

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JUNE 12, 1991

SESSION OF 1991 175TH OF THE GENERAL ASSEMBLY

No. 41

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (ROBERT W. O'DONNELL) PRESIDING

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, we yearn to know You even more and to understand Your will for our lives so that we can better serve You. Help us to understand that when we try to live without You, we are unable to live with ourselves and with others.

Cause us in all of our ways to acknowledge You, that You might direct our paths. When we are tempted to go before You, make us realize that both chart and compass come from You and You know what lies at the end of the journey.

Lead us as we legislate for Your people. Make us strong and courageous. Let us dare to accomplish great things for You and Your people, realizing that we serve a God who has never lost a battle.

In Your dear name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, June 11, 1991, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1642 By Representatives VEON, PISTELLA, SALOOM, KOSINSKI, THOMAS, FAIRCHILD, COLAFELLA, PESCI, HALUSKA, BISHOP, SAURMAN, COLAIZZO, OLASZ, MELIO, SURRA, LEVDANSKY, KRUSZEWSKI, KENNEY,

TOMLINSON, DERMODY, BILLOW, HASAY and WOZNIAK

An Act amending the act of December 19, 1990 (P. L. 805, No. 194), known as the "Asbestos Occupations Accreditation and Certification Act," redefining "asbestos abatement" and "asbestos occupation," and requiring recommendations by the department.

Referred to Committee on LABOR RELATIONS, June 12, 1991.

No. 1643 By Representatives MAYERNIK, MARKOSEK, HASAY, KOSINSKI, PISTELLA, HARPER, FAJT, THOMAS, DALEY, CARLSON, PETRARCA, PESCI, FARMER, BELARDI, OLASZ, TRELLO, COLAIZZO, KRUSZEWSKI, TRICH, ROBINSON, KING, STEIGHNER, GEIST, ROEBUCK and BUNT

An Act requiring certain institutions of higher education to accept the credits of transferring students.

Referred to Committee on EDUCATION, June 12, 1991.

No. 1644 By Representatives SALOOM, MIHALICH, LAUGHLIN, KUKOVICH, KOSINSKI, PESCI, STISH, COLAIZZO, DeWEESE, FLICK, FEE, HALUSKA, KASUNIC, LaGROTTA, LLOYD, PETRARCA, STEIGHNER, TANGRETTI, TRICH, VAN HORNE, VEON, WOZNIAK, D. R. WRIGHT, GEORGE and LESCOVITZ

An Act appropriating money from the Sunny Day Fund to the Department of Commerce for various projects throughout this Commonwealth for the fiscal year 1991-1992.

Referred to Committee on APPROPRIATIONS, June 12, 1991.

No. 1645 By Representative J. TAYLOR

An Act amending the act of February 19, 1980 (P. L. 15, No. 9), known as the "Real Estate Licensing and Registration Act," further providing for continuing education.

Referred to Committee on PROFESSIONAL LICENSURE, June 12, 1991.

No. 1646 By Representatives J. TAYLOR, TRELLO, KENNEY, KOSINSKI, VROON, KRUSZEWSKI, THOMAS, KING, O'BRIEN, PETRONE and TOMLINSON

An Act amending the act of July 3, 1985 (P. L. 164, No. 45), known as the "Emergency Medical Services Act," providing for citizen review and evaluation of emergency medical service programs.

Referred to Committee on HEALTH AND WELFARE, June 12, 1991.

No. 1647 By Representatives J. TAYLOR, TRELLO, KENNEY, KOSINSKI, VROON, KRUSZEWSKI, THOMAS, KING, O'BRIEN, PETRONE and TOMLINSON

An Act amending the act of June 25, 1919 (P. L. 581, No. 274), referred to as the "First Class City Government Law," providing for ambulance service.

Referred to Committee on HEALTH AND WELFARE, June 12, 1991.

No. 1648 By Representatives WILLIAMS, HARPER, OLIVER, MELIO, WOZNIAK, ROBINSON, COHEN, JAMES, DERMODY, WOGAN, FAJT and BISHOP

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, requiring disclosure of ethnic origin in marriage license applications in cities of the first class.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1649 By Representatives WILLIAMS, KOSINSKI, HARPER, OLIVER, THOMAS, TRICH, PESCI, DALEY, ROBINSON, McNALLY, COHEN, JAMES and BISHOP

An Act invalidating letters of intent between student athletes and public or private colleges and universities within this Commonwealth.

Referred to Committee on EDUCATION, June 12, 1991.

No. 1650 By Representatives BROUJOS, HECKLER, MELIO, NOYE, TRELLO, GERLACH and GODSHALL

An Act amending the act of July 23, 1970 (P. L. 563, No. 195), known as the "Public Employe Relations Act," providing for compulsory arbitration.

Referred to Committee on LABOR RELATIONS, June 12, 1991.

No. 1651 By Representatives SEMMEL, DENT and D. W. SNYDER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for certain testimony of children.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1652 By Representatives RITTER, HAGARTY, O'DONNELL, HECKLER, DeWEESE, HARLEY, JOSEPHS, RICHARDSON, LINTON, KUKOVICH, HARPER, STURLA, ITKIN, BISHOP, RUDY, STETLER, CARONE and CARN

An Act providing for a woman's right to choose abortion without governmental interference; protecting the right to use birth control; requiring informed consent for abortion; encouraging involvement of parents whose minor children seek abortion; authorizing regulations; and making repeals.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1653 By Representatives HUGHES, DeWEESE, RITTER, EVANS, ITKIN, KUKOVICH, RICHARDSON, HARPER, LINTON, JOSEPHS, HECKLER, STETLER, HARLEY, BISHOP, STURLA and CARN

An Act providing for the public funding of necessary medical procedures; prohibiting discrimination based on a choice to obtain or to advocate for contraceptives or abortion; protecting the liberty of conscience in abortion matters; and making repeals.

Referred to Committee on HEALTH AND WELFARE, June 12, 1991.

No. 1654 By Representatives RITTER, HECKLER, RICHARDSON, HAGARTY, DeWEESE, LINTON, JOSEPHS, HARLEY, O'DONNELL, KUKOVICH, HARPER, STURLA, BISHOP, B. SMITH, RUDY, FREEMAN, BELFANTI, NAHILL, STETLER, GEIST, NICKOL, VEON, HERMAN, ITKIN, WILSON, MELIO, VAN HORNE, CARN, McHALE and MUNDY

An Act to provide an appropriation from the General Fund to the Department of Public Welfare for the fiscal year July 1, 1991, to June 30, 1992, for family planning agencies.

Referred to Committee on APPROPRIATIONS, June 12, 1991.

No. 1655 By Representatives KUKOVICH, RITTER, DeWEESE, ITKIN, HARPER, JOSEPHS, RICHARDSON, LINTON, STURLA, FARGO, B. SMITH, BATTISTO, FREEMAN, BELFANTI, NAHILL, STETLER, JOHNSON, RUDY, FOX, M. N. WRIGHT, VEON, KREBS, BILLOW, HARLEY, BUNT, HAGARTY, BROUJOS, WILSON, PISTELLA, HECKLER, VAN HORNE, CARN, McHALE and MUNDY

An Act to provide an additional appropriation from the General Fund to the Department of Health for the fiscal year July 1, 1991, to June 30, 1992, for the Special Supplemental Food Service Program for Women, Infants and Children.

Referred to Committee on APPROPRIATIONS, June 12, 1991.

No. 1656 By Representatives BISHOP, RITTER, HECKLER, B. SMITH, BATTISTO, FREEMAN, BELFANTI, NAHILL, JOHNSON, FOX, M. N. WRIGHT, VEON, BILLOW, HARLEY, ITKIN, BUNT,

HAGARTY, BROUJOS, STURLA,
DeWEESE, HARPER, JOSEPHS,
KUKOVICH, RICHARDSON, LINTON,
ROEBUCK, WILLIAMS, THOMAS,
WILSON, PISTELLA, CARN, McHALE
and MUNDY

An Act providing a supplemental appropriation for day-care services.

Referred to Committee on APPROPRIATIONS, June 12, 1991.

No. 1657 By Representatives HECKLER, FREEMAN, RITTER, DeWEESE, BELFANTI, HARLEY, HAGARTY, LINTON, ITKIN, KUKOVICH, VEON, PISTELLA, WILSON, STETLER, RUDY, FAJT, VANCE, CARONE, STURLA, HARPER, JOSEPHS, RICHARDSON, CARN and MUNDY

An Act requiring practitioners of the healing arts to disclose their prenatal diagnosis policy to patients; imposing civil penalties; and providing for private rights of action.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1658 By Representatives RUDY, DeWEESE, RITTER, STURLA, HARPER, JOSEPHS, KUKOVICH, RICHARDSON, LINTON, HECKLER, BISHOP, NAHILL, STETLER, VEON, HARLEY, BUNT, EVANS, VAN HORNE, CARN and MUNDY

An Act requiring municipal police to report to the Office of Attorney General actions taken to prevent and combat anti-abortion and anti-contraception violence; giving the Attorney General certain investigative and prosecutorial powers; requiring reports to the General Assembly; and making an appropriation.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1659 By Representatives JOSEPHS, RITTER, DeWEESE, HECKLER, STETLER, VEON, HARLEY, ITKIN, BROUJOS, PISTELLA, STURLA, HARPER, KUKOVICH, RICHARDSON, LINTON and CARN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, changing reporting requirements for abortions when pregnancies are initiated by acts of rape or incest.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1660 By Representatives JOSEPHS, RITTER, DeWEESE, HARPER, KUKOVICH, STURLA, RICHARDSON, LINTON, HARLEY and CARN

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing that the rights to make personal reproductive decisions shall not be violated.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1661 By Representatives PRESTON, BISHOP, BUNT, DeWEESE, FREEMAN, GEIST, HAGARTY, HARLEY, HARPER, ITKIN, JOSEPHS, KUKOVICH, LINTON, O'DONNELL, RICHARDSON, RITTER, RUDY, STETLER, STURLA, VAN HORNE, VEON, M. N. WRIGHT and CARN

An Act amending the act of July 22, 1974 (P. L. 589, No. 205), known as the "Unfair Insurance Practices Act," further providing for unfair discriminatory practices in relation to maternity coverage.

Referred to Committee on INSURANCE, June 12, 1991.

No. 1662 By Representatives RUDY, DeWEESE, O'DONNELL, RITTER, BISHOP, FREEMAN, VEON, GEIST, ITKIN, BUNT, PISTELLA, STURLA, HARPER, JOSEPHS, KUKOVICH, RICHARDSON, LINTON and CARN

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for the authority to operate or contract for day-care services.

Referred to Committee on EDUCATION, June 12, 1991.

No. 1663 By Representatives DERMODY, VEON, McNALLY, PESCI, HARPER, FAIRCHILD, MELIO, CAPPABIANCA, STISH, OLASZ, GERLACH, PRESTON, TIGUE, HANNA, BELFANTI, SURRA, TRELLO, THOMAS, MARKOSEK, TOMLINSON, CLARK, ACOSTA, KASUNIC and KRUSZEWSKI

An Act amending the act of July 11, 1923 (P. L. 1044, No. 425), referred to as the "Prisoner Transfer Law," further providing for transfers.

Referred to Committee on JUDICIARY, June 12, 1991.

