

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MARCH 14, 1989

SESSION OF 1989

173D OF THE GENERAL ASSEMBLY

No. 19

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (JAMES J. MANDERINO) IN THE CHAIR

PRAYER

REV. CLYDE W. ROACH, Chaplain of the House of Representatives, from Harrisburg, Pennsylvania, offered the following prayer:

Let us pray:

Gracious God, enlighten us with Your clear and inward light, and remove all the darkness surrounding our hearts. Rein in our wandering thoughts, and remove any temptations that might impede our labors. Vanquish whatever might stand between us.

Send out Your light and Your truth. May they lead us to ever praise You through the deliberations of our hearts, the thoughts of our minds, and the correctness of our actions. Remind us that we are engaged in the advancement of Your kingdom on Earth. May it be like Yours in heaven.

Remember our constituents, and grant that we may ever keep faith with their interests.

In Your dear name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, we will postpone until printed the approval of the Journal dated Monday, March 13, 1989.

JOURNAL IN PRINT

The SPEAKER. The Speaker informs the members of the House that the Journal of Tuesday, January 31, 1989, is also in print, with the other January Journals that I announced were in print yesterday. This Journal, being the final Journal in January, will be approved with all the other January Journals before the House adjourns this week.

HOUSE BILLS INTRODUCED AND REFERRED

No. 749 By Representatives RYBAK, COWELL, RUDY, MORRIS, YANDRISEVITS, HALUSKA, MELIO, ADOLPH, HECKLER, NAHILL, CAPPABIANCA, D. W. SNYDER, LAUGHLIN, DeLUCA, J. L. WRIGHT, SAURMAN, KOSINSKI, WILSON, DIETTERICK, BELFANTI, SERAFINI, VROON, GRUPPO, COHEN, SEMMEL, BUNT, BILLOW, SALOOM, RITTER, FOX, VEON, GIGLIOTTI, RAYMOND, O'DONNELL, ANGSTADT, MICOZZIE, DALEY, E. Z. TAYLOR, REBER, FREEMAN, MICHLOVIC, CIVERA, BISHOP, McVERRY, ITKIN, WOGAN, PETRARCA and JAMES

An Act providing for the establishment and operation of poison control centers throughout this Commonwealth; imposing powers and duties on the Department of Health; and making an appropriation.

Referred to Committee on HEALTH AND WELFARE, March 14, 1989.

No. 750 By Representative SCRIMENTI

An Act amending the act of September 30, 1983 (P. L. 160, No. 39), known as the "Public Official Compensation Law," further providing for the salaries and compensation of certain public officials.

Referred to Committee on STATE GOVERNMENT, March 14, 1989.

No. 751 By Representatives LASHINGER, COLAIZZO, WOGAN, GLADECK, WASS, ANGSTADT, VROON, CORNELL, GODSHALL, TRELLO, DeLUCA, BUNT, MRKONIC, FOX, REBER, HALUSKA, HAGARTY, SAURMAN, PRESTON and SERAFINI

An Act making an appropriation to the Montgomery County Association for the Blind.

Referred to Committee on APPROPRIATIONS, March 14, 1989.

No. 752 By Representatives KUKOVICH, MANDERINO, DeWEESE, TRELLO,

CALTAGIRONE, COWELL,
DIETTERICK, MELIO, TIGUE,
ROBINSON, CAWLEY, TANGRETTI,
BELARDI, CARLSON, HALUSKA,
ANGSTADT, STABACK, McVERRY,
JOSEPHS, VAN HORNE, GEIST,
GIGLIOTTI, MORRIS, FREEMAN,
JOHNSON, MERRY, LETTERMAN,
MRKONIC, LUCYK, LASHINGER,
KOSINSKI, RAYMOND, RITTER,
HUGHES, PRESTON, COLAFELLA,
STUBAN, RICHARDSON, BILLOW,
FLEAGLE, LAUGHLIN, HESS, CIVERA,
KASUNIC, PISTELLA, LINTON, VEON,
BUNT, THOMAS and BISHOP

An Act amending the act of July 9, 1986 (P. L. 1223, No. 110), known as the "Financially Disadvantaged Municipalities Matching Assistance Act," further providing for the expiration date.

Referred to Committee on APPROPRIATIONS, March 14, 1989.

No. 753 By Representatives J. L. WRIGHT, CAPPABIANCA, HAGARTY, RITTER, GIGLIOTTI, TIGUE, SEMMEL, FOX, BARLEY, REBER, STAIRS, CAWLEY, TRELLO, GEIST, HERSHEY, PETRARCA, BATTISTO, JAROLIN, SAURMAN, DORR, MELIO, MORRIS, SCHEETZ, CORRIGAN, MICOZZIE, BELARDI, BILLOW, GODSHALL, LEVDANSKY, ARGALL, HASAY, CIVERA, B. SMITH, CORNELL, BUSH, MICHLOVIC, STABACK, BUNT, LEE, E. Z. TAYLOR, ACOSTA, MARSICO, ITKIN, HOWLETT, OLASZ, HECKLER, KASUNIC and MRKONIC

An Act amending the act of May 23, 1945 (P. L. 926, No. 369), referred to as the "Public Eating and Drinking Place Law," prohibiting the sale of certain food containers which are not degradable.

Referred to Committee on CONSERVATION, March 14, 1989.

No. 754 By Representatives J. L. WRIGHT, ROBINSON, SCHULER, WILLIAMS, McCALL, MELIO, MORRIS, FOX, GEIST, BELARDI, FARMER, REINARD, NAHILL, SAURMAN, HERMAN, ARGALL, BELFANTI, PITTS, JOHNSON, McVERRY, CORRIGAN, VEON, GIGLIOTTI, TRELLO, BARLEY, DeLUCA, VROON, BISHOP, HECKLER, E. Z. TAYLOR, WILSON, JAMES, RICHARDSON, ALLEN, THOMAS, OLASZ, DURHAM, KASUNIC and MRKONIC

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for forgery of uniform police identification cards.

Referred to Committee on JUDICIARY, March 14, 1989.

No. 755 By Representatives J. L. WRIGHT, ROBINSON, SCHULER, WILLIAMS, McCALL, MELIO, MORRIS, FOX, GEIST, HERMAN, BELARDI, FARMER, REINARD, NAHILL, SAURMAN, ARGALL, BELFANTI, PITTS, JOHNSON, McVERRY, CORRIGAN, VEON, GIGLIOTTI, TRELLO, BARLEY, DeLUCA, COLAFELLA, VROON, BISHOP, HECKLER, E. Z. TAYLOR, WILSON, JAMES, RICHARDSON, ALLEN, THOMAS, OLASZ, DURHAM, KASUNIC and MRKONIC

An act creating a uniform photo identification card system for all municipal police officers and municipal authority security officers employed in this Commonwealth; requiring all municipal police and municipal authority security officers to carry uniform photo identification cards for public identification purposes; creating a central computerized registry of all municipal police officers employed in this Commonwealth; creating educational programs to promote public awareness of the municipal police identification card system and municipal police registry; imposing additional responsibilities on the Municipal Police Officers' Education and Training Commission, the Department of Education and the Department of Transportation; providing penalties; and making an appropriation.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 756 By Representatives PETRARCA, DININNI, COLAFELLA, GALLEN, ALLEN, BIRMELIN, WOZNIAK, LETTERMAN, CALTAGIRONE, GEIST, CHADWICK, HECKLER, WILSON, GEORGE, STUBAN, WAMBACH, PICCOLA, TELEK, HERMAN, BURD, DeWEESE, STISH, VROON, PITTS, VAN HORNE, KUKOVICH, MOWERY, FLEAGLE, S. H. SMITH, STRITTMATTER, BARLEY, SCHULER, BRANDT, D. W. SNYDER, HASAY, DIETTERICK, BUSH, JADLOWIEC, CORNELL, HAGARTY, GLADECK, REBER, CARLSON, FAIRCHILD, DORR, J. L. WRIGHT, HESS, HALUSKA, BATTISTO, DALEY, STAIRS, BOWLEY, SCHEETZ, SALOOM and B. D. CLARK

An Act amending the act of December 8, 1982 (P. L. 848, No. 235), known as the "Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983," adding projects.

Referred to Committee on APPROPRIATIONS, March 14, 1989.

No. 757 By Representatives F. TAYLOR, GALLEN, STEIGHNER, BATTISTO, MRKONIC, COHEN, MORRIS, McVERRY, VAN HORNE, LESCOVITZ, HAGARTY, TRELLO, ITKIN, HERMAN, BUNT, D. W. SNYDER and OLASZ

An Act providing for the regulation and licensing of mortgage bankers and mortgage brokers; imposing additional powers and duties on the Department of Banking; and providing penalties.

Referred to Committee on BUSINESS AND COMMERCE, March 14, 1989.

No. 758 By Representatives F. TAYLOR, GALLEN, McVERRY, B. D. CLARK, COY, GEIST, BOYES, DOMBROWSKI, LESCOVITZ, FARGO, VAN HORNE, CARLSON, BRANDT, PRESTON, YANDRISEVITS, NOYE, REINARD, DORR, S. H. SMITH, LETTERMAN, COLE, MAIALE, CAPPABIANCA, SERAFINI, RYAN, CESSAR, OLASZ, DININNI, GODSHALL, WOZNIAK, J. L. WRIGHT, PRESSMANN, GLADECK, LaGROTTA, BARLEY, BURD, HAGARTY, G. SNYDER, McCALL, LUCYK, D. R. WRIGHT, PICCOLA, MARKOSEK, COLAFELLA, CHADWICK and PERZEL

An Act amending the act of November 30, 1965 (P. L. 847, No. 356), known as the "Banking Code of 1965," providing for certain direct and indirect extensions of credit to individuals, partnerships and unincorporated associations; authorizing direct extensions of credit to finance installment sales of goods and services to be made through sellers and contractors as intermediaries; providing special rules for transaction accounts of individuals; and providing for compliance with Federal law regarding availability of withdrawal of items deposited.

Referred to Committee on BUSINESS AND COMMERCE, March 14, 1989.

No. 759 By Representatives ADOLPH, CIVERA, BATTISTO, HERSHEY, MARSICO, TELEK, FARGO, RAYMOND and MAINE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for a reduction in the amount of leeway for speed conviction based on certain devices.

Referred to Committee on TRANSPORTATION, March 14, 1989.

No. 760 By Representatives COLAFELLA, DALEY, TRELLO, BELFANTI, RYBAK, PISTELLA, BILLOW, FOX, BELARDI, BUNT, CORRIGAN, BLAUM, BISHOP, RICHARDSON, MELIO, SERAFINI, GEIST, GIGLIOTTI, RAYMOND, HALUSKA, MICHLOVIC, HARPER, STEIGHNER, McVERRY, HOWLETT and OLASZ

An Act requiring retail motor vehicle fuel stations to have air pumps for the public; and providing penalties.

Referred to Committee on CONSUMER AFFAIRS, March 14, 1989.

No. 761 By Representatives COLAFELLA, TRELLO, CESSAR, GEORGE, COLAIZZO, LETTERMAN, STISH, HAGARTY, COWELL, PERZEL, GIGLIOTTI, RITTER, DALEY, TIGUE, PISTELLA, BOYES, MARKOSEK, VAN HORNE, DISTLER, SEMMEL, KOSINSKI, FOX, RYBAK, REBER, EVANS, J. L. WRIGHT, CAWLEY, HALUSKA, MORRIS, OLIVER, FLICK, JAROLIN, DeLUCA, CARLSON, VEON, MELIO, DIETTERICK, CORRIGAN, BELARDI, BILLOW, ANGSTADT, LEVDANSKY, BELFANTI, LASHINGER, HASAY, WOGAN, GRUPPO, CIVERA, RUDY, McCALL, STABACK, MICOZZIE, GANNON, B. SMITH, CORNELL, ARGALL, TELEK, BUNT, RAYMOND, LAUGHLIN, MILLER, MAINE, McVERRY, E. Z. TAYLOR, McNALLY, ACOSTA, SALOOM, HOWLETT, KAISER, KASUNIC, FREEMAN, MRKONIC and BURD

An Act amending the act of November 4, 1983 (P. L. 217, No. 63), known as the "Pharmaceutical Assistance Contract for the Elderly Act," changing maximum annual income requirements.

Referred to Committee on YOUTH AND AGING, March 14, 1989.

No. 762 By Representatives COLAFELLA, RYBAK, NAHILL, ITKIN, NOYE, FLEAGLE, DIETTERICK, GANNON, KASUNIC, HALUSKA, STABACK, COY, LASHINGER, PHILLIPS, ADOLPH, STEIGHNER, JAROLIN, MORRIS, WAMBACH, LAUGHLIN, YANDRISEVITS, DAVIES, HASAY, SERAFINI, BELARDI, CAWLEY, BLAUM, CAPPABIANCA, E. Z. TAYLOR, BELFANTI, LaGROTTA, CHADWICK, JACKSON, BILLOW, COHEN, COWELL, MARKOSEK, GODSHALL, FARGO, TELEK, PISTELLA, BOYES, LINTON, HUGHES, McNALLY, PETRONE, TRELLO, SAURMAN, J. H. CLARK, CORNELL, SEMMEL, ARGALL, ALLEN, PERZEL, KOSINSKI, COLAIZZO, BUNT, WILLIAMS, MRKONIC, VAN HORNE, MICHLOVIC, GRUPPO, FARMER, McVERRY, OLIVER, DONATUCCI, ROEBUCK and BATTISTO

An Act providing for pharmaceutical services in health insurance policies and employee benefit plans and for the rights of pharmacists and persons enrolled in health insurance plans and employee benefit plans; and imposing penalties.

Referred to Committee on INSURANCE, March 14, 1989.

No. 763 By Representatives COLAFELLA, TRELLO, DALEY, BELFANTI, RYBAK, CALTAGIRONE, KOSINSKI, PISTELLA, DOMBROWSKI, MARKOSEK, BILLOW, LEVDANSKY, CAPPABIANCA, FREEMAN, CORRIGAN, MELIO, COLAIZZO, ANGSTADT, PRESTON, BISHOP, RICHARDSON, TRICH and HUGHES

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 offering of courses in labor history.

Referred to Committee on EDUCATION, March 14, 1989.

No. 764 By Representatives JOSEPHS, WAMBACH, JAROLIN, McNALLY, RUDY, TIGUE, YANDRISEVITS, ROBINSON, VEON, DeWEESE, KUKOVICH, MAINE, PISTELLA, BISHOP, RYBAK, LAUGHLIN, THOMAS, TRELLO, BILLOW, NAHILL, MICOZZIE, HAGARTY, CARN, E. Z. TAYLOR, ROEBUCK, CAPPABIANCA, FREEMAN, BELARDI, HALUSKA, JOHNSON, ANGSTADT, CIVERA, PRESTON, RICHARDSON, EVANS, HAYDEN, FOX, ITKIN, HARPER, HOWLETT, HUGHES and RITTER

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," providing for the establishment by the Department of Health of residential drug and alcohol treatment programs for destitute pregnant women and women with dependent children; and making an appropriation.

Referred to Committee on HEALTH AND WELFARE, March 14, 1989.

No. 765 By Representatives COLAFELLA, RYBAK, FREIND, DALEY, DeWEESE, KASUNIC, HALUSKA, STABACK, GEIST, LAUGHLIN, MELIO, HASAY, JOHNSON, CIVERA, BELARDI, CAWLEY, TIGUE, PETRARCA, TANGRETTI, RUDY, LaGROTTA, BILLOW, COWELL, MAYERNIK, FREEMAN, PISTELLA, OLASZ, LINTON, PRESTON, TRELLO, REBER, SAURMAN, PERZEL, KOSINSKI, LEVDANSKY, GAMBLE, HAGARTY, NAHILL, FOX, J. TAYLOR, CARN, MRKONIC, LUCYK and BATTISTO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for automobile insurance premiums.

Referred to Committee on INSURANCE, March 14, 1989.

No. 766 By Representatives OLASZ, B. D. CLARK, DALEY, McCALL, FOX, HALUSKA, PRESTON, TRELLO, JOHNSON, LAUGHLIN and KOSINSKI

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," mandating a grace period for payment of premiums.

Referred to Committee on INSURANCE, March 14, 1989.

No. 767 By Representatives DISTLER, KUKOVICH, DORR, COWELL, FARGO, COLAIZZO, KOSINSKI, ITKIN, HERSHEY, ARGALL, McVERRY, RYBAK, E. Z. TAYLOR, BUNT, COY, TIGUE, S. H. SMITH, MOEHLMANN, SERAFINI, CORRIGAN and BELARDI

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," changing the time for nonpresidential general primaries and municipal primaries.

Referred to Committee on STATE GOVERNMENT, March 14, 1989.

No. 768 By Representatives DISTLER, TRELLO, JADLOWIEC, COHEN, GIGLIOTTI, FAIRCHILD, HALUSKA, MERRY, BISHOP, MARSICO, REBER, CARLSON, McVERRY, DORR, FARMER, BELARDI, PETRARCA, BUNT, STABACK, BELFANTI, E. Z. TAYLOR, S. H. SMITH, JOHNSON, LASHINGER, BURD, GEIST, VEON, KASUNIC, SERAFINI, RAYMOND, MRKONIC, CESSAR, FLICK, LAUGHLIN and SCHULER

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for licenses for senior citizens.

Referred to Committee on GAME AND FISHERIES, March 14, 1989.

No. 769 By Representatives DISTLER, TRELLO, JADLOWIEC, COHEN, GIGLIOTTI, FAIRCHILD, HALUSKA, BISHOP, MARSICO, REBER, CARLSON, FARMER, BELARDI, BUNT, E. Z. TAYLOR, S. H. SMITH, JOHNSON, WOGAN, LASHINGER, ROBBINS, BURD, GEIST, VEON, KASUNIC, SERAFINI, RAYMOND, MRKONIC, CESSAR, FLICK, LAUGHLIN and SCHULER

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for lifetime resident fishing licenses for former prisoners of war.

Referred to Committee on GAME AND FISHERIES, March 14, 1989.

No. 770 By Representatives DISTLER, TRELLO, JADLOWIEC, COHEN, GIGLIOTTI, FAIRCHILD, HALUSKA, BISHOP, MARSICO, REBER, CARLSON, FARMER, BELARDI, BUNT, E. Z. TAYLOR, S. H. SMITH, JOHNSON, WOGAN, LASHINGER, ROBBINS, BURD, GEIST, VEON, KASUNIC, SERAFINI, RAYMOND, MRKONIC, CESSAR, FLICK, LAUGHLIN and SCHULER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for special former prisoner-of-war licenses.

Referred to Committee on GAME AND FISHERIES, March 14, 1989.

No. 771 By Representatives DISTLER, TRELLO, JADLOWIEC, COHEN, GIGLIOTTI, FAIRCHILD, HALUSKA, BISHOP, REBER, CARLSON, McVERRY, FARMER, BELARDI, PETRARCA, BUNT, STABACK, E. Z. TAYLOR, S. H. SMITH, JOHNSON, WOGAN, ROBBINS, BURD, GEIST, VEON, KASUNIC, SERAFINI, RAYMOND, MRKONIC, CESSAR, FLICK, LAUGHLIN and SCHULER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for certain military licenses.

Referred to Committee on GAME AND FISHERIES, March 14, 1989.

No. 772 By Representatives DISTLER, TRELLO, JADLOWIEC, COHEN, GIGLIOTTI, FAIRCHILD, HALUSKA, MERRY, BISHOP, MARSICO, REBER, CARLSON, McVERRY, DORR, HASAY, FARMER, BELARDI, PETRARCA, BUNT, STABACK, BELFANTI, E. Z. TAYLOR, S. H. SMITH, JOHNSON, BURD, GEIST, VEON, KASUNIC, SERAFINI, RAYMOND, MRKONIC, CESSAR, FLICK, LAUGHLIN and SCHULER

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for senior resident license qualifications.

Referred to Committee on GAME AND FISHERIES, March 14, 1989.

No. 773 By Representatives HALUSKA, E. Z. TAYLOR, ROBBINS, DOMBROWSKI, HAYES, COWELL,

MERRY, KUKOVICH, CARLSON, CORRIGAN, VEON, HERMAN, STUBAN, J. L. WRIGHT, STABACK, RYBAK, DISTLER, DALEY, COLAIZZO, WOZNIAK, D. W. SNYDER, SAURMAN, TRELLO, NAHILL, SCHEETZ, GODSHALL, D. R. WRIGHT, JOHNSON, McCALL, HESS, LAUGHLIN, BELARDI, SCHULER, COY, ROBINSON, MORRIS, FARGO, MAINE, GEIST, DeLUCA, NOYE, FEE, VAN HORNE, DeWEESE, STISH, MICOZZIE, OLASZ, CAPPABIANCA, PETRONE, MELIO, MARKOSEK, LUCYK, CALTAGIRONE, BLACK, KASUNIC, BURD and JADLOWIEC

An Act providing for improvements and development at State parks and historic properties and facilities; providing for limited private sector development at selected State parks in accordance with a strategic development plan; and providing for grants-in-aid to certain nonprofit organizations and institutions for capital improvements to non-State-owned historic properties and facilities.

Referred to Committee on CONSERVATION, March 14, 1989.

No. 774 By Representatives HARPER, TIGUE, CAWLEY, HALUSKA, DURHAM, FOX, MORRIS, NOYE, STABACK, ARGALL, HAGARTY, JOHNSON, SAURMAN, LANGTRY, PETRARCA, BILLOW, TRELLO, CORRIGAN, LINTON, VEON, BELARDI, ITKIN, LUCYK, COLAFELLA, WAMBACH, THOMAS, ROBINSON, RYBAK, KASUNIC, MICHLOVIC and PISTELLA

An Act amending the act of November 26, 1975 (P. L. 438, No. 124), known as the "Child Protective Services Law," providing for reporting by hospitals.

Referred to Committee on YOUTH AND AGING, March 14, 1989.

No. 775 By Representatives DeWEESE, McCALL, BLAUM, MRKONIC, GAMBLE, CLYMER, ROBINSON, TANGRETTI, ANGSTADT, CALTAGIRONE, HERMAN, COLAIZZO, COY, JAROLIN, BELFANTI, WASS, FARGO, SCHEETZ, GLADECK, PISTELLA, BROUJOS, PHILLIPS, CAWLEY, VROON, WOGAN, BILLOW, YANDRISEVITS, COLAFELLA, GODSHALL, BUNT, MORRIS, VEON, DALEY, BATTISTO, DORR, BELARDI, DIETTERICK, STABACK, ARGALL, HALUSKA, FAIRCHILD, GIGLIOTTI, JOHNSON, LAUGHLIN, KASUNIC, JACKSON and CORRIGAN

An Act requiring the superintendent of every public school district to make available, upon request, lists of graduating seniors to armed forces recruiters; and providing a penalty for the misuse of any such lists.

Referred to Committee on EDUCATION, March 14, 1989.

No. 776 By Representatives ITKIN, LANGTRY, MARKOSEK, GAMBLE, MICHLOVIC, STUBAN, SERAFINI, MORRIS, BILLOW, VAN HORNE, HALUSKA, GIGLIOTTI, J. L. WRIGHT, DeLUCA, TRELLO, KUKOVICH, MRKONIC, PISTELLA and OLASZ

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for distributions from the Public Utility Realty Tax Fund to counties.

