

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, DECEMBER 6, 1993

SESSION OF 1993

177TH OF THE GENERAL ASSEMBLY

No. 61

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.t.

THE SPEAKER PRO TEMPORE (GREGORY C. FAJT) PRESIDING

PRAYER

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

Let us pray:

"Come Holy Spirit, heavenly dove, with all Your quickening power; kindle a flame of sacred love in these cold hearts of ours. See how we grovel here below, fond of these earthly toys; our souls, how heavily they go to reach eternal joys."

O God our Father, come quickly into our midst this afternoon. We desire to feel Your presence, experience Your power, and to partake of Your Spirit as we go about the business of this Commonwealth.

We acknowledge and confess that it is through the benevolence of Your Spirit that we are able to accomplish great things for our people.

May we ever be mindful that it is through You that we live and move and have our being and that You are the source of every good and perfect gift.

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 pro tempore. Without objection, the approval of the Journal of Wednesday, November 24, 1993, will be postponed until printed. The Chair hears no objection to that.

JOURNAL APPROVED

The SPEAKER pro tempore. The Journal of Tuesday, June 15, 1993, is now in print. Hearing no objection, that Journal is approved.

COMMUNICATION

LOBBYIST LIST PRESENTED

The SPEAKER pro tempore. The Chair accepts and submits for the record a list of lobbyists pursuant to the Lobbying Registration and Regulation Act.

The following communication was submitted:

Senate of Pennsylvania

December 1, 1993

To the Honorable, the Senate of the
Commonwealth of Pennsylvania
To the Honorable, the House of Representatives
of the Commonwealth of Pennsylvania

In compliance with Act No. 712 of the 1961 Session and Act No. 212 of the 1976 Session of the General Assembly titled the "Lobbying Registration and Regulation Act," we herewith jointly present a list containing the names and addresses of the persons who have registered from November 1, 1993 through November 30, 1993 inclusive, for the 177th Session of the General Assembly. This list also contains the names and addresses of the organizations represented by these registrants.

Respectfully submitted:

Mark R. Corrigan, Secretary
Senate of Pennsylvania

John J. Zubeck, Chief Clerk
House of Representatives

(For list, see Appendix.)

FILMING PERMISSION

The SPEAKER pro tempore. The Chair wishes to advise the members that permission has been given to Barbara Grant, who is a reporter from channel 29 in Philadelphia, to film with audio today during the proceedings of general coverage on the House floor today.

ACTUARIAL NOTE

The SPEAKER pro tempore. The Chair wishes to advise the members that we acknowledge receipt of the actuarial note for HB 900.

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

**REPORT OF
COMMITTEE ON COMMITTEES**

The SPEAKER pro tempore. The Chair is in receipt of the supplemental report of the Committee on Committees, which the clerk will read.

The following report was read:

Committee on Committees
Supplemental Report

In the House of Representatives
December 6, 1993

RESOLVED, That

Representative Linda Bebko-Jones, Erie County, is elected a member of the Aging and Youth Committee, vice Representative Edward H. Krebs resigned.

Representative P. Michael Sturla, Lancaster County, is elected a member of the Education Committee, vice Representative Edward H. Krebs resigned.

Representative Timothy L. Pesci, Armstrong County, is elected a member of the Agriculture and Rural Affairs Committee, vice Representative Edward H. Krebs resigned.

Representative John Gordner, Columbia County, is elected a member of the Professional Licensure Committee, vice Representative Edward H. Krebs resigned.

Representative Edward H. Krebs, Lebanon County, is elected a member of the Education Committee, vice Representative Elinor Z. Taylor resigned.

Representative Edward H. Krebs, Lebanon County, is elected a member of the Agriculture and Rural Affairs Committee, vice Representative Jess Stairs resigned.

Respectfully submitted,
Richard D. Olasz, Chairman
Committee on Committees

On the question,

Will the House adopt the resolution?

Resolution was adopted.

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there requests for leaves of absence today? On that, the Chair recognizes Representative Phyllis Mundy.

Ms. MUNDY. Thank you, Mr. Speaker.

I would like to request leave for the week for the gentleman from Philadelphia, Mr. RIEGER, and a leave for the gentleman from Allegheny, Mr. COWELL, for today only.

The SPEAKER pro tempore. The Chair recognizes Representative Perzel.

Mr. PERZEL. Thank you, Mr. Speaker.

We request a leave of absence for the gentlelady from Chester, Mrs. TAYLOR, for the day; the gentleman from Bucks, Mr. REINARD, for the week; the gentleman from Allegheny, Mr. CESSAR, for the day; and the gentleman from Lycoming, Mr. BUSH, for the week.

The SPEAKER pro tempore. Without objection, the leaves of absence are granted.

MASTER ROLL CALL

The SPEAKER pro tempore. The Chair is about to take the master roll call. The members will please proceed to vote.

The following roll call was recorded:

PRESENT—197

Acosta	Farmer	Lucyk	Sather
Adolph	Fee	Lynch	Saurman
Allen	Fichter	Maitland	Saylor
Argall	Fleagle	Manderino	Scheetz
Armstrong	Flick	Markosek	Schuler
Baker	Freeman	Marsico	Scrimanti
Barley	Gamble	Masland	Semmel
Battisto	Gannon	Mayernik	Serafini
Bebko-Jones	Geist	McCall	Smith, B.
Belardi	George	McGeehan	Smith, S. H.
Belfanti	Gerlach	McNally	Snyder, D. W.
Birmelin	Gigliotti	Melio	Staback
Bishop	Gladeck	Merry	Stairs
Blaum	Godshall	Michlovic	Steelman
Boyes	Gordner	Micozzie	Steighner
Brown	Gruitza	Mihalich	Steil
Bunt	Gruppo	Miller	Stern
Butkovitz	Haluska	Mundy	Stetler
Buxton	Hanna	Murphy	Stish
Caltagirone	Harley	Nailor	Strittmatter
Cappabianca	Hasay	Nickol	Sturla
Carn	Hennessey	Nyce	Surra
Carone	Herman	O'Brien	Tangretti
Cawley	Hershey	O'Donnell	Taylor, J.
Chadwick	Hess	Olasz	Thomas
Civera	Hughes	Oliver	Tigue
Clark	Hutchinson	Perzel	Tomlinson
Clymer	Itkin	Pesci	Trello
Cohen, L. I.	Jadlowiec	Petrarca	Trich
Cohen, M.	James	Petrone	True
Colafiglia	Jarolin	Pettit	Tulli
Colaizzo	Josephs	Phillips	Uliana
Conti	Kaiser	Piccola	Vance
Cornell	Kasunic	Pistella	Van Horne
Corrigan	Keller	Pitts	Veon
Coy	Kenney	Platts	Vitali
Curry	King	Preston	Washington
Daley	Kirkland	Raymond	Waugh
DeLuca	Krebs	Reber	Williams
Dempsey	Kukovich	Richardson	Wogan
Dent	LaGrotta	Ritter	Wozniak
Dermoddy	Laub	Roberts	Wright, D. R.
Donatucci	Laughlin	Robinson	Wright, M. N.
Druce	Lawless	Rocbuck	Yandrisevits
Durham	Lederer	Rohrer	Yewcic
Egolf	Lee	Rooney	Zug
Evans	Leh	Rubley	
Fairchild	Lescovitz	Rudy	DeWeese,
Fajt	Levdansky	Ryan	Speaker
Fargo	Lloyd	Santoni	

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cessar	Reinard		

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 286, PN 313

By Rep. OLIVER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for a Legislative and Congressional Reapportionment Bureau for the purpose of reapportioning and redistricting the Commonwealth of Pennsylvania.

STATE GOVERNMENT.

HB 1157, PN 2877 (Amended)

By Rep. COLAFELIA

An Act providing for insurance fraud prevention; establishing the Insurance Fraud Prevention Authority and providing for its powers and duties; establishing the Insurance Fraud Prevention Trust Fund; establishing a section for insurance fraud investigation and prosecution within the Office of Attorney General and providing for its powers and duties; and providing for the funding of insurance fraud investigation and prosecution in county district attorneys' offices, for confidentiality and for certain immunities.

INSURANCE.

HB 2228, PN 2788

By Rep. OLIVER

An Act authorizing the release of Project 70 restrictions on certain land owned by the Township of Silver Spring, Cumberland County, in return for the imposition of Project 70 restrictions on certain land to be obtained by the Township of Silver Spring, Cumberland County.

STATE GOVERNMENT.

HB 2249, PN 2808

By Rep. OLIVER

An Act providing for sale of automobiles owned by the Commonwealth.

STATE GOVERNMENT.

FILMING PERMISSION

The SPEAKER pro tempore. The Chair wishes to inform the members that John Dille of the House Republican Video is authorized to have access to designated areas of the hall of the House for still photography for the purpose of covering the National Guard citation.

PA AIR NATIONAL GUARD 193D SPECIAL OPERATIONS GROUP PRESENTED

The SPEAKER pro tempore. The Chair asks for order in the House and recognizes Representative Chick Tulli for the purpose of awarding a citation to the 193d Special Operations Group. Representative Tulli.