No. 1664 By Representatives GLADECK, CLARK, FARGO, NOYE, ARMSTRONG, LEH, HECKLER, SAURMAN, E. Z. TAYLOR, TRELLO and LANGTRY

An Act amending the act of July 23, 1970 (P. L. 563, No. 195), known as the "Public Employe Relations Act," further providing for the scope of bargaining; and providing for limits on contracts.

Referred to Committee on LABOR RELATIONS, June 12, 1991.

No. 1665 By Representatives GRUITZA, RUDY, DeWEESE, ITKIN, KOSINSKI, KRUSZEWSKI, FARGO, HARPER, FEE, STUBAN, MICOZZIE, SCHEETZ, STISH, RAYMOND, FARMER, BUSH, ANGSTADT, ARGALL, SAURMAN, CLARK, HERMAN, M. N. WRIGHT,

JAROLIN, FREEMAN, COWELL,
WOZNIAK, McNALLY, VEON, FAJT,
BATTISTO, STRITTMATTER, OLASZ,
JOSEPHS, J. TAYLOR, HAGARTY,
MARSICO, WOGAN, MARKOSEK,
MELIO, COLAIZZO, LAUGHLIN,
HERSHEY, PHILLIPS, BROWN,
KENNEY, McCALL, TRELLO, COLE,
NOYE, D. W. SNYDER, HALUSKA,
TOMLINSON, D. R. WRIGHT,
E. Z. TAYLOR, BOYES, ARMSTRONG,
BILLOW, JOHNSON and RICHARDSON

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, defining "exemption income"; and providing for a poverty exemption.

Referred to Committee on AGING AND YOUTH,
June 12, 1991.

No. 1666 By Representatives GRUITZA, RUDY,
ITKIN, KOSINSKI, KRUSZEWSKI,
FARGO, HARPER, FEE, FAIRCHILD,
STUBAN, MICOZZIE, SCHEETZ, STISH,
RAYMOND, S. H. SMITH, FARMER,
BUSH, ANGSTADT, ARGALL,
SAURMAN, CLARK, NAHILL,
MARSICO, HERMAN, M. N. WRIGHT,
JAROLIN, FREEMAN, COWELL,
WOZNIAK, VAN HORNE, FAJT,
BATTISTO, KING, STRITTMATTER,
OLASZ, J. TAYLOR, HAGARTY,
WOGAN, MARKOSEK, MELIO,
LAUGHLIN, HERSHEY, PHILLIPS,
SCHULER, VROON, BROWN, KENNEY,
McCALL, RICHARDSON, TRELLO,
COLE, NOYE, D. W. SNYDER,
TOMLINSON, D. R. WRIGHT,
E. Z. TAYLOR, BOYES, HALUSKA,
ARMSTRONG, BILLOW, JOHNSON and
McHALE

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, exempting spousal transfers from inheritance taxation; providing for the taxation of certain spousal trusts; and making technical changes.

Referred to Committee on AGING AND YOUTH,
June 12, 1991.

No. 1667 By Representatives WOZNIAK, DeWEESE,
HALUSKA, VAN HORNE, BIRMEIN,
TRELLO, MELIO, PESCI, FOX,
BELARDI, COLAFELLA, DERMODY,
HAGARTY, NOYE, KOSINSKI,
LESCOVITZ, SAURMAN, KRUSZEWSKI,
HAYDEN and RICHARDSON

An Act providing for liability of persons responding to oil spills.

Referred to Committee on CONSERVATION, June 12,
1991.

No. 1668 By Representatives D. R. WRIGHT, PESCI,
BILLOW, STABACK, CORRIGAN,
MIHALICH, ROBINSON, COY,
D. W. SNYDER, PISTELLA, TRELLO,
HARPER, KRUSZEWSKI, KREBS and
RICHARDSON

An Act providing for the certification of manufactured housing communities; creating the Manufactured Housing Community Certification Commission in the Department of Community Affairs; specifying requirements for certification; providing for sanctions and penalties; and making a repeal.

Referred to Committee on CONSUMER AFFAIRS,
June 12, 1991.

No. 1669 By Representatives MURPHY, FREIND,
JOSEPHS, TANGRETTI, HAYDEN,
MAIALE, VAN HORNE, MICHLOVIC,
CARN, BUTKOVITZ, McNALLY,
ULIANA, GLADECK, LaGROTTA, VEON,
MELIO, COLAIZZO, GANNON,
GODSHALL, WAMBACH, JAMES,
DURHAM, VROON and DEMPSEY

An Act amending the act of May 17, 1921 (P. L. 789, No. 285), known as "The Insurance Department Act of one thousand nine hundred and twenty-one," further providing for certificates of authority, for the computation of certain reserves, for the powers and duties of the Insurance Commissioner and the Insurance Department; adding provisions relating to reinsurance intermediaries, managing general agents and the examination of insurers; further providing for enforcement and penalties; making repeals; and making an editorial change.

Referred to Committee on INSURANCE, June 12, 1991.

No. 1670 By Representatives JOSEPHS, FREIND,
MURPHY, TANGRETTI, MAIALE,
VAN HORNE, MICHLOVIC, CARN,
BUTKOVITZ, McNALLY, ULIANA,
GLADECK, LaGROTTA, VEON, MELIO,
COLAIZZO, GANNON, GODSHALL,
WAMBACH, JAMES, DURHAM, VROON
and DEMPSEY

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," further providing for the purposes of incorporation, for capital stock, surplus, investments and other financial requirements, for reinsurance and for certain annual reports; providing for business transacted with broker-controlled property and casualty insurers and for insurance holding companies; implementing the Risk Retention Amendments of 1986; providing for regulation by the Insurance Department of risk retention groups and purchasing groups doing business in this Commonwealth; further providing for the taxation of risk retention groups and purchasing groups; providing for the regulation of the placing of insurance on risks located in this Commonwealth with insurers not licensed to transact insurance business in this Commonwealth; providing for a life and health insurance guaranty association; providing for certain fees and for civil and criminal penalties; and making repeals.

Referred to Committee on INSURANCE, June 12, 1991.

No. 1671 By Representatives HASAY, HALUSKA, CARLSON, COY, BILLOW, KRUSZEWSKI, HARPER, MERRY, FAIRCHILD, CLARK, TRELLO, CLYMER, BUSH, BELFANTI, JOHNSON, STABACK, S. H. SMITH and NOYE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for exemptions from the maximum axle weight and the registered gross weight of certain vehicles.

Referred to Committee on TRANSPORTATION, June 12, 1991.

No. 1672 By Representatives VROON, BISHOP, GERLACH, JAROLIN, NAHILL, PESCI, ARGALL, CIVERA, BATTISTO, DENT, E. Z. TAYLOR, PHILLIPS, GEIST, JOHNSON, STABACK, MELIO, NAILOR, ARMSTRONG, REBER, HASAY, RUDY and ANGSTADT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for a penalty for littering.

Referred to Committee on TRANSPORTATION, June 12, 1991.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 144 By Representatives BUTKOVITZ, DeWEESE, THOMAS, MAIALE, JAMES, HUGHES, COHEN, KREBS, RIEGER, McGEEHAN, ACOSTA, JOSEPHS, HAYDEN, ROEBUCK, OLIVER, WOGAN, J. TAYLOR, O'BRIEN, McHUGH, LINTON, CARN, KOSINSKI, WILLIAMS and RICHARDSON

A Resolution establishing a select committee of the House of Representatives to study the shared ride program to determine the cause of recent problems in its operation and recommend means of improving the services provided by the program.

Referred to Committee on RULES, June 12, 1991.

No. 145 By Representatives MICHLOVIC, DeLUCA, VAN HORNE, GIGLIOTTI, KAISER, PETRONE, GAMBLE, McNALLY, COLAIZZO, DERMODY, MAYERNIK, COWELL, MARKOSEK, TRELLO, OLASZ, ITKIN, PISTELLA, VEON, COLAFELLA, SALOOM, DeWEESE, KUKOVICH, FAJT, PRESTON, ANDERSON, ROBINSON, CESSAR, LANGTRY, FARMER, LEVDANSKY and LESCOVITZ

A Resolution memorializing the United States Congress to prevent the closure of the Pittsburgh District Office of the United States Army Corps of Engineers.

Referred to Committee on RULES, June 12, 1991.

No. 146 By Representatives WILLIAMS, HARPER, WAMBACH, OLIVER, STEELMAN, MELIO, DALEY, NAHILL, ROBINSON, ITKIN, COHEN, FAJT, JAMES, CORRIGAN and BISHOP

A Resolution recognizing the heroic and courageous actions of George Holliday.

Referred to Committee on RULES, June 12, 1991.

No. 147 By Representatives MARKOSEK, FARGO, KING, TIGUE, CAPPABIANCA, VEON, CESSAR, SAURMAN, SALOOM, GEIST, CAWLEY, NAILOR, DeWEESE, FAIRCHILD, JOHNSON, BUNT, HARPER, STEIGHNER, PESCI, KREBS, HERSHEY, BLAUM, ARMSTRONG, D. R. WRIGHT, RUDY, ITKIN, DAVIES, KOSINSKI, PETRARCA, KENNEY, HECKLER, GRUPPO, SCRIMENTI, STISH, ANGSTADT, ROBINSON, STABACK, O'BRIEN, OLASZ, NAHILL, RAYMOND, COLAFELLA, BELFANTI, PRESTON, MELIO, JOSEPHS, TRELLO, LAUGHLIN, MIHALICH, TOMLINSON, HASAY, FAJT, J. TAYLOR, KAISER, STEELMAN, DERMODY, SCHULER, KRUSZEWSKI and ADOLPH

A Resolution memorializing the President and Congress to convene a United States Surgeon General's Workshop on autism.

Referred to Committee on RULES, June 12, 1991.

No. 148
(Concurrent) By Representatives VROON, FARGO, NOYE, HERSHEY, CARLSON, PESCI, OLASZ, DeLUCA, MERRY, SAURMAN, BATTISTO, GEIST, JOHNSON, MAIALE, BELFANTI, LANGTRY, NAILOR, WOGAN and ARMSTRONG

A Concurrent Resolution memorializing the Congress of the United States to enact legislation limiting the jurisdiction of Federal courts by restricting their power to impose a judicial remedy that would require any unit of government to impose a new tax or increase an existing tax.

Referred to Committee on RULES, June 12, 1991.

SENATE BILLS FOR CONCURRENCE

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

SB 356, PN 365

Referred to Committee on LOCAL GOVERNMENT, June 12, 1991.

SB 962, PN 1137

Referred to Committee on URBAN AFFAIRS, June 12, 1991.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Chair is in receipt of additions and deletions of sponsors of bills, which is submitted to the clerk for the record.

(Copy of list is on file with the Journal clerk.)

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes Mr. Steighner. Mr. STEIGHNER. Thank you, Mr. Speaker.

Mr. Speaker, there are no leaves to report at this time.

