

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, APRIL 19, 1994

SESSION OF 1994

178TH OF THE GENERAL ASSEMBLY

No. 28

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (JERRY BIRMELIN) PRESIDING

PRAYER

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

Let us pray:

O Lord, how excellent is Your name in all the earth, and how majestic are Your laws. They control our universe and keep the sun, moon, and stars in place.

You have told us in Psalm 1 that the blessed man was one whose delight is in the law of the Lord, and in that law does he meditate day and night; and he shall be like a tree planted by the rivers of water, that bringeth forth fruit in his season.

We are thankful, dear Lord, that You have called us out and set us apart to help legislate the laws that will govern this great Commonwealth.

Hide Your law in our hearts that we may never sin against You, and grant that we will always labor to assure that our laws are consistent with Yours.

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 Monday, April 18, 1994, will be postponed until printed. The Chair hears no objection.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 150, PN 161**, entitled:

An Act requiring advance notification of plant closings and mass layoffs; and imposing penalties.

On the question,

Will the House agree to the bill on third consideration?

BILL TABLED

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

Mr. ITKIN. Mr. Speaker, I move that HB 150 be placed on the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

* * *

The House proceeded to third consideration of **HB 1007, PN 1089**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

BILL TABLED

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

Mr. ITKIN. Mr. Speaker, I move that HB 1007 be placed on the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS REMOVED FROM TABLE

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

Mr. ITKIN. Mr. Speaker, I move that HB 150 and HB 1007 be removed from the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

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

HB 1708, PN 1986

By Rep. GEORGE

An Act amending the act of July 29, 1953 (P.L. 970, No. 235), referred to as the Middle Atlantic Interstate Forest Fire Protection Compact Act, authorizing the admission of other states into the compact; and making an editorial change.

CONSERVATION.

SENATE MESSAGE

HOUSE BILLS

CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 290, PN 1628**; and **HB 2228, PN 2788**, with information that the Senate has passed the same without amendment.

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there any requests for leaves of absence?

The Chair recognizes Representative Perzel, who asks for a leave of absence for Mrs. DURHAM from Delaware County for the day.

Without objection, the leave of absence is granted.

The Chair recognizes Ms. Mundy for the purpose of leaves of absence.

Ms. MUNDY. Thank you, Mr. Speaker.

The Democratic Caucus requests leaves of absence for the gentleman from Philadelphia, Mr. EVANS; the gentleman from Allegheny County, Mr. McNALLY; and the gentleman from Philadelphia County, Mr. HUGHES.

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

GUESTS INTRODUCED

The SPEAKER pro tempore. We have some visitors to recognize this morning.

The Chair welcomes Janet Weil, Wilma Veres, Becky Gallagher, Sue Danielson, Paula Eichner, and Ann Anderson, who are the guests of the Representatives of Beaver and Lawrence Counties, and they are located in the balcony. Welcome to the hall of the House.

We have some more guests in the gallery. They are the children and parents of Elizabethtown and Mount Joy home schooling. They are the constituents of Representatives Tom Armstrong and Katie True. Welcome, home schoolers, to the hall of the House.

Members are urged to come to the hall of the House. We have a swearing in of a new member today, so we would encourage you to get here and be a part of these festivities, if you could, as soon as possible. Members, please come to the hall of the House. Thank you.

FILMING PERMISSION

The SPEAKER pro tempore. The Chair wishes to advise members that he has given permission to John Dille and Denise Little of the House Republican Video staff to film with audio on the House floor during the proceedings on Representative Zug's citation.

**LEBANON VALLEY COLLEGE
BASKETBALL TEAM PRESENTED**

The SPEAKER pro tempore. Representative Zug, if you would, please, come to the podium for the presentation of a citation.

Members will, please, if you would, give your attention to the podium here. Representative Zug has some guests he would like to introduce. Thank you.

Mr. ZUG. Thank you, Mr. Speaker.

Representative Krebs, Representative Allen, and I would like to invite the Pennsylvania House of Representatives to honor the Lebanon Valley College Flying Dutchmen's 1993-94 basketball team. They are, ladies and gentlemen, the 1994 men's Division III national champs.

This group of student athletes, representing a small college from Annville, faced perennial giant New York University in the championship game. The national press portrayed this game with a David vs. Goliath image. In an impressive come-from-behind victory, LVC beat NYU in overtime by a score of 66 to 59. This capped an 11-game winning streak, and LVC ended the year with a record of 28 and 4.

Now therefore, the Pennsylvania House of Representatives honors the LVC men's basketball team under the skillful leadership of head coach Pat Flannery and offers best wishes in their future endeavors.

Mr. KREBS. And on the podium with us today I have four people that I would like to introduce. To my left I have Pat Flannery, the coach of the LVC Flying Dutchmen. Next to him is Lou Sorrentino, the director of athletics for Lebanon Valley College. Then we have the two cocaptains of the team: Mike Rhoades, who, if you want to know, his father happens to be Senator Rhoades from Schuylkill County; and then we have John Harper from Middletown. And in the back we have the rest of the team and their friends.

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—197

Acosta	Fargo	Lucyk	Saurman
Adolph	Farmer	Lynch	Saylor
Allen	Fee	Maitland	Scheetz
Argall	Fichter	Manderino	Schuler
Armstrong	Fleagle	Markosek	Scrimenti
Baker	Flick	Marsico	Semmel
Barley	Freeman	Masland	Serafini

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

ADDITIONS—1

Youngblood

NOT VOTING—0

EXCUSED—5

Bush	Evans	Hughes	McNally
Durham			

LEAVES ADDED—1

Haluska

LEAVES CANCELED—1

Evans

GUESTS INTRODUCED

The SPEAKER pro tempore. Representative Vance has a couple of guest pages with us today. They are Jim Massey and Laurie Rettger. Are they with us on the House floor right now? Representative Vance, are they here? Have them wave their

arms so we know where they are at. Welcome to the hall of the House, young folks.

The Chair welcomes Julie McGlosson and Kevin Connell from Trinity High School, who are the guests of Jerry Nailor, and they are located with the guest pages this morning. Welcome to the hall of the House.

FILMING PERMISSION

The SPEAKER pro tempore. The Chair announces that Paul Vathis from Associated Press will be taking some still photos on the floor this morning.

WINDBER AND CONEMAUGH TOWNSHIP
CHEERLEADERS PRESENTED

The SPEAKER pro tempore. The Chair recognizes Representative Yewcic, who is going to be making a presentation of a citation this morning.

Members, please quiet down so that we can hear the presentation, if you would. Thank you.

Mr. YEWIC. Thank you, Mr. Speaker.

It is my pleasure to introduce this year, for the second year in a row, the Windber varsity PIAA State champions for the second year in a row. Sitting in the back of the hall of the House in their blue-and-white cheerleading uniforms are the Windber cheerleaders, and to my left are Lynda Cannoni and Jeannie Thomas, their coaches. It is my pleasure to welcome them, the second year in a row, into the House of Representatives.

Also from my district, the 72d District, walking in now are the Conemaugh Township elementary division peewee State championship cheerleaders, who have just walked into the hall of the House. They were late. We would like to welcome them here this morning. Thank you.

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes Majority Leader Itkin, who announces that there will be a Rules meeting today. The Rules Committee will be meeting at 1 p.m. That meeting will be held in the majority caucus room. The Rules Committee at 1 p.m.

Correction, please. Make that the majority Appropriations room.

COMMITTEE MEETING

Mrs. TAYLOR. Mr. Speaker?

The SPEAKER pro tempore. For what purpose does the lady, Mrs. Taylor, rise?

Mrs. TAYLOR. Thank you, Mr. Speaker.

I rise to make an announcement.

I would like to announce that PAVE — that is the Pennsylvania Anti-Violence Education select committee — will meet this afternoon at 1 p.m. in room 512E. I urge all members to attend this very important meeting. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the lady.

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

FILMING PERMISSION

The SPEAKER. Members should be aware that John Sanks of channel 6 in Philadelphia is here on the floor filming, and he is taking audio of the swearing-in ceremony for our new colleague.

SPECIAL ORDER OF BUSINESS

SWEARING IN OF NEW MEMBER

The SPEAKER. The House will please come to order; the House will please come to order.

We are going to swear in a new member. Sergeants at Arms will close the doors of the House. Members and staff, please be seated. It is a very special moment for a new colleague.

Without objection, the House will now take up a special order of business, the swearing in of Representative-elect Rosita Youngblood. The Chair hears no objections.

ELECTION RETURNS PRESENTED

The SPEAKER. The Chair recognizes the Sergeant at Arms.

The SERGEANT AT ARMS. Mr. Speaker, the Commissioner of Elections, William P. Boehm.

The SPEAKER. The Chair recognizes Commissioner Boehm.

Mr. BOEHM. Mr. Speaker, on behalf of the Secretary of the Commonwealth, Brenda Mitchell, I have the honor to present to you the returns and the campaign expense reporting compliance certificate for the special election held April 5, 1994, for the office of Representative in the General Assembly in the 198th District.

The SPEAKER. The Chair thanks Commissioner Boehm. The clerk will read the returns.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the returns of the Special Election for Representative in the General Assembly of the Commonwealth of Pennsylvania held in the One hundred ninety-eighth Legislative District, as the same has been certified to and filed with my office by the Philadelphia County Board of Elections. Rosita C. Youngblood, having received the highest number of votes in the Special Election, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, was duly elected a Representative in the General Assembly.

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of my office at the city of Harrisburg, this nineteenth day of April in the year of our Lord one thousand nine hundred and ninety-four and of the Commonwealth the two hundred and eighteenth.

Robert N. Grant

Deputy Secretary of the Commonwealth

**SPECIAL ELECTION
REPRESENTATIVE IN THE GENERAL ASSEMBLY
198TH LEGISLATIVE DISTRICT
COUNTY OF PHILADELPHIA
APRIL 5, 1994**

	Total Votes
Democratic - Rosita C. Youngblood	2,166
Republican - Michael J. Matkovic	1,395
Patriot - Charles J. Bud Schoefer	83
Andrew Ross - Andrew Ross	651
Charles Greene 94 - Charles Greene	992
Write-In Votes:	
John Connelly	59

Commonwealth of Pennsylvania
Department of State
Bureau of Commissions,
Elections and Legislation
4/19/94

CERTIFICATE ON ELECTION EXPENSES

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code [25 P.S. §3252(b)], I do hereby certify that the candidate who was elected to the State House of Representatives from the 198th District in the Special Election held April 5, 1994, Rosita C. Youngblood, has filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

(SEAL) Witness my hand and the seal of my office this nineteenth day of April, 1994.

Robert N. Grant

Deputy Secretary of the Commonwealth

**COMMITTEE TO ESCORT
MEMBER-ELECT**

The SPEAKER. The gentleman, Mr. Itkin, from Allegheny County and the gentleman, Mr. Ryan, from Delaware County, our majority leader and minority leader, are requested to escort Representative-elect Youngblood to the well of the House.

OATH OF OFFICE ADMINISTERED

The SPEAKER. The oath of office required by Article VI, section 3, of our Constitution will be administered by the Honorable James M. DeLeon, municipal court judge of Philadelphia. Judge.

JUDGE DeLEON. Rosita Youngblood, place your left hand on the Bible and raise your right hand and repeat after me:

I, Rosita Youngblood, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth, and that I will discharge the duties of my office with fidelity.

(Member asserted oath.)

JUDGE DeLEON. Ladies and gentlemen, State Representative Rosita Youngblood.

GUESTS INTRODUCED

The SPEAKER. Would Representative Youngblood please take the majority leader's podium for a moment and introduce a couple of your friends and relatives to the membership of the House. This is a very special day for each of us. It only happens once, except for Hardy Williams, Sr.; it happened twice.

Ms. YOUNGBLOOD. I would like to thank everyone that came here today to support me, all my family members, including the special one in my heart, the baby that my sister is holding, my grandson. I would like to thank all my committee people, all my supporters, all the ward leaders — Carol Campbell, Betty Townes, Al Stewart, and Vivian Miller — and the chairman of the Democratic Party of Philadelphia, Bob Brady.

Once again, I thank everyone.

The SPEAKER. Thank you, Representative Youngblood.

REMARKS BY MINORITY LEADER

The SPEAKER. Does the gentleman from Delaware County care to offer a moment's observation on the new Representative's beginning with our chamber?

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, on behalf of the Republican Caucus, I would like to welcome our newest colleague, Rosita Youngblood, to the hall of the House.

As a senior member, in fact the most senior member, I will also take the liberty that longevity grants to offer what I hope is constructive advice.

By beating strong opponents—which you certainly did—in your special election, you have demonstrated tenacity and the ability to overcome adversity. You have shown yourself to be a fighter, a trait I much admire. However, as you now embark on the journey of becoming a legislator and a lawmaker, you need to realize that success in this endeavor often hinges on knowing when to fight and when to negotiate, when to hold your ground no matter what the odds and when to give ground in order to gain small but significant victories.

Very few successful legislators are known for the “big” victories they have won. Most will be known for their day-in, day-out performance in meeting the needs of their constituents and for the careful, thoughtful consideration they give to the thousands of votes that they will cast in the course of their years here. Attention to these matters are, in my judgment, the

true measure of being a worthy member of this great institution.

You are following in the footsteps of a legislator, Bob O'Donnell, who rose through the ranks to become majority leader, Speaker of the House, and now candidate for Governor. While difficult shoes to fill, I have no doubt that you are up to the task and will represent your district to the utmost of your ability, with dedication and perseverance. In the final analysis, that is really all anyone can ask of any one of us.

Once again, congratulations, and welcome to the Pennsylvania House of Representatives.

Thank you, Mr. Speaker.

REMARKS BY MAJORITY LEADER

The SPEAKER. The majority leader, Mr. Itkin, from Allegheny County for a few observations.

Mr. ITKIN. Thank you, Mr. Speaker.

A couple of election cycles ago, people talked about the “year of the woman.” Women were finally coming into their own, seeking and winning the offices where big decisions are made at the city, State, and national levels. Suddenly, it seemed, Americans recognized women as major players in the policymaking arena.

But, of course, those women did not just come from nowhere. The “year of the woman” did not just spring from the ground, fully formed and ready to go. Instead, it was the result of many, many years in which women worked hard and learned the ropes. They learned how to spot needs in their communities and how to take action to relieve those needs. They worked their way up through the political ranks, gaining the trust and confidence of their neighbors and colleagues.

Rosita Youngblood, whom I welcome to the House of Representatives today, is one of those women with boundless energy over the years, and she has taken on more and more responsibility in her neighborhood, contributing to everything from the Happy Hollow Recreation Center to the Korean American Friendship Society, and from the State Democratic Committee to Operation Town Watch for the 4600 block of Morris Street.

It is appropriate that Representative Youngblood's family is here with her today, because she personifies the public official whose primary focus is the Pennsylvania family. She strives for better health care, better housing, better schools, better parks — all of the community activities that strengthen families and create unbreakable bonds between neighbors.

Rosita Youngblood knows how to make government work for its citizens. She has vowed to insure her constituents accessibility and fairness in government, and I have no doubt that she will carry through on that vow. She is an expert at personalizing governmental institutions and making them work where it really counts — in the homes of all citizens.

I welcome Representative Youngblood to this chamber, because her years of experience have taught her to spot a problem and fix it. That is what we are here for, and we would all do well to follow her lead, even as we guide her in her new

responsibilities as a member of the Pennsylvania House of Representatives.

Representative Youngblood, for all of us, we welcome you to the House.

Thank you.

MEMBER'S PRESENCE RECORDED

The SPEAKER. The name of Rosita Youngblood will be added to the master roll.

REMARKS BY SPEAKER

The SPEAKER. The Chair would like to thank Judge DeLeon for administering the oath of office.

The Chair would like to also personally congratulate Representative Youngblood.

Around the world people are striving to be represented and to represent. My remarks go specifically to the people here in the well of our chamber and to your friends in the back of the hall of the House, who were your soldiers, your helpers, your brothers and sisters, who allowed your campaign to come into full fruition and allowed for your own personal dynamics to grow to the candidacy that brought you here.

Your involvement as a member of the General Assembly, like Mr. Ryan said, will be collective. You will have to know when to move forward and when to be tentative, but I am certain that the one skill, the one skill that you share with these men and women here in the hall of the House, not only in the front rows but in the back rows where we all have served, is that you not only were involved in health care and neighborhood organizations, you proudly, and I am so proud as a politician to say that she was a committeewoman, she was a ward leader; she worked her way up through the rudiments of our political process.

In concluding my remarks, as Judge DeLeon or any other citizen of our Commonwealth who reads the daily papers will assert, from Mogadishu to Sarajevo, from Cape Town to Cairo, men and women are upwelling across the world trying to be involved in their political system — trying to be committeewomen, trying to be ward leaders, trying to vote for their township supervisors and their State Representatives.

So my congratulations are to Rosita Youngblood, but my challenge is to you men and women here in the well of the House: Stay active, stay involved, and keep sending to us men and women like Rosita Youngblood. Thank you.

The Chair recognizes the gentleman from Franklin County, Mr. Coy.

Mr. COY. Thank you, Mr. Speaker.

Just for the purpose of a few announcements so members are aware of the schedule.

When the House recesses, we will be having a luncheon and reception for Representative Youngblood in the majority caucus room, to which all members are invited, and we encourage all members to attend that luncheon on her behalf.

RULES COMMITTEE MEETING

Mr. COY. Then at 1 o'clock there will be a meeting of the Rules Committee, also in the majority caucus room.

DEMOCRATIC CAUCUS

Mr. COY. The Rules Committee meeting will be followed by a Democratic caucus at 1:15 in the majority caucus room, with the hope that we can return to the floor of the House by 2 p.m., and we will be voting on several pieces of legislation during the afternoon.

The SPEAKER. The Sergeants at Arms can open the doors of the House.

Mr. COY. Mr. Speaker, if I may?

The SPEAKER. Mr. Coy may proceed.

Mr. COY. I just want to make certain that all of Representative Youngblood's guests know that they are, in like manner, invited to the majority caucus room to share in the luncheon reception, and we would appreciate seeing you all there. Thank you, Mr. Speaker.

The SPEAKER. That is the first time anybody has clapped for Jeff Coy in quite a while.

REPUBLICAN CAUCUS

The SPEAKER. Mr. Geist is recognized.

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

The Republicans will caucus at 1:30 sharp. We will finish up the calendar and be ready to vote by 2.

EDUCATION COMMITTEE MEETING

The SPEAKER. Mr. Cowell is recognized for a very important announcement from the education community.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, the Education Committee will meet off the floor, in the back of the room, immediately upon the call for recess. The only item on the agenda will be to authorize the committee to conduct public hearings on April 26 and May 4, but immediately upon the call of the recess, in the back of the room. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

FINANCE COMMITTEE MEETING

The SPEAKER. Mr. Trello from Allegheny County.

Mr. TRELLO. Mr. Speaker, I would like to announce a meeting of the House Finance Committee immediately in the back of the House. Will all members please be present. Thank you.

The SPEAKER. Finance Committee, immediately in back of the hall of the House.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1868, PN 3566 (Amended) By Rep. FEE

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for the establishment and operation of a Sportsmen Advisory Council to advise the Pennsylvania Fish and Boat Commission and the Pennsylvania Game Commission.

GAME AND FISHERIES.

HB 2201, PN 3567 (Amended) By Rep. FEE

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for use of waters of the Pennsylvania Fish and Boat Commission for swimming purposes.

GAME AND FISHERIES.

HB 2638, PN 3408 By Rep. FEE

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, permitting Sunday hunting for coyotes and Sunday hunting on noncommercial regulated hunting grounds.

GAME AND FISHERIES.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to announce that three Milford Middle School students are here with us today as well as the administrative assistant to Paul Clymer, Ms. Ethel Setman. Welcome to the hall of the House.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Members should be aware that the House Appropriations Committee will meet at approximately 1:15, at the conclusion of the Rules Committee meeting, in the majority caucus room; the Appropriations Committee will meet at the conclusion of the Rules Committee meeting, at approximately 1:15, in the majority caucus room.

BILLS SIGNED BY SPEAKER

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

HB 290, PN 1628

An Act providing for the preservation of historic burial places and tombs, monuments and gravestones; and imposing penalties.

HB 2228, PN 2788

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

RECESS

The SPEAKER. The House stands in recess until 2 p.m.

AFTER RECESS

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

RULES SUSPENDED

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

Mr. ITKIN. Mr. Speaker, I move that House rule 30 be temporarily suspended in order that HB 989, PN 3511, go immediately to the calendar.

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

The SPEAKER. The gentleman, Mr. Lee, properly brings the Chair's attention to the point that it would be more appropriate for us to have a roll-call vote on the suspension of rule 30 for HB 989, PN 3511, to go immediately to the calendar.

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

The following roll call was recorded:

YEAS—181

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

DeLuca	Laughlin	Roebuck	Wright, D. R.
Dempsey	Lawless	Rohrer	Yandrisevits
Dent	Lederer	Rooney	Yewcic
Dermody	Lee	Rubley	Zug
Donatucci	Leh	Rudy	
Druce	Lescovitz	Ryan	DeWeese,
Egolf	Levdansky	Santoni	Speaker
Fairchild	Lloyd	Sather	

NAYS—5

Carone	Krebs	Platts	Scheetz
Hanna			

NOT VOTING—12

Acosta	Josephs	Oliver	Wozniak
Butkovitz	Keller	Pistella	Wright, M. N.
James	Olasz	Washington	Youngblood

EXCUSED—5

Bush	Evans	Hughes	McNally
Durham			

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

SENATE MESSAGE

AMENDED HOUSE BILL
RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, returned **HB 989, PN 3511**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

BILLS REREPORTED FROM COMMITTEES

HB 1510, PN 3572 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further specifying when lights and windshield wipers are to be in operation.

TRANSPORTATION.

SB 1192, PN 2080 (Amended) By Rep. BATTISTO

An Act amending the act of 19 (P.L. , No.), entitled "An act appropriating money from the Sunny Day Fund to the Department of Commerce for various projects throughout this Commonwealth for fiscal year 1994-1995," amending certain dates.

APPROPRIATIONS.

BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED

HB 475, PN 3573 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the offense of inattentive driving.

TRANSPORTATION.

HB 1313, PN 3574 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the institution of criminal proceedings by employees of the Department of Transportation and the Department of Revenue.

TRANSPORTATION.

HB 1338, PN 3575 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for extensions and improvements to the Pennsylvania Turnpike.

TRANSPORTATION.

HB 1505, PN 1680 By Rep. TRELLO

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for manufactured housing.

FINANCE.

HB 1887, PN 3576 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the use of safety helmets by pedalcycle users; establishing the Pedalcycle Helmet Fund; and providing for civil immunity.

TRANSPORTATION.

HB 2135, PN 2622 By Rep. TRELLO

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further defining "tangible personal property" with respect to prebuilt housing; and further providing for the imposition of the tax on prebuilt housing.

FINANCE.

HB 2280, PN 2839 By Rep. PETRARCA

An Act designating a portion of State Route 307 in Lackawanna County as the Joseph M. McDade Expressway.

TRANSPORTATION.

HB 2300, PN 3577 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for driver's license revocation or suspension, for periods of driver's license revocation or suspension, for revocation of habitual offenders' drivers' licenses, for driving with a suspended or revoked license, and for chemical testing to determine amount of alcohol or controlled substances; providing for driving under influence suspensions; and further providing for reinstatement of license or registration and for driving under the influence of alcohol or a controlled substance.

TRANSPORTATION.

HB 2413, PN 3578 (Amended) By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring certain safety devices on horse-drawn vehicles; and further providing for emergency lights on certain private vehicles and for equipment standards.

TRANSPORTATION.

HB 2607, PN 3362

By Rep. PETRARCA

An Act designating S.R.0045 in the counties of Montour, Northumberland, Union, Centre and Huntingdon as the Purple Heart Highway.

TRANSPORTATION.

HB 2707, PN 3537

By Rep. PETRARCA

An Act designating the interchange of I-79 and I-90 in Erie County as the Charles D. Buzzanco Interchange.

TRANSPORTATION.

