

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 14, 1989

SESSION OF 1989

173D OF THE GENERAL ASSEMBLY

No. 68

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (JAMES J. MANDERINO) IN THE CHAIR

##### PRAYER

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

Let us pray:

Gracious God our Father, our way, our truth, and our life, we pray for truth that sets men free; for life that we might have it more abundantly and that we may ever walk faithfully and patiently in the way that You have established.

Teach us to live honorably and peacefully among the brethren, ever knowing that the strong must always bear the infirmities of the weak. Cause us to be kind in our criticism of others and quick to pardon their offenses.

Be with us as we grapple with the problems and difficulties of governing Your people. Show us how to enact laws that will advance their cause and promote their interests.

In Your dear name we pray. Amen.

##### PLEDGE OF ALLEGIANCE

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

##### JOURNAL APPROVAL POSTPONED

The SPEAKER. *Without objection, we will postpone until printed the approval of the Journal dated Monday, November 13, 1989. The Chair hears no objection.*

##### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2060** By Representatives MORRIS, HAYES, COY, BARLEY, NOYE, DeWEESE, BRANDT, RUDY, MELIO, BROUJOS, HALUSKA, HERSHEY, JOHNSON, SEMMEL, CALTAGIRONE, STABACK, TRELLO, PISTELLA, SCHEETZ, WASS, STISH, HERMAN, PESCI, E. Z. TAYLOR, JAROLIN, DORR, TANGRETTI, RYBAK, GODSHALL, DALEY and BUNT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for permit for operation of chemical and fertilizer vehicles.

Referred to Committee on TRANSPORTATION, November 14, 1989.

**No. 2061** By Representatives FLEAGLE, BRANDT, STABACK, FAIRCHILD, WOGAN, KENNEY, GODSHALL, SCHULER, NOYE, HASAY, BIRMELIN, DEMPSEY, MAIALE, HOWLETT, DISTLER, BARLEY, FARGO, JACKSON, WILSON, MARSICO, NAHILL, TIGUE, HESS, MAINE, MERRY, D. W. SNYDER, LEH, COLAIZZO and CIVERA

An Act authorizing the attachment of wages.

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

**No. 2062** By Representatives HERSHEY, MORRIS, BUNT, STABACK, FARGO, COY, MELIO, SEMMEL, JAROLIN, D. F. CLARK, PITTS, DEMPSEY, WOGAN, NAILOR, E. Z. TAYLOR, TIGUE, FAIRCHILD, TRELLO, BARLEY, JOHNSON, VROON, J. TAYLOR, FLICK and NOYE

An Act amending the act of July 9, 1976 (P. L. 817, No. 143), known as the "Mental Health Procedures Act," further providing for the standing of district attorneys in proceedings under the act.

Referred to Committee on JUDICIARY, November 14, 1989.

**No. 2063** By Representatives HERSHEY, VROON, PESCI, NOYE, FARGO, TRELLO, BILLOW, MERRY, BELARDI, BARLEY, DeLUCA, LINTON, BATTISTO, SAURMAN, BUNT, E. Z. TAYLOR, MELIO, JOHNSON, CIVERA, WOGAN, MORRIS, GEIST, OLASZ, FLEAGLE and FLICK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing possessory lien for towing and storage of vehicles.

Referred to Committee on TRANSPORTATION, November 14, 1989.

**No. 2064** By Representatives HERSHEY, PESCI, NOYE, FARGO, TRELLO, BILLOW, MERRY, BARLEY, DeLUCA, LINTON, BATTISTO, SAURMAN, BUNT, E. Z. TAYLOR, MELIO, JOHNSON, CIVERA, WOGAN, MORRIS, GEIST, OLASZ and FLICK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for length and weight exemptions.

Referred to Committee on TRANSPORTATION, November 14, 1989.

**No. 2065** By Representatives HERSHEY, PESCI, FARGO, TRELLO, BILLOW, BARLEY, LINTON, SAURMAN, BUNT, STABACK, E. Z. TAYLOR, MELIO, JOHNSON, CIVERA, MORRIS, GEIST and OLASZ

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, adding provisions relating to tow trucks; and making editorial changes.

Referred to Committee on TRANSPORTATION, November 14, 1989.

**No. 2066** By Representative STABACK

An Act authorizing the Department of General Services, with the approval of the Governor, to sell and convey a tract of land and a right-of-way situate in Canaan Township, Wayne County, Pennsylvania.

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

**No. 2067** By Representatives TRELLO, ITKIN, FEE, KUKOVICH, DeWEESE, NOYE, PISTELLA, DeLUCA, McVERRY, VAN HORNE, LUCYK, GIGLIOTTI, PRESTON, BOYES, HERMAN, RICHARDSON, JAROLIN, KOSINSKI, McCALL, PESCI, MORRIS, MELIO, STEIGHNER, MAIALE, HOWLETT, OLASZ, VEON, BILLOW and TANGRETTI

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," authorizing the State Treasurer and the Secretary of Revenue to promulgate regulations concerning the method of payment of obligations due the Commonwealth.

Referred to Committee on FINANCE, November 14, 1989.

**No. 2068** By Representatives HERMAN, MICHLOVIC, MELIO, GRUPPO, BARLEY and BUNT

An Act providing for the licensing of massage therapists; establishing a board to determine standards and qualifications; providing standards for licenses; and fixing fees and penalties.

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

**No. 2069** By Representatives ROBINSON, D. R. WRIGHT, GIGLIOTTI, ACOSTA, JAMES, KOSINSKI, ARGALL, LAUGHLIN, CARN, PESCI, DALEY, LEVDANSKY, VEON, RICHARDSON, WILLIAMS and TRICH

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," providing for academic course credit for certain community service.

Referred to Committee on EDUCATION, November 14, 1989.

**No. 2070** By Representatives HARPER, DeWEESE, KUKOVICH, COHEN, GIGLIOTTI, FAIRCHILD, ACOSTA, JAMES, VAN HORNE, KOSINSKI, JOSEPHS, LAUGHLIN, PESCI, RYBAK, ROEBUCK, J. L. WRIGHT, WAMBACH, MAINE, CARN, WILLIAMS, TRICH, MERRY, JOHNSON and RICHARDSON

An Act amending the act of May 28, 1937 (P. L. 955, No. 265), known as the "Housing Authorities Law," further providing for contracts.

Referred to Committee on URBAN AFFAIRS, November 14, 1989.

**No. 2071** By Representatives HARPER, NAHILL, HAYES, MRKONIC, KOSINSKI, COHEN, McNALLY, JOHNSON, BILLOW, COLAIZZO, BISHOP, GIGLIOTTI, OLASZ, HALUSKA, JOSEPHS, CARN, COLAFELLA, LAUGHLIN, MORRIS, PISTELLA, LINTON, HUGHES, JAMES, JAROLIN, TRELLO and SERAFINI

An Act making an appropriation to the Department of Community Affairs for non-mine land subsidence damages.

Referred to Committee on URBAN AFFAIRS, November 14, 1989.

**No. 2072** By Representatives G. SNYDER, FARGO, NOYE, ALLEN, D. F. CLARK, BRANDT, TIGUE, GLADECK, NAILOR, BARLEY, FARMER, RITTER, McVERRY, ADOLPH, NAHILL, DIETTERICK, SCHULER, KASUNIC, FAIRCHILD, SCHEETZ, ARGALL, MORRIS, SEMMEL, MAIALE, HOWLETT, DeLUCA, GODSHALL, RAYMOND, SAURMAN, BUNT, PHILLIPS, STABACK, E. Z. TAYLOR, JOHNSON, DORR, FOSTER, B. SMITH, GEIST, BILLOW, LASHINGER, TRELLO, HASAY, KENNEY, D. W. SNYDER, COHEN and MICHLOVIC

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for the Department of Revenue to make binding decisions in writing regarding the taxable status of items for sales tax purposes.

Referred to Committee on FINANCE, November 14, 1989.

**No. 2073** By Representatives G. SNYDER, LASHINGER, RYBAK, KOSINSKI, BRANDT, E. Z. TAYLOR, MORRIS, COWELL, HECKLER, MAYERNIK, BARLEY, NOYE, JAMES, CAPPABIANCA, ANGSTADT, GEIST, GLADECK, HERMAN, WASS, LAUGHLIN, D. W. SNYDER, DeLUCA, FARMER, FOX, HESS, DORR, HASAY, D. F. CLARK, DEMPSEY, MAINE, SCHULER, BURD, B. SMITH, FOSTER, DIETTERICK, JOHNSON and S. H. SMITH

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for a special discount rate; and changing the filing requirements for quarterly and monthly returns.