Referred to Committee on FINANCE, March 14, 1989.

No. 777 By Representatives ITKIN, LANGTRY, MARKOSEK, GAMBLE, MICHLOVIC, STUBAN, SERAFINI, MORRIS, BILLOW, VAN HORNE, HALUSKA, GIGLIOTTI, J. L. WRIGHT, DeLUCA, TRELLO, KUKOVICH, MRKONIC, PISTELLA and OLASZ

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," further providing for the creation of the Public Utility Realty Tax Fund.

Referred to Committee on FINANCE, March 14, 1989.

No. 778 By Representatives TRELLO, COWELL, COLAFELLA, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of July 5, 1947 (P. L. 1217, No. 498), known as the "State Public School Building Authority Act," further providing for award of contracts.

Referred to Committee on EDUCATION, March 14, 1989.

No. 779 By Representatives TRELLO, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS,

RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," further regulating contracts, advertisements, specifications and bids for certain contracts.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 780 By Representatives TRELLO, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," further regulating contracts and purchases as to bids and advertising.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 781 By Representatives TRELLO, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of August 6, 1936 (Sp. Sess., P. L. 95, No. 38 1/2), entitled "An act to authorize and empower cities, boroughs, towns, and townships, separately or jointly, to provide for protection against floods by erecting and constructing certain works and improvements, located within or without their territorial limits, and within or without the county in which situate; and to expend moneys and incur indebtedness; to assess

benefits against property benefited; to issue improvement bonds imposing no municipal liability; and to acquire, take, injure or destroy property for such purposes," further regulating purchases and bidding on such purchases.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 782 By Representatives TRELLO, MELIO, S. H. SMITH, WOZNIAK, LAUGHLIN, HALUSKA, NAHILL, MERRY, DISTLER, BARLEY, ADOLPH, HECKLER, STEIGHNER, DOMBROWSKI, PISTELLA, VAN HORNE, COLAFELLA, FARGO, BELFANTI, COWELL, OLASZ, HERMAN, HAGARTY, NOYE, ROBBINS, GLADECK, McCALL, McVERRY, CLYMER, ROBINSON, LEH, CORNELL, FLICK, BIRMELIN, VEON, GEIST, RITTER, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, REBER and CORRIGAN

An Act amending the act of May 2, 1945 (P. L. 382, No. 164), known as the "Municipality Authorities Act of 1945," further providing for contract procedures, purchases and advertising for bids.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 783 By Representatives TRELLO, HALUSKA, WOZNIAK, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of July 12, 1972 (P. L. 762, No. 180), referred to as the Intergovernmental Cooperation Law, regulating joint purchases and bids on such purchases; and further providing for council of governments and certain nonprofit corporations.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 784 By Representatives TRELLO, LAUGHLIN, WOZNIAK, HALUSKA, MELIO, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER,

STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," further providing for the awarding of contracts.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 785 By Representatives TRELLO, MELIO, HALUSKA, WOZNIAK, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," further regulating contracts, advertisements, specifications, and bids for certain contracts.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 786 By Representatives TRELLO, COWELL, COLAFELLA, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," increasing the amount of work of any nature which can be performed on property owned by a school district without advertising and without competitive bids; and increasing the amount of furniture, equipment and supplies that can be purchased without advertisement.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 787 By Representatives TRELLO, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of April 29, 1937 (P. L. 526, No. 118), entitled, as reenacted and amended, "An act providing for and regulating joint purchases by counties (other than counties of the first class), cities of the second and third class, boroughs, towns, townships, school districts, institution districts, and poor districts," increasing the amount of expenditures without bids.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 788 By Representatives TRELLO, WOZNIAK, HALUSKA, MELIO, LAUGHLIN, NAHILL, MERRY, HECKLER, BARLEY, DISTLER, ADOLPH, COLAFELLA, VAN HORNE, DOMBROWSKI, LEH, FARGO, BELFANTI, COWELL, PISTELLA, HERMAN, ROBBINS, RITTER, STEIGHNER, HAGARTY, NOYE, McCALL, FLICK, ROBINSON, CORNELL, VEON, GLADECK, McVERRY, CLYMER, OLASZ, BIRMELIN, GEIST, S. H. SMITH, BILLOW, GIGLIOTTI, E. Z. TAYLOR, R. C. WRIGHT, BURD, REBER and CORRIGAN

An Act amending the act of May 27, 1953 (P. L. 244, No. 34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further regulating contracts and further providing for advertising requirements.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 789 By Representatives LESCOVITZ, KUKOVICH, VEON and JOSEPHS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the sentencing procedure for murder of the first degree.

Referred to Committee on JUDICIARY, March 14, 1989.

No. 790 By Representatives LETTERMAN, MERRY, WASS, BROUJOS, RUDY, GRUITZA, DOMBROWSKI, HERMAN and HESS

An Act providing for the adoption of capital projects to be financed from current revenues of the Boat and Fish Funds.

Referred to Committee on GAME AND FISHERIES, March 14, 1989.

No. 791 By Representatives GRUPPO, YANDRISEVITS, GANNON, BOYES, SEMMEL, ANGSTADT, STAIRS, BATTISTO, DALEY, CESSAR, McHALE, MELIO, GIGLIOTTI, WILSON, LANGTRY, ADOLPH, LASHINGER, OLASZ, ROBINSON, PETRARCA, SERAFINI, CIVERA, STABACK, DEMPSEY, GLADECK, KENNEY, COLAIZZO, FREEMAN, VAN HORNE, TELEK, MARSICO, J. L. WRIGHT, TIGUE, WOZNIAK, E. Z. TAYLOR, TANGRETTI, KASUNIC, FOX, DISTLER, DIETTERICK, DeLUCA, BELARDI, BUNT, GEIST, TRELLO, MICOZZIE, CORNELL, COLAFELLA, NAHILL, REBER, RITTER and RYBAK

An Act amending the act of April 27, 1927 (P. L. 465, No. 299), referred to as the Fire and Panic Act, requiring the Department of Labor and Industry to inspect school buildings for fire safety.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 792 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, JOSEPHS, D. W. SNYDER, ROBINSON, LETTERMAN, MICOZZIE, BISHOP, KOSINSKI, FOX, DALEY, McCALL, STEIGHNER, HERMAN, FREEMAN, ITKIN, HARPER, BATTISTO, BELARDI, CAWLEY, RYBAK, VAN HORNE, STABACK, COY, HALUSKA, BELFANTI, E. Z. TAYLOR, JOHNSON, LASHINGER, DeLUCA, MILLER, VEON, KASUNIC, SERAFINI, CORNELL, PISTELLA, LAUGHLIN and RUDY

An Act establishing the Commission for Children; and making an appropriation.

Referred to Committee on YOUTH AND AGING, March 14, 1989.

No. 793 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, ROBINSON, LETTERMAN, BISHOP, KOSINSKI, FOX, STEIGHNER, ITKIN, CAWLEY, RYBAK, VAN HORNE, COY, JOHNSON, DeLUCA, VEON and LAUGHLIN

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," adding rights, duties and jurisdiction to security and campus police under certain conditions.

Referred to Committee on JUDICIARY, March 14, 1989.

No. 794 By Representatives D. R. WRIGHT, J. L. WRIGHT, VROON, COHEN, JACKSON, ROBINSON, LETTERMAN, BISHOP, KOSINSKI, DALEY, STEIGHNER, ITKIN, CAWLEY, RYBAK, VAN HORNE, STABACK, COY, HALUSKA, BELFANTI, E. Z. TAYLOR, JOHNSON, ROBBINS, GEIST, VEON, KASUNIC, CESSAR and PISTELLA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the use of studded tires by emergency vehicles.

Referred to Committee on TRANSPORTATION, March 14, 1989.

No. 795 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, KUKOVICH, ROBINSON, BISHOP, FREEMAN, ITKIN, BATTISTO, CAWLEY, RYBAK, COY, PISTELLA, RITTER and RICHARDSON

An Act amending the act of December 5, 1936 (2nd Sp. Sess., 1937 P. L. 2897, No. 1), known as the "Unemployment Compensation Law," providing for shared work programs, for further duties of the Department of Labor and Industry, and for eligibility benefits.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 796 By Representatives D. R. WRIGHT, J. L. WRIGHT, ROBINSON, BISHOP, HECKLER, CAWLEY, COY, LAUGHLIN and RICHARDSON

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, establishing a procedure for payment of pension funds pursuant to a court order.

Referred to Committee on EDUCATION, March 14, 1989.

No. 797 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, JACKSON, JOSEPHS, ROBINSON, MICOZZIE, BISHOP, McVERRY, ITKIN, BELARDI, CAWLEY, RYBAK, STABACK, COY, HALUSKA, E. Z. TAYLOR, JOHNSON, GEIST, VEON, KASUNIC, CORRIGAN, CORNELL, PISTELLA, RUDY and RICHARDSON

An Act amending Title 9 (Burial Grounds) of the Pennsylvania Consolidated Statutes, requiring cemetery companies to maintain records of persons buried in the cemetery.

Referred to Committee on CONSUMER AFFAIRS, March 14, 1989.

No. 798 By Representatives D. R. WRIGHT, J. L. WRIGHT, ROBINSON, BISHOP, CAWLEY, RYBAK and HALUSKA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the occupancy of trailing vehicles.

Referred to Committee on TRANSPORTATION, March 14, 1989.

No. 799 By Representatives D. R. WRIGHT, J. L. WRIGHT, ROBINSON, MERRY, BISHOP, CAWLEY, HALUSKA, PISTELLA and NOYE

An Act amending the act of July 25, 1961 (P. L. 857, No. 372), referred to as the "Stuffed Toy Manufacturing Act," reducing the registration fee.

Referred to Committee on CONSUMER AFFAIRS, March 14, 1989.

No. 800 By Representatives D. R. WRIGHT, J. L. WRIGHT, DeWEESE, ROBINSON, BISHOP, CAWLEY, HALUSKA, McVERRY and RICHARDSON

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, establishing a procedure for payment of pension funds pursuant to a court order.

Referred to Committee on STATE GOVERNMENT, March 14, 1989.

No. 801 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, JACKSON, ROBINSON, BISHOP, BELARDI, CAWLEY, VEON, COY, BELFANTI, WOZNIAK, LAUGHLIN and RITTER

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," permitting a representative of a local teachers' bargaining unit to sit on the affected school board as a nonvoting member.

Referred to Committee on EDUCATION, March 14, 1989.

No. 802 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, ROBINSON, BISHOP, BATTISTO, BELARDI, CAWLEY, RYBAK, COY, BELFANTI, GEIST, MILLER, PISTELLA and RUDY

An Act requiring the Department of General Services to place the official portrait of all former Governors and Lieutenant Governors in an appropriate place in the State Capitol.

Referred to Committee on STATE GOVERNMENT, March 14, 1989.

No. 803 By Representatives D. R. WRIGHT, J. L. WRIGHT, ROBINSON, BISHOP, BELARDI, CAWLEY and COY

An Act amending the act of May 25, 1945 (P. L. 1050, No. 394), known as the "Local Tax Collection Law," further providing for the duties of tax collectors relating to the addition of names to tax duplicates.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 804 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, GODSHALL, ROBINSON, LETTERMAN, BISHOP, KOSINSKI, CAWLEY, STABACK, COY, E. Z. TAYLOR, JOHNSON, ROBBINS, SERAFINI and PISTELLA

An Act amending the act of December 22, 1981 (P. L. 508, No. 142), known as the "Sunset Act," further providing for the powers of the Legislative Budget and Finance Committee; and making an editorial change.

Referred to Committee on FINANCE, March 14, 1989.

No. 805 By Representatives D. R. WRIGHT, J. L. WRIGHT, ROBINSON, LETTERMAN, BISHOP and CAWLEY

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), known as "The County Code," further providing for the membership of the salary board.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 806 By Representatives D. R. WRIGHT, J. L. WRIGHT, COHEN, ROBINSON, BISHOP, DALEY, BATTISTO, CAWLEY and COY

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," empowering boroughs to eliminate the office of borough assessor and combine the powers, duties and functions of the assessor with the office of tax collector.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 807 By Representatives D. R. WRIGHT, J. L. WRIGHT, JACKSON, D. W. SNYDER, ROBINSON, MICOZZIE, BISHOP, FOX, HECKLER, STEIGHNER, BATTISTO, BELARDI, CAWLEY, STABACK, COY, HALUSKA, E. Z. TAYLOR, VEON, SERAFINI and CORNELL

An Act providing for reimbursement to volunteer fire companies by owners of certain vehicles.

Referred to Committee on LOCAL GOVERNMENT, March 14, 1989.

No. 808 By Representatives VAN HORNE, KAISER and DALEY

An Act designating State Route 88 in Allegheny and Washington Counties as the 88th Infantry Division Highway.

Referred to Committee on TRANSPORTATION, March 14, 1989.

No. 809 By Representatives VAN HORNE, LETTERMAN, TANGRETTI, COY, STEIGHNER, PRESSMANN, KUKOVICH, MARKOSEK, TRELLO, LINTON, TIGUE, GIGLIOTTI, CAWLEY, BATTISTO,

McVERRY, CAPPABIANCA, DeLUCA, BUNT, PISTELLA, GODSHALL, HALUSKA, OLASZ, RICHARDSON, D. W. SNYDER, DALEY, PRESTON and SALOOM

An Act amending the act of November 30, 1967 (P. L. 658, No. 305), known as the "Business Improvement District Act of 1967," authorizing municipal corporations to finance services within business improvement districts.

Referred to Committee on BUSINESS AND COMMERCE, March 14, 1989.

No. 810 By Representatives VAN HORNE, KOSINSKI, TRELLO, VROON, ROBINSON, PRESSMANN, FARGO, COY, HERSHEY, ANGSTADT, GIGLIOTTI, MICHLOVIC, BUNT, PISTELLA, E. Z. TAYLOR, GODSHALL, SERAFINI, OLASZ, JAMES, RICHARDSON, DALEY, COLAIZZO, SALOOM, LANGTRY, FARMER and JOHNSON

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," prohibiting the possession by students of telephone paging devices.

Referred to Committee on EDUCATION, March 14, 1989.

No. 811 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of May 20, 1915 (P. L. 566, No. 242), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," further providing for payments by the city and public employees to the board of pensions.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 812 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of December 6, 1972 (P. L. 1383, No. 293), entitled "An act requiring municipal pensions systems to have an actuarial investigation of the fund made by an actuary who shall report his findings to the Department of Community Affairs," further providing for reports by certain municipalities and local governmental units, for the filing of reports and for failure to file timely reports.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 813 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," further providing for police pensions and annuities.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 814 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of August 17, 1951 (P. L. 1254, No. 295), entitled "An act fixing the minimum pensions of policemen and firemen in certain cities," further providing for annual appropriations to police and firefighters' pension funds.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 815 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of November 10, 1965 (P. L. 835, No. 351), entitled "An act providing pensions for surviving spouses of police officers in cities of the second class A under certain terms and conditions, and providing for contributions by members of the police pension or retirement fund and appropriations by the city for that purpose," further providing for contributions by members and annual appropriations by the city.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 816 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of July 29, 1953 (P. L. 1034, No. 270), known as the "Public Auditorium Authorities Law," further providing for an authority's power regarding pension or retirement funds.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 817 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of May 7, 1965 (P. L. 48, No.38), entitled "A supplement to the act of May 28, 1915 (P. L. 596, No. 259), entitled 'An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions,' as to employes of second class A cities, reducing the number of years of employment to qualify for pension; and increasing pension payments and contributions," further providing for contributions by members.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 818 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN,

HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

An Act amending the act of December 6, 1972 (P. L. 1383, No.293), entitled "An act requiring municipal pension systems to have an actuarial investigation of the fund made by an actuary who shall report his findings to the Department of Community Affairs," further providing for reports by certain municipalities and local governmental units, for the filing of reports and for failure to file timely reports.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 819 By Representatives VAN HORNE, MOWERY, TRELLO, PRESSMANN, HECKLER, HALUSKA, RICHARDSON, PRESTON, COLAIZZO and SALOOM

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 definitions of "actuarially sound" and "actuary," for annual estimates to municipalities, for existing local systems, for the source of municipal funds, for determination of municipal liability, for withdrawal from the system, for contributions by members and for contracts for optional retirement plans.

Referred to Committee on LABOR RELATIONS, March 14, 1989.

No. 820 By Representatives BRANDT, MORRIS, HERSHEY, BROUJOS, BARLEY, LEH, LaGROTTA, VROON, ROBINSON, GLADECK, TRELLO, NAHILL, LINTON, MICOZZIE, VEON, GIGLIOTTI, SAURMAN, TIGUE, HECKLER, HALUSKA, GEIST, DONATUCCI and HOWLETT

An Act amending the act of December 7, 1982 (P. L. 784, No. 225), known as the "Dog Law," providing for the control of dangerous dogs; and providing penalties.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, March 14, 1989.

No. 821 By Representatives BRANDT, MORRIS, BARLEY, SCHULER, SCHEETZ, G. SNYDER, ALLEN, COLAIZZO, NOYE, LEH, STUBAN, JACKSON, E. Z. TAYLOR, JOHNSON, BISHOP, HERSHEY, ROBBINS, CIVERA, LAUGHLIN and GRUPPO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for minimum speed regulation in relation to farm vehicles.

Referred to Committee on TRANSPORTATION, March 14, 1989.

No. 822 By Representatives BOYES, TRELLO, HESS, FAIRCHILD, DIETTERICK, D. W. SNYDER, HALUSKA, McVERRY, SEMMEL, MERRY, JOHNSON, SAURMAN, FARGO, BUNT, GANNON and OLASZ

An Act amending the act of April 28, 1961 (P. L. 135, No. 64), known as the "Public Weighmaster's Act," further providing for granting or refusing a public weighmaster license; providing for change in legal entity of weighmaster; providing for deputy weighmasters; further providing for license fees; deleting the requirement for an oath; making editorial changes; and providing a penalty.

Referred to Committee on PROFESSIONAL LICENSURE, March 14, 1989.

No. 823 By Representatives BOYES, VEON, D. W. SNYDER, ANGSTADT, MAINE, MICOZZIE, MORRIS, DIETTERICK, CHADWICK, TRELLO, KENNEY, SEMMEL, JOHNSON, RAYMOND, LETTERMAN, MRKONIC, SERAFINI, BARLEY, DONATUCCI, NOYE and LANGTRY

An Act amending the act of June 1, 1945 (P. L. 1242, No. 428), known as the "State Highway Law," providing for compensation for businesses suffering loss of patronage due to highway construction or maintenance; and further providing for detours.

Referred to Committee on TRANSPORTATION, March 14, 1989.

No. 824 By Representatives LANGTRY, McVERRY, NOYE, COLAFELLA, DISTLER, BELFANTI, TRELLO, CARLSON, GIGLIOTTI, TIGUE, BARLEY, G. SNYDER, DEMPSEY, BUNT, LESCOVITZ, BIRMELIN, KASUNIC, LEH, J. L. WRIGHT, JACKSON, JAMES, BROUJOS, KENNEY, MERRY, OLASZ, E. Z. TAYLOR, CORRIGAN, SEMMEL, MICOZZIE, WOGAN, SCHEETZ, HAGARTY, CLYMER, RAYMOND, JOHNSON and HOWLETT

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of assault by AIDS carrier; and providing a penalty.

Referred to Committee on JUDICIARY, March 14, 1989.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 38
(Concurrent) By Representatives LASHINGER, BUNT, KOSINSKI, ANGSTADT, TRELLO, ITKIN, VEON, GEIST, FOX, BELARDI, HECKLER, BATTISTO, SERAFINI and WOGAN

Providing for a committee to investigate the public health effects of nonionizing electromagnetic radiation.

Referred to Committee on RULES, March 14, 1989.

No. 39 By Representatives TRICH, ITKIN, COLAIZZO, TIGUE, RICHARDSON,

KUKOVICH, SCRIMENTI, PRESSMANN, LETTERMAN, COWELL, KOSINSKI, RITTER, PISTELLA, STABACK, COY, TRELLO, BUNT, JOSEPHS, BELARDI, RYBAK, BELFANTI, MELIO, KASUNIC, OLASZ, PETRONE, LAUGHLIN, MORRIS, WOZNIAK, GIGLIOTTI, CARN and McHALE

Memorializing the Congress of the United States to enact legislation increasing the Federal minimum wage.

Referred to Committee on RULES, March 14, 1989.

No. 40 By Representatives DeWEESE, WOZNIAK, WAMBACH, LUCYK, DALEY, KASUNIC, LESCOVITZ, WASS, VEON, McCALL, STISH, BLAUM, TIGUE, CAWLEY, BILLOW, HALUSKA, BELARDI, JAROLIN, TANGRETTI, LEVDANSKY, KAISER, COLAIZZO, TRICH, EVANS and ITKIN

Petitioning the Postmaster General of the United States Postal Service to issue a stamp commemorating the late John L. Lewis.

Referred to Committee on RULES, March 14, 1989.

No. 42 By Representatives LANGTRY, TRELLO, HECKLER, FARMER, ITKIN, FLICK, CAPPABIANCA, KASUNIC, LASHINGER, LEH, COLAFELLA, MELIO, BELARDI, ROBINSON, MICOZZIE, DIETTERICK, GEIST, SEMMEL, BUSH, CIVERA, WOGAN, HAGARTY, B. SMITH, J. TAYLOR, STABACK, GRUPPO, BILLOW, ACOSTA, COHEN, OLASZ, RAYMOND, MARSICO, CLYMER, DALEY, E. Z. TAYLOR, JAMES, HERMAN, JACKSON, WILLIAMS, TIGUE, NOYE, PERZEL, MARKOSEK, DISTLER, GODSHALL, NAHILL, G. SNYDER, PHILLIPS, McVERRY, BUNT, FOX, J. L. WRIGHT, BROUJOS, BIRMELIN, FARGO, SCHEETZ and RITTER

Directing the Speaker of the House of Representatives to appoint a select committee to examine and identify programs and legislation necessary to mitigate the growing number of cases of acquired immunodeficiency syndrome in this Commonwealth.

Referred to Committee on RULES, March 14, 1989.

No. 43 By Representatives STUBAN, KUKOVICH, MARKOSEK, FAIRCHILD, McCALL, TIGUE, COWELL, MELIO, BOYES, FOX, ROBINSON, BLAUM, BATTISTO, BELARDI, TRELLO, RUDY, BELFANTI, HALUSKA, ANGSTADT, STABACK, GEIST, GIGLIOTTI, ARGALL, MORRIS, WESTON, FREEMAN, DALEY, HASAY, DIETTERICK, JOHNSON, PETRARCA,

HERMAN, RITTER, BUNT, KOSINSKI, ITKIN, BILLOW, HUGHES, RICHARDSON, RYBAK, LAUGHLIN, HESS, MAINE, KASUNIC, PISTELLA, EVANS, VEON, LINTON, KONDRICH, BURD and BISHOP

Memorializing Congress to take action on the issue of child care in the United States and to enact legislation to provide funding and guidelines to help ensure that all parents who are working or in job-training programs have access to high quality and affordable child care.

Referred to Committee on RULES, March 14, 1989.

LEAVES OF ABSENCE

The SPEAKER. The Chair moves to leaves of absence.

From the majority party, the Chair recognizes the majority whip for the purpose of leaves.