Mr. TULLI. Thank you, Mr. Speaker.

To members of the Pennsylvania House of Representatives, it gives me great pleasure and honor to join with Representatives Armstrong, Coy, Egolf, Marsico, Masland, Nickol, Piccola, Bruce Smith, Stetler, Vance, Yandrisevits, and Zug to introduce the 1993 Air National Guard 35-and-over national softball champions, led by their commander, Col. Reid Ernst. The members are represented behind me and at the back

of the floor with their trophy, with their national champions' trophy, so please join me in honoring them today.

The Pennsylvania Air National Guard's 193d Special Operations Group won the national softball tournament championship held in Boise, Idaho, August 19 through 21. En route to victory, the 193d defeated teams from Tennessee, Idaho, West Virginia, Kansas, and outscored Alabama 15 to 12 for the championship. This win was especially meaningful to the 193d because they were able to bring home the Bob Fisher Memorial Traveling Trophy. Fisher, a team member for the 193d, passed away during the 1990 national tournament. This is the first year the 193d has been able to bring the Fisher trophy home.

I would like to at this time present a citation from the Pennsylvania House of Representatives to the commander in behalf of the team. Please join me in congratulating these national softball champions.

PENNSYLVANIA DAIRY PRINCESS PRESENTED

The SPEAKER pro tempore. The Chair next recognizes Representative Sheila Miller for the purpose of presenting a citation to the Pennsylvania Dairy Princess. Representative Miller.

Mrs. MILLER. It gives me great pleasure to introduce to you the Pennsylvania Dairy Princess, Miss Jennifer Grimes, who is the reigning 1993 Berks County Dairy Princess.

Jennifer is the daughter of Kenneth and Barbara Grimes. Their family owns and operates a 400-acre dairy farm in Strausstown, Berks County. A 1993 graduate of Tulpehocken High School and a freshman at Berks campus, Penn State, Jennifer plans to study to become a veterinarian.

As the 1993 State Dairy Princess, Jennifer will be promoting our Commonwealth's number one industry — the dairy industry in Pennsylvania, which generates 1.4 billion dollars' worth of revenue — under the guidance and direction of Jan Harding, the State Dairy Princess coordinator, who is also with Jennifer today.

Please join me in giving Jennifer, her parents, and Jan Harding the usual warm welcome of the House of Representatives as I present her with her citation of congratulations.

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair also is pleased to recognize John Annunziata, who is a special guest of Representative Tony Melio. Welcome to the floor of the House today, John.

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority leader, Mr. Itkin, who calls an immediate meeting of the Rules Committee.

GUESTS INTRODUCED

The SPEAKER pro tempore. While we have a moment, the Chair is pleased to announce the following guests of Representative Frank Dermody: Mr. Brad Furko, who is the principal of Riverview High School, in one of my favorite spots, Oakmont, Pennsylvania; and also serving as guest pages today from Riverview High School are Greg Siegwarth, Herman Marini, and Andrew Wengerd. Welcome to the hall of the House, fellas.

**RESOLUTION REPORTED
FROM COMMITTEE****HR 211, PN 2761**

By Rep. ITKIN

A Resolution recognizing the second week of November as "Chemistry Week."

RULES.

ANNOUNCEMENT BY MINORITY LEADER

The SPEAKER pro tempore. The Chair recognizes the minority leader, Mr. Ryan.

Mr. RYAN. Mr. Speaker, during this brief break in our session, I would like to announce to the House that very recently two of our members, two members of the Republican Caucus, Scott Hutchinson and Joe Uliana, took the major, major step into the sacrament of matrimony, if you will, and are here today happier young men.

The SPEAKER pro tempore. The Chair congratulates those two fine Representatives and wishes them many years of marital bliss.

The Chair recognizes one of the other newlyweds in the House, Representative Dent.

Mr. DENT. Thank you, Mr. Speaker.

I just want to clarify something that was just stated about Representative Uliana's wedding. I attended Representative Uliana's wedding, and he did not marry Representative Hutchinson. I just want to be very clear about that. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman for that point of clarity.

DEMOCRATIC CAUCUS

Mr. COY. Mr. Speaker, whenever you are finished with the nuptial announcements.

The SPEAKER pro tempore. The Chair believes that we are done with the nuptial announcements and recognizes the caucus chairman, Representative Coy.

Mr. COY. Mr. Speaker, there is a need for a Democratic caucus, and I believe that Mr. Geist will have an announcement also. But the Democrats will caucus immediately upon the recess of the House, several matters to discuss, and we anticipate that we would return to the floor at 4 o'clock, 4 o'clock this afternoon.

The SPEAKER pro tempore. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes Representative Geist.

Mr. GEIST. Thank you, Mr. Speaker.

The Republicans will likewise caucus at the break. It will be a fairly short caucus, I understand, on three bills, and we will return to the floor prepared to vote at 4.

The SPEAKER pro tempore. The Chair thanks the gentleman.

JUDICIARY COMMITTEE MEETING

The SPEAKER pro tempore. The Chair announces that there will be an immediate meeting of the Judiciary Committee. It will be a voting meeting in room 40 of the East Wing. All members are urged to attend. The Chair is informed that this meeting will deal with HB 185.

**BUSINESS AND ECONOMIC
DEVELOPMENT COMMITTEE MEETING**

The SPEAKER pro tempore. The Chair recognizes Representative Lescovitz for the purpose of making an announcement.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

At 3 o'clock the House Business and Economic Development Committee will meet in room 302 of the South Office Building, where we will take up a number of bills, including HB 2075.

The SPEAKER pro tempore. The Chair thanks the gentleman.

INSURANCE COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority chairman of the Insurance Committee, Representative Colafella.

Mr. COLAFELLA. The House Insurance Committee will meet at the call of the recess in room 22 of the Annex.

The SPEAKER pro tempore. The Chair thanks the gentleman.

RECESS

The SPEAKER pro tempore. This House now stands in recess until the call of the Chair.

AFTER RECESS

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

**THE SPEAKER (H. WILLIAM DeWEESE)
PRESIDING**

SENATE MESSAGE

**ADJOURNMENT RESOLUTION
FOR CONCURRENCE**

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

In the Senate
December 6, 1993

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, December 13, 1993, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, December 13, 1993, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Chair acknowledges receipt of additions and deletions of sponsorships of bills, which the clerk will file.

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

BILL SIGNED BY SPEAKER

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

SB 1126, PN 1531

An Act amending the act of August 23, 1967 (P. L. 251, No. 102), entitled, as amended, "Industrial and Commercial Development Authority Law," further providing for definitions, for applicable elected representatives, for purposes and powers, for powers of the financing authority, for financing authority indebtedness, for financing authority loans, for industrial and commercial development authorities, for bonds and for competition in award of contracts.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Mr. Itkin.

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

- HB 282;
- HB 877;
- HB 1031;
- HB 1076;
- HB 1131;

- HB 1457;
- HB 1474;
- HB 1597;
- HB 1726;
- HB 1766;
- HB 1957;
- HB 2013;
- HB 2198;
- SB 683; and
- SB 684.

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. ITKIN. Mr. Speaker, I move that the rules be temporarily suspended for the immediate consideration of HR 217.

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

The following roll call was recorded:

YEAS—189

Adolph	Farmer	Lucyk	Saurman
Allen	Fee	Lynch	Saylor
Argall	Fichter	Maitland	Scheetz
Armstrong	Fleagle	Manderino	Schuler
Baker	Flick	Markosek	Scrimenti
Barley	Freeman	Marsico	Semmel
Battisto	Gamble	Masland	Serafini
Bebko-Jones	Gannon	Mayernik	Smith, B.
Belardi	Geist	McCall	Smith, S. H.
Belfanti	George	McGeehan	Snyder, D. W.
Birmelin	Gerlach	McNally	Staback
Bishop	Gigliotti	Melio	Stairs
Blaum	Gladeck	Merry	Steelman
Boyes	Godshall	Michlovic	Steighner
Brown	Gordner	Micozzie	Stern
Bunt	Gruitza	Mihalich	Stetler
Butkovitz	Gruppo	Miller	Stish
Buxton	Haluska	Mundy	Strittmatter
Callagirone	Hanna	Murphy	Sturla
Cappabianca	Harley	Nailor	Surra
Carn	Hasay	Nickol	Tangretti
Carone	Hennessey	Nyce	Taylor, J.
Cawley	Herman	O'Brien	Thomas
Chadwick	Hershey	O'Donnell	Tigue
Civera	Hess	Olasz	Tomlinson
Clark	Hughes	Oliver	Trello
Clymer	Hutchinson	Perzel	Trich
Cohen, L. I.	Jadlowiec	Pesci	True
Cohen, M.	Jarolin	Petrarca	Tulli
Colafrilla	Josephs	Pettit	Uliana
Colaizzo	Kaiser	Phillips	Vance
Conti	Kasunic	Piccola	Van Horne
Cornell	Keller	Pistella	Veon
Corrigan	Kenney	Pitts	Vitali
Coy	King	Platts	Washington
Curry	Kirkland	Raymond	Waugh
Daley	Krebs	Reber	Williams
DeLuca	Kukovich	Richardson	Wogan

Dempsey	LaGrotta	Ritter	Wozniak
Dent	Laub	Roberts	Wright, D. R.
Dermody	Laughlin	Robinson	Wright, M. N.
Donatucci	Lawless	Rohrer	Yandrisevits
Druce	Lederer	Rooney	Yewcic
Durham	Lee	Rubley	Zug
Egolf	Leh	Rudy	
Evans	Lescovitz	Ryan	DeWeese,
Fairchild	Levdansky	Santoni	Speaker
Fargo	Lloyd	Sather	

NAYS—0

NOT VOTING—8

Acosta	Itkin	Petrone	Roebuck
Fajt	James	Preston	Steil

EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cessar	Reinard		

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

RESOLUTION

The SPEAKER. The gentleman, Mr. Lynch, calls up HR 217, which the clerk will read.

