

LEGISLATIVE JOURNAL

TUESDAY, MAY 2, 1989

SESSION OF 1989

173D OF THE GENERAL ASSEMBLY

No. 33

HOUSE OF REPRESENTATIVES

The House convened at 11 a.m., e.d.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, our Father, giver of every good and perfect gift and rewarder of all those who diligently seek You, we invite You to be our unseen guest today. Permeate all of this place with Your divine presence and draw nigh to each one of us.

Be Thou a part of all that we accomplish here today. Assure that every vote cast will benefit Your kingdom and Your people. Grant that everything done will be pleasing in Your sight. Give unto us the blessed assurance that You will always be with us and will direct our deliberations and sanctify our thoughts.

Remember especially the leadership of this House, and give them a close walk with You.

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, the Journal of Monday, May 1, 1989, will be postponed in its approval until printed. The Chair hears no objection.

JOURNALS IN PRINT

The SPEAKER. The Chair announces for the information of the members that Journals are in print for Wednesday, April 12, 1989, and Monday, April 17, 1989, and unless corrections are requested by any member of the House, we will order the same approved as of the close of this week's session.

BILLS REMOVED FROM TABLE

The SPEAKER. The Speaker recognizes the majority leader, Robert O'Donnell, of Philadelphia.

Mr. O'DONNELL. Mr. Speaker, I move that the following bills be removed from the tabled calendar and placed on the active calendar:

- HB 414; and
HB 611.

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

HOUSE BILLS INTRODUCED AND REFERRED

- No. 1377 By Representatives PITTS, MOWERY, SCHULER, JOSEPHS, KUKOVICH, BOYES, McVERRY, McCALL, NOYE, FOX, HARPER, GLADECK, BROUJOS, HESS, S. H. SMITH, DeLUCA, HECKLER, BATTISTO, BIRMELIN, MERRY, FARMER, TIGUE, D. W. SNYDER, FARGO, STAIRS, REBER, RICHARDSON, LANGTRY, LEE, ITKIN, VROON, JACKSON, DISTLER, SAURMAN, TRELLO, CAWLEY, FREIND, J. L. WRIGHT, GEIST, BARLEY, CLYMER, JOHNSON, RAYMOND, LASHINGER, LEH, HAGARTY, B. SMITH, CARLSON, MICOZZIE, OLASZ, SEMMEL, PHILLIPS, FLICK, CESSAR, NAHILL, DEMPSEY, HERSHEY, COWELL, MICHLOVIC, GODSHALL, BUNT, SERAFINI, HERMAN, MELIO, E. Z. TAYLOR, CIVERA, BUSH and RITTER

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," further providing for the work registration program for public assistance.

Referred to Committee on HEALTH AND WELFARE, May 2, 1989.

- No. 1378 By Representatives MURPHY, MICHLOVIC, VAN HORNE, MAYERNIK,

FREEMAN, TRICH, WOZNIAK,
COWELL, LETTERMAN, MARKOSEK,
GIGLIOTTI, EVANS, LEVDANSKY,
MRKONIC, ROBINSON, DALEY and
ITKIN

An Act amending the act of July 2, 1984 (P. L. 555, No. 111), known as the "Small Business Incubators Act," extending the expiration date.

Referred to Committee on APPROPRIATIONS, May 2, 1989.

No. 1379 By Representatives GODSHALL, MORRIS, MICOZZIE, KENNEY, GLADECK, NAHILL, WOGAN, BUNT, LEH, BELARDI, MELIO, DeLUCA, TRELLO, E. Z. TAYLOR, LASHINGER and BISHOP

An Act regulating and requiring the licensure of electrical contractors; establishing the State Board of Examiners of Electrical Contractors and providing for its powers and duties; and providing penalties.

Referred to Committee on PROFESSIONAL LICENSURE, May 2, 1989.

No. 1380 By Representatives KUKOVICH, STUBAN, RYBAK, WASS, HALUSKA, KOSINSKI, ROBINSON, BILLOW, TIGUE, COWELL, MORRIS, GODSHALL, JOSEPHS, MICHLOVIC, MERRY, NAHILL, DeLUCA, MELIO, J. TAYLOR, FOX, SEMMEL, TANGRETTI, MAINE, STABACK, BUNT, LEVDANSKY, COLAIZZO, MAIALE, HOWLETT, BELARDI, RITTER, ITKIN, SERAFINI, DeWEESE, OLASZ, SCRIMENTI, TRELLO, BISHOP, BLAUM, DOMBROWSKI, WESTON, KASUNIC and RICHARDSON

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, adding provisions relating to guardians of incapacitated persons, and making conforming amendments to Titles 13, 18, 23 and 42.

Referred to Committee on YOUTH AND AGING, May 2, 1989.

No. 1381 By Representatives LASHINGER, HESS, GODSHALL, GLADECK, NAHILL, JACKSON, MELIO, GEIST, DALEY, HECKLER, JOHNSON, TRELLO, BURD and GANNON

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further defining farming; further providing for the taxation on the sale of horses in certain circumstances; and exempting feed and other equipment for horses and mules.

Referred to Committee on FINANCE, May 2, 1989.

No. 1382 By Representatives KUKOVICH, ITKIN, PISTELLA, CAWLEY, JOSEPHS,

SCHEETZ, TIGUE, NAHILL, COHEN, STABACK, RITTER, OLASZ, BOYES, VEON, HECKLER, ROBINSON, MORRIS, MICHLOVIC, BATTISTO, PRESTON, TRELLO, BISHOP, JAMES, DeLUCA, JOHNSON, MAIALE, BELARDI, J. H. CLARK and HOWLETT

An Act amending the act of September 9, 1965 (P. L. 497, No. 251), entitled "An act requiring physicians, hospitals and other institutions to administer or cause to be administered tests for phenylketonuria and other metabolic diseases upon infants in certain cases," providing for tests for galactemia, sickle cell disease and branched-chain ketoaciduria.

Referred to Committee on YOUTH AND AGING, May 2, 1989.

No. 1383 By Representatives S. H. SMITH, TRELLO, GEIST, JADLOWIEC, HALUSKA, ANGSTADT, GIGLIOTTI, CARLSON, DISTLER, FAIRCHILD, KENNEY, J. L. WRIGHT, HERMAN, NOYE, BARLEY, McVERRY, BOYES, ROBINSON, BUNT, STABACK, E. Z. TAYLOR, BISHOP, HASAY, LASHINGER, DIETTERICK, JOHNSON, BILLOW, GODSHALL, RICHARDSON and G. SNYDER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for refunds of the motor carriers road tax.

Referred to Committee on TRANSPORTATION, May 2, 1989.

No. 1384 By Representatives D. R. WRIGHT, PISTELLA, MELIO, STABACK, ANGSTADT, SCHULER, DALEY, KUKOVICH, BOYES, TRELLO, PETRARCA, BISHOP, ROBINSON, HESS, LASHINGER, BUNT, FAIRCHILD and BILLOW

An Act designating a section of Route 66 in Clarion County as the General Thomas L. Kane Memorial Highway.

Referred to Committee on TRANSPORTATION, May 2, 1989.

No. 1385 By Representatives CLYMER, BURNS, WILSON, HECKLER, FLEAGLE, J. L. WRIGHT, PHILLIPS, GEIST, JOHNSON and DISTLER

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," providing for coverage of cancer treatment.

Referred to Committee on INSURANCE, May 2, 1989.

No. 1386 By Representatives KOSINSKI, STABACK, JAROLIN, COLAIZZO, GIGLIOTTI, MRKONIC, BELFANTI, DALEY,

HALUSKA, ROBINSON, CALTAGIRONE, MORRIS, CORRIGAN, KASUNIC, WILLIAMS, TRELLO, VEON, HOWLETT, BELARDI, BISHOP, MICOZZIE, J. L. WRIGHT, REBER, WESTON, J. TAYLOR, LASHINGER, ANGSTADT, E. Z. TAYLOR, FOX and RAYMOND

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing college education for certain veterans.

Referred to Committee on EDUCATION, May 2, 1989.

No. 1387 By Representatives BELFANTI, TRELLO, GEIST, ITKIN, CALTAGIRONE, WAMBACH, SALOOM, PISTELLA, KOSINSKI, KUKOVICH, COLAIZZO, HALUSKA, JOHNSON, TIGUE, FAIRCHILD, MARSICO, CARLSON, MORRIS, MARKOSEK, PETRARCA, E. Z. TAYLOR, MICHLOVIC, JAMES, SCRIMENTI, McNALLY, DURHAM, J. TAYLOR, PRESTON, REBER, JACKSON, MAIALE, GIGLIOTTI, OLASZ, COY, ALLEN, ARGALL, SAURMAN, RIEGER, FOX, PHILLIPS, MELIO, STABACK, SERAFINI, NAHILL, TANGRETTI, ADOLPH, BURD, CAWLEY, ROBBINS, LAUGHLIN, BELARDI, MRKONIC, RITTER, HASAY, FREEMAN, B. SMITH, RYBAK, LANGTRY, MAINE, CORRIGAN and RICHARDSON

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for the exclusion of certain medical devices from the sales and use tax.

Referred to Committee on FINANCE, May 2, 1989.

No. 1388 By Representatives BELFANTI, STUBAN, TRELLO, GEIST, MELIO, MICOZZIE, McCALL, CAWLEY, FOX, BELARDI, KUKOVICH, SCRIMENTI, HALUSKA, COLAFELLA, STABACK, VAN HORNE, GIGLIOTTI, MORRIS, McNALLY, RYBAK, SEMMEL, DALEY, JOHNSON, SAURMAN, MRKONIC, PETRARCA, KOSINSKI, J. TAYLOR, BUNT, JAMES, RITTER, KASUNIC, PISTELLA, VEON, CORRIGAN, OLASZ, BISHOP, PRESTON, HOWLETT and CALTAGIRONE

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," providing for services of a hospital-based lifeline program to persons eligible for medical assistance.

Referred to Committee on HEALTH AND WELFARE, May 2, 1989.

No. 1389 By Representatives KUKOVICH, MANDERINO, COHEN, DeWEESE, BILLOW, McNALLY, MRKONIC, PISTELLA, STABACK, JAMES, JAROLIN, RYBAK, TRELLO, ROBINSON, MORRIS, LEVDANSKY, FREEMAN, STISH, GIGLIOTTI, MELIO, KOSINSKI, WOZNIAC, JOSEPHS, RITTER, MAINE, BELFANTI, BISHOP, LAUGHLIN, PRESSMANN, BELARDI, BLAUM, ACOSTA, SCRIMENTI and RICHARDSON

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

Referred to Committee on LABOR RELATIONS, May 2, 1989.

No. 1390 By Representatives HUGHES, THOMAS, RICHARDSON, DeWEESE, KUKOVICH, COHEN, MILLER, FOX, LINTON, BISHOP, DALEY, ANGSTADT, JAMES, CARN, DOMBROWSKI, SERAFINI, MICOZZIE, JOSEPHS, HARPER, LAUGHLIN, LaGROTTA, TRELLO, VAN HORNE, WAMBACH, PRESTON, RYBAK, McHALE, KENNEY, VEON and CIVERA

An Act providing for the establishment of the Human Development Action Fund; making appropriations from the Human Development Action Fund for the fiscal year July 1, 1989, to June 30, 1990, to the Department of Health, Department of Public Welfare, Department of Education, Department of Labor and Industry, the Office of Attorney General and the Human Development Action Commission, to provide for the prevention of substance abuse and for programs of education and family counseling for substance abuse, for the prevention, education and treatment programs for acquired immune deficiency syndrome (AIDS), and for the prevention and resolution of problems for the homeless including job preparation and permanent housing; and making a repeal.

Referred to Committee on HEALTH AND WELFARE, May 2, 1989.

No. 1391 By Representatives LANGTRY, TRELLO, KENNEY, NOYE, SCHEETZ, GAMBLE, TIGUE, MRKONIC, ROBBINS, OLASZ, KASUNIC, CIVERA, BUNT, BIRMEIN, BELFANTI, VROON, FLICK, LEH, BELARDI, JOHNSON, ROBINSON, DeLUCA, E. Z. TAYLOR, HECKLER and FARMER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, requiring human immunodeficiency virus (HIV) testing for persons convicted of sexual offenses.

Referred to Committee on JUDICIARY, May 2, 1989.

No. 1392 By Representatives WAMBACH, OLIVER, McCALL, O'DONNELL, LAUGHLIN,

MELIO, ANGSTADT, DININNI, MAINE, MARSICO, TIGUE, PRESTON, ROEBUCK, D. W. SNYDER, EVANS, WILLIAMS, PICCOLA, JAMES, DONATUCCI, NOYE, THOMAS, RYBAK, BISHOP, TRICH, FREEMAN, RITTER, PRESSMANN, MOWERY, NAILOR, CAWLEY, JAROLIN, BELARDI, STISH, CORRIGAN, KOSINSKI, ROBINSON and KASUNIC

An Act amending the act of July 10, 1986 (P. L. 1263, No. 116), known as the "Community Services Act," further providing for community action agencies and the board, for funding eligibility for block grants, for apportionment of appropriations, and for monitoring and remedies for block grant contracts.

