

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MAY 8, 1995

SESSION OF 1995

179TH OF THE GENERAL ASSEMBLY

No. 39

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MATTHEW J. RYAN) PRESIDING

PRAYER

The SPEAKER. The prayer will be offered today by the Reverend Paul Thwaite of the First Presbyterian Church in Oil City.

REV. PAUL THWAITE offered the following prayer:

This morning our Governor has asked that we recognize and remember this day the 24,000 Pennsylvania citizens – and 57,000 were injured – 24,000 killed in World War II and to observe a moment of silence in recognition of the 50th anniversary of V-E Day. Let us then for a moment be silent as we begin our prayer today.

“Praise be to you, O Lord, God of our father Israel, from everlasting to everlasting. Yours, O Lord, is the kingdom and you are exalted as head over all. In your hands are strength and power to exalt and give strength to all. Now, our God, we give you thanks, and praise your glorious name.”

These words of Your servant David have become our prayer today, O God. As we exalt Your name, we also come seeking Your guidance and blessing. Hear our prayer for those working in this chamber and throughout this building, and also for the citizens of this Commonwealth and this Nation.

Above all in these challenging times, Almighty God, remind each of us that our highest privilege and responsibility is to lead lives that are worthy of Your name and pleasing to You. Forgive us for so often falling short of this goal.

Grant unto these, Your servants, that strength necessary for the work You have called them to in this place. Provide the same wisdom You gave to Solomon as they, too, make difficult decisions. Fill them with the same compassion You gave to Ruth for those who are in need.

During this continuing special session, may You lead them as You led the prophets and Your own son to courageously confront those conditions that threaten the moral and civic fabric of our community. Enable these men and women to be servant leaders who will in their work bring honor to You, peace and opportunity to the people they represent, and satisfaction to themselves and their colleagues of a job well done.

These things we pray in the strong and loving name of the Lord. 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, May 3, 1995, will be postponed until printed. The Chair hears no objection.

ACTUARIAL NOTE

The SPEAKER. The Chair acknowledges receipt of an actuarial note for HB 702, PN 774.

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 1555 By Representatives CALTAGIRONE, RICHARDSON, VAN HORNE, ITKIN, WOZNIAK and GEIST

An Act providing for in-lieu-of-tax payments to certain political subdivisions of the Commonwealth for services rendered by certain political subdivisions in which Commonwealth employees are working on Commonwealth-owned real property and where Commonwealth-owned real property is located; and making an appropriation.

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

No. 1556 By Representatives CALTAGIRONE, RICHARDSON, VAN HORNE, WOZNIAK and GEIST

An Act providing for the levy of a municipal service charge on tax-exempt property for the benefit of certain municipalities; and providing procedures for determining eligibility for tax-exempt status.

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

No. 1557 By Representatives CALTAGIRONE, RICHARDSON, VAN HORNE, ITKIN and WOZNIAK

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, adding provisions relating to the valuation and

assessment of real property subject to local taxation; imposing duties on the Department of Community Affairs; requiring certification of chief assessors and assessors; creating an Assessment Review Board; prescribing penalties; and making repeals.

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

No. 1558 By Representatives CALTAGIRONE, RICHARDSON, VAN HORNE and WOZNIAK

An Act relating to and regulating local government boundary changes; and making repeals.

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

No. 1559 By Representatives LLOYD, DeLUCA, STABACK, PESCI, TRELLO, JOSEPHS, YEWIC, STETLER, CARONE, JAROLIN, BELARDI, CAPPABIANCA, ROBINSON, YOUNGBLOOD, PRESTON, COLAIZZO and PISTELLA

An Act amending the act of January 14, 1952 (1951 P.L. 1898, No. 522), known as the Funeral Director Law, amending and adding definitions; further providing for license application procedures, for qualifications of applicants, for interns, for examinations, for issuance of licenses and for restrictions on licensure; providing for facility requirements; further providing for licenses under other statutes, for license refusal, suspension and revocation, for procedure, for unlawful acts, and for duties and members of the State Board of Funeral Directors; and making editorial changes.

Referred to Committee on PROFESSIONAL LICENSURE, May 8, 1995.

No. 1560 By Representatives LLOYD, TIGUE, STABACK, JADLOWIEC, PESCI, TRELLO, YEWIC, HALUSKA, STERN, SURRA, CARONE, LYNCH, JAROLIN, CAPPABIANCA, PRESTON, COLAIZZO and PISTELLA

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

Referred to Committee on TRANSPORTATION, May 8, 1995.

No. 1561 By Representatives LLOYD, LUCYK, PESCI, TRELLO, JOSEPHS, YEWIC, HALUSKA, JAROLIN, DeWEESE, BELARDI, CAPPABIANCA, YOUNGBLOOD, PRESTON, COLAIZZO, ITKIN and PISTELLA

An Act providing for the transfer of the Energy Development Authority to the Department of Commerce and for the powers and duties of the Ben Franklin/IRC Partnership.

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

No. 1562 By Representatives LLOYD, ITKIN, COLAIZZO, YOUNGBLOOD, JAROLIN, REBER, CAPPABIANCA, PRESTON, TIGUE, STABACK, PESCI, TRELLO, STERN and PISTELLA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, regulating the transportation of poisonous snakes.

Referred to Committee on TRANSPORTATION, May 8, 1995.

No. 1563 By Representatives PETRARCA, WOGAN, MARKOSEK, RUBLEY, OLASZ, GORDNER, KUKOVICH, ITKIN, WALKO, MUNDY, BELARDI, VAN HORNE, STURLA, SHANER, DALEY, MELIO, JAROLIN, HORSEY, TRELLO, JOSEPHS, BOSCOLA, HALUSKA and COLAIZZO

An Act providing for the establishment of the Joint Commission on Science and Technology and providing for its powers and duties; and further providing for the operation of the Central Management and Information Center.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, May 8, 1995.

No. 1564 By Representatives COLAFELLA, MARSICO, TULLI, DeLUCA, WALKO, STABACK, MICOZZIE, TRELLO, BELARDI, MERRY, READSHAW, SATHER, GODSHALL, GEIST, MELIO and J. TAYLOR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for sentences for theft.

Referred to Committee on JUDICIARY, May 8, 1995.

No. 1565 By Representatives HERMAN, CLYMER, M. COHEN, COLAIZZO, CHADWICK, MUNDY, D. W. SNYDER, GRUPPO, PESCI, KUKOVICH, DEMPSEY, BELARDI, STABACK, HALUSKA, TRAVAGLIO, L. I. COHEN, STEELMAN and TRELLO

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for cost-of-living increases to annuitants.

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

No. 1566 By Representatives CLYMER, GODSHALL, FICHTER, SATHER, CORRIGAN, ZIMMERMAN, TRELLO, MELIO, HERSHEY, SAYLOR, CLARK, HENNESSEY, MERRY, RUBLEY, SERAFINI and DiGIROLAMO

An Act amending the act of May 21, 1943 (P.L. 571, No. 254), known as The Fourth to Eighth Class County Assessment Law, changing the date of appeal.

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

No. 1567 By Representatives MARKOSEK, VAN HORNE, FICHTER, GORDNER, PETTIT, BUNT, WALKO, MUNDY, McCALL, BUXTON, MELIO, READSHAW, TRELLO, YEWIC, HENNESSEY, RUDY, WOGAN, BELFANTI, CORRIGAN, LEVDANSKY and SHANER

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 sales tax refund petitions.

Referred to Committee on FINANCE, May 8, 1995.

No. 1568 By Representatives WOGAN, D. R. WRIGHT, McCALL, KENNEY, STABACK, MICOZZIE, VEON, BLAUM, KING, BATTISTO, MARSICO, CIVERA, READSHAW, GEIST, LEVDANSKY, HALUSKA, STERN, J. TAYLOR, I. I. COHEN, MUNDY, PETRONE, DeLUCA, CORRIGAN, BOSCOLA, ROONEY, HABAY, STEIL, OLASZ, LAUGHLIN, NAILOR, TIGUE, CORNELL, MIHALICH, MILLER, MELIO, FAIRCHILD, RAYMOND, GLADECK, WOZNIAK, FARMER, ADOLPH, GORDNER, NYCE, BELFANTI, HASAY and FAJT

An Act providing for home repair fraud; and imposing penalties.

Referred to Committee on CONSUMER AFFAIRS, May 8, 1995.

No. 1569 By Representatives CALTAGIRONE, RICHARDSON, VAN HORNE, ITKIN and WOZNIAK

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for the taxing powers of certain political subdivisions by increasing the rates of certain taxes, authorizing the imposition of municipal services taxes and restricting the imposition of other taxes; providing for monthly payments from employers; and making repeals.

Referred to Committee on FINANCE, May 8, 1995.

No. 1570 By Representatives DENT, STURLA, ZUG, FARMER, JAROLIN, DeLUCA, KENNEY, RUBLEY, BELARDI, SATHER, MCGEEHAN, LYNCH, STETLER, MELIO, HORSEY, STISH, ROBINSON, KAISER, WOGAN, MARSICO, MERRY, HARTHART, YOUNGBLOOD, BAKER, GEIST, EGOLF, WALKO, COLAFELLA, L. I. COHEN, BOSCOLA, BROWNE, DiGIROLAMO and ADOLPH

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

Referred to Committee on JUDICIARY, May 8, 1995.

No. 1571 By Representatives RAYMOND, CIVERA, SAYLOR, SURRA, DeLUCA, MERRY, FAJT, MUNDY, GEORGE, NYCE, BELARDI, WAUGH, SEMMEL, STURLA, SATHER, SCRIMENTI, BUXTON, FARGO, READSHAW, FARMER, DEMPSEY, MELIO, COLAIZZO, STISH, STETLER, MARKOSEK, GODSHALL, TRELLO, HERMAN, M. N. WRIGHT, J. TAYLOR, TULLI, RUDY, MIHALICH, BISHOP, HENNESSEY, PHILLIPS, GANNON, STEIL, HANNA, CARONE, BAKER, LYNCH, WALKO, PETTIT, FEESE, BOSCOLA, ADOLPH, STABACK, LAUGHLIN, MILLER, LEVDANSKY, ZIMMERMAN, HERSHEY, HALUSKA, YOUNGBLOOD and KUKOVICH

An Act providing for a real estate transfer disclosure statement.

Referred to Committee on PROFESSIONAL LICENSURE, May 8, 1995.

No. 1572 By Representatives PRESTON, GEIST, STABACK and TRELLO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for sentencing and penalties relating to trafficking in drugs.

Referred to Committee on JUDICIARY, May 8, 1995.

No. 1573 By Representatives PRESTON, WALKO, JAROLIN, PISTELLA, VAN HORNE, DeLUCA, MIHALICH, READSHAW and GIGLIOTTI

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for the regulation of the placement of public telephones in municipalities.

Referred to Committee on CONSUMER AFFAIRS, May 8, 1995.

No. 1574 By Representatives PRESTON, JAROLIN, PISTELLA, VAN HORNE, DeLUCA, MIHALICH, READSHAW and GIGLIOTTI

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for the regulation of the placement of public telephones in counties of the second class.

Referred to Committee on CONSUMER AFFAIRS, May 8, 1995.

No. 1575 By Representatives PRESTON, JAROLIN, PISTELLA, VAN HORNE, DeLUCA, MIHALICH, READSHAW and GIGLIOTTI

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for the regulation of the placement of public telephones in cities of the second class.

Referred to Committee on CONSUMER AFFAIRS, May 8, 1995.

No. 1576 By Representatives LEVDANSKY, GIGLIOTTI, FARGO, LAWLESS, TIGUE, MERRY, BELARDI, DeLUCA, READSHAW, HORSEY, KIRKLAND, TRELLO and RICHARDSON

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, allowing the rental of booth space within a beauty shop.

Referred to Committee on PROFESSIONAL LICENSURE, May 8, 1995.

No. 1577 By Representatives LEVDANSKY, OLASZ, MARKOSEK, WALKO, TRELLO, PISTELLA, ROBINSON, HENNESSEY, BELARDI, STABACK, TIGUE and RICHARDSON

An Act amending the act of June 21, 1939 (P.L.626, No.294), referred to as the Second Class County Assessment Law, requiring prorated assessments in the event of a sudden decrease in property value.

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

No. 1578 By Representatives GRUPPO, PERZEL, CORNELL, J. TAYLOR, GANNON, ADOLPH, BOSCOLA, BUNT, CIVERA, CLARK, CONTI, WOZNIAK, NAILOR, JAROLIN, PRESTON, REINARD, KAISER, DeLUCA, KENNEY, SEMMEL, RAYMOND, O'BRIEN, LUCYK, McCALL, FICHTER, HUTCHINSON, GRUITZA, LAWLESS and LEH

An Act providing for the prevention of hepatitis B and for additional duties of the Department of Health.

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

No. 1579 By Representatives MICOZZIE, DeLUCA, DEMPSEY, TIGUE, FEESE, CARONE, FARGO, GODSHALL, BROWN, E. Z. TAYLOR, RUBLEY, CLARK, MELIO, SCHRODER, HANNA, BOYES, MUNDY, TRELLO, RAYMOND, M. N. WRIGHT, MILLER, STERN, MERRY and BARD

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 sabbatical leaves of absence.

Referred to Committee on EDUCATION, May 8, 1995.

No. 1580 By Representatives MICOZZIE, ARMSTRONG, DeLUCA, TIGUE, VANCE, NAILOR, FEESE, MICHLOVIC, PLATTS, CLYMER, CARONE, GODSHALL, E. Z. TAYLOR, RUBLEY, MELIO, SCHRODER, TRELLO, RAYMOND, STERN, MERRY and BARD

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 payments for courses for exceptional children, for payments to intermediate units and for special education payments.

Referred to Committee on EDUCATION, May 8, 1995.

No. 1581 By Representatives DENT, ROONEY, STABACK, BOSCOLA, BELFANTI, L. I. COHEN, TRELLO and SERAFINI

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, providing for the transfer of certain club licenses to locations within the county.

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

No. 1582 By Representatives O'BRIEN, ZUG, MELIO, TRELLO, HERMAN, ROONEY, E. Z. TAYLOR, WOGAN, YOUNGBLOOD and LUCYK

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further defining "department."

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

No. 1583 By Representatives ITKIN, GEIST, MELIO, HERSHEY, STABACK, TRELLO, DALEY, TIGUE, HALUSKA and RAMOS

An Act requiring certain government information forms to provide for a multiracial classification.

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

No. 1584 By Representatives ITKIN, MERRY, TRELLO, WALKO, COWELL, STABACK, McCALL, PRESTON, JAROLIN, FLICK, JOSEPHIS, WILLIAMS, MELIO, HENNESSEY, PISTELLA and RAMOS

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

Referred to Committee on JUDICIARY, May 8, 1995.

No. 1585 By Representatives ITKIN, E. Z. TAYLOR, TRELLO, VAN HORNE, DeLUCA, CAWLEY, TIGUE, M. COHEN, BELARDI, ARMSTRONG, ROONEY, DALEY, LEDERER, MERRY, PESCI, KUKOVICH, BATTISTO, HENNESSEY, SANTONI, WALKO, STABACK, MELIO, STEELMAN, PISTELLA and RAMOS

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

Referred to Committee on FINANCE, May 8, 1995.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 139 By Representatives GODSHALL and SEMMEL

A Resolution urging the Pennsylvania Turnpike Commission to conduct a study of the need and feasibility of adding additional tolled interchanges on the Northeast Extension of the Pennsylvania Turnpike.