The following resolution was read:

House Resolution No. 217

A RESOLUTION

Congratulating the Kane Republican, this Commonwealth's smallest circulation daily newspaper, on the occasion of 100 years of continuous publication.

WHEREAS, The Kane Republican, founded as a weekly publication by Colonel Lucius Rogers, printed its first issue on January 12, 1894; and

WHEREAS, As Kane rapidly developed, Colonel Rogers, who served as the paper's editor, began publishing the newspaper on a daily basis in 1896; and

WHEREAS, As the only afternoon daily in McKean County, the Republican has, since the newspaper's inception, discharged its responsibility as the Fourth Estate in an exemplary fashion; and

WHEREAS, The Kane Republican, according to the Pennsylvania Newspaper Publishers Directory, is the smallest circulation daily newspaper published in the Commonwealth; and

WHEREAS, While its circulation may be small, the Kane Republican has consistently maintained a level of excellence in presenting the news to its avid readers; and

WHEREAS, On January 12, 1994, the Kane Republican will celebrate 100 years of continuous service to the Borough of Kane and the County of McKean; therefore be it

RESOLVED, That the House of Representatives congratulate the Kane Republican on the occasion of 100 years of continuous publication.

- Jim Lynch
- Kenneth M. Jadlowiec
- Howard L. Fargo
- Richard A. Geist
- John E. Barley
- Peter J. Zug
- Albert W. Pettit
- Anthony L. Colaizzo

- Martin L. Laub
- Herman Mihalich
- Richard J. Cessar
- Lynn B. Herman
- Lawrence Roberts
- Stanley J. Jarolin
- Stephen R. Maitland
- Stanley E. Saylor
- Todd R. Platts
- Thomas E. Armstrong
- Michael L. Waugh
- Fred A. Trello
- Karl W. Boyes
- John W. Fichter
- Thomas W. Dempsey
- James R. Merry
- Russ Fairchild
- Paul I. Clymer
- Gregory S. Vitali
- Joseph R. Pitts
- Joe Conti
- Matthew N. Wright
- Bruce Smith
- Katie True
- George T. Kenney, Jr.
- Jim Gerlach
- Dick L. Hess
- Robert E. Belfanti, Jr.
- Frank J. Gigliotti
- Linda Bebko-Jones
- Joseph A. Petrarca
- Bob Allen

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

Acosta	Farmer	Lloyd	Santoni
Adolph	Fee	Lucyk	Sather
Allen	Fichter	Lynch	Saurman
Argall	Fleagle	Maitland	Saylor
Armstrong	Flick	Manderino	Scheetz
Baker	Freeman	Markosek	Schuler
Barley	Gamble	Marsico	Scrimenti
Battisto	Gannon	Masland	Semmel
Bebko-Jones	Geist	Mayernik	Serafini
Belardi	George	McCall	Smith, B.
Belfanti	Gerlach	McGeehan	Smith, S. H.
Birmelin	Gigliotti	McNally	Snyder, D. W.
Bishop	Gladeck	Merry	Staback
Blaum	Godshall	Michlovic	Stairs
Boyes	Gordner	Micozzie	Steelman
Brown	Gruitza	Mihalich	Steighner
Bunt	Gruppo	Miller	Steil
Butkovitz	Haluska	Mundy	Stern
Buxton	Hanna	Murphy	Stetler
Caltagirone	Harley	Nailor	Stish
Cappabianca	Hasay	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Tangretti
Cawley	Hershey	O'Donnell	Taylor, J.
Chadwick	Hess	Olasz	Thomas
Civera	Hughes	Oliver	Tigue
Clark	Hutchinson	Perzel	Tomlinson
Clymer	Itkin	Pesci	Trello
Cohen, L. I.	Jadlowiec	Petrarca	Trich
Cohen, M.	James	Petrone	True
Colafella	Jarolin	Pettit	Tulli
Colaizzo	Josephs	Phillips	Uliana

Conti	Kaiser	Piccola	Vance
Cornell	Kasunic	Pistella	Van Home
Corrigan	Keller	Pitts	Veon
Coy	Kenney	Platts	Vitali
Curry	King	Preston	Washington
Daley	Kirkland	Raymond	Williams
DeLuca	Krebs	Reber	Wogan
Dempsey	Kukovich	Richardson	Wozniak
Dent	LaGrotta	Ritter	Wright, D. R.
Donatucci	Laub	Roberts	Wright, M. N.
Druce	Laughlin	Robinson	Yandrisevits
Durham	Lawless	Rohrer	Yewcic
Egolf	Lederer	Rooney	Zug
Evans	Lec	Rublely	
Fairchild	Leh	Rudy	DeWeese,
Fajt	Lescovitz	Ryan	Speaker
Fargo	Levdansky		

NAYS—0

NOT VOTING—5

Dermody	Roebuck	Surra	Waugh
Melio			

EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cessar	Reinard		

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

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 860, PN 1723, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for dissemination of telephone numbers and other identifying information.

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.

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. For what purpose does the gentleman rise? The gentleman, Mr. Nyce, is recognized.

Mr. NYCE. Mr. Speaker, I offered an amendment to this bill, and I would like to—

The SPEAKER. The clerk will strike the vote; the clerk will strike the vote.

The gentleman, Mr. Nyce, should be aware that the gentleman's effort to amend the bill was tardy and that

according to the new rules that were adopted earlier in the session, the option available to the gentleman would be for him to ask for a suspension of the rules for the immediate consideration of his amendment. We cannot go along the normal order of business because the gentleman's amendment was forwarded to the desk after the expiration of the limited time.

Mr. NYCE. Mr. Speaker, a point of personal privilege, please.

The SPEAKER. The gentleman may state his point.

Mr. NYCE. Mr. Speaker, I understand the new rules, and I have followed the new rules completely. The only thing that did not happen with my amendment was the certificate itself was not delivered to the amendment clerk in a timely fashion. It was a clerical error. All of the other necessities to have this amendment recognized today were completed in a timely fashion, and that delay was caused because I was not here and we were out of session.

Now, I understand the need to be timely and to inform all the members. This amendment met all of those criteria.

The SPEAKER. Will the gentleman approach the dais, please.

(Conference held at Speaker's podium.)

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its statement that SB 860 was agreed to on third consideration.

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

BILL PASSED OVER TEMPORARILY

The SPEAKER. The gentleman, Mr. Nyce, should be aware that we will momentarily go over the bill until the reproduction of the amendment has taken place. Then the Chair will recognize the gentleman for a motion to suspend.

* * *

The House proceeded to third consideration of HB 1679, PN 2737, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing for investment of moneys of the Commonwealth.

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

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

The question is, shall the bill pass finally?

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

YEAS—194

Acosta	Fargo	Levdansky	Santoni
Adolph	Farmer	Lloyd	Sather

Allen	Fec	Lucyk	Saurman
Argall	Fichter	Lynch	Saylor
Armstrong	Fleagle	Maitland	Scheetz
Baker	Flick	Manderino	Schuler
Barley	Freeman	Markosek	Scrimenti
Battisto	Gamble	Marsico	Sennel
Bebko-Jones	Gannon	Masland	Serafini
Belardi	Geist	Mayernik	Smith, S. H.
Belfanti	George	McCall	Snyder, D. W.
Birmelin	Gerlach	McGeehan	Staback
Bishop	Gigliotti	McNally	Stairs
Blaum	Gladeck	Melio	Steelman
Boyes	Godshall	Merry	Steighner
Brown	Gordner	Michlovic	Steil
Bunt	Gruitza	Micozzie	Stern
Butkowitz	Gruppo	Mihalich	Stetler
Buxton	Haluska	Miller	Stish
Caltagirone	Hanna	Mundy	Strittmatter
Cappabianca	Harley	Murphy	Sturla
Carn	Hasay	Nailor	Surra
Carone	Hennessey	Nickol	Tangretti
Cawley	Herman	Nyce	Taylor, J.
Chadwick	Hershey	O'Brien	Thomas
Civera	Hess	O'Donnell	Tigue
Clark	Hughes	Olasz	Tomlinson
Clymer	Hutchinson	Oliver	Trello
Cohen, L. I.	Itkin	Perzel	Trich
Cohen, M.	Jadlowiec	Pesci	True
Colafrella	James	Petrarca	Tulli
Colaizzo	Jarolin	Petrone	Uliana
Conti	Josephs	Pettit	Vance
Cornell	Kaiser	Phillips	Van Home
Corrigan	Kasunic	Piccola	Veon
Coy	Keller	Pistella	Vitali
Curry	Kenney	Pitts	Washington
Daley	King	Platts	Waugh
DeLuca	Kirkland	Raymond	Williams
Dempsey	Krebs	Reber	Wogan
Dent	Kukovich	Richardson	Wozniak
Dermody	LaGrotta	Ritter	Wright, D. R.
Donatucci	Laub	Roberts	Wright, M. N.
Druce	Laughlin	Robinson	Yandrisevits
Durham	Lawless	Rohrer	Yewcic
Egolf	Lederer	Rooney	Zug
Evans	Lee	Rublely	
Fairchild	Leh	Rudy	DeWeese,
Fajt	Lescovitz	Ryan	Speaker