Mr. DeWEESE. Mr. Speaker, the gentleman from Carbon County, Mr. McCALL, for today's session. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Without objection, the leave requested will be granted. The Chair sees and hears no objection.

From the minority party, the Chair recognizes the minority whip for the purpose of leaves.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Lancaster County, Mr. MILLER, for the day.

The SPEAKER. The Chair thanks the minority whip.

Without objection, the leave requested will be granted. The Chair sees and hears no objection. The leaves requested by the parties are granted.

SENATE MESSAGE

ADJOURNMENT RESOLUTION FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate
March 13, 1989

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, April 3, 1989, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, April 3, 1989, 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.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Speaker is in receipt of additions and deletions to bills already introduced. The additions and deletions are received from the majority leader's office and will be filed with the clerk.

The following list was submitted:

ADDITIONS:

HB 124, Kasunic; HB 168, Petrone; HB 309, Nahill, Nailor; HB 458, Ritter, Dieterick; HB 463, Noye; HB 464, Noye; HB 491, Noye; HB 506, Cappabianca; HB 539, Noye; HB 614, Fargo; HB 623, Blaum; HB 626, Pressmann; HB 645, E. Z. Taylor, Kasunic, Corrigan, Laughlin, Olasz; HB 646, Olasz, Corrigan, Laughlin, E. Z. Taylor, Kasunic; HB 647, Olasz, Corrigan, Laughlin, E. Z. Taylor, Kasunic; HB 655, Noye; HB 663, Kasunic, McVerry, J. J. Taylor, Ritter, Melio, Corrigan, Micozzie; HB 682, Noye; HB 683, Marsico, Ritter, Raymond, O'Brien, Micozzie, Fox; HB 699, Ritter, J. J. Taylor, Kasunic; HB 701, Michlovic; HB 702, Michlovic; HB 703, Michlovic; HB 711, Kasunic, Merry; HB 722, Kukovich, J. J. Taylor, Howlett, Corrigan; HB 740, J. J. Taylor, Kasunic, Laughlin; HB 742, McVerry, Ritter, Merry, Kasunic; HR 31, Laughlin, Olasz, Colafella, Serafini, Kaiser, Corrigan, Kasunic, Hughes; HR 35, Michlovic.

DELETIONS:

HB 431, E. Z. Taylor; HB 455, Gigliotti; HB 653, Wogan.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 50, PN 52

By Rep. OLIVER

An Act designating the dam on the Susquehanna River at Williamsport as the Anthony J. Cimini Dam.

STATE GOVERNMENT.

HB 61, PN 68

By Rep. OLIVER

An Act authorizing the incurring of indebtedness, with approval of the electors, of \$40,000,000 for grants to municipalities and regional transportation authorities to partially fund equipment and projects providing or improving accessibility for disabled persons.

STATE GOVERNMENT.

HB 64, PN 71

By Rep. OLIVER

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," further providing for affidavits of certain candidates relating to party affiliation.

STATE GOVERNMENT.

HB 200, PN 226

By Rep. OLIVER

An Act declaring and adopting the song "Pennsylvania," lyrics and music by Eddie Khoury and Ronnie Bonner, as the State song of the Commonwealth of Pennsylvania.

STATE GOVERNMENT.

HB 232, PN 837 (Amended)

By Rep. D. R. WRIGHT

An Act providing for the regulation of the production and handling of ice; licensing ice plants; imposing duties on the Department of Environmental Resources; and providing for civil penalties.

CONSUMER AFFAIRS.

HB 371, PN 838 (Amended)

By Rep. OLIVER

An Act providing for government-wide computer security; and providing for the training in security matters of persons who are involved in the management, operation and use of State computers and State computer systems.

STATE GOVERNMENT.

HB 506, PN 839 (Amended)

By Rep. F. TAYLOR

An Act amending the act of April 28, 1961 (P. L. 111, No. 50), known as the "Tourist Promotion Law," further defining "eligible costs" and "regional tourist promotion agency"; and further providing for grants.

BUSINESS AND COMMERCE.

WELCOMES

The SPEAKER. The Chair is happy to welcome to the hall of the House this morning Marcia Rafig, general manager of Penn Tower Hotel, serving on the board of the Pennsylvania Travel Council. She is the guest of the Philadelphia delegation and Dwight Evans. Will Marcia please stand.

Also with us this morning, as the guest of Representative E. J. Lucyk, the Chair welcomes to the hall of the House, on behalf of the House, Helene Tragus. Will Helene please stand.

In the balcony, the House, through its Speaker, welcomes the Penn State Capitol College Republicans. They are the guests of Representative Ron Marsico, Representative Dininni, and Representative Piccola. Will the group please stand.

The Chair welcomes to the hall of the House this morning Donald Redman, president of UMWA (United Mine Workers of America) District 5, and Ken Horcicak, district board member of the UMWA. They are the guests this morning of Representative Kasunic and Representative DeLuca. Will the gentlemen please stand.

PHOTOGRAPHS TAKEN

The SPEAKER. Will members please take their seats. We are about to take the official photograph. Members, please, in their seats. All members be seated. All guests and persons not authorized by their employment to be on the floor of the House, please leave the hall of the House at this time.

WELCOME

The SPEAKER. Prior to the guests of Representative Rybak leaving, we would like to recognize that Theresa and Ernest Noe, friends and constituents of Representative Rybak, are visiting the Capitol, and they are here on the floor of the House as the guests of Mr. William Rybak. Will the guests please stand.

The Speaker would ask the members to please remove the objects from the desks, which will certainly detract from the picture. The objects, the books, and the papers on the members' desks should be temporarily removed. Those members who have removed their jackets are reminded that the picture will be taken very shortly.

(Official photographs were taken.)

MASTER ROLL CALL

The SPEAKER. The Chair will take a master roll call prior to engaging in the House's business. On the master roll, members will proceed to vote.

The following roll call was recorded:

PRESENT—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colafiglia	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

FILMING PERMISSION

The SPEAKER. The Chair announces for the information of the members that the Lancaster News Era photographer, Mark Beach, has been given permission by the Speaker to photograph in the hall of the House for 10 minutes, beginning at this time. The authorization is for still photographs for 10 minutes.

WELCOMES

The SPEAKER. The Chair recognizes that there are additional guests for the reception of the House this morning.

As a guest of Representative Fox, we have with us this morning Eva Budzinska. Eva, will you stand.

Meghan O'Hara is with us from the Crawford County Tourist Association, who is the guest of Representative Connie Maine.

Also with us this morning, as a guest of Representative Mowery, Nancy Miller is in the hall of the House today.

As the guest of Representative Peter Vroon, the Chair welcomes to the hall of the House Clair Penrose.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 537, PN 599**, entitled:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

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

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

The question is, shall the bill pass finally?

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

YEAS—196

Acosta	Dombrowski	Langtry	Ritter
Adolph	Donatucci	Lashingier	Robbins
Allen	Dorr	Laughlin	Robinson
Angstadt	Durham	Lee	Roebuck
Argall	Evans	Leh	Rudy
Barley	Fairchild	Lescovitz	Ryan
Battisto	Fargo	Letterman	Rybak
Belardi	Farmer	Levdansky	Saloom
Belfanti	Fee	Linton	Saurman
Billow	Fleagle	Lloyd	Scheetz
Birmelin	Flick	Lucyk	Schuler
Bishop	Foster	McHale	Scrimenti
Black	Fox	McNally	Semmel

Blaum	Freeman	McVerry	Serafini
Bortner	Freind	Maiale	Smith, B.
Bowley	Gallen	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Moehlmann	Stuban
Cappabianca	Hagarty	Morris	Tangretti
Carlson	Haluska	Mowery	Taylor, F.
Carn	Harper	Mrkonjic	Taylor, J.
Cawley	Hasay	Nahill	Telek
Cessar	Hayden	Nailor	Thomas
Chadwick	Hayes	Noye	Tigue
Civera	Heckler	O'Brien	Trello
Clark, B. D.	Herman	O'Donnell	Trich
Clark, D. F.	Hershey	Olasz	Van Horne
Clark, J. H.	Hess	Oliver	Veon
Clymer	Howlett	Perzel	Vroon
Cohen	Hughes	Petrarca	Wambach
Colafella	Itkin	Petrone	Wass
Colaizzo	Jackson	Phillips	Weston
Cornell	Jadlowiec	Piccola	Williams
Corrigan	James	Pievsky	Wilson
Cowell	Jarolin	Pistella	Wogan
Coy	Johnson	Pitts	Wozniak
DeLuca	Josephs	Pressmann	Wright, D. R.
DeWeese	Kaiser	Preston	Wright, J. L.
Daley	Kasunic	Raymond	Wright, R. C.
Davies	Kenney	Reber	Yandrisevits
Dempsey	Kondrich	Reinard	
Dietterick	Kosinski	Richardson	Manderino,
Dininni	Kukovich	Rieger	Speaker
Distler	LaGrotta		

NAYS—0

NOT VOTING—2

Gamble Murphy

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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.

FILMING PERMISSION

The SPEAKER. The Chair announces for the information of the members that two television stations have sought and been granted permission by the Speaker to videotape in the hall of the House for the next 10 minutes. The Chair informs the members that John Sanks, from WPVI, channel 6, will be filming for the next 10 minutes along with Pete Aufiero from WITF-TV, who will be videotaping for the next 10 minutes.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 538, PN 600**, entitled:

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

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

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

The question is, shall the bill pass finally?

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

YEAS—196

Acosta	Donatucci	Langtry	Rieger
Adolph	Dorr	Lashingier	Ritter
Angstadt	Durham	Laughlin	Robbins
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colaifella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker
Dombrowski	LaGrotta		

NAYS—0

NOT VOTING—2

Allen	Robinson
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EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

WELCOME

The SPEAKER. The House should welcome at this time to the hall of the House two ninth grade students from Elizabethtown Area High School - Jesse Croom and John Norman. They are here as the guests of Representative Kenneth Brandt. Will the students please stand.

BILLS ON THIRD
CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 540, PN 771**, entitled:

An Act amending the act of December 3, 1959 (P. L. 1688, No. 621), known as the "Housing Finance Agency Law," continuing the Homeowner's Emergency Assistance program of the Pennsylvania Housing Finance Agency.

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

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

The question is, shall the bill pass finally?

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

YEAS—196

Acosta	Donatucci	Langtry	Rieger
Adolph	Dorr	Lashingier	Ritter
Allen	Durham	Laughlin	Robbins
Angstadt	Evans	Lee	Robinson
Argall	Fairchild	Leh	Roebuck
Barley	Fargo	Lescovitz	Rudy
Battisto	Farmer	Letterman	Ryan
Belardi	Fee	Levdansky	Rybak
Belfanti	Fleagle	Linton	Saloom
Billow	Flick	Lloyd	Saurman
Birmelin	Foster	Lucyk	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel
Bortner	Gallen	Maiale	Serafini
Bowley	Gamble	Maine	Smith, B.
Boyes	Gannon	Markosek	Smith, S. H.
Brandt	Geist	Marsico	Snyder, D. W.
Bunt	George	Mayernik	Snyder, G.
Burd	Gigliotti	Melio	Staback
Burns	Gladeck	Merry	Stairs
Bush	Godshall	Michlovic	Steighner
Caltagirone	Gruitza	Micozzie	Stish
Cappabianca	Gruppo	Moehlmann	Strittmatter
Carlson	Hagarty	Morris	Stuban
Carn	Haluska	Mowery	Tangretti
Cawley	Harper	Mrkonic	Taylor, F.
Cessar	Hasay	Murphy	Taylor, J.
Chadwick	Hayden	Nahill	Telek

Civera	Hayes	Nailor	Thomas
Clark, B. D.	Heckler	Noye	Tigue
Clark, D. F.	Herman	O'Brien	Trello
Clark, J. H.	Hershey	O'Donnell	Trich
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colaafella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker
Dombrowski	LaGrotta		

NAYS—0

NOT VOTING—2

Broujos Van Horne

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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

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

WELCOME

The SPEAKER. The Chair is happy to welcome to the hall of the House the brother of Representative Joseph Steighner from Butler County, Donald Steighner, who is with us today, located in the gallery. Will the gentleman please stand.

CONCURRENT RESOLUTION

Mr. FLICK called up **HR 36, PN 834**, entitled:

Proclaiming March 14, 1989, as "Pennsylvania Physical Fitness and Sports Day" in this Commonwealth.

On the question,
Will the House adopt the resolution?

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

Mr. FLICK. Thank you, Mr. Speaker.

As each of you know, today we are proclaiming this as "Pennsylvania Physical Fitness and Sports Day," and I have asked the Speaker at this time if he would hold the vote on HR 36 until such time as I could have Pat Croce here on the floor. Many of you were with us this morning when he demonstrated that boundless amount of energy that he has and spoke with us about our good health and nutrition.

So with that, Mr. Speaker, I would encourage an affirmative vote on HR 36. Thank you.

The SPEAKER. Is it the gentleman's wish to vote the resolution at this time?

Mr. FLICK. Yes.

On the question recurring,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colaafella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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

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

The SPEAKER. The gentleman, Mr. Flick, is advised that if there is to be a presentation of a citation, prior arrangements should be made through the Speaker's Office. I am unaware that any citation is to be presented on the floor of the House, and Mondays are reserved for that kind of activity.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 168, PN 553**, entitled:

An Act prohibiting the sale, manufacture, distribution or use of certain cleaning agents containing phosphates; conferring powers and duties on the Environmental Quality Board and the Department of Environmental Resources; and providing 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?

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

YEAS—197

Acosta	Donatucci	Langtry	Ritter
Adolph	Dorr	Lashinger	Robbins
Allen	Durham	Laughlin	Robinson
Angstadt	Evans	Lee	Roebuck
Argall	Fairchild	Leh	Rudy
Barley	Fargo	Lescovitz	Ryan
Battisto	Farmer	Letterman	Rybak
Belardi	Fee	Levdansky	Saloom
Belfanti	Fleagle	Linton	Saurman
Billow	Flick	Lloyd	Scheetz
Birmelin	Foster	Lucyk	Schuler
Bishop	Fox	McHale	Scrimenti
Black	Freeman	McNally	Semmel
Blaum	Freind	McVerry	Serafini
Bortner	Gallen	Maiale	Smith, B.
Bowley	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Moehlmann	Stuban
Cappabianca	Hagarty	Morris	Tangretti
Carlson	Haluska	Mowery	Taylor, F.
Carn	Harper	Mrkonic	Taylor, J.
Cawley	Hasay	Murphy	Telek
Cessar	Hayden	Nahill	Thomas
Chadwick	Hayes	Nailor	Tigue
Civera	Heckler	Noye	Trello
Clark, B. D.	Herman	O'Brien	Trich
Clark, D. F.	Hershey	O'Donnell	Van Horne
Clark, J. H.	Hess	Olasz	Veon
Clymer	Howlett	Oliver	Vroon
Cohen	Hughes	Perzel	Wambach
Colafiglia	Itkin	Petrarca	Wass
Colaizzo	Jackson	Petrone	Weston
Cornell	Jadlowiec	Phillips	Williams
Corrigan	James	Piccola	Wilson
Cowell	Jarolin	Pievsky	Wogan
Coy	Johnson	Pistella	Wozniak

DeLuca	Josephs	Pitts	Wright, D. R.
DeWeese	Kaiser	Pressmann	Wright, J. L.
Daley	Kasunic	Preston	Wright, R. C.
Davies	Kenney	Raymond	Yandrisevits
Dempsey	Kondrich	Reber	
Dietterick	Kosinski	Reinard	Manderino,
Dininni	Kukovich	Richardson	Speaker
Distler	LaGrotta	Rieger	

NAYS—0

NOT VOTING—1

Dombrowski

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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

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

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. Dombrowski, who asks that his vote on HB 168, PN 553, be shown in the affirmative. The gentleman's remarks will be spread upon the record.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 71, PN 78**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further regulating the carrying of loaded firearms in a vehicle; and making a technical change.

On the question,
Will the House agree to the bill on third consideration?
Mr. STABACK offered the following amendments No. A0490:

Amend Sec. 1 (Sec. 6106.1), page 1, line 8, by inserting after "loaded"

weapons other than

Amend Sec. 1 (Sec. 6106.1), page 1, line 10, by striking out "regardless of barrel length" and inserting

other than a firearm as defined in section 6102 (relating to definitions)

Amend Sec. 1 (Sec. 6106.1), page 1, line 12, by striking out "(b) Exceptions—The provisions of subsection (a)" and inserting

The provisions of this subsection

Amend Sec. 1 (Sec. 6106.1), page 1, line 13, by striking out the underscored colon

Amend Sec. 1 (Sec. 6106.1), page 1, lines 14 through 16, by striking out all of lines 14 and 15 and "(2) Persons" in line 16 and inserting

persons

Amend Sec. 1 (Sec. 6106.1), page 2, line 1, by striking out "(c)" and inserting

(b)

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

The SPEAKER. On that question, the gentleman, Mr. Staback, from Lackawanna is recognized.

Mr. STABACK. Thank you, Mr. Speaker.

Amendment No. A0490 is simply technical in nature and clarifies the intent of HB 71, which prohibits the carrying of loaded weapons in a vehicle that do not fit the description of a firearm; in particular, long-barreled shotguns and rifles. The bill, I might add, already has the support of the State Police, the NRA (National Rifle Association), the F.O.P. (Fraternal Order of Police), the PA Game Commission, as well as the Attorney General's Office.

I would ask for an affirmative vote on the amendment and the bill, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Godshall, from Montgomery is recognized.

Mr. GODSHALL. This is a clarifying amendment, and there really is no problem. It just clarifies. It will clarify the provisions of the bill, and I also am in agreement to the amendment.

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

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	Langtry	Ritter
Adolph	Donatucci	Lashinger	Robbins
Allen	Dorr	Laughlin	Robinson
Angstadt	Evans	Lee	Roebuck
Argall	Fairchild	Leh	Rudy
Barley	Fargo	Lescovitz	Ryan
Battisto	Farmer	Letterman	Rybak
Belardi	Fee	Levdansky	Saloom
Belfanti	Fleagle	Linton	Saurman
Billow	Flick	Lloyd	Scheetz
Birmelin	Foster	Lucyk	Schuler
Bishop	Fox	McHale	Scrimenti
Black	Freeman	McNally	Semmel
Blaum	Freind	McVerry	Serafini
Bortner	Gallen	Maiale	Smith, B.
Bowley	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Moehlmann	Stuban
Cappabianca	Hagarty	Morris	Tangretti
Carlson	Haluska	Mowery	Taylor, F.
Carn	Harper	Mrkonic	Taylor, J.
Cawley	Hasay	Murphy	Telek
Cessar	Hayden	Nahill	Thomas
Chadwick	Hayes	Nailor	Tigue
Civera	Heckler	Noye	Trello
Clark, B. D.	Herman	O'Brien	Trich
Clark, D. F.	Hershey	O'Donnell	Van Horne
Clark, J. H.	Hess	Olasz	Veon
Clymer	Howlett	Oliver	Vroon
Cohen	Hughes	Perzel	Wambach
Colafiglia	Itkin	Petrarca	Wass
Colaizzo	Jackson	Petrone	Weston
Cornell	Jadlowiec	Phillips	Williams

Corrigan	James	Piccola	Wilson
Cowell	Jarolin	Pievsky	Wogan
Coy	Johnson	Pistella	Wozniak
DeLuca	Josephs	Pitts	Wright, D. R.
DeWeese	Kaiser	Pressmann	Wright, J. L.
Daley	Kasunic	Preston	Wright, R. C.
Davies	Kenney	Raymond	Yandrisevits
Dempsey	Kondrich	Reber	
Dietterick	Kosinski	Reinard	Manderino,
Dininni	Kukovich	Richardson	Speaker
Distler	LaGrotta	Rieger	

NAYS—0

NOT VOTING—1

Durham

EXCUSED—4

Cole

McCall

Miller

Taylor, E. Z.

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colafiglia	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston

Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman, Mr. Allen, from Schuylkill County. For what purpose does the gentleman rise?

Mr. ALLEN. Mr. Speaker, for changing my record on a vote. On final passage on HB 538, my switch failed to function. I would like to be recorded in the affirmative.

The SPEAKER. The gentleman's vote will be shown in the affirmative as his remarks will be placed in the record.

PAT CROCE PRESENTED

The SPEAKER. The Speaker recognizes at this time the gentleman from Chester, Representative Flick, in conjunction with the resolution regarding fitness passed earlier today by the House. The gentleman is invited to use the microphone at the clerk's desk.

Mr. FLICK. Thank you, Mr. Speaker.

Mr. Speaker, at this time I would like to call Pat Croce up here. As I mentioned earlier, Pat was with us this morning—with members of the Governor's Cabinet, the Senate, the House, and our staff—giving us an hour-and-a-half fitness presentation - slide show, discussion, questions and answers. He took away from his business to come up here last night. We spent the evening over in the Holiday Inn. I talked to him at dinner and got some good tips, and then he gave his whole day here to meet with members of the General Assembly.

I would like to present Pat at this time with a citation from the House of Representatives, which reads:

COMMONWEALTH OF PENNSYLVANIA

CITATION BY

THE HOUSE OF REPRESENTATIVES

WHEREAS, The 14th day of March 1989 has been proclaimed as "Physical Fitness and Sports Day" in this Commonwealth; and

WHEREAS, It is appropriate to honor a leading fitness expert of this generation, Mr. Pat Croce, of Philadelphia, for his major contributions in the area of physical conditioning for thousands of citizens across this Commonwealth; and

WHEREAS, Mr. Croce dedicates his time to excelling top professional and amateur athletes such as those on the teams of the Philadelphia Flyers and the Philadelphia 76'ers; and

WHEREAS, A spectacular, energized program has been presented to us today by Mr. Croce, who is a licensed physical therapist, certified athletic trainer and certified strength and conditioning specialist, in conjunction with the Commonwealth's special day geared towards fostering greater awareness of the importance and advantages of being physically fit and maintaining good nutrition habits; and

WHEREAS, It is the government's responsibility to continually improve and protect the health and well-being of all its citizens of our great state and urge them to make the choice of a lifestyle that can influence long-term health prospects; and

WHEREAS, The Commonwealth of Pennsylvania has benefitted tremendously from the contributions made by Pat Croce to educate us on how to incorporate preventive maintenance measures into our daily lives to keep our bodies running smoothly and decrease the risk of health problems and disease.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania honors Pat Croce and recognizes his outstanding wholesome abilities in the area of national physical fitness through his constant hard-work and sound examples set forth by his fitness programs and involvement in various fitness-related industries; and further directs that a copy of this citation be delivered to this exceptional and extraordinarily fit individual, Pat Croce, President, Sports Physical Therapists, Incorporated, 200 West Lancaster Avenue, Wayne, Pennsylvania.

This is signed by me, by the Speaker of the House, Mr. James Manderino, and by our Chief Clerk, John Zubeck.

Pat, I am proud to give you this citation, and I thank you very much for your time and effort, and maybe you have 15 seconds to say something.

Mr. CROCE. I would like to thank the Speaker, Representative Manderino, Representative Bob Flick, and all of the House and Governor Casey for inviting us up here to give you a little bit more wisdom about exercise and nutrition, and I will leave you with the same quote with which I left the Forum. Ralph Waldo Emerson once said, "The greatest wealth is health." With that thought in mind, just get a little bit richer.