Referred to Committee on RULES, May 8, 1995.

SENATE BILLS FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the following bills for concurrence:

SB 245, PN 1062

Referred to Committee on TRANSPORTATION, May 8, 1995.

SB 294, PN 304

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

SB 397, PN 410

Referred to Committee on TRANSPORTATION, May 8, 1995.

SB 619, PN 998

Referred to Committee on JUDICIARY, May 8, 1995.

SENATE MESSAGE

HOUSE BILLS
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 846, PN 934**; and **HB 882, PN 1049**, with information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HB 846, PN 934

An Act amending the act of May 11, 1889 (P.L. 188. No. 210), entitled "A further supplement to an act, entitled 'An act to establish a board of wardens for the Port of Philadelphia, and for the regulation of pilots and pilotage, and for other purposes,' approved March twenty-ninth, one thousand eight hundred and three, and for regulating the rates of pilotage and number of pilots," further providing for pilotage rates.

HB 882, PN 1049

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

Whereupon, the Speaker, in the presence of the House, signed the same.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 243, HB 292, and HB 344 be taken 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 243, HB 292, and HB 344 be recommitted to the Committee on Appropriations.

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

CALENDAR**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1479, PN 1728**, entitled:

An Act providing for adoption of capital projects to be financed from current revenues of the Keystone Recreation, Park and Conservation Fund.

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 1479, PN 1728, be recommitted to the Committee on Appropriations.

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

LEAVES OF ABSENCE

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

Mr. BARLEY. Thank you, Mr. Speaker.

I do have a request from the lady from Delaware County, Mrs. DURHAM, for a leave for today.

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

The Chair recognizes the gentleman, Mr. Itkin, the Democratic whip, for the purpose of taking leaves of absence.

Mr. ITKIN. Mr. Speaker, I request leave of absence for the gentleman from Mercer, Mr. GRUITZA; the gentleman from Philadelphia, Mr. EVANS; the gentleman from Allegheny, Mr. PISTIELLA; the gentleman from York, Mr. STETLER; the gentleman from Allegheny, Mr. MICHLOVIC, all for today's session.

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

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT-197

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

ADDITIONS-0

NOT VOTING-0

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Michlovic		

LEAVES ADDED-2

Petrarca	Saylor
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LEAVES CANCELED-1

Michlovic

FILMING PERMISSION

The SPEAKER. The Chair wishes to advise the members that permission has been granted to the House Republican video crew to videotape the House floor proceedings with Miss Pennsylvania.

The House has also given permission to WHP radio to record that portion of the proceedings today dealing with Miss Pennsylvania.

MISS PENNSYLVANIA PRESENTED

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

Mr. WAUGH. Thank you, Mr. Speaker.

Today I have the opportunity— Maybe I should first say this: I am sure out of all of the 203 districts, we all have something very, very unique and appealing about our individual districts. Today I have the opportunity to present to you the highlight of the 93d Legislative District in southern York County, and that is that we are the home and the native land of our own Miss Pennsylvania, and I would like to introduce her to you today and allow her to make a few comments to the body.

I would like to at this time present to you, with great pleasure and honor, Miss Pennsylvania, Kirstin Border.

Ms. BORDER. Thank you very much.

Please be seated.

I would like to first take the opportunity to thank Speaker Ryan, Majority Leader Perzel, and of course, Representative Waugh for making this opportunity possible.

My year as Miss Pennsylvania has been a very special one because each one of us involved in the Miss America system is encouraged to choose a platform. My platform has not been children with terminal diseases or people who are affected by cancer. I have chosen something that touches every single one of us, particularly our youth. My platform this year has been on voter awareness and educating our youth about the importance to vote.

On November 8, the day of the elections that were held last year, I had the opportunity to go into a classroom in Harrisburg. This was a 12th grade classroom where students were eligible to vote. I was discussing the election with them, and I offered the question, what elections are taking place today? They raised their hands and they told me that the primaries were taking place on November 8. Not only did they tell me that, they told me that Governor Ridge was running on the Democratic ticket and that Rick Santorum was a gubernatorial candidate. These students were 18 years old. They planned on voting later that day, and yet they had no idea or concept of the candidates or the issues that those candidates were representing.

I have come a proponent of an organization called Kids Voting USA. Kids Voting was started in Phoenix, Arizona, and it is now in 20 States. Pennsylvania is not one of them. It has been my mission as Miss Pennsylvania to incorporate the Kids Voting program in the State of Pennsylvania. It is a grassroots, nonpartisan movement which encourages students from kindergarten all the way through 12th grade about the educational and voting process. In the year 1994, it reached 2.3 million students, and it will be going nationwide hopefully by the year 1996.

What Kids Voting does for students is it incorporates voter education information into the existing curriculum of the public schools for students age 5 through age 18. The students study the different political processes and educational voter aspects and issues.

They actually hold mock elections in the school districts for government positions, and at the same time they attach referendums to these votes so that the students will actually be voting on things that will be implemented in their school districts, such as whether they will be responsible for their own recycling drives within the schools.

These children are learning why in other countries people stand in lines that are miles long. They are learning why people have given up their lives just for the chance to vote. I think that you would agree with me that if the children of Yugoslavia had a choice, that they would definitely choose the ballot over the bullet.

This program teaches good citizenship and it encourages stellar leadership within our youth. What it means for children is that it crosses all boundaries — economical, political, and cultural boundaries. It motivates children of poor socioeconomic classes to utilize and read materials they might never have the opportunity to use. It teaches that the viability of a democracy is measured by the participation of its citizens. It teaches us that democracy is not a spectator sport. Without thought and without action, our Constitution is nothing but the pen, ink, and paper that it is written on.

What Kids Voting means for adults: adults see voting through the eyes of a child. It renews their interest in the process. The supper table becomes a political forum when students come home and ask their parents about the political process and about the candidates that are running and about what they have read in the newspaper.

Kids are encouraged to go to the polls with their parents, and in each one of the 20 States where this program has been implemented, at a bare minimum there has been a 3-percent increase in adult voter turnout. The maximum has been 9 percent. Overall, it means that more than 80,000 adults went to the polls this year as a result of the Kids Voting process.

A family of seven went to the polls in Arizona and they went with video and flash cameras, and they were following their children as they cast their first votes. An enthusiastic volunteer for Kids Voting asked these parents what they were doing. These parents were unnaturalized citizens of the United States who had never ever had the opportunity to vote, and they were recording their family's first participation in the democratic process.

In conclusion, Kids Voting teaches our children not to give up on our system. It encourages them at an early age to be part of the political process, not cynics and critics of it. It is very easy to throw a bomb, but it is very hard to build a building. Kids Voting is building the foundation of tomorrow's leaders.

Something with which I would like to leave you is a list of why it is important to vote, and it is called the Importance of One Vote. In 1645, it was one vote that gave Oliver Cromwell control of England. In 1649, it was one vote that caused Charles I of England to be executed. In 1776, it was only one vote that gave America the English language instead of German. In 1845, Texas became part of the Union only by one vote. In 1875, one vote changed France from a monarchy to a republic. In 1876, Rutherford B. Hayes became President of the United States by only one vote, and in 1923, it was one vote that gave Adolf Hitler control of the Nazi Party.

I would hope that if your reelection depends on one vote, that that vote cast is an educated one. Thank you.

The SPEAKER. Before Miss Pennsylvania leaves the hall, I think it is obvious to all of the members that there was one event that was not on that list, and that was that I became Speaker by one vote.

Mr. WAUGH. Thank you, Mr. Speaker.

Thank you, Kirstin, for being with us today.

I would like to present Miss Pennsylvania with a citation, and it reads as follows:

WHEREAS, Kirstin D. Border, Miss Pennsylvania 1994-1995, will be addressing the Pennsylvania House of Representatives on May 8, 1995; and

WHEREAS, A native of Glen Rock, York County, Ms. Border has dedicated her year of service as Miss Pennsylvania to promoting and speaking about her program "Peer Power." This program targets low voter turn-out through youth-directed educational efforts. It includes a classroom presentation on voting history, our rights and responsibilities as citizens and discussions for students to identify with voting and how it can affect them; and

WHEREAS, Ms. Border has traveled thousands of miles throughout the Commonwealth since she became Miss Pennsylvania in May 1994. She continues to be among the busiest and best received young women to hold this prestigious title. She truly exemplifies the finest virtues of American life, earning respect and gratitude for her tireless efforts to benefit others.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates Kirstin Border on the great honor which has been bestowed upon her; heartily recognizes her exemplary record of service, leadership and achievements, in keeping with the highest ideals and traditions of this Commonwealth; offers best wishes for continued success in all future endeavors.

Signed by me and the Speaker, Mr. Ryan.

I would just like to thank the members for their attention today and also thank the Speaker for this opportunity. Thank you, Mr. Speaker.

The SPEAKER. It was the pleasure of the Speaker.

Miss Pennsylvania should stay here for a moment. Mr. DeWeese has been trying and trying to get the Chair to recognize him.

At this time the Chair recognizes the distinguished Democratic leader, almost Speaker but for one vote, Mr. DeWeese.

Mr. DeWEESE. Mr. Speaker, I have been privileged to be on the floor for 20 presentations by Miss Pennsylvanias, and notwithstanding the fact that my keen speculation is that the young lady is not a devotee of the party of Jackson, I still want to assert unequivocally that her remarks today were nonpareil.

No Miss Pennsylvania that ever addressed this chamber in the 20 years that I have been privileged to serve on the floor was as on target and inspired vis-a-vis our chamber and our venue, and if her message rings clarion clear throughout our Commonwealth, our State will be better and she will have played a small part.

Congratulations and welcome from the Democratic side of the aisle.

SUPPLEMENTAL CALENDAR B

RESOLUTIONS PURSUANT TO RULE 35

Mr. GODSHALL called up **HR 140, PN 1832**, entitled:

A Resolution designating Sunday, June 4, 1995, as "National Cancer Survivors Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The SPEAKER. Are there calendars distributed? Who does not have a calendar? These are resolutions pursuant to rule 35.

The Chair will wait until the gentleman, Mr. Lloyd, and others have their calendars.

POINT OF ORDER

The SPEAKER. Does the gentleman, Mr. Lloyd, desire recognition?

Mr. LLOYD. Yes, Mr. Speaker, on a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. LLOYD. Mr. Speaker, I am having a problem reviewing these noncontroversial resolutions before I come to the floor, and maybe I am not looking at the right place. Am I correct that these resolutions are not routinely listed on the voting schedule? I am not suggesting they are supposed to be; I am just trying to figure out—

The SPEAKER. That is correct.

Mr. LLOYD. And am I correct that if I were to print out Monday's voting schedule— And in fact, when I got back yesterday, I had Monday's calendar, these resolutions were not on that calendar.

The SPEAKER. That is correct.

Mr. LLOYD. So that the only way that we know that there is going to be a so-called noncontroversial resolution is when a supplemental calendar is passed out.

The SPEAKER. Once again you are correct.

Mr. LLOYD. I am wondering, Mr. Speaker — and I am not suggesting that there is anything here that is being done contrary to the rules that were adopted earlier this session, and I realize that generally speaking these really are noncontroversial — but I think it would be helpful if we could maybe have a list of those at the beginning of the week so that those who are at least interested in looking at the titles before we voted on them could have them. Thank you, Mr. Speaker.

The SPEAKER. Mr. Lloyd, the reason we are doing this, if I may, the reason this started up was at the suggestion of a number of people who were tired of suspending the rules when special resolutions came to their attention, came to their mind, and they wanted to run them through, and we were suspending rules on a regular basis. At that point certain discretionary powers were given to the Speaker to list pursuant to rule 35 resolutions that the Speaker deemed to be noncontroversial and, frankly, of a nature that he thought or she thought were not controversial and would not stir up any problems.

If you have a problem with something on here, we will take it off, but we are not going to list it a week ahead of time.

Mr. LLOYD. I am not suggesting that any be taken off, Mr. Speaker. It just seems to me that when we are going to run a supplemental calendar—

The SPEAKER. We are not—

Mr. LLOYD. —that there is—

The SPEAKER. No. We are not going to change from what we are doing. If you are unhappy with what we are doing, I have no objection to your objecting to the entirety of resolutions on the calendar, and I will ask the majority leader to put them in the Rules Committee or we will move to suspend the rules on each and every one, but what we did when these rules were adopted was give the Speaker the discretion to put certain what he deemed to be

noncontroversial resolutions on the calendar. That is what I have been doing. If you believe I have been doing that improperly, then stop them or object to them and we will take them off the calendar, but we are not going to change the process.

Mr. LLOYD. I have no objection to these particular resolutions, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Mihalich.

Mr. MIHALICH. If I might pursue the subject just one step further, I think we could have eliminated this had Mr. Lloyd and myself and others had a copy of supplemental B on our desks prior to its being brought up, but we did not even have these copies on our desks. I think that is something that is paramount, and we do not have the resolution either, I am informed. I think that is something that is paramount, Mr. Speaker, that at least we have that in front of us before we vote on it.

The SPEAKER. Mr. Mihalich, no one has the resolution. We are trying to save the printing. That was the idea of this. Look at the resolution, please.

Mr. MIHALICH. I did.

The SPEAKER. You are right. The calendars should have been distributed. That was an oversight, and if you notice, there was just one section of the third section here that did not have the calendars; the pages obviously had not reached you yet, and I apologize for that.

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

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Lucy	Sather
Allen	Fairchild	Lynch	Saylor
Argall	Fajt	Maitland	Schroder
Armstrong	Fargo	Major	Schuler
Baker	Farmer	Manderino	Scrimenti
Bard	Feese	Markosek	Semmel
Barley	Fichter	Marsico	Serafini
Battisto	Fleagle	Masland	Shaner
Bebko-Jones	Flick	Mayernik	Sheehan
Belardi	Gamble	McCall	Smith, B.
Belfanti	Gannon	McGeehan	Smith, S. H.
Birmelin	Geist	McGill	Snyder, D. W.
Bishop	George	Melio	Staback
Blaum	Gigliotti	Merry	Stairs
Boscola	Gladeck	Micozzie	Stelman
Boyes	Godshall	Mihalich	Steil
Brown	Gordner	Miller	Stern
Browne	Gruppo	Mundy	Stish
Bunt	Habay	Nailor	Strittmatter
Butkovitz	Haluska	Nickol	Sturla
Buxton	Hanna	Nyce	Surra
Caltagirone	Harhart	O'Brien	Tangretti
Cappabianca	Hasay	Olasz	Taylor, E. Z.
Carn	Hennessey	Oliver	Taylor, J.
Carone	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trelio
Clark	Hutchinson	Pettit	Trich
Clymer	Itkin	Phillips	True
Cohen, L. I.	Jadlowiec	Piccola	Tulli
Cohen, M.	James	Pitts	Vance
Colafella	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	Wogan
Coy	Krebs	Richardson	Wozniak
Curry	Kukovich	Roberts	Wright, D. R.
Daley	LaGrotta	Robinson	Wright, M. N.
DeLuca	Laughlin	Roebuck	Yewcic
Dempsey	Lawless	Rohrer	Youngblood
Dent	Lederer	Rooney	Zimmerman
Dermody	Leh	Rubley	Zug
DeWeese	Lescovitz	Rudy	
DiGirolamo	Levdansky	Sainato	Ryan,
Donatucci	Lloyd	Santoni	Speaker
Druce			

NAYS-0

NOT VOTING-2

Rieger	Williams
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EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Michlovic		

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

Mr. LYNCH called up **HR 142, PN 1833**, entitled:

A Resolution congratulating the Township of Elk, Warren County, on its 200th Anniversary.

