

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, OCTOBER 30, 1995

SESSION OF 1995

179TH OF THE GENERAL ASSEMBLY

No. 72

### HOUSE OF REPRESENTATIVES

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

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

#### PRAYER

REV. DR. DONALD G. FISHEL, from East Prospect Zion United Methodist Church, East Prospect, Pennsylvania, guest Chaplain and guest of the gentleman from Huntingdon, Mr. Sather, offered the following prayer:

Let us pray:

Our Father, present in this House, we praise Your name.

We praise You for men and women who are Representatives of this State;

For You are the God of Abraham, Isaac, and Jacob, and us the same.

And for the members of the House, who do much debate,

We pray their desires to legislate, not lead others to resent and to hate.

We thank You for the forgiveness of all who confess. We are grateful that from the chaos it was order You created.

It is our plea that from these great halls of government will come legislation that You can bless;

And peace and love and order will be widely demonstrated

So the lives that the members of this House represent will be able to live lives that are not a mess.

We ask Your intercession for the needs of the families of the House members here represented;

Their children at school or at home or in college; their spouses at home or at work or at play.

And, Lord, when these in the House return to their homes, please let them not be resented.

Give them the wisdom to realize that their spouse and their children may have a word to say.

And now we come, our Father, to that time in our prayer

That a word of confrontation we ask You to deploy. Confront our sinfulness, injustice, selfishness, inhumanity, so unfair;

Let our morality, ethics, character, faith, servanthood be such everyone will enjoy.

*And now, our Father, the business of this House is at hand.*

Much work is unfinished and needs to be done and tested by fire.

Let them no outlandish promises make, because the outcome is Yours to command.

Close their ears to the critics, for Your word says, "A laborer is worth his hire."

And one final petition, our Father: Just as these men in this House and these women in this House represent this State and seek Your will for its guidance and the decisions that are here made, we would pray for our family, friends, and brothers and sisters in Canada and would ask that You might bring them unity and peace and love and joy, that as we desire to have the same here at our home, that they might find the same in theirs.

*In the name of Christ. 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, October 25, 1995, will be postponed until printed. The Chair hears no objection.

#### JOURNAL APPROVED

The SPEAKER. The Journal for Wednesday, March 22, 1995, is in print and, without objection, will be approved. The Chair hears no objection.

Westmoreland, Mr. MIHALICH; and the gentleman from Philadelphia, Mr. EVANS.

The SPEAKER. The Chair thanks the gentleman.

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

### VOTE CORRECTION

The SPEAKER. Does the gentleman, Mr. Sturla, seek recognition?

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, on October 25 I was failed to be recorded on amendment A5095 to HB 233. I wish to be recorded in the affirmative.

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

### GUESTS INTRODUCED

The SPEAKER. Here to the left of the Speaker is the guest of Representative Saylor — Mr. Michael Jasienski. Will the gentleman please rise. Mr. Jasienski.

And a group of students from Eastern College, here today as the guests of Representative Pitts of Chester County. These students are located at the moment to the left of the Speaker. Will the students please rise.

### FRANKLIN D. LINN, SR., PRESENTED

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

The Chair recognizes the gentleman, Mr. Tulli.

Mr. TULLI. Thank you, Mr. Speaker.

Today I would like to take a brief moment to honor someone from our caucus, our House of Representatives—

The SPEAKER. The gentleman will yield.

Conferences in the aisle, please break up. Conferences in the aisles, please break up.

Sergeant at Arms, clear the area behind the rails. Conference in the side aisle, please break up.

The gentleman, Mr. Tulli.

Mr. TULLI. Thank you, Mr. Speaker.

If I may take a few moments today to honor one of the people from this House of Representatives who has served long and well here, but not for his work here.

Frank Linn, known to most of you in this chamber, has been a commissioner of Lower Swatara Township for over 21 years, and this year, this month, Frank D. Linn, Sr., was honored by the Pennsylvania Chapter of the American Public Works Association as the Local Elected Official of the Year. This high honor was earned by his tenacious service and duty to the people of Lower Swatara Township. As his State Representative, I know that he does not give up on issues very easily. He keeps after them until he gets the assistance he wants and needs.

I have been further honored by having his friendship, and in many cases in the 106th District, Frank has been willing to go out and represent me when I could not make an event or some personal matter that I needed to attend. But Frank has been there to serve Lower Swatara Township and the 106th District, and I know the

Speaker certainly appreciates him as one of his handy right-hand men in his office.

He has been honored statewide for his service in Lower Swatara Township, and I wish to join you today in presenting this citation to him, which reads at the end, "NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates Franklin D. Linn, Sr., on the great honor which has been bestowed upon him;..." and present this to him on this day and ask that you join me in congratulating him. Frank.

The SPEAKER. As many of you know, Frank works for me, has for some 20-odd years, but what most of you probably do not know, as you have seen him walk around here — not walk around here, but you know that he gets dressed up and he acts as Santa Claus at Christmastime — but one of the things you probably do not know about him is that he also spends a lot of time, on a voluntary basis, with the Lions Club; he gets dressed up as Santa Claus and participates in the summer, I forget just what the name is, but with one of the handicapped children's hospitals; and as a Santa Claus, appears in July, and all of this at his own expense, his own doing — he gives gifts.

He is really a remarkable person, and he is to be congratulated. He is really quite a person. But the problem is, I will never hear the end of this, and I just wish you had saved this for a couple more years. Thank you.

### MASTER ROLL CALL

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

The following roll call was recorded:

#### PRESENT—194

Adolph	Egolf	Lucyk	Saylor
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	Micozzie	Steil
Boyes	Godshall	Miller	Stern
Brown	Gordner	Mundy	Stetler
Browne	Gruppo	Nailor	Stish
Butkovitz	Habay	Nickol	Strittmatter
Buxton	Haluska	Nyce	Sturta
Caltagirone	Hanna	O'Brien	Surra
Cappabianca	Harhart	Olasz	Tangretti
Carn	Hasay	Oliver	Taylor, E. Z.
Carone	Hennessey	Perzel	Taylor, J.
Cawley	Herman	Pesci	Thomas
Chadwick	Hershey	Petrarca	Tigue
Civera	Hess	Petrone	Trello
Clark	Horsey	Petit	Trich
Clymer	Hutchinson	Phillips	True
Cohen, L. I.	Itkin	Piccola	Tulli
Cohen, M.	Jadlowiec	Pitts	Vance
Colafella	James	Platts	Van Horne

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

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—8

Bunt	Evans	Michlovic	Pistella
Corrigan	Gruitza	Mihalich	Travaglio

## LEAVES ADDED—1

Roebuck

## LEAVES CANCELED—1

Bunt

**REPUBLICAN CAUCUS**

The SPEAKER. The gentleman, Mr. Fargo.

Mr. FARGO. Thank you, Mr. Speaker.

The Republican members will caucus upon the call of the recess here. I would expect the caucus to last until 3 o'clock, at which time we will come back on the floor of the House.

**DEMOCRATIC CAUCUS**

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

Mr. ITKIN. Mr. Speaker, there will be an immediate Democratic caucus at the announcement of the break.

The SPEAKER. Mr. Itkin, the Republican caucus chairman requested a break until 3 o'clock. Is that adequate for your purpose?

Mr. ITKIN. That will be acceptable. Thank you.

The SPEAKER. Thank you.

**APPROPRIATIONS COMMITTEE MEETING**

The SPEAKER. The gentleman, Mr. Pitts.

Mr. PITTS. Mr. Speaker, I would like to call a meeting of the House Appropriations Committee at 2:50. I understand we are coming back at 3 o'clock, so 10 minutes before we come back in room 243, the Appropriations conference room, in regular session.

**ANNOUNCEMENT BY MR. ZUG**

The SPEAKER. The Chair recognizes again the gentleman, Mr. Zug.