Have a great day. Thank you.

The SPEAKER. The Chair thanks Mr. Croce. The House thanks him. We all congratulate you.

RULES SUSPENDED

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Olasz, who asks that the rules of the House be suspended for the immediate consideration of a resolution in conjunction with the tourism groups that are with us today. Will the gentleman state his motion?

Mr. OLASZ. Mr. Speaker, I move that the rules be suspended so that I could offer this resolution at this time.

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

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	Langtry	Ritter
Adolph	Donatucci	Lashingier	Robbins
Allen	Dorr	Laughlin	Robinson
Angstadt	Durham	Lee	Roebuck
Argall	Evans	Leh	Rudy
Barley	Fairchild	Lescovitz	Ryan
Battisto	Fargo	Letterman	Rybak
Belardi	Farmer	Levdansky	Saloom
Belfanti	Fee	Linton	Saurman
Billow	Fleagle	Lloyd	Scheetz
Birmelin	Flick	Lucyk	Schuler
Bishop	Foster	McHale	Scrimenti
Black	Fox	McNally	Semmel
Blaum	Freeman	McVerry	Serafini
Bortner	Freind	Maiale	Smith, B.
Bowley	Gallen	Maine	Smith, S. H.
Boyes	Gamble	Markosek	Snyder, D. W.
Brandt	Gannon	Marsico	Snyder, G.
Broujos	Geist	Mayernik	Staback
Bunt	George	Melio	Stairs
Burd	Gigliotti	Merry	Steighner
Burns	Gladeck	Michlovic	Stish
Bush	Godshall	Micozzie	Strittmatter
Caltagirone	Gruitza	Moehlmann	Stuban
Cappabianca	Gruppo	Morris	Tangretti
Carlson	Hagarty	Mowery	Taylor, F.
Carn	Haluska	Mrkonic	Taylor, J.
Cawley	Harper	Murphy	Telek
Cessar	Hasay	Nahill	Thomas
Chadwick	Hayden	Nailor	Tigue
Civera	Hayes	Noye	Trello
Clark, B. D.	Herman	O'Brien	Trich
Clark, D. F.	Hershey	O'Donnell	Van Horne
Clark, J. H.	Hess	Olasz	Veon
Clymer	Howlett	Oliver	Vroon
Cohen	Hughes	Perzel	Wambach
Colaafella	Itkin	Petrarca	Wass
Colaizzo	Jackson	Petrone	Weston
Cornell	Jadlowiec	Phillips	Williams
Corrigan	James	Piccola	Wilson
Cowell	Jarolin	Pievsky	Wogan
Coy	Johnson	Pistella	Wozniak
DeLuca	Josephs	Pitts	Wright, D. R.
DeWeese	Kaiser	Pressmann	Wright, J. L.
Daley	Kasunic	Preston	Wright, R. C.
Davies	Kenney	Raymond	Yandrisevits
Dempsey	Kondrich	Reber	
Dietterick	Kosinski	Reinard	Manderino,
Dininni	Kukovich	Richardson	Speaker
Distler	LaGrotta	Rieger	

NAYS—0

NOT VOTING—1

Heckler

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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 Chair recognizes the gentleman from Allegheny, Mr. Olasz, for the purpose of introduction of the resolution.

Mr. OLASZ. I would like to read the resolution, Mr. Speaker.

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

The following resolution was read by Mr. Olasz:

House Resolution No. 48

A RESOLUTION

Designating March 14, 1989, as "Tourism Day" in Pennsylvania; and urging all individuals involved in the tourist trade to join the celebration.

WHEREAS, The tourist trade brought over ten billion dollars worth of business into this Commonwealth last year; and

WHEREAS, Over 290,000 people are employed by the tourist industry within this Commonwealth; and

WHEREAS, The tourist industry is one of Pennsylvania's leading growth industries, second only to agriculture; and

WHEREAS, Millions of people travel to Pennsylvania every year to take advantage of this Commonwealth's many attractions; therefore be it

RESOLVED, That the House of Representatives designate March 14, 1989, as "Tourism Day" in Pennsylvania and urge all individuals involved in the tourist trade to join in the celebration.

Richard D. Olasz
James J. Manderino
Richard A. Geist
Brian D. Clark
Robert W. O'Donnell
Richard J. Cessar
Joseph W. Battisto
Howard L. Fargo
H. William DeWeese
Thomas C. Petrone
Ron Gamble
David John Mayernik
Paul Wass
George W. Jackson
Anthony M. DeLuca
Christopher K. McNally

The SPEAKER. The Chair thanks the gentleman. For the record, the clerk will read the resolution.

HR 48 was read by the clerk.

On the question,
Will the House adopt the resolution?

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

Mr. OLASZ. Mr. Speaker, I would ask that unless otherwise designated, all members of the House be included as cosponsors.

The SPEAKER. The gentleman asks that all members of the House be listed as cosponsors. Any member wishing not to be listed as a cosponsor, please inform the clerk.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashingier	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colafella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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

LABOR RELATIONS COMMITTEE MEETING

The SPEAKER. For what purpose does the gentleman from Philadelphia, Mr. Cohen, rise?

Mr. COHEN. Mr. Speaker, I would like to call a meeting of the House Labor Relations Committee at the noontime recess.

The SPEAKER. At the noontime recess, the Labor Relations Committee will meet. Where will the meeting be?

Mr. COHEN. In the hall of the House, Mr. Speaker.

The SPEAKER. In the rear of the House, the Labor Relations Committee will meet and will convene at the declaration of the lunch recess.

**HEALTH AND WELFARE
COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Richardson. For what purpose does the gentleman rise?

Mr. RICHARDSON. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call a meeting of the House Health and Welfare Committee in the rear of the House at the noontime recess.

The SPEAKER. At the declaration of the recess, the House Health and Welfare Committee will also meet at the rear of the House.

PHOTOGRAPHS TAKEN

The SPEAKER. Will all persons not authorized by their employment or membership to the privilege of the House floor please leave the hall of the House at this time.

Will members please put their desks in order for the taking of the picture. Remove all white paper, white material. The blue books evidently are no problem and can stay on the desks.

Will members who have removed their jackets, coats, please return the attire.

(Official photographs were taken.)

REQUEST FOR RECESS

The SPEAKER. The Chair recognizes the majority leader.

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

Mr. Speaker, I would like to request a lunch recess until 2 o'clock. For the information of the members, we have two significant bills on the calendar. I believe we can finish them today, which will complete our work for the week, and we would adjourn tonight. Thank you.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. Without objection, this House stands in recess until 2 p.m. this afternoon.

AFTER RECESS

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Staback. For what purpose does the gentleman rise?

Mr. STABACK. Mr. Speaker, I have some remarks I would like to submit for the record.

The SPEAKER. In connection with what subject matter?

Mr. STABACK. HB 71.

The SPEAKER. In connection with HB 71, Representative Staback has remarks that he wants to enter in the record. Without objection, the remarks will be entered into the record.

Mr. STABACK submitted the following remarks for the Legislative Journal:

The Pennsylvania Firearms Act currently prohibits any person from carrying a pistol, revolver, or short-barreled rifle or shotgun in a motor vehicle unless the person has a permit for the weapon or unless the person meets certain specified exceptions for law enforcement officers, security guards, military personnel, and sportsmen. However, the Firearms Act contains no prohibition upon any person carrying a loaded long-barreled rifle, shotgun, pistol, or revolver in a motor vehicle. The result is that drug dealers and other criminals are free to drive about the streets and roads of our Commonwealth with loaded shotguns and rifles in their cars. I believe this is a dangerous and indefensible situation, and that is why I have introduced HB 71.

HB 71 will amend the Pennsylvania Firearms Act to provide that no person may carry a loaded long-barreled shotgun, rifle, pistol, or revolver in a motor vehicle. Exceptions to this rule would be law enforcement officers, security guards, and military personnel. Under HB 71, a person carrying a loaded long-barreled shotgun, rifle, pistol, or revolver would be guilty of a summary offense, punishable by a fine from zero dollars to a maximum of \$300 and imprisonment for a maximum of 90 days. I believe this penalty will prove an effective deterrent while still providing the leeway necessary to protect our sportsmen and others who might accidentally or inadvertently violate this act. However, I would like to emphasize that HB 71 does not in any manner alter the current penalty of a first-degree misdemeanor for those people who carry pistols, revolvers, or short-barreled shotguns and rifles in a motor vehicle without a permit.

I am offering the amendment to HB 71 at the request of the Attorney General's Office. The amendment makes no substantive changes in the bill whatsoever but is technical in nature and clarifies the exact intent of the bill - that persons who carry pistols, revolvers, and short-barreled shotguns or rifles in a motor vehicle without a permit would continue to be subject to the current penalties contained in the Firearms Act, while those persons who carry loaded long-barreled shotguns, rifles, pistols, and revolvers would be subject to the penalties of HB 71.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 426, PN 923 (Amended)

By Rep. RYBAK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for proof of financial responsibility; and imposing penalties.

INSURANCE.

HB 427, PN 924 (Amended)

By Rep. RYBAK

An Act amending the act of June 11, 1947 (P. L. 538, No. 246), known as "The Casualty and Surety Rate Regulatory Act," requiring insurers to file their underwriting standards with the Insurance Commissioner.

INSURANCE.

HB 428, PN 543

By Rep. RYBAK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the fee for reinstatement of registration or a person's operating privilege.

INSURANCE.

HB 429, PN 544

By Rep. RYBAK

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, adding provisions relating to insurance fraud in making insurance claims and applications; imposing penalties; and making repeals.

INSURANCE.

HB 431, PN 925 (Amended)

By Rep. RYBAK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the surrender of drivers' licenses, registration plates and registration cards to sheriffs and constables upon suspension; establishing certain fees; further providing for certain benefits and coverage; providing for financial responsibility verification, for an insurance data bank for detection of fraud and abuse, for challenges to reasonableness of treatment and for pleadings; requiring insurers to report cancellation or termination of insurance; adding provisions relating to deductibles; and providing for review of insurer profits for private passenger automobile insurance.

INSURANCE.

HB 589, PN 926 (Amended)

By Rep. RYBAK

An Act to provide an optional automobile insurance plan to cover, at an affordable rate, all responsible drivers in cities of the first class; and creating the Philadelphia Automobile Insurance Authority and defining its powers and duties.

INSURANCE.

HB 648, PN 716

By Rep. RYBAK

An Act requiring the Insurance Department to conduct a market study and field studies of private passenger automobile insurance; providing the Insurance Department with additional powers and duties; and making an appropriation.

INSURANCE.

SB 194, PN 194

By Rep. CALTAGIRONE

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

JUDICIARY.

CALENDAR CONTINUED**BILL ON FINAL PASSAGE POSTPONED**

The House proceeded to consideration on final passage postponed of **HB 105, PN 540**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for extraordinary medical benefits, for limits, for transition of catastrophic loss benefits and for funding of benefits; and making repeals.

On the question recurring,
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its statement that HB 105 was agreed to on third consideration as amended. The Chair hears no objection.

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

Mr. LLOYD offered the following amendments No. A0428:

Amend Title, page 1, line 2, by striking out "providing" and inserting

requiring certain insurers to provide

Amend Bill, page 2, by inserting between lines 2 and 3

Section 4. Section 1711 of Title 75 is amended to read:

§ 1711. Required benefits.

An insurer issuing or delivering liability insurance policies covering any motor vehicle of the type required to be registered under this title, except recreational vehicles not intended for highway use, motorcycles, motor-driven cycles or motorized pedalcycles or like type vehicles, registered and operated in this Commonwealth, shall include coverage providing a medical benefit in the amount of \$10,000, an income loss benefit up to a monthly maximum of \$1,000 up to a maximum benefit of \$5,000 and a funeral benefit in the amount of \$1,500, as defined in section 1712 (relating to availability of benefits), with respect to injury arising out of the maintenance or use of a motor vehicle. The income loss benefit provided under this section may be expressly waived by the named insured provided the named insured has no expectation of actual income loss due to age, disability or lack of employment history. At the election of the named insured, such policy shall also include an extraordinary medical benefit as described in section 1715(a)(1.1) and (d) (relating to availability of adequate limits).

Amend Sec. 4, page 2, line 3, by striking out "4" and inserting

5

Amend Sec. 4 (Sec. 1715), page 2, line 24, by inserting after "first"

, provided that nothing contained in this subsection shall be construed to limit, reduce, modify or change the provisions of subsection (d)

Amend Sec. 4 (Sec. 1715), page 3, line 17, by inserting a period after "law"

Amend Sec. 4 (Sec. 1715), page 3, lines 17 through 19, by striking out "and shall not exceed the rate" in line 17 and all of lines 18 and 19

Amend Sec. 4 (Sec. 1715), page 3, by inserting between lines 27 and 28

(g) Voluntary pooling.—Notwithstanding any other provisions of this act or the act of June 11, 1947 (P.L.538, No.246), known as The Casualty and Surety Rate Regulatory Act, two or more insurers may enter into an arrangement or agreement to provide for the availability of an extraordinary medical benefit pursuant to the provisions of this chapter. All such arrangements or agreements entered into by an insurer shall be subject to the prior approval of the Insurance Commissioner.

Amend Sec. 5, page 4, line 22, by striking out "5" and inserting

6

Amend Sec. 6, page 5, line 3, by striking out "6" and inserting

7

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

8

Amend Sec. 7 (Sec. 1791), page 6, line 4, by inserting after "\$2,500"

, provided that nothing contained in this subsection shall be construed to limit, reduce, modify or change the provisions of section 1715(d) (relating to availability of adequate limits)

Amend Bill, page 6, lines 23 through 30; pages 7 through 9, lines 1 through 30; page 10, lines 1 through 13, by striking out all of said lines on said pages and inserting

Section 9. Title 75 is amended by adding sections to read:

§ 1798.1. Extraordinary medical benefit rate.

(a) Filing.—Each insurer issuing or delivering liability insurance policies as described in section 1711 (relating to required benefits) shall file with the Insurance Commissioner for an extraordinary medical benefit rate for coverage under section 1715(a)(1.1) (relating to availability of adequate limits). The filing shall be subject to the act of June 11, 1947 (P.L.538, No.246), known as The Casualty and Surety Rate Regulatory Act, provided that no filing for extraordinary medical benefit coverage which is scheduled for a formal administrative hearing may be deemed effective until an adjudication is issued by the Insurance Commissioner. Insurers may provide for the discounting of extraordinary medical benefit loss reserves in annual financial statements. Unallocated extraordinary medical benefit loss expense payments may be treated in accordance with section 315 of the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of one thousand nine hundred and twenty-one, and regulations promulgated pursuant thereto. Extraordinary medical benefit losses and allocated loss adjustment expenses shall be discounted in calculating rates for coverage under section 1715(a)(1.1) if, and to the extent, determined to be actuarially sound.

(b) Rates.—All rates established under this section shall be adequate to assure actuarial soundness. Under no circumstances shall rates for other coverages required under the provisions of this chapter be modified or otherwise established to subsidize, in whole or in part, the rate for the extraordinary medical benefit. In making a rate for the extraordinary medical benefit, due consideration shall be given to the current factors generally in use in making motor vehicle insurance rates.

(c) Limitation.—The extraordinary medical benefit rate for coverage under section 1715(a)(1.1) shall not be subject to any premium tax levied under State law.

§ 1798.2. Transition.

(a) Savings provision.—Notwithstanding the repeal of Subchapter F (relating to catastrophic loss trust fund) by the act of December 12, 1988 (P.L.1120, No.144), all natural persons who suffer or suffered a catastrophic loss prior to May 1, 1989, shall continue to receive, or be eligible to receive, catastrophic loss benefits as if Subchapter F had not been repealed. Under no circumstances shall any person receive, or be eligible to receive, catastrophic loss benefits on account of bodily injury arising out of the maintenance or use of a motor vehicle occurring on or after May 1, 1989. To ensure the administration and delivery of catastrophic loss benefits to eligible claimants, all powers and duties previously imposed on the Catastrophic Loss Trust Fund Board under Subchapter F are hereby transferred to the Insurance Commissioner. The Insurance Commissioner is also hereby authorized to provide for returning, on a pro rata basis, charges paid in accordance with section 1762 (relating to funding) for portions of

registration years occurring on or after May 1, 1989. For the purposes of this section, the Catastrophic Loss Trust Fund shall continue to exist, notwithstanding the repeal of section 1764 (relating to catastrophic loss trust fund).

(b) Interim rate.—All insurers shall, within 30 days of the effective date of this section, file for approval by the Insurance Commissioner, an extraordinary medical benefit rate pursuant to section 1798.1(a) (relating to extraordinary medical benefit rate). Any insurer having an approved rate for catastrophic loss coverage on the effective date of this section shall utilize that approved rate as an interim rate from the effective date of this section until the first policy renewal after the new rate filing required in this subsection is approved by the Insurance Commissioner. Any insurer not having an approved rate for catastrophic loss coverage shall sell coverage utilizing the Insurance Services Office rate approved by the Insurance Commissioner as an interim rate until the first policy renewal after the new rate filing required in this subsection is approved by the Insurance Commissioner. If the extraordinary medical benefit rate approved by the Insurance Commissioner after the effective date of this section for any insurer is less than the interim rate, the pro rata difference shall be credited to the policyholder at the first policy renewal following approval of the rate filing.

(c) Endorsement.—All policies issued and delivered in accordance with section 1711 (relating to required benefits) and which are in effect on May 1, 1989, shall be amended effective May 1, 1989, to comply with the provisions of this chapter by the following endorsement, which shall not be subject to any provision of any law or regulation requiring the approval of the Insurance Commissioner prior to its adoption or use:

**IMPORTANT NOTICE
EXTRAORDINARY MEDICAL BENEFIT
ENDORSEMENT**

By virtue of recent amendment to the Motor Vehicle Financial Responsibility Law, as of May 1, 1989, the first party benefits coverage may be extended to provide an extraordinary medical benefit which will pay the medical and rehabilitation costs for you and your family members residing in your household which are more than \$100,000 for each person injured as the result of an automobile accident, up to a lifetime benefit limit of \$1,000,000 for each person. The cost of this extraordinary medical benefit coverage is \$ _____ per vehicle. Your charge, based on the number of vehicles you own and the number of months remaining until your next policy renewal, is shown on the enclosed bill. If you wish to purchase the extraordinary medical benefit coverage, please return the designated part of the enclosed bill with the payment indicated. If you do not wish to purchase extraordinary medical benefit coverage, please disregard this bill.

Insurers shall provide this endorsement to all policyholders with policies in full force and effect on the effective date of this section.

Amend Bill, page 11, lines 3 through 15, by striking out all of said lines and inserting

Section 10. Section 9 (section 1798.2(a)) shall be retroactive to December 12, 1988, and sections 1, 2, 3, 4, 5, 6, 7 and 9 (section 1798.2(b)), if enacted after May 1, 1989, shall be retroactive to May 1, 1989.

Section 11. This act shall take effect as follows:

(1) Sections 6 and 8 shall take effect May 1, 1989.

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

On the question,

Will the House agree to the amendments?

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

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is the compromise which Representative Freind, Representative Mowery, and I negotiated over a several-week period of time, and I will summarize very briefly what this amendment would do.

Under the bill that was before us, insurance companies would have been required to pay their premiums into a statewide pool. This amendment removes the statewide pool. Insurance companies will be specifically authorized to pool on their own with partners of their choice if they want to do that in order to reduce their risk, but they will not be required to participate in a statewide pool and there will not be a statewide pool.

Secondly, this amendment will require that for ratemaking purposes, loss reserves be discounted. Each insurance company will be permitted to make its own arguments to the Insurance Department about the assumptions which are proper for inflation, for interest rates, for the average annual claims payout, and that will be a matter of litigation in the normal ratemaking process. This bill does not set any specific dollar rate.

In addition, the amendment will provide that in order to assure that coverage is available on May 1 when the CAT Fund (Catastrophic Loss Trust Fund) will go out of existence, that those companies which have already received approval of rates for catastrophic coverage and those companies which have rate requests pending which are due to be considered within the next several weeks, that those rates will continue in effect until such time as a new filing is made to comply with this new legislation, and then if, as a result of that new filing, the discounted rate is less than the old rate, that difference will be credited to the individual policyholder when he next renews his first-party coverage. The \$28 interim rate about which we talked at great length is removed, and the interim rate procedure is as I just outlined.

The legislation also requires that when rates are set, due consideration be given to the factors normally used in setting car insurance premiums.

Finally, under this amendment we should anticipate that the rates will vary from company to company. There will not be a uniform statewide rate, because even if all the companies agree or there is a general consensus about how much discounting there should be, individual companies' administrative expenses will fluctuate from company to company, because each individual company has a different cost of selling insurance, of collecting premiums, and of adjusting claims.

That in a nutshell, Mr. Speaker, is what the amendment does. It is a compromise which we have worked on very hard. I believe it addresses in a reasonable way the primary points of contention on both sides, and I urge adoption of the amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Delaware, Mr. Freind, on the amendment.

Mr. FREIND. Thank you, Mr. Speaker.

Like Mr. Lloyd, I rise to support this amendment. If passed, this amendment will reflect our philosophy that the people of Pennsylvania can make up their own mind as to whether or not they want catastrophic coverage. The provisions of the amendment and the provisions of the existing bill permit our constituents to shop around, because in addition to auto carriers, CAT coverage can also be handled by health care insurers.

Most importantly, while saying that companies can voluntarily pool, in doing away with the mandated pool, what this amendment does once and for all is get the Commonwealth of Pennsylvania out of the insurance business where it does not belong.

Now, it is not perfect. Compromises rarely are. There is some confusion, for example, as to whether or not the coverage can be purchased at integers or a million, take it or leave it. There is also some confusion as to whether or not it is a negative checkoff, that you get coverage unless you indicate otherwise, or whether or not you have to elect. Representative Piccola has an amendment that will deal with both of those problems.

In addition, it does not squarely address the issue of the unfunded liability. In view of the fact, however, that the Governor has indicated a few weeks ago that he will have a proposal for this, we will certainly wait with anticipation as to what the Governor's proposal is to accept our responsibility for the unfunded liability and to pay for it in a fair and equitable manner.

But this is a quantum leap forward, it is a workable compromise, and I would ask for your support. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Indiana County, Mr. Wass.

Mr. WASS. Thank you, Mr. Speaker.

May I interrogate the maker of the amendment, please?

The SPEAKER. The gentleman, Mr. Lloyd, indicates he will stand for interrogation. Mr. Wass may proceed.

Mr. WASS. Mr. Speaker, in the legislation being considered, when we had the CAT Fund, I plunked down \$8 and that paid my CAT Fund for the entire year. I was covered up to \$1 million. In this legislation, is it mandated that I pay for at least a year's coverage?

Mr. LLOYD. No, it is not. And I would anticipate that that will probably vary from company to company. My car insurance company sells me a premium 6 months at a time. Other people buy insurance a month at a time; some people buy it a year at a time. That is going to depend upon your own insurance company.

Mr. WASS. Has it ever been considered that it be paid for for an entire year, bought for a year at a time?

Mr. LLOYD. If the insurance company wanted to do that, it would be free to do that. My guess is that most insurance companies would find that to be an administrative burden, because they would have to send out a separate billing for this kind of coverage which did not necessarily coincide with the same time period for your underlying car insurance. But they would be free to do that if they wanted to.