NAYS—0

NOT VOTING—3

Preston	Roebuck	Smith, B.
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EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cessar	Reinard		

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 2219, PN 2727**, entitled:

An Act amending the act of October 28, 1966 (1st Sp.Sess., P.L.55, No.7), known as the Goods and Services Installment Sales Act, further providing for delinquency charge and costs of collection; and reenacting and amending provisions relating to service charges.

On the question,

Will the House agree to the bill on third consideration?

Mr. SNYDER offered the following amendments No. A4552:

Amend Sec. 2, page 1, line 20, by striking out "Sections 501(a) and (b) and 904(a)" and inserting
Section 501(a) and (b)

Amend Bill, page 2, by inserting between lines 17 and 18 Section 3. Section 904(a) of the act, reenacted February 21, 1991 (P.L.1, No.1), is reenacted and the section is amended by adding a subsection to read:

Amend Sec. 2 (Sec. 904), page 2, by inserting between lines 25 and 26

(d) Purchases made during a billing cycle shall be excluded from the service charge until the next scheduled billing cycle.

Amend Sec. 3, page 2, line 26, by striking out "3" and inserting

4

Amend Sec. 4, page 3, line 8, by striking out "4" and inserting

5

Amend Sec. 5, page 3, line 19, by striking out "5" and inserting

6

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Lehigh County, Representative Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, there are no paid lobbyists who are going from office to office to ask for support of this amendment. This amendment is being introduced on behalf of constituents in my own district who recognize the need for provisions that are in several other States, and there is a memo on your desks that indicates that eight other States have an amendment similar to this.

I propose amendment 4552, which would require the credit card issuers who are affected by this statute to give their customers a grace period on purchases made until the next scheduled billing cycle. For the Pennsylvania holders of these credit cards, this means that they will not have to pay a finance charge on a purchase they have just made. Instead, the finance charge will not be applied until the following month's bill.

This amendment, Mr. Speaker, provides a balance in HB 2219 that is currently missing in the printer's number that we are considering today.

As all the members know, Pennsylvania law requires us to reauthorize the 18-percent credit card rate every 3 to 4 years, and I have supported, in the past, this reenactment each time. However, Mr. Speaker, this latest proposal is not simply a reenactment of the 18-percent limit.

HB 2219, as currently drafted, adds a \$12 late fee after 2 months. By doing so, Mr. Speaker, it provides an additional

way for credit card issuers to pay for their operations, and doing so, it tilts the law in favor of the credit card issuers.

My amendment reestablishes balance for the consumers by introducing a concept which is statutorily authorized in other States and which is voluntarily offered by some credit card issuers. In fact, Mr. Speaker, I have been told that approximately 90 percent of the retailers already follow this practice.

Under the standard practice of credit card companies, persons with a previous month's balance who make purchases during the current month will find, when they receive their next month's bill, that they were charged the interest rate on both the balance from the previous month and the purchases that were made in the current month.

Now, if you slightly change this example so that the person pays off his balance from the previous month and makes the same amount of purchases in the current month as the previous example, he will pay no interest on the current month's purchases when his monthly bill arrives. That is a 30-day grace period, which is standard practice for credit card companies. In fact, if one always pays your bill in full at the end of the month, one will never be assessed a late charge. The person who can afford to pay his bill in full each month gets free credit. Those who do not have that luxury are doubly penalized by having to pay interest even if they purchase the item 1 day before the end of the billing cycle.

Now, you will also hear remarks this afternoon that it is too difficult for these companies to sort out the balance from the previous month from those purchases made during the current month. To those comments I just say, look at your card receipts. There is always a date of purchase. After all, we are not talking about operations that are manual. We are now talking about operations that are computerized which can easily discriminate which purchases are eligible for rate charges.

I also suggest that those critics of this amendment look to Minnesota, which has the largest retail shopping mall in the United States. That State not only has this grace period but they also do it within the context of an 18-percent credit card rate.

To me, Mr. Speaker, there is a basic inequity which the legislature has the opportunity to address. Since we are not simply reenacting the statute as it has been since 1966 but are proposing an additional charge on some of our constituents, I believe that we should look further to changes to balance our law. I believe that this amendment restores that balance, and I ask for the support of my colleagues. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Hershey, Mr. Tulli.

Mr. TULLI. Thank you, Mr. Speaker.

I rise to oppose this amendment, and while I realize that the maker of the amendment has the good intent of protecting the consumer, the actual effect of this would be to harm Pennsylvania businesses and harm their ability to compete.

This amendment would penalize only those retailers based in Pennsylvania. Because of Federal law, those retailers from out of State issuing credit in Pennsylvania would not be subject to Representative Snyder's amendment. Only your Pennsylvania retailers — the Bon-Tons, the Strawbridge & Clothiers, the Home's, the Kaufmann's, and the Boscov's — would be penalized by this unfair burden upon them.

This is a costly and unnecessary amendment. It would be difficult to administer and difficult to enforce. Therefore, I urge a "no" vote on this amendment. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Washington County, Mr. Lescovitz, is recognized.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

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

As Representative Tulli, I believe that this is a disadvantage to our Pennsylvania businesses, our Pennsylvania retailers. We are going to make, with this amendment, our retailers comply with a computer nightmare if this amendment goes in.

Secondly, Mr. Speaker, Representative Snyder mentioned a number of other States who have a proposal similar to what he is amending, trying to amend into this legislation. If we would look at those eight other States which he mentioned, every one is over 18 percent on their annual fee. In fact, some of those States have no caps on their annual fees.

I certainly believe that this amendment will actually hurt the competitiveness of our Pennsylvania retailers. There is no State in the immediate area of our State which has this type of obligation by its retailers. Therefore, Mr. Speaker, I would oppose this amendment.

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

Mr. BLAUM. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the Snyder amendment. What we are talking about here, as I understand it, is when somebody has a credit card bill and pays it off, they are still going to have an interest rate assessed against any purchases that they may have made in an interim. I think that breaks faith with the whole purpose of credit cards. I believe that this legislation is something that we should defeat and allow our interest rates on Pennsylvania-issued retail credit to revert back to 15 percent, which in light of the prime rate is certainly something that is reasonable for the consumers of Pennsylvania, but that is on final passage.

What we have here in the Snyder amendment is a chance and an attempt at fairness, and I think that Representative Snyder's amendment should be included in this legislation. It eliminates an interest charge on somebody who makes purchases, who uses a credit card, and in good faith pays them off. We are not talking about somebody who carries balance after balance after balance, although they would suffer the additional penalty, the additional penalty of additional interest for purchases which they made in the interim, but certainly someone who continues to pay it off should start with a clean slate on the next billing statement.

So I ask that we support the Snyder amendment. It is an attempt at fairness, and it should be included in this legislation. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from the Lehigh Valley, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I also rise in support of the Snyder amendment.

The Snyder amendment is a good piece of consumer protection legislation. There is no reason credit card holders should be forced to pay a service charge on purchases made during a billing cycle. There are those who oppose this amendment who claim that it will be too difficult for the retail operations to put together a system that would reflect what the gentleman, Mr. Snyder, is trying to achieve. Nothing could be further from the truth. In this age of computers, in this age of instantaneous communication, there is no reason why any retail operation cannot properly track this kind of billing process.

The bottom line here is one of fairness; it is one of making sure that all our constituents, the consumers of Pennsylvania, will not be unfairly penalized. Even though they are making all their efforts to pay their bills on time, they should not be hit with a double whammy that they can be hit with under current law, and this legislation will serve to provide a fair form of protection from the unfair form of finance charges that currently exist.

I urge this House to stand by the consumers of Pennsylvania and to support the Snyder amendment.

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

Mr. NYCE. Thank you, Mr. Speaker.

Mr. Speaker, as someone who spent 5 1/2 years immediately before my entrance into the legislative arena working for a finance company, I need to tell you that there is another aspect to this amendment which no one has even considered.