Referred to Committee on APPROPRIATIONS, May 2, 1989.

No. 1393 By Representatives MERRY, TIGUE, CESSAR, ROBINSON, BOYES, STABACK, DIETTERICK, DeLUCA, NAHILL, SAURMAN, SERAFINI, FOX, GEIST, ROBBINS and TRELLO

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

Referred to Committee on JUDICIARY, May 2, 1989.

No. 1394 By Representatives MERRY, NOYE, TIGUE, FARGO, ROBINSON, BOYES, HALUSKA, VROON, BROUJOS, FAIRCHILD, KASUNIC, DISTLER, STABACK, NAHILL, DeLUCA, JOHNSON, GEIST, ROBBINS and TRELLO

An Act amending the act of December 20, 1967 (P. L. 869, No. 385), known as the "Public Works Contractors' Bond Law of 1967," providing for alternate security.

Referred to Committee on STATE GOVERNMENT, May 2, 1989.

No. 1395 By Representatives RYBAK, CALTAGIRONE, YANDRISEVITS, McHALE, ACOSTA, STISH, MORRIS, McVERRY, MELIO, MILLER, ROBINSON, BELFANTI, SEMMEL, REBER, KOSINSKI, STUBAN, HALUSKA, JAMES, E. Z. TAYLOR, CHADWICK, JOHNSON, WASS, COLAIZZO, THOMAS, WILLIAMS, HAYDEN, BISHOP, GRUPPO, O'BRIEN, KONDRICH, OLIVER, ROEBUCK, LUCYK, BATTISTO, COLE, BILLOW, SAURMAN and DeWEESE

An Act amending the act of October 7, 1976 (P. L. 1090, No. 218), known as the "Protection From Abuse Act," authorizing the appointment of hearing officers to perform certain duties relating to emergency relief.

Referred to Committee on JUDICIARY, May 2, 1989.

No. 1396 By Representatives STISH, JAROLIN, GEORGE, WOZNIAK, LUCYK, HAYDEN, FREEMAN, MICHLOVIC and LEVDANSKY

An Act providing for accreditation of asbestos removal professionals, including asbestos inspectors, management planners, project designers and contractors, supervisors and workers; providing for accreditation programs for schools and other facilities; establishing the Asbestos Abatement Fund and providing for its use; and imposing penalties.

Referred to Committee on CONSERVATION, May 2, 1989.

No. 1397 By Representatives COWELL, BURNS, ROEBUCK and BATTISTO

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

Referred to Committee on EDUCATION, May 2, 1989.

No. 1398 By Representatives COWELL, BURNS, ROEBUCK and BATTISTO

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 use of certain returned funds.

Referred to Committee on EDUCATION, May 2, 1989.

No. 1399 By Representatives GIGLIOTTI, NAILOR, ITKIN, TRELLO, KAISER, KOSINSKI, COWELL, RYBAK, STISH, STABACK, COLAIZZO, TANGRETTI, ANGSTADT, FOX, WILLIAMS, DeLUCA, FREEMAN, BELARDI, E. Z. TAYLOR, FLEAGLE, MELIO, WOZNIAK, TRICH, ROBINSON, KONDRICH, TELEK, VAN HORNE, PETRONE and McNALLY

An Act amending the act of December 22, 1983 (P. L. 303, No. 83), referred to as the "Animal Destruction Method Authorization Law," prohibiting the use of animals for certain purposes.

Referred to Committee on JUDICIARY, May 2, 1989.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 103 By Representatives KOSINSKI, HALUSKA, BELFANTI, JOSEPHS, DALEY, PISTELLA, ROBINSON, COLAFELLA, CALTAGIRONE, BILLOW, TIGUE, GIGLIOTTI, CORRIGAN, MELIO, WILLIAMS, PETRARCA, COLAIZZO, STABACK, MRKONIC, OLASZ, JAROLIN, TRELLO, VEON, HOWLETT, BELARDI, BISHOP, JADLOWIEC, FARMER, CESSAR, MICOZZIE, ARGALL, JACKSON, CARLSON, HESS, PHILLIPS, LASHINGER, ANGSTADT,

E. Z. TAYLOR, J. L. WRIGHT,
SERAFINI and RAYMOND

Designating September 24, 1989, as "United States Marshals Bicentennial Day."

Referred to Committee on RULES, May 2, 1989.

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
May 1, 1989

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, May 22, 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, May 22, 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 already-sponsored House bills and resolutions. The same will be filed with the clerk.

The following list was submitted:

ADDITIONS:

HB 46, Mayernik; HB 88, Richardson; HB 151, Richardson, James; HB 162, James; HB 213, Rudy; HB 226, Itkin; HB 362, E. Z. Taylor, Bunt; HB 571, Argall, Allen; HB 696, Cessar; HB 775, Robbins; HB 791, James; HB 833, Richardson; HB 957, Richardson; HB 960, Richardson; HB 998, Richardson; HB 1020, Richardson; HB 1038, Bishop; HB 1039, Richardson; HB 1040, Richardson; HB 1068, Bishop; HB 1077, Bishop; HB 1078, Bishop, Scrimenti; HB 1111, Flick; HB 1119, Richardson; HB 1120, B. Smith; HB 1125, Richardson; HB 1126, Richardson; HB 1127, Richardson; HB 1128, Richardson; HB 1129, Richardson; HB 1130, Richardson; HB 1132, Richardson; HB 1134, Richardson; HB 1135, Richardson; HB 1141, Gladeck, J. H. Clark; HB 1157, Bishop, Richardson; HB 1166, Reber; HB 1171, Bishop, Richardson; HB 1175, Reber; HB 1180, Richardson; HB 1181, James; HB 1186, Bishop; HB 1187, Richardson; HB 1193, Trello, Bishop; HB 1203, Flick; HB 1205, Ritter; HB 1207, James, Richardson; HB 1212, Richardson; HB 1214, Richardson; HB 1215, Richardson, Trich; HB 1219, Richardson; HB 1224, Richardson, Bishop, Jarolin; HB 1227, Bishop, Richardson; HB 1230, Richardson; HB 1232, Flick, Richardson; HB 1235, Flick; HB 1238, Richardson, Flick, Langtry; HB 1241, Richardson; HB 1273, Richardson; HB 1283, Flick; HB 1289, Flick; HB 1290, Flick; HB 1291, Flick; HB 1292, Flick; HB 1294,

Richardson, Trich; HB 1297, Trello; HB 1298, Flick; HB 1300, Morris, James, Mrkonic; HB 1305, Trello, James, Bishop; HB 1308, Richardson; HB 1310, Corrigan; HB 1318, D. W. Snyder, Bishop, Richardson; HB 1320, Richardson; HB 1323, Fargo, Itkin, Fox, Blaum, S. H. Smith, Morris, Preston, Dietterick, Lashinger, Bortner; HB 1325, Bishop; HB 1332, Rybak, Jarolin, Richardson; HB 1348, Flick; HB 1351, Gruppo, Bush; HB 1353, Bortner; HB 1354, Bortner; HB 1355, Kondrich, Caltagirone; HB 1361, McVerry, Godshall; HR 73, Bishop; HR 80, Bishop; HR 81, Bunt; HR 87, Richardson; HR 94, Bishop, Flick, Kasunic; HR 98, Hess, Herman, James, Moehlmann, Pistella, Lashinger, Dempsey.

DELETION:
HB 653, Wogan.

WELCOME

The SPEAKER. The Speaker, on behalf of the House, welcomes students from Queen of the World School of St. Marys. They are the guests of Representative Jim Distler, and they are in the balcony. Will they please stand.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 578**, **PN 616**, entitled:

An Act designating the Lower Brandywine in Chester and Delaware Counties as a component of the Pennsylvania Scenic Rivers System; requiring cooperation and coordination by State agencies in implementing the purposes of the Pennsylvania Scenic Rivers Act; limiting liability; and authorizing the expenditure of moneys to further the purposes of this act.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, I move that SB 578 be recommitted to the Appropriations Committee for a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 215**, **PN 1567**, entitled:

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

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader, Mr. O'Donnell.

Mr. O'DONNELL. Mr. Speaker, I move that HB 215 be recommitted to the Appropriations Committee for a fiscal note.

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

* * *

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

HB 1205, PN 1569.

* * *

The House proceeded to second consideration of **HB 210, PN 236**, entitled:

An Act designating the lake at Little Buffalo State Park, Perry County, as Holman Lake.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. O'DONNELL. Mr. Speaker, I move that HB 210 be recommitted to the Appropriations Committee for a fiscal note.

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

* * *

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

HB 571, PN 1566; and HB 893, PN 1011.

BILLS PASSED OVER

The SPEAKER. Without objection, we will move to HB 298, PN 330. Is this bill called up? This bill is not called up and will go over in order. The Chair hears no objection.

Without objection, the Chair will go to page 3 of today's calendar, HB 177, PN 1495. Is this bill called up? This bill is not called up and will go over in order. The Chair hears no objection.

The remainder of today's calendar is all on today's voting schedule, and we are about to begin today's voting schedule.

LEAVES OF ABSENCE

The SPEAKER. Leaves of absence will be taken prior to the master roll call.

Are there leaves of absence from the majority party? The majority whip, Representative DeWeese, is recognized on the question of leaves.

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

The SPEAKER. Without objection, the request for leave is granted. The Chair hears no objection.

We will return to leaves of absence when the parties are on the floor.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1299, PN 1628 (Amended)

By Rep. F. TAYLOR

An Act amending the act of October 28, 1966 (1st Sp. Sess., P. L. 55, No. 7), known as the "Goods and Services Installment Sales Act," further providing for rates, service charges, fees and contracts; requiring plain language; providing for retroactive application; and making repeals.

BUSINESS AND COMMERCE.

MASTER ROLL CALL

The SPEAKER. The Chair is about to take the master roll call. Members are to indicate their presence in the hall of the House and that they are ready for business by voting "yea" on the master roll call. Members will proceed to vote.

The following roll call was recorded:

PRESENT—201

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	McCall	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	Miller	Tangretti
Carlson	Hagarty	Moehlmann	Taylor, E. Z.
Carn	Haluska	Morris	Taylor, F.
Cawley	Harper	Mowery	Taylor, J.
Cessar	Hasay	Mrkoncic	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
Cole	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	

ADDITIONS—0

NOT VOTING—0

EXCUSED—1

Murphy

The SPEAKER. The number of members indicating their presence on the master roll call indicates, as well as the minority whip indicates, that there are no leaves of absence from the minority party.

The Chair thanks the minority whip.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 952, PN 1070**, entitled:

An Act designating the mushroom as the official State vegetable of the Commonwealth.

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?

The lady from Centre, Representative Rudy, seeks recognition and is in order on final passage.

Mrs. RUDY. Mr. Speaker, I would like to speak on final passage.

I rise to bring to the attention of this body several letters that I am in receipt of that are in opposition to the mushroom being the State vegetable. One of the letters is from the Pennsylvania Growers Association, another is from the chairman of the Pennsylvania Commodity Marketing Board, and the other is from the Pennsylvania Department of Agriculture, who also expressed their opposition to the matter.

At this time I would like to read some excerpts from these letters, and the first letter that I am reading an excerpt from is—

The SPEAKER. Will the lady suspend.

Will this House please be in order. There is entirely too much commotion in the aiseways. Members are to take their seats. Conversations are to cease. The lady is entitled to the attention of the House.

You may proceed.

Mrs. RUDY. Thank you, Mr. Speaker.

The first letter is from the Pennsylvania Vegetable Growers Association, and it states:

The Pennsylvania Vegetable Growers Association is opposed to designating the mushroom as the state vegetable. We recognize that Pennsylvania is the leading mushroom producing state and the importance of the mushroom industry to the Commonwealth. However, we do not feel the mushroom is truly a vegetable and therefore should not represent the state's vegetable industry. Mushroom growers are not a part of our association nor do they contribute to Vegetable Marketing and Research Program.

The second letter is from the chairman of the Pennsylvania Commodity Marketing Board, who is Dan Schantz, and this letter states:

As Chairman of the Pennsylvania Commodity Marketing Board, I am very concerned with the suggestion by some to make the mushroom the "State Vegetable". I want it to be on the record that I am totally against this suggestion. A few of my objections are as follows:...Mushroom growers are opposed to joining forces in any way with the Pennsylvania Vegetable Growers. They do not pay any dues to either the Pennsylvania Commodity Marketing Board or the Pennsylvania Vegetable Growers Association which leaves me to believe that they do not consider themselves to be vegetable growers.

The other letter is from the Pennsylvania Department of Agriculture.

The SPEAKER. Will the lady suspend.

This House must be in order. I cannot hear the lady. Her voice will come up here sooner than it will travel to the members to her side.

Mrs. RUDY. As I had stated, the third letter is from the Pennsylvania Department of Agriculture, and an excerpt from that reads:

The Department of Agriculture does not wish to get involved in a scientific debate as to whether a mushroom qualifies as a vegetable. There is no question that the mushroom industry is important to Pennsylvania; and, for that matter, Pennsylvania's growers are world leaders. However, by refusing to be a part of the vegetable marketing program, mushroom growers themselves have cast doubt as to the product's qualifications as a legitimate member of our Commonwealth's vegetable community.

