thence along land of Pennsylvania Department of Transportation north 43 degrees 25 minutes 31 seconds east, a distance of 134.76 feet to a point; thence along the same north 26 degrees 53 minutes 28 seconds west, a distance of 544.42 feet to a point; thence along the southern right-of-way line of I-81, S.R.0081, north 63 degrees 15 minutes 26 seconds east, a distance of 741.36 feet to a point; thence along the same on an arc of a curve curving to the right, having a radius of 2,984.55 feet, an arc length of 247.75 feet to a point; thence along land of the estate of Ruth V. Miller south 53 degrees 02 minutes 19 seconds east, a distance of 657.79 feet to a point; thence along land of the Commonwealth of Pennsylvania south 63 degrees 15 minutes 26

seconds west, a distance of 942.77 feet to a point; thence along the same south 43 degrees 33 minutes 47 seconds west, a distance of 787.38 feet to a point; thence along the eastern right-of-way line of First Street north 46 degrees 26 minutes 13 seconds west, a distance of 100.00 feet to a point the point of beginning. Said tract contains 775,012.50 square feet or 17.33 acres.

(b) Easements, etc.—The conveyance shall be made under and subject to all easements, servitudes and rights of others, including, but not confined to, streets, roadways and rights of telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected on the land.

(c) Restriction on use of property.—The deed of conveyance shall contain a clause that the property conveyed shall be used for scholastic and recreation purposes by the Capital Area Intermediate Unit and, if at any time the Capital Area Intermediate Unit or its successor in function conveys the property or permits the property to be used for any purpose other than those specified in this subsection, the title to the property shall immediately revert to the Commonwealth.

(d) Approval.—The deed of conveyance shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth.

(e) Costs and fees.—Costs and fees incidental to the conveyance shall be borne by the grantee.

Amend Sec. 3, page 11, line 8, by striking out "3" and inserting

4

Amend Sec. 3, page 11, line 10, by striking out "SECTION 2" and inserting

Sections 2 and 3

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Mowery.

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

As presented by Representative Wambach, the amendment really deals with a transfer of ground which is currently owned by the Department of Agriculture. This amendment simply says that that transfer of 17 acres to the Capital Intermediate Unit would be done with the approval of General Services and the signing by the Governor. And as far as the purpose, it obviously is to give the Capital Intermediate Unit a chance to consolidate its facilities and to offer as a result better services in the areas of Dauphin County, Cumberland County, and Perry County.

I ask for your support.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—194

Acosta	Distler	Kosinski	Raymond
Angstadt	Dombrowski	Kukovich	Reber
Argall	Donatucci	LaGrotta	Reinard
Arty	Dorr	Langtry	Richardson
Barley	Duffy	Lashingier	Rieger
Battisto	Durham	Leh	Ritter
Belardi	Evans	Lescovitz	Robbins
Belfanti	Fargo	Letterman	Roebuck
Billow	Farmer	Levdansky	Rudy
Birmelin	Fattah	Linton	Ryan

Black	Fee	Livengood	Rybak
Blaum	Fischer	Lloyd	Saloom
Book	Flick	Lucyk	Saurman
Bortner	Foster	McCall	Scheetz
Bowley	Fox	McClatchy	Schuler
Bowser	Freeman	McHale	Semmel
Boyes	Freind	McVerry	Serafini
Brandt	Gallen	Maiale	Showers
Broujos	Gamble	Maine	Sirianni
Bunt	Gannon	Manderino	Smith, B.
Burd	Geist	Manmiller	Smith, S. H.
Burns	George	Markosek	Snyder, D. W.
Bush	Gladeck	Mayernik	Snyder, G.
Caltagirone	Godshall	Melio	Staback
Cappabianca	Gruitza	Merry	Stairs
Carlson	Gruppo	Michlovic	Steighner
Carn	Hagarty	Miller	Stuban
Cawley	Haluska	Moehlmann	Sweet
Cessar	Harper	Morris	Taylor, E. Z.
Chadwick	Hasay	Mowery	Taylor, F.
Civera	Hayden	Mrkonic	Taylor, J.
Clark	Hayes	Murphy	Tigue
Clymer	Herman	Nahill	Trello
Cohen	Hershey	Noye	Van Horne
Colafella	Hess	O'Brien	Veon
Cole	Honaman	O'Donnell	Vroon
Cornell	Howlett	Olasz	Wambach
Corrigan	Hughes	Oliver	Wass
Cowell	Hutchinson	Perzel	Weston
Coy	Itkin	Petrarca	Wiggins
DeLuca	Jackson	Petrone	Wogan
DeVerter	Jadlowiec	Phillips	Wozniak
DeWeese	Jarolin	Piccola	Wright, D. R.
Daley	Johnson	Pievsky	Wright, J. L.
Davies	Josephs	Pistella	Wright, R. C.
Dawida	Kasunic	Pitts	Yandrisevits
Dempsey	Kennedy	Pressmann	
Dietterick	Kenney	Preston	Irvis,
Dininni	Kitchen	Punt	Speaker

NAYS—0

NOT VOTING—2

Micozzie Seventy

EXCUSED—1

Heckler

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

On the question,

Will the House concur in Senate amendments as amended?