SB 432, PN 460

By Rep. PETRARCA

An Act designating an interchange under construction on Interstate 79 in Cecil Township, Washington County, as Southpointe Interchange; and designating a portion of State Route 1032 in Cecil Township, Washington County, as Southpointe Boulevard.

TRANSPORTATION.

SB 1096, PN 2081 (Amended)

By Rep. PETRARCA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for required financial responsibility and for exceptions to the prohibition relating to hearing impairment devices and for exemptions from the motorbus road tax and for duty of driver in construction and maintenance areas.

TRANSPORTATION.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome to the floor the Pennsylvania Rural Leadership Fellows group from across the Commonwealth. They are here today as guests of Representative Coy, Representative Hershey, and Representative Rudy. Welcome to the hall of the House.

The Chair would also like to welcome to the hall of the House nine outstanding high school seniors from the district of Representative Ken Lee. They are all legislatively inclined, and I had the privilege of spending some time with them in the Speaker's Office. Please rise and be recognized, from Ken Lee's district. Welcome to the hall of the House.

LEAVE OF ABSENCE CANCELED

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

Mr. COY. Mr. Speaker, the gentleman, Mr. Evans, is in the Capitol Building, and I would appreciate it if you would add his name to the master roll.

The SPEAKER. The gentleman, Mr. Evans, will have his name added to the master roll.

CALENDAR CONTINUED**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1730, PN 2883**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. PISTELLA offered the following amendment No. A1663:

Amend Title, page 1, line 2, by inserting after "Statutes," further providing for the definition of "archaeological field investigation"; adding definitions; further providing for the specific powers and duties of the Pennsylvania Historical and Museum Commission;

Amend Title, page 1, line 4, by striking out "and"

Amend Title, page 1, line 5, by removing the period after "documents" and inserting

; and further providing for cooperation by public officials with the commission.

Amend Bill, page 1, lines 8 and 9, by striking out all of said lines and inserting

Section 1. The definition of "archaeological field investigation" in section 103 of Title 37 of the Pennsylvania Consolidated Statutes is amended and the section is amended by adding definitions to read:

§ 103. Definitions.

Subject to additional definitions contained in subsequent provisions of this title which are applicable to specific provisions of this title, the following words and phrases when used in this title shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Archaeological field investigation." [The study of cultural history at any archaeological site by professionally accepted means of surveying, sampling, excavation or removal of archaeological specimens] Extensive, controlled excavation of an archaeological site to study the culture history using professionally accepted means of sampling, removing and excavating archaeological specimens, also known as phase three archaeological research or data recovery.

* * *

"Archaeological survey." A visual inspection and limited sampling and excavation of an archaeological site to determine the characteristics and physical extent of a site, also known as phase one or phase two archaeological research.

* * *

"Significant archaeological site." An area of land which contains extensive evidence of previous prehistoric or historic human habitation, or stratified deposits of animal or plant remains, or manmade artifacts or human burials.

Section 2. Section 302(3) of Title 37 is amended to read: § 302. Specific powers and duties.

The commission shall have the power and duty to:

* * *

(3) Archaeological [and anthropological investigations] program.—Examine, or cause to be examined, research or excavate the occupation or activity sites or areas and the cultural material remains of Native American, Colonial American and more recent American cultures in this Commonwealth, under the professional direction of the commission through the techniques of archaeology, anthropology and history; acquire, by purchase, gift or fieldwork, archaeological or anthropological collections of objects and data relative to the cultural history of this Commonwealth; conduct, or cause to be conducted, archaeological site surveys to locate, catalog, assess and permanently record these historic resources throughout this Commonwealth; maintain a central repository for map locations and written descriptions of such sites and historic resources; conduct, or cause to be conducted, research upon the cultural objects and data related to the cultural history of

this Commonwealth and interpret the results of the research in scientific and popular publications, exhibits and special educational programs for the public; and undertake appropriate conservation, research, restoration and storage of all material items and data relative to the cultural heritage of this Commonwealth, which accrue to the archaeological and anthropological collections of the commission.

* * *

Section 3. Section 305 of Title 37 is amended by adding a paragraph to read:

Amend Sec. 2, page 1, line 18, by striking out "2" and inserting

4

Amend Sec. 2 (Sec. 308), page 3, line 17, by striking out "\$3" and inserting

\$4

Amend Sec. 2 (Sec. 308), page 3, line 21, by striking out "\$1" and inserting

\$2

Amend Sec. 2 (Sec. 308), page 3, lines 22 and 23, by striking out "for deposit in the fund," and inserting which shall deposit one-half into the fund and the other half shall be credited to the Historical Preservation Fund for the support of an archaeological program as described in section 302(3) (relating to specific powers and duties).

Amend Bill, page 4, by inserting between lines 21 and 22

Section 5. Section 507 of Title 37 is amended to read:

§ 507. Cooperation by public officials with the commission.
(a) General rule.—Commonwealth agencies and political subdivisions shall cooperate fully with the commission in the preservation, protection and investigation of archaeological resources and to that end shall:

[(1) Notify all potential permittees, contractors or other persons whose activities may affect archaeological sites that the estimated cost of archaeological surveys or archaeological field investigations is required to be included within their bid or application for a permit.

(2)] (1) Notify the commission before undertaking any Commonwealth or Commonwealth-assisted permitted or contracted projects that may affect archaeological sites.

[(3)] (2) Notify the commission when they become aware of any undertaking in connection with any Commonwealth or Commonwealth-assisted permitted or contracted project, activity or program which affects or may affect an archaeological site, and provide the commission with information concerning the project, program or activity.

(b) Survey or investigation by commission.—[Upon notification or determination that an archaeological resource is or may be adversely affected, the commission may, within 60 days after reasonable notice to the Commonwealth agency or political subdivision, conduct a survey or other investigation to recover, preserve or otherwise protect information from the archaeological resource, provided that this subsection shall not apply if a Commonwealth agency or a political subdivision notified the commission in writing of the potential effect of a proposed action on an archaeological resource and the commission does not advise that Commonwealth agency or political subdivision within 60 days that it intends to conduct a survey or investigation.]

(1) Upon a determination by the commission that a State-sponsored, funded, permitted or licensed activity may adversely effect an archaeological site, the commission may require that an archaeological survey be conducted. The survey shall be determined necessary only when the commission, based on recorded material evidence, determines that the site is a significant archaeological site. A written determination shall be made by the commission within 30 days of receipt of a request for review.

(2) The commission shall conduct archaeological surveys within 90 days of the determination, except that the commission may notify the project applicant that an additional 60 days may be required when the determination is made between the months of December through March.

(3) Based on an archaeological survey, in exceptional circumstances, the commission may determine that an archaeological field investigation, also known as phase three, is necessary to recover or protect archaeological data. The archaeological field investigation will be conducted in a timely manner with consideration for the needs of the project sponsor and property owner.

(4) Failure of the commission to provide within 30 days a written determination shall constitute a finding that a survey or investigation is not necessary.

(5) The commission shall conduct and pay any costs associated with an archaeological survey or field investigation determined necessary by the commission under this section except for the following:

(i) Projects of other State agencies and instrumentalities.

(ii) Projects on Commonwealth lands.

(iii) Projects of publicly regulated utilities.

(iv) Archaeological surveys and field investigations required under Federal law.

(6) The commission shall pay the local government share of any costs associated with any archaeological survey or field investigation conducted or required by the commission on locally owned highways and bridge projects in counties of the third through eighth class if the project is being undertaken solely with State or local funds.

(7) The commission under no circumstances shall require or conduct an archaeological survey on private property without the consent of the property owner, unless the project is State-permitted, sponsored or licensed or required under Federal law.

(8) All determinations by the commission under this section shall be subject to the provisions of Title 2 (relating to administrative law and procedure).

Amend Sec. 3, page 4, line 22, by striking out "3" and inserting

6

On the question,

Will the House agree to the amendment?

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

Mr. HASAY. Mr. Speaker, I rise to speak on the Pistella-Hasay-Jarolin-Mihalich amendment.

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

Mr. HASAY. Thank you, Mr. Speaker.

On the amendment.

There were several amendments and several concerns by members of both caucuses in this chamber. Those concerns and amendments have been addressed, and I am asking for support of the amendment from both sides of the aisle so that this matter can be resolved. So I am asking for a "yes" vote, and the amendment should be agreed to.

The SPEAKER. Does the gentleman, Mr. Jarolin, request an opportunity to speak? The gentleman indicates that he does. Stanley Jarolin is recognized.

Mr. JAROLIN. Thank you, Mr. Speaker.

Mr. Speaker, on this particular amendment, there was a lot of work that has gone into it. The work is agreed to by the Museum Commission and the sponsors of the legislation, and they are very well satisfied with it, and it is going to mean a big difference in the way the Historical and Museum Commission operates.

I would ask for a positive vote on the amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.
Dr. King is recognized on the Pistella amendment.

Mr. KING. Thank you, Mr. Speaker.

I just want to add my comments to the previous speakers' and share with you my appreciation to the maker of this amendment and all of his cosponsors for including the language that will be a very important, positive step for my county and many other counties in the Commonwealth, and I ask for an affirmative vote on this amendment. Thank you, Mr. Speaker.

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

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

Egolf	Lescovitz	Ryan	
Evans	Levdansky	Santoni	DeWeese,
Fairchild	Lloyd	Sather	Speaker
Fajt			

NAYS—0

NOT VOTING—0

EXCUSED—4

Bush	Durham	Hughes	McNally
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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?

Mr. PISTELLA offered the following amendment No. A1709:

Amend Sec. 2 (Sec. 308), page 3, line 17, by striking out "An additional fee of \$3 shall" and inserting

(1) Except as otherwise provided in paragraph (2),
an additional fee of \$4 shall

Amend Sec. 2 (Sec. 308), page 4, by inserting between lines 11 and 12

(2) In counties of the second class, an additional fee of \$2 shall be charged and collected by recorders of deeds for every deed, mortgage or other instrument in writing for which a recording fee is provided. Revenue from the fee shall be forwarded on a monthly basis to the Department of Revenue which will deposit one-half in the Local Government Records Management Improvement Fund and the other one-half will be credited to the Historical Preservation Fund for the support of an archaeological program as described in section 302(3) (relating to specific powers and duties).

On the question,

Will the House agree to the amendment?

The SPEAKER. Mr. Pistella is recognized on the amendment.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, not too long ago, the General Assembly raised the fee that was being charged for the recorder of deeds' office in Allegheny County for the purpose of establishing a fund for housing. What this is an attempt to do is to allow the increase to take place, as per the amendment that was just adopted, in the amount of \$4; would provide that \$2 of those \$4 to be collected will be returned to the Historical and Museum Commission for the purpose of the establishment of the Local Government Fund and still allow the other \$2 that have been collected to continue to be used for the Housing Fund in Allegheny County.

I would appreciate the support of the members.

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

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, on the Pistella amendment, this amendment also is agreed to. It pertains only to Allegheny County, and I would appreciate both sides' support. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the Pistella amendment, Mr. Jarolin.

Mr. JAROLIN. Thank you, Mr. Speaker.

This amendment has also been agreed to, and we are looking forward to the passage of his amendment.

I ask for a positive vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Bush

Durham

Hughes

McNally

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?

Mr. STEIL offered the following amendment No. A0176:

Amend Sec. 2 (Sec. 308), page 2, by inserting between lines 27 and 28

(7) Investigation of alternative records storage systems employing the latest generation technology.

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the Chair recognizes the gentleman, Mr. Steil.

Mr. STEIL. Mr. Speaker, this is a technical amendment to amend the language on page 2 regarding the uses of the funds. It adds to the uses, as a permitted use, "investigation of alternative records storage systems..." to insure that the latest technology in data management and record storage is included as part of the approved uses of the funds.

I ask for support.

The SPEAKER. The Chair thanks the gentleman from Bucks.

Mr. Hasay is recognized.

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is also agreed to.

I would like to yield the rest of my time to Representative Jarolin. Thank you, Mr. Speaker.

The SPEAKER. The rest of your time will be for Mr. Jarolin.

Mr. JAROLIN. Thank you, Mr. Speaker.

You know, there has been an awful lot of work that has gone into this Historical and Museum Commission, and it has been delayed for many weeks on account of the differences. I am proud to have been able to work with the individuals that helped cooperate and draft these amendments and get the Museum Commission to agree to most of them. We are going to provide the funding, and I would like to commend Representative George Hasay and the rest of the members and Dr. David King on helping us complete these amendments and pass them through without any problems. Thank you, Mr. Speaker.

I would ask for an affirmative vote.

The SPEAKER. The Chair thanks Representative Jarolin and recognizes Representative King.

Mr. KING. Mr. Speaker, I would just like to clarify one piece of language in the passage of HB 1730. I will speak later to it. Thank you.

The SPEAKER. The Chair thanks the gentleman from Mercer.

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

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Bush	Durham	Hughes	McNally
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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?

REMARKS SUBMITTED FOR THE RECORD

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

Mr. KING. Mr. Speaker, I would just like to add information from the Pennsylvania Historical and Museum Commission, clarifying their interpretation of the wordage in the amendment "field investigation," and I would like to enter it into the record.

The SPEAKER. Will the gentleman yield momentarily.

Does the gentleman intend to introduce amendment A1664?

Mr. KING. No, sir.

The SPEAKER. Thank you.

Mr. KING. Mr. Speaker, I intend to withdraw my amendments at this time. Thank you, Mr. Speaker.

The SPEAKER. The gentleman is in order to withdraw the amendments and to submit his remarks for the record.

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

Commonwealth of Pennsylvania
Pennsylvania Historical and
Museum Commission
Post Office Box 1026
Harrisburg, Pennsylvania 17108-1026

TO: Representative David King
FROM: Brent D. Glass
Executive Director
DATE: April 19, 1994
SUBJECT: H.B.1730 — Definition of Local Bridge Project
Field Investigations

This memo is to clarify our understanding of language contained in Amendment A1663 (or A1655 and A1656) to H.B. 1730 relating to the cost of archaeological surveys. Amended Section 507(b)(6) reads, "The commission shall pay the local government share of any costs associated with any archaeological survey or field investigation conducted or required...." It is our interpretation that bridge recordation would be included under this section as a "field investigation."

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?

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. Teresa Brown is recognized on final passage.

Mrs. BROWN. Thank you, Mr. Speaker.

I rise in support of this bill, and I have some information that I would like to submit for the record.

The SPEAKER. The lady is in order and can submit her remarks for the record at this time.

Mrs. BROWN. Thank you, Mr. Speaker.

The SPEAKER. You are welcome.

Mrs. BROWN submitted the following remarks for the Legislative Journal:

Thank you, Mr. Speaker.

I would like to make a few comments from one of my constituents, Mr. Richard Wood, owner of Wood Gravel Company.

In 1990 he had a bad experience with the Pennsylvania Historical and Museum Commission. He applied for an extension of his mining permit on an existing pit. He needed this extension to expand the existing pit to generate more production. While waiting for DER to grant him this permit, he was informed that the Historical and Museum Commission would need to inspect his property for possible artifacts. At the inspection, the representative of the historical society found two small pieces of flint. They were not sure where the flint came from or if it was carried on the land. They ordered a phase I archaeological survey to satisfy their hunches. Because of this order, he could not receive his permit until phase I was completed. To his disappointment and disbelief, he was told that he must hire an archaeologist at his expense. He could not believe that just because someone thought by some chance the land might have artifacts on it, he must hire someone to prove them right or wrong at his expense. In order to achieve his permit, he hired an archaeologist from Pittsburgh to conduct a phase I archaeological survey.

He then received a bill for \$3,400 for the survey of phase I. This was just the beginning. Not only was he paying for the survey, but additional engineering fees. He was losing time and sleep because if phase I was not approved, he would have to have a phase II or III conducted. He did not mind the survey because he would not want to disturb artifacts; however, he was disturbed that he was paying for the historical society's hunch that the land had artifacts. They should have paid for something they wanted.

I am strongly opposed to the historical society entering anyone's private property for surveys. They should obtain permission or consent from the landowner. They should also let the landowner know that a survey is recorded in the courthouse and, if artifacts are found, this could devalue their property.

In conclusion, I ask support of my colleagues on both sides of the aisle. Thank you, Mr. Speaker.

The SPEAKER. Any further debate on HB 1730?

The gentleman, Mr. Fargo, from Grove City is recognized.

Mr. FARGO. Thank you.

Could I ask the maker of the bill a question?

The SPEAKER. The gentleman is in order. Mr. Pistella indicates he will stand for interrogation.

Mr. FARGO. Mr. Speaker, this bill, on page 3, indicates that there will be an additional fee of \$3, which we, under amendments, have increased to \$4, for every deed, mortgage, or other instrument in writing for which a recording fee is provided. Can you tell me what the fee is at the present time for recording a deed, a mortgage, or other instrument in writing in counties?

Mr. PISTELLA. That is going to vary, Mr. Speaker, from county to county.

Mr. FARGO. Can you give me a figure? Are we talking about \$10 or \$5 or—

Mr. PISTELLA. I do not know, Mr. Speaker. It is going to vary from county to county. There are 67 counties, and I really

do not know if they are using a uniform fee. My suspicion is that they are not.

Mr. FARGO. For your particular county, can you tell me what the fee is for recording a deed or a mortgage?

Mr. PISTELLA. Not off the top of my head. I have not worked there in 18 years.

Mr. FARGO. It says, "...for every deed, mortgage or other instrument in writing...." Can you tell me, what is "other instrument in writing"? Is that a more commonly paid-for provision than a deed or a mortgage? What is most of the work done by a recorder of deeds?

Mr. PISTELLA. Well, in Allegheny County, when I worked there, I was familiar with the fact that they recorded, in the recorder of deeds, deeds, mortgages, assignments of mortgages, satisfactions of mortgages. They also recorded in Allegheny County copies of veterans' DD214 forms, but my suspicion is that that is not covered under these provisions. So I know of at least four instruments that I have described to you in Allegheny County. Other things that they would have — liens — other than mortgages in Allegheny County, are recorded in the prothonotary's office. Mechanics liens, et cetera, would not be affected.

Mr. FARGO. Okay. Thank you, Mr. Speaker.

Could I make a statement, Mr. Speaker?

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

Mr. FARGO. I really am not sure what we are doing here in terms of raising a fee for \$4, whether we are raising a fee that is going to double what is presently being paid, whether it is a significant amount or not a significant amount, but it does seem that we are increasing a fee here which could well be determined as being an increase in the cost to the people of the various counties.

I do not know exactly what to say as far as recommending a vote on this bill is concerned because I am not able to get the information that would help me in making that determination, but I think it is something that the members of this Assembly should take into consideration. Thank you for your time.

The SPEAKER. On final passage, Mrs. Vance is recognized.

Mrs. VANCE. Thank you, Mr. Speaker.

As a matter of clarification to earlier asked questions, the fees in the recorder of deeds' office are standard throughout the State. It is \$13.50 for any 4-page instrument, including deeds, mortgages, and miscellaneous papers. It does not, unlike the prothonotary's office, vary from county to county. It is uniform throughout the whole State. Thank you.

The SPEAKER. The Chair thanks the lady for the information.

Mr. Pistella is recognized.

Mr. PISTELLA. Just to confirm what the lady, Mrs. Vance, said.

I have been informed by one of the members of the Recorder of Deeds' Association through their member of the legislature that basically you are looking at somewhere

between \$13.50 and \$14 per deed with the exception of Allegheny County, which goes about \$30, and Philadelphia, which goes about \$47.

So for those of you that live outside Allegheny County or Philadelphia, you are looking at a range of somewhere between \$13 and \$15, give or take, as the lady has pointed out, the number of pages in the deed. Thank you.

The SPEAKER. The Chair thanks Mr. Pistella.

On final passage, Mr. Hasay is recognized.

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, there has been a lot of work done in this bill and the amendments. There have been a lot of concerns addressed. This is a major, important piece of legislation, and I am asking for every member to vote "yes" on HB 1730. Thank you.

The SPEAKER. Mr. Jarolin on final passage.

Mr. JAROLIN. Thank you, Mr. Speaker.

I am going to echo Representative George Hasay's words.

We did an awful lot of work on this and there were a lot of people that were involved in it. Various meetings were held. The Historical and Museum Commission was worried sick, but everything managed to work out and they are extremely happy with the piece of legislation the way it is.

I am going to ask all of my colleagues to vote positive on this piece of legislation. It is extremely important, and almost every legislator here one day or another will run into a problem with what we have taken care of in this legislation. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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—195

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

Chadwick	Hess	Petrarca	Tomlinson
Civera	Hutchinson	Petrone	Trello
Clark	Itkin	Pettit	Trich
Clymer	Jadlowiec	Phillips	True
Cohen, L. I.	James	Piccola	Tulli
Cohen, M.	Jarolin	Pistella	Uliana
Colaella	Josephs	Pitts	Vance
Colaizzo	Kaiser	Preston	Van Horne
Conti	Kasunic	Raymond	Veon
Cornell	Keller	Reber	Vitali
Corrigan	Kenney	Reinard	Washington
Cowell	King	Richardson	Williams
Coy	Kirkland	Rieger	Wogan
Curry	Krebs	Ritter	Wozniak
Daley	Kukovich	Roberts	Wright, D. R.
DeLuca	LaGrotta	Robinson	Wright, M. N.
Dempsey	Laub	Roebuck	Yandrisevits
Dent	Laughlin	Rohrer	Yewcic
Dermoddy	Lawless	Rooney	Youngblood
Donatucci	Lederer	Rubley	Zug
Druce	Leh	Rudy	
Egolf	Lescovitz	Ryan	DeWeese,
Evans	Levdansky	Santoni	Speaker
Fairchild			

NAYS—4

Lee	Platts	Strittmatter	Waugh
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NOT VOTING—0

EXCUSED—4

Bush	Durham	Hughes	McNally
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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.

DUQUESNE HIGH SCHOOL FOOTBALL TEAM PRESENTED

The SPEAKER. Mr. Michlovic is recognized to welcome some guests from the western part of our State. Mr. Tom Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Ladies and gentlemen, this afternoon I have the great pleasure of introducing to you the State class A football champions for 1993, the Duquesne High School Dukes. This team has an extraordinary record. It is a very small school in the city of Duquesne in Allegheny County.

In addition to winning the class A champs in football in 1993, they won the class A champs in basketball. Most of the players are on both teams. In fact, this past season we just finished, they came within a three-point shot of winning the class A basketball championship for the third time in three consecutive seasons.

We have tremendous athletes with us, and behind me are two of the athletes most responsible for their success. Jonathan Sands, right here in the Central sweatshirt, is the captain of the football team. He will be attending college at Robert Morris College in Pittsburgh. And the quarterback of the team, Kevin

Price, is also with us. Kevin will be attending Terry Van Horne's alma mater, the Duquesne University in the city of Pittsburgh. Also with us is the head coach of the football team, Patrick Monroe; and the principal of the high school, Archie Perrin.

I would like for the members of the House to give a warm welcome, and the members of the Duquesne Dukes to stand up in the back. They are the class A football champs for 1993, the Duquesne Dukes. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks Tom Michlovic and his guests.

The members should be aware that this is a very unusual situation that the Chair is welcoming teams here on a Tuesday. Normally this is only a Monday event, but Governor Casey invited several groups to town today, so we have suspended our normal habit of only welcoming teams here on Monday.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to recognize to the left of the podium Eugene Williams, Debbie Perino, and Naomi Mateer. They are the guests of Tom Tangretti, Chairman Joe Petrarca, and the Westmoreland County delegation. Welcome to the hall of the House.

The Chair would like to welcome Mr. Denny Roper of Oakland Township. He is a township supervisor from Butler County. He is in the rear of the House. The gentleman is a guest of Representative Joe Steighner. Welcome to the hall of the House.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 486, PN 2706**, entitled:

An Act amending the act of July 13, 1988 (P.L.530, No.94), known as the Environmental Hearing Board Act, granting jurisdiction to the Commonwealth Court.

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment No. A1643:

Amend Title, page 1, lines 6 and 7, by striking out "granting jurisdiction to the" in line 6, all of line 7 and inserting further providing for adjudication of the board.

