

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, APRIL 11, 1994

SESSION OF 1994

178TH OF THE GENERAL ASSEMBLY

No. 24

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.d.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:

Lord God, You told us that if we had the faith of a mustard seed, we could move mountains. Increase our faith so that we are no longer awed by difficulties and frightened by problems.

May we nevermore be intimidated by the perplexities and complexities that mark our path but be secure in the knowledge that with You all things are possible.

Hold us in Your hand and rock us in Your bosom until all our doubts shall cease and we shall find solutions to our problems and rest for our weary souls.

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, April 6, 1994, will be postponed until printed. The Chair hears no objection.

BILLS REMOVED FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. ITKIN. Mr. Speaker, I move that the following bills be taken off the table and placed on the active calendar:

HB 665;
HB 759;
HB 954;
HB 1021;
HB 1526;
HB 1564;

HB 1687;
HB 1772;
HB 1915;
HB 2034;
HB 2128;
HB 2271;
HB 2477;
HB 2532; and
SB 867.

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

BILLS RECOMMENDED

The SPEAKER pro tempore. The Chair recognizes the majority leader.

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

HB 665;
HB 759;
HB 1021;
HB 1526;
HB 2128;
HB 2271;
HB 2477; and
HB 2532.

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

BILLS ON SECOND CONSIDERATION

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

HB 954, PN 3450; HB 1564, PN 1752; HB 1687, PN 3451; HB 1772, PN 3447; HB 1915, PN 3425; HB 2034, PN 3448; and SB 867, PN 945.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair next recognizes Representative Steighner for leaves of absence on the Democratic side.

Mr. STEIGHNER. Thank you, Mr. Speaker.

Mr. Speaker, I would ask for leave for the gentleman from Philadelphia, Mr. ROEBUCK, and the gentleman from Philadelphia, Mr. ACOSTA.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Without objection, those leaves are granted.

The Chair next recognizes the minority whip, Representative Perzel, for leaves of absence.

Mr. PERZEL. Thank you, Mr. Speaker.

We request a leave of absence for the week for the gentleman from Lycoming, Mr. BUSH.

The SPEAKER pro tempore. The Chair hears no objections, and that leave is granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—199

Adolph	Fargo	Lloyd	Sather
Allen	Farmer	Lucyk	Saurman
Argall	Fee	Lynch	Saylor
Armstrong	Fichter	Maitland	Scheetz
Baker	Fleagle	Manderino	Schuler
Barley	Flick	Markosek	Scrimenti
Battisto	Freeman	Marsico	Semmel
Bebko-Jones	Gamble	Masland	Serafini
Belardi	Gannon	Mayernik	Smith, B.
Belfanti	Geist	McCall	Smith, S. H.
Birmelin	George	McGeochan	Snyder, D. W.
Bishop	Gerlach	McNally	Staback
Blaum	Gigliotti	Melio	Stairs
Boyes	Gladeck	Merry	Steelman
Brown	Godshall	Michlovic	Steighner
Bunt	Gordner	Micozzie	Steil
Burns	Gruitza	Mihalich	Stern
Butkowitz	Gruppo	Miller	Stetler
Buxton	Haluska	Mundy	Stish
Caltagirone	Hanna	Nailor	Strittmatter
Cappabianca	Harley	Nickol	Sturla
Cam	Hasay	Nyce	Surra
Carone	Hennessey	O'Brien	Tangretti
Cawley	Herman	Olasz	Taylor, E. Z.
Cessar	Hershey	Oliver	Taylor, J.
Chadwick	Hess	Perzel	Thomas
Civera	Hughes	Pesci	Tigue
Clark	Hutchinson	Petrarca	Tomlinson
Clymer	Itkin	Petrone	Trello
Cohen, L. I.	Jadlowiec	Pettit	Trich
Cohen, M.	James	Phillips	True
Colaella	Jarolin	Piccola	Tulli
Colaizzo	Josephs	Pistella	Uliana
Conti	Kaiser	Pitts	Vance
Cornell	Kasunic	Platts	Van Horne
Corrigan	Keller	Preston	Veon
Cowell	Kenney	Raymond	Vitali

Coy	King	Reber	Washington
Curry	Kirkland	Reinard	Waugh
Daley	Krebs	Richardson	Williams
DeLuca	Kukovich	Rieger	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
Fajt			

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Acosta Bush Roebuck

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1560, PN 3466 (Amended) By Rep. OLIVER

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for objections to nomination petitions and papers.

STATE GOVERNMENT.

HB 2620, PN 3467 (Amended) By Rep. OLIVER

An Act amending the act of July 3, 1986 (P.L.388, No.84), known as the Sunshine Act, further providing for jurisdiction and venue of judicial proceedings.

STATE GOVERNMENT.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair would next like to extend a warm welcome to the Girl Scouts from the Beaver County and New Castle Council sitting in the balcony. They are the guests of Representative Nick Colafella. Welcome to the hall of the House.

Also in the balcony are some constituents from Beaver County, who are the guests of Representative Colafella, Representative Veon, Representative Laughlin, and Representative Lescovitz. A warm welcome to you also.

CALENDAR

BILL ON SECOND CONSIDERATION

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

HB 2679, PN 3443.

**PENNSYLVANIA JUNIOR MISS
PRESENTED**

The SPEAKER pro tempore. The Chair would next like to recognize Representative John Wozniak from the Johnstown area for a special presentation today.

Would the House please come to order. We have a special presentation by one of our fellow members here today.

Mr. WOZNIAK. Thank you, Mr. Speaker.

It is my pleasure to introduce to you the 1994 Pennsylvania Junior Miss. She is from Johnstown, Pennsylvania, more accurately, Richland Township in the 71st District, Ms. Suzanne K. Elliott, and she is here with her parents and her brothers and sisters.

She is a fine young lady who epitomizes the pride that we have in our educational system and in the families that make our children our future. She has accolades as long as my arm, and I do not want to read them all, but it seems that in her short career and life here, she has done a tremendous amount of things and shown leadership quality and things that perhaps here on this House floor we need to learn from our youth.

Ladies and gentlemen, I would like to have a nice House of Representatives welcome to Suzanne Elliott.

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

REMARKS SUBMITTED FOR THE RECORD

Mr. REINARD. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman rise?

Mr. REINARD. Mr. Speaker, I would like to submit some comments for a matter of record.

The SPEAKER. What kind of comments?

Mr. REINARD. Honoring an Eagle Scout.

The SPEAKER. The gentleman is in order and should submit the remarks for the record.

Mr. REINARD submitted the following remarks for the Legislative Journal:

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the Members of the Pennsylvania House of Representatives the name of Karl S. Myers, who has recently been awarded Scouting's highest honor—Eagle Scout.

Mr. Speaker, I would like to read to the Members of the House of Representatives the following Citation of Merit honoring Karl S. Myers.

Whereas, Karl S. Myers earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. He is a member of Troop 28.

Now therefore, Mr. Speaker and the Members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Karl S. Myers.

**OUR LADY OF LOURDES REGIONAL
HIGH SCHOOL GIRLS BASKETBALL TEAM
PRESENTED**

The SPEAKER. The Chair recognizes the gentleman, Mr. Belfanti, and his colleague, Merle Phillips, for the presentation of a citation.

The House will please come to order. You will have your young people here in the hall of the House eventually. Members will please take their seats. Mr. Belfanti and Mr. Phillips are always attentive when other people have guests. Staff will please be seated.

The gentleman from Mount Carmel is recognized.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, it is my pleasure today to welcome to the hall of the House the 1994 PIAA State basketball champions. The female basketball team hails from Lourdes Regional High School, which is located in Shamokin, Pennsylvania. Their students come from a multitownship and municipality area. They are seated against the wall in the rear of the House. I would like them to please stand and be recognized.

Joining me on the dais are their coaches, Mike Klembara and Jeff Golden; and also their team cocaptains, Pam Marose and Danelle Schroyer. Ms. Schroyer is also going to be receiving a citation for scoring 1,000 career basketball points. Thank you for the opportunity, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY MR. GORDNER

The SPEAKER. The Chair recognizes the gentleman, Mr. Gordner, for a very special pronouncement relative to Mr. Gordner's family. John Gordner is recognized.

Mr. GORDNER. Thank you, Mr. Speaker.

I would like to announce very proudly that on Tuesday, April 5, my wife and I became parents of our first child, our daughter, Allison Leigh Gordner. Thank you very much.

The SPEAKER. The Chair congratulates the gentleman.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to note that our friend and colleague, Larry Sather, has a student in the gallery today, Jennifer Coffman of the fifth grade, and her parents, Jeff and Susie Coffman, from Huntingdon. The Chair would like to welcome them to the hall of the House.

STEVE LITTLE PRESENTED

The SPEAKER. The Chair would like to welcome Dante Santoni for an announcement.

This will be the final announcement. It is a rather exceptional moment for not only Berks County but for our State. I think that the members of the chamber will be very interested in what Mr. Santoni has to share with you.

The gentleman is recognized.

Mr. SANTONI. Thank you, Mr. Speaker.

I speak today in honor of an average Pennsylvanian who had a dream — to be a champion.

Steve Little, whom we are proud to recognize as a son of Reading and Berks County, today is a champion, the World Boxing Association super middleweight champion.

He was a 25-to-1 underdog when he stepped into the ring February 26 in London, England, to face then-champion Michael Nunn.

Steve Little used a cunning, aggressive strategy coupled with the dedication, persistence, and self-esteem he honed in 10 years as a professional boxer and walked out of that ring as a champion.

The latest word is that he will be returning to London, England, to defend his title and show the world that this hardworking man from Pennsylvania, the first citizen of the Commonwealth to wear the world super middleweight championship belt, is no one-shot pony.

But it is not only for that for which Representatives Caltagirone, Miller, and myself wish to recognize Steve Little. It is also because he wants to use his accomplishment for good.

He is proud to be from Berks County and Reading, and he wants his achievements to help him serve as a role model to all youngsters who have dreams, be they in athletics or any other pursuit.

Steve wants to operate a gym where young people can pursue boxing as a way to make their own mark as amateurs or, with their dreams, maybe someday as champions as well.

It is with great pride and pleasure that I say—and I have always wanted to do this—ladies and gentlemen, in this corner of the House chamber, weighing in at 168 pounds, from Reading, Pennsylvania, the new World Boxing Association super middleweight champion of the world, "Lightning Steve Little." Thank you.

Steve is joined today by his wife, Wanda Little, and some of his supporters — City Councilman Frank McCracken; Harris Haith; his trainer, James Taylor; Pierre Cooper; and Tonya Pratt.

And just for your information, based on Representative Caltagirone's past performance on the floor of the House, there will be a sparring match a little bit later between Steve Little and Tom Caltagirone. Thank you.

GUESTS INTRODUCED

The SPEAKER. Our colleague, State Representative Bill Robinson of Pittsburgh, has some guests in the balcony — the Continental Society, under the leadership of Ms. Grace Ware. These kids are from his legislative district and some of them are located in Representative Pistella's district and also Ron Cowell's district. There are 35 young people and 5 adults from Pittsburgh. We welcome you as guests of Bill Robinson, Frank Pistella, and Ron Cowell. Welcome to the hall of the House.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 714, PN 2709**, entitled:

An Act designating the Gray Fox as the State Furbearer.

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—197

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

NAYS—0

NOT VOTING—2

Josephs Williams

EXCUSED—3

Acosta Bush Roebuck

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 1031, PN 1639, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing an exception to the prohibition of interception and disclosure of communications; and authorizing law enforcement officers to record certain audio and video communications.

On the question,

Will the House agree to the bill on third consideration?

Mr. MAYERNIK offered the following amendment No. A1415:

Amend Sec. 2 (Sec. 5717), page 2, lines 20 and 21, by striking out "appearing in recording" and inserting recorded on the audio or video recording

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the gentleman from Allegheny County, Mr. Mayernik, is recognized.

Mr. MAYERNIK. Thank you, Mr. Speaker.

This amendment is a technical amendment to clarify that the audio, the visual device—the individuals "appearing in recording" we will strike out and put "recorded on the audio or video recording"—could be utilized in court proceedings.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—197

Adolph Fajt Levdansky Sather
Allen Fargo Lloyd Saurman
Argall Farmer Lucyk Saylor
Armstrong Fee Lynch Scheetz
Baker Fichter Maitland Schuler
Barley Fleagle Manderino Scrimenti
Battisto Flick Markosek Semmel
Bebko-Jones Freeman Marsico Serafini
Belardi Gamble Masland Smith, B.
Belfanti Gannon Mayernik Smith, S. H.
Birmelin Geist McCall Snyder, D. W.
Bishop George McGeehan Staback

Blaum Gerlach McNally Stairs
Boyes Gigliotti Melio Steelman
Brown Gladeck Merry Steighner
Bunt Godshall Michlovic Steil
Burns Gordner Micozzie Stern
Butkowitz Gruitza Mihalich Stetler
Buxton Gruppo Miller Stish
Caltagirone Haluska Mundy Strittmatter
Cappabianca Hanna Nailor Sturla
Carn Harley Nickol Surra
Carone Hasay Nyce Tangretti
Cawley Hennessey O'Brien Taylor, E. Z.
Cessar Herman Olasz Taylor, J.
Chadwick Hershey Oliver Thomas
Civera Hess Perzel Tighe
Clark Hughes Pesci Tomlinson
Clymer Hutchinson Petrarca Trello
Cohen, L. I. Itkin Petrone Trich
Cohen, M. Jadowiec Pettit True
Colaella James Phillips Tulli
Colaizzo Jarolin Piccola Uliana
Conti Josephs Pistella Vance
Cornell Kaiser Pitts Van Horne
Corrigan Kasunic Platts Veon
Cowell Keller Preston Vitali
Coy Kenney Raymond Washington
Curry King Reber Waugh
Daley Kirkland Reinard Wogan
DeLuca Krebs Richardson Wozniak
Dempsey Kukovich Rieger Wright, D. R.
Dent LaGrotta Ritter Wright, M. N.
Dermody Laub Roberts Yandrisevits
Donatucci Laughlin Rohrer Yewcic
Druce Lawless Rooney Zug
Durham Lederer Rubley
Egolf Lee Rudy
Evans Leh Ryan DeWeese,
Fairchild Lescovitz Santoni Speaker

NAYS—0

NOT VOTING—2

Robinson Williams

EXCUSED—3

Acosta Bush Roebuck

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

The gentleman, Mr. Cessar, is recognized.

Mr. CESSAR. A brief interrogation, Mr. Speaker.

The SPEAKER. To?

Mr. CESSAR. Mr. Mayernik.

The SPEAKER. The gentleman, Mr. Mayernik, indicates he will stand for interrogation. Mr. Cessar may proceed.

Mr. CESSAR. Mr. Speaker, is it necessary for the police officer, when he stops the motorist, to inform him that he is going to be taped or he is going to be taped for visual or for the audio?

Mr. MAYERNIK. No. Under this legislation—that is the purpose of the legislation, Mr. Speaker—the police officer does not have to inform the individual who is being stopped that he is being recorded on the audio portion nor the visual portion.

This is a single-party consent for audio recording of evidence that would be admissible in traffic violation prosecutions. There is no consent necessary on the visual portion due to that there is no expectation of privacy since the individual will be in a public place and anybody could be photographing them or taking a video at any given time.

The purpose of the bill is not really to address the video as much as it is to address the audio portion. That is the portion that appears to be a gray area in our present statutes, and that is what I am addressing in this legislation.

Mr. CESSAR. One final question, Mr. Speaker. Would you explain for the members of this General Assembly just what you mean by expectation of privacy in relation to this legislation?

Mr. MAYERNIK. Yes. Expectation of privacy right now under Title 18, it is necessary to have both parties consent before the audio portion can be recorded. In this legislation it is not necessary. It is single-party consent only, so there will be no expectation of privacy by us amending the statute. So now the police officer does not, and I emphasize, the police officer will not, does not have to notify the individual that is being stopped for the alleged violation of Title 75, the Vehicle Code, that he is being recorded, and this information that is derived from both the audio and the video portion will be admissible, shall be admissible, in the court of law without the consent of the other party, and that is the purpose of this legislation.

Mr. CESSAR. Thank you, Mr. Speaker.

No more questions. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman from Allegheny.

The gentleman, Mr. Mayernik, on final passage.