On the question,
Will the House adopt the resolution?

POINT OF ORDER

The SPEAKER. The Chair recognizes the gentleman, Mr. Vitali. Mr. VITALI. Point of order, Mr. Speaker.

The SPEAKER. The gentleman will state his point of order.

Mr. VITALI. Mr. Speaker, I would request that prior to a resolution being voted, that its title or a brief description simply be read. I would also extend that request to any bill that is on the board. I have prepared rules changes to that effect but have not had the opportunity to have a vote on it. But I think that too often we see the number going on the board for one reason or another. We are unable to ascertain what it is before it comes time to vote. If someone would simply - perhaps the maker of the resolution or the maker of the bill - would simply, in one sentence, say, you know, this is National Cancer Survivors Day or this is a land transfer, I think it might help things work a little better.

The SPEAKER. Mr. Vitali, this is a resolution congratulating the township of Elk, Warren County, on its 200th anniversary.

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

The following roll call was recorded:

YEAS-196

Adolph	Egolf	Lynch	Sather
Allen	Fairchild	Maitland	Saylor
Argall	Fajt	Major	Schroder
Armstrong	Fargo	Manderino	Schuler
Baker	Farmer	Markosek	Scrimenti
Bard	Feese	Marsico	Semmel
Barley	Fichter	Masland	Serafini
Battisto	Fleagle	Mayermik	Shaner
Bebko-Jones	Flick	McCall	Sheehan
Belardi	Gamble	McGeehan	Smith, B.
Belfanti	Gannon	McGill	Smith, S. H.
Birmelin	Geist	Melio	Snyder, D. W.
Bishop	George	Merry	Staback
Blaum	Gigliotti	Micozzie	Stairs
Boscola	Gladeck	Mihalich	Steelman
Boyes	Godshall	Miller	Steil
Brown	Gordner	Mundy	Stern
Browne	Gruppo	Nailor	Stish
Bunt	Habay	Nickol	Strittmatter
Butkovitz	Haluska	Nyce	Sturla
Buxton	Hanna	O'Brien	Surra
Caltagirone	Harhart	Olasz	Tangretti
Cappabianca	Hasay	Oliver	Taylor, E. Z.
Carn	Hennessey	Perzel	Taylor, J.
Carone	Herman	Pesci	Thomas
Cawley	Hershey	Petrarca	Tigue
Chadwick	Hess	Petrone	Travaglio
Civera	Horsey	Pettit	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Itkin	Piccola	True
Cohen, I. 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	Wogan
Coy	Krebs	Rieger	Wozniak
Curry	Kukovich	Roberts	Wright, D. R.
Daley	LaGrotta	Robinson	Wright, M. N.
DeLuca	Laughlin	Roebuck	Yewcic
Dempsey	Lawless	Rohrer	Youngblood
Dent	Lederer	Rooney	Zimmerman
Dermody	Leh	Rubley	Zug
DeWeese	Lescovitz	Rudy	
DiGirolamo	Levdansky	Sainato	Ryan,
Donatucci	Lloyd	Santoni	Speaker
Druce	Lucyk		

NAYS-0

NOT VOTING-1

Williams

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Michlovic		

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

Ms. BEBKO-JONES called up **HR 143, PN 1834**, entitled:

A Resolution designating May 13, 1995, as "Pennsylvania Letter Carrier Food Drive Day."

On the question,
Will the House adopt the resolution?

The SPEAKER. This is a resolution designating May 13 as Pennsylvania Letter Carrier Food Drive Day.

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

The following roll call was recorded:

YEAS-196

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

NAYS-0

NOT VOTING-1

Williams

EXCUSED-6

Durham
Evans

Gruitza
Michlovic

Pistella

Stetler

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

The SPEAKER. This next resolution, although carried on a page of resolutions of rather important yet simple understanding, is far more serious, I suspect, in the minds and hearts of Americans.

Mr. O'BRIEN called up **HR 144, PN 1835**, entitled:

A Resolution proclaiming May 8, 1995, as "Victory in Europe Commemoration Day."

On the question,
Will the House adopt the resolution?

The SPEAKER. The Chair recognizes the gentleman, Mr. O'Brien.

This resolution is a commemorative resolution in connection with the 50th anniversary of Victory in Europe Day, V-E Day.

The gentleman, Mr. O'Brien.

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

Fifty years ago today Germany surrendered, and this week World War II Allies are saluting those who fought and those who died on the scorched road to V-E Day.

The surrender was a moral and political landmark fully deserving of commemoration, for V-E Day marked not just the end of the European war but the unconditional defeat of a Nazi regime whose evil character still defies comprehension.

On April 21 the Russians fought through Berlin, and on May 2 this city fell following the death of Hitler. His 12-year reign came to a conclusion.

Final battles left Europe in ruins, leaving victors as well as losers homeless and hungry, but the bells pealed on V-E Day not because the killing had stopped. Millions of Europeans and Americans rejoiced in what they believed was a victory for freedom and decency.

The United Nations was born as American leadership preserved the wartime coalition with the Soviet Union.

And so today the leaders of 54 nations that fought on both sides in World War II signed olive leaves in a ceremony of reconciliation marking the 50th anniversary of the end of the war in Europe.

Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. McGeehan.

Mr. MCGEEHAN. Thank you, Mr. Speaker.

Mr. Speaker, I want to commend the chairman for this resolution. I was not alive at the end of the Second World War, as I suspect, as I look around the room, many individuals in this room were not

alive on May 8 of 1945. I can tell you though, Mr. Speaker, reading newspaper accounts and the magazine articles and watching the television programs commemorating this 50th anniversary, I have to tell you how enormously proud I am to stand on this floor to tell you that I represent a good many of those men and women who sacrificed their lives in the cause of freedom.

I have watched the programs of the struggles in defeating Nazi Germany. I watched those ordinary men and women who were called upon to go beyond the call of average citizens and give their lives for their country.

It is personal to me, Mr. Speaker.

Mr. DeWEESE. Mr. Speaker, can we have some order, please?

The SPEAKER. The gentleman is absolutely correct. Sergeants at Arms, clear the area behind the rails.

The gentleman, Mr. McGeehan.

Mr. McGEEHAN. Thank you, Mr. Speaker.

Mr. Speaker, I was particularly pleased and humbled watching the procession yesterday in London, where individuals, ordinary men and women, from Great Britain, from the United States, from the Soviet Union, and all other Allied countries came together to commemorate that special day 50 years ago. Mr. Speaker, it is not hard for us to recount the tens of millions of people who lost their lives in that great war by having a special memory of that 50 years ago.

Ten years ago I had the opportunity to travel throughout Europe in the same countries that the Nazis trod underfoot, and in each country they had military cemeteries commemorating those thousands of brave Americans and Allied forces who gave their lives, and I had the privilege on that 40th anniversary year to visit a cemetery not far from the German border, situated in Epinal, France. That is an American military cemetery. My uncle is buried in that cemetery. I did not know my uncle, of course, but it brought tears to my eyes to know the sacrifice that he gave, the pain and the pride that my grandparents felt, that my father still feels today, and I know that each and every one of us feels in the service that our fellow countrymen gave.

Mr. Speaker, I am proud to be a representative of this body, I am proud to represent those veterans who served in that war, and today particularly, I am proud to be an American. Thank you.

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

Mrs. MILLER. Thank you, Mr. Speaker, and I rise, too, in support of this resolution.

As the Republican Caucus' representative to the World War II Commemorative Committee, it has certainly been quite an eye-opening experience for me. Even though I did not participate in World War II, I did have a father who served as a Marine, and we recently honored those folks in Iwo Jima, so today I was extremely proud to be a participant in my local high school's celebration in honor of V-E Day.

REMARKS SUBMITTED FOR THE RECORD

Mrs. MILLER. I would like to submit remarks for the record on HR 144. Thank you.

The SPEAKER. The lady is in order.

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

This is a very special day for all Americans as we gratefully remember the sacrifice of all those who have given their lives in service to this great Nation. We are especially mindful of those soldiers who died a half century ago as Americans joined ranks with the Allies to defeat Adolf Hitler's ill-conceived vision of power in Europe and the world. The battles in Europe during World War II stopped the spread of Nazi Germany. We must remember this history lesson so it never happens again.

I was proud to have one of my constituents, Capt. James M. Burt of Spring Township, be one of three veterans honored by the Pennsylvania House of Representatives for his courage during World War II which earned him the Medal of Honor. In 1944 Captain Burt was a commander of a tank company and led his troops through fierce battles despite the fact he was severely wounded on the first day of battle. His courage was noted as the General Assembly paid tribute to those who gave the ultimate sacrifice and those who survived the ravages of war during the D-day invasion.

Earlier this year we celebrated the 50th anniversary of the Battle of Iwo Jima. As the daughter of a Marine who was wounded at this battle, this time of remembrance was very special since I was given the opportunity to organize the memorial celebration by the Pennsylvania House of Representatives to honor those who played a role in this battle. I was proud to be appointed to a special World War II Commemorative Committee as a result of my efforts.

More than a million Pennsylvanians served in the Armed Forces during World War II and more than 24,000 died. As Pennsylvanians and Americans, we must remember the valiant efforts by the men and women in the military throughout the centuries that have made this country strong. The price of freedom is service, and we must all be ready to do our part when called on.

Berks County's men and women have played important roles in keeping the freedom fires burning for the world to see and follow. We honor these people and their families today and thank them for their gift to all future generations.

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

The SPEAKER. Those in favor of adoption of the resolution will rise in place.

(Whereupon, the members of the House stood.)

The SPEAKER. The resolution is unanimously adopted.

Let the record reflect there was a unanimous vote on that resolution.

Mr. STEIL called up **HR 145, PN 1836**, entitled:

A Resolution honoring Yardley Borough on its centennial.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

Birmelin	Geist	Melio	Snyder, D. W.
Bishop	George	Merry	Staback
Blaum	Gigliotti	Micozzie	Stairs
Boscola	Gladeck	Mihalich	Steelman
Boyes	Godshall	Miller	Steil
Brown	Gordner	Mundy	Stern
Browne	Gruppo	Nailor	Stish
Bunt	Habay	Nickol	Strittmatter
Butkovitz	Haluska	Nyce	Sturla
Buxton	Hanna	O'Brien	Surra
Caltagirone	Harhart	Olasz	Tangretti
Cappabianca	Hasay	Oliver	Taylor, E. Z.
Carn	Hennessey	Perzel	Taylor, J.
Carone	Herman	Perci	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	Pitts	Tulli
Cohen, M.	James	Platts	Vance
Colaella	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	Wogan
Coy	Krebs	Rieger	Wozniak
Curry	Kukovich	Roberts	Wright, D. R.
Daley	LaGrotta	Robinson	Wright, M. N.
DeLuca	Laughlin	Roebuck	Yewcic
Dempsey	Lawless	Rohrer	Youngblood
Dent	Lederer	Rooney	Zimmerman
Dermody	Leh	Rubley	Zug
DeWeese	Lescovitz	Rudy	
DiGirolamo	Levdansky	Sainato	Ryan,
Donatucci	Lloyd	Santoni	Speaker
Druce	Lucyk		

NAYS-0

NOT VOTING-1

Williams

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Michlovic		

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

TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Geist, for the purpose of making an announcement.

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

The Transportation Committee will meet tomorrow morning at 10:30 in room 39; Transportation Committee meeting tomorrow morning, 10:30, room 39.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the chairman of the Appropriations Committee, Mr. Pitts.

Mr. PITTS. Thank you, Mr. Speaker.

At the break I would like to call an immediate meeting of the House Appropriations Committee in room 245, in the rear of the House. Thank you.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY MR. STEIL

The SPEAKER. The Chair recognizes the gentleman from Bucks County, Mr. Steil.

Mr. STEIL. Thank you, Mr. Speaker.

The local tax reform caucus will meet today at the close of session, at the close of session. We had previously announced at the break of session, but we will meet at the close of session in room 302, South Office Building. Thank you, Mr. Speaker.

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

REPUBLICAN CAUCUS

The SPEAKER. The gentleman, Mr. Fargo, wishes to announce a caucus meeting. The gentleman is in order.

Mr. FARGO. Thank you, Mr. Speaker.

The Republican members will caucus at the break, and we will return at 3 o'clock. Thank you.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

The SPEAKER. The gentleman, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

There will be a Democratic caucus immediately upon the call of recess.

The SPEAKER. The Chair thanks the gentleman.

There will be no further votes until we come back from caucus. The desk is going to continue into special session, but there will be no voting in special session, if any of you want to break right now.

RULES COMMITTEE MEETING

The SPEAKER. Does the majority leader have a Rules Committee meeting to call in regular session or special session or both?

The Chair recognizes the majority leader.

Mr. PERZEL. We need to call a Rules meeting, Mr. Speaker, for the regular session and for the special session.

The SPEAKER. When do you want that meeting to take place?

Mr. PERZEL. Immediately, Mr. Speaker.

The SPEAKER. There will be an immediate meeting of the Rules Committee at the majority leader's desk.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 82, PN 1869 (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.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to introduce some special guests in the balcony here today as the guests of one of our Delaware County Representatives, Reverend Kirkland. These guests are from the Delco Blind Site Center. They are seated in the balcony. If the guests would just please rise or wave to us, we would appreciate it, and we are happy that they are here with us today. Welcome to Harrisburg and to your State Capitol.

RECESS

The SPEAKER. Any further business, majority or minority sides? Does the majority leader or minority leader have any further business?

Hearing none, this House will stand in recess until 3 p.m.

RECESS EXTENDED

The time of recess was extended until 3:15 p.m.

AFTER RECESS

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

LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence.

Without objection, the gentleman from Westmoreland, Mr. PETRARCA, will be placed on leave of absence for the balance of the week. The Chair hears no objection.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The gentleman, Mr. Michlovic, will be removed from the leave of absence list, having returned to the Capitol.

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

HB 1440, PN 1679 By Rep. PITTS

An Act appropriating money from the Sunny Day Fund to the Department of Commerce for various projects throughout this Commonwealth for fiscal year 1995-1996.

APPROPRIATIONS.

BILLS REREPORTED FROM COMMITTEE

HB 254, PN 236 By Rep. PITTS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for injuring or tampering with emergency apparatus.

APPROPRIATIONS.

HB 270, PN 1870 (Amended) By Rep. PITTS

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the Department of Health and for counties to furnish certified copies of documents without charge.

APPROPRIATIONS.