Referred to Committee on FINANCE, November 14, 1989.

**No. 2074** By Representatives BISHOP, RICHARDSON, MORRIS, THOMAS, NOYE, MAIALE, HOWLETT, KOSINSKI, HALUSKA, FOX, TANGRETTI, PESCI, TIGUE, RYBAK, JAMES, PRESTON, HARPER, OLIVER and RIEGER

An Act amending the act of July 9, 1976 (P. L. 817, No. 143), known as the "Mental Health Procedures Act," adding definitions; further providing for involuntary examination and treatment; establishing a review board; providing for a commitment review officer; and conferring powers and duties on the Office of Mental Health.

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

### SENATE RESOLUTIONS FOR CONCURRENCE

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

**SR 94, PN 1473**

Referred to Committee on RULES, November 14, 1989.

**SR 97, PN 1664**

Referred to Committee on RULES, November 14, 1989.

### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, Robert O'Donnell from Philadelphia.

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

HB 77;

HB 214;

HB 305;

HB 1781;  
HB 1893;  
HB 1956;  
HB 2002;  
HB 2015; and  
HB 2018.

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

### SENATE MESSAGE

#### ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate  
November 13, 1989

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Tuesday, November 28, 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 Tuesday, November 28, 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.

### SENATE MESSAGE

#### SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HB 53, PN 2107**, and has appointed Senators RHOADES, SALVATORE and FATTAH a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

### LEAVES OF ABSENCE

The SPEAKER. Are there any leaves of absence to be requested from the majority party? The indication is in the negative.

Are there leaves of absence from the minority party? The Chair recognizes the gentleman, Mr. Hayes, the minority whip, for the purpose of leaves.

Mr. HAYES. Thank you, Mr. Speaker.

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

The SPEAKER. Without objection, the leaves requested will be granted. The Chair hears no objection.

### CALENDAR

#### BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 619**, **PN 687**, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," authorizing boroughs to enter into contracts with the Commonwealth for police protection.

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 619 be recommitted to the Local Government Committee.

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

\* \* \*

The House proceeded to second consideration of **HB 620**, **PN 688**, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," authorizing townships to enter into contracts with the Commonwealth for police protection.

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 620 be recommitted to the Local Government Committee.

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

\* \* \*

The House proceeded to second consideration of **HB 621**, **PN 689**, entitled:

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," authorizing townships to enter into contracts with the Commonwealth for police protection.

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 621 be recommitted to the Local Government Committee.

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

\* \* \*

The House proceeded to second consideration of **HB 447**, **PN 489**, entitled:

An Act amending the act of March 7, 1901 (P. L. 20, No. 14), referred to as the "Second Class City Law," restricting certain persons from bidding on contracts.

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 447 be recommitted to the Urban Affairs Committee.

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

\* \* \*

The House proceeded to second consideration of **HB 448**, **PN 490**, entitled:

An Act amending the act of June 25, 1919 (P. L. 581, No. 274), referred to as the "First Class City Government Law," restricting certain persons from bidding on contracts.

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 448 be recommitted to the Urban Affairs Committee.

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

\* \* \*

The House proceeded to second consideration of **HB 449**, **PN 491**, entitled:

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," restricting persons from bidding on contracts.

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 449 be  
recommitted to the Urban Affairs Committee.

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

\* \* \*

The House proceeded to second consideration of **HB 450, PN 492**, entitled:

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), known as the "Second Class County Code," restricting certain persons from bidding on contracts.

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 450 be  
recommitted to the Urban Affairs Committee.

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

**MASTER ROLL CALL**

The SPEAKER. The Speaker will take the master roll call. Members are to indicate their presence in the hall of the House by voting "yea" on the master roll call. Members will proceed to vote.

The following roll call was recorded:

**PRESENT—201**

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

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

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LEAVES CANCELED—1

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**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 246, PN 2688**, entitled:

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, requiring nonprofit corporations to supply information as to affiliation, activities and tax status to the Commonwealth; providing for powers and duties of the Department of State and the Department of Revenue; and providing for penalties.

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

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

The question is, shall the bill pass finally?

On final passage of the bill, the gentleman from Erie County, Mr. Cappabianca, is recognized.

Mr. CAPPABIANCA. Thank you, Mr. Speaker.

It goes without saying that I would appreciate overwhelming support for HB 246. But, very briefly, this is the result of some 3 years of public hearings that a select committee had on the issue of nonprofits, unfair competition, and how it affects the for-profit community within the Commonwealth of Pennsylvania.

In my opinion, all this bill does is add a little parity to the situation. All for-profit businesses in Pennsylvania file with the Pennsylvania Department of Revenue, just as they do with the Internal Revenue Service of the Federal Government. What this piece of legislation, if it should ever be enacted, would do is simply say that nonprofits for the first time in Pennsylvania will file annual reports with our Department of Revenue, and that is all it does. It is not a taxing mechanism, Mr. Speaker. It is a mechanism to acquire data, data which the future General Assemblies may use to make determinations, if in fact there may be some undue competition between the nonprofit world and the for-profit world.

So on that basis alone, Mr. Speaker, in the interest of fairness, the interest of parity, I would ask for overwhelming support of this piece of legislation.

Mr. Speaker, it has been brought to my attention just now that the explanation, which says "This bill would require all non-profit organizations to submit a report to the IRS," is wrong. It means that you will submit reports to the Pennsylvania Department of Revenue, because it goes without saying that nonprofits are already reporting to the IRS with what are known as their 990 forms. They would basically be sending those 990 forms to the Pennsylvania Department of Revenue also. Thank you.

The SPEAKER. The gentleman, Mr. Ryan, the minority leader, is recognized on final passage of HB 246.

Mr. RYAN. Mr. Speaker, I would not want my remarks misinterpreted, but the gentleman, Mr. Cappabianca, has for these 3 or more years had something "in for" the nonprofits. We have watched legislation introduced by the gentleman, amendments introduced by the gentleman, all out to further regulate the nonprofits. This is, if I may, the latest attempt to further annoy and regulate nonprofit corporations.

Mr. Speaker, what the gentleman is attempting to do is further regulate with a paper trail the nonprofits of this State that are engaged in any profit-making sidelines, I suppose you could call it. This that I have in my hand is the Federal return that must be filed which this gentleman would have filed now at the Department of Revenue.

I am told—and I would be pleased to hear from the gentleman on this—I am told that the Department of Revenue wants nothing to do with this particular piece of legislation; that they do not care to be the repository or depository, as the case may be, of further paperwork that really is of no moment to them. They are not collecting taxes. It is something for future generations of revenueurs and legislators to lift up, file, and throw away as useless or worthless data.

The gentleman has had 3 years of investigations into the nonprofits, has disturbed them time and time again with the threatened legislation that has been brought to this floor. I suspect if you or any of you care to know whether this is a good bill in the minds of your constituent, your nonprofit constituent, you will find that they would ask you to vote a hearty "no" as I am also asking you to do to this proposed legislation. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes on final passage the gentleman from Schuylkill County, Representative Lucyk.

Mr. LUCYK. Mr. Speaker, a question for the prime sponsor, please.

Mr. Speaker, does this include volunteer organizations - firemen, ambulance squads, et cetera? I looked through the definitions in the bill, and this was not really spelled out.

Mr. CAPPABIANCA. It would include, Mr. Speaker, anyone who is incorporated in Pennsylvania as a nonprofit organization.

Mr. LUCYK. All right. Then your answer to me is it includes your senior citizen groups, your fire companies, your rescue squads. Organizations which are incorporated would have to file this report.

Mr. CAPPABIANCA. No. Mr. Speaker, in essence you are correct. However, since we are piggybacking on IRS those nonprofits which have gross revenues of less than \$25,000 and therefore do not report to the IRS, they therefore would not have to report to the Pennsylvania Department of Revenue. They would be exempt.

But your initial question was, whom does it pertain to? It pertains to all nonprofits in Pennsylvania that are incorporated with our Department of State.

Mr. LUCYK. Thank you, Mr. Speaker. I have no further questions.

The SPEAKER. The Chair recognizes, from Bucks County, Representative Wright on final passage of the bill.