Mr. MAYERNIK. On final passage, Mr. Speaker, just very briefly.

We have seen a lot of police cars moving into technology about now having the video cameras. The reason for this legislation, there was a question of whether or not they could have the audio portion. Several of my police departments have the video cameras. There have been legal opinions that it is a gray area, so we are moving forward to permit the police departments to use the audio portion also. If we had this in California — what you see is what you get — I think we would have had a better view of the Rodney King episode.

Also, this is good legislation in the efforts of judicial economy. A lot of times when people go to the district justice's office and they say, no, I was not speeding, or, no, I did not say this to the police officer, now you can see firsthand on the tape. As a result, in the States that have this legislation, there

are less cases going to court, and that saves time and money for the taxpayers.

Also, I have been contacted by the insurance companies that are offering a 10-percent reduction in municipal liability insurance for departments that utilize the audio-visual equipment, and that is because they see firsthand what is going on.

This is an excellent piece of legislation, a good tool for the police officer on the street to utilize. It is only for Title 75. I ask for an affirmative vote, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks Mr. Mayernik.

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—179

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

NAYS—18

Colaizzo	Herman	Robinson	Steelman
Cowell	Kukovich	Rudy	Thomas
Coy	Lloyd	Snyder, D. W.	Tigue
Gruitza	Manderino	Staback	Yandrisevits
Hanna	Roberts		

NOT VOTING—2

Butkovitz	Scheetz
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EXCUSED—3

Acosta	Bush	Roebuck
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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 2329, PN 3327, entitled:**

An Act amending the act of March 7, 1901 (P.L.20, No.14), referred to as the Second Class City Law, providing for the power of police officers to make arrests.

On the question,

Will the House agree to the bill on third consideration?

Mr. GIGLIOTTI offered the following amendment No. A1393:

Amend Sec. 1 (Sec. 2), page 1, line 12, by inserting after "upon"

public

Amend Sec. 1 (Sec. 2), page 1, lines 13 through 17, by striking out all of said lines and inserting for any of the following violations:

I. Violations under 18 Pa.C.S. Art. F (relating to offenses against public order and decency).

II. Commission of an unlawful act tending to imperil the personal security or endanger the property of the citizens.

III. Violation of an ordinance of the city for the violation of which a fine or

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the gentleman, Mr. Gigliotti, is recognized.

Mr. GIGLIOTTI. Thank you, Mr. Speaker.

Mr. Speaker, this is an amendment that clarifies what we discussed in the Judiciary Committee. I especially would like to thank both the minority chair and the majority chair for helping me out with this amendment.

Pittsburgh is a second-class city. We are the only ones that do not have arrest powers for a summary offense. What this amendment does, it cleans up three sections of the present law.

I am asking everybody to give me an affirmative vote on it. Thank you.

The SPEAKER. The Chair thanks the gentleman, Mr. Gigliotti.

On the amendment, the Chair recognizes the gentleman, Mr. Robinson.

Mr. ROBINSON. Thank you, Mr. Speaker.

I was wondering if the sponsor of this amendment would stand for interrogation.

Mr. GIGLIOTTI. Yes.

The SPEAKER. Mr. Gigliotti indicates that he will. Mr. Robinson may proceed.

Mr. ROBINSON. Mr. Speaker, I would like to know the circumstances surrounding the introduction of this amendment.

Mr. GIGLIOTTI. Well, the bill says, Mr. Speaker, that we have to give— Right now Pittsburgh gives a ticket for a summary offense. The bill says that we are asking for an arrest power; we may have the arrest power.

This amendment was discussed in committee, Mr. Speaker, which cleans up three parts of the bill to conform with the Pennsylvania law.

Mr. ROBINSON. Mr. Speaker, what is the current procedure in the city of Pittsburgh for addressing situations that your amendment attempts to correct?

Mr. GIGLIOTTI. Right now in the city of Pittsburgh the police officers only have citation powers. They do not have arrest powers.

Mr. ROBINSON. Mr. Speaker, what is the net impact that this amendment is supposed to have? What is the desired result in the city of Pittsburgh by way of your amendment?

Mr. GIGLIOTTI. Well, what I think the amendment does is it gives the police the power to arrest in certain situations where right now all they do is give out citations.

Mr. ROBINSON. Mr. Speaker, what would be the difference, in terms of public safety in the city of Pittsburgh, if police officers were given the power to arrest in addition to the power to issue citations, which they now have?

Mr. GIGLIOTTI. Well, I think because the majority of people that we are talking about, Mr. Speaker, if they get a citation, there is no way that they can get to court or they even intend to go to court. Under the arrest powers, they will go to jail and be bonded.

Mr. ROBINSON. Mr. Speaker, do you think that if this amendment becomes part of the law of the Commonwealth of Pennsylvania, we might be heightening tension between police and citizens?

Mr. GIGLIOTTI. No, I do not.

Mr. ROBINSON. Mr. Speaker, are you aware of the current budgetary situation in the city of Pittsburgh relative to police overtime?

Mr. GIGLIOTTI. Yes, I am, very much so.

Mr. ROBINSON. Do you feel in any way that if this amendment becomes law, that it might encourage police officers to be more aggressive in arresting, thus exacerbating the overtime situation?

Mr. GIGLIOTTI. Well, that has no bearing on the amendment, Mr. Speaker. That is the mayor's responsibility, and city council has nothing to do with this law.

Mr. ROBINSON. Mr. Speaker, am I correct that the city of Pittsburgh supports this particular amendment?

Mr. GIGLIOTTI. Yes, they do.

Mr. ROBINSON. Mr. Speaker, could you share with me the reasons that the city of Pittsburgh supports this amendment, and I presume when we say the city of Pittsburgh, we are referring to the mayor and the city council.

Mr. GIGLIOTTI. Yes and no. It is also being supported by the F.O.P. (Fraternal Order of Police).

Mr. ROBINSON. Are you at liberty, Mr. Speaker, to share with us the reasons why the mayor and the F.O.P. are supporting this amendment?

Mr. GIGLIOTTI. Just to give the police more powers of arrest.

Mr. ROBINSON. Mr. Speaker, one last question, and then if I might, I would like to have a couple comments.

Could you tell me whether or not any definitive studies have been done that would help us determine whether or not this amendment, if it becomes law, would improve the public safety situation in the city of Pittsburgh?

Mr. GIGLIOTTI. I cannot say.

Mr. ROBINSON. That ends my interrogation, Mr. Speaker. I would like to comment on the amendment at the appropriate time.

The SPEAKER. Mr. Robinson is in order, and now is the appropriate time.

Mr. ROBINSON. Mr. Speaker, while I can appreciate the city of Pittsburgh's interests in public safety, it does not appear to me that the sponsor of the amendment has given us definitive information to support this amendment being passed. It seems to me that if indeed this amendment is geared towards giving police officers additional arrest powers, that we are going to get at least three predictable results, all of which I think are not in the best interests of the city of Pittsburgh.

One is, I think we are going to heighten tensions between the police and those persons to be arrested, because the amendment on its very face depends upon the visual observation of the officers. We all know how faulty our vision is and oftentimes how faulty our perceptions are.

Two, I think it is going to increase police activity in the city of Pittsburgh. It is going to increase police activity in such a way that it may be a violation of the rights of citizens of the city of Pittsburgh. Attempting to make legal what now is probably illegal practices on the part of police I believe is wrong. It is not going to serve any positive purpose.

Also, I think this kind of amendment, while it attempts to strengthen the police's ability to do their job, is fraught with uncertainties and certainly, I think, dampens the opportunity for people to freely exercise their constitutional rights.

Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Allegheny, Mr. Cessar, is recognized on the Gigliotti amendment.

Mr. CESSAR. Thank you, Mr. Speaker.

I had some of the same concerns as Representative Robinson from the city of Pittsburgh on this issue, so I had our Republican legal staff do some research for me, and the

research indicated to me that third-class cities, the Borough Code, the First Class Township Code, and the Second Class Township Code, they all confer substantially identical arrest powers upon police officers in their respective municipalities, and, Mr. Speaker, all this does is grant to the city of Pittsburgh the same powers that are now enjoyed by those political subdivisions I just mentioned.

So it just seems to me, Mr. Speaker, that the city of Pittsburgh, a second-class city, should have the same powers. So I do support this legislation. Thank you.

The SPEAKER. The gentleman, Mr. Mayernik, on the Gigliotti amendment.

Mr. MAYERNIK. Thank you, Mr. Speaker.

I rise to support the Gigliotti amendment. This is a necessary tool for law enforcement.

As Mr. Cessar said, it would bring into uniformity the city of Pittsburgh. Some of these arrests are already being made by police officers. It would basically fine-tune the existing practice, and precedence has been set by the arrests being made in the city of Pittsburgh.

As we look at a lot of our polls, what is the number one issue on a lot of people's minds? Crime. Here we are, we are trying to toughen the rules and regulations and help the police officers to do what they have been doing and we are eliminating that gray area of the law, we are fine-tuning it, as well as making it uniform with the rest of the State.

This is a good amendment that Representative Gigliotti has put in. We need the help in Pittsburgh. We need the uniformity of law enforcement throughout the Commonwealth. I would ask for an affirmative vote.

The SPEAKER. The Chair thanks Mr. Mayernik.

On the Gigliotti amendment, Mr. Robinson from Pittsburgh is recognized.

Mr. ROBINSON. Thank you, Mr. Speaker.

Mr. Speaker, I can appreciate the expertise of Mr. Cessar and Mr. Mayernik, both of whom have had distinguished careers in law enforcement, and certainly I am not trying to suggest that Representative Gigliotti does not share my concern that our city is a safe city. What I am saying is that Mr. Mayernik's concerns, Mr. Speaker, sort of reinforced what I said. Many of our police officers have already been engaged in activities that are in a gray area. I think before we give legal sanction to their past activities, some of which have been subject to trial board investigations, citizens complaints, et cetera, that we might want to rethink Representative Gigliotti's amendment so that we do not get an unintended result.

I do not know the situation in the other communities in Pennsylvania relative to police-community relations, but I would suggest to you, in the city of Pittsburgh, the relationship is strained, and I am unwilling and would hope that Representative Gigliotti and others would be unwilling at this time to legalize activities that are still the subject of lawsuits, still the subject of question. I think we would do the Commonwealth a disservice if we did not revisit this issue and perhaps try to fine-tune it. Thank you, Mr. Speaker.

**THE SPEAKER PRO TEMPORE
(PHYLLIS MUNDY) PRESIDING**

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—196

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

NAYS—1

Robinson

NOT VOTING—2

Marsico Williams

EXCUSED—3

Acosta Bush Roebuck

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. GIGLIOTTI offered the following amendment No. A1400:

Amend Sec. 2, page 2, line 2, by striking out "in 60 days" and inserting immediately

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the question, the Chair recognizes Mr. Gigliotti.

Mr. GIGLIOTTI. Thank you, Madam Speaker.

This amendment is very technical. In the bill it says "60 days"; we are changing it to "immediately."

I would appreciate all your favorable support. Thank you.

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

Mr. ROBINSON. Thank you, Madam Speaker.

I was wondering if the sponsor of the amendment would stand for interrogation.

The SPEAKER pro tempore. The gentleman indicates that he will.

Mr. ROBINSON. Madam Speaker, I would like to know the urgency of this technical amendment as it impacts on the effective date. I presume that you anticipate speedy passage in the House and in the Senate of the bill that will contain this amendment.

Mr. GIGLIOTTI. Madam Speaker, I do not know what the story of this bill is going to be in the Senate. I am trying to get it to the Senate to then give me an opportunity to work over there. But as it stands right now, this bill will pass today, and it might be 2 or 3 months before it even gets read on the Senate floor.

Mr. ROBINSON. Thank you, Madam Speaker.

I would like to speak on the amendment, if I might.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. ROBINSON. Thank you, Madam Speaker.

Madam Speaker, my concern on this amendment in many respects echoes my concerns on the previous amendment.

While I can appreciate our attempts to make sure that law enforcement has the ability to effectively enforce the law and effectively carry out their duties, I would hope that we would again have some firm appreciation for the potential negatives. I believe that Representative Gigliotti's rush to judgment on this amendment through his request to have it take effect immediately suggests to me that the downside is going to be greater than the upside.

For those of you who have had the unfortunate experience of meeting one of those police officers who falls in that category of the 3 to 5 percent who probably, even by their fellow officers, would be judged unqualified, you can imagine the possible impact by giving them additional responsibilities and additional authority without a more thorough review.

I certainly appreciate that the members of the House did pass the previous amendment and do believe in their wisdom that it is appropriate. I would hope that we would give the same consideration to those amendments that will probably be coming in the future to create citizens review boards in our Commonwealth to help make our police departments more responsible and more accountable.

I thank you, Madam Speaker.

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—192

Adolph	Fargo	Lloyd	Sather
Allen	Fee	Lucyk	Saurman
Argall	Fichter	Lynch	Saylor
Armstrong	Fleagle	Maitland	Scheetz
Baker	Flick	Manderino	Schuler
Barley	Freeman	Markosek	Scrimenti
Battisto	Gamble	Marsico	Semmel
Bebko-Jones	Gannon	Masland	Serafini
Belardi	Geist	Mayernik	Smith, B.
Belfanti	George	McCall	Smith, S. H.
Birmelin	Gerlach	McGeehan	Staback
Bishop	Gigliotti	McNally	Stairs
Blaum	Gladeck	Melio	Steelman
Boyes	Godshall	Merry	Steighner
Brown	Gordner	Michlovic	Steil
Bunt	Gruitza	Micozzie	Stern
Burns	Gruppo	Mihalich	Stetler
Butkovitz	Haluska	Miller	Stish
Buxton	Hanna	Mundy	Strittmatter
Caltagirone	Harley	Nailor	Sturla
Cappabianca	Hasay	Nickol	Surra
Carone	Hennessey	Nyce	Tangretti
Cawley	Herman	O'Brien	Taylor, E. Z.
Cessar	Hershey	Olasz	Taylor, J.
Chadwick	Hess	Oliver	Thomas
Civera	Hughes	Perzel	Tigue
Clark	Hutchinson	Pesci	Tomlinson
Clymer	Itkin	Petrarca	Trello
Cohen, L. I.	Jadlowiec	Petrone	Trich
Colafella	James	Phillips	True
Colaizzo	Jarolin	Piccola	Tulli
Conti	Josephs	Pistella	Vance
Cornell	Kaiser	Pitts	Van Horne
Corrigan	Kasunic	Platts	Veon
Cowell	Keller	Preston	Vitali
Coy	Kenney	Raymond	Washington
Curry	King	Reber	Waugh
Daley	Kirkland	Reinard	Williams
DeLuca	Krebs	Richardson	Wogan
Dempsey	Kukovich	Rieger	Wozniak
Dent	LaGrotta	Ritter	Wright, D. R.
Dermody	Laub	Roberts	Wright, M. N.
Donatucci	Laughlin	Rohrer	Yandrisevits

Druce	Lawless	Rooney	Yewcic
Durham	Lederer	Rubley	Zug
Egolf	Lee	Rudy	
Evans	Leh	Ryan	DeWeese, Speaker
Fairchild	Lescovitz	Santoni	
Fajt	Levdansky		

NAYS—6

Carn	Farmer	Robinson	Snyder, D. W.
Cohen, M.	Pettit		

NOT VOTING—1

Uliana

EXCUSED—3

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

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

Bill as amended was agreed to.

The SPEAKER 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—198

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

Conti	Josephs	Pistella	Vance
Cornell	Kaiser	Pitts	Van Horne
Corrigan	Kasunic	Platts	Veon
Cowell	Keller	Preston	Vitali
Coy	Kennaey	Raymond	Washington
Curry	King	Reber	Waugh
Daley	Kirkland	Reinard	Williams
DeLuca	Krebs	Richardson	Wogan
Dempsey	Kukovich	Rieger	Wozniak
Dent	LaGrotta	Ritter	Wright, D. R.
Dermody	Laub	Roberts	Wright, M. N.
Donatucci	Laughlin	Rohrer	Yandrisevits
Druce	Lawless	Rooney	Yewcic
Durham	Lederer	Rublely	Zug
Egolf	Lee	Rudy	
Evans	Leh	Ryan	DeWeese,
Fairchild	Lescovitz	Santoni	Speaker

NAYS—1

Robinson

NOT VOTING—0

EXCUSED—3

Acosta Bush Roebuck

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 358, PN 3424**, entitled:

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.