The SPEAKER. The Chair recognizes Mr. Hayes. No requests for leaves.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Stelman
Bowley	Gerlach	Marsico	Steighner
Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Suban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colaifella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson

DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

ADDITIONS—0

NOT VOTING—0

EXCUSED—0

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that rule 30 be suspended to permit HB 548 to go immediately to the calendar without going to the Rules Committee.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Stelman
Bowley	Gerlach	Marsico	Steighner
Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Suban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colaifella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak

Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 548, PN 1934**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1551, PN 1819**, entitled:

A Supplement to the act of April 1, 1863 (P. L. 213, No. 227), entitled "An act to accept the grant of Public Lands, by the United States, to the several States, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that **HB 1551** be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1552, PN 1820**, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp. Sess., P. L. 87, No. 3), known as the "University of Pittsburgh—Commonwealth Act," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that **HB 1552** be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1553, PN 1821**, entitled:

A Supplement to the act of November 30, 1965 (P. L. 843, No. 355), known as the "Temple-University—Commonwealth Act," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that **HB 1553** be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1554, PN 1822**, entitled:

An Supplement to the act of July 7, 1972 (P. L. 743, No. 176), known as the "Lincoln University-Commonwealth Act," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that **HB 1554** be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1555, PN 1823**, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1555 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1556, PN 1824**, entitled:

An Act making appropriations to the Hahnemann University, Philadelphia.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1556 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1557, PN 1825**, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1557 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1558, PN 1826**, entitled:

An Act making appropriations to The Medical College of Pennsylvania, East Falls, Philadelphia.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1558 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1559, PN 1827**, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1559 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1560, PN 1828**, entitled:

An Act making an appropriation to the Trustees of Drexel University, Philadelphia.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1560 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1561, PN 1829**, entitled:

An Act making appropriations to the Delaware Valley College of Science and Agriculture at Doylestown.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1561 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1562**,
PN 1830, entitled:

An Act making an appropriation to the University of the Arts,
Philadelphia.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1562 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1563**,
PN 1831, entitled:

An Act making an appropriation to the Philadelphia College of
Textiles and Science.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1563 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1564**,
PN 1832, entitled:

An Act making appropriations to the Trustees of the Berean
Training and Industrial School at Philadelphia.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. DeWEESE. Mr. Speaker, I move that HB 1564 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1565**,
PN 1833, entitled:

An Act making appropriations to the Downingtown Industrial
and Agricultural School, Downingtown.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1565 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1566**,
PN 1834, entitled:

An Act making an appropriation to the Johnson Technical
Institute of Scranton.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1566 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1567**,
PN 1835, entitled:

An Act making an appropriation to the Williamson Free
School of Mechanical Trades in Delaware County.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1567 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1568, PN 1836**, entitled:

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1568 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1569, PN 1837**, entitled:

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1569 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1570, PN 1838**, entitled:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1570 be recommitted to the Appropriations Committee.

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

Motion was agreed to.

* * *

The House proceeded to third consideration of **HB 1571, PN 1839**, entitled:

An Act making appropriations to the Wistar Institute-Research, Philadelphia.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1571 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1572, PN 1840**, entitled:

An Act making an appropriation to the Central Penn Oncology Group.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1572 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1573, PN 1841**, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1573 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1574**, **PN 1842**, entitled:

An Act making an appropriation to the St. Francis Hospital, Pittsburgh.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1574 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1575**, **PN 1843**, entitled:

An Act making appropriations to the St. Christopher's Hospital, Philadelphia.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1575 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1576**, **PN 1844**, entitled:

An Act making an appropriation to the Lancaster Cleft Palate.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1576 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1577**, **PN 1845**, entitled:

An Act making an appropriation to the Pittsburgh Cleft Palate.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1577 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1578**, **PN 1846**, entitled:

An Act making an appropriation to the Trustees of Jefferson Medical College and Hospital of Philadelphia for a comprehensive program relating to Tay-Sachs disease.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1578 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1579**, **PN 1847**, entitled:

An Act making an appropriation to the Burn Foundation of Greater Delaware Valley.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 1579 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1580**, **PN 1848**, entitled:

An Act making an appropriation to the Rehabilitation Institute of Pittsburgh.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1580 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1581**,
PN 1849, entitled:

An Act making an appropriation to the Arsenal Family and
Children's Center.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1581 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1582**,
PN 1850, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1582 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1583**,
PN 1851, entitled:

An Act making an appropriation to the Trustees of the Univer-
sity of Pennsylvania for the general maintenance and operation
of the University of Pennsylvania Museum.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1583 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1584**,
PN 1852, entitled:

An Act making an appropriation to the Carnegie Museum of
Natural History for maintenance and the purchase of apparatus,
supplies and equipment.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1584 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1585**,
PN 1853, entitled:

An Act making an appropriation to the Franklin Institute
Science Museum.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1585 be
recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1586**,
PN 1854, entitled:

An Act making an appropriation to the Academy of Natural
Sciences.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1586 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1587, PN 1855**, entitled:

An Act making an appropriation to the Trustees of the Buhl Science Center.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1587 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1588, PN 1856**, entitled:

An Act making an appropriation to the Museum of the Philadelphia Civic Center for maintenance and the purchase of apparatus, supplies and equipment.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1588 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1589, PN 1857**, entitled:

An Act making an appropriation to the Afro-American Historical and Cultural Museum for operating expenses.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1589 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1590, PN 1858**, entitled:

An Act making an appropriation to the Everhart Museum in Scranton.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 1590 be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to third consideration of **HB 1146, PN 1627**, entitled:

An Act providing for the establishment, operation and administration of the State Food Purchase Program.

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—201

Acosta	Evans	Laughlin	Rudy
Adolph	Fairchild	Lawless	Ryan
Allen	Fajt	Lee	Saloom
Anderson	Fargo	Leh	Saurman
Angstadt	Farmer	Lescovitz	Scheetz
Argall	Fee	Levdansky	Schuler
Armstrong	Fleagle	Linton	Scrimenti
Arnold	Flick	Lloyd	Semmel
Barley	Foster	Lucyk	Serafini
Battisto	Fox	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Freind	McHale	Snyder, D. W.
Birmelin	Gallen	McHugh	Snyder, G.
Bishop	Gamble	McNally	Staback
Black	Gannon	Maijale	Stairs
Blaum	Geist	Markosek	Steelman
Bowley	George	Marsico	Steighner
Boyes	Gerlach	Mayernik	Stetler
Broujos	Gigliotti	Melio	Stish
Brown	Gladeck	Merry	Strittmatter

Bunt	Godshall	Michlovic	Stuban
Bush	Gruitza	Micozzie	Sturla
Butkovitz	Gruppo	Mihalich	Surra
Caltagirone	Hagarty	Mrkonc	Tangretti
Cappabianca	Haluska	Mundy	Taylor, E. Z.
Carlson	Hanna	Murphy	Taylor, F.
Carn	Harley	Nahill	Taylor, J.
Carone	Harper	Nailor	Telek
Cawley	Hasay	Nickol	Thomas
Cessar	Hayden	Noye	Tigue
Chadwick	Hayes	Nyce	Tomlinson
Civera	Heckler	O'Brien	Trello
Clark	Herman	Olasz	Trich
Clymer	Hershey	Oliver	Tulli
Cohen	Hess	Perzel	Uliana
Colafigella	Hughes	Pesci	Van Horne
Colaizzo	Itkin	Petrarca	Vance
Cole	Jadlowiec	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham	Langtry	Roebuck	

NAYS—0

NOT VOTING—2

Billow James

EXCUSED—0

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 1105, PN 1255**, entitled:

An Act amending the act of May 6, 1968 (P. L. 117, No. 61), known as the "Site Development Act," extending the expiration of approval authority.

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	Evans	Lawless	Rudy
Adolph	Fairchild	Lee	Ryan
Allen	Fajt	Leh	Saloom
Anderson	Fargo	Lescovitz	Saurman
Angstadt	Farmer	Levdansky	Scheetz
Argall	Fee	Linton	Schuler
Armstrong	Fleagle	Lloyd	Scrimenti
Arnold	Foster	Lucyk	Semmel

Barley	Fox	McCall	Serafini
Battisto	Freeman	McCeehan	Smith, B.
Belardi	Freind	McHale	Smith, S. H.
Belfanti	Gallen	McHugh	Snyder, D. W.
Billow	Gamble	McNally	Snyder, G.
Birmelin	Gannon	Maiale	Staback
Bishop	Geist	Markosek	Stairs
Black	George	Marsico	Steelman
Blaum	Gerlach	Mayernik	Steighner
Bowley	Gigliotti	Melio	Stetler
Boyes	Godshall	Merry	Stish
Broujos	Gruitza	Michlovic	Strittmatter
Brown	Gruppo	Micozzie	Stuban
Bunt	Hagarty	Mihalich	Sturla
Bush	Haluska	Mrkonc	Surra
Butkovitz	Hanna	Mundy	Tangretti
Caltagirone	Harley	Murphy	Taylor, E. Z.
Cappabianca	Harper	Nahill	Taylor, F.
Carlson	Hasay	Nailor	Taylor, J.
Carone	Hayden	Nickol	Telek
Cawley	Hayes	Noye	Thomas
Cessar	Heckler	Nyce	Tigue
Chadwick	Herman	O'Brien	Tomlinson
Civera	Hershey	Olasz	Trello
Clark	Hess	Oliver	Trich
Clymer	Hughes	Perzel	Tulli
Cohen	Itkin	Pesci	Uliana
Colafigella	Jadlowiec	Petrarca	Van Horne
Colaizzo	James	Petrone	Vance
Cole	Jarolin	Phillips	Veon
Cornell	Johnson	Piccola	Vroon
Corrigan	Josephs	Pistella	Wambach
Cowell	Kaiser	Pitts	Williams
Coy	Kasunic	Preston	Wilson
DeLuca	Kenney	Raymond	Wogan
DeWeese	King	Reber	Wozniak
Daley	Kosinski	Reinard	Wright, D. R.
Davies	Krebs	Richardson	Wright, M. N.
Dempsey	Kruszewski	Rieger	Wright, R. C.
Dent	Kukovich	Ritter	
Dermody	LaGrotta	Robinson	O'Donnell,
Donatucci	Langtry	Roebuck	Speaker
Durham	Laughlin		

NAYS—0

NOT VOTING—3

Carn Flick Gladeck
EXCUSED—0

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 1106, PN 1256**, entitled:

An Act amending the act of July 2, 1984 (P. L. 545, No. 109), known as the "Capital Loan Fund Act," repealing expiration dates for approval of loans or other aid.

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—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucy	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Bowley	Gerlach	Marsico	Steighner
Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colaifella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 1058, PN 1753**, entitled:

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," providing for residency requirements for certain township officials.

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	Durham	Langtry	Roebuck
Adolph	Evans	Laughlin	Rudy
Allen	Fairchild	Lawless	Ryan
Anderson	Fajt	Lee	Saloom
Angstadt	Fargo	Leh	Saurman
Argall	Farmer	Lescovitz	Scheetz
Armstrong	Fee	Levdansky	Schuler
Arnold	Fleagle	Linton	Scrimenti
Barley	Flick	Lloyd	Semmel
Battisto	Foster	Lucy	Serafini
Belardi	Fox	McCall	Smith, B.
Belfanti	Freeman	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Bowley	Gerlach	Marsico	Steighner
Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colaifella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker

NAYS—0
NOT VOTING—1

Freind

EXCUSED—0

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 1296**, **PN 1494**, entitled:

An Act amending the act of June 21, 1939 (P. L. 626, No. 294), referred to as the "Second Class County Assessment Law," providing for reduction of tax rates in certain cases.