Mr. J. L. WRIGHT. Thank you, Mr. Speaker.

I hope that each one of us in the chamber today is paying close attention to this piece of legislation. I strongly suspect that many of us here sit on a board of directors of a nonprofit. If we do not, somebody in our family or somebody close to us in the neighborhood does.

You do know that we are fighting a budgetary crisis each year in the nonprofits regarding the percentage of the money that we raise, the percentage of money that we spend for administrative costs, for accounting, for auditing, and it bothers us because it is that kind of money that we cannot spend in providing a service on the charitable level or to the needy.

I strongly suggest that you consider, when voting on this bill, that it is going to affect an organization you belong to or an organization you are representing here in the House. Thank you.

The SPEAKER. On final passage of the bill, from Mercer County, Representative Fargo is recognized.

Mr. FARGO. Thank you, Mr. Speaker.

Could I ask a couple questions of the maker of the bill?

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

Mr. FARGO. There is a requirement in this bill that 1 percent of the annual filings under this bill be audited by the Department of Revenue. Has there been a fiscal note on this particular requirement?

Mr. CAPPABIANCA. I did not hear the question.

Mr. FARGO. Has there been a fiscal note prepared on this particular requirement that we audit 1 percent of all the non-profit corporations that file?

Mr. CAPPABIANCA. There is a fiscal note attached. Now, specifically for that provision, I am assuming that the fiscal note does cover that provision also. The breakdown on our analysis, if you want me to read it to you—

Mr. FARGO. I would appreciate that.

Mr. CAPPABIANCA. —the breakdown, the estimated administrative cost for the Department of State to keep the records is \$283,000. That is the first time. Then an annual cost from the second year to the fifth year—by the way, there is a 5-year sunset provision in this particular piece of legislation, sunset review—there will be an estimated \$2,000 per year to maintain and notify the nonprofits as well as any new non-profit that comes on board. Then with our Department of Revenue, the first-year cost for the Department of Revenue is estimated to be \$790,000 for 6 months. The second-year costs are estimated at \$1 1/2 million. The reason for this, I understand this would include 25 new positions to handle 100,000 new returns, and it would also include five auditors to audit the required—the question you asked—five auditors, five new auditors to audit the required 1 percent of the returns.

Mr. FARGO. Apparently, from that figure they are estimating that they are going to receive 100,000 reports under this nonprofit requirement.

Mr. CAPPABIANCA. My understanding is that is just to handle 100,000 new returns, which would be the nonprofits. Yes.

Mr. FARGO. That means then if 1 percent of those have to be audited, we are going to be maintaining 10,000 additional audits for Pennsylvania under the Department of Revenue.

Mr. CAPPABIANCA. Possibly.

You must understand, Mr. Speaker—

Mr. FARGO. One thousand? Thank you.

I am told that that is 1,000 rather than 10,000 at 1 percent.

So we are asking the Department of Revenue to audit 1,000 nonprofit organizations under this legislation.

It is my recollection when we used to prepare returns on the 990's, that a Kiwanis organization, a Rotary organization, and so forth, if they received in excess of \$25,000, had to file an individual return although they were members of the International Kiwanis or whatever it may be. Do you know if this will cover those people or those organizations now?

Mr. CAPPABIANCA. It is my understanding that any national organization that files a report with the IRS, it would only require the national organization to file, not the auxiliary organizations.

Mr. FARGO. But under present regulations, if any individual Kiwanis Club, for instance, receives in excess of \$25,000, then they are required to file a 990 even though they are a member of the total organization.

Mr. CAPPABIANCA. That is my understanding with the IRS. Yes.

Mr. FARGO. This requires that if a parent company is audited, then all the individual organizations under that

parent company will also be audited in that particular year. Is that a fair reading of the law?

Mr. CAPPABIANCA. Mr. Speaker, it is my understanding again that the legislation proposed here would only require organizations that are nationally affiliated and that are reporting only to have the national affiliation report.

Mr. FARGO. Well, thank you, Mr. Speaker.

Could I make a statement?

The SPEAKER. The gentleman is in order with a statement on final passage.

Mr. FARGO. Thank you, Mr. Speaker.

The answer that I got, as far as national organizations are concerned, would make me believe that we are even asking that Kiwanis International would have to be audited, and I am not even sure that that would be a possibility. I do not know whether we and the Department of Revenue could go and audit Kiwanis International because we happen to have some Kiwanises in Pennsylvania that file these returns.

But be that as it may, I want everyone here to understand that we are going to now be having the Department of Revenue auditing at least 1,000 nonprofit organizations in Pennsylvania. We are asking them to— Regardless, these nonprofit organizations, the vast majority of them, are not the kinds of organizations that Mr. Cappabianca is concerned about. They are not the hospitals. They are not the people who have a lot of other businesses within their organizations. But still on a random selection we are going to be auditing those people, and I just cannot imagine from my experience with this kind of an organization that this is a fair procedure and certainly not one that your neighbors—and remember, you are going to be members of these organizations also, if you look into the organizations that you do participate in—the problems that we are going to be causing these organizations.

I think we have to look at this bill very carefully as to what it is going to do to the nonprofits in Pennsylvania. In my estimation, this is overkill, and we had better be careful with what we are doing and how it is going to affect us in the future.

I would suggest that we either table this bill or that we look at it very carefully, and I would propose a negative vote. Thank you.

The SPEAKER. The question is on final passage. The gentleman from Erie, Mr. Cappabianca, is recognized on final passage.

Mr. CAPPABIANCA. Thank you.

I would remind the House that this legislation is a compromise that was worked out by the select committee, all parties concerned. I will point out to you also that the Department of Revenue presently has the authority and the power to audit 260-odd thousand for-profit businesses in Pennsylvania if they wanted to.

All we are trying to look for here is some parity. If we are going to have a deterrent of any kind, if we are going to have to wait until we have a national scandal before we audit nonprofits, then you could probably say you are going to vote

against this type of legislation. But if we want to keep everything on the up-and-up, then we ought to tell nonprofits that are legitimately operating the way they should be that they have nothing to fear. Basically, all they have to do is send a copy of their 990 that they are presently sending to the IRS, send those same forms and applications to our Department of Revenue. All this other smoke screen as to what it is going to cost us to perform this operation, that is nothing but a smoke screen. If you want parity, if you want fairness in Pennsylvania, then we can be the first State to put nonprofits on the same level with for-profits.

The SPEAKER. Will the members suspend in their debate for just a few moments. We have some distinguished guests with us today who have other appointments.

**WELCOME**

The SPEAKER. The Speaker is happy to welcome to the hall of the House this morning Ms. Dorothy Hileman, who is Ms. Senior Pennsylvania. She is accompanied by the 1987 Ms. Senior America, Mabel Hoffman. They are each to the left of the Speaker. They are the guests of Representative Chris McNally.

**CONSIDERATION OF HB 246 CONTINUED**

The SPEAKER. On final passage of the bill, Representative Ryan is recognized.

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, we have here a bill that is going to cost the people of the Commonwealth, according to the fiscal note, about \$2 million to enforce, give or take a couple hundred thousand. What we did not look into as we went through this debate is the cost to these various organizations, the cost of filing the returns, and then going through an audit, the cost to them of an audit. If it is going to cost the Department of Revenue \$1 1/2 million to conduct audits, those thousand charitable organizations are going to have at least that much money to spend in connection with the same audits.

I think there are any number of consuming reasons why we should kill this bill, and I would urge that we do just that.