The Chair recognizes the gentleman, Mr. Zug, who made an earlier announcement to a half-full House.

Mr. ZUG. Thank you, Mr. Speaker.

I would just like to inform the House that on Thursday, last Thursday, I was honored to be the father of my second child, the first boy, Benjamin Peter. Thank you.

**RECESS**

The SPEAKER. Does the Republican leader or Democratic floor leader have any further business at this time?

Hearing none, the Chair declares this House in recess until 3 p.m., unless sooner recalled by the Chair.

**RECESS EXTENDED**

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

**AFTER RECESS**

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

**BILLS REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader.

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

HB 496;  
HB 778;  
HB 1025;  
HB 1728; and  
HB 1945.

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

**BILLS RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.

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

HB 496;  
HB 778;  
HB 1728; and  
HB 1945.

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

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. PERZEL. Mr. Speaker, I move that HB 1025 be recommitted to the Committee on Agriculture and Rural Affairs.

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

**CALENDAR****BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1973, PN 2430**, entitled:

An Act amending the act of July 12, 1972 (P.L.781, No.185), known as the Local Government Unit Debt Act, further providing for the authorization to pledge the proceeds of certain bonds or notes.

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?

**MOTION TO RECOMMIT**

The SPEAKER. Does the gentleman, Mr. Gigliotti, desire recognition on this bill?

Mr. GIGLIOTTI. Yes, Mr. Speaker.

I would like to have a motion to recommit this bill back to the Finance Committee, please.

The SPEAKER. Your motion is to recommit the bill to the Finance Committee?

Mr. GIGLIOTTI. Yes, sir.

The SPEAKER. All right.

The gentleman, Mr. Gigliotti, has moved that HB 1973, PN 2430, be recommitted to the Committee on Finance.

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

The SPEAKER. The gentleman, Mr. Nickol, do you care to debate this? The gentleman is recognized.

Mr. NICKOL. Thank you, Mr. Speaker.

On the last day of session last year, we passed a bill amending the Local Government Unit Debt Act. It allowed local governments to issue bonds to pay off pension debts. My bill, HB 1973, would remove one section of this bill which allows a pledge of pension assets to secure the debt to bondholders. There are serious problems with this section of the law. I urge anyone who might doubt me to read the actuarial note issued by the Public Employee Retirement Commission.

The timing of this legislation is critical. We cannot delay to revert back to committee. We need to do this quickly and get consideration for the legislation. Any local government unit who

unsuspectly tries to use this mechanism will encounter great difficulties.

Number one, it is bad public policy. This mechanism allows municipalities to pledge the same dollar twice — pledge it once to bondholders and once to members of the pension system. There are serious problems for unsuspecting local governments. That is why we cannot delay and send it back to committee. We have to address it today.

Federal law has an exclusive benefit rule under which you cannot use assets from a pension fund for the benefit of anyone else except the beneficiaries of that fund. It is an issue of tax qualification. The IRS (Internal Revenue Service) enforces tax qualification. An unsuspecting municipality who follows this route outlined by this section could end up, if the IRS cracks down on them, with the taxation of their pension plan earnings, or you may see, if you are an employee, that you have to start paying tax dollars on your contribution to the pension plan itself.

This section is also seriously unworkable and needs to be addressed today. There is a mechanism missing in this section to reduce the pledge of assets as bond debts are paid off. In a worst-case scenario, you could end up in future years with the local government unable to pay benefits to retirees because they cannot touch the pledged assets in the fund.

Local governments can move forward with issuing bonds to pay off pension debt without this section of law. We should not delay closing this potential pitfall for our local governments.

I urge members to defeat the move to recommit this bill to the Finance Committee. Thank you.

The SPEAKER. The question before the House — and the Chair apologizes for not policing that question closer; it was called to the Chair's attention by the gentleman, Mr. George, the strict Parliamentarian that he is — the question before the House is on the motion to recommit, not on the merits of the bill. I allowed that to get out of hand and will not allow that to happen again. Thank you, Mr. George.

The Chair recognizes the gentleman, Mr. Nyce, on the question to recommit; the question to recommit.

Mr. NYCE. Thank you, Mr. Speaker.

Mr. Speaker, this bill was considered before the Finance Committee, I believe, and passed out on to the floor unanimously. It is absolutely necessary that we address this bill for the very reasons you heard from Representative Nickol. It is fiscally prudent to do it at this time. The tax consequences are overwhelming for our local pension plans. We should not delay further debate on this bill and in fact should take it up as quickly as possible.

Once we have defeated this motion, many of us are planning to debate the prerogatives included in the bill, and I would encourage the members to listen very closely. Recommittal will not solve that problem, and it is an immediate one.

I urge a defeat of the motion.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Gigliotti.

Mr. GIGLIOTTI. Thank you, Mr. Speaker.

Mr. Speaker, I am sorry the people feel the way they do about this bill, but this affects my city of Pittsburgh, and, Mr. Speaker, this could have an effect on the city of Chester, Lancaster, Altoona, Reading, McKeesport, Pittsburgh, and Erie. I think we have to study this a little bit more and have more hearings on it. That is why I want to recommit it to the Finance Committee, and I so move.

The SPEAKER. The gentleman, Mr. Buxton, from Dauphin County.

Mr. BUXTON. Thank you, Mr. Speaker.

I rise to support the motion to recommit the bill to Finance.

This legislation, the phrase that is being deleted in HB 1973 was inserted in the last session of the legislature to help those municipalities who may not have a high bond rating in order that they may lower the rate to pay interest to the bondholders and fund their debt.

The SPEAKER. Will the gentleman yield.

The gentleman is into the merits of the bill, and he is requested to stay on the motion to recommit.

Mr. BUXTON. Mr. Speaker, I rise to support the motion to recommit. This bill has an effect on many of our municipalities in Pennsylvania and needs to be reconsidered by the Finance Committee.

The SPEAKER. The Chair thanks the gentleman.

**LEAVE OF ABSENCE**

The SPEAKER. The Chair is requested by the gentleman, Mr. Itkin, to return to leaves of absence and recognizes the gentleman, Mr. Itkin, who asks that the gentleman from Philadelphia, Mr. ROEBUCK, be added to today's leave of absence list. Without objection, the gentleman, Mr. Roebuck, is granted leave. The Chair hears no objection.

**CONSIDERATION OF HB 1973 CONTINUED**

The SPEAKER. The question before the House is the motion to recommit by the gentleman, Mr. Gigliotti.

The gentleman, Mr. Lynch, on the question of recommital.

Mr. LYNCH. Thank you, Mr. Speaker.

As the Republican House member of the Public Employee Retirement Commission, I very strongly want to urge the defeat of the recommit motion.

The Finance Committee has already looked at it. I think it is time that we go with the merits of this particular bill and go with it.

I strongly oppose recommitting it, and I urge all the other members to do so as well. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Trello.

