

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, APRIL 24, 1995

SESSION OF 1995

179TH OF THE GENERAL ASSEMBLY

No. 33

### HOUSE OF REPRESENTATIVES

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

Eternal God of ages past and times present, we invoke Your presence at the beginning of this legislative session. We seek Your guidance and admit our need for Your wisdom as we debate the issues of our agenda this hour.

We have all been saddened these past days by persons who seek to terrorize other Americans. Whatever the motives and goals of violent persons are, we implore Your *divine intervention and interruption*.

For the innocent victims of senseless acts of violence, we ask Your special care and comfort. We pray Your blessed presence to give aid and rest to the innocent and to offer spiritual guidance to the confused and disillusioned.

Keep such acts of terrorism from the land called Pennsylvania. May we, the elected leaders of this Commonwealth, resolve to eradicate all hate and envy among our citizens. Assist the members of this historic House to give leadership to this noble effort. Teach us how to govern by example, to offer to our people a society that is fair to all, offering every person an equal opportunity to live successfully and tranquilly with others.

Gracious God, bless our native land, heal our hurts, sustain our people, and give victory to all persons of good will.

Bless, we pray, our Governor, the Speaker of our House, and all who seek to serve Thee well this day.

Hear our humble prayer, O God. 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 Wednesday, April 19, 1995, will be postponed until printed. The Chair hears no objection.

### LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence.

The Chair recognizes the gentleman from Lancaster, the majority whip, Mr. Barley, for leaves of absence.

Mr. BARLEY. Thank you, Mr. Speaker.

I do have a request for a leave of absence for the gentleman from Centre County, Mr. HERMAN, for the week of April 24.

The SPEAKER. Without objection, leave will be granted. The Chair hears no objection.

The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the Democrats request a leave of absence for the gentleman from Philadelphia, Mr. EVANS; the gentleman from Mercer, Mr. GRUITZA; and the gentleman from Philadelphia, Mr. OLIVER.

The SPEAKER. Is that request for the week or for the day?

Mr. COHEN. For today's session, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Without objection, leaves will be granted. The Chair hears no objection.

### ACTUARIAL NOTE

The SPEAKER. The Chair acknowledges receipt of an actuarial note for HB 1095.

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

### REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The Chair acknowledges receipt of a communication from the chairman of the Committee on Committees, which the clerk will read.

The following report was read:

*House of Representatives*  
Commonwealth of Pennsylvania  
Harrisburg

April 20, 1995

TO: Honorable Matthew J. Ryan  
Speaker, House of Representatives

FROM: Representative Lynn B. Herman  
Chairman, Committee on Committees

SUBJECT: Local Government Committee

I have received your correspondence dated April 7, 1995, indicating that Representative Larry Sather has submitted his resignation as a member of the Local Government Committee.

I am writing to apprise you that Representative Samuel Smith will replace Representative Sather on the Local Government Committee. Please take the appropriate measures to have him formally appointed.

Should you have any questions regarding this matter, please feel free to contact me.

LBH/jhg

cc: Representative Samuel Smith  
Committee on Committees Members

On the question,  
Will the House adopt the resolution?  
Resolution was adopted.

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

**HB 552, PN 585** By Rep. SERAFINI

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, reducing the amount of gross sales of food for Sunday sales permit.

LIQUOR CONTROL.

**HB 873, PN 1642 (Amended)** By Rep. BUNT

An Act amending the act of January 8, 1960 (1959 P.L.2119, No.787), known as the Air Pollution Control Act, further providing for the prohibition against adoption of agricultural rules and regulations.

AGRICULTURE AND RURAL AFFAIRS.

**HB 1334, PN 1522** By Rep. SERAFINI

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for special occasion permits and for stadium and restaurant licenses in third class cities.

LIQUOR CONTROL.

**HB 1338, PN 1526** By Rep. SERAFINI

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for performing arts facilities.

LIQUOR CONTROL.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1385** By Representatives BUNT, FICHTER, BELARDI, ROONEY, SERAFINI, MICOZZIE, McCALL, STISH, SAYLOR, ALLEN, DRUCE, YOUNGBLOOD, HENNESSEY, L. I. COHEN, J. TAYLOR, BARD, COLAFELLA, ZIMMERMAN, TRELLO, RUBLEY, MERRY, CORNELI, BROWNE and BOSCOLA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for additional turnpike extension authorizations.

Referred to Committee on TRANSPORTATION, April 20, 1995.

**No. 1386** By Representatives BUNT, CAWLEY, BELFANTI, HESS, E. Z. TAYLOR, BAKER, ROONEY, TRUE, STABACK, RAYMOND, HASAY, LEH, BROWNE, SANTONI, PESCI, ROBINSON, SERAFINI, MELIO, GIGLIOTTI, HENNESSEY, PISTELLA, FAJT, FARMER, KENNEY, PLATTS, BELARDI, GEIST, LYNCH, DALEY, JAROLIN, TANGRETTI, BUXTON, DeLUCA, OLASZ, McCALL, MILLER, TRELLO, MICOZZIE, MARSICO, SATHIER, ARMSTRONG, COLAIZZO, LUCYK and ROHRER

An Act amending the act of March 4, 1970 (P.L.128, No.49), entitled "An act granting to the Governor of the Commonwealth the sole authority for regulating the display of the flag of the United States from any public ground or building and from any ground or building of certain other institutions," requiring the display of the official POW/MIA flag.

Referred to Committee on STATE GOVERNMENT, April 20, 1995.

**No. 1387** By Representatives BUNT, RAYMOND, LEVDANSKY, MILLER, BOSCOLA, RUBLEY, MELIO, LEH, ROBINSON, STEELMAN, LYNCH, CONTI, MASLAND, GRUPPO, HERMAN, KREBS, M. N. WRIGHT, CARONE, FAIRCHILD, FLEAGLE, DENT, ARGALL, FICHTER, DRUCE, ROBERTS, ARMSTRONG, HUTCHINSON, WOGAN, D. W. SNYDER, PLATTS, TIGUE and HANNA

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing the use of an initiative process to amend the Constitution as a power reserved to the people.

Referred to Committee on STATE GOVERNMENT, April 20, 1995.

**No. 1388** By Representatives BUNT, FARGO, TRELLO, RAYMOND, FICHTER, CLARK, MILLER, TIGUE, HESS and HENNESSEY

An Act providing for annual payments to certain counties, municipalities and school districts for certain leases located on lands owned by the Commonwealth.

Referred to Committee on STATE GOVERNMENT, April 20, 1995.

**No. 1389** By Representatives BUNT, CLARK, LYNCH, CAWLEY, RUBLEY, TIGUE, STABACK, LEH, SERAFINI, ALLEN, BELFANTI, PESCI, E. Z. TAYLOR, MERRY, FARGO, HERSHEY, KAISER, HALUSKA and HENNESSEY

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

Referred to Committee on JUDICIARY, April 20, 1995.

**No. 1390** By Representatives BUNT, CONTI, FICHTER, PITTS, COLAIZZO, FARGO, RUBLEY, GEIST, COLAFELLA, MILLER, HERMAN, SCHULER, KAISER, MAITLAND, L. I. COHEN, DEMPSEY, SAYLOR, JADLOWIEC, BARD, E. Z. TAYLOR, CAWLEY, WOGAN, STABACK, MUNDY, TRELLO, HESS, PISTELLA, NYCE, HENNESSEY, HUTCHINSON, JOSEPHS, MERRY and SERAFINI

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

Referred to Committee on STATE GOVERNMENT, April 20, 1995.

**No. 1391** By Representatives DEMPSEY, VAN HORNE, TRELLO, FLEAGLE, MERRY, NAILOR, WAUGH, PLATTS, BROWN, FARGO, GEIST, BARLEY, STISH, SAYLOR, SATHER, L. I. COHEN, BELFANTI, MILLER, MICOZZIE, E. Z. TAYLOR, GODSHALL, LEH, SCHRODER, WOGAN, BATTISTO, HERSHEY, STABACK, SEMMEL, HALUSKA, BAKER, HENNESSEY, BOSCOLA, GLADECK, CHADWICK, FEESE and STEELMAN

An Act authorizing the attachment of wages.

Referred to Committee on JUDICIARY, April 20, 1995.

**No. 1392** By Representatives ROBERTS, FICHTER, GEORGE, TRELLO, BELARDI, CAWLEY, JAROLIN, DALEY, M. COHEN, TRAVAGLIO, FLICK, MERRY, CORPORA, MIHALICH, SATHER, L. I. COHEN, STERN, LEDERER, PESCI, WALKO, STABACK, ROBINSON, MELIO and WASHINGTON

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for a State park fee discount to residents 65 years of age and older.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 20, 1995.