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

YEAS—190

Angstadt	Dombrowski	Kukovich	Reber
Argall	Donatucci	LaGrotta	Reinard
Arty	Dorr	Langtry	Richardson
Barley	Duffy	Lashingier	Rieger
Battisto	Durham	Leh	Ritter
Belardi	Evans	Lescovitz	Robbins
Belfanti	Fargo	Letterman	Roebuck
Billow	Farmer	Levdansky	Rudy
Birmelin	Fattah	Linton	Ryan
Black	Fee	Livengood	Rybak
Blaum	Fischer	Lucyk	Saloom
Book	Flick	McCall	Saurman
Bortner	Foster	McClatchy	Scheetz
Bowley	Fox	McHale	Schuler
Bowser	Freeman	McVerry	Semmel
Boyes	Freind	Maiale	Serafini
Brandt	Gallen	Maine	Showers
Broujos	Gamble	Manderino	Sirianni

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

NAYS—1

Lloyd

NOT VOTING—5

Acosta	Josephs	Micozzie	Seventy
Carn			

EXCUSED—1

Heckler

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

Ordered, That the clerk inform the Senate accordingly.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **SB 114, PN 2186**, entitled:

An Act amending the act of May 5, 1933 (P. L. 284, No. 104), entitled, as reenacted and amended, "Malt Beverage Tax Law," extending the emergency malt or brewed beverage tax credits; and increasing the maximum credit.

On the question,

Will the House agree to the bill on third consideration?

Mr. TRELLO offered the following amendments No. A4171:

Amend Sec. 1 (Sec. 10.1), page 3, line 7, by striking out the brackets before and after "FIFTY THOUSAND DOLLARS (\$150,000.00)" and inserting immediately thereafter for calendar years ending prior to January 1, 1989, and shall not exceed

Amend Sec. 1 (Sec. 10.1), page 3, line 8, by inserting after "(\$200,000.00)"

for subsequent calendar years
Amend Sec. 2, page 4, lines 4 through 6, by striking out all of said lines

Amend Sec. 3, page 4, line 7, by striking out "3" and inserting

2

On the question,

Will the House agree to the amendments?

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

Mr. TRELLO. Mr. Speaker, what this does is clarify the tax credit given to the malt beverage industry and also extend it. The \$150,000 tax credit will be extended to January 1, 1989, and thereafter it will be increased to \$200,000 for 5 years.

I ask for support of the amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

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

Dininni Kukovich Raymond

NAYS—1

George

NOT VOTING—2

Kitchen

Seventy

EXCUSED—1

Heckler

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

On the question,

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

The SPEAKER. Does the gentleman from Allegheny, Mr. Clark, have an amendment?

Mr. CLARK. I am waiting for them to come down right now from the Reference Bureau, Mr. Speaker.

The SPEAKER. For this bill?

Mr. CLARK. Yes, Mr. Speaker.

The SPEAKER. We have no record of your request for a— Are you sure you have an amendment for this bill or is that Mr. Saloom's amendment?

Mr. SALOOM. Mr. Speaker?

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

Mr. SALOOM. Mr. Speaker, I am withdrawing my amendment today and hope to present it sometime in the future. Mr. Clark, I think, is making a motion to recommit.

The SPEAKER. No; Mr. Clark said he has an amendment which we do not know anything about.

Do you have an amendment to come down for this bill?

Mr. CLARK. Yes.

Mr. Speaker, I have three amendments ordered from the Reference Bureau. Absent those amendments, if you want to run the bill now, I would be prepared to make a motion to recommit to the Liquor Committee to review this bill.

The SPEAKER. No; we are not in any great hurry today. We can wait. We can put the bill over temporarily so you can get your amendments.

BILL PASSED OVER TEMPORARILY

The SPEAKER. SB 114 will go over temporarily awaiting amendments by Mr. Clark.

COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Pistella. Do you want to announce a committee meeting?

Mr. PISTELLA. Yes, Mr. Speaker. The select committee on long-term care in room 39E at the break.

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

HB 2571, PN 3583 (Amended)

By Rep. SWEET

An Act requiring municipal retirement systems to pay special ad hoc postretirement adjustments to certain retired police officers and firefighters; providing for the financing of these adjustments; providing for the administration of the Commonwealth's reimbursements for these adjustments; and making repeals.

LOCAL GOVERNMENT.

HB 2576, PN 3534

By Rep. SWEET

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," further providing for the sale of township real property.

LOCAL GOVERNMENT.

DEMOCRATIC CAUCUS

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

Mr. ITKIN. Mr. Speaker, I am going to recommend that the House now recess for a period of 2 hours to return at 1:45. At 12:45 there will be a Democratic caucus. This will give everyone an hour to obtain some lunch.

The SPEAKER. Democratic caucus at 12:45.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Perry, Mr. Noye.

Mr. NOYE. Thank you, Mr. Speaker.

Republicans will caucus at 12:45.

The SPEAKER. Republican caucus at 12:45. Report back to the floor at 1:45.

RECESS

The SPEAKER. The House stands in recess until 1:45.

AFTER RECESS

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

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The Secretary of the Senate, being introduced, informed that the Senate has insisted on its amendments nonconcurring in by the House of Representatives to **HB 212, PN 3325**, EXCEPT Amendments on Page 23, Lines 25-30, and Page 24, Lines 1-10, from which Amendments the Senate has receded.

Ordered the Secretary return the same to the House of Representatives with the request that the House recede from its

nonconcurrency and concur in the remaining Senate amendments.

**SUNSET LEADERSHIP COMMITTEE
RESOLUTION**

The SPEAKER. The Chair acknowledges receipt of the *Sunset Leadership Committee resolution* and asks the clerk to file the report.

The following resolution was submitted:

WHEREAS, Under the provisions of the Sunset Act, the following agencies have scheduled termination dates on June 30, 1988; and

1. The Professional Standards and Practices Commission
2. The State Civil Service Commission
3. The Industrial Board
4. The State Board for Certification of Sewage Treatment Plant and Waterworks Operators (DER)
5. The State Board of Vocational Rehabilitation
6. The Pennsylvania Industrial Development Authority
7. Certification Board for Sewage Enforcement Officers
8. The State Ethics Commission
9. The State Art Commission
10. The State Planning Board (Governor's Office)
11. The Pennsylvania Turnpike Commission
12. Municipal Police Officer's Education and Training Commission
13. The Pennsylvania Emergency Management Agency
14. The Department of Aging
15. State Athletic Commission

WHEREAS, No legislation has been enacted reestablishing said agencies; therefore be it

RESOLVED, That the Leadership Committee created under Section 3 of the Sunset Act does hereby exercise its right under Section 4 to postpone the termination of said agencies by approving this 29th day of June, 1988, a postponement of termination dates for said agencies until December 31, 1988.