Mr. WASS. Under the CAT Fund, when we paid it for a year as our car registration, we were assured that our citizens were carrying at least 1 million dollars' worth of coverage. We do not have that protection here?

Mr. LLOYD. That is correct. This is going to be up to the individual to decide for himself whether or not he wants the coverage.

Mr. WASS. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—196

Acosta	Dombrowski	LaGrotta	Richardson
Adolph	Donatucci	Langtry	Rieger
Allen	Dorr	Lashinger	Ritter
Angstadt	Durham	Laughlin	Robbins
Argall	Evans	Lee	Robinson
Barley	Fairchild	Leh	Roebuck
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Majale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colafiglia	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Yandrisevits
Dempsey	Kenney	Raymond	
Dietterick	Kondrich	Reber	Manderino,

Dininni Distler	Kosinski Kukovich	Reinard	Speaker
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NAYS—0

NOT VOTING—2

Rudy	Wright, R. C.
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EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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?

FILMING PERMISSION

The SPEAKER. For the information of the members, the Chair has granted this afternoon to WITF the privilege of filming for 10 minutes beginning at this time. WITF had been granted permission this morning, but the filming did not take place at that time. For the next 10 minutes, there will be video filming by WITF-TV.

WELCOME

The SPEAKER. The Chair is happy to announce and with pleasure announces to the House that we are being visited today by a special education class from Hatboro/Horsham School District with their teacher, Ed Sickles, and two adult chaperons. Those people, who have varying degrees of handicap, are seated in the hall of the House to the rear of the rail. They are the guests of Representative Saurman.

CONSIDERATION OF HB 105 CONTINUED

The SPEAKER. The Chair would like to inform the members that there are two additional amendments to this bill - an amendment by Mr. Piccola, which I understand is being redrafted. Are you ready with the redraft? The Piccola amendment is being duplicated and will be up shortly.

Th. Snyder amendment was in conflict with the amendment just adopted by the House in that it amended a page that the amendment by Mr. Lloyd and Mr. Freind eliminated, so it must be redrafted.

The House will be at ease for a few minutes pending the receipt of the Piccola amendment.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 2, PN 927 (Amended)

By Rep. COHEN

An Act amending the act of January 17, 1968 (P.L. 11, No. 5), known as "The Minimum Wage Act of 1968," further defining "employer" and "wages"; increasing the minimum wages; and allowing collective bargaining agreements to provide for over-time.

LABOR RELATIONS.

HB 167, PN 186

By Rep. COHEN

An Act amending the act of December 8, 1959 (P. L. 1718, No. 632), entitled, as amended, "An act providing for the payment of the salary, medical and hospital expenses of employes of State penal and correctional institutions, State mental hospitals, Youth Development Centers, County Boards of Assistance, and under certain conditions other employes of the Department of Public Welfare, who are injured in the performance of their duties; and providing benefit to their widows and dependents in certain cases," further providing for salary and benefit payments; and making an editorial change.

LABOR RELATIONS.

CONSIDERATION OF HB 105 CONTINUED

BILL PASSED OVER TEMPORARILY

The SPEAKER. The Speaker announces to the House that the Snyder amendment is now in the Reference Bureau for a redraft, which will take some time. The Piccola amendment has not been returned from duplicating.

Without objection, the Chair would like to pass over temporarily this bill and move to other business that must be done this afternoon.

Without objection, we will move to HB 623 and hold in abeyance the completion of the work on HB 105. The Chair sees no objection and hears no objection.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 623, PN 772**, entitled:

An Act to provide additional appropriations from the General Fund for the expenses of the Executive Department 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 additional appropriations from the Motor License Fund to the Executive Department; to provide for the additional appropriation of Federal funds to the Executive Department of the Commonwealth 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.

On the question,

Will the House agree to the bill on third consideration?

Mr. PIEVSKY offered the following amendments No. A0460:

Amend Table of Contents, page 2, by inserting between lines 29 and 30

Section 409. Distributions from other appropriations.

Amend Table of Contents, page 2, line 30, by striking out "409" and inserting

410

Amend Bill, page 29, by inserting between lines 8 and 9

Section 409. Distributions from other appropriations.—

Any moneys distributed from the appropriation for increased costs resulting from a cost-of-living increase provided to annuitants in section 235 of the act of June 29, 1988 (P.L. ,

No.5A), known as the General Appropriation Act of 1988, and the appropriation for increased costs of employees' salaries, wages and benefits in section 228 of the act of October 14, 1988 (P.L. , No.55A), known as the First Supplemental Appropriation Act to the General Appropriation Act of 1988, shall be in addition to the moneys provided in this act.

Amend Sec. 409, page 29, line 9, by striking out "409" and inserting

410

On the question,

Will the House agree to the amendments?

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, this is a technical amendment to insure that moneys distributed to State appropriations from the general salary increase act, No. 55A, are in addition to the supplemental amounts in this bill.

I believe, Mr. Speaker, this amendment is agreed to, and I would urge its support.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—194

Table listing names of members who voted 'YEAS' in four columns: Acosta, Adolph, Allen, Angstadt, Argall, Barley, Battisto, Belardi, Belfanti, Billow, Birmelin, Bishop, Black, Blaum, Bortner, Bowley, Boyes, Brandt, Broujos, Bunt, Burd, Burns, Bush, Caltagirone, Cappabianca, Carlson, Carn, Cawley, Cessar, Chadwick, Civera, Clark, B. D., Clark, D. F., Clark, J. H., Clymer, Cohen, Colafella, Colaizzo, Cornell, Corrigan, Cowell, Coy, DeLuca, DeWeese, Distler, Dombrowski, Donatucci, Dorr, Durham, Evans, Fairchild, Fargo, Farmer, Fee, Fleagle, Flick, Foster, Fox, Freeman, Freind, Gallen, Gamble, Gannon, Geist, George, Gladeck, Godshall, Gruitza, Gruppo, Hagarty, Haluska, Harper, Hasay, Hayden, Hayes, Heckler, Herman, Hershey, Clymer, Howlett, Hughes, Itkin, Jackson, Jadlowiec, James, Jarolin, Johnson, Josephs, Kukovich, LaGrotta, Langtry, Lashinger, Laughlin, Lee, Leh, Lescovitz, Letterman, Levdansky, Linton, Lloyd, Lucyk, McHale, McVerry, Maiale, Maine, Markosek, Marsico, Mayernik, Melio, Merry, Michlovic, Micozzie, Moehlmann, Morris, Mowery, Mrkonic, Murphy, Nahill, Nailor, Noye, O'Brien, O'Donnell, Oliver, Perzel, Petrarca, Petrone, Phillips, Piccola, Pievsky, Pistella, Pitts, Pressmann, Ritter, Robbins, Robinson, Roebuck, Rudy, Ryan, Rybak, Saloom, Saurman, Scheetz, Schuler, Scrimenti, Semmel, Serafini, Smith, B., Smith, S. H., Snyder, D. W., Snyder, G., Staback, Stairs, Steighner, Stish, Strittmatter, Stuban, Tangretti, Taylor, F., Taylor, J., Telek, Thomas, Tigue, Trello, Trich, Van Horne, Veon, Vroon, Wambach, Wass, Weston, Williams, Wilson, Wogan, Wozniak, Wright, D. R., Wright, J. L.

Table listing names of members who did not vote: Daley, Davies, Dempsey, Dietterick, Dininni, Kaiser, Kasunic, Kenney, Kondrich, Kosinski, Raymond, Reber, Reinard, Richardson, Rieger, Wright, R. C., Yandrisevits, Manderino, Speaker

NAYS—0

NOT VOTING—4

Table listing names of members who did not vote: Gigliotti, McNally, Olasz, Preston

EXCUSED—4

Table listing names of members who were excused: Cole, McCall, Miller, Taylor, E. Z.

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

On the question,

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

Mr. PIEVSKY offered the following amendments No. A0492:

Amend Title, page 1, line 5, by inserting after "DEPARTMENT"

and Judicial Department

Amend Table of Contents, page 2, by inserting between lines 3 and 4

SUBPART A

EXECUTIVE DEPARTMENT

Amend Table of Contents, page 2, by inserting between lines 12 and 13

SUBPART B

JUDICIAL DEPARTMENT

Section 241. Philadelphia Municipal Court.

Amend Heading, page 9, by inserting between lines 22 and 23

SUBPART A

EXECUTIVE DEPARTMENT

Amend Bill, page 24, by inserting between lines 24 and 25

SUBPART B

JUDICIAL DEPARTMENT

Section 241. Philadelphia Municipal Court.—The following amounts are appropriated to the Philadelphia Municipal Court:

Federal State

For the salaries and expenses of judges. Senior judges working as active or senior judges a minimum of 75 days in the prior calendar year are to receive health benefits.

State appropriation..... 2,676,000

On the question,

Will the House agree to the amendments?

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

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, this amendment includes \$89,000 for three senior judges from municipal court for the remainder of this year. I just learned this past Friday that the court will not be able to meet mid-April salaries, and the senior judges are needed to help in the backlog of court cases. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—153

Acosta	Farmer	Letterman	Roebuck
Adolph	Fee	Levdansky	Rudy
Battisto	Flick	Linton	Ryan
Belardi	Foster	Lloyd	Rybak
Belfanti	Fox	Lucyk	Saloom
Billow	Freeman	McHale	Saurman
Birmelin	Freind	McNally	Scheetz
Bishop	Gallen	McVerry	Scrimenti
Blaum	Gamble	Maiale	Semmel
Bortner	George	Maine	Serafini
Broujos	Gigliotti	Markosek	Snyder, D. W.
Bunt	Gladeck	Marsico	Staback
Burd	Godshall	Mayernik	Stairs
Burns	Gruitza	Melio	Steighner
Caltagirone	Gruppo	Michlovic	Stish
Cappabianca	Hagarty	Micozzie	Stuban
Carn	Haluska	Morris	Tangretti
Cawley	Harper	Mrkonic	Taylor, F.
Cessar	Hasay	Murphy	Taylor, J.
Chadwick	Hayden	Nahill	Thomas
Civera	Heckler	O'Brien	Tigue
Clark, B. D.	Herman	O'Donnell	Trello
Clark, J. H.	Howlett	Olasz	Trich
Clymer	Hughes	Oliver	Van Horne
Cohen	Itkin	Perzel	Veon
Colafella	James	Petrarca	Vroon
Colaizzo	Jarolin	Petrone	Wambach
Corrigan	Josephs	Pievsky	Weston
Cowell	Kaiser	Pistella	Williams
Coy	Kasunic	Pitts	Wilson
DeLuca	Kenney	Pressmann	Wogan
DeWeese	Kondrich	Preston	Wozniak
Daley	Kosinski	Raymond	Wright, D. R.
Dietterick	Kukovich	Reber	Wright, J. L.
Dininni	LaGrotta	Reinard	Wright, R. C.
Dombrowski	Langtry	Richardson	
Donatucci	Laughlin	Rieger	Manderino,
Durham	Leh	Ritter	Speaker
Evans	Lescovitz	Robinson	

NAYS—45

Allen	Davies	Hess	Phillips
Angstadt	Dempsey	Jackson	Piccola
Argall	Distler	Jadlowiec	Robbins
Barley	Dorr	Johnson	Schuler
Black	Fairchild	Lashinger	Smith, B.
Bowley	Fargo	Lee	Smith, S. H.
Boyes	Fleagle	Merry	Snyder, G.
Brandt	Gannon	Moehlmann	Strittmatter
Bush	Geist	Mowery	Telek
Carlson	Hayes	Nailor	Wass
Clark, D. F.	Hershey	Noye	Yandrisevits
Cornell			

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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. PITTS offered the following amendment No. A0458:

Amend Sec. 206, page 22, by inserting between lines 4 and 5

For community based mental retardation services provided by counties other than counties of the first class.

Allegheny.	
State appropriation.....	2,962,492
Armstrong/Indiana.	
State appropriation.....	335,008
Beaver.	
State appropriation.....	353,940
Bedford/Somerset.	
State appropriation.....	221,478
Berks.	
State appropriation.....	622,862
Blair.	
State appropriation.....	347,638
Bucks.	
State appropriation.....	1,337,396
Butler.	
State appropriation.....	268,610
Cambria.	
State appropriation.....	338,219
Cameron/Elk/McKean.	
State appropriation.....	274,572
Carbon/Monroe/Pike.	
State appropriation.....	304,858
Centre.	
State appropriation.....	197,061
Chester.	
State appropriation.....	1,154,162
Clarion.	
State appropriation.....	130,339
Clearfield/Jefferson.	
State appropriation.....	233,101
Columbia/Montour/Snyder/Union.	
State appropriation.....	157,590
Crawford.	
State appropriation.....	201,961
Cumberland/Perry.	
State appropriation.....	379,880
Dauphin.	
State appropriation.....	442,026
Delaware.	
State appropriation.....	1,030,928
Erie.	
State appropriation.....	830,496
Fayette.	
State appropriation.....	255,149
Forest/Warren.	
State appropriation.....	172,182
Franklin/Fulton.	
State appropriation.....	160,716
Huntingdon/Juniata/Mifflin.	
State appropriation.....	208,150
Lackawanna/Susquehanna/Wayne.	
State appropriation.....	754,361
Lancaster.	
State appropriation.....	563,607
Lawrence.	
State appropriation.....	248,563
Lebanon.	
State appropriation.....	290,520
Lehigh.	
State appropriation.....	576,374
Luzerne/Wyoming.	
State appropriation.....	784,196
Lycoming/Clinton.	
State appropriation.....	317,546
Mercer.	
State appropriation.....	359,719
Montgomery.	

State appropriation.....	1,952,775
Northampton.	
State appropriation.....	503,913
Northumberland.	
State appropriation.....	229,073
Potter.	
State appropriation.....	50,357
Schuylkill.	
State appropriation.....	235,433
Tioga.	
State appropriation.....	141,963
Venango.	
State appropriation.....	178,244
Washington/Greene.	
State appropriation.....	355,934
Westmoreland.	
State appropriation.....	625,935
York/Adams.	
State appropriation.....	564,441

On the question,

Will the House agree to the amendment?

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

Mr. PITTS. Thank you, Mr. Speaker.

By way of background, the city of Philadelphia overspent their budget for fiscal year 1988-89, ran out of money to provide for MR (mental retardation) services, and there was a class-action suit where a Federal judge— Mr. Speaker, can we have order, please?

The SPEAKER. The gentleman is correct. Will the House please be in order. Will the members please take their seats. Will conversations be held to a minimum, and will conversations be made in voices low enough so they can only be heard by your neighbor.

The gentleman may proceed.

Mr. PITTS. Thank you, Mr. Speaker.

Federal court ruled that the State should provide an additional \$4.9 million. This was done by withholding some of the final quarterly payments from the rest of the counties in the State from their MR programs. I am sure all of your counties have heard about that reduction. What we do is restore not only that money but treat all the other 66 counties the same way that Philadelphia is being treated in this amendment. If you look at the amendment, you can see that your counties are all receiving the same percentage that they received in the original allocation.

Therefore, I urge support for this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan

Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colaifella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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. OLASZ offered the following amendment No. A0440:

Amend Sec. 206, page 20, line 9, by striking out all of said line and inserting

State appropriation.....	226,240,000
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On the question,

Will the House agree to the amendment?

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

Mr. OLASZ. Mr. Speaker, this figure has been increased by approximately \$8 million, which has been owed to Allegheny County for some time. All the other counties have been reimbursed by the State with Federal moneys with the exception of

Allegheny County, and that is the reason I am asking for this increase in the total amount of money. Thank you.

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

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colafrilla	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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The question was determined in the affirmative, and the amendment was agreed to.

WELCOMES

The SPEAKER. The Chair is happy to welcome to the hall of the House today the president of the borough council of Richland Borough, Lebanon County, Ed Zehring, and his wife, Edith. They are the guests of Representative Moehlmann, and they are to the left of the Speaker. Will they rise, please.

The Chair is happy to welcome to the hall of the House today guests of Representative Fran Weston. The Chair welcomes Nicole Miller and Robert Johnson, both of St. Katherine's, and Kate Lederer and Daniel Caputo of the Nazareth Academy. They are the guests of Fran Weston and are seated to the left of the Speaker.

CONSIDERATION OF HB 623 CONTINUED

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

Mr. McVERRY offered the following amendment No. A0453:

Amend Sec. 201, page 12, line 1, by striking out all of said line and inserting

State appropriation.....	48,000,000
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On the question,
Will the House agree to the amendment?

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

Mr. McVERRY. Thank you, Mr. Speaker.

The purpose of this amendment is to increase a deficiency appropriation for special education from \$25 million to \$48 million, which really represents but 50 percent of the actual deficiency in the Department of Education for 1988-89.

I urge your favorable consideration. Thank you.

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

The following roll call was recorded:

YEAS—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner

Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colaifella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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The question was determined in the affirmative, and the amendment was agreed to.

FILMING PERMISSION

The SPEAKER. The Speaker announces to the members that Mike Ross of WHTM-TV has been granted permission for video taping on the floor of the House for the next 10 minutes.

CONSIDERATION OF HB 623 CONTINUED

On the question recurring,

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

Mr. DeLUCA offered the following amendments No. A0471:

Amend Bill, page 24, by inserting between lines 26 and 27

SUBPART A

MOTOR LICENSE FUND

Amend Bill, page 26, by inserting between lines 2 and 3

SUBPART B

AVIATION RESTRICTED REVENUE ACCOUNT

Section 321. Department of Transportation.—The following amounts are appropriated to the Department of Transportation:

For payment for airport construction and development, including encouragement and development of aeronautics, development of State airports and assistance to political subdivisions and municipal authorities in the construction and improvement of airports and other aeronautical facilities.

State appropriation.....	4,200,000
Section 322. Department of Commerce.—	
The following amounts are appropriated to the Department of Commerce:	
For industrial resource centers for aviation-related development activities.	
State appropriation.....	300,000

On the question,

Will the House agree to the amendments?

The SPEAKER. On the question of the amendment, the Chair recognizes the Representative from Allegheny County, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

What we are doing is we are moving \$300,000 out of the Transportation Department to the Department of Commerce for retrofitting air bridges to a GE (General Electric) plant in my district in Blawnox.

I would appreciate an affirmative vote on this. This has been agreed to by the Transportation Department and the Department of Commerce.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	Langtry	Ritter
Adolph	Donatucci	Lashing	Robbins
Allen	Dorr	Laughlin	Robinson
Angstadt	Durham	Lee	Roebuck
Argall	Evans	Leh	Rudy
Barley	Fairchild	Lescovitz	Ryan
Battisto	Farmer	Letterman	Rybak
Belardi	Fee	Levdansky	Saloom
Belfanti	Fleagle	Linton	Saurman
Billow	Flick	Lloyd	Scheetz
Birmelin	Foster	Lucy	Schuler
Bishop	Fox	McHale	Scrimenti
Black	Freeman	McNally	Semmel
Blaum	Freind	McVerry	Serafini
Bortner	Gallen	Maiale	Smith, B.
Bowley	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Moehlmann	Stuban
Cappabianca	Hagarty	Morris	Tangretti
Carlson	Haluska	Mowery	Taylor, F.
Carn	Harper	Mrkonic	Taylor, J.
Cawley	Hasay	Murphy	Telek
Cessar	Hayden	Nahill	Thomas
Chadwick	Hayes	Nailor	Tigue
Civera	Heckler	Noye	Trello
Clark, B. D.	Herman	O'Brien	Trich
Clark, D. F.	Hershey	O'Donnell	Van Horne
Clark, J. H.	Hess	Olasz	Veon
Clymer	Howlett	Oliver	Vroon
Cohen	Hughes	Perzel	Wambach
Colaifella	Itkin	Petrarca	Wass
Colaizzo	Jackson	Petrone	Weston
Cornell	Jadlowiec	Phillips	Williams
Corrigan	James	Piccola	Wilson
Cowell	Jarolin	Pievsky	Wogan
Coy	Johnson	Pistella	Wozniak
DeLuca	Josephs	Pitts	Wright, D. R.

DeWeese	Kaiser	Pressmann	Wright, J. L.
Daley	Kasunic	Preston	Wright, R. C.
Davies	Kenney	Raymond	Yandrisevits
Dempsey	Kondrich	Reber	
Dietterick	Kosinski	Reinard	Manderino,
Dininni	Kukovich	Richardson	Speaker
Distler	LaGrotta	Rieger	

NAYS—0

NOT VOTING—1

Fargo

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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. MURPHY offered the following amendments No. A0500:

Amend Table of Contents, page 2, by inserting between lines 3 and 4

Section 201. Department of Commerce.
Amend Table of Contents, page 2, line 4, by striking out "201" and inserting

202

Amend Table of Contents, page 2, line 5, by striking out "202" and inserting

203

Amend Table of Contents, page 2, line 6, by striking out "203" and inserting

204

Amend Table of Contents, page 2, line 7, by striking out "204" and inserting

205

Amend Table of Contents, page 2, line 8, by striking out "205" and inserting

206

Amend Table of Contents, page 2, line 9, by striking out "206" and inserting

207

Amend Table of Contents, page 2, line 10, by striking out "207" and inserting

208

Amend Table of Contents, page 2, line 11, by striking out "208" and inserting

209

Amend Table of Contents, page 2, line 12, by striking out "209" and inserting

210

Amend Bill, page 9, by inserting between lines 22 and 23
Section 201. Department of Commerce.—
The following amounts are appropriated to the Department of Commerce:

Federal State

For tourist promotional assistance.

State appropriation..... 50,000

Amend Sec. 201, page 9, line 23, by striking out "201" and inserting

202

Amend Sec. 202, page 10, line 27, by striking out "202" and inserting

203

Amend Sec. 203, page 12, line 2, by striking out "203" and inserting

204

Amend Sec. 204, page 13, line 9, by striking out "204" and inserting

205

Amend Sec. 205, page 14, line 5, by striking out "205" and inserting

206

Amend Sec. 206, page 14, line 23, by striking out "206" and inserting

207

Amend Sec. 207, page 23, line 10, by striking out "207" and inserting

208

Amend Sec. 208, page 23, line 18, by striking out "208" and inserting

209

Amend Sec. 209, page 24, line 5, by striking out "209" and inserting

210

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

The SPEAKER. On the question of the amendment, the Chair recognizes the amendment's author, the gentleman from Allegheny, Representative Murphy.

Mr. MURPHY. Mr. Speaker, this adds \$50,000 to the tourist promotional assistance line item in the Department of Commerce budget.

The SPEAKER. The minority leader is recognized on the amendment.

Mr. RYAN. Mr. Speaker, will the gentleman, Mr. Murphy, stand for a brief period of interrogation?

The SPEAKER. The gentleman indicates that he will stand for interrogation.

Mr. RYAN. Mr. Speaker, is there some specific reason that the amount \$50,000 was picked? It just strikes me as unusual, and I am wondering if there is something here that I am missing.

Mr. MURPHY. Mr. Speaker, it is to assist specifically the Pittsburgh marathon activities that were the trial for the women's Olympics - to assist them with some of their costs of advertising and promotion.

Mr. RYAN. And do you have under some agreement that we are not aware of that it is earmarked that way, because the amendment does not show it.

Mr. MURPHY. No, Mr. Speaker, I do not.