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—52**

- |             |           |            |               |
|-------------|-----------|------------|---------------|
| Acosta      | Kosinski  | Pievsky    | Stish         |
| Belardi     | Lescovitz | Pistella   | Tangretti     |
| Boyes       | Letterman | Pressmann  | Taylor, F.    |
| Caltagirone | Levdansky | Richardson | Tigue         |
| Cappabianca | Linton    | Ritter     | Trello        |
| DeLuca      | McHale    | Robinson   | Veon          |
| DeWeese     | Maiiale   | Rybak      | Wambach       |
| Daley       | Maine     | Saloom     | Wozniak       |
| Freeman     | Melio     | Schuler    | Wright, D. R. |
| Gigliotti   | Michlovic | Serimenti  | Yandrisevits  |
| Haluska     | Moehlmann | Serafini   |               |
| Howlett     | Olasz     | Staback    | Manderino,    |
| Jarolin     | Pesci     | Steighner  | Speaker       |
| Kasunic     | Petrone   |            |               |

**NAYS—142**

- |              |            |            |               |
|--------------|------------|------------|---------------|
| Adolph       | Coy        | Jackson    | Petrarca      |
| Allen        | Davies     | Jadlowiec  | Phillips      |
| Angstadt     | Dempsey    | James      | Piccola       |
| Argall       | Dietterick | Johnson    | Pitts         |
| Barley       | Distler    | Josephs    | Raymond       |
| Battisto     | Dombrowski | Kaiser     | Reber         |
| Belfanti     | Donatucci  | Kenney     | Reinard       |
| Billow       | Dorr       | Kondrich   | Rieger        |
| Birmelin     | Durham     | Kukovich   | Robbins       |
| Bishop       | Evans      | LaGrotta   | Roebuck       |
| Black        | Fairchild  | Langtry    | Rudy          |
| Blaum        | Fargo      | Lashingier | Ryan          |
| Bortner      | Farmer     | Laughlin   | Saurman       |
| Bowley       | Fee        | Lee        | Scheetz       |
| Brandt       | Fleagle    | Leh        | Semmel        |
| Broujos      | Flick      | Lloyd      | Smith, B.     |
| Bunt         | Foster     | Lucyk      | Smith, S. H.  |
| Burd         | Fox        | McCall     | Snyder, D. W. |
| Burns        | Gamble     | McVerry    | Snyder, G.    |
| Bush         | Gannon     | Markosek   | Stairs        |
| Carlson      | Geist      | Marsico    | Strittmatter  |
| Carn         | George     | Mayernik   | Stuban        |
| Cawley       | Godshall   | Merry      | Taylor, E. Z. |
| Cessar       | Gruitza    | Micozzie   | Taylor, J.    |
| Chadwick     | Gruppo     | Miller     | Telek         |
| Civera       | Hagarty    | Morris     | Thomas        |
| Clark, B. D. | Harper     | Mowery     | Trich         |
| Clark, D. F. | Hasay      | Mrkonic    | Vroom         |
| Clark, J. H. | Hayden     | Murphy     | Wass          |
| Clymer       | Hayes      | Nahill     | Weston        |
| Colaifella   | Heckler    | Nailor     | Williams      |
| Colaizzo     | Herman     | Noye       | Wilson        |
| Cole         | Hershey    | O'Brien    | Wogan         |
| Cornell      | Hess       | Oliver     | Wright, J. L. |
| Corrigan     | Hughes     | Perzel     | Wright, R. C. |
| Cowell       | Itkin      |            |               |

**NOT VOTING—7**

- |        |         |           |           |
|--------|---------|-----------|-----------|
| Cohen  | Gladeck | O'Donnell | Van Horne |
| Gallen | McNally | Preston   |           |

**EXCUSED—2**

- |         |        |
|---------|--------|
| Dininni | Freind |
|---------|--------|

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. The Speaker is happy on behalf of the House to welcome to the hall of the House several visitors who are the guests of Representative Jean Wilson. The Chair welcomes Mr. and Mrs. James Hanak and Mr. and Mrs. Curyto from Bucks County. They are here today to the left of the Speaker.

**ASTRONAUT JAMES IRWIN PRESENTED**

The SPEAKER. These individuals are accompanying a special guest of the House today. As an exception to the Monday-only rule, we have with us today the eighth astronaut on the moon, Col. James Irwin, Apollo 15 astronaut. He is here as a special guest of Representative Ron Gamble and Representative Dennis Leh, and Representative Dennis Leh I invite to the podium to introduce astronaut Col. James Irwin.



Mr. LEH. Thank you, Mr. Speaker.

There is no sense in my saying anything. I give you Jim Irwin, eighth man to walk on the moon.

COLONEL IRWIN. Thank you, Mr. Speaker.

What an honor it is for me to stand here in the Pennsylvania House of Representatives and to be so honored. I thank all of you for giving me this opportunity.

I thank you that I was able to be in your city for the Prayer Breakfast this morning. In preparation for that, I was reviewing my life and reminded that life began for me in Pittsburgh, Pennsylvania, in the Magee Hospital. I was also reminded that my first ride in an airplane was at Allegheny County Airport, and when I came back from that flight, I knew that I wanted to be a pilot. Then just yesterday I was speaking at the Naval Air Development Center in Warminster and reminded that there I also had a lot of training that would prepare me for a higher flight.

This morning at the Prayer Breakfast I was able to show the flag of Pennsylvania that we carried, flew to the moon on the flight of Apollo 15, and I am looking forward to presenting it to Governor Casey at 1:30 this afternoon. I am sorry it has taken so long to perform this presentation, but I have been looking for the right occasion, and fortunately, the Prayer Breakfast this morning, the visit back to my home State, and the visit here to the Capitol provided that opportunity.

You see the patch or insignia for the flight of Apollo 15. My colleagues on the flight were Al Worden and Dave Scott. Then the photograph I think all of you would recognize. It is regarded as the best picture ever taken on the moon, and I am glad that I happened to be in it. Dave Scott was my photographer, and I am glad that I took him along as my photographer. But it was a proud moment in my life to be able to place our flag on the moon and salute it. I felt so proud I thought that I should sing the "The Star-Spangled Banner," but my singing voice is not that good, so I did not try that. But I was also reminded that I had come a long way from the Allegheny Mountains of Pennsylvania to the Apennine Mountains of the moon.

You see our little home on the moon. We called it the Falcon, because we were the first all-Air Force crew to fly together in space, and part of the Falcon is still there. The gold part is there; the silver part has gone because that was our transportation back into space.

There is the little automobile that we took, man's first car on the moon, and we just barely broke it in, just put about 20 miles on it and left it up there on the used-car lot, the highest used-car lot in the world. And I recommend it for your use. I hope you will not tax it. But it sits there and it is ready for any of you, and if you do not go, perhaps your children or your grandchildren will be able to go to the moon someday and you can tell them that Jim Irwin and Dave Scott left a little car there. So it sits there. It is ready for you.

You can see our boot prints in the dust of the moon. Scientists say they will be there for a million years. So it makes you feel very special to leave your boot print on another world.

In the background is a mountain 13,000 feet high, and on the slope of that mountain is where we found a strange white rock that the press labeled the "genesis" rock, because they thought it would be the oldest rock that we would find. But just after we found the white rock, I looked over my shoulder and there sat a beautiful green rock. We brought that back, too. It turns out the green rock is older than the white rock. In fact, is that not significant that an Irishman born on St. Patrick's Day in Magee Hospital would find a green rock on the moon?

But I will be presenting this to Governor Casey this afternoon. I did bring a copy of that photograph, that same photograph, to present to the Speaker for the House of Representatives in my home State of Pennsylvania. Thank you for this honor.

The SPEAKER. It is a beautiful memento that I accept on behalf of the House and will find an appropriate place, probably in our new Visitors Center, to display the same.

### ANNOUNCEMENTS BY SPEAKER

The SPEAKER. The Speaker is happy to welcome back to the hall of the House Representative Bob Belfanti, who underwent surgery on November 6 at the Holy Spirit Hospital. Welcome back, Robert.

With some sadness, of course, the Chair must announce that we lost a devoted, talented, and loyal staff person. The executive director of the Insurance Committee, Bernard Kirschner, passed away last evening. Funeral arrangements will be announced through the Chief Clerk's Office.

### WELCOMES

The SPEAKER. The Speaker has a number of guests that members are asking be introduced.

There is a tour - a group of students from the Lehigh County area who are the guests of Representative Karen Ritter. This group is observing from the gallery, and the Speaker at this time welcomes them. They are students from Cedar Crest College under the direction of Professor Stinner, in the business class. Will they please rise.

The Speaker is happy to welcome to the hall of the House a number of campus coordinators from the State System of Higher Education, who assist the LORL (Legislative Office for Research Liaison) office in locating sources and contacts on legislative inquiries. They are a number of individuals whom we are grateful to. They are from all of the State colleges and universities in the State System. They are in the balcony, and the House and the Speaker welcome the group.

The Speaker welcomes Josie Cunningham, Tom Harris, and Rita Sistak, who are civics teachers from Indiana Junior High School. They are to the left of the Speaker, and they are guests of Representative Paul Wass. Will they please stand.

**BILLS ON THIRD  
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **HB 1895, PN 2428**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," reestablishing the Office of Consumer Advocate; and making a repeal.