June 29, 1988
Date

Robert C. Jubelirer
Joseph Loeper
Edward P. Zemprelli

K. Leroy Irvis, Chairman
James J. Manderino
Matthew J. Ryan

PARLIAMENTARY INQUIRY

The SPEAKER. Why does the gentleman from Delaware, Mr. Gannon, rise?

Mr. GANNON. Mr. Speaker, while we are waiting for the members to arrive on the floor, I would like to make a parliamentary inquiry.

The SPEAKER. The gentleman may make his inquiry.

Mr. GANNON. This is for my own clarification.

The SPEAKER. Surely.

Mr. GANNON. Yesterday we had a House bill before us that was amended by the Senate, and in the course of our deliberations we reverted to a prior printer's number. Now, the normal course would be when a bill comes over from the

Senate and it has been amended, a House bill has been amended by the Senate, the House would have the option of either concurring or nonconcurring in those Senate amendments.

The SPEAKER. Yes.

Mr. GANNON. Now, if we would nonconcur, my understanding would be that that bill would then go to a conference committee or be assigned to a conference committee. Would that be correct?

The SPEAKER. No. No, you have missed a step.

If we nonconcur, we would inform the Senate of that nonconcurrency. The Senate would then have to say we insist on our amendments or the Senate could simply recede from the amendments. But if the Senate were to say we insist on the amendments nonconcurrent in by the House and we suggest that a committee of conference be appointed, then the next step is for the House to say we insist on our nonconcurrency in the Senate amendments and we agree with a conference committee.

Mr. GANNON. So there would actually be two more steps. The Senate would have to insist on concurrence—

The SPEAKER. Yes. One more step from the Senate and one more step from the House.

Mr. GANNON. —and then the House would have to insist on nonconcurrency.

The SPEAKER. Yes.

Mr. GANNON. Thank you, Mr. Speaker.

CALENDAR CONTINUED

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The clerk of the Senate, being introduced, returned the following **HB 750, PN 3542**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act providing for abandoned mine subsidence emergency assistance.

On the question,

Will the House concur in Senate amendments?

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

Mr. OLASZ. Mr. Speaker, I agree with the amendments inserted by the Senate, and I would ask for your positive vote.

The SPEAKER. What were the amendments, Mr. Olasz?

Mr. OLASZ. Mr. Speaker, they increased the radius from one-half mile to 1 mile and reduced the amounts of the grants. The grants will still be available but to a lesser degree.

The SPEAKER. On the question, those in favor of concurring in the amendments inserted by the Senate, as advised by Mr. Olasz, will vote "aye"; those opposed, "no."

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—194

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

NAYS—0

NOT VOTING—2

Richardson Seventy

EXCUSED—1

Heckler

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

Ordered, That the clerk inform the Senate accordingly.

* * *

The clerk of the Senate, being introduced, returned the following **HB 1729, PN 3155**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested:

An Act providing for the regulation of professional wrestlers and promoters; imposing a tax on certain receipts; requiring the posting of performance bonds; and providing penalties.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Miller. Would you advise the House as to what amendments were inserted by the Senate to HB 1729 and your recommendation.

Mr. MILLER. Thank you, Mr. Speaker.

Mr. Speaker, the issue is the deregulation of professional wrestling in Pennsylvania.

As you may recall, the House sent the bill over eliminating amateur wrestling from regulation by the Commonwealth. As the bill has come back from the Senate, the primary change is the rate of tax in taxing gross receipts of professional wrestling exhibitions in the Commonwealth. The bill went over to the Senate at a 2-percent rate and has returned with a 3 1/2-percent rate, 3.5-percent rate on gross receipts.

It is my understanding there is an agreed-to recommendation across the aisle that this bill be passed in its concurrent form, and I would ask the members to support the measure with an affirmative vote. Thank you, Mr. Speaker.

The SPEAKER. On concurrence, those in favor will vote "aye"; those opposed, "no."

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—193

Acosta	Distler	Kosinski	Punt
Angstadt	Dombrowski	Kukovich	Raymond
Argall	Donatucci	LaGrotta	Reber
Arty	Dorr	Langtry	Reinard
Barley	Duffy	Lashingier	Rieger
Battisto	Durham	Leh	Ritter
Belardi	Evans	Lescovitz	Robbins
Belfanti	Fargo	Letterman	Roebuck
Billow	Farmer	Levdansky	Rudy
Birmelin	Fattah	Linton	Ryan
Black	Fee	Livengood	Rybak
Blaum	Fischer	Lloyd	Saloom
Book	Flick	Lucyk	Saurman
Bortner	Foster	McCall	Scheetz
Bowley	Fox	McClatchy	Schuler
Bowser	Freeman	McHale	Semmel
Boyes	Freind	McVerry	Serafini
Brandt	Gallen	Maiale	Showers
Broujos	Gamble	Maine	Sirianni
Bunt	Gannon	Manderino	Smith, B.
Burd	Geist	Manmiller	Smith, S. H.
Burns	George	Markosek	Snyder, D. W.
Bush	Gladeck	Mayernik	Snyder, G.
Caltagirone	Godshall	Melio	Staback
Cappabianca	Gruitza	Merry	Stairs
Carlson	Gruppo	Michlovic	Steighner
Carn	Hagarty	Micozzie	Stuban
Cawley	Haluska	Miller	Sweet
Cessar	Harper	Moehlmann	Taylor, E. Z.
Chadwick	Hasay	Morris	Taylor, F.
Civera	Hayden	Mowery	Taylor, J.
Clark	Hayes	Mrkonic	Tigue
Clymer	Herman	Murphy	Trello
Cohen	Hershey	Nahill	Van Horne
Colafella	Hess	Noye	Veon