This fact, combined with the strong objection of the above referenced organizations have led us to the conclusion that we cannot support H.B. 952.

And I would like to say that I concur with these groups' thinking on this matter, and I urge the defeat of HB 952. Thank you.

The SPEAKER. The Chair recognizes, from Chester County, Representative Morris.

Mr. MORRIS. I would like to yield to Representative Pitts, Mr. Speaker, and then I would like to speak after that.

The SPEAKER. The Chair recognizes Representative Pitts from Chester County.

Mr. PITTS. Thank you, Mr. Speaker.

Just briefly to respond. As to the one allegation that mushroom growers have not contributed to research, for the lady's information, research on the mushroom industry and on mushrooms has been done by Penn State since 1925, and the mushroom industry has been very cooperative and supportive of these research efforts.

They do have their own trade organization. They do not belong to this small group, the Vegetable Growers Association, but I might point out that they have never been asked to join. I talked to a representative of the American Mushroom Institute, which is the trade organization for the mushroom industry, and they said they would certainly be happy to join if they were asked to join. But they certainly do support marketing to a great degree and research to a great degree and have for many years. In fact, it has been the researchers, the experts at Penn State, for years who have been leading the effort to have consumers call the mushroom and consider it a vegetable, as they do.

The bill is not about symbolism; the bill is about marketing a product, a Pennsylvania product, and as the lady noted, Pennsylvania is number one in the world in producing mushrooms. As you know, the agricultural industry is number one in Pennsylvania. It is more than steel, more than tourism, and the number-one cash crop in Pennsylvania is the mushroom. It is, I think, the only agricultural product that we lead the Nation in. So this industry, having been devastated by foreign imports, with the canning aspect of the industry being almost totally devastated—I think we used to have something like 20 canneries; there are about 4 left—they have had to go to marketing fresh mushrooms. They have done a good job. The last year I have figures for, I think, is 1987. The value of the cash crop then was \$670 million. Now, that is a good, substantial portion of our agricultural economy. This will help them market their product, a unique product that Pennsylvania leads in, and help them promote and market a Pennsylvania product.

So for these reasons, Mr. Speaker, I would urge the House to adopt the bill, even over the objections of a few individuals. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes, from Chester County, Representative Morris.

Mr. MORRIS. Thank you, Mr. Speaker.

I agree with Representative Pitts. The industry has had hard times. This would be one good way to honor it and get more people to eat mushrooms - fresh mushrooms.

I personally am very fond of mushrooms. We do need some marketing help. Mushrooms are good for you. The people that eat food on their table I do not think get into the involvement of Latin names or in whether something is a fungus, a

fruit, or a vegetable. The tomato, for instance, is classed as a fruit. I think that all these things are vegetables. They certainly are not animals. They are not running around. We do not carve them up like a beefsteak.

I urge my colleagues on both sides of the aisle to help us out a little bit for a very fine industry in my home county and Mr. Pitts' and several other legislators. Thank you.

The SPEAKER. The Chair recognizes, from Chester County, Representative Hershey.

Mr. HERSHEY. Thank you, Mr. Speaker. I just want to comment on the bill.

I have been involved in the agricultural community for 30 years in various organizations. I want the General Assembly to know that the letters we got from the Vegetable Growers the last day has been a subject of sour grapes for 20 or 30 years, and that should not deter us from voting for this bill to make the mushroom the State vegetable.

I urge your support - an affirmative vote on HB 952. Thank you very much.

The SPEAKER. The Chair recognizes the lady, Representative Rudy, from Centre for the second time.

Mrs. RUDY. Thank you, Mr. Speaker.

In reference to Representative Pitts' remark that the mushroom growers' association has never been asked to be a part of the vegetable marketing program, I consider that to be a fallacy, because the letter that I received from the Pennsylvania Department of Agriculture definitely states that the mushroom growers refused to be a part of the vegetable marketing program of this State of Pennsylvania.

Also, in reference to the fact that Pennsylvania is one of the largest growers of mushrooms in the world, this is probably true, but it involves only a fraction of the number of people compared to the large number of families and individuals involved in growing fresh for market and processing other types of vegetables here in this Commonwealth. Thank you.

The SPEAKER. The question is on final passage. The Chair recognizes the gentleman from Columbia, Representative Stuban, on final passage.

Mr. STUBAN. Thank you, Mr. Speaker.

I rise to oppose the mushroom being the State vegetable of our State. I believe what we are doing here today is— And I would like to say that I eat as many mushrooms as anybody else in the State of Pennsylvania and possibly eat more than a lot of people do; I love them, but I do not believe it is a vegetable. I have had the opportunity to pick wild mushrooms. I believe it is a fungus. I think that is what it should be.

I think what we should do here, if we are going to name a State vegetable, we ought to name something that you could raise across the State of Pennsylvania. Most of the State items that we have named here as State items, we can find them in almost every county in the State. A mushroom is something that is grown in a house somewhere; it is not something that is growing in our environment. I believe it is grown in a controlled environment, and I do not believe it is a vegetable.

So I oppose this piece of legislation and would like to ask for a "no" vote on it.

The SPEAKER. The Chair recognizes, from Montgomery County, Representative Fox.

Mr. FOX. Thank you, Mr. Speaker.

The mushroom has been much maligned this morning. It is a vegetable that grows in the dark and it cannot be here to defend itself, so some of us are here on the floor to speak about its positive aspects.

Let it be clear that a mushroom is eaten as a vegetable. It tastes like a vegetable, it looks like a vegetable, and therefore, it is a vegetable.

Pennsylvania does not have a bigger cash crop than the mushroom. I have received hundreds of petitions from students asking that the mushroom be made the State vegetable, and because it does so much for the economy—even the Department of Agriculture acknowledges it—I ask you to support the bill. Thank you, Mr. Speaker.

The SPEAKER. On final passage, the Chair recognizes, from Luzerne County, Representative Jarolin.

Mr. JAROLIN. Thank you, Mr. Speaker.

Would the maker of the bill please stand for a little interrogation?

The SPEAKER. The gentleman, Mr. Pitts, indicates he will stand for interrogation.

Mr. JAROLIN. Mr. Speaker, is there a scientific name for the mushroom that you are designating as the vegetable?

Mr. PITTS. Mr. Speaker, I cannot hear him. I am sorry.

The SPEAKER. You cannot hear him, and I would venture to say that most members on the floor cannot hear him.

To the right of the Speaker is the mace, and that mace is going to march out of this House in front of the Speaker when the Speaker is unable to hear, and that is about to happen. I cannot believe that members on the floor of the House are not willing to pay more attention to the goings-on on the floor of the House. I have watched on television the Canadian Parliament, and I do not see anyone opening their mouth when speeches are made on the floor of the House. No one is conversing. We have gotten into the habit of conversing on the floor of the House while people are speaking and making points, and that in itself is discourteous. It is certainly discourteous to speak in the loud tones that members of the House speak in. I can hear many of the conversations that go on on the floor of the House, and I can probably repeat some verbatim. This is discourteous to members. I find members on the floor of this House who, when they speak, kind of look up to the Speaker and say, will you please have this House in order, but when somebody else is speaking, they are the worst offenders in the conversations that take place.

Now, let us all be courteous to one another. Let us, if we must speak to our neighbor or to another Representative on the floor of this House, let us do it in voices that do not disrupt, because when everyone does it in voices that do not disrupt, that in itself creates a murmur that is difficult to hear above. I would expect that not everyone will find it necessary to be carrying on conversations at the same time. Now, let us please try to be in order.

The member may proceed with the colloquy and the interrogation.

Mr. JAROLIN. Thank you, Mr. Speaker.

Once again, Mr. Speaker, does this particular mushroom have a scientific name?

Mr. PITTS. Which species?

Mr. JAROLIN. Yes.

Mr. PITTS. There are a number of species.

Mr. JAROLIN. Well, how can you possibly in any way designate a State mushroom if you do not know the name of it?

Mr. PITTS. Well, we are designating a classification. There is no scientific determination of what constitutes a vegetable. As I mentioned to you, the scientific experts at Penn State have been urging this to be considered and do consider it for consumer purposes a vegetable. There are many plant groups that are considered vegetable. Technically, you could say that the tomato is a fruit, but I would suppose you would consider that a vegetable. Technically, the mushroom is a fungus, but it is one of the plant groups considered as a vegetable because we do consume them.

Mr. JAROLIN. During the course of the year, I happen to get out into the woods and pick a lot of different mushrooms, and each and every mushroom that I have ever run across had a specific scientific name. I personally believe that if we are going to designate a mushroom as the State vegetable, it should have a scientific name so we can identify the particular one that the people are growing. I think this would constitute naming the mushroom as a State vegetable.

Mr. PITTS. There is more than one that is cultivated, Mr. Speaker, so you cannot just pick one.

Mr. JAROLIN. Thank you, Mr. Speaker.

I just do not believe there has been enough research on this as a vegetable.

Thank you. I vote "no" against the mushroom.

The SPEAKER. On final passage, does the lady, Mrs. Harper, request recognition on final passage?

Mrs. HARPER. Yes, Mr. Speaker.

The SPEAKER. She is in order.

Mrs. HARPER. Thank you, Mr. Speaker.

I rise to oppose this legislation on making the mushroom the official State vegetable.

I can think of so many vegetables that are far superior in nutrition to the mushroom. Say, for instance, just one; I would just name one vegetable - the cabbage. All of these—Absolutely. Cabbages are grown across this State, and there is no question about the nutrition in cabbage.

We know that the green leafy vegetables are nutritional. I will mention just a few more - the collards, mustard; I can go on and on - but certainly not the mushroom. Thank you, Mr. Speaker.

The SPEAKER. On final passage of the bill, from Cambria County, the Chair recognizes Representative Wozniak.

Mr. WOZNIAK. Thank you, Mr. Speaker.

I rise to oppose the mushroom as the State vegetable. Number one, the mushroom is a fungus, and number two, when you look at all the State things we have, one of the

reasons is because they are ubiquitous across the State - the whitetail deer; the trilobite, that type of fossil—I do not know the scientific name—and the firefly. They are ubiquitous across the State. If we are going to have a State vegetable, let us have it be something that is in the backyard gardens of Pennsylvania and not in some caves.

I oppose it because it is not a vegetable and it is not ubiquitous throughout Pennsylvania. Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

YEAS—89

- | | | | |
|--------------|------------|-----------|---------------|
| Acosta | Coy | Johnson | Ryan |
| Adolph | DeLuca | Kondrich | Saurman |
| Allen | Dietterick | Kosinski | Serafini |
| Angstadt | Dininni | Lashinger | Smith, B. |
| Barley | Distler | Lee | Smith, S. H. |
| Battisto | Durham | Leh | Snyder, G. |
| Belardi | Evans | Lucyk | Steighner |
| Birmelin | Fargo | Michlovic | Strittmatter |
| Black | Farmer | Micozzie | Tangretti |
| Boyes | Fleagle | Morris | Taylor, E. Z. |
| Brandt | Flick | Nahill | Trello |
| Broujos | Foster | Nailor | Veon |
| Bunt | Fox | Noye | Vroon |
| Burd | Freind | O'Brien | Weston |
| Burns | Gamble | Olasz | Wilson |
| Bush | Gannon | Perzel | Wogan |
| Cessar | Geist | Phillips | Wright, D. R. |
| Civera | Gladeck | Pievsky | Wright, J. L. |
| Clark, B. D. | Godshall | Pitts | Wright, R. C. |
| Clark, J. H. | Hagarty | Raymond | |
| Clymer | Hayden | Rieger | Manderino, |
| Colafella | Heckler | Robbins | Speaker |
| Cornell | Hershey | Roebuck | |

NAYS—107

- | | | | |
|--------------|-----------|-----------|---------------|
| Argall | Freeman | Levdansky | Ritter |
| Belfanti | Gallen | Linton | Robinson |
| Billow | George | Lloyd | Rudy |
| Blaum | Gigliotti | McCall | Rybak |
| Bortner | Gruitza | McHale | Saloom |
| Bowley | Gruppo | McNally | Scheetz |
| Caltagirone | Haluska | McVerry | Schuler |
| Cappabianca | Harper | Maine | Scrimenti |
| Carlson | Hasay | Markosek | Semmel |
| Carn | Hayes | Marsico | Snyder, D. W. |
| Cawley | Herman | Mayernik | Staback |
| Chadwick | Hess | Melio | Stairs |
| Clark, D. F. | Hughes | Merry | Stish |
| Cohen | Itkin | Miller | Stuban |
| Colaizzo | Jackson | Moehlmann | Taylor, F. |
| Cole | Jadlowiec | Mowery | Taylor, J. |
| Corrigan | James | Mrkonc | Telek |
| Cowell | Jarolin | O'Donnell | Thomas |
| DeWeese | Kaiser | Oliver | Tigue |
| Daley | Kasunic | Petrarca | Trich |
| Davies | Kenney | Petrone | Van Horne |
| Dempsey | Kukovich | Piccola | Wambach |
| Dombrowski | LaGrotta | Pistella | Wass |
| Donatucci | Langtry | Pressmann | Williams |
| Dorr | Laughlin | Preston | Wozniak |
| Fairchild | Lescovitz | Reber | Yandrisevits |
| Fee | Letterman | Reinard | |

NOT VOTING—5

- | | | | |
|---------|---------|--------|------------|
| Bishop | Josephs | Maiale | Richardson |
| Howlett | | | |

EXCUSED—1

Murphy

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

WELCOME

The SPEAKER. To the left of the Speaker, the Chair welcomes the Pennsylvania Class AAA women's basketball champions for 1988 from Lancaster Catholic High School, Lancaster, Pennsylvania. The team is here with the assistant coach, Sue Arnold. They are the guests of Representative Marvin Miller and the Lancaster County delegation. They are located, again, to the left of the Speaker. Will they please stand. On behalf of the House, accept our congratulations for a job well done.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 650, PN 718**, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the powers and duties of the commission; changing the penalties for certain violations; providing for additional violations; providing new fees for lakes; and further providing penalties for the registration of powered watercraft.