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

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

The question is, shall the bill pass finally?

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

**YEAS—200**

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

**NAYS—0  
NOT VOTING—1**

Robbins

**EXCUSED—2**

Dininni Freind

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.

**APPROPRIATIONS COMMITTEE MEETING**

The **SPEAKER**. The Chair recognizes, from Philadelphia, Representative Pievsky. For what purpose does the gentleman rise?

Mr. **PIEVSKY**. Thank you, Mr. Speaker.

Mr. Speaker, at the call of the recess, there will be a brief meeting of the Appropriations Committee at the rear of the chamber.

The **SPEAKER**. The chairman of the Appropriations Committee, Representative Pievsky, announces a meeting of that committee at the call of the lunch recess in the rear of the House - a meeting of the Appropriations Committee.

**REPUBLICAN CAUCUS**

The **SPEAKER**. Are there caucus announcements?

Representative Noye from Perry County has an announcement of caucus for the Republican Party. The caucus chairman of the Republican Party, Representative Noye.

Mr. **NOYE**. Thank you, Mr. Speaker.

Mr. Speaker, for the Republican members, we are going to have a brief caucus at 1 o'clock. There is a bill and a resolution that have particular interest to those of you who have interest in the coal regions of Pennsylvania. I would urge you to be in caucus; it will not be lengthy, but there are two bills that will be considered this week that we have not caucused on. I would ask you to be present.

The **SPEAKER**. Republicans will caucus at 1 p.m.; a brief caucus of the Republican Party at 1 p.m.

The Democrats have indicated there is not a necessity for a caucus.

**VOTE CORRECTION**

The **SPEAKER**. The gentleman from Montgomery County, Representative Gladeck, is recognized. For what purpose does the gentleman rise?

Mr. **GLADECK**. Mr. Speaker, on HB 246 my switch was locked, and I would like to be recorded in the negative. Thank you.

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

**RECESS**

The SPEAKER. We are about to declare a recess until 1:30 p.m.; a recess until 1:30 p.m. The Chair declares such a recess until 1:30 p.m.

**AFTER RECESS**

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

**SENATE MESSAGE****SENATE INSISTS ON AMENDMENTS  
NONCONCURRED IN BY HOUSE**

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HB 331, PN 2406**.

**MOTION INSISTING UPON NONCONCURRENCE  
IN SENATE AMENDMENTS**

Mr. O'DONNELL moved that the House insist upon its nonconcurrence in Senate amendments to **HB 331, PN 2406**, and that a committee of conference on the part of the House be appointed.

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

**APPOINTMENT OF  
COMMITTEE OF CONFERENCE**

The SPEAKER. The Chair appoints as a committee of conference on the part of the House on **HB 331, PN 2406**:

Messrs. GEORGE, BATTISTO and PHILLIPS.  
Ordered, That the clerk inform the Senate accordingly.

**BILLS REPORTED FROM COMMITTEES,  
CONSIDERED FIRST TIME, AND TABLED****HB 555, PN 617** By Rep. CALTAGIRONE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the arrest and detention of persons wanted in other counties.

**JUDICIARY.****HB 1058, PN 1206** By Rep. CALTAGIRONE

An Act amending Title 24 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the competency of witnesses.

**JUDICIARY.****HB 1106, PN 1254** By Rep. CALTAGIRONE

An Act amending the act of June 14, 1923 (P. L. 775, No. 306), entitled, "An act to provide for the physical welfare of all persons confined (whether such persons be tried or untried prisoners) in any penitentiary or county prison in this Commonwealth," further providing for the exercise of prisoners.

**JUDICIARY.****HB 1107, PN 1255** By Rep. CALTAGIRONE

An Act amending the act of August 13, 1963 (P. L. 774, No. 390), referred to as the "County Jail Prisoner Temporary Release Law," authorizing the collection of confinement costs in cases relating to prisoners confined only during weekends.

**JUDICIARY.****HB 1555, PN 1816** By Rep. CALTAGIRONE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for blood tests in relation to paternity disputes.

**JUDICIARY.****HB 1605, PN 2712 (Amended)**

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 instruction in Braille for certain students.

**EDUCATION.****HB 1633, PN 2714 (Amended)**

By Rep. CALTAGIRONE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for periodic review of support guidelines; providing for genetic tests in relation to paternity disputes; providing for mandatory attachment of income in orders of support; and providing for a periodic review of support orders.

**JUDICIARY.****HB 1959, PN 2536** By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting certain classes of persons from possessing a firearm, rifle or shotgun; and providing for relief from disability.

**JUDICIARY.****HB 1960, PN 2711 (Amended)**

By Rep. MRKONIC

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

**MILITARY AND VETERANS AFFAIRS.****HB 2011, PN 2715 (Amended)**

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the possession of a firearm or other dangerous weapon in a court facility.

**JUDICIARY.****HB 2057, PN 2702** By Rep. COWELL

An Act making a supplemental appropriation to the Department of Education for certain adult vocational education programs.

**EDUCATION.****SB 648, PN 691** By Rep. CALTAGIRONE

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," authorizing the

Department of Corrections to enter into contracts with the Federal Government for the housing of State prisoners in Federal correctional facilities.

JUDICIARY.

**BILL REPORTED AND REREFERRED TO COMMITTEE ON HEALTH AND WELFARE**

**HB 1864, PN 2390** By Rep. CALTAGIRONE

An Act providing for confidentiality of certain records; providing for the authorized sharing of certain information; providing for written consent prior to an HIV-related test; providing for civil immunity for certain licensed physicians; establishing a criminal penalty, creating a civil cause of action; and making a repeal.

JUDICIARY.

**BILLS REREPORTED FROM COMMITTEES**

**HB 240, PN 1525** By Rep. PIEVSKY

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

APPROPRIATIONS.

**HB 270, PN 302** By Rep. PIEVSKY

An Act amending the act of June 29, 1953 (P. L. 304, No. 66), known as the "Vital Statistics Law of 1953," further providing for the medical certification for death certificates and for referrals to coroners.

APPROPRIATIONS.

**HB 539, PN 931** By Rep. PIEVSKY

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

APPROPRIATIONS.

**HB 971, PN 2439** By Rep. PIEVSKY

An Act providing for the certification of real estate appraisers; specifying requirements for certification; providing for sanctions and penalties; and making an appropriation.

APPROPRIATIONS.

**HB 1104, PN 2629** By Rep. PIEVSKY

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," providing for benefits for drug abuse and dependency.

APPROPRIATIONS.

**HB 1810, PN 2713 (Amended)** 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," requiring instruction relating to the cause and prevention of alcohol, chemical and tobacco abuse; providing for in-service training programs; and requiring in-service training for teachers in the field of substance abuse.

EDUCATION.

**HB 1903, PN 2598** By Rep. PIEVSKY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for additional judges.

APPROPRIATIONS.

**HB 1997, PN 2608** By Rep. PIEVSKY

An Act amending the act of August 24, 1961 (P. L. 1135, No. 508), referred to as the "First Class A School District Earned Income Tax Act," further providing for powers and duties of treasurer and for interest and penalties.

APPROPRIATIONS.

**HB 2009, PN 2657** By Rep. PIEVSKY

An Act amending the act of November 18, 1968 (P. L. 1052, No. 322), known as the "Sewage Treatment Plant and Waterworks Operators' Certification Act," reestablishing the State Board for Certification of Sewage Treatment Plant and Waterworks Operators; and making editorial changes.

APPROPRIATIONS.

**BILLS ON SECOND CONSIDERATION**

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

**HB 240, PN 1525; HB 270, PN 302; HB 539, PN 931; HB 971, PN 2439; HB 1104, PN 2629; HB 1903, PN 2598; HB 1997, PN 2608; and HB 2009, PN 2657.**

**HB 246 RECONSIDERED**

The SPEAKER. The Chair has before it a reconsideration motion; in fact, two on the same bill. The reconsideration motions involve HB 246, which was defeated on the 14th day of November, and the motion is that the same be reconsidered.

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

The following roll call was recorded:

YEAS—200

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

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

NAYS—0

NOT VOTING—1

Harper

EXCUSED—2

Dininni Freind

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

On the question recurring,  
Shall the bill pass finally?

**BILL TABLED**

The SPEAKER. The author of the bill, Representative Cappabianca from Erie, is recognized.