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	Durham	LaGrotta	Roebuck
Adolph	Evans	Langtry	Rudy
Allen	Fairchild	Laughlin	Ryan
Anderson	Fajt	Lawless	Saloom
Angstadt	Fargo	Lee	Saurman
Argall	Farmer	Leh	Scheetz
Armstrong	Fee	Lescovitz	Schuler
Arnold	Fleagle	Levdansky	Scrimenti
Barley	Flick	Linton	Semmel
Battisto	Foster	Lloyd	Serafini
Belardi	Fox	Lucyk	Smith, B.
Belfanti	Freeman	McCall	Smith, S. H.
Billow	Freind	McGeehan	Snyder, D. W.
Birmelin	Gallen	McHale	Snyder, G.
Bishop	Gamble	McHugh	Staback
Black	Gannon	McNally	Stairs
Blaum	Geist	Majale	Steelman
Bowley	George	Markosek	Steighner
Boyes	Gerlach	Marsico	Stetler
Broujos	Gigliotti	Mayernik	Stish
Brown	Gladeck	Melio	Strittmatter
Bunt	Godshall	Merry	Stuban
Bush	Gruitza	Michlovic	Sturla
Butkovitz	Gruppo	Micozzie	Surra
Caltagirone	Hagarty	Mrkonic	Tangretti
Cappabianca	Haluska	Mundy	Taylor, E. Z.
Carlson	Hanna	Murphy	Taylor, F.
Carn	Harley	Nahill	Taylor, J.
Carone	Harper	Nailor	Telek
Cawley	Hasay	Nickol	Thomas
Cessar	Hayden	Noye	Tigue
Chadwick	Hayes	Nyce	Tomlinson
Civera	Heckler	O'Brien	Trello
Clark	Herman	Olasz	Trich
Clymer	Hershey	Oliver	Tulli
Cohen	Hess	Perzel	Uliana
Colafiglia	Hughes	Pesci	Van Horne
Colaizzo	Itkin	Petrarca	Vance
Cole	Jadlowiec	Petrone	Veon

Cornell	James	Phillips	Vroon
Corrigan	Jarolin	Piccola	Wambach
Cowell	Johnson	Pistella	Williams
Coy	Josephs	Pitts	Wilson
DeLuca	Kaiser	Preston	Wogan
DeWeese	Kasunic	Raymond	Wozniak
Daley	Kenney	Reber	Wright, D. R.
Davies	King	Reinard	Wright, M. N.
Dempsey	Kosinski	Richardson	Wright, R. C.
Dent	Krebs	Rieger	
Dermody	Kruszewski	Ritter	O'Donnell,
Donatucci	Kukovich	Robinson	Speaker

NAYS—0

NOT VOTING—1

Mihalich

EXCUSED—0

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 1306**, **PN 1504**, entitled:

An Act amending the act of June 18, 1982 (P. L. 547, No. 158), referred to as the "Clerk of Courts Fee Law," providing for establishment of fees by the clerk of courts; and making an editorial change.

On the question,
Will the House agree to the bill on third consideration?
Mr. LLOYD offered the following amendment No. A1204:

Amend Sec. 2 (Sec. 1.1), page 2, line 29, by striking out "class" and inserting
, second A, third, fourth, fifth, sixth, seventh and eighth classes

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

The SPEAKER. On that question, the Chair recognizes Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, the bill which is currently before us would give the clerk of courts of Allegheny County the authority to raise fees with the approval of the president judge. My amendment would extend that same opportunity to all of the smaller counties. We did a similar thing in the last session for the register of wills, and that legislation was also amended to apply to all of the smaller counties, and I would ask for the same consideration for the clerk of courts. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes Mr. Hess.

Mr. HESS. Thank you, Mr. Speaker.

Could I interview the maker of the amendment, please?

The SPEAKER. The gentleman indicates he is willing to be interrogated. The gentleman may proceed.

Mr. HESS. Mr. Speaker, under that amendment, right now the way it is, does it have to have the approval of the president judge?

Mr. LLOYD. The president judge, yes.

Mr. HESS. Under present law now, in the sixth-, seventh-, and eighth-class counties, does it require the approval of the judge?

Mr. LLOYD. It is my understanding that under the law now, they may charge only those fees which are set by statute. The purpose of this bill is to allow the counties to adjust the fees on their own without having to come to us. The purpose of the amendment is to make sure that all counties have that same option, not just Allegheny County.

Mr. HESS. It is my understanding, at present, with the exception of some of the larger counties such as Philadelphia, the clerk of courts has the right to set certain fees within a certain parameter without the approval of the court if he does it within a certain timetable.

Mr. LLOYD. In the first place, this legislation does not apply to Philadelphia; this applies only to second-class counties and below, the fee act which is being amended.

Secondly, if you look in the legislation itself on HB 1306, the first page, it starts in line 17, "The fees to be charged and collected by the clerks of courts..." and so forth, "...shall be as follows:" and then on page 2, "A fee of not less than \$35 nor more than \$100 for..." certain kinds of things and down the list.

What the legislation, as introduced, would do is to create an exception for Allegheny County which would say that Allegheny County may disregard those parameters set in the statute and may set the fees wherever they believe is appropriate with the approval of the president judge. All I am saying is, if it is good enough for Allegheny County, it is good enough for my county and your county.

Mr. HESS. Mr. Speaker, I have no problem with that. My problem is with the other counties having to have approval of the court.

Mr. LLOYD. I could not hear that question.

Mr. HESS. I said I had no problem with that. My problem would be with having the other counties which you are allowing to do the same thing as Allegheny County, that they would have to go back for approval of the court.

Mr. LLOYD. That is correct, but the fact of the matter is that under the law now, they may not go above the dollar figure set specifically in the fee law. Under the legislation which Mr. Pistella has brought before us, Allegheny County— For example, take the first one, "A fee of not less than \$35 nor more than \$100 for...all misdemeanor and felony cases disposed of at any time during or after trial." Under the law now, you are correct. A county clerk of courts may go anywhere between \$35 and \$100. The clerk of courts may not go above \$100 unless you and I say that he may. Under Mr. Pistella's legislation, the clerk of courts may go anywhere, including \$500 if he wanted to, with the approval of the president judge of the county. What I am saying is that if we are going to allow Allegheny County to go above \$100, then Somerset County ought to be allowed to go above \$100.

The procedure of having the president judge approve this was something adopted by the legislature last year in the case

of the office of the register of wills in which we said we were willing to give this fee-setting authority to the county row office, but we wanted to make sure that there was some check and balance on that, and the check and balance that we prescribed was to have the president judge have to sign off on the approval.

Mr. HESS. Thank you, Mr. Speaker.

I understand where you are going now, and I approve your amendment.

The SPEAKER. The Chair recognizes Mr. Vroon.

Mr. VROON. Mr. Speaker, may I interrogate the maker of the amendment?

The SPEAKER. The gentleman indicates he is willing to be interrogated. The gentleman may proceed.

Mr. VROON. Mr. Speaker, are you now telling us in effect that most all of the counties under this provision of yours will have wide-open latitude as to the setting of fees?

Mr. LLOYD. Mr. Speaker, what I am suggesting is that the bill that is before us would give that wide-open latitude, as you characterize it, to the county of Allegheny. If Allegheny County is going to have that wide-open latitude, then I do not see any reason why every other county should not have that same opportunity. That is consistent with what you and I voted to do in the last session when we gave the power to the register of wills in all counties from Allegheny down to eighth class to adjust the fees.

Mr. VROON. All right.

Mr. Speaker, may I comment?

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

Mr. VROON. Mr. Speaker, I have to question in my own thinking whether or not, just for the sake of having one mistake, we want to make a bigger mistake by putting this wide open so that court fees can be charged almost arbitrarily in the various courts involved across our Commonwealth. I wonder if we really want to do that. I have a serious question in my mind. I agree with the philosophy that Mr. Lloyd enunciated: if Allegheny County can do it, the rest of us should be able to do it, too. But one mistake does not justify another 66 mistakes across the Commonwealth, and it could be that high. I have to question the propriety of this amendment for that reason. I do not think we should have passed the other one in the first place.

I would vote "no" on this amendment because I think it is wrong, the whole idea is wrong, not out of any reflection on my colleague.

The SPEAKER. The Chair recognizes Mr. Billow.

Mr. BILLOW. Thank you, Mr. Speaker.

As a former prothonotary, I would like to give some input as to why I support this amendment.

The people who utilize the services in the clerk of courts' and prothonotary's offices pay for those services, and the office is self-sustaining, but if they do not have an opportunity to be able to adjust the rates according to what they need for supplies, materials, office equipment, additional help, then the county taxpayer is going to be paying the burden.

So I am strongly in favor of this. I do think that it is an advantage to have the clerk of courts go to the president judge so that you do have some restraining motivation there in the event he should try to raise the rates above and beyond what he actually needs.

I strongly urge the members of this group to support the Lloyd amendment. Thank you.

The SPEAKER. The Chair recognizes Mr. Heckler.

Mr. HECKLER. Thank you, Mr. Speaker.

I also rise in support of the Lloyd amendment. We have over the last several years, for a variety of reasons, imposed ever-increasing fees on citizens, in particular those who find themselves in the criminal courts. We impose the responsibility for keeping track of those fees, calculating them and attempting to collect them, upon the clerk of courts. All of that money comes to the Commonwealth but represents a cost for additional clerical services which is borne at the county level. This legislation would provide the opportunity for the county to set appropriate fees, with the supervision of the court, to at least recoup some of those expenses, and I think it is appropriate that that opportunity be extended to all of the counties in the State. Thank you.

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

The following roll call was recorded:

YEAS—200

Acosta	Durham	Langtry	Robinson
Adolph	Evans	Laughlin	Roebuck
Allen	Fairchild	Lawless	Rudy
Anderson	Fajt	Lee	Ryan
Angstadt	Fargo	Leh	Saloom
Argall	Farmer	Lescovitz	Scheetz
Armstrong	Fee	Levdansky	Schuler
Arnold	Fleagle	Linton	Scrimenti
Barley	Flick	Lloyd	Semmel
Battisto	Foster	Lucyk	Serafini
Belardi	Fox	McCall	Smith, B.
Belfanti	Freeman	McGeehan	Smith, S. H.
Billow	Freind	McHale	Snyder, D. W.
Birmelin	Gallen	McHugh	Snyder, G.
Bishop	Gamble	McNally	Staback
Black	Gannon	Maiale	Stairs
Blaum	Geist	Markosek	Steelman
Bowley	George	Marsico	Steighner
Boyes	Gerlach	Mayernik	Stetler
Broujos	Gigliotti	Melio	Stish
Brown	Gladeck	Merry	Strittmatter
Bunt	Godshall	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colafrella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Wambach

Corrigan	Johnson	Piccola	Williams
Cowell	Josephs	Pistella	Wilson
Coy	Kaiser	Pitts	Wogan
DeLuca	Kasunic	Preston	Wozniak
DeWeese	Kenney	Raymond	Wright, D. R.
Daley	King	Reber	Wright, M. N.
Davies	Kosinski	Reinard	Wright, R. C.
Dempsey	Krebs	Richardson
Dent	Kruszewski	Rieger	O'Donnell,
Dermody	Kukovich	Ritter	Speaker
Donatucci	LaGrotta		

