

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, MARCH 25, 1992

SESSION OF 1992 176TH OF THE GENERAL ASSEMBLY

No. 21

HOUSE OF REPRESENTATIVES

The House convened at 11 a.m., e.s.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, in the midst of the complications and perplexities of life, we come seeking Your favor. Deliver us from the fears that so often cripple us and cause us to abandon the fight.

Make us to understand that all power is in Your hands and that if we would submit our wills to Yours, we will always be victorious. Your power has never been obstructed by difficulties nor Your love limited by the confusion of life.

Grant that our failures will only draw us nearer to You and would drive us towards Your unlimited resources, which are ours for the mere asking.

In all of our endeavors, might we put You first, for You have 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, March 24, 1992, will be postponed until printed. The Chair hears no objection.

JOURNALS APPROVED

The SPEAKER. The following Journals are in print: Wednesday, January 29, 1992, and Monday, February 3, 1992. They will be accepted, without objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2545

By Representatives LLOYD, DeLUCA, FARGO, STUBAN, DALEY, STURLA, CALTAGIRONE, CARLSON, SCHULER, COLAIZZO, STETLER, MIHALICH, HERMAN, GERLACH, MARKOSEK, COLE, FAIRCHILD, KING, TIGUE, WOZNIAK, NAILOR, DERMODY, HAYES, KOSINSKI, McCALL, RAYMOND, BELARDI, BISHOP, ANDERSON, COY, ARGALL, O'BRIEN, GEIST, VAN HORNE, FARMER, NAHILL, BUSH, BOYES, F. TAYLOR, FLEAGLE, MICOZZIE, BARLEY, ARMSTRONG, KAISER, CLARK, BOWLEY, CARONE, M. N. WRIGHT, TELEK, ULIANA, STEIGHNER, RUDY, MELIO, LAUGHLIN, D. W. SNYDER, GODSHALL, FAJT, LESCOVITZ, KUKOVICH, HAGARTY, BATTISTO, STABACK, MUNDY, KREBS, ARNOLD, NYCE, OLASZ, TRELLO, BELFANTI, SURRA, NICKOL, MERRY, CAPPABIANCA, HECKLER, SERAFINI, E. Z. TAYLOR, TANGRETTI, HANNA, CORRIGAN, KRUSZEWSKI, BILLOW, McHALE, JOHNSON, SEMMEL, VROON, LaGROTTA, HASAY, TOMLINSON, BLAUM, FLICK, MARSICO, WILLIAMS, HARPER, GIGLIOTTI, CESSAR, JOSEPHS, KASUNIC, HESS, PRESTON, ADOLPH, BUNT, NOYE, LEH and HERSHEY

An Act designating the Sunday that marks the beginning of Fire Prevention Week as Firemen's Memorial Sunday.

Referred to Committee on STATE GOVERNMENT, March 25, 1992.

No. 2546

By Representatives PESCI, PITTS, PETRARCA, GEIST, FAIRCHILD, NAHILL, SALOOM, BELFANTI, CAPPABIANCA, SEMMEL, HERMAN, NYCE, SERAFINI, CLARK, COY, KRUSZEWSKI, BATTISTO, RUDY, MELIO, BILLOW, KOSINSKI, HARLEY,

REBER, McHALE, JOHNSON,
MIHALICH, TOMLINSON, FLICK,
BLAUM, HALUSKA, KING, GIGLIOTTI,
CARLSON, CARONE, HESS, KASUNIC,
FAJT and NOYE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for issuance and content of a driver's license.

Referred to Committee on TRANSPORTATION,
March 25, 1992.

No. 2547 By Representatives NYCE, FREEMAN,
RITTER, GRUPPO, STAIRS, LEH,
ARGALL, ULIANA, ALLEN, SEMMEL,
BLACK, TIGUE, FAIRCHILD and
BATTISTO

An Act amending the act of October 18, 1988 (P. L. 756, No. 108), known as the "Hazardous Sites Cleanup Act," further providing for host municipality benefit fees.

Referred to Committee on CONSERVATION, March 25,
1992.

No. 2549 By Representatives CALTAGIRONE,
TRELLO, PETRONE, McNALLY,
DeLUCA and GIGLIOTTI

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," permitting interests in firefighter pension funds to vest after 12 years under certain conditions; and providing for the amount of the retirement allowance benefit vested.

Referred to Committee on URBAN AFFAIRS, March 25,
1992.

No. 2550 By Representatives ULIANA, FLICK,
GRUPPO, BOYES, HANNA, NYCE,
GERLACH, DEMPSEY, KRUSZEWSKI,
NOYE, NICKOL, FARGO,
D. W. SNYDER, ARMSTRONG,
SEMMEL, TOMLINSON and DENT

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," requiring the Department of Public Welfare to establish, implement and administer a medical assistance program which provides care and managerial services through primary care providers.

Referred to Committee on HEALTH AND WELFARE,
March 25, 1992.

No. 2551 By Representatives HALUSKA, COLE,
SAURMAN, DeWEESE, TRELLO,
CESSAR, COLAIZZO, MIHALICH,
GODSHALL, McNALLY, MAYERNIK,
KOSINSKI, KUKOVICH, REINARD,
LANGTRY, COY, WOGAN, STISH,
JOHNSON, GIGLIOTTI, VEON, TIGUE,
MELIO, REBER, E. Z. TAYLOR,
BELFANTI, CORRIGAN, HERSHEY,
McCALL, DeLUCA, KING, TANGRETTI,
CARLSON, MERRY, STURLA,

PISTELLA, D. W. SNYDER,
LEVDANSKY, ITKIN, O'DONNELL,
RICHARDSON, FREEMAN, BELARDI,
BILLOW and CIVERA

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, allowing a home-stead exemption for owner-occupied residences.

Referred to Committee on STATE GOVERNMENT,
March 25, 1992.

No. 2552 By Representatives FAJT, BELARDI,
DENT, CALTAGIRONE, TRELLO,
CESSAR, KENNEY, TANGRETTI,
KAISER, ADOLPH, LAWLESS, CARONE,
MELIO, STETLER, FLICK, McHUGH,
LAUGHLIN, JAMES, HANNA, ARNOLD
and VANCE

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for four-year terms for members of the House of Representatives; and limiting terms of office.

Referred to Committee on STATE GOVERNMENT,
March 25, 1992.

No. 2553 By Representatives TANGRETTI,
COLAIZZO, STEELMAN, MELIO, PESCI,
BILLOW, NAILOR, STABACK, BISHOP,
TRELLO, HARPER, SALOOM,
KOSINSKI, NAHILL, RUDY,
D. W. SNYDER, HARLEY, MUNDY,
KING, CORRIGAN, KRUSZEWSKI,
TOMLINSON, BLAUM, WILLIAMS,
GIGLIOTTI, JOSEPHS and KASUNIC

An Act providing for the identification and protection of Native American Indian burial sites; and imposing penalties.

Referred to Committee on STATE GOVERNMENT,
March 25, 1992.

No. 2554 By Representatives VEON, COWELL,
JAROLIN, TRELLO, KOSINSKI, OLASZ,
HARPER, ITKIN, BELFANTI,
RICHARDSON, MELIO, SERAFINI,
LAUGHLIN, JAMES, GODSHALL and
D. W. SNYDER

An Act amending the act of July 19, 1979 (P. L. 130, No. 48), known as the "Health Care Facilities Act," providing staffing requirements by regulation.

Referred to Committee on HEALTH AND WELFARE,
March 25, 1992.

No. 2555 By Representatives LEE, FARGO,
HALUSKA, VROON, TIGUE, JAROLIN,
BILLOW, NOYE, DEMPSEY, TRELLO,
BARLEY, NAHILL, CLARK, MERRY and
RITTER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for authority to issue permits.

Referred to Committee on TRANSPORTATION, March 25, 1992.

No. 2556 By Representatives PETRONE, BELFANTI, MELIO, KOSINSKI, OLASZ, GIGLIOTTI, WOGAN and KRUSZEWSKI

An Act regulating talent agencies; conferring powers and duties on the Department of Labor and Industry; and making a repeal.

Referred to Committee on LABOR RELATIONS, March 25, 1992.

No. 2557 By Representatives PETRONE, SALOOM, TRELLO, F. TAYLOR, DERMODY, KOSINSKI, JOHNSON, GEIST, MELIO, LAUGHLIN, STABACK, OLASZ, BELFANTI, CORRIGAN, BILLOW, TOMLINSON and GIGLIOTTI

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

Referred to Committee on TRANSPORTATION, March 25, 1992.

No. 2558 By Representatives MICOZZIE, CIVERA, ADOLPH, McNALLY, RAYMOND, McHALE, WILSON, JAROLIN, KRUSZEWSKI, KENNEY, CAWLEY, DONATUCCI, O'BRIEN, McHUGH, KOSINSKI and BISHOP

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 required immunization of children.

Referred to Committee on EDUCATION, March 25, 1992.

No. 2559 By Representatives HAGARTY, HECKLER, TIGUE, MERRY, HANNA, PITTS, FLEAGLE, DEMPSEY, FARMER, ITKIN, CIVERA, S. H. SMITH, LEH, E. Z. TAYLOR, STEELMAN and NAHILL

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," eliminating provisions on costs for offender supervision programs.

Referred to Committee on JUDICIARY, March 25, 1992.

No. 2560 By Representatives TELEK and LLOYD

An Act authorizing and directing the Department of General Services, with the approval of the Department of Environmental Resources and the Governor, to grant and convey to Somerset County a right-of-way situate in the Township of Ogle, Somerset County, Pennsylvania.

Referred to Committee on STATE GOVERNMENT, March 25, 1992.

No. 2561 By Representatives STEELMAN, LEE, FREEMAN, CAPPABIANCA, STISH, McHALE, CARONE, TIGUE, BATTISTO, JOSEPHS, TRICH, ARNOLD, TRELLO, LaGROTTA and TANGRETTI

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for legislative reapportionment.

Referred to Committee on STATE GOVERNMENT, March 25, 1992.

No. 2562 By Representatives STEELMAN, LEE, FREEMAN, CAPPABIANCA, STISH, McHALE, CARONE, TIGUE, BATTISTO, JOSEPHS, TRICH, ARNOLD, TRELLO, LaGROTTA and TANGRETTI

An Act providing for a Legislative and Congressional Reapportionment Bureau for the purpose of reapportioning and redistricting the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, March 25, 1992.

No. 2563 By Representatives CALTAGIRONE and OLIVER

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," further providing for challenges of absentee ballots.

Referred to Committee on STATE GOVERNMENT, March 25, 1992.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 286 By Representatives MARKOSEK, MELIO, COY, CLARK, LANGTRY, VROON, GEIST, TOMLINSON, KING, BATTISTO, LAUGHLIN, KRUSZEWSKI and SEMMEL

A Resolution urging the Pennsylvania Turnpike Commission to consider holding hearings to study the proposed electronic toll and traffic management (ETTM) system.

Referred to Committee on RULES, March 25, 1992.

No. 287 By Representatives HARPER, HAYDEN, McGEEHAN, GIGLIOTTI, MELIO, COLAIZZO, TANGRETTI, PESCI, KAISER, COWELL, MUNDY, CAPPABIANCA, ACOSTA, ROEBUCK, DONATUCCI, KOSINSKI, BISHOP and JOSEPHS

A Resolution designating Tuesday, March 31, 1992, as "Library Day" in Pennsylvania.

Referred to Committee on RULES, March 25, 1992.

No. 288 By Representatives GEORGE, HASAY, SURRA, JAROLIN and FEE

A Resolution directing the Conservation Committee of the House of Representatives to conduct hearings across this Commonwealth on the commercial incineration of hazardous waste and providing for a one-year moratorium on the permitting and siting of facilities.

Referred to Committee on RULES, March 25, 1992.

SENATE BILLS FOR CONCURRENCE

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

SB 532, PN 1996

Referred to Committee on EDUCATION, March 25, 1992.

SB 792, PN 2028

Referred to Committee on LOCAL GOVERNMENT, March 25, 1992.

SB 1364, PN 2029

Referred to Committee on LABOR RELATIONS, March 25, 1992.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Chair acknowledges receipt of additions and deletions of sponsors of bills.

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

VOTE CORRECTION

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

Mrs. HARPER. Thank you, Mr. Speaker.

Yesterday my button malfunctioned on final passage of HB 2467, and I would like to be recorded in the affirmative. Thank you.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes Mr. Steighner.

Mr. STEIGHNER. Thank you, Mr. Speaker.