HB 1481, PN 1730 By Rep. PITTS

An Act amending the act of November 30, 1965 (P.L.847, No.356), known as the Banking Code of 1965, to harmonize with the Federal interstate banking law by providing for interstate mergers and branching; providing for authorization to receive deposits, fiduciary powers, bank holding companies, limits on indebtedness, qualifications of directors, conversions and enforcement and other provisions applicable to the department.

APPROPRIATIONS.

SB 655, PN 687 By Rep. PITTS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for manufacture, distribution or possession of devices for theft of telecommunications services.

APPROPRIATIONS.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 1440 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.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1474, PN 1775**, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 1995, to June 30, 1996, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1995.

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

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

The question is, shall the bill pass finally?

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

YEAS-197

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

NAYS-0

NOT VOTING-0

EXCUSED-6

- | | | | |
|--------|----------|----------|---------|
| Durham | Gruitza | Pistella | Stetler |
| Evans | Petrarca | | |

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 1475, PN 1724**, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 1995, to June 30, 1996, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1995.

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

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

The question is, shall the bill pass finally?

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

YEAS-197

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

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca		

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 1476, PN 1725**, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Commerce to provide for the expenses of administering the *Workers' Compensation Act*, *The Pennsylvania Occupational Disease Act* and the Office of Small Business Advocate for the fiscal year July 1, 1995, to June 30, 1996, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1995.

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

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

The question is, shall the bill pass finally?

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

YEAS-197

Adolph	Egolf	Lynch	Saylor
Allen	Fairchild	Maitland	Schroder
Argall	Fajt	Major	Schuler
Armstrong	Fargo	Manderino	Scrimenti
Baker	Farmer	Markosek	Semmel
Bard	Feese	Marsico	Serafini
Barley	Fichter	Masland	Shaner
Battisto	Fleagle	Mayermik	Sheehan

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca		

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 1477, PN 1726**, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

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

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

The question is, shall the bill pass finally?

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

YEAS-197

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Durham	Gruitza	Pistella	Stetter
Evans	Petrarca		

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 1478, PN 1727**, entitled:

An Act making an appropriation to the Treasury Department out of the Fish Fund for payment of general obligation debt service.

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

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

The question is, shall the bill pass finally?

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

YEAS-197

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

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca		

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 1480, PN 1729**, entitled:

An Act providing for the capital budget for the fiscal year 1995-1996.

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

Mr. **BELFANTI** offered the following amendment No. **A2326**:

Amend Title, page 1, line 1, by removing the period after "1995-1996" and inserting , including itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance and redevelopment assistance capital projects, flood control projects and Keystone Recreation, Park and Conservation projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs and the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation; stating the estimated useful life of the projects; making appropriations; and making repeals.

Amend Bill, page 1, by inserting between lines 3 and 4

CHAPTER 1

CAPITAL PROJECT DEBT LIMITATIONS

Amend Sec. 1, page 1, line 4, by striking out "1" and inserting 101

Amend Sec. 2, page 1, line 13, by striking out "2" and inserting 102

Amend Bill, page 2, line 21, by striking out all of said line and inserting

CHAPTER 3

AUTHORIZATIONS

Section 301. Public improvement authorization.

The total authorization for the additional capital projects in the category of public improvement projects itemized in Chapter 5 and to be acquired or constructed by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be \$1,900,000.

Section 302. Furniture and equipment authorization.

The total authorization for the additional capital projects in the category of public improvement projects consisting of the acquisition of original movable furniture and equipment to complete public improvement projects itemized in Chapter 7 and to be acquired by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 303. Transportation assistance authorization.

The total authorization for the capital projects in the category of transportation assistance projects itemized in Chapter 9 with respect to which an interest is to be acquired in or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 304. Redevelopment assistance authorization.

The total authorization for the additional capital projects in the category of redevelopment assistance and redevelopment assistance capital projects itemized in Chapter 11 for capital grants by the Department of Community Affairs, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 305. Flood control authorization.

The total authorization for the capital projects in the category of flood control projects itemized in Chapter 13 and to be constructed by the Department of Environmental Resources, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 306. Keystone Recreation, Park and Conservation authorization.

The total authorization for the capital projects in the category of Keystone Recreation, Park and Conservation projects itemized in Chapter 15 and to be constructed by the Department of Environmental Resources, its successors or assigns, and to be financed from revenues in the Keystone Recreation, Park and Conservation Fund shall be \$000,000,000.

CHAPTER 5

PUBLIC IMPROVEMENT PROJECTS

Section 501. Itemization of public improvement projects.

Additional capital projects in the category of public improvement projects to be constructed or acquired by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(1) Department of Transportation	
(i) Montour County	
(A) Satellite Maintenance Building	1,000,000
(B) For Construction of Transportation Maintenance Shed in County	900,000

CHAPTER 7

FURNITURE AND EQUIPMENT

Section 701. Itemization of furniture and equipment projects.

Additional capital projects in the category of public improvement projects consisting of the acquisition of movable furniture and equipment to complete public improvement projects and to be purchased by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	

CHAPTER 9
TRANSPORTATION ASSISTANCE

Section 901. Itemization of transportation assistance projects.

(a) Mass transit.—Additional capital projects in the category of transportation assistance projects for mass transit in which an interest is to be acquired or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	

(b) Rural and intercity rail.—Additional capital projects in the category of transportation assistance projects for rural and intercity rail service projects to be constructed or with respect to which an interest is to be acquired by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	

CHAPTER 11
REDEVELOPMENT ASSISTANCE

Section 1101. Itemization of redevelopment assistance projects.

Additional capital projects in the category of redevelopment assistance projects for capital grants by the Department of Community Affairs, its successors or assigns, authorized under the provisions of the act of May 20, 1949 (P.L.1633, No.493), known as the Housing and Redevelopment Assistance Law, and redevelopment assistance capital projects and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	

CHAPTER 13
FLOOD CONTROL

Section 1301. Itemization of flood control projects.

Additional capital projects in the category of flood control projects to be constructed by the Department of Environmental Resources, its successors or assigns, and to be financed by the incurring of debt are hereby itemized, together with their respective estimated costs, as follows:

Project	Total Project Allocation
(Reserved)	

CHAPTER 15
KEYSTONE RECREATION, PARK AND CONSERVATION

Section 1501. Itemization of Keystone Recreation, Park and Conservation Projects.

Projects in the category of Keystone Recreation, Park and Conservation projects to be constructed by the Department of Environmental Resources, its successors or assigns, and to be financed by the incurring of debt and/or current revenues, are hereby itemized, together with their respective estimated costs, as follows:

Project	Total Project Allocation
(Reserved)	

CHAPTER 17
MISCELLANEOUS

Section 1701. Debt authorization.

(a) Public improvements.—The Governor, the Auditor General and the State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the

current capital budget, money not exceeding in the aggregate the sum of \$1,900,000 as may be found necessary to carry out the acquisition and construction of the public improvement projects specifically itemized in a capital budget.

(b) Furniture and equipment.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget.

(c) Transportation assistance.—The Governor, the Auditor General and the State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the acquisition and construction of the transportation assistance projects specifically itemized in a capital budget.

(d) Redevelopment assistance.—Subject to the limitation in section 1616.1-B(b) of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, the Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the redevelopment assistance and the redevelopment capital assistance projects specifically itemized in a capital budget.

(e) Flood control.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the acquisition and construction of the flood control projects specifically itemized in a capital budget.

Section 1702. Issue of bonds.

The indebtedness authorized in this act shall be incurred, from time to time, and shall be evidenced by one or more series of general obligation bonds of the Commonwealth in such aggregate principal amount for each series as the Governor, the Auditor General and the State Treasurer shall determine, but the latest stated maturity date shall not exceed the estimated useful life of the projects being financed as stated in section 1703.

Section 1703. Estimated useful life and term of debt.

(a) Estimated useful life.—The General Assembly states that the estimated useful life of the public improvement projects itemized in this act is as follows:

- (1) Public improvement projects, 30 years.
- (2) Furniture and equipment projects, 10 years.
- (3) Transportation assistance projects:
 - (i) Rolling stock, 15 years.
 - (ii) Passenger buses, 12 years.
 - (iii) Furniture and equipment, 10 years.
 - (iv) All others, 30 years.

(b) Term of debt.—The maximum term of the debt authorized to be incurred under this act is 30 years.

Section 1704. Appropriations.

(a) Public improvements.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$1,900,000 to be used by it exclusively to defray the financial cost of the public improvement projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(b) Furniture and equipment.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(c) Transportation assistance.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Transportation in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the transportation assistance projects specifically itemized in a capital budget. After reserving or paying the expense of the sale of the obligation, the State Treasurer shall pay to the Department of Transportation the moneys as required and certified by it to be legally due and payable.

(d) Redevelopment assistance. The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Community Affairs in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the redevelopment assistance and redevelopment capital assistance projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of Community Affairs the moneys as required and certified by it to be legally due and payable.

(e) Flood control. The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Environmental Resources in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the flood control projects specifically itemized in a capital budget. After reserving or paying the expense of the sale of the obligation, the State Treasurer shall pay to the Department of Environmental Resources the moneys as required and certified by it to be legally due and payable.

Section 1705. Federal funds.

In addition to those funds appropriated in section 1704, all moneys received from the Federal Government for the projects specifically itemized in this act are also hereby appropriated for those projects.

Section 1706. Repeals.

The following acts and parts of acts are repealed:

Section 3(13)(xiii) of the act of October 21, 1988 (P.L. 851, No. 113), known as the Capital Budget Project Itemization Act for 1987-1988.

Section 1707. Editorial changes.

In editing and preparing this act for printing following the final enactment, the Legislative Reference Bureau shall insert or revise letters or numbers for projects where the letters or numbers are missing or require revision. The bureau shall also revise the total monetary amounts for the total authorization, debt authorization, appropriations and departmental totals as necessary to agree with the total monetary amounts of the projects.

Section 1708. Effective date.

On the question,

Will the House agree to the amendment?

GERMANENESS QUESTIONED

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

Mr. PITTS. Mr. Speaker, I would like to raise the issue of germaneness on this amendment. I would like to move that it is nongermane. This bill is not a project authorization bill. They will be dealt with in a separate bill, and I would like the Chair to rule on the issue of germaneness.

The SPEAKER. The question raised by the gentleman, Mr. Pitts, is as to whether or not the amendment offered by the gentleman, Mr. Belfanti, is germane.

The question is to be determined by the House, and it is debatable.

On the question,

Will the House sustain the germaneness of the amendment?

PARLIAMENTARY INQUIRY

The SPEAKER. On that question, the Chair recognizes the gentleman, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, before I address the issue of germaneness, I would like to ask a point of parliamentary inquiry.

The SPEAKER. Will the gentleman state his point of parliamentary inquiry, keeping in mind that this is a question that is determined by the House.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, I originally crafted this amendment to HB 1479, which I believe to be a capital budget bill. I was told that the Appropriations Committees of both houses believed that HB 1480 would be the germane vehicle for the offering of amendments to the capital budget. So I am asking—

The SPEAKER. Will the gentleman yield.

There is an open microphone on the floor, at the Democratic leader's desk. Please turn it off. Thank you.

The gentleman may proceed.

Mr. BELFANTI. Mr. Speaker, I was told by the Appropriations staffs of both caucuses that HB 1480 would be the vehicle for capital budget amendments as opposed to HB 1479. I have this amendment drafted to both bills, and I would certainly be willing to withdraw this if my staff incorrectly passed on to me that we should be amending HB 1480 rather than HB 1479. I will withdraw it from this bill and wait until HB 1479 appears on the calendar.

The SPEAKER. I do not think that is a question for the Chair to answer. I think that is a question perhaps you—

Mr. BELFANTI. Okay. I would rephrase that question and would like to address it to the majority chairman of the House Appropriations Committee, Mr. Pitts.

The SPEAKER. The gentleman indicates that he will take over that interrogation.

Mr. PITTS. Mr. Speaker, HB 1480 is not the project itemization bill. HB 1479 is a project authorization bill for Key 93 projects. There will be other project itemization bills also, but HB 1480 is the general appropriations authorization bill for all capital budgets.

Mr. BELFANTI. So it is simply an authorization?

Mr. PITTS. That is correct.

Mr. BELFANTI. Okay. Mr. Speaker, if we are going to have the opportunity to offer capital budget amendments at a future date in advance of this budget cycle — and I see the gentleman, Mr. Pitts, nodding his head in agreement — if that is the case, I will be happy to withdraw this amendment.

Mr. PITTS. I do not know when the specific capital project itemization bills will come before the Assembly, but at some future date they will.

Mr. BELFANTI. And we will have adequate notice so that we may amend those?

Mr. PITTS. That is correct.

Mr. BELFANTI. Thank you, Mr. Speaker.

AMENDMENT WITHDRAWN

Mr. BELFANTI. Mr. Speaker, if I might, I would like to withdraw this amendment at this time.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. COHEN offered the following amendment No. A2327:

Amend Sec. 2, page 2, lines 14 and 15, by striking out all of said lines and inserting

(2) Transportation Assistance Projects	140,000,000	General Fund
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On the question,
Will the House agree to the amendment?

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, amendment A2327 adds \$40 million to the debt authorization for capital public transportation assistance projects. This amendment will benefit SEPTA (Southeastern Pennsylvania Transportation Authority), serving southeastern Pennsylvania. It will benefit PAT (Port Authority Transit), serving Allegheny County and western Pennsylvania. It will benefit Capitol Area Transit, serving central Pennsylvania. It will benefit all the other mass transit facilities in the State. It will benefit Altoona Metro Transit in Altoona. It will benefit Berks Area Reading Transportation Authority. It will benefit the Beaver County Transportation Authority. It will benefit the Centre Area Transportation Authority. It will benefit Cambria County Transit Authority. It will benefit the County of Lackawanna Transit System, the Erie Metropolitan Transit Authority, Lehigh and Northampton Transportation Authority, Luzerne County Transportation Authority, the Mid-Mon Valley Transit Authority, Pottstown Urban Transit, Red Rose Transit Authority, the Shenango Valley Shuttle Service, the City of Washington Transit, the Williamsport Bureau of Transportation, Westmoreland County Transit Authority, and the York County Transportation Authority. What this amendment does is it adds \$40 million to the debt authorization ceiling for borrowing that the administration is seeking to take out.

The Governor's recommendation of a \$100-million debt ceiling represents a disinvestment in public transportation all over this State at a time in which the Federal Government is drastically reducing its commitment. The Department of Transportation expects a \$51-million decrease statewide in Federal funding for mass transit capital funding.

It is a time when public transportation has become more important in light of the pressures for trip reductions being placed on businesses in our metropolitan areas. This is not the time to decrease the State's commitment to mass transit.

The \$140 million for mass transit debt in my amendment represents \$9 million less than the average mass transit assistance funding over the last 5 years, but it represents a 40-percent increase in capital funding over the Governor's 1995-96 recommendation.

Capital improvements in the mass transit system are greatly needed statewide. I know firsthand about how short SEPTA is of

funding, and I am sure that this funding shortage exists in each and every one of the transportation authorities statewide.