The computer systems that are used to not only bill customers are also used to accrue income for book purposes and tax purposes; they are used for analysis work, and although the intent of Representative Snyder's amendment is well intended, the effect of trying to force businesses to make a change like this in what has become a very competitive business, in my opinion, is nothing more than stepping into the business of all of these companies and telling them how to do their business.

As a consumer, I have every right to go to XYZ company and purchase a product under the terms and conditions of that company's credit policy. I do not have to use a credit card from that company. I can go to the bank and borrow the money; I can go to another alternative credit source, like a Visa or a MAC card or a Mastercard, and to say that we are going to step into their business, into their shoes, in a very competitive environment and now tell them how to calculate the income upon which they make their revenue I think is ridiculous.

This has become very competitive. Right now the credit card industry is offering rates as low as 6.9 percent at a time

when economic conditions warrant it, and I think that we are wrong if we can presume to know how we can calculate or accrue income or to get involved in the competitive nature of these businesses. This is not just simply a mandate. This is requiring companies to change their entire way of calculating income and doing business.

I think that we ought to reconsider and oppose this amendment on the basis that it is nothing more than another mandated tax increase for a business that has already been hard pressed in Pennsylvania to stay in existence. Thank you.

The SPEAKER. For the second time, the gentleman, Mr. Snyder, is recognized.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, the information provided recently to the members of the House on an analysis of retail revolving credit use in Pennsylvania indicates that the average number of purchases per year is approximately 15 and the average purchase is \$32, Mr. Speaker, and also, only 27 percent of those persons using that credit revolve that account. We are talking very little money; we are talking very low percentages of the users. Mr. Speaker, when you offset this amendment with the provisions in HB 2219 that now can assess a \$12 late fee on that \$36 purchase if not paid within 2 months, where is the balance?

I recognize that a majority of the members of this House will probably vote this afternoon for passage of HB 2219. This amendment provides you an opportunity to provide balance for the consumer. For the good consumer who pays their bills and uses their credit card, this is one incentive for retailers to use to encourage more purchases. Without this provision, Mr. Speaker, HB 2219 is very anticonsumer.

Also, my colleague from the Lehigh Valley, from Northampton County, just recently noted about the change in systems. Mr. Speaker, with this additional late fee, they are going to have to change their systems anyway, and with eight other States who have this program available, I do not think there is any problem, either at the Federal or at the State level, to adapt to it.

Also, Mr. Speaker, the chairman of the committee which this bill came out of said none of the eight States that currently provide the grace period have caps of 18 percent. Mr. Speaker, Massachusetts, Maine, Minnesota, and Rhode Island all have 18-percent caps as well as the grace period. I am not sure, Mr. Speaker, if they have late fees.

Mr. Speaker, I just ask for the members to consider this amendment and its impact and ask for their support. Thank you.

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

The following roll call was recorded:

YEAS—84

Acosta	Druce	Kenney	Ritter
Bebko-Jones	Fairchild	Kirkland	Roberts
Belardi	Fajt	Kukovich	Robinson
Belfanti	Fee	Laub	Roebuck

Bishop	Fichter	Lederer	Rubley
Blaum	Froeman	Manderino	Santoni
Boyes	Gamble	Mayernik	Saurman
Butkovitz	George	McCall	Scrimenti
Buxton	Gerlach	McGeehan	Snyder, D. W.
Callagjirone	Gigliotti	Melio	Staback
Cappabianca	Gruitza	Mihalich	Steelman
Carn	Haluska	Mundy	Stish
Carone	Hasay	O'Donnell	Surra
Cawley	Hennessey	Oliver	Thomson
Clark	Herman	Pesci	Tigue
Curry	Hughes	Petrone	Trello
Daley	Jarolin	Phillips	Veon
Deluca	Josephs	Pistella	Vitali
Dent	Kaiser	Preston	Washington
Dermody	Kasunic	Reber	Wogan
Donatucci	Keller	Richardson	Yandrisevits

NAYS—110

Adolph	Flick	Marsico	Serafini
Allen	Gannon	Masland	Smith, B.
Argall	Geist	McNally	Smith, S. H.
Armstrong	Gladeck	Merry	Stairs
Baker	Godshall	Michlovic	Steighner
Barley	Gordner	Miller	Steil
Battisto	Gruppo	Murphy	Stern
Birmelin	Hanna	Nailor	Stetler
Brown	Harley	Nickol	Strittmatter
Bunt	Hershey	Nyce	Sturla
Chadwick	Hess	O'Brien	Tangretti
Civiera	Hutchinson	Olasz	Taylor, J.
Clymer	Itkin	Perzel	Tomlinson
Cohen, L. I.	Jadlowiec	Petrarca	Trich
Cohen, M.	King	Petit	True
Colafrilla	Krebs	Piccola	Tulli
Colaizzo	LaGrotta	Pitts	Uliana
Conti	Laughlin	Platts	Vance
Cornell	Lawless	Raymond	Van Horne
Corrigan	Lec	Rohrer	Waugh
Coy	Leh	Rooney	Wozniak
Dempsey	Lescovitz	Rudy	Wright, D. R.
Durham	Levdansky	Ryan	Wright, M. N.
Egolf	Lloyd	Sather	Yewcic
Evans	Lucyk	Saylor	Zug
Fargo	Lynch	Scheetz	
Farmer	Maitland	Schuler	DeWeese,
Fleagle	Markosek	Semmel	Speaker

NOT VOTING—3

James	Micozzie	Williams
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EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cessar	Reinard		

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

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

The gentleman, Mr. Wright, is recognized.

Mr. M. N. WRIGHT. I just want to remind my colleagues, I am not going to make a recommendation of which way to go, but something that I learned in the process—and I am a member of the committee—is that on this particular bill, you have to be aware that it may not be quite as it seems. There are positives and negatives, but if somebody is not paying their bills on time, if they are not making any payments at all, if they are not making that minimum, then after the first notice comes, 60 days later the retailer or credit card company can levy this late fee.

Now, this is not a one-time fee. If you continue not to pay your bills, that fee, which is up to \$12, can happen month after month after month. It is not a one-time, one-time-a-year-only-type fee. Now, granted, it is only people who do not pay their full minimum payment. The vast majority of our constituents obviously do. They pay on a regular basis; they are current. Some of them are behind a little bit, but for those constituents of yours that for whatever reason, maybe long-term unemployment, separations, those types of cases, if they are not paying their bills because they have to pay the rent or the utilities and they are not paying that Hess's bill or that Sears bill, when it comes to that third month and the first late payment comes, if they are still not making the payments, the late fee will be levied time after time again. It can add up to quite a conceivably large amount of money.

Now, I want to also state though, on the flip side, we have a lot of jobs resting in these credit card companies and these finance companies, and it is real important. We have been losing them. Many of our area neighboring States have also had these late fees, so we are one of the few States that do not have these late fees. If we do not treat our credit card companies right, some of these card companies may just decide to opt out and move elsewhere, and there are a lot of employees' jobs on the line. But you have to remember, with the good comes the bad. It can add up to a heck of a lot of money.

Now, the financial institutions say that they would not allow it to get that prolonged. What they would do is step in, in the meantime, after a couple of months and try to resolve it, which is true. I believe they would. But just remember, under certain circumstances, they can extend these late fees for many, many months in a row. There is no safeguard involved with that. So I just want everybody to remember that when it comes time to vote. Thank you.

The SPEAKER. Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to HB 2219, and I want everybody to understand that if this bill is defeated, the interest on retail credit in the Commonwealth of Pennsylvania will revert back to 15 percent for the consumers and the purchasers and the people of our districts. The ceiling on the retail interest rate across Pennsylvania will drop from 18 to 15 percent if this bill is defeated. If this bill is adopted, the ceiling on retail interest rates in Pennsylvania remains at 18 percent. We do not see the reduction to 15 percent; it goes back up to 18 percent. In addition, we have a \$12 penalty charge, which, from my

understanding, was never imposed upon the people of Pennsylvania before.

Mr. Speaker, we are coming upon, we are coming upon one of the greatest purchasing seasons of the year. We see the Christmas holidays just off, about a month away, just 3 weeks away, and the people of Pennsylvania are going to be doing a great deal of purchasing. I believe it is wrong to keep the interest rate on retail credit in Pennsylvania at 18 percent. That was set there many years ago when the prime rate was quite high. The prime rate across this Commonwealth and this Nation is rock bottom, rock bottom. There is no reason to keep the ceiling on interest in Pennsylvania at the 18-percent level. There is, additionally, no reason to impose a brand-new penalty charge on people of Pennsylvania who may have a tough time, who may have a tough time making ends meet.

I think we know that if we put this issue before the people of Pennsylvania, there is no one who would want the interest rate kept at 18 percent with an additional \$12 penalty charge on retail credit across this Commonwealth.

So I ask the members of the House to defeat this legislation, to send a message to allow the ceiling to revert from 18 percent back to 15 percent. Believe me, our retailers will still make a hefty profit at the 15-percent level when the prime rate is so low across this country.

So I ask the members to defeat this bill and give the people of Pennsylvania a much-needed Christmas present. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman and recognizes Mr. Wozniak.

Mr. WOZNIAK. Thank you, Mr. Speaker.