NAYS—2

Saurman Vroon

NOT VOTING—1

Gruitza

EXCUSED—0

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

On the question,

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

Bill 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	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Scheetz
Argall	Fee	Lescovitz	Schuler
Armstrong	Fleagle	Levdansky	Scrimenti
Arnold	Flick	Linton	Semmel
Barley	Foster	Lloyd	Serafini
Battisto	Fox	Lucyk	Smith, B.
Belardi	Freeman	McCall	Smith, S. H.
Belfanti	Freind	McGeehan	Snyder, D. W.
Billow	Gallen	McHale	Snyder, G.
Birmelin	Gamble	McHugh	Staback
Bishop	Gannon	McNally	Stairs
Black	Geist	Maiale	Steelman
Bowley	George	Markosek	Steighner
Boyes	Gerlach	Marsico	Stetler
Broujos	Gigliotti	Mayernik	Stish
Brown	Gladeck	Melio	Strittmatter
Bunt	Godshall	Merry	Stuban
Bush	Gruppo	Michlovic	Sturla
Butkovitz	Hagarty	Micozzie	Surra
Caltagirone	Haluska	Mihalich	Tangretti
Cappabianca	Hanna	Mrkonic	Taylor, E. Z.
Carlson	Harley	Mundy	Taylor, F.
Carn	Harper	Murphy	Taylor, J.
Carone	Harper	Nahill	Telek
Cawley	Hasay	Nailor	Thomas
Cessar	Hayden	Nickol	Tigue
Chadwick	Hayes	Noye	Tomlinson
Civera	Heckler	Nyce	Trello
Clark	Herman	O'Brien	Trich
Clymer	Hershey	Olasz	Tulli
Cohen	Hess	Oliver	Uliana
Colafrella	Hughes	Perzel	Van Horne
Colaizzo	Itkin	Pesci	Vance
Cole	Jadlowiec	Petrarca	Veon

Cornell	James	Petrone	Vroon
Corrigan	Jarolin	Phillips	Wambach
Cowell	Johnson	Piccola	Williams
Coy	Josephs	Pistella	Wilson
DeLuca	Kaiser	Pitts	Wogan
DeWeese	Kasunic	Preston	Wozniak
Daley	Kenney	Raymond	Wright, D. R.
Davies	King	Reinard	Wright, M. N.
Dempsey	Kosinski	Richardson	Wright, R. C.
Dent	Krebs	Rieger	
Dermody	Kruszewski	Ritter	O'Donnell,
Donatucci	Kukovich	Robinson	Speaker
Durham	LaGrotta		

NAYS—3

Blaum	Reber	Saurman
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NOT VOTING—0

EXCUSED—0

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 1308, PN 1506**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing a six-year limitation for inverse condemnation; and repealing the five-year and twenty-one year limitation for inverse condemnation.

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	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Boyes	Gerlach	Marsico	Steighner
Broujos	Gigliotti	Mayernik	Stetler
Brown	Gladeck	Melio	Stish
Bunt	Godshall	Merry	Strittmatter
Bush	Gruitza	Michlovic	Stuban
Butkovitz	Gruppo	Micozzie	Sturla
Callagiron	Hagarty	Mihalich	Surra
Cappabianca	Haluska	Mrkonic	Tangretti

Carlson	Hanna	Mundy	Taylor, E. Z.
Carn	Harley	Murphy	Taylor, F.
Carone	Harper	Nahill	Taylor, J.
Cawley	Hasay	Nailor	Telek
Cessar	Hayden	Nickol	Thomas
Chadwick	Hayes	Noye	Tigue
Civera	Heckler	Nyce	Tomlinson
Clark	Herman	O'Brien	Trello
Clymer	Hershey	Olasz	Trich
Cohen	Hess	Oliver	Tulli
Colafella	Hughes	Perzel	Uliana
Colaizzo	Itkin	Pesci	Van Horne
Cole	Jadlowiec	Petrarca	Vance
Cornell	James	Petrone	Veon
Corrigan	Jarolin	Phillips	Vroon
Cowell	Johnson	Piccola	Wambach
Coy	Josephs	Pistella	Williams
DeLuca	Kaiser	Pitts	Wilson
DeWeese	Kasunic	Preston	Wogan
Daley	Kenney	Raymond	Wozniak
Davies	King	Reber	Wright, D. R.
Dempsey	Kosinski	Reinard	Wright, M. N.
Dent	Krebs	Richardson	Wright, R. C.
Dermody	Kruszewski	Rieger	
Donatucci	Kukovich	Ritter	O'Donnell,
Durham	LaGrotta	Robinson	Speaker

NAYS—1

Bowley

NOT VOTING—0

EXCUSED—0

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 1009, PN 1146**, entitled:

An Act requiring the Pennsylvania Historical and Museum Commission to cause the graves of former Governors of Pennsylvania to be decorated with flags on Memorial Day.

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	Durham	LaGrotta	Roebuck
Adolph	Evans	Langtry	Rudy
Allen	Fairchild	Laughlin	Ryan
Anderson	Fajt	Lawless	Saloom
Angstadt	Fargo	Lee	Saurman
Argall	Farmer	Leh	Scheetz
Armstrong	Fee	Lescovitz	Schuler
Arnold	Fleagle	Levdansky	Scrimenti
Barley	Flick	Linton	Semmel
Battisto	Foster	Lloyd	Serafini
Belardi	Fox	Lucyk	Smith, B.
Belfanti	Freeman	McCall	Smith, S. H.
Billow	Freind	McGeehan	Snyder, D. W.

Birmelin	Gallen	McHale	Snyder, G.
Bishop	Gamble	McHugh	Staback
Black	Gannon	McNally	Stairs
Blaum	Geist	Maiale	Steelman
Bowley	George	Markosek	Steighner
Boyes	Gerlach	Marsico	Stetler
Broujos	Gigliotti	Mayernik	Stish
Brown	Gladeck	Melio	Strittmatter
Bunt	Godshall	Merry	Stuban
Bush	Gruitza	Michlovic	Sturla
Butkovitz	Gruppo	Micozzie	Surra
Caltagirone	Hagarty	Mihalich	Tangretti
Cappabianca	Haluska	Mrkonic	Taylor, E. Z.
Carlson	Hanna	Mundy	Taylor, F.
Carn	Harley	Murphy	Taylor, J.
Carone	Harper	Nahill	Telek
Cawley	Hasay	Nailor	Thomas
Cessar	Hayden	Noye	Tigue
Chadwick	Hayes	Nyce	Tomlinson
Civera	Heckler	O'Brien	Trello
Clark	Herman	Olasz	Trich
Clymer	Hershey	Oliver	Tulli
Cohen	Hess	Perzel	Uliana
Colafrella	Hughes	Pesci	Van Horne
Colaizzo	Itkin	Petrarca	Vance
Cole	Jadlowiec	Petrone	Veon
Cornell	James	Phillips	Vroon
Corrigan	Jarolin	Piccola	Wambach
Cowell	Johnson	Pistella	Williams
Coy	Josephs	Pitts	Wilson
DeLuca	Kaiser	Preston	Wogan
DeWeese	Kasunic	Raymond	Wozniak
Daley	Kenney	Reber	Wright, D. R.
Davies	King	Reinard	Wright, M. N.
Dempsey	Kosinski	Richardson	Wright, R. C.
Dent	Krebs	Rieger	
Dermody	Kruszewski	Ritter	O'Donnell,
Donatucci	Kukovich	Robinson	Speaker

NAYS—1

Nickol

NOT VOTING—0

EXCUSED—0

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.

RESOLUTION

Mr. SERAFINI called up HR 139, PN 1912, entitled:

A Resolution proclaiming June 24, 1991, as "Financial Woman International Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—201

Acosta	Evans	Langtry	Rudy
Adolph	Fairchild	Laughlin	Ryan
Allen	Fajt	Lawless	Saloom
Anderson	Fargo	Lee	Saurman
Angstadt	Farmer	Leh	Scheetz
Argall	Fee	Lescovitz	Schuler
Armstrong	Fleagle	Levdansky	Scrimenti
Arnold	Flick	Linton	Semmel
Barley	Foster	Lloyd	Serafini

Battisto	Fox	Lucyk	Smith, B.
Belardi	Freeman	McCall	Smith, S. H.
Belfanti	Freind	McGeehan	Snyder, D. W.
Billow	Gallen	McHale	Snyder, G.
Birmelin	Gamble	McHugh	Staback
Bishop	Gannon	McNally	Stairs
Black	Geist	Maiale	Steelman
Blaum	George	Markosek	Steighner
Bowley	Gerlach	Marsico	Stetler
Boyes	Gigliotti	Mayernik	Stish
Broujos	Gladeck	Melio	Strittmatter
Brown	Godshall	Merry	Stuban
Bunt	Gruitza	Michlovic	Sturla
Bush	Gruppo	Micozzie	Surra
Butkovitz	Hagarty	Mihalich	Tangretti
Caltagirone	Haluska	Mundy	Taylor, E. Z.
Cappabianca	Hanna	Murphy	Taylor, F.
Carlson	Harley	Nahill	Taylor, J.
Carn	Harper	Nailor	Telek
Carone	Hasay	Nickol	Thomas
Cawley	Hayden	Noye	Tigue
Cessar	Hayes	Nyce	Tomlinson
Chadwick	Heckler	O'Brien	Trello
Civera	Herman	Olasz	Trich
Clark	Hershey	Oliver	Tulli
Clymer	Hess	Perzel	Uliana
Cohen	Hughes	Pesci	Van Horne
Colafrella	Itkin	Petrarca	Vance
Colaizzo	Jadlowiec	Petrone	Veon
Cole	James	Phillips	Vroon
Cornell	Jarolin	Piccola	Wambach
Corrigan	Johnson	Pistella	Williams
Cowell	Josephs	Pitts	Wilson
Coy	Kaiser	Preston	Wogan
DeLuca	Kasunic	Raymond	Wozniak
DeWeese	Kenney	Reber	Wright, D. R.
Daley	King	Reinard	Wright, M. N.
Davies	Kosinski	Richardson	Wright, R. C.
Dent	Krebs	Rieger	
Dermody	Kruszewski	Ritter	O'Donnell,
Donatucci	Kukovich	Robinson	Speaker
Durham	LaGrotta	Roebuck	

NAYS—0

NOT VOTING—2

Dempsey Mrkonic

EXCUSED—0

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that the rules be suspended to permit immediate consideration of HR 149.

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

The following roll call was recorded:

YEAS—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel

Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Bowley	Gerlach	Marsico	Steighner
Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colafiglia	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

RESOLUTION ADOPTED

The SPEAKER. The House immediately considers HR 149, which is called up by the lady, Ms. Steelman, and which will be read by the clerk.

The following resolution was read:

House Resolution No. 149

A RESOLUTION

Commemorating the importance of Flag Day.