Mr. CAPPABIANCA. Thank you, Mr. Speaker.

I move that we table the bill.

The SPEAKER. The gentleman has moved that HB 246 be placed upon the table.

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

The SPEAKER. The question is not debatable with the exception of the floor leaders, and the Chair recognizes the minority floor leader, Representative Ryan.

Mr. RYAN. Would the gentleman, Mr. Cappabianca, advise the House as to what his reasoning is for requesting the bill to be tabled.

Mr. CAPPABIANCA. If I understood the gentleman correctly, my reason for wanting it tabled? In order that we can better explain to the members at leisure the meaning of HB 246.

The SPEAKER. The question is on the motion to table. Those voting in favor will vote to table; those opposed will vote in the negative.

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

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dininni Freind

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

**CALENDAR CONTINUED  
BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 689, PN 2637**, entitled:

An Act amending the act of January 25, 1966 (1965 P. L. 1546, No. 541), entitled "An act providing scholarships and providing funds to secure Federal funds for qualified students of the Commonwealth of Pennsylvania who need financial assistance to attend postsecondary institutions of higher learning, making an appropriation, and providing for the administration of this act," further providing for an increase in the maximum grant.

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

Mr. COWELL offered the following amendments No. A3311:

Amend Title, page 1, line 7, by inserting after "providing" for fiscal administration and

Amend Bill, page 1, lines 12 through 16; page 2, lines 1 through 3, by striking out all of said lines on said pages and inserting

Section 1. Section 6(b) of the act of January 25, 1966 (1965 P.L.1546, No.541), entitled "An act providing scholarships and providing funds to secure Federal funds for qualified students of the Commonwealth of Pennsylvania who need financial assistance to attend postsecondary institutions of higher learning, making an appropriation, and providing for the administration of this act," amended December 18, 1969 (P.L.383, No.169), is amended to read:

Section 6. \* \* \*

(b) The [sum of one hundred thousand dollars (\$100,000), or as much thereof as may be necessary, is hereby specifically appropriated to the] agency is authorized to conduct a matching funds program for the purpose of assisting Pennsylvania institutions of higher learning[, including State-owned colleges or universities within the Commonwealth, or] and Pennsylvania students attending [such institutions] any approved institution of higher learning in securing [or] and distributing Federal or other funds to be used by the institutions [of higher learning, including State-owned colleges or universities], the agency or other entities approved by the agency as financial aid to students in meeting their costs of attendance at [such institutions. Where any of the appropriated funds are to be allocated by the agency to the individual institutions of higher learning and State-owned colleges or universities they shall be allocated in the proportion that the institution's full-time enrollment bears to the total full-time enrollment among all the institutions of higher learning and State-owned colleges or universities receiving such allocations and in accordance with rules and regulations established by the board of directors of the agency. Such regulations may include, but shall not be limited to, the repayment of such sums to the agency where appropriate.] the institution of higher learning. The program is to be carried out in accordance with rules and regulations promulgated by the board of directors of the agency. Rules and regulations may include, but shall not be limited to, provisions for the repayment of funds to the agency where appropriate.

\* \* \*

Section 2. Section 7(a) of the act, amended February 21, 1986 (P.L.46, No.15), is amended to read:

Amend Bill, page 2, by inserting after line 18

Section 3. Section 1 of this act (amending section 6(b)), shall apply to the academic year beginning July 1, 1990, and to academic years beginning thereafter.

Amend Sec. 2, page 3, line 1, by striking out "2" and inserting

4

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

The SPEAKER. On that question, the Chair recognizes the author of the amendment, Representative Cowell from Allegheny County.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, this is amendment 3311. The amendment and a fiscal note have been circulated.

The legislation that we are dealing with pertains to PHEAA (Pennsylvania Higher Education Assistance Agency), as does the amendment. The amendment in particular deals with work study programs which are administered by PHEAA. It would do two things. One, it would authorize PHEAA to receive funds from foundations and other nongovernment agencies to help support work study programs for students. Right now the programs are funded with State, Federal, or institutional dollars. This is intended to create another potential source of money and allow work study programs for college students to be expanded.

Secondly, the current law requires PHEAA to send work study checks to institutions, which in turn will pass them along to employers who are employing the work study students. This amendment would allow PHEAA to send checks directly to employers rather than having to route them through the institutions.

Mr. Speaker, I would urge support for the amendment.

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

The following roll call was recorded:

**YEAS—199**

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

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

NAYS—0

NOT VOTING—2

James Roebuck

EXCUSED—2

Dininni Freind

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?

The gentleman from Allegheny, Mr. Cowell, is recognized on the final passage of the bill.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, of course, we have just amended the bill, and I have explained the new provisions. HB 689 in the form that it came before the House today has one major provision, and that is to increase the maximum PHEAA grant which is authorized from the current level of \$2,000 per student per year to a maximum level of \$2,500. There is not sufficient money in the PHEAA budget this year, of course, to provide for \$2,500 grants. However, the legislature, when it approved the 1989-90 budget, did provide funds sufficient to allow PHEAA to award grants not in excess of \$2,100, and a number of those grants have tentatively been awarded.

With the passage of this legislation, we will allow PHEAA to honor those tentative commitments of \$2,100 grants to students and give them authority to consider, if we provide the dollars, grants up to \$2,500 per year in future years. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair recognizes that the gentleman from Delaware, Representative Freind, is present in the hall of the House and, without objection, will be taken off leave.

CONSIDERATION OF HB 689 CONTINUED

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—200

Acosta	Donatucci	Lashinger	Ritter
Adolph	Dorr	Laughlin	Robbins
Allen	Durham	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	Murphy	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
Colaafella	Itkin	Perzel	Wambach
Colaizzo	Jackson	Pesci	Wass
Cole	Jadlowiec	Petrarca	Weston
Cornell	James	Petrone	Williams
Corrigan	Jarolin	Phillips	Wilson
Cowell	Johnson	Piccola	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,
Distler	LaGrotta	Rieger	Speaker
Dombrowski	Langtry		

NAYS—0

NOT VOTING—2

Pievsky Richardson

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 790, PN 881**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. PHILLIPS offered the following amendments No. A1910:

Amend Sec. 2, page 1, line 14, by striking out "\$5,400,000" and inserting

\$6,250,000

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

(ii) Improvements to Huntsdale Fish Culture Station 850,000  
(Fish Fund - \$850,000)

On the question,

Will the House agree to the amendments?

The SPEAKER. On the question of agreeing to the Phillips amendment, the Chair recognizes the gentleman from Northumberland, Mr. Phillips.

Mr. PHILLIPS. Thank you, Mr. Speaker.

Amendment A1910 amends section 2, page 1, line 14, by striking out "\$5,400,000" and inserting "\$6,250,000." It is an addition of \$850,000 to improve the Huntsdale Fish Culture Station. It is a very important amendment, and I ask for your support. Thank you.

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

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

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

Mr. LETTERMAN. Mr. Speaker, have you contacted the Fish Commission about this at all?

Mr. PHILLIPS. Pardon? I did not hear the question. I am sorry.

Mr. LETTERMAN. Have you contacted the Fish Commission about your amendment?

Mr. PHILLIPS. Yes. I spoke the time we were up at Bellefonte at the 3-day meeting we had up there. When we held that meeting, I talked to them and they said yes, that they were interested in having this amendment put in.

Mr. LETTERMAN. And they did not have any objections to it whatsoever?

Mr. PHILLIPS. No; no.

Mr. LETTERMAN. I agree to the amendment then, Mr. Speaker.

Mr. PHILLIPS. Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—1

Carn

EXCUSED—1

Dininni

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

NAYS—0

NOT VOTING—2

Lucyk	Stish
-------	-------

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 1892, PN 2425**, entitled:

An Act providing for the adoption of capital projects to be financed from current revenues of the Game Fund.

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—202

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 1360, PN 1581**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, extending the jurisdiction of district justices to certain cases relating to small amounts of marijuana.

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—202

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 1615, PN 1920**, entitled:

An Act amending the act of May 23, 1945 (P. L. 926, No. 369), referred to as the "Public Eating and Drinking Place Law," authorizing second class townships and certain home rule municipalities to license public eating and drinking places; and making editorial changes.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. RYAN offered the following amendments No. A3575:

Amend Sec. 3 (Sec. 2), page 3, line 10, by striking out "or home rule municipality"

Amend Sec. 3 (Sec. 2), page 3, line 17, by striking out "or home rule municipalities"

Amend Sec. 3 (Sec. 2), page 3, line 27, by striking out ", home rule municipality"

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

The SPEAKER. On the question, Representative Ryan from Delaware County is recognized.