On the question,

Will the House agree to the bill on third consideration?

Mr. NOYE offered the following amendments No. A1165:

Amend Title, page 1, line 3, by inserting after "violations;" providing for junior fishing licenses;

Amend Sec. 6, page 8, lines 25 and 26, by striking out " , 2503, 2703 and 2711(a) and (b)" and inserting and 2503

Amend Bill, page 11, by inserting between lines 17 and 18

Section 7. Section 2701 of Title 30 is amended by adding a subsection to read:

§ 2701. Resident fishing licenses.

(c) Junior fishing license.—A person who has reached his 12th birthday but has not reached his 16th birthday prior to the date of application for the license and who complies with subsection (a)(1) and (2) is entitled to a "Junior Fishing License" if that person pays a license fee of \$5 to the issuing agent or the commission plus a service fee of 50¢ to the issuing agent. The age and residency of the applicant shall be proven by the attestation of a parent or guardian.

Section 8. Sections 2702, 2703 and 2711(a) and (b) of Title 30 are amended to read:

§ 2702. Nonresident and tourist licenses.

(a) Nonresident licenses.—For the purposes of this chapter any person 16 years of age or older is entitled to a "Nonresident Fishing License" if:

(1) He is not a bona fide resident of this Commonwealth.

(2) He has applied to an issuing agent or to the commission.

(3) He has paid the issuing agent or the commission a license fee of \$20 plus a service fee of 50¢ to the issuing agent.

(b) Nonresident junior licenses.—For the purposes of this chapter any person who has reached his 12th birthday but has not reached his 16th birthday prior to the date of application is entitled to a "Nonresident Junior Fishing License" if:

(1) He is not a bona fide resident of this Commonwealth.

(2) He has applied to an issuing agent or to the commission.

(3) He has paid to the issuing agent or the commission a license fee of \$12 plus a service fee of 50¢ to the issuing agent.

(4) The age and residency of the applicant is proven by the attestation of a parent or guardian.

(b) (c) Tourist licenses.—For the purposes of this chapter any person 16 years of age or older is entitled to a "Seven Day Tourist Fishing License," valid for a period of seven consecutive days, if:

(1) He is not a bona fide resident of this Commonwealth.

(2) He has applied to an issuing agent or to the commission.

(3) He has paid the issuing agent or the commission a license fee of \$15 plus a service charge of 50¢ to the issuing agent.

Amend Sec. 7, page 13, line 13, by striking out "7" and inserting

9

Amend Sec. 8, page 13, line 21, by striking out "8" and inserting

10

Amend Sec. 9, page 16, line 16, by striking out "9" and inserting

11

Amend Sec. 10, page 22, line 5, by striking out "10" and inserting

12

Amend Sec. 11, page 22, line 15, by striking out "11" and inserting

13

Amend Sec. 12, page 22, line 19, by striking out "12" and inserting

14

On the question,

Will the House agree to the amendments?

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

Mr. NOYE. Thank you, Mr. Speaker.

Mr. Speaker, my amendment is an issue that we have kicked around this hall for a number of years, and I think now the time has come for us to address this issue. That is the issue of establishing a junior fishing license in Pennsylvania.

The amendment calls for a junior fishing license of \$5. The regulations and the criteria surrounding it are parallel with what is already in law as it relates to a junior hunting license. For years the Game Commission has had the ability not only to license its young hunters but also to acquire Federal dollars, matching dollars, for those licenses sold. The Fish Commission has never had that ability. It is estimated that

338,000 junior licenses will be sold at \$5 each and that for each junior license sold, the Fish Commission will be entitled to \$3.50 in matching Federal dollars per license. The total package would yield just shy of \$3 million in needed revenue by the Pennsylvania Fish Commission.

Mr. Speaker, I urge the adoption of the amendment.

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

Mr. DOMBROWSKI. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the Noye amendment. I have a serious concern that we are taking the children between the ages of 12 and 16 and now we are making them buy a license. In several of the urban areas, many of these kids do not have much entertainment, and the only entertainment they have now is getting a fishing rod and going down to the dock and throwing the line into the water, and it keeps them busy in the day and it keeps them out of mischief. And for the people in the farm areas, the little kids are going to be going out in the creek and they are going to be fishing now, and all of a sudden some fish warden is going to come along and arrest this little 13-year-old boy or girl for fishing in a creek on his own property.

I think it is a bad amendment, and I think, as the Representative said, for several years they have tried to get this amendment passed and finally maybe they think it is a good time now because they need a little bit of money, but I think there are various other ways to raise money, like in increasing the fines or increasing the fee of the regular fishing license, and try to take care of these children and give these children something to do, and I am just going to ask for a negative vote. Thank you, Mr. Speaker.

The SPEAKER. The Speaker thanks the gentleman.

The Chair recognizes the gentleman from Centre County, Representative Letterman.

Mr. LETTERMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support this legislation. I think the year has come and the time has come when we finally start to realize that we have got to put the license fee on these 12- to 15-year-old young people. They are the ones that kill the fish. They never put anything back. They catch the fish; they kill them. They have not learned respect for the resource, and I think it is time we put a license on them to maybe teach them the respect of the resource that they need. I think that if we do not do this, we are looking at a \$5 increase on a resident fishing license for the other people, and that is unfair also, that they continue to pay for everybody else to fish in this State. I believe that if you go out and you look— And I pity Benny Dombrowski; he has always cried this same game, but Benny forgets that kids today 12 to 15 are committing the most crimes, they are out there with the fishing rod that costs \$60 to \$70, probably have enough dope money in their pockets to buy as much crack as they want, and they cannot afford a \$5 fishing license.

I think it is time we start to realize what this country is all about, and I ask you for an affirmative vote.

The SPEAKER. From Montgomery County, the Chair recognizes Representative Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I would like to interrogate the maker of the amendment, please.

The SPEAKER. Will the author of the amendment consent to interrogation?

Mr. GODSHALL. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would create a new license category, right?

Mr. NOYE. Yes, Mr. Speaker.

Mr. GODSHALL. What would the fines and penalties be under the new bill for a kid between 12 and 16 for violating this, fishing without a license? Would it be the same as the bill?

Mr. NOYE. It would be the same as the bill, the same as it applies to anybody in violation of the fishing laws of the Commonwealth.

Mr. GODSHALL. I do have a concern about that. As I read the bill, I believe, on page 12, fishing without a license is a summary offense of the third degree, which would be a \$25 fine, and then going to page 4, an additional penalty for fishing without a license is two times the license fee, which would be another \$10, and an additional penalty of \$10 imposed for each fish taken. So if you have a kid along the stream who is 12 years old, went out with his bike and has three or four sunfish, he could have a \$40 fine for having the sunfish or suckers in his possession; he could have another \$10 fine—it would double the license fee, which would be \$5—so that would be \$50, plus an additional \$25 for fishing without a license, which adds up to approximately \$75, plus the cost of prosecution. So a kid who has never had to have a license before, violating this, could be faced with costs of upwards to \$100, very easily, or more, and I do have a concern about that. As I said, since we are establishing a new license category, I think we may have a lot of people, a lot of kids, going out to the streams fishing, that they just do it out of habit and out of force of habit, and with a fee for fishing without a license this large, I think there could be a lot of bad effects, and I probably will oppose this amendment on that basis. Thank you.

The SPEAKER. The Chair recognizes, from Lackawanna County, Representative Staback.

Mr. STABACK. Thank you, Mr. Speaker.

Mr. Speaker, I stand in opposition to the amendment.

In my area a junior fishing license has become both an emotional and controversial issue, coupled with the fact that this initiative is not something that the Fish Commission is asking for right now, and I think the issue should be dealt with solely on its own merit. I think by attempting to amend HB 650 with this language, you are going to turn a good bill into something totally controversial.

With that thought in mind, I am voting "no," and I ask my colleagues to do the same.

The SPEAKER. The Chair recognizes the minority leader, Matthew Ryan, from Delaware County.

Mr. RYAN. Mr. Speaker, I was going to vote in favor of the Noye amendment, and now I am against it, and I will tell you why.

I have never heard such convoluted reasoning in my life as I heard from the gentleman, Mr. Letterman, in support of an amendment. To suggest that kids from the age of 12 to 16 can afford to pay a licensing fee because they are selling dope and crack and making money at it, I think is an insult not becoming to you and really out of character for you of all these young people. I have always felt and I think you have always felt that you let these youngsters get out into the woods hunting, let them get into the streams fishing, and they are going to have a better life and be better citizens. To suggest that they can afford to pay a fee simply because they are all selling crack and dope and they have plenty of money is absolutely outrageous, and for that reason and that reason only, I am voting against the amendment, because of the words of support offered by the gentleman, Mr. Letterman.

The SPEAKER. On the question of agreeing to the amendment, the Chair recognizes, from Indiana County, Representative Wass.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the amendment.

HB 650 is a freestanding bill, a bill that is geared to deter violations and not make money. I believe that bill is in order for passage, and I would not want to impact the bill with such an amendment.

Mr. Speaker, I congratulate the maker of the amendment. He is concerned about the funding and the funds that the commission has. The commission is a very, very valuable part of our State, our State's economy, and so I am very appreciative of the amendment, but this is not the time to inject such an amendment.

Mr. Speaker, if the maker of this amendment truly feels that this is the time to add a fee to the young folks that are fishing, let him get a freestanding bill; let him get a freestanding bill and solicit our support, and let us go out and do the job that we should do selling this bill on its merit. It is time and I agree that it is time to take another look at our young people being licensed for many reasons - the benefits that come from the funds and also the supplemental funds as given by the act.

Mr. Speaker, the story has not been told. It is an emotional issue. We must do this correctly. We must tell our people how this impacts. So, Mr. Speaker, I trust that the floor, my colleagues in the House of Representatives, will vote against this legislation at this time, and those of us who are supporting an increase for the Fish Commission, let us stand tall; let us walk tall and get on a freestanding bill, and let us take it out on the road and sell it the way we should in a very educational manner.

The SPEAKER. The Chair recognizes from Berks County, on the amendment, Representative Gallen.

Mr. GALLEN. Thank you, Mr. Speaker.

Would Representative Noye stand for interrogation?

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

Mr. GALLEN. Mr. Speaker, is this amendment directing that anyone 12 years of age who wants to go fishing must buy a license?

Mr. NOYE. Yes, Mr. Speaker.

Mr. GALLEN. It does not say that, Mr. Speaker. I have to quarrel with that. It says he is entitled to a license. Does that mean that he cannot fish without one? The language of this amendment says he is entitled to a license, entitled to if he pays \$5 plus 50 cents. It does not say that he is required to purchase a license. Is that right?

Mr. NOYE. I stand corrected, Mr. Speaker. That is what it says.

Mr. GALLEN. I suggest, Mr. Speaker, that we have reached a new level of outrageousness in this chamber when we are trying to call a mushroom a vegetable and we are trying to say that little kids have to buy fishing licenses. I think it is ridiculous. I strongly suggest that this amendment be withdrawn if we are at all interested in the bill.

I violently oppose this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes, from Allegheny County, Representative Levdansky.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Mr. Speaker, I, too, rise to oppose the Noye amendment. I do so because of two reasons: Number one, if this amendment is passed, it is likely to jeopardize final passage of a very much needed piece of legislation for the Fish Commission. Secondly, if it is true that the Fish Commission needs a revenue enhancement, I think members ought to be aware of the current process that is being undertaken by the Fish Commission to raise revenues. There is presently under discussion a regulation that will put in place a trout and salmon stamp in Pennsylvania to be phased in, if approved, next year. Under that trout-salmon stamp proposal, the Fish Commission will derive significant revenues. I think we ought to wait for that trout-salmon-stamp revenue increase to take effect and to be implemented before we consider legislation such as this.

For those reasons, Mr. Speaker, I oppose this legislation and ask my colleagues for a negative vote.

The SPEAKER. The Chair thanks the gentleman.

WELCOMES

The SPEAKER. While the members of the House are deciding whether or not this amendment needs additional debate, let me introduce some guests who are with us and who will probably be leaving for lunch.