I have been here for 13 years now and I have watched our transitional economy, once based in western Pennsylvania, of the manufacturing of steel and the digging of coal and good incomes with single fathers raising families and the moms stayed at home. That is not the case anymore. What I have seen, however, in my area, is finally a little resurgence of some more technically skilled jobs coming through and the great expansion of retail.

The SPEAKER. The gentleman deserves to be heard. We all take the microphone from time to time. We would all naturally like for our voices to be heard by our colleagues.

Sergeants at Arms, I still see staff people wandering aimlessly in the aisles. Sergeants at Arms, please do your best to control the staff migrations to and fro, hither and thither and yon.

Mr. Wozniak, you are recognized.

Mr. WOZNIAK. Thank you, Mr. Speaker.

The proliferation of malls throughout this Commonwealth and Nation is very obvious. They invest millions and millions of dollars into our local economies. We are talking about retail credit now, and if we do not maintain an interest rate that is competitive with the other States, we are going to lose more jobs across our artificial political boundaries because of our economic policies that we set here in this chamber, in the Senate, and the Governor.

I am not at a point right now to cost any more jobs to go across that border to Delaware or to be receiving credit card recommendations from South Dakota and other places. If we do not compete equally with the other 50 States, we are going to lose more jobs, and in many of these retail establishments, they are union jobs. I think that nobody is pounding on the door to reduce the cost of credit, and of course, everybody would love it to be 5 percent or 7 percent, but that is not an economic reality. I think that if we are going to compete internationally or nationally, we need to maintain the status quo. What they are asking for is to maintain themselves, and I think it is fair.

We have been here— Anybody who has been here as long as I has literally seen those jobs that are moved, not basic manufacturing plants that cannot be so easily moved but office buildings, that all they are are the warm bodies. They can buy another building in another State and transfer all their computer systems and all their technology elsewhere and compete under that State's rules, which are many times much more lucrative to the business community than ours are.

I rise to support HB 2219 and would hope that most of my colleagues would do likewise. Thank you very much.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Lackawanna County, Mr. Gaynor Cawley.

Mr. CAWLEY. Thank you, Mr. Speaker.

Mr. Speaker, several years ago when this bill was before us, many of the people that are now supporting it again publicly stated that if the interest rates went down, they would be the first ones to vote to keep it at 15 percent. But here we are after the interest rates, as was mentioned by several other speakers, are at rock bottom, and now the same people that were saying several years ago they would vote to lower it if the interest rates went down are now talking about retailers moving out of the State.

This is an absolute sham, and I would like for the record for it to be noted how many millions of dollars it is going to cost the people that we represent because they have to pay these higher interest rates.

The retailing industry— Check the Journal from several years ago. Many of the speakers said the retailing industry and the people with the credit cards, we would not have to pass anything here in Harrisburg because they would lower the rates. Again, we were taken for a ride.

This type of legislation is the exact reason why the people we represent have to use credit cards, because they are broke, and if we really wanted to help the consumers out in Pennsylvania, we should have a bill that eliminates credit cards. This has gotten more people in trouble and more families broken up with this junk, and now we are leaving it at 18 percent. I think we ought to do the right thing and lower it. It is supposed to be lowered. We said several years ago it was going to go to 15 percent. Let us stop this sham and put it where it belongs. Thank you.

The SPEAKER. On the bill, the gentleman, Mr. Surra.

Mr. SURRA. Thank you, Mr. Speaker.

Mr. Speaker, I would like to echo what the gentleman just said. This was passed when interest rates were very, very high. Today we have some of the lowest interest rates in recent history.

Let us do what is best for the consumers of Pennsylvania. This bill is different than it used to be. It also has the late fee. Let us do what is best for the people of Pennsylvania and vote down this bill. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Philadelphia, Mr. Perzel, is recognized.

Mr. PERZEL. Thank you, Mr. Speaker.

I do not want to belabor the point, but I heard one of the gentlemen on the other side of the aisle talk about the fact that we were going to lower the credit card interest rate to 15 percent. Well, that is just not true, Mr. Speaker. I took the liberty of looking through a few of my bills, and I saw that my American Express card, I send it to Newark, New Jersey; the bill, Mr. Speaker. I send my Discover card to Wilmington, Delaware, and my Visa card to Sioux Falls, South Dakota. So all we really need is for our local Pennsylvania companies, using Strawbridge & Clothier as an example, to open up a credit card operation in Delaware and move there; then they can charge Delaware's rates. We have very few companies left in Pennsylvania.

Mr. Speaker, we lost 6,000 jobs since 1980 in the Commonwealth of Pennsylvania through our credit card companies that have moved to other States. There are currently 5,000 jobs left. In the *Inquirer* on Friday it said we had lost 4.4 percent of our job base in Philadelphia in 1 year, Mr. Speaker. We are trying to protect the last of the jobs that are left in the city of Philadelphia in the credit card business. So, Mr. Speaker, this is really about money, and money floats, Mr. Speaker. You cannot set rates. People are going to take their money and get the best rates they possibly can.

I passed around a list from Money Magazine and they said—we were allowed to copy this—they said the average in the country was 18.2. If you want to go home and tell your people that you got them a cheaper rate, tell them you got Arkansas with the telephone number; it says 7.75. What they do not tell you is, there is a \$35 charge to use that card. There is also a fee every time you use that card. So that fee is actually higher than what we charge here in Pennsylvania. Money is a commodity.

I got a letter, Mr. Speaker, from the AFL-CIO. It was very nice of them to send it to me. The only thing is, their credit card operation is not in Pennsylvania either. So let us be honest with one another. The only fair way to do this is to pass this bill, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman and recognizes the gentleman from Lackawanna for the second time, Mr. Cawley.

Mr. CAWLEY. Thank you, Mr. Speaker.

That, Mr. Speaker— Am I still on the air, Mr. Speaker?

The SPEAKER. Yes.

Mr. CAWLEY. The last speaker, Mr. Speaker, definitely has to be Irish.

Mr. Speaker, where were all of the credit card companies when we left the rates at 18 percent? What did they do? Where did they go? And how come they did not come back?

This is a lot of malarkey. This is costing millions and millions and millions of dollars to people that do not have it. Anyone that sells us the merchandise they are selling us now, forget the credit card interest rates they are charging, they are making a bundle on them to begin with, and they are making 15 percent if we vote this down. If that is not enough, then they are very, very greedy. They are already getting enough from us. And as far as shopping around for lower interest rates, most of the people that I represent do not have that advantage. They have to pay the higher interest rates.

For the people that can afford it, why do they not just not use their credit card and leave 15 percent extra at the counter or 18 percent every time they buy a coat or a hat? Suggest that and you would end up getting shot.

Please vote this down. The last time we only had 60-some votes. Maybe by the time— Yes, retailing is hurting in Pennsylvania, but go and find out what is happening to the 12 million people that are living in Pennsylvania. They are hurting worse and they cannot afford something, and we have an opportunity to help them out just a little bit and it is not going to hurt any of the businesses whatsoever. In fact, maybe if we lowered it down to 12 percent, some of the people in Pennsylvania and some of the other people would start coming in here and purchasing. Let us be a little competitive instead of playing these games. Thank you.

The SPEAKER. The gentleman from Philadelphia, Mr. Perzel, for the second time.

Mr. PERZEL. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman asked where they went. They all went to Delaware again; that is where they went.

I have a letter here that I got from Chick Tulli, and it was really from the Economic Development for Dauphin County, DOT Foods, and this is what they said about Pennsylvania, Mr. Speaker. They would not move here; they moved to Hagerstown, Maryland: "...the significant income tax burden and particularly the excessive worker's compensation costs"—this is written November 12, 1993—"that would have to be borne by a facility located in the state...proved to be two...negatives that your group were unable to overcome. As discussed, we were also concerned about the state's overall approach to business,..." and this has been the approach that we have had for quite some time, Mr. Speaker. It says here that because of the— Well, we will not go into it.

The last one that I will read, Mr. Speaker, is from the Philadelphia *Inquirer*. It says, "When the recession 'officially' ended 2 1/2 years ago, there were about 30,000 more jobs in Pennsylvania than there are now. This reflects the weakness of this 'jobless' recovery, but it also suggests that Pennsylvania has lost some of its appeal as a place to do business." That is out of the *Inquirer*, Mr. Speaker.