**No. 1393** By Representatives WALKO, KAISER, COY, BELARDI, KENNEY, KUKOVICH, HERMAN, READSHAW, COLAIZZO, BAKER, LAUGILIN, CAPPABIANCA, MIHALICH, TRAVAGLIO, CORRIGAN, ROBINSON, SHANER, ROONEY, VAN HORNE, WOZNAK, MANDERINO, DEMPSEY, BELFANTI, COWELL, COLAFELLA, McCALL, PISTELLA, STABACK, MUNDY, DALEY, YEWIC, FAJT, GIGLIOTTI, MICHLOVIC, MERRY, LEVDANSKY, MILLER, THOMAS, L. I. COHEN, SANTONI, BOSCOLA, TRUE, JAMES, FARMER, TANGRETTI, SATHER, PRESTON, SURRA, GAMBLE,

HABAY, HORSEY, JAROLIN, ITKIN, SAINATO, KREBS, PLATTS, McGEEHAN, BEBKO-JONES, OLASZ, DeLUCA, GLADECK, PETTIT, KIRKLAND, O'BRIEN, GEORGE, MARKOSEK, BISHOP, RAMOS, YOUNGBLOOD, DERMODY, BROWN, MAYERNIK, PESCI, JOSEPHS, PETRARCA, M. COHEN, GRUITZA, WOGAN, MELIO, TRELLO, PETRONE, LaGROTTA, TRICH, ROEBUCK, CORPORA, STEELMAN, BUNT, D. W. SNYDER, STURLA and HENNESSEY

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further defining "community services"; and further providing for the total amount of tax credits.

Referred to Committee on FINANCE, April 20, 1995.

**No. 1394** By Representatives COLAFELLA, TRELLO, SAYLOR, M. COHEN, STABACK, COLAIZZO, TANGRETTI, COWELL, E. Z. TAYLOR, ITKIN, DeLUCA, SURRA, JOSEPHS, CIVERA, LAUGHLIN, YEWIC, YOUNGBLOOD, BATTISTO and MERRY

An Act amending the act of July 22, 1974 (P.L.589, No.205), known as the Unfair Insurance Practices Act, providing for consumers' rights to choose who shall make repairs to damaged vehicles.

Referred to Committee on INSURANCE, April 20, 1995.

**No. 1395** By Representatives TRELLO, GEIST, COLAFELLA, FAIRCHILD, TIGUE, FARGO, FAJT, BUNT, PESCI, FICHTER, MELIO, READSHAW, STABACK, STERN, BATTISTO, WOGAN, DeLUCA, YOUNGBLOOD, RUDY, B. SMITH, WALKO, EGOLF, MICHLOVIC, L. I. COHEN and MERRY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the enforcement of judgments obtained against uninsured motorists.

Referred to Committee on JUDICIARY, April 20, 1995.

**No. 1396** By Representatives TRELLO, PISTELLA, BUNT, COLAFELLA, CLYMER, COLAIZZO, YOUNGBLOOD, PESCI, SERAFINI, WALKO and SHANER

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

Referred to Committee on LOCAL GOVERNMENT, April 20, 1995.

**No. 1397** By Representatives TRELLO, GEIST, TIGUE, FAIRCHILD, DeLUCA, FARGO, COLAIZZO, FICHTER, BELARDI, BUNT, PESCI, CORNELL, BATTISTO, STERN, STABACK, YOUNGBLOOD, MUNDY, L. I. COHEN, BELFANTI, WALKO, PISTELLA, SHANER and MIHALICH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for Department of Transportation records.

Referred to Committee on TRANSPORTATION, April 20, 1995.

**No. 1398** By Representatives TRELLO, BAKER, COLAFELLA, FICHTER, DeLUCA, SERAFINI, COLAIZZO, STERN, PESCI, WOGAN, CLYMER and EGOLF

An Act prohibiting the drawing or selection of winning tickets or shares on Sunday in connection with any lottery operated by the Commonwealth.

Referred to Committee on FINANCE, April 20, 1995.

**No. 1399** By Representatives REBER, HENNESSEY, L. I. COHEN, FAIRCHILD, BELARDI, JOSEPHS, E. Z. TAYLOR, DeLUCA, CAPPABIANCA, MARSICO, FARMER, COLAFELLA, TULLI, FICHTER, GEIST, KENNEY, BARLEY, B. SMITH, TRELLO, HESS, PETTIT, JAROLIN, CIVERA, DiGIROLAMO, RUBLEY, MERRY, TRUE, PESCI, TIGUE, COLAIZZO, STABACK, MELIO, SERAFINI, RAYMOND, CLARK, BARD and BROWNE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the furnishing of drug-free urine for the purpose of evading drug tests.

Referred to Committee on JUDICIARY, April 20, 1995.

**No. 1400** By Representatives REBER, GEORGE, RYAN, PERZEL, DeWEESE, ITKIN, ARGALL, BUNT, HANNA, FARGO, CORNELL, GODSHALL, FEESE, STERN, S. H. SMITH, PHILLIPS, LYNCH, FARMER, D. W. SNYDER, M. N. WRIGHT, SAYLOR, BELARDI, E. Z. TAYLOR, BAKER, D. R. WRIGHT, COLAFELLA, ARMSTRONG, MILLER, HALUSKA, STAIRS, SEMMEL, MICOZZIE, HUTCHINSON, COY, DEMPSEY, MERRY, LEH, HERSHEY, PESCI, FICHTER, COLAIZZO, GRUPPO, CONTI, JADLOWIEC, BARLEY, FLEAGLE, STISH, DALEY, CLYMER, CLARK, HENNESSEY, MASLAND, RUBLEY, SATHER, McCALL, GRUITZA, LaGROTTA, LESCOVITZ, BELFANTI, TULLI, WOZNIAK, TRELLO, GLADECK, HESS, SCHULER, ZIMMERMAN, STABACK, McGILL, TRUE, YEWIC, FLICK and BROWNE

An Act creating the Department of Conservation and Natural Resources consisting of certain functions of the Department of Environmental Resources and the Department of Community Affairs; renaming the Department of Environmental Resources as the Department of Environmental Protection; defining the role of the Environmental Quality Board in the Department of Conservation and Natural Resources and the Department of Environmental Protection; and repealing inconsistent acts.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 20, 1995.

**No. 1401** By Representatives REBER, McGILL, HENNESSEY, LYNCH, PETTIT, JAROLIN, E. Z. TAYLOR, D. W. SNYDER, TRELLO and STISH

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

Referred to Committee on LOCAL GOVERNMENT, April 20, 1995.

**No. 1402** By Representatives STAIRS, HERMAN, MILLER, VAN HORNE, STURLA, COWELL, PITTS, SAYLOR, RAYMOND, GORDNER, DeLUCA, TRELLO, CLYMER, ITKIN, SCRIMENTI, RUBLEY, E. Z. TAYLOR, EGOLF, BATTISTO, SEMMEL, GRUPPO, ROBINSON, DENT, ARMSTRONG, DEMPSEY, MICHLOVIC, GIGLIOTTI, NYCE and ROEBUCK

An Act providing for accountability by State-related institutions with respect to General Fund appropriations.

Referred to Committee on APPROPRIATIONS, April 20, 1995.

**No. 1403** By Representatives CARONE, VAN HORNE, PLATTS, LEVDANSKY, KREBS, RUBLEY, M. N. WRIGHT, KUKOVICH, KAISER, HALUSKA and STEIL

An Act amending the act of May 21, 1937 (P.L.774, No.211), referred to as the Pennsylvania Turnpike Commission Act, further providing for powers and duties of the Pennsylvania Turnpike Commission.

Referred to Committee on STATE GOVERNMENT, April 20, 1995.

**No. 1404** By Representatives TRAVAGLIO, BELARDI, MELIO, WALKO, PESCI, ROONEY, READSHAW, SHANER, TRELLO, DALEY, PISTELLA, VAN HORNE, JOSEPHS, LEVDANSKY, E. Z. TAYLOR, COLAFELLA and DeLUCA

An Act amending the act of December 21, 1988 (P.L.1871, No.181), known as the Small Business Advocate Act, further providing for the Office of Small Business Advocate and for its powers and duties.

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, April 20, 1995.

**No. 1405** By Representatives M. N. WRIGHT, FARGO, E. Z. TAYLOR, STERN, NICKOL, SAYLOR, GODSHALL, CLARK, HENNESSEY, WAUGH, WOGAN, STEIL, MICOZZIE, RUBLEY, ROHRER, ADOLPH, ARMSTRONG, BAKER, MERRY, BROWNE, FAIRCHILD, TRELLO, ITKIN, GEORGE, HALUSKA, McCALL, JAROLIN, YOUNGBLOOD, THOMAS, BATTISTO, BOSCOLA and STEELMAN

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for the penalty imposed against employers who fail to file certain reports.

Referred to Committee on LABOR RELATIONS, April 20, 1995.