Mr. Speaker, I would like to ask for leave for today only for the gentleman from Allegheny, Mr. PISTELLA, and the gentleman from Allegheny, Mr. OLASZ.

The SPEAKER. Without objection, leaves are granted.

The Chair recognizes Mr. Hayes.

Mr. HAYES. I request a leave for the gentleman from Delaware County, Mr. FREIND, for the day; the gentleman from York County, Mr. FOSTER, for the day; the lady from Montgomery, Mrs. HAGARTY, for the day; and the gentleman from Perry County, Mr. NOYE, for the day.

The SPEAKER. Without objection, leaves are granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—194

Acosta	Dermody	LaGrotta	Roebuck
Adolph	Donatucci	Langtry	Rudy
Allen	Durham	Laughlin	Ryan
Anderson	Evans	Lawless	Saloom
Angstadt	Fairchild	Lee	Saurman

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

ADDITIONS—1

Veon

NOT VOTING—0

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

LEAVES ADDED—1

Barley

VOTE CORRECTION

The SPEAKER. The Chair recognizes Mr. Gerlach.

Mr. GERLACH. Thank you, Mr. Speaker.

I would like to correct the record from yesterday very quickly if I could.

On amendment 0551, the Ryan amendment, to SB 40, I was out of my seat and I would like to have been recorded in the affirmative on that vote. Thank you.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 479**, **PN 3303**, entitled:

An Act amending the act of July 28, 1988 (P. L. 556, No. 101), known as the "Municipal Waste Planning, Recycling and Waste Reduction Act," requiring State agencies and offices to purchase recycled paper products containing postconsumer waste.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that **HB 479** be recommitted to the Appropriations Committee.

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

* * *

The House proceeded to second consideration of **HB 1828**, **PN 3304**, entitled:

An Act amending the act of April 27, 1966 (1st Sp. Sess., P. L. 31, No. 1), known as "The Bituminous Mine Subsidence and Land Conservation Act," providing for the restoration or replacement of water supplies materially affected by mining; further providing for the replacement or repair of certain structures affected by mine subsidence; further providing for appeals and departmental action; and making repeals.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that **HB 1828** be recommitted to the Appropriations Committee.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2415**, **PN 3110**, entitled:

An Act amending the act of July 5, 1989 (P. L. 166, No. 31), known as the "Phosphate Detergent Act," extending the existence of the act.

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—190

Acosta	Dermody	LaGrotta	Rudy
Adolph	Donatucci	Langtry	Ryan
Allen	Durham	Laughlin	Saloom
Angstadt	Evans	Lawless	Saurman
Argall	Fairchild	Lee	Scheetz
Armstrong	Fajt	Leh	Schuler
Arnold	Fargo	Lescovitz	Scrimenti
Barley	Farmer	Levdansky	Semmel
Battisto	Fee	Linton	Serafini
Belardi	Fleagle	Lloyd	Smith, B.
Belfanti	Flick	Lucyk	Smith, S. H.
Billow	Freeman	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	Haluska	Mihalich	Tangretti
Cappabianca	Hanna	Mrkonic	Taylor, E. Z.
Carlson	Harley	Mundy	Taylor, F.
Carn	Harper	Murphy	Taylor, J.
Carone	Hasay	Nahill	Telek
Cawley	Hayden	Nailor	Thomas
Cessar	Hayes	Nickol	Tigue
Chadwick	Heckler	Nyce	Tomlinson
Civera	Herman	O'Brien	Trello
Clark	Hershey	Oliver	Trich
Clymer	Hess	Perzel	Tulli
Cohen	Hughes	Pesci	Uliana
Colafrella	Itkin	Petrarca	Van Horne
Colaizzo	Jadlowiec	Petrone	Vance
Cole	James	Phillips	Vroon
Cornell	Jarolin	Piccola	Wambach
Corrigan	Johnson	Pitts	Williams
Cowell	Josephs	Preston	Wilson
Coy	Kaiser	Raymond	Wogan
DeLuca	Kasunic	Reinard	Wozniak
DeWeese	Kenney	Richardson	Wright, D. R.
Daley	King	Rieger	Wright, M. N.
Davies	Kosinski	Ritter	
Dempsey	Kruszewski	Robinson	O'Donnell,
Dent	Kukovich	Roebuck	Speaker

NAYS—0

NOT VOTING—5

Anderson	McCall	Reber	Veon
Krebs			

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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 1155, PN 3286**, entitled:

An Act providing for recovery of the cost of legal defense to health care providers for health care reporting requirements.

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—191

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

NAYS—1

McNally

NOT VOTING—3

- | | | | |
|------------------|----------|-------|----------|
| Johnson | Laughlin | Veon | |
| EXCUSED—6 | | | |
| Foster | Hagarty | Olasz | Pistella |
| Freind | Noye | | |

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 517, PN 1088**, entitled:

An Act amending the act of June 11, 1968 (P. L. 149, No. 84), known as the "Volunteer Firemen's Relief Association Act," further providing for the purposes for which funds may be expended; and making an editorial change.

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

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

The question is, shall the bill pass finally?

On that question, the Chair recognizes Mr. Tangretti.

Mr. **TANGRETTI**. Thank you, Mr. Speaker.

Am I to understand, Mr. Speaker, this is on the calendar for today? It is on the calendar. All right. Thank you, sir.

Mr. Speaker, HB 517, as amended in committee, would amend Act 84, the firemen's relief fund act, to allow for another provision of expenditure from that fund. Interestingly enough, as a result of some circumstances relative to my district and my fire department in the city of Greensburg, this has been allowed in previous situations under section 6(11) of that act, previously, and the audits by the Auditor General in the past have upheld that, which is in fact, quote, "Section 6. (11) To purchase safeguards for preserving life, health, and safety of volunteer firemen,..." et cetera.

My bill would provide for an expenditure for health fitness programs, comprehensive health fitness programs, and physical monitoring of those programs by a State-licensed health care facility which is authorized to do so. This is needed because the present Auditor General feels that the present language in the relief act is ambiguous and does not allow for a clear delineation for such an expenditure. So as a consequence, although they have disallowed the expenditure, they have not indicated that there is anything inappropriate except that it is ambiguous and a gray area. So they have said, we understand the confusion; you do not have to pay the money back; there are no penalties involved, but you need to clarify it in the language of the statute. That is what we are attempting to do.

Why do we need this? Obviously—

The **SPEAKER**. Will the gentleman, Mr. Tangretti, suspend.

The Chair has become aware that there are members who have submitted amendments to this bill.

Is the gentleman, Mr. Scheetz, offering an amendment? Is the gentleman, Mr. Mayernik, offering an amendment? Is the gentleman, Mr. Flick, offering an amendment?

BILL PASSED OVER TEMPORARILY

The SPEAKER. This bill will be over temporarily, and the clerks are urged to circulate the amendments that have been submitted.

VOTE CORRECTION

The SPEAKER. For what purpose does the lady rise?

Mrs. LAUGHLIN. Mr. Speaker, my switch malfunctioned on HB 1155. I want to be recorded in the affirmative. Thank you.

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

MEMBER'S PRESENCE RECORDED

The SPEAKER. The gentleman, Mr. Veon, will be added to the master roll.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 1314, PN 1512**, entitled:

An Act authorizing the Department of Transportation, with the approval of the Governor, to acquire a tract of land in Fairview Township, York County, Pennsylvania, for the use of Capital City Airport.

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

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

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—194

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

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

NAYS—0

NOT VOTING—1

Acosta

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

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

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 41, PN 3326**, entitled:

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), known as "The General County Assessment Law," providing for certain catastrophic losses, for appeals from assessments where there has been a countywide revision of assessments and for refunds.

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

The SPEAKER. It is moved by the gentleman, Mr. Lloyd, that the House do concur.

On that question, the Chair recognizes Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, the Senate made two changes in the bill.

Number one, it put in language which already appears in the second-class-A county assessment law, the third class, and

the fourth through eighth regarding adjustments to the common level ratio and the predetermined ratio if there is an appeal during the year in which the county has done a county-wide reassessment or has changed the assessment ratio.

Secondly, the Senate put in an amendment to take care of a problem which exists in the southeastern part of the State but which could exist anywhere in the State, in which there is a catastrophic loss in the value of a property because a property either is listed or is proposed to be listed on the toxic waste cleanup list, either the Federal list or the State list. The Senate amendment would expand the definition of "catastrophic loss," which would justify a reduction in the assessment, to include those kinds of homes, and the justification for a reduction in assessment would be in effect until such time as those sites were remediated.

Mr. Speaker, these are all good changes in the bill. The Senate included language to make clear that the so-called hothouses amendment would be applicable to all counties, notwithstanding the failure to have language in the individual county assessment codes. I am in agreement with that change, as I think are the local government associations, and I would ask for a "yes" vote on the Senate amendments.

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

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS—194

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

Colafella	Jadlowiec	Petrarca	Uliana
Colaizzo	James	Petrone	Van Horne
Cole	Jarolin	Phillips	Vance
Cornell	Johnson	Piccola	Veon
Corrigan	Josephs	Pitts	Vroon
Cowell	Kaiser	Preston	Wambach
Coy	Kasunic	Raymond	Williams
DeLuca	Kenney	Reber	Wilson
DeWeese	King	Reinard	Wogan
Daley	Kosinski	Richardson	Wozniak
Davies	Krebs	Rieger	Wright, D. R.
Dempsey	Kruszewski	Ritter	Wright, M. N.
Dent	Kukovich		

NAYS—0

NOT VOTING—1

O'Donnell,
Speaker

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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.

RESOLUTIONS

Mr. PETRONE called up HR 234, PN 3269, entitled:

A Resolution memorializing the Congress of the United States to enact legislation to reregulate the cable television industry.

On the question,

Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes Mr. Van Horne.

Mr. VAN HORNE. Mr. Speaker, could the sponsor of the resolution stand for some interrogation, please?

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

Mr. VAN HORNE. Mr. Speaker, on HR 234, of which you are the prime sponsor, page 1, line 14, you talk about 97 percent of the cable systems being deregulated. Most studies show that that is not the case. Could you explain that?

Mr. PETRONE. There presently is no regulation of the cable TV industry by Congress.

Mr. VAN HORNE. Is it not true though that with this new standard that you have six unduplicated broadcast signals, virtually 60 percent of the cable systems in our State in fact are regulated?

Mr. PETRONE. I cannot hear that, Mr. Speaker; just a moment.

Mr. VAN HORNE. Should I repeat the question?

Mr. PETRONE. Yes; repeat the question, Mr. Speaker.

Mr. VAN HORNE. Going back to line 14, page 1, of your resolution, where you talk about approximately 97 percent of the cable systems are deregulated, most studies that we have seen show it to be closer to 60. The only reason I raise the question is, if we are going to ask Congress to do something

or we are going to take action, I think we should be factually accurate on this, and if this is not the case, maybe we should recommit the resolution.

Mr. PETRONE. No, Mr. Speaker, I am opposed against recommitment of the resolution. We have been working on this for quite a long time. There are presently four bills drafted to deal with this pending Congress' action. There are bills in the Senate and the House in Congress prepared to deal with this very serious issue. Once that is done, the States will have the right to implement regulations for the cable TV industry.

Mr. VAN HORNE. Well, Mr. Speaker, I beg to differ with you. I think some people— We all would like to see some reregulation, and consumers are somewhat upset, but I think when you make the factual inaccuracy of 97 percent vis-a-vis the 60 percent, I think that calls into question the whole intent of the resolution.

Also, you talk later on about "undue market power." Could you please explain what you mean by that term?

Mr. PETRONE. Very simply, Mr. Speaker, the cable industry is a monopoly; it is a monopoly. That is the bottom line. It is a monopoly. When you recognize that, as everyone else does, including other broadcast people, that is the bottom line. Okay? There are many problems in the industry that have to be straightened out, and this is what is occurring at the present time in the United States Senate, the United States Congress, and every other State in America, and a lot of this was based on problems that occurred with the negative option billing that TCI implemented not too long ago. That is just one of the problems. Rates, service, redress for problems - all those things are going to be handled.

So I ask for your support on this resolution.

Mr. VAN HORNE. Thank you, Mr. Speaker.

I do not have any more questions, but basically, I would just like to make a statement that the intent of the resolution may be good, but there are so many inaccuracies in here and it is so inflammatory about undue market power and factual discrepancies. If we cannot recommit it today, I at least urge a "no" vote on this so maybe we can go back to the drawing boards. Thank you.