Mr. RYAN. Mr. Speaker, this is a technical amendment which was requested by DER (Department of Environmental Resources) to assure that home rule municipalities will continue to be bound by the same rules that they are presently bound by despite the new bill.

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

The following roll call was recorded:

YEAS—202

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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—202

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of SB 576, PN 1404, entitled:

An Act providing for a Statewide emergency telephone number "911" system; providing for no-interest loans to help establish 911 emergency communication systems, for a referendum and for contributions from telephone subscribers; providing a penalty; and making a repeal.

On the question,

Will the House agree to the bill on third consideration?

Mr. ITKIN offered the following amendments No. A2775:

Amend Sec. 4, page 21, line 12, by inserting after "THE" where it appears the first time second and

Amend Sec. 4, page 21, line 12, by inserting after "THE" where it appears the second time second or

On the question,

Will the House agree to the amendments?

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

Mr. ITKIN. Mr. Speaker, the provisions in SB 576 allow counties that currently have "911" systems to institute a fee for this service without submission of the question to the voters. In addition, in another section of the bill, it allows cities of the third class that have existing "911" systems to be treated in the same manner. Unfortunately, there is an omission in that the city of Pittsburgh, being a second-class city, was not included in the treatment for cities and counties. This amendment would add the second-class city, namely Pittsburgh, to be included in the municipalities that have instituted a "911" system and would not have to put the question to the voters if they implemented a fee system.

The SPEAKER. On the question of whether or not the amendment shall be attached to the bill, from Lehigh County, the Chair recognizes Representative McHale.

Mr. McHALE. Thank you, Mr. Speaker.

Mr. Speaker, this is an agreed-to amendment, affecting only the city of Pittsburgh. I urge an affirmative vote.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—202

Acosta	Donatucci	Lashingner	Rieger
Adolph	Dorr	Laughlin	Ritter
Allen	Durham	Lee	Robbins
Angstadt	Evans	Leh	Robinson
Argall	Fairchild	Lescovitz	Roebuck
Barley	Fargo	Letterman	Rudy
Battisto	Farmer	Levdansky	Ryan
Belardi	Fee	Linton	Rybak
Belfanti	Fleagle	Lloyd	Saloom
Billow	Flick	Lucyk	Saurman
Birmelin	Foster	McCall	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel
Bortner	Gallen	Maiale	Serafini

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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. RYAN offered the following amendment No. A3638:

Amend Sec. 6, page 24, line 13, by inserting after "SHALL" not establish the service or impose the contribution rate and shall

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the minority leader, Representative Ryan.

Mr. RYAN. Mr. Speaker, this amendment has been reviewed by the gentleman, Mr. McHale, the prime sponsor, and it is intended, in the nature of a technical amendment, to make it clear that if a referendum fails, the county cannot go ahead with the "911" plan.

The SPEAKER. The question is, will the House agree to the amendment? On that question, Representative McHale from Lehigh County is recognized.

Mr. McHALE. Thank you again, Mr. Speaker.  
 The gentleman, Mr. Ryan, is correct. This is an agreed-to amendment. I urge an affirmative vote.

The SPEAKER. From Somerset County, Representative Lloyd is recognized.

Mr. LLOYD. Mr. Speaker, would Mr. Ryan stand for interrogation?

The SPEAKER. The gentleman indicates he will. You may proceed.

Mr. LLOYD. Mr. Speaker, the Somerset County commissioners have contacted me with regard to their particular predicament, and I just want to find out what your intention is with your amendment.

They are in the process of obtaining the equipment necessary to put in a "911" system. They are going to pay for that by utilizing community development block grant money from the county and from a number of the entitlement municipalities. At the time that this legislation becomes law, they will probably already have bid those particular purchases. We are going to have to have some language, probably in the conference committee, to try to work this out, but is your amendment intended to say that under that set of circumstances, if the people in Somerset County say we do not want to fund the operating expenses through a surcharge, is it your intention that the Somerset County commissioners would then basically have bought a white elephant and not be allowed to put on any kind of other levy or take it out of general funds in order to operate the system?

Mr. RYAN. I do not believe this amendment affects that set of facts as you have given it to me but rather is restricted to the referendum question and the effect of it.

Mr. LLOYD. Well, but the problem is that the referendum question, the way it is now worded in the bill, is a two-pronged question: Do you want a system, and do you want a surcharge? All I would like to know is, if we can revise this language in conference, do you have any intention to try to stop Somerset County or anybody else in like circumstances from proceeding?

Mr. RYAN. No. I have no intention with this amendment other than to clear up what I believe to be an inconsistency in the language, and if there is a separate problem that is not addressed by this and the bill in fact goes into a conference committee, I have no thoughts, really, with respect to it and would be glad to cooperate.

Mr. LLOYD. Okay. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—202

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

On that question, from Lehigh County, Representative McHale is recognized.

Mr. McHALE. Thank you, Mr. Speaker.

Mr. Speaker, SB 576, in the form which now appears in front of us, is a word-for-word duplicate of HB 54 as we unanimously passed it earlier in the spring. The bill before us now reflects, I think, a reasoned compromise. A Senate bill has been pending in the House of Representatives. A House bill has been pending for some time in the Senate. One piece

of legislation must move, and I have indicated my support for SB 576. I urge the members who overwhelmingly adopted similar language, indeed identical language in the spring, to once more vote affirmatively so that the Senate can either concur in our amendments, sending the bill to the Governor's desk, or in the alternative, nonconcur and place the bill in a conference committee where we can find the final draft language.

I urge an affirmative vote.

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—202

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

NAYS—0  
NOT VOTING—0  
EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 1239, PN 1427**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining the term "abandoned vehicle"; and providing for the removal of vehicles abandoned on the Pennsylvania Turnpike System.

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

Colafella	Jackson	Pesci	Vroon
Colaizzo	Jadlowiec	Petrarca	Wambach
Cole	James	Petrone	Weston
Cornell	Jarolin	Phillips	Williams
Corrigan	Johnson	Piccola	Wilson
Cowell	Josephs	Pievsky	Wogan
Coy	Kaiser	Pistella	Wozniak
DeLuca	Kasunic	Pitts	Wright, D. R.
DeWeese	Kenney	Pressmann	Wright, J. L.
Daley	Kondrich	Preston	Wright, R. C.
Davies	Kosinski	Raymond	Yandrisevits
Dempsey	Kukovich	Reber	
Distler	LaGrotta	Reinard	Manderino,
Dombrowski	Langtry	Richardson	Speaker
Donatucci	Lashingier		

NAYS—1

Wass

NOT VOTING—1

Dietterick

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 1764, PN 2201**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for removal of vehicle by the police.

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—202

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 225, PN 770**, entitled:

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

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 minority leader, the gentleman, Mr. Ryan, seeks recognition, and he is in order.

Mr. **RYAN**. Mr. Speaker, I am in favor of this bill introduced by the gentleman, Mr. Richardson, on urban homesteading, and as I was reviewing my notes, I thought it was interesting to note that back in 1973-74, the forerunner of this bill was introduced by a colleague of mine, Mr. Worriolow from the city of Chester. It passed the House. It was subse-

quently introduced in the 1975-76 session by Mr. Miller of Lancaster, 1977-78 by Mr. Fischer, 1979-80 by Mr. Fischer, 1981-82 by Mr. Miller, and then Representative Richardson from 1983 to date, and it has passed the House each one of these times, and it would be my hope that one of these days the Senate would see fit to take a look at a bill that has passed here so overwhelmingly for so many years and perhaps give it some favorable consideration.

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—202

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

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

\* \* \*

The House proceeded to third consideration of **HB 1179, PN 2579**, entitled:

An Act amending the act of August 10, 1951 (P. L. 1189, No. 265), entitled, as amended, "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except superintendents, assistant superintendents, inspectors, chief clerks and school guards) in bureaus of police in cities of the second class; and defining the powers and duties of civil service commissions in such cities for such purposes," further providing for positions in the competitive class of the civil service, for examinations, for reinstatement of employees, for eligibility for promotion and appointment, for filling vacancies, for the composition of police trial boards, for removal, discharge and suspension, and for reductions in force.