**No. 1406** By Representatives M. N. WRIGHT, FARGO, E. Z. TAYLOR, ALLEN, STERN, HERMAN, ARGALL, CLARK, NAILOR, SATHER, WAUGH, HENNESSEY, DEMPSEY, ZUG, MILLER, SERAFINI, BARD, MICOZZIE, TRUE, STISH, RUBLEY, SAYLOR, NYCE, REBER, EGOLF, L. I. COHEN, KING, SCHRODER, PLATTS, BAKER, D. W. SNYDER, MERRY, LEH, BROWNE, READSHAW, TRELLO, LUCYK, HALUSKA, TIGUE, KAISER, BOSCOLA, ROONEY, CAWLEY, MELIO, McCALL, CORRIGAN, TRAVAGLIO, LEVDANSKY, BEBKO-JONES, STABACK, WALKO and SEMMEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for regulations on criminal history record information.

Referred to Committee on JUDICIARY, April 20, 1995.

**No. 1407** By Representatives M. N. WRIGHT, FARGO, E. Z. TAYLOR, GEIST, SATHER, RUBLEY, ARGALL, CLARK, HENNESSEY, FLICK, FICHTER, NAILOR, ZUG, MICOZZIE, LYNCH, DRUCE, B. SMITH, FAIRCHILD, PETTIT, EGOLF, DIGIROLAMO, L. I. COHEN, KING, HESS, ARMSTRONG, BUNT, BAKER, MERRY, BROWNE, BARD, TRELLO, TIGUE, CAWLEY, MELIO, JAROLIN, PISTELLA, WALKO, TRAVAGLIO, FAJT and LAUGHLIN

An Act relating to certain payments by the Commonwealth.

Referred to Committee on STATE GOVERNMENT, April 20, 1995.

**No. 1408** By Representatives M. N. WRIGHT, FARMER, CLARK, STERN, SATHER, RUBLEY, ALLEN, SEMMEL, HENNESSEY, TRELLO, BELFANTI, LUCYK, STABACK, BEBKO-JONES and WALKO

An Act creating a uniform photo identification card system for all municipal police officers and municipal authority security officers employed in this Commonwealth; requiring all municipal police and municipal authority security officers to carry uniform photo identification cards for public identification purposes; creating a central computerized registry of all municipal police officers employed in this Commonwealth; creating educational programs to promote public awareness of the municipal police identification card system and municipal police registry; imposing additional responsibilities on the Municipal Police Officers' Education and Training Commission, the Department of Education and the Department of Transportation; providing penalties; and making an appropriation.

Referred to Committee on LOCAL GOVERNMENT, April 20, 1995.

**No. 1409** By Representatives M. N. WRIGHT, SERAFINI, GEIST, LYNCH, L. I. COHEN, ROHRER, HENNESSEY, BUNT, BROWNE, BELARDI, HALUSKA, McCALL, CORRIGAN, PISTELLA, LEDERER, LEVDANSKY, OLASZ, WALKO, TRELLO, SURRA and DeLUCA

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a deduction for job-seeking expenses.

Referred to Committee on FINANCE, April 20, 1995.

**No. 1410** By Representatives TIGUE, BATTISTO, CIVERA, FAJT, HENNESSEY, MELIO, MUNDY, E. Z. TAYLOR and VAN HORNE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing an additional procedure for the settlement of collective bargaining impasses by use of nonbinding arbitration.

Referred to Committee on EDUCATION, April 20, 1995.

**No. 1411** By Representatives ROHRER, GAMBLE, PERZEL, PITTS, TANGRETTI, YEWIC, KING, NYCE, OLASZ, GIGLIOTTI, FLEAGLE, ZUG, LEH, DEMPSEY, SAYLOR, STERN, ARMSTRONG, EGOLF, BIRMELIN, LYNCH, HUTCHINSON, PETRARCA, PETRONE, E. Z. TAYLOR, PICCOLA, D. W. SNYDER, LAUGHLIN, DeLUCA, MELIO and WOZNIAK

An Act providing for academic accountability; establishing the State Board of Vocational Education and the Bureau of Academic Accountability; providing for academically autonomous school districts; further providing for boards of school directors; abolishing and providing for a transfer of functions of the State Board of Education and the Board of Vocational and Technical Education; and making repeals.

Referred to Committee on EDUCATION, April 20, 1995.

**No. 1412** By Representatives VANCE, NAILOR, MASLAND, EGOLF, COY, GORDNER, DEMPSEY, BEBKO-JONES, LAUGHLIN, HARHART, HENNESSEY, FARMER, MELIO, READSHAW, E. Z. TAYLOR, RAYMOND, RUBLEY, FLEAGLE, SATHER, GEIST, WAUGH, DeLUCA, TRELLO, PETTIT, FAJT, L. I. COHEN, MAITLAND, HUTCHINSON, MILLER, FARGO, MARSICO, ARMSTRONG, BROWNE, CARONE, STERN, SAYLOR, PLATTS, BARD, STEELMAN, SCHRODER and DIGIROLAMO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for driving under the influence.

Referred to Committee on TRANSPORTATION, April 20, 1995.

**No. 1413** By Representatives SCHRODER, O'BRIEN, RYAN, BELARDI, LEH, FLICK, GEIST, LYNCH, FICHTER, PETRONE, DEMPSEY, SAYLOR, HERSHEY, DENT, NYCE, PETTIT, FARGO, McCALL, DIGIROLAMO, FARMER, DRUCE, COLAFELLA, SATHER, RUBLEY, E. Z. TAYLOR, EGOLF, L. I. COHEN and HENNESSEY

An Act renaming the Southeastern State Veterans Center as the Dick Thornburgh State Veterans Center.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 20, 1995.

**No. 1414** By Representatives COWELL, STAIRS, MUNDY, STURLA, KIRKLAND, ROEBUCK, STEELMAN, ROBINSON, ITKIN, L. I. COHEN, COLAFELLA, DALEY, MELIO, PESCI, LAUGHLIN, VAN HORNE, KUKOVICH, TRELLO, YOUNGBLOOD, MICHLOVIC, CALTAGIRONE, PISTELLA, BELARDI, ROONEY, PRESTON, RICHARDSON, VEON, STABACK, WASHINGTON, MAYERNIK, LESCOVITZ, ROBERTS, MARKOSEK, SHANER, THOMAS and BATTISTO

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for definition of "professional employe" to include school social workers.

Referred to Committee on EDUCATION, April 20, 1995.

**No. 1415** By Representatives LAWLESS, BUXTON, DEMPSEY, BEBKO-JONES, DURHAM, MANDERINO, FICHTER, CORNELL, KING, TRICH, VAN HORNE and MAYERNIK

An Act requiring reimbursement by insurers for certain services performed by a hospital emergency facility.

Referred to Committee on INSURANCE, April 20, 1995.

**No. 1416** By Representatives LAWLESS, BAKER, CURRY, RAYMOND, LEVDANSKY, READSHAW, KAISER, COLAIZZO, STABACK, M. N. WRIGHT, MILLER, E. Z. TAYLOR, BOSCOLA, HENNESSEY, TRELLO, CAPPABIANCA and BROWN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the exemption of certain entities and vehicles from fees.

Referred to Committee on TRANSPORTATION, April 20, 1995.

**No. 1417** By Representatives RAYMOND, KENNEY, ADOLPH, J. TAYLOR, SCHULER, SERAFINI, BELARDI, McGEEHAN, MICOZZIE, JAROLIN, WOGAN, DENT, GEIST, O'BRIEN, TULLI, TRELLO, BUNT, LEDERER and KELLER

An Act providing for the rights of law enforcement officers concerning certain complaints and grievances.

Referred to Committee on JUDICIARY, April 20, 1995.

**No. 1418** By Representatives WOGAN, O'BRIEN, LUCYK, EGOLF, TRELLO, FARMER, FICHTER, McCALL, KENNEY, BUNT, COY, NAILOR, SCHULER, BROWN, NYCE, GEIST, DALEY, JADLOWIEC, MERRY, MELIO, L. I. COHEN, CLARK, CLYMER, BELFANTI, MILLER, HUTCHINSON, E. Z. TAYLOR, KING, B. SMITH, BROWNE, SERAFINI, WALKO, PESCI, STERN, STABACK and HENNESSEY

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for the imposition of sales tax on certain active-duty military personnel.

Referred to Committee on FINANCE, April 20, 1995.

**No. 1419** By Representatives VEON, M. COHEN, BELARDI, NAILOR, TIGUE, STURLA, STABACK, ROONEY, READSHAW, MELIO, TRELLO, JOSEPHS, LAUGHLIN, PETRARCA, YOUNGBLOOD, BELFANTI, PRESTON and WOZNIAC

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, further providing for dogs used in law enforcement.

Referred to Committee on JUDICIARY, April 20, 1995.

**MASTER ROLL CALL**

The SPEAKER. The Chair is about to take today's master roll call. Members will proceed to vote.