Mr. RYAN. How do you know it will be used for that purpose?

Mr. MURPHY. I am not sure that it will be.

Mr. RYAN. Just kind of crossing your fingers on this one?

Mr. MURPHY. Yes, Mr. Speaker.

Mr. RYAN. Okay.

The SPEAKER. The Chair thanks both gentlemen.

Mr. RYAN. Mr. Speaker?

The SPEAKER. The gentleman, Mr. Ryan, is recognized.

Mr. RYAN. Continuing, Mr. Speaker.

Mr. Speaker, does the gentleman realize—and I was just told this, so it is not that I am any smarter than you—that there is a formula and that moneys that go through this line item are distributed to the various counties under that formula?

Mr. MURPHY. I am aware of that, Mr. Speaker.
 Mr. RYAN. Then how can the \$50,000—
 Mr. MURPHY. Mr. Speaker, I am aware that there is some discretion, though, within that formula.
 Mr. RYAN. Are you sure you do not know something I do not know?
 Mr. MURPHY. Honestly, Mr. Speaker, I do not.
 The SPEAKER. I will vouch for that.
 Mr. RYAN. He said "honestly," so I guess it is okay, because his name is Murphy and this is St. Patty's week.
 On the question recurring,
 Will the House agree to the amendments?
 The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	LaGrotta	Ritter
Adolph	Donatucci	Langtry	Robbins
Allen	Dorr	Lashinger	Robinson
Angstadt	Durham	Laughlin	Roebuck
Argall	Evans	Lee	Rudy
Barley	Fairchild	Leh	Ryan
Battisto	Fargo	Lescovitz	Rybak
Belardi	Farmer	Letterman	Saloom
Belfanti	Fee	Levdansky	Saurman
Billow	Fleagle	Linton	Scheetz
Birmelin	Flick	Lloyd	Schuler
Bishop	Foster	Lucyk	Scrimenti
Black	Fox	McHale	Semmel
Blaum	Freeman	McNally	Serafini
Bortner	Freind	McVerry	Smith, B.
Bowley	Gallen	Maiale	Smith, S. H.
Boyes	Gamble	Maine	Snyder, D. W.
Brandt	Gannon	Markosek	Snyder, G.
Broujos	Geist	Marsico	Staback
Bunt	George	Mayernik	Stairs
Burd	Gigliotti	Melio	Steighner
Burns	Gladeck	Merry	Stish
Bush	Godshall	Michlovic	Strittmatter
Caltagirone	Gruitza	Micozzie	Stuban
Cappabianca	Gruppo	Moehlmann	Tangretti
Carlson	Hagarty	Morris	Taylor, F.
Carn	Haluska	Mowery	Taylor, J.
Cawley	Harper	Mrkonic	Telek
Cessar	Hasay	Murphy	Thomas
Chadwick	Hayden	Nahill	Tigue
Civera	Hayes	Nailor	Trello
Clark, B. D.	Heckler	Noye	Trich
Clark, D. F.	Herman	O'Brien	Van Horne
Clark, J. H.	Hershey	O'Donnell	Veon
Clymer	Hess	Olasz	Vroon
Cohen	Howlett	Oliver	Wambach
Colaifella	Hughes	Perzel	Wass
Colaizzo	Itkin	Petrarca	Weston
Cornell	Jackson	Petrone	Williams
Corrigan	Jadlowiec	Phillips	Wilson
Cowell	James	Piccola	Wogan
Coy	Jarolin	Pievsky	Wozniak
DeLuca	Johnson	Pistella	Wright, D. R.
DeWeese	Josephs	Pitts	Wright, J. L.
Daley	Kaiser	Preston	Wright, R. C.
Davis	Kasunic	Raymond	Yandrisevits
Dempsey	Kenney	Reber	
Dietterick	Kondrich	Reinard	Manderino,
Dininni	Kosinski	Richardson	Speaker
Distler	Kukovich	Rieger	

NAYS—1

Pressmann

NOT VOTING—0

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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?
 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—198

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashinger	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Smith, S. H.
Broujos	Geist	Marsico	Snyder, D. W.
Bunt	George	Mayernik	Snyder, G.
Burd	Gigliotti	Melio	Staback
Burns	Gladeck	Merry	Stairs
Bush	Godshall	Michlovic	Steighner
Caltagirone	Gruitza	Micozzie	Stish
Cappabianca	Gruppo	Moehlmann	Strittmatter
Carlson	Hagarty	Morris	Stuban
Carn	Haluska	Mowery	Tangretti
Cawley	Harper	Mrkonic	Taylor, F.
Cessar	Hasay	Murphy	Taylor, J.
Chadwick	Hayden	Nahill	Telek
Civera	Hayes	Nailor	Thomas
Clark, B. D.	Heckler	Noye	Tigue
Clark, D. F.	Herman	O'Brien	Trello
Clark, J. H.	Hershey	O'Donnell	Trich
Clymer	Hess	Olasz	Van Horne
Cohen	Howlett	Oliver	Veon
Colaifella	Hughes	Perzel	Vroon
Colaizzo	Itkin	Petrarca	Wambach
Cornell	Jackson	Petrone	Wass
Corrigan	Jadlowiec	Phillips	Weston
Cowell	James	Piccola	Williams
Coy	Jarolin	Pievsky	Wilson
DeLuca	Johnson	Pistella	Wogan
DeWeese	Josephs	Pitts	Wozniak
Daley	Kaiser	Preston	Wright, D. R.
Davis	Kasunic	Raymond	Wright, J. L.
Dempsey	Kenney	Reber	Wright, R. C.
Dietterick	Kondrich	Reinard	Yandrisevits
Diminni	Kosinski	Richardson	
Distler	Kukovich	Rieger	Manderino,
			Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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.

CONSIDERATION OF HB 105 CONTINUED

The SPEAKER. Can we get a progress report on the amendments to HB 105? The Snyder amendment is in the Reference Bureau and the Piccola amendment was being circulated.

I understand the Piccola amendment has been circulated.

On the question recurring,

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

Mr. PICCOLA offered the following amendment No. A0504:

Amend Sec. 4 (Sec. 1715), page 2, lines 9 through 13, by striking out all of said lines and inserting

(1.1) For extraordinary medical benefits for \$1,000,000 in excess of \$100,000, as limited by subsection (d). Such coverage may be made available in incremental amounts not exceeding \$250,000.

On the question,

Will the House agree to the amendment?

The SPEAKER. The gentleman, Mr. Piccola, from Dauphin is recognized on the amendment.

Mr. PICCOLA. Thank you, Mr. Speaker.

First of all, let me say that the compromise reached by Mr. Lloyd and Mr. Freind I think was a good one. However, there are several issues that I do not think the amendment addressed, and I would like to address one of them with this amendment.

I believe that we should give to both the insurers and the consumer-insureds some options. The figure of \$1 million of coverage for catastrophic loss is not a magical figure; it is an arbitrary figure, and I think we should permit the insurance companies who are going to be selling this product and the consumers who are going to be buying it to have the option of buying less coverage if they so desire and to offer less coverage if they so desire.

I think it is reasonable to permit them to offer this coverage and to purchase this coverage in integers of \$250,000, and that is what this amendment does. It permits the consumer to buy less if he wishes; it permits the insurance company to offer less if they wish. I think by telling the insureds and the consumers that it is all or nothing, I do not think we are being very farsighted. I think we should permit the insureds and the consumers to purchase what they feel they need and what they feel they can afford.

For that reason, Mr. Speaker, I urge the adoption of the amendment.

The SPEAKER. The gentleman, Mr. Lloyd, from Somerset is recognized on the amendment.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, I oppose the amendment. The gentleman, Mr. Piccola, is advocating that instead of selling 1 million dollars' worth of coverage, that we sell coverage in increments, and that has some surface appeal; let people buy whatever they want to buy. However, the smallest increment that he says he wants to sell is \$250,000. In fact, all of the data suggests that the average claim for a person who is catastrophically injured and will have to use this insurance is already in excess of \$400,000 over the individual's lifetime. So what is going to happen is if the Piccola amendment is put into the bill, people will be lulled into a false sense of security that they actually have catastrophic coverage when they really do not, and they are going to discover that when they hit the \$250,000 level, they are continuing to have expenses and they have no insurance to pay it, or they are going to discover that they are going to have to now fall back onto the health insurance coverage, and if we do shift part of this burden over \$250,000 over to the health insurance policy, the effect of that shift will inevitably be to increase the rates for Blue Cross/Blue Shield and other health insurance.

We spend a lot of time here worrying about trying to create a good business climate for Pennsylvania. One thing that we have tried to do is not to impose by the back door unjustifiable burdens on the business community. To the extent that we shift health care costs from the individual over to the health insurance policy, for those people who buy their own health insurance and pay for it themselves, they will have an absolute increase in the premium. For those people who get that insurance because their employer pays, the employer's costs are going to go up, and if there is a collective-bargaining agreement, the next time that agreement gets opened, the employer is going to try to cut benefits to make up for this additional cost.

Furthermore, Mr. Speaker, what is very likely to be the case with this kind of incremental coverage is that the price will be front-end loaded. In other words, you will pay almost the same amount for 250,000 dollars' worth of coverage as you would pay for \$500,000 or \$750,000 or \$1 million, and all that is really happening is that the insurance companies are able to give you less insurance for slightly less money and they are reducing their risk. That, in my opinion, is not an equitable sharing. The consumer deserves some of that, and under the Piccola amendment, that is not going to happen.

Finally, there is, in my opinion, a question in this amendment as to whether it does what the gentleman wants it to do, because the language says that such coverage shall be made available in incremental amounts not exceeding \$250,000. That appears to me to say that any incremental amount less than \$250,000 may be sold, and if my reading of that amendment is correct, the impact will be that you can have companies offering \$10,000, \$50,000, \$75,000, and you will have so

much confusion as to what coverage is actually being made available; you will have so much confusion as far as being able to price-shop as to which company has the best deal, because you are not making an apples-to-apples comparison; you are making an apples-to-oranges comparison.

For all of those reasons, Mr. Speaker, I would ask for a vote against the amendment.

The SPEAKER. On the question, the Chair recognizes the gentleman from Delaware, Mr. Freind.

Mr. FREIND. Thank you, Mr. Speaker.

I rise to support the Piccola amendment, and I have to admit that after listening to Mr. Lloyd, I am very confused. I thought the message that was taught to us by the people on the whole CAT Fund problem and I thought the lesson we learned was, let the people decide, and I thought we were going to reject the philosophy that the people have to be protected from themselves. What we are attempting to do is to permit our constituents to have as much leeway as possible in determining what type of coverage they want and tailor that in accordance with their pocketbook. This amendment does precisely that.

Now, I heard the argument that somehow if Mr. Piccola's amendment passes, this is going to impact on business. Now, remember, the bill we are going to pass does not require any CAT coverage whatsoever. You can have zero. Many people will opt to have zero; many people will opt to have coverage. All this does is say, between zero and 1 million, you have some other opportunities. How in any way that can be construed to impact on business, on the chamber of commerce, on small business, on any business segment whatsoever, is way beyond me.

There are two other reasons why the amendment should be passed. One, on this issue, if you look at the amendment we passed, the agreed-to amendment, and the bill, there is confusion as to existing language as to whether or not the integers are permitted. What we do not want to do is pass the bill after all the problems we have had and have it end up in court. The second problem is, there is also a discrepancy, unless the Piccola amendment passes, as to whether or not the entire CAT coverage is a negative checkoff; in other words, you get it unless you indicate otherwise. Reflecting the freedom of choice, Mr. Piccola's amendment says it is not a negative checkoff; what you will do is elect whether or not you want this coverage.

I think, by and large, the people do a pretty good job of making choices on how to run their lives, and I think we ought to support the Piccola amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman from Delaware County.

The Chair recognizes on the amendment the lady from Montgomery County, Mrs. Hagarty.

Mrs. HAGARTY. Thank you, Mr. Speaker.

Mr. Speaker, I find this debate much more confusing than this issue is. I think this issue is simple. All this does is it allows insurance companies the option to offer insurance in lesser amounts than \$1 million. To suggest that people are

going to think that they have some coverage that they do not have and be confused by this confuses me. We always purchase insurance in amounts. People always know that they have a choice of purchasing \$100,000 in insurance, \$50,000 in insurance, \$10,000 in insurance, whether it is automobile, life, homeowners.

I think it is simple. I do not think there is anything confusing about this, unlike the rest of this issue, and I cannot understand the opposition and urge the members to support this.

The SPEAKER. The Chair thanks the lady.

On the question of the amendment, the Chair recognizes the gentleman from Montgomery County, Mr. Reber.

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, I have been on this floor for 9 years, and it has been never on those occasions when I have heard Representative Freind advocate freedom of choice. So for those reasons, I think we all ought to join with him today and support the amendment, based upon that philosophy.

I support the amendment.

The SPEAKER. On the question of the amendment, the Chair recognizes for the second time the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Thank you, Mr. Speaker.

I am not going to reiterate the arguments made by Mr. Freind. They were excellent ones. But the argument made by Mr. Lloyd has been the thing that has disturbed me throughout this debate on the CAT Fund.

It is our patronizing attitude toward our constituents on this issue of insurance. We make the basic assumption that they are stupid and that they do not know what they are doing and that they do not know what they need and that they do not know how to go out and buy insurance. I think that is just not true, Mr. Speaker. I think we should give our constituents options. We should give them freedom to choose what they believe they need and what they believe they can afford, and that is what this amendment is all about.

Secondly, Mr. Lloyd makes the statement that if they choose an amount less than the amount that they might be catastrophically injured to cover them, this is going to shift over to the medical insurance and it is going to raise medical insurance costs. That is no different than what we have now. Between \$10,000 and \$100,000, our constituents currently have the freedom to choose whether to have their automobile coverage cover them or to have their medical insurance cover them. This is no different than that, and, Mr. Speaker, it is a lot more in terms of expense that occurs between that \$10,000 and that \$100,000 than what would occur in these larger amounts that we are talking about.

In summary, Mr. Speaker, I have basic faith in the intelligence of our constituents and their ability to make choices, and I think that is what we should give them today and adopt this amendment. Thank you, Mr. Speaker.

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

Mr. LLOYD. Mr. Speaker, if this were just about the question of making choices, the gentleman might have a good point, but the fact of the matter is that if this amendment goes into the bill, insurance companies will be charging practically the same thing for \$250,000 of coverage that they would have charged for \$1 million of coverage. That is what this is all about. What this is all about is allowing the insurance companies to charge more and relieve themselves of the risk of having to pay. If you want to do that and you want to shift costs over to the health care system, you vote with Mr. Piccola.

I hope you will vote "no."

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

Mr. FREIND. Thank you, Mr. Speaker.

I was not going to speak a second time. I think the issue is clear, but I will tell you what I do not like. I do not like anybody reading in hidden meanings as to our motivations in this amendment. It has got nothing whatsoever to do with the insurance industry. It has to do with whether or not you as individuals want to have the freedom to choose.

You are House members. You have got major medical. When each of you looks at your own insurance program, you may well come to the conclusion that you do not need \$1 million of this type of coverage but maybe you need a lesser amount. All it permits you and all the other human beings with intellect and free will in Pennsylvania to do is make a choice.

For that reason I think it is a good amendment, and I hope we pass it. Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—99

Adolph	Dietterick	Jackson	Reinard
Allen	Dininni	Jadlowiec	Robbins
Angstadt	Distler	Johnson	Rudy
Argall	Dorr	Kenney	Ryan
Barley	Fairchild	Kondrich	Saurman
Birmelin	Fargo	Langtry	Scheetz
Black	Farmer	Lashingner	Schuler
Boyes	Fleagle	Lee	Semmel
Brandt	Flick	Leh	Serafini
Bunt	Foster	McVerry	Smith, B.
Burd	Fox	Marsico	Smith, S. H.
Burns	Freind	Merry	Snyder, D. W.
Bush	Gallen	Micozzie	Snyder, G.
Carlson	Gannon	Moehlmann	Stairs
Cessar	Geist	Mowery	Strittmatter
Chadwick	Gladeck	Nahill	Taylor, J.
Civera	Godshall	Nailor	Telek
Clark, D. F.	Gruppo	Noye	Vroon
Clark, J. H.	Hagarty	O'Brien	Wass
Clymer	Hasay	Perzel	Weston
Colaella	Hayes	Phillips	Wilson
Colaizzo	Heckler	Piccola	Wogan
Cornell	Herman	Pitts	Wright, J. L.
Davies	Hershey	Raymond	Wright, R. C.
Dempsey	Hess	Reber	

NAYS—99

Acosta	Fee	Lloyd	Robinson
Battisto	Freeman	Lucyk	Roebuck
Belardi	Gamble	McHale	Rybak
Belfanti	George	McNally	Saloom
Billow	Gigliotti	Maiale	Scrimenti
Bishop	Gruitza	Maine	Staback
Blaum	Haluska	Markosek	Steighner
Bortner	Harper	Mayernik	Stish
Bowley	Hayden	Melio	Stuban
Broujos	Howlett	Michlovic	Tangretti
Caltagirone	Hughes	Morris	Taylor, F.
Cappabianca	Itkin	Mrkonic	Thomas
Carn	James	Murphy	Tigue
Cawley	Jarolin	O'Donnell	Trello
Clark, B. D.	Josephs	Olasz	Trich
Cohen	Kaiser	Oliver	Van Horne
Corrigan	Kasunic	Petrarca	Veon
Cowell	Kosinski	Petrone	Wambach
Coy	Kukovich	Pievsky	Williams
DeLuca	LaGrotta	Pistella	Wozniak
DeWeese	Laughlin	Pressmann	Wright, D. R.
Daley	Lescovitz	Preston	Yandrisevits
Dombrowski	Letterman	Richardson	
Donatucci	Levdansky	Rieger	Manderino,
Durham	Linton	Ritter	Speaker
Evans			

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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 as amended?

BILL PASSED OVER TEMPORARILY

The SPEAKER. Without objection, the Chair would like to go back to the bill passed, the budget bill. The Chair is in receipt of a reconsideration motion on that bill. Without objection, awaiting the Snyder amendment, we will hold the bill presently before us in abeyance.

HB 623 RECONSIDERED

The SPEAKER. The Chair moves to the reconsideration motion filed by the majority leader and the chairman of the Appropriations Committee, Mr. Pievsky. The motion is that the vote by which HB 623, PN 772, was passed earlier today, on the 14th day of March, be reconsidered.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—196

Acosta	Donatucci	Langtry	Rieger
Adolph	Dorr	Lashingner	Ritter
Allen	Durham	Laughlin	Robbins
Angstadt	Evans	Lee	Robinson
Argall	Fairchild	Leh	Roebuck
Barley	Fargo	Lescovitz	Rudy
Battisto	Farmer	Letterman	Ryan
Belardi	Fee	Levdansky	Rybak
Belfanti	Fleagle	Linton	Saloom

Billow	Flick	Lloyd	Saurman
Birmelin	Foster	Lucyk	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel
Bortner	Gallen	Maiale	Serafini
Bowley	Gamble	Maine	Smith, B.
Boyes	Gannon	Markosek	Smith, S. H.
Brandt	Geist	Marsico	Snyder, D. W.
Broujos	George	Mayernik	Snyder, G.
Bunt	Gigliotti	Melio	Staback
Burd	Gladeck	Merry	Stairs
Burns	Godshall	Michlovic	Steighner
Bush	Gruitza	Micozzie	Stish
Caltagirone	Gruppo	Moehlmann	Strittmatter
Cappabianca	Hagarty	Morris	Stuban
Carlson	Haluska	Mowery	Tangretti
Carn	Harper	Mrkonic	Taylor, F.
Cawley	Hasay	Murphy	Taylor, J.
Cessar	Hayden	Nahill	Telek
Chadwick	Hayes	Nailor	Thomas
Civera	Heckler	Noye	Tigue
Clark, B. D.	Herman	O'Brien	Trello
Clark, D. F.	Hershey	O'Donnell	Trich
Clark, J. H.	Hess	Olasz	Van Horne
Clymer	Howlett	Oliver	Veon
Cohen	Hughes	Perzel	Vroon
Colafella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cornell	Jadlowiec	Phillips	Weston
Corrigan	James	Piccola	Wilson
Cowell	Jarolin	Pievsky	Wogan
Coy	Johnson	Pistella	Wozniak
DeLuca	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker
Dombrowski	LaGrotta		

NAYS—0

NOT VOTING—2

DeWeese Williams

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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

On the question recurring,
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its statement that HB 623 was agreed to on third consideration as amended. The Chair hears no objection.

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

AMENDMENT A0500 RECONSIDERED

The SPEAKER. The Chair is in receipt of a reconsideration motion on an amendment previously offered by Representative Murphy, amendment 0500. The reconsideration motion is

filed by the majority leader and the chairman of the Appropriations Committee, Mr. Pievsky.

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

The following roll call was recorded:

YEAS—196

Acosta	Dombrowski	LaGrotta	Rieger
Adolph	Donatucci	Langtry	Ritter
Allen	Dorr	Lashingier	Robbins
Angstadt	Durham	Laughlin	Robinson
Argall	Evans	Lee	Roebuck
Barley	Fairchild	Leh	Rudy
Battisto	Fargo	Lescovitz	Ryan
Belardi	Farmer	Letterman	Rybak
Belfanti	Fee	Levdansky	Saloom
Billow	Fleagle	Linton	Saurman
Birmelin	Flick	Lloyd	Scheetz
Bishop	Foster	Lucyk	Schuler
Black	Fox	McHale	Scrimenti
Blaum	Freeman	McNally	Semmel
Bortner	Freind	McVerry	Serafini
Bowley	Gallen	Maiale	Smith, B.
Boyes	Gamble	Maine	Smith, S. H.
Brandt	Gannon	Markosek	Snyder, D. W.
Broujos	Geist	Marsico	Snyder, G.
Bunt	George	Mayernik	Staback
Burd	Gigliotti	Melio	Stairs
Burns	Gladeck	Merry	Steighner
Bush	Godshall	Michlovic	Stish
Caltagirone	Gruitza	Micozzie	Strittmatter
Cappabianca	Gruppo	Moehlmann	Stuban
Carlson	Hagarty	Morris	Tangretti
Carn	Haluska	Mowery	Taylor, F.
Cawley	Harper	Mrkonic	Taylor, J.
Cessar	Hasay	Murphy	Telek
Chadwick	Hayden	Nahill	Thomas
Civera	Hayes	Nailor	Tigue
Clark, B. D.	Heckler	Noye	Trello
Clark, D. F.	Herman	O'Brien	Trich
Clark, J. H.	Hershey	O'Donnell	Van Horne
Clymer	Hess	Olasz	Veon
Cohen	Howlett	Oliver	Vroon
Colafella	Hughes	Petrarca	Wambach
Colaizzo	Itkin	Petrone	Wass
Cornell	Jackson	Phillips	Williams
Corrigan	Jadlowiec	Piccola	Wilson
Cowell	James	Pievsky	Wogan
Coy	Jarolin	Pistella	Wozniak
DeLuca	Johnson	Pitts	Wright, D. R.
DeWeese	Josephs	Pressmann	Wright, J. L.
Daley	Kaiser	Preston	Wright, R. C.
Davies	Kasunic	Raymond	Yandrisevits
Dempsey	Kenney	Reber	
Dietterick	Kondrich	Reinard	Manderino,
Dininni	Kosinski	Richardson	Speaker
Distler	Kukovich		

NAYS—0

NOT VOTING—2

Perzel Weston

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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

On the question recurring,

Will the House agree to the amendments?

