

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

WEDNESDAY, MARCH 8, 1995

SESSION OF 1995

179TH OF THE GENERAL ASSEMBLY

No. 23

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER (MATTHEW J. RYAN) PRESIDING

#### PRAYER

REV. DR. EMLYN H. JONES, pastor of Stoverdale United Methodist Church, Hummelstown, Pennsylvania, offered the following prayer:

Gracious God of our Fathers, we are indeed a grateful people, thankful to be part of this great Nation with its emphasis on responsible freedom. We have inherited the freedom of speech, the freedom to assemble ourselves, the freedom to achieve our dreams, and the wondrous freedom of worship. For these freedoms we are eternally thankful.

Our forefathers were contributors and actively participated in the authoring of our freedoms, and they, together with other colonists, constructed a government that has become the government of choice for all the peoples of earth.

How thankful we are for those visionary giants, who were the creators of this very body, and their vision is our legacy.

O God, our House continues to enjoy persons of wisdom who have even greater visions for all Pennsylvanians, and we continue to be grateful for their gifts of insight and wise counsel.

We implore Your presence this day in our discussions, in our debates, and in our solutions.

Fill this chamber with Your presence, O God, and accept, we pray, our words of gratitude and thanksgiving.

Merciful God, hear our humble prayer. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, March 7, 1995, will be postponed until printed. The Chair hears no objection.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1076** By Representatives MERRY, SCHRODER, PISTELLA, BARD, HENNESSEY, CURRY, SANTONI, WOZNIAK and PETTIT

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, providing for attorney fees in actions involving municipal claims.

Referred to Committee on LOCAL GOVERNMENT, March 8, 1995.

**No. 1077** By Representatives GODSHALL, MICILOVIC, ADOLPHI, BATTISTO, SATHER, BAKER, DEMPSEY, BELFANTI, ARGALI, DIGIROLAMO, HALUSKA, CORRIGAN, MILLER, ZIMMERMAN, BARLEY, BELARDI, BUNT, L. I. COHEN, COLAIZZO, GEIST, HERMAN, KENNEY, LAUGHLIN, MARKOSEK, McCALL, MICOZZIE, OLASZ, READSHAW, SCHULER, SEMMEL, SERAFINI, S. H. SMITH, STABACK, STISH, E. Z. TAYLOR, TRELLO, TRICH, VAN HORNE, YOUNGBLOOD, M. N. WRIGHT, CORNELL, TULLI, BIRMEIN, NAILOR and MAITLAND

An Act providing for the establishment of the Pennsylvania Travel and Tourism Partnership; imposing powers and duties related to tourism promotion and grants; transferring certain powers and duties; and providing for the Travel and Tourism Promotional Fund and for the transfer of certain sales tax revenues to that fund.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, March 8, 1995.

**No. 1078** By Representatives GODSHALL, LAUGHLIN, HERSHEY, CALTAGIRONE, FLEAGLE, D. R. WRIGHT, JAROLIN, ZUG, STISH, SATHER, HENNESSEY, TRELLO, BUNT, YOUNGBLOOD, ARMSTRONG, L. I. COHEN, STABACK, REBER, PHILLIPS, ROONEY, CARONE, MILLER, RUDY, NICKOL, SEMMEL, MERRY, CIVERA and HALUSKA

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the protection of property used for fish farming.

Referred to Committee on GAME AND FISHERIES, March 8, 1995.

**No. 1079** By Representatives ROEBUCK, SEMMEL, BELARDI, HENNESSEY, STURLA, CARN, ROBINSON, PRESTON, YOUNGBLOOD, TRELLO, MANDERINO, STABACK, CURRY, JOSEPHS, STEIL, BATTISTO and GIGLIOTTI

An Act requiring cities to adopt open-space plans; and making an appropriation.

Referred to Committee on URBAN AFFAIRS, March 8, 1995.

**No. 1080** By Representatives REINARD, CORNELL, SEMMEL, M. N. WRIGHT, BUNT, REBER, CAWLEY, TRELLO, D. R. WRIGHT, CIVERA, DEMPSEY, STABACK, LYNCH, MUNDY, HENNESSEY and WOGAN

An Act amending the act of December 22, 1989 (P.L.687, No.90), known as the Mortgage Bankers and Brokers Act, further regulating licensee requirements.

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, March 8, 1995.