I took the liberty of figuring out where 2 1/2 years ago was, and it was about August of 1991, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

YEAS—132

Adolph	Flick	Marsico	Saurman
Allen	Gamble	Masland	Saylor
Argall	Gannon	McCall	Scheetz
Armstrong	Geist	McNally	Schuler
Baker	Gerlach	Merry	Smith, B.
Barley	Gigliotti	Michlovic	Smith, S. H.
Battisto	Gladeck	Micozzie	Snyder, D. W.
Birmelin	Godshall	Miller	Stairs
Brown	Gordner	Mundy	Steighner
Bunt	Gruitza	Murphy	Steil
Carone	Gruppo	Nailor	Stern
Chadwick	Hanna	Nickol	Stetler
Civera	Harley	Nyce	Stish
Clark	Hennessey	O'Brien	Strittmatter
Clymer	Herman	Olasz	Sturla
Cohen, L. I.	Hershey	Perzel	Tangretti
Colafrella	Hess	Pesci	Taylor, J.
Colaizzo	Hutchinson	Pettit	Tomlinson
Conti	Itkin	Phillips	Trich
Cornell	Jadlowiec	Piccola	True
Corrigan	Kenney	Pitts	Tulli
Coy	King	Platts	Uliana
Dempsey	Krebs	Preston	Vance
Dent	LaGrotta	Raymond	Van Horne
Dermody	Laub	Roberts	Vitali
Druce	Laughlin	Roebuck	Waugh
Durham	Lawless	Rohrer	Wogan
Egolf	Lee	Rooney	Wozniak
Evans	Leh	Rubley	Wright, M. N.
Fairchild	Lescovitz	Rudy	Zug
Fajt	Lucyk	Ryan	
Fargo	Lynch	Santoni	DeWeese,
Farmer	Maitland	Sather	Speaker
Fleagle	Markosek		

NAYS—62

Acosta	Donatucci	Lederer	Ritter
Bebko-Jones	Fee	Levdansky	Robinson
Belardi	Fichter	Lloyd	Scrimenti
Belfanti	Freeman	Manderino	Serafini
Blaum	George	Mayernik	Staback
Boyes	Haluska	McGeehan	Stelman
Butkovitz	Hasay	Melio	Surra
Buxton	Hughes	Mihalich	Thomas
Caltagirone	James	O'Donnell	Tigue
Cappabianca	Jarolin	Oliver	Trello
Carn	Josephs	Petrarca	Veon
Cawley	Kaiser	Petrone	Washington
Cohen, M.	Kasunic	Pistella	Williams
Curry	Keller	Reber	Yandrisevits
Daley	Kirkland	Richardson	Yewcic
DeLuca	Kukovich		

NOT VOTING—3

Bishop	Semmel	Wright, D. R.
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EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cassar	Reinard		

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

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

VOTE CORRECTION

The SPEAKER. For what purpose does the gentleman, Mr. Wright, go to the microphone?

Mr. D. R. WRIGHT. Mr. Speaker, I was in my seat and I did vote. Apparently it was not recorded. I wish the record to show that I voted in the affirmative on HB 2219.

The SPEAKER. The Chair thanks the gentleman, and his remarks will be spread across the record.

CONSIDERATION OF SB 860 CONTINUED

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

The SPEAKER. The gentleman, Mr. Nyce, is recognized on SB 860, PN 1723.

Mr. NYCE. Thank you, Mr. Speaker.

Mr. Speaker, the amendment has been withdrawn.

The SPEAKER. The Chair thanks the gentleman and thanks him for his cooperation.

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

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

The question is, shall the bill pass finally?

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

YEAS—197

Acosta	Farmer	Lucyk	Sather
Adolph	Fee	Lynch	Saurman
Allen	Fichter	Maitland	Saylor
Argall	Fleagle	Manderino	Scheetz
Armstrong	Flick	Markosek	Schuler
Baker	Freeman	Marsico	Scrimenti
Barley	Gamble	Masland	Semmel
Battisto	Gannon	Mayernik	Serafini
Bebko-Jones	Geist	McCall	Smith, B.
Belardi	George	McGeehan	Smith, S. H.
Belfanti	Gerlach	McNally	Snyder, D. W.
Birmelin	Gigliotti	Melio	Staback
Bishop	Gladeck	Merry	Stairs
Blaum	Godshall	Michlovic	Stelman
Boyes	Gordner	Micozzie	Steighner
Brown	Gruitza	Mihalich	Steil
Bunt	Gruppo	Miller	Stern
Butkovitz	Haluska	Mundy	Stetler
Buxton	Hanna	Murphy	Stish
Caltagirone	Harley	Nailor	Strittmatter
Cappabianca	Hasay	Nickol	Sturla
Carn	Hennessey	Nyce	Surra
Carone	Herman	O'Brien	Tangretti
Cawley	Hershey	O'Donnell	Taylor, J.

Chadwick	Hess	Olasz	Thomas
Civera	Hughes	Oliver	Tigue
Clark	Hutchinson	Perzel	Tomlinson
Clymer	Itkin	Pesci	Trello
Cohen, L. I.	Jadlowiec	Petrarca	Trich
Cohen, M.	James	Petrona	True
Colafiglia	Jarolin	Pettit	Tulli
Colaizzo	Josephs	Phillips	Uliana
Conti	Kaiser	Piccola	Vance
Cornell	Kasunic	Pistella	Van Home
Corrigan	Keller	Pitts	Veon
Coy	Kenney	Platts	Vitali
Curry	King	Preston	Washington
Daley	Kirkland	Raymond	Waugh
DeLuca	Krebs	Reber	Williams
Dempsey	Kukovich	Richardson	Wogan
Dent	LaGrotta	Ritter	Wozniak
Dermody	Laub	Roberts	Wright, D. R.
Donatucci	Laughlin	Robinson	Wright, M. N.
Druce	Lawless	Roebuck	Yandrisevits
Durham	Lederer	Rohrer	Yewcic
Egolf	Lee	Rooney	Zug
Evans	Leh	Rubley	
Fairchild	Lescovitz	Rudy	DeWeese,
Fajt	Levdansky	Ryan	Speaker
Fargo	Lloyd	Santoni	

NAYS—0

NOT VOTING—0

EXCUSED—6

Bush	Cowell	Rieger	Taylor, E. Z.
Cessar	Reinard		

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

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

RESOLUTION

Mr. ITKIN called up **HR 99, PN 1875**, entitled:

A Concurrent Resolution memorializing Congress to call a Constitutional Convention to propose an amendment to the Constitution of the United States to provide the states with the authority to declare an act of Congress null and void.

On the question,
Will the House adopt the resolution?

RESOLUTION TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. ITKIN. Mr. Speaker, I move that HR 99 be placed on the table.

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

RESOLUTION REMOVED FROM TABLE

The SPEAKER. Now in one of those inexplicable moves of parliamentary procedure, the Chair recognizes the gentleman, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I move that HR 99 be taken off the table.

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

STATEMENT BY MR. ROBERTS

The SPEAKER. The Chair recognizes the gentleman from Fayette County, Mr. Roberts, for remarks for the record regarding a mine disaster and the anniversary of that disaster in his county.

The gentleman, Mr. Roberts, is recognized.

Mr. ROBERTS. Thank you, Mr. Speaker.

Mr. Speaker, I just want to bring to mind the fact that on December 6, 31 years ago, there was a mine disaster in Fayette County, Pennsylvania, and on that snowy day 31 years ago, 37 men went to work at the Robena Mine, never to return home to their families again. At approximately 11 o'clock that morning, a methane ignition caused a violent coal-dust explosion that claimed the lives of those 37 men.

I would ask that this House of Representatives take a moment to remember those folks and their families, and I thank you for the time, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The members will stand at ease, please, for 30 seconds.

The Sergeants at Arms, close the doors of the House, please.

(Whereupon, the members of the House and all visitors stood in a moment of silence.)

The SPEAKER. Members may be seated. The Chair thanks the gentleman.

The Sergeants at Arms will open the doors of the House.

There will be additional housekeeping measures attended to, but the members are allowed to leave. There will be no further votes taken during the afternoon.

VOTE CORRECTIONS

The SPEAKER. The gentleman, Mr. Surra. For what purpose does the gentleman rise?

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

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

Mr. SURRA. On HR 217 I continue, as everyone else does, to have trouble with the new voting switches. My vote failed to be recorded, and I would like to be recorded in the affirmative.

The SPEAKER. The Chair thanks Mr. Surra from Elk County, and his remarks will be spread across the record.

The gentleman, Mr. Waugh, is recognized.

Mr. WAUGH. Thank you, Mr. Speaker.

Mr. Speaker, HR 217, my button did not function. Also for the record, twice today I had registered on the board but in a concurrent cycle it went off, so I do not know if you need to tell the mechanics that or not. I would like to be positive on HR 217.

The SPEAKER. The gentleman's remarks will be spread across the record, and the Chair would politely request that the gentleman, Mr. Waugh, check with the two clerks at the far right of the Speaker's dais at the conclusion of today's session in order that we can attend to the malfunction that you have alluded to.

Mr. WAUGH. Okay. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Melio, from Bucks County is recognized.

Mr. MELIO. Mr. Speaker, on HR 217 I would like to be recorded in the affirmative, please.

The SPEAKER. The Chair thanks the gentleman. His remarks will be spread across the record.

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. ITKIN. Mr. Speaker, I move that the following bills be recommitted to the Appropriations Committee:

HB 282;
 HB 877;
 HB 1031;
 HB 1131;
 HB 1457;
 HB 1474;
 HB 1597;
 HB 1726;
 HB 1766;
 HB 1957;
 HB 2013;
 SB 683; and
 SB 684.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 701, PN 1756 (Amended) By Rep. COLAFELLA

An Act amending the act of May 17, 1921 (P. L. 789, No. 285), entitled, as amended, "The Insurance Department Act of one thousand nine hundred and twenty-one," further providing for group policies, for computation of reserve liability and certain other reserves, for certain managers and agents and for the suspension of business.