The Chair welcomes the Summit Hill Senior Citizens, who are in the balcony, and they are the guests of Representative Keith McCall.

The Chair welcomes Marie Louise Hoyer and Erin Yost. Both are with the "Up With People" group, and they are the guests of Representative Bortner. Will they please stand.

In the balcony we have guest Gary Maine, who is the husband and, I guess, the guest of Representative Connie Maine. Will he please stand.

To the left of the Speaker, the majority whip, Mr. DeWeese, has guests Lloyd "Odie" Rohanna, a commissioner in Greene County, and Steven Love, the Greene County business administrator. Will they please stand.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. While the Chair has the attention of the House, the Chair would like to remind the members of the House that pursuant to the campaign expense reporting law, if you or your campaign committee has contributed more than \$250 since January 1, 1989, to a campaign committee or to a candidate that is running for office in the May 16 primary or, in the aggregate, if you have contributed more than \$1,000 since January 1 to any candidate running in the May 16 primary, you must file a campaign expense report no later than Friday, May 5; that is this week. The report must be complete as to May 1. If you have any questions about this, the caucus counsels of each caucus have agreed to answer any of your questions. You ought to pay attention to that announcement.

Earlier in the week I made an announcement that financial disclosure statements with the Ethics Commission were due as of yesterday by each and every member of this House. I am hoping that all of you took heed of that message and that all of you have this week filed your ethics statement with the Ethics Commission and with the Chief Clerk of the House of Representatives.

CONSIDERATION OF HB 650 CONTINUED

AMENDMENTS WITHDRAWN

The SPEAKER. The gentleman from Perry, Mr. Noye, seeks recognition. For what purpose does the gentleman rise?

Mr. NOYE. Thank you, Mr. Speaker.

Obviously, this is going to create some kind of controversy with the bill. The bill is very important, that we get it through and get it to the Senate, and to avoid Mr. Gallen becoming violent, I will at this time withdraw the amendment.

The SPEAKER. Without objection, Representative Noye, the author of the amendment, asks that the amendment be withdrawn. The Chair hears no objection. The amendment is withdrawn.

On the question recurring,

Will the House agree to the bill on third consideration?

WELCOME

The SPEAKER. The Chair would like to announce the earlier presence in the hall of the House of sixth, seventh, and eighth grade students of the Lititz Christian School in Lancaster County and their teachers - Eric Harley, Mr. Falvey, and Mrs. Marlin. They were here as the guests of Representative Strittmatter and the Lancaster County delegation.

RECESS

The SPEAKER. This House will stand in recess now for 1 hour and will return to session at 1 p.m. This House stands in recess.

AFTER RECESS

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

CALENDAR CONTINUED**CONSIDERATION OF HB 650 CONTINUED**

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. CHADWICK offered the following amendments No. A1142:

Amend Title, page 1, line 3, by inserting after "violations;" further providing for the designation of Class B lakes;

Amend Sec. 8, page 13, line 21, by inserting after "3102," 3106,

Amend Sec. 8, page 15, by inserting between lines 25 and 26 § 3106. Classification of lakes.

(a) Class A.—A lake that is wholly opened to the general public for fishing and is operated solely as a commercial venture may be issued a Class A regulated fishing lake license. Persons patronizing a Class A regulated fishing lake may catch, kill and possess fish without regard to any size, season or possession limit and need not possess a Pennsylvania fishing license. All other provisions of this title are applicable.

(b) Class B.—

(1) Lakes that meet all other requirements of this section but are not open to the general public or operated as a commercial venture may be issued a Class B regulated fishing lake license. [Persons patronizing a Class B lake may catch, kill and possess fish taken therefrom without regard to size, season or possession limitation. A fishing license is required to fish in a Class B lake.]

(2) Lakes which meet all the requirements of this paragraph shall be classified as Class B lakes. The requirements are:

(i) The lake is privately owned.

(ii) The lake is either:

(A) not open to the general public; or

(B) not operated as a commercial venture.

(iii) The lake is totally man-made with no surface inlet or outlet.

(iv) The lake was constructed privately without the use of any Federal, State or local funds.

(v) Other than obtaining necessary construction permits, the lake required no other Federal, State or local action.

(vi) The lake is privately stocked with fish.

(3) Persons using any Class B lake may catch, kill and possess fish taken therefrom without regard to size, season or possession limitation.

(4) A fishing license is required for a person to fish in a Class B lake under paragraph (1). No fishing license shall be required for a person to fish in a Class B lake which complies with paragraph (2).

(5) The fee for a Class B lake under paragraph (2) shall not exceed \$25.

On the question,

Will the House agree to the amendments?

CONSERVATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Clearfield, Mr. George, for the purpose of an announcement.

Mr. GEORGE. Mr. Speaker, I would like to call a meeting of the Conservation Committee at the rear of the hall at the Speaker's first call for a recess or an adjournment.

The SPEAKER. The Chair thanks the gentleman.

A meeting of the Conservation Committee has been called in the rear of the hall of the House at the first break of the House this afternoon or upon adjournment.

WELCOME

The SPEAKER. The Speaker is happy to welcome and introduce to the members of the House three guest pages - Ernest R. Bell, Jr.; William Connor; and James Lloyd Drake. These pages are members of Boy Scout Troop No. 50, French Creek Council, Jamestown, Pennsylvania, and they are accompanied by their Scoutmaster, Ernest Bell. They are Representative Robert D. Robbins' guests this afternoon. Will they please stand.

BILL REPORTED AND REREFERRED TO COMMITTEE ON CONSUMER AFFAIRS

HB 1166, PN 1337

By Rep. MORRIS

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for electric service supplied to certain organizations.

AGRICULTURE AND RURAL AFFAIRS.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1062, PN 1210

By Rep. MORRIS

An Act amending the act of December 31, 1965 (P. L. 1257, No. 511), known as "The Local Tax Enabling Act," providing that farmers shall not be required to make quarterly payments of tax on earned income under certain conditions.

AGRICULTURE AND RURAL AFFAIRS.

CONSIDERATION OF HB 650 CONTINUED

The SPEAKER. The question before the House is the amendment offered by Representative Chadwick to HB 650, PN 718, and the question is, will the House agree to the amendment?

On that question, the author of the amendment, Representative Chadwick, from Bradford is recognized.

Mr. CHADWICK. Thank you, Mr. Speaker.

This amendment is drawn in response to a problem that was brought to my attention by one of my constituents who owns and operates a private campground.

Under current law, if you own a lake which you want to allow people to fish in, you have two choices: You can either classify it a class A lake, which means that you must open it up to the general public, and in that case, the fishermen at that lake need not possess a Pennsylvania fishing license; or you can classify it a class B lake, which means you can restrict fishing to only the people you want to fish, but they must obtain a Pennsylvania fishing license.

Now, the situation with my campground owner is this: He had a campground, and he built a pond with his own money. There was no inlet or outlet stream preexisting. He built this pond with his own money at the campground, and he would like to allow just his campers to fish there, but here is his dilemma: Either he must open his private campground to the general public, to anybody and everybody who wants to fish there, which interferes with the enjoyment of the campground by his campers, or if he wants to allow only his campers to fish—and why should he not, because it is his campground and his pond—his campers have to go out and buy a Pennsylvania fishing license and comply with all the other rules and regulations.

Now, why should that campground owner be faced with that dilemma? The pond is located on his own private property. He built the pond with his own money. It is totally manmade. There was no Federal, State, or local government money involved. There is no surface inlet or outlet into the pond, and he stocked it himself with his own fish and his own money. Under those very limited circumstances, this amendment would allow that campground owner to limit fishing to his campers and not require those campers to buy a fishing license.

Now, I have also introduced this in bill form, and many of you are cosponsors of that bill. I would really appreciate a "yes" vote. Thank you, Mr. Speaker.

The SPEAKER. On the question of agreeing to the amendment, the Chair recognizes, from Montgomery County, Representative Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I also rise to support the amendment. For many, many years people could hunt on their own ground without buying a hunting license, taking game, and at the same time if a farmer put in a pond and stocked it with fish, his own fish with his own money, he then had to buy a license to catch those same fish that he put in the pond. It really does not make a lot of sense.

This amendment is a lot more narrow than what I just illustrated here as far as a farm pond goes, but I have absolutely no problem with the amendment and rise to support it.

The SPEAKER. The question is on the amendment, and on that question, the gentleman from Indiana County, Representative Wass, is recognized.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the amendment. I can appreciate what the Representative is trying to accomplish. It is an isolated case. But, Mr. Speaker, it is really a confusing issue and it should appear in a freestanding bill, which the gentle-

man in April has proposed. HB 650 is a bill that should stand alone. It is a bill that this amendment again would bring another controversy about, possibly in the other body.

Inasmuch as the gentleman himself has admitted that he does have a freestanding bill, he does have sponsors, and I could join him in that sponsorship, I would trust that he would withdraw the amendment or that we would vote the amendment down.

The SPEAKER. The question is, will the House agree to the amendment? On that question, the gentleman from Centre County, Representative Letterman, is recognized.

Mr. LETTERMAN. Mr. Speaker, I rise to oppose this amendment.

In the bill what we are doing is reclassifying and making two classes of lakes instead of six classes. What we do is, under class A it is open to the general public for fishing and is operated as a commercial venture, and people may take as many fish as they want and people do not need a fishing license. For lakes less than 30 acres, we would charge them \$200, and more than 30 acres we charge them \$500.

Under the class B lake, it is not open to the general public for fishing, not operated as a commercial venture, people may take as many fish as they want, and people do need a fishing license. Less than 30 acres we charge them \$50, and more than 30 acres, \$100.

We have already cut the fishing fee, and if Mr. Chadwick's amendment goes in, he just disrupts everything that is in the bill that we have thought out for quite some time. The Fish Commission is opposed to this amendment, and they say that it would completely overturn the distinction between the class A and class B regulated fishing lakes. Also, they question how a fishing lake that supports trout could be done without water running in and water running out, because we all know that it takes oxygen to keep trout. Some fish could live in a stream where you get very little water coming in and very little going out, but not trout.

This is something that we do not understand where he is coming off from and would ask that you oppose his amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—110

Adolph	Distler	Kenney	Ritter
Allen	Dorr	Kondrich	Robbins
Angstadt	Fairchild	Langtry	Ryan
Argall	Fargo	Lashinger	Saurman
Barley	Farmer	Lee	Scheetz
Birmelin	Fleagle	Leh	Schuler
Black	Flick	Lescovitz	Semmel
Boyes	Foster	McCall	Serafini
Brandt	Fox	Maine	Smith, B.
Bunt	Freind	Marsico	Smith, S. H.
Burd	Gallen	Melio	Snyder, D. W.
Burns	Gamble	Merry	Snyder, G.
Bush	Gannon	Micozzie	Stairs
Carlson	Geist	Miller	Steighner
Cessar	Gladeck	Moehlmann	Strittmatter
Chadwick	Godshall	Mowery	Tangretti
Civera	Gruppo	Nahill	Taylor, E. Z.

Clark, D. F.	Hagarty	Nailor	Taylor, J.
Clark, J. H.	Haluska	Noye	Telek
Clymer	Hasay	O'Brien	Tigue
Colafella	Hayes	Perzel	Vroon
Cornell	Heckler	Phillips	Wambach
Corrigan	Herman	Piccola	Weston
Coy	Hershey	Pitts	Wilson
Davies	Hess	Raymond	Wogan
Dempsey	Jackson	Reber	Wright, J. L.
Dietterick	Jadlowiec	Reinard	Wright, R. C.
Dininni	Johnson		

NAYS—86

Acosta	Dombrowski	Letterman	Rieger
Battisto	Donatucci	Levdansky	Robinson
Belardi	Evans	Linton	Rudy
Belfanti	Fee	Lloyd	Rybak
Billow	Freeman	Lucyk	Saloom
Bishop	George	McHale	Scrimonti
Blaum	Gigliotti	McNally	Stish
Bortner	Gruitza	Maiale	Stuban
Bowley	Harper	Markosek	Taylor, F.
Broujos	Hayden	Mayernik	Thomas
Caltagirone	Howlett	Michlovic	Trello
Cappabianca	Hughes	Morris	Trich
Carn	Itkin	Mrkonic	Van Horne
Cawley	James	O'Donnell	Veon
Clark, B. D.	Jarolin	Olasz	Wass
Cohen	Josephs	Oliver	Williams
Colaizzo	Kaiser	Petrarca	Wozniak
Cole	Kasunic	Petrone	Wright, D. R.
Cowell	Kosinski	Pievsky	Yandrisevits
DeLuca	Kukovich	Pistella	
DeWeese	LaGrotta	Pressmann	Manderino,
Daley	Laughlin	Preston	Speaker

NOT VOTING—5

Durham	Richardson	Roebuck	Staback
McVerry			

EXCUSED—1

Murphy

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. LETTERMAN offered the following amendments No. A1034:

Amend Sec. 9, page 16, line 16, by inserting after "Sections" 5104,

Amend Sec. 9, page 16, by inserting between lines 17 and 18 § 5104. Fees.

The following fees apply to registrations, licenses, permits and capacity plates issued under this part and the fees collected shall be deposited in the State Treasury in the Boat Fund:

(1) Owner registration (boats less than 16 feet in length), \$4 per year.