**No. 1081** By Representatives REINARD, CLARK, STEIL, FARGO, REBER, HERSHEY, FICHTER, GEIST, CAWLEY, FLEAGLE, TRELLO, D. R. WRIGHT, FLICK, CIVERA, RUBLEY, STERN, DEMPSEY, ITKIN, LEH, KING, MARSICO, STABACK, M. N. WRIGHT, CORNELL, WAUGH, DeLUCA, E. Z. TAYLOR, LYNCH, MUNDY, RAYMOND, BROWN, BOSCOLA, TIGUE, SCHULER, ARMSTRONG, BROWNE, SEMMEL and BARD

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for alternate security for performance of contracts.

Referred to Committee on STATE GOVERNMENT, March 8, 1995.

**No. 1082** By Representatives REINARD, CORNELL, FLEAGLE, BROWNE, FLICK, NAILOR, COY, GEIST, CAWLEY, TRELLO, D. R. WRIGHT, STURLA, CIVERA, STEELMAN, BAKER, DEMPSEY, BUNT, CLARK, LEH, M. N. WRIGHT, E. Z. TAYLOR, L. I. COHEN, MUNDY, RAYMOND, HENNESSEY and SEMMEL

An Act establishing a community trust for persons with severe chronic disabilities; and establishing the Community Trust Fund.

Referred to Committee on HEALTH AND HUMAN SERVICES, March 8, 1995.

**No. 1083** By Representatives E. Z. TAYLOR, VANCE, MANDERINO, MILLER, ROONEY, MELIO, BUNT, BEBKO-JONES, BELARDI, COY, JOSEPHS, YOUNGBLOOD, PRESTON, WOZNIAK, L. I. COHEN, SCRIMENTI, CLARK, STABACK, SAYLOR, ARGALL, NAILOR, M. N. WRIGHT, OLASZ, J. TAYLOR, BROWNE, GIGLIOTTI, MUNDY, GEIST, TIGUE, PLATTS, HERMAN, ITKIN, HENNESSEY, LUCYK, TRUE, RAYMOND, SATHER, STURLA, HERSHEY, FLICK, HESS, KUKOVICH, TRELLO, RUBLEY, DeLUCA, PETRARCA, BARD, SEMMEL, STERN and MERRY

An Act providing for the creation of a Statewide program to support and guide public schools in this Commonwealth in the establishment of extended school day-care programs for latchkey children; defining eligibility; further providing for the powers and duties of the Department of Public Welfare; and making an allocation.

Referred to Committee on EDUCATION, March 8, 1995.

**No. 1084** By Representatives E. Z. TAYLOR, RUBLEY, TIGUE, GEIST, HERMAN, HENNESSEY, CAWLEY, ROONEY, HERSHEY, MELIO, BUNT, MILLER, KUKOVICH, BELARDI, TRELLO, JOSEPHS, YOUNGBLOOD, McCALL, WOZNIAK, STABACK, NAILOR, FARGO, PRESTON and BATTISTO

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, further providing for performance grants for municipal recycling programs.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 8, 1995.

**No. 1085** By Representatives CIVERA, DeLUCA, BUNT, CLARK, ALLEN, NICKOL, FICHTER, YEWIC, CONTI, SHANER, NAILOR, D. R. WRIGHT, GIGLIOTTI, HENNESSEY, GEIST, ZUG, STABACK, OLASZ, PLATTS, DEMPSEY, FLEAGLE, VANCE, COWELL, LUCYK, MASLAND, SATHER, TRUE, WAUGH, FAIRCHILD, MICOZZIE, SURRA, COLAIZZO, ARMSTRONG, SAYLOR, STAIRS, BELFANTI, ROBERTS, GRUPPO, ROONEY, MAITLAND, GODSHALL, COLAFELLA, DRUCE, HERSHEY, CLYMER, MELIO, TANGRETTI, FLICK, SANTONI, HESS, PESCI, MILLER, TRELLO, SCHULER, RUBLEY, FARGO, E. Z. TAYLOR, DURHAM, STISH, McCALL, CORRIGAN, FAJT, J. TAYLOR, D. W. SNYDER, MARSICO, VAN HORNE, BAKER, PETRARCA, YOUNGBLOOD, L. I. COHEN, BROWNE, ADOLPH, ZIMMERMAN, RAYMOND, STRITTMATTER, BROWN, BIRMELIN, CARONE, PERZEL, BARLEY, BATTISTO, DENT and HABAY

An Act establishing the State Fire Commission, the Office of State Fire Commissioner, the Fire Operations Policy Committee, the Fire Training Policy Committee, the Hazardous Materials Planning and Response Policy Committee, the Fire Investigation Policy Committee, the Volunteer Loan Assistance Program Policy Committee and the Public Education Policy Committee and providing for their duties and responsibilities; transferring jurisdiction of hazardous materials and forest fire prevention and operational control of the Fire Marshal's Office to the State Fire Commission; and making a repeal.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 8, 1995.