INSURANCE.

SB 702, PN 1127

By Rep. COLAFELLA

An Act amending the act of June 11, 1947 (P. L. 538, No. 246), entitled "The Casualty and Surety Rate Regulatory Act," further providing for rate filings.

INSURANCE.

SB 703, PN 1128

By Rep. COLAFELLA

An Act amending the act of June 11, 1947 (P. L. 551, No. 247), entitled "The Fire, Marine and Inland Marine Rate Regulatory Act," further providing for rate filings.

INSURANCE.

SB 704, PN 1129

By Rep. COLAFELLA

An Act amending the act of May 11, 1949 (P. L. 1210, No. 367), entitled "Group Life Insurance Policy Law," further providing for life insurance.

INSURANCE.

SB 705, PN 1757 (Amended)

By Rep. COLAFELLA

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), entitled "The Insurance Company Law of 1921," further providing for group policies, for purposes for which companies may be incorporated, for capital stock and for certain reports; providing for admitted assets and for the disposition of unassigned funds; and further providing for additional investment authority, for title insurance companies, for broker controlled property and casualty insurers, for insurance holding companies and for risk retention and surplus lines.

INSURANCE.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes Mr. Wright.

Mr. D. R. WRIGHT. I would like to submit remarks for the record with regard to SB 860, please.

The SPEAKER. The gentleman is in order, and the gentleman should forward his remarks to the clerk. The Chair thanks the gentleman.

Mr. D. R. WRIGHT submitted the following remarks for the Legislative Journal:

Bell of Pennsylvania and the Pennsylvania Coalition Against Domestic Violence (PCADV) have reached an agreement concerning SB 860. Some highlights of the agreement are as follows:

* Bell of Pennsylvania's operator surcharge will be waived for victims of domestic violence when these persons must reach an individual who subscribes to Anonymous Call Rejection. The operator can complete the call for the person but will not reveal the telephone number of the calling party.

* The waiver of the operator surcharge also will apply to the staffs of domestic violence program agencies (when involved in domestic violence counseling) and emergency services personnel (while in the performance of their job).

* The operator's functions and the waiver will be stated in the Company's tariff filed with the Public Utility Commission concerning the services of Caller ID and Anonymous Call Rejection.

* In addition, customer dialing instructions regarding the use of per-call blocking will be provided at the site of all Bell of Pennsylvania's public telephones.

* The parties also have agreed to an educational program including a PCADV informational brochure.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED**

HB 358, PN 2882 (Amended)

By Rep. PISTELLA

An Act amending the act of August 31, 1971 (P.L.398, No.96), known as the County Pension Law, providing for special early retirement incentives for county employees.

LOCAL GOVERNMENT.

HB 564, PN 615

By Rep. LESCOVITZ

An Act amending the act of December 1, 1959 (P.L.1647, No.606), known as the Business Development Credit Corporation Law, further providing for loans by financial institutions.

BUSINESS AND ECONOMIC DEVELOPMENT.

HB 1006, PN 1088

By Rep. PISTELLA

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for a supplemental retirement benefit for certain persons.

LOCAL GOVERNMENT.

HB 1007, PN 1089

By Rep. PISTELLA

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, further providing for general municipal pension system State aid for paid firefighters in counties of the second class and for actuarial valuation reporting by eligible recipient municipalities.

LOCAL GOVERNMENT.

HB 1475, PN 1652

By Rep. PISTELLA

An Act amending the act of May 22, 1933 (P.L.853, No.155), known as The General County Assessment Law, further providing for exemptions from taxation.

LOCAL GOVERNMENT.

HB 1730, PN 2883 (Amended)

By Rep. PISTELLA

An Act amending Title 37 (Historical and Museums) of the Pennsylvania Consolidated Statutes, further providing for documents; establishing the Local Government Records Management Improvement Fund; and imposing an additional recording fee on certain documents.

LOCAL GOVERNMENT.

HB 1913, PN 2884 (Amended)

By Rep. PISTELLA

An Act amending the act of April 6, 1956 (1955 P.L.1414, No.465), known as the Second Class County Port Authority Act, further providing for labor disputes.

LOCAL GOVERNMENT.

HB 1934, PN 2879 (Amended)

By Rep. LESCOVITZ

An Act amending the act of March 3, 1978 (P.L.6, No.3), known as the Steel Products Procurement Act, further providing for use of steel products by public agencies.

BUSINESS AND ECONOMIC DEVELOPMENT.

HB 2075, PN 2545

By Rep. LESCOVITZ

An Act amending the act of December 5, 1972 (P.L.1280, No.284), known as the Pennsylvania Securities Act of 1972, adding provisions relating to limited liability companies.

BUSINESS AND ECONOMIC DEVELOPMENT.

HB 2123, PN 2610

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of secretly peeping into room occupied by another person, and related offenses; and providing penalties.

JUDICIARY.

HB 2147, PN 2640

By Rep. PISTELLA

An Act amending the act of July 9, 1976 (P.L.919, No.170), entitled "An act providing for the approval or disapproval of applications for a permit relating to the construction or maintenance of improvements to real estate," further providing for fees for building permits.

LOCAL GOVERNMENT.

HB 2246, PN 2805

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, restricting the possession of a firearm by a person under the age of 18 years.

JUDICIARY.

SB 307, PN 1759 (Amended)

By Rep. CALTAGIRONE

An Act prohibiting unreasonable restraints of trade; imposing penalties; and providing for enforcement.

JUDICIARY.

SB 331, PN 347

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the grading of retail theft of a firearm.

JUDICIARY.

SB 334, PN 1039

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing criminal penalties for any person who harbors or gives assistance to truant children or entices truants to commit criminal acts.

JUDICIARY.

SB 335, PN 1760 (Amended)

By Rep. CALTAGIRONE

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

JUDICIARY.

SB 369, PN 1758 (Amended)

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting live pigeon shoots.

JUDICIARY.

**BILL REPORTED AND REREFERRED TO
COMMITTEE ON URBAN AFFAIRS**

HB 1637, PN 1889

By Rep. PISTELLA

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for the collection of tax and municipal claims by suit, for the retirement board, for eligibility for retirement allowances and for requirements for credit for previous service; and providing for deputy fire marshals.

LOCAL GOVERNMENT.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. ITKIN. Mr. Speaker, I move that SB 369 be removed from the table and placed upon the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

**HOUSE BILL
INTRODUCED AND REFERRED**

No. 2322 By Representatives EVANS, CALTAGIRONE, BOYES, CESSAR, GIGLIOTTI, LAUB, ROBINSON, WOZNIAK, TANGRETTI, TIGUE, TRELLO, CURRY, BAKER, MIHALICH, ROONEY, STURLA, MERRY, GRUPPO, DEMPSEY, COLAIZZO, HANNA, HALUSKA, FARGO, TOMLINSON, WILLIAMS, DeLUCA, KENNEY, HESS, KUKOVICH, BELFANTI, LEDERER, VAN HORNE and BATTISTO

An Act repealing certain provisions of law imposing liability on counties for certain payments for mental health care.

Referred to Committee on LOCAL GOVERNMENT, December 6, 1993.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

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

Mr. WAUGH. Thank you, Mr. Speaker.

I would like to move that this House do now adjourn until Tuesday, December 7, 1993, at 11 a.m., e.s.t., unless sooner recalled by you, sir. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 5:16 p.m., e.s.t., the House adjourned.

HOUSE RECALLED

The House was recalled at 5:18 p.m., e.s.t.

**THE SPEAKER (H. WILLIAM DeWEESE)
PRESIDING**

The SPEAKER. Under the provisions of our rules that indicate "unless sooner recalled by the Speaker," the Speaker is going to recall our session. Members are not required to come back. There is one administrative matter that needs attended to.

The gentleman, Mr. Waugh, will stand by momentarily to make one additional adjournment motion.

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

HB 2, PN 2881 (Amended)

By Rep. CALTAGIRONE

A Joint Resolution proposing amendments to the Constitution of the Commonwealth of Pennsylvania, changing and adding provisions relating to the selection of justices and judges.

JUDICIARY.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. ITKIN. Mr. Speaker, I move that HB 2 be removed from the table and placed upon the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. ITKIN. Mr. Speaker, I move that HB 2 be recommitted to the Appropriations Committee.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL TABLED

The SPEAKER. The Chair recognizes Mr. Itkin from Allegheny County.

Mr. ITKIN. Mr. Speaker, I move that SB 369 be placed back upon the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

ADJOURNMENT

The SPEAKER. Mr. Waugh, for the first time in 18 years I would like for you to adjourn the House twice. The gentleman is recognized.

Mr. WAUGH. Thank you, sir.

It is quite a privilege that I would once again move that this House do now adjourn until Tuesday, December 7, 1993, at 11 a.m., e.s.t., unless once again recalled by you, sir. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 5:21 p.m., e.s.t., the House adjourned.