Mr. TRELLO. Mr. Speaker, several members of the Finance Committee indicated that this bill was discussed in the committee and reported out unanimously, and he is 100-percent right. I also voted to report this bill out. Since that time a number of interested parties from our municipalities and also bonding companies have indicated they have not had an opportunity to testify about the merits of the bill. They feel there are some problems with it. They would certainly like to have a committee meeting to discuss their concerns, and for that reason and that reason only, I think they should have their day in court and offer their testimony about the problems that they feel exist in the bill, and I would support a motion to recommit for that purpose only.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—92**

Battisto	Fajt	Lucyk	Scrimenti
Bebko-Jones	Gamble	Manderino	Shaner
Belardi	George	Markosek	Staback
Belfanti	Gigliotti	Mayermik	Steelman
Bishop	Gordner	McCall	Stetler
Blaum	Haluska	McGeehan	Stish
Boscola	Hanna	Melio	Sturla
Butkovitz	Horsey	Mundy	Surra
Buxton	Itkin	Olasz	Tangretti
Caltagirone	James	Oliver	Thomas
Cappabianca	Jarolin	Pesci	Tigue
Cawley	Josephs	Petrarca	Trello
Cohen, M.	Kaiser	Petrone	Trich
Colafella	Keller	Preston	Van Horne
Colaizzo	Kirkland	Ramos	Veon
Corpora	Kukovich	Readshaw	Vitali
Coy	LaGrotta	Rieger	Walko
Curry	Laughlin	Roberts	Washington
Daley	Lawless	Robinson	Williams
DeLuca	Lederer	Rooney	Wozniak
Dermody	Lescovitz	Rudy	Wright, D. R.
DeWeese	Levdansky	Sainato	Yewwic
Donatucci	Lloyd	Santoni	Youngblood

**NAYS—100**

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

**NOT VOTING—1**

Carn

**EXCUSED—9**

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

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

YEAS-151

Adolph	Fargo	Maitland	Schroder
Allen	Farmer	Major	Schuler
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Markosek	Serafini
Baker	Fleagle	Marsico	Shaner
Bard	Flick	Masland	Sheehan
Barley	Gamble	Mayernik	Smith, B.
Battisto	Gannon	McGeehan	Smith, S. H.
Belardi	Geist	McGill	Snyder, D. W.
Belfanti	George	Merry	Staback
Birmelin	Gladeck	Micozzie	Stairs
Blaum	Godshall	Miller	Steil
Boscola	Gruppo	Mundy	Stern
Boyes	Habay	Nailor	Stish
Brown	Haluska	Nickol	Strittmatter
Browne	Harhart	Nyce	Surra
Butkovitz	Hasay	O'Brien	Tangretti
Caltagirone	Hennessey	Perzel	Taylor, E. Z.
Carone	Herman	Petrone	Taylor, J.
Cawley	Hershey	Pettit	Thomas
Chadwick	Hess	Phillips	Tigue
Civera	Hutchinson	Piccola	Trich
Clark	Itkin	Pitts	True
Clymer	Jadlowiec	Platts	Tulli
Cohen, L. I.	James	Ramos	Vance
Conti	Jarolin	Raymond	Veon
Cornell	Keller	Reber	Waugh
Cowell	Kenney	Reinard	Williams
Coy	King	Rieger	Wogan
Daley	Krebs	Roberts	Wozniak
Dempsey	Laughlin	Rohrer	Wright, D. R.
Dent	Lawless	Rooney	Wright, M. N.
DeWeese	Lederer	Rubley	Youngblood
DiGirolo	Leh	Rudy	Zimmerman
Donatucci	Lescovitz	Sainato	Zug
Druce	Lloyd	Santoni	
Durham	Lucyk	Sather	Ryan,
Egolf	Lynch	Saylor	Speaker

NAYS-36

Bebko-Jones	Gigliotti	Levdansky	Stelman
Buxton	Gordner	McCall	Stetler
Cappabianca	Hanna	Olasz	Sturla
Cohen, M.	Horsey	Pesci	Trello
Corpora	Josephs	Petrarca	Van Horne
Curry	Kaiser	Preston	Vitali
DeLuca	Kirkland	Readshaw	Walko
Dermody	Kukovich	Robinson	Washington
Fajt	LaGrotta	Scrimenti	Yewcic

NOT VOTING-6

Bishop	Colafiglia	Melio	Oliver
Carn	Colaizzo		

EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

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

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The House proceeded to third consideration of **HB 294, PN 287**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for expenses of county officers for attending certain meetings.

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-190

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

Dermody	Laughlin	Rooney	Youngblood
DeWeese	Lawless	Rubley	Zimmerman
DiGirolamo	Lederer	Rudy	Zug
Donatucci	Leh	Sainato	
Druce	Lescovitz	Santoni	Ryan,
Durham	Levdansky	Sather	Speaker

NAYS-0

NOT VOTING-3

Carn	Olasz	Trello
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EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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 2010, PN 2675**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, further providing for preemption by the Commonwealth.

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.

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. The clerk will strike the vote.

The gentleman, Mr. Kenney, you had a motion on this bill?

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

Mr. KENNEY. Thank you, Mr. Speaker.

Mr. Speaker, HB 2010 arose out of an act we had passed last year, Act 131 of 1994, establishing food employee certification programs throughout the Commonwealth. What had happened in the city of Philadelphia, Mr. Speaker, is there was a city ordinance passed which conflicted somewhat with the new act that we passed in the legislature, what I felt was an ordinance in the city that was certainly unrealistic and an undue burden on some of our small business people that owned food establishments,

and I have been trying to work with the chairmen of the Agriculture Committee, Mr. Bunt and Mr. Lloyd, and also with the city of Philadelphia to clarify some language.

Just recently, Mr. Speaker, the city of Philadelphia has stated that maybe we were misinterpreting the city ordinance dealing with food certification, and they had said in writing, Mr. Speaker, that the city ordinance dealing with this issue, and I will quote from a letter they had circulated: "It is our hope" - and this is the city - "and anticipation, codified in Bill No. 602, that the one certified food handler in each establishment would instruct other employees in proper food handling practices applicable to their individual duties," end of quote, Mr. Speaker.

Mr. Speaker, this clarified an issue to the small business people in the food industry, I think temporarily until the city ordinance goes into effect, that only one person per food establishment will have to be certified from the city of—

The SPEAKER. Will the gentleman, Mr. Kenney, yield.  
Is the gentleman speaking on final passage?

BILL TABLED

Mr. KENNEY. Mr. Speaker, I just wanted to put in that language, the letter from the city clarifying the city ordinance, and since they are saying that only one person per food establishment shall be certified, I would ask that until this ordinance takes effect in the city, this bill be temporarily tabled.

So I would make a motion that the bill, HB 2010, temporarily— Is that in order, Mr. Speaker?

The SPEAKER. Well, if you take the word "temporarily" out, we could accommodate you perhaps.

Mr. KENNEY. How about I make a motion that the bill be tabled?

The SPEAKER. This is not a debatable motion on the question of tabling.

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

The following roll call was recorded:

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	Micozzie	Stern
Boyes	Godshall	Miller	Stetler
Brown	Gordner	Mundy	Stish
Browne	Gruppo	Nailor	Strittmatter
Butkovitz	Habay	Nickol	Sturla
Buxton	Haluska	Nyce	Surra
Caltagirone	Hanna	O'Brien	Tangretti
Cappabianca	Harhart	Olasz	Taylor, E. Z.
Carn	Hasay	Oliver	Taylor, J.

Carone	Hennessey	Perzel	Thomas
Cawley	Herman	Pesci	Tigue
Chadwick	Hershey	Petrarca	Trello
Civera	Hess	Petrone	Trich
Clark	Horsey	Pettit	True
Clymer	Hutchinson	Phillips	Tulli
Cohen, L. I.	Itkin	Piccola	Vance
Cohen, M.	Jadlowiec	Pitts	Van Horne
Colafella	James	Platts	Veon
Colaizzo	Jarolin	Preston	Vitali
Conti	Josephs	Ramos	Walko
Cornell	Kaiser	Raymond	Washington
Corpora	Keller	Readshaw	Waugh
Cowell	Kenney	Reber	Williams
Coy	King	Reinard	Wogan
Curry	Kirkland	Rieger	Wozniak
Daley	Krebs	Roberts	Wright, D. R.
DeLuca	Kukovich	Robinson	Wright, M. N.
Dempsey	LaGrotta	Rohrer	Yewcic
Dent	Laughlin	Rooney	Youngblood
Dermody	Lawless	Rubley	Zimmerman
DeWeese	Lederer	Rudy	Zug
DiGirolamo	Leh	Sainato	
Donatucci	Lescovitz	Santoni	Ryan,
Druce	Levdansky	Sather	Speaker
Durham	Lloyd	Saylor	

NAYS-0

NOT VOTING-0

EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

\*\*\*

The House proceeded to third consideration of **HB 1868, PN 2584**, entitled:

An Act amending the act of June 13, 1966 (1965 P.L.1292, No.515), entitled "An act enabling certain counties of the Commonwealth to covenant with land owners for preservation of land in farm, forest, water supply, or open space uses," providing for use of land by wireless or cellular telecommunications provider.