**No. 1086** By Representatives CIVERA, DeLUCA, BUNT, CLARK, ALLEN, NICKOL, FICHTER, YEWIC, CONTI, SHANER, NAILOR, D. R. WRIGHT, GIGLIOTTI, HENNESSEY, GEIST, ZUG, STABACK, OLASZ, PLATTS, DEMPSEY, FLEAGLE, VANCE, COWELL, LUCYK, MASLAND, SATHER, TRUE, RAYMOND, WAUGH, FAIRCHILD, MICOZZIE, SURRA, COLAIZZO, ARMSTRONG, SAYLOR, STAIRS, BELFANTI, ROBERTS, GRUPPO, ROONEY, MAITLAND, GODSHALL, COLAFELLA, DRUCE, HERSHEY, CLYMER, MELIO, TANGRETTI, FLICK, SANTONI, HESS, PESCI, MILLER, TRELLO, SCHULER, RUBLEY, FARGO, E. Z. TAYLOR,

DURHAM, STISH, McCALL, CORRIGAN, FAJT, J. TAYLOR, D. W. SNYDER, MARSICO, VAN HORNE, BAKER, PETRARCA, YOUNGBLOOD, BROWN, L. I. COHEN, BROWNE, STRITTMATTER, ADOLPH, ZIMMERMAN, BIRMELIN, CARONE, PERZEL, BARLEY, BATTISTO, DENT and HABAY

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for organization of Pennsylvania Emergency Management Agency.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 8, 1995.

**No. 1087** By Representative TANGRETTI

An Act designating a section of SR 3097 in Westmoreland County, Pennsylvania, as Baltzer Meyer Pike.

Referred to Committee on TRANSPORTATION, March 8, 1995.

**No. 1088** By Representatives TANGRETTI, PESCI, BELARDI, MIHALICH, FARGO, MELIO, BEBKO-JONES, LaGROTTA, LUCYK, DALEY, CORRIGAN, FAJT, L. I. COHEN, READSHAW, LEVDANSKY, VAN HORNE, KUKOVICH, STABACK, YOUNGBLOOD, PETRARCA, JOSEPHS, BELFANTI, McCALL, BUNT, HALUSKA, WALKO, ITKIN, TRELLO, GIGLIOTTI, CAWLEY, PISTELLA and ROONEY

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for sales to nonmembers by volunteer fire companies.

Referred to Committee on LIQUOR CONTROL, March 8, 1995.

**No. 1089** By Representatives TANGRETTI, MARKOSEK, BELARDI, COLAIZZO, FAIRCHILD, MIHALICH, MELIO, STURLA, LaGROTTA, DALEY, SATHER, MUNDY, RUBLEY, CURRY, TIGUE, READSHAW, HENNESSEY, MICHLOVIC, KUKOVICH, HALUSKA, E. Z. TAYLOR, TRELLO, KAISER and GIGLIOTTI

An Act amending the act of October 4, 1978 (P.L.883, No.170), referred to as the Public Official and Employee Ethics Law, further providing for restricted activities.

Referred to Committee on STATE GOVERNMENT, March 8, 1995.

**No. 1090** By Representatives REINARD, SCHULER, E. Z. TAYLOR, CONTI, PLATTS, HERSHEY, GEIST, FLEAGLE, TRELLO, D. R. WRIGHT, STURLA, FLICK, SCHRODER, NAILOR, BAKER, STERN, DEMPSEY, BUNT, ITKIN, LEH, MARSICO, M. N. WRIGHT, CORNELL, DeLUCA, L. I. COHEN, MUNDY, MASLAND, BROWN, STEIL, TRICH, SEMMEL and MICHLOVIC

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the ownership and possession of certain weapons.

Referred to Committee on JUDICIARY, March 8, 1995.

## GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as guests of Representative Ellen Bard, Commissioner Michael Gillespie and his wife, Carol. Would the Commissioner and Carol Gillespie please rise.

## LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip for the purpose of taking leaves of absence.

Does the gentleman, Mr. Barley, have any leave of absence requests? No requests.

The Chair recognizes the gentleman, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I request leave of absence for the gentleman from Butler, Mr. TRAVAGLIO, and the gentleman from Philadelphia, Mr. RICHARDSON, for today's session.

The SPEAKER. Without objection, the leaves are granted. The Chair hears no objection.

## MASTER ROLL CALL

The SPEAKER. The Chair is about to take up the master roll call. Members, please report to the floor for the master roll call.

Members will proceed to vote.