Amend Sec. 1, page 1, line 12, by striking out "a subsection" and inserting subsections

Amend Sec. 1 (Sec. 4), page 1, line 18, by striking out "COMMONWEALTH COURT.—IF THE BOARD FAILS TO" and inserting

Adjudication.—The Environmental Hearing Board shall

Amend Sec. 1 (Sec. 4), page 2, lines 1 through 3, by striking out "THE COMMONWEALTH" in line 1, all of line 2 and "ADJUDICATIONS" in line 3

Amend Sec. 1 (Sec. 4), page 2, by inserting between lines 12 and 13

(i) Report.—Whenever the board fails to meet the requirements of subsection (i), the board shall issue a detailed report setting forth the reasons for the board's failure to comply with subsection (i). This report shall be made in writing to the Chairman of the Environmental Resources and Energy Committee of the Senate and the Chairman of the Conservation Committee of the House of Representatives.

On the question,

Will the House agree to the amendment?

The SPEAKER. Mr. George is recognized on his amendment.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, 1643 allows that the Environmental Hearing Board must adjudicate a decision before it within 12 or 18 months, depending on the type of case before the board, and at the end of receiving testimony. If the board is not able to adjudicate the case within that specific time period, it must send a report to not only the House Conservation Committee but the Senate Conservation Committee stating the reason that they failed to bring about an adjudication.

The SPEAKER. The Chair thanks the gentleman.

On the George amendment, the gentleman from Delaware County, Mr. Vitali.

Mr. VITALI. Mr. Speaker, I rise in opposition to the George amendment.

I have no problems with the first part of the amendment which would require the Environmental Hearing Board to adjudicate the case within 18 months. I think that is fair and appropriate, and in fact I have offered an amendment that would do just that.

I think the problem comes in the second half of the George amendment, which would require the Environmental Hearing Board, which is a judicial body, to answer to the Conservation Committee in the legislature. I think this is clearly inappropriate. I think it is violative of the separation of powers. I do not think we should have a judicial body on individual cases being answerable to the Conservation Committee. I think there are ways for us, as a legislative body, to check up on the Environmental Hearing Board through the annual reports, through complaints through our constituents, and so forth, but I think you send a very bad precedent, and I think it is highly unusual here for a judicial body to be answering to us on individual cases. It would be akin to the court of common pleas and others if they are late answering to us.

I would ask for a defeat of the George amendment. If you like some provisions of it, which is the requirement that they respond within 18 months, then I will be offering an amendment to allow you to vote accordingly. So I would ask you to do the judicially correct thing and vote "no" on the George amendment.

The SPEAKER. On the George amendment for the second time, the gentleman from Clearfield is recognized, Bud George.

Mr. GEORGE. Mr. Speaker, the gentleman from Delaware County, if he does not know, he ought to know that the

makeup of that Environmental Board was done so by an Executive order. It is quasi-judicial.

All we are trying to do, regardless of what side of a question we are on on the environmental outlook, is to attempt to get the board to make a decision in a timeframe shorter than 9 years, as just was done in a water loss problem. We would like to see a degree of fairness of where if somebody is going to build an incinerator and a municipality should appeal, that the incinerator is constructed long before a decision has been brought forward by the board, and should the decision be in favor of those who made the appeal, it does them no good in that they would have to pay for the cost of tearing down the construction.

We are just trying to get them to accept the responsibility that the legislature has insisted upon, and I think most of us here who represent an area where we have had a problem with DER (Department of Environmental Resources) would agree that what we are trying to do is the right thing.

The SPEAKER. On the George amendment, the gentleman from Montgomery County, Mr. Reber, is recognized.

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, on the George amendment, A1643, I think we today have an opportunity to move forward to expedite, in my mind, what heretofore on many occasions has been a dilatory process at times for certain people seeking to get legitimate permits through the regulatory process.

What we are dealing with is an administrative agency, an administrative agency created by statute, created by act of this particular body, and what we are saying is, in those instances where there is inordinate delay under the 12- or 18-month provision of the amendment proffered by Representative George, we as the body that is charged with seeing that our constituents — many small, large businesses, many small property owners, family property owners that have permit processes that have to be reviewed — we are saying in those very, very unique sets of circumstances where this administrative hearing agency that we have created here in the legislature cannot act under the mandates as requested by this legislature—and I would submit, Mr. Speaker, these are timeframes that are very reasonable; they have been reviewed in conjunction with representatives of the Environmental Hearing Board, and they seem to find them to be reasonable—we are simply saying then, Mr. Speaker, that in those rare instances where you cannot accommodate expeditious review for our particular constituents, the applicants in this process, we feel that the committees of the House and Senate, the committees of the House and Senate that are charged with oversight responsibility, be advised as to why there is this delay, why there is this breakdown in what is otherwise a period of time that is reasonable in nature to have such a decision entered.

I think the amendment goes a long way to aid and assist in the permit review process being made an expeditious procedure, and accordingly, I would respectfully request support of the George amendment. Thank you.

The SPEAKER. On the George amendment, the gentleman, Mr. Lee, is recognized.

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

The SPEAKER. The gentleman from Clearfield indicates his willingness to be interrogated. Representative Lee may continue.

Mr. LEE. Is it your intent, Mr. Speaker, to have a case-by-case explanation from the Environmental Hearing Board on why each particular case was not adjudicated in a timely fashion?

Mr. GEORGE. I would like to make this point, Mr. Speaker: Those that have been excessive in time that I am aware of are definitely looking for a rational way to alleviate this problem — as I said earlier, 9 years, 9 1/2 years to make a decision.

There are those in government that must adhere to what the public is saying. It is always with those in the bureaucracy, Mr. Speaker, to say we do not have enough money, we do not have enough help, we do not have enough this. The truth of the matter is that all we are asking them to do is to speed up the process. We have case by case where in one case it was 9 1/2 years. When you ask the Environmental Hearing Board people, they tell you they cannot discuss the matter with you in that it has not been adjudicated, and so no information will be given to you, but the environmental committees in your body and in the Senate, we do have oversight; we do have an opportunity through this kind of legislation to insist that we get an answer as to whether the information was not delivered by DER or whether or not something had not been instituted. This is all we are trying to do, Mr. Speaker.

Mr. LEE. Thank you.

My only concern, and maybe you can alleviate a concern I have, is that the problem I see from what I hear from the Environmental Hearing Board is they say they are swamped, they have so much work to do, and my only concern is, now if they are going to have to do a report on each one of the cases they do not adjudicate in a timely fashion, is that going to be used as another excuse to further delay other cases and what use is going to be made of this report they are required to give to our committees?

Mr. GEORGE. Mr. Speaker, that is exactly what oversight is all about. Neither either committee has any authority but we do have oversight, and as you as a legislator concerned about a matter back in your district, if you make your chairman aware of this excessive timeframe, we are going to be able to get you at least a reasonable answer of who is holding up the sprag. It is not going to delay anything, and if it is going to delay anything, Mr. Speaker, more than 9 1/2 years, then I think the next time we come up here, we should do something for the abolition of that board that in my opinion is not doing the job it was intended to do.

Mr. LEE. Thank you, Mr. Speaker.

The SPEAKER. For the second time, the gentleman from Delaware, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I want to make it very clear I have no problems with the requirement that the EHB decide a case within 18 months. That is only fair and that will be in my amendment, but I think this is setting a very dangerous precedent of overreaching on the part of the legislature.

It is very inappropriate for us to get involved in ongoing judicial cases. It is something that we are crossing a line which we simply do not want to do. They are an independent judicial body. We are a legislative body. It is, I believe, being heavy-handed on our part to get involved in individual cases and I think it is something we should think about, and I would urge a "no" vote.

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—179

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

NAYS—18

Adolph	Gordner	Lloyd	Santoni
Butkovitz	Hennessey	Manderino	Scrimenti
Carone	Josephs	Platts	Sturla
Cawley	Kirkland	Rudy	Vitali
Curry	Lee		

NOT VOTING—2

Bishop	Michlovic
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EXCUSED—4

Bush	Durham	Hughes	McNally
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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?

The SPEAKER. Does the gentleman, Mr. Vitali, still intend to offer amendment A4760?

The gentleman indicates he does not.

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?

Mr. Vitali would like to address us on final passage. Mr. Vitali is recognized.

Mr. VITALI. Very briefly, Mr. Speaker.

I just want to go on the record as urging a "no" vote on the bill in chief. This bill itself, prior to the amendment, I must say, has been opposed by both the Department of Environmental Resources, Sierra Club, Commonwealth Court. I think anyone familiar with these facts, any agency in any way involved, is opposed to this piece of legislation.

I think the main problem with this bill is that it is, as one other member has said, a solution in search of a problem. The bill assumes that there is a backlog, that there is a problem with the Environmental Hearing Board. That may have been true several years ago, but it is no longer true today.

Now, the reason for the backlog with the Environmental Hearing Board was not because they were dillydallying with specific cases but because there were unfilled vacancies. It is a five-member body, and vacancies were unfilled for years at a time. That was the cause of the problem. The problem was not inattention to caseload. So I think not only is this the wrong solution but I am telling you that the problem no longer exists that we are dealing with.

I also would like to tell you that one who has a problem with the Environmental Hearing Board already has relief available to itself by going into Commonwealth Court and getting mandamus relief; in other words, going into

Commonwealth Court and forcing the Environmental Hearing Board to act.

I think that, again, the bill itself with its amendments sets that bad precedent, and I think that we ought to keep our judicial system functioning properly. There is not a specific problem we are dealing with anymore, and we should not be doing this.

I would urge a "no" vote.

The SPEAKER. The Chair thanks Mr. Vitali.

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—187

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

NAYS—10

Cawley	Josephs	Santoni	Sturla
Curry	Kirkland	Steelman	Vitali
Gordner	Lloyd		

NOT VOTING—2

Bishop	Buxton
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EXCUSED—4

Bush	Durham	Hughes	McNally
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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 2372, PN 2980**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—194

Acosta	Fairchild	Lescovitz	Santoni
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	Melio	Stairs
Boyes	Gigliotti	Merry	Steelman
Brown	Gladeck	Michlovic	Steighner
Bunt	Godshall	Mihalich	Steil
Burns	Gordner	Miller	Stern
Butkovitz	Gruitza	Mundy	Stetler
Buxton	Gruppo	Nailor	Stish
Caltagirone	Haluska	Nickol	Strittmatter
Cappabianca	Hanna	Nyce	Sturla
Carn	Harley	O'Brien	Tangretti

Carone	Hasay	Olasz	Taylor, E. Z.
Cawley	Hennessey	Oliver	Taylor, J.
Cessar	Herman	Perzel	Thomas
Chadwick	Hershey	Pesci	Tomlinson
Civera	Hess	Petrarca	Trello
Clark	Hutchinson	Petrone	Trich
Clymer	Itkin	Pettit	True
Cohen, L. I.	Jadlowiec	Phillips	Tulli
Cohen, M.	James	Piccola	Uliana
Colaella	Jarolin	Pistella	Vance
Colaizzo	Josephs	Pitts	Van Horne
Conti	Kaiser	Platts	Veon
Cornell	Kasunic	Preston	Washington
Corrigan	Keller	Raymond	Waugh
Cowell	Kenney	Reber	Williams
Coy	King	Reinard	Wogan
Curry	Kirkland	Richardson	Wozniak
Daley	Krebs	Rieger	Wright, D. R.
DeLuca	Kukovich	Ritter	Wright, M. N.
Dempsey	LaGrotta	Roberts	Yandrisevits
Dent	Laub	Robinson	Yewcic
Dermody	Laughlin	Roebuck	Youngblood
Donatucci	Lawless	Rooney	Zug
Druce	Lederer	Rubley	
Egolf	Lee	Rudy	DeWeese,
Evans	Leh	Ryan	Speaker

NAYS—0

NOT VOTING—5

Micozzie	Surra	Tigue	Vitali
Rohrer			

EXCUSED—4

Bush	Durham	Hughes	McNally
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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 558, PN 3129**, entitled:

An Act requiring police departments to adopt and follow a domestic violence response policy.

On the question,

Will the House agree to the bill on third consideration?

Mr. TRICH offered the following amendment No. A1687:

Amend Sec. 3, page 2, lines 25 through 29, by striking out all of said lines and inserting

(b) Form of report.—Each law enforcement agency shall make an incident report, on a form prescribed by the Pennsylvania State Police, consistent with the report required by the Federal National Incident-Based Reporting System (NIBRS). The mandate for incident report completion shall not be operative until the Pennsylvania State Police have implemented NIBRS. The incident report may include the following:

(1) Names, addresses and telephone numbers of the victim, the accused, any witnesses and the caller.

(2) A second permanent address and telephone number for the victim, such as a close family member or a friend.

(3) A statement of the relationship between the victim and the accused.

(4) A narrative of the incident, including the date, time and whether the accused appeared intoxicated or under the influence of a controlled substance.

(5) What, if any, weapons were used or threatened to be used.

(6) A description of any injuries observed by the officer.

(7) A description of any injuries described by the victim but not observed by the officer and an indication that the injury was not observed.

(8) Documentation of any evidence that would tend to establish that a crime was committed.

(9) An indication of whether an arrest was made and the reason for electing not to arrest, whether there was a warrantless arrest, an arrest with a warrant or no arrest.

(10) Whether the accused actually was arrested or whether there is an outstanding arrest warrant.

(11) The crimes with which the accused was charged.

(12) If the accused was arrested and arraigned, whether bail was set and any conditions of bail imposed.

(13) If the officer did not arrest or seek an arrest warrant even though arrest was authorized, a detailed explanation of the reasons for the officer's decision not to arrest.

(14) The names and ages of any children present in the household and their address and telephone number if the children are relocated.

(15) Notation of previous incidents of which the officer is personally aware.

(16) Notation of previous incidents reported by the victim or witnesses.

(17) If an officer was injured in the incident, the nature and circumstances of the injury.

(c) Data collection.—The following shall apply to reports made under subsection (b):

(1) All written reports on the same person should be kept together or cross-referenced so that repeat domestic violence can be monitored.

(2) The written report, or another document, such as an index card, or computer entry generated from the written report, should become a domestic violence tracking report.

(3) To the extent possible, the domestic violence tracking report should be accessible to dispatchers and police officers.

Amend Sec. 5, page 3, lines 4 through 11, by striking out all of said lines and inserting

Section 6. Procedures.
Procedures for dispatch, arrest, provision of victim notice and services, report writing, investigation, processing the accused and follow-up with victims must be explicitly set forth in written police departmental procedures.

On the question,

Will the House agree to the amendment?

The SPEAKER. The gentleman, Mr. Trich, is recognized on 1687, which is 5 years after Penn landed in Pennsylvania.

Mr. TRICH. Thank you, Mr. Speaker.

The amendment I am to speak to you about this afternoon actually deals with a domestic violence bill that was part of a package of bills created by a select committee on domestic violence a session ago. This particular bill does nothing more than sets up a requirement where local police departments shall file a report anytime they are called in on a domestic violence call.

The amendment before you merely is technical in nature. It corrects a couple of problems with the bill. First of all, it lists those items that should be, may be, listed on such a report form, and second, at the end of the amendment, it gives the flexibility to local police departments to come up with a protocol on such domestic violence cases as they so desire. Therefore, they do not have to follow word for word the protocol set forth by the Attorney General's Office.

These were two compromise pieces that we put into the bill, and I would ask that the House vote favorably upon amendment 1687, the only amendment that will be offered on this bill today.

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

The following roll call was recorded:

YEAS—199

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

Evans
Fairchild
Fajt

Levdansky
Lloyd

Santoni
Sather

DeWeese,
Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Bush

Durham

Hughes

McNally

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—185

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

Donatucci	Lederer	Rubley	Youngblood
Druce	Lescovitz	Rudy	Zug
Evans	Levdansky	Ryan	
Fairchild	Lloyd	Santoni	DeWeese,
Fajt	Lucyk	Sather	Speaker
Farmer	Lynch	Saylor	

NAYS—14

Armstrong	Egolf	Leh	Saurman
Boyes	Fargo	Merry	Schuler
Clark	Hennessey	Rohrer	Waugh
Dempsey	Lee		

NOT VOTING—0

EXCUSED—4

Bush	Durham	Hughes	McNally
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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.

LEAVE OF ABSENCE

The SPEAKER. Representative HALUSKA from Cambria County will have his name added to the leave list for the rest of today's proceedings.

BILLS ON THIRD
CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 1772, PN 3447**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for zoning ordinance provisions.

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—186

Acosta	Farmer	Lloyd	Santoni
Adolph	Fee	Lucyk	Sather
Allen	Fichter	Lynch	Saylor
Argall	Fleagle	Manderino	Scheetz
Armstrong	Flick	Markosek	Scrimenti
Baker	Freeman	Marsico	Semmel
Barley	Gamble	Masland	Serafini
Battisto	Gannon	Mayermik	Smith, B.
Bebko-Jones	Geist	McCall	Smith, S. H.
Belardi	George	McGeehan	Snyder, D. W.
Belfanti	Gerlach	Melio	Staback
Birmelin	Gigliotti	Merry	Stairs

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

NAYS—11

Buxton	Conti	Reinard	Tomlinson
Clark	Fairchild	Saurman	Waugh
Clymer	Maitland	Steil	

NOT VOTING—1

Schuler

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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 2034, PN 3448**, entitled:

An Act authorizing the imposition of temporary countywide burn bans under certain circumstances; and providing penalties for violations.

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

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

NAYS—0

NOT VOTING—1

Laub

EXCUSED—5

Bush Haluska Hughes McNally
Durham

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

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

* * *

The House proceeded to third consideration of **SB 867, PN 945**, entitled:

An Act amending the act of April 8, 1982 (P. L. 303, No. 85), entitled "Second Class County Prothonotary Fee Act," providing for the establishment and modification of fees and for the imposition of an additional fee.

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—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

* * *

The House proceeded to third consideration of **HB 1564, PN 1752**, entitled:

An Act amending the act of December 19, 1990 (P.L.1200, No.202), known as the Solicitation of Funds for Charitable Purposes Act, further providing for reports by charitable organizations.

On the question,

Will the House agree to the bill on third consideration?

Mr. FLICK offered the following amendment No. A1609:

Amend Sec. 1 (Sec. 5), page 2, line 1, by inserting after "solicitors"

, professional fundraising counsel

Amend Sec.1 (Sec. 5), page 2, line 6, by inserting after "solicitors"

, professional fundraising counsel

Amend Sec. 1 (Sec. 5), page 2, line 28, by inserting after "solicitors"

, professional fundraising counsel

On the question,

Will the House agree to the amendment?

The SPEAKER. Will the gentleman, Mr. Flick, yield momentarily.

PARLIAMENTARY INQUIRY

The SPEAKER. For what purpose does the gentelady, Lita Cohen, rise?

Mrs. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to move to reconsider HB 1772.

The SPEAKER. The gentelady has a request that is possible, but it will have to be administratively forwarded through the clerk.

CONSIDERATION OF HB 1564 CONTINUED

The SPEAKER. On the Flick amendment, the gentleman, Mr. Flick— Is the gentleman in the hall of the House? The gentleman indicates he is in favor of his amendment.

The gentleman, Mr. Williams. Does the gentleman seek recognition on the Flick amendment?

Mr. WILLIAMS. Yes, Mr. Speaker.

Mr. Speaker—

The SPEAKER. Does the gentleman, Mr. Williams, have a copy of the amendment, of the Flick amendment?

Mr. WILLIAMS. No, I do not have the complete amendment.

The SPEAKER. We are trying to ascertain whether it has been circulated throughout the floor.

Mr. Williams may continue.

Mr. WILLIAMS. Mr. Speaker, as a member of the State Government Committee and vice chair of that committee, I am standing in support of the Flick amendment. I believe it goes to the heart of expanding the primary legislation, and myself and the chairman are in support of that particular task.

The SPEAKER. The Chair thanks the gentleman very much.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

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

Cornell	Kirkland	Richardson	Washington
Corrigan	Krebs	Rieger	Waugh
Cowell	Kukovich	Ritter	Williams
Coy	LaGrotta	Roberts	Wogan
Curry	Laub	Robinson	Wozniak
Daley	Laughlin	Roebuck	Wright, D. R.
DeLuca	Lawless	Rohrer	Wright, M. N.
Dempsey	Lederer	Rooney	Yandrisevits
Dent	Lee	Rubley	Yewcic
Dermody	Leh	Rudy	Youngblood
Donatucci	Lescovitz	Ryan	Zug
Druce	Levdansky	Santoni	
Egolf	Lloyd	Sather	DeWeese,
Evans	Lucyk	Saurman	Speaker
Fairchild	Lynch		

NAYS—0

NOT VOTING—2

Hanna Kasunic

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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—197

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler
Armstrong	Fichter	Markosek	Scrimenti
Baker	Fleagle	Marsico	Semmel
Barley	Flick	Masland	Serafini
Battisto	Freeman	Mayernik	Smith, B.
Bebko-Jones	Gamble	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Snyder, D. W.
Belfanti	Geist	Meljo	Staback
Birmelin	George	Merry	Stairs
Bishop	Gerlach	Michlovic	Steelman
Blaum	Gigliotti	Micozzie	Steighner
Boyes	Gladeck	Mihalich	Steil
Brown	Godshall	Miller	Stern
Bunt	Gordner	Mundy	Stetler
Burns	Gruitza	Nailor	Stish
Butkovitz	Gruppo	Nickol	Strittmatter
Buxton	Hanna	Nyce	Sturla
Caltagirone	Harley	O'Brien	Surra
Cappabianca	Hasay	Olasz	Tangretti
Cam	Hennessey	Oliver	Taylor, E. Z.
Carone	Herman	Perzel	Taylor, J.
Cawley	Hershey	Pesci	Thomas
Cessar	Hess	Petrarca	Tigue

Chadwick	Hutchinson	Petrone	Tomlinson
Civera	Itkin	Pettit	Trello
Clark	Jadlowiec	Phillips	Trich
Clymer	James	Piccola	True
Cohen, L. I.	Jarolin	Pistella	Tulli
Cohen, M.	Josephs	Pitts	Uliana
Colaella	Kaiser	Platts	Vance
Colaizzo	Kasunic	Preston	Van Horne
Conti	Keller	Raymond	Veon
Cornell	Kenney	Reber	Vitali
Corrigan	King	Reinard	Washington
Cowell	Kirkland	Richardson	Williams
Coy	Krebs	Rieger	Wogan
Curry	Kukovich	Ritter	Wozniak
Daley	LaGrotta	Roberts	Wright, D. R.
DeLuca	Laub	Robinson	Wright, M. N.
Dempsey	Laughlin	Roebuck	Yandrisevits
Dent	Lawless	Rohrer	Yewcic
Dermody	Lederer	Rooney	Youngblood
Donatucci	Lee	Rubley	Zug
Druce	Leh	Rudy	
Egolf	Lescovitz	Ryan	DeWeese,
Evans	Levdansky	Santoni	Speaker
Fairchild	Lloyd	Sather	

NAYS—0

NOT VOTING—1

Waugh

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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 1687, PN 3451**, entitled:

An Act authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to the Borough of Freemansburg a tract of land situate in the Borough of Freemansburg, Northampton County.

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—198

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler
Armstrong	Fichter	Markosek	Scrimenti

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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 COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Mr. Itkin, who calls an immediate Rules Committee meeting in the majority caucus room; an immediate Rules Committee meeting in the majority caucus room.

DEMOCRATIC CAUCUS

The SPEAKER. Subsequent to the majority caucus room's Rules Committee meeting, the Democrats will meet in caucus. We hope to return to the floor within 1 hour.

AGING AND YOUTH COMMITTEE MEETING

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

Mr. BLAUM. Thank you, Mr. Speaker.

I would like to call an immediate meeting of the Aging and Youth Committee in the rear of the House to refer a bill over to the Education Committee.

The SPEAKER. Immediate meeting in the back of the hall of the House, Aging and Youth, Mr. Blaum.

ANNOUNCEMENT BY MR. FREEMAN

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

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise to announce a brief meeting.

The ad hoc group of legislators dealing with land use issues will meet in room 39E, the East Wing, for a brief period of time on the recess. I urge all the members of that group to please attend.