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-192

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

NAYS-0

NOT VOTING-1

EXCUSED-9

Carn			
Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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 1869, PN 2585**, entitled:

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, further providing for separation, split-off or transfer.

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-190

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

NAYS-1

Levdansky

NOT VOTING-2

Carn

James

EXCUSED-9

Bunt  
Corrigan  
Evans

Gruitza  
Michlovic

Mihalich  
Pistella

Roebuck  
Travaglio

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

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

\*\*\*

The House proceeded to third consideration of **HB 2008, PN 2489**, entitled:

An Act amending the act of December 1, 1965 (P.L.988, No.368), known as the Weights and Measures Act of 1965, further providing for the sale of potatoes.

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-192

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

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

NAYS-0

NOT VOTING-1

Carn

EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

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

\*\*\*

The House proceeded to third consideration of **SB 666, PN 1520**, entitled:

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), entitled "The Second Class Township Code," providing for compensation of township supervisors; and further providing for the acquisition of certain historical properties.

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

**BILL RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. PERZEL. Mr. Speaker, I move that SB 666 be recommitted to the Committee on Appropriations.

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

\*\*\*

**BILL PASSED OVER TEMPORARILY**

The SPEAKER. SB 578 is over temporarily.

\*\*\*

The House proceeded to third consideration of **HB 774, PN 859**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the pay of officers and enlisted personnel.

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-191

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

DeWeese	Lederer	Rubley	Youngblood
DiGirolamo	Leh	Rudy	Zimmerman
Donatucci	Lescovitz	Sainato	Zug
Druce	Levdansky	Santoni	
Durham	Lloyd	Sather	Ryan,
Egolf	Lucyk	Saylor	Speaker
Fairchild			

NAYS-0

NOT VOTING-2

Allen	Carn
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EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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 1582, PN 1865**, entitled:

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

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-192

Adolph	Fairchild	Lynch	Schroder
Allen	Fajt	Maitland	Schuler
Argall	Fargo	Major	Scrimenti
Armstrong	Farmer	Manderino	Scimmel
Baker	Feese	Markosek	Serafini
Bard	Fichter	Marsico	Shaner
Barley	Fieagle	Masland	Sheehan
Battisto	Flick	Mayernik	Smith, B.
Bebko-Jones	Gamble	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Snyder, D. W.
Belfanti	Geist	McGill	Staback
Bimmelin	George	Melio	Stairs
Bishop	Gigliotti	Merry	Steelman
Blaum	Gladeck	Micozzie	Steil
Boscola	Godshall	Miller	Stern
Boyes	Gordner	Mundy	Stetler
Brown	Gruppo	Nailor	Stish
Browne	Habay	Nickol	Strittmatter
Butkovitz	Haluska	Nyce	Sturla
Buxton	Hanna	O'Brien	Surra

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

NAYS-0

NOT VOTING-1

Carn

EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

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

\*\*\*

The House proceeded to third consideration of **SB 652, PN 1486**, entitled:

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), entitled "Second Class County Code," providing for the collection of taxes on real property from rent payable by tenants; further providing for the collection of tax and municipal claims by suit and for the interest rate on contributions when a person is separated from service; providing for the purchase of credit for service immediately following original employment; further providing for eligibility for retirement allowances and for requirements for credit for previous service; providing for deputy fire marshals; and making a repeal.

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

**BILL RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader.  
Mr. PERZEL. Mr. Speaker, I move that SB 652 be recommitted to the Committee on Appropriations.

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

**RESOLUTIONS****RESOLUTIONS PASSED OVER**

The SPEAKER. Concurrent resolution HR 167 is over.  
All the resolutions on page 5 are over.

**BILLS ON THIRD CONSIDERATION****BILL PASSED OVER**

The SPEAKER. HB 881 on page 2 is over.

\*\*\*

The House proceeded to third consideration of **SB 578, PN 1519**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "classic motor vehicle" and "commercial motor vehicle"; further providing for the transfer of ownership of a vehicle; providing for the development of an electronic lien program, for a drug abuse resistance education registration plate, for special funds, for collectible motor vehicles and for an emission reduction program in the Department of Environmental Protection; further providing for the enforcement of the International Fuel Tax Agreement; revising reporting taxes and administrative procedures; making appropriations; and making a repeal.

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

Mr. GEIST offered the following amendment No. **A5487**:

Amend Title, page 1, line 4, by inserting after "VEHICLE"  
and for the use of certain electronic speed timing  
devices by qualified police officers

Amend Sec. 10, page 11, line 16, by striking out "AND 2105" and  
inserting

, 2105 and 3368(c)

Amend Sec. 10, page 17, by inserting between lines 26 and 27  
§ 3368. Speed timing devices.

\*\*\*

(c) Mechanical, electrical and electronic devices authorized.—

(1) Except as otherwise provided in this section, the rate of speed of any vehicle may be timed on any highway by a police officer using a mechanical or electrical speed timing device.

(2) Except as otherwise provided in paragraph (3), electronic devices such as radio-microwave devices (commonly referred to as electronic speed meters or radar) may be used only by [members of the Pennsylvania State Police.];

(i) members of the Pennsylvania State Police; or  
(ii) members of local police departments who  
comply with all of the following:

(A) The local police officer undergoes an approved training course offered by the Pennsylvania State Police.

(B) The local police officer undergoes on a continuous basis, a semi-annual refresher training program offered by the Pennsylvania State Police.

(C) All costs incurred for the initial and refresher training courses are paid for by the municipality which employs the local police officer.

(3) Electronic devices which calculate speed by measuring elapsed time between measured road surface points by using two sensors and devices which measure and calculate the average speed of a vehicle between any two points may be used by any police officer.

(4) No person may be convicted upon evidence obtained through the use of devices authorized by paragraphs (2) and (3) unless the speed recorded is six or more miles per hour in excess of the legal speed limit. Furthermore, no person may be convicted upon evidence obtained through the use of devices authorized by paragraph (3) in an area where the legal speed limit is less than 55 miles per hour if the speed recorded is less than ten miles per hour in excess of the legal speed limit. This paragraph shall not apply to evidence obtained through the use of devices authorized by paragraph (3) within a school zone.

\*\*\*

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

**AMENDMENT WITHDRAWN**

The SPEAKER. On the question of the adoption of the amendment, the gentleman, Mr. Geist.

Mr. GEIST. Mr. Speaker, that amendment plus other amendments will be withdrawn after Mr. Stetler withdraws his amendment. They were all drawn to another amendment. So that amendment will be withdrawn as long as I believe the Stetler amendment will be withdrawn also.

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

The SPEAKER. My information sheet indicates that Mr. Stetler has withdrawn his amendment. Is that correct, Mr. Stetler? He is nodding in the affirmative.

Now, let us see how many others we get.

Mr. Leh, is your amendment withdrawn? Wonderful.

Mr. Leh, you have two more amendments. Are they all withdrawn? Are all your amendments withdrawn, Mr. Leh?

Mr. LEH. That is right, Mr. Speaker; they are.

The SPEAKER. Mr. Stetler, you are a magic man.

The lady, Mrs. Farmer, is your amendment withdrawn?

Boy, that is control, Mr. Stetler.

Mr. Kaiser, you have three amendments. All withdrawn?

You indicate that you want to give your reasons. Are you sure you want to do that?