The following roll call was recorded:

### PRESENT—200

Adolph	Egolf	Lucy	Sather
Allen	Evans	Lynch	Saylor
Argall	Fairchild	Maitland	Schroder
Armstrong	Fajt	Major	Schuler
Baker	Fargo	Manderino	Scrimenti
Bard	Farmer	Markosek	Semmel
Barley	Feese	Marsico	Serafini
Battisto	Fichter	Masland	Shaner
Bebko-Jones	Fleagle	Mayernik	Sheehan
Belardi	Flick	McCall	Smith, B.
Belfanti	Gamble	McGeehan	Smith, S. H.
Birmelin	Gannon	McGill	Snyder, D. W.
Bishop	Geist	Melio	Staback
Blaum	George	Merry	Stairs
Boscola	Gigliotti	Michlovic	Steelman
Boyes	Gladeck	Micozzie	Steil
Brown	Godshall	Mihalich	Stern
Browne	Gordner	Miller	Stetler
Bunt	Gruitza	Mundy	Stish
Butkowitz	Gruppo	Nailor	Strittmatter
Buxton	Habay	Nickol	Sturla
Caltagirone	Haluska	Nyce	Surra
Cappabianca	Hanna	O'Brien	Tangretti
Carn	Harhart	Olasz	Taylor, E. Z.
Carone	Hasay	Oliver	Taylor, J.
Cawley	Hennessey	Perzel	Thomas
Chadwick	Herman	Pesci	Tigue
Civera	Hershey	Petrarca	Trello
Clark	Hess	Petrone	Trich
Clymer	Horsey	Pettit	True
Cohen, L. I.	Hutchinson	Phillips	Tulli
Cohen, M.	Itkin	Piccola	Vance
Colaifella	Jadlowiec	Pistella	Van Horne
Colaizzo	James	Pitts	Veon
Conti	Jarolin	Platts	Vitali
Cornell	Josephs	Preston	Walko
Corpora	Kaiser	Ramos	Washington
Corrigan	Keller	Raymond	Waugh

Cowell	Kenney	Readshaw	Williams
Coy	King	Reber	Wogan
Curry	Kirkland	Reinard	Wozniak
Daley	Krebs	Rieger	Wright, D. R.
DeLuca	Kukovich	Roberts	Wright, M. N.
Dempsey	LaGrotta	Robinson	Yewcic
Dent	Laughlin	Roebuck	Youngblood
Dermody	Lawless	Rooney	Zimmerman
DeWeese	Lederer	Rubley	Zug
DiGirolamo	Leh	Rudy	
Donatucci	Lescovitz	Sainato	Ryan,
Druce	Levdansky	Santoni	Speaker
Durham	Lloyd		

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Richardson          Rohrer          Travaglio

The SPEAKER. The gentleman, Mr. DeWeese, was advised that there was a shortage of telephones in the House. I note that the telecommunications problem has been addressed by the gentlemen, Mr. George and Mr. Wozniak, and we will see to it that there are an additional 30 devices such as that substituted for the existing phones.

### GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Mr. Brian Dudley of Shrewsbury, Pennsylvania, here as the guest of Representative Michael Waugh.

Brian is working as an intern in Representative Waugh's district office. He is a full-time student at Penn State's York Campus, majoring in psychology. We are pleased that he is with us today. We would ask the gentleman to kindly rise to be welcomed.

The Chair, with great hesitation, recognizes the gentleman from Allegheny, Mr. Markosek—

Mr. MARKOSEK. Thank you, Mr. Speaker.

The SPEAKER. —concerned that he is going to make a comment about the telephone system that was just on—

Mr. MARKOSEK. Yes, sir, Mr. Speaker.

If I am in order, I would just like to point out that with the passage of the telecommunications legislation last session, we certainly—

The SPEAKER. The gentleman will yield.

Members of the House, particularly those on the enlightened Republican side of the aisle, missed the primitive telecommunications system that was just stretched between the gentleman, Mr. George, who was not yelling for a change, and the gentleman, Mr. Wozniak. Would you please exhibit that so that the other members may share in this modern mode of communication.

It is gone. It was essentially two paper cups with a string. There it is.

With that, the gentleman, Mr. Markosek, is recognized.

Mr. MARKOSEK. Mr. Speaker, I think Mr. Wozniak has rushed out to market the product.

With the passage of the telecommunications bill, Mr. Wozniak was concerned that the rates may go up, and I think he has demonstrated here today that technology is way ahead, and with the

technology that he is demonstrating, the rates certainly will start to go down. Thank you, Mr. Speaker.

The SPEAKER. I am sure of that.

All I can hear is Representative George.

Mr. GEORGE. Mr. Speaker?

The SPEAKER. You know, it does work. It really does work.

The Chair recognizes the— I do not know how the record is going to reflect this.