REPUBLICAN CAUCUS

The SPEAKER. Does Mr. Kukovich wish to call a Republican caucus? Mr. Geist?

Mr. KUKOVICH. Mr. Speaker, there will be an immediate Republican caucus in the minority caucus room.

URBAN AFFAIRS COMMITTEE MEETING

The SPEAKER. Representative Petrone is recognized.

Mr. PETRONE. Thank you, Mr. Speaker. Thank you, Mr. Speaker. Can I have some order?

There will be a meeting of the House Urban Affairs Committee in the back of the House at the call of recess. I would appreciate every member's attendance. We will be very brief. It is a very important meeting. Thank you.

The SPEAKER. Urban Affairs Committee meeting immediately; Mr. Petrone's Urban Affairs Committee meeting.

VOTE CORRECTIONS

The SPEAKER. Mr. Hanna is recognized for a correction of the record?

Mr. HANNA. Thank you, Mr. Speaker.

Yes, a correction.

The SPEAKER. The gentleman may proceed.

Mr. HANNA. On HB 1564, amendment 1609, the Flick amendment, I was out of my seat and missed the vote. I would like to be recorded in the affirmative.

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

The gentlelady from Lehigh, Ms. Ritter, is recognized.

Ms. RITTER. Thank you, Mr. Speaker.

Yesterday the vote was taken on HR 303, PN 3548. I was not here for that vote. If I had been here, I would have voted in the affirmative.

The SPEAKER. The Chair thanks the lady. Her remarks also will be spread across the record.

The gentleman, Mr. Waugh, is recognized.

Mr. WAUGH. Thank you, Mr. Speaker.

On HB 1564, final passage, my switch malfunctioned. I would like to be recorded in the positive, please. Thank you.

The SPEAKER. We will have a maintenance man look at that switch.

Your remarks will be spread across the record.

The distinguished gentleman from Elk County, Mr. Surra, is recognized.

Mr. SURRA. Thank you, Mr. Speaker.

Mr. Speaker, on HB 2372 my switch refused to function. I would like to be reported in the affirmative.

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

RECESS

The SPEAKER. The House stands in recess until 4 o'clock; 4 o'clock.

AFTER RECESS

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

THE SPEAKER PRO TEMPORE (PHYLLIS MUNDY) PRESIDING

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 116, PN 125**, with information that the Senate has passed the same without amendment.

BILL ON CONCURRENCE REPORTED FROM RULES COMMITTEE

SB 974, PN 2079 (Amended) By Rep. ITKIN

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the Public School Employees' Retirement System and the State Employees' Retirement System; adding and amending certain definitions; and further providing for older workers, for nonintervening military service, for eligibility for and the computation of annuities and other retirement benefits, for contributions and other payments made by employers, for certain credited service, for the powers and duties of the Public School Employees' Retirement Board and the State Employees' Retirement Board, for the rights and duties of members, for the

management of funds and accounts, for taxation, attachment and assignment of funds and for certain domestic relations matters.

RULES.

RESOLUTION REPORTED FROM COMMITTEE

HR 141, PN 2227

By Rep. ITKIN

A Concurrent Resolution directing the Public Employee Retirement Study Commission to conduct an analysis of the funding formula in the Municipal Pension Plan Funding Standard and Recovery Act.

RULES.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1331, PN 3582 (Amended)

By Rep. PETRONE

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, abolishing the office of elected coroner and creating the position of county medical examiner in counties of the second class.

URBAN AFFAIRS.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1741, PN 2016**, entitled:

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.

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?

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

YEAS—197

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

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

NAYS-1

Corrigan

NOT VOTING-0

EXCUSED-5

Bush	Haluska	Hughes	McNally
Durham			

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.

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 1488, PN 3520**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for antique and classic plates, for personal plates, for exemptions of entities and vehicles from fees, for restrictions on use of limited access highways and for television equipment; and authorizing the Department of Transportation to enter into multijurisdictional permit agreements for oversize or overweight vehicles or loads.

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

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

Mr. CESSAR. Thank you, Madam Speaker.

I urge a concurrence on these amendments. They are good amendments. We discussed them in our caucus, and I am sure the Democrats did, too. So I would urge the members to vote in the affirmative.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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

YEAS-197

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

NAYS—0

NOT VOTING—1

Bishop

EXCUSED—5

Bush Haluska Hughes McNally
Durham

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

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 1513, PN 3329**, entitled:

An Act authorizing the release of Project 70 restrictions imposed on certain land owned by Allegheny County, in return for the imposition of Project 70 restrictions on certain land to be acquired by Allegheny County.

On the question,

Will the House concur in Senate amendments?

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

YEAS—198

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

Cowell	Kirkland	Richardson	Waugh
Coy	Krebs	Rieger	Williams
Curry	Kukovich	Ritter	Wogan
Daley	LaGrotta	Roberts	Wozniak
DeLuca	Laub	Robinson	Wright, D. R.
Dempsey	Laughlin	Roebuck	Wright, M. N.
Dent	Lawless	Rohrer	Yandrisevits
Dermody	Lederer	Rooney	Yewcic
Donatucci	Lee	Rubley	Youngblood
Druce	Leh	Rudy	Zug
Egolf	Lescovitz	Ryan	
Evans	Levdansky	Santoni	DeWeese,
Fairchild	Lloyd	Sather	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush Haluska Hughes McNally
Durham

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

Ordered, That the clerk inform the Senate accordingly.

RESOLUTIONS

Mr. BIRMELIN called up **HR 218, PN 2949**, entitled:

A Resolution designating the week of April 24 through 30, 1994, as "Youth Temperance Council Week" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Acosta	Fargo	Lynch	Saylor
Adolph	Farmer	Maitland	Scheetz
Allen	Fee	Manderino	Schuler
Argall	Fichter	Markosek	Scrimenti
Armstrong	Fleagle	Marsico	Semmel
Baker	Flick	Masland	Serafini
Barley	Freeman	Mayernik	Smith, B.
Battisto	Gamble	McCall	Smith, S. H.
Bebko-Jones	Gannon	McGeehan	Snyder, D. W.
Belardi	Geist	Melio	Staback
Belfanti	George	Merry	Stairs
Birmelin	Gerlach	Michlovic	Steelman
Blaum	Gigliotti	Micozzie	Steighner
Boyes	Gladeck	Mihalich	Steil
Brown	Godshall	Miller	Stern
Bunt	Gordner	Mundy	Stetler
Burns	Gruitza	Nailor	Stish
Butkovitz	Gruppo	Nickol	Strittmatter
Buxton	Hanna	Nyce	Sturla
Callagirono	Harley	O'Brien	Surra
Cappabianca	Hasay	Olasz	Tangretti
Carn	Hennessey	Oliver	Taylor, E. Z.
Carone	Herman	Perzel	Taylor, J.
Cawley	Hershey	Pesci	Thomas
Cessar	Hess	Petrarca	Tigue
Chadwick	Hutchinson	Petrone	Tomlinson
Civera	Itkin	Pettit	Trello

Clark	Jadlowiec	Phillips	Trich
Clymer	James	Piccola	True
Cohen, L. I.	Jarolin	Pistella	Tulli
Cohen, M.	Josephs	Pitts	Uliana
Colaella	Kaiser	Platts	Vance
Colaizzo	Kasunic	Preston	Van Horne
Conti	Keller	Raymond	Veon
Cornell	Kenney	Reber	Vitali
Corrigan	King	Reinard	Washington
Cowell	Kirkland	Richardson	Waugh
Coy	Krebs	Rieger	Williams
Curry	Kukovich	Ritter	Wogan
Daley	LaGrotta	Roberts	Wozniak
DeLuca	Laub	Robinson	Wright, D. R.
Dempsey	Laughlin	Roebuck	Wright, M. N.
Dent	Lawless	Rohrer	Yandrisevits
Dermody	Lederer	Rooney	Yewcic
Donatucci	Lee	Rublely	Youngblood
Druce	Leh	Rudy	Zug
Egolf	Lescovitz	Ryan	
Evans	Levdansky	Santoni	DeWeese,
Fairchild	Lloyd	Sather	Speaker
Fajt	Lucyk	Saurman	

NAYS—0

NOT VOTING—1

Bishop

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

Mr. DEMPSEY called up **HR 292, PN 3522**, entitled:

A Resolution proclaiming the week of April 25 through 30, 1994, as "Lions Sight and Hearing Conservation Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

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

NAYS—0

NOT VOTING—1

Evans

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

Mr. COY called up **HR 295, PN 3523**, entitled:

A Resolution recognizing May 5, 1994, as "Prayer Day" in Pennsylvania as part of The National Day of Prayer celebration.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

Mrs. TAYLOR called up **HR 296, PN 3524**, entitled:

A Resolution memorializing the Governor to proclaim May 1994 as "Celebrate to Live" month in Pennsylvania.

On the question,
Will the House adopt the resolution?

Mrs. TAYLOR. Madam Speaker?

The SPEAKER pro tempore. The lady is recognized.

Mrs. TAYLOR. Madam Speaker, if I could just indulge the House for a minute.

This is the eighth time that I have come before this House of Representatives asking you to join me in urging our Pennsylvania teenagers to "Celebrate to Live."

Celebrations among teens run the risk of turning into catastrophes when alcohol and drugs are involved, particularly at this time of the year as the triumphs of youth are celebrated through high school proms and graduation season and the rites of spring.

Unfortunately, each year these celebrations are marred by tragedy as a result of the use of alcohol and illegal drugs — seniors dying in a car accident, or a graduation party becoming the scene of a drug bust or a rape. We must continually be aware that alcohol and drugs have a way of permanently scarring lives.

At the basis of the call to "Celebrate to Live" lies a deep compassion and concern for our youth. We need to encourage them to honor their achievements, protect their potential, and assume their individual responsibilities by celebrating responsibly.

State Police Commissioner Walp recently reported that 22 percent of driving-under-the-influence auto accidents in Pennsylvania during 1992 involved underage drinkers. Considering that those under age 21 account for only 7 percent of the drivers on our highways, this is an alarming statistic. Additionally, studies have proven that alcohol and drugs lead to criminal problems for minors. One study indicated that 52 percent of youth committing crimes did so under the influence.

The legislature has enacted stringent underage drinking penalties and also tough penalties for those who furnish alcohol to minors. These are necessary, but we also need to join in a positive campaign of support for youth who have to make responsible decisions. And so it is with sincere compassion and concern I ask you not only to join me in supporting this resolution, but take this message to your constituents: "Celebrate to Live."

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—198

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Schoetz
Argall	Fee	Manderino	Schuler
Armstrong	Fichter	Markosek	Scrimenti
Baker	Fleagle	Marsico	Semmel
Barley	Flick	Masland	Serafini
Battisto	Freeman	Mayermik	Smith, B.
Bebko-Jones	Gamble	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Snyder, D. W.
Belfanti	Geist	Melio	Staback
Birmelin	George	Merry	Stairs
Bishop	Gerlach	Michlovic	Steelman
Blaum	Gigliotti	Micozzie	Steighner
Boyes	Gladeck	Mihalich	Steil
Brown	Godshall	Miller	Stern
Bunt	Gordner	Mundy	Stetler

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

Mr. PERZEL called up **HR 301, PN 3563**, entitled:

A Resolution proclaiming April 24, 1994, as a commemorative day for the victims of the Armenian genocide.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

Mr. FEE called up **HR 263, PN 3315**, entitled:

A Concurrent Resolution directing the Joint Legislative Air and Water Pollution Control and Conservation Committee to study the issues concerning the regeneration and management of Pennsylvania's forests; and creating a task force.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

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

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Mr. and Mrs. William Deegan of Chester County. Mr. Deegan is chairman of the North Coventry Township board of supervisors, past president of the Chester County Association

of Township Supervisors, and in town to attend the State convention of township supervisors in Hershey. Mr. and Mrs. Deegan are the guests of Representative Hennessey, and they are seated to the left of the Speaker. Welcome to the hall of the House.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2075**, **PN 2545**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. LESCOVITZ offered the following amendment No. A1686:

Amend Sec. 1, page 1, line 10, by striking out "102(t)" and inserting

102(q) and (t)

Amend Sec. 1, page 1, line 12, by striking out "is" and inserting

are

Amend Sec. 1 (Sec. 102), page 1, by inserting between lines 16 and 17

(q) "Reporting company" means any person which has been required to file, and has filed, all required periodic reports with the Securities and Exchange Commission and has filed all annual reports, if any, which it is required to file [(i)] for at least [ninety days] twelve months prior to the time of application of this definition for persons filing pursuant to the provisions of section 13 or 15(d) of the Securities Exchange Act of 1934[;] or [(ii) for at least one hundred eighty days prior to the time of application of this definition with respect to persons filing pursuant to] the provisions of section 30 of the Investment Company Act of 1940[, or for whom there is publicly available the information concerning such person which is specified in clauses (1) through (14) inclusive, and clause (16) of paragraph (a)(4) of Rule 15 c2-11 adopted under the Securities Exchange Act of 1934, or if the person is an insurance company the information specified in section 12(g)(2)(G)(i) of that act. Information shall also be deemed "publicly available" under this section if it has been filed in such places or with such persons as the commission may specify by regulation].

Amend Bill, page 3, by inserting between lines 20 and 21

Section 3. Section 203(d), (i), (p) and (r) of the act, amended December 18, 1990 (P.L.755, No.190), are amended and the section is amended by adding a subsection to read:

Section 203. Exempt Transactions.—The following transactions are exempted from section 201:

* * *

(d) Any sales by an issuer to not more than twenty-five persons in this State during a period of twelve consecutive months if (i) the issuer shall obtain the written agreement of each such person not to sell the security within twelve months after the date of purchase; (ii) no public media advertisement is used or mass mailing made in connection with soliciting such sales; (iii) no cash or securities is given or paid, directly or indirectly, to any promoter as compensation in connection therewith unless such compensation is given or paid in connection with a sale made by a broker-dealer registered pursuant to section 301 and any person receiving such compensation is either such broker-dealer or an agent registered pursuant to section 301 of such broker-dealer; [and] (iv) the filing fee specified in section 602(b.1) is paid[.];

and (v) the issuer has provided written notice to each such person of the right to withdraw an acceptance as provided by section 207(m)(2). Purchasers of securities registered under this act or sold in reliance upon an exemption under this act other than this subsection (d) or subsection (f) shall not be included in computing the twenty-five persons for purposes of this exemption. A notice in the form prescribed by the commission, signed by the officers or directors of the issuer under oath and stating the name, principal business address of the issuer, proposed use of the proceeds from the sale and such facts as are necessary to establish this exemption shall be filed, together with a copy of any offering literature used in connection with such offer or sale, with the commission not later than the day on which the [securities are first issued] issuer receives from any person an executed subscription agreement or other contract to purchase the securities being offered or the issuer [first] receives consideration from any person therefor, whichever is earlier.

* * *

(i) Any sale of a security registered under section 5 of the Securities Act of 1933 or exempt from registration pursuant to Regulation A promulgated under section 3(b) of such act if: (i) a copy of any final prospectus or final offering circular (whether in connection with the original registration or exemption under the Securities Act of 1933 or a post-effective amendment thereto) utilized or proposed to be utilized in connection therewith is mailed to the commission within two business days after such prospectus or offering circular is filed with the Securities and Exchange Commission; (ii) the applicable filing fee specified in section 602(b.1) is paid with respect to such offering; (iii) the issuer of the security is a reporting company; and (iv) no stop order or refusal order is in effect and no public proceeding or investigation looking toward such an order is pending under the Securities Act of 1933 or this act. As a condition of the continuing effectiveness of this exemption, copies of any post-effective amendment or sticker to such prospectus or offering circular must be mailed to the commission within two business days after the same is filed with the Securities and Exchange Commission. An exemption under this section shall terminate upon the termination of the registration statement under section 5 or the exemption from registration pursuant to Regulation A promulgated under section 3(b) of the Securities Act of 1933, except that an exemption under this section for the sale of securities of an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, shall also terminate twelve months from the date the prospectus described in (i) above is filed with the commission, unless renewed for another twelve-month period by the payment of the fee specified in section 602(b.1). Any exemption in effect under this section for the sale of securities of an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, shall also terminate twelve months from the effective date of this amendatory act, unless renewed for another twelve-month period by the payment of the fee specified in section 602(b.1). The effectiveness of an exemption or renewal of an exemption under this section for the sale of securities of an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, shall not be terminated as a result of a post-effective amendment seeking to register an additional amount of securities which becomes effective under the Securities Act of 1933.]

(i.1) Any sale of an equity security (except securities of an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940) if: (i) the securities are proposed to be registered under section 5 of the Securities Act of 1933 or exempted under Regulation A promulgated under section 3(b) thereof and, in fact, become registered under section 5 of the Securities Act of 1933 or exempted from registration pursuant to Regulation A promulgated

under section 3(b) of such act; (ii) a copy of any final prospectus or final offering circular utilized or proposed to be utilized in connection therewith is mailed to the commission within two business days after such prospectus or offering circular is filed with the Securities and Exchange Commission; (iii) the applicable filing fee specified in section 602(b.1) is paid with respect to such offering; (iv) the issuer of the security is a reporting company; (v) no stop order or refusal order is in effect and no public proceeding or investigation looking toward such an order is pending under the Securities Act of 1933 or this act; (vi) the equity security is listed on a national securities exchange registered under the Securities Exchange Act of 1934 or quoted on the National Association of Securities Dealers Automated Quotation System; (vii) the issuer, at the time it files the notice required in clause (viii) with the commission, has not received an auditor's report for the immediately preceding fiscal year expressing substantial doubt about the issuer's ability to continue as a going concern unless the securities being sold in reliance upon this subsection are the subject of an offering that is being underwritten on a firm commitment basis by a broker-dealer registered under section 301; and (viii) the issuer has filed a notice with the commission in the form and manner which the commission, by regulation, may prescribe. As a condition of the continuing effectiveness of this exemption, copies of any post-effective amendment or sticker to such prospectus or offering circular must be mailed to the commission within two business days after the same is filed with the Securities and Exchange Commission. An exemption under this section shall terminate upon the termination of the registration statement under section 5 or the exemption from registration pursuant to Regulation A promulgated under section 3(b) of the Securities Act of 1933. For purposes of this subsection, the commission, by regulation, may define the term "equity security." Any exemption in effect under this section as of the effective date of this subsection for the sale of securities of an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, shall terminate twelve months from the date the prospectus described in clause (ii) or exemption renewal was filed with the commission under this section. For all other issuers that have an exemption in effect under this subsection as of the effective date of this subsection, the exemption for the sale of securities by those issuers shall terminate twenty-four months after the effective date of this subsection.

* * *

(p) Any offer or sale of an evidence of indebtedness of an issuer either: organized exclusively for educational, benevolent, fraternal, religious, charitable, social, athletic or reformatory purposes and not for pecuniary profit, if no part of the net earnings of the issuer inures to the benefit of any private shareholder or individual; or organized as a chamber of commerce or trade or professional association if there has been filed with the commission a notice identifying the security and the basis of its qualification under this exemption together with such further information as the commission may by regulation require, and if the commission does not by order disallow the exemption within ten days or such shorter period as it may permit. The security qualifies under this exemption[:] if: (i) the issuer and any predecessor have not defaulted within the current fiscal year and the three preceding fiscal years in any fixed interest or principal obligation; [and] (ii) the issuer complies with regulations of the commission with respect to trust indentures and the use of a prospectus; [and] (iii) the securities proposed to be sold are secured by a mortgage or deed of trust upon land and buildings, which mortgage or deed of trust is or will become a first lien at or prior to the issuance of such evidences of indebtedness, or provision satisfactory to the commission is made for escrowing the proceeds from their sale until such first lien is established, and the total amount of such securities does not exceed seventy-five per cent of the then fair market value of the land and buildings included in such mortgage or deed of trust, less the amount of any unpaid special assessment taxes[:]; and (iv) any person who accepts an offer to purchase securities under this subsection has

received a written notice of his right to withdraw his acceptance as provided by section 207(m)(2). This exemption shall not apply to the securities of any nonprofit organization if any promoter thereof expects or intends to make a profit directly or indirectly from any business or activity associated with the organization or operation of such nonprofit organization.

* * *

(r) Any transaction or class of transactions as to which the commission by regulation or order finds that registration is not necessary or appropriate for the protection of investors. As a condition of the availability of an exemption granted or established under this section, the commission may require compliance with the provisions of section 207(m)(2) and the rules and regulations promulgated thereunder.

Section 4. Sections 207(j) and (m) and 209(b) of the act, amended May 9, 1984 (P.L.235, No.52), are amended and the sections are amended by adding subsections to read:

Section 207. General Registration Provisions.—* * *

[(j)] Except with respect to an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, a registration by coordination is effective for one year from its effective date, or any longer period during which the security is being offered or distributed in a nonexempted transaction by or for the account of the issuer or other person on whose behalf the offering is being made, or by any underwriter or broker-dealer who is still offering part of an unsold allotment or subscription taken by him as a participant in the distribution, provided that the commission has been notified of such continued offering and the period thereof. A registration by coordination for an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, is effective for one year from its effective date. Any registration by coordination which is effective for the sale of securities in this State by an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, as of the effective date of this amendatory act, shall terminate twelve months from the effective date of this amendatory act. A registration by qualification is effective for one year from its effective date. The fact that a registration statement has been effective in this State with respect to any security does not permit sales of securities of the same class by the issuer or an affiliate of the issuer if such person did not file the registration statement, unless a separate registration statement is filed and declared effective with respect thereto, or an exemption from registration is available. A registration statement may not be withdrawn after its effective date if any of the securities registered have been sold in this State, unless permitted by regulation or order of the commission. No registration statement is effective during the time a stop order is in effect under section 208. The effectiveness of a registration statement filed by an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such terms are defined in the Investment Company Act of 1940, shall not be terminated as a result of a post-effective amendment seeking to register an additional amount of securities which becomes effective under the Securities Act of 1933.]

[(i.1)] Except for a registration by coordination for an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, a registration by coordination is effective for one year from its effective date, or any longer period during which the security is being offered or distributed in a nonexempted transaction by or for the account of the issuer or other person on whose behalf the offering is being made, or by any underwriter or broker-dealer who is still offering part of an unsold allotment or subscription taken by him as a participant in the distribution, provided that the commission has been notified of such continued offering and the period thereof. A registration by coordination for an open-end or closed-end investment company, face amount certificate company or unit

investment trust, as such persons are classified in the Investment Company Act of 1940, is effective for the period beginning with its effective date and ending sixty days after the registrant's fiscal year end for the year in which the filing under section 205 became effective. A registration by coordination for a unit investment trust, as such a person is classified in the Investment Company Act of 1940, is effective for the period beginning with its effective date in this State and ending one year after the date the registration statement for the same securities became effective with the Securities and Exchange Commission. A registration by qualification is effective for one year from its effective date. The fact that a registration statement has been effective in this State with respect to any security does not permit sales of securities of the same class by the issuer or an affiliate of the issuer if such person did not file the registration statement, unless a separate registration statement is filed and declared effective with respect thereto, or an exemption from registration is available. A registration statement may not be withdrawn after its effective date if any of the securities registered have been sold in this State, unless permitted by regulation or order of the commission. No registration statement is effective during the time a stop order is in effect under section 208. The effectiveness of a registration statement filed by an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such terms are defined in the Investment Company Act of 1940, shall not be terminated as a result of a post-effective amendment seeking to register an additional amount of securities which becomes effective under the Securities Act of 1933. A registration statement for the sale of securities in this State by an open-end or closed-end investment company, face amount certificate company or unit investment trust that is effective under section 205 or 206 as of the effective date of this subsection shall terminate twelve months from the date the registration statement became effective.

* * *

(m) (1) Except where such securities are registered under section 5 of the Securities Act of 1933, each person who accepts an offer to purchase securities registered by qualification directly from an issuer or an affiliate of an issuer shall have the right to withdraw his acceptance without incurring any liability to the seller, underwriter (if any) or any other person, within two business days after he receives a prospectus relating to the offering (which is not materially different from the final prospectus relating to such offering) and a notice explaining the provisions of this subsection. As used herein, the term "final prospectus" shall mean the document prepared in accordance with such regulations as the commission may provide, to be used by the seller in connection with an offering of securities in this State after the registration of such securities has become effective under this act.