The SPEAKER. Is the gentleman, Mr. Petrone, seeking recognition?

Mr. PETRONE. I am asking for an affirmative vote, Mr. Speaker.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—124

Acosta	Fairchild	Levdansky	Rudy
Adolph	Fajt	Linton	Saloom
Allen	Farmer	Lloyd	Scrimenti
Argall	Fee	Lucyk	Serafini
Belardi	Fleagle	McCall	Smith, S. H.
Belfanti	Freeman	McGeehan	Staback
Billow	Geist	McHale	Steelman
Bishop	George	McNally	Steighner
Blaum	Gigliotti	Maiale	Stish
Bowley	Gruitza	Markosek	Stuban
Broujos	Gruppo	Marsico	Sturla
Bush	Haluska	Mayernik	Surra

Butkovitz	Hanna	Melio	Tangretti
Caltagirone	Harper	Michlovic	Taylor, F.
Cappabianca	Hayden	Micozzie	Telek
Carr	Heckler	Mihalich	Thomas
Cawley	Herman	Mrkonjic	Tigue
Cessar	Hughes	Mundy	Tomlinson
Chadwick	Itkin	Nailor	Trello
Clark	James	O'Brien	Trich
Cohen	Jarolin	Oliver	Vance
Colafella	Johnson	Pesci	Veon
Cole	Josephs	Petrarca	Vroon
Corrigan	Kaiser	Petrone	Wambach
Cowell	Kasunic	Piccola	Williams
Coy	King	Pitts	Wilson
DeLuca	Kruszewski	Reinard	Wozniak
DeWeese	Kukovich	Richardson	Wright, M. N.
Dermody	LaGrotta	Rieger	
Donatucci	Langtry	Robinson	O'Donnell,
Durham	Laughlin	Roebuck	Speaker
Evans	Lescovitz		

NAYS—69

Anderson	Davies	Kenney	Saurman
Angstadt	Dempsey	Krebs	Scheetz
Armstrong	Dent	Lawless	Schuler
Arnold	Fargo	Lee	Semmel
Barley	Flick	Leh	Smith, B.
Battisto	Gallen	McHugh	Snyder, D. W.
Birmelin	Gamble	Merry	Snyder, G.
Black	Gannon	Nahill	Stairs
Boyes	Gerlach	Nickol	Stetler
Brown	Gladeck	Nyce	Strittmatter
Bunt	Godshall	Perzel	Taylor, E. Z.
Carlson	Harley	Phillips	Taylor, J.
Carone	Hasay	Preston	Tulli
Civera	Hayes	Raymond	Uliana
Clymer	Hershey	Reber	Van Horne
Colaizzo	Hess	Ritter	Wogan
Cornell	Jadlowiec	Ryan	Wright, D. R.
Daley			

NOT VOTING—2

Kosinski	Murphy
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EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mr. MAYERNIK called up HR 269, PN 3184, entitled:

A Resolution recognizing May 15, 1992, as "Police Officers' Memorial Day" in Pennsylvania and recognizing the week of May 10 through 16, 1992, as "Police Officers' Memorial Week" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—190

Acosta	Dent	LaGrotta	Rudy
Adolph	Dermody	Langtry	Ryan
Allen	Donatucci	Laughlin	Saloom
Anderson	Durham	Lawless	Saurman
Angstadt	Evans	Lee	Scheetz
Argall	Fairchild	Leh	Schuler
Armstrong	Fajt	Lescovitz	Scrimenti
Arnold	Fargo	Levdansky	Semmel
Barley	Farmer	Lloyd	Serafini

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

NAYS—0

NOT VOTING—5

Josephs	Linton	Nahill	Stairs
Kosinski			

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mrs. BROWN called up **HR 272, PN 3221**, entitled:

A Resolution declaring the week of May 10 through 16, 1992, as "Emergency Medical Services (EMS) Week" in Pennsylvania and proclaiming its theme as "IT STARTS WITH YOU."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mr. DeLUCA called up **HR 276, PN 3245**, entitled:

A Resolution designating the week of September 20 through 26, 1992, as "Senior Citizens Softball Week."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

Acosta	Dermody	LaGrotta	Rudy
Adolph	Donatucci	Langtry	Ryan
Allen	Durham	Laughlin	Saloom
Anderson	Evans	Lawless	Saurman
Angstadt	Fairchild	Lee	Scheetz
Argall	Fajt	Leh	Schuler
Armstrong	Fargo	Lescovitz	Scrimenti
Arnold	Farmer	Levdansky	Semmel
Barley	Fee	Linton	Serafini
Battisto	Fleagle	Lloyd	Smith, B.

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

NAYS—0

NOT VOTING—1

Mihalich

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mr. NYCE called up **HR 277, PN 3246**, entitled:

A Resolution designating the month of April 1992 as "Mathematics Education Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Acosta	Dermody	LaGrotta	Roebuck
Adolph	Donatucci	Langtry	Rudy
Allen	Durham	Laughlin	Ryan
Anderson	Evans	Lawless	Saloom
Angstadt	Fairchild	Lee	Saurman
Argall	Fajt	Leh	Scheetz
Armstrong	Fargo	Lescovitz	Schuler
Arnold	Farmer	Levdansky	Scrimenti
Barley	Fee	Linton	Semmel
Battisto	Fleagle	Lloyd	Serafini
Belardi	Flick	Lucyk	Smith, B.

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

NAYS—0

NOT VOTING—2

Thomas Williams

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mr. CORRIGAN called up **HR 278, PN 3264**, entitled:

A Resolution declaring the month of May 1992 as "Arthritis Awareness Month."

On the question,
Will the House adopt the resolution?

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

Mr. CORRIGAN. Thank you, Mr. Speaker.

Mr. Speaker, I offer HR 278, authorizing the month of May as Arthritis Awareness Month, at the request of the Pennsylvania Moose Association.

The House today, by adopting this resolution, will assist the Pennsylvania Moose Association in a fundraising effort. The Moose Association has a statewide fundraising effort to benefit arthritis, and our vote today will assist in that endeavor. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mr. M. N. WRIGHT called up **HR 281, PN 3299**, entitled:

A Resolution designating April 6 as "Scottish Heritage Day" and honoring the many Pennsylvanians of Scottish and Scots-Irish heritage.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—190

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

NAYS—0

NOT VOTING—5

Carone	Krebs	Levdansky	Raymond
Civera			

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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

* * *

Mr. DALEY called up **HR 284, PN 3302**, entitled:

A Resolution designating the month of April as "Sexual Assault Awareness Month."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—2

Williams O'Donnell,
Speaker

EXCUSED—6

Foster Hagarty Olasz Pistella
Freind Noye

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

VOTE CORRECTIONS

The SPEAKER. The Chair recognizes Mr. McCall.
Mr. McCALL. Thank you, Mr. Speaker.

To correct the record.

On HB 2415 my vote was not recorded. I would like the record to reflect I would have voted in the affirmative.

The SPEAKER. The Chair recognizes Mr. Reber.

Mr. REBER. Thank you, Mr. Speaker.

I would like to correct the record.

On HB 2415, the first vote taken today, I was not recorded. I would like to be recorded in the affirmative. And yesterday

on final passage of HB 953, I inadvertently voted in the affirmative. I would like to be recorded in the negative. Thank you.

BILLS ON THIRD
CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2337, PN 3081**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. COY offered the following amendment No. A1023:

Amend Sec. 3, page 4, lines 23 and 24, by striking out "which are" in line 23, all of line 24 and inserting
and petitions which are presented on or after March 15, 1992.

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—189

Acosta	Donatucci	Langtry	Saloom
Allen	Durham	Laughlin	Saurman
Anderson	Evans	Lawless	Scheetz
Angstadt	Fairchild	Lee	Schuler
Argall	Fajt	Leh	Scrimenti
Armstrong	Fargo	Lescovitz	Semmel
Arnold	Farmer	Levdansky	Serafini
Battisto	Fee	Linton	Smith, B.
Belardi	Fleagle	Lloyd	Smith, S. H.
Belfanti	Flick	Lucyk	Snyder, D. W.
Billow	Freeman	McCall	Snyder, G.
Birmelin	Gallen	McGeehan	Staback
Bishop	Gamble	McHale	Stairs
Black	Geist	McHugh	Steelman
Blaum	George	Maiale	Steighner
Bowley	Gerlach	Markosek	Stetler
Boyes	Gigliotti	Marsico	Stish
Broujos	Gladeck	Mayernik	Strittmatter
Brown	Godshall	Melio	Suban
Bunt	Gruitza	Merry	Sturla
Bush	Gruppo	Michlovic	Surra
Butkovitz	Haluska	Mihalich	Tangretti
Caltagirone	Hanna	Mrkonic	Taylor, E. Z.
Cappabianca	Harley	Murphy	Taylor, F.
Carlson	Harper	Nahill	Taylor, J.
Carn	Hasay	Nailor	Telek
Carone	Hayden	Nickol	Thomas
Cawley	Hayes	Nyce	Tigue

Cessar	Heckler	O'Brien	Tomlinson
Chadwick	Herman	Oliver	Trello
Civera	Hershey	Perzel	Trich
Clark	Hess	Pesci	Tulli
Clymer	Hughes	Petrarca	Uliana
Cohen	Itkin	Petrone	Van Horne
Colafrella	Jadlowiec	Phillips	Vance
Colaizzo	James	Piccola	Veon
Cole	Jarolin	Pitts	Vroon
Cornell	Johnson	Preston	Wambach
Corrigan	Josephs	Raymond	Williams
Cowell	Kaiser	Reber	Wilson
Coy	Kasunic	Reinard	Wogan
DeLuca	Kenney	Richardson	Wozniak
DeWeese	King	Rieger	Wright, D. R.
Daley	Kosinski	Ritter	Wright, M. N.
Davies	Krebs	Robinson	
Dempsey	Kruszewski	Roebuck	O'Donnell,
Dent	Kukovich	Rudy	Speaker
Dermody	LaGrotta	Ryan	

NAYS—1

Mundy

NOT VOTING—5

Adolph	Gannon	McNally	Micozzie
Barley			

EXCUSED—6

Foster	Hagarty	Olasz	Pistella
Freind	Noye		

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?

Mr. McNALLY offered the following amendment No. A0889:

Amend Sec. 1 (Sec. 201), page 2, line 19, by striking out "500" and inserting 5,000

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.

Amendment A0889 amends HB 2337 to in effect create a minimum population for any newly incorporated boroughs in Pennsylvania. The reason for this amendment is that I think it is widely agreed that Pennsylvania already has too many municipalities and we should not be in the business of creating more.

Today in the Pittsburgh Post-Gazette, for example, there is a story reported in which it is possible that a new borough would be created that just has five people. It is impossible to have a fiscally responsible and fiscally independent borough which has only five people.

The current bill has a minimum population of 500. I contend—and I think it is a reasonable contention—that in fact even 500 people is not enough of a population to adequately support municipal services; that in fact if we are going to have new municipalities created, in order for them to be

independent and in order to be really genuine municipalities, they ought to have at least 5,000 people. So I would ask your support, please.

The SPEAKER. The Chair recognizes Mr. Lee.

Mr. LEE. Thank you, Mr. Speaker.

I rise to oppose this amendment because I think it represents a certain amount of misknowledge regarding what the circumstances are in rural Pennsylvania.

When looking at Representative McNally's amendment, I thought through my particular district, and in the 4 counties I represent, I think I have a total of 21 boroughs, 21 boroughs in my district, only 1 of which has more than 5,000 people. Now, if this particular piece of legislation with Mr. McNally's amendment was in effect 100 years ago, when most of these municipalities were formed, I would have one borough in my district or probably no boroughs in my district until a few years ago when Tunkhannock became over 5,000 people.

I think we have to allow local municipalities and local people the ability to have some discretion when setting up their own municipalities or own local governments. I can understand the concern when these developers come in, the concern behind this bill, to artificially create municipalities, but I think there are legitimate reasons why boroughs can be formed, even in today's environment.

For example, I have several small resort communities, resort areas, where you have a rural township, and within that rural township you have a small lake surrounded by resort homes. Now, there are huge differences between the interests of the people in the surrounding rural townships and the interests of the people who might live in that small resort area, and there is a legitimate reason why those people in the resort area might say, well, we want a local borough just to deal with our local concerns - with our resort issues, our lake issues, et cetera. I think if you limit this and totally eliminate the ability of any new boroughs to be formed in my area, I think you are taking away much-needed power from local individuals, and therefore, I oppose this amendment. Thank you very much.