(2) Owner registration (boats 16 feet or longer), \$6 per year.

(3) Duplicate owner registration, \$1 each.

(4) Dealer registration, \$15 per year.

(5) Additional dealer registration, \$5 each.

(6) License for operator of passenger-carrying boat, \$5 each.

(7) Capacity plate, \$2 each.

(8) [Permit for special marine event, \$2 each] Transfer of a multi-year boat registration, \$5.

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, Mr. Letterman from Centre is recognized.

Mr. LETTERMAN. Mr. Speaker, for the first time we have allowed the Fish Commission to issue a multiple-year license for boats, and because we do not have any kind of a transfer fee in there, I have placed a \$5 transfer fee in case someone would want to sell that boat.

I think this is really fair and it should be a pass. Thank you.

The SPEAKER. The question is on the amendment, will the House agree to the amendment? On that question, the gentleman from Indiana County, Representative Wass, is recognized.

Mr. WASS. Mr. Speaker, thank you.

Mr. Speaker, the legislation is proconsumer. It will help the owners of the boats, and I endorse the amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—197

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

Dietterick	Kosinski	Reber	
Dininni	Kukovich	Reinard	Manderino,
Distler	LaGrotta	Richardson	Speaker
Dombrowski	Langtry	Rieger	

NAYS—0

NOT VOTING—4

Acosta	Bishop	Durham	Wozniak
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EXCUSED—1

Murphy

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—200

Acosta	Dombrowski	Lashingier	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkoncic	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
Colafrella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.

Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

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

* * *

The House proceeded to third consideration of **HB 464, PN 506**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for limitation of actions relating to conversion and theft of timber.

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—200

Acosta	Dombrowski	Lashingier	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkoncic	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
Colaafella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

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

* * *

The House proceeded to third consideration of **HB 491, PN 933**, entitled:

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

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	Laughlin	Robbins
Adolph	Donatucci	Lee	Robinson
Allen	Dorr	Leh	Roebuck
Angstadt	Evans	Lescovitz	Rudy
Argall	Fairchild	Letterman	Ryan
Barley	Fargo	Levdansky	Rybak
Battisto	Farmer	Linton	Saloom
Belardi	Fee	Lloyd	Saurman
Belfanti	Fleagle	Lucyk	Scheetz
Billow	Flick	McCall	Schuler
Birmelin	Foster	McHale	Scrimenti
Bishop	Fox	McNally	Semmel
Black	Freeman	McVerry	Serafini
Blaum	Freind	Maiale	Smith, B.
Blowley	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	Gladeck	Merry	Steighner

Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkoncic	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	Oliver	Van Horne
Clymer	Howlett	Perzel	Veon
Cohen	Hughes	Petrarca	Vroon
Colaafella	Itkin	Petrone	Wambach
Colaizzo	Jackson	Phillips	Wass
Cole	Jadlowiec	Piccola	Weston
Cornell	James	Pievsky	Williams
Corrigan	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Kaiser	Pressmann	Wozniak
DeLuca	Kasunic	Preston	Wright, D. R.
DeWeese	Kenney	Raymond	Wright, J. L.
Daley	Kondrich	Reber	Wright, R. C.
Davies	Kosinski	Reinard	Yandrisevits
Dempsey	Kukovich	Richardson	
Dietterick	LaGrotta	Rieger	Manderino,
Dininni	Langtry	Ritter	Speaker
Distler	Lashinger		

NAYS—1

Bortner

NOT VOTING—4

Durham

Gigliotti Josephs Olasz

EXCUSED—1

Murphy

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

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

* * *

The House proceeded to third consideration of **HB 570, PN 1267**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for spousal privilege in evidence.

On the question,

Will the House agree to the bill on third consideration?

Mrs. HAGARTY offered the following amendments No. A1099:

Amend Sec. 1, page 1, line 6, by striking out "SECTIONS 5913 AND 5914" and inserting Section 5913

Amend Sec. 1, page 1, line 7, by striking out "ARE" and inserting

is Amend Sec. 1 (Sec. 5913), page 1, line 11, by inserting a bracket before "husband"

Amend Sec. 1 (Sec. 5913), page 1, line 11, by striking out the bracket before "not"

Amend Sec. 1 (Sec. 5913), page 1, lines 12 and 13, by striking out ")] have the privilege, which may be waived by either spouse, not"

Amend Sec. 1 (Sec. 5913), page 1, line 13, by striking out the bracket before the comma

Amend Sec. 1 (Sec. 5913), page 1, line 13, by striking out "12" and inserting

1 a person shall have the privilege which he or she may waive, not to testify against his or her then lawful spouse

Amend Sec. 1 (Sec. 5914), page 2, lines 15 through 30; page 3, lines 1 through 3, by striking out all of said lines on said pages

Amend Bill, page 3, by inserting between lines 3 and 4 Section 2. This act shall apply to all criminal cases pending on the effective date of this act.

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

3

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the lady from Montgomery County, Representative Hagarty, is recognized.

Mrs. HAGARTY. Thank you, Mr. Speaker.

Mr. Speaker, to explain the amendment, if I might briefly explain the bill.

HB 570 changes Pennsylvania's evidentiary law with regard to spouses. Currently, in a criminal case spouses cannot testify against each other. We are one of only two States in the United States that retain this very old prohibition against spouses testifying. HB 570 provides that in cases of murder, involuntary deviate sexual intercourse, and rape, spouses can be compelled to testify against each other and for all other crimes may waive the privilege to do so.

This amendment takes out a provision in the bill which would allow spouses to testify to communications between each other. The amendment makes sure that communications between the spouses still remain privileged.

The amendment also insures that since this is simply a law of evidence, that it will apply to pending cases. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—198

Acosta	Distler	Langtry	Ritter
Adolph	Dombrowski	Lashinger	Robbins
Allen	Donatucci	Laughlin	Robinson
Angstadt	Dorr	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	McCall	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	Gladeck	Melio	Steighner

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

NAYS—0

NOT VOTING—3

Durham Gigliotti Olasz

EXCUSED—1

Murphy

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—200

Acosta	Dombrowski	Lashinger	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Rudy	Lescovitz	Rudy
Barley	Fairchild	Letterman	Ryan
Battisto	Fargo	Levdansky	Rybak
Belardi	Farmer	Linton	Saloom
Belfanti	Fee	Lloyd	Saurman
Billow	Fleagle	Flick	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	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
Colaifella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

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

* * *

The House proceeded to third consideration of **HB 423, PN 1527**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, defining "salvage motor vehicle auction or pool operator"; further providing for inspection of garages and dealer premises by police; and requiring certain persons to keep accurate records of motor vehicle sales and dispositions.

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—199

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

NAYS—0

NOT VOTING—2

Durham

Pistella

EXCUSED—1

Murphy

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.

BILL ON FINAL PASSAGE

The House proceeded to consideration on final passage of **HB 121, PN 942**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the securing of loads on vehicles hauling garbage.

On the question recurring,

Shall the bill pass finally?

The SPEAKER. On the question of final passage, the gentleman from Warren, Mr. Bowley, is recognized.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to thank Mr. Battisto for agreeing to have the bill held over till today. We met after session yesterday and tried to come up with a compromise amendment, which we were not able to do.

However, Mr. Battisto was kind enough to explain to me why he felt the legislation should remain as it is, and after listening to his arguments, I agree with him. I feel there is a potential for loose garbage to come off a truck regardless of the size and whether it is hauled by a commercial trash hauler or by a private individual. I think the potential for litter to our highways exists, and therefore, I would ask that we vote favorably on this legislation. Thank you.

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—198

Acosta	Dombrowski	Langtry	Rieger
Adolph	Donatucci	Lashingier	Ritter
Allen	Dorr	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	McCall	Schuler
Black	Freeman	McHale	Scrimenti
Blaum	Freind	McNally	Semmel
Bortner	Gallen	McVerry	Serafini
Bowley	Gamble	Maiale	Smith, B.
Boyes	Gannon	Maine	Smith, S. H.
Brandt	Geist	Markosek	Snyder, G.
Broujos	George	Marsico	Staback
Bunt	Gigliotti	Mayernik	Stairs
Burd	Gladeck	Melio	Steighner
Burns	Godshall	Merry	Stish
Bush	Gruitza	Michlovic	Strittmatter
Cappabianca	Gruppo	Micozzie	Stuban
Carlson	Hagarty	Miller	Tangretti
Carn	Haluska	Moehlmann	Taylor, E. Z.
Cawley	Harper	Morris	Taylor, F.
Cessar	Hasay	Mowery	Taylor, J.
Chadwick	Hayden	Mrkonic	Telek
Civera	Hayes	Nahill	Thomas
Clark, B. D.	Heckler	Nailor	Tigue
Clark, D. F.	Herman	Noye	Trello
Clark, J. H.	Hershey	O'Brien	Trich
Clymer	Hess	O'Donnell	Van Horne
Cohen	Howlett	Olasz	Veon
Colafrella	Hughes	Oliver	Vroon
Colaizzo	Itkin	Perzel	Wambach
Cole	Jackson	Petrarca	Wass
Cornell	Jadlowiec	Petrone	Weston
Corrigan	James	Phillips	Williams
Cowell	Jarolin	Piccola	Wilson
Coy	Johnson	Pievsky	Wogan
DeLuca	Josephs	Pistella	Wozniak
DeWeese	Kaiser	Pitts	Wright, D. R.
Daley	Kasunic	Pressmann	Wright, J. L.

Davies	Kenney	Preston	Wright, R. C.
Dempsey	Kondrich	Raymond	Yandrisevits
Dietterick	Kosinski	Reber	
Dininni	Kukovich	Reinard	Manderino,
Distler	LaGrotta	Richardson	Speaker

NAYS—2

Caltagirone Snyder, D. W.

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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.

WELCOMES

The SPEAKER. The Speaker is happy to welcome to the hall of the House this afternoon three guests of Representative Stanley Jarolin. They are to the left of the Speaker. They are Emil Jarolen, brother of Representative Jarolin; Leonard Omolecki; and John Stichak. Will they please stand.

The Chair is likewise happy to welcome to the hall of the House Hempfield Area High School students - "Project Eighteen" - and the faculty adviser, Mr. Richard Redmerski. They are the guests of Representative Thomas Tangretti, and they are seated in the balcony. Will they please stand.

VOTE CORRECTION

The SPEAKER. The gentleman from Allegheny County, Representative Pistella, seeks recognition. For what purpose does the gentleman rise?

Mr. PISTELLA. For a correction of the record, Mr. Speaker.

The SPEAKER. Without objection, you are in order. You may proceed.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, my vote failed to register on HB 423, PN 1527. I would like the record to indicate that I would vote in the affirmative.

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

RESOLUTIONS

Mr. BURD called up HR 50, PN 1077, entitled:

Calling for the development of air transportation within this Commonwealth.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Acosta	Distler	LaGrotta	Rieger
Adolph	Dombrowski	Langtry	Ritter
Allen	Donatucci	Lashingier	Robbins
Angstadt	Dorr	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	McCall	Scrimenti
Blaum	Freeman	McHale	Semmel
Bortner	Freind	McNally	Serafini
Bowley	Gallen	McVerry	Smith, B.
Boyes	Gamble	Maiale	Smith, S. H.
Brandt	Gannon	Maine	Snyder, D. W.
Broujos	Geist	Markosek	Snyder, G.
Bunt	George	Marsico	Staback
Burd	Gigliotti	Mayernik	Stairs
Burns	Gladeck	Melio	Steighner
Bush	Godshall	Merry	Stish
Caltagirone	Gruitza	Michlovic	Strittmatter
Cappabianca	Gruppo	Micozzie	Stuban
Carlson	Hagarty	Miller	Tangretti
Carn	Haluska	Moehlmann	Taylor, E. Z.
Cawley	Harper	Morris	Taylor, F.
Cessar	Hasay	Mowery	Taylor, J.
Chadwick	Hayden	Mrkonc	Telek
Civera	Hayes	Nahill	Thomas
Clark, B. D.	Heckler	Nailor	Tigue
Clark, D. F.	Herman	Noye	Trich
Clark, J. H.	Hershey	O'Brien	Van Horne
Clymer	Hess	O'Donnell	Veon
Cohen	Howlett	Olasz	Vroon
Colafrilla	Hughes	Oliver	Wambach
Colaizzo	Itkin	Perzel	Wass
Cole	Jackson	Petrarca	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, Speaker
Dininni	Kukovich	Richardson	

NAYS—0

NOT VOTING—3

Durham	Petrone	Trello
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EXCUSED—1

Murphy

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

* * *

Mr. OLASZ called up **HR 86, PN 1445**, entitled:

Memorializing the President and the United States Congress to oppose any increase of Federal excise taxes on gasoline, beer, wine and tobacco for the purpose of reducing the Federal deficit.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—161