The following roll call was recorded:

**PRESENT-199**

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

**ADDITIONS-0**

**NOT VOTING-0**

**EXCUSED-4**

Evans	Gruitza	Herman	Oliver
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## LEAVES CANCELED—1

Gruitza

**GUESTS INTRODUCED**

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as guests of Representative Katie True, Connie and Otto Moulten. They are national and international pioneers of the drug prevention movement. Today, incidentally, is their 41st wedding anniversary. This couple is in the rear of the House. Will they kindly stand up.

The Chair is pleased to welcome to the hall of the House today, as the guest of Representative Ron Gamble, Pennsylvania's Junior Miss, Miss Jaclyn Urso. She attends Carlynton High School and resides in Carnegie, Pennsylvania. She is accompanied here today in Harrisburg by her chaperon, Brenda Bayliss. Would the guests please rise.

**MINING AND MECHANICAL INSTITUTE  
PREPARATORY SCHOOL  
STUDENTS PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. Stish, for the purpose of presenting a special citation to three special people.

Will the gentleman, Mr. Stish, take the lower microphone.

Mr. STISH. Thank you, Mr. Speaker.

I would like to thank everyone from the Mining and Mechanical Institute Preparatory School for making the trip to Harrisburg to receive this recognition.

The Mining and Mechanical Institute Preparatory School, located in Freeland, Luzerne County, has a long and proud tradition of academic excellence, and today we are here to honor three students who are building on that tradition.

Of the more than 1 million students who took the college board's scholastic aptitude test last October, only 1,294 achieved a perfect 800 score on the mathematics portion of the test. Three of these students — Birgit Berg of Mountain Top, John Slyconish of Freeland, and Philip Yoon of Hazleton — are here with us today. This marks the first time that one school has had three students achieve perfect math scores at the same time. For these three students, this is an outstanding personal achievement, which highlights their commitment and dedication to academic excellence.

But this is also a time for MMI to be congratulated for its exceptional teachers, for providing its students with outstanding educational opportunities, and for encouraging its students to pursue excellence. Students at MMI consistently average in the 600's on the math SAT, and the school usually has a student earn a perfect math score just about every other year.

As a 1967 graduate of the school, I can tell you from personal experience that MMI does an outstanding job of preparing its students for life's many challenges.

I would like to present each of you, and the Mining and Mechanical Institute Preparatory School, with a House citation for your achievement.

I would like to ask the Speaker to recognize the students and the parents, who are in the back of the chamber.

The SPEAKER. We have with us— Representative Stish, would you please repeat the students' names and ask each one of them to step forward so we know, and at such time if their parents would rise, we can acknowledge their presence at the same time.

Mr. STISH. Birgit Berg, John Slyconish—

The SPEAKER. The parents are in the back.

Mr. STISH. —and Philip Yoon.

**SCOTLAND SCHOOL FOR  
VETERANS' CHILDREN  
BASKETBALL TEAM PRESENTED**

The SPEAKER. Will the gentleman, Mr. Coy, come to the rostrum.

Mr. COY. Thank you, Mr. Speaker.

Mr. Speaker, for the second year in a row, I have the privilege of introducing and congratulating the PIAA Class A State championship boys basketball team from the Scotland School for Veterans' Children. This is the second year they have won the coveted title by defeating Juniata Valley by a score of 73 to 42 in a championship game.

These guys, I think, represent the school very well. They represent the fact that this school is a school that makes a difference in the lives of young men like those who are here today.

The captains of the team, Charles Hill and Robert Stevenson, are here along with the coaches, Gerald Wilson and John Chontos, and the rest of the team in the back of the hall of the House. I will not read the citation completely because we have all read enough of them, but it says congratulations for winning this. I would like them to take the opportunity to stand.

Representative McCall, the good news is that they did not beat Marion Catholic this year, but many other teams succumbed to the victorious Scotland School for Veterans' Children.

So I want to congratulate them and ask the ones in the back of the hall of the House and ask you all to give them a warm round of congratulations.

**ALTOONA AREA HIGH SCHOOL  
GIRLS BASKETBALL TEAM PRESENTED**

The SPEAKER. Will the gentleman, Mr. Geist, come to the rostrum.

The Chair recognizes the gentleman, Mr. Geist.

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

This is certainly a pleasure for me once again to be able to present Altoona High School's women's varsity basketball team, our current Quad-A State champions.

And over to my left, we have the superintendent of schools, Dr. Murray, and his team, if they would stand up and take a bow — George Cardone, assistant superintendent; principal, Herck Betar; Tom Bradley.

We are glad to have them down here, but we are more pleased to have the women's basketball team with us, and let me preface my remarks by saying this: We have had many champions through the halls of this House, but behind me, these five senior women have all signed Division I scholarships preseason. They are all going to play Division I basketball, and in the back of the room, there are three people to be seniors next year that I am sure will sign Division I also.

Now, our coach, Art Taneyhill here, has been coaching for 19 years in Altoona, and he has put 25 Division I players into the college ranks, and for a city of Altoona, the Altoona Area School District, that represents one heck of a lot of money that these kids have gotten to further their education.

There is nobody who is prouder of them than I, and Jerry Stern, Larry Sather, and I would like to present them to you not only as basketball players but as scholars, and I ask you to give them a round of applause.

**VILLA MARIA ACADEMY  
GIRLS FIELD HOCKEY TEAM PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Flick.

Mr. FLICK. Thank you, Mr. Speaker.

With me today we have for the second time the State champion girls field hockey team from Villa Maria Academy, and I have with me the coaches and the cocaptains, up here with the Speaker, and in the back we have the girls field hockey team. If they would stand, I would like to read the citation. They have a very impressive record.

Mr. Speaker, the citation reads:

WHEREAS, The Villa Maria Academy Varsity Field Hockey Team captured the 1994 PIAA Class AA State Championship, thereby earning its second consecutive state title; and

WHEREAS, The Hurricanes also won the 1994 Athletic Association of Catholic Academies Championship for the ninth consecutive year and won the District I Class AA Championship for the second consecutive year; and

WHEREAS, The Hurricanes won the State championship by defeating Eastern Lebanon County High School by a score of three to two. They completed the 1994 season with a stellar record of twenty-seven wins, no losses and no ties; and

WHEREAS, Under the expert leadership of head coach Maurene Polley and assistant coach Jen Oschell, the team is comprised of Rosemary DiRita, Eileen Kennedy, Renata Burigatto, Heather Mangold, Mary Jo Reider, Anne DeMutis, Juli Lignelli, Carolyn Gorrie, Kirsten Malonoski, Danielle Rodichok, Carolyn Rodichok, Jen Sodaski, Tess Burigatto, Dee Ruley, Melissa Conaway, Allison Doherty, Schoen Liebert, Amy Barkasy, Jeanette Morgan, Liz Kenny, Jonnie Lees, Beth Reddington, Claire Thomas, Amy Reddington, Andrea Thompson, Allison Hoffman and Liz Bernard.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates the Villa Maria Academy Varsity Field Hockey Team upon a thrilling season and well-deserved championship victory; heartily commends the team members and coaches for their exceptional ability, diligence and dedication; offers best wishes for continued success in all future endeavors....

I am proud to present the coaches, the captains, and the team members with a citation issued by you here in the House of Representatives. Thank you, Mr. Speaker.

**CALENDAR**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. MARSICO called up **HR 110, PN 1554**, entitled:

A Resolution recognizing April 28, 1995, as Arbor Day; promoting public participation in the celebration; and further recognizing the value of trees to our environment.

On the question,  
Will the House adopt the resolution ?

The following roll call was recorded:

**YEAS-198**

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



NAYS-0

NOT VOTING-1

Olasz

EXCUSED-4

Evans Gruitza Herman Oliver

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

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Mr. FAJT called up HR 113, PN 1556, entitled:

A Resolution honoring the commitment to excellence in education and athletics of certain institutions of higher education in this Commonwealth.

On the question, Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

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

- DeLuca Dempsey Dent Dermody DeWeese DiGirolamo Donatucci Druce Laughlin Lawless Lederer Leh Lescovitz Levdansky Lloyd Lucyk Robinson Roebuck Rohrer Rooney Rubley Rudy Sainato Santoni Wright, M. N. Yewcic Youngblood Zimmerman Zug Ryan, Speaker

NAYS-0

NOT VOTING-1

Veon

EXCUSED-4

Evans Gruitza Herman Oliver

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

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Mrs. TAYLOR called up HR 115, PN 1557, entitled:

A Resolution recognizing the month of May 1995 as "Healthy Babies Month" in Pennsylvania.