The SPEAKER. The Chair recognizes Mr. Merry.

Mr. MERRY. Mr. Speaker, I rise for virtually the same purpose as the previous speaker, to urge the defeat of this amendment.

For the benefit of the members, perhaps I should share with you a little bit of the background of the reason for the bill. Then you will understand that perhaps even 500 is too large a number, and we certainly would not want to raise it to 5,000 or some of the other numbers that are suggested in the numerous amendments that are presently lying on our desks.

Mr. Speaker, what has happened in a few areas is that there have been builders or developers that have abused our present planning ordinances, and rather than adhere to sensible local ordinances that require such things as stable roads and water and sewage and the other municipal services, they have gone off on their own and tried to create their own boroughs, and I feel if that is overdone, that is wrong.

The figure of 500 was put in there to allow a minimum number of people where a municipality is just getting started.

Where a builder comes into an area, you can readily see that even 500 is difficult. If you are putting up a development of 100 homes or 50 homes or 75, you never could have 500 people at the outset to change or preempt these local planning ordinances or have their own planning ordinances that were of their own design. So for those reasons, I feel that if you make it 5,000, you have literally cut out the ability of anyone to ever establish a new municipality regardless of how many homes they build, how many golf courses, or how many community centers. There is a practical point where we have to establish the number of people who live in this municipality, and I suggest that we are closer dealing with the 500 that is presently provided in the bill than permitting the provisions of this amendment to occur.

For those reasons, I urge the defeat of this amendment.

The SPEAKER. The Chair recognizes Mr. Gamble.

Mr. GAMBLE. Mr. Speaker, I rise to support the McNally amendment.

Just to give you a quick rundown on the municipalities in Pennsylvania, we have 793 municipalities with under 1,000 population; we have 773 municipalities from 1,000 to 2,499; and we have 487 municipalities from 2,500 to 4,999. I come from a town of 1,800, but I am here to tell you that we do not need to be creating any more small communities in Pennsylvania because they are the small communities in my district that are hurting and reaching and trying to stay afloat.

I would suggest strongly that you accept and vote "yes" on the McNally amendment and let us vote in the positive for this bill.

THE SPEAKER PRO TEMPORE (JEFFREY W. COY) PRESIDING

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Smith.

Mr. S. H. SMITH. Thank you, Mr. Speaker.

Mr. Speaker, I rise basically to reflect the same statements by Representative Lee. I agree with his assessment. We have many, many boroughs and small municipalities in our districts in the rural areas. I do not see that there is any relationship between the number of people and the effectiveness of that community. I have some boroughs that have just, you know, in the neighborhood of 100 people or so, and the success or failure of that community is based more on those people than it is on the number of people.

I would certainly urge the members of this body to vote in opposition to this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The gentleman from Allegheny, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the McNally amendment. I do not think we can any longer tolerate the increase of small municipalities throughout our Commonwealth. We have seen how many municipalities are in trouble. The taxpayers cannot afford to continue with all the local municipalities, the dupli-

cation of services at a time when we should be reducing our local municipalities instead of trying to create more municipalities throughout this Commonwealth.

Mr. Speaker, I ask for an affirmative vote for the McNally amendment. Thank you.

The SPEAKER pro tempore. On the amendment, the gentleman, Mr. Merry, for the second time.

Mr. MERRY. Mr. Speaker, I do not want to spend a great deal of time on this, but you are getting the wrong message, I believe. Take a look at our present annexation laws in Pennsylvania, and they have made it almost impossible for municipalities to annex land. If I had my way, I would like to see a great consolidation of municipalities throughout this great Commonwealth, because I do not like the duplication of municipal services, and I feel we would be doing better dealing with larger municipalities.

But in this bill here and with this amendment, we are dealing with a situation that has other provisions. For instance, this, I think, envisions new municipalities, places that are building, new developments. The bill further provides, almost identical the same as their annexation laws have in it, that it has to be done with the willingness of both the new people in the new municipality and a referendum vote of the people from the entire municipality.

So this is not being done in a vacuum. It is being done with real people who have a real desire, who have already made the intelligent decision as to whether they want to be a separate borough. And I feel that 500 is sufficiently limited to give small, new communities the ability to create themselves, and for that reason, I urge the defeat of any amendment that seeks to increase it beyond the present 500 in the bill.

The SPEAKER pro tempore. The Chair thanks the gentleman.

LEAVE OF ABSENCE

The SPEAKER pro tempore. Without objection, the gentleman, Mr. BARLEY, will be placed on leave for the remainder of today's session. The Chair hears no objection.

CONSIDERATION OF HB 2337 CONTINUED

The SPEAKER pro tempore. The gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the McNally amendment.

I know that a lot of people, especially on this side of the aisle, have argued that if you want to get rid of duplication of services, you should be with McNally, and if you want to promote consolidation, you should be with McNally. Well, I am here to tell you that there is another side to that argument, and that is that if you represent an area where you have a rural township, especially one which is adjacent to some other municipality which has public services - police, water, sewer - what you tend to have on the edge of that rural municipality is a buildup of what really amounts to a suburban area. You have people in that municipality who would like to have

public services, but the majority of residents of that township live on the farm, and they do not have any need for those services, and they do not want their taxes to be raised to provide them.

Now, if we are going to put impediments to allowing those people who want the services to incorporate and provide those services for themselves, then what we are essentially doing is saying that even if they need police protection and are willing to pay for it or they need public water or public sewer and are willing to pay for it, we are not going to let them do that, because the majority of people who live in their township do not feel the same way.

Mr. Speaker, there may be instances in which, when you go through the hearing process in the courts, certain petitions for boroughs and incorporation of boroughs should be denied, but we ought not arbitrarily impose a 5,000 limit and do that with a clarion call that somehow this is the secret to eliminating duplication and promoting consolidation. On the contrary, it is the way to prevent people from getting services they want.

I would ask for a "no" vote.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Cambria County, Mr. Wozniak.

Mr. WOZNIAK. Thank you, Mr. Speaker.

I rise to support the McNally amendment.

I think if you look throughout the Commonwealth of Pennsylvania, we have probably more local governments than any other State in the Union. At 500 people, what is occurring now is developers are going in and trying to take off the slice of the finest, the richest, the most influential parts of an area, incorporate amongst themselves so they have their own little thing.

In the long run, what you are doing is taking the tax base away from a township or another borough or somebody else that they are spinning off from. At 500 people— And I think every one of us here or most of us have municipalities some of them less than 500 people. It is difficult enough to sustain the operations of a government when you have a small amount of people than it is a large one. In our Commonwealth we should be making it more undesirable to create new governments or to create spinoff governments and removing some of the impediments that prevent us from incorporating or consolidating or merging governments.

Mr. Speaker, 500 people is not enough to sustain a new local government. I think that 5,000 is a serious amount of number, and if you can get 5,000 people to agree to that, there is no problem whatsoever. Thank you very much, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes, for the second time, the gentleman from Allegheny, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, a classic example is a community in Allegheny County where five residents could create a borough mainly because they have been fighting with the local officials out

there for over 10 years and the local officials have prohibited them from what they want to do.

Now, if we want to continue this type of situation, then we go against the McNally amendment. But because a developer owns 300 acres with five people living in that 300 acres, he can take it to court, and the courts have upheld in previous decisions that he can incorporate that community. That, Mr. Speaker, is totally wrong, and that is what we are trying to eliminate here. It is totally wrong to take that money from that community that has voted over 10 years not to permit this proposed developer to continue his work there.

Mr. Speaker, a classic example of what we are trying to do out there; five people. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the amendment, the gentleman from Allegheny, Mr. McNally, for the second time.

Mr. McNALLY. Thank you, Mr. Speaker.

I think that there is perhaps a little bit of confusion about what this amendment does. In the first place, I listened very attentively to the comments of the gentleman, Mr. Lee, and I understand that there are many communities in Pennsylvania which do not have—that is, boroughs in Pennsylvania—which do not have 5,000 people. It is not my intent and there is absolutely no effect of this amendment on any borough in Pennsylvania which happens to have less than 5,000 people today. The effect of the amendment is merely this: to prevent the incorporation or creation of new boroughs unless they have at least 5,000 people.

Certainly there was a time, there was an era in this State when it made sense to have boroughs of 500 or 100 people or 1,000 people. In the days of the horse and buggy, before telephones, before modern roads and highways, a smaller community, a smaller borough, made sense. But today, as we have a need for more extensive municipal services, police protection, water and sewer lines, and the very existence of modern means of communication really make it inefficient for us to be creating new boroughs which only have a few hundred or even a couple of thousand people.

There is really nothing arbitrary about 5,000 people. In fact, before I prepared this amendment, I asked people from the Pennsylvania Economy League about what they felt would be an appropriate number, and while experts around the country have varying opinions about what a minimum number of people ought to be in any new municipality, 5,000 was in fact, according to the Pennsylvania Economy League, a reasonable proposal. Five thousand people will allow us to create new municipalities where new boroughs are warranted and allow us to do it in an efficient way.

If we allow the proliferation of new boroughs, that is going to have a fiscal impact on this State. We have a number of programs in the State of Pennsylvania which are directed and oriented toward small communities. That is not to say that we should not have those programs. I think we should. But if we allow proliferation of new boroughs and new municipalities, we are only going to increase the pressure, the financial pres-

sure on this State, to provide more and more money through these small communities programs.

And finally, this amendment is a probusiness amendment. One of the obstacles to doing business in Pennsylvania is the fact that we have so many municipalities and so many varying ordinances and varying local governments that it makes it difficult, according to the business community, to do business in this State. By restricting and constraining the creation of new boroughs, I think that we improve the climate of business. We will improve the fiscal situation of this State, and we will add rationality finally to the creation of new boroughs.

I ask your support. Thank you.

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

The following roll call was recorded:

YEAS—61

Acosta	Donatucci	Maiale	Steelman
Bishop	Fajt	Markosek	Stetler
Boyes	Gamble	Mayernik	Stuban
Butkovitz	Gigliotti	Melio	Sturla
Caltagirone	Harper	Michlovic	Tangretti
Cappabianca	Hayden	Mundy	Thomas
Carn	Hughes	Murphy	Trello
Cawley	James	Oliver	Trich
Cohen	Josephs	Petrarca	Veon
Colaizzo	Kaiser	Preston	Williams
Cole	Laughlin	Richardson	Wozniak
Cornell	Levdansky	Rieger	Wright, D. R.
Corrigan	Linton	Ritter	
Coy	McGeehan	Robinson	O'Donnell, Speaker
DeLuca	McHale	Roebuck	
Dent	McNally	Snyder, G.	

NAYS—131

Adolph	Durham	King	Ryan
Allen	Evans	Krebs	Saloom
Anderson	Fairchild	Kruszewski	Saurman
Angstadt	Fargo	Kukovich	Scheetz
Argall	Farmer	LaGrotta	Schuler
Armstrong	Fee	Langtry	Scrimenti
Arnold	Fleagle	Lawless	Semmel
Battisto	Flick	Lee	Serafini
Belardi	Freeman	Leh	Smith, B.
Belfanti	Gallen	Lescovitz	Smith, S. H.
Billow	Gannon	Lloyd	Snyder, D. W.
Birmelin	Geist	Lucyk	Staback
Black	George	McCall	Stairs
Blaum	Gerlach	McHugh	Steighner
Bowley	Gladeck	Marsico	Stish
Broujos	Godshall	Merry	Strittmatter
Brown	Gruitza	Micozzie	Surra
Bunt	Gruppo	Mihalich	Taylor, E. Z.
Bush	Haluska	Mrkonic	Taylor, F.
Carlson	Hanna	Nahill	Taylor, J.
Carone	Harley	Nailor	Telek
Cessar	Hasay	Nickol	Tigue
Chadwick	Hayes	Nyce	Tomlinson
Civera	Heckler	O'Brien	Tulli
Clark	Herman	Perzel	Uliana
Clymer	Hershey	Pesci	Van Horne
Colafella	Hess	Phillips	Vance
Cowell	Itkin	Piccola	Vroon
DeWeese	Jadlowiec	Pitts	Wambach
Daley	Jarolin	Raymond	Wilson
Davies	Johnson	Reber	Wogan
Jempsey	Kasunic	Reinard	Wright, M. N.
Dermody	Kenney	Rudy	

NOT VOTING—2

Kosinski Petrone

EXCUSED—7

Barley Freind Noye Pistella
Foster Hagarty Olasz

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

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

Mr. McNALLY offered the following amendment No. A0888:

Amend Sec. 1 (Sec. 201), page 2, line 19, by striking out "500" and inserting
1,000

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

The SPEAKER pro tempore. On the question of whether the House will agree to the amendment, the gentleman, Mr. McNally.