Mr. KAISER. Mr. Speaker, I am going to withdraw all three of these amendments. They all had to do with placing devices in police cars in the Commonwealth which would record the video

and audio section of a traffic stop, and unfortunately, there was a technical flaw in the amendment. In the next Title 75 bill I will amend it to include these amendments. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Lloyd, I have marked down for two amendments. Has he withdrawn his amendments? He has not withdrawn his amendments. Oh, shame, shame.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. LLOYD offered the following amendment No. A5458:

Amend Title, page 1, line 7, by striking out "AND" and inserting a comma

Amend Title, page 1, line 9, by inserting after "PROTECTION" and for penalties relating to towed vehicles

Amend Sec. 11, page 17, line 27, by striking out "AND 4706" and inserting  
, 4706 and 4905

Amend Sec. 11, page 18, by inserting between lines 20 and 21 § 4905. Safety requirements for towed vehicles.

\*\*\*

(f) Penalty for violation of subsection (e).—

(1) A person who operates a commercial motor vehicle, as defined in section 1603 (relating to definitions), in violation of subsection (e) commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$300 for each violation.

(2) A person who operates a motor vehicle other than a commercial motor vehicle, as defined in section 1603, in violation of subsection (e) commits a summary offense and shall, upon conviction, be sentenced to pay a fine of not less than \$50 nor more than \$100.

On the question,

Will the House agree to the amendment?

The SPEAKER. On the question of the adoption of the Lloyd amendment 5458, the Chair recognizes the gentleman, Mr. Lloyd.

Mr. LLOYD. Thank you.

Mr. Speaker, last session we passed a law which said that if a specific section of the Vehicle Code does not specify a penalty, that the penalty is automatically \$300. This amendment would reverse that law with regard to noncommercial drivers when they are in violation of the lighting requirements. This is an amendment which was agreed to by the Department of Transportation.

Essentially, the problem arose when a constituent of mine with a boat trailer shorted out his lights when he backed into the Yough Dam to get his boat on the trailer. He is on his way home 2 or 3 miles, the police officer stops him and says, "Oh, it will just be \$50 to \$100." It turned out it was \$300 plus all of the costs.

Prior to what we did last November, it would have been \$50 to \$100. This amendment would return the law to what it was prior to that legislation enacted last year.

As I indicated, the Department of Transportation is in agreement with this amendment.

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

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

I would ask that this amendment be opposed.

First of all, this amendment should have been offered in committee as a bill. Both Representative Gamble and myself would

have addressed it and much more likely brought it out because it is not such a bad amendment.

But SB 578 has been worked on by all four caucuses. It is a bill that we would very much like to keep clean, and it is a bill that this amendment really does not have a home on.

We would ask that we get a "no" vote on this amendment and the amendment to follow. Thank you.

#### AMENDMENT WITHDRAWN

The SPEAKER. The gentleman, Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, I know how to count, and if people are going to play that game, I guess we are going to play it.

The fact of the matter is that I had consultation with staff on the Democratic side of the Transportation Committee with regard to the possibility of having this amendment inserted in the Appropriations Committee. A decision was made not to do that, and that is fine; I can appreciate that; I have been on that side many times. But to argue that this should be defeated because it did not go through committee is simply ignoring the fact that there was an effort to do that.

The other amendment which the gentleman asked you to oppose is in fact in bill form in his committee and the bill has not come out of his committee. Now, we have always taken the position that on Title 75 bills there was an opportunity for members to offer their amendments on the floor. If we are going to do that today and the amendments are going to be voted down, that is fine, but, Mr. Speaker, I think that we are violating the spirit that we have always followed before, especially on amendments which are supported by the Department of Transportation. But I am not going to make a big deal of it, but I will remember, and I will withdraw both amendments.

The SPEAKER. The Chair thanks the gentleman.

The Lloyd amendments are withdrawn.

On the question recurring,

Will the House agree to the bill on third consideration?

The SPEAKER. Amendment A5460, Mr. McGeehan? Withdrawn.

Mr. Lloyd, I must be missing something here.

Mr. LLOYD. Mr. Speaker, I have been asked by some members on your side of the aisle to let the amendment run, and I am going to do that. Let the votes be where they are.

The SPEAKER. Do you always listen to our members?

#### STATEMENT OF CHAIR RESCINDED

The SPEAKER. The Chair withdraws its statement that the Lloyd amendments were withdrawn, and the question before the House is the Lloyd amendment A5458.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-110

Adolph	Fajt	Levdansky	Rooney
Battisto	Farmer	Lloyd	Rudy
Bebko-Jones	Feese	Lucyk	Sainato
Belardi	Fichter	Manderino	Santoni
Belfanti	Gamble	Markosek	Scrimenti
Bishop	George	Mayernik	Shaner
Blaum	Gigliotti	McCall	Smith, S. H.
Boscola	Godshall	McGeehan	Staback
Butkovitz	Gordner	Melio	Steelman
Buxton	Habay	Micozzie	Stetler
Caltagirone	Haluska	Miller	Sturla
Cappabianca	Hanna	Mundy	Surra
Carone	Horsey	Nailor	Tangretti
Cawley	Itkin	Nyce	Thomas
Cohen, M.	James	Olasz	Tigue
Colafella	Jarolin	Oliver	Trello
Colaizzo	Josephs	Pesci	Trich
Corpora	Kaiser	Petrarca	Vance
Cowell	Keller	Petrone	Van Horne
Coy	King	Pettit	Veon
Curry	Kirkland	Preston	Vitali
Daley	Krebs	Ramos	Walko
DeLuca	Kukovich	Readshaw	Washington
Dermody	LaGrotta	Reber	Wozniak
DeWeese	Laughlin	Rieger	Wright, D. R.
DiGirolamo	Lawless	Roberts	Yewcic
Donatucci	Lederer	Robinson	Youngblood
Durham	Lescovitz		

NAYS-81

Allen	Fairchild	Marsico	Sheehan
Argall	Fargo	Masland	Smith, B.
Armstrong	Fleagle	McGill	Snyder, D. W.
Baker	Flick	Merry	Stairs
Bard	Gannon	Nickol	Steil
Barley	Geist	O'Brien	Stern
Birmelin	Gladeck	Perzel	Stish
Boyes	Gruppo	Phillips	Stritmatter
Brown	Harhart	Piccola	Taylor, E. Z.
Browne	Hasay	Pitts	Taylor, J.
Chadwick	Hennessey	Platts	True
Civera	Herman	Raymond	Tulli
Clark	Hershey	Reinard	Waugh
Clymer	Hess	Rohrer	Wogan
Cohen, L. I.	Hutchinson	Rubley	Wright, M. N.
Conti	Jadlowiec	Sather	Zimmerman
Cornell	Kenney	Saylor	Zug
Dempsey	Leh	Schroder	
Dent	Lynch	Schuler	Ryan,
Druce	Maitland	Semmel	Speaker
Egolf	Major	Serafini	

NOT VOTING-2

Carn	Williams
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EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

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

Mr. LLOYD offered the following amendment No. A5459:

Amend Title, page 1, line 4, by inserting after "VEHICLE"  
and for correction of certificate of title

Amend Sec. 2, page 3, line 5, by striking out "SECTION 1111 OF TITLE 75 IS" and inserting

Sections 1111 and 1115 of Title 75 are

Amend Sec. 2, page 3, lines 5 and 6, by striking out "A SUBSECTION" and inserting

subsections

Amend Sec. 2, page 4, by inserting between lines 10 and 11 § 1115. Correction of certificate of title.

\*\*\*

(b.1) Change in name on certificate.—Whenever there is a change of name because of marriage or divorce, the owner shall not be required to apply for a corrected certificate of title but shall, in such manner as the department shall prescribe, inform the department of the new name and of the title number of every vehicle titled in the owner's former name. Upon receipt of such information, the department shall correct the vehicle record of the owner to indicate the name change. The department shall not be required to produce a new certificate of title for a name change because of marriage or divorce, unless the owner submits an application for a new certificate of title. In the event that the owner submits an application for a new certificate of title, such owner shall be required to remit the fee set forth in section 1952 (relating to certificate of title) for the issuance of a certificate of title by the department.