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

On final passage, the Chair recognizes Mrs. Vance.
Mrs. VANCE. Thank you, Mr. Speaker—Ms. Speaker; sorry about that.

Mr. SNYDER. Madam Speaker? Excuse me.

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

Mr. SNYDER. I have an amendment to this.

The SPEAKER pro tempore. The Chair thanks the gentleman.

DECISION OF CHAIR RESCINDED

The SPEAKER pro tempore. Without objection, the Chair rescinds its announcement that this bill has been agreed to for the third time.

On the question recurring,
Will the House agree to the bill on third consideration?
Mr. SNYDER offered the following amendment No. A1494:

Amend Sec. 1 (Sec. 14.1), page 2, line 28, by striking out "two" and inserting

one
Amend Sec. 1 (Sec. 14.1), page 2, line 28, by striking out "provisions" and inserting provision

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

The SPEAKER pro tempore. On the question, the Chair recognizes Mr. Snyder.

Mr. SNYDER. Thank you, Madam Speaker.

Madam Speaker, HB 358 would allow counties to adopt a special early retirement window for eligible employees. The way the bill is currently drafted, it would allow the counties to authorize special early retirement provisions twice in a 5-year period.

As a result of a discussion when this bill was considered by the Local Government Committee, the Pennsylvania State Association of County Commissioners drafted this amendment that would reduce the number of times the special early provisions could be adopted in a 5-year period from two to one, and I ask for support.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the amendment, the Chair recognizes Mr. Tangretti.

Mr. TANGRETTI. Thank you, Madam Speaker.

This is an agreed-to amendment, and I would ask for support.

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—199

Adolph	Fargo	Lloyd	Sather
Allen	Farmer	Lucyk	Saurman
Argall	Fee	Lynch	Saylor
Armstrong	Fichter	Maitland	Scheetz
Baker	Fleagle	Manderino	Schulter
Barley	Flick	Markosek	Scrimenti
Battisto	Freeman	Marsico	Semmel
Bebko-Jones	Gamble	Masland	Serafini
Belardi	Gannon	Mayernik	Smith, B.
Belfanti	Geist	McCall	Smith, S. H.
Birmelin	George	McGeehan	Snyder, D. W.
Bishop	Gerlach	McNally	Staback
Blaum	Gigliotti	Melio	Stairs
Boyes	Gladeck	Merry	Steelman
Brown	Godshall	Michlovic	Steighner
Bunt	Gordner	Micozzie	Steil
Burns	Gruitza	Mihalich	Stern
Butkovitz	Gruppo	Miller	Stetler
Buxton	Haluska	Mundy	Stish

Caltagirone	Hanna	Nailor	Strittmatter
Cappabianca	Harley	Nickol	Sturla
Carn	Hasay	Nyce	Surra
Carone	Hennessey	O'Brien	Tangretti
Cawley	Herman	Olasz	Taylor, E. Z.
Cessar	Hershey	Oliver	Taylor, J.
Chadwick	Hess	Perzel	Thomas
Civera	Hughes	Pesci	Tigue
Clark	Hutchinson	Petrarca	Tomlinson
Clymer	Itkin	Petrone	Trello
Cohen, L. I.	Jadlowiec	Pettit	Trich
Cohen, M.	James	Phillips	True
Colaella	Jarolin	Piccola	Tulli
Colaizzo	Josephs	Pistella	Uliana
Conti	Kaiser	Pitts	Vance
Cornell	Kasunic	Platts	Van Horne
Corrigan	Keller	Preston	Veon
Cowell	Kenney	Raymond	Vitali
Coy	King	Reber	Washington
Curry	Kirkland	Reinard	Waugh
Daley	Krebs	Richardson	Williams
DeLuca	Kukovich	Rieger	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
Fajt			

NAYS—0

NOT VOTING—0

EXCUSED—3

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

On the question,

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

Bill as amended was agreed to.

The SPEAKER 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?

On the question, the Chair recognizes Representative Vance.

Mrs. VANCE. Thank you, Madam Speaker.

Would the maker of the bill stand for a brief interrogation, please?

The SPEAKER pro tempore. The gentleman indicates that he will.

Mrs. VANCE. I have a question as to whether the county commissioners can, on page 2 of the bill it reads that "...special early retirement cannot be less than attainment of fifty-five years of age and ten years of credited service or thirty years of credited service with no age requirement." That

seems to imply that counties could do either/or or both, but on the first page on line 15 it says "a special early retirement provision." I think they are sending a very confusing message, so I would like some clarification on that, please.

Mr. TANGRETTI. Thank you.

Madam Speaker, the question dealing with this particular section is a good one. It is one that needs to be clarified.

The intent of the language, the intent of the County Commissioners Association and certainly my intent, was to offer the county pension board the ability to do either or both at their discretion. The entire purpose of this bill is to give them flexibility to do what makes sense for them in terms of their retirees. So hopefully that will clear up that confusion that you have, Madam Speaker.

Mrs. VANCE. Perhaps when it goes to the Senate it could say "special early retirement provisions," that we could make a recommendation over there. But your intention is that it could be either/or or both?

Mr. TANGRETTI. That is correct.

Mrs. VANCE. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the lady and recognizes Mr. Fargo.

Mr. FARGO. Thank you, Madam Speaker.

Would the maker of the bill stand for interrogation?

The SPEAKER pro tempore. The gentleman indicates that he will.

Mr. FARGO. Madam Speaker, if I understand this bill—Well, in the first place, the way it is written it says that it is "...in counties having an optional form of government or by commissioners or council in counties having a home rule charter..." Does this really mean that every county in Pennsylvania except Philadelphia will be able to apply these—

Mr. TANGRETTI. And Allegheny.

Mr. FARGO. And Allegheny. So all counties will be affected under this definition except those two.

Mr. TANGRETTI. That is correct.

Mr. FARGO. If I understand this correctly, if I were 18 years of age and I started working and worked for 30 years, I would be 48 years of age, and if the county commissioners decided to put this option in, they could actually not only let me retire at 48 but also add up the 30 percent of my retirement. If I had 30 years in, they could actually add another 9 or 10 years and give me 40 years' retirement at the age of 48. Am I am reading the bill correctly?

Mr. TANGRETTI. Indeed you are, but keep in mind that the county commissioners and the pension board, which is composed of the commissioners, the treasurer, and the comptroller or the auditor, have in effect the ability to review the entire process and to make the judgments for themselves.

If they so chose to take that option, then it is entirely possible that the scenario that you described is accurate. I would suggest, however, that would be a very unique situation ostensibly, but it could in fact happen.

Mr. FARGO. Do you have any idea how many employees we could be affecting across the State of Pennsylvania with this piece of legislation?

Mr. TANGRETTI. No, I do not, because we do not know how many would take advantage of the options, how many counties would decide to adopt these early retirement provisions.

Mr. FARGO. Then from that answer, I assume that there is no estimated cost to the counties under this particular legislation if it were passed.

Mr. TANGRETTI. That is correct.

Mr. FARGO. Also, if I understand this bill—

Mr. TANGRETTI. If I might amplify that.

Mr. FARGO. Yes.

Mr. TANGRETTI. Keeping in mind that every county has an investment adviser as well as an actuary, by law, that needs to review these options at the time that they would be discussed and considered, and as a consequence, it just makes sense that a county, in its deliberations with respect to this, would have that actuary and investment adviser review this process and make the best recommendations for it. So I think it becomes clear at that point, clearer perhaps at that point, what makes sense for each county is an individual decision that they would have to make.

Mr. FARGO. As I looked at the review that we have in the *Republicans from our research staff*, it indicated that there was a set amount per year that the employees were paying, as we do in the State, 5 percent or whatever that might be, as their contribution. If a person were to retire under one of these systems that we are presently working on in HB 358, would there be any additional costs to the employee, or would it be strictly the employer that would be picking up the additional cost?

Mr. TANGRETTI. The employee contribution would not continue past their retirement. I assume that is what you are asking. The amortization of the costs of the early retirement provisions, based on a recommendation of the actuary that does 67 of the counties, I believe, is that this needs to be amortized over 5 years to ameliorate the problem that you are leading to. In normal circumstances, these kinds of provisions, and I believe the ones that we did under the so-called Mellow bill for the teachers and for the State employees, were amortized over a 20-year period.

The whole purpose of this recommendation is to avoid the kind of difficulty associated with what you may be leading to.

Mr. FARGO. Under this bill, that amortization that you were talking about would be for a 5-year period—

Mr. TANGRETTI. Correct.

Mr. FARGO. —and it would have to be paid off, any additional costs, because this would have to have been taken care of by the taxpayers, within 5 years.

Mr. TANGRETTI. That is correct.

Mr. FARGO. Using the case that I first started with, that a person could retire at the age of 48, and assuming that the counties gave him the most generous procedure of a 30-percent increase and he could retire with a 40-year retirement, actually, that additional money would all be paid for by the county and the employee actually would have only been paying 5 percent for 30 years but received 40 years' worth of retirement.

Mr. TANGRETTI. If I may.

Mr. FARGO. Yes.

Mr. TANGRETTI. In most counties, and I can speak specifically of the county that I worked for and that I was a part of the pension board on, Westmoreland County, the investment earnings, termed as "excess interest," actually paid, because of the ability to enhance those investments by the appropriate instruments in which they were investing, paid not only the county's portion of the contribution, in matching the employee's portion, but also paid for the cost-of-living increases when they decided to do it.

So by way of that explanation, it is entirely possible if the funds are managed correctly, and most of them—and I believe probably 99.9 percent are—by law, based on their requirements, would be able to, to a large extent, I believe, provide for these early retirement incentives by virtue of their excess interest, or at least be able to assist in making those contributions on behalf of the county.

Mr. FARGO. Thank you.

Then if I understand that correctly, under the Mellow bill, as I recall, the reason for asking for the Mellow bill was really to save money, at least on the current level, by having the high-paid employees retire and being able to either not replace them or to hire people who have a lower wage—

Mr. TANGRETTI. That also is the intent here, sir.

Mr. FARGO. That is the intent? Okay.

Thank you then, and I would like to make a comment.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. FARGO. This particular piece of legislation is even more liberal than the Mellow bill. The one redeeming factor and Representative Tangretti has indicated the one redeeming factor is the fact that this is optional. But it still means that we are putting out in front of the counties, for whatever use they may have, a very, very generous type of election that could be made for county employees. Not only would it be generous, but it could be very expensive for the county as far as that county is concerned.

Admittedly, those county commissioners have to answer to the people who have elected them. But I am not too sure that I can see any reason for setting up a 30-percent increase, when actually the Mellow bill had a 10-percent increase, and allowing the counties to use up the 30 percent. If in fact that is a very large figure, why is it in the bill? If in fact the county commissioners would probably not use it, why is it in the bill?

I am very concerned that we here are permitting something that is going to be extremely expensive for our taxpayers and make it possible for a retirement plan that is going to be very expensive to all of the taxpayers across Pennsylvania. I would personally like to see this bill go back and have some amendments made to it, but in the meantime, I do plan to vote against it.

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

Mr. NYCE. Thank you, Madam Speaker.

Madam Speaker, would the maker of the bill stand for a brief interrogation?

The SPEAKER pro tempore. The gentleman indicates that he will.

Mr. NYCE. Madam Speaker, the incidence of proposals to allow people to quit working but continue to get paid seems to be expanding at a rapid pace in the Pennsylvania House of Representatives. These are not retirement bills. My impression of retirement has always been when you reach retirement age, you collect benefits which your employer and yourself provided through a pension plan. Would you please explain to me the necessity to reduce the so-called retirement age as we have in this bill to as early as the example given by Representative Fargo, age 48?

Mr. TANGRETTI. Again, I can only respond in the same way that I responded to the previous questioner. The entire intent, as it has been in the past with respect to the other early retirement bills that we have done on this floor, is to provide the ability for the governing body to take a look at its own situation to see if in fact, by virtue of eliminating some older, higher priced employees — someone, for example, who has 30 years, regardless of what his age is — by taking that person out of the work force, by replacing him with someone at a lesser cost than an entry-level position or, perhaps, not replacing that position at all, and taking a look at all the other circumstances associated with their work force, and determine by the pension board and its advisers — financial — actuarially whether it makes sense for that county to do it to save money.

Now, I could say to the gentleman, Madam Speaker, that if it does not make sense for the county commissioners and the pension board to do it, then they should not do it; they should not do it, and the taxpayers, if they are looking, and they should be, should insist that they not do it. That information is public. Pension board proceedings are public. They are required quarterly, at least, under the county pension system, under the County Code. So I think that, Madam Speaker, the possibility of someone with 30 years retiring at 48 is entirely possible. If it is an isolated incident, then perhaps that county should not do it. Or if there is an objection by a number of citizens for whatever reason, then maybe they should not do it.

The fact of the matter is, we are giving to the county governments in this Commonwealth, with the exclusion of the two largest ones which have their own circumstances, the ability to make some decisions, to give them flexibility that they do not have now, in terms of reducing their payroll costs.

Mr. NYCE. Madam Speaker, when the contribution amounts are calculated by actuaries under these pension plans, do they not include the estimated remaining work force or the time remaining for that employee to work when they calculate how much is required to fund the plan?

In other words, if employee X is 48 years old and is expected to work until he is 62, is that not part of the calculation that has driven the building of the fund throughout that employee's working career, and by changing and allowing these types of incentives, all of the prior actuarial considerations are now meaningless and in fact we have underpaid and underfunded these plans to such an extent that when we allow these people to retire and quit contributing,

both the employer and the employee, I believe that the estimates the actuaries are making are not reasonable.

Mr. TANGRETTI. Madam Speaker, I am not sure what the gentleman who is asking the questions did previous to coming to this House, nor do I know what he does now in terms of a profession — perhaps he is an actuary, perhaps he is a financial adviser; I am not. I can tell you, though, by experience, by sitting on a pension board, by virtue of having the ability of actuaries review a pension fund and make recommendations, and in fact have actuaries review this bill and make recommendations in terms of the amortization rate and how it should be applied and how long it should be applied, satisfies my concerns that you have raised, because I had the same ones, and as a consequence, I would say to you, Madam Speaker, unless you have specific information that says to me that your actuarial knowledge is a whole lot better than those who are paid to do it by the County Commissioners Association, I would suggest that you are off base.

Mr. NYCE. Well, I would suggest, Madam Speaker, that if the funds are this well funded, someone has been overpaying, and if that is the taxpayers, they have a right to be concerned. And if in fact that is true, then someone somewhere along the line has been paying too much into these plans, because they are only designed to provide pension benefits based on the membership, and if you accelerate retirements and there is plenty of money there to pay them, someone has paid in too much, and that was the reason for the question.

Let me ask you another question.

Mr. TANGRETTI. If I may respond.

Madam Speaker, first of all, let me apologize for perhaps getting a little testy with that, and I apologize to the gentleman, Mr. Nyce.

As I had indicated to Mr. Fargo earlier, at least in one county, and I suspect in a lot of counties, the contribution for the county, for their part of their assessment to the pension plan on an annual basis, because of the ability of those funds to be invested appropriately, mandated by the State law regulating county pensions, those funds are calculated and paid for out of excess interest. That means, Madam Speaker, that the funding, to a large extent, is paid out of that fund's earnings as opposed to tax dollars.

Now, again, my experience is limited to one county, but I believe, based on the investment managers of funds who perhaps are employed by a number of counties, as they are, they operate essentially the same way.

Mr. NYCE. Thank you, Madam Speaker.

Apology accepted, and I would like to comment on the bill. My interrogation is complete.

THE SPEAKER (H. WILLIAM DeWEESE) PRESIDING

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

Mr. NYCE. Mr. Speaker, given the facts presented by the prime sponsor of the bill, one of the considerations that has to be remembered is the fact that actuaries do not have a crystal

ball; they base their assumptions—and they are assumptions—on projected performance of a fund and future contributions. But what I submit to you today is that we have now begun a process in the House of Representatives of not providing retirement benefits. I am speaking to the initial and the most important reason for having pension plans; that is, for providing for the welfare of people who reach retirement age. We have consistently stopped doing that.