Mr. McNALLY. Well, Mr. Speaker, some other members of the House have indicated to me that perhaps Ted Stuban, the auctioneer, should be handling this series of amendments.

I am going to ask you to support a minimum of 1,000 people as a basis for creating new boroughs. I think that there is some consensus that we ought to have some minimum number, that 500 is really too modest.

I ask your support for 1,000 people for the same reasons that I was asking for 5,000. Thank you.

The SPEAKER pro tempore. Does the gentleman, Mr. Stuban, seek recognition on the question? The Chair recognizes the gentleman.

Mr. STUBAN. Thank you, Mr. Speaker.

Since my name has been considered and I have been questioned to auction this off, I think the bill says 500. Let us go for 600, 700, 800, 900, \$1,000.

The SPEAKER pro tempore. Sold.

On the amendment, the gentleman, Mr. Lee.

Mr. LEE. Thank you, Mr. Speaker.

For the reasons that I mentioned before, I again rise to oppose this amendment.

And very quickly, I think what you are asking here is— I totally agree with many of the people on the other side of the aisle that we do have too many municipalities in the State of Pennsylvania; we do need to eliminate some of the obstacles in the way of consolidating some of those municipalities. But the question we face here, at least from my area of the State, a very rural area, is if you pass this amendment and, for that matter, probably this bill, you will basically eliminate the ability ever to form a new borough, unless we have a great deal of new development in my area, because I have very few towns, areas, that can muster over 1,000 people.

So I once again urge a negative vote on this amendment. Thank you.

The SPEAKER pro tempore. The gentleman from Wayne County, Mr. Birmelin.

Mr. BIRMELIN. Thank you, Mr. Speaker.

I, too, would rise in opposition to this amendment.

I, like Representative Lee, have many, many boroughs of less than 1,000 people in them, and they fluctuate from time to time. As good times come, they grow in population. As bad times occur, they lose people, and over a period of time, I think, if we establish a minimum of 500, you will have the opportunity for those boroughs to grow should they have enough geographical space to do it in.

I think 500 is the better number here, and I would ask you to reject the McNally amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the amendment, the gentleman, Mr. Chadwick.

Mr. CHADWICK. Thank you, Mr. Speaker.

I agree with the last two speakers. I think this is the wrong way to solve this problem. I am told that you cannot form a borough out of a first-class township. Perhaps the better way to solve this problem is to reduce the density level required for first-class townships so that the second-class townships that want to prevent boroughs can form themselves into first-class townships and stop this problem, but do not do damage to those of us in the rural areas who have a real problem with this kind of amendment. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question, for the second time, the gentleman, Mr. McNally.

Mr. McNALLY. Thank you, Mr. Speaker.

Again, I ask your support for this amendment 888. It does, I think, benefit business in Pennsylvania. And I want to emphasize that, contrary to some of the comments that have been made, this amendment and this bill do not foreclose other opportunities and other avenues for municipal change. The home rule act is still available.

And once again, 1,000 people—500 is very modest—1,000 is really a very limited proposal, and so I would ask your support. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question, the gentleman from Allegheny, Mr. Gamble.

Mr. GAMBLE. Mr. Speaker, just a final word that I also support the McNally amendment.

As you know, my bill has a 500 figure on it, and Representative McNally asked that this House consider 5,000, and I supported that. I think that 1,000 is a very fair and equitable compromise, and I would ask that you vote for it. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—71

Acosta	Evans	McHale	Robinson
Bishop	Fajt	McNally	Roebuck
Boyes	Freeman	Maiale	Snyder, G.
Broujos	Gamble	Markosek	Steelman
Butkovitz	Gigliotti	Mayernik	Steighner
Caltagirone	Gladeck	Melio	Stetler
Cappabianca	Harley	Michlovic	Stish
Carn	Harper	Mrkonic	Suban
Carone	Hayden	Mundy	Sturla
Cawley	Heckler	Murphy	Tangretti
Cohen	Hughes	Nickol	Thomas
Colaella	James	Oliver	Trello
Colaizzo	Josephs	Petrarca	Trich
Cole	Kaiser	Petrone	Williams
Corrigan	Kosinski	Preston	Wozniak
Coy	Levdansky	Richardson	
DeLuca	Linton	Rieger	O'Donnell,
Dent	McGeehan	Ritter	Speaker
Donatucci			

NAYS—123

Adolph	Durham	Kukovich	Saurman
Allen	Fairchild	LaGrotta	Scheetz
Anderson	Fargo	Langtry	Schuler
Angstadt	Farmer	Laughlin	Scrimenti
Argall	Fee	Lawless	Semmel
Armstrong	Fleagle	Lee	Serafini
Arnold	Flick	Leh	Smith, B.
Battisto	Gallen	Lescovitz	Smith, S. H.
Belardi	Gannon	Lloyd	Snyder, D. W.
Belfanti	Geist	Lucyk	Staback
Billow	George	McCall	Stairs
Birmelin	Gerlach	McHugh	Strittmatter
Black	Godshall	Marsico	Surra
Blaum	Gruitza	Merry	Taylor, E. Z.
Bowley	Gruppo	Micozzie	Taylor, F.
Brown	Haluska	Mihalich	Taylor, J.
Bunt	Hanna	Nahill	Telek
Bush	Hasay	Nailor	Tigue
Carlson	Hayes	Nyce	Tomlinson
Cessar	Herman	O'Brien	Tulli
Chadwick	Hershey	Perzel	Uliana
Civera	Hess	Pesci	Van Horne
Clark	Itkin	Phillips	Vance
Clymer	Jadlowiec	Piccola	Veon
Cornell	Jarolin	Pitts	Vroon
Cowell	Johnson	Raymond	Wambach
DeWeese	Kasunic	Reber	Wilson
Daley	Kenney	Reinard	Wogan
Davies	King	Rudy	Wright, D. R.
Dempsey	Krebs	Ryan	Wright, M. N.
Dermody	Kruszewski	Saloom	

NOT VOTING—0

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER pro tempore. 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—172

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

NAYS—21

Anderson	Corrigan	Langtry	Mundy
Brown	Fargo	Lawless	Nahill
Bunt	Farmer	Lee	Reber
Cawley	Itkin	Lloyd	Saurman
Cessar	Jadlowiec	McCall	Tigue
Chadwick			

NOT VOTING—1

Mayernik

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

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

CONSIDERATION OF HB 517 CONTINUED

On the question recurring, Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER pro tempore. Without objection, the Chair rescinds its statement that HB 517 was agreed to on third consideration.

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

Mr. SCHEETZ offered the following amendments No. A0449:

Amend Title, page 1, line 8, by inserting after "expended;" authorizing cooperation agreements between volunteer firemen's relief associations;

Amend Bill, page 2, by inserting between lines 5 and 6

Section 2. The act is amended by adding a section to read:

Section 6.1. Cooperation Agreements.—Two or more volunteer firemen's relief associations may jointly cooperate to enter into agreements to make expenditures that are authorized under this act. A joint cooperation agreement may be enforced by and against a volunteer firemen's relief association.

Amend Sec. 2, page 2, line 6, by striking out "2" and inserting

3

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

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman, Mr. Scheetz.

Mr. SCHEETZ. Thank you, Mr. Speaker.

This amendment simply allows two or more companies to go into a contractual agreement to purchase a piece of equipment that is eligible for purchase under this program.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—193

Acosta	Donatucci	Langtry	Ryan
Adolph	Durham	Laughlin	Saloom
Allen	Evans	Lawless	Saurman
Anderson	Fairchild	Lee	Scheetz
Angstadt	Fajt	Leh	Schuler
Argall	Fargo	Lescovitz	Scrimenti
Armstrong	Farmer	Levdansky	Semmel
Arnold	Fee	Linton	Serafini
Battisto	Fleagle	Lloyd	Smith, B.
Belardi	Flick	Lucyk	Smith, S. H.
Belfanti	Freeman	McCall	Snyder, D. W.
Billow	Gallen	McGeehan	Snyder, G.
Birmelin	Gamble	McHale	Staback
Bishop	Gannon	McHugh	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	Haluska	Mihalich	Tangretti

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

NAYS—0

NOT VOTING—1

McNally

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

On the question,

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

Mr. MAYERNIK offered the following amendments No. A0395:

Amend Title, page 1, line 9, by striking out "an editorial change." and inserting editorial changes.

Amend Bill, page 1, lines 12 through 19, by striking out all of said lines and inserting

Section 1. The title and section 1 of the act of June 11, 1968 (P.L.149, No.84), known as the Volunteer Firemen's Relief Association Act, are amended to read:

AN ACT

Relating to volunteer [firemen's] firefighters' relief associations, clarifying their purposes and objectives, establishing criteria and standards for the conduct of their affairs, providing for their formation, recognition, continuing operation, and for their dissolution in appropriate circumstances and the distribution of their funds.

Section 1. Short Title.—This act shall be known and may be cited as the "Volunteer [Firemen's] Firefighters' Relief Association Act."

Section 2. Section 2 of the act, amended June 21, 1984 (P.L.427, No.86), is amended to read:

Section 2. Definitions.—As used in this act:

(1) A volunteer [firemen's] firefighters' relief association is an organization formed primarily for the purpose of affording financial protection to volunteer [firemen] firefighters against the consequences of misfortune suffered as a result of their participation in the fire service. Such an association may also serve

other purposes, as hereinafter set forth, provided only that adequate provisions be first made to serve its primary purpose. It may comprehend within its membership the members of one or more fire companies.

(2) The fire service comprehends the service of organized groups of individuals, not only in training for and in active duty in the protection of the public against fire, but also in the training for and the performance of such other activities as are commonly undertaken by fire companies and their affiliated organizations, including, inter alia, fire prevention, first aid, rescue and salvage, ambulance service, fire police work, radio communications, assistance at accidents, control of crowds both on the fire grounds and at occasions of public or general assembly, animal rescue, abatement of conditions due to storm, flood, or general peril, abatement or removal of hazards to safety, and participation in public celebrations, parades, demonstrations, and fund-raising campaigns.

(3) Volunteer [fireman] firefighter comprehends any member of a fire company, organized and existing under the laws of the Commonwealth of Pennsylvania, and also any member of any fire police unit, rescue squad, ambulance corps, or other like organization affiliated with one or more fire companies, and refers to any individual who is a member of such a fire company or affiliated organization and who participates in the fire service, but does not look to that service as his primary means of livelihood. A person shall not lose his or her status as a volunteer [fireman] firefighter solely because he or she may also be a paid firefighter, as long as he or she is acting within the scope of his or her responsibilities as a member of a volunteer fire company at the time and not within the scope of his or her responsibilities as a paid firefighter.

Section 3. Sections 3, 4 and 5 of the act are amended to read:

Section 3. Statement of Purpose.—The purpose of the Legislature in enacting this statute is to encourage individuals to take part in the fire service as volunteer [firemen] firefighters, by establishing criteria and standards for the orderly administration and conduct of the affairs of [firemen's] firefighters' relief associations, so as to ensure, as far as circumstances will reasonably permit, that funds shall be available for the protection of volunteer [firemen] firefighters and their heirs:

(1) To provide financial assistance to volunteer [firemen] firefighters who may suffer injury or misfortune by reason of their participation in the fire service;

(2) To provide financial assistance to the widow, children, and/or other dependents of volunteer [firemen] firefighters who lose their lives as a result of their participation in the fire service;

(3) To provide, either by insurance or by the operation of a beneficial fund, for the payment of a sum certain to the designated beneficiaries of a participating member in such fund following the death of such member for any cause, and to establish criteria which members must meet in order to qualify as participants in such death benefit fund;

(4) To provide safeguards for preserving life, health and safety of volunteer [firemen] firefighters, so as to ensure their availability to participate in the fire service;

(5) To provide financial assistance to volunteer [firemen] firefighters who, after having actively participated in the fire service for a specified minimum term, are no longer physically able to continue such participation and are in need of financial assistance;

(6) To provide funds to aid the rehabilitation of volunteer [firemen] firefighters who have suffered an impairment of their physical capacity to continue to perform their normal occupations; and

(7) In any event, to provide sufficient funds to ensure the efficient and economical handling of the business of the association in accomplishing the objectives hereinabove set forth.