This is no time to abandon mass transit. At the end of the Thornburgh administration, the ratio of outstanding debt to debt limit was 21.9 percent. Today that ratio is slightly over 13 percent and is estimated to drop to 12 percent by 1999. This amendment will not affect the downward trend in the debt ceiling but will help establish our commitment to public transportation, serving each and every transportation authority in the State.

My transportation authority, SEPTA, urgently needs money. I am sure the transportation authorities of each and every one of you also need money. I urge support for this amendment.

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

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is very important to the people of Allegheny County and all of western Pennsylvania. Hundreds of thousands of citizens of Allegheny County rely on public transportation to live, to get to work, to get to school, and without this ability to borrow, they will not be able to finance their system.

There is a need for new buses. There is a need for new vehicle overhaul. There are new environmental standards that have been created that need to be complied with and will cost a significant amount of money. PAT, the port authority, will incur significant costs to comply with the ADA, the Americans With Disabilities Act.

For all of these reasons, it is important that Mr. Cohen's amendment pass, and I would urge all the members to help all their transportation authorities succeed. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the majority Appropriations Committee chairman, Mr. Pitts.

Mr. PITTS. Thank you, Mr. Speaker.

This amendment increases the debt of the State in this line item by \$40 million. That is \$40 million the Governor says he does not need and \$40 million that he does not want. Ninety-five percent of this money will go to the Pittsburgh and Philadelphia areas. The Governor must specifically authorize projects within this overall authorization amount, and therefore, since he is opposing it, it will not be spent.

I would urge a negative vote on this amendment.

The SPEAKER. On the question, the gentleman, Mr. Cohen.

Mr. COHEN. Thank you.

Mr. Speaker, I agree the Governor has the power to decide what money can be spent, but I think a strong vote of members of both parties would send a clear message to the Governor and encourage him to spend all this money statewide, not just in Philadelphia and Allegheny County.

I urge support of this amendment.

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

The following roll call was recorded:

YEAS-98

Bard	Dermody	Lucyk	Sainato
Battisto	DeWeese	Manderino	Santoni
Bebko-Jones	Donatucci	Markosek	Scrimanti
Belardi	Fajt	McCall	Shaner
Belfanti	Gamble	McGeehan	Staback
Bishop	George	Melio	Steelman
Blaum	Gigliotti	Michlovic	Sturla
Boscola	Gordner	Mihalich	Surra

Butkowitz	Haluska	Mundy	Tangretti
Buxton	Hanna	Olasz	Thomas
Caltagirone	Horsey	Oliver	Tigue
Cappabianca	Itkin	Pesci	Travaglio
Carn	James	Petrone	Trello
Cawley	Jarolin	Preston	Trich
Cohen, L. I.	Josephs	Ramos	Van Horne
Cohen, M.	Kaiser	Readshaw	Veon
Colafrilla	Keller	Richardson	Vitali
Colaizzo	Kirkland	Rieger	Walko
Corpora	Kukovich	Roberts	Washington
Corrigan	LaGrotta	Robinson	Williams
Cowell	Laughlin	Roebuck	Wozniak
Coy	Lederer	Rooney	Wright, D. R.
Curry	Lescovitz	Rublely	Yewcic
Daley	Levdansky	Rudy	Youngblood
DeLuca	Lloyd		

NAYS-98

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

NOT VOTING-1

Mayernik

EXCUSED-6

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca		

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?

Mr. **KUKOVICH** offered the following amendment No. **A2334**:

Amend Bill, page 2, by inserting between lines 20 and 21 Section 3. Redevelopment of General Glass Facility.
Of the additional debt authorized under section 2, \$1,800,000 shall be reserved for the Westmoreland County Industrial Development Corporation for redevelopment of the General Glass Facility in Jeannette.
Amend Sec. 3, page 2, line 21, by striking out "3" and inserting

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

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

Mr. KUKOVICH. Thank you, Mr. Speaker.

This amendment would authorize that under the additional debt, \$1.8 million would be used for an industrial site, for the redevelopment of a glass facility in the city of Jeannette.

I would ask for an affirmative vote.

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

Mr. PITTS. Mr. Speaker, we should not be reserving money for Westmoreland County at the expense of the rest of the State. I oppose the amendment.

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

The following roll call was recorded:

YEAS-83

Battisto	DeWeese	Lucyk	Sainato
Bebko-Jones	Donatucci	Manderino	Shaner
Belardi	Fajt	Markosek	Staback
Belfanti	Gamble	McGeehan	Stairs
Bishop	George	Melio	Steelman
Blaum	Gigliotti	Michlovic	Surra
Butkowitz	Haluska	Mihalich	Tangretti
Buxton	Horsey	Mundy	Thomas
Caltagirone	Itkin	Olasz	Travaglio
Cappabianca	James	Oliver	Trello
Carn	Jarolin	Pesci	Trich
Cawley	Josephs	Petrone	Van Horne
Cohen, M.	Kaiser	Preston	Veon
Colafrilla	Keller	Ramos	Vitali
Colaizzo	Kirkland	Readshaw	Walko
Corrigan	Kukovich	Richardson	Washington
Cowell	LaGrotta	Rieger	Williams
Curry	Laughlin	Roberts	Wozniak
Daley	Lederer	Robinson	Yewcic
DeLuca	Lescovitz	Roebuck	Youngblood
Dermody	Levdansky	Rooney	

NAYS-112

Adolph	Fargo	Maitland	Schuler
Allen	Farmer	Major	Scriminti
Argall	Feese	Marsico	Semmel
Armstrong	Fichter	Masland	Serafini
Baker	Fleagle	McCall	Sheehan
Bard	Flick	McGill	Smith, B.
Barley	Gannon	Merry	Smith, S. H.
Birmelin	Geist	Micozzie	Snyder, D. W.
Boscola	Gladeck	Miller	Steil
Boyes	Godshall	Nailor	Stern
Brown	Gordner	Nickol	Stish
Browne	Gruppo	Nyce	Strittmatter
Bunt	Habay	O'Brien	Sturla
Carone	Hanna	Perzel	Taylor, E. Z.
Chadwick	Harhart	Pettit	Taylor, J.
Civera	Hasay	Phillips	Tigue
Clark	Hennessey	Piccola	True
Clymer	Herman	Pitts	Tulli
Cohen, L. I.	Hershey	Platts	Vance
Conti	Hess	Raymond	Waugh
Cornell	Hutchinson	Reber	Wogan
Corpora	Jadlowiec	Reinard	Wright, D. R.
Coy	Kenney	Rohrer	Wright, M. N.

Dempsey	King	Rubley	Zimmerman
Dent	Krebs	Santoni	Zug
DiGirolamo	Lawless	Sather	
Druce	Leh	Saylor	Ryan,
Egolf	Lloyd	Schroder	Speaker
Fairchild	Lynch		

NOT VOTING-2

Mayernik Rudy

EXCUSED-6

Durham Gruitza Pistella Stetler
Evans Petrarca

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?

Mr. **MIHALICH** offered the following amendment No. **A2335**:

Amend Sec. 2, page 2, by inserting between lines 20 and 21 Section 3. Reservation.
Of the additional debt authorized under section 2, the following amounts shall be reserved for the projects indicated:

- (1) \$500,000 for Rostraver Township, Westmoreland County, for a new library building with access for persons with handicaps;
- (2) \$2,500,000 for the City of Monessen, Westmoreland County, for expansion of the Monessen District Library; and
- (3) \$1,300,000 for Westmoreland County: \$1,200,000 for the countywide highway beautification program and \$100,000 for new aerial maps.

Amend Sec. 3, page 2, line 21, by striking out "3" and inserting
4

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

AMENDMENT WITHDRAWN

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

Mr. MIHALICH. Mr. Speaker, I am going to withdraw my amendment with the understanding that there will be another bill on the calendar soon which we will be offered the opportunity to amend some specific items into.

Along with that, I would like to make one further comment along with my withdrawal statement, and that is that every amendment to every bill that we pass here in Pennsylvania is to the benefit of maybe some county or some city in Pennsylvania but not to the detriment of the rest of the Commonwealth, as one previous speaker just said. I do not think that is a reason to accept or reject any piece of legislation. The blunt statement that we cannot pass legislation that would benefit one county because it would be at the expense of the rest of the Commonwealth is not justification for voting for or against any other amendment, and I would like that to be made part of the record.

But I do withdraw my amendment, Mr. Speaker, with the caveat that I understand we will be given an opportunity at some future date. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. **ROBINSON** offered the following amendment No. **A2384**:

Amend Bill, page 2, by inserting between lines 20 and 21 Section 3. Sports facilities.

(a) Indebtedness prohibited.—No debt shall be incurred under this act or any of its supplements for the construction of a sports stadium or similar sports facility.

(b) Funding of construction.—Funding for the construction of any sports stadium or similar sports facility shall be derived under section 6.2 of the act of August 26, 1971 (P.L. 351, No.91), known as the State Lottery Law.

Amend Sec. 3, page 2, line 21, by striking out "3" and inserting
4

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. Robinson.

Mr. ROBINSON. Thank you, Mr. Speaker.

Mr. Speaker, this amendment relates to an issue that was raised in this chamber some time ago, and it seems to me that one of the things that we certainly want to do with our capital budget is to make sure that those projects that are essential to the Commonwealth can be funded through the capital budget and we look for other sources of funding for other projects.

As you know, Mr. Speaker, some time ago an issue came before us relative to keeping the Pittsburgh Pirates in southwestern Pennsylvania. At the time that particular resolution was presented and eventually passed unanimously, Mr. Speaker, you were the minority leader, and you raised some concerns as to whether or not the support of this General Assembly to keep the Pittsburgh Pirates in southwestern Pennsylvania would also include financial support from the General Assembly. I remember your words, Mr. Speaker. You were concerned that the Governor had not yet indicated what his support would be, particularly for a new stadium in southwestern Pennsylvania, and also, you were not quite sure that this General Assembly should be making a general commitment to keeping the Pittsburgh Pirates in southwestern Pennsylvania without more details as to what the financial cost would be to the Commonwealth.

Mr. Speaker, I think that your concerns at that time were well-taken, particularly in light of the interests on the part of not only the city of Pittsburgh but the city of Philadelphia, the Pittsburgh Pirates, and the Philadelphia Phillies in possibly building new sports facilities with the assistance of the Commonwealth. Mr. Speaker, there are also some other areas of our State which are contemplating building sports facilities, and their concern is the same concern that we all have, and that is, what role if any should the public play?

This particular amendment simply indicates that in the 1995-96 capital budget, this Commonwealth will not be committing itself to building any sports facilities with capital projects money.

Now, for those who are concerned about keeping their major league sports teams in their city and doing what they can do in terms of public support, let me reassure you that I am one who wants to keep our major sports teams in our Commonwealth. I think they are vital to our economy, and while some may argue how vital they are, I do not think any of us want to see the Pirates or see the Eagles or see the Phillies or see the Steelers leave our Commonwealth.

Mr. Speaker, I think that this capital budget could possibly be used to support a sports facility without this General Assembly having the full opportunity of exploring other options, and if I might, Mr. Speaker, let me mention the other options.

There is presently in committee HB 1282, and over in the Senate, SB 28, which offer two alternatives to financing sports facilities, alternatives that do not require public funding. These are but two options. I am sure there are many, many more, but I think this issue is so important, Mr. Speaker, that we should not put ourselves in a position where the capital budget possibly would be utilized to sponsor a sports facility without the General Assembly having full opportunity to explore that possibility.

Mr. Speaker, there are many libraries and museums and other worthwhile structures throughout our Commonwealth, including our State universities, that need capital dollars. I think, Mr. Speaker, we should reserve our capital funds for those projects that have first priority in this Commonwealth, and certainly I think our colleges and our universities, our libraries and our museums, have first priority on capital dollars.

Many of the members of this General Assembly from time to time, Mr. Speaker, have proposed projects to be included in the capital budget, all worthy projects, and there is always a question, Mr. Speaker, as to whether or not there are enough public dollars for those worthy projects. I am suggesting that we follow your suggestion when you were minority leader and that we move very cautiously about committing public dollars for sports facilities and public dollars for supporting sports franchises.

There is a lot of discussion on this issue to come. I am sure many of my colleagues, be they from Allegheny County or Philadelphia County or Berks or Potter or wherever, have some opinions on this, but I would hope, Mr. Speaker, that all my colleagues would join me in restricting the 1995-96 capital budget so that we will not be authorizing, either directly or indirectly, the financing, the construction, of sports facilities in our Commonwealth. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence and recognizes the gentleman from Lancaster, Mr. Barley, who requests that the gentleman from York, Mr. SAYLOR, be placed on leave for the balance of today's session. Without objection, leave is granted.

CONSIDERATION OF HB 1480 CONTINUED

The SPEAKER. Did the gentleman, Mr. Gamble, desire recognition?

Mr. GAMBLE. Yes, Mr. Speaker.

The SPEAKER. The gentleman is recognized.

Mr. GAMBLE. Would the maker of the amendment stand for a brief interrogation?

The SPEAKER. The gentleman, Mr. Robinson, indicates he will stand for interrogation.

Mr. GAMBLE. Mr. Speaker, just for clarification, is it my understanding that you are opposed, with your amendment, not only to lottery funds being used for the purpose of supporting a sports facility but any kind of State or tax dollar funds?

Mr. ROBINSON. That is not correct, Mr. Speaker.

HB 1282, which is a bill I sponsored along with several of my colleagues, specifically speaks to the issue of using a lottery, a sports lottery, to finance stadiums throughout our Commonwealth. Also, SB 28 speaks to the issue of using a sports lottery. So I am supportive of using a sports lottery, but that is only one alternative, and I think there are some others.

Mr. GAMBLE. So you are in favor of using a sports lottery?

Mr. ROBINSON. That is the alternative that I think would be best.

Mr. GAMBLE. Okay.

In all due respect, Mr. Speaker, I would like to make a statement. The SPEAKER. The gentleman is in order and may proceed.

Mr. GAMBLE. I would just like to ask for a "no" vote on the Robinson amendment, just because there just might be some confusion or there may be a situation here where we are creating another lottery which would only be in conflict or competition with our senior citizen lottery, so for that reason I would ask for a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRY

REQUEST TO DIVIDE AMENDMENT

The SPEAKER. The Chair recognizes the gentleman from Northampton, Mr. Nyce.

Mr. NYCE. Thank you, Mr. Speaker.

A point of parliamentary inquiry.

The SPEAKER. Will the gentleman state it.

Mr. NYCE. Mr. Speaker, is the amendment divisible at the end of subpart (a), following the word "facility"?

The SPEAKER. It is not.

Mr. NYCE. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman, Mr. Trich. Mr. TRICH. Thank you, Mr. Speaker.

Would the prime sponsor of the amendment stand for a brief interrogation?

The SPEAKER. The gentleman, Mr. Robinson, indicates he will. Will the gentleman yield.

The gentleman, Mr. Nyce, I gave you a quick answer because I had been forewarned that the question was coming.

Mr. NYCE. I appreciate that, Mr. Speaker. Thank you.

The SPEAKER. The gentleman, Mr. Trich.

Mr. TRICH. Thank you, Mr. Speaker.

Mr. Speaker, I certainly know that your intentions are well-meaning, and I did have an opportunity to speak with you about this issue briefly on the floor a bit earlier. I would ask, however, for a point of clarification.