\*\*\*

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

The SPEAKER. On the question of the adoption of amendment A5459, the Chair recognizes the gentleman, Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, this amendment is not only agreed to by the Department of Transportation, it was also drafted by the department.

Under the law now, if a person changes his or her name as a result of marriage or divorce, it is necessary to have a title on a vehicle changed and to pay a fee.

This amendment would allow the person to notify the department, and if the person does not want to have a new title issued, there would be no fee. If the person does want to have a new title issued, then there would, of course, be the fee charged for that title.

As I indicated, the department drafted the amendment and agrees to it.

The SPEAKER. The gentleman, Mr. Geist.

Mr. GEIST. Will the maker of the amendment stand for a brief interrogation?

The SPEAKER. The gentleman indicates he will. You may proceed.

Mr. GEIST. Mr. Speaker, would you please explain to the General Assembly how this defeats Pennsylvania's equal rights amendment which we already have for women?

Mr. LLOYD. How this does what?

Mr. Speaker, this amendment I do not think has anything to do with the equal rights amendment. This amendment says that you are relieved from paying a fee if the department does not in fact

issue a title, and it is up to you whether you want that title to be issued or not.

The SPEAKER. Mr. Geist.

Mr. GEIST. Mr. Speaker, may I be addressed to speak on the amendment?

The SPEAKER. The gentleman is in order.

The interrogation has ended, I assume?

Mr. GEIST. Mr. Speaker, we should be voting "no" on this amendment because it only applies to women. It only applies at marriage and divorce, and PennDOT, of all State agencies, should realize that we already have an equal rights amendment in place in Pennsylvania, and this amendment is absolutely not needed. PennDOT just simply has to stop collecting the fee if they want to.

The SPEAKER. Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, PennDOT does not take that view of the law. This amendment is gender-neutral. Men today sometimes change their names on marriage and divorce. This does not make a distinction between men and women. This is not a matter in which the equal rights amendment mandates anything. There is no discrimination here. The department chooses to charge a fee. This amendment says the department does not have to charge a fee to a man or a woman, whoever it is who wants the record corrected, as long as that person does not want a piece of paper, a new title issued.

So, Mr. Speaker, I do not think the equal rights amendment solves the problem. The department does not think it solves the problem. The department wrote and agrees to the amendment, and I hope the House will, too.

The SPEAKER. The gentleman, Mr. Geist, for the second time.

Mr. GEIST. Thank you, Mr. Speaker.

Our staff tells me that we have gotten the same analysis from PennDOT with a different twist to it.

What I would ask is we vote "no" on this. We will find out which person from PennDOT is telling which of us, all of us, the right truth or not. In this matter I do not believe it applies.

I would ask for a "no" vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-149

Adolph	Durham	Maitland	Scrimenti
Armstrong	Fajt	Major	Semmel
Baker	Farmer	Manderino	Shaner
Battisto	Feese	Markosek	Sheehan
Bebko-Jones	Fleagle	Marsico	Snyder, D. W.
Belardi	Flick	Masland	Staback
Belfanti	Gamble	Mayernik	Stairs
Birmelin	Gannon	McCall	Steelman
Bishop	George	McGeehan	Steil
Blaum	Gigliotti	Melio	Stetler
Boscola	Godshall	Merry	Stish
Boyes	Gordner	Micozzie	Sturla
Brown	Gruppo	Miller	Surra
Browne	Habay	Mundy	Tangretti
Butkovitz	Haluska	Nailor	Taylor, E. Z.
Buxton	Hanna	Nyce	Taylor, J.
Caltagirone	Harhart	O'Brien	Thomas
Cappabianca	Hasay	Olasz	Tigue
Carone	Hennessey	Oliver	Trello

Cawley	Horsey	Pesci	Trich
Chadwick	Itkin	Petrarca	Vance
Civera	James	Petrone	Van Horne
Clymer	Jarolin	Petit	Veon
Cohen, M.	Josephs	Platts	Vitali
Colaferla	Kaiser	Preston	Walko
Colaizzo	Keller	Ramos	Washington
Conti	Kenney	Raymond	Waugh
Corpora	Kirkland	Readshaw	Wogan
Cowell	Krebs	Reinard	Wozniak
Coy	Kukovich	Rieger	Wright, D. R.
Curry	LaGrotta	Roberts	Wright, M. N.
Daley	Laughlin	Robinson	Yewcic
DeLuca	Lawless	Rooney	Youngblood
Dent	Lederer	Rubley	Zug
Dermody	Lescovitz	Rudy	
DeWeese	Levdansky	Sainato	Ryan,
Donatucci	Lloyd	Santoni	Speaker
Druce	Lucyk	Saylor	

NAYS-42

Allen	Fargo	Lynch	Schroder
Argall	Fichter	McGill	Schuler
Bard	Geist	Nickol	Serafini
Barley	Gladeck	Perzel	Smith, B.
Clark	Herman	Phillips	Smith, S. H.
Cohen, L. I.	Hershey	Piccola	Stern
Cornell	Hess	Pitts	Strittmatter
Dempsey	Hutchinson	Reber	True
DiGirolamo	Jadlowiec	Rohrer	Tulli
Egolf	King	Sather	Zimmerman
Fairchild	Leh		

NOT VOTING-2

Carn	Williams
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EXCUSED-9

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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?

The SPEAKER. The gentleman, Mr. McGeehan, I understand has withdrawn his amendments.

The gentleman, Mr. Yewcic, you have no amendments. Is that accurate?

Will the gentleman, Mr. Yewcic, come to the desk.

(Conference held at Speaker's podium.)

On the question recurring,

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

Mr. YEWICIC offered the following amendment No. A5682:

Amend Title, page 1, line 2, by striking out "AND"  
Amend Title, page 1, line 3, by inserting after "VEHICLE"  
and "emergency vehicle"

Amend Sec. 1, page 1, line 15, by striking out "definition of  
"classic motor vehicle" and inserting  
definitions of "classic motor vehicle" and  
"emergency vehicle"

Amend Sec. 1, page 1, line 17, by striking out "IS" and inserting  
are

Amend Sec. 1 (Sec. 102), page 3, by inserting between lines 4  
and 5

"Emergency vehicle." A fire department vehicle, police vehicle,  
sheriff vehicle, ambulance, blood-delivery vehicle, hazardous material  
response vehicle, armed forces emergency vehicle, one vehicle operated  
by a coroner or chief county medical examiner and one vehicle operated  
by a chief deputy coroner or deputy chief county medical examiner used  
for answering emergency calls, or any other vehicle designated by the  
State Police under section 6106 (relating to designation of emergency  
vehicles by Pennsylvania State Police), or a privately owned vehicle used  
in answering an emergency call when used by any of the following:

- (1) A police chief and assistant chief.
- (2) A fire chief, assistant chief and, when a fire company  
has three or more fire vehicles, a second or third assistant chief.
- (3) A fire police captain and fire police lieutenant.
- (4) An ambulance corps commander and assistant  
commander.
- (5) A river rescue commander and assistant commander.
- (6) A county emergency management coordinator.
- (7) A fire marshal.
- (8) A rescue service chief and assistant chief.

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

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

Mr. YEWICIC. Thank you, Mr. Speaker.

This amendment passed unanimously before. All it does is it  
puts HAZMAT (hazardous material) vehicles under the definition  
of "emergency vehicle" so volunteer fire company personnel can  
drive a HAZMAT vehicle. Thank you, Mr. Speaker.

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

Mr. GEIST. Mr. Speaker, could you—

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

Mr. GEIST. Yes.

(Conference held at Speaker's podium.)

The SPEAKER. The Chair recognizes the gentleman,  
Mr. Yewcic. Would the gentleman repeat his remarks?