On the question, Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

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

Colaizzo	Kaiser	Ramos	Veon
Conti	Keller	Raymond	Vitali
Cornell	Kenney	Readshaw	Walko
Corpora	King	Reber	Washington
Corrigan	Kirkland	Reinard	Waugh
Cowell	Krebs	Richardson	Williams
Coy	Kukovich	Rieger	Wogan
Curry	LaGrotta	Roberts	Wozniak
Daley	Laughlin	Robinson	Wright, D. R.
DeLuca	Lawless	Roebuck	Wright, M. N.
Dempsey	Lederer	Rohrer	Yewcic
Dent	Leh	Rooney	Youngblood
Dermody	Lescovitz	Rubley	Zimmerman
DeWeese	Levdansky	Rudy	Zug
DiGirolamo	Lloyd	Sainato	
Donatucci	Lucyk	Santoni	Ryan,
Druce	Lynch	Sather	Speaker
Durham			

NAYS-0

NOT VOTING-0

EXCUSED-4

Evans	Gruitza	Herman	Oliver
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

**HB 1365, PN 1581** By Rep. BOYES

An Act providing for a child-care tax credit.

FINANCE.

**ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Montgomery County, Mr. Reber, for an announcement.

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, the House Environmental Resources and Energy Committee, on Wednesday, April 26, at 10 a.m., in room 39 of the East Wing, will consider SB's 1, 11, and 12. That is Wednesday, April 26, at 10 a.m., in room 39 of the East Wing. Thank you.

The SPEAKER. The Chair thanks the gentleman.

**COMMERCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. Hasay.

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, there will be a meeting of the House Commerce Committee at the break or the call of the recess in room 40. It will be a voting meeting, so I urge all House Commerce Committee members to be there. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

**APPROPRIATIONS COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman from Chester County, Mr. Pitts.

Mr. PITTS. Thank you, Mr. Speaker.

There will be a meeting of the House Appropriations Committee at 2:30 in room 245, to the rear of the House. Thank you.

The SPEAKER. The Chair thanks the gentleman.

**REPUBLICAN CAUCUS**

The SPEAKER. The Chair recognizes the gentleman, Mr. Fargo, with respect to a Republican caucus announcement.

Mr. FARGO. Thank you, Mr. Speaker.

There will be a caucus of the Republican members in the majority caucus room at 5 till 2. This is an extremely important caucus, and we will be discussing, along with other legislation, HB 1177, which reorganizes several departments in State government, so it is important that the members be there at 5 till 2. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Is the gentleman, Mr. Fargo, able to estimate how much time is needed for his caucus?

Mr. FARGO. Thank you, Mr. Speaker.

Yes, we will be back on the floor at 3 o'clock.

The SPEAKER. The Chair thanks the gentleman.

**DEMOCRATIC CAUCUS**

The SPEAKER. Does the gentleman, Mr. Cohen, have an announcement with respect to a Democratic caucus?

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will be a Democratic caucus immediately upon the declaration of the recess.

The SPEAKER. Is the gentleman able to tell us if 3 o'clock is satisfactory for returning to the floor?

Mr. COHEN. I would hope it is satisfactory, Mr. Speaker. I am not certain it is.

The SPEAKER. The Chair thanks the gentleman.

Are there any further announcements?

**COMMITTEE MEETING POSTPONED**

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, State Government had a meeting proposed for Wednesday, April 26. That meeting is postponed pending further review of the legislation.

So that meeting is postponed. A written notice will be sent to all the members. I am making the announcement now. Thank you.

**RECESS**

The SPEAKER. Are there any further announcements in the regular session?

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

Hearing none, the regular session is recessed until 3 o'clock or sooner if called by the Chair.

**RECESS EXTENDED**

The time of recess was extended until 3:30 p.m.

**AFTER RECESS**

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

**BILL REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. PERZEL. Mr. Speaker, I move that HB 943 be removed from the table and placed on the active calendar.

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

**SENATE MESSAGE**

**ADJOURNMENT RESOLUTION  
FOR CONCURRENCE**

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

In the Senate  
April 24, 1995

RESOLVED, (the House of Representatives concurring), That when the Regular Session of the Senate adjourns this week it reconvene on Monday, May 1, 1995, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the Regular Session of the House of Representatives adjourns this week it reconvene on Monday, May 1, 1995, unless sooner recalled by the Speaker of the House of Representatives.

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

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

**STATEMENT BY MR. FAJT**

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

Mr. FAJT. Thank you, Mr. Speaker.

Mr. Speaker, I would like to be recognized for a matter of personal privilege.

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

Mr. FAJT. Thank you, Mr. Speaker.

One hundred fifty years ago Dorothea Dix completed her study of the treatment of the insane in Pennsylvania. She visited jails and almshouses in every county in the State, documenting the horrors of the sick, vulnerable people chained and living in filth. Her findings were read in the House of Representatives in February of 1845. The

honorable men of that body responded with strong support for the creation of asylums to take care of the insane.

One hundred fifty years later, persons with mental illnesses live in the community, not hospitals, but when funding is inadequate, once again we find them in jails and shelters. May we remain dedicated to the vision of our predecessors in 1845 and adequately support the care and treatment of our citizens who suffer from mental illness.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

**HB 36, PN 1646** (Amended)

By Rep. HASAY

An Act regulating the check-cashing industry; providing for the licensing of check cashers, for additional duties of the Department of Banking and for certain terms and conditions of the business of check cashing; and providing penalties.

COMMERCE AND ECONOMIC DEVELOPMENT.

**SUPPLEMENTAL CALENDAR A**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. FEESE called up **HR 118, PN 1550**, entitled:

A Resolution designating April 29, 1995, as "Prader-Willi Syndrome Awareness Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—198**

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

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

NAYS-0

NOT VOTING-1

Washington

EXCUSED-4

Evans	Gruitza	Herman	Oliver
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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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Mr. SNYDER called up **HR 119, PN 1551**, entitled:

A Resolution designating the week of July 9 through 15, 1995, as "Community Transportation Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

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

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

NAYS-0

NOT VOTING-1

Taylor, J.

EXCUSED-4

Evans	Gruitza	Herman	Oliver
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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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Mr. BELARDI called up **HR 120, PN 1552**, entitled:

A Resolution designating May 1 through 7, 1995, as "Barrier Awareness Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

Adolph	Egolf	Maitland	Saylor
Allen	Fairchild	Major	Schroder
Argall	Fajt	Manderino	Schuler
Armstrong	Fargo	Markosek	Scrimenti
Baker	Farmer	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Shaner
Battisto	Fleagle	McCall	Sheehan
Bebko-Jones	Flick	McGeehan	Smith, B.
Belardi	Gamble	McGill	Smith, S. H.
Belfanti	Gannon	Melio	Snyder, D. W.

Birmelin	Geist	Merry	Staback
Bishop	George	Michlovic	Stairs
Blaum	Gigliotti	Micozzie	Steelman
Boscola	Gladeck	Mihalich	Steil
Boyes	Godshall	Miller	Stern
Brown	Gordner	Mundy	Stetler
Browne	Gruppo	Nailor	Stish
Bunt	Habay	Nickol	Strittmatter
Butkovitz	Haluska	Nyce	Sturla
Buxton	Hanna	O'Brien	Surra
Caltagirone	Harhart	Olasz	Tangretti
Cappabianca	Hasay	Perzel	Taylor, E. Z.
Carn	Hennessey	Pesci	Taylor, J.
Carone	Hershey	Petrarca	Thomas
Cawley	Hess	Petrone	Tigue
Chadwick	Horsey	Pettit	Travaglio
Civera	Hutchinson	Phillips	Trello
Clark	Itkin	Piccola	Trich
Clymer	Jadlowiec	Pistella	True
Cohen, L. I.	James	Pitts	Tulli
Cohen, M.	Jarolin	Platts	Vance
Colafella	Josephs	Preston	Van Home
Colaizzo	Kaiser	Ramos	Veon
Conti	Keller	Raymond	Vitali
Cornell	Kenney	Readshaw	Walko
Corpora	King	Reber	Washington
Corrigan	Kirkland	Reinard	Waugh
Cowell	Krebs	Richardson	Williams
Coy	Kukovich	Rieger	Wogan
Curry	LaGrotta	Roberts	Wozniak
Daley	Laughlin	Robinson	Wright, D. R.
DeLuca	Lawless	Roebuck	Wright, M. N.
Dempsey	Lederer	Rohrer	Yewcic
Dent	Leh	Rooney	Youngblood
Dermody	Lescovitz	Rubley	Zimmerman
DeWeese	Levdanský	Rudy	Zug
DiGirolamo	Lloyd	Sainato	
Donatucci	Lucyk	Santoni	Ryan,
Druce	Lynch	Sather	Speaker
Durham			

NAYS-0

NOT VOTING-0

EXCUSED-4

Evans	Gruitza	Herman	Oliver
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

**CALENDAR CONTINUED**

**BILLS ON THIRD CONSIDERATION**

BILL PASSED OVER

The SPEAKER. HB 1098. This bill is over.