Although you are indicating that you would want us to take a very definite step in prohibiting moneys out of the 1995-96 capital funds for any assistance that might be rendered toward cities such as Pittsburgh to build a new stadium, this would not preclude, however,

the Governor or other funding sources from intervening and helping cities like Pittsburgh hold on to their franchise if in fact it meant building a new stadium. Is that correct, sir?

Mr. ROBINSON. Mr. Speaker, that is absolutely correct, and I would like to correct a misimpression that Representative Gamble made. The amendment does not address the specifics of any lottery. The amendment addresses the specifics of not using money in the capital budget.

Mr. Speaker, the gentleman, Mr. Trich, is correct. There are other options open to the Governor and the General Assembly outside of the capital budget process if the General Assembly and the Governor decide that they want to be supportive of keeping sports franchises in the Commonwealth of Pennsylvania.

Mr. TRICH. Thank you.

Mr. Speaker, if I may, could I—

The SPEAKER. The gentleman is in order.

Mr. TRICH. Thank you.

Certainly I think it is important to the Commonwealth of Pennsylvania that the sports franchises of this great Commonwealth are permitted every opportunity to survive. Unfortunately, we are seeing a time in Pittsburgh where the very existence of that franchise, the Pittsburgh Pirates, 112 years in existence, is somewhat in trouble financially and otherwise. I think what Representative Robinson is attempting to do is to merely lay out a system whereas we would not use capital fund budget moneys in the 1995-96 years to commit the Commonwealth the tax dollars towards building new sports complexes. However, I do understand the gentleman to know that he would be supportive of efforts on behalf of the Commonwealth to help franchises like Pittsburgh remain in Pittsburgh.

I am very supportive of trying to keep the Pittsburgh Pirates in our Commonwealth because of the economic issues we all know about. I will support this amendment, but I would again ask my colleagues to recall that we are speaking of a funding source right now only in the capital fund aspect. Keep in mind that we would be and I certainly would be among those who would come back to the Commonwealth if it meant keeping that franchise alive in Pittsburgh and if in fact it meant support from the Commonwealth, but that is a different argument for a different day.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman from Allegheny, Mr. Michlovic, desire recognition?

Mr. MICHLOVIC. Yes, Mr. Speaker.

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

Mr. MICHLOVIC. Mr. Speaker, I oppose the Robinson amendment.

I think that it is very untimely for us to be limiting the Pittsburgh Pirates franchise or any other franchise that is attempting to save a ball club for this State to a particular source of funding. Note that this amendment does not prescribe that the amendment applies only to Pittsburgh or the Pirates. It could be any sports stadium, and I think that that is just too broad a restriction and a prohibition for all future funding. We may have to use capital sources, Commonwealth sources, and in fact, that has been a source of funding for stadiums in the past, probably will be in the future.

I do not think this amendment should pass, and for that reason I oppose it, and I ask the members of the House to oppose it as well. Thank you, Mr. Speaker.

The SPEAKER. On the question, Mr. Robinson for the second time.

Mr. ROBINSON. Thank you, Mr. Speaker.

I do not want to belabor the point, but I do want to make some clarifications.

The gentleman, Mr. Michlovic, has suggested that if this amendment passes, it would forever preclude this General Assembly from providing assistance to the Pittsburgh Pirates. That is not true. This amendment very specifically speaks to the 1995-96 capital budget.

Also, Mr. Speaker, I do not think the gentleman, Mr. Michlovic, or some of the other speakers are able to tell me at this point that any deal has been reached between the Pittsburgh Pirates, their present owners, a new owner, Major League Baseball, or any other entities that would justify this Commonwealth making itself available to finance through the 1995-96 capital budget a stadium.

My point is, we ought to do this in an orderly fashion. It is obvious that the potential owners, that the mayor of the city of Pittsburgh and many of us, myself included, recognize the economic reality of a new baseball stadium. I am simply saying that for 1995-96 and because the capital budget is before us, it does not make any sense to leave ourselves vulnerable that we are going to have stadiums popping up all over the place and we are going to take taxpayers' dollars to pay for it.

Mr. Speaker, let me just say one last comment that I am sure all my colleagues can relate to. We all know the difficult nature of making decisions between which projects we should support and the ones we should not support. One of the things that even Major League Baseball will tell you is, if you do not have total public support for building stadiums and supporting those sports teams, it will not fly in any General Assembly and no Governor will support it, and I am simply saying that if we do not put some restrictions on, Mr. Speaker, we might fall into the situation that you so eloquently identified when we passed the support amendment for the Pittsburgh Pirates several months ago.

Mr. Speaker, if you will remember and if my colleagues will check the record, you were very deliberate in the use of your words and you were very deliberate in the kind of cautioned support that you recommended. I believe you were absolutely correct, and because of that cautioned support and wise counsel, this Assembly passed unanimously a support resolution to keep the Pittsburgh Pirates in southwestern Pennsylvania, and, Mr. Speaker, your main concern was that you were not sure that at that time this Commonwealth should commit itself to any dollars to keep the Pirates in southwestern Pennsylvania without having a better feel, a better grasp, on a specific plan and some specific numbers.

Mr. Speaker, I hope that my colleagues follow your wise counsel, and I ask them to support this amendment. Thank you, Mr. Speaker.

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

Mr. PITTS. Thank you, Mr. Speaker.

This amendment is a bad amendment. We should not be using State lottery moneys to fund sports facilities in capital projects. We should reserve that for our senior citizens.

I ask all members to oppose this amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-23

Carr	Horsley	Pesci	Roebuck
Cawley	James	Ramos	Shaner
Corrigan	Jarolin	Richardson	Tangretti
Curry	Kirkland	Rieger	Trich
Daley	Mihalich	Roberts	Washington
Donatucci	Oliver	Robinson	

NAYS-172

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

NOT VOTING-1

McGeehan

EXCUSED-7

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca	Saylor	

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?

Mr. LUCYK offered the following amendment No. A2389:

Amend Bill, page 1, before line 1, by striking out "AN ACT" and inserting

A SUPPLEMENT

Amend Title, page 1, line 1, by striking out all of said line and inserting To the act of (P.L. , No.), entitled "An act providing for the capital budget for the fiscal year 1995-1996," itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance and redevelopment assistance capital projects, flood control projects and Keystone Recreation, Park and Conservation projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs and the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation; stating the estimated useful life of the projects; making appropriations; and making repeals.

Amend Bill, page 1, by inserting between lines 3 and 4

CHAPTER 1

DEBT AUTHORIZATION AND LIMITATIONS

Amend Sec. 1, page 1, line 4, by striking out "1" and inserting 101

Amend Sec. 2, page 1, line 13, by striking out "2" and inserting 102

Amend Bill, page 2, line 21, by striking out all of said line and inserting

CHAPTER 3

AUTHORIZATIONS

Section 301. Public improvement authorization.

The total authorization for the additional capital projects in the category of public improvement projects itemized in Chapter 5 and to be acquired or constructed by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be \$1,600,000.

Section 302. Furniture and equipment authorization.

The total authorization for the additional capital projects in the category of public improvement projects consisting of the acquisition of original movable furniture and equipment to complete public improvement projects itemized in Chapter 7 and to be acquired by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 303. Transportation assistance authorization.

The total authorization for the capital projects in the category of transportation assistance projects itemized in Chapter 9 with respect to which an interest is to be acquired in or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 304. Redevelopment assistance authorization.

The total authorization for the additional capital projects in the category of redevelopment assistance and redevelopment assistance capital projects itemized in Chapter 11 for capital grants by the Department of Community Affairs, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 305. Flood control authorization.

The total authorization for the capital projects in the category of flood control projects itemized in Chapter 13 and to be constructed by the Department of Environmental Resources, its successors or assigns, and to be financed by the incurring of debt, shall be \$000,000,000.

Section 306. Keystone Recreation, Park and Conservation authorization.

CHAPTER 5

PUBLIC IMPROVEMENT PROJECTS

Section 501. Itemization of public improvement projects.

Additional capital projects in the category of public improvement projects to be constructed or acquired by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(1) Department of Military Affairs	
(i) Construction of Pennsylvania Veterans Memorial	1,600,000

(Reserved)
CHAPTER 7

FURNITURE AND EQUIPMENT

Section 701. Itemization of furniture and equipment projects.

Additional capital projects in the category of public improvement projects consisting of the acquisition of movable furniture and equipment to complete public improvement projects and to be purchased by the Department of General Services, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	
CHAPTER 9	
TRANSPORTATION ASSISTANCE	

Section 901. Itemization of transportation assistance projects.

(a) Mass transit.—Additional capital projects in the category of transportation assistance projects for mass transit in which an interest is to be acquired or constructed by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	

(b) Rural and intercity rail.—Additional capital projects in the category of transportation assistance projects for rural and intercity rail service projects to be constructed or with respect to which an interest is to be acquired by the Department of Transportation, its successors or assigns, and to be financed by the incurring of debt, are hereby itemized, together with their respective estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	
CHAPTER 11	
REDEVELOPMENT ASSISTANCE	

Section 1101. Itemization of redevelopment assistance projects.

Additional capital projects in the category of redevelopment assistance projects for capital grants by the Department of Community Affairs, its successors or assigns, authorized under the provisions of the act of May 20, 1949 (P.L.1633, No.493), known as the Housing and Redevelopment Assistance Law, and redevelopment assistance capital projects and to be financed by the incurring of debt, are hereby itemized, together with their estimated financial costs, as follows:

Project	Total Project Allocation
(Reserved)	
CHAPTER 13	
FLOOD CONTROL	

Section 1301. Itemization of flood control projects.

Additional capital projects in the category of flood control projects to be constructed by the Department of Environmental Resources, its successors or assigns, and to be financed by the incurring of debt are hereby itemized, together with their respective estimated costs, as follows:

Project	Total Project Allocation
(Reserved)	
CHAPTER 15	
KEYSTONE RECREATION, PARK AND CONSERVATION	
Section 1501. Itemization of Keystone Recreation, Park and Conservation Projects.	

Project	Total Project Allocation
(Reserved)	
CHAPTER 17	
MISCELLANEOUS	
Section 1701. Debt authorization.	

(a) Public improvements.—The Governor, the Auditor General and the State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$1,600,000 as may be found necessary to carry out the acquisition and construction of the public improvement projects specifically itemized in a capital budget.

(b) Furniture and equipment.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget.

(c) Transportation assistance.—The Governor, the Auditor General and the State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the acquisition and construction of the transportation assistance projects specifically itemized in a capital budget.

(d) Redevelopment assistance.—Subject to the limitation in section 1616.1-B(b) of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, the Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the redevelopment assistance and the redevelopment capital assistance projects specifically itemized in a capital budget.

(e) Flood control.—The Governor, Auditor General and State Treasurer are hereby authorized and directed to borrow, from time to time, in addition to any authorization heretofore or hereafter enacted, on the credit of the Commonwealth, subject to the limitations provided in the current capital budget, money not exceeding in the aggregate the sum of \$000,000,000 as may be found necessary to carry out the acquisition and construction of the flood control projects specifically itemized in a capital budget.

Section 1702. Issue of bonds.

The indebtedness authorized in this act shall be incurred, from time to time, and shall be evidenced by one or more series of general obligation bonds of the Commonwealth in such aggregate principal amount for each series as the Governor, the Auditor General and the State Treasurer shall determine, but the latest stated maturity date shall not exceed the estimated useful life of the projects being financed as stated in section 1703.

Section 1703. Estimated useful life and term of debt.

(a) Estimated useful life.—The General Assembly states that the estimated useful life of the public improvement projects itemized in this act is as follows:

- (1) Public improvement projects, 30 years.
- (2) Furniture and equipment projects, 10 years.
- (3) Transportation assistance projects:
 - (i) Rolling stock, 15 years.
 - (ii) Passenger buses, 12 years.

(iii) Furniture and equipment, 10 years.

(iv) All others, 30 years.

(b) Term of debt. The maximum term of the debt authorized to be incurred under this act is 30 years.

Section 1704. Appropriations.

(a) Public improvements.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$1,600,000 to be used by it exclusively to defray the financial cost of the public improvement projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(b) Furniture and equipment.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of General Services in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the public improvement projects consisting of the acquisition of original movable furniture and equipment specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of General Services the moneys as required and certified by it to be legally due and payable.

(c) Transportation assistance.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Transportation in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the transportation assistance projects specifically itemized in a capital budget. After reserving or paying the expense of the sale of the obligation, the State Treasurer shall pay to the Department of Transportation the moneys as required and certified by it to be legally due and payable.

(d) Redevelopment assistance.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Community Affairs in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the redevelopment assistance and redevelopment capital assistance projects specifically itemized in a capital budget. After reserving or paying the expenses of the sale of the obligation, the State Treasurer shall pay to the Department of Community Affairs the moneys as required and certified by it to be legally due and payable.

(e) Flood control.—The net proceeds of the sale of the obligations authorized in this act are hereby appropriated from the Capital Facilities Fund to the Department of Environmental Resources in the maximum amount of \$000,000,000 to be used by it exclusively to defray the financial cost of the flood control projects specifically itemized in a capital budget. After reserving or paying the expense of the sale of the obligation, the State Treasurer shall pay to the Department of Environmental Resources the moneys as required and certified by it to be legally due and payable.

Section 1705. Federal funds.

In addition to those funds appropriated in section 1704, all moneys received from the Federal Government for the projects specifically itemized in this act are also hereby appropriated for those projects.

Section 1706. Repeals.

The following acts and parts of acts are repealed:

(Reserved)

Section 1707. Editorial changes.

In editing and preparing this act for printing following the final enactment, the Legislative Reference Bureau shall insert or revise letters or numbers for projects where the letters or numbers are missing or require revision. The bureau shall also revise the total monetary amounts for the total authorization, debt authorization, appropriations and departmental totals as necessary to agree with the total monetary amounts of the projects.

Section 1708. Effective date.

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

AMENDMENT WITHDRAWN

The SPEAKER. The gentleman, Mr. Lucyk, has withdrawn the amendment.

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?

POINT OF ORDER

The SPEAKER. The gentleman, Mr. Cohen, from Philadelphia desires recognition. The Chair recognizes the gentleman on final passage.

Mr. COHEN. A point of order, Mr. Speaker.

The SPEAKER. The gentleman will state his point of order.

Mr. COHEN. Mr. Speaker, I have submitted a reconsideration motion.

The SPEAKER. The gentleman is absolutely right. I apologize to the gentleman.

DECISION OF CHAIR RESCINDED

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

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

AMENDMENT A2327 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. Cohen, who moves that the vote by which amendment 2327 was defeated to HB 1480, PN 1729, on the 8th day of May be reconsidered.