AMENDMENTS WITHDRAWN

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

Mr. MURPHY. Mr. Speaker, I will withdraw the amendment.

The SPEAKER. Mr. Murphy asks that the amendment reconsidered be withdrawn. Without objection, the amendment is withdrawn.

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—197

Acosta	Donatucci	Langtry	Ritter
Adolph	Dorr	Lashinger	Robbins
Allen	Durham	Laughlin	Robinson
Angstadt	Evans	Lee	Roebuck
Argall	Fairchild	Leh	Rudy
Barley	Fargo	Lescovitz	Ryan
Battisto	Farmer	Letterman	Rybak
Belardi	Fee	Levdansky	Saloom
Belfanti	Fleagle	Linton	Saurman
Billow	Flick	Lloyd	Scheetz
Birmelin	Foster	Lucyk	Schuler
Bishop	Fox	McHale	Scrimenti
Black	Freeman	McNally	Semmel
Blaum	Freind	McVerry	Serafini
Bortner	Gallen	Maiale	Smith, B.
Bowley	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Moehlmann	Stuban
Cappabianca	Hagarty	Morris	Tangretti
Carlson	Haluska	Mowery	Taylor, F.
Carn	Harper	Mrkonic	Taylor, J.
Cawley	Hasay	Murphy	Telek
Cessar	Hayden	Nahill	Thomas
Chadwick	Hayes	Nailor	Tigue
Civera	Heckler	Noye	Trello
Clark, B. D.	Herman	O'Brien	Trich
Clark, D. F.	Hershey	O'Donnell	Van Horne
Clark, J. H.	Hess	Olasz	Veon
Clymer	Howlett	Oliver	Vroon
Colaella	Hughes	Perzel	Wambach
Colaizzo	Itkin	Petrarca	Wass
Cornell	Jackson	Petrone	Weston
Corrigan	Jadlowiec	Phillips	Williams
Cowell	James	Piccola	Wilson
Coy	Jarolin	Pievsky	Wogan
DeLuca	Johnson	Pistella	Wozniak
DeWeese	Josephs	Pitts	Wright, D. R.
Daley	Kaiser	Pressmann	Wright, J. L.
Davies	Kasunic	Preston	Wright, R. C.
Dempsey	Kenney	Raymond	Yandrisevits
Dietterick	Kondrich	Reber	
Dininni	Kosinski	Reinard	Manderino,

Distler Kukovich Richardson Speaker
Dombrowski LaGrotta Rieger

NAYS—0

NOT VOTING—1

Cohen

EXCUSED—4

Cole McCall Miller Taylor, E. Z.

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.

Mr. RYAN. Mr. Speaker?

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Would the moral of this story be that someone in Reference Bureau should have a better understanding of the appropriations process?

The SPEAKER. If there is a moral to be found in the story, that might be it.

CONSIDERATION OF HB 105 CONTINUED

The SPEAKER. The Reference Bureau indicated that the Snyder amendment will be here shortly.

The Chair recognizes the gentleman from Chester, Mr. Vroon. For what purpose does the gentleman rise?

Mr. VROON. Mr. Speaker, since we are waiting for this information, I have a few comments which are not debate comments, which are just to offer for the record on HB 105, and I wonder if that would be in order at this time.

The SPEAKER. Mr. Vroon, HB 105 is the bill that is before us, and we are waiting for the Snyder amendment. I would suggest that the comments that you have await the adoption of the amendment and the passage of the bill if it is not debate on the bill.

Mr. VROON. These are just comments on the contents of the bill. There are inconsistencies I want to note for the record.

The SPEAKER. That sounds like debate on the bill to me and should be reserved for final passage.

Mr. VROON. Very well.

PARLIAMENTARY INQUIRY

The SPEAKER. For what purpose does the gentleman from Delaware, Mr. Freind, rise?

Mr. FREIND. While we are in a lull, if I could be recognized for the purpose of a parliamentary inquiry.

The SPEAKER. The gentleman may state his point of parliamentary inquiry.

Mr. FREIND. We are awaiting the redrafted Snyder amendment, and just for the future, I am wondering— It strikes me in the last 3 or 4 years the Chair has ruled that in fact once an amendment goes into a bill, other subsequent amendments can also, even if they cover the same subject

matter. If you could just—and this is not meant as a criticism or anything, Mr. Speaker—if you could just clarify this as to what the game rules are for the future for amendments, I would be grateful.

The SPEAKER. The Chair would inform the member on parliamentary inquiry that many times amendments appear to be inconsistent with each other, and so long as they are able to be molded by the Legislative Reference Bureau, they are permitted. But when the Parliamentarian tells me that, in his opinion, and he convinces me that he is right, the amendment being offered cannot be offered and be in order, I have the choice of calling the member's amendment out of order or giving him the option to redraft it, and I gave the option to redraft.

Mr. FREIND. Thank you, Mr. Speaker. I appreciate that.

The SPEAKER. The Snyder amendment is down from the Reference Bureau, but it is in the hands of the amendment clerk for the purposes of duplication.

AMENDMENT A0504 RECONSIDERED

The SPEAKER. The Speaker informs the members that the Speaker is in receipt of a reconsideration motion filed by the gentleman, Mr. Piccola, and the gentleman, Mr. Freind, on the Piccola amendment A504. The motion is that the vote by which amendment A504 was defeated on the 14th day of March be reconsidered.

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

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	LaGrotta	Ritter
Adolph	Donatucci	Langtry	Robbins
Allen	Dorr	Lashingner	Robinson
Angstadt	Durham	Laughlin	Roebuck
Argall	Evans	Lee	Rudy
Barley	Fairchild	Leh	Ryan
Battisto	Fargo	Lescovitz	Rybak
Belardi	Farmer	Levdansky	Saloom
Belfanti	Fee	Linton	Saurman
Billow	Fleagle	Lloyd	Scheetz
Birmelin	Flick	Lucyk	Schuler
Bishop	Foster	McHale	Scrimenti
Black	Fox	McNally	Semmel
Blaum	Freeman	McVerry	Serafini
Bortner	Freind	Maiale	Smith, B.
Bowley	Gallen	Maine	Smith, S. H.
Boyes	Gamble	Markosek	Snyder, D. W.
Brandt	Gannon	Marsico	Snyder, G.
Broujos	Geist	Mayernik	Staback
Bunt	George	Melio	Stairs
Burd	Gigliotti	Merry	Steighner
Burns	Gladeck	Michlovic	Stish
Bush	Godshall	Micozzie	Strittmatter
Caltagirone	Gruitza	Moehlmann	Stuban
Cappabianca	Gruppo	Morris	Tangretti
Carlson	Hagarty	Mowery	Taylor, F.
Carn	Haluska	Mrkonic	Taylor, J.
Cawley	Harper	Murphy	Telek
Cessar	Hasay	Nahill	Thomas
Chadwick	Hayden	Nailor	Tigue
Civera	Hayes	Noye	Trello
Clark, B. D.	Heckler	O'Brien	Trich
Clark, D. F.	Herman	O'Donnell	Van Horne

Clark, J. H.	Hershey	Olasz	Veon
Clymer	Hess	Oliver	Vroon
Cohen	Howlett	Perzel	Wambach
Colaella	Hughes	Petrarca	Wass
Colaizzo	Itkin	Petrone	Weston
Cornell	Jackson	Phillips	Williams
Corrigan	Jadlowiec	Piccola	Wilson
Cowell	James	Pievsky	Wogan
Coy	Jarolin	Pistella	Wozniak
DeLuca	Johnson	Pitts	Wright, D. R.
DeWeese	Josephs	Pressmann	Wright, J. L.
Daley	Kaiser	Preston	Wright, R. C.
Davies	Kasunic	Raymond	Yandrisevits
Dempsey	Kenney	Reber	
Dieterick	Kondrich	Reinard	Manderino,
Dininni	Kosinski	Richardson	Speaker
Distler	Kukovich	Rieger	

NAYS—0

NOT VOTING—1

Letterman

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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The question was determined in the affirmative, and the motion was agreed to.

On the question recurring,
Will the House agree to the amendment?
The clerk read the following amendment No. A0504:

Amend Sec. 4 (Sec. 1715), page 2, lines 9 through 13, by striking out all of said lines and inserting

(1.1) For extraordinary medical benefits for \$1,000,000 in excess of \$100,000, as limited by subsection (d). Such coverage may be made available in incremental amounts not exceeding \$250,000.

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

The SPEAKER. On the amendment, the Chair recognizes the author of the amendment, the gentleman from Dauphin, Mr. Piccola.

Mr. PICCOLA. Thank you, Mr. Speaker.

I will not belabor the House with additional debate on this. This is the amendment which will permit our constituents to choose the amount of coverage they feel that they need and can afford, and it will permit the insurance companies to offer it in integrals that they feel are appropriate for the people that they are serving.

I urge the House to adopt the amendment.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, I sat by here a little while ago and listened to the debate when this amendment was first considered, and I listened somewhat attentively to the gentleman, Mr. Lloyd, and for the life of me, for the life of me, I cannot understand why this amendment is being rejected by the gentleman, Mr. Lloyd. It just shocked me when I looked up and I saw the roll-call vote on that last amendment, and I thought to myself, perhaps there is something here that I do not see, and I reviewed quickly what this amendment is all about. I listened to Mr. Lloyd say that it would hurt the business community,

and Mr. Freind, I think, answered that. There is no requirement under this bill, assuming it becomes law, that anyone have 5 cents' worth of catastrophic coverage.

There are people—this House of Representatives, by way of example: Five years ago our major medical policies went up as high as \$100,000. Since then the major medical is more in the nature of catastrophic and goes up to \$1 million. There are a number of groups around this Commonwealth where the top coverage is \$250,000 or \$300,000 or \$100,000, and it may be that those people cannot afford 1 million dollars' worth of coverage but would like to have an extra quarter of a million or half a million dollars' worth of coverage. We should give them the opportunity to get it. It may very well be that some of the workingmen and some of the unions who have their own funds will provide catastrophic coverage but cannot afford to give them a benefit of \$1 million but rather would give 250,000 or 500,000 or 750,000 dollars' worth of coverage.

Why we would reject this and say to the people, you are too dumb to pick something for yourself, is beyond me. If we feel that way about it, Mr. Speaker, we should not give them a choice as to whether or not they should have catastrophic coverage. We should do as we did years ago and say, you are getting it whether you like it or not. But we are giving them the choice, so let them indeed have a menu so that if they cannot afford 1 million dollars' worth of coverage, they can buy something less.

I really believe that some of the people in this House do not understand what the amendment does. It does not require anything other than that the sellers of this insurance sell it in increments of a quarter of a million dollars. It gives us and the people a right to pick what they need, and I truly believe that this amendment should pass. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Somerset County, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, I would ask for a "no" vote on the amendment. As I indicated, the average catastrophic car accident will cost over \$400,000. We are going to lull people into a false sense of security. The effect will be that people will buy less coverage. They will pay virtually the same amount for it. They will then fall over onto other health insurance, the price of which will go up, and those who do not have that will eventually qualify for public assistance, and then we can all pay for that out of taxes.

I would ask for a "no" vote.

The SPEAKER. The Chair recognizes the minority leader.

Mr. RYAN. Thank you, Mr. Speaker.

Did you hear that explanation? It is absolutely crazy. The gentleman, Mr. Lloyd, is saying, reject this amendment which gives you the right to buy a quarter of a million or 500,000 or 750,000 or a million because a terrible catastrophic accident will have 400,000 dollars' worth of medical bills. If that is what is moving us, the principal thing that moves us, then let us require that every motorist in Pennsylvania have 500,000 dollars' worth of coverage. I mean, that is what you should be

saying to follow your argument along. But there is nothing wrong with a person having a quarter of a million dollars' worth of coverage in the event of a \$400,000 accident. At least he has got that much coverage. There are people, believe it or not, Mr. Lloyd, who cannot afford 1 million dollars' worth of coverage and would like to have \$250,000 or \$500,000.

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

The following roll call was recorded:

YEAS—99

Adolph	Distler	Jadlowiec	Robbins
Allen	Dorr	Johnson	Rudy
Angstadt	Durham	Kenney	Ryan
Argall	Fairchild	Kondrich	Saloom
Barley	Fargo	Langtry	Saurman
Birmelin	Farmer	Lashinger	Scheetz
Black	Fleagle	Lee	Schuler
Boyes	Flick	Leh	Semmel
Brandt	Foster	McVerry	Serafini
Bunt	Fox	Marsico	Smith, B.
Burd	Freind	Merry	Smith, S. H.
Burns	Gallen	Micozzie	Snyder, D. W.
Bush	Gannon	Moehlmann	Snyder, G.
Carlson	Geist	Mowery	Stairs
Cessar	Gladeck	Nahill	Strittmatter
Chadwick	Godshall	Nailor	Taylor, J.
Civera	Gruppo	Noye	Telek
Clark, D. F.	Hagarty	O'Brien	Vroon
Clark, J. H.	Hasay	Perzel	Wass
Clymer	Hayes	Phillips	Weston
Cornell	Heckler	Piccola	Wilson
Davies	Herman	Pitts	Wogan
Dempsey	Hershey	Raymond	Wright, J. L.
Dietterick	Hess	Reber	Wright, R. C.
Dininni	Jackson	Reinard	

NAYS—99

Acosta	Evans	Linton	Ritter
Battisto	Fee	Lloyd	Robinson
Belardi	Freeman	Lucyk	Roebuck
Belfanti	Gamble	McHale	Rybak
Billow	George	McNally	Scrimenti
Bishop	Gigliotti	Maiale	Staback
Blaum	Gruitza	Maine	Steighner
Bortner	Haluska	Markosek	Stish
Bowley	Harper	Mayernik	Suban
Broujos	Hayden	Melio	Tangretti
Caltagirone	Howlett	Michlovic	Taylor, F.
Cappabianca	Hughes	Morris	Thomas
Carn	Itkin	Mrkonic	Tigue
Cawley	James	Murphy	Trello
Clark, B. D.	Jarolin	O'Donnell	Trich
Cohen	Josephs	Olasz	Van Horne
Colaella	Kaiser	Oliver	Veon
Colaizzo	Kasunic	Petrarca	Wambach
Corrigan	Kosinski	Petrone	Williams
Cowell	Kukovich	Pievsky	Wozniak
Coy	LaGrotta	Pistella	Wright, D. R.
DeLuca	Laughlin	Pressmann	Yandrisevits
DeWeese	Lescovitz	Preston	
Daley	Letterman	Richardson	Manderino, Speaker
Dombrowski	Levdansky	Rieger	
Donatucci			

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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 as amended?

Mr. G. M. SNYDER offered the following amendment No. A0525:

Amend Bill (Sec. 1798.1), as amended by A0428, by inserting after the last sentence in section 1798.1(b)

The Insurance Commissioner shall not prohibit insurers or rating organizations from making rates that recognize differentials in costs for extraordinary medical benefit coverage based upon differences in frequency or severity of losses and the relative differences in health care costs in various geographical areas of this Commonwealth.

On the question,

Will the House agree to the amendment?

WELCOME

The SPEAKER. Prior to proceeding to the debate on this amendment, final amendment, the gentleman, Mr. Saurman, had guests in the House - Eagle Scout Harry Heckler and his father, Harry Heckler, Sr. I am not sure whether the gentlemen are still here. If they are, we would like them to rise. They are in the rear of the House; they are still here. They are guests of Representative Saurman.

CONSIDERATION OF HB 105 CONTINUED

The SPEAKER. On the amendment, the Chair recognizes the gentleman from York, the author of the amendment, Mr. Snyder.

Mr. G. M. SNYDER. Thank you, Mr. Speaker. And I would like to thank the members of the House for their patience.

By way of brief explanation, the original amendment was correctly drawn to the bill, but because Mr. Lloyd's amendment was successful and passed, the amendment had to be redrafted to conform with Mr. Lloyd's amendment. Again, thank you for your forbearance.

My amendment, because it is very short, I will read. It says exactly this:

The Insurance Commissioner shall not prohibit insurers or rating organizations from making rates that recognize differentials in costs for extraordinary medical benefit coverage based upon differences in frequency or severity of losses and the relative differences in health care costs in various geographical areas of this Commonwealth.

Now, this language is to be inserted in the amended version of HB 105 on page 3 of Mr. Lloyd's amendment, section (b), right after this statement:

In making a rate for the extraordinary medical benefit, due consideration shall be given to the current factors generally in use in making motor vehicle insurance rates.

The language of my amendment contains some of those current factors. My amendment does not remove any language from the Lloyd amendment that is now in HB 105. What it does do, in my opinion, is to clarify and further define the sentence in Mr. Lloyd's amendment that I just read. My amendment does not mandate anything. What my amendment does do is it gives insurance companies the option, if justified, to use territorial factors in setting the premiums they charge people for purchase of catastrophic loss replacement insurance.

My reason for offering this amendment is very straightforward. I do not believe that any of our constituents should be subsidizing anybody else when they purchase automobile insurance. I believe our constituents have the right to pay for automobile insurance in an amount that is appropriate given the risk they are and want to insure.

Now, Mr. Lloyd believes, and I hope he is right, that the language that he has included in his amendment will continue to guarantee the people of Pennsylvania that we are not going to have instituted an automobile insurance subsidization scheme by the passage of this bill. I believe Mr. Lloyd's intentions are honorable, and I hope he is right. However, because of the language contained in Mr. Lloyd's amendment, I felt it was necessary to offer my amendment to make it absolutely clear that we are not for automobile insurance subsidies in Pennsylvania, that we believe our constituents ought to be charged a fair price for the automobile insurance they want to purchase.

That is all my amendment is intended to do. No insurance company, if my amendment is successful, will be able to use territorial factors or any other factors for that matter unless they are justified by the evidence presented to the Insurance Commissioner. By the same token, the language of my amendment is intended to make clear to the present Insurance Commissioner and to any other future Insurance Commissioner that neither she nor any future Insurance Commissioner is going to be able to ignore, disregard, otherwise not take into account the actuarial differences in the cost of automobile insurance, particularly the cost of this type of automobile insurance, when insurance companies make their rate filings.

My amendment does no more; it does no less. I respectfully ask for your support.

Mr. Speaker, before I conclude, if possible, I would like the courtesy of being allowed to speak last on my amendment. Thank you.

The SPEAKER. The Chair thanks the Representative from York, Mr. Snyder.

The Chair recognizes the gentleman from Somerset County, Mr. LLOYD.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, I oppose the amendment. The gentleman is correct that the bill already allows or in fact the amendment that we put in today requires that due consideration be given to all factors currently used in setting car insurance rates. That includes territory, but it also includes things such as driving records.

I appreciate the gentleman's legislative intent on the record. We have agreed to disagree about what the language does. My concern with the language is that it says the Insurance Commissioner shall not prohibit insurers from doing certain things, and it is not clear to me, notwithstanding what our intentions might be, that if State Farm wants to say that we are going to go ahead notwithstanding the fact that we have not presented evidence to prove our case, it is not clear to me that the Insurance Commissioner under this amendment would have the legal authority to stop that.

But let us leave all those questions aside and let us look at the basic underlying argument as to why territorial rating for catastrophic coverage, based on the data generated so far, simply does not make sense. First, if you look at the question of frequency, which the gentleman's amendment says we should look at, if you look at the top 10 counties in the State of Pennsylvania as far as how many accidents per county per registered vehicle, which is a measure of frequency, top 10 counties - Jefferson, Wyoming, Juniata, Indiana, Fayette, Fulton, Clearfield, Somerset, Elk, Potter. Those are not urban counties; those are rural counties.

If you look at the question of severity, you look at the average dollars paid out for every CAT Fund claim, and you look at that by county, the top 10 counties in terms of putting a drain on the fund per accident - Wyoming, Juniata, Bedford, Centre, Lawrence, Elk, Lancaster, Northumberland, Susquehanna, and Chester - once again, by and large rural counties.

The assumption is being made that if we had an honest-to-goodness, proven territorial rating system, the urban areas would pay more. The facts simply do not justify that conclusion. If you look at the statistics, if you look at it on the basis of how many claims per vehicle in a county, Philadelphia is 33d. If you look at it on the basis of average dollars paid per claim, Philadelphia is 25th. If you look at it on the basis of average dollars of claim paid per vehicle, Philadelphia is 21st. You see the same thing if you look at Bucks County. Bucks County ranks 22d in number of claims per vehicle; 24th in dollars per claim; 17th in dollars per vehicle. If you look at Delaware County, Delaware County ranks 53d in number of claims per vehicle - almost at the bottom of the list. They rank 14th in dollars per claim. They rank 31st in dollars per vehicle. But yet Philadelphia's rate, according to State Farm, ought to be three times the statewide average. Delaware County's should be either second or third highest in the State, depending upon which part of the county you live in. Bucks County should be either sixth or second highest in the State, depending upon where you live, and if we look at Montgomery County, Montgomery County is 61st in the State in the number of claims per vehicle, 61st. Only six counties have fewer CAT Fund accidents. But yet in the ratemaking, Montgomery County, depending upon which part of the county you live in, would either pay higher rates than 63 other counties or higher rates than 57 other counties.

So let us not kid ourselves. What State Farm has proposed, if we take the gentleman's argument that they have got to

prove their case, when they put on the evidence, it is not going to be the southeastern counties that pay more; it is going to be those of us who live in rural areas who pay more.

Let us just take an example of a rural area which I think is the most outrageous in this whole State Farm filing at the Insurance Department: Forest County. Forest County has not had a CAT Fund claim in 5 years, never had one. Now, you might think that as a result of that they might pay about the lowest rates in the State. Well, you would think wrong. Depending upon where you live in Forest County—and Forest County only has about 10,000, 15,000 people, I think—depending upon where you live in the county, either 22 counties or 38 counties will pay less than you do, and your county has not had a claim. That is irrational, and there is no way if that were appealed to a court of law that that could be upheld, but that is what State Farm wants to do. In my opinion, the language of this amendment would allow them to thumb their nose at all of us and the Insurance Department and go ahead and do that.

Furthermore, Mr. Speaker, there is another very interesting element in this whole question of territorial rates, and that is that 26 counties would have at least two different rates depending upon where you live. Some of them would have as many as four. Southeastern counties all have at least two; Philadelphia has at least two and quite possibly they have four. I am not sure which of the 26 have four.

I do know that Somerset County and Cambria County would both have at least two rates. Now, I do not know if many of you have ever been in that part of the State, but the largest municipality in my county has 6,400 people. Why should the people who live in that municipality pay more for this kind of coverage than the people who live on the other side of the borough line, all of whom congest in the immediate Somerset area to go to the malls and everything else, and that is where all of the traffic congestion is, all the road-building projects to try to relieve that congestion. Why should the people in Cambria County, depending upon where they live, pay different rates? Remember, 26 counties are going to have different rates. What has happened is that people have used fender-bender statistics, statistics for the low end where you have a lot of lawsuits for pain and suffering, where you have the problems with recovery of collision expenses, and they have used those and have said, well, therefore it follows axiomatically that that must be true for catastrophic coverage. The data simply does not support that.