The Chair recognizes the gentleman, Mr. George.

Mr. GEORGE. Mr. Speaker, I rise only for the purpose of informing the Speaker, as a good rank-and-file member should, I was not aware that this side of the aisle would be favored with such an up-to-date response system, but the only reason I grabbed it, Mr. Speaker, is that my colleague said the Speaker is on the phone and he wants you, and you know, as soon as I heard you wanted me, I grabbed the phone.

The SPEAKER. The Speaker does not choose to comment on that remark.

### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that the following bills be removed from the table:

HB 109;  
HB 497; and  
HB 800.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### BILLS RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

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

HB 109;  
HB 497; and  
HB 800.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### CALENDAR

#### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 825, PN 910**, entitled:

An Act amending the act of July 6, 1989 (P.L. 169, No. 32), known as the Storage Tank and Spill Prevention Act, further providing for definitions, for underground storage tank program requirements, for interim requirements and discontinued use, for the storage tank advisory committee, for the Underground Storage Tank Indemnification Fund and claims on that fund, for the Storage Tank Loan Fund and for powers and duties of the

Underground Storage Tank Indemnification Board; and providing for the dispensing of Class II motor fuels to certain customers and for reimbursement for testing.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.  
The question is, shall the bill pass finally?  
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-3

- |            |        |           |
|------------|--------|-----------|
| Richardson | Rohrer | Travaglio |
|------------|--------|-----------|

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.

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BILL PASSED OVER

The SPEAKER. HB 659, PN 967. This bill is over for the day.

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The House proceeded to third consideration of **HB 267, PN 260**, entitled:

An Act amending the act of July 15, 1976 (P.L.1036, No.208), known as the Volunteer Fire Company, Ambulance Service and Rescue Squad Assistance Act, adding a definition; and further providing for the purposes for which loans may be made.

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?

The Chair recognizes, on the question of final passage, the gentleman, Mr. Waugh.

The gentleman will yield.

Conferences on the floor, please break up. Will the various lobbyists of the newly formed Irish caucus please break up. The conferences on the side aisles, please suspend.

The Chair recognizes the gentleman, Mr. Waugh.

Mr. WAUGH. Thank you, Mr. Speaker.

I did not really intend to attract this much attention, but anyway, I wanted to make a couple comments on HB 267.

Ordinarily I would live by the old adage, "if it ain't broke, don't fix it." I think that is a good motto for many of us here in the House.

The SPEAKER. The gentleman will yield.

The gentleman, Mr. Waugh, is entitled to be heard. Please. Conversation; please.

The gentleman may continue.

Mr. WAUGH. Thank you, Mr. Speaker.

As I said, I did not really expect to draw this much attention; I just wanted to make a couple of comments for the record, but I appreciate your bringing everyone to order.

Ordinarily, again, I sort of live by the motto that I think most of us here should. That is, "if it ain't broke, don't fix it," as they say.

Further, any attempts to tinker with our Volunteer Loan Assistance Program would generally draw some concern from me, but I have to say that today, I think this is an excellent exception.

Mr. Pitts' bill, HB 267, I believe to be a very significant improvement to a program, the Volunteer Loan Assistance Program, which has been really one of our State's great success stories.

Since 1976, just for the information of the members, there has been a little over \$157 million in low-interest loans distributed to our volunteer fire, ambulance, and rescue companies throughout the State; 4,168 loan transactions, and here is the important part: Of those loans, 4,168 loans, there have been only 5 defaults. That is about a 99.9-something success rate, and I think it speaks very well for the emergency services across the State of Pennsylvania and shows their dedication, not only in providing safety, quick response in an emergency, but also a dedication to stand by the principles by which most of us should stand; that is, to face up to obligations and pay your debts.

Mr. Pitts' amendment, in my opinion, would make this program much stronger and more accessible to all the departments by promoting adaptive reuse of existing structures; that is, making the loans available for adaptive reuse of existing structures in our towns and communities.

I had a situation in the 93d Legislative District where an ambulance company about 5 years ago had the opportunity to access a building—

The SPEAKER. Will the gentleman yield.

Mr. WAUGH. Thank you.

The SPEAKER. Staff members not engaged in this bill, not involved with this bill, please leave the floor or do not engage in conversation. I count nine staff people on the floor.

The gentleman may continue.

Mr. WAUGH. Thank you, Mr. Speaker.

Again, I had a department in the 93d Legislative District that had the opportunity about 5 years ago to reuse an existing building in order to expand their facilities. Unfortunately, this may be about 5 years too late for them.