Mr. YEWICIC. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is the result of Cambria County  
Emergency Services, who requested this amendment to allow  
HAZMAT vehicles to be included in the definition of  
"emergency vehicle" so that volunteer fire company personnel can  
drive the municipally owned HAZMAT vehicle. Currently they  
cannot do so, according to the State Police and PennDOT. This

will correct that, and the State Police and PennDOT both suggested  
that this is the proper course. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-192

Adolph	Fairchild	Lynch	Schroder
Allen	Fajt	Maitland	Schuler
Argall	Fargo	Major	Scrimenti
Armstrong	Farmer	Manderino	Semmel
Baker	Feese	Markosek	Serafini
Bard	Fichter	Marsico	Shaner
Barley	Fleagle	Masland	Sheehan
Battisto	Flick	Mayermik	Smith, B.
Bebko-Jones	Gamble	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Snyder, D. W.
Belfanti	Geist	McGill	Staback
Birmelin	George	Melio	Stairs
Bishop	Gigliotti	Merry	Steelman
Blaum	Gladeck	Micozzie	Steil
Boscola	Godshalf	Miller	Stern
Boyes	Gordner	Mundy	Stetler
Brown	Gruppo	Nailor	Stish
Browne	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	Trello
Civera	Horsey	Pettit	Trich
Clymer	Hutchinson	Phillips	True
Cohen, L. I.	Itkin	Piccola	Tulli
Cohen, M.	Jadlowiec	Pitts	Vance
Colafella	James	Platts	Van Horne
Colaizzo	Jarolin	Preston	Veon
Conti	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Cowell	Kenney	Reber	Waugh
Coy	King	Reinard	Williams
Curry	Kirkland	Rieger	Wogan
Daley	Krebs	Roberts	Wozniak
DeLuca	Kukovich	Robinson	Wright, D. R.
Dempsey	LaGrotta	Rohrer	Wright, M. N.
Dent	Laughlin	Rooney	Yewcic
Dermody	Lawless	Rubley	Youngblood
DeWeese	Lederer	Rudy	Zimmerman
DiGirolo	Leh	Sainato	Zug
Donatucci	Lescovitz	Santoni	
Druce	Levdansky	Sather	Ryan,
Durham	Lloyd	Saylor	Speaker
Egolf	Lucyk		

NAYS-0

NOT VOTING-1

Clark



EXCUSED-9

Bunt Corrigan Evans	Gruitza Michlovic	Mihalich Pistella	Roebuck Travaglio
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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?

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

Donatucci Druce Durham	Lescovitz Levdansky Lloyd	Santoni Sather Saylor	Ryan, Speaker
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NAYS-0

NOT VOTING-0

EXCUSED-9

Bunt Corrigan Evans	Gruitza Michlovic	Mihalich Pistella	Roebuck Travaglio
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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 return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman, Mr. Perzel, who asks for an immediate meeting of the Rules Committee at the majority leader's desk.

**RESOLUTION REPORTED FROM COMMITTEE**

**HR 241, PN 2725**

By Rep. PERZEL

A Resolution amending House Resolution No. 48, adopted May 23, 1995, entitled "A resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive study evaluating existing juvenile programming available across this Commonwealth and to make recommendations to the House of Representatives," further providing for the report of the committee.

**RULES.**

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

**HB 1524, PN 2724 (Amended)**

By Rep. PITTS

An Act amending the act of November 24, 1992 (P.L.732, No.111), known as the Pennsylvania Quality Improvement Act, further providing for council membership and powers and duties, for the foundation and for awards; and authorizing funding by the Commonwealth.

**APPROPRIATIONS.**

**BILLS REREPORTED FROM COMMITTEE****HB 337, PN 1323**

By Rep. PITTS

An Act allocating a percentage of the net proceeds from all unclaimed funds from sheriffs' sales of residential real property to the Pennsylvania Housing Finance Agency for the purpose of assisting potential home buyers with the financing and purchase of homes at sheriffs' sales.

APPROPRIATIONS.

**HB 583, PN 617**

By Rep. PITTS

An Act amending the act of June 21, 1939 (P.L.626, No.294), referred to as the Second Class County Assessment Law, providing for reduction of tax rates in certain cases; and further providing for repeals.

APPROPRIATIONS.

**HB 1924, PN 2565**

By Rep. PITTS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for use of credit and debit cards.

APPROPRIATIONS.

**HB 1940, PN 2396**

By Rep. PITTS

An Act amending the act of May 31, 1945 (P.L.1198, No.418), known as the Surface Mining Conservation and Reclamation Act, further providing for payment in lieu of bond and for reclamation bond credits.

APPROPRIATIONS.

**HB 1944, PN 2566**

By Rep. PITTS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for permits for disabled persons and for a fee for a temporary permit.

APPROPRIATIONS.

**HB 2022, PN 2511**

By Rep. PITTS

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for use of credit and debit cards.

APPROPRIATIONS.

**HB 2033, PN 2522**

By Rep. PITTS

An Act authorizing the Pennsylvania Fish and Boat Commission to convey a Project 70 tract of land in Porter Township, Clinton County, under certain conditions.

APPROPRIATIONS.

**HB 2042, PN 2541**

By Rep. PITTS

An Act amending Title 13 (Commercial Code) of the Pennsylvania Consolidated Statutes, revising the division on investment securities and making conforming amendments to Divisions 1, 4, 5 and 9 of Title 13; providing for subordinated obligations and for qualified financial contracts; and further providing for negotiable instruments.

APPROPRIATIONS.

**HB 2063, PN 2624**

By Rep. PITTS

An Act amending the act of April 27, 1927 (P.L.465, No.299), referred to as the Fire and Panic Act, further providing for smoke detectors in Class VI buildings.

APPROPRIATIONS.

**HB 2066, PN 2616**

By Rep. PITTS

An Act amending the act of March 26, 1931 (P.L.7, No.4), entitled, "An act to cede jurisdiction to the United States over the tracts of lands and buildings occupied, or hereafter to be occupied, by the United States Northeastern Penitentiary, located in and adjacent to the Township of Kelly, County of Union," providing for the ceding of concurrent jurisdiction to the United States for land and facilities occupied by the Federal Bureau of Prisons.

APPROPRIATIONS.

**HB 2073, PN 2625**

By Rep. PITTS

An Act requiring all child day-care facilities in this Commonwealth to have one or more persons competent in first aid techniques and cardiopulmonary resuscitation (CPR) at the facility when one or more children are in care.

APPROPRIATIONS.

**HB 2076, PN 2626**

By Rep. PITTS

An Act providing for the creation of a Statewide Child Day-Care Resource and Referral System in this Commonwealth; and imposing additional responsibilities upon the State Data Center and the Department of Public Welfare.

APPROPRIATIONS.

**HB 2082, PN 2597**

By Rep. PITTS

An Act providing for an income tax refund checkoff for breast and cervical cancer research; and making a repeal.

APPROPRIATIONS.

**SB 347, PN 359**

By Rep. PITTS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for appeals of contempt citations and for the jurisdiction of the Philadelphia Municipal Court.

APPROPRIATIONS.

**SB 806, PN 1485**

By Rep. PITTS

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for security from searches and seizures.

APPROPRIATIONS.

**BILLS ON SECOND CONSIDERATION**

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

**HB 337, PN 1323; HB 583, PN 617; HB 1924, PN 2565; HB 1940, PN 2396; HB 1944, PN 2566; HB 2022, PN 2511; HB 2033, PN 2522; HB 2042, PN 2541; HB 2063, PN 2624; HB 2066, PN 2616; HB 2073, PN 2625; HB 2076, PN 2626; HB 2082, PN 2597; SB 347, PN 359; and SB 806, PN 1485.**

**STATEMENT BY MR. D. R. WRIGHT**

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

Mr. D. R. WRIGHT. Mr. Speaker, I had an amendment 5471 to SB 578 which had been distributed and was at the desk. I do not want to make an issue of it, but I do want the record to show that I had an amendment and it was not called up.