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 Chair recognizes the gentleman, Mr. Preston, from Allegheny County on that question.

Mr. PRESTON. Thank you, Mr. Speaker.

This has been a long-going process that the citizens of the city of Pittsburgh have been trying to handle for the last 15 years, and this is the second time I have introduced this legislation. I would like to thank the members on both sides of the aisle and members of the Urban Affairs Committee. We have had several different hearings on this issue, and 3 years ago, on behalf of the late Richard Caliguiri, I introduced somewhat his legislation, and currently this will give the citizens of Pittsburgh—and in my opinion, a feeling of the officers that represent the city of Pittsburgh and the F.O.P. (Fraternal Order of Police)—a chance to have an equitable and a respectful disciplinary action.

I would ask for an affirmative vote. Thank you very much.

The SPEAKER. Representative Cessar from Allegheny County is recognized.

Mr. CESSAR. Thank you, Mr. Speaker.

I concur with the gentleman from Allegheny County. This is a compromise bill which is acceptable to all sides, and I would urge everyone on this side of the aisle to support it.

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—202

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

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

RESOLUTIONS

Mr. DISTLER called up **HR 214, PN 2585**, entitled:

Declaring November 13 through 18, 1989, as "National Diabetes Education Week" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

\* \* \*

Mr. B. SMITH called up HR 218, PN 2626, entitled:

Proclaiming the week of November 19 through 25, 1989, as "Scottish Rite Masonic Family Life Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—5

Clark, B. D.	Letterman	Olasz	Williams
LaGrotta			

EXCUSED—1

Dininni

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

\* \* \*

Mr. COLAFELLA called up HR 222, PN 2684, entitled:

Commemorating the 25th Anniversary of the Pennsylvania Higher Education Assistance Agency; and designating the week of November 12 through 18, 1989, as Pennsylvania Higher Education Assistance Agency Week.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

\* \* \*

Mr. NAHILL called up HR 225, PN 2701, entitled:

Declaring the month of November 1989 as "Disabled Accessibility Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

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

Manderino,  
Speaker

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

\* \* \*

Mr. NAILOR called up HR 226, PN 2710, entitled:

Directing the House Judiciary Committee to study and investigate all aspects of the recent rioting at the State Correctional Institution at Camp Hill, at the State Correctional Institution at Huntingdon, at the State Correctional Institution at Graterford and at the other prison facilities throughout this Commonwealth.

On the question,  
Will the House adopt the resolution?

Mr. HERMAN offered the following amendments No. A3632:

Amend Title, page 1, line 5, by inserting after "Graterford", at the State Correctional Institution at Rockview  
Amend Resolution, page 2, by inserting between lines 24 and 25

WHEREAS, A riot also occurred at the State Correctional Institution at Rockview on February 7, 1989, which reportedly resulted in 18 injuries; and

Amend Eighth Whereas Clause, page 2, lines 29 and 30, by striking out "and Graterford" and inserting  
, Graterford and Rockview

Amend Tenth Whereas Clause, page 3, lines 6 and 7, by striking out "and Graterford" and inserting  
, Graterford and Rockview

Amend First Resolved Clause, page 3, line 22, by inserting after "Graterford"  
, at the State Correctional Institution at Rockview

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

The SPEAKER. On whether or not the House will adopt the amendment, the Chair recognizes Representative Herman from Centre County.

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

Representative Rudy and I would like to offer this amendment which would include the Rockview State Correctional Institution, located in Centre County, as one that would receive special attention in this investigation. That institution did have an incident of insurrection which resulted in 18 injuries on February 7. We appreciate the consideration of the House in adopting this amendment. Thank you.

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

The following roll call was recorded:

YEAS—202

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

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Dininni

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

On the question,

Will the House adopt the resolution as amended?

The following roll call was recorded:

YEAS—201

Acosta	Dorr	Laughlin	Ritter
Adolph	Durham	Lee	Robbins
Allen	Evans	Leh	Robinson
Angstadt	Fairchild	Lescovitz	Roebuck
Argall	Fargo	Letterman	Rudy
Barley	Farmer	Levdansky	Ryan
Belardi	Fee	Linton	Rybak
Belfanti	Fleagle	Lloyd	Saloom
Billow	Flick	Lucyk	Saurman
Birmelin	Foster	McCall	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel
Bortner	Gallen	Maiale	Serafini
Bowley	Gamble	Maine	Smith, B.

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

NAYS—0

NOT VOTING—1

Battisto

EXCUSED—1

Dininni

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

**BILLS AND RESOLUTIONS PASSED OVER**

The SPEAKER. Without objection, all other matters on today's calendar will go over in order. The Chair hears no objection.

**WELCOME**

The SPEAKER. The Chair is happy to welcome to the hall of the House Mark Gehringer, who is a guest page of Representative Dennis Leh. He is in the well of the House. Will he please stand.

**HOUSE SCHEDULE**

The SPEAKER. The Chair recognizes the majority leader, from Philadelphia, Representative O'Donnell.

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

Concerning the schedule, we will be voting tomorrow and we will not be in session next week. We will return after the

Thanksgiving holidays, in accordance with the schedule that you already have that was printed out, and I expect a very busy December. Thank you.

The SPEAKER. Is there any other business to come before the House at this time? Are there any announcements by the majority party or the minority party?

### CONFERENCE COMMITTEE MEETING

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

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, I would like to announce a meeting for tomorrow, please.

The SPEAKER. The gentleman, Mr. Battisto, is about to announce a meeting for tomorrow. The gentleman is in order.

Mr. BATTISTO. I would like to announce a meeting of the Conference Committee on HB 53 for tomorrow, Wednesday, November 15, 1989, at 10 a.m. in room 113 of the East Wing.

### ANNOUNCEMENT BY MR. THOMAS

The SPEAKER. The gentleman, Mr. Thomas, from Philadelphia has an announcement regarding the Legislative Housing Caucus and a meeting to be held this afternoon. The gentleman, Mr. Thomas, is recognized.

Mr. THOMAS. Thank you, Mr. Speaker.

I would like to announce that at 3 o'clock the Pennsylvania Legislative Housing Caucus will be meeting in room 126 of the South Office Building. All members and friends are encouraged to attend. Thank you.

The SPEAKER. The Legislative Housing Caucus will have a meeting at 3 o'clock in room 126 of the South Office Building.

### VOTE CORRECTIONS

The SPEAKER. The gentleman, Mr. Dietterick, from Luzerne County is recognized.

Mr. DIETTERICK. I would like to correct a vote, Mr. Speaker.

The SPEAKER. The gentleman is in order.

Mr. DIETTERICK. My switch malfunctioned on HB 1239. I was not recorded. I would like to be recorded in the affirmative.

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

Representative Robbins from Mercer County is recognized.

Mr. ROBBINS. Mr. Speaker, I was not recorded on HB 1895 and would like to be recorded in the affirmative.

The SPEAKER. The remarks will be spread upon the record.

Representative Battisto from Monroe County is recognized.

Mr. BATTISTO. To correct the record, Mr. Speaker.

I missed the vote on HR 226. I would like to be recorded in the affirmative. Thank you.

The SPEAKER. The gentleman's remarks are spread upon the record.

Representative Stish from Luzerne County is recognized.

Mr. STISH. Mr. Speaker, I missed the vote on HB 790. I would like to be recorded in the affirmative.

The SPEAKER. The gentleman's remarks are spread upon the record.

### ANNOUNCEMENT BY MR. COLAFELLA

The SPEAKER. The gentleman, Mr. Colafella, from Beaver County is recognized.

Mr. COLAFELLA. Mr. Speaker, I want to remind everybody about the PHEAA (Pennsylvania Higher Education Assistance Agency) 25th anniversary dinner tonight. I hope everyone attends. Thank you.

### ANNOUNCEMENT BY MR. DALEY

The SPEAKER. Representative Daley from Washington County is recognized.

Mr. DALEY. Thank you, Mr. Speaker.

I would like to announce to the Coal Caucus members that there will be a Coal Caucus meeting on the 28th of November to discuss the resolution regarding acid rain that was withdrawn today by Representative Broujos. Thank you.

### ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Representative Ralph Kaiser, with the adjournment motion.

Mr. KAISER. Mr. Speaker, I move that this House do now adjourn until Wednesday, November 15, 1989, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 2:21 p.m., e.s.t., the House adjourned.