(2) Each person who accepts an offer to purchase securities exempted from registration by section 203(d), (f), and (p) [or (r)], directly from an issuer or affiliate of an issuer shall [have the right] receive a written notice in such form as the commission, by rule, may prescribe, informing such person of his right under this subsection to withdraw his acceptance without incurring any liability to the seller, underwriter (if any) or any other person, within two business days from the date of receipt by the issuer of his written binding contract of purchase or, in the case of a transaction in which there is no written binding contract of purchase, within two business days after he makes the initial payment for the securities being offered.

(n) For purposes of coordinating the provisions of this act with uniform procedures to facilitate electronic filings of registration statements by means of a securities registration depository, the commission, by regulation, may adopt appropriate procedures or forms or waive or modify any provision of section 205 or 206 or this section.

Section 209. Books, Records and Accounts.—* * *

(b) Every open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, filing under section [203(i), 205 or 206 and every issuer registering securities for sale in this State under section 206 shall

file an annual report with the commission, no earlier than three hundred sixty-five days and no later than four hundred twenty days from the effective date of the registration, exemption or exemption renewal, setting forth the total amount of securities sold in this State during the effective period of the registration statement, exemption or exemption renewal.] 205 or 206 shall file reports with the commission at such times and in such manner as the commission, by rule, may prescribe which, at a minimum, set forth the total amount of securities sold in this State during the effective period of the registration statement.

(c) Except open-end and closed-end investment companies, face amount certificate companies and unit investment trusts, as such persons are classified in the Investment Company Act of 1940, every issuer registering securities for sale in this State under section 206 shall file an annual report with the commission, no earlier than three hundred sixty-five days and no later than four hundred twenty days from the effective date of the registration, setting forth the total amount of securities sold in this State during the effective period of the registration statement.

Section 5. The act is amended by adding a section to read:

Section 210. Retroactive Registration of Certain Securities.—The commission, by regulation, may establish procedures whereby an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, which, during the effective period of registration under section 205 or 206, sold securities in this State in excess of the aggregate amount of securities registered for sale in this State under section 205 or 206 may apply to the commission to register such securities retroactive to the date of the initial registration. An application for retroactive registration of such securities shall not be granted if, at the time the application is filed, a civil, criminal or administrative proceeding is pending alleging violations of section 201 for the sale of such securities in this State, or such securities were sold more than twenty-four months prior to the date the application was filed with the commission. An application under this section shall not be granted unless the applicable oversale assessment prescribed by section 602.1(d) has been paid.

Section 6. Section 602(b.1)(i) and (iv) of the act, added December 18, 1990 (P.L.755, No.190), are amended to read:

Section 602. Fees.—* * *

(b.1) Filing fees for sales of securities:

[(i) Exemption filings under section 203(i),
except as provided for in subclause (iv) \$100]
(i) Exemption filings under section 203(i) \$250
* * *

(iv) In the case of registration statement filings under section 205 or 206 [or exemption filings under section 203(i)] by an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940.

Based upon the maximum aggregate offering price at which such securities are to be offered in this State during the effective period of the registration, [exemption or renewal of the exemption,] the fee for (A) \$4,000,000 or less, 1/20 of 1% with a minimum fee of \$350; (B) more than \$4,000,000 but less than \$100,000,000, \$3,000; (C) \$100,000,000 or more, \$3,500; except that, in the case of a registration statement in which the issuer, pursuant to its articles of incorporation or other governing instruments, is restricted to holding exclusively debt securities of other persons having fixed final maturity dates occurring within 200 days from the initial effective date of the

registration statement for the issuer's securities filed under the Securities Act of 1933, the maximum fee payable under the above schedule shall not exceed \$1,500.

If an open-end or closed-end investment company, face amount certificate company or unit investment trust, as such persons are classified in the Investment Company Act of 1940, which has an effective registration under section 205 or 206 elects to convert to an exemption under section 203(i) without extending the effective period of the exemption under section 203(i) beyond the date upon which the registration under section 205 or 206 would have otherwise terminated, there shall be no additional filing fee required.

* * *

Section 7. Section 602.1(d) of the act, added May 4, 1993 (P.L.4, No.4), is amended to read:

Section 602.1. Assessments.—* * *

(d) Each application filed with the commission under section 210 by an open-end or closed-end investment company, face amount certificate company or unit investment trust, as those persons are classified in the Investment Company Act of 1940, to register securities sold in this State in excess of the aggregate amount of securities registered under section 205 or 206 shall include the payment of an oversale assessment which shall be three times an amount which equals the difference between the registration fee that would have been payable under section 602(b.1) based upon the total amount of securities sold in this State and the total registration fees previously paid to the commission with respect to such registration, but in no case shall the oversale assessment be less than three hundred fifty dollars (\$350) or be more than three thousand dollars (\$3,000).

(e) Moneys payable for assessments established by this section shall be collected by the commission and deposited into the General Fund and shall be credited to the appropriation of the commission for the fiscal year received. These moneys are intended to meet the expenses of the commission in administering the provisions of this act, including any or all of the following activities:

(1) expenses, including personnel, operating and fixed assets costs, relating to the registration of broker-dealers, agents, investment advisers and associated persons under section 301 and the conduct of examinations of broker-dealers and investment advisors registered under section 301 and other compliance-related activities of the commission;

(2) nonpersonnel expenses related to establishing and maintaining an entrepreneur education program to educate small business persons in this Commonwealth as to the issuance of securities as a means of raising capital;

(3) nonpersonnel expenses related to establishing and maintaining a securities fraud awareness program to educate public investors in this Commonwealth about fraudulent and manipulative securities practices; [and]

(4) nonpersonnel expenses related to conducting enforcement-related activities of the commission[.]; and thereafter,

(5) other expenses of the commission necessary to implement the provisions of this act.

Amend Sec. 3, page 3, line 21, by striking out all of said line and inserting

Section 8. This act shall take effect as follows:

(1) The amendment of sections 210 and 602.1 shall take effect July 1, 1994, or immediately, whichever is later.

(2) This section shall take effect immediately.

(3) The remainder of this act shall take effect in 90 days.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the question, the Chair recognizes— Mr. Lescovitz indicates he does not seek recognition.

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

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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?

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

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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 2650, PN 3516**, entitled:

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, further providing for mergers, consolidations and conversions of savings banks.

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?

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

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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.

HB 1772 RECONSIDERED

The SPEAKER pro tempore. The Chair is in possession of four reconsideration motions.

The lady, Mrs. Cohen, moves that the vote by which HB 1772, PN 3447, was passed on the 19th day of April be reconsidered.

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

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

On the question recurring,
Shall the bill pass finally?

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

YEAS—127

Acosta	Evans	Lescovitz	Scrimenti
Allen	Fajt	Levdansky	Semmel
Argall	Farmer	Lloyd	Serafini
Battisto	Fee	Lucyk	Snyder, D. W.
Bebko-Jones	Freeman	Manderino	Staback
Belardi	Gamble	Markosek	Steelman
Belfanti	Gannon	Mayernik	Steighner
Birmelin	George	McCall	Stetler
Bishop	Gigliotti	McGeehan	Stish
Blaum	Gordner	Melio	Sturla
Burns	Gruitza	Michlovic	Surra
Butkovitz	Hanna	Mihalich	Tangretti
Buxton	Hasay	Mundy	Taylor, J.
Caltagirone	Hennessey	O'Brien	Thomas
Cappabianca	Herman	Oliver	Tigue
Carn	Hershey	Pesci	Trello
Carone	Itkin	Petrarca	Trich
Cawley	James	Petrone	Uliana

Cessar	Jarolin	Pettit	Van Horne
Chadwick	Josephs	Piccola	Veon
Cohen, M.	Kaiser	Pistella	Washington
Colaella	Kasunic	Preston	Williams
Colaizzo	Keller	Richardson	Wogan
Corrigan	Kenney	Rieger	Wozniak
Cowell	Kirkland	Ritter	Wright, D. R.
Coy	Krebs	Roberts	Yandrisevits
Curry	Kukovich	Robinson	Yewcic
Daley	LaGrotta	Roebuck	Youngblood
DeLuca	Laughlin	Rooney	Zug
Dempsey	Lawless	Rudy	
Dent	Lederer	Santoni	DeWeese,
Dermody	Lee	Scheetz	Speaker
Donatucci			

NAYS—70

Adolph	Fleagle	Merry	Saurman
Armstrong	Flick	Micozzie	Saylor
Baker	Geist	Miller	Schuler
Barley	Gerlach	Nailor	Smith, B.
Boyes	Gladeck	Nickol	Smith, S. H.
Brown	Godshall	Nyce	Stairs
Bunt	Gruppo	Perzel	Steil
Civera	Harley	Phillips	Stern
Clark	Hess	Pitts	Strittmatter
Clymer	Hutchinson	Platts	Taylor, E. Z.
Cohen, L. I.	Jadlowiec	Raymond	Tomlinson
Conti	King	Reber	True
Cornell	Laub	Reinard	Tulli
Druce	Leh	Rohrer	Vance
Egolf	Lynch	Rubley	Vitali
Fairchild	Maitland	Ryan	Waugh
Fargo	Marsico	Sather	Wright, M. N.
Fichter	Masland		

NOT VOTING—1

Olasz

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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.

HB 2372 RECONSIDERED

The SPEAKER pro tempore. The gentleman, Mr. Surra, moves that the vote by which HB 2372, PN 2980, was passed on the 19th day of April be reconsidered.

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

The following roll call was recorded:

YEAS—198

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

On the question recurring,
Shall the bill pass finally?

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

YEAS—198

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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.

HB 486 RECONSIDERED

The SPEAKER pro tempore. The gentleman, Mr. Buxton, moves that the vote by which HB 486 was passed on the 19th day of April be reconsidered.

On the question,
Will the House agree to the motion?
The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

On the question recurring,
Shall the bill pass finally?
The SPEAKER pro tempore. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS—184

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

NAYS—12

Adolph	Gordner	Lawless	Santoni
Cawley	Josephs	Lloyd	Sturla
Curry	Kirkland	Robinson	Vitali

NOT VOTING—2

Richardson	Tulli
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EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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.

HB 1741 RECONSIDERED

The SPEAKER pro tempore. The gentleman, Mr. Lynch, moves that the vote by which HB 1741, PN 2016, was passed on the 19th day of April be reconsidered.

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

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—1

Preston

EXCUSED—5

Bush
Durham

Haluska

Hughes

McNally

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

On the question recurring,
Shall the bill pass finally?

The SPEAKER pro tempore. On the question, the gentleman, Mr. Lynch, is recognized.

Mr. LYNCH. Thank you, Madam Speaker.

I was wondering if the maker of the bill could stand for interrogation, please.

The SPEAKER pro tempore. Will the gentleman, Mr. Caltagirone, stand for interrogation? Mr. Caltagirone will stand for interrogation.

Mr. LYNCH. Thank you, Madam Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. LYNCH. Madam Speaker, in looking at this bill, I want to make sure I understand this right. It appears in here that if a police officer dies, the spouse is entitled to the pension he or she was receiving even if he or she remarries. Is that true?

Mr. CALTAGIRONE. Yes.

Mr. LYNCH. I do not mean to sound flippant on this, but does that sound right to you? I was under the impression that the purpose of a pension is to take care of the surviving spouse, but if they remarry, I am losing the need there for the continuation of the pension.

Mr. CALTAGIRONE. This is a pro-family piece of legislation. What is happening right now—

Mr. LYNCH. I would like to speak on the bill, Madam Speaker.

Mr. CALTAGIRONE. If I may answer, Madam Speaker.

Mr. LYNCH. I would like to speak on the bill. I am through with my interrogation.

The SPEAKER pro tempore. Mr. Lynch, you did ask Mr. Caltagirone a question.

Mr. LYNCH. I am sorry. I thought he finished. That is fine. That is enough. I would like to speak on the bill.

The SPEAKER pro tempore. Mr. Caltagirone may answer the question if he chooses.

Mr. LYNCH. Well, he did.

The SPEAKER pro tempore. Mr. Caltagirone, would you care to expand on your answer?

Mr. CALTAGIRONE. Out of courtesy, I will let him finish, and then I will make a remark.

The SPEAKER pro tempore. The gentleman, Mr. Lynch, may proceed.

Mr. LYNCH. Mr. Caltagirone, go ahead. I mean, that was ample for me. Go ahead and finish. Go ahead.

The SPEAKER pro tempore. Mr. Lynch is recognized.

Mr. LYNCH. Okay.

This sounds like it is pro-family, and indeed, it probably is, but certainly it is antitaxpayer, and it does not fall within the realms of reasonability. I really think that we should oppose this bill.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Mr. Caltagirone is recognized.

Mr. CALTAGIRONE. First of all, the Retirement Study Commission had indicated that this has no fiscal impact on the State, number one.

Number two, there are many situations around this Commonwealth where, in the line of duty, a spouse is killed. Because of the quirk in the law, they choose not to marry but they live together. This will allow those that are living together to get married.

The other thing and the third and final issue, the firefighters of the State already have this provision in the law, and we are just asking that the other uniformed officers that serve us in our local communities be afforded that same opportunity in the third-class cities. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The gentleman, Mr. Saurman, is recognized.

Mr. SAURMAN. Thank you, Madam Speaker.

Madam Speaker, a pension is not some kind of a bonus. It is something that has been set up and is a provision for someone who leaves the employment of the State or, in this case, of the municipality, and then there is another provision that says that person's spouse will receive a certain sum. It is not a bonus; it is planned that way, and just because that individual then remarries is no justification for that person to surrender what was originally intended to come her way.

I think that this legislation should be supported, and I would ask for a "yes" vote. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

YEAS—195

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

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

NAYS—1

Corrigan

NOT VOTING—2

Robinson

Veon

EXCUSED—5

Bush
Durham

Haluska

Hughes

McNally

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

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

SUPPLEMENTAL CALENDAR A

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 989, PN 3511**, entitled:

An Act authorizing and directing the Department of Transportation, with the approval of the Governor, to sell and convey a tract of land situate in the Borough of State College,

Centre County, Pennsylvania, to the Borough of State College; and authorizing the Department of General Services, with the approval of the Governor, to convey a parcel of land in Conewango Township, Warren County.

On the question,

Will the House concur in Senate amendments?

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

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

Ordered, That the clerk inform the Senate accordingly.

RULES SUSPENDED

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Itkin.

Mr. ITKIN. Madam Speaker, I move that the House rules temporarily be suspended in order to consider HR's 307, 310, 311, 312, 308, and 309.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—198

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

Evans	Levdansky	Santoni	DeWeese,
Fairchild	Lloyd	Sather	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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 pro tempore. The gentleman, Mr. Stetler, calls up HR 307, which will be read by the clerk.

The following resolution was read:

House Resolution No. 307

A RESOLUTION

Designating the week of April 24 through April 30, 1994, as "Victim Rights Week" in Pennsylvania.

WHEREAS, All Pennsylvanians, regardless of gender, race, age or economic status, may be victims of violent crimes during their lives; and

WHEREAS, Victims of sexual violence, domestic violence and other violent crimes should have full access to services and programs which provide short-term and long-term assistance for victimization recovery; and

WHEREAS, The Pennsylvania Coalition Against Rape, the Pennsylvania Coalition Against Domestic Violence and the Pennsylvania Commission on Crime and Delinquency and their service providers have played a vital role in the Commonwealth's commitment to providing services to and protecting the rights of victims of sexual violence and domestic violence and other violent crimes; therefore be it

RESOLVED, That the House of Representatives designate the week of April 24 through April 30, 1994, as "Victim Rights Week" in Pennsylvania.

Stephen H. Stetler
P. Michael Sturla
Phyllis Mundy
Timothy L. Pesci
Jeffrey W. Coy
Albert H. Masland
John W. Fichter
Joseph F. Markosek
Matthew J. Ryan
Matthew E. Baker
Lawrence H. Curry
Marie A. Lederer
Howard L. Fargo
Michael L. Waugh
Lynn B. Herman
Ralph Kaiser
Allen G. Kukovich
Thomas W. Dempsey
Charles W. Dent
Dante Santoni, Jr.
Patrick E. Fleagle
Karen A. Ritter
Jim Gerlach
Elaine F. Farmer

Jerry L. Nailor
Frank W. Yandrisevits
Ruth C. Rudy
Anthony M. DeLuca
Michael R. Veon
Joseph W. Battisto
Merle H. Phillips
David Orr King
David J. Steil
Thomas M. Tighe
Ronald I. Buxton
Patricia H. Vance
Frank J. Pistella
Herman Mihalich
Robert E. Nyce
H. William DeWeese
T. J. Rooney
Anthony J. Melio
Richard J. Cessar
Victor John Lescovitz
Edward H. Krebs
David G. Argall
Andrew J. Carn
Arthur D. Hershey
Ellen A. Harley
Larry O. Sather
Dennis E. Leh
Thomas F. Yewcic
Kathy M. Manderino
George C. Hasay
Todd R. Platts
Dan A. Surra
Kevin Blaum
Edward G. Staback
Richard A. Kasunic
Carole A. Rubley
Lawrence Roberts
Robert E. Belfanti, Jr.
Chris R. Wogan
Frank Dermody
Michael P. McGeehan
Timothy F. Hennessey
Samuel E. Rohrer
Joseph R. Pitts
Jere W. Schuler
Steven R. Nickol
Babette Josephs
Ron Raymond
Barbara A. Burns
Gaynor Cawley
George T. Kenney, Jr.
Peter J. Zug
Frank J. Gigliotti
Terry E. Van Horne
Dick L. Hess
Richard A. Geist
Jerry A. Stern
Lita Indzel Cohen
Linda Bebko-Jones
Gregory C. Fajt
Fred A. Trello
Teresa E. Brown
Thomas C. Corrigan, Sr.
Fred Belardi
William F. Adolph, Jr.
Martin L. Laub

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

The SPEAKER pro tempore. The gentleman, Mr. Belardi, calls up HR 310, which will be read by the clerk.

The following resolution was read:

House Resolution No. 310

A RESOLUTION

Designating May 1 through 7, 1994, as "Barrier Awareness Week" in Pennsylvania.

WHEREAS, Four out of five Americans will experience some form of disability during their lifetimes, and there are currently 37 million Americans who are disabled; and

WHEREAS, The financial and physical barriers can be overcome, but emotionally and culturally individuals with disabilities are blocked as surely and permanently as indifference will permit; and

WHEREAS, There are no cures for many disabilities; and

WHEREAS, No one can really understand the full implication of living with a disability unless he or she has experienced that disability personally; and

WHEREAS, There has not been developed a pill to dull the hurts and injustices inflicted upon individuals with disabilities due to a lack of understanding; and

WHEREAS, The recently enacted Americans With Disabilities Act (ADA) represents a wealth of opportunities for people with disabilities in the areas of public accommodations, employment, transportation and telecommunication; therefore be it

RESOLVED, That the House of Representatives designate the week of May 1 through 7, 1994, as "Barrier Awareness Week" in Pennsylvania.

Fred Belardi
 Frank A. Serafini
 H. William DeWeese
 Michael R. Veon
 Edward G. Staback
 Dan A. Surra
 Kevin Blaum
 Gaynor Cawley
 Lita Indzel Cohen
 John R. Gordner
 Joseph F. Markosek
 Allen G. Kukovich
 Lawrence Roberts
 Timothy L. Pesci
 Susan Laughlin
 David G. Argall
 T. J. Rooney
 Robert D. Reber, Jr.
 Ron Raymond
 Gregory C. Fajt
 Robert E. Belfanti, Jr.
 Robert E. Nyce
 Anthony M. DeLuca
 P. Michael Sturla
 Matthew E. Baker
 Linda Bebeko-Jones
 Howard L. Fargo
 Babette Josephs
 Anthony J. Melio
 Jeffrey W. Coy
 Jim Lynch
 Victor John Lescovitz
 Lynn B. Herman
 John W. Fichter
 Thomas M. Tigue
 Bruce Smith
 Arthur D. Hershey
 Thomas A. Tangretti
 Joseph A. Steighner
 Carole A. Rubley
 Frank J. Gigliotti
 Kathy M. Manderino
 Herman Mihalich

Thomas E. Armstrong
 Thomas C. Corrigan, Sr.
 Stephen R. Maitland
 Russ Fairchild
 Frank W. Yandrisevits
 Keith R. McCall
 Joseph W. Battisto
 Thomas W. Dempsey
 Elinor Z. Taylor
 Stanley E. Saylor
 Fred A. Trello
 Frank J. Pistella
 Richard A. Kasunic
 William Russell Robinson
 Raymond Bunt, Jr.
 Nicholas A. Micozzie
 Phyllis Mundy
 Italo S. Cappabianca
 Merle H. Phillips
 Dante Santoni, Jr.
 Peter J. Daley II
 Timothy F. Hennessey
 Frank Dermody
 Teresa E. Brown
 Robert W. Godshall
 Larry O. Sather
 George E. Saurman
 George C. Hasay
 Terry E. Van Horne
 Thomas W. Druce
 C. Allan Egolf
 Richard A. Geist
 Ellen A. Harley
 Jim Gerlach
 Stanley J. Jarolin
 Richard J. Cessar
 Lawrence H. Curry
 Matthew N. Wright
 Anthony L. Colaizzo
 Michael K. Hanna
 Richard D. Olasz
 Ruth C. Rudy
 David Orr King
 Elaine F. Farmer
 Martin L. Laub
 Jeffrey E. Piccola
 Paul W. Semmel
 Mario J. Civera, Jr.
 Dick L. Hess
 Albert W. Pettit
 Ronald S. Marsico
 Robert M. Tomlinson
 William F. Adolph, Jr.

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

NAYS—0

NOT VOTING—1

Snyder, D. W.

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

The SPEAKER pro tempore. The gentleman, Mr. Bruce Smith, calls up HR 311, which will be read by the clerk.

The following resolution was read:

House Resolution No. 311

A RESOLUTION

Designating May 1994 as "Armed Forces History Month" and urging the Secretary of Education to integrate military history and contributions of our veterans into the social studies curriculum.

WHEREAS, The history of the United States of America reveals that our peaceful tranquility and pursuit of happiness have

On the question,
 Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler
Armstrong	Fichter	Markosek	Scrimenti
Baker	Fleagle	Marsico	Semmel
Barley	Flick	Masland	Serafini
Battisto	Freeman	Mayernik	Smith, B.
Bebko-Jones	Gamble	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Staback
Belfanti	Geist	Melio	Stairs

often been threatened or interrupted by the enemies of freedom; and

WHEREAS, Millions of Pennsylvania's sons and daughters have defended our nation during peace and armed conflict; and

WHEREAS, Military history and the sacrifices of our veterans have been an integral part of America's past; and

WHEREAS, It is important for Pennsylvanians to understand our military history and its role in keeping America free so that our citizens can enjoy the blessings of liberty; and

WHEREAS, Learning military history better prepares us to understand the complex problems which will be associated with the global challenges we will face in the future; therefore be it

RESOLVED, That the House of Representatives urge the Secretary of Education and the Department of Education to encourage the integration of military history and the contributions of our veterans into Pennsylvania's social studies curriculum and further direct that May 1994 be designated as "Armed Forces History Month."