Finally, Mr. Speaker, the bill allows, when there is and if there is supportable data, the bill allows territorial rating. What we do not and should not be doing is elevating territory to a preferred position. In my opinion—since I get a safe-driver discount and many of you probably do, too—driving record might make more sense, be more actuarially valid if we want to have a rate differential. Territory is not, and in fact, before the House Insurance Committee the president of the Insurance Federation of Pennsylvania testified to this point: the data does not justify territorial rates.

Mr. Speaker, for all of those reasons, I would ask for a "no" vote on the amendment.

The SPEAKER. The gentleman from Montgomery County, Mr. Saurman, is recognized.

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, I looked at this amendment and I cannot find anywhere where it says that this is going to be based on territorial rates. It simply says that costs for medical care in certain areas can be allowed to be taken into consideration when the rate is figured.

In fact, I do not understand the objections of the previous speaker with regard to the amendment. He indicates that his language currently says that. It is hard for me to understand what is the problem with just emphasizing that so that every one of us can see clearly.

I think that we all know that if you go into a store in one area, you will pay a certain amount for a hamburger, and if you go somewhere else, you may pay a different rate because all of the economic factors are not the same. I do not think anyone in this chamber would want to say that the price of hamburger would have to be the same in every section and every place, and that is not what Mr. Lloyd is saying in his legislation. He is saying that these factors that cause or that go to create the cost of that premium can be considered. So I do not see the problem. It is a matter of semantics, I would assume, but we are not talking here about the problem of geography as being a factor. We are only saying, Mr. Snyder is only saying, that where those hospital costs in a certain geographical area differ from the hospital costs in another area, then that should be allowed to be taken into consideration.

I think that is certainly a reasonable request. I think that language helps, and I would ask for support of this amendment.

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

Mr. GANNON. Mr. Speaker, I would like to interrogate Mr. Lloyd, please.

The SPEAKER. The gentleman, Mr. Lloyd, indicates that he will consent to interrogation.

Mr. GANNON. Mr. Speaker, earlier in your debate you made references to frequency and severity and cost of claims involving the Catastrophic Loss Trust Fund and referenced I believe it was State Farm's or Nationwide's rating application. Now, my question is this: In this amendment it says that the rates refer to extraordinary medical benefit coverage. Now, if you were an actuary or if you were an underwriter in an insurance company and you were going to charge a rate for this coverage, based upon your own argument, as I understand it, the rate should be lower in those areas that you talked about than was submitted in the rate request by State Farm or Nationwide. Now, as I read this amendment— And then you said, well, that information was based upon a fender bender, and they used fender benders to determine what their rates were going to be in these areas, and you talked about Philadelphia, for example.

Now, my point is this: In your scenario when you talked about some of those counties - Forest County, for example, that had no claims at all and yet was being charged a rate 22 times higher than some other counties - if the Snyder amendment were adopted, would it not be true that the Insurance Commissioner would be prohibited from preventing a company from rating Forest County based upon its own particular loss experience of no claims involving catastrophic coverage, and I am focusing only on the extraordinary benefit coverage. If this amendment were not adopted and an insurance company would come forth and say, look, we have taken a look at Forest County that never had a claim so we want to give them the lowest rate in the State because of their lack of experience and their low cost and their low frequency, if this amendment were not adopted, the Insurance Commissioner could prevent an insurance carrier from doing that, and if this amendment were adopted, the Insurance Commissioner could not prevent an insurance carrier from doing that.

I wanted to make a question, but my question was, this amendment would permit— I guess my question is, would not this amendment permit an insurance company to do just what you are talking about State Farm not doing?

Mr. LLOYD. Let me answer that first by saying no and then give the reasons why the answer is no.

In the first place, State Farm was in fact proposing to provide exactly the same coverage, and while you changed the name of it, their way to provide that coverage was to rate Forest County in the way which you have already suggested.

Secondly, the language which was in the amendment which we adopted earlier today said that when you set rates for this kind of coverage, due consideration must be given to all of the factors currently in use in setting car insurance rates. That includes territory, that includes driving record, and that is the case right now. And if an insurance company comes with an actuarially sound proposal and says this is a territorial rating and here is our justification and that is denied by the Insurance Commissioner, the law would be just exactly the same as it would be if they did that for fender-bender accidents and the Insurance Commissioner were to say, well, I am not going to pay any attention to your data because, philosophically, I am against you. Their remedy in that circumstance would be the same as their remedy here, which is to appeal to a court.

Now, if you believe that the language of this amendment accurately reflects the gentleman's intent, the law would not be any different, because what the gentleman says is that the Insurance Commissioner has the authority to put the insurance company to its proof, and so if for that same philosophical bias the Insurance Commissioner under your hypothetical situation were to say, I do not care what you are doing; you have not justified it, according to the gentleman, Mr. Snyder, the Insurance Commissioner would have the power to do that. And once again, the only remedy is an appeal to the court, exactly the same remedy that is available under the bill, exactly the same remedy that is available under existing law for fender-bender kinds of accidents.

Finally, Mr. Speaker, in my opinion, that is not what the language of the amendment says. The language of the amendment says that the Insurance Commissioner shall not prohibit, but I do not see anywhere in that language that says that the insurance company must be put to its proof. I do not see anything in that amendment which creates the legal hook on which the Insurance Commissioner would have to hang the argument that I do not believe that you have actuarially justified your filing.

So in your hypothetical situation under the amendment as I read the amendment—and admittedly, not as the gentleman intends the amendment—in the hypothetical situation under the amendment as I read it, the Insurance Commissioner would not be able to prohibit—in the hypothetical that you put—would not be able to prohibit territorial rating even if the evidence clearly showed that territorial rating, or at least that particular territorial rating plan, was not justified.

Mr. GANNON. Thank you.

Mr. Speaker, may I make a statement?

The SPEAKER. The gentleman indicates that he has concluded his interrogation and is in order for remarks on the amendment.

Mr. GANNON. Mr. Speaker, I understood the gentleman's response, but also in closely reading the amendment, I believe that there is an ellipsis in here, and I say that because the previous speaker, Mr. Lloyd, made reference that, well, you can go into court. I think the object of legislation, as best as possible, should be to make the instructions as clear as possible so that people do not have to go into court to get them resolved. They are plain on their face.

As I see this particular amendment, it does not talk about the fender benders. It only talks about extraordinary medical benefit coverage. I think that the marketplace should be determining the rates, and I think the carriers should be permitted to compete to the best of their ability in the marketplace. My concern here is that one carrier would be coming in and making its rates based upon its claim experience in fender benders, if you will, and perhaps charging the kind of rates that State Farm put in in its proposal and then perhaps another carrier coming in and saying, well, we are going to base our rates for extraordinary medical benefit coverage only on the claim experience for extraordinary medical benefit coverage.

Now, if I understood the prior remarks of Mr. Lloyd, for example, in Delaware County, if that were the case, our rates would be lower than the rate that was submitted by State Farm in its submission. Well, I certainly encourage the lowest possible rate for my constituents. My problem is, if that occurs without some type of clear instruction to the Insurance Commissioner, he or she may very well prohibit a carrier from making its rates for extraordinary medical benefit coverage solely on the criteria set forth in this amendment.

Now, the amendment says that "The Insurance Commissioner shall not prohibit insurers or rating organizations from making rates,..." and that is a mandate to the Commissioner, that the Commissioner cannot prohibit it. However, that

would not prevent the Commissioner from making certain that the differentials - the frequency, the severity, and the relative differences in cost - were as set forth in the rating submission, and I say that that does not prevent the Insurance Commissioner from putting that insurance company to its proof when it is making that rate submission. It prohibits the Insurance Commissioner from preventing a company from predicating its rates on those criteria but certainly does not prohibit the Insurance Commissioner from putting the insurance company to its proof when it makes that submission.

So I think we should give the insurance companies the option to use those criteria that Mr. Lloyd talked about. Give lower rates to Delaware County, give lower rates to Forest County, and adopt the Snyder amendment. Thank you, Mr. Speaker.

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

Mr. LLOYD. Mr. Speaker, a couple things were raised in the debate which I would like to respond to. One is the question of medical costs differing in different parts of the State, and that is absolutely correct; they do. This amendment, however, says that the rates are to be based on health care costs in various geographical areas of the Commonwealth, and let us look at that as far as catastrophic coverage is concerned.

If I were or one of my constituents were injured on a Somerset County highway catastrophically, were paralyzed, lost a limb, lost a foot that had to be stitched back on, or any of the other kinds of trauma-related accidents that we have that are catastrophic, that constituent would spend very little time in the hospital in Somerset. He is going to be life-flighted to Allegheny General or one of the hospitals in Pittsburgh. So the relevant question is not what the costs of the hospitals are where I live; the relevant question is, what is the cost of the hospital where I would be getting the service?

The same thing is true of rehabilitation services. I do not have any of those services in my county. I do not know how you rate that geographically, but if I am going to get that service, I am going to have to go someplace else and so are a lot of other people from rural areas. So once again, the cost in the various geographical areas is irrelevant unless you know where I am most likely to go.

It should also be noted that there was only one insurance carrier which has proposed territorial rating, and that is State Farm. I wish we could get rates from other companies which are lower, and, you know, I hope that that at some point is possible, but the one company that we have out there which has proposed to do this is the company which proposes a rate for the southeast that varies depending upon where you live - three times the statewide average in Philadelphia, almost two times for at least the residents of the most built-up parts of the suburban counties around Philadelphia - and which charges Forest County, which has never had an accident, charges them coverage that 20 or 30 other counties get to buy for less money.

Finally, Mr. Speaker, the ISO rate, the rate filed by the Insurance Services Office on behalf of 200-and-some insurance companies in the State of Pennsylvania, used some data other than the CAT Fund data which the Insurance Department had given to them. ISO concluded on the basis of that data the same as Mr. Hager had concluded at the hearing before the House Insurance Committee, that to this point in time, territorial rating is not justified by the data. This legislation allows it if and when the evidence justifies it. We ought not be taking Mr. Ryan's statement about putting the rabbit in the hat. We ought not be locking ourselves in, especially with language which appears to say, notwithstanding everybody's intent, that the Insurance Commissioner cannot prohibit it if an insurance company wants to do it, regardless of the evidence.

I would ask for a "no" vote.

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

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, again I have listened somewhat attentively to the gentleman, Mr. Lloyd, and it just seems that he is going around and around and around in his whole philosophy of how rates should or should not be determined. This is really a rather simple amendment, and it does not require a Harvard law degree to read. It says the Insurance Commissioner shall not prohibit insurers from making rates based on the differentials in hospital costs. That is all it says. It does not say what they must do; it says what they cannot prohibit the people from doing.

Now, State Farm filed a territorial rate, and we have heard that said a couple of times. What we have not heard is that the Commonwealth of Pennsylvania Insurance Department, under date of December 20, 1988—and I have a copy of it here—instructed all of the insurance companies to file on a uniform statewide basis, and I think that is what we are trying to eliminate. We should not have the Insurance Commissioner say, you must file on a statewide basis; no territorial; do not worry about hospital costs in one area versus the other. That is what the amendment is geared to do, and that is what the amendment should do, and that is what the Insurance Commissioner should look at and the insurance companies should look at. We should not have the Insurance Commissioner saying, file a statewide rate, and that is what you have got in the law right now, if the Insurance Commissioner is the law. And until we do something about it, I suggest she is the law.

The SPEAKER. On the question, the Chair recognizes the gentleman from York, Mr. Snyder, the author of the amendment.

Mr. G. M. SNYDER. Thank you, Mr. Speaker.

I really—and I mean this sincerely—enjoyed Mr. Lloyd's lesson here today. I know that being an actuary would be a wonderful job, but he is not an actuary; neither am I, and what he had to talk about had very, very little to do with my amendment. The simple truth of the matter is, neither Mr. Lloyd nor I nor anybody else in this room ought to be playing actuary. That is what we have an Insurance Commissioner to

do. But guess what? She is not doing it. When she asked the insurance companies to file for CAT Fund replacement insurance, she flat out said, "And by the way, don't bother filing anything but a statewide flat rate."

Now, all my amendment does is say, look, if the insurance companies or anybody else selling this kind of insurance can justify that there are variables out there that mean that there should be different rates for this kind of automobile insurance, then the Insurance Commissioner ought to do her job and she ought to take a look at those filings.

Mr. Lloyd spent a whole bunch of time on the State Farm filing. The State Farm filing is not mentioned in my amendment. I did not mention it at all when I first spoke on the amendment, and very frankly, I do not think it is relevant to this amendment.

Now, in conclusion, a news clipping about New Jersey's automobile insurance. You think your constituents have it bad; read about New Jersey sometime. They are trying to fix their system, and one of the main problems with their system, which apparently everybody in New Jersey now agrees, is that they have a system of subsidization. They have got good drivers in New Jersey paying hundreds and hundreds and hundreds of dollars a year to bail out the bad drivers in the assigned-risk-pool concept they have in New Jersey. They have all agreed on that point: Get rid of subsidizing bad drivers or high-risk drivers with good drivers.

Now, I have always enjoyed Mr. Lloyd's commentaries, and I enjoyed the one today, even though it had very little to do with my amendment. But if you were listening to him and you believed him, then I think the vote on that board in a moment is going to be a whole lot different than I think it is actually going to be, because he was listing a lot of counties and what effect he as an actuary thinks it is going to have on rates for those counties, and I have got the funny feeling that nobody in this room either believes that or is going to vote in accordance with what he had to say.

Again, I ask you to support my amendment. It is fair not only to your constituents, it is fair to all of our constituents. Everybody pays their own way; nobody gets subsidized. Thank you very much.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—83

Adolph	Dempsey	Herman	Reinard
Allen	Dietterick	Hershey	Robbins
Angstadt	Dininni	Hess	Ryan
Argall	Distler	Jackson	Saurman
Barley	Dorr	Jadlowiec	Scheetz
Birmelin	Durham	Johnson	Schuler
Black	Fairchild	Kondrich	Semmel
Bowley	Fargo	Langtry	Serafini
Boyes	Farmer	Lee	Smith, B.
Brandt	Fleagle	Leh	Smith, S. H.
Burd	Flick	Lucyk	Snyder, D. W.
Burns	Foster	Marsico	Snyder, G.
Bush	Fox	Merry	Stairs
Carlson	Freind	Micozzie	Strittmatter
Cessar	Gallen	Moehlmann	Telek
Chadwick	Gannon	Mowery	Vroon

Civera	Geist	Nailor	Wass
Clark, D. F.	Gruppo	Noye	Wilson
Clark, J. H.	Hasay	Piccola	Wright, J. L.
Clymer	Hayes	Pitts	Wright, R. C.
Davies	Heckler	Raymond	

NAYS—115

Acosta	Gamble	McHale	Robinson
Battisto	George	McNally	Roebuck
Belardi	Gigliotti	McVerry	Rudy
Belfanti	Gladeck	Maiale	Rybak
Billow	Godshall	Maine	Saloom
Bishop	Gruitza	Markosek	Scrimenti
Blaum	Hagarty	Mayernik	Staback
Bortner	Haluska	Melio	Steighner
Broujos	Harper	Michlovic	Stish
Bunt	Hayden	Morris	Stuban
Caltagirone	Howlett	Mrkonic	Tangretti
Cappabianca	Hughes	Murphy	Taylor, F.
Carn	Itkin	Nahill	Taylor, J.
Cawley	James	O'Brien	Thomas
Clark, B. D.	Jarolin	O'Donnell	Tigue
Cohen	Josephs	Olasz	Trello
Colaella	Kaiser	Oliver	Trich
Colaizzo	Kasunic	Perzel	Van Horne
Cornell	Kenney	Petrarca	Veon
Corrigan	Kosinski	Petrone	Wambach
Cowell	Kukovich	Phillips	Weston
Coy	LaGrotta	Pievsky	Williams
DeLuca	Lashingier	Pistella	Wogan
DeWeese	Laughlin	Pressmann	Wozniak
Daley	Lescovitz	Preston	Wright, D. R.
Dombrowski	Letterman	Reber	Yandrisevits
Donatucci	Levdansky	Richardson	
Evans	Linton	Rieger	Manderino,
Fee	Lloyd	Ritter	Speaker
Freeman			

NOT VOTING—0

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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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 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 Chester, Mr. Vroon, on final passage.

Mr. VROON. Mr. Speaker, before we vote on this bill, I just want to call the attention of the members of the House to a few inconsistencies in both the bill and the amendment. Whereas I am not trying to sway the vote one way or the other, I think it is important to bring these to your attention and to put them on the record.

For one thing, this bill makes it optional to buy or not to buy this kind of coverage. Now, what is the option? The option is to accept it or to reject it, and lo and behold, we find both things right here in the bill and another option in the amendment. The first option is to reject this insurance. On page 2, lines 10 to 13 in the bill, we read as follows: "Such

extraordinary medical benefits shall be included in every policy providing first party benefits unless the named insured declines such coverage." Then in the amendment on page 4 we read this language: "If you wish to purchase the extraordinary medical benefit coverage, please return the designated part of the enclosed bill with the payment indicated. If you do not wish to purchase extraordinary medical benefit coverage, please disregard this bill." So on the one hand you reject; on the other hand you elect. Now, what do you want in this bill? Sooner or later this inconsistency should be resolved.

Then in a second place we have an inconsistency insofar as discounting is concerned. On page 3 of the amendment we have two different statements saying two different things. "Insurers may provide for the discounting of extraordinary medical benefit loss reserves in annual financial statements." This is way up at the top of page 3 in the amendment. Then a few lines down from there it says, "Extraordinary medical benefit losses and allocated loss adjustment expenses shall be discounted in calculating rates for coverage...." So we have, again, a clear-cut disagreement in these two different places—

The SPEAKER. Will the gentleman suspend.

Mr. VROON. Somewhere along the line, Mr. Speaker, I only want to make the point that somewhere along the line—

The SPEAKER. Will the gentleman suspend.

This House will be in order. The member is entitled to be heard. The conversations are entirely too loud. Please have consideration for the members trying to listen to the debate and members trying to engage in the debate.

The gentleman may proceed.

Mr. VROON. Mr. Speaker, I am not saying that you should accept or reject this bill on the grounds of these inconsistencies, but I would surely like to think that somewhere along the line, these inconsistencies will be resolved and rectified. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Somerset, Mr. Lloyd, on final passage.

Mr. LLOYD. Very briefly, just on clarification of the two points the gentleman, Mr. Vroon, raised.

On the first point, he is correct. There is an ambiguity which can be addressed as the bill is considered in the Senate.

On the second point, there is no ambiguity and there is no inconsistency. The distinction is, the first sentence the gentleman read talks about allowing companies to discount for purposes of their financial statements. That is for what they show or do not show to their stockholders as their profit. The second sentence says that for the purposes of ratemaking, discounting is mandatory. So I do not think that is an inconsistency, and I do not think that does need to be corrected. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

YEAS—194

Acosta	Dombrowski	Langtry	Rieger
Adolph	Donatucci	Lashinger	Ritter
Allen	Dorr	Laughlin	Robbins
Angstadt	Durham	Lee	Robinson
Argall	Evans	Leh	Roebuck
Barley	Fairchild	Lescovitz	Rudy
Battisto	Farmer	Letterman	Ryan
Belardi	Fee	Levdansky	Rybak
Belfanti	Fleagle	Linton	Saloom
Billow	Flick	Lloyd	Saurman
Birmelin	Foster	Lucyk	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel
Bortner	Gallen	Maiale	Serafini
Bowley	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Moehlmann	Stuban
Cappabianca	Hagarty	Morris	Tangretti
Carlson	Haluska	Mowery	Taylor, F.
Carr	Hasay	Mrkonic	Taylor, J.
Cawley	Hayden	Murphy	Telek
Cessar	Hayes	Nahill	Thomas
Chadwick	Heckler	Nailor	Tigue
Civera	Herman	Noye	Trello
Clark, B. D.	Hershey	O'Brien	Trich
Clark, D. F.	Hess	O'Donnell	Van Horne
Clark, J. H.	Howlett	Olasz	Veon
Clymer	Hughes	Oliver	Vroon
Cohen	Itkin	Perzel	Wambach
Colafella	Jackson	Petrarca	Wass
Colaizzo	Jadlowiec	Petrone	Weston
Cornell	James	Phillips	Williams
Corrigan	Jarolin	Piccola	Wilson
Cowell	Johnson	Pievsky	Wogan
Coy	Josephs	Pistella	Wozniak
DeLuca	Kaiser	Pitts	Wright, D. R.
DeWeese	Kasunic	Pressmann	Wright, J. L.
Daley	Kenney	Preston	Wright, R. C.
Davies	Kondrich	Raymond	Yandrisevits
Dempsey	Kosinski	Reber	
Dietterick	Kukovich	Reinard	
Dininni	LaGrotta	Richardson	Manderino, Speaker

NAYS—3

Distler	Fargo	Smith, B.
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NOT VOTING—1

Harper

EXCUSED—4

Cole	McCall	Miller	Taylor, E. Z.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

ANNOUNCEMENT BY MR. PIEVSKY

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky, for the purpose of an announcement.

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, the budget seminar for Democratic members and staff will be held tomorrow at 9:30 a.m. in the majority caucus room. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

A seminar for members of the Democratic Caucus on the budget and the budget process will be held tomorrow morning as indicated.

JUDICIARY COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Caltagirone, chairman of the Judiciary Committee. For what purpose does the gentleman rise?

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

I would like to announce a meeting of the House Judiciary Committee scheduled for 10:30 tomorrow morning, room 418, to consider HB 570.

The SPEAKER. The gentleman announces a committee meeting of the Judiciary Committee tomorrow morning at 10:30.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 34, PN 935 (Amended)

By Rep. CALTAGIRONE

An Act amending the act of December 2, 1968 (P. L. 1144, No. 358), known as the "Public Defender Act," providing for recovery of public defender costs.

JUDICIARY.

HB 40, PN 934 (Amended)

By Rep. CALTAGIRONE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for compensation and expenses of witnesses.

JUDICIARY.

HB 491, PN 933 (Amended)

By Rep. CALTAGIRONE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the commencement of certain prosecutions.

JUDICIARY.

HB 539, PN 931 (Amended)

By Rep. CALTAGIRONE

A Joint Resolution proposing amendments to the Constitution of the Commonwealth of Pennsylvania, changing provisions relating to judicial discipline; and providing for financial disclosure.

JUDICIARY.

HB 612, PN 932 (Amended)

By Rep. CALTAGIRONE

An Act providing for official visitation of prisons.

JUDICIARY.

REMARKS ON VOTE

The SPEAKER. The Chair recognizes the gentleman from Mercer County, Mr. Fargo. For what purpose does the gentleman rise?

Mr. FARGO. Thank you, Mr. Speaker. I would like to record a vote.

I failed to vote on amendment 471 to HB 623, and I would like to have my vote in the affirmative.

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

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.

JOURNALS APPROVED

The following Journals were approved as printed:

Tuesday, January 3, 1989;
Tuesday, January 17, 1989;
Wednesday, January 18, 1989;
Monday, January 23, 1989;
Tuesday, January 24, 1989;
Wednesday, January 25, 1989;
Monday, January 30, 1989; and
Tuesday, January 31, 1989.

ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Marsico. For what purpose does the gentleman rise?

Mr. MARSICO. Thank you, Mr. Speaker.

I move that this House do now adjourn until Monday, April 3, 1989, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

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