We are now asking the taxpayers to support programs which pay people to no longer go to work on the basis that they will save money. This is ridiculous. We want people to continue to work. If we are paying them too much in salaries, then let us look at the salary base that we are paying people. But the proponents of this bill will suggest that this is going to save money. None of these programs in the long run are going to save anybody money. They are going to cost a whole lot more, and your grandchildren are going to be paying for the pensions of the people who are retiring under these lucrative pension retirement programs today.

This is not fiscally responsible, and I frankly do not care what assumptions are used by actuaries. Common sense has to play a role in all of this. Sooner or later we have to learn to say no, that you are going to get your pension when you reach retirement age. I have no difficulty with a plan that says, if you opt to leave employment today, when you reach age 62, which is the normal Social Security retirement age, then you will receive an additional benefit for leaving today, but you will not receive that benefit immediately; we will not pay you during the balance of your working years.

This is the philosophy that I am concerned about, and we continually do this. Pension plans were not designed for it, pension contributions are not geared to do it, and no one has a crystal ball to guarantee that the investment returns on these plans are going to continue to be lucrative enough to support it without taxpayer assistance.

I urge all of you to vote “no” on this bill. Thank you.

MOTION TO RECOMMIT

The SPEAKER. The gentleman, Mr. Fargo, for the second time on final passage.

Mr. FARGO. Thank you, Mr. Speaker.

Based on a very major concern that inclusion of 30 percent is entirely too generous, even though this is up to the commissioners, and also based on the actuarial concerns that have just been brought up by the previous speaker and a very definite concern about the fiscal costs, which I do not seem to be able to or no one seems to have a handle on it, I would like to make a recommendation or a motion that this bill, HB 358, be referred to the Local Government Committee for further study. Thank you.

The SPEAKER. The gentleman, Mr. Fargo, has moved that the bill be recommitted to the Local Government Committee. That motion is debatable.

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

The SPEAKER. The gentleman, Mr. Tangretti, is recognized on the motion to recommit.

Mr. TANGRETTI. Thank you, Mr. Speaker.

Obviously, I would oppose the motion.

I think we have exhausted the discussion to the extent that this is a “may” provision, and the gentlemen, Mr. Nyce and Mr. Fargo, although well intentioned, I think are just plain incorrect. The fact of the matter is, if the county commissioners and the pension board want to take the option, they can. They have the benefit of the same people who advise them all these years in terms of their investments and their actuarially sound pension systems. Now, either we are going to let local government be local government and give them options to do things or we are not.

Now, the County Commissioners Association, the actuaries, the Pension Study Commission, everybody has looked at this, and no one has raised those kinds of objections. Quite frankly, I think this is a red-herring argument, and I would ask that we defeat this motion for recommitment.

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

The following roll call was recorded:

YEAS—96

Adolph	Fargo	Maitland	Sather
Allen	Farmer	Marsico	Saurman
Argall	Fleagle	Masland	Saylor
Armstrong	Flick	McGeehan	Scheetz
Baker	Gannon	Merry	Schuler
Barley	Geist	Micozzie	Semmel
Birmelin	Gerlach	Miller	Serafini
Boyes	Gladeck	Nailor	Smith, B.
Brown	Gruppo	Nickol	Smith, S. H.
Buxton	Harley	Nyce	Stairs
Carone	Hasay	O’Brien	Steil
Cawley	Hennessey	Perzei	Stern
Chadwick	Herman	Pettit	Strittmatter
Civera	Hershey	Phillips	Taylor, E. Z.
Clark	Hess	Piccola	Taylor, J.
Clymer	Hutchinson	Pitts	Tigue
Cohen, L. I.	Jadlowiec	Platts	Tomlinson
Conti	Kenny	Preston	True
Cornell	King	Raymond	Tulli
Dempsey	Laub	Reber	Vance
Druce	Lawless	Reinard	Waugh
Durham	Lee	Rohrer	Wogan
Egolf	Leh	Rublely	Wright, M. N.
Fairchild	Lynch	Ryan	Zug

NAYS—100

Battisto	Fajt	Lloyd	Scrimenti
Bebko-Jones	Fee	Lucyk	Snyder, D. W.
Belardi	Fichter	Manderino	Staback
Belfanti	Freeman	Markosek	Steelman
Bishop	Gamble	Mayermik	Steighner
Blaum	George	McCall	Stetler
Bunt	Gigliotti	McNally	Stish
Burns	Godshall	Melio	Sturla
Butkovitz	Gordner	Michlovic	Surra
Caltagirone	Gruitza	Mihalich	Tangretti
Cappabianca	Haluska	Mundy	Thomas
Cam	Hanna	Olasz	Trello
Cessar	Hughes	Oliver	Trich

Cohen, M.	Itkin	Pesci	Uliana
Colafula	Jarolin	Petrarca	Veon
Coluzzo	Josepha	Petrone	Vitali
Corrigan	Kaiser	Pistella	Washington
Cowell	Kasunic	Richardson	Williams
Coy	Keller	Rieger	Wozniak
Curry	Kirkland	Ritter	Wright, D. R.
Daley	Kukovich	Roberts	Yandrisevits
DeLuca	LaGrotta	Robinson	Yewcic
Dent	Laughlin	Rooney	
Dermody	Lederer	Rudy	DeWeese,
Donatucci	Leacovitz	Santoni	Speaker
Evans	Levdansky		

NOT VOTING—3

James Krebs Van Horne

EXCUSED—3

Acosta Bush Roebuck

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

On the question recurring,
Shall the bill pass finally?

The SPEAKER. The gentleman, Mr. Lynch, is recognized on final passage.

Mr. LYNCH. Thank you, Mr. Speaker.

I do not know when it was, maybe 15 or 20 years ago, but it became very fashionable in this country, in the industry of this country, to start issuing what they referred to as "golden handshakes," early retirement. The initial thought was, as I understand it, to save the companies money through not replacing the workers that would take the early retirement. However, if you were to check with a lot of the industries in your area within the last 5 or 7 years, you would find out that is not the case anymore, that people are not so extremely happy to be giving out these golden handshakes. The fact of the matter is that industry has experienced a great deal of worker replacement and increased costs because they now are dealing with an early pension and salaries for replacement workers which are not that far below those which were retired. I realize that this is an option for the counties, but I am concerned that counties may opt into this thing with a good intention, which industry had 15 or 20 years ago, and wind up being stuck with increased costs.

I would like to read just a sentence from the Public Employee Retirement Commission actuarial statement, which says, under the "Salary Savings Potential," "Lower replacement practices will effect salary savings that offset a portion of the actuarial cost of the bill, while higher replacement practices will effect lesser salary savings to offset the actuarial cost of the bill and, if high enough, could result in an increase in overall costs." This is the same thing that private industry is experiencing, and I am afraid it is going to be the same thing that local government is going to experience if they get into this.

It is also a problem with the cost-of-living adjustments. When you have people retiring at a higher pension, ultimately,

again, it is going to lead to increased cost-of-living adjustments in the future.

The intention of this bill is good, and I realize, again, it is discretionary for the county commissioners to implement, but I am telling you that they are liable to do it; they are liable to fall into the same trap that private industry had for over a decade and wind up with increased costs that are going to be footed by the taxpayers.

I urge all my colleagues to vote against this bill because it is going to be an increase in taxes. Thank you, Mr. Speaker.

The SPEAKER. Mr. Nickol is recognized.

Mr. NICKOL. Thank you, Mr. Speaker.

I have heard expressed some common misconceptions about early retirement bills: number one, that you somehow get something for nothing, and number two, somehow everyone wins on these bills. I think a study of the State's early retirement plan would prove productive in looking at this bill. Basically, early retirement bills will only save money, number one, if the employees are not replaced or, number two, if they are replaced at lower salaries.

There has been considerable discussion with regard to actuarial notes or what the actuarial impact of an early retirement bill would be. Essentially, an actuary will tell you anything they want to, given the assumptions that you must give them, but in early retirement, the key assumption is how many people will take advantage of the early retirement provisions. Frankly, you just do not know until after the legislation goes into effect how many people will take advantage of it. So often you can be led blindly, under rosey assumptions, into a situation where you may not save the money and the cost may be much greater than you suspect, regardless of what your actuary might tell you up front.

I also heard that some retirement systems can pay for early retirement from earnings. That might be true if you have a fully funded system where all the money is there to pay current benefits, but not for most systems which probably are not fully funded.

I would urge my colleagues to be cautious with HB 358 and vote against the proposal. Thank you.

The SPEAKER. The gentleman, Mr. Nyce, is recognized on final passage.

Mr. NYCE. Thank you, Mr. Speaker.

On the bill.

Earlier we talked about the appropriate application of why this incentive would be necessary, and the one thing that I failed to mention is the fact that if these people were truly retiring, the impact of these bills that reduce the amount of people in the work force would be beneficial. However, that is not the case. What is happening is, we are inciting people to stop working and we are going to continue to pay them while they go out and seek other employment and take jobs away from the economy. That is why it is so important for legislation like this to have a retirement age requirement; that we are not putting people out in their late forties, early fifties, who go out into the workplace, draw benefits from these retirement pension systems, and at the same time go out and

take a job away from someone else who is seeking one. That is contrary to the initial intention of most of these pieces of legislation.

So I urge the members again to vote "no" on this legislation. Thank you.

The SPEAKER. Mr. Tangretti is recognized on final passage.

Mr. TANGRETTI. Thank you, Mr. Speaker.

Just let me reiterate once again that this is entirely an optional provision for county government to partake of, if it makes sense for them to do so. It is not a mandate; it is not a requirement. It gives them the flexibility to do some things that they do not have now in terms of managing their payroll.

Perhaps some of the counties that are represented by those who are opposed to this bill have difficulties with it. That is fine; they do not need to do it. There are other counties who would like to take advantage of it, and I think it is unfair of us to limit us to make a decision that affects everybody when it is an optional provision in the first place. I just think it is unfair, and I think we need to be giving local government the ability to do things they cannot do now.

The possibility of what the work-force makeup will be and what the years will be in terms of who is going to take advantage of this and who is not going to take advantage of it is something that we cannot know. To suggest that somehow we are now going to take hundreds or thousands of jobs away from the private sector because we are going to offer a little bit of an incentive to county employees, I think, is bordering on the ludicrous.

Mr. Speaker, please think about this. Think about it in terms of giving local government some options to manage their budgets in a better way than they have now. If it does not make sense, they should not do it.

I would ask for an affirmative vote. Thank you.

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—126

Argall	Fajt	Lloyd	Scrimenti
Armstrong	Fee	Lucyk	Semmel
Baker	Fichter	Manderino	Serafini
Battisto	Fleagle	Markosek	Snyder, D. W.
Bebko-Jones	Freeman	Marsico	Staback
Belardi	Gamble	Mayernik	Stairs
Belfanti	George	McCall	Steelman
Bishop	Gigliotti	McGeehan	Steighner
Boyes	Gladeck	McNally	Stern
Bunt	Gordner	Michlovic	Stetler
Burns	Gruitza	Mihalich	Stish
Butkovitz	Gruppo	O'Brien	Sturla
Buxton	Hafuska	Olasz	Surra
Caitagirone	Hanna	Oliver	Tangretti
Cappabianca	Harley	Pesci	Taylor, J.
Cam	Hess	Petrarca	Thomas
Cessar	Hughes	Petrone	Trello
Cohen, L. I.	Hutchinson	Phillips	Trich
Cohen, M.	Itkin	Piccola	Tulli
Colafella	Josephs	Pistella	Uliana

Colaizzo	Kaiser	Preston	Van Horne
Cornell	Kasunic	Reber	Veon
Corrigan	Keller	Richardson	Vitali
Cowell	Kenney	Rieger	Washington
Curry	Kirkland	Ritter	Williams
Daley	Kukovich	Roberts	Wogan
DeLuca	LaGrotta	Robinson	Wozniak
Dent	Laub	Rooney	Yandriasevits
Dermody	Laughlin	Rudy	Yewcic
Donatucci	Lederer	Santoni	
Evans	Lescovitz	Sather	DeWeese,
Fairchild	Levdansky	Saurman	Speaker

NAYS—70

Adolph	Farmer	Maitland	Ryan
Allen	Flick	Masland	Saylor
Barley	Gannon	Merry	Scheetz
Birmelin	Geist	Micozzie	Schuler
Blaum	Gerlach	Miller	Smith, B.
Carone	Godshall	Mundy	Smith, S. H.
Cawley	Hasay	Nailor	Steil
Chadwick	Hennessey	Nickol	Strittmatter
Civera	Herman	Nyce	Taylor, E. Z.
Clark	Hershey	Perzel	Tigue
Clymer	Jadlowiec	Pettit	Tomlinson
Conti	Jarolin	Pitts	True
Coy	King	Platts	Vance
Dempsey	Krebs	Raymond	Waugh
Druce	Lawless	Reinard	Wright, D. R.
Durham	Lee	Rohrer	Wright, M. N.
Egolf	Leh	Rubley	Zug
Fargo	Lynch		

NOT VOTING—3

Brown	James	Mehio
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EXCUSED—3

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

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

RESOLUTION

Mr. KASUNIC called up **HR 283, PN 3420**, entitled:

A Resolution congratulating the American Legion on the momentous occasion of its 75th Anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

Adolph	Fargo	Lloyd	Sather
Allen	Farmer	Lucyk	Saurman
Argall	Fee	Lynch	Saylor
Armstrong	Fichter	Maitland	Scheetz
Baker	Fleagle	Manderino	Schuler
Barley	Flick	Markosek	Scrimenti
Battisto	Freeman	Marsico	Semmel
Bebko-Jones	Gamble	Masland	Serafini

Belardi	Gannon	Mayernik	Smith, B.
Belfanti	Geist	McCall	Smith, S. H.
Birmelin	George	McGeehan	Snyder, D. W.
Bishop	Gerlach	McNally	Staback
Blaum	Gigliotti	Melio	Stairs
Boyes	Gladeck	Merry	Steelman
Brown	Godshall	Michlovic	Steighner
Bunt	Gordner	Micozzie	Steil
Burns	Gruitza	Mihalich	Stern
Butkovitz	Gruppo	Miller	Stetler
Buxton	Haluska	Mundy	Stish
Caltagirone	Hanna	Nailor	Strittmatter
Cappabianca	Harley	Nickol	Sturla
Carn	Hasay	Nyce	Surra
Carone	Hennessey	O'Brien	Tangretti
Cawley	Herman	Olasz	Taylor, E. Z.
Cessar	Hershey	Oliver	Taylor, J.
Chadwick	Hess	Perzel	Thomas
Civera	Hughes	Pesci	Tigue
Clark	Hutchinson	Petrarca	Tomlinson
Clymer	Itkin	Petrone	Trello
Cohen, L. I.	Jadlowiec	Pettit	Trich
Cohen, M.	James	Phillips	True
Colafiglia	Jarolin	Piccola	Tulli
Colaizzo	Josephs	Pistella	Uliana
Conti	Kaiser	Pitts	Vance
Cornell	Kasunic	Platts	Van Horne
Corrigan	Keller	Preston	Veon
Cowell	Kenney	Raymond	Vitali
Coy	King	Reber	Washington
Curry	Kirkland	Reinard	Waugh
Daley	Krebs	Richardson	Williams
DeLuca	Kukovich	Rieger	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	Rublely	Zug
Egolf	Leh	Rudy	
Evans	Lescovitz	Ryan	DeWeese,
Fairchild	Levdansky	Santoni	Speaker
Fajt			

NAYS—0

NOT VOTING—0

EXCUSED—3

Acosta Bush Roebuck

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

REMARKS BY MR. KASUNIC

The SPEAKER. On the American Legion resolution, the Chair recognizes the gentleman, Mr. Kasunic.

Mr. KASUNIC. Mr. Speaker, I thank you today for allowing me to rise with unanimous consent to make a few brief remarks concerning the American Legion. I do not know if you all are aware of this or not, but the American Legion is the largest veterans service organization anywhere in the world, and I think it is only fitting that we here today honor them on their 75th anniversary here in this country.

During its long history, the American Legion has represented the fine virtues such as patriotism, loyalty, and perseverance. Last month the American Legion celebrated its 75th anniversary.

The Legion was started by Theodore Roosevelt, Jr. They met in 1919 in France and had their first meeting here in America in St. Louis later that year. The American Legion has been chartered by the Congress of the United States as a patriotic and community service organization.