Cole	Honaman	O'Brien	Vroon
Cornell	Howlett	O'Donnell	Wambach
Corrigan	Hughes	Olasz	Wass
Cowell	Hutchinson	Oliver	Weston
Coy	Itkin	Perzel	Wiggins
DeLuca	Jackson	Petrarca	Wogan
DeVerter	Jadlowiec	Petrone	Wozniak
DeWeese	Jarolin	Phillips	Wright, J. L.
Daley	Johnson	Piccola	Wright, R. C.
Davies	Josephs	Pievsky	Yandrisevits
Dawida	Kasunic	Pistella	
Dempsey	Kennedy	Pitts	Irvis,
Dietterick	Kenney	Pressmann	Speaker
Dininni	Kitchen	Preston	

NAYS—0

NOT VOTING—3

Richardson Seventy Wright, D. R.

EXCUSED—1

Heckler

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

Ordered, That the clerk inform the Senate accordingly.

WELCOME

The SPEAKER. The majority leader, Mr. Manderino, has a guest in the gallery - Walt Hebda, Jr., from Irwin. Mr. Hebda, will you wave so we can see you up there. Welcome to the hall of the House. We are delighted to have you here.

ANNETTE DECHESNE PRESENTED

The SPEAKER. All of you have seen the diligence that our pages exercise, both those who are permanent pages and those who are temporary, in running errands as fast as they can for us, and all too frequently we take them for granted because they are always there when we need them, but we are going to lose one of those permanent pages at the end of the voting session tomorrow. Annette Dechesne is going to leave the area and is going to join her family in Florida. You remember her mother and father were here last year, I think it was, to see her at work.

We are going to miss you, Annette. The Chair wants to put into the record how much the Chair appreciates the work you have done for all of the members, unselfishly, without stint, racing as rapidly as you know how to run all the errands that they ask of you and doing all of this work, some of it pure drudgery, without a single complaint. We are sorry that you are leaving, but we will be delighted to wish you a good, healthy, and long life wherever you go, and so that you may remember at one time you were part of our family, the gavel which I have just struck is our gift to you, engraved with the Speaker's name and yours, and it has called the House officially to order. Good luck to you, and if you wish to say a few words, please speak.

Miss DECHESNE. I just want to say thank you and I will never forget any of you.

The SPEAKER. Now, that is the kind of speech I like.

ANNOUNCEMENT

The SPEAKER. The Chair understands that there was a contest earlier this week, and the two gladiators have met—and we are not talking about Tyson and Spinks; that was not even a contest—and the Chair understands that a trophy, which has now for a year been within the grasp of the Democratic Caucus, must now in due course be turned over to the succeeding gladiators of the Republican Caucus.

For that purpose, the Chair recognizes the gentleman from Westmoreland, gladiator No. 1—are you gladiator No. 1?—Mr. Kukovich.

Mr. KUKOVICH. I do not know if I can include that name, Mr. Speaker. It is with a great deal of sorrow that I stand at the podium today. This week the Republicans won at tennis, and they also won at softball; however, they needed the assistance of some Democratic pages. But be that as it may, since we intend to be as courteous as possible this season with the Republican Caucus, we think it is only fair and courteous that we turn this trophy over, especially to Representative Reber and Representative Lashinger, who have performed so well, and especially Representative Lashinger, who did not show up for the softball game which helped his team win.

I would also like to say, since we normally name most valuable players and we want to keep that tradition going, we think that the most valuable players were the Democratic pages - Tom Hause, Bob Augustine, and Kevin Collins - who helped the Republicans win that game.

So with that being said, I would like to turn over—if Jerry, Joe, and Bob would like to come down—this trophy, which has not been inscribed yet. Since you guys have more money, you can pay for the inscription.

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

Mr. BIRMELIN. Thank you, Mr. Speaker.

I will say that Mr. Kukovich is much more courteous than others on your side of the aisle and much more of a gentleman, and we appreciate his kind remarks.

Last evening we held the House of Representatives Open, which was open to all House of Representatives members, and by a resounding score of 10 matches won by the Republicans to 3 by the Democrats, we retained the beautiful trophy that you see here behind us. Mr. Sweet would like us to mention that he was one of the few Democrats who had any of the intestinal fortitude to stick it to one of us, along with Mr. Dawida and Mr. Levdansky, but fell rather quickly in the doubles match, as did his compatriots.

We just want to say thank you very much. You will not have an opportunity to win the trophy back until next winter, and we will take care of it for a long time. They will not get it then either. Thank you very much.

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

Mr. GAMBLE. Mr. Speaker, I also want to announce that that will be the last tournament for the House of Representatives on a bipartisan basis. In analyzing the defeat, we found that while we, the Democrats, were on the street playing stickball, the Republicans were at the country club playing tennis in their younger years, and that gave them a great advantage. For example, I found out that my opponent, Joe Pitts—

Mr. RYAN. Mr. Speaker, would it be appropriate for me to move the previous question at this time?

Mr. GAMBLE. And I think that my defeat should be explained to Joe Pitts. In my backyard I have a little victory garden, and after the match I found out that Joe Pitts has a tennis court in his. So we were at a tremendous disadvantage, and we will have a different schedule next summer.

The SPEAKER. The Chair thanks the gentleman.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2516, PN 3526**, entitled:

An Act amending the act of July 2, 1984 (P.L.545, No.109), known as the "Capital Loan Fund Act," further providing for loans to agricultural processors.