Bruce Smith
H. William DeWeese
John M. Perzel
Matthew E. Baker
Stanley E. Saylor
Stephen H. Stetler
Jeffrey W. Coy
Richard J. Cessar
Jim Lynch
John R. Gordner
Joseph F. Markosek
Matthew N. Wright
John W. Fichter
Howard L. Fargo
Lynn B. Herman
Stephen R. Maitland
Ralph Kaiser
Patrick E. Fleagle
Thomas W. Dempsey
Robert J. Flick
Dante Santoni, Jr.
Anthony M. DeLuca
Thomas A. Tangretti
Jim Gerlach
Elaine F. Farmer
Kenneth M. Jadowiec
Jerry L. Nailor
Frank W. Yandrisevits
Charles W. Dent
Ruth C. Rudy
David Orr King
David J. Steil
Merle H. Phillips
Katie True
Thomas M. Tighe
Patricia H. Vance
Frank J. Pistella
Robert E. Nyce
T. J. Rooney
Anthony J. Melio
Russ Fairchild
Edward H. Krebs
Robert W. Godshall
David G. Argall
Arthur D. Hershey
Ellen A. Harley
Larry O. Sather
Phyllis Mundy
Dennis E. Leh
Thomas F. Yewcic
Michael L. Waugh
Kathy M. Manderino
George C. Hasay
Todd R. Platts

Edward G. Staback
Carole A. Rubley
Paul I. Clymer
Dan A. Surra
Lawrence Roberts
Robert E. Belfanti, Jr.
Michael P. McGeehan
Raymond Bunt, Jr.
Timothy F. Hennessey
Samuel E. Rohrer
Chris R. Wogan
Babette Josephs
Ron Raymond
Albert W. Pettit
George T. Kenney, Jr.
Peter J. Zug
Gaynor Cawley
Richard A. Kasunic
Dick L. Hess
Nicholas A. Micozzie
Richard A. Geist
Jerry A. Stern
Lita Indzel Cohen
Gregory C. Fajt
Linda Bebkco-Jones
Fred A. Trello
George E. Saurman
Teresa E. Brown
Fred Belardi
Keith R. McCall
Jere W. Schuler
Sheila M. Miller
Elinor Z. Taylor

On the question,

Will the House adopt the resolution?

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

Mr. B. SMITH. Thank you, Madam Speaker.

I would simply like the clerk to leave the record open so that additional members can sign up to cosponsor this resolution. Several members have indicated that they wanted to cosponsor it and would like the clerk to leave it open. Thank you, Madam Speaker.

The SPEAKER pro tempore. The resolution will remain at the clerk's desk for additional cosponsors.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler
Armstrong	Fichter	Markosek	Scrimanti
Baker	Fleagle	Marsico	Semmel
Barley	Flick	Masland	Serafini
Battisto	Freeman	Mayernik	Smith, B.
Bebko-Jones	Gamble	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Snyder, D. W.
Belfanti	Geist	Melio	Staback
Birmelin	George	Merry	Stairs
Bishop	Gerlach	Michlovic	Steelman
Blaum	Gigliotti	Micozzie	Steighner

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

NAYS—0

NOT VOTING—1

Wright, D. R.

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

The SPEAKER pro tempore. The gentleman, Mr. Stern, calls up HR 312, which will be read by the clerk.

The following resolution was read:

House Resolution No. 312

A RESOLUTION

Designating May 15, 1994, as "Police Officers Memorial Day"; and recognizing the week of May 15, 1994, as "Police Week."

WHEREAS, May 15 is recognized nationally each year as "Police Officers Memorial Day"; and

WHEREAS, Communities across the nation set aside May 15 to pay tribute to the many police officers who have been killed or injured in the line of duty; and

WHEREAS, The police officers of this nation serve their communities with dedication and integrity every day of the year; and

WHEREAS, In recognition of the police officers who have been killed or injured in this Commonwealth, the Pennsylvania War Veterans' Memorial Fountain on the Capitol grounds will be illuminated in blue throughout the week of May 15, 1994; and

WHEREAS, The beauty of the fountain's flowing water and the backdrop of blue lighting will serve as a splendid tribute to Commonwealth police officers; therefore be it

RESOLVED, That the House of Representatives designate May 15, 1994, as "Police Officers Memorial Day" and recognize the week of May 15, 1994, as "Police Week"; and be it further

RESOLVED, That on May 15, 1994, and throughout the week of May 15, all Pennsylvanians reflect on the contributions made to our communities by police officers and thank them for a job well done.

Jerry A. Stern
 Arthur D. Hershey
 Lynn B. Herman
 Patrick E. Fleagle
 Larry O. Sather
 Richard D. Olasz
 Kathy M. Manderino
 Charles W. Dent
 Linda Bebeko-Jones
 Elaine F. Farmer
 Victor John Lescovitz
 Frank W. Yandrisevits
 Matthew E. Baker
 Timothy L. Pesci
 David J. Mayernik
 Robert J. Flick
 P. Michael Sturla
 Dick L. Hess
 Karl W. Boyes
 Jim Lynch
 Stephen R. Maitland
 Albert H. Masland
 Jere W. Schuler
 Nicholas A. Colafella
 Jerry L. Nailor
 David J. Steil
 Thomas M. Tigue
 Dante Santoni, Jr.
 Thomas W. Dempsey
 Carole A. Rubley
 Italo S. Cappabianca
 Bob Allen
 Babette Josephs
 Marie A. Lederer
 John W. Fichter
 Edward G. Staback
 Todd R. Platts
 Robert E. Nyce
 Raymond Bunt, Jr.
 Ronald S. Marsico
 Michael P. McGeehan
 Samuel E. Rohrer
 Thomas E. Armstrong
 Howard L. Fargo
 Richard J. Cessar
 Peter J. Zug
 Anthony M. DeLuca
 Matthew N. Wright
 Teresa E. Brown
 David Orr King
 Timothy F. Hennessey
 Merle H. Phillips
 George C. Hasay
 Albert W. Pettit
 John A. Lawless

Patricia H. Vance
 Elinor Z. Taylor
 Joseph F. Markosek
 George E. Saurman
 Thomas C. Corrigan, Sr.
 Frank A. Serafini
 Edward H. Krebs
 Joseph R. Pitts
 Kenneth M. Jadowiec
 Ron Raymond
 Katie True
 Patricia Carone
 Lawrence Roberts
 Richard A. Kasunic
 Ronald I. Buxton
 Anthony L. Colaizzo
 T. J. Rooney
 John M. Perzel
 Russ Fairchild
 William F. Keller
 Bruce Smith
 John R. Gordner
 Gregory C. Fajt
 Richard A. Geist
 Paul I. Clymer
 Dennis E. Leh
 Michael L. Waugh
 Thomas W. Druce
 Joseph A. Petrarca
 Sheila M. Miller
 George T. Kenney, Jr.
 Scott E. Hutchinson
 Frank Tulli, Jr.
 Phyllis Mundy
 Robert M. Tomlinson
 Joseph W. Battisto
 Susan Laughlin
 Robert W. Godshall
 Chris R. Wogan
 Fred A. Trello
 Nicholas A. Micozzie
 Jim Gerlach
 Robert E. Belfanti, Jr.
 Stanley E. Saylor
 Ellen A. Harley
 Dennis M. O'Brien
 Jess M. Stairs
 Lita Indzel Cohen
 William F. Adolph, Jr.
 Martin L. Laub

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

* * *

The SPEAKER pro tempore. The gentleman, Mr. Williams, calls up HR 308, which will be read by the clerk.

The following resolution was read:

House Resolution No. 308

A RESOLUTION

Opposing the bigotry and racism in the statements of United States Senator Ernest Hollings.

WHEREAS, Bigotry and racism in any form must be condemned, particularly in cases where individuals are elected to public office to represent, serve and lead the masses despite their race, ethnic background or any other orientation; and

WHEREAS, Members of the House of Representatives know that racial tolerance is required under the Constitution of the United States and the Constitution of Pennsylvania; and

WHEREAS, Members of the House of Representatives know that they are required to uphold constitution truths and shall not accept anything less from themselves; and

WHEREAS, Senator Hollings of South Carolina stated in the Greenville (S.C.) News that African leaders eat one another. He has been quoted as saying "Everybody likes to go to Geneva (Switzerland). I used to do it for the Law of the Sea Conferences, and you'd find these potentates from down in Africa, you know, rather than eating each other, they'd just come up and get a good square meal in Geneva."

WHEREAS, Senator Hollings has voiced and continues to maintain a history of racism and bigotry over the years, particularly in elected office; therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania unequivocally state that the encouragement of bigotry and racism in any form must be condemned; and be it further

RESOLVED, That the House of Representatives stand united with others with the courage and decency to speak out in opposition to United States Senator Ernest Hollings' racial and bigoted remarks or any such message of bigotry, hatred or racial intolerance in this Commonwealth.

Anthony Hardy Williams
Babette Josephs
W. Curtis Thomas
LeAnna M. Washington
Mark B. Cohen
Frank L. Oliver

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

Corrigan	King	Richardson	Washington
Cowell	Krebs	Rieger	Waugh
Coy	Kukovich	Ritter	Williams
Curry	LaGrotta	Roberts	Wogan
Daley	Laub	Robinson	Wozniak
DeLuca	Laughlin	Roebuck	Wright, D. R.
Dempsey	Lawless	Rohrer	Wright, M. N.
Dent	Lederer	Rooney	Yandrisevits
Dermody	Lee	Rublely	Yewcic
Donatucci	Leh	Rudy	Youngblood
Druce	Lescovitz	Ryan	Zug
Egolf	Levdansky	Santoni	
Evans	Lloyd	Sather	DeWeese,
Fairchild	Lucyk	Saurman	Speaker
Fajt	Lynch		

NAYS—0

NOT VOTING—2

Argall Kirkland

EXCUSED—5

Bush Haluska Hughes McNally
Durham

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

* * *

The SPEAKER pro tempore. The gentleman, Mr. Williams, calls up HR 309, which will be read by the clerk.

The following resolution was read:

House Resolution No. 309

A RESOLUTION

Opposing the encouragement of bigotry and racial segregation in the statements of Hulond Humphries.

WHEREAS, Bigotry and racism in any form must be condemned, particularly in cases where individuals entrusted to nurture our students are involved;

WHEREAS, Members of the House of Representatives know that racial tolerance is required under the Constitution of the United States and the Constitution of Pennsylvania; and

WHEREAS, Members of the House of Representatives know that they are required to uphold constitution truths and shall not accept anything less from themselves; and

WHEREAS, On February 24, 1994, Hulond Humphries, Randolph County High School principal, Wedowee, Alabama, said that interracial couples would not be allowed to attend the prom and that the prom would be canceled if interracial couples attended; and

WHEREAS, Hulond Humphries has voiced and continues to maintain a history of racial bias; therefore be it

RESOLVED, That the House of Representatives unequivocally state that the encouragement of bigotry and racial segregation in any form must be condemned; and be it further

RESOLVED, That the House of Representatives stand united with others with the courage and decency to speak out in opposition to Hulond Humphries' racial intolerance or any such message of bigotry, hatred or racial intolerance in this Commonwealth.

Anthony Hardy Williams
Kathy M. Manderino
W. Curtis Thomas
Babette Josephs

LeAnna M. Washington
Mark B. Cohen
Frank L. Oliver

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—2

Argall Kirkland

EXCUSED—5

Bush Haluska Hughes McNally
Durham

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

SUPPLEMENTAL CALENDAR C

**BILL ON CONCURRENCE IN
SENATE AMENDMENTS TO
HOUSE AMENDMENTS AS AMENDED**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to the following **SB 974, PN 2079**, as further amended by the House Rules Committee:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the Public School Employees' Retirement System and the State Employees' Retirement System; adding and amending certain definitions; and further providing for older workers, for nonintervening military service, for eligibility for and the computation of annuities and other retirement benefits, for contributions and other payments made by employers, for certain credited service, for the powers and duties of the Public School Employees' Retirement Board and the State Employees' Retirement Board, for the rights and duties of members, for the management of funds and accounts, for taxation, attachment and assignment of funds and for certain domestic relations matters.

On the question,

Will the House concur in Senate amendments to House amendments as amended by the Rules Committee?

RULES SUSPENDED

The SPEAKER pro tempore. The Chair recognizes Mr. Pitts.

Mr. PITTS. Thank you, Madam Speaker.

Madam Speaker, I rise to make a motion to suspend the rules for the purpose of reverting to a prior printer's number, No. 2036, of SB 974.

On the question,

Will the House agree to the motion?

The SPEAKER pro tempore. The Chair recognizes Mr. Itkin.

Mr. ITKIN. Madam Speaker, I rise today to object to suspending the rules concerning SB 974.

This bill has been before us on several occasions, and we all understand the need to get this bill resolved as soon as possible. Most of the provisions have been agreed to on both sides of the aisle here and in both chambers. Generally, those provisions that deal with early retirement and a COLA (cost-of-living adjustment) for retired teachers are no longer at issue, and I do not think they ever have been in this House. An overwhelming majority of us have supported those provisions from the beginning.

The issue which divides us from the Senate with respect to SB 974 has to deal with future Social Security and retirement contributions.

In the past we have seen fit to reward wealthier districts with a greater proportion of those retirement subsidies from the State. Ever since this House became concerned about education equity, we have been looking at these provisions in an attempt to try to rectify the situation. Most of us believe that it is unfair to punish the poorer districts and give to the more wealthy ones, especially when there is limited amount of education dollars available. There have been court challenges to the way we do business with respect to education funding, and I am very troubled and many other members in this House are very troubled that if we leave it for a court solution, that we will not be pleased by its outcome.

Consequently, we have attempted over the past year or so to show a good-faith effort in trying to deal with this education equity where the poorer school districts will receive more of the State's largess rather than increasingly less, and so this brings us to the difference that exists between us here in the House and what the Senate has sent us. They have acknowledged the desire to provide additional support to the poorer school districts, but at the same time they do not wish to see any diminution of the dollars that flow to the wealthier districts in the future. Now, I want to make it abundantly clear that we are not talking about contributions that we had made. These particular provisions only apply to contributions to be made for new hirings and to start the process forward.

We are attempting now to reach a compromise, a middle ground with the Senate, and that was the reason for the action of the Rules Committee today — to amend the bill to basically say to those wealthier districts, we will give you a 2-year hold harmless and then at the end of 2 years we will then begin to treat districts in the manner in which they should have been treated and in a manner in which we are being sued; that is, the State should be the equalizer, the State should provide to the least fortunate districts more financial support than to the wealthier districts.

We believe that this provision can be quickly acted upon by the Senate. In fact, we received a call from the Senate today to keep their desk open so they can receive the amended SB 974. We believe that the Senate should and hopefully will act expeditiously and pass the measure that the House will provide them this week or next. It would seem to me very foolish at this time to abandon education equity, and I would oppose the suspension of the rules, send SB 974 as amended by the Rules Committee back to the Senate, and let the Senate deal with the issue, and I believe that they will reflect favorably, pass our bill, and send it on to the Governor.

Consequently, Madam Speaker, I would object to suspending the rules for any further consideration of SB 974. I think it has been appropriately changed to be given appropriate consideration by the Senate. Thank you.

Mr. PITTS. Madam Speaker?

The SPEAKER pro tempore. Will the gentleman, Mr. Ryan, defer to the gentleman, Mr. Pitts, for debate?

Mr. RYAN. Yes.

The SPEAKER pro tempore. The gentleman indicates that he will. Mr. Pitts is recognized.

Mr. PITTS. Thank you, Madam Speaker.

I rise to speak on the motion to suspend the rules for the purpose of reverting back to the prior printer's number.

The effect of my motion would be to put in place the bill as it was amended by the Senate with the compromise amendment so that we can send that bill immediately to the Governor.

There are a couple of reasons for my motion, Madam Speaker. Number one, the majority leader said we should do this as soon as possible. Well, as soon as possible can be today if we pass the bill as it was amended by the Senate. If we do not pass the bill as amended by the Senate, if we accept the amendment that was offered and put into the bill in the House Rules Committee, that will delay consideration of this bill; it will have to go back to the Senate for their concurrence. We are going out of session. It is very possible that the first we could have a conference committee meeting on this issue to work out the differences would be May 16 when we return. We have been informed by the retired teachers who are watching this, and I might say that there are thousands of retired teachers very carefully watching and urging us to get this to the Governor as soon as possible. We have been told by the Retirement Board that unless they get this immediately, they cannot change their computers and process the checks so that the retired teachers and the other retired employees will get their checks on July 1.

So that is the first reason to act on this as the Senate amended it today. We need to send this bill to the Governor tonight so he can sign it, so that it can be processed. There are many good features to this bill. As you may remember, it not only has the teacher COLA's but the Mellow window and the prudent-person rule and many other good features, but this aid ratio aspect has been a sticking point between the two chambers.

The second reason for the motion, Madam Speaker, is that the Senate has reached a compromise that helps many of us in this chamber and hurts none of us. As you may know, the amendment that the gentleman, Mr. Evans, insisted upon in the Rules Committee seeks to hurt many of us in this chamber. There are about 80 of us that represent districts or portions of districts that will be hurt under the Evans amendment. As the bill came from the Senate, none of us would be hurt and many of us would be helped. Those of you with aid ratio districts above .5 will be helped under either the Senate version or the Evans amendment, but under the Evans amendment, those of us with districts or portions of districts under .5 will be harmed, and there is no reason to have both winners and losers.

Madam Speaker, the Senate amendment that was sent to us is the best compromise. All of us can leave here without any of us being harmed, and for these two reasons, Madam Speaker, I urge the members to revert back to the prior printer's number and send this bill this evening to our Governor so that it can be signed and all of the aspects of this bill can go into effect. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the motion to suspend the rules, the gentleman, Mr. Itkin, is recognized.

Mr. ITKIN. Madam Speaker, I just want to correct a misconception.

The thought here is that no district loses, but that is not true. The way this bill was originally sent to the Senate and the way that we have reamended it in the Rules Committee today would allow that those districts would be protected, but the bill as passed by the Senate delays the formula for taking effect for a year. So those of you on the other side of the aisle, those that have poor rural districts who, because of the Mellow bill, have had a large turnover and you now have had to hire new schoolteachers, their contributions will be locked into the 50-percent median of the aid ratio, whereby if you are a poor district and would have a higher aid ratio, let us say of 60 percent or 70 percent, you would be entitled this year to get reimbursement from the State under our proposal of the 60 percent or 70 percent aid ratio, but the Senate-passed bill will deny you that. It will only allow your school district this year to get only at the 50-percent level.

So I just urge you, those of you who have been with us in the past on this issue, that things have not changed in the sense that if you vote to suspend the rules and to amend and revert, you will be voting against your own school districts in many instances. I just wanted to make that point abundantly clear to the members of the House.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—110

Adolph	Fajt	Lee	Saurman
Allen	Fargo	Leh	Saylor
Argall	Farmer	Lynch	Scheetz
Armstrong	Fichter	Maitland	Schuler
Baker	Fleagle	Marsico	Semmel
Barley	Flick	Masland	Serafini
Battisto	Gannon	McGeehan	Smith, B.
Birmelin	Geist	Merry	Smith, S. H.
Boyes	Gerlach	Micozzie	Snyder, D. W.
Brown	Gladeck	Miller	Stairs
Bunt	Godshall	Nailor	Steil
Butkovitz	Gruppo	Nickol	Stern
Carone	Hanna	Nyce	Stish
Cawley	Harley	O'Brien	Strittmatter
Cessar	Hasay	Perzel	Taylor, E. Z.
Chadwick	Hennessey	Pettit	Taylor, J.
Civera	Herman	Phillips	Tigue
Clark	Hershey	Piccola	Tomlinson
Clymer	Hess	Pitts	True
Cohen, L. I.	Hutchinson	Platts	Tulli
Conti	Jadlowiec	Raymond	Uliana
Cornell	Kaiser	Reber	Vance
Curry	Keller	Reinard	Vitali
Dempsey	Kenney	Rohrer	Waugh
Dent	King	Rublely	Wogan
Druce	Krebs	Ryan	Wright, M. N.

Egolf	Laub	Sather	Zug
Fairchild	Lawless		

NAYS—88

Acosta	Freeman	McCall	Staback
Bebko-Jones	Gamble	Melio	Steelman
Belardi	George	Michlovic	Steighner
Belfanti	Gigliotti	Mihalich	Stetler
Bishop	Gordner	Mundy	Sturla
Blaum	Gruitza	Olasz	Surra
Burns	Itkin	Oliver	Tangretti
Buxton	James	Pesci	Thomas
Caltagirone	Jarolin	Petrarca	Trello
Cappabianca	Josephs	Petrone	Trich
Carr	Kasunic	Pistella	Van Horne
Cohen, M.	Kirkland	Preston	Veon
Colafella	Kukovich	Richardson	Washington
Colaizzo	LaGrotta	Rieger	Williams
Corrigan	Laughlin	Ritter	Wozniak
Cowell	Lederer	Roberts	Wright, D. R.
Coy	Lescovitz	Robinson	Yandrisevits
Daley	Levdansky	Roebuck	Yewcic
DeLuca	Lloyd	Rooney	Youngblood
Dermody	Lucyk	Rudy	
Donatucci	Manderino	Santoni	DeWeese,
Evans	Markosek	Scrimenti	Speaker
Fee	Mayernik		

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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.

On the question recurring,

Will the House concur in Senate amendments to House amendments as amended by the Rules Committee?

BILL REVERTED TO PRIOR PRINTER'S NUMBER

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

Mr. RYAN. Thank you, Madam Speaker.

Madam Speaker, the rules having been suspended, we at this time would ask that the Chair immediately take up this same bill on the prior printer's number, being PN 2036 of SB 974.

THE SPEAKER (H. WILLIAM DeWEESE) PRESIDING

The SPEAKER. The proper motion the gentleman from Delaware should make would be to revert to PN 2036 of SB 974.

Mr. RYAN. Thank you. I would adopt the suggestion of the Speaker.

The SPEAKER. Who adopted the suggestion of the Parliamentarian.

It has been moved by the gentleman, Mr. Ryan, that the House revert to PN 2036.

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

PARLIAMENTARY INQUIRY

Mr. LLOYD. A parliamentary inquiry, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Lloyd, is recognized on a point of parliamentary inquiry.

Mr. LLOYD. Mr. Speaker, what I want to understand is the effect of the vote on this motion. Specifically, if this motion is adopted, do we then proceed to a vote on concurrence in the Senate amendments, or does this bill go directly to the Governor if this motion is adopted?

The SPEAKER. The gentleman will yield momentarily.

The Parliamentarian is doing some research. We will be responsive momentarily.

Will the majority leader please approach the Speaker's podium.

(Conference held at Speaker's podium.)

The SPEAKER. The gentleman, Mr. Lloyd, should be aware, and the membership also, that this will take two votes, one to revert to the prior PN 2036. If that is successful, then a subsequent vote would take place which would be inclusive of Senate amendments.

Mr. LLOYD. Thank you, Mr. Speaker.

So then, Mr. Speaker, I would be correct that if I vote not to revert to the prior printer's number but a majority of the House votes to revert, that there will then be a subsequent vote on final passage of this bill.

The SPEAKER. On concurrence.

Mr. LLOYD. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the motion to revert to the prior printer's number of SB 974, to revert to 2036, the gentleman, Mr. Cowell, is recognized.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I understand that some of our friends on the Republican side would prefer not to deal with the facts of this vote. I was a little surprised that so many of them applauded an action that puts the screw to their own school districts. But as they have a chance to vote on the substance rather than the process, all of us, whether we be Republican or Democrat, need to be reminded of the effect of the motion to revert to a prior printer's number.

If we approve the motion to revert to the prior printer's number, which would have us embrace the amendments that were approved in the Senate, we obviously would undo the version that this House had approved on another occasion, with the support of probably 40 members on the Republican side, and it would have us undo the work of the Rules Committee, which was consistent with the vote that this House took in a bipartisan way on a couple of prior occasions on this issue.

Mr. Speaker, there are very important differences between the version of the bill currently before us and what would be presented to us if we revert to the prior printer's number, and particularly members who represent poorer districts need to be sensitive to that.

Mr. Pitts misspoke when in arguing earlier he said that no districts would be harmed by this reversion. That is not true. If you represent one or more districts with an aid ratio in excess of .50 and you vote for this reversion, you are voting against your school district, and if you happen, as a number of members on both sides of the aisle do, if you happen to represent a legislative district that has 5 or 6 or 7 or 8 or 9 or, as in the case of one of our Republican colleagues, about 12 school districts, all of which have aid ratios in excess of .50, and you vote for this reversion, you are voting against the interests of your school districts to protect some of the richer districts, frankly, represented by some of your leadership.