Since the early part of this century, members of the American Legion have returned home after fighting for their country to help rebuild the United States and to make our country as strong in peace as it was in war.

Many American Legion members are community leaders and volunteers. Since its initiation, the American Legion has been a leader in community service.

The Legion has a variety of youth programs, is well known for its blood drives, and most recently began a job training and job placement program for veterans.

American Legion members have given so selflessly all their lives, and they continue to be active members of their communities. These members deserve our thanks.

I thank my colleagues in honoring the American Legion on its 75th anniversary. Thank you very much, Mr. Speaker.

AMERICAN LEGION DEPARTMENT ADJUTANT PRESENTED

The SPEAKER. We are honored today to have the Department Adjutant of the American Legion here with us from our State, and to introduce him and to make a few remarks, the chairman of our Veterans Committee, Representative Ed Lucyk; 75th anniversary of the American Legion.

Mr. LUCYK. Thank you, Mr. Speaker.

As chairman of the House Military and Veterans Affairs Committee, I would like to also extend my congratulations to the American Legion on its 75th anniversary, and with that, I would like to introduce the State Adjutant of the American Legion for a few remarks, Mr. Stanley Reinhard.

The SPEAKER. Just one thing before Mr. Reinhard speaks. I want everybody to know that he was an airborne ranger.

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

The honorable members of the House of Representatives, my fellow veterans, it is indeed a pleasure for me to stand before you on behalf of our Department Commander, James Comiskey, and the 270,000 members of the American Legion here in Pennsylvania to thank you for the honor you have bestowed upon us today. We are very proud of the actions of the House Military and Veterans Affairs Committee here in Pennsylvania, because under the leadership of Representative Lucyk and all the members of the committee, they have gone far above and beyond the call in assisting the veterans.

We offer to you, as veterans and as members of the American Legion, our complete support in all your future endeavors, and we thank you for the time, and God bless you.

Mr. Speaker, thank you.

The SPEAKER. The gentlelady from Philadelphia, Mrs. Lederer, is recognized. For what purpose does the gentlelady rise?

Mrs. LEDERER. For the American Legion resolution.

The SPEAKER. The lady is in order.

Mrs. LEDERER. Mr. Speaker, as a member of the American Legion Auxiliary Post 88, Elm Tree, Philadelphia, I add my congratulations to the Legion members on their 75th anniversary.

The SPEAKER. The Chair thanks the lady for her comments.

VOTE CORRECTION

The SPEAKER. The gentleman from Bucks, Mr. Melio.

Mr. MELIO. Mr. Speaker, to correct the record, please.

The SPEAKER. The gentleman is in order.

Mr. MELIO. On HB 358, final passage, please record me in the affirmative.

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

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2032**, **PN 3374**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, to sell and convey to Daniel J. Kelleher certain excess land situate in the Township of Newton, Lackawanna County; authorizing the Department of General Services, with the approval of the Governor, to grant and convey tracts of land situate in East Vincent Township, Chester County, Pennsylvania; and making a repeal.

On the question,

Will the House agree to the bill on third consideration?

Mr. O'BRIEN offered the following amendment No. A1370:

Amend Title, page 1, line 8, by inserting after "PENNSYLVANIA," authorizing and directing the Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, to convey tracts of land situate in the City of Philadelphia, Philadelphia County;

Amend Bill, page 9, by inserting between lines 2 and 3 Section 3. Conveyance in Philadelphia County.

(a) Programs for Exceptional People.—The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Programs for Exceptional People, for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot and building known as 1200-2-4-6-8 South Broad Street, southwest corner of Federal Street through to Carlisle Street with dimensions of 125 feet on Broad Street by 178 feet 2 5/8 inches on Federal Street by 133 feet 8 inches on Carlisle Street located in the City of Philadelphia, Philadelphia County.

Containing 23,015 square feet.

(b) Catchment Areas, Inc.—The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to 5A and 6C Catchment Areas, Inc., for a consideration of \$1, the following improved tracts of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All those two certain lots or pieces of ground with the improvements thereon, situate on the northeasterly corner of Germantown Avenue and Lycoming Street (formerly Barr Street) formerly in the 13th Ward of the City of Philadelphia.

Containing together in front or breadth on Germantown Avenue 80 feet (each lot 40 feet) extending in length or depth east of that width on the southerly line thereof along the said Lycoming Street 231 feet 9 1/4 inches and on the northerly line thereof 230 feet to Nice Street.

Being formerly numbered as 4001-03-05-97 Germantown Avenue 1453 to and including 1463 West Lycoming Avenue and 4004 and 4006 North Nice Street.

All that certain lot or piece of ground with the improvements thereon situate formerly in the 13th Ward of the City of Philadelphia aforesaid and described according to a survey thereof made by Walter Brinton, Surveyor and Regulator of the Fifth District, on November 24, 1905, as follows, to wit:

Beginning at the former line of the northeast side of Germantown Avenue at the distance of 80 feet northwestward from the northwest side of Lycoming Street; thence extending north 69 degrees 37 minutes 22 seconds east partly through the center of a party wall of this and the adjoining premises to the south 103 feet to a point; thence extending north 20 degrees 22 minutes 38 seconds west along the line of other property now or late of Anthony Ziernecki and Mary Ziernecki, his wife, 16 feet to a point; thence extending south 69 degrees 37 minutes 22 seconds west along the southernmost side of a certain four-foot wide all laid out for the use in common of the owners and occupiers of this property and the adjoining property in the rear, 103 feet to the former line of the northeast side of said Germantown Avenue; thence extending along the same south 20 degrees 22 minutes 38 seconds east 16 feet to the place of beginning.

Together with the free and common use, right, liberty and privilege of the aforesaid alley as and for a passageway and watercourse at all times hereafter forever.

Being formerly 4009 Germantown Avenue.

All that certain lot or piece of ground with the buildings and improvements thereon erected.

Situate in the 13th Ward of the City of Philadelphia on the northeast side of Germantown Avenue at the distance of 100 feet, north from the north side of Bay or Luzerne (now Lycoming) Street.

Containing in front or breadth on said Germantown Avenue, 64 feet and extending northeastward between parallel lines at right angles to said Germantown Avenue, 105 feet.

Being formerly 4011-4013-4015-4017 Germantown Avenue.

(c) Jewish Employment and Vocational Services.—The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Jewish Employment and Vocational Services, for a consideration of \$1, the following improved tracts of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground (heretofore described for purposes of conveyances as two lots) with the buildings and improvements thereon, erected, situate on the southeast side of Cheltenham Avenue at the distance of 48 feet northeastwardly from the northeasterly side of Morris Street, in the 22nd Ward of the City of Philadelphia.

Containing in front or breadth on the said southeast side of Cheltenham Avenue 70 feet and extending of that width southeastwardly in length or depth between parallel lines at right angles to said Cheltenham Avenue on the southwest line 145 feet 3

3/4 inches and on the northeast line 145 feet 6 inches to Woodlawn Avenue (formerly known as Bexley Street).

Being known as numbers 328-30 West Cheltenham Avenue.

All that certain lot or piece of ground with the messuage or tenement thereon erected, together with all outbuildings, situate on the southeasterly side of Cheltenham Avenue and the Northeasterly side of Morris Street, in the 22nd Ward of the City of Philadelphia.

Containing in front or breadth on the said southeasterly side of Cheltenham Avenue, 48 feet and extending in length or depth southeasterly along the said northeasterly side of Morris Street, 145 feet and 2 1/4 inches to Maplewood Avenue (now known as Woodlawn Avenue) and the northeasterly line of the lot extends at right angles to the aforesaid Cheltenham Avenue southeasterly a distance of 145 feet 3 3/4 inches to Maplewood Avenue (now known as Woodlawn Avenue) aforesaid; bounded northwestwardly by said Cheltenham Avenue, northeasterly by ground now or late of William Pettibone, southeasterly by Maplewood Avenue (now known as Woodlawn Avenue) aforesaid and southwestwardly by the said Morris Street, being known as number 332 W. Cheltenham Avenue.

(d) Community Organization for Mental Health and Retardation, Inc.—The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Community Organization for Mental Health and Retardation, Inc., for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground, situate in the 33rd Ward of the City of Philadelphia, bounded and described in accordance with a survey and plan thereof made by William F. Bispels, Jr., Surveyor and Regulator of the 5th Survey District, on May 25, 1961.

Beginning at a point on the east side of Whitaker Avenue (108 feet wide), at the distance of 102 feet 6 5/8 inches north from the P.C. of a 100 feet radius at the northeast corner of Whitaker Avenue (108 feet wide) and Erie Avenue (100 feet wide) said P.C. point being located on a tangent of 141.213 feet north of Erie Avenue; thence extending north 30 degrees 44 minutes 30 seconds east, along the east side of Whitaker Avenue, a distance of 227 feet to a point; thence extending south 59 degrees 15 minutes 30 seconds east, a distance of 80 feet to a point; thence extending north 30 degrees 44 minutes 30 seconds east, a distance of 11 feet 7 1/4 inches to a point; thence extending south 59 degrees 15 minutes 30 seconds east, a distance of 255 feet to a point on west right-of-way line of the Philadelphia, Bustleton and Trenton Branch connecting railroad; thence extending south 30 degrees 44 minutes 30 seconds west, along the said right-of-way line, a distance of 17 feet 1 7/8 inches to a point of curve; thence extending on a curve to the right with a radius of 1840.317 feet, still along said right-of-way line, a distance of 104 feet 7 5/8 inches to a point; thence extending north 78 degrees 39 minutes west, a distance of 351 feet 11 7/8 inches to a point on the east side of Whitaker Avenue and place of beginning.

Containing therein in area 59,150 square feet.

(e) Philadelphia Elwyn.—The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Philadelphia Elwyn, for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground with the messuage or tenement and improvements thereon erected, situate in the 6th Ward of the City of Philadelphia.

Beginning at the southeast corner of Baring Street and 41st Street, and extending thence southward along the east line of 41st Street 200 feet; thence eastward on a line at a right angle with the said 41st Street 179 feet 10 1/2 inches to Budd Street; thence northward along the west side of the said Budd Street 206 feet and 6 1/2 inches to Baring Street; and thence westward along the south side of the said Baring Street 179 feet 11 7/8 inches to the

place of beginning. The main building thereon being known as No. 321 N. 41st Street.

Being the same premises which The Western Home for Children in Philadelphia, a Pennsylvania nonprofit corporation, by deed dated October 14, 1946, and recorded in Philadelphia County in Deed Book C.J.P. 1853, page 508, conveyed unto Bureau for Colored Children, a Pennsylvania nonprofit corporation, its successors and assigns. And the said Bureau for Colored Children by petition for articles of amendment dated February 28, 1955 and filed in Charter Book No. 161 of 078, petitioned to change its name to Bureau for Child Care and said articles of amendment were granted by final decree dated May 31, 1955, in CP2 September 1929 No. 8168.

(f) Special People In Northeast.—The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Special People In Northeast, for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground situate in the 66th Ward of the City of Philadelphia, described according to a Plan of Property Parcel No. 11 Tract "C" made for Philadelphia Industrial Development Corporation by John J. McDevitt, Surveyor and Regulator of the 4th District, dated December 2, 1966, to wit:

Beginning at a point on the northwest side of Norcom Road (96 feet wide) at the distance of 300.473 feet south 48 degrees 24 minutes 47 seconds west along said side of Norcom Road from its intersection as produced with the southwest side of Comely Road (96 feet wide); as produced; thence from said point of beginning along said side of Norcom Road south 48 degrees 24 minutes 47 seconds west 300 feet to a point; thence leaving Norcom Road north 41 degrees 35 minutes 13 seconds west 475 feet to a point; thence north 48 degrees 24 minutes 47 seconds east 300 feet to a point; thence south 41 degrees 35 minutes 13 seconds east 475 feet to the first mentioned point and place of beginning.

Containing 3.2713 acres.

Subject to a limiting aerial elevation of +265 of the North Philadelphia Airport.

Subject to a 4-foot wide utility easement along the full frontage of Norcom Road.

(g) Easements generally.—Each conveyance shall be made under and subject to all easements, servitude and rights of others, including, but not confined to, streets, roadways and rights of telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

(h) Utilization of proceeds.—Each deed of conveyance shall contain a clause providing that any income or proceeds derived from the building situated on the tract of land described in this section shall be utilized for the expansion and/or enhancement of the Community Mental Retardation Services. The proposed utilization of funds shall be determined by the Regional Program Manager of the Department of Public Welfare, Office of Mental Retardation and the Philadelphia County Mental Retardation Administrator. The Secretary of Public Welfare shall give written approval of the planned expenditures. Each deed shall also contain a clause that the grantee shall obtain the prior written approval of the Secretary of General Services and the Secretary of Public Welfare before selling or otherwise transferring the property to any other person.

(i) Approval and execution of deed.—Each deed of conveyance shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth.

(j) Costs and fees.—Costs and fees incidental to each conveyance shall be borne by the grantee.

Amend Sec. 3, page 9, line 3, by striking out "3" and inserting

Amend Sec. 4, page 9, line 9, by striking out "4" and inserting

5

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

The SPEAKER. On the amendment, Mr. O'Brien is recognized.

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

Act 256 was initiated to provide program space to facilitate the Pennhurst dispersal within the southeast region of the State. DGS (Department of General Services) purchased either land for new construction or existing buildings for renovation. At the time the program was conceived, all day programs for the mentally retarded took place in congregated centers. In recent years, program philosophy and State Office of Mental Retardation policy has shifted towards competitive employment and other individualized services. All county programs are decreasing reliance on facility-based programs, making some buildings obsolete. In addition, some of the space, as originally designed and renovated, no longer meets program needs.

The transfer of title from the Commonwealth to provider agencies will allow the agencies to fully integrate its day-care service to severely and profoundly retarded individuals.

At the present time, the Commonwealth is in violation of a Federal court order issued by Judge Raymond Broderick on March 28, 1994. As a result of the closing of the Pennhurst State School, a number of individuals who were deinstitutionalized are still receiving day services in segregated settings.

Mr. Speaker, I ask for your support of this amendment.
The SPEAKER. The Chair thanks Mr. O'Brien.

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

The following roll call was recorded:

YEAS—199

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

Cawley	Herman	Olasz	Taylor, E. Z.
Cessar	Hershey	Oliver	Taylor, J.
Chadwick	Hess	Perzel	Thomas
Civera	Hughes	Pesci	Tigue
Clark	Hutchinson	Petrarca	Tomlinson
Clymer	Itkin	Petrone	Trello
Cohen, L. I.	Jadlowiec	Pettit	Trich
Cohen, M.	James	Phillips	True
Colafella	Jarolin	Piccola	Tulli
Colaizzo	Josephs	Pistella	Uliana
Conti	Kaiser	Pitts	Vance
Cornell	Kasunic	Platts	Van Horne
Corrigan	Keller	Preston	Veon
Cowell	Kenney	Raymond	Vitali
Coy	King	Reber	Washington
Curry	Kirkland	Reinard	Waugh
Daley	Krebs	Richardson	Williams
DeLuca	Kukovich	Rieger	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
Fajt			

NAYS—0

NOT VOTING—0

EXCUSED—3

Acosta Bush Roebuck

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. LYNCH offered the following amendment No. A1408:

Amend Title, page 1, line 8, by inserting after "PENNSYLVANIA;"
authorizing the Department of General Services, with the approval of the Governor, to convey a parcel of land situate in Conewango Township, Warren County;

Amend Bill, page 9, by inserting between lines 2 and 3
Section 3. Conveyance in Warren County.

(a) Authorization.—The Department of General Services, with the approval of the Governor, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to join with Conewango Township in Warren County, in the conveyance of a parcel of land situate in Conewango Township, Warren County, to Lois Straziser, for the fair market value of the land to be determined by an independent appraiser approved by the Department of General Services.

(b) Description.—The land to be conveyed is as follows:

All that certain piece or parcel of land situate in the Township of Conewango, Warren County, Commonwealth of Pennsylvania, and being more particularly bounded and described as follows:

Commencing at an iron pipe in the southerly right-of-way line of Main Street Extension said pipe marking the northwest corner of premises owned by Lois Straziser, thence south 31 degrees 28 minutes west 145.18 feet to an iron pipe, thence north 54 degrees 32 minutes west 93.29 feet to an iron pipe, thence

north 28 degrees 36 minutes 13 seconds east 138.85 feet to an iron pipe in the southerly right-of-way line of Main Street Extension, thence along said southerly right-of-way line south 58 degrees 32 minutes east 100 feet to the place of beginning.