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

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

The question is, shall the bill pass finally?

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

YEAS—193

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

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

NAYS—0

NOT VOTING—3

Maiale	Richardson	Seventy
		EXCUSED—1

Heckler

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

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

* * *

The House proceeded to third consideration of **HB 2210, PN 2920**, entitled:

An Act amending the act of July 10, 1986 (P. L. 1398, No. 122), known as the "Energy Conservation and Assistance Act," further providing for certain appropriations.

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

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

The question is, shall the bill pass finally?

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

YEAS—194

Acosta	Distler	Kosinski	Punt
Angstadt	Dombrowski	Kukovich	Raymond
Argall	Donatucci	LaGrotta	Reber
Arty	Dorr	Langtry	Reinard
Barley	Duffy	Lashinger	Rieger
Battisto	Durham	Leh	Ritter
Belardi	Evans	Lescovitz	Robbins
Belfanti	Fargo	Letterman	Roebuck
Billow	Farmer	Levdansky	Rudy
Birmelin	Fattah	Linton	Ryan
Black	Fee	Livengood	Rybak
Blaum	Fischer	Lloyd	Saloom
Book	Flick	Lucyk	Saurman
Bortner	Foster	McCall	Scheetz
Bowley	Fox	McClatchy	Schuler
Bowser	Freeman	McHale	Semmel
Boyes	Freind	McVerry	Serafini
Brandt	Gallen	Maiale	Showers

Broujos	Gamble	Maine	Sirianni
Bunt	Gannon	Manderino	Smith, B.
Burd	Geist	Manmiller	Smith, S. H.
Burns	George	Markosek	Snyder, D. W.
Bush	Gladeck	Mayernik	Snyder, G.
Caltagirone	Godshall	Melio	Staback
Cappabianca	Gruitza	Merry	Stairs
Carlson	Gruppo	Michlovic	Steighner
Carn	Hagarty	Micozzie	Stuban
Cawley	Haluska	Miller	Sweet
Cessar	Harper	Moehlmann	Taylor, E. Z.
Chadwick	Hasay	Morris	Taylor, F.
Civera	Hayden	Mowery	Taylor, J.
Clark	Hayes	Mrkonic	Tigue
Clymer	Herman	Murphy	Trello
Cohen	Hershey	Nahill	Van Horne
Colafella	Hess	Noye	Veon
Cole	Honaman	O'Brien	Vroon
Cornell	Howlett	O'Donnell	Wambach
Corrigan	Hughes	Olasz	Wass
Cowell	Hutchinson	Oliver	Weston
Coy	Itkin	Perzel	Wiggins
DeLuca	Jackson	Petrarca	Wogan
DeVerter	Jadlowiec	Petrone	Wozniak
DeWeese	Jarolin	Phillips	Wright, D. R.
Daley	Johnson	Piccola	Wright, J. L.
Davies	Josephs	Pievsky	Wright, R. C.
Dawida	Kasunic	Pistella	Yandrisevits
Dempsey	Kennedy	Pitts	
Dietterick	Kenney	Pressmann	Irvis,
Dininni	Kitchen	Preston	Speaker

NAYS—0

NOT VOTING—2

Richardson Seventy

EXCUSED—1

Heckler

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

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

* * *

The House proceeded to third consideration of **HB 2506, PN 3376**, entitled:

An Act establishing the Legislative Eisenhower Centennial Commission; and providing for its funding.

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

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

The question is, shall the bill pass finally?

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

YEAS—195

Acosta	Dombrowski	Kukovich	Raymond
Angstadt	Donatucci	LaGrotta	Reber
Argall	Dorr	Langtry	Reinard
Arty	Duffy	Lashingner	Richardson
Barley	Durham	Leh	Rieger
Battisto	Evans	Lescovitz	Ritter
Belardi	Fargo	Letterman	Robbins
Belfanti	Farmer	Levdansky	Roebuck

Billow	Fattah	Linton	Rudy
Birmelin	Fee	Livengood	Ryan
Black	Fischer	Lloyd	Rybak
Blaum	Flick	Lucyk	Saloom
Book	Foster	McCall	Saurman
Bortner	Fox	McClatchy	Scheetz
Bowley	Freeman	McHale	Schuler
Bowser	Freind	McVerry	Semmel
Boyes	Gallen	Maiale	Serafini
Brandt	Gamble	Maine	Showers
Broujos	Gannon	Manderino	Sirianni
Bunt	Geist	Manmiller	Smith, B.
Burd	George	Markosek	Smith, S. H.
Burns	Gladeck	Mayernik	Snyder, D. W.
Bush	Godshall	Melio	Snyder, G.
Caltagirone	Gruitza	Merry	Staback
Cappabianca	Gruppo	Michlovic	Stairs
Carlson	Hagarty	Micozzie	Steighner
Carn	Haluska	Miller	Stuban
Cawley	Harper	Moehlmann	Sweet
Cessar	Hasay	Morris	Taylor, E. Z.
Chadwick	Hayden	Mowery	Taylor, F.
Civera	Hayes	Mrkonic	Taylor, J.
Clark	Herman	Murphy	Tigue
Clymer	Hershey	Nahill	Trello
Cohen	Hess	Noye	Van Horne
Colafella	Honaman	O'Brien	Veon
Cole	Howlett	O'Donnell	Vroon
Cornell	Hughes	Olasz	Wambach
Corrigan	Hutchinson	Oliver	Wass
Cowell	Itkin	Perzel	Weston
Coy	Jackson	Petrarca	Wiggins
DeLuca	Jadlowiec	Petrone	Wogan
DeVerter	Jarolin	Phillips	Wozniak
DeWeese	Johnson	Piccola	Wright, D. R.
Daley	Josephs	Pievsky	Wright, J. L.
Davies	Kasunic	Pistella	Wright, R. C.
Dawida	Kennedy	Pitts	Yandrisevits
Dempsey	Kenney	Pressmann	
Dietterick	Kitchen	Preston	Irvis,
Dininni	Kosinski	Punt	Speaker
Distler			

NAYS—0

NOT VOTING—1

Seventy

EXCUSED—1

Heckler

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

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

* * *

The House proceeded to third consideration of **HB 2568, PN 3563**, entitled:

An Act amending the act of July 10, 1987 (P. L. 246, No. 47), known as the "Financially Distressed Municipalities Act," providing for the establishment of a revolving fund; further providing for criteria to declare a municipality distressed and for the publication of certain notices; establishing a revolving loan fund; providing for revision and adoption of plans by municipalities; further providing for expiration of the act; and making a repeal.