The effect of the Senate version, the effect of this reversion to a prior printer's number, would mean that school districts with an aid ratio of more than .50—that is, poorer districts—will not have the benefit of the aid ratio treatment for the retirement and Social Security contributions from the State until a trigger date of July 1 of 1994, with payment beginning on July 1 of 1995. That is different than what we currently have before us — the bill as it came out of the Rules Committee — which is the same version, the same treatment of employees in poor districts, as you all approved just a few weeks ago.

The version that we currently have that you previously approved says that for employees hired after July 1 of 1993, the State is going to reimburse your school districts a greater amount. They are going to be reimbursed on the basis of aid ratio. The Senate version that your leadership would have us revert to will say that for those employees hired between July 1 of 1993 and July 1 of 1994, they are not going to be treated on the basis of aid ratio. In fact, they are forever, as long as they are employed, going to be reimbursed only at the rate of .50 rather than .6 or .7 or even .8 as our version would provide for reimbursement. And so forever, your school districts with aid ratios of in excess of .50 will only be reimbursed for those employees hired during this 12-month window at a rate of .50 rather than something greater that they deserve.

Now, if you represent five or six or seven or eight school districts and you are comfortable going back telling them how you have denied them this extra help for all those employees who were hired, particularly as a result of the activity generated by the Mellow window, then more power to you. But the burden will be on you to explain why you do not believe that those employees hired during this important year where there is so much hiring because there was so much retiring, why they should not be treated in a more beneficial fashion for those poorer districts. And you will also deny those school districts then the extra financial help that they would be scheduled to receive starting July 1 of this summer under our version, and you are going to tell them that they are not going to get any of that extra help starting July 1 of 1994 but that

your leadership from districts that have aid ratios of .15 think it is better that they not get any help at all until July 1 of 1995, and then only for employees hired after July 1 of 1994 rather than employees hired during the school year of 1993.

Additionally, Mr. Speaker, this reversion would not only hurt poorer school districts—on a permanent basis hurt them, because as I said, employees hired during this 12-month window will forever be treated only on the basis of .50—you not only hurt the poorer school districts, but we provide very special protection to the richest districts. A district with an aid ratio of .15 will be forever protected, again, under the Senate version, will be forever protected with the reimbursement from the State coming at the rate of .50, not just for current employees as we have agreed to protect them in that reimbursement but for new people who get hired this year and in future years.

On this side of the aisle we offered a compromise that is reflected in the Rules legislation, the Rules version. That compromise says that for those employees even in the richer districts hired during the 1993 school year, lock them in permanently. That is an improvement, frankly, over the bill that you already voted for. It is an improvement because it does provide an extra year of protection, an extra window, if you will, for new employees hired even in the richer districts, and it locks them in permanently. The difference is that under our version, it says that for employees hired after July 1 of 1994 in a richer district, let us start to reimburse their retirement and Social Security costs only on the basis of aid ratio.

The Senate version would forever treat them and all new employees forever on the basis of an aid ratio of .50, and that is going to cost us more money. For instance, for the current year, to protect those rich districts, it is going to cost us at least \$700,000 and perhaps as much as a million and a half in State contributions, all of which will be driven to the richer districts, at the same time that many of us are going to be coming back here this spring arguing that we need to do more to promote school finance equity.

And so the result of this reversion will be to penalize poorer districts, not just for 1 year but to penalize them permanently, for all the employees who are hired this school year by those poorer districts, and it is to provide permanent protection for the very richest districts at a significant new cost to the taxpayers of the State. And I remind you, that \$700,000 to \$1 1/2-million figure is just the first-year cost, because it applies only to 1 year of new employees. In the second year we will be covering 2 years' worth, and we will find ourselves spending millions of dollars of desperately needed money for school finance equity being used only to protect the interests of the richer districts and the very richest districts in this State.

Mr. Speaker, those who thought they had a free vote on this are badly mistaken. This is not a free vote. If you vote for the motion before us—and I will not name names, but I could very easily begin to name districts where you have all or most of your school districts with aid ratios in excess of .50—if you

vote for this motion, you are voting to deny money this year and in all future years to the school districts you represent.

I respect and understand the need to be respectful of the leadership, but in this case, your leadership represents districts different than many of the districts of the Republican members and the Democratic members of this chamber. When we were more objective about this and people voted the needs of their districts, 140 of us joined together and said this change was a necessary idea. Let us not retreat from that. But if you choose to retreat from that principle, know that you are doing it to the detriment, the financial detriment, of the school districts you represent.

Mr. Speaker, I urge that we defeat the motion to revert to a prior printer's number.

Mr. BELFANTI. Mr. Speaker?

The SPEAKER. The gentleman, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Before Representative Cowell leaves the microphone, I wonder if he would stand for one question, a brief interrogation.

The SPEAKER. The gentleman from Allegheny indicates that he shall. He will.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, there is some concern, I believe, that has been expressed by individuals between the caucus meetings and the actions that we have subsequently taken on the House floor concerning the provisions dealing strictly with the cost-of-living adjustment for retired teachers. Is it your understanding or can you definitely convey to the members of both sides of the aisle here that both the version that the Senate sent here and the version adopted in the Rules Committee were identical insofar as the cost-of-living adjustment for retired teachers, and that the only issue that differentiates the Senate version that we may revert to from the version adopted by the Rules Committee is this issue of aid ratio?

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, in response to the question. The language in the various versions of the bill dealing with the COLA for retired school employees is exactly the same, and so whether one votes to approve or disapprove the motion to revert to a prior printer's number, one will still be presented, all of us will still be presented, with exactly the same provisions for the COLA. So for instance, if we defeat this motion to revert to a prior printer's number, the issue before us would be one, in my opinion, that very appropriately serves the needs of our retired schoolteachers and at the same time protects the interests of the poorer school districts of the State.

Mr. BELFANTI. Thank you, Mr. Speaker. That answers my question, and I wish the gentleman, Mr. Cowell, would reconsider not sharing the names of the districts that would suffer as a result of this vote.

The SPEAKER. The gentleman from Somerset and Westmoreland, Mr. Stairs.

Mr. STAIRS. That is close; Fayette and Westmoreland, but it is close.

The SPEAKER. Fayette and Westmoreland; cheek by jowl with Somerset.

Mr. STAIRS. Thank you, Mr. Speaker.

I certainly support the motion that is in front of us to go back to the prior printer's number. When this bill was first introduced last year, the intent was to address the needs of the retired teachers of the Commonwealth, and certainly the bill was printed up in that manner to do that. Unfortunately, as the bill progressed, other things were added regarding the aid ratio and certainly has delayed the passage of this very important legislation for the retired teachers.

The bill that I support, going back to the prior printer's number, it does address the richer school districts and it also addresses the poorer school districts. Representative Cowell in his remarks certainly mentioned that any hires last year of a poorer school district would not be benefited by this prior printer's number. I do concede that there are a couple people who were employed last year, probably by many poorer school districts, and there would be somewhat of a loss to them, but on the other hand I would hope that we could keep this bill on a fast track to the Governor's Office, and if we need to correct this very minor problem that he alludes to, I would hope that being the chairman of the Education Committee, and also being the chairman on our side of the Education Committee, that we could introduce a bill that would address this slight loss to the, quote, "poorer school districts" or the school districts with an aid ratio over .5, and if this is a problem, we could correct this problem with legislation. But I think at hand, at this late hour, we would do best to go back to the prior printer's number so this legislation can go to the Governor's desk and we can address the needs of the retired teachers, which the bill was intended to do, and not delay this any further. We have delayed this over a year, and we owe it to the retired teachers, to the people in the Mellow bill, teachers wanting to take a 30-year retirement, and the frozen annuity of teachers to address this problem.

So the minor problem that is being caused, it can be addressed by a freestanding bill to get to the bottom of that very small amount of money that they are going to lose on that. But the benefits to the overall education of the Commonwealth, to helping all districts, would be best served by passage of this legislation at this time and going back to the prior printer's number. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Philadelphia, Mr. Evans.

Mr. EVANS. Mr. Speaker, our minority leader and the majority leader of the Senate got the best of both worlds. They can benefit from this issue without doing any work. In other words, Mr. Speaker, the minority leader of the House and the majority leader of the Senate can have all of us do their work for them.

I would just like to, Mr. Speaker, mention some names as I put out to the effect that it will have upon districts, because it is rather interesting that we are going to help the minority leader of the House and the majority leader of the Senate, people like Representative Brown, Representative Merry. These

are just some names, Mr. Speaker, once they vote on this particular issue, that will be having a devastating effect upon their districts.

Mr. RYAN. Mr. Speaker?

Mr. EVANS. Representative Fargo, Representative—

Mr. RYAN. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman rise?

Mr. RYAN. Mr. Speaker, let me interrupt the majority Appropriations Committee chairman. If he wants to start naming names, I will do some of my own, but it is my understanding that you have ruled we are not to do that.

Now, I am going to say right now that my district does benefit by this amendment, and I make no apologies for it. But I think the gentleman is out of order if he continues to do it, and if he wants to play dirty pool here today, you have got the right guy on the other side of you to do it, and we will open this debate all the way, covering more subjects than just this subject.

The SPEAKER. In responding to the gentleman from Delaware, will the House please yield momentarily.

Mr. EVANS. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman rise?

Mr. EVANS. I would like to continue my comment.

The SPEAKER. Within 30 seconds, the Chair will be available to respond to the gentleman from Philadelphia.

Mr. EVANS. Mr. Speaker, I do not have a problem with the gentleman opening up as many things as he wants to open up, because I look forward to that opportunity.

Seventeen, District 17, Mr. Speaker—

The SPEAKER. Will the gentleman yield momentarily while a parliamentary inquiry is being researched. The gentleman from Philadelphia please yield momentarily.

Mr. RYAN. Mr. Speaker, I have no objection to district numbers. That is what your prior ruling was.

The SPEAKER. The House will benefit momentarily by the reading of a couple of sentences, only two sentences, from Mason's Manual, section 110, No. 2: "To guard against the appearance of personalities in debate, it has long been the rule in legislative bodies that no member should refer to another by name in debate. The other member should be described"—should be described—"by the district, seat, as the member who last spoke or by describing the member in some other manner," which is a rather unusual, rather unusual commentary.

Most of us probably watch C-SPAN from time to time, and aggressive debate in the British Parliament is de rigueur. Quite frankly, Mr. Evans and Mr. Ryan and myself would have similar proclivities for that kind of animated exchange, but until our rules are modified, I would subscribe to the collective view that we have shared in the past, that Mr. Evans or whoever will refer to each of the members by seat, by district, or by "the person who spoke previously."

The gentleman from Philadelphia may proceed.

Mr. EVANS. Thank you, Mr. Speaker.

Mr. Speaker, whatever I say, we all know it will end up in the newspaper in people's districts, so we should be clear about that.

District No. 77, the Tyrone Area School District; District 78, the Bedford Area School District; District 80, Chestnut Ridge School District; District No. 82, Mount Union Area School District; District 84, the Canton Area School District; District 85, the Milton Area School District; District 90, the Chambersburg Area School District, and I do not mean Jeff Coy; District 91; District 93, the Dallastown Area School District; District 94, the Eastern York School District; District 109, the Southern Columbia Area School District; District 110, the Athens Area School District; District 111; District 114; District 117, the Berwick Area School District: Mr. Speaker, I mention those districts and those areas because in my view, those people will be voting against their very own interests.

The chairman of the Education Committee mentioned the cost implications if we do business as usual. Mr. Speaker, I am sharing with you some numbers that we estimate from 1994-95 in terms of estimated costs. If we do business as usual, the bottom line is, in the first year, it could be \$1.5 million as a result of doing business as usual; in the second year, Mr. Speaker, it could be \$1.6 million; in the third year, Mr. Speaker, it could be \$1.7 million; the fourth year, Mr. Speaker, is \$1.8 million; the fifth year, Mr. Speaker, is \$1.9 million; and the sixth year, Mr. Speaker, is \$2 million. That comes from the General Fund to hold business as usual.

We have been attempting in these last couple years, Mr. Speaker, to change this process. Now, certainly, you have got a right to ultimately do what you want to do, but there is no way you can hide this information. So I express to you, Mr. Speaker, that it is unfortunate we have to go through this, because this is the very same issue; a majority of you recall that we passed this issue in the House last year, 140 to something. We passed this same issue before, Mr. Speaker. I do not understand why the gentleman on that side of the aisle continues to try to hold business as usual. He wants you to do the work so he can carry home the money.

I am saying to you, Mr. Speaker, that I would ask you to be "no" on reverting back to the prior printer's number. Thank you.

The SPEAKER. The Chair thanks the gentleman from Philadelphia and recognizes the gentleman from Delaware.

Mr. RYAN. Thank you, Mr. Speaker.

Mr. Speaker, I do not have the benefit—nor do I need them—I do not have the benefit of the numbers the gentleman, Mr. Evans, just read. I do not have them before me. I heard them. I have no reason to doubt them. And if I heard correctly, I think he ran a series of numbers that said that if this amendment is pulled or if that amendment stays in, whichever the case may be, the fiscal consequences of it could be as much as \$2 million, 6 years out. As I understood his reading of the numbers, he was going like \$1 million, \$1.1 million, \$1.2 million, \$1.3 million, \$1.5 million, \$1.8 million, \$2 million, something like that, but \$2 million, 6 years out.

Now, I am not going to try and say that \$2 million is an inconsequential amount of money. I do not think it is. The gentleman spent that much on a couple of television shows here lately, and he knows his money better than I do. I watch him throw that budget book down on the desk, so I mean, he knows his dollars. But 6 years out, \$2 million, when you are looking at a \$20-billion budget, which is what we handle when you put the Federal portion of the budget in, is not enough to really shake this Commonwealth up when you are talking about a certain degree of fairness.

Now, I am not going to try and justify whether my school district is or is not being treated fair when it does or does not get fully reimbursed 50 percent of its Social Security or its retirement. That is not what this bill is all about. What this bill is all about today is whether or not the retired teachers of this Commonwealth are or are not going to get their retirement on time.

Now, I walked into my caucus today, and I said that I have talked to retired teachers any number of times, retired people, not just teachers, but I have talked to the retired teachers many, many times. I have any number of them that live in my district. I would like to think that I am friends with many of them, and like most retired people, they know what day of the month the check comes in; they know what hour of the day the postman arrives; they know what that check is going to be and how much is going to be in it, and if it is off, they are on the phone to me or they are on the phone to you to find out what went wrong, and that is as it should be.

Now, I am told—and I do not know this, but I believe the people that told me—I am told that if this matter does not go to the Governor today, if it is delayed until we come back in May, the end of May, May 16, when we come back, if it is delayed till then, then for some reason—and do not ask me to explain it; we went through this in our caucus, and perhaps you did in yours—for some reason unknown to me because I still do not know how to turn a computer on, the computer systems cannot get all the information and all the actuarial data put together so that the checks of the retirees of the Pennsylvania schoolteachers association will be cranked up and sent the amount of money to which they are entitled at the July 1 payment. Now, that may or may not be a big deal to some of you. It happens to be a big deal to me.

The Pennsylvania teachers, the people who have taken care of us and our kids over all these years, I think, are long overdue for a cost-of-living increase. It is something we have promised them. It is a promise that we are keeping. Both sides intend to keep it. It is a promise that we can keep by sending this bill today to the Governor, who, tomorrow or this afternoon, whenever he gets to it, can sign it today. Presumably he has to get it cleared by the Attorney General, or somebody has to check to make sure the i's are dotted and the t's are crossed, but it is in a position that it could be signed immediately.

If we do not do it, we are advised—and I do not know—the gentleman on the other side is the one that said that the majority leader in the Senate—that is that terrible person who

is from my county, right?—he is advised that, you know, that nasty person maybe is going to say, hey, our amendment has to stay in. Do you think he would do such a thing? I do not know, but I know the Senate pulled the amendment out that you are talking about, changed the bill around, and said, this is the way we want the bill.

Now, you are meddling around with the schoolteachers, the retired schoolteachers of Pennsylvania, and I think we are making a mistake. I think we should revert, we should go to the prior printer's number now, on this motion, and then we should pass this bill overwhelmingly. Thank you.

Mr. Geist says, otherwise, you are going to have to stay after school, and you are going to be in detention. That applies to you, Dwight. Thank you, Mr. Speaker.

I apologize for using the gentleman's name.

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

Mr. EVANS. Mr. Speaker, I would like to clarify two points.

The staff person who represents me on the pension board, because I sit on the teachers pension board, just indicated to me that a question was asked of the executive director of PSERS (Public School Employees Retirement System). He indicated—and if the gentleman wants, he can call him—he indicated that this issue could be dealt with, that no retired teacher would lose anything monetarily. His name is Jim Perry. The only thing any of you have to call and check—and the staff person just said it to me a minute ago—is that no retired teacher would lose anything. But let me tell you who will benefit, those who always benefit, by \$2 million.

Now, I know that the gentleman on the other side of the aisle does not think \$2 million is a lot of money out of \$22 billion, and I know, what is \$1 million here and \$1 million there when you are dealing with billions? But at some point, Mr. Speaker, we have got to begin to make some tough choices, and the bottom line, Mr. Speaker, is that this is business as usual. For the cost of \$2 million, we can continue to do what we always do; we can let those districts, for years, that do not need the money continue to receive the money.

We have got to make a decision, Mr. Speaker, and the decision is very clear. We need to be “no” on reverting back to the prior printer's number. There is no one, Mr. Speaker—and you can call Jim Perry for yourself—who has said in a very emphatic way that the retired teachers would not receive their money. No one can justify that, and no one can bring anybody to this floor and indicate that. It is no more, Mr. Speaker, in my view, no more than a scare tactic, because they again want to continue business as usual.

So I would ask, Mr. Speaker, that we would be “no” on reverting back to the prior printer's number. Thank you, Mr. Speaker.

The SPEAKER. On the motion to revert, the gentleman, Mr. Nickol, is recognized.

Mr. NICKOL. Thank you, Mr. Speaker.

As a member of the Public School Employees Retirement Board, let me emphasize how important it is we pass this

legislation and pass it quickly. Prompt action on three of the provisions in this bill is critical.

Number one, the COLA. Delaying SB 974 may not kill the COLA, since it is not due until July 1, although we do risk losing the bill by playing Ping-Pong with the Senate on subsidy issues. Let me emphasize, I was at the board meeting where Jim Perry was asked if we could produce the pension checks in July incorporating the COLA. Mr. Perry indicated the retirees would get the money, but with delay, he could not incorporate that money in July's pension check. It would probably have to be paid supplementally.

Number two, the 30-and-out retirement window, which we have not discussed too much today. Delay in final action on SB 974, once again, will not kill 30-and-out, but I am sure public school employees now considering retirement would like to know if it is going to be law before school ends in June.

Number three, we are discussing a \$2-million cost, 6 years out. Let us consider prudent-person investment authority. There was an estimated \$660 million in lost opportunity costs for 1993 by not having prudent-person investment authority in place. Divide that by 12 months in a year, and we can produce a dollar value for each month's delay at \$55 million a month. We have chalked up \$55 million since we last voted on this issue in March, and now we are quibbling over \$2 million, 6 years out. This is a mighty costly game of Ping-Pong we are playing.

I really think we ought to get to the root of the issue, not hold this pension bill hostage to subsidy issues. Let us pass it. Let us deal with the subsidy issues another day. Let us revert to the prior printer's number. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Representative from Mount Carmel.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, what we are doing today is exactly what the gentleman indicated we should not be doing, and that is mixing subsidy issues with the issue of retirement for teachers.

I asked the question previously of the gentleman, Mr. Cowell, whether either version guarantees the teachers their money, and the answer was in the affirmative. It was also mentioned that if there is a delay caused by our delay, it will still be retroactive. The gentleman from the other side indicated that as well.

The real issue here, Mr. Speaker, is those poor school districts who will forever, if we revert to the prior printer's number, forever lose a portion of their subsidy. Those retired teachers are going to face millage increases because those poor school districts will have no option but to do what they have had to do the past 20 years, and that is raise their property taxes and raise their millages. So would your retired teachers in those poor school districts prefer not to get that check in July, maybe get it in August and make it retroactive, and not have to pay another 40 mills or 60 mills or 70 mills of property taxes?

That is the issue here, by the Senate mixing this issue of rich versus poor in a bill that was not designed to do anything other than give a long-overdue and much-deserved increase to

retired teachers. That is the issue, Mr. Speaker. If we are going to give it to them in one hand in July, let us not take it away from them by forcing those school boards in those poor districts to raise taxes and then take it away from them in August, and not only in August but forever. We take it away from them forever once that millage is increased. Think about it. Thank you.

The SPEAKER. The gentleman from Elk.

Mr. SURRA. Thank you, Mr. Speaker.

Mr. Speaker, since I came to this General Assembly in January 1991, there has been a lot of talk about helping the poorer school districts in the State of Pennsylvania. If we continue as we are going and we do business as usual, we will continue to drive more and more money to the wealthier districts. Many of the members in this chamber, on both sides of the aisle, have poor school districts. You listen to the people running for Governor. We have discrepancies. We spend \$3,000 a year for a student in some districts; \$10,000 a year for a student in other districts. We cannot continue to do that.

There is not a member in this chamber who does not want to help the retired teachers, and we will do that, but we also have an obligation to think of the children in Pennsylvania. I urge my colleagues on the other side of the aisle, from rural Pennsylvania and the poor districts in Pennsylvania, that we do the right thing like we did before. We did it before in this chamber, and we have to do it again. I urge my colleagues to vote "no" on the motion to revert to the prior printer's number and do what is right, for a change, for the children of Pennsylvania. Thank you, Mr. Speaker.

The SPEAKER. Mr. Cowell is recognized.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, just two brief points.

One, we need to be reminded that this bill started out dealing with the contribution issue. The COLA issue and the COLA language and the COLA benefit was added under the leadership of the Democratic members of the Appropriations Committee; the Republicans and Democrats joined together to add that language, but it was added to a bill that initially dealt with the contribution rate.

Secondly, Mr. Speaker, although some members on the other side of the aisle have most recently suggested that there is not a whole lot at stake here, might only be \$2 million, remember that that is \$2 million that will be a cost to the Commonwealth to provide this extraordinary treatment to the richest districts, but that does not begin to calculate the cost to the poor districts in terms of lost revenue that they will experience this coming year, starting July 1 of 1994, and each subsequent year where that amount will grow faster and larger. So the \$2 million is only the additional cost to the Commonwealth to save the rich districts. It has nothing to do with the cost to the poor districts in terms of lost revenue.

Mr. Speaker, if this is such an insignificant issue, then why would some members, some key leaders in the House and Senate, for months and months and months, be so willing to hold hostage retired schoolteachers and their COLA and the retirement window and the question of prudent-person

investment authority for the retirement system? Why, if this is such an insignificant issue, have they fought so long and hard and dug in their heels and said, we are willing to use the COLA of retired teachers and use these other issues as a hostage, if this is really so insignificant?

There are very important principles. We can give the retirement system the prudent-person authority, we can give the seniors their COLA, we can extend the 30-and-out window, and at the same time, we can preserve the very important principle of providing additional help to the poorest districts of the State, but we will do all of that only if we vote against the motion to revert. Thank you, Mr. Speaker.

The SPEAKER. Mr. Ryan is recognized.

Mr. RYAN. I am just going to be short.

I sat down. I thought, I am going to keep quiet and maybe Mr. Cowell will keep quiet and maybe, you know, some of the rest of us will keep quiet and we will get out of here tonight, but to sit back there and hear that everything that happened in this world was the fault of the Republican minority really starts to get to you after a while; that it is our fault in the minority that the teachers did not get a cost-of-living increase, the retired teachers. Well, that just is not so. Where have you been, Mr. Chairman of Education, for the past 8 years, with the Governor of Pennsylvania being of your party? Where have you been when you have had the control of the Senate, the House, and the Governor's Office? If you look at your history, you will find that the COLA went in for the teachers only after the Republican Party took control back in the Senate. So do not give us that business. Reread your history.

The SPEAKER. On the motion to revert, all those in favor of reversion to the prior PN 2036 will vote "aye"; those opposed, "no."