Containing .3143 acre of land, more or less.

Being a part of the same land which the Commonwealth of Pennsylvania conveyed to the Township of Conewango, Warren County, Pennsylvania, pursuant to a deed dated April 10, 1974, and recorded in the Warren County Recorder's Office in Deed Book 383, page 734, title to which reverts to the Commonwealth of Pennsylvania when the grantee, Conewango Township, Warren County, ceases to use the property for public purposes.

(c) Easements.—The conveyance shall be made under and subject to all easements, servitudes and rights of others, including, but not confined to, streets, roadways and rights of telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

(d) Deed.—The deed of conveyance shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

(e) Consideration.—The Commonwealth of Pennsylvania and Conewango Township shall each receive one-half the amount of the consideration paid by the grantee.

(f) Waiver.—The joinder in the deed by the Department of General Services shall waive any right, title or interest the Commonwealth of Pennsylvania may have in the tract of land described herein pursuant to section 2 of the act of January 23, 1974 (P.L.7, No.3), entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Public Welfare to sell and convey to the Township of Conewango, Warren County, a certain lot or tract of land containing 12 acres more or less in Conewango Township, Warren County."

(g) Costs.—Costs and fees incidental to the conveyance shall be borne by the grantee.

Amend Sec. 3, page 9, line 3, by striking out "3" and inserting

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Amend Sec. 4, page 9, line 9, by striking out "4" and inserting

5

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, Mr. Lynch is recognized.

Mr. LYNCH. Thank you, Mr. Speaker.

It is a simple land conveyance for fair market value. I ask that the members vote in the affirmative.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—199

Adolph	Fargo	Lloyd	Sather
Allen	Farmer	Lucyk	Saurman
Argall	Fee	Lynch	Saylor
Armstrong	Fichter	Maitland	Scheetz
Baker	Fleagle	Manderino	Schuler
Barley	Flick	Markosek	Scrimenti
Battisto	Freeman	Marsico	Semmel
Bebko-Jones	Gamble	Masland	Serafini
Belardi	Gannon	Mayernik	Smith, B.

Belfanti	Geist	McCall	Smith, S. H.
Birmelin	George	McGeehan	Snyder, D. W.
Bishop	Gerlach	McNally	Staback
Blaum	Gigliotti	Melio	Stairs
Boyes	Gladeck	Merry	Steelman
Brown	Godshall	Michlovic	Steighner
Bunt	Gordner	Micozzie	Steil
Burns	Gruitza	Mihalich	Stern
Butkowitz	Gruppo	Miller	Stetler
Buxton	Haluska	Mundy	Stish
Caltagirone	Hanna	Nailor	Strittmatter
Cappabianca	Harley	Nickol	Sturla
Carn	Hasay	Nyce	Surra
Carone	Hennessey	O'Brien	Tangretti
Cawley	Herman	Olasz	Taylor, E. Z.
Cessar	Hershey	Oliver	Taylor, J.
Chadwick	Hess	Perzel	Thomas
Civera	Hughes	Pesci	Tigue
Clark	Hutchinson	Petrarca	Tomlinson
Clymer	Itkin	Petrone	Trello
Cohen, L. I.	Jadlowiec	Pettit	Trich
Cohen, M.	James	Phillips	True
Colafella	Jarolin	Piccola	Tulli
Colaizzo	Josephs	Pistella	Uliana
Conti	Kaiser	Pitts	Vance
Cornell	Kasunic	Platts	Van Horne
Corrigan	Keller	Preston	Veon
Cowell	Kenney	Raymond	Vitali
Coy	King	Reber	Washington
Curry	Kirkland	Reinard	Waugh
Daley	Krebs	Richardson	Williams
DeLuca	Kukovich	Rieger	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	Rublely	Zug
Egolf	Leh	Rudy	
Evans	Lescovitz	Ryan	DeWeese,
Fairchild	Levdansky	Santoni	Speaker
Fajt			

NAYS—0

NOT VOTING—0

EXCUSED—3

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—198

Adolph	Fajt	Lloyd	Sather
Allen	Fargo	Lucyk	Saurman

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

NAYS—0

NOT VOTING—1

James

EXCUSED—3

Acosta	Bush	Roebuck
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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 2033, PN 2503**, entitled:

A Supplement to the act of June 27, 1974 (P.L.384, No.131), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, to convey 100 acres of land, more or less, situate in the Township of South Abington, Lackawanna County, Commonwealth of Pennsylvania, to the Township of Abington, the Borough of Clarks Green, the Borough of Clarks Summit, the Township of Glenburn, and the Township of South Abington, for a recreation site," authorizing Abington Township to convey its interest in the property to the other grantees.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Acosta	Bush	Roebuck
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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 2348, PN 2940**, entitled:

An Act authorizing the release of Project 500 restrictions imposed on certain lands owned by the Borough of Grove City, Mercer County.

On the question,

Will the House agree to the bill on third consideration?

Mr. O'BRIEN offered the following amendment No. A1369:

Amend Title, page 1, line 1, by striking out "Authorizing" and inserting

Authorizing and directing the Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, to convey tracts of land situate in the City of Philadelphia, Philadelphia County; and authorizing Amend Bill, page 1, by inserting between lines 5 and 6

Section 1. (a) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Programs for Exceptional People, for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot and building known as 1200-2-4-6-8 South Broad Street, southwest corner of Federal Street through to Carlisle Street with dimensions of 125 feet on Broad Street by 178 feet 2 5/8 inches on Federal Street by 133 feet 8 inches on Carlisle Street located in the City of Philadelphia, Philadelphia County.

Containing 23,015 square feet.

(b) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to 5A and 6C Catchment Areas, Inc., for a consideration of \$1, the following improved tracts of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All those two certain lots or pieces of ground with the improvements thereon, situate on the northeasterly corner of Germantown Avenue and Lycoming Street (formerly Barr Street) formerly in the 13th Ward of the City of Philadelphia.

Containing together in front or breadth on Germantown Avenue 80 feet (each lot 40 feet) extending in length or depth east of that width on the southerly line thereof along the said

Lycoming Street 231 feet 9 1/4 inches and on the northerly line thereof 230 feet to Nice Street.

Being formerly numbered as 4001-03-05-97 Germantown Avenue 1453 to and including 1463 West Lycoming Avenue and 4004 and 4006 North Nice Street.

All that certain lot or piece of ground with the improvements thereon situate formerly in the 13th Ward of the City of Philadelphia aforesaid and described according to a survey thereof made by Walter Brinton, Surveyor and Regulator of the Fifth District, on November 24, 1905, as follows, to wit:

Beginning at the former line of the northeast side of Germantown Avenue at the distance of 80 feet northwestward from the northwest side of Lycoming Street; thence extending north 69 degrees 37 minutes 22 seconds east partly through the center of a party wall of this and the adjoining premises to the south 103 feet to a point; thence extending north 20 degrees 22 minutes 38 seconds west along the line of other property now or late of Anthony Ziernecki and Mary Ziernecki, his wife, 16 feet to a point; thence extending south 69 degrees 37 minutes 22 seconds west along the southernmost side of a certain four-foot wide all laid out for the use in common of the owners and occupiers of this property and the adjoining property in the rear, 103 feet to the former line of the northeast side of said Germantown Avenue; thence extending along the same south 20 degrees 22 minutes 38 seconds east 16 feet to the place of beginning.

Together with the free and common use, right, liberty and privilege of the aforesaid alley as and for a passageway and watercourse at all times hereafter forever.

Being formerly 4009 Germantown Avenue.

All that certain lot or piece of ground with the buildings and improvements thereon erected.

Situate in the 13th Ward of the City of Philadelphia on the northeast side of Germantown Avenue at the distance of 100 feet, north from the north side of Bay or Luzerne (now Lycoming) Street.

Containing in front or breadth on said Germantown Avenue, 64 feet and extending northeastward between parallel lines at right angles to said Germantown Avenue, 105 feet.

Being formerly 4011-4013-4015-4017 Germantown Avenue.

(c) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Jewish Employment and Vocational Services, for a consideration of \$1, the following improved tracts of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground (heretofore described for purposes of conveyances as two lots) with the buildings and improvements thereon, erected, situate on the southeast side of Cheltenham Avenue at the distance of 48 feet northeastwardly from the northeasterly side of Morris Street, in the 22nd Ward of the City of Philadelphia.

Containing in front or breadth on the said southeast side of Cheltenham Avenue 70 feet and extending of that width southeastwardly in length or depth between parallel lines at right angles to said Cheltenham Avenue on the southwest line 145 feet 3 3/4 inches and on the northeast line 145 feet 6 inches to Woodlawn Avenue (formerly known as Bexley Street).

Being known as numbers 328-30 West Cheltenham Avenue.

All that certain lot or piece of ground with the message or tenement thereon erected, together with all outbuildings, situate on the southeasterly side of Cheltenham Avenue and the Northeasterly side of Morris Street, in the 22nd Ward of the City of Philadelphia.

Containing in front or breadth on the said southeasterly side of Cheltenham Avenue, 48 feet and extending in length or depth southeastwardly along the said northeasterly side of Morris Street, 145 feet and 2 1/4 inches to Maplewood Avenue (now known as Woodlawn Avenue) and the northeasterly line of the lot extends at right angles to the aforesaid Cheltenham Avenue southeastwardly a distance of 145 feet 3 3/4 inches to Maplewood Avenue (now known as Woodlawn Avenue) aforesaid; bounded northwestwardly

by said Cheltenham Avenue, northeastwardly by ground now or late of William Pettibone, southeastwardly by Maplewood Avenue (now known as Woodlawn Avenue) aforesaid and southwestwardly by the said Morris Street, being known as number 332 W. Cheltenham Avenue.

(d) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Community Organization for Mental Health and Retardation, Inc., for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground, situate in the 33rd Ward of the City of Philadelphia, bounded and described in accordance with a survey and plan thereof made by William F. Bispels, Jr., Surveyor and Regulator of the 5th Survey District, on May 25, 1961.

Beginning at a point on the east side of Whitaker Avenue (108 feet wide), at the distance of 102 feet 6 5/8 inches north from the P.C. of a 100 feet radius at the northeast corner of Whitaker Avenue (108 feet wide) and Erie Avenue (100 feet wide) said P.C. point being located on a tangent of 141.213 feet north of Erie Avenue; thence extending north 30 degrees 44 minutes 30 seconds east, along the east side of Whitaker Avenue, a distance of 227 feet to a point; thence extending south 59 degrees 15 minutes 30 seconds east, a distance of 80 feet to a point; thence extending north 30 degrees 44 minutes 30 seconds east, a distance of 11 feet 7 1/4 inches to a point; thence extending south 59 degrees 15 minutes 30 seconds east, a distance of 255 feet to a point on west right-of-way line of the Philadelphia, Bustleton and Trenton Branch connecting railroad; thence extending south 30 degrees 44 minutes 30 seconds west, along the said right-of-way line, a distance of 17 feet 1 7/8 inches to a point of curve; thence extending on a curve to the right with a radius of 1840.317 feet, still along said right-of-way line, a distance of 104 feet 7 5/8 inches to a point; thence extending north 78 degrees 39 minutes west, a distance of 351 feet 11 7/8 inches to a point on the east side of Whitaker Avenue and place of beginning.

Containing therein in area 59,150 square feet.

(e) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Philadelphia Elwyn, for a consideration of \$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground with the message or tenement and improvements thereon erected, situate in the 6th Ward of the City of Philadelphia.

Beginning at the southeast corner of Baring Street and 41st Street, and extending thence southward along the east line of 41st Street 200 feet; thence eastward on a line at a right angle with the said 41st Street 179 feet 10 1/2 inches to Budd Street; thence northward along the west side of the said Budd Street 206 feet and 6 1/2 inches to Baring Street; and thence westward along the south side of the said Baring Street 179 feet 11 7/8 inches to the place of beginning. The main building thereon being known as No. 321 N. 41st Street.

Being the same premises which The Western Home for Children in Philadelphia, a Pennsylvania nonprofit corporation, by deed dated October 14, 1946, and recorded in Philadelphia County in Deed Book C.J.P. 1853, page 508, conveyed unto Bureau for Colored Children, a Pennsylvania nonprofit corporation, its successors and assigns. And the said Bureau for Colored Children by petition for articles of amendment dated February 28, 1955 and filed in Charter Book No. 161 of 078, petitioned to change its name to Bureau for Child Care and said articles of amendment were granted by final decree dated May 31, 1955, in CP2 September 1929 No. 8168.

(f) The Department of General Services, with the approval of the Governor and the Secretary of Public Welfare, is hereby authorized and directed on behalf of the Commonwealth to grant and convey to Special People In Northeast, for a consideration of

\$1, the following improved tract of land situate in the City of Philadelphia, Philadelphia County, bounded and described as follows:

All that certain lot or piece of ground situate in the 66th Ward of the City of Philadelphia, described according to a Plan of Property Parcel No. 11 Tract "C" made for Philadelphia Industrial Development Corporation by John J. McDevitt, Surveyor and Regulator of the 4th District, dated December 2, 1966, to wit:

Beginning at a point on the northwest side of Norcom Road (96 feet wide) at the distance of 300.473 feet south 48 degrees 24 minutes 47 seconds west along said side of Norcom Road from its intersection as produced with the southwest side of Comely Road (96 feet wide); as produced; thence from said point of beginning along said side of Norcom Road south 48 degrees 24 minutes 47 seconds west 300 feet to a point; thence leaving Norcom Road north 41 degrees 35 minutes 13 seconds west 475 feet to a point; thence north 48 degrees 24 minutes 47 seconds east 300 feet to a point; thence south 41 degrees 35 minutes 13 seconds east 475 feet to the first mentioned point and place of beginning.

Containing 3.2713 acres.

Subject to a limiting aerial elevation of +265 of the North Philadelphia Airport.

Subject to a 4-foot wide utility easement along the full frontage of Norcom Road.

Section 2. Each conveyance shall be made under and subject to all easements, servitude and rights of others, including, but not confined to, streets, roadways and rights of telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

Section 3. Each deed of conveyance shall contain a clause providing that any income or proceeds derived from the building situated on the tract of land described in section 1 shall be utilized for the expansion and/or enhancement of the Community Mental Retardation Services. The proposed utilization of funds shall be determined by the Regional Program Manager of the Department of Public Welfare, Office of Mental Retardation and the Philadelphia County Mental Retardation Administrator. The Secretary of Public Welfare shall give written approval of the planned expenditures. Each deed shall also contain a clause that the grantee shall obtain the prior written approval of the Secretary of General Services and the Secretary of Public Welfare before selling or otherwise transferring the property to any other person.

Section 4. Each deed of conveyance shall be approved as provided by law and shall be executed by the Secretary of General Services in the name of the Commonwealth.

Section 5. Costs and fees incidental to each conveyance shall be borne by the grantee.

Amend Sec. 1, page 1, line 6, by striking out "1" and inserting

6

Amend Sec. 2, page 2, line 11, by striking out "2" and inserting

7

Amend Sec. 3, page 2, line 21, by striking out "3" and inserting

8

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

The following roll call was recorded:

YEAS—198

Adolph	Fajt	Levdansky	Sather
Allen	Fargo	Lloyd	Saurman
Argall	Farmer	Lucyk	Saylor
Armstrong	Fee	Lynch	Scheetz
Baker	Fichter	Maitland	Schuler
Barley	Fleagle	Manderino	Scrimenti

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

NAYS—0

NOT VOTING—1

Phillips

EXCUSED—3

Acosta Bush Roebuck

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Acosta Bush Roebuck

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.

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I move for an immediate suspension of the rules for the consideration of three resolutions — HR 297, HR 294, HR 293.