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

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—193

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

NAYS—1

Gallen

NOT VOTING—2

Hutchinson Seventy

EXCUSED—1

Heckler

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.

RULES SUSPENDED

The SPEAKER. While we are waiting for amendments to come down on SB 114, we do have a resolution which Mr. Van Horne would like us to pass immediately. It has been approved by the floor leaders, but in order to do that, we must suspend the rules.

The Chair recognizes the gentleman from Westmoreland, Mr. Van Horne.

Mr. VAN HORNE. Mr. Speaker, I move that the rules of the House be temporarily suspended so that we may immediately consider HR 312.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—188

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

NAYS—0

NOT VOTING—8

DeLuca	Hughes	Petrarca	Richardson
Fattah	Lucyk	Pistella	Seventy

EXCUSED—1

Heckler

A majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

RESOLUTION ADOPTED

The SPEAKER. The clerk will read HR 312.

The following resolution was read:

House Resolution No. 312

A RESOLUTION

Designating August 7, 1988, as "Purple Heart Day" to honor those men and women of all wars who have made the supreme sacrifice.

WHEREAS, The Purple Heart is awarded to any person wounded in action while serving in the armed forces of the United States. It is awarded for combat action only, and, prior to the adoption of the Legion of Merit and the Bronze Star, it was given by the army for meritorious service; and

WHEREAS, Although the award is commonly called the Purple Heart, its proper name is the Order of the Purple Heart for Military Merit and it is the oldest military decoration in the world in its present use and the first award that was made available to the common soldier in any campaign; and

WHEREAS, George Washington established the Badge of Military Merit on August 7, 1782, as a means of honoring the men who had served loyally and gallantly during the Revolutionary War. There are records of only three of these medals being awarded by Washington. Among these medals are one to Sgt. Elijah Churchill of the 2nd Continental at Dragoons and one to Sgt. Daniel Brown of the 5th Connecticut who worked as a spy for 13 months; and

WHEREAS, After the treaty was signed, and in spite of the fact that Washington ordered the award to be permanent, it was not used again until February 22, 1932, when General Douglas A. MacArthur, on orders of President Hoover, announced its restoration; and

WHEREAS, In 1942 during World War II, army regulations were changed and eligibility was extended to all members of the Armed Forces; and

WHEREAS, The Order of the Purple Heart is definitely a combat decoration. Not only is it awarded to members of the Armed Forces who are wounded in action against an enemy of the United States, but it is also awarded posthumously to the next of kin in the name of those who are killed in action or die of wounds in action; and

WHEREAS, The Pennsylvania Department of the Military Order of the Purple Heart currently budgets \$158,000 yearly for programs in all State VA Medical Centers, State Veterans Homes and Scotland School for children of veterans. Other programs supported by grants are The Freedom Foundation, Vietnam Veterans Leadership Program of Western PA and Western PA Veterans Centers; and

WHEREAS, The members of the Military Order of the Purple Heart contribute additional moneys and many volunteer hours in honor of our fallen comrades; and

WHEREAS, The Ladies Auxiliary of the Military Order of the Purple Heart has been doing very important work nationally and locally in veterans' hospitals and membership is open to the close female relatives of Purple Heart recipients; and

WHEREAS, Every year, on or near George Washington's birthday, Purple Heart chapters throughout the country hold functions honoring George Washington. This is appropriate since Congress has changed the precedence of the Purple Heart to the level of all medals given for valor. This means that, instead of being the 30th medal in order of precedence, the Purple Heart will be worn after the Bronze Star, if the Bronze Star was awarded for valor; otherwise, it will be worn ahead of the Bronze Star; and

WHEREAS, It is fitting to honor the oldest and most revered military medal, the Purple Heart, and to honor those men and women of all wars who have made the supreme sacrifice; therefore be it

RESOLVED, That the House of Representatives of the Commonwealth designate August 7, 1988, as "Purple Heart Day"; and be it further

RESOLVED, That the Seventh Day of August each year be known as "Purple Heart Day."

Terry E. Van Horne
 Thomas A. Michlovic
 Raymond T. Book
 Edward J. Lucyk
 Emil Mrkonic
 Roger F. Duffy
 Joseph A. Petrarca
 Brian D. Clark
 John H. Broujos

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

Colafella	Honaman	O'Brien	Veon
Cole	Howlett	O'Donnell	Vroon
Cornell	Hughes	Olasz	Wambach
Corrigan	Hutchinson	Oliver	Wass
Cowell	Itkin	Perzel	Weston
Coy	Jackson	Petrarca	Wiggins
DeVerter	Jadlowiec	Petrone	Wogan
DeWeese	Jarolin	Phillips	Wozniak
Daley	Johnson	Piccola	Wright, D. R.
Davies	Josephs	Pievsky	Wright, J. L.
Dawida	Kasunic	Pistella	Wright, R. C.
Dempsey	Kennedy	Pitts	Yandrisevits
Dietterick	Kenney	Pressmann	
Dininni	Kitchen	Preston	Irvis,
Distler	Kosinski	Punt	Speaker

NAYS—0

NOT VOTING—2

DeLuca Seventy

EXCUSED—1

Heckler

The question was determined in the affirmative, and the resolution was adopted.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 738, PN 2076**, entitled:

An Act amending the act of April 27, 1927 (P. L. 450, No. 291), entitled, as amended, "State Fire Marshal Law," providing for the delivery of fuels to retail service stations; and imposing penalties.