WHEREAS, On August 3, 1949, the United States Congress proclaimed that the 14th day of June of each year shall be designated as "Flag Day"; and

WHEREAS, In this proclamation, the United States Congress called upon officials of the government to urge the people of the nation to observe the day "as the anniversary of the adoption on

June 14, 1777, by the Continental Congress of the stars and stripes as the official flag of the United States of America"; and

WHEREAS, The Commonwealth of Pennsylvania encourages all of its citizens to pay tribute to and honor the flag of the United States as a symbol of freedom, liberty and justice throughout the world and to remember the dedication, sacrifices and hardships which have been made by generations of Americans in support and defense of the ideals of freedom and liberty embodied in the symbol of the United States flag; therefore be it

RESOLVED, That the House of Representatives encourage the citizens of this Commonwealth to proudly display the flag of the United States not only on Flag Day but every day of the year to show their support and appreciation for the individual rights and freedoms they enjoy in a democratic society as United States citizens; and be it further

RESOLVED, That this Commonwealth recognize the vital importance which June 14th of each year, Flag Day, plays in molding the character and conscience of our nation; and be it further

RESOLVED, That this Commonwealth recognize the need to make the citizens of this Commonwealth aware of the symbolic importance inherent in the flag of the United States; and be it further

RESOLVED, That this Commonwealth recognize the importance that each citizen realizes the true meaning of being a citizen of the United States and adheres to the principles of freedom, liberty and justice, at home and abroad, recognizing that there are people of other nations who live in the darkness of tyranny and oppression without ever having experienced the light of freedom and democracy; and be it further

RESOLVED, That the House of Representatives encourage all its members to actively promote the celebration of Flag Day in their respective districts and the need for devotion to the United States of America and the ideals for which the stars and stripes stand.

Sara G. Steelman
P. Michael Sturla
Stephen H. Stetler
Ron Gamble
Thomas A. Tangretti
Ralph Kaiser
Leona G. Telek
Daniel L. Anderson
Louise Williams Bishop

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Bowley	Gerlach	Marsico	Steighner
Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish

Brown	Godshall	Merry	Strittmatter
Bunt	Gruiza	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkoncic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colafella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

NAYS—0

NOT VOTING—0

EXCUSED—0

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

The SPEAKER. The Chair recognizes the lady, Ms. Steelman.

Ms. STEELMAN. Mr. Speaker, I would like to ask to have the resolution held open at the clerk's desk in order to permit other Representatives to sign on as cosponsors if they should desire to do so.

The SPEAKER. The Chair thanks the lady.

The resolution will be held at the desk for cosponsorship. The clerk will please take note.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 1018, PN 1155**, entitled:

An Act amending the act of July 15, 1976 (P. L. 1036, No. 208), known as the "Volunteer Fire Company, Ambulance Service and Rescue Squad Assistance Act," increasing the borrowing authority limit and eliminating a countersignature.

On the question,

Will the House agree to the bill on third consideration?

Mr. ARGALL offered the following amendments No. A0817:

Amend Title, page 1, line 12, by removing the period after 'countersignature' and inserting

and conforming certain provisions.
 Amend Bill, page 1, by inserting between lines 14 and 15 Section 1. Section 6(a) of the act of July 15, 1976 (P.L.1036, No.208), known as the Volunteer Fire Company, Ambulance Service and Rescue Squad Assistance Act, is amended to read:
 Section 6. Powers and Duties of the Department.—(a) The powers and duties of the department shall be:
 (1) to appoint agents, employees, necessary to the administration of this act, and to prescribe their duties and to fix their compensation within the limitations provided by law;
 (2) to accept grants from the Federal Government and any other individual, agency, or government for use in the Volunteer Companies Loan Fund;
 (3) to loan money over a term of years, but in no case in excess of [ten] 15 years; and
 (4) to promulgate such rules and regulations as it deems necessary to carry out its powers and duties of this act.

Amend Sec. 1, page 1, line 15, by striking out "1" and inserting

2

Amend Sec. 1, page 1, lines 15 through 17, by striking out "of July 15," in line 15, all of line 16 and "Ambulance Service and Rescue Squad Assistance Act" in line 17

Amend Sec. 2, page 3, line 22, by striking out "2" and inserting

3

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

The SPEAKER. On that question, the Chair recognizes Mr. Argall.

Mr. ARGALL. Mr. Speaker, this amendment would amend the bill which Representative McCall and I had passed last year. The bill contained one technical change which needs to be amended at this point.

In doing the bill last year, we created a new category of loans for aerial apparatus in amounts not to exceed \$150,000. Because of the amount of these loans, a 15-year repayment period was permitted for loans in excess of \$100,000. Unfortunately, we only changed at that time one reference to the previous 10-year limit. This amendment would correct this inconsistency.

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

The following roll call was recorded:

YEAS—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scriminti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Bowley	Gerlach	Marsico	Steighner

Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colafella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

NAYS—0

NOT VOTING—0

EXCUSED—0

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—203

Acosta	Evans	Langtry	Roebuck
Adolph	Fairchild	Laughlin	Rudy
Allen	Fajt	Lawless	Ryan
Anderson	Fargo	Lee	Saloom
Angstadt	Farmer	Leh	Saurman
Argall	Fee	Lescovitz	Scheetz
Armstrong	Fleagle	Levdansky	Schuler
Arnold	Flick	Linton	Scrimenti
Barley	Foster	Lloyd	Semmel
Battisto	Fox	Lucyk	Serafini
Belardi	Freeman	McCall	Smith, B.
Belfanti	Freind	McGeehan	Smith, S. H.
Billow	Gallen	McHale	Snyder, D. W.
Birmelin	Gamble	McHugh	Snyder, G.
Bishop	Gannon	McNally	Staback
Black	Geist	Maiale	Stairs
Blaum	George	Markosek	Steelman
Bowley	Gerlach	Marsico	Steighner

Boyes	Gigliotti	Mayernik	Stetler
Broujos	Gladeck	Melio	Stish
Brown	Godshall	Merry	Strittmatter
Bunt	Gruitza	Michlovic	Stuban
Bush	Gruppo	Micozzie	Sturla
Butkovitz	Hagarty	Mihalich	Surra
Caltagirone	Haluska	Mrkonic	Tangretti
Cappabianca	Hanna	Mundy	Taylor, E. Z.
Carlson	Harley	Murphy	Taylor, F.
Carn	Harper	Nahill	Taylor, J.
Carone	Hasay	Nailor	Telek
Cawley	Hayden	Nickol	Thomas
Cessar	Hayes	Noye	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Olasz	Trich
Clymer	Hess	Oliver	Tulli
Cohen	Hughes	Perzel	Uliana
Colafella	Itkin	Pesci	Van Horne
Colaizzo	Jadlowiec	Petrarca	Vance
Cole	James	Petrone	Veon
Cornell	Jarolin	Phillips	Vroon
Corrigan	Johnson	Piccola	Wambach
Cowell	Josephs	Pistella	Williams
Coy	Kaiser	Pitts	Wilson
DeLuca	Kasunic	Preston	Wogan
DeWeese	Kenney	Raymond	Wozniak
Daley	King	Reber	Wright, D. R.
Davies	Kosinski	Reinard	Wright, M. N.
Dempsey	Krebs	Richardson	Wright, R. C.
Dent	Kruszewski	Rieger	
Dermody	Kukovich	Ritter	O'Donnell,
Donatucci	LaGrotta	Robinson	Speaker
Durham			

NAYS—0

NOT VOTING—0

EXCUSED—0

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 1275, PN 1462**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. McNALLY offered the following amendment No. A1361:

Amend Sec. 1 (Sec. 1121), page 3, line 16, by inserting after "jurisdiction."
The promotion, transfer, recall, hiring or discharge of any person to or from the position of extra police officer solely for reasons of political affiliation with or support of any individual, group of individuals or political party shall be unlawful.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes Mr. McNally.

Mr. McNALLY. Thank you, Mr. Speaker.

I am offering this amendment to HB 1275. What the amendment does is that it would simply make it unlawful to promote, transfer, recall, hire, or discharge any person to or from the position of extra police officer solely for reasons of political affiliation with or support of any individual, group of individuals, or political party.

This legislation that is before us would permit municipalities to hire extra police officers outside the civil service system, and while I think we all understand the need for extra police officers, I think that we ought to have some sort of protection for these individuals who want to be extra police officers or who are extra police officers so that they are not subjected to any kind of political pressure from borough or township officials to change the way they exercise their duties as police officers.

There is, I think, a valid concern and a reason, from my own experience, for which I am offering this amendment. I know, for example, in the past, prior to the civil service laws being enacted, that politicians sometimes used their control and power over police officers to change the way that laws were enforced. I do not think that is what we want in this legislation. I think that we ought to support this amendment. I would appreciate your vote. Thank you.

The SPEAKER. The Chair recognizes Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, I rise in very strong opposition to this amendment.

First, there has been no need demonstrated. There is certainly a need for HB 1275. HB 1275 requires the clarification of this issue for municipalities, for all of your townships and boroughs, which for decades have had part-time policemen, which serve a very important function and which economize for boroughs in a time of financial difficulty. So there is no need at all for this; it has not been demonstrated.

Secondly, why do we not include this in every single law in Pennsylvania concerning appointment or hiring of people? This standard has already been enunciated by the Supreme Court. In about 1981, the Supreme Court of the United States held that you cannot hire and fire for political purposes, and that has been reiterated down through case after case. So there is no need for this in statute.

In addition, once this is incorporated into statute, you are going to have defense attorneys out there taking their defendants and saying, well, look, at least there is a defense there; maybe this guy contributed \$5 to a borough candidate when he ran for office, and that is a political hiring because he contributed to his campaign. This will have a very chilling effect on the normal and proper political activities that go on in the election of borough candidates, a very healthy situation. However, this will distort it. This will create a problem that will end up in extensive litigation, and you will have your boroughs and townships being faced with court cases to defend what is some political affiliation; it is presumed to be a political affiliation. It is a red flag that is going to be there for counsel to use.

The final point I want to make is that by raising the question of a political affiliation, it begs the question of, what is a political affiliation? If you look at the language, I think which is poorly drafted, it says, "...for reasons of political affiliation with or support of any individual, group of individuals..." The question arises, is there any adjective antecedent to the words "individual," "group of individuals"? Is it not possible to interpret this amendment to say that support of any group, regardless even of political affiliation, shall be unlawful?

I think that there is an ambiguity here. I think this ambiguity will lead to more litigation, and I strongly ask for the defeat of this amendment.

The SPEAKER. The Chair recognizes Mr. Davies.

Mr. DAVIES. Mr. Speaker, would the maker of the amendment stand for one or two questions?

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

Mr. DAVIES. Mr. Speaker, having formerly been a teacher for some 22 years, in many instances I am asked to give references for people in these positions. In the event now that I am in politics for some time, if I give that reference, that would then essentially damn that person because of the fact that then it becomes a political affiliation. Is that correct?

Mr. McNALLY. No, Mr. Speaker. If you look at the language of the amendment, the amendment actually says that promotion, transfer, and other employment decisions cannot be done solely for reasons of political affiliation or support. The idea here is that I think that from time to time we have all indicated or recommended or provided letters of reference for people who apply for a position as a police officer, and that is only a letter of reference or a letter indicating the character of that individual, and that in and of itself by no means would constitute the sole reason for a person being hired or promoted. Presumably there are many other factors that would go into the employment decision; namely, the actual qualifications of the individual, some sort of performance in a formal evaluation of that candidate. So the answer to your question is no.

Mr. DAVIES. Thank you.

The SPEAKER. The Chair recognizes Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I rise in support of the McNally amendment. I talked to the Fraternal Order of Police, and they feel very strongly that any officers hired under this bill will need the protection of this amendment.

So I rise in support of the amendment and ask for your support.

The SPEAKER. The Chair recognizes Mr. Gamble.

Mr. GAMBLE. Mr. Speaker, I rise to oppose this amendment. This amendment creates a loophole that could allow drug dealers and other dangerous criminals to go free. It undercuts the part-time police operation that we have in many, many small communities in Pennsylvania, including my hometown.