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

The following roll call was recorded:

YEAS—198

Adolph	Fajt	Lloyd	Sather
Allen	Fargo	Lucyk	Saurman
Argall	Farmer	Lynch	Saylor
Armstrong	Pee	Maitland	Scheetz
Baker	Fichter	Manderino	Schuler
Barley	Fleagle	Markosek	Scrimanti
Battisto	Flick	Marsico	Semmel
Bebko-Jones	Freeman	Masland	Serafini
Belardi	Gamble	Mayernik	Smith, B.
Belfanti	Gannon	McCall	Smith, S. H.
Birmelin	Geist	McGeehan	Snyder, D. W.
Bishop	George	McNally	Staback
Blaum	Gerlach	Melio	Stairs
Boyes	Gigliotti	Merry	Steelman
Brown	Gladeck	Michlovic	Steighner
Bunt	Godshall	Micozzie	Steil
Burns	Gordner	Mihalich	Stern
Butkowitz	Gruiza	Miller	Stetler
Buxton	Gruppo	Mundy	Stish
Caltagirone	Haluska	Nailor	Strittmatter
Cappabianca	Harley	Nickol	Sturla
Carn	Hasay	Nyce	Surra
Carone	Hennessey	O'Brien	Tangretti
Cawley	Herman	Olasz	Taylor, E. Z.
Cessar	Hershey	Oliver	Taylor, J.
Chadwick	Hess	Perzel	Thomas
Civera	Hughes	Pesci	Tigue
Clark	Hutchinson	Petrarca	Tominson
Clymer	Itkin	Petrone	Trello
Cohen, L. I.	Jadlowiec	Pettit	Trich
Cohen, M.	James	Phillips	True
Colafella	Jarolin	Piccola	Tulli
Colaizzo	Josephs	Pistella	Uliana
Conti	Kaiser	Pitts	Vance
Cornell	Kasunic	Platts	Van Horne
Corrigan	Keller	Preston	Veon
Cowell	Kenney	Raymond	Vitali
Coy	King	Reber	Washington
Curry	Kirkland	Reinard	Waugh
Daley	Krebs	Richardson	Williams
DeLuca	Kukovich	Rieger	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	Lec	Rublely	Zug
Egolf	Leh	Rudy	
Evans	Lescovitz	Ryan	DeWeese,
Fairchild	Levdansky	Santoni	Speaker

NAYS—0

NOT VOTING—1

Hanna

EXCUSED—3

Acosta Bush Roebuck

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

RESOLUTIONS

The SPEAKER. HR 293. The gentleman, Mr. Curry, brings up the resolution.

The following resolution was read:

House Resolution No. 293

A RESOLUTION

Designating the week of April 17 through 23, 1994, as "Week of the Young Child" in Pennsylvania.

WHEREAS, The Pennsylvania Department of Education, the Pennsylvania Public Television Network Commission, the Governor's Policy Office, Pennsylvania Head Start, Pennsylvania intermediate units, the Harrisburg Patriot-News, the Pennsylvania Association of Child Care Agencies, the Pennsylvania Association for the Education of Young Children, the Pennsylvania Department of Public Welfare, the Pennsylvania Newspaper Association and Pennsylvania school districts are observing "Week of the Young Child" from April 17 through 23, 1994; and

WHEREAS, By calling attention to the need for high-quality early childhood services for all children and families within this Commonwealth, these groups hope to improve the quality and availability of such services; and

WHEREAS, The future of this Commonwealth depends on the quality of the early childhood experiences provided to young children today; and

WHEREAS, High-quality early childhood services represent a worthy commitment to our children's future; therefore be it

RESOLVED, That the House of Representatives designate the week of April 17 through 23, 1994, as "Week of the Young Child" in Pennsylvania, express its support of "Week of the Young Child" activities and urge all citizens to recognize and support the needs of young children throughout this Commonwealth.

Lawrence H. Curry
John W. Fichter
Lynn B. Herman
David J. Steil
Richard J. Cessar
Kathy M. Manderino
Robert E. Nyce
Dante Santoni, Jr.
Thomas W. Dempsey
Katie True
Elinor Z. Taylor
Sheila M. Miller
Jere W. Schuler
Frank J. Gigliotti
Todd R. Platts
Victor John Lescovitz
Matthew E. Baker
Richard A. Geist
T. J. Rooney
Anthony J. Melio
Carole A. Rubley
Joseph W. Battisto

Babette Josephs
 David G. Argall
 Frank A. Serafini
 John R. Gordner
 Thomas C. Corrigan, Sr.
 Dick L. Hess
 Phyllis Mundy
 Ronald R. Cowell
 Frank W. Yandrisevits
 Thomas E. Armstrong
 Susan Laughlin
 Anthony M. DeLuca
 P. Michael Sturla
 Jerry A. Stern
 Elaine F. Farmer
 Andrew J. Carn
 Marie A. Lederer
 Richard A. Kasunic
 Lita Indzel Cohen
 Frank J. Pistella
 Stephen R. Maitland
 Matthew N. Wright
 Jeffrey W. Coy
 Edward H. Krebs
 Timothy L. Pesci
 Jerry L. Nailor
 Bruce Smith
 Fred Belardi
 Jess M. Stairs
 Martin L. Laub
 Stanley E. Saylor
 Lawrence Roberts
 Jim Lynch
 Fred A. Trello
 Charles W. Dent
 George C. Hasay
 Richard D. Olasz
 Edward G. Staback
 Patrick E. Fleagle
 Michael L. Waugh
 Teresa E. Brown
 John N. Wozniak
 Merle H. Phillips
 George T. Kenney, Jr.
 George E. Saurman
 David Orr King
 Peter J. Zug
 Robert M. Tomlinson
 Robert E. Belfanti, Jr.

On the question,
 Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Adolph	Fargo	Lloyd	Sather
Allen	Farmer	Lucyk	Saurman
Argall	Fee	Lynch	Saylor
Armstrong	Fichter	Maitland	Scheetz
Baker	Fleagle	Manderino	Schuler
Barley	Flick	Markosek	Scrimenti
Battisto	Freeman	Marsico	Semmel
Belardi	Gamble	Masland	Serafini
Belfanti	Gannon	Mayernik	Smith, B.
Birmelin	Geist	McCall	Smith, S. H.
Bishop	George	McGeehan	Snyder, D. W.
Blaum	Gerlach	McNally	Staback
Boyes	Gigliotti	Melio	Stairs
Brown	Gladeck	Merry	Steelman
Bunt	Godshall	Michlovic	Steighner

Burns	Gordner	Micozzie	Steil
Butkovitz	Gruitza	Mihalich	Stern
Buxton	Gruppo	Miller	Stetler
Caltagirone	Haluska	Mundy	Stish
Cappabianca	Hanna	Nailor	Strittmatter
Carn	Harley	Nickol	Sturla
Carone	Hasay	Nyce	Surra
Cawley	Hennessey	O'Brien	Tangretti
Cessar	Herman	Olasz	Taylor, E. Z.
Chadwick	Hershey	Oliver	Taylor, J.
Civera	Hess	Perzel	Thomas
Clark	Hughes	Pesci	Tigue
Clymer	Hutchinson	Petrarca	Tomlinson
Cohen, L. I.	Itkin	Petrone	Trello
Cohen, M.	Jadlowiec	Pettit	Trich
Colaella	James	Phillips	True
Colaizzo	Jarolin	Piccola	Tulli
Conti	Josephs	Pistella	Uliana
Cornell	Kaiser	Pitts	Vance
Corrigan	Kasunic	Platts	Van Horne
Cowell	Keller	Preston	Veon
Coy	Kenney	Raymond	Vitali
Curry	King	Reber	Washington
Daley	Kirkland	Reinard	Waugh
DeLuca	Krebs	Richardson	Williams
Dempsey	Kukovich	Rieger	Wogan
Dent	LaGrotta	Ritter	Wozniak
Dermody	Laub	Roberts	Wright, D. R.
Donatucci	Laughlin	Robinson	Wright, M. N.
Druce	Lawless	Rohrer	Yandrisevits
Durham	Lederer	Rooney	Yewcic
Egolf	Lee	Rubley	Zug
Evans	Leh	Rudy	
Fairchild	Lescovitz	Ryan	DeWeese,
Fajt	Levdansky	Santoni	Speaker

NAYS—0

NOT VOTING—1

Bebko-Jones

EXCUSED—3

Acosta Bush Roebuck

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

* * *

The SPEAKER. On HR 294, the gentleman, Mr. Curry, again brings up the resolution.

The following resolution was read:

House Resolution No. 294

A RESOLUTION

Congratulating the Jenkintown Times-Chronicle on its 100th birthday.

WHEREAS, On December 29, 1994, the Jenkintown Times-Chronicle will celebrate its 100th birthday; and

WHEREAS, The Jenkintown Times-Chronicle was the result of a merger between the Jenkintown Times and the Jenkintown Chronicle, which occurred on December 29, 1894; and

WHEREAS, The Times-Chronicle was purchased by Robinson Publishing Company in 1957 and became a division of Montgomery Newspapers; and

WHEREAS, The Times-Chronicle has won many national and State awards, including four sweepstakes awards in the Keystone Press Awards/PNPA Contest; and

WHEREAS, In 1991, the paper won a national award presented by the Suburban Newspapers of America for business coverage; and

WHEREAS, During the 1990's, the paper has won Keystone Press Awards for sports coverage, front page makeup and headlines, editorial writing, editorial cartoons, sports photography, best lifestyle section and news features; and

WHEREAS, The Times-Chronicle Newspaper Scholarship Contest, now in its 32nd year, has presented more than \$60,000 in scholarship awards to deserving high school seniors in Eastern Montgomery County; therefore be it

RESOLVED, That the House of Representatives congratulate the Jenkintown Times-Chronicle on its 100th birthday and wish it many more productive and successful years.

Lawrence H. Curry
Martin L. Laub
George E. Saurman

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Acosta Bush Roebuck

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

* * *

The SPEAKER. The gentleman from Allegheny County, Mr. Cowell, brings up HR 297.

The following resolution was read:

House Resolution No. 297

A RESOLUTION

Amending House Resolution No. 50, adopted March 30, 1993, entitled "A resolution directing the Education Committee of the House of Representatives to conduct a comprehensive review of vocational education programs," extending the period for the filing of the committee's report.

RESOLVED, That House Resolution No. 50, adopted March 30, 1993, be amended to read:

A RESOLUTION

Directing the Education Committee of the House of Representatives to conduct a comprehensive review of vocational education programs.

WHEREAS, Vocational education programs are an important component of Pennsylvania's diverse public educational system, financed each year by hundreds of millions of dollars in funding from Federal, State and school district resources; and

WHEREAS, Pennsylvania's future workforce needs likely will require a larger number of citizens who have vocational skills which can be acquired or improved through available public-funded vocational education programs; and

WHEREAS, There are increasingly varied approaches to prepare citizens of all ages for employment and career opportunities requiring specific vocational skills; therefore be it

RESOLVED, That the Education Committee of the House of Representatives is directed to conduct a comprehensive Statewide review and investigation of vocation education programs in Pennsylvania; and be it further

RESOLVED, That the Education Committee may hold hearings, take testimony and make its review and investigations at such places as it deems necessary in this Commonwealth. The chairman of the committee shall have the power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

RESOLVED, That the Education Committee shall review the current status of vocational education programs and consider methods to strengthen the Commonwealth's vocational education program system and enhance vocational education opportunities for residents of this Commonwealth; and be it further

RESOLVED, That the Education Committee shall report its findings and recommendations to the full House no later than [April] June 30, 1994.

Ronald R. Cowell

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—2

Kenney Wogan

EXCUSED—3

Acosta Bush Roebuck

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

The SPEAKER. There will be no further votes today.

RULES COMMITTEE MEETING

The SPEAKER. There is an immediate meeting of the Rules Committee, however, at the majority leader's podium.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Mr. Trich wishes to make an announcement. Mr. Trich is recognized.

Mr. TRICH. Thank you, Mr. Speaker.

There will also be an immediate meeting of the House Appropriations Committee in the majority caucus room.

The SPEAKER. An immediate meeting of the Appropriations Committee in the caucus room, Mr. Trich?

Immediate, House Appropriations.

DEMOCRATIC CAUCUS

The SPEAKER. The gentleman, Mr. Coy, for the purpose of an announcement.

Mr. COY. Thank you, Mr. Speaker.

The Democratic members will meet in caucus in the majority caucus room at the conclusion of the Appropriations meeting, which I assume will only take a few moments. So approximately at 3 o'clock, 3:05, a meeting of the Democratic Caucus in the majority caucus room.

The SPEAKER. The Chair thanks Mr. Coy.

Caucus, Democratic caucus at 3:05.

REPUBLICAN CAUCUS

The SPEAKER. Mr. Geist.

Mr. GEIST. Thank you, Mr. Speaker.

Likewise, the Republicans will caucus immediately upon the adjournment.

The SPEAKER. At 3:05, Republican caucus, Republican caucus room.

AGING AND YOUTH COMMITTEE MEETING

The SPEAKER. Mr. Blaum is recognized for an announcement.

Mr. BLAUM. Thank you, Mr. Speaker.

An immediate meeting of the Aging and Youth Committee in room 22, Capitol Annex.

The SPEAKER. Room 22, Capitol Annex, Aging and Youth, Blaum.

VOTE CORRECTION

The SPEAKER. Representative Teresa Brown.
Mrs. BROWN. Thank you, Mr. Speaker.
I would like to correct the record.

On final passage of HB 358, I would like to be recorded in the negative.

The SPEAKER. The gentlelady's remarks will be spread across the record.

Ms. Mundy, please approach the podium.

**THE SPEAKER PRO TEMPORE
(PHYLLIS MUNDY) PRESIDING**

VOTE CORRECTION

The SPEAKER pro tempore. The gentleman, Mr. Marsico, is recognized.

Mr. MARSICO. To correct the record.

I would like to be recorded in the affirmative on amendment 1393, HB 2329. Thank you.

The SPEAKER pro tempore. The gentleman's remarks will be spread across the record.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2672 By Representatives CALTAGIRONE, GORDNER, LAUGHLIN, TRELLO, DALEY, MELIO, MIHALICH, COLAIZZO, TIGUE, D. R. WRIGHT, OLASZ, WILLIAMS and PISTELLA

An Act amending the act of October 15, 1980 (P.L.950, No.164), known as the Commonwealth Attorneys Act, providing for the appointment of a special prosecutor for cases involving conflict of interest of the Office of Attorney General.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2673 By Representatives ROBERTS, STABACK, TIGUE, NAILOR, CAWLEY, TRELLO, WAUGH, D. W. SNYDER, LAUB, SCRIMENTI, JOSEPHS and HENNESSEY

An Act amending the act of July 3, 1986 (P.L.388, No.84), known as the Sunshine Act, providing for attorney fees.

Referred to Committee on STATE GOVERNMENT, April 11, 1994.

No. 2674 By Representatives MIHALICH, PESCI, DeLUCA, FARGO, LYNCH, GORDNER, PLATTS, HESS, DURHAM, NAILOR, FARMER, CESSAR, GERLACH, RAYMOND, SCHULER, BAKER, MELIO, KING, ZUG, MUNDY, ARGALL, WAUGH, STAIRS, COLAIZZO, PHILLIPS, ARMSTRONG, M. N. WRIGHT, STABACK, PISTELLA, HENNESSEY, KASUNIC, LEVDANSKY,

M. COHEN, SAYLOR, SERAFINI, E. Z. TAYLOR, MAITLAND, FAJT, COY, SURRA, MAYERNIK, VAN HORNE, LAUGHLIN, GEIST, L. I. COHEN, CLARK, JAROLIN, MILLER, McCALL, RICHARDSON, LEH, LUCYK, B. SMITH, BROWN, VEON, TRELLO, SAURMAN, THOMAS, KAISER, ADOLPH and KUKOVICH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for exemptions from sales tax for volunteer firemen's organizations.

Referred to Committee on FINANCE, April 11, 1994.

No. 2675 By Representatives PETRARCA, CESSAR, MELIO and SATHER

A Supplement to the act of June 28, 1993 (P.L.134, No.31), entitled the Capital Budget Act of 1993-1994, itemizing Fiscal Year 1993-1994 capital budget projects in the categories of highway projects to be constructed or acquired by the Department of Transportation, together with their estimated financial costs; and stating the estimated useful life of the projects.

Referred to Committee on APPROPRIATIONS, April 11, 1994.

No. 2676 By Representatives PETRARCA and CESSAR

A Supplement to the act of December 8, 1982 (P.L.848, No.235), known as the Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983, itemizing bridge projects.

Referred to Committee on APPROPRIATIONS, April 11, 1994.