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

The following roll call was recorded:

YEAS—189

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

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

NAYS-5

Civera	Gannon	Raymond	Wogan
Flick			

NOT VOTING-2

Carn	Schuler
------	---------

EXCUSED-7

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca	Saylor	

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

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

The clerk read the following amendment No. **A2327**:

Amend Sec. 2, page 2, lines 14 and 15, by striking out all of said lines and inserting

(2) Transportation			
Assistance Projects	140,000,000	General Fund	

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

The SPEAKER. On the question of the adoption of the Cohen amendment, the Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I repeat that this capital debt authorization that is before us represents a substantial decrease in our commitment to

mass transit. Not only does this bill reduce our State commitment, but the Federal Government is reducing the Federal commitment as well. State and Federal mass transit funds are being reduced by over \$60 million just this year. Pennsylvania is decreasing its capital authorization by \$49 million from the 5-year average. My amendment replaces some of these capital funds. The SEPTA funds are being replaced to some degree, the PAT funding is, the CAT funding. All the areas of mass transit that I illustrated before, over 20 different mass transit authorities throughout the State, will benefit from this amendment if the Governor approves it, and my hope would be that the Governor would approve it, that it will be the Governor's discretion which projects are approved.

There are many, many worthwhile transit projects throughout the State. There is no formula, there is no requirement at all that 95 percent go to Philadelphia and Allegheny Counties. It will be up to the Governor's discretion. I have enough faith in the Governor to know that all areas of the State ought to be treated fairly. All areas will benefit from this amendment.

The Federal Government is decreasing mass transit subsidies. There is no reason why we should be decreasing debt authorization at the time in which the Federal Government is decreasing operating subsidies. This is a double-pronged attack on mass transit throughout the State of Pennsylvania. It is done without any real authorization, without any real reason.

I would strongly urge that members reconsider and support my amendment, which was last defeated on a tie vote. Again, I urge support of this amendment.

The SPEAKER. The Chair recognizes the lady from Philadelphia, Ms. Josephs.

Ms. JOSEPHS. Thank you, Mr. Speaker.

As the only member of this House who does not rent a car, does not drive a car, does not use a car, I have a personal reason for being for mass transit, but I am up here talking about mass transit's absolute necessity for us to compete as a business State, to compete as a State against the other States in this country and to compete in the global economy. If we do not fund our mass transit systems, we cannot compete in an economic sense.

Those of you on both sides of the aisles who are professed to be for business, a vote against this amendment is a vote against business. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

The Chair recognizes the gentleman, Mr. Pitts.

Mr. PITTS. Mr. Speaker, if we are going to help out SEPTA, we should do it in the correct way and help them with their general operating budget. This is the wrong way to help SEPTA. It is a scam to use capital moneys for vehicle overhaul, to replace spark plugs and tires that last a year or two and pay for 7 years on these bonds.

I appeal to my friends who are fiscally conservative. This is not the way to help SEPTA. This money is not going to be spent. It is not needed at this time.

I urge a "no" vote on this amendment.

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

The following roll call was recorded:

YEAS-95

Bard	DeLuca	Lloyd	Sainato
Battisto	Dermody	Lucyk	Santoni
Bebko-Jones	DeWeese	Manderino	Scrimenti
Belardi	Donatucci	Markosek	Shaner
Belfanti	Fajt	McCall	Staback
Bishop	George	McGeehan	Steelman
Blaum	Gigliotti	Melio	Sturla
Boscola	Gordner	Michlovic	Surra
Butkowitz	Haluska	Mihalich	Tangretti
Buxton	Hanna	Mundy	Thomas
Callagirono	Horsey	Olasz	Travaglio
Cappabianca	Itkin	Oliver	Trello
Carn	James	Pesci	Trich
Cawley	Jarolin	Petrone	Van Horne
Cohen, L. I.	Josephs	Preston	Veon
Cohen, M.	Kaiser	Ramos	Vitali
Colafella	Keller	Readshaw	Walko
Colaizzo	Kirkland	Richardson	Washington
Corpora	Kukovich	Rieger	Williams
Corrigan	LaGrotta	Roberts	Wozniak
Cowell	Laughlin	Robinson	Wright, D. R.
Coy	Lederer	Roebuck	Yewcic
Curry	Lescovitz	Rooney	Youngblood
Daley	Levdansky	Rudy	

NAYS-98

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

NOT VOTING-3

Gamble	Mayernik	Tigue
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EXCUSED-7

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca	Saylor	

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?

AMENDMENT A2384 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman from Allegheny County, Mr. Robinson, who moves that the vote by which amendment 2384 was defeated to HB 1480, PN 1729, on the 8th day of May be reconsidered.

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

The following roll call was recorded:

YEAS-187

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

NAYS-5

Armstrong	Micozzie	Raymond	Steil
Civera			

NOT VOTING—4

Donatucci Mayernik Rieger Washington

EXCUSED—7

Durham Gruitza Pistella Stetler
Evans Petrarca Saylor

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

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

The clerk read the following amendment No. A2384:

Amend Bill, page 2, by inserting between lines 20 and 21 Section 3. Sports facilities.

(a) Indebtedness prohibited. No debt shall be incurred under this act or any of its supplements for the construction of a sports stadium or similar sports facility.

(b) Funding of construction. Funding for the construction of any sports stadium or similar sports facility shall be derived under section 6.2 of the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law.

Amend Sec. 3, page 2, line 21, by striking out "3" and inserting 4

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

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

Mr. ROBINSON. Thank you, Mr. Speaker.

Mr. Speaker, I thank the House for its indulgence.

I wanted to have this amendment reconsidered so I might explain what I believe is some misunderstanding about the content of another piece of legislation that I made reference to. I made reference to utilizing a lottery as a possible means to finance sports stadiums in this Commonwealth. I specifically made reference to SB 28 and HB 1282.

Mr. Speaker, I will not make any attempt to explain SB 28. I will leave that to Senator Dawida, Senator Wagner, and Senator Fisher to do over in the Senate, but I would just like to mention something about HB 1282.

Like all of my colleagues, I am concerned that we not do anything to damage our present Lottery Fund and that we continue to direct those moneys to assist our seniors. HB 1282, which I referenced, provides for a four-time-a-year lottery, the proceeds from which, minus winnings, would go into an economic development fund. That fund would be utilized to build stadiums throughout this Commonwealth with the first stadium being built in Allegheny County.

HB 1282 in no way threatens the present Lottery Fund. I believe that it is a reasonable approach to building stadiums in this Commonwealth, and hopefully, when HB 1282 comes to the floor and we have a full discussion on it, the committee that is working on this bill will have a report for us that will allay any fears that anyone here has about the Lottery Fund. I am committed to maintaining the integrity of the present Lottery Fund.

Thank you very much, Mr. Speaker. The SPEAKER. The Chair thanks the gentleman. On the question of the Robinson amendment, the Chair recognizes the gentleman, Mr. Pitts. Mr. PITTS. Again, Mr. Speaker, I urge all the members to oppose this amendment. Thank you. The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—20

Bishop DeWeese Kirkland Pesci
Cam George Laughlin Robinson
Corrigan Hanna Mihalich Roebuck
Curry Horsey Mundy Steelman
Daley James Oliver Trich

NAYS—173

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

NOT VOTING-3

Cohen, M. Donatucci Rieger

EXCUSED-7

Durham Gruitza Pistella Stetler
Evans Petrarca Saylor

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-193

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

Dermody	Leh	Rudy	
DeWeese	Lescovitz	Sainato	Ryan,
DiGirolamo	Levdansky	Santoni	Speaker
Druce	Lloyd	Sather	

NAYS-1

Robinson

NOT VOTING-2

Donatucci Rieger

EXCUSED-7

Durham Gruitza Pistella Stetler
Evans Petrarca Saylor

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 1077, PN 1774**, entitled:

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

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?

**BILL REVERTED TO
PRIOR PRINTER'S NUMBER**

The SPEAKER. The Chair recognizes the gentleman from Montgomery County, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I rise at this time to ask for a— I am making a motion at this time to take HB 1077 from PN 1603, as it appears on the calendar, and revert to the prior printer's number, which is— I am sorry. I am reverting from the present printer's number on the calendar—

The SPEAKER. It is my understanding the gentleman, Mr. Godshall, moves that HB 1077, PN 1774, revert to prior PN 16—

Mr. GODSHALL. 1603. That is correct.

The SPEAKER. —03?

Mr. GODSHALL. 1603.

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

The SPEAKER. On that question of reversion, the Chair recognizes the gentleman, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

HB 1077 establishes a tourism partnership board that would create, control, and develop how the State addresses tourism in the future and take tourism out of the hands of the Department of Commerce.

Tourism in Pennsylvania is a \$17-billion industry. The livelihood of 308,000 Pennsylvanians—

The SPEAKER. Will the gentleman, Mr. Godshall, yield.

The gentleman, Mr. Godshall, is entitled to be heard on his motion to revert. I suggest you listen to the debate. Conferences on the floor— This is the last bill of the day. Please.

The gentleman may proceed.

Mr. GODSHALL. Thank you, Mr. Speaker.

Tourism is a \$17-billion industry in Pennsylvania. The livelihood of 308,000 Pennsylvanians depends on tourism; \$514 million in State and local taxes come from tourism; \$402 1/2 million of tax revenue come directly to the State. This bill establishes, with controls, a dedicated funding source, and the funding source comes from revenues generated directly by the industry. Tourism is dependent on advertising as cars are to gasoline. Tourism depends on advertising dollars. Tourism will not run or develop without advertising.

Since we have, through the political arena, cut State marketing funding in this State by about 50 percent since 1989-90, we should take a look as to what effect that has had on tourism in Pennsylvania. The effect is that Pennsylvania had to scale back our print ads by 94 percent, our TV ads by 44 percent, and our radio ads by 35 percent. That is under the fiscal 1989-90 levels. Eighty percent of the people that call 1-800-VISIT-PA for a copy of this book do so because they have seen an advertisement in the newspaper or saw it on TV. One out of every two people who request this book come to Pennsylvania. When we cut our advertising, we cut our tourists, and when we cut our tourists, we cut our revenue. It is very simple.

On the international field where there has been an 8-percent average annual increase in tourists coming to the State, Pennsylvania has been dropping well behind. In 1990, international tourists spent \$658 million in Pennsylvania. In 1991 we dropped to \$553 million. In 1992 we further dropped to \$549 million. This is at the same time our advertising budgets were decreasing. We are falling behind. The international tourists spend \$6 to every \$1 spent by a domestic tourist. Pennsylvania's international budget, according to the last figures I have, was less than \$200,000. Where other States are looking at increasing their budgets, we are decreasing ours. Clearly, we must change direction. In my mind, putting the decisions in the hands of the professionals is the way to go and to give them a dedicated funding base so that they can fund what they feel has to be done in the future. Develop a long-range plan is the way we have to go in Pennsylvania.

The whims of political winds do not produce a good advertising strategy. My committee, in good faith, has worked for 3 months on this bill. We had the support of the entire industry and the full support of all members of the Tourism Committee.

I again ask for a favorable vote to revert back to the prior printer's number, which would put this bill back in the same form as it was when it came from committee. The dedicated funding source,

which was removed by the Appropriations Committee, would again be restored through this action. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. COY. Mr. Speaker, I would be glad to yield to the minority chairman first.

The SPEAKER. Is that Mr. Michlovic?

The Chair recognizes the gentleman, Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, I, too, join with my colleague, Mr. Godshall, to move that we revert to a prior printer's number.

The dedicated funding portion of this bill as it left the Tourism Committee was a critical element, and I want to explain to you why it is critical and how it is critical.

The committee several weeks ago took a trip to Reading and we talked with their tourist promotion agency in that city. They are doing a fine job. They generate 10 million visitors in that community alone every year — people shopping, people coming to see their county.

We learned, on discussing the issue of funding from the State, that they are kind of held hostage. They receive State funding from— Somebody makes a decision on the distribution to the TPA's across the State in the Department of Commerce. Then that person, that very same person, comes back and designs an advertisement for the State and hits them up for a contribution in the advertisement. You can imagine if your source of revenue is \$100,000 from the State and that bureaucrat comes back to you and says he wants \$10,000 or \$12,000 of it for an ad; you look at the ad, the ad is lousy. What are you going to say? That is precisely the position these folks were caught in last year.

In fact, the private sector, the private sector representative we talked to from Reading, from one of the major clothing outlets there, said they did not participate because the ad was so bad, but when they are on an airline flight or when they are going around the country, they are opening magazines' full-page ads by the State of Texas, full-page ads by the State of Virginia, full-page ads by New Jersey; good ads. There are no ads for Coraopolis, Fred.

But the point of that is, the people who should know the profession, the people that are in the industry, have no control over what those ads are, how good they are, or the funding on them. In fact, they are held hostage. They are required to throw back some money if the State is short in its funding.

Let me talk about that shortage. In 1987, the funds for tourist promotion across the Commonwealth, including the money to the TPA's and the money marketing the State advertisement, was \$15.6 million. This year's budget is \$12.3 million. We have gone back from 8 years ago, much less improved it. If we in Pennsylvania are going to make a commitment to this industry, one of the fastest growing industries in our Commonwealth, we are going to have to put up some money and show that commitment, and in fact, the money is the money that they are earning.

The prior printer's number in the bill that Representative Godshall and our committee put out of the committee is 3.5 of the total revenue. This industry generates half a billion dollars a year in tax revenues to the Commonwealth. We are going to give them 3 1/2 percent of that back and say, go do a better job, and if they do a better job, it might be \$540 million the year after that, and if it is not \$500 million, then they get a cut, because they still get the same 3.5 percent of a lower amount.

So their production, their efficiency, is going to determine the increase of funding to the partnership in the future. And I would say

we still have a great deal of influence over it. We have a member from each caucus who will be a member of the partnership along with representatives from the variety of industries in tourism across the Commonwealth.

For all those reasons I believe that we ought to vote on the bill as it came out of committee with the inclusion of the dedicated funding portion in it, and I think that it will serve Pennsylvania better, it will serve the tourist industry better, and I think it will serve the people of the Commonwealth better. I urge for approval of the motion to revert to a prior printer's number. Thank you, Mr. Speaker.

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

Mr. HALUSKA. Thank you, Mr. Speaker.

I rise to support Representative Godshall, because if we do not revert this bill back to the previous printer's number— Basically, what the Appropriations Committee did to this bill, they took the guts out of it. So without the dedicated funding source in this bill, this bill is worthless, really. What it does, it takes our promotion into the public sector. It puts people out of the public sector that are in the tourism business and we get their guidance instead of some people in the Commerce Department making our tourism promotion package.

In Pennsylvania as we change Governors, it seems we also change the way we promote Pennsylvania. We are "A Friend in Pennsylvania" for a while, then we are "America Starts Here," and unfortunately, we do not follow the path of some great businesses like Ray Kroc of McDonald's, that we put one symbol up there and people can identify with us.

So I really think Representative Godshall, Representative Michlovic have a good bill here. A lot of work was done in committee. We have traveled across the State. We have talked to people and asked them, how good of a job are we doing promoting Pennsylvania? They look at us in the eyes and they tell us, lousy; you are doing a lousy job of promoting Pennsylvania. So I think this is a step in the right direction. It rewards the people in the tourism industry for doing a good job.

I would ask for an affirmative vote to revert this back to the bill that came out of committee the way it should be voted on. Thank you.

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

Mr. SERAFINI. Mr. Speaker, I support Representative Godshall's efforts for dedicated funding for tourism. A few tax dollars in our budget generates the kind of return that tourism generates.

We are surrounded by major tourist areas that have unlimited funds to advertise, areas like Atlantic City, like Foxwoods in Connecticut. I do not think it is time to give Pennsylvania back to the Indians, but I do think the Indians have done a better job with advertising throughout the United States than we are in Pennsylvania.