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The House proceeded to third consideration of **HB 682, PN 754**, entitled:

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for contracts.

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

Mr. FAIRCHILD offered the following amendment No. A1770:

Amend Sec. 1, page 1, line 10, by inserting after "amended" where it appears the second time

and the subsection is amended by adding a clause  
Amend Sec. 1 (Sec. 2), page 2, by inserting between lines 5 and 6  
(3.1) Those for used equipment, articles, apparatus, appliances, vehicles or parts thereof being purchased from a public utility.

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

The SPEAKER. On the question of the adoption of the amendment, the Chair recognizes the gentleman, Mr. Fairchild.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

This amendment is similar to a couple other bills that we have on the agenda today, and it has to do with the unincorporated town, and what we do here is allow certain types of municipalities to bid at public utility auctions. The problem comes in that your municipalities now must go through an advertising process whereby they advertise for 45 days and then 10 days. It also requires that they receive bids in writing. Well, many of you have been to public auctions, and obviously, that is not possible.

So at the request of a borough manager in my district, I put together this amendment. However, I found out that it had originally been put together by someone else other than myself and it passed unanimously in this House. So I am asking for your concurrence in this amendment to the bill. Thank you.

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

The following roll call was recorded:

YEAS-197

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

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

NAYS-0

NOT VOTING-2

Fargo Van Horne

EXCUSED-4

Evans Gruitza Herman Oliver

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-4

Evans Gruitza Herman Oliver

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 683, PN 755**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. **OLASZ** offered the following amendment No. **A1789**:

Amend Title, page 1, line 4, by inserting after "for" tax levies and for

Amend Bill, page 1, by inserting between lines 6 and 7

Section 1. The act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, is amended by adding a section to read:

Section 1302.1. Different and Separate Tax Levies. A borough may in any year levy separate and different rates of taxation for municipal

purposes on all real estate classified as land, exclusive of the buildings thereon, and on all real estate classified as buildings on land. When real estate tax rates are so levied:

(1) The rates shall be determined by the requirements of the borough budget.

(2) Higher rates may be levied on land if the respective rates on lands and buildings are so fixed so as not to constitute a greater levy in the aggregate than the maximum rate allowed by law on both land and buildings.

(3) The rates shall be uniform as to all real estate within the classification.

Amend Sec. 1, page 1, line 7, by striking out "1" and inserting  
2

Amend Sec. 1, page 1, lines 8 and 9, by striking out "of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code"

Amend Sec. 2, page 2, line 7, by striking out "2" and inserting  
3

On the question,

Will the House agree to the amendment?

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

Mr. OLASZ. Mr. Speaker, this amendment would give borough councils the same authority that councils in third-class cities have to enact a land-value-based property tax. Instead of the current system in which property and buildings are taxed at the same rate, this amendment would give the boroughs the option – and I repeat, the option – to increase millages on property while tremendously decreasing millages on buildings. For most homeowners, this option would spell tax relief, because the property their homes are built on is generally worth much less than their home. They would pay lower taxes. That is what has happened in third-class cities that currently have the authority to levy this tax system.

Not only would most homeowners save money but passage of this amendment would encourage people to fix up their homes without being penalized with a major tax increase. Adoption of this tax option would also discourage land speculators who buy large parcels of industrial and commercial land for investment purposes and drag their feet at developing this property. These landowners would probably see their taxes increase, which would put the pressure on them to put their land to good use by developing it instead of leaving it vacant while neighboring communities bear the burden of their tax eroding.

Third-class cities that have enacted this form of property tax have seen increases in building permits and a decrease in urban sprawl. Land is a finite resource. Buildings can come and go, but the land is forever. By basing property taxes on land values, we will encourage landowners to put their property to its highest use.

I encourage you to support this amendment, which amends the Borough Code to allow borough councils the option of implementing this progressive form of property taxation. In just 1 year alone, 15 communities realized an increase of approximately \$89 million in 1 year, and for the information of the new members of this House, this same legislation passed this House last year with 176 or 166 votes. I would encourage you to give it a positive vote. Thank you.

The SPEAKER. On the question, the Chair recognizes the lady from Berks County, Mrs. Miller.

Mrs. MILLER. Thank you, Mr. Speaker.

Last session, as this legislation was being considered by the House of Representatives, I raised a concern regarding the impact of this amendment on boroughs that currently have farmland within their districts. The prime sponsor of the amendment at that point in

time felt that this was not a problem, because he indicated that in fact boroughs do not have sufficient farmland for this to be a concern.

Today I rise to express my concern in opposition to this amendment until there is some kind of language incorporated which would exempt any land that qualifies to be considered under Act 319, the preferential land assessment for agriculture.

In the county of York, there are three boroughs; 97 farms are located within those borough limits, and those boroughs would include Winterstown, Cross Roads Borough, and Stewartstown Borough for a total of 6,598 acres. In Westmoreland County, we have Murrysville Borough with 60 farms numbering 2,823 acres; Washington County has Deemston Borough with 28 farms, 2,117 acres; Wayne County has Starrucca Borough, 22 farms, which total 2,829 acres; and Carbon County has Parryville Borough with 11 farms and 567 acres. These are farms included currently in ag security areas. This does not include those boroughs that may also have farms which are not part of ag security areas, so currently within borough limits, we have 218 farms with nearly 15,000 acres.

Mr. Speaker, my contention is this would be an onerous tax burden on these farms, and I ask my colleagues to oppose it.

The SPEAKER. The Chair thanks the lady.

The Chair recognizes the lady from Butler, Ms. Carone.

Ms. CARONE. Thank you, Mr. Speaker.

I would like to make a comment about the legislation, the amendment, and to encourage a "no" vote at this moment.

When we passed the legislation last session, one of my constituents has a trucking firm, and he had just moved into one of the municipalities that had this new ability to tax differently land and property and buildings. He has a trucking firm, and the only way that he uses the land is to put gravel and coal storage on that when he takes it from the barges or is preparing to put it on the barges to go down the Ohio River. His taxes went up astronomically, and in fact he thought it was a joke, and he called to find out where the decimal point really belonged on his new tax increase.

So I think perhaps the sponsor of the legislation does have a valid point, but I think we need to redraft it so that we can address the issues that have certainly proved negative. So I would ask for a "no" vote on this amendment and go back and try to improve on it. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I rise in opposition to the Olasz amendment.

I have difficulty understanding the public policy served by encouraging the development of undeveloped land. We are going to be voting on a bill probably within the next week or two, SB 1, the prime bill in the environmental area of the Ridge administration, whose goal is just the opposite, which is to save greenfields from development.

I oppose this amendment, and I do not feel that this is the proper posture to discuss a bill like this. I would urge a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Allegheny County, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the Olasz amendment.

What this amendment does, in simple form, is to give more discretionary authority to locally elected borough officials. It gives them additional discretionary authority to create a mix of taxes at the

local level in their community that will best respond to the needs and the circumstances in that community.

We are not imposing any kind of decision on any community or any taxpayer or group of taxpayers anywhere in this Commonwealth. What we are doing is what so many people on this floor often say they are for: we are enhancing local control; we are giving a little bit more local authority to these locally elected borough officials. They will have to make the judgment, and they are in the best position to make the judgment about what kind of tax structure is most appropriate in their particular community.

I would urge we support the Olasz amendment.

The SPEAKER. The Chair recognizes the gentleman from Washington, Mr. Trich.

Mr. TRICH. Thank you, Mr. Speaker.

I, too, would rise in support of this legislation.

As Representative Olasz has indicated, we are merely trying to let boroughs enjoy the same opportunities that third-class cities presently enjoy. I happen to come from the city of Washington, a community that has in fact seen a deteriorating tax base over the years — tax-exempt property, younger people moving out of the area. Remaining behind are the older citizens who are getting strapped more and more with a very difficult tax base.

This particular measure in the city of Washington has been helpful. Although it may not have been an opportunity to roll back taxes, it certainly has been an opportunity to hold taxes in line.

Therefore, I would hope that that same courtesy would be extended to the boroughs of the Commonwealth and would ask that we support Representative Olasz' amendment.

The SPEAKER. Does the lady, Ms. Steelman, desire recognition?

Ms. STEELMAN. Thank you, Mr. Speaker.

I rise in support of the Olasz amendment and to offer a slightly different perspective on the issue raised by Representative Vitali.

I believe that in some boroughs, including my own, there are sites that were previously used for industrial processes, the buildings on which have been demolished. The land is now sitting unused, blighted.

I believe that the kind of freedom that the Olasz amendment would give local borough officials to look at the situations in their own boroughs and create a taxing system that would provide an incentive for the redevelopment of these previously industrial properties would be a desirable option for us to offer them.

So I hope that those of my colleagues who are interested in seeing former industrial properties redeveloped will not immediately dismiss the Olasz amendment, because I believe that it can also serve as a tool to promote that highly desirable form of development.