No. 2677 By Representative HERMAN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, making an exception to certain fees relating to criminal records; and making editorial changes.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2678 By Representative FAJT

An Act limiting contributions and expenditures associated with political campaigns; imposing penalties; and making a repeal.

Referred to Committee on STATE GOVERNMENT, April 11, 1994.

No. 2680 By Representative EVANS

An Act providing for the capital budget for the fiscal year 1994-1995.

Referred to Committee on APPROPRIATIONS, April 11, 1994.

No. 2681 By Representatives PITTS, TIGUE, NAILOR, COLAIZZO, STERN, HENNESSEY, SAYLOR,

E. Z. TAYLOR, SCHULER, BUNT, RUBLEY, WAUGH and STABACK

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further defining the powers of township auditors.

Referred to Committee on LOCAL GOVERNMENT, April 11, 1994.

No. 2682 By Representatives KAISER, TRELLO, CESSAR, BURNS, FARMER, LAUGHLIN, LEVDANSKY, KUKOVICH, TANGRETTI, MERRY, PISTELLA, FAJT, COLAIZZO, STISH, PETTTT, TRICH, GIGLIOTTI, VAN HORNE, MICHLOVIC, MAYERNIK, PRESTON, ROBINSON, PESCI, MIHALICH, D. R. WRIGHT, FEE, COLAFELLA, LESCOVITZ, DALEY, KASUNIC, PETRONE, COWELL and LUCYK

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for hotel room rental and for appropriations to tourist promotion.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, April 11, 1994.

No. 2683 By Representatives M. COHEN, CORRIGAN, PERZEL, MIHALICH, CLARK, ROONEY, MELIO, YANDRISEVITS, ALLEN, TRELLO, FEE, THOMAS, JOSEPHS, LAUGHLIN, STABACK, ROEBUCK, JAROLIN, PETRONE, CALTAGIRONE and DeLUCA

An Act providing for the pricing of prescription drugs; and imposing penalties.

Referred to Committee on HEALTH AND WELFARE, April 11, 1994.

No. 2684 By Representative GERLACH

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for liability of golf courses for injuries sustained on adjacent highways.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2685 By Representatives GERLACH, L. I. COHEN, WAUGH, DENT, TIGUE, DEMPSEY, BATTISTO, DRUCE, FLICK, SAYLOR, SATHER, RUBLEY, WOGAN, GEIST, HERSHEY, CESSAR, STABACK, KASUNIC, MERRY, TRELLO, E. Z. TAYLOR, MAITLAND, HENNESSEY, PETTTT, HARLEY, TOMLINSON and OLASZ

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

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2686 By Representatives DERMODY, ROONEY, CAWLEY, GORDNER, TIGUE, STABACK, TRELLO, SCRIMENTI, PISTELLA, LAUB, SATHER, VAN HORNE, PESCI, YANDRISEVITS and KASUNIC

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, defining "disaster"; and further providing for the rate of contribution payable by an employer.

Referred to Committee on LABOR RELATIONS, April 11, 1994.

No. 2687 By Representatives PITTS, TIGUE, NAILOR, BIRMELIN, MERRY, VANCE, D. W. SNYDER, NICKOL, EGOLF, BUNT, FAIRCHILD, LEH, WOGAN, MAITLAND, MILLER, DENT, LYNCH, FARGO, BARLEY, PHILLIPS, HASAY, BROWN, E. Z. TAYLOR, CLYMER, ARMSTRONG, LAUB, SATHER, SERAFINI and FARMER

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, requiring certain ballot questions to contain fiscal information.

Referred to Committee on STATE GOVERNMENT, April 11, 1994.

No. 2688 By Representatives ITKIN and TRELLO

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for tax exemptions for charitable institutions.

Referred to Committee on FINANCE, April 11, 1994.

No. 2689 By Representatives TULLI, CESSAR, TRELLO, TOMLINSON, MERRY, FICHTER, STABACK, HENNESSEY, MARKOSEK, LYNCH, BELFANTI, JOSEPHS, WILLIAMS and DeLUCA

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, requiring completion of approved continuing education programs for renewal of dental licenses.

Referred to Committee on PROFESSIONAL LICENSURE, April 11, 1994.

No. 2691 By Representatives MAYERNIK, ROBERTS, FARGO, LYNCH, MARKOSEK, BURNS, MERRY, WOZNIAC, CESSAR, TIGUE, LEVDANSKY, TRUE, WOGAN, LEH, PISTELLA, SERAFINI and STISH

An Act providing for reimbursement by prisoners of expenses relating to their incarceration incurred by counties and for instituting civil actions and obtaining restraining orders to enforce reimbursement.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2692 By Representatives KENNEY and J. TAYLOR

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for persons to whom delivery shall not be made and for sale of firearms.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2693 By Representatives MERRY, CAPPABIANCA, SCRIMENTI, BEBKO-JONES, BOYES, BROWN, KING, FARGO, JADLOWIEC and LYNCH

An Act authorizing the Department of General Services, with the approval of the Governor and the Department of Education, to convey a tract of land located in the Borough of Edinboro, Erie County, Pennsylvania, to the Borough of Edinboro.

Referred to Committee on STATE GOVERNMENT, April 11, 1994.

No. 2694 By Representatives GODSHALL, REBER, BELFANTI, BLAUM, COY, O'BRIEN, BAKER, SCHULER, FARMER, BUNT, RUBLEY, TRELLO, DEMPSEY, LEVDANSKY, TRUE, FICHTER, M. N. WRIGHT, WAUGH, PLATTS, CORNELL, HERMAN, SAYLOR, DERMODY, MAYERNIK, GEIST, TULLI, MERRY, ADOLPH, WOGAN, SAURMAN, HASAY, STAIRS, STABACK, McCALL, BROWN, KING, CESSAR, COLAIZZO, KASUNIC, LEH, GERLACH, TANGRETTI and TOMLINSON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for sentencing for altering or obliterating marks of identification.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2695 By Representatives GODSHALL, REBER, BLAUM, O'BRIEN, McCALL, GORDNER, SCHULER, FARMER, BUNT, RUBLEY, TRELLO, DEMPSEY, LEVDANSKY, TRUE, FICHTER, M. N. WRIGHT, PLATTS, CORNELL, HERMAN, SAYLOR, DERMODY, EGOLF, GEIST, TANGRETTI, TULLI, DRUCE, MERRY, SAURMAN, HASAY, STAIRS, STABACK, BROWN, KING, CESSAR, COLAIZZO, KASUNIC, LEH, GERLACH and TOMLINSON

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentencing for offenses committed with firearms.

Referred to Committee on JUDICIARY, April 11, 1994.

No. 2699 By Representatives MIHALICH, TANGRETTI, MARKOSEK, KUKOVICH, KASUNIC, VAN HORNE and STAIRS

An Act providing for time frames for clearance actions affecting environmental permits.

Referred to Committee on CONSERVATION, April 11, 1994.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 285 By Representatives MARSICO, HERSHEY, NAILOR, FARGO, LYNCH, MASLAND, PESCI, SANTONI, ROEBUCK, STURLA, FAIRCHILD, PLATTS, ROBERTS, HESS, LESCOVITZ, FARMER, BUXTON, CESSAR, DEMPSEY, RAYMOND, SCHULER, BAKER, MELIO, KING, ZUG, BATTISTO, ULIANA, TIGUE, WAUGH, ROONEY, NYCE, JOSEPHS, CLYMER, PHILLIPS, RUBLEY, ARMSTRONG, MIHALICH, ARGALL, VANCE, GIGLIOTTI, STEIL, M. N. WRIGHT, HENNESSEY, KREBS, LAUB, TOMLINSON, TRUE, KASUNIC, BELARDI, SERAFINI, E. Z. TAYLOR, FAJT, MAITLAND, COY, L. I. COHEN, LAUGHLIN, GEIST, STERN, MILLER, DRUCE, DONATUCCI, LEH, EGOLF, B. SMITH, BROWN, TRELLO, DeLUCA, SAURMAN, SATHER, SEMMEL, PETTTI, HASAY and ADOLPH

A Resolution recognizing April 29, 1994, as Arbor Day; promoting public participation in the celebration; and further recognizing the value of trees to our environment.

Referred to Committee on RULES, April 11, 1994.

No. 286 By Representatives NYCE, ADOLPH, HERMAN, BROWN, FAJT, STEIL, DEMPSEY, COWELL, TRELLO, GEIST, MAITLAND, MARKOSEK, PHILLIPS, HESS, GERLACH, B. SMITH, ROHRER, TRUE, TOMLINSON, BUNT, MILLER, SATHER, E. Z. TAYLOR, PISTELLA, MANDERINO, FICHTER, ROBERTS, DeLUCA, RUBLEY, KING, ARGALL, SAURMAN, KENNEY, HENNESSEY, STURLA, BATTISTO, HARLEY, LAUGHLIN, BELFANTI, STABACK, CLYMER, McCALL, GAMBLE, L. I. COHEN, DENT, STAIRS, FARGO, RAYMOND, FLICK, SANTONI, CESSAR, LESCOVITZ, ROONEY, STETLER, GORDNER, KASUNIC, STERN, EGOLF, HUTCHINSON, MICOZZIE, FARMER, BAKER, HERSHEY, SAYLOR, COY, JAROLIN, BEBKO-JONES, MIHALICH, PESCI, SCHULER, LAUB, COLAIZZO, ALLEN, JOSEPHS, ZUG, M. N. WRIGHT, D. R. WRIGHT, LYNCH, GIGLIOTTI, PETTTI, MUNDY and DONATUCCI

A Resolution designating the month of April 1994 as "Mathematics Education Month" in Pennsylvania.

Referred to Committee on RULES, April 11, 1994.

No. 287 By Representatives BOYES, BELARDI, CESSAR, COY, HERSHEY, FARGO, BAKER, FICHTER, DENT, HUTCHINSON, RUBLEY, BEBKO-JONES, TRELLO, SCHULER, LYNCH, TIGUE, STURLA, SANTONI, GRUPPO, M. N. WRIGHT, LAUGHLIN, HENNESSEY, GIGLIOTTI, PHILLIPS, BELFANTI, DONATUCCI, STABACK, JOSEPHS, B. SMITH, SAYLOR, SAURMAN, MILLER, E. Z. TAYLOR, ZUG, STERN, HASAY, NYCE, GEIST, CLYMER, PETTTI,

HESS, PISTELLA, L. I. COHEN, MARSICO and BROWN

A Resolution designating the month of May 1994 as "Motor-cycle Safety Month."

Referred to Committee on RULES, April 11, 1994.

No. 290 By Representatives CESSAR and McCALL

A Resolution urging the Federal Environmental Protection Agency to reject the proposed mandate for ethanol and ethyl tertiary butyl ether use in reformulated gasoline.

Referred to Committee on RULES, April 11, 1994.

No. 291 By Representatives MAYERNIK, CESSAR, TRELLO, GIGLIOTTI, KAISER, OLASZ, GAMBLE, BURNS, PRESTON, LEVDANSKY, VAN HORNE, DERMODY, COWELL, PETRONE, PISTELLA, ITKIN, ROBINSON, FARMER, PETTIT, FAJT, MICHLOVIC, DeLUCA and LAUGHLIN

A Resolution congratulating the North Hills High School football team on being named the 1993 AAAA State Football Champions.

Referred to Committee on RULES, April 11, 1994.

RESOLUTION REPORTED FROM COMMITTEE

HR 291, PN 3507 By Rep. ITKIN

A Resolution congratulating the North Hills High School football team on being named the 1993 AAAA State Football Champions.

RULES.

BILL REREPORTED FROM COMMITTEE

HB 4, PN 3465 (Amended) By Rep. D. R. WRIGHT

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for watershed land.

CONSUMER AFFAIRS.

COMMUNICATION FROM JOINT STATE GOVERNMENT COMMISSION

The SPEAKER pro tempore. The Chair acknowledges receipt of the 1994 Report of the Task Force and Advisory Committee on Decedents' Estates Laws.

The following communication was submitted:

General Assembly of the
Commonwealth of Pennsylvania
Joint State Government Commission
Room 108 - Finance Building
Harrisburg 17120

April 11, 1994

To The Honorable, the
House of Representatives
of the General Assembly of the
Commonwealth of Pennsylvania

On behalf of the Joint State Government Commission, I have the honor to transmit herewith the publication, 1994 REPORT OF THE JOINT STATE GOVERNMENT COMMISSION TASK FORCE AND ADVISORY COMMITTEE ON DECEDENTS' ESTATES LAWS.

Copies of this publication for members of the House of Representatives have been placed in their post office boxes.

Respectfully submitted,
Roger A. Madigan
Chairman

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

COMMUNICATION

LOBBYIST LIST PRESENTED

The SPEAKER pro tempore. The Chair acknowledges receipt of the list titled the Lobbying Registration and Regulation Act.

The following communication was submitted:

Senate of Pennsylvania

April 1, 1994

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 March 1, 1994 through March 31, 1994 inclusive, for the 178th 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.)

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER pro tempore. The Chair acknowledges receipt of additions and deletions of sponsors.

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

BILLS REREPORTED FROM COMMITTEE

HB 412, PN 3468 (Amended) By Rep. EVANS

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further imposing additional budgetary duties and responsibilities on the Governor and the Secretary of the Budget; requiring the Auditor General and State Treasurer to furnish lists of employees and requiring monthly updates of employee lists to be furnished to the Legislative Data Processing Center; creating an independent advisory board to be known as the Independent Fiscal Review Board, providing for the appointment of its members, and defining its powers and duties; establishing an Economic Advisory Council;

and providing for duties of the Governor, the Secretary of Public Welfare and the Secretary of Revenue.

APPROPRIATIONS.

HB 1147, PN 3469 (Amended) By Rep. EVANS

An Act providing for the establishment of an automotive fuel testing and disclosure program, for standards for automotive fuel and for inspection, sampling and testing of automotive fuel; imposing powers and conferring duties on the Department of Agriculture; and providing for penalties.

APPROPRIATIONS.

HB 1707, PN 3470 (Amended) By Rep. EVANS

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, defining "eligible counties"; and further providing for the purchase of agricultural conservation easements.

APPROPRIATIONS.

HB 1741, PN 2016 By Rep. EVANS

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for pensions of surviving spouses of deceased police officers.

APPROPRIATIONS.

HB 1860, PN 3471 (Amended) By Rep. EVANS

An Act reenacting the proceeds disposition provision of the act of June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture," and providing for an agricultural land conservation assistance grant program.

APPROPRIATIONS.

HB 2372, PN 2980 By Rep. EVANS

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

APPROPRIATIONS.

HB 2521, PN 3472 (Amended) By Rep. EVANS

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, providing standards, criteria and requirements for the purchasing of agricultural conservation easements; providing for review of county programs; imposing duties on the State Agricultural Land Preservation Board and county boards; and further providing for subdivision of land and change of ownership.

APPROPRIATIONS.

SB 1011, PN 1800 By Rep. EVANS

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), entitled, as reenacted, "Liquor Code," providing for license periods; further providing for the Bureau of Consumer Relations; providing for license fees; further providing for performing arts facilities and for special occasion permits; providing for the issuance of a restricted restaurant license for certain premises in a city of the first class; exempting units of nonprofit nationally chartered clubs from licensing quotas; and providing for privately owned private golf courses; further providing for licensee

advertisements; and providing for additional activities of limited wineries and for money paid into The State Stores Fund.

APPROPRIATIONS.

BILLS ON SECOND CONSIDERATION

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

HB 1147, PN 3469; HB 1707, PN 3470; HB 1741, PN 2016; HB 1860, PN 3471; HB 2372, PN 2980; HB 2521, PN 3472; and SB 1011, PN 1800.

BILL REREPORTED FROM COMMITTEE

HB 413, PN 3508 (Amended) By Rep. BLAUM

An Act requiring nursing homes to submit information annually to the Department of Health; providing for certain duties of the Department of Health and the Department of Aging; providing immunity for long-term care ombudsman and person reporting thereto; and providing for the licensure and regulation of personal care homes.

AGING AND YOUTH.

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 Mr. Gordner from Columbia County.

Mr. GORDNER. Thank you, Madam Speaker.

Madam Speaker, I move that this House do now adjourn until Tuesday, April 12, 1994, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:15 p.m., e.d.t., the House adjourned.