But I would just like to say that I think it is an excellent addition to a program that has been a great success. It has my support. I thank Mr. Pitts for introducing it and ask for everyone's support on the bill. 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-200

Adolph	Egolf	Lucyk	Sather
Allen	Evans	Lynch	Saylor
Argall	Fairchild	Maitland	Schroder
Armstrong	Fajt	Major	Schuler
Baker	Fargo	Manderino	Scrimenti
Bard	Farmer	Markosek	Semmel
Barley	Feese	Marsico	Serafini
Battisto	Fichter	Masland	Shaner
Bebko-Jones	Fleagle	Mayernik	Sheehan
Belardi	Flick	McCall	Smith, B.
Belfanti	Gamble	McGeehan	Smith, S. H.
Birmelin	Gannon	McGill	Snyder, D. W.
Bishop	Geist	Melio	Staback
Blaum	George	Merry	Stairs
Boscola	Gigliotti	Michlovic	Steelman
Boyes	Gladeck	Micozzie	Steil
Brown	Godshall	Mihalich	Stern
Browne	Gordner	Miller	Stetler

Bunt	Gruitza	Mundy	Stish
Butkovitz	Gruppo	Nailor	Strittmatter
Buxton	Habay	Nickol	Sturla
Caltagirone	Haluska	Nyce	Surra
Cappabianca	Hanna	O'Brien	Tangretti
Carn	Harhart	Olasz	Taylor, E. Z.
Carone	Hasay	Oliver	Taylor, J.
Cawley	Hennessey	Perzel	Thomas
Chadwick	Herman	Pesci	Tigue
Civera	Hershey	Petrarca	Trello
Clark	Hess	Petrone	Trich
Clymer	Horsy	Pettit	True
Cohen, L. I.	Hutchinson	Phillips	Tulli
Cohen, M.	Itkin	Piccola	Vance
Colafella	Jadlowiec	Pistella	Van Horne
Colaizzo	James	Pitts	Veon
Conti	Jarolin	Platts	Vitali
Cornell	Josephs	Preston	Walko
Corpora	Kaiser	Ramos	Washington
Corrigan	Keller	Raymond	Waugh
Cowell	Kenney	Readshaw	Williams
Coy	King	Reber	Wogan
Curry	Kirkland	Reinard	Wozniak
Daley	Krebs	Rieger	Wright, D. R.
DeLuca	Kukovich	Roberts	Wright, M. N.
Dempsey	LaGrotta	Robinson	Yewcic
Dent	Laughlin	Roebuck	Youngblood
Dermody	Lawless	Rooney	Zimmerman
DeWeese	Lederer	Rublely	Zug
DiGirolamo	Leh	Rudy	
Donatucci	Lescovitz	Sainato	Ryan,
Druce	Levdansky	Santoni	Speaker
Durham	Lloyd		

NAYS-0

NOT VOTING-0

EXCUSED-3

Richardson Rohrer Travaglio

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.

RESOLUTIONS PURSUANT TO RULE 35

RESOLUTION PASSED OVER

The SPEAKER. Page 2 of today's calendar, HR 76, PN 1163. This resolution is not called up.

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Mrs. TAYLOR called up HR 77, PN 1164, entitled:

A Resolution designating April 1995 as "Pennsylvania Organ and Tissue Donor Awareness Month."

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Lucyk	Sather
Allen	Evans	Lynch	Saylor
Argall	Fairchild	Maitland	Schroder
Armstrong	Fajt	Major	Schuler
Baker	Fargo	Manderino	Scrimenti
Bard	Farmer	Markosek	Semmel
Barley	Feese	Marsico	Serafini
Battisto	Fichter	Masland	Shaner
Bebko-Jones	Fleagle	Mayernik	Sheehan
Belardi	Flick	McCall	Smith, B.
Belfanti	Gamble	McGeehan	Smith, S. H.
Birmelin	Gannon	McGill	Snyder, D. W.
Bishop	Geist	Melio	Staback
Blaum	George	Merry	Stairs
Boscola	Gigliotti	Michlovic	Steelman
Boyes	Gladeck	Micozzie	Steil
Brown	Godshall	Mihalich	Stern
Browne	Gordner	Miller	Stetler
Bunt	Gruitza	Mundy	Stish
Butkovitz	Gruppo	Nailor	Strittmatter
Buxton	Habay	Nickol	Sturla
Caltagirone	Haluska	Nyce	Surra
Cappabianca	Hanna	O'Brien	Tangretti
Carn	Harhart	Olasz	Taylor, E. Z.
Carone	Hasay	Oliver	Taylor, J.
Cawley	Hennessey	Perzel	Thomas
Chadwick	Herman	Pesci	Tigue
Civera	Hershey	Petrarca	Trello
Clark	Hess	Petrone	Trich
Clymer	Horsey	Pettit	True
Cohen, L. I.	Hutchinson	Phillips	Tulli
Cohen, M.	Itkin	Piccola	Vance
Colaifella	Jadlowiec	Pistella	Van Home
Colaizzo	James	Pitts	Veon
Conti	Jarolin	Platts	Vitali
Cornell	Josephs	Preston	Walko
Corpora	Kaiser	Ramos	Washington
Corrigan	Keller	Raymond	Waugh
Cowell	Kennedy	Readshaw	Williams
Coy	King	Reber	Wogan
Curry	Kirkland	Reinard	Wozniak
Daley	Krebs	Rieger	Wright, D. R.
DeLuca	Kukovich	Roberts	Wright, M. N.
Dempsey	LaGrotta	Robinson	Yewcic
Dent	Laughlin	Roebuck	Youngblood
Dermody	Lawless	Rooney	Zimmerman
DeWeese	Lederer	Rubley	Zug
DiGirolamo	Ieh	Rudy	
Donatucci	Lescovitz	Sainato	Ryan,
Druce	Levdansky	Santoni	Speaker
Durham	Lloyd		