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—108

Adolph	Fairchild	Lawless	Sather
Allen	Fajt	Lee	Saurman
Argall	Fargo	Leh	Saylor
Armstrong	Farmer	Lynch	Scheetz
Baker	Fichter	Maitland	Schuler
Barley	Fleagle	Marsico	Semmel
Battisto	Flick	Masland	Serafini
Birmelin	Gannon	McGeehan	Smith, B.
Boyes	Geist	Merry	Smith, S. H.
Brown	Gerlach	Micozzie	Snyder, D. W.
Bunt	Gladeck	Miller	Stairs
Butkovitz	Godshall	Nailor	Steil
Carone	Gruppo	Nickol	Stern
Cawley	Hanna	Nyce	Strittmatter
Cessar	Harley	O'Brien	Taylor, E. Z.
Chadwick	Hasay	Perzel	Taylor, J.
Civera	Hennessey	Pettit	Tigue
Clark	Herman	Phillips	Tomlinson
Clymer	Hershey	Piccola	True
Cohen, L. I.	Hess	Pitts	Tulli
Conti	Hutchinson	Platts	Uliana
Cornell	Jadlowiec	Raymond	Vance
Curry	Keller	Reber	Vitali

Dempsey	Kenney	Reinard	Waugh
Dent	King	Rohrer	Wogan
Druce	Krebs	Rubley	Wright, M. N.
Egolf	Laub	Ryan	Zug

NAYS—90

Acosta	Freeman	Mayernik	Staback
Bebko-Jones	Gamble	McCall	Steelman
Belardi	George	Melio	Steighner
Belfanti	Gigliotti	Michlovic	Stetler
Bishop	Gordner	Mihalich	Stish
Blaum	Gruitza	Mundy	Sturla
Burns	Itkin	Olasz	Surra
Buxton	James	Oliver	Tangretti
Caltagirone	Jarolin	Pesci	Thomas
Cappabianca	Josephs	Petrarca	Trello
Carn	Kaiser	Petrone	Trich
Cohen, M.	Kasunic	Pistella	Van Horne
Colafella	Kirkland	Preston	Veon
Colaizzo	Kukovich	Richardson	Washington
Corrigan	LaGrotta	Rieger	Williams
Cowell	Laughlin	Ritter	Wozniak
Coy	Lederer	Roberts	Wright, D. R.
Daley	Lescovitz	Robinson	Yandrisevits
DeLuca	Levdansky	Roebuck	Yewcic
Dermody	Lloyd	Rooney	Youngblood
Donatucci	Lucyk	Rudy	
Evans	Manderino	Santoni	DeWeese,
Fee	Markosek	Scrimenti	Speaker

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

On the question,

Will the House concur in Senate amendments to House amendments as amended?

Mr. RYAN. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman rise?

Mr. RYAN. At this time I would ask that the— The bill is still on our calendar, is it not, and prepared for a motion to concur?

The SPEAKER. Yes.

Mr. RYAN. I would make such a motion at this time, Mr. Speaker.

The SPEAKER. The gentleman from Delaware County calls up SB 974, PN 2036, on supplemental calendar C.

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

The gentleman, Mr. Itkin, is recognized.

Mr. ITKIN. Mr. Speaker, as we wind down the debate on SB 974, I just wanted to point out one major feature that we are all fighting over and trying to preserve: the COLA for retired schoolteachers. That provision was put in the House by the majority party of this House.

We believe in trying to move this bill expeditiously, although we have significant reservations about the

backpedaling on education equity. I am going to ask all the members of the House to vote for the bill on final passage, because to do anything other would only be to delay what the retired schoolteachers are anticipating.

On the other hand, this whole question of education equity has not died with this bill. You will see this particular issue dealing with retirement and school subsidies reappear some other place, in some other form, later on this session.

I appreciate the attention that the House has given to this matter today. I do urge at this time that all members of the House vote for passage of the legislation.

The SPEAKER. The gentleman from Delaware, Mr. Ryan.

Mr. RYAN. Mr. Speaker, I am pleased that we are finally in a position, after spending the day watching the majority party expeditiously move this bill along with every parliamentary delay that I have ever seen in the 32 years I have been here. I am glad to see that finally the retired teachers of Pennsylvania are going to get the bill that they deserve, and I feel certain that it will pass here almost unanimously. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Fayette and Westmoreland, Chairman Stairs.

Mr. STAIRS. Thank you, Mr. Speaker.

I appreciate that nice introduction.

I would like to concur with the majority leader. Certainly the intent of this legislation is to help retired teachers, among other parts of education, but I want it to also reflect that in the payment of the retirement for the retired teachers, last summer we tried to correct that and make that right; in other words, to give the teachers with longer years of retirement, who had longevity in retirement, a higher percentage. Unfortunately, that was defeated on the House floor, but the Senate did correct that to make it more equitable.

We talk about equity and fairness, and certainly this bill does contain an equity in the retirement, giving the retired teachers a greater percentage, those teachers with a much lower retirement per month. So, Mr. Speaker, I want to add that we did make that correction; the Senate did and the House did. Even though it was defeated in the House last summer, that was finally resolved, which made the bill a much better bill.

I would certainly hope that after all this delay and all the problems, that we are going to pass it. Thank you, Mr. Speaker.

On the question recurring,

Will the House concur in Senate amendments to House amendments as amended?

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

YEAS—198

Acosta	Fajt	Lucyk	Saurman
Adolph	Fargo	Lynch	Saylor
Allen	Farmer	Maitland	Scheetz
Argall	Fee	Manderino	Schuler
Armstrong	Fichter	Markosek	Scrimenti
Baker	Fleagle	Marsico	Semmel

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

Ordered, That the clerk inform the Senate accordingly.

Mr. RYAN. Mr. Speaker?

The SPEAKER. Mr. Ryan.

Mr. RYAN. Mr. Speaker, this is purely out of curiosity so that I can answer questions, and I am sure some of the other members may have the same question.

The route that this bill will take now, would it be that you would send tonight this bill back to the Senate for the

signature of the Senate tomorrow and then from there it would progress, presumably, on to the Governor's Office?

The SPEAKER. Yes, and it would have to come back for my signature. But like many of the rest of us full-time legislators, I will be in town all day tomorrow through Thursday, and I will be able to sign it.

We are not finished with business.

CONDOLENCE RESOLUTION

The SPEAKER. The Sergeants at Arms will close the doors of the House. We have a condolence resolution for a deceased member. The Sergeants at Arms will close the doors of the House. Members will not leave. Members will please take their seats.

The following resolution was read by the Speaker:

COMMONWEALTH OF PENNSYLVANIA THE HOUSE OF REPRESENTATIVES

RESOLUTION

WHEREAS, Clarence G. Stoner, distinguished statesman, successful businessman and dedicated community leader, recently passed away at the age of ninety-two; and

WHEREAS, The founder and president of Stoner Beverage Company of Harrisburg, Mr. Stoner was also a five-term member of the state House of Representatives from Cumberland County. He was a faithful member of Shiremanstown United Methodist Church who also served as a member of its board of directors, as a Bible Class teacher and choir member. His fraternal affiliations included membership in the Eureka Lodge No. 302, F&AM; Harrisburg Consistory; and the Zembo Temple. Mr. Stoner was also a former board member of the Commonwealth National Bank and the Shiremanstown National Bank, as well as a former president of the Shiremanstown Borough Council and the Keystone Bottlers Association; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania note with deep regret the passing of Clarence G. Stoner, a cherished and giving man, whose life made a distinct difference to all those who have lived, worked and served with him; express heartfelt condolences to his son, Edwin D.; four grandchildren; and seven great-grandchildren; and be it further

RESOLVED, That a copy of this resolution be transmitted to the Family of Clarence G. Stoner.

We hereby certify that the foregoing is an exact copy of a resolution introduced in the House of Representatives by Representatives Matthew J. Ryan, the Republican Leader, Jerry L. Nailor and Patricia H. Vance and unanimously adopted by the House of Representatives.

H. William DeWeese
Speaker of the
House of Representatives
ATTEST:
John J. Zubeck
Chief Clerk of the
House of Representatives

On the question,

Will the House adopt the resolution?

The SPEAKER. Members and guests, please rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Honorable Clarence G. Stoner.)

The SPEAKER. The Journal will reflect that this resolution has been unanimously adopted.

RULES SUSPENDED

The SPEAKER. The House will respond now to a motion by the majority leader, Mr. Itkin of Pittsburgh.

Mr. ITKIN. Mr. Speaker, I move for a momentary suspension of the rules for the immediate consideration of HR 315.

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

The following roll call was recorded:

YEAS—190

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

NAYS—0

NOT VOTING—8

Belfanti	Keller	Petrarca	Surra
Burns	Lescovitz	Roebuck	Wozniak

EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

RESOLUTION

The SPEAKER. The gentleman, Mr. Evans, offers HR 315, which the clerk will read.

The following resolution was read:

House Resolution No. 315

A RESOLUTION

Amending House Resolution No. 192, adopted November 23, 1993, entitled "A resolution designating a House Select Committee to investigate the issue of violence in our communities and to issue a report on its findings and recommendations," providing for reports of certain House standing committees; and extending the period for the filing of the committee's report and the existence of the committee.

RESOLVED, That House Resolution No. 192, adopted November 23, 1993, be amended to read:

A RESOLUTION

Designating a House Select Committee to investigate the issue of violence in our communities and to issue a report on its findings and recommendations.

WHEREAS, The House of Representatives directed the House Education Committee to investigate the causes of firearm violence in our schools pursuant to House Resolution No. 139, adopted unanimously on June 22, 1993; and

WHEREAS, The House Education Committee has begun an investigation of the causes and extent of the school violence problem in this Commonwealth as directed by House Resolution No. 139; and

WHEREAS, The House Education Committee has learned through its hearings and investigation to date that the problem of school violence is part of a broader problem of violence among our youth and families in urban and rural communities throughout this Commonwealth; and

WHEREAS, The House Education Committee has learned that effects of violent acts not only have implications for our schools, but also for families, communities, the health care system, social service agencies, the courts and the criminal justice system; and

WHEREAS, The House Education Committee has learned that there needs to be a comprehensive and coordinated approach to developing strategies and interventions in order to positively and effectively respond to violence; and

WHEREAS, These strategies and interventions will require the expertise and cooperation of different disciplines which extend beyond the jurisdiction of the House Education Committee; therefore be it

RESOLVED, That the investigation required of the House Education Committee pursuant to House Resolution No. 139 be redirected to a select committee of the House of Representatives and that the scope of the investigation be expanded to include the study of the causes of violence in our schools and communities and to evaluate programs which seek to prevent violent behavior; and be it further

RESOLVED, That the House Select Committee be comprised of the Speaker of the House of Representatives and the majority chairman and minority chairman of the following House standing committees: Education Committee, Aging and Youth Committee, Health and Welfare Committee, Judiciary Committee and Appropriations Committee and the Majority Policy Committee Chairman and the Minority Policy Committee Chairman; and be it further

RESOLVED, That the members of the select committee shall choose from among themselves a chairman and such other officers as they deem necessary; and be it further

RESOLVED, That the House Select Committee members shall draw upon their existing staff to assist in the work of the House Select Committee; and be it further

RESOLVED, That State agencies and departments are directed to assist the House Select Committee in its investigation; and be it further

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

RESOLVED, That the following House standing committees review legislation within their purview for the purpose of reporting findings and recommendations relating to efforts to reduce and prevent juvenile violence: Education Committee, Aging and Youth Committee, Health and Welfare Committee, Judiciary Committee and Appropriations Committee; and be it further

RESOLVED, That these House standing committees report their findings and recommendations relating to appropriations aimed at reducing juvenile violence by May 13, 1994, to the House Select Committee; and be it further

RESOLVED, That these House standing committees report their findings and recommendations relating to other legislative initiatives to alleviate juvenile violence by July 29, 1994, to the House Select Committee; and be it further

RESOLVED, That the House Select Committee prepare a report with findings and recommendations for the members of the House of Representatives and that such report be submitted [on or before March 31, 1994.] no later than the last session day of September 1994; and be it further

RESOLVED, That the House Select Committee continue in existence until November 30, 1994, but no longer.

Dwight Evans
Elinor Z. Taylor

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

Acosta	Farmer	Lynch	Saylor
Adolph	Fee	Maitland	Scheetz
Allen	Fichter	Manderino	Schuler
Argall	Fleagle	Markosek	Scrimenti
Armstrong	Flick	Marsico	Semmel
Baker	Freeman	Masland	Serafini
Barley	Gamble	Mayernik	Smith, B.
Battisto	Gannon	McCall	Smith, S. H.
Belardi	Geist	Melio	Snyder, D. W.
Belfanti	George	Merry	Staback
Birmelin	Gerlach	Michlovic	Stairs
Blaum	Gigliotti	Micozzie	Steelman
Boyes	Gladeck	Mihalich	Steighner
Brown	Godshall	Miller	Steil
Bunt	Gordner	Mundy	Stern
Burns	Gruitza	Nailor	Stetler

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

NAYS—0

NOT VOTING—4

Bebko-Jones	Bishop	Butkovitz	McGeehan
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EXCUSED—5

Bush	Haluska	Hughes	McNally
Durham			

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

The SPEAKER. There will be no further votes taken today. We will correct the record, and other housekeeping measures will be taken.

VOTE CORRECTION

Mr. LEH. Mr. Speaker?

The SPEAKER. Mr. Leh.

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

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

Mr. LEH. On the reconsideration vote on HB 1772, PN 3447, I was recorded "no." I would like to be recorded in the affirmative.

I understand, too, a very happy birthday, Mr. Speaker.

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

LOCAL GOVERNMENT COMMITTEE MEETING

The SPEAKER. Mr. Pistella for a committee announcement.

Mr. PISTELLA. Mr. Speaker, I would like to call a very brief but immediate meeting of the Local Government Committee in the rear of the hall of the House. Thank you.

The SPEAKER. The Local Government Committee right now in the back of the hall of the House. Mr. Pistella has called a meeting.

VOTE CORRECTION

The SPEAKER. Mr. Kasunic from the Connellsville area.

Mr. KASUNIC. Mr. Speaker, I rise to correct the record.

On HB 1564, amendment 1609, my switch malfunctioned. I would wish to be recorded in the affirmative.

The SPEAKER. The Chair thanks the gentleman from Dunbar.

Mr. Williams is recognized.

Mr. WILLIAMS. Mr. Speaker, I would like to ask that on HR's 308 and 309, which were voted upon today, that members who wanted to add their names to those resolutions be allowed to and the clerk accept those names.

The SPEAKER. The clerk will be requested to remain open so that additional sponsors will be added.

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The Chair is in receipt of a communication from Chairman Olasz of the Committee on Committees relative to Rosita Youngblood's committee assignments, which the clerk will read.

The following report was read:

Committee on Committees Supplemental Report

In the House of Representatives
April 19, 1994

RESOLVED, That

Representative Rosita C. Youngblood, Philadelphia County, is elected a member of the Federal-State Relations Committee, vice Representative Thomas J. Scrimenti resigned.

Representative Rosita C. Youngblood, Philadelphia County, is elected a member of the Professional Licensure Committee, vice Representative Robert W. O'Donnell resigned.

Representative Rosita C. Youngblood, Philadelphia County, is elected a member of the Military and Veterans Affairs Committee, vice Representative Thomas J. Murphy resigned.

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

On the question,
Will the House adopt the resolution?
Resolution was adopted.

BILLS SIGNED BY SPEAKER

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

HB 116, PN 125

An Act authorizing the Department of Transportation, with the approval of the Governor, to sell and convey to the Township of Penn Hills certain excess land situate partly in the Township of Penn Hills and partly in the Borough of Plum, Allegheny County.

HB 989, PN 3511

An Act authorizing and directing the Department of Transportation, with the approval of the Governor, to sell and convey a tract of land situate in the Borough of State College, Centre County, Pennsylvania, to the Borough of State College; and authorizing the Department of General Services, with the approval of the Governor, to convey a parcel of land in Conewango Township, Warren County.

HB 1488, PN 3520

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for antique and classic plates, for personal plates, for exemptions of entities and vehicles from fees, for restrictions on use of limited access highways and for television equipment; and authorizing the Department of Transportation to enter into multijurisdictional permit agreements for oversize or overweight vehicles or loads.

HB 1513, PN 3329

An Act authorizing the release of Project 70 restrictions imposed on certain land owned by Allegheny County, in return for the imposition of Project 70 restrictions on certain land to be acquired by Allegheny County.

BILL REPORTED AND REREFERRED TO COMMITTEE ON EDUCATION

HB 2722, PN 3554

By Rep. BLAUM

An Act providing for playground safety, for safety audits and hazard analysis and for safety plans; establishing the Statewide Advisory Council for Playground Safety and providing for its powers and duties; and providing for enforcement.

AGING AND YOUTH.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 2630, PN 3585 (Amended)

By Rep. GAMBLE

An Act providing for signage near licensed limited farm wineries.

TOURISM AND RECREATIONAL DEVELOPMENT.

HB 2646, PN 3586 (Amended)

By Rep. GAMBLE

An Act creating the Recreational Trails Advisory Board; providing for funding for motorized and nonmotorized recreational trails; providing for powers and duties of the Department of Environmental Resources; establishing a fund; and providing for the disposition of certain tax revenues.

TOURISM AND RECREATIONAL DEVELOPMENT.

HB 2647, PN 3587 (Amended) By Rep. GAMBLE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the disposition of fines imposed for violations of Title 75 involving snowmobiles; and imposing a restriction on the power of the Secretary of Environmental Resources to approve expenditures from a restricted receipts fund relating to snowmobiles.

TOURISM AND RECREATIONAL DEVELOPMENT.**RECESS**

The SPEAKER. The House stands in recess to the call of the Chair.

AFTER RECESS

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

**THE SPEAKER PRO TEMPORE
(JEFFREY W. COY) PRESIDING****HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2713 By Representatives FREEMAN, GRUPPO, JOSEPHS, PISTELLA, RICHARDSON, TIGUE, BELFANTI, CURRY, TRELLO, WOZNIAK, DRUCE and M. COHEN

An Act amending the act of June 25, 1931 (P.L.1352, No.332), referred to as the Delaware River Joint Toll Bridge Compact, directing the Delaware River Joint Toll Bridge Commission to provide for its meetings to be open to the public and the news media.

Referred to Committee on STATE GOVERNMENT, April 19, 1994.

No. 2714 By Representatives FREEMAN, GRUPPO, JOSEPHS, PISTELLA, RICHARDSON, TIGUE, BELFANTI, CURRY, TRELLO, WOZNIAK, DRUCE and M. COHEN

A Supplement to the act of June 25, 1931 (P.L.1352, No.332), referred to as the Delaware River Joint Toll Bridge Compact, requiring the commission to adopt competitive purchasing practices.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2715 By Representatives FREEMAN, GRUPPO, JOSEPHS, PISTELLA, RICHARDSON, TIGUE, BELFANTI, CURRY, TRELLO, WOZNIAK, DRUCE and M. COHEN

An Act amending the act of May 8, 1919 (P.L.148, No.102), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll-bridges over the Delaware River," adding members of the commission.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2716 By Representatives FREEMAN, GRUPPO, JOSEPHS, PISTELLA, RICHARDSON, TIGUE, BELFANTI, CURRY, TRELLO, WOZNIAK, DRUCE and M. COHEN

A Supplement to the act of June 25, 1931 (P.L.1352, No.332), referred to as the Delaware River Joint Toll Bridge Compact, providing procedures for the exercise of veto power by the Governor.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2717 By Representatives FREEMAN, GRUPPO, JOSEPHS, PISTELLA, RICHARDSON, TIGUE, BELFANTI, CURRY, TRELLO, WOZNIAK, DRUCE and M. COHEN

An Act amending the act of June 25, 1931 (P.L.1352, No.332), referred to as the Delaware River Joint Toll Bridge Compact, further providing for attendance at meetings, for a limitation on certain employment, for veto powers of the Governors and for joint audits.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2718 By Representatives FREEMAN, GRUPPO, JOSEPHS, PISTELLA, RICHARDSON, TIGUE, BELFANTI, CURRY, TRELLO, WOZNIAK, DRUCE and M. COHEN

A Supplement to the act of June 25, 1931 (P.L.1352, No.332), referred to as the Delaware River Joint Toll Bridge Compact, requiring the Delaware River Joint Toll Bridge Commission to adopt an affirmative action program and to adopt open and competitive hiring practices.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2726 By Representatives GORDNER, BELFANTI, PHILLIPS, TIGUE, REBER, MUNDY, BATTISTO, COY, GODSHALL, PISTELLA, STEIL, TRELLO, VAN HORNE, EGOLF, CARONE, YANDRISEVITS, FICHTER, CESSAR, KENNEY and HENNESSEY

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

Referred to Committee on JUDICIARY, April 19, 1994.

No. 2727 By Representatives L. I. COHEN, BEBKO-JONES, ULIANA, TRELLO, RUBLEY, THOMAS, PLATTS, TRUE, DONATUCCI, COY, PETTIT, E. Z. TAYLOR, STERN, EGOLF, TULLI, DeLUCA, GEIST, STEIL, KENNEY, TOMLINSON and STEELMAN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further prohibiting homicide by vehicle while driving under influence.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2728 By Representatives L. I. COHEN, LAUB, FARGO, TRELLO, CORNELL, FICHTER, GODSHALL, MERRY, MELIO, GERLACH, SERAFINI, HENNESSEY, E. Z. TAYLOR, KENNEY, SATHER, RUBLEY, GANNON, STEELMAN, MILLER, ADOLPH and CESSAR

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for an employer trip reduction tax credit.

Referred to Committee on TRANSPORTATION, April 19, 1994.

No. 2729 By Representatives CURRY, TIGUE, KREBS, LAUB, GIGLIOTTI, D. R. WRIGHT, EGOLF, VEON, TRELLO, KING, ROBERTS, SAURMAN, PISTELLA, BELFANTI, BUNT, KASUNIC and MERRY

An Act providing for certain regulations of private safe deposit box facilities, for additional powers and duties of the Department of Banking, for enforcement and for penalties.

Referred to Committee on BUSINESS AND ECONOMIC DEVELOPMENT, April 19, 1994.

No. 2730 By Representatives RYAN, CALTAGIRONE, MANDERINO, PICCOLA, RICHARDSON, BROWN, HALUSKA, HUGHES, JAROLIN, ROEBUCK, TRELLO, ADOLPH, BUNT, BAKER, FLICK, CESSAR, CLYMER, FICHTER, GANNON, HENNESSEY, HESS, LEH, MICOZZIE, PHILLIPS, PITTS, SATHER, SAYLOR, SERAFINI, STERN, E. Z. TAYLOR, TOMLINSON, TRUE and M. N. WRIGHT

An Act exempting certain residential child-care facilities from certain State regulations relating to revenue and compensation.

Referred to Committee on AGING AND YOUTH, April 19, 1994.

No. 2731 By Representatives MILLER, CALTAGIRONE, PERZEL, RUDY, FICHTER, LYNCH, SANTONI, PHILLIPS, TRUE, CESSAR, KREBS, ARGALL, HERSHEY, SATHER, LEH, HASAY, HENNESSEY, ROHRER, NICKOL, PETTTT, ZUG, GEIST, TRELLO, BROWN, SAYLOR and SEMMEL

An Act providing for a cause of action for procedures of perishable food products or commodities to recover damages for the disparagement of any perishable food product or commodity and for related purposes.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 19, 1994.

No. 2732 By Representatives ITKIN, MERRY, PISTELLA, DeWEESE, COY, VEON, TULLI, RICHARDSON, STABACK, TIGUE, TRELLO, LAUB, PRESTON, COLAFELLA, ROONEY, MELIO, KENNEY, JOSEPHS, VAN HORNE, CORRIGAN, OLASZ, ROEBUCK, D. R. WRIGHT, DALEY and PETRARCA

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, further providing for the qualifications for membership of local human relations commissions.

Referred to Committee on STATE GOVERNMENT, April 19, 1994.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. The Chair recognizes the gentleman from Delaware County, Representative Thaddeus Kirkland.

Mr. KIRKLAND. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 20, 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 10:59 p.m., e.d.t., the House adjourned.