This is an F.O.P. amendment, and this goes in the face of legislation that has just been introduced to remove a loophole that says that all part-time police with equal training to full-time police have equal arrest powers. This is another angle on that subject. If this amendment is adopted and part-time police officers catch someone with a truckload of cocaine or heroin, that criminal would be able to defend himself and possibly go scot-free because an officer contributed money to a political party or campaigned for some political candidate. That is the American way. We are penalizing the system because someone was a good citizen. This is crazy, Mr. Speaker. We should be putting these people behind bars and not be putting obstacles up in front of our part-time police across this State.

Let us vote this McNally amendment down.

The SPEAKER. The Chair recognizes Mr. Heckler.

Mr. HECKLER. I would ask to interrogate the maker of the amendment.

The SPEAKER. The gentleman is in order. The gentleman indicates he is willing to be interrogated. The gentleman may proceed.

Mr. HECKLER. Thank you, Mr. Speaker.

Mr. Speaker, this legislation was proposed because criminal defendants successfully challenged their arrests in certain counties attacking the legality of the employment of the part-time police officers employed by certain boroughs.

Would you agree that the language of this amendment would create the ability of persons, persons aside from the employee himself, to challenge the lawfulness of that person's hiring?

Mr. McNALLY. No, Mr. Speaker, I would not agree with that, and let me explain why. I think that particular argument that is being made is somewhat specious. The reason is that the most recent case that I am aware of dealing with the legality of arrest by part-time police officers indicated in that opinion—and I am not thoroughly familiar with that opinion—but my recollection is that the court wrote that protections that we enact for the benefit of the police officer cannot be used as a basis for challenging the legality of an arrest. In fact, the cases which Mr. Broujos and Mr. Gamble had alluded to were overturned by courts in this State and in fact those arrests were deemed to be legal by part-time officers, because, as I indicated, a defendant does not have the right to use a civil service law, some civil service protection, as a basis for challenging the legality of an arrest. The civil service laws are to assure that people are judged in public employment on the basis of merit and not on the basis of politics. That has nothing to do with the legality of an arrest.

Mr. HECKLER. Mr. Speaker, what if any rights would your amendment, if enacted into law, create that do not presently exist under law?

Mr. McNALLY. Mr. Speaker, first of all, with respect to the argument that somehow rights would be created for criminal defendants, it is neither the intent of this amendment nor do I think the content of the amendment would create such a right.

Secondly, it does create a right for people who are either seeking employment as an extra police officer or who are currently employed as an extra police officer to be free from political pressure or to have political affiliation used in their employment relative to the employment decisions concerning them. The reason that that right does not exist, Mr. Broujos had alluded to a case, *Rutan v. the Republican Party of Illinois*, decided last June 1990, which said—almost identical language is used in this amendment—that people may not be promoted, transferred, recalled, hired, or discharged because of political affiliation or support, because that violated their first amendment, but they said that confidential employees could be hired or promoted, et cetera, for political reasons.

And so the question is, what is a confidential employee; what is a nonconfidential employee? I think that we ought to make it very clear that an extra police officer is not a confidential employee of the borough or township and therefore is entitled to the first amendment rights guaranteed under *Rutan v. the Republican Party of Illinois*.

Mr. HECKLER. One further question, Mr. Speaker. *Rutan* is simply the final case or the most recent case in a whole line of cases that goes back to the early eighties. *Elrod* was one of the early cases. It would have been my understanding that nobody thought police officers were confidential employees. Are you aware of any cases in the Federal courts that have held that regular line police officers would not fall within the protections of those free speech cases?

Mr. McNALLY. While I am not familiar with any specific cases, I would have to say that I have not thoroughly examined all of the cases. I do not know if there might be some cases out here. One concern that I have is that this law would be creating two different kinds of classifications of police officer, in a sense - one that is covered by civil service, another which is beyond the scope of civil service - and therefore those police officers, I think, while we would admit those included in civil service are nonconfidential employees and are guaranteed the protections of the *Rutan* case, the fact that we are creating this new classification might allow a court or some other body to conclude that extra police officers are confidential employees and therefore not entitled to those kinds of protections.

Mr. HECKLER. I would ask to make some brief comments, Mr. Speaker.

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

Mr. HECKLER. Thank you.

I would suggest that it is important that we pay careful attention both to this bill and this amendment. None of us is interested in creating a situation in which police officers are hired or fired or promoted simply because of some political patronage motivations. On the other hand, the bill that is before us has been introduced specifically to avoid confusion, the confusion that has existed because some smart lawyers succeeded in some counties in getting their particular defendants off by challenging the circumstances in which certain police officers were employed. Now the courts have more or

less straightened that situation out. I would suggest that if we are going to pass this legislation, including the McNally amendment is going to create a new set of questions, a new set of confusions.

I would agree with Mr. Broujos in his earlier comments that police officers, including part-time police officers, are protected by the Federal cases that prevent patronage from being the consideration in their personnel decisions. We certainly create the potential, although I am happy that the sponsor or the maker of this amendment has suggested that it is not his intention, we certainly create at least the possibility that smart defense lawyers are once again going to use this particular argument to attack the legality of the arrests of their clients, and so this legislation should pass without the confusion that will be added by the McNally amendment.

I would urge its defeat.

The SPEAKER. The Chair recognizes Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, I rise to address some very serious statements that were made by the speaker, Mr. McNally, when he said that the *Rutan v. Republican Party of Illinois* case indicated that confidential employees may be hired where political affiliation is involved, and he went on to say that police may be construed as confidential employees. I feel that is a gross distortion of the term "confidential" and of the role of police officers. They are not in the traditional confidential relationship to the employer in municipal government, so I will ask the House members to disregard that statement.

Very simply, this bill is to eliminate loopholes that exist now regarding arrest practices. I appreciate the remarks of the speaker, Representative Heckler, but I want to emphasize that the Superior Court decision recently did not really clarify the fact that part-time employees may be retained under certain conditions. It did not clarify it. This bill does clarify it. This bill says that municipalities may retain part-time police people. That means that we are simply eliminating a loophole. We are eliminating costly litigation for your boroughs and townships in a time of recession.

The amendment of McNally would re-create a loophole, let criminals off on technicalities, and defeat the purpose of our bill, and we ask for the defeat of this amendment.

The SPEAKER. The Chair recognizes Mr. McNally.

Mr. McNALLY. Thank you, Mr. Speaker.

I think that a couple points need to be reemphasized before the members vote on this particular amendment.

If I said that a police officer is a confidential employee, I do not remember saying that. I think what I did say is that with this amendment we are not sure whether a police officer might be considered a confidential employee. We do not really define for purposes of this act what this extra police officer is, whether he is confidential or not.

Another red herring that has been raised in opposition to this amendment is that defendants would have the right to challenge the legality of an arrest based upon a \$5 political contribution. I think and I think that most courts, in fact, I think that all courts would consider that kind of challenge by

a defendant to be absolutely ludicrous. I do not think that it would even enjoy a few moments' serious consideration by any judge in this Commonwealth.

But suppose that we do not have this protection. Suppose that extra police officers would be hired on the basis of political affiliation or support. That means, for example, the opponents of this amendment have said that defendants might be arrested on drug charges and could go scot-free because the arrest was illegal. Without this amendment, the friends and relatives and the people who know somebody will be able to go scot-free when they are arrested by an extra police officer just by putting the right pressure on the right places. That happened in the past before we had civil service protections for police officers, and if we remove those protections, I can assure you it will happen again.

There is this idea that there might be some confusion created by this amendment. I think that I have said very clearly on the floor of this House, for purposes of legislative intent, that this amendment is by no means intended to create any kind of legal right upon which a defendant might challenge an arrest. I have said that very clearly, and I do not even think the content of the language of the amendment would permit that kind of conclusion. In fact, this amendment does not change my understanding of the Superior Court case that Mr. Broujos cited a few moments ago, and he has not challenged my reading of the case in which I indicated that I understand that a defendant may not use these kinds of civil service protections to challenge the legality of an arrest. That is a principle, as I understand it, of our law now. That principle is rather clearly stated, and this amendment does nothing to change that. So the idea that criminal defendants might have another hook to hang a hat on to challenge the legality of arrest, I think is a rather specious and far-reaching argument. I do not think that it has any basis in law.

I would ask and urge the members to support this amendment. If you believe that police officers ought to be free from political patronage, then you ought to support this amendment. Thank you.

The SPEAKER. The Chair recognizes Mr. Gamble.

Mr. GAMBLE. Mr. Speaker, one final statement against the McNally amendment.

I know that there are not too many listening, but I want to read to you the absurdity of this amendment: "The promotion, transfer, recall, hiring or discharge of any person to or from the position of extra police officer solely for reasons of political affiliation"—which is a broad statement—"with or support of any individual, group of individuals or political party shall be unlawful." What this does is it states that anyone who is to be a part-time policeman in a community that does not have civil service is relegated to be a second-class citizen and cannot become a police officer.

What this says is that everyone who has been hired as part-time police officers in all of the small boroughs and townships across Pennsylvania could fall under this category, and how hypocritical for the most political body in the State of Pennsylvania to take a position such as this, and in the next 2 or 3

weeks we are going to prove how political we are with this budget battle.

I say to you that this is one more— What I am saying is, this is one more obstacle, one more obstacle for our police departments to make a real arrest. Less than 10 percent of the criminals go to jail now. Now we are going to put another obstacle in front of our local police departments. It is not fair.

Vote this amendment down.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—61

Adolph	Durham	McHugh	Ritter
Argall	Freeman	McNally	Robinson
Belardi	Gannon	Markosek	Roebuck
Blaum	Gigliotti	Micozzie	Saloom
Bunt	Godshall	Mrkonic	Steelman
Butkovitz	Hagarty	Mundy	Taylor, J.
Cappabianca	Hasay	Nahill	Trello
Carn	Hayden	O'Brien	Uliana
Cessar	Itkin	Olasz	Veon
Civera	Josephs	Oliver	Williams
Cohen	Kenney	Perzel	Wogan
Cowell	Kosinski	Petrone	Wright, R. C.
DeLuca	Kruszewski	Pistella	
DeWeese	Levdansky	Raymond	O'Donnell,
Dermody	McGeehan	Reber	Speaker
Donatucci	McHale	Rieger	

NAYS—140

Acosta	Fairchild	Krebs	Scheetz
Allen	Fajt	Kukovich	Schuler
Anderson	Fargo	LaGrotta	Scrimenti
Angstadt	Farmer	Langtry	Semmler
Armstrong	Fee	Laughlin	Serafini
Arnold	Fleagle	Lawless	Smith, B.
Barley	Flick	Lee	Smith, S. H.
Battisto	Foster	Leh	Snyder, D. W.
Belfanti	Fox	Lescovitz	Snyder, G.
Billow	Freind	Linton	Staback
Birmelin	Gallen	Lloyd	Stairs
Black	Gamble	Lucyk	Steighner
Bowley	Geist	McCall	Stetler
Boyes	George	Marsico	Stish
Broujos	Gerlach	Mayernik	Strittmatter
Brown	Gladeck	Melio	Stuban
Bush	Gruitza	Merry	Sturla
Caltagirone	Gruppo	Michlovic	Surra
Carlson	Haluska	Mihalich	Tangretti
Carone	Hanna	Murphy	Taylor, E. Z.
Cawley	Harley	Nailor	Taylor, F.
Chadwick	Harper	Nickol	Telek
Clark	Hayes	Noye	Thomas
Clymer	Heckler	Nyce	Tigue
Colaella	Herman	Pesci	Tomlinson
Colaizzo	Hershey	Petrarca	Trich
Cole	Hess	Phillips	Tulli
Cornell	Hughes	Piccola	Van Horne
Corrigan	Jadlowiec	Pitts	Vance
Coy	James	Preston	Vroon
Daley	Jarolin	Reinard	Wambach
Davies	Johnson	Richardson	Wilson
Dempsey	Kaiser	Rudy	Wozniak
Dent	Kasunic	Ryan	Wright, D. R.
Evans	King	Saurman	Wright, M. N.