NAYS—0

NOT VOTING—0

EXCUSED—3

Richardson	Rohrer	Travaglio
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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Mrs. LAUGHLIN called up **HR 80, PN 1181**, entitled:

A Resolution declaring the week of March 13 through 20, 1995, as "Fibromyalgia Syndrome Awareness Week."

On the question,  
Will the House adopt the resolution ?

(Members proceeded to vote.)

VOTE STRICKEN

Mrs. LAUGHLIN. Mr. Speaker ?  
The SPEAKER. The clerk will clear the board.

The Chair recognizes the lady, Mrs. Laughlin.  
Mrs. LAUGHLIN. Thank you, Mr. Speaker.  
Fibromyalgia syndrome is a very difficult name to pronounce, and it is a disease that is obscure and laboratory tests fail to confirm its diagnosis.

Nevertheless, fibromyalgia is a well-defined condition affecting more women than rheumatoid arthritis, and we need to become more educated and informed of this disease. That is the main reason for this resolution, and I ask for an affirmative vote. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

FILMING PERMISSION

The SPEAKER. The Chair advises the House that permission has been given to Mike Fernandez of the Patriot-News to take photographs of the Speaker — and of Mr. Cawley, if Mr. Cawley wants his picture taken.

CONSIDERATION OF HR 80 CONTINUED

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

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Lucyk	Sather
Allen	Evans	Lynch	Saylor
Argall	Fairchild	Maitland	Schroder
Armstrong	Fajt	Major	Schuler
Baker	Fargo	Manderino	Scrimenti
Bard	Farmer	Markosek	Semmel
Barley	Feese	Marsico	Serafini
Battisto	Fichter	Masland	Shaner
Bebko-Jones	Fleagle	Mayernik	Sheehan
Belardi	Flick	McCall	Smith, B.
Belfanti	Gamble	McGeehan	Smith, S. H.
Birmelin	Gannon	McGill	Snyder, D. W.
Bishop	Geist	Melio	Staback
Blaum	George	Merry	Stairs
Boscola	Gigliotti	Michlovic	Steelman
Boyes	Gladeck	Micozzie	Steil
Brown	Godshall	Mihalich	Stern
Browne	Gordner	Miller	Stetler
Bunt	Gruitza	Mundy	Stish
Butkovitz	Gruppo	Nailor	Strittmatter
Buxton	Habay	Nickol	Sturla
Caltagirone	Haluska	Nyce	Surra
Cappabianca	Hanna	O'Brien	Tangretti
Carn	Harhart	Olasz	Taylor, E. Z.
Carone	Hasay	Oliver	Taylor, J.
Cawley	Hennessey	Perzel	Thomas
Chadwick	Herman	Pesci	Tigue
Civera	Hershey	Petrarca	Trello
Clark	Hess	Petrone	Trich

Clymer	Horsey	Pettit	True
Cohen, L. I.	Hutchinson	Phillips	Tulli
Cohen, M.	Itkin	Piccola	Vance
Colafella	Jadlowiec	Pistella	Van Horne
Colaizzo	James	Pitts	Veon
Conti	Jarolin	Platts	Vitali
Cornell	Josephs	Preston	Walko
Corpora	Kaiser	Ramos	Washington
Corrigan	Keller	Raymond	Waugh
Cowell	Kenney	Readshaw	Williams
Coy	King	Reber	Wogan
Curry	Kirkland	Reinard	Wozniak
Daley	Krebs	Rieger	Wright, D. R.
DeLuca	Kukovich	Roberts	Wright, M. N.
Dempsey	LaGrotta	Robinson	Yewcic
Dent	Laughlin	Roebuck	Youngblood
Dermody	Lawless	Rooney	Zimmerman
DeWeese	Lederer	Rubley	Zug
DiGirolamo	Leh	Rudy	
Donatucci	Lescovitz	Sainato	Ryan,
Druce	Levdansky	Santoni	Speaker
Durham	Lloyd		