Section 4. Construction.—This act shall be construed, applied, and interpreted, so far as circumstances permit, as justifying the actions of the officers and members of volunteer [firemen's] firefighters' relief associations affected by it, when such actions appear to have been taken in good faith and in a bona fide belief that they were in furtherance of the purposes of this act, but shall be strictly construed and applied against those responsible for actions taken in wilful disregard of the purposes of this act, or with reckless indifference to such purposes, and in particular, where any action called into question results or has resulted or was likely to result in an unmerited personal benefit to one or more of those responsible for the taking of such action.

Section 5. Structure.—(a) A volunteer [firemen's] firefighters' relief association may be a body corporate, governed by a charter and bylaws, or it may be an unincorporated association of individuals, governed by a constitution and bylaws. In either case, it must provide for the taking and preserving of minutes of all meetings, and the maintenance of such books of account as may be necessary and appropriate to afford a permanent record of its fiscal affairs.

(b) The constitution or charter shall state the name, the purposes and the form of the organization, shall designate the class or classes of persons eligible for membership, and the procedures to be followed in making amendments.

(c) The bylaws shall specify the requirements for securing membership, the voting rights of different classes of members, if there be different classes, and the conditions under which membership may be terminated. They shall state the notice requirements and the procedure to be followed in calling meetings, as well as the quorum requirements for regular and special meetings of the membership and for regular and special meetings of the body which governs the operations of the association between membership meetings, and shall designate that body, whether it be a board of directors, the trustees, or any similar body, such as an executive committee. Unless otherwise provided in the bylaws, the powers and duties of the officers and directors and/or trustees, shall be such as normally pertain to such positions in non-profit corporations. The bylaws shall require that the signatures of at least two officers, one of whom shall be the disbursing officer, shall be required in order to bind the association by formal contract or to issue any negotiable instrument. They shall require that the disbursing officer, whether designated treasurer, comptroller, financial secretary, or otherwise, shall be bonded by corporate surety for the faithful performance of his duties. The amount of such bond shall be at least as great as the maximum cash balance in current funds of the association at any time during the fiscal year, and the premium on such bond shall be a proper charge against the funds of the association. The bylaws shall state the procedure to be followed in nominating and in electing officers, trustees, directors, and members of the executive committee, according to such provisions as shall have been made for the establishment of such positions. The bylaws shall establish procedures for the approval of expenditures and the payment thereof, and for the investment of funds and the sale of investments. The bylaws shall set out the procedure to be followed in amending the bylaws, and shall specify the notice required with respect to proposed amendments, including the time, place, and the date when any proposed amendment shall be considered. The bylaws shall be faithfully preserved in permanent form and any amendments made thereto shall be entered thereon with the date when any such amendment became effective. The bylaws may contain any such other provisions as may to the membership seem to be appropriate or necessary to the orderly conduct of the affairs of the association.

(d) In addition to the bylaws the association may adopt from time to time such matters as the membership may regard as of a routine nature under the head of standing procedures. Such procedures may be adopted, modified or repealed by motion and

majority vote but they shall not be inconsistent with the bylaws and they shall be recorded as an appendix to the bylaws.

(e) Any volunteer [firemen's] firefighters' relief association organized or conducted in accordance with the requirements of this section shall be regarded as a charitable corporation for all purposes including the right to establish exemption from the operation of certain taxes.

Section 4. Section 6 of the act, amended March 23, 1972 (P.L.119, No.44) and March 7, 1982 (P.L.168, No.53), is amended to read:

Section 6. Funds.—(a) Any volunteer [firemen's] firefighters' relief association shall have the right to solicit and receive gifts and contributions from any source including municipal corporations. It shall not have the right to receive any portion of the moneys distributed to the political subdivisions of the Commonwealth under the provisions of the act of June 28, 1895 (P.L.408), unless and until the governing body of at least one such political subdivision shall have certified to the Auditor General that such association is in fact a bona fide volunteer [firemen's] firefighters' relief association affiliated with a fire company which affords protection against fire to all or a portion of the political subdivision.

(b) The funds of any volunteer [firemen's] firefighters' relief association may be deposited in any bank, trust company, or other banking establishment accredited by the Commonwealth or insured by the Government of the United States.

(c) All, or any part of the funds of any volunteer [firemen's] firefighters' relief association may be invested:

(1) In any form of investment named in the Fiduciaries Act of 1949, as amended, including first mortgages. Such first mortgages insuring repayment of loans by relief associations must provide for a minimum interest payment of three per cent and not exceed eighty per cent of the appraised value of the real property covered by the mortgage.

(2) In any obligation of a political subdivision, having the power to levy or collect taxes, or

(3) In any obligation of an incorporated fire company which obligation is secured by assets of the company having capital value equal to at least one hundred fifty per cent of the amount of the obligation at the time it is made, and is subject to provisions which will amortize such loan at a rate ensuring that the depreciated value of the assets pledged shall continue to be at least equal to one hundred fifty per cent of the balance remaining due.

(d) No investment shall be acquired, encumbered or sold except pursuant to a resolution duly enacted by the governing body of the association. The income from investments however may be invested or spent in the same way as any other income.

(e) The funds of any volunteer [firemen's] firefighters' relief association may be spent:

(1) To pay for such normal and reasonable running expenses as may be appropriate to the businesslike conduct of its affairs including legal fees and including but not by way of limitation the rental or purchase of offices, the payment of reasonable compensation of any needed employees, and the purchase of office equipment and supplies.

(2) To purchase contracts of insurance which shall at the least afford financial assistance to active members of the fire service represented by the association against losses due to injury suffered in the fire service and which may also provide in the order named, (i) for payments to the [widow] surviving spouse or other dependents of a member in the event of [his] the member's death, (ii) for protection of active [firemen] firefighters against disease, (iii) for the replacement or purchase of prosthetic devices such as visual aids, hearing aids, dentures, braces, crutches, and the like, where such devices have been lost or damaged while the owner was engaged in the fire service or where the need for such devices arises because of functional impairment attributable to participation in the fire service, (iv) for the repair or replacement

if necessary of articles of clothing damaged in the course of participation in the fire service, and (v) for disability incurred after service for a minimum of twenty years as a volunteer [fireman] firefighter.

(3) To maintain a beneficiary or death benefit fund and to pay a sum certain from that fund to the beneficiary of any participant in that fund upon his or her death. In the event a beneficiary is not designated or a designated one has predeceased the participant, the sum certain shall be paid to the estate of the participant.

(4) To pay in full or in part for damage or loss in any of the categories mentioned in clause (2) above in any specific case in which (i) no policy of insurance is in force which covers the risk, or (ii) the amount payable under insurance policies in force is inadequate to cover the loss.

(5) To pay the costs of procuring and forwarding tokens of sympathy and goodwill. To a volunteer [fireman] firefighter who may be ill or hospitalized as a result of participation in the fire service or who may die or who may be seriously ill for any reason.

(6) To make cash payments to families in distressed circumstances by reason of age, infirmities or other disabilities suffered by one of the family in the course of his or her participation in the fire service as a volunteer [fireman] firefighter.

(7) To acquire and maintain membership in any Statewide association or corporation which extends advice and assistance to [firemen's] firefighters' relief associations in the conduct of their affairs and to pay reasonable expenses of travel and maintenance to a duly elected delegate for attendance at such meetings of such Statewide association or corporation.

(8) To contribute or to purchase contracts of insurance which will contribute towards the costs of rehabilitating and retraining volunteer [firemen] firefighters who by reason of their participation in the fire service have suffered a major impairment of their ability to continue their vocation.

(9) To pay for medical and surgical bills arising from injuries sustained by volunteer [firemen] firefighters while engaged in activities of the fire company to the extent that said bills are not covered by insurance provided by the relief association.

(10) To pay reasonable expenses actually and necessarily incurred for attending bona fide [firemen's] firefighters' training schools.

(11) To purchase safeguards for preserving life, health, and safety of volunteer [firemen] firefighters, so as to ensure their availability to participate in the volunteer fire service.

(12) To secure insurance against the legal liability of the volunteer [firemen] firefighters for loss and expense from claims arising out of the performance of their official, authorized duties while going to, returning from or attending fires or while performing their duties as special fire police.

Amend Bill, page 2, by inserting between lines 5 and 6

Section 5. Sections 7 and 8 of the act are amended to read:

Section 7. Audits.—(a) The Department of the Auditor General shall have the power, and its duty shall be, to audit the accounts and records of every volunteer [firemen's] firefighters' relief association receiving any money under the act of June 28, 1895 (P.L.408), as amended, as far as may be necessary to satisfy the department that the money received was expended or is being expended for no purpose other than that authorized by this act. Copies of all such audits shall be furnished to the Governor.

(b) If at any time the Department of the Auditor General shall find that any money received by a volunteer [firemen's] firefighters' relief association has been expended for any purpose other than those authorized by this act, it shall forthwith notify the Governor, and shall decline to approve any further requisition calling for payment to such volunteer [firemen's] firefighters' relief association, until an amount equal to that improperly expended shall have been reimbursed to the relief association fund.

Section 8. Dissolution.—(a) If a majority of those voting in a referendum conducted in any political subdivision shall decide in accordance with the act of June 13, 1955 (P.L.173), to replace a volunteer fire company serving such subdivision with a full-paid fire department or company and the volunteer company so replaced ceases to render fire service to any community it shall withdraw from the volunteer [firemen's] firefighters' relief association which theretofore extended protection to its membership.

(b) In accordance with the above action the relief association shall continue to function as heretofore granting financial assistance to its remaining members and their families in death, sickness and distress suffered through the unfortunate elements of life.

(c) The volunteer [firemen's] firefighters' relief association so functioning shall not receive any new members.

(d) When the membership roll of the relief association so functioning shall diminish to five members it shall apply to the local common pleas court for dissolution.

(e) Said court shall direct that all bills including the costs of dissolution be paid and the balance of the funds in the treasury be paid to the pension fund of the paid fire department so created by the governing body of the local political subdivision.

Amend Sec. 2, page 2, line 6, by striking out "2" and inserting

6

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. On the question, will the House agree to the amendment, the gentleman from Allegheny, Mr. Mayernik.

Mr. MAYERNIK. Thank you, Mr. Speaker.

This amendment is very simple. It changes the Volunteer Firemen's Relief Association to a gender-neutral term of Volunteer Firefighters' Relief Association.

In the 20th century, as we move into it, we now have quite a few women who are volunteering their services, and I think it is only necessary to recognize them and change the terms of our statute to make it gender neutral.

I ask for an affirmative vote.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—1

Acosta

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

On the question recurring,

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

Mr. FLICK offered the following amendments No. A0523:

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

Amend Sec. 1 (Sec. 6), page 2, by inserting between lines 5 and 6

(14) To purchase exercise and fitness equipment for use by volunteer firemen. Expenditures for exercise and fitness equipment shall not, however, exceed \$2,000 in any two-year period.

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. On the amendment, the gentleman, Mr. Flick.

Mr. FLICK. Thank you, Mr. Speaker.

This amendment would permit the use of relief association funds to purchase equipment for physical exercise and fitness equipment, riding bikes, stationary cycles, et cetera. I think it is a good use of the funds. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The gentleman from Cambria, Mr. Wozniak.

Mr. WOZNIAK. Thank you, Mr. Speaker.

I rise to oppose this amendment.

Out west and I am sure all over the State, it is getting more and more difficult to fund volunteer fire companies. Now we are going to use the relief fund to allow it to expend more money on other discretionary uses.

I think we ought to keep a very conservative viewpoint on how this money can be spent and what it should be spent on. It should be prioritized in taking care of the actual situation of what firemen do best and the volunteers, and that is fight the fires in our neighborhoods. And if they wish to exercise, I think that is something that they can all pitch in and do out of their own volition, but not using the relief funds. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The gentleman from Washington County, Mr. Colaizzo.

Mr. COLAIZZO. Mr. Speaker, I would like to interrogate the maker of the amendment.

The SPEAKER pro tempore. The gentleman, Mr. Flick, agrees to the interrogation. The gentleman, Mr. Colaizzo, is in order and may proceed.

Mr. COLAIZZO. Why do you limit it to \$2,000?

Mr. FLICK. Mr. Speaker, it is \$2,000 in any 2-year period.

Mr. COLAIZZO. Yes.

Mr. FLICK. The purpose is to make certain this is not abused, that it is available for certain equipment, such as exercise bikes, in a limited use so that no one fire company could set up a mammoth gym.