The SPEAKER. The Chair recognizes the gentleman from Lancaster County, Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

I rise in support of the Olasz amendment.

While I understand the arguments made by a couple of the Representatives who cited specific cases in their boroughs where there would be an adverse impact, and I believe we should look at correcting those potential adverse impacts, the reason that I support the Olasz amendment is because it is optional. If it were mandatory, I would absolutely oppose it for the reasons that were stated. But this is optional, and within those individual boroughs, they will be able to decide whether in fact it is going to have a negative impact, like was cited in some of the examples, or whether it will not, and there are

many boroughs, in the western part of the State in particular, where this would be a great benefit.

For those reasons I support the Olasz amendment. Thank you.

The SPEAKER. On the question of the Olasz amendment, the Chair recognizes the gentleman, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, would the maker of the amendment answer a brief question?

The SPEAKER. The gentleman, Mr. Olasz, indicates that he will. You may proceed.

Mr. SERAFINI. Mr. Speaker, is there an exception in your legislation or within the context of the entire bill for farmland, whereby the assessment would be much different than developable property?

Mr. OLASZ. Yes, Mr. Speaker. To the best of my knowledge, farmland is not taxed at the rate that other lands are, especially in these industrialized municipalities. I think the local assessors take that into account when they make the assessment, that this is farmland.

Most importantly — and I repeat what previous supporters have said, Mr. Speaker — this is a local option, and I am certain that the representatives of those boroughs recognize the farmland that is in their area and mostly those boroughs where this is specifically targeted to. So in response to your question, I would say, yes, it is looked at in a lower rate of taxation and a more favorable light, in that it is farmland.

Mr. SERAFINI. Mr. Speaker, a brief statement on the legislation.

If farmland is taxed independently of the manner in which other real estate would be taxed and if this is a local option, I find favor in the opportunity for a municipality to tax real estate independent of buildings because that property is much more comparable to neighboring properties as would be a piece of property with an old building on and one with a new building on next door to each other being assessed the same rates because of their proximity to one another.

I appreciate the opportunity to speak and support the legislation.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the lady from Berks for the second time on the issue.

Mrs. MILLER. Thank you, Mr. Speaker.

In listening to the previous debate and questions of the prime sponsor of the amendment and the responses, it was stated that farmland is treated somehow separately than other land when a county is doing an assessment. Recently Berks County underwent a countywide reassessment. All the farmland was considered based on its ultimate best use. This was not given any kind of preferential assessment value unless the farmers who owned that farmland signed up under "Clean and Green," which is Act 319. That has to be done by the farmer paying a fee in order to qualify. So therefore, I contend that this is not something where farmers are automatically given a break.

This amendment, if it is inserted, would actually negate the preferential assessment opportunities that farmers currently have under Act 319 if they are unfortunately within the boundaries of a borough.

So therefore, again, until this discrepancy would be corrected, I urge my colleagues to look very carefully at this and address local tax reform as local tax reform and not in this piecemeal effort. Thank you.

The SPEAKER. The Chair thanks the lady.



**LEAVE OF ABSENCE CANCELED**

The SPEAKER. The Chair returns to leaves of absence and recognizes the presence on the floor of the House of the gentleman, Mr. Gruitza, and asks that he be removed from leaves.

**CONSIDERATION OF HB 683 CONTINUED**

The SPEAKER. On the question, the Chair recognizes the gentleman, Mr. Olasz.

Mr. OLASZ. Thank you, Mr. Speaker.

This bill last year was debated at length in the committee and was voted out to the House floor overwhelmingly.

As you recall, Mr. Speaker, several years ago we passed legislation that would protect the farmland in the Commonwealth of Pennsylvania. There were benefits extended to those farmlands. But common sense would dictate we are all political horses, and if you as a councilman would dare to do that to farmland, I think you are well aware that that councilman could kiss his seat on that borough council goodbye.

This is a commonsense piece of legislation that is absolutely necessary. We all cry about the decay that is taking place in our center cities and that we, in turn, at budget time had to give extra amounts of money to preserve those cities. This is common sense to encourage people to keep their property values up by remodeling *their homes, at the same time hitting the speculators that have all these industrial sites and sit on them and look at them as rust buckets, and that is a terrible invitation to send any business you are trying to attract to our areas.*

Once again, I repeat and I repeat and I repeat, you think about it. This is a local option. We are not mandating that 67 counties and every municipality in them adopt this. If you are so inclined and your council seems to favor this, then you go and speak to them about it and let them think about it.

I would still encourage the same 166 that voted for it last term to support it again this time. Thank you very much, Mr. Speaker.

The SPEAKER. On the question, the Chair recognizes the lady from Beaver, Mrs. Laughlin.

Mrs. LAUGHLIN. Thank you, Mr. Speaker.

A few years back we passed legislation for my district in Aliquippa. They have told me that over the last couple of years, since that legislation has been passed, 85 percent of the homeowners' taxes have gone down and only 15 percent have gone up. So this is very substantial and helped the homeowners, and it also brought in more taxes whenever the steel mills went down and left nothing but land.

So I am very much in support of this legislation. Thank you.

The SPEAKER. On the question of the adoption of the amendment, the Chair recognizes the gentleman, Mr. Nyce.

Mr. NYCE. Thank you, Mr. Speaker.

Just a brief comment on what is before the House right now.

We have been asked, myself as chairman and two other members, have been asked to review local tax reform issues during this session, and we have just been assigned several bills which will probably impact somewhere along the line on what is before us today.

I would encourage the members to be very careful. One of the reasons local tax reform has failed in the past is because of a lack of understanding by the constituents as to its impact on their personal lives or on their communities. That is exactly what the task force is reviewing, and I would urge the members to be very careful in passing any legislation today that is going to make the job even more

complicated as we move through this session and address those tax reform bills.

I would urge a "no" vote.

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

The following roll call was recorded:

YEAS-95

Battisto	Donatucci	Markosek	Santoni
Bebko-Jones	Fajt	Mayermik	Serafini
Belardi	Gamble	McCall	Shaner
Belfanti	Gigliotti	McGeehan	Staback
Bishop	Gruitza	Melio	Steelman
Blaum	Haluska	Michlovic	Stetler
Butkovitz	Hanna	Mihalich	Stish
Buxton	Hasay	Mundy	Sturla
Caltagirone	Horsey	Olasz	Tangretti
Cappabianca	Itkin	Pesci	Thomas
Carn	James	Petrarca	Tigue
Cawley	Jarolin	Petrone	Travaglio
Cohen, M.	Josephs	Pistella	Trello
Colafella	Kaiser	Preston	Trich
Colaizzo	Keller	Ramos	Van Horne
Corpora	Kirkland	Readshaw	Veon
Corrigan	Kukovich	Richardson	Walko
Cowell	LaGrotta	Rieger	Washington
Coy	Laughlin	Roberts	Williams
Curry	Lederer	Robinson	Wozniak
DeLuca	Lescovitz	Roebuck	Wright, D. R.
Dermody	Levdansky	Rooney	Yewcic
DeWeese	Lucyk	Rublely	Youngblood
	Manderino	Sainato	

NAYS-105

dolph	Fairchild	Lynch	Schuler
Allen	Fargo	Maitland	Scrimenti
Argall	Farmer	Major	Semmel
Armstrong	Feese	Marsico	Sheehan
Baker	Fichter	Masland	Smith, B.
Bard	Fleagle	McGill	Smith, S. H.
Barley	Flick	Merry	Snyder, D. W.
Birmelin	Gannon	Micozzie	Stairs
Boscola	Geist	Miller	Steil
Boyes	George	Nailor	Stern
Brown	Gladeck	Nickol	Strittmatter
Browne	Godshall	Nyce	Surra
Bunt	Gordner	O'Brien	Taylor, E. Z.
Carone	Gruppo	Perzel	Taylor, J.
Chadwick	Habay	Pettit	True
Civera	Harhart	Phillips	Tulli
Clark	Hennessey	Piccola	Vance
Clymer	Hershey	Pitts	Vitali
Cohen, L. I.	Hess	Platts	Waugh
Conti	Hutchinson	Raymond	Wogan
Cornell	Jadlowiec	Reber	Wright, M. N.
Dempsey	Kenney	Reinard	Zimmerman
Dent	King	Rohrer	Zug
DiGirolamo	Krebs	Rudy	
Druce	Lawless	Sather	Ryan,
Durham	Leh	Saylor	Speaker
Egolf	Lloyd	Schroder	

NOT VOTING-0

EXCUSED-3

Evans Herman Oliver

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

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

Donatucci Druce Durham Lloyd Lucyk Lynch Santoni Sather Ryan, Speaker

NAYS-0

NOT VOTING-0

EXCUSED-3

Evans Herman Oliver

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 684, PN 756, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for contract procedures.

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

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

The question is, shall the bill pass finally?