Acosta	Donatucci	Letterman	Saloom
Adolph	Evans	Levdansky	Scheetz
Allen	Fairchild	Lloyd	Schuler
Angstadt	Farmer	Lucyk	Scrimenti
Barley	Fee	McCall	Semmel
Battisto	Fleagle	McHale	Serafini
Belardi	Flick	McNally	Smith, B.
Belfanti	Fox	McVerry	Smith, S. H.
Billow	Freind	Markosek	Snyder, D. W.
Black	Gallen	Marsico	Snyder, G.
Boyes	Gamble	Mayermik	Staback
Brandt	Gannon	Melio	Stairs
Bunt	Geist	Merry	Steighner
Burd	George	Michlovic	Stish
Burns	Gigliotti	Micozzie	Strittmatter
Bush	Godshall	Morris	Stuban
Caltagirone	Gruitza	Mowery	Tangretti
Cappabianca	Gruppo	Mrkonc	Taylor, E. Z.
Carlson	Haluska	Nailor	Taylor, F.
Carn	Harper	Noye	Taylor, J.
Cawley	Hasay	O'Brien	Telek
Cessar	Hayes	O'Donnell	Thomas
Chadwick	Heckler	Olasz	Trello
Civera	Herman	Oliver	Trich
Clark, B. D.	Hershey	Perzel	Van Horne
Clark, D. F.	Hess	Petrarca	Veon
Cohen	Jadlowiec	Petrone	Vroon
Colafrilla	James	Phillips	Wambach
Colaizzo	Jarolin	Piccola	Wass
Cole	Josephs	Pievsky	Weston
Corrigan	Kaiser	Pistella	Williams
Cowell	Kasunic	Pitts	Wilson
Coy	Kenney	Preston	Wogan
DeLuca	Kondrich	Raymond	Wozniak
DeWeese	Kosinski	Reinard	Wright, D. R.
Daley	Kukovich	Rieger	Wright, J. L.
Dempsey	LaGrotta	Robbins	Wright, R. C.
Dietterick	Langtry	Robinson	
Dininni	Laughlin	Roebuck	Manderino, Speaker
Distler	Leh	Rudy	
Dombrowski	Lescovitz	Ryan	

NAYS—36

Argall	Cornell	Itkin	Nahill
Birmelin	Davies	Jackson	Pressmann
Bishop	Fargo	Johnson	Reber
Blaum	Foster	Lashingier	Richardson
Bortner	Freeman	Lee	Ritter
Bowley	Gladeck	Linton	Rybak
Broujos	Hagarty	Maine	Saurman
Clark, J. H.	Hayden	Miller	Tigue
Clymer	Hughes	Moehlmann	Yandrisevits

NOT VOTING—4

Dorr	Durham	Howlett	Maiale
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EXCUSED—1

Murphy

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

* * *

Mr. MORRIS called up **HR 88, PN 1491**, entitled:

Congratulating the Pennsylvania Food Processors Association on its 75th Anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

- | | | | |
|--------------|------------|------------|---------------|
| Acosta | Distler | Lashinger | Robbins |
| Adolph | Dombrowski | Laughlin | Robinson |
| Allen | Donatucci | Lee | Roebuck |
| Angstadt | Dorr | Leh | Rudy |
| Argall | Evans | Lescovitz | Ryan |
| Barley | Fairchild | Letterman | Rybak |
| Battisto | Fargo | Levdansky | Saloom |
| Belardi | Farmer | Linton | Saurman |
| Belfanti | Fee | Lloyd | Scheetz |
| Billow | Fleagle | Lucyk | Schuler |
| Birmelin | Flick | McCall | Scrimenti |
| Bishop | Foster | McHale | Semmler |
| Black | Fox | McNally | Serafini |
| Blaum | Freeman | McVerry | Smith, B. |
| Bortner | Freind | Maine | Smith, S. H. |
| Bowley | Gallen | Markosek | Snyder, D. W. |
| Boyes | Gamble | Marsico | Snyder, G. |
| Brandt | Gannon | Mayernik | Staback |
| Broujos | Geist | Melio | Stairs |
| Bunt | George | Merry | Steighner |
| Burd | Gigliotti | Michlovic | Stish |
| Burns | Godshall | Micozzie | Strittmatter |
| Bush | Gruitza | Miller | Stuban |
| Caltagirone | Gruppo | Moehlmann | Tangretti |
| Cappabianca | Hagarty | Morris | Taylor, E. Z. |
| Carlson | Haluska | Mowery | Taylor, F. |
| Carn | Harper | Mrkoncic | 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 | Hughes | Perzel | Vroon |
| Cohen | Itkin | Petrarca | Wambach |
| Colaifella | Jackson | Petrone | Wass |
| Colaizzo | Jadlowiec | Phillips | Weston |
| Cole | James | Piccola | Williams |
| Cornell | Jarolin | Pievsky | Wilson |
| Corrigan | Johnson | Pistella | Wogan |
| Cowell | Josephs | Pitts | Wozniak |
| Coy | Kaiser | Pressmann | Wright, D. R. |
| DeLuca | Kasunic | Preston | Wright, J. L. |
| DeWeese | Kenney | Raymond | Wright, R. C. |
| Daley | Kondrich | Reber | Yandrisevits |
| Davies | Kosinski | Reinard | |
| Dempsey | Kukovich | Richardson | Manderino, |
| Dietterick | LaGrotta | Rieger | Speaker |
| Dininni | Langtry | Ritter | |

NAYS—0

NOT VOTING—4

- | | | | |
|--------|---------|---------|--------|
| Durham | Gladeck | Howlett | Maiale |
|--------|---------|---------|--------|

EXCUSED—1

Murphy

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

* * *

Mr. COHEN called up HR 92, PN 1560, entitled:

Designating May 10, 1989, as "Israel Independence Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—3

- | | | |
|--------|--------|---------|
| Durham | Saloom | Semmler |
|--------|--------|---------|

EXCUSED—1

Murphy

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

* * *

Mr. GEORGE called up HR 96, PN 1564, entitled:

Offering condolences to the family of Matthew R. Price, who was fatally injured while serving on the U.S.S. Iowa.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, does the gentleman from Allegheny, Mr. McNally, seek recognition?

Mr. McNALLY. Yes, Mr. Speaker.

The SPEAKER. You are in order.

Mr. McNALLY. May I interrogate the gentleman, Mr. George?

The SPEAKER. The gentleman indicates he will consent to interrogation.

Mr. McNALLY. Mr. Speaker, I would have brought this up earlier to the gentleman, but just looking at the resolution, while I agree with the intent of the resolution, it seems to me that there were a number of very brave young men who were fatally injured on the U.S.S. Iowa, and it would be appropriate, in my mind, that a resolution offering condolences to all of the families who lost sons on the Iowa ought to be brought before the House. I was wondering if the gentleman, Mr. George, might be able to accommodate that.

Mr. GEORGE. Let me say, Mr. Speaker, at the start that I would have no objection, being very much aware that other young men had laid down their lives in this incident - I think one from Westmoreland and a couple out in Washington County and one in Lancaster County.

The reason that I took the initiative here is a year ago, unfortunately, when I lost a constituent in the service in the same type of incident, there were individual resolutions that were drafted and also a resolution for the entire group that was lost on that ship. I have no reservations and neither would I decline to allow any other legislator who wanted to either join with this or if they wanted to get one together, I would be happy to join with them. The purpose of this was just moving on an individual basis to let the family know just what we in the legislature felt about an individual who was willing to serve his country and lay down his life, and therefore, there is no objection from this legislator any more than there would be from you or any other member.

Mr. McNALLY. Mr. Speaker, I would simply ask one other question of the gentleman.

The SPEAKER. The gentleman is in order.

Mr. McNALLY. Mr. Speaker, would the gentleman join me and I hope the rest of the House in cosponsoring a resolution offering condolences to the rest of the families who lost sons, and perhaps we can take care of that promptly.

Mr. GEORGE. Mr. Speaker, I am sure every member of this body in some way would join with you to do just that, and I congratulate you on the thought.

PARLIAMENTARY INQUIRY

The SPEAKER. The question is on the adoption of HR 96, and on that question, the gentleman, Mr. Davies, is recognized from Berks County.

Mr. DAVIES. Mr. Speaker, I guess a parliamentary inquiry.

Would it not be proper, if we are going to pay honor and show respect, that we do that to all of these young men who served from the Commonwealth at the same time? Would it be possible that we could in some way or another delay that action until we could so address that?

The SPEAKER. The resolution before the House at this time is HR 96. I have heard no delaying suggestion by the sponsor.

Is the sponsor willing to delay the passage of this resolution so that an expanded resolution can be adopted under the authorship of Representative George?

Mr. GEORGE. Mr. Speaker, the reason the sponsor of this resolution proceeded in the manner in which I did was because I did not want to violate the very personal touch of any other legislator who would be involved in his district with having lost one of these young men through this accident. That is the only reason that I chose to go in this direction. As the Speaker knows, we did the same thing when we had that incident last year.

If the Speaker feels that it would be inappropriate for me to pursue this, I would certainly withhold the resolution at this time and allow the rest of the legislators who have the same involvement. I just did not want to preclude anyone. That is the reason I pursued, Mr. Speaker, on my own for the constituent who is involved in my district.

The SPEAKER. My understanding is that there were four Pennsylvanians who suffered the same fate on the Iowa. I would suggest to those members who have a death of a serviceman in their district that they sponsor separate resolutions. The gentleman is sponsoring a resolution for that in his district and I think that he is in order. I would suggest that we are able to take up the other resolutions the first part of the next day we are in session.

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

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashinger	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Mayermik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti

Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkoncic	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
Colaella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

VOTE CORRECTION

The SPEAKER. The gentleman from Allegheny, Mr. Trello, seeks recognition. For what purpose?

Mr. TRELLO. Mr. Speaker, at the time HR 50 was voted on, I was not in my seat. If I had been in my seat, I would have voted "yes."

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

RESOLUTIONS CONTINUED

Mrs. TAYLOR called up HR 97, PN 1597, entitled:

Designating the month of May 1989 as "Physical Fitness and Sports Month."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashinger	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz

Birmelin	Foster	McCall	Schuler
Bishop	Fox	McHale	Scrimenti
Black	Freeman	McNally	Semmel
Blaum	Freind	McVerry	Serafini
Bortner	Gallen	Maiale	Smith, B.
Boyles	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkoncic	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
Colaella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

* * *

Mr. JACKSON called up HR 98, PN 1598, entitled:

Designating the week of May 14 through 20, 1989, as "Pasta Week" in Pennsylvania, in recognition of the 75th anniversary of the beginning of production of San Giorgio pasta.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

Acosta	Dombrowski	Langtry	Rieger
Adolph	Donatucci	Lashinger	Ritter
Allen	Dorr	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	McCall	Schuler
Black	Freeman	McHale	Scrimenti
Blaum	Freind	McNally	Semmel
Bortner	Gallen	McVerry	Serafini
Bowley	Gamble	Maiale	Smith, B.
Boyes	Gannon	Maine	Smith, S. H.
Brandt	Geist	Markosek	Snyder, G.
Broujos	George	Marsico	Staback
Bunt	Gigliotti	Mayernik	Stairs
Burd	Gladeck	Melio	Steighner
Burns	Godshall	Merry	Stish
Bush	Gruitza	Michlovic	Strittmatter
Caltagirone	Gruppo	Micozzie	Stuban
Cappabianca	Hagarty	Miller	Tangretti
Carlson	Haluska	Moehlmann	Taylor, E. Z.
Carn	Harper	Morris	Taylor, F.
Cawley	Hasay	Mowery	Taylor, J.
Cessar	Hayden	Mrkonic	Telek
Chadwick	Hayes	Nahill	Thomas
Civera	Heckler	Nailor	Tigue
Clark, B. D.	Herman	Noye	Trello
Clark, D. F.	Hershey	O'Brien	Trich
Clark, J. H.	Hess	O'Donnell	Van Horne
Clymer	Howlett	Olasz	Veon
Cohen	Hughes	Oliver	Vroon
Colafella	Itkin	Perzel	Wambach
Colaizzo	Jackson	Petrarca	Wass
Cole	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	Manderino,
Diminni	LaGrotta	Richardson	Speaker
Distler			

NAYS—0

NOT VOTING—2

Durham Snyder, D. W.

EXCUSED—1

Murphy

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

* * *

Mr. PISTELLA called up **HR 101, PN 1601**, entitled:

Urging the Governor to proclaim the week of May 15 through 21, 1989, as "Safe Kids Week."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	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
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

WELCOME

The SPEAKER. The Chair is happy to introduce to the House and welcome to the House a student intern from Dickinson College, Courtney Taylor. She is a guest and intern of Representative Broujos. Courtney is somewhere on the floor of the House.

RESOLUTIONS CONTINUED

Mr. TRELLO called up **HR 102, PN 1602**, entitled:

Memorializing the National Conference of State Legislatures (NCSL) to reject any proposal recommending reduction or erosion of benefits provided former members of the United States Armed Forces and their dependents and survivors.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashingner	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Mayermik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	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
Colaella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

* * *

Mr. MORRIS called up HR 104, PN 1603, entitled:

Congratulating the Penn State Cooperative Extension on its 75th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashingner	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Mayermik	Staback
Bunt	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	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
Colaella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

RULES SUSPENDED

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

Mr. FOX. Mr. Speaker, I move that this House of Representatives now suspend its rules so that HR's 106, 107, and 108 might be considered at this time.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—5

Acosta	Clark, B. D.	Durham	Williams
Brandt			

EXCUSED—1

Murphy

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.