NAYS—0

NOT VOTING—0

EXCUSED—3

Richardson	Rohrer	Travaglio
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman, Mr. Perzel, who calls for an immediate meeting of the Rules Committee at the majority leader's desk. Members of the Rules Committee will go to the majority leader's desk at this time.

**APPROPRIATIONS COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman, Mr. Pitts, for the purpose of announcing a meeting.

Mr. PITTS. Mr. Speaker, in regular session, I would like to call a meeting of the House Appropriations Committee at 1 o'clock in the majority Appropriations Committee conference room, room 245, at the rear of the chamber; 1 o'clock.

The SPEAKER. The gentleman, Mr. Pitts, calls for an Appropriations Committee meeting at 1 o'clock in the majority Appropriations Committee conference room.

**RESOLUTION REPORTED FROM COMMITTEE**

**SR 20, PN 679** By Rep. PERZEL

A Concurrent Resolution memorializing the Congress of the United States and the United States Coast Guard to implement programs, fund research which will prevent the introduction of nonindigenous species via ballast water into the Chesapeake Bay and other at-risk coastal regions.

RULES.

**RECESS**

The SPEAKER. Does the majority leader or minority leader have any further business in the regular session? Are there any further reports of committee in the regular session? Any corrections of the record in the regular session?

Without objection, the regular session will recess to the call of the Chair. The Chair hears none.

**AFTER RECESS**

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

**BILLS REREPORTED FROM COMMITTEE**

**HB 248, PN 230** By Rep. PITTS

An Act providing for the adoption of a capital project to be financed from current revenues of the Game Fund.

APPROPRIATIONS.

**HB 558, PN 591** By Rep. PITTS

An Act amending the act of December 14, 1992 (P.L.810, No.130), known as the Pennsylvania Export Partnership Act, further providing for the expiration date.

APPROPRIATIONS.

**HB 703, PN 775** By Rep. PITTS

An Act providing for the adoption of capital projects to be financed from current revenues of the Game Fund.

APPROPRIATIONS.

**HB 710, PN 782** By Rep. PITTS

An Act amending the act of December 12, 1980 (P.L.1179, No.219), known as the Secondary Mortgage Loan Act, adding definitions; further providing for license requirements, for license applications, for license fees, for license powers, for records requirements, for limitations, for prepayment, for annual fees and for penalties.

APPROPRIATIONS.

**HB 844, PN 932** By Rep. PITTS

An Act providing for Pennsylvania Turnpike farmers' markets; and conferring powers and duties on the Department of Agriculture and the Pennsylvania Turnpike Commission.

APPROPRIATIONS.

**HB 882, PN 1049** By Rep. PITTS

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for the acquisition of water and sewer utilities.

APPROPRIATIONS.



**RESOLUTION REPORTED  
FROM COMMITTEE**

**SR 12, PN 764** (Amended)

By Rep. FLICK

A Concurrent Resolution appointing a delegation of the Pennsylvania General Assembly and the Governor and alternates to represent the Commonwealth at a Conference of the States to be convened under the auspices of the Council of State Governments in cooperation with the National Governors' Association and the National Conference of State Legislatures no later than 270 days after at least 26 legislatures adopt this resolution without amendment; and imposing duties on the Joint State Government Commission.

INTERGOVERNMENTAL AFFAIRS.

**SUPPLEMENTAL CALENDAR A**

**BILLS ON SECOND CONSIDERATION**

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

**HB 844, PN 932; HB 558, PN 591; HB 710, PN 782; HB 248, PN 230; and HB 703, PN 775.**

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

**HB 20, PN 1214** (Amended)

By Rep. STAIRS

An Act providing for agricultural education programs; imposing duties on the Department of Education; and creating the Advisory Council on Agricultural Education.

EDUCATION.

**ADJOURNMENT**

The SPEAKER. Does the majority leader or minority leader have any further business in the regular session?

Hearing none, the Chair recognizes the lady from Montgomery County, Dr. Sheehan.

Ms. SHEEHAN. Mr. Speaker, I move that this House do now adjourn until Monday, March 13, 1995, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 1:40 p.m., e.s.t., the House adjourned.