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

YEAS-199

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

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

NAYS-0

NOT VOTING-1

Michlovic

EXCUSED-3

Evans                      Herman                      Oliver

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 685, PN 757**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for contracts.

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	Maitland	Saylor
Affen	Fairchild	Major	Schroder
Argall	Fajt	Manderino	Schuler
Armstrong	Fargo	Markosek	Scrimenti
Baker	Farmer	Marsico	Semmel
Bard	Feese	Masland	Serafini

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Evans                      Herman                      Oliver

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 686, PN 758**, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for contracts.

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Evans                      Herman                      Oliver

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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The House proceeded to third consideration of **HB 699, PN 771**, entitled:

An Act amending the act of December 20, 1967 (P.L.869, No.385), known as the Public Works Contractors' Bond Law of 1967, further providing for enforcement of laborets' claims and for financial security of contractors and bidders.

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Evans	Herman	Oliver
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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.

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BILLS PASSED OVER

The SPEAKER. HB 719, on page 2, is not called up.

On page 3 of today's calendar, HB's 720 and 722 are over for today.

\*\*\*

The House proceeded to third consideration of **HB 1116, PN 1245**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for contracts.

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	Maitland	Saylor
Allen	Fairchild	Major	Schroder
Argall	Fajt	Manderino	Schuler
Armstrong	Fargo	Markosek	Scrimenti
Baker	Farmer	Marsico	Semmel
Bard	Feese	Masland	Serafini

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Evans	Herman	Oliver
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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.

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The House proceeded to third consideration of **HB 1117, PN 1246**, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for contracts.

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Evans                      Herman                      Oliver

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 1118, PN 1247**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L. 1656, No. 581), known as The Borough Code, further providing for contracts and purchases.

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

The SPEAKER. Will the gentleman, Mr. Olasz, come to the desk. The gentleman, Mr. Olasz, has withdrawn his amendment to HB 1118.

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

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

YEAS-200

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

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Evans                      Herman                      Oliver

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

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

\*\*\*

**BILL PASSED OVER**

The SPEAKER. HB 843. This bill is over.

\*\*\*

The House proceeded to third consideration of **HB 1177, PN 1543**, entitled:

*An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, abolishing the Department of Health and the Department of Public Welfare and transferring the functions of those departments to the newly established Department of Health and Human Services; creating the Department of Community and Economic Development; reorganizing and transferring the powers and duties of the Department of Commerce and the Department of Community Affairs to the Department of Community and Economic Development; deleting provisions relating to the Energy Development Authority; regulating disposition of surplus property; and making repeals.*

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

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. PERZEL. Mr. Speaker, I move that HB 1177 be recommitted to the Committee on Appropriations.

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

\*\*\*

**BILLS PASSED OVER**

The SPEAKER. HB 721, PN 800, is over.  
HB 1174 is over for today.

**RESOLUTIONS**

**RESOLUTIONS PASSED OVER**

The SPEAKER. HR 39 and HR 92 are over for today.

**BILLS REREPORTED FROM COMMITTEE**

**HB 20, PN 1648** (Amended)                      By Rep. PITTS

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the Public School Code of 1949, further providing for investment of school district funds, and for the compensation of the special board of control and for tuition grants for certain children with exceptionalities; prohibiting the possession of weapons; further providing for children with exceptionalities; providing for safe schools and for agricultural education programs; imposing duties on the Department of Education; further providing for community college reimbursement and for small district assistance; providing for basic education funding and for aid to districts suffering revenue loss due to reduction in assessed valuation of taxable property; further providing for payments to intermediate units, for payment for nonpublic school transportation, for special education payments to school districts and extraordinary special education program expenses; and providing for distance learning grants.

**APPROPRIATIONS.**

**HB 47, PN 1649** (Amended)                      By Rep. PITTS

An Act amending the act of April 27, 1927 (P.L.450, No.291), referred to as the State Fire Marshal Law, providing for certain gasoline dispensing nozzles at self-service stations.

**APPROPRIATIONS.**

**HB 48, PN 1650** (Amended)                      By Rep. PITTS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "pedalcycles"; further providing for the operation of pedalcycles on Commonwealth highways, for pedalcycle helmets, for the use of hearing impairment devices and for hand and arm signals; repealing the Pedalcycle Helmet Fund; providing for the establishment of the

Pennsylvania Pedalcycle and Pedestrian Advisory Committee; and further providing for exemption from surcharge.

APPROPRIATIONS.

**HB 71, PN 44** By Rep. PITTS

An Act designating a certain bridge in Susquehanna County as the Susquehanna County Veterans Memorial Bridge.

APPROPRIATIONS.

**HB 269, PN 262** By Rep. PITTS

An Act designating a certain bridge in Bradford County as the Ebin Dunning Bridge.

APPROPRIATIONS.

**HB 272, PN 1538** By Rep. PITTS

An Act requiring the Department of Environmental Resources to conduct a study and issue a report of its tree harvesting practices in State forests.

APPROPRIATIONS.

**HB 490, PN 518** By Rep. PITTS

An Act amending the act of January 8, 1960 (1959 P.L.2119, No. 787), known as the Air Pollution Control Act, exempting certain portions of highways in second class townships from dust control measures.

APPROPRIATIONS.

**HB 569, PN 1651 (Amended)** By Rep. PITTS

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

APPROPRIATIONS.

**HB 578, PN 1604** By Rep. PITTS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for involuntary manslaughter and for endangering the welfare of children.

APPROPRIATIONS.

**HB 640, PN 1448** By Rep. PITTS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for special registration plates; and providing for special registration plates for Vietnam veterans.

APPROPRIATIONS.

**HB 917, PN 1534** By Rep. PITTS

An Act designating SR 3015 in Susquehanna County and SR 1009 in Wyoming County as Avery Station Road.

APPROPRIATIONS.

**HB 1076, PN 1324** By Rep. PITTS

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; and authorizing certified mail to notify property owners of petitions or rules.

APPROPRIATIONS.

**HB 1085, PN 1544** By Rep. PITTS

An Act establishing the Office of State Fire Commissioner as an independent office; transferring the Volunteer Loan Assistance Program and the State Fire Academy to the Office of State Fire Commissioner; and making repeals.

APPROPRIATIONS.

**HB 1086, PN 1209** By Rep. PITTS

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

APPROPRIATIONS.

**HB 1212, PN 1652 (Amended)** By Rep. PITTS

An Act providing for voter registration, for registration commissions, for remedies and for absentee ballots; imposing penalties; making appropriations; and making repeals.

APPROPRIATIONS.

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

**SB 753, PN 790** By Rep. PITTS

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

APPROPRIATIONS.

**SB 754, PN 791** By Rep. PITTS

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of Attorney General.

APPROPRIATIONS.

**SB 755, PN 792** By Rep. PITTS

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Commerce.

APPROPRIATIONS.



The SPEAKER. There will be no further votes today.

### RULES COMMITTEE MEETING

The SPEAKER. There will, however, be a meeting of the Rules Committee in both regular session and in special session. The Chair will remain open to take reports of that committee in both regular session and in special session.

Members of the Rules Committee, please wait.

There will be a meeting of the Rules Committee at the majority leader's desk in 3 minutes. That will give the members a chance to clear the floor.

### RESOLUTIONS REPORTED FROM COMMITTEE

**HR 75, PN 1075** By Rep. PERZEL

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.

**HR 81, PN 1215** By Rep. PERZEL

A Resolution designating the month of May 1995 as "Physical Fitness and Sports Month."

RULES.

**HR 82, PN 1653 (Amended)** By Rep. PERZEL

A Concurrent Resolution providing for the appointment of a joint select committee to investigate the State Workmen's Insurance Fund.

RULES.

### VOTE CORRECTION

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

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, my switch failed to record on HB 684. I was in my seat, but it did not record. I would like to be recorded in the affirmative.

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

### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.  
Mr. PERZEL. Mr. Speaker, I move that HB 1365, HB 36, SB 753, SB 754, and SB 755 be removed from the table.

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 HB 1365 and HB 36 be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### SUPPLEMENTAL CALENDAR B

#### 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 20, PN 1214; HB 272, PN 1538; HB 490, PN 518; HB 1076, PN 1324; HB 569, PN 1435; HB 578, PN 1604; HB 1212, PN 1605; HB 47, PN 791; HB 48, PN 965; HB 71, PN 44; HB 269, PN 262; HB 640, PN 1448; HB 917, PN 1534; HB 1085, PN 1544; and HB 1086, PN 1209.**

### ADJOURNMENT

The SPEAKER. Does the gentleman, Mr. Perzel, or the gentleman, Mr. DeWeese, have any further business in today's regular session?

Hearing none, the Chair recognizes the gentleman from Cambria, Mr. Haluska.

Mr. HALUSKA. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 25, 1995, 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 4:35 p.m., e.d.t., the House adjourned.