RESOLUTIONS ADOPTED

The SPEAKER. Will the clerk read HR 106.

The following resolution was read:

House Resolution No. 106

A RESOLUTION

Designating the week beginning May 1 as "Hard of Hearing Awareness Week" in Pennsylvania.

WHEREAS, Persons with normal hearing cannot appreciate the hardships endured by individuals who cannot hear well; and
WHEREAS, Persons who are hard of hearing are committed to participating in the hearing world; and

WHEREAS, The plight of persons who are hard of hearing can be improved only if both those who can hear well and those who cannot come to better understand the nature, causes, complications and possible remedies of hearing loss; therefore be it

RESOLVED, That the House of Representatives designate the week beginning May 1 as "Hard of Hearing Awareness Week" in Pennsylvania.

Jon D. Fox

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashingier	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	Taylor, J.
Cessar	Hayden	Nahill	Telek
Chadwick	Hayes	Nailor	Thomas
Civera	Heckler	Noye	Tigie
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
Colafrella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

* * *

The SPEAKER. Will the clerk read HR 107.

The following resolution was read:

House Resolution No. 107

A RESOLUTION

Supporting the "America Discovers Her Hometown Medal of Honor Heroes" project; and encouraging research on the recipients of the Medal of Honor Heroes.

WHEREAS, Throughout the history of the great United States of America, millions of men and women have answered the call to arms to protect freedom and liberty at home and abroad; and

WHEREAS, The Medal of Honor was created in 1861 to honor those who distinguish themselves by their actions as members of the military; and

WHEREAS, The highest honor that an American serving in the armed forces of the United States can earn is the Medal of Honor, which is presented by the President, in the name of Congress, to an individual who "distinguished himself conspicuously by gallantry and intrepidity at the risk of his life above and beyond the call of duty"; and

WHEREAS, Only the most worthy acts of valor merit the Medal of Honor, and those who perform the acts have demonstrated their bravery to be of the highest order; and

WHEREAS, In the 128-year history of the Medal of Honor, only 3,412 Medals of Honor have been awarded, and those who have received the Medal comprise a very select and exclusive group; and

WHEREAS, Those who have been awarded the Medal of Honor are true American heroes who should be honored and appreciated; and

WHEREAS, The Congressional Medal of Honor Society, with the assistance of Freedoms Foundation at Valley Forge, is undertaking a project to learn more about these brave heroes by encouraging citizens in the Commonwealth of Pennsylvania and other states to research and learn about Medal of Honor recipients from their local areas; and

WHEREAS, This project is called "America Discovers Her Hometown Medal of Honor Heroes" and welcomes the support

of all interested researchers to look in their local libraries, archives, museums and other places for information on Medal of Honor recipients; therefore be it

RESOLVED, That the House of Representatives support the research on Pennsylvania's Medal of Honor recipients and encourage its citizens and archival depositories to participate and assist in this most worthy project.

- Peter R. Vroon
- Samuel E. Hayes, Jr.
- Richard J. Cessar
- David W. Heckler
- Robert W. Godshall
- Frank J. Gigliotti
- Edward J. Haluska
- Paul J. Angstadt
- George W. Jackson
- Russ Fairchild
- Charles F. Nahill, Jr.
- Robert D. Reber, Jr.
- Jere W. Schuler
- Jeffrey W. Coy
- Edwin G. Johnson
- James L. Wright, Jr.
- Edgar A. Carlson
- James T. Distler
- Elinor Z. Taylor
- Frank J. Pistella
- Andrew Billow, Jr.
- Bruce Smith
- George E. Saurman
- Keith R. McCall
- Richard A. Geist
- Samuel W. Morris
- Michael E. Bortner
- Joseph R. Pitts
- Joseph M. Gladeck, Jr.
- Anthony J. Melio

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashingier	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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
Cattagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	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
Colaella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

* * *

The SPEAKER. Will the clerk read HR 108.

The following resolution was read:

House Resolution No. 108

A RESOLUTION

Designating May 4, 1989, as "Florence S. Reizenstein Day" in Pennsylvania.

WHEREAS, Florence S. Reizenstein devoted a lifetime to serving Pittsburgh and its people as a leader in the area of human relations; and

WHEREAS, Born in the Homewood section of the City of Pittsburgh in 1901, Mrs. Reizenstein was a founding member of the City of Pittsburgh Commission on Human Relations, established in 1955. She also served on its predecessor agencies, the Fair Employment Practices Commission and the Civic Unity Council; and

WHEREAS, A founder and vice-president of the Pennsylvania Human Relations Commission, Mrs. Reizenstein also helped found and served as vice-president of the Negro Educational Emergency Drive, a nonprofit organization which provides financial assistance to black students seeking higher education; and

WHEREAS, Named a Distinguished Daughter of Pennsylvania by Governor William S. Scranton in 1964, Mrs. Reizenstein was active in many community causes; and

WHEREAS, She was awarded the National Association of Business Women's Sojourner Truth Citation for her work in human relations in 1966, and in 1969 the Health and Welfare Association of Allegheny County presented Mrs. Reizenstein its Isabel P. Kennedy Award for distinguished service in human relations; and

WHEREAS, Mrs. Reizenstein, on June 8, 1970, at the age of 69, was the victim of a tragic accident; and

WHEREAS, In 1975 the Pittsburgh Board of Education named Reizenstein Middle School in her honor; and

WHEREAS, Florence S. Reizenstein Awards are made annually to citizens for their contributions to the advancement of civil and human rights causes, this year's recipients being Ms. Nancy Gallagher and Ms. Martha Garvey, Sr.; therefore be it

RESOLVED, That the House of Representatives of the Commonwealth, in recognition of the many contributions of Florence S. Reizenstein in the area of human relations, designate May 4, 1989, as "Florence S. Reizenstein Day" in Pennsylvania, and that it extend its congratulations to the recipients of this year's Florence S. Reizenstein Awards, Ms. Nancy Gallagher and Ms. Martha Garvey, Sr.

Ivan Itkin
Thomas J. Murphy, Jr.
William Russell Robinson
Joseph Preston, Jr.
Ronald R. Cowell
Frank J. Gigliotti
Christopher K. McNally
Frank J. Pistella
Thomas C. Petrone
Richard D. Olasz

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Acosta	Dombrowski	Lashinger	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonjic	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
Colaella	Itkin	Petrarca	Wambach
Colaizzo	Jackson	Petrone	Wass
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak

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

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 422, PN 1526**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for vehicle identification numbers.

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—200

Acosta	Dombrowski	Lashinger	Ritter
Adolph	Donatucci	Laughlin	Robbins
Allen	Dorr	Lee	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	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	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Morris	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonjic	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
Cole	Jadlowiec	Phillips	Weston
Cornell	James	Piccola	Williams
Corrigan	Jarolin	Pievsky	Wilson
Cowell	Johnson	Pistella	Wogan
Coy	Josephs	Pitts	Wozniak
DeLuca	Kaiser	Pressmann	Wright, D. R.
DeWeese	Kasunic	Preston	Wright, J. L.
Daley	Kenney	Raymond	Wright, R. C.
Davies	Kondrich	Reber	Yandrisevits
Dempsey	Kosinski	Reinard	
Dietterick	Kukovich	Richardson	Manderino,
Dininni	LaGrotta	Rieger	Speaker
Distler	Langtry		

NAYS—0

NOT VOTING—1

Durham

EXCUSED—1

Murphy

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.

VOTE CORRECTIONS

The SPEAKER. The Chair recognizes the lady from Philadelphia, Ms. Bishop. For what purpose does the lady rise?

Ms. BISHOP. Mr. Speaker, I would like to correct the record. On HB 952 my switch malfunctioned, and I would like to show that I voted in the negative.

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

From Berks County, Representative Caltagirone seeks recognition. For what purpose does the gentleman rise?

Mr. CALTAGIRONE. To correct votes, Mr. Speaker.

The SPEAKER. You are in order and may proceed, without objection.

Mr. CALTAGIRONE. On HB 121 and HB 952, I was recorded as voting in the negative. I would like to be recorded in the affirmative.

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

From Delaware County, the Representative, Mr. Gannon, is recognized.

Mr. GANNON. Mr. Speaker, just an inquiry.

The SPEAKER. For what purpose does the gentleman rise?

Mr. GANNON. Will there be any more roll-call votes today?

The SPEAKER. I do not anticipate any further roll-call votes for today, but members of this Assembly may dream something up that you might have to vote on.

Mr. GANNON. Well, then I would like unanimous consent.

The SPEAKER. Unanimous consent for what purpose?

Mr. GANNON. To make a statement.

The SPEAKER. Without objection, unanimous consent would be in order, but let me complete some of the vote changes.

VOTE CORRECTION

The SPEAKER. The gentleman from Lehigh, Mr. McHale, is recognized. For what purpose does the gentleman rise?

Mr. McHALE. To change a vote, Mr. Speaker.

The SPEAKER. You are in order and may proceed, without objection.

Mr. McHALE. Thank you, Mr. Speaker.

On HR 86 I was incorrectly recorded in the affirmative. I wish to be recorded in the negative.

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

ANNOUNCEMENT BY MR. GANNON

The SPEAKER. The Chair recognizes, without objection, for a statement under unanimous consent of the House the gentleman from Delaware, Representative Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

As many and probably most of the members of the Assembly are aware, the Department of Defense in Washington has made several cuts to the defense budget, and among those cuts were cuts to the V-22 osprey helicopter program, which is manufactured at the Boeing Helicopter plant in Delaware County, Pennsylvania.

Mr. Speaker, I was asked to introduce a resolution asking the Congress to restore the funding to the V-22 osprey program, and I am going to do that. I had not anticipated the shortened schedule this week, but if any other members would care to join me in sponsoring that resolution, if they would let me know, I would be glad to put their names on it.

The SPEAKER. The gentleman has made an announcement about cosponsorship of a resolution.

LABOR RELATIONS COMMITTEE MEETING

The SPEAKER. The gentleman, Mr. Cohen, from Philadelphia is recognized for the purpose of the announcement regarding a committee meeting. The gentleman is in order.

Mr. COHEN. Thank you, Mr. Speaker.

I would like to call a meeting of the House Labor Relations Committee immediately upon adjournment today in the rear of the hall of the House.

The SPEAKER. The gentleman has called a Labor Committee meeting at the rear of the House upon the adjournment or the recess.

We will hold the desk open to receive reports of committees for a very short period of time.

Representative George has likewise called a meeting of Conservation in the rear of the House.

JUDICIARY COMMITTEE MEETING

The SPEAKER. The gentleman from Berks, Mr. Caltagirone, seeks recognition for the purpose of an announcement, and he is in order.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

The House Judiciary Committee meeting that was scheduled for Monday at the call of the recess or adjournment has been canceled. However, that meeting has been rescheduled for Wednesday at 1 p.m.; next Wednesday at 1 p.m. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. For the information of members of the House—and this is important—the adjournment motion today will ask that this House be adjourned until Monday, May 22, 1989. The House will not be in session next week. The Senate will not be in session next week; the House is following suit and will not be in session next week. The adjournment motion, when it is taken today, will call for adjournment of the House until Monday, May 22.

BILL REPORTED AND REREFERRED TO COMMITTEE ON TRANSPORTATION

HB 77, PN 84

By Rep. COWELL

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for reimbursement of school districts for the costs of conversion to natural gas.

EDUCATION.

BILL REPORTED AND REREFERRED TO COMMITTEE ON APPROPRIATIONS

HB 1086, PN 1634 (Amended)

By Rep. COWELL

An Act establishing the Pennsylvania College of Technology as an affiliate of The Pennsylvania State University; granting to the Pennsylvania College of Technology the benefits and obligations of the status of The Pennsylvania State University as a State-related university and an instrumentality of the Commonwealth; providing for the powers, duties, rights and obligations of the college; and providing for the college to assume the functions of The Williamsport Area Community College.

EDUCATION.

The SPEAKER. Is there more business to come before the House from the majority party? From the minority party? The indication is in the negative in each case.

Any further announcements, vote corrections?

RECESS

The SPEAKER. This Chair will stand in recess for a few minutes and be recalled to take the adjournment motion. The adjournment motion will be made by the gentleman from Juniata County, Representative Clark, and the adjournment motion will be until May 22, 1989, at 1 p.m.

This House stands in short recess.

AFTER RECESS

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

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

HB 516, PN 578 By Rep. GEORGE
An Act providing for permits for certain landfills.
CONSERVATION.

JOURNALS APPROVED

The following Journals were approved as printed:

Wednesday, April 12, 1989; and
Monday, April 17, 1989.

ADJOURNMENT

The SPEAKER. There is an indication that there is no further business to come before the House, and the Chair recognizes Representative Clark from Juniata County for the purpose of a motion. The gentleman is recognized.

Mr. D. F. CLARK. Mr. Speaker, I move that this House do now adjourn until Monday, May 22, 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 2:15 p.m., e.d.t., the House adjourned.