NOT VOTING—2

Bishop Maiale

EXCUSED—0

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

On the question recurring,

Will the House agree to the bill on third consideration?

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—166

Acosta	Durham	LaGrotta	Saloom
Allen	Evans	Langtry	Saurman
Anderson	Fairchild	Laughlin	Scheetz
Angstadt	Fajt	Lawless	Schuler
Argall	Fargo	Lee	Semmel
Armstrong	Farmer	Leh	Serafini
Arnold	Fee	Lescovitz	Smith, B.
Barley	Fleagle	Levdansky	Smith, S. H.
Battisto	Flick	Linton	Snyder, D. W.
Belardi	Foster	Lloyd	Snyder, G.
Belfanti	Fox	Lucyk	Staback
Billow	Freeman	McCall	Stairs
Birmelin	Freind	McGeehan	Steelman
Bishop	Gallen	McHale	Steighner
Black	Gamble	Marsico	Stetler
Bowley	Geist	Mayernik	Stish
Boyes	George	Melio	Strittmatter
Broujos	Gerlach	Merry	Stuban
Brown	Gladeck	Michlovic	Sturla
Bush	Gruitza	Micozzie	Surra
Butkovitz	Gruppo	Mihalich	Tangretti
Caltagirone	Hagarty	Mundy	Taylor, E. Z.
Carlson	Haluska	Murphy	Taylor, F.
Carn	Hanna	Nahill	Telek
Carone	Harley	Nailor	Thomas
Cawley	Harper	Nickol	Tigue
Cessar	Hasay	Noye	Tomlinson
Chadwick	Hayden	Nyce	Trich
Clark	Hayes	Pesci	Tulli
Clymer	Heckler	Petrarca	Van Horne
Cohen	Herman	Phillips	Vance
Colaella	Hess	Piccola	Vroon
Cole	Hughes	Pitts	Wambach
Cornell	Itkin	Preston	Williams
Corrigan	Jadlowiec	Reber	Wilson
Cowell	James	Reinard	Wozniak
Coy	Johnson	Richardson	Wright, D. R.
DeWeese	Josephs	Ritter	Wright, M. N.
Daley	Kaiser	Roebuck	
Davies	Kasunic	Rudy	O'Donnell,
Dempsey	King	Ryan	Speaker
Dent	Kukovich		

NAYS—35

Adolph	Gannon	McNally	Rieger
Blaum	Gigliotti	Markosek	Robinson
Bunt	Godshall	Mrkonic	Scrimenti
Cappabianca	Jarolin	O'Brien	Taylor, J.
Civera	Kenney	Olasz	Trello
Colaizzo	Kosinski	Oliver	Uliana
DeLuca	Krebs	Perzel	Wogan
Dermody	Kruszewski	Petrone	Wright, R. C.
Donatucci	McHugh	Raymond	

NOT VOTING—2

Hershey Maiale

EXCUSED—0

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.

SUPPLEMENTAL CALENDAR A
BILL ON CONCURRENCE
IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to HB 548, PN 1934, entitled:

An Act amending the act of July 1, 1990 (P. L. , No. 7A), known as the "General Appropriation Act of 1990," increasing and decreasing certain appropriations to the Executive Department.

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

The SPEAKER. It is moved by the gentleman, Mr. Evans, that the House concur in the amendments inserted by the Senate.

The question recurs, will the House concur in the amendments inserted by the Senate?

On that question, the Chair recognizes the gentleman, Mr. Evans.

Mr. EVANS. Mr. Speaker, this is the same thing that we did last week. It is just in a different bill. The reason we did it is there was some possible constitutional questions around the bill the way we did it in the Senate, so we just changed to a different bill. Thank you, Mr. Speaker.

The SPEAKER. Those voting to concur will vote "aye"; those voting to nonconcur will vote "no."

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

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

YEAS—200

- Acosta Durham Langtry Rudy
Adolph Evans Laughlin Ryan
Allen Fairchild Lawless Saloom
Anderson Fajt Lee Saurman
Angstadt Fargo Leh Scheetz
Argall Farmer Lescovitz Schuler
Armstrong Fee Levdansky Scrimenti
Arnold Fleagle Linton Semmel
Barley Flick Lloyd Serafini
Battisto Foster Lucyk Smith, B.
Belardi Fox McCall Smith, S. H.
Belfanti Freeman McGeehan Snyder, D. W.
Billow Freind McHale Snyder, G.
Birmelin Gallen McHugh Staback
Bishop Gamble Markosek Stairs
Black Gannon Marsico Steelman
Blaum Geist Mayernik Steighner
Bowley George Melio Stetler
Boyes Gerlach Merry Stish

- Broujos Gigliotti Michlovic Strittmatter
Brown Gladeck Micozzie Stuban
Bunt Godshall Mihalich Sturla
Bush Gruitza Mrkonic Surra
Butkovitz Gruppo Mundy Tangretti
Caltagirone Hagarty Murphy Taylor, E. Z.
Cappabianca Haluska Nahill Taylor, F.
Carlson Hanna Nailor Taylor, J.
Carn Harper Nickol Telek
Carone Hasay Noye Thomas
Cawley Hayden Nyce Tigue
Cessar Hayes O'Brien Tomlinson
Chadwick Heckler Olasz Trello
Civera Herman Oliver Trich
Clark Hershey Perzel Tulli
Clymer Hess Pesci Uliana
Cohen Hughes Petrarca Van Horne
Colaifella Itkin Petrone Vance
Colaizzo Jadlowiec Phillips Veon
Cole James Piccola Vroon
Cornell Jarolin Pistella Wambach
Corrigan Johnson Pitts Williams
Cowell Josephs Preston Wilson
Coy Kaiser Raymond Wogan
DeLuca Kasunic Reber Wozniak
DeWeese Kenney Reinard Wright, D. R.
Daley King Richardson Wright, M. N.
Davies Kosinski Rieger Wright, R. C.
Dempsey Krebs Ritter
Dent Kruszewski Robinson O'Donnell,
Dermody Kukovich Roebuck Speaker
Donatucci LaGrotta

NAYS—1

McNally

NOT VOTING—2

Harley Maiale

EXCUSED—0

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

Ordered, That the clerk inform the Senate accordingly.

The SPEAKER. For the information of the members, there will be no more votes cast today.

EDUCATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

I want to remind the members of the Education Committee that yesterday's meeting which was recessed will be reconvened immediately in the back of the hall of the House. The agenda includes consideration of the two regulations that were proposed by PHEAA (Pennsylvania Higher Education Assistance Agency).

VOTE CORRECTIONS

The SPEAKER. The Chair recognizes the lady, Mrs. Harley.

Mrs. HARLEY. Mr. Speaker, my switch malfunctioned, and I would like to be in the affirmative on concurrence in HB 548.

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

Mrs. HARLEY. Thank you.

The SPEAKER. The Chair recognizes Mr. McNally.

Mr. McNALLY. Thank you, Mr. Speaker.

On HB 548 I wish to have been recorded in the affirmative. My switch malfunctioned.

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

The Chair recognizes Mr. Dempsey.

Mr. DEMPSEY. Thank you, Mr. Speaker.

On HR 139 my switch malfunctioned. I want to be in the positive, please.

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

The Chair recognizes Mr. Flick.

Mr. FLICK. Thank you, Mr. Speaker.

My vote was not recorded on HB 1105. I would like it to be shown that I would have voted in the affirmative.

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

The Chair recognizes Mr. Billow.

Mr. BILLOW. Mr. Speaker, on HB 1146 I would like to be recorded in the affirmative. My button did not register.

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

The Chair recognizes Mr. Freind.

Mr. FREIND. Thank you, Mr. Speaker.

On HB 1058 my switch failed to operate. I would like to be recorded in the affirmative. Thank you.

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

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

HB 223, PN 1978 (Amended)

By Rep. D. R. WRIGHT

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for emergency powers regarding shortages of petroleum products and other fuels; and providing penalties.

CONSUMER AFFAIRS.

HB 432, PN 491

By Rep. D. R. WRIGHT

An Act prohibiting the use of a document facsimile production, or FAX, machine to transmit unsolicited advertising messages.

CONSUMER AFFAIRS.

HB 1443, PN 1979 (Amended)

By Rep. D. R. WRIGHT

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for automatic telephone dialing; and providing a penalty.

CONSUMER AFFAIRS.

HOUSE BILL INTRODUCED AND REFERRED

No. 1685 By Representatives GAMBLE, EVANS, OLASZ, NOYE, VROON, JOHNSON, SALOOM, MERRY, WOGAN, FARGO, COLAFELLA, GODSHALL, J. TAYLOR, S. H. SMITH, MELIO, FAIRCHILD, ANDERSON and NYCE

An Act amending the act of October 27, 1955 (P. L. 744, No. 222), known as the "Pennsylvania Human Relations Act," further providing for unlawful discriminatory practices; and providing for preemployment testing.

Referred to Committee on LOCAL GOVERNMENT, June 12, 1991.

BILL SIGNED BY SPEAKER

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

HB 548, PN 1934

An Act amending the act of July 1, 1990 (P. L. , No. 7A), known as the "General Appropriation Act of 1990," increasing and decreasing certain appropriations to the Executive Department.

VOTE CORRECTION

The SPEAKER. The Chair recognizes Mr. Arnold.

Mr. ARNOLD. Mr. Speaker, on Wednesday, June 5, HR 56, I was not in my seat. I wish to be recorded in the affirmative. Thank you.

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 1694 By Representatives COWELL, COY, DALEY, KOSINSKI, ROEBUCK, ROBINSON, JAROLIN, SALOOM, KASUNIC, COLAIZZO, STISH, GRUPPO, FREEMAN, KUKOVICH, LINTON, GIGLIOTTI, MELIO, PISTELLA, HARPER, TRELLO, TANGRETTI and ADOLPH

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

Referred to Committee on EDUCATION, June 12, 1991.

No. 1695 By Representatives COWELL, TIGUE, DALEY, KOSINSKI, BATTISTO, COY, ROEBUCK, BILLOW, ROBINSON, JAROLIN, SALOOM, OLASZ, HALUSKA, COLAIZZO, STISH, VAN HORNE, LEVDANSKY, NOYE,

GRUPPO, FREEMAN, KUKOVICH,
LINTON, GIGLIOTTI, MELIO,
WOZNIAK, PISTELLA, HARPER,
TRELLO and TANGRETTI

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

Referred to Committee on EDUCATION, June 12, 1991.

BILLS PASSED OVER

The SPEAKER. Without objection, all remaining bills on today's calendar will be passed over. The Chair hears no objection.

ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman, Mr. Dent.

Mr. DENT. Mr. Speaker, I move that this House do now adjourn until Monday, June 17, 1991, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 12:17 p.m., e.d.t., the House adjourned.