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

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

The question is, shall the bill pass finally?

Now the Chair recognizes the gentleman from Montgomery, Mr. Nahill.

Mr. NAHILL. Thank you, Mr. Speaker.

Mr. Speaker, this bill is an exact duplicate of a bill that we passed out of this House approximately 2 months ago and sent on to the Senate. There was some conflict originally with the service station dealers and the oil distributors, but an ad hoc committee went out today, observed the underground tanks, and came back in complete agreement. One of the concerns was that we might be mandating new underground tanks for kerosene at our gas stations, and that certainly was never the intent. I think that misunderstanding is fully cleared and all who have any concerns about this bill have passed on it and are indeed in favor. Thank you, Mr. Speaker.

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—195

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

NAYS—0

NOT VOTING—1

Seventy

EXCUSED—1

Heckler

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.

BILLS SIGNED BY SPEAKER

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

HB 750, PN 3542

An Act providing for abandoned mine subsidence emergency assistance.

HB 1729, PN 3155

An Act providing for the regulation of professional wrestlers and promoters; imposing a tax on certain receipts; requiring the posting of performance bonds; and providing penalties.

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

HB 1862, PN 3595 (Amended)

By Rep. COLAFELLA

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for return to school service during emergencies.

EDUCATION.

HB 2485, PN 3596 (Amended)

By Rep. COLAFELLA

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 termination of any employee of a school district who is convicted of certain drug-related offenses.

EDUCATION.

HB 2501, PN 3594 (Amended)

By Rep. COLAFELLA

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 filling of vacancies in boards of school directors; providing for smoking regulations; prohibiting the use of anabolic steroids; providing for annuitant participation in district group health, hospitalization, and medical service insurance programs; providing for exceptions from referendums in relation to certain building construction; providing for redistribution of returned non-public school service funds by intermediate units, and further providing for change in preliminary budget submission date; providing for the employment of business administrators; providing for certain leaves of absence; providing for the Pennsylvania Writing project; prohibiting strip searches; further providing for attendance and for home education programs; further providing for transportation for visually handicapped; providing for a disruptive student education program; further providing for health services for counseling in relation to teen suicide, drugs and alcohol abuse; providing for counseling in the selection of careers and postsecondary institutions and in seeking financial aid; further providing for the standardized driver-education program; providing for reimbursement for purchase of an existing building for use as a school building; making appropriations; and making a repeal.

EDUCATION.

CONSIDERATION OF SB 114 CONTINUED**BILL PASSED OVER**

The SPEAKER. On page 11, SB 114 will now go over for today.

HOUSE SCHEDULE

The SPEAKER. To answer the inquiries that many of you are making, we shall be in session tomorrow; we shall be in session tomorrow. When we leave the floor today, you will leave subject to the call of the Chair, but the Chair has been advised by the leaders that it probably will be necessary for us to be on the floor at some time tomorrow.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. CAPPABIANCA. There will be an Appropriations Committee meeting at the rear of the House immediately at the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

RULES COMMITTEE MEETING

The SPEAKER. The Committee on Rules will meet to the left of the Speaker immediately.

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I thought I heard you say the leaders have advised you that it will be necessary to be here tomorrow. I, of course, am not one of the leaders that have advised you of that, and I am curious as to whether or not, when these leaders did so advise you, they gave you any indication of what time the members should be here. I know there are a number of members who live within a couple of hours' drive. Should they go home? Should they stay? Do we have any thoughts, because if I do not throw this problem over onto you, I am going to have to explain it to 100 people when I turn this microphone off.

The SPEAKER. The Speaker has been in the same situation. He understands it.

We do not really know what time we will be ready to come on the floor. The general advice would be not to go back home if home is more than 10 or 15 minutes away. I am serious. I am serious. Do not do it. Some of you who have been here with me for many years know that these are the most treacherous times. If you really want to protect your investment—I was not going to refer to anybody's particular physiognomy—if you want to protect your investment, you had better be here.

Mr. Freind, the Chair in your absence congratulated you. You either have stopped sneaking off the floor to smoke a cigarette or, hopefully, you have taken the Chair's advice and you have not been smoking. In either case, the Chair congratulates— You are halfway. Well, then if we are halfway home, we will watch over you the rest of our days.

The Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, I did not hear the entire inquiry from the minority leader and this will not add to a great deal of certainty, but we do not expect to have a session in any way tonight and we do expect to be back here on the floor tomorrow.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. I wonder if the gentleman, Mr. O'Donnell, would care to give us a prognosis as to the approximate time. Could our members fairly expect that if they left now, drove to the Philadelphia area 2 hours, that they could leave tomorrow morning at 9 and be up here at 11 and be safe?

Mr. O'DONNELL. Yes, Mr. Speaker. We would not anticipate starting—

Mr. RYAN. What about if they left at 10?

Mr. O'DONNELL. I will finish, if I may. We do not expect to start any session before 11 o'clock tomorrow. The uncertainty has to do with the action of the Senate on a bill that is now pending before them. But I do not see them being able to do anything that will enable us to act before 11 o'clock tomorrow morning, so for those of you who were in that time-frame, being back here at 11 a.m. tomorrow morning is a safe bet.

Mr. RYAN. Mr. Speaker, I thank the gentleman.

The SPEAKER. Members are free to leave.