The SPEAKER. Mr. Wright, we apologize to you. We have you on our one list with amendment 5471. We were then given a second list and your name was omitted from the second list, and this is the list that I had had on my desk that I was working from. I am sorry you did not call this to my attention before I ran the bill on final passage.

Mr. D. R. WRIGHT. We were already on final passage before I was aware that you had not called it up, but thank you.

The SPEAKER. Well, you could ask for a reconsideration of the bill on final passage.

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

I really do not want to belabor this issue and hold the House up. I know we have a late evening, and I will attempt this another time.

The SPEAKER. All right. Thank you.

And again, I apologize. It was an oversight.

Will the gentleman, Mr. Wright, come to the desk.

**VOTE CORRECTION**

Mr. GLADECK. Mr. Speaker?

The SPEAKER. The gentleman, Mr. Gladeck.

Mr. GLADECK. I would like to correct the record.

I was inadvertently voted "no" on amendment 5459 to SB 578, and I would like to be recorded in the affirmative. Thanks.

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

**BILL REMOVED FROM TABLE**

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 1524 be removed from the table.

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

**RESOLUTION PURSUANT TO RULE 35**

Mr. McGEEHAN called up **HR 242, PN 2723**, entitled:

A Resolution designating the week of November 12 through 18, 1995, as "Operating Room Nurse Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The SPEAKER. The Chair calls to the attention of the House, this is a rule 35 bill designating a week -- that is, November 12 through 18 -- as "Operating Room Nurse Week" in Pennsylvania.

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

The following roll call was recorded:

**YEAS--191**

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

Curry	Krebs	Rieger	Wogan
Daley	Kukovich	Roberts	Wozniak
DeLuca	LaGrotta	Robinson	Wright, D. R.
Dempsey	Laughlin	Rohrer	Wright, M. N.
Dent	Lawless	Rooney	Yewcic
Dermody	Lederer	Rubley	Youngblood
DeWeese	Leh	Rudy	Zimmerman
DiGirolamo	Lescovitz	Sainato	Zug
Donatucci	Levdansky	Santoni	
Druce	Lloyd	Sather	Ryan,
Durham	Lucyk	Saylor	Speaker
Egolf			

**NAYS-0**

**NOT VOTING-2**

Bishop                      Horsey

**EXCUSED-9**

Bunt	Gruitza	Mihalich	Roebuck
Corrigan	Michlovic	Pistella	Travaglio
Evans			

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

The SPEAKER. Does the Republican floor leader or Democratic floor leader have any further business at this moment in regular session? Any announcements? Do any committee chairmen have any meetings to announce? Any corrections of the record at this time?

We will come back into regular session later today.

**VOTE CORRECTION**

The SPEAKER. Mr. Allen.

Mr. ALLEN. Mr. Speaker, I would like to correct the record.

On final passage of HB 774, my switch did not operate. I would like to be recorded in the affirmative.

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

**RECESS**

The SPEAKER. The Chair declares the regular session in recess to the call of the Chair.

**AFTER RECESS**

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

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the gentleman, Mr. Perzel, who calls for an immediate meeting of the Rules Committee.

**TRANSPORTATION COMMITTEE MEETING**

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

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

I have an announcement to make concerning the Transportation Committee.

The meeting that is scheduled for tomorrow will be held, and because of the lengthy schedule that we have, it more than likely will move also over into Wednesday. So I would just like to make the members aware of that. Wednesday's meeting then would be in the majority caucus room at 10 a.m. if needed. Thank you.

**BILL ON CONCURRENCE REPORTED FROM RULES COMMITTEE**

**HB 272, PN 2726 (Amended)**

By Rep. PERZEL

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for transfer of general fund surplus, for tree harvesting practices, for regulation of employment agencies, for an investigation of the financial integrity and stability of the State Workmen's Insurance Fund, for disposition of surplus property and for appeals of certificate of need applications and health care licensure orders; transferring functions of the Pennsylvania Energy Office and extending provisions; and making repeals.

**RULES.**

**DEMOCRATIC CAUCUS**

The SPEAKER. The gentleman, Mr. Caucus— Mr. Caucus. The gentleman, Mr. Caucus, the Democratic Cohen chairman, is recognized.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, we are going to have a brief Democratic caucus lasting about 20 minutes.

The SPEAKER. This is trick or— No, today is mischief night; tomorrow is trick or treat, huh?

I apologize to the gentleman; it is late.

**REPUBLICAN CAUCUS**

The SPEAKER. Mr. Fargo.

Mr. FARGO. The Republicans will caucus until 20 after 7 in the Republican caucus room, and it is important, very important, that we get to caucus and we get back here at 20 minutes after 7.

The SPEAKER. All right. All members report to their respective caucus rooms immediately, and we will see if we can get back here on time.

Does the Republican or Democratic floor leader have any further business? Are there any announcements or corrections of the record in regular session that need be taken at this time?

**VOTE CORRECTION**

The SPEAKER. The gentleman, Mr. Staback.

Mr. STABACK. Mr. Speaker, correction of the record in regular session did you say? Okay. Yes, sir.

On October 25 when the House voted on HR 236, I was out of my seat. Please let the record show that had I voted, it would have been in the affirmative.

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

Any further corrections of the record in regular session?

Do the committee chairmen have announcements?

**RECESS**

The SPEAKER. The Chair declares the regular session in recess to the call of the Chair.

**AFTER RECESS**

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

**SUPPLEMENTAL CALENDAR A**

**RESOLUTION**

Mr. BLAUM called up **HR 241, PN 2725**, entitled:

A Resolution amending House Resolution No. 48, adopted May 23, 1995, entitled "A resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive study evaluating existing juvenile programming available across this Commonwealth and to make recommendations to the House of Representatives," further providing for the report of the committee.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS-194**

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

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

**NAYS-0**

**NOT VOTING-0**

**EXCUSED-8**

Corrigan	Gruitza	Mihalich	Roebuck
Evans	Michlovic	Pistella	Travaglio

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

**SUPPLEMENTAL CALENDAR B**

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

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 272, PN 2726**, as further amended by the House Rules Committee:

An Act amending the act of April 9, 1929 (P.L. 177, No. 175), known as The Administrative Code of 1929, further providing for crime victim's compensation awards; establishing the Victim's Service Advisory Committee; providing for transfer of general fund surplus, for tree harvesting practices, for regulation of employment agencies, for an investigation of the financial integrity and stability of the State Workmen's Insurance Fund and for appeals of certificate of need applications and health care licensure orders; transferring functions of the Pennsylvania Energy Office and extending provisions; and making repeals.

On the question,  
Will the House concur in Senate amendments as amended by the Rules Committee?

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

YEAS-192

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

NAYS-1

Vance

NOT VOTING-1

Williams

EXCUSED-8

Corrigan	Gruitza	Mihalich	Roebuck
Evans	Michlovic	Pistella	Travaglio

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

The SPEAKER. There will be no further votes. Are there any corrections of the record?

HOUSE SCHEDULE

The SPEAKER. Session will be at 10:30 a.m. There will be a Republican caucus at 10 a.m. Mr. Cohen, same thing? There will be a Democrat caucus at 10 a.m.

Both parties will caucus at 10 a.m. tomorrow morning. Session begins at 10:30 a.m. tomorrow morning.

Is there any further business in regular session from any of the members?

SENATE MESSAGE

AMENDED HOUSE RESOLUTION RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, informed that the Senate has concurred in **HR 31, PN 2650**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

ADJOURNMENT

The SPEAKER. Does the Republican or Democratic floor leader have any further business?

Hearing none, the Chair recognizes the gentleman from Lawrence, Mr. Sainato.

Mr. SAINATO. Mr. Speaker, I move that this House do now adjourn until Tuesday, October 31, 1995, at 10:30 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 9:47 p.m., e.s.t., the House adjourned.

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