I think that the members should realize that these individuals are volunteers. They spend a considerable amount of time at the firehouses. These individuals, we ask them to go out and put their lives on the line. We ask them to exert physical strength at times with these hoses and ladders in fighting the fires. I think we ought to allow these individuals to keep themselves in good shape. The \$2,000 is an amount that I believe would allow purchase of responsible equipment for fitness use.

Mr. COLAIZZO. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair turns to the gentleman from Allegheny, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the Flick amendment, and the reason I do that is I do not think there is anything more necessary than have the volunteer firemen physically fit.

You know, Mr. Speaker, a lot of times we take the volunteer firefighters for granted out there. You know, it is like good health. We take it for granted until we lose it, and then we realize what we have done in the past to cause this situation.

As you know, throughout our State and throughout the other States, the volunteer firefighters' membership is down. We have to do something to attract them, and I certainly feel this will go a long way in trying to keep them fit and attract more members.

Mr. Speaker, when Act 84 was passed in 1968, which provided— This act will assist in providing for numerous benefits which are authorized for the relief association and to attract, attract people into the volunteer service. We must start to try to do something to attract young people into the volunteer fire service, and keeping them physically fit goes a long way in trying to keep them in that service.

I rise to support the Flick amendment and ask my colleagues to vote for this.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Montgomery County, Mr. Saurman.

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, I realize and I support wholeheartedly our volunteer firemen, but I think that if you multiply the number of fire companies there are by this \$2,000, you could put that money into equipment for safety, for an air pack, or any other piece of equipment, or provide even additional benefits.

Mr. Speaker, it does not take exercise equipment to keep in shape. The best exercise is walking. There are calisthenics that are used for stretching, and if you talk to someone who is in that field, they will tell you that. You do not have to have equipment.

Mr. Speaker, at a time when dollars are short, I do not see spending \$2,000 for equipment. Even if the money were being expended for education, in terms of physical fitness, I could see it. But, Mr. Speaker, I think we should not support this amendment at this time, being fiscally responsible and at the same time being totally responsible about the individuals who are involved.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Allegheny County, Mr. Gamble.

Mr. GAMBLE. Mr. Speaker, I rise to respectfully oppose the Flick amendment.

We have been working on a comprehensive volunteer firemen's bill in the House Local Government Committee. We have had hearings on the subject of the 2-percent foreign fire funds, and within the month we will introduce the legislation, and in that legislation will be something in the order of what Mr. Flick is trying to do here today. What will not be in that legislation—and, of course, at that time the amendments can be offered as they always are—but what is not in that comprehensive volunteer firemen bill is this HB 517 today, which is Representative Tangretti's bill.

So I would think if we are indeed going to pass the Tangretti bill today, that we should pass it without amendment. I will appreciate your consideration.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Daley.

Mr. DALEY. Would the maker of the amendment stand for a brief interrogation?

The SPEAKER pro tempore. Will the gentleman, Mr. Flick, stand for interrogation? He indicates that he will. The gentleman, Mr. Daley, is in order and may proceed.

Mr. DALEY. Mr. Speaker, my question to you is—I hope you can hear me—my question to you, Mr. Speaker, is, could you explain once again, is this a mandate or is this just adding another provision to the law that provides an option for fire departments to utilize this funding?

Mr. FLICK. Thank you, Mr. Speaker; it is a very good point. It is not a mandate. It merely is permissible under the rules of the relief association fund expenditures.

Mr. DALEY. Okay. Thank you.

The SPEAKER pro tempore. Has the gentleman concluded his interrogation?

Mr. DALEY. Yes.

The SPEAKER pro tempore. Do you care to speak on the amendment?

Mr. DALEY. Yes, Mr. Speaker.

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

Mr. DALEY. Thank you, Mr. Speaker.

I have to follow the lead of Representative Gamble and respectfully ask for a "no" vote on this amendment.

I think it would be fine for volunteer fire departments in certain areas of the Commonwealth that can financially afford the option to provide for recreation equipment for their volunteers. But I think in the real world in most of our legislative districts, our fire departments are coming to me and saying, we do not have money for hose; we do not have money for our truck; we do not have money to keep our fire department going. What we ought to be looking at is some sort of economic adjustment to that fund that will simply put money to certain areas that need to provide the health and safety requirements that fire departments do provide.

So I have to ask for a "no" vote. I think this is a frivolous amendment, and I think that we ought to really get down to the nuts-and-bolts issue here: Are we providing fair and adequate service throughout Pennsylvania regardless of where you live and the geographic region?

The SPEAKER pro tempore. On the amendment, the gentleman from Delaware, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

I would like to ask the sponsor for an interrogation, if it is okay with him. I would like to interrogate the sponsor of the amendment.

The SPEAKER pro tempore. Will Mr. Flick stand for interrogation? He indicates that he will. Mr. Gannon is in order and may proceed.

Mr. GANNON. Thank you, Mr. Speaker.

Under present law, are fire companies permitted to buy firefighting equipment from the relief fund?

Mr. FLICK. Yes, Mr. Speaker, they are.

Mr. GANNON. Okay. So that if they wanted to buy hoses or, say, a jaws of life and they wanted to use relief fund money, they are able to do that?

Mr. FLICK. Well, safety equipment, Mr. Speaker.

Mr. GANNON. Well, I am talking about firefighting equipment. I mean, jaws of life, you know, are they permitted to buy that?

Mr. FLICK. You know, I must say I do not know the answer to that, but I would suspect that jaws of life would not be because it is not a matter of safety. The relief association fund provides a source of money for firefighters to purchase safety equipment, and this, Mr. Speaker, I would suspect is the purchase of equipment to keep them in good physical condition, which is safety related. A number of heart attacks occur in the strenuous activity of fighting fires, and as you and I both know, one of the ways to assure ourselves that we do not have a premature heart attack is through good fitness. That is why I am proposing that we allow the relief association money to be used to purchase fitness equipment.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, if I may comment.

The SPEAKER pro tempore. Has the gentleman concluded his interrogation?

Mr. GANNON. Yes, Mr. Speaker.

The SPEAKER pro tempore. Would you care to speak on the amendment?

Mr. GANNON. Yes.

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

Mr. GANNON. Mr. Speaker, I needed some clarification on that question, because frequently I have had members of volunteer fire companies contact my office and they were looking for assistance to buy firefighting equipment, and the type of equipment, jaws of life, for example, or things to help rescue people from automobile accidents or other disasters. And one of the comments that would be made is, well, you know, we have this money in the relief fund but we cannot buy the equipment with that money.

Now, here we are talking about exercise equipment, and I have no problem at all with encouraging our volunteer firemen to remain physically fit and do whatever we can in that area, but I would think that we would be better spending this type of money or authorizing the spending of this type of money on the type of equipment that would help the volunteer firemen do their job, and that is to put out fires and save lives and preserve property.

So I just wanted to offer that comment that it seems that, you know, we are going in the wrong direction here as far as using these funds to give the volunteer firemen the tools to do their job. Thank you, Mr. Speaker.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman, Mr. Merry.

Mr. MERRY. Mr. Speaker, I suggest that this Flick amendment is an amendment that we have long looked for. You are all aware that we have considered many bills to benefit the volunteer firemen. It has even been suggested that we give them a pension. Many companies cannot afford to spend additional money out of their insurance funds.

What the bill does, it really goes further than some of you may intend to have it go, if you read the bill. The bill permits that they may now spend money to maintain comprehensive health, physical fitness—

POINT OF ORDER

Mr. TANGRETTI. Point of order, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman desist.

For what purpose does the gentleman, Mr. Tangretti, rise?

Mr. TANGRETTI. The gentleman is speaking on the bill and not the amendment.

The SPEAKER pro tempore. The gentleman is cautioned to speak on the substance of the amendment, if he would, please.

Mr. MERRY. If the member had been listening, he would have known that I was speaking on it. I have to draw your attention to what the bill does, because what the amendment does then is to permit them to spend, may spend, \$2,000 in a 2-year period instead of joining a health club or these other things that the bill provides for.

I feel that it is a more economical way to approach the issue of health care amongst fire departments, and I think for all that these people are doing out there for us and providing protection to individuals and property, that we should let them have the prerogative, the decision. If they have the discretionary money to spend for this equipment, up to \$2,000, let us let them do it and pass the Flick amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, as a volunteer fireman, I would like to support this bill.

Most volunteer firemen, in their free time, do spend a lot of their time at the volunteer fire company doing odd jobs. Quite frequently they will stay there, watch television, and be on almost an alert when the siren rings or they are called to actively pursue a fire or any type of emergency. It is extremely important that they be in excellent physical shape. Whether it is cardiovascular or muscular, it is almost an absolute necessity that they be available to control that situation and be in the best physical shape possible.

This money would be well spent. In my district recently, we lost a volunteer fireman because of a heart attack. I would like most volunteer firemen to have the opportunity to make the decision as to whether they would spend a maximum of \$2,000 on exercise equipment. In my particular volunteer fire company, we have purchased the equipment on our own, but those companies that do not have the luxury of having that kind of money available to them should not be not allowed to have exercise equipment available to them on-site.

I appreciate it, and I believe this is a vote for the volunteer firemen. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—129

Acosta	Durham	Lawless	Semmel
Allen	Evans	Lescovitz	Serafini
Anderson	Fairchild	Levdansky	Smith, S. H.
Angstadt	Fajt	Linton	Snyder, D. W.
Argall	Fargo	Lucyk	Staback
Armstrong	Farmer	McCall	Stairs
Battisto	Fee	McGeehan	Steelman
Belardi	Flick	Maiale	Steighner
Birmelin	Gallen	Markosek	Stish
Bishop	Geist	Marsico	Strittmatter
Black	George	Mayernik	Surra
Blaum	Gerlach	Melio	Tangretti
Brown	Gigliotti	Merry	Taylor, E. Z.
Bush	Gruppo	Micozzie	Taylor, J.
Butkovitz	Harley	Mihalich	Telek
Caltagirone	Hasay	Mrkonic	Thomas
Carlson	Hayden	Mundy	Tigue
Carn	Heckler	Murphy	Trello
Carone	Hershey	Nailor	Trich
Cawley	Hess	Nyce	Tulli
Cessar	Hughes	Oliver	Uliana
Chadwick	Jadlowiec	Petrarca	Van Horne
Civera	James	Petrone	Veon
Clymer	Jarolin	Piccola	Vroon
Colafrilla	Josephs	Preston	Wambach
Colaizzo	Kaiser	Raymond	Williams
Cole	Kenney	Richardson	Wogan
Corrigan	King	Rieger	Wright, D. R.
Cowell	Kosinski	Roebuck	Wright, M. N.
Coy	Kruszewski	Ryan	O'Donnell, Speaker
DeLuca	LaGrotta	Saloom	
Davies	Langtry	Scheetz	
Donatucci	Laughlin	Scrimenti	

NAYS—64

Adolph	Dermody	Kukovich	Reinard
Arnold	Fleagle	Lee	Ritter
Belfanti	Freeman	Leh	Robinson
Billow	Gamble	Lloyd	Rudy
Bowley	Gannon	McHale	Saurman
Boyes	Gladeck	McHugh	Schuler
Broujos	Godshall	McNally	Smith, B.
Bunt	Gruitza	Michlovic	Snyder, G.
Cappabianca	Haluska	Nahill	Stetler
Clark	Hanna	Nickol	Stuban
Cohen	Hayes	O'Brien	Sturla
Cornell	Herman	Perzel	Taylor, F.
DeWeese	Itkin	Pesci	Tomlinson
Daley	Johnson	Phillips	Vance
Dempsey	Kasunic	Pitts	Wilson
Dent	Krebs	Reber	Wozniak

NOT VOTING—1

Harper

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

On the question recurring,

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

Mr. DeLUCA offered the following amendments No. A0530:

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

Amend Sec. 1 (Sec. 6), page 2, by inserting between lines 5 and 6

(14) To purchase fire hoses, nozzles and fire prevention materials for outside distribution.

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

The SPEAKER pro tempore. On the question, the gentleman, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, all this amendment does is it permits the fire relief fund to be used for fire hoses, nozzles, and fire prevention materials for outside distribution. It is beyond my comprehension how we can eliminate this type of stuff from the fire relief fund, and we talk about providing protective emergency equipment for the firefighters, yet I do not know how you fight a fire without fire hoses and nozzles and go out there and purchase fire prevention material that is distributed through the communities, which is prohibited.

So I think this is a good amendment and should be adopted. I ask for an affirmative vote. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Luzerne County, Representative Tigue.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, I would ask if I can interrogate the maker of the amendment, please.