RULES SUSPENDED

The SPEAKER. Because rule 22 is in effect and because we wish to have a bill referred immediately to the calendar rather than going into the Rules Committee, the Chair recognizes the majority whip.

Mr. O'DONNELL. Mr. Speaker, I move that rule 22 be suspended temporarily so that the bill goes on the table rather than in the Rules Committee.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 42, PN 3597 (Amended)

By Rep. PIEVSKY

An Act to further provide for the appropriation of Federal funds to the Executive and Judicial Departments of the Commonwealth and for the establishment of restricted receipts accounts for the fiscal year July 1, 1987, to June 30, 1988, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1987.

APPROPRIATIONS.

BILLS REREPORTED FROM COMMITTEE

HB 2072, PN 3598 (Amended)

By Rep. PIEVSKY

An Act providing for the licensing and regulation of business and industrial development corporations; and providing penalties.

APPROPRIATIONS.

HB 2108, PN 2730

By Rep. PIEVSKY

An Act designating a portion of S.R. 1001 which is located in Lebanon Township, Wayne County, as The Dennis Road; and directing the Department of Transportation to erect appropriate signs.

APPROPRIATIONS.

HB 2332, PN 3345

By Rep. PIEVSKY

An Act authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to the United States Department of Interior portions of certain State highways located in Montgomery and Chester Counties, Pennsylvania.

APPROPRIATIONS.

SB 345, PN 369

By Rep. PIEVSKY

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," providing for the exclusion of construction of hydroelectric generating facilities from the tax on utilities.

APPROPRIATIONS.

BILLS ON SECOND CONSIDERATION

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

HB 2108, PN 2730; and HB 2332, PN 3345.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I move that HB 42 be lifted from the table and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL REREPORTED FROM COMMITTEE

HB 2512, PN 3564

By Rep. MANDERINO

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for minimum salaries for certain teachers and for reimbursements by the Commonwealth.

RULES.

RESOLUTIONS REPORTED FROM COMMITTEE

HR 10, PN 149 (Concurrent)

By Rep. MANDERINO

Rescinding the request to the Congress of the United States that it call a Constitutional Convention to propose an amendment to the Constitution to balance the public debt.

RULES.

HR 301, PN 3532

By Rep. MANDERINO

Directing the House Transportation Committee to investigate expansion of the mass transportation system in Allegheny County.

RULES.

HR 302, PN 3533

By Rep. MANDERINO

Directing the House Conservation Committee to examine dangers to water supplies of communities reliant on the Allegheny River and the safeguards required to protect residents and water supplies.

RULES.

HR 306, PN 3560 (Concurrent)

By Rep. MANDERINO

Urging the Commissioner of the Pennsylvania State Police to rescind the directive discontinuing drivers' examinations on Saturdays.

RULES.

HR 307, PN 3575

By Rep. MANDERINO

Memorializing Congress to appropriate funds for the Low Income Home Energy Assistance Block Grant for the fiscal year 1989 at a level of \$1.567 billion, which reflects the amount included in HR 4783, passed by the United States House of Representatives on June 15, 1988.

RULES.

HR 308, PN 3576

By Rep. MANDERINO

Requesting the Soviet Union to grant David Gusak and Clara Dudnik permission to emigrate to the United States of America.

RULES.

HR 310, PN 3581 (Concurrent)

By Rep. MANDERINO

Expressing the intent of the General Assembly to correct certain deficiencies in the use of certain identification for the purchase of alcoholic beverages.

RULES.

HR 311, PN 3587

By Rep. MANDERINO

Declaring the month of August 1988 as "Lyme Disease Awareness and Prevention Month."

RULES.

RECESS

The SPEAKER. There being no further reports of committees or any further business to be brought before this session at this time, this House will stand in recess subject to the call of the Chair.

AFTER RECESS

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

BILL SIGNED BY SPEAKER

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

SB 1438, PN 2207

An Act to provide from the General Fund for the expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, the public debt and for the public schools for the fiscal year July 1, 1988, to June 30, 1989, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1988; to provide appropriations from the Lottery Fund, the Pennsylvania Economic Revitalization Fund, the Energy Conservation and Assistance Fund, the Emergency Medical Services Operating Fund and the Unemployment Compensation Interest Fund to the Executive Department; to provide appropriations from the Judicial Computer System Augmentation Account to the Judicial Department; to provide for the appropriation of Federal funds to the Executive and Judicial Departments of the Commonwealth and for the establishment of restricted receipts accounts for the fiscal year July 1, 1988, to June 30, 1989, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1988.

BILL ON SECOND CONSIDERATION

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

HB 2512, PN 3564.**RECESS**

The SPEAKER. The regular session of the House stands in recess subject to the call of the Chair.

AFTER RECESS

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

SUNSHINE NOTICE

The SPEAKER. The clerk will read the sunshine notice in regular session.

The following communication was read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

NOTICE
SESSION TIME
HOUSE OF REPRESENTATIVES

Notice is hereby given, in accordance with the Act of July 3, 1986, P.L. 388, No. 84, that the House of Representatives will convene in open session in the Hall of the House on the following date and time:

Thursday, June 30, 1988 at 11:10 a.m.

John J. Zubeck
Chief Clerk
House of Representatives

June 30, 1988

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

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

June 30, 1988

John J. Zubeck
Chief Clerk
House of Representatives

June 30, 1988

BILLS PASSED OVER

The SPEAKER. Without objection, the remaining bills 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 the regular session of the House of Representatives for the date of June 29, 1988, the Chair recognizes the gentleman from Bedford, Mr. Hess.

Mr. HESS. Mr. Speaker, I move that this House do now adjourn in regular session until Thursday, June 30, 1988, at 11:10 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 10:59 p.m., e.d.t., the House adjourned.