It is my position that we need a dedicated funding source to continue to give the jobs that tourism provides to the people whom we represent, to give to those industries and those individuals who have invested a lot of money in facilities that we are not at this point helping with regard to bringing people into Pennsylvania, to stop while they are traveling through our State and visit, and to appreciate the beautiful State that we really have.

We recently passed legislation that allows certain areas to take a percentage of the rooms, a room tax percentage, to fund other facilities in those areas, such as civic centers. We are asking tourism

not only to do what our tax dollars should be doing by asking them to pay a room tax and charge a room tax, but we are not giving them the funds they need to bring the tourist dollars into Pennsylvania. I think it would be appreciated by that industry and we would see a dramatic increase in the amount of funds we receive in this State from tourism.

Thank you. I hope you vote for the bill.

The SPEAKER. The Chair recognizes the gentleman from Huntingdon County, Mr. Sather.

Mr. SATHER. Thank you, Mr. Speaker.

I rise in support of reverting to the prior printer's number for several reasons, and I would like to make three points in particular.

The funding plan contained in HB 1077 does not — does not — impose any new taxes on anyone in this Commonwealth.

Secondly, the roller-coaster ride of the cuts and budget restorations and the appropriations for the Commerce Department's marketing dollars has resulted in inconsistent and insufficient promotions.

Pennsylvania needs a steady, reliable source of funding for tourism promotion at a level that enables us to have a real impact upon the tourism market and to remain competitive with other neighboring States.

For that very reason I would ask your support of reverting to the prior printer's number. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Coy.

Mr. COY. Thank you, Mr. Speaker.

Mr. Speaker, the operative words seem to be "consistency" and "predictability" and "reliability." I would simply add to that that any business that tries to plan for a future promotion, which tries to plan for a future investment, which tries to plan for a future steady source of revenue and income, has to have some degree of predictability.

What the travel and tourism industry in Pennsylvania is asking the legislature for is that steady, reliable source of income and a steady, reliable source of planning for that income.

I agree with previous speakers completely. The last administrations — I use that word in the plural sense — have provided, I think, inadequate reliability, and this industry, which has tried to provide for some long-term consistency in our advertising promotion for the Commonwealth, has been hamstrung by one year's appropriation in a positive manner and one year's appropriation in a much less than positive manner. They are asking for our help, and that is why I support Representative Godshall's motion. I do so because I think that any good business effort needs to have more than a 1-year or a several-month plan for its investment, for its plan of action, for its plan of attack, and I think we give that to the tourist promotion agencies in Pennsylvania if we allow them some predictability of effort.

I think this motion of reversion to a prior printer's number does that. I think the bill was better before it was changed in the Appropriations Committee, and I therefore respectfully ask all of us to join Representative Godshall in voting for reliability and voting for consistency and approving the motion to revert and voting for the bill as originally released from the Committee on Tourism. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Monroe, Mr. Battisto.

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support Representative Godshall's motion.

This bill simply makes sense. It establishes a public-private partnership board comprised of the Secretary of Commerce, legislators, and professionals in the field ranging from the restaurant

business to the tour business to the hotel business. These professionals will administer three grant programs. Who knows better than they how to allocate funds to tourist promotion throughout this State.

I think it just makes sense to establish this board, and then it provides for a dedicated funding source, something which we sadly lack in this State. You know and I know that since the 1980's, this funding has remained fairly stable; that is, at about \$7.2 million. The fact of the matter is, other States like Florida, Virginia, Texas see the value of tourism. They have increased their funding statewide. It is about time we realize that we must bring tourism into the 21st century.

It just makes sense to support this bill and support Representative Godshall's amendment. Thank you very much.

The SPEAKER. The Chair recognizes the gentleman from Cumberland, Mr. Nailor.

Mr. NAILOR. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of reverting to the prior printer's number, Representative Godshall's amendment.

I think we try to encourage businesses in Pennsylvania, at least we say we do. We say we want to create more jobs. Well, here is a chance to have a direct impact on one of the fastest, if not the fastest, industry that is growing in Pennsylvania.

This amendment to revert to the prior printer's number would be a sound investment in Pennsylvania's future. Our return to increased State taxes in the future would certainly more than fund this effort itself. As tourism grows, so will our State revenues.

I ask my colleagues for their support to revert to the prior printer's number. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Blair, Mr. Geist, is recognized.

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

I rise also to urge an affirmative vote on the motion to revert.

This legislation, which Representative Godshall and his committee have spent so much time working on, not only worries about the next fiscal year, it allows for the promoting of projects that go out longer than that — 2, 3, and 4 years out — where we want to reach a market to bring foreigners to Pennsylvania, to bring others to Pennsylvania for site-specific events.

It is a very, very smart piece of legislation. I urge a "yes" vote on reversion, and I urge a "yes" vote on final passage. Thank you.

The SPEAKER. The gentleman, Mr. Pitts, from Chester County.

Mr. PITTS. Thank you, Mr. Speaker.

I rise somewhat reluctantly to oppose my good friend, Bob Godshall's motion to revert to the prior printer's number to establish a dedicated funding for this program.

Mr. Speaker, I just want to sound a warning note to the members of the General Assembly. We have several proposals to do exactly this, to establish dedicated funding for special interest groups. If we want to have a balanced budget and not get into the position which the Federal Government has gotten into by establishing all of these entitlements, we should not give away the power of this General Assembly and future General Assemblies to authorize and allocate funds.

What we do under this bill, if we revert to the prior printer's number, is to give to essentially a nonelected body — only 4 of the 17 members are elected people accountable to the voting public — we give to a nonelected, independent, nonaccountable type of body the authorization to allocate funds. That is a bad precedent; it is a bad fiscal policy.

I would respectfully request that the members oppose this motion.

The SPEAKER. On the question, the Chair recognizes the Democratic floor leader, Mr. DeWeese.

Mr. DeWEESE. Mr. Speaker, the gentleman, Mr. Pitts, stretches the point. The gentleman from Chester indicates that the gubernatorial appointees are not accountable, and I am convinced that the gentleman's perspective is inaccurate.

Everyone in the Commonwealth owes some allegiance, I would hope, to Governor Ridge. For the gentleman, Mr. Pitts, to indicate that the Governor's appointees are not responsible and would not be responsive to their gubernatorial imprimatur makes no sense. I have faith in Governor Ridge's appointees in this process and I would think that he should, too.

The SPEAKER. On the motion of the gentleman, Mr. Godshall, to revert to a prior printer's number, those who vote in the affirmative are voting to revert to the prior printer's number; those who vote in the negative are voting against the reverter.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—140

Adolph	Fairchild	Levdansky	Rooney
Allen	Fajt	Lucyk	Rudy
Argall	Fichter	Lynch	Sainato
Armstrong	Fleagle	Maitland	Santoni
Baker	Flick	Major	Sather
Battisto	Gamble	Manderino	Schuler
Belardi	Geist	Markosek	Serafini
Belfanti	George	Marsico	Shaner
Birmelin	Gigliotti	Masland	Smith, B.
Bishop	Gladeck	Mayernik	Smith, S. H.
Blaum	Godshall	McCall	Staback
Boscola	Gordner	McGeehan	Steelman
Butkovitz	Habay	Melio	Stern
Buxton	Haluska	Merry	Sturla
Caltagirone	Hanna	Michlovic	Surra
Carn	Herman	Micozzie	Tangretti
Carone	Hess	Miller	Thomas
Chadwick	Horsey	Nailor	Travaglio
Clark	Hutchinson	Olasz	Trello
Clymer	Itkin	Oliver	Trich
Cohen, M.	Jadlowiec	Pesci	True
Colaella	James	Petrone	Tulli
Colaizzo	Jarolin	Phillips	Vance
Corpora	Josephs	Piccola	Van Horne
Corrigan	Kaiser	Platts	Veon
Coy	Keller	Preston	Vitali
Curry	King	Ramos	Walko
Daley	Kirkland	Readshaw	Washington
Dempsey	Krebs	Reber	Williams
Dermody	Kukovich	Richardson	Wozniak
DeWeese	LaGrotta	Rieger	Wright, M. N.
DiGirolamo	Laughlin	Roberts	Yewcic
Donatucci	Lederer	Robinson	Youngblood
Druce	Leh	Roebuck	Zimmerman
Egolf	Lescovitz	Rohrer	Zug

NAYS—53

Bard	Dent	Mundy	Stairs
Barley	Fargo	Nickol	Steil
Bebko-Jones	Farmer	Nyce	Stish
Boyes	Feese	O'Brien	Strittmatter
Brown	Gruppo	Perzel	Taylor, E. Z.
Browne	Harhart	Pettit	Taylor, J.

Bunt	Hasay	Pitts	Tigue
Cappabianca	Hennessey	Reinard	Waugh
Cawley	Hershey	Rubley	Wogan
Cohen, L. I.	Kenney	Schroder	Wright, D. R.
Conti	Lawless	Scrimenti	
Cornell	Lloyd	Semmel	Ryan,
Cowell	McGill	Sheehan	Speaker
DeLuca	Mihalich	Snyder, D. W.	

NOT VOTING-3

Civera	Gannon	Raymond
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EXCUSED-7

Durham	Gruitza	Pistella	Stetler
Evans	Petrarca	Saylor	

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

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its decision that the bill was agreed to on third consideration.

On the question,

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

The SPEAKER. For the benefit of the House, the fact that we have reverted to a prior printer's number apparently does not affect the amendment process because it was an amendment and this is an amendment that is now being offered.

On the question recurring,

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

Mr. MICHLOVIC offered the following amendment No. A2348:

Amend Sec. 302, page 8, lines 25 through 28, by striking out all of lines 25 through 27 and "(7)" in line 28 and inserting
(6)

Amend Sec. 302, page 9, lines 7 through 10, by striking out all of lines 7 through 9 and "(9)" in line 10 and inserting
(7)

Amend Sec. 1501, page 15, line 5, by striking out "each fiscal year" and inserting

within one year of the enactment of this act

Amend Sec. 1501, page 15, line 9, by striking out "no later than October 31 of each year"

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. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, I believe this is an agreed-to amendment offered by myself and the gentleman, Mr. Godshall.

It makes two corrections to the bill. First of all, it removes the annual review of the partnership board that is set up in this legislation after the first year, and the reason for that is because the Auditor General does that review and it is not necessary to have both the Auditor General and somebody else do an audit for the agency.

The second change in the bill is that it removes the investment obligation from the partnership in reinvesting funds. We had a provision in the bill that allowed the partnership to reinvest moneys that it was not currently using. That obligation is removed because the State Treasurer does that, and because the Treasurer is using more money, it bulks up a lot of the revenues from a variety of agencies across the State. The Treasurer gets a better return on the money, and so we have removed that provision as well.

Other than that, the amendment makes no substantive changes to the bill, and I would ask for an affirmative vote on the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair at this time may or may not be correcting an earlier statement. The amendment offered by the gentleman which is before us at this time has been drawn to the prior printer's number, 1603, so there is no question as to whether or not it does or does not fit under the prior printer's number. It does fit. It was drawn to 1603 and filed in time to go against 1603.

The Chair recognizes the gentleman, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I also rise to ask for a favorable vote on this amendment. This is an agreed-to amendment. It is technical in nature, and I ask for a "yes" vote. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-194

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

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

NAYS-0

NOT VOTING-2

Civera Raymond

EXCUSED-7

Durham Gruitza Pistella Stetler
Evans Petrarca Saylor

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

Does the gentleman, Mr. Tigie, seek recognition on final passage?

Mr. TIGUE. Yes, Mr. Speaker.

The SPEAKER. The gentleman is recognized.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, I come from an area that relies on tourism as one of its industries, and I reluctantly stand to say that I am opposed to this bill because of the dedicated funding.

It may make sense to have a travel and tourism fund, but to me it does not make any sense to start dedicating part of the sales tax or any other tax to a specific program.

Those of us who are concerned about tax reform and that refuse constantly, we have heard over and over we do not even dedicate funds to go to education and we have constant problems. To take the amount of money from a sales tax and to say that it automatically flows to tourism and travel I think is wrong.

The arguments put forth by Representative Pitts earlier I agree with, and I voted against the amendment and I think that we should oppose this bill and any other bills which dedicate this funding source without any reasonableness of input. As he said, we do not control it. It is just a way for some organization that we will no

longer control to spend money regardless of what the tax revenue is in whole.

If we lose income tax and we lose corporate net income tax and the sales tax goes up, we are going to be looking at cutting other programs but we are going to make sure that tourism and travel have the top priority over education and all the other programs.

So I ask everyone to join me in defeating this bill. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

YEAS-175

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

NAYS-21

Bebko-Jones	Gruppo	Lederer	Nyce
Boyes	Harhart	Lloyd	Perzel
Butkovitz	Hasay	McGeehan	Schroder
Cappabianca	Josephs	Mihalich	Scrimonti
Carone	Keller	Mundy	Tigie
Cawley			

NOT VOTING—0

EXCUSED—7

Durham Evans	Gruitza Petarca	Pistella Saylor	Stetler
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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.

BILLS AND RESOLUTIONS PASSED OVER

The SPEAKER. The balance of the bills and resolutions on today's calendar will be passed over.

That concludes today's voting schedule.

Are there any announcements by any committee chairmen of committee meetings other than Transportation, which has a committee meeting, Mr. Geist, at 10:30 tomorrow morning? Are there any other committee meetings to be announced for tomorrow?

DEMOCRATIC CAUCUS CANCELED

The SPEAKER. The gentleman, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

This is an announcement of cancellation.

Despite a mailing that was sent to every member of the caucus, there will be no caucus tomorrow morning; no caucus tomorrow morning.

The SPEAKER. The Democrat caucus previously scheduled for tomorrow morning apparently has been canceled.

Mr. Fargo, do the Republicans have a caucus tomorrow morning? There is no Republican caucus tomorrow morning.

VOTE CORRECTION

The SPEAKER. Are there any corrections of the record?

The gentleman, Mr. Wright.

Mr. D. R. WRIGHT. Thank you, Mr. Speaker.

I inadvertently voted in the negative on the motion to revert on HB 1077. I wish to be recorded in the affirmative.

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

ANNOUNCEMENT BY MR. BAKER

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

Mr. BAKER. Thank you, Mr. Speaker.

I would like to make one last reminder to the members and staff that the Commonwealth Prayer Breakfast will be at 7:30 tomorrow morning. It will run until 9:30. The Governor is arriving early, so if you could please arrive sharply at 7:30, we would appreciate it. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

Mr. BAKER. It is at the Harrisburg Hotel.

SUPPLEMENTAL CALENDAR A**BILLS ON SECOND CONSIDERATION**

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

SB 655, PN 687; HB 1481, PN 1730; HB 254, PN 236; and HB 270, PN 263.

ADJOURNMENT

The SPEAKER. Does the majority leader have any further business in regular session? Does the Democratic floor leader or Democratic whip have any further business in regular session? The Chair hears none.

The Chair recognizes the gentleman from Chester County, Mr. Schroder.

Mr. SCHRODER. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 9, 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 5:11 p.m., e.d.t., the House adjourned.