The SPEAKER pro tempore. The gentleman, Mr. DeLuca, indicates he will stand for interrogation. The gentleman, Mr. Tigue, is in order and may proceed.

Mr. TIGUE. Mr. Speaker, I do not have a problem with the purchasing of fire hoses, but what does "outside distribution" mean?

Mr. DeLUCA. Mr. Speaker, a lot of times your volunteer fire companies designate an individual to go out there and speak on fire safety to our schools and to community groups. They are not permitted to buy any material or print any material that specifies about fire prevention. Okay? So in other words, they cannot go out there and print that material for distribution to our schools, our communities, our senior citizen centers, and that is what "outside distribution" is, Mr. Speaker.

Mr. TIGUE. So in other words, this does not apply that they are going to buy fire hoses and give them to a baseball team to use for a foul line or they are not going to use nozzles for their garden or anything like that.

Mr. DeLUCA. No, no.

Mr. TIGUE. But it only applies to materials that they can hand out and distribute.

Mr. DeLUCA. Yes.

Mr. TIGUE. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the amendment, the gentleman from Lancaster, Mr. Armstrong.

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

The SPEAKER pro tempore. Mr. DeLuca will stand for interrogation. The gentleman, Mr. Armstrong, is in order and may proceed.

Mr. ARMSTRONG. A final question on the purchasing of materials for outside distribution: Could that also be interpreted to be able to buy materials for a neighboring fire company that may not have the funds to be able to buy certain fire hoses? Could this be used in that particular fashion?

Mr. DeLUCA. To my understanding, no.

Mr. ARMSTRONG. Your understanding?

Mr. DeLUCA. No.

Mr. ARMSTRONG. No.

All right. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—193

Acosta	Donatucci	Laughlin	Ryan
Adolph	Durham	Lawless	Saloom
Allen	Evans	Lee	Saurman
Anderson	Fairchild	Leh	Scheetz
Angstadt	Fajt	Lescovitz	Schuler
Argall	Fargo	Levdansky	Scrimenti
Armstrong	Farmer	Linton	Semmel
Arnold	Fee	Lloyd	Serafini
Battisto	Fleagle	Lucyk	Smith, B.
Belardi	Flick	McCall	Smith, S. H.
Belfanti	Freeman	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	Haluska	Mihalich	Tangretti
Caltagirone	Hanna	Mrkonic	Taylor, E. Z.
Cappabianca	Harley	Mundy	Taylor, F.
Carlson	Hasay	Murphy	Taylor, J.
Carn	Hayden	Nahill	Telek
Carone	Hayes	Nailor	Thomas
Cawley	Heckler	Nickol	Tigue
Cessar	Herman	Nyce	Tomlinson
Chadwick	Hershey	O'Brien	Trello
Civera	Hess	Oliver	Trich
Clark	Hughes	Perzel	Tulli
Clymer	Itkin	Pesci	Uliana
Cohen	Jadlowiec	Petrarca	Van Horne
Colafella	James	Petrone	Vance
Colaizzo	Jarolin	Phillips	Veon
Cole	Johnson	Piccola	Vroon
Cornell	Josephs	Pitts	Wambach
Corrigan	Kaiser	Preston	Williams
Cowell	Kasunic	Raymond	Wilson
Coy	Kenney	Reber	Wogan
DeLuca	King	Reinard	Wozniak
DeWeese	Kosinski	Richardson	Wright, D. R.
Daley	Krebs	Rieger	Wright, M. N.
Davies	Kruszewski	Ritter	
Dempsey	Kukovich	Robinson	O'Donnell,
Dent	LaGrotta	Roebuck	Speaker
Dermody	Langtry	Rudy	

NAYS—0

NOT VOTING—1

Harper

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

On the question recurring,

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

Mr. HERMAN offered the following amendments No. A0583:

Amend Sec. 1, page 1, line 14, by inserting after "heading", subsection (e)(2) is amended,

Amend Sec. 1 (Sec. 6), page 1, by inserting between lines 19 and 20

(2) To purchase contracts of insurance which shall at the least afford financial assistance to active members of the fire service represented by the association against losses due to injury suffered in the fire service and which may also provide in the order named, (i) for payments to the widow or other dependents of a member in the event of his death, (ii) for protection of active firemen against disease, (iii) for the replacement or purchase of prosthetic devices such as visual aids, hearing aids, dentures, braces, crutches, and the like, where such devices have been lost or damaged while the owner was engaged in the fire service or where the need for such devices arises because of functional impairment attributable to participation in the fire service, (iv) for the repair or replacement if necessary of articles of clothing or pocket pagers damaged or lost in the course of participation in the fire service, and (v) for disability incurred after service for a minimum of twenty years as a volunteer fireman.

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. On the question, the gentleman from Centre County, Mr. Herman.

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

This amendment will allow the fire companies to use their fire relief association funds for the purpose of replacing or repairing pocket pagers which are damaged or lost while in the course of firefighting. As you know, pocket pagers are used by many firefighters as warning signals as well as devices to call them to the fire or to the fire hall, and this would place this in the law. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—194

Acosta	Donatucci	Langtry	Rudy
Adolph	Durham	Laughlin	Ryan
Allen	Evans	Lawless	Saloom
Anderson	Fairchild	Lee	Saurman
Angstadt	Fajt	Leh	Scheetz
Argall	Fargo	Lescovitz	Schuler

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER pro tempore. 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—192

Acosta	Donatucci	Laughlin	Ryan
Adolph	Durham	Lawless	Saloom
Allen	Evans	Lee	Saurman
Anderson	Fairchild	Leh	Scheetz
Angstadt	Fajt	Lescovitz	Schuler
Argall	Fargo	Levdansky	Scrimenti

Armstrong	Farmer	Linton	Semmel
Arnold	Fee	Lloyd	Serafini
Battisto	Fleagle	Lucyk	Smith, B.
Belardi	Flick	McCall	Smith, S. H.
Belfanti	Freeman	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	Haluska	Mihalich	Tangretti
Caltagirone	Hanna	Mrkonic	Taylor, E. Z.
Cappabianca	Harley	Mundy	Taylor, F.
Carlson	Harper	Murphy	Taylor, J.
Carn	Hasay	Nahill	Telek
Carone	Hayden	Nailor	Thomas
Cawley	Hayes	Nickol	Tigue
Cessar	Heckler	Nyce	Tomlinson
Chadwick	Herman	O'Brien	Trello
Civera	Hershey	Oliver	Trich
Clark	Hess	Perzel	Tulli
Clymer	Hughes	Pesci	Uliana
Cohen	Jadlowiec	Petrarca	Van Horne
Colafrella	James	Petrone	Vance
Colaizzo	Jarolin	Phillips	Veon
Cole	Johnson	Piccola	Vroon
Cornell	Josephs	Pitts	Wambach
Corrigan	Kaiser	Preston	Williams
Cowell	Kasunic	Raymond	Wilson
Coy	Kenney	Reber	Wogan
DeLuca	King	Reinard	Wozniak
DeWeese	Kosinski	Richardson	Wright, D. R.
Daley	Krebs	Rieger	Wright, M. N.
Davies	Kruszewski	Robinson	
Dempsey	Kukovich	Roebuck	O'Donnell,
Dent	LaGrotta	Rudy	Speaker
Dermody	Langtry		

NAYS—2

Itkin Ritter

NOT VOTING—0

EXCUSED—7

Barley	Freind	Noye	Pistella
Foster	Hagarty	Olasz	

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 SPEAKER pro tempore. There will be no further votes taken in the House of Representatives in today's session. When the adjournment motion is taken, it will be for 1 o'clock on Monday, March 30. The members are free to leave.

EDUCATION COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, the chairman of the Committee on Education, Mr. Cowell.

Mr. COWELL. Mr. Speaker, the meeting of the House Education Committee which began at 9:30 this morning will reconvene at 1:15 in room 08E in the East Wing. That is a continuation of the discussion with Bob Feir from the State Board concerning chapters 3, 5, and 6 regulations.

The SPEAKER pro tempore. The Chair thanks the gentleman.

VOTE CORRECTION

The SPEAKER pro tempore. The Chair recognizes the gentleman from Westmoreland, Mr. Petrarca.

Mr. PETRARCA. Thank you, Mr. Speaker.

Mr. Speaker, on HB 2502 I was not recorded. I would like to be recorded in the affirmative. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 841, PN 3350 (Amended)

By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "emergency vehicle."

TRANSPORTATION.

HB 2200, PN 3351 (Amended)

By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for issuance and content of driver's license.

TRANSPORTATION.

HB 2208, PN 2770

By Rep. GAMBLE

An Act repealing section 302(c) of the act of December 14, 1988 (P. L. 1192, No. 147), known as the "Special Ad Hoc Municipal Police and Firefighter Postretirement Adjustment Act."

LOCAL GOVERNMENT.

SB 539, PN 1254

By Rep. GAMBLE

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled "The Borough Code," authorizing the mayor to employ outside counsel where a legal dispute exists between the mayor and council.

LOCAL GOVERNMENT.

SB 559, PN 2042 (Amended)

By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the use of dealer registration plates and for permits for moving construction equipment; prohibiting driving of pedalcycles on limited access highways; further providing for reports by police, for an exception for maximum wheel weights, for the determination of average fuel consumption for the motor carrier road tax and for the licensing of limousines; authorizing the Secretary of Transportation and the Secretary of Revenue to enter into road tax agreements; providing for the enforcement of liquid fuels and fuel use taxes; imposing a motorbus road tax; providing penalties; and making repeals.

TRANSPORTATION.

BILL REPORTED AND REREFERRED TO COMMITTEE ON FINANCE

HB 2440, PN 3153

By Rep. GAMBLE

An Act amending the act of June 17, 1913 (P. L. 507, No. 335), referred to as the "Intangible Personal Property Tax Law," further providing for rights of county commissioners.

LOCAL GOVERNMENT.

RESOLUTION REPORTED FROM COMMITTEE

HR 282, PN 3300

By Rep. CAPPABIANCA

A Resolution memorializing Congress and the Federal Energy Regulatory Commission to take immediate action on the continuing Youghiogheny Hydroelectric Project fish kills and order the operators to take appropriate action to reduce fish mortality, conduct adequate impact studies and provide full mitigation for loss of fish resources.

FEDERAL-STATE RELATIONS.

VOTE CORRECTIONS

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Anderson, rise?

Mr. ANDERSON. I would like to correct the record, Mr. Speaker.

On HB 2415 I was not recorded. I would like to be recorded in the affirmative.

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

The gentleman, Mr. Cornell.

Mr. CORNELL. Thank you, Mr. Speaker.

On yesterday's vote on final passage of HB 953, I was recorded in the affirmative. That should have been in the negative.

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

The gentleman from Cumberland County, Mr. Broujos.

Mr. BROUJOS. Mr. Speaker, I would like to be recorded on March 24 on amendment 3743 in the affirmative.

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

Mr. BROUJOS. I would also, Mr. Speaker, like to be recorded on March 24 on amendment 0010 to HB 953 in the negative. Thank you.

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

For what purpose does the gentleman, Mr. Bunt, rise?

Mr. BUNT. Thank you, Mr. Speaker.

A correction of the record.

Yesterday's vote on final passage of HB 953, I wish to be recorded in the negative.

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

BILLS REMOVED FROM TABLE

The SPEAKER pro tempore. The Chair is pleased to recognize the gentleman from Greene County, the majority leader, Mr. DeWeese.

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

HB 259;
 HB 444;
 HB 1102;
 HB 2455; and
 HB 2456.

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

BILL SIGNED BY SPEAKER

The Chair gave notice that the Speaker had signed the following bill:

HB 41, PN 3326

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), known as "The General County Assessment Law," providing for certain catastrophic losses, for appeals from assessments where there has been a countywide revision of assessments and for refunds.

VOTE CORRECTION

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Kenney, rise?

Mr. KENNEY. Mr. Speaker, to correct the record.

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

Mr. KENNEY. Thank you, Mr. Speaker.

On final passage of HB 953, I was recorded in the affirmative and I would like to be recorded in the negative. Thank you, Mr. Speaker.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. The Chair recognizes the gentlelady from Cumberland County, Mrs. Vance.

Mrs. VANCE. Mr. Speaker, I move that this House do now adjourn until Monday, March 30, 1992, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
 Will the House agree to the motion?
 Motion was agreed to, and at 12:45 p.m., e.s.t., the House adjourned.