LEGISLATIVE JOURNAL

TUESDAY, MARCH 21, 1995

FIRST SPECIAL SESSION OF 1995

No. 25

HOUSE OF REPRESENTATIVES

The House convened at 11:05 a.m.,

THE SPEAKER (MATTHEW J. RYAN) PRESIDING

PRAYER

The SPEAKER. Without objection, the prayer from today regular session will be printed in today's special session Journal.

REV. DR. EMI.YN H. JONES, pastor of Stoverdale United Mothodist Church, Thummelstown, Pennsylvania, offered the following prayer:

following prayer:

(Freat God and creator of our world, we grantfully acknowledge the wonder of Your presence and the delight of Your counsel. We have grown to depend upon Your daily involvement in the affairs of our Commonwealth and humbly submit to Your omnipotent hand that has graciousty guided our Nation and State since their infaincy.

The issues of this day sometimes seem to defy solution - difficult issues that address the quality of our children's future, the crime that presently saddens the lives of many of our entrens, and the poverty of body and soul that victimizes those caught in its web. A multitude of social distresses ory out for equitable solutions and insightful, compassionate legislative leadership. May every problem within our Commonwealth represent a renewed chillenge to bring to bear the guilding motto of our land, "In God we trust."

May it be that every mountaintop within the borders of our State shall proclaim this motto and every valley sing its refrain. We do trust You for solutions to our issues this day, for answers to our future dreams, and goals, for remedies that will enhance every Pennsylvanian, uniting all of our people for the common good.

Hear our prayer, O God, for we humbly seek. Thy face, Amon.

PLEDGE OF ALLEGIANCE DISPENSED WITH

The SPEAKER. Without objection, the Pledge of Allegiance will be dispensed with.

JOURNAL APPROVAL POSTPONED

The SPEAKER Without objection, the approval of the Journal of Monday, March 20, 1995, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE

The SPEAKER. Without objection, the leaves of absence granted in today's regular session will also be granted in the special session.

MASTER ROLL CALL

The SPEAKER Without objection, the master roll call taken in today's regular session will be the master roll call for the special session. The Chair hears no objections

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 10**, **PN 128**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested

SENATE MESSAGE

AMENDED SENATE BILL RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the unendments made by the House by amending said amendments to SB 2, PN 105.

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

SENATE MESSAGE

ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate March 20, 1995

RJ(SOLVED) (the House of Representatives concurring). That when Special Session No. 1 adjourns this week it reconvene on Tuesday, April 18, 1995, unless somer recalled by the President Pro Tempore of the Sonates and be it further.

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MARCH 21, 1995

FIRST SPECIAL SESSION OF 1995

No. 25

HOUSE OF REPRESENTATIVES

The House convened at 11:05 a.m.,

THE SPEAKER (MATTHEW J. RYAN) PRESIDING

PRAYER

The SPEAKER. Without objection, the prayer from today regular session will be printed in today's special session Journal.

REV. DR. EMI.YN H. JONES, pastor of Stoverdale United thodast. Church, Thanquelstown, Pennsylvania, offered the Methodist Chur following prayer:

following prayer:

(Freat God and creator of our world, we grantfully acknowledge the wonder of Your presence and the delight of Your counsel. We have grown to depend upon Your daily involvement in the affairs of our Commonwealth and humbly submit to Your omnipotent hand that has graciousty guided our Nation and State since their infaincy.

The issues of this day sometimes seem to defy solution - difficult issues that address the quality of our children's future, the crime that presently saddens the lives of many of our entrens, and the poverty of body and soul that victimizes those caught in its web. A multitude of social distresses ory out for equitable solutions and insightful, compassionate legislative leadership. May every problem within our Commonwealth represent a renewed chillenge to bring to bear the guilding motto of our land, "In God we trust."

May it be that every mountaintop within the borders of our State shall proclaim this motto and every valley sing its refrain. We do trust You for solutions to our issues this day, for answers to our future dreams, and goals, for remedies that will enhance every Pennsylvanian, uniting all of our people for the common good.

Hear our prayer, O God, for we humbly seek. Thy face, Amon.

PLEDGE OF ALLEGIANCE DISPENSED WITH

The SPEAKER. Without objection, the Pledge of Allegiance will be dispensed with.

JOURNAL APPROVAL POSTPONED

The SPEAKER Without objection, the approval of the Journal of Monday, March 20, 1995, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE

The SPEAKER. Without objection, the leaves of absence granted in today's regular session will also be granted in the special session.

MASTER ROLL CALL

The SPEAKER Without objection, the master roll call taken in today's regular session will be the master roll call for the special session. The Chair hears no objections

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 10**, **PN 128**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested

SENATE MESSAGE

AMENDED SENATE BILL RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the unendments made by the House by amending said amendments to SB 2, PN 105.

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

SENATE MESSAGE

ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate March 20, 1995

RJOSOLVID) (the House of Representatives concurring). That when Special Session No. 1 adjourns this week it reconvene on Tuesday, April 18, 1995, unless sooner recalled by the President Pro Tempore of the Senate, and be it further.

RUSOLVID, That when Special Session No. 1 of the House of Representatives adjourns this week it reconvene on Tuesday, April 18, 1995, unless soomer recalled by the Speaker of the House of Representatives.

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

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

RULES COMMITTEE MEETING

The SPILAKLER. The Chair recognizes the gentleman, Mr. Perzet, who asks for an immediate meeting of the Rules Committee at the majority leader's desk. Members of the Rules Committee will immediately go to the desk of the majority leader.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 103, PN 127

By Rep. PICCOLA

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for basic bill of rights for victims and for responsibilities of local correctional facilities.

JUDICIARY.

BILLS ON CONCURRENCE REPORTED FROM RULES COMMITTEE

An Act amonding Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for conduct of Itearings.

RULES

SB 2, PN 105

By Rep. PERZEL

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual offenses and the consequences of committing sexual offenses, for incest, for statutery sexual assault, for prostitution and related offenses and for award of outdoory, further defining "abuse"; further providing for sexual abuse of children, for information relating to prospective child-core personnel and for sexuances for offenses against infant persons and for intermediate punishment.

RULLS.

HOUSE BILLS INTRODUCED AND REFERRED

By Representatives GLADECK, FIGURER, MELIO, DONATUCCI, I. I. COHEN, CHADWICK, RUBLEY, RAYMOND, E. Z. TAYLOR, DEMPSEY, McGEEHAN

J. TAYLOR, TRELLO, BROWNE, STEELMAN, PISTELLA and HALUSKA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the sale or lease of weapons and explosives

Referred to Committee on JUDICIARY, March 21, 1995.

No. 105 By Representatives GLADBOK, FIGHTER, MELIO, DONATUCCI, E. I. COHEN, RUBLEY, RAYMOND, E. Z. TAYLOR, DEMPSEY, McGEBHAN, J. TAYLOR, MICHILOVIC, TRELLO, BROWNE, STEELMAN, PISTELLA and HALUSKA

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding provisions relating to deadly weapons; further providing for offenses committed with firearms; and providing penalties.

Referred to Committee on JUDICIARY, March 21, 1995.

No. 106 By Representatives GLADLCK, FICHTER, MELIO, DONATUCCI, E. I. COHEN, RAYMOND, E. Z. TAYLOR, DEMPSEY, McGEEHAN, J. TAYLOR, TRELLO, BROWNE, STEELMAN, PISTELLA and HALUSKA

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for aggrevated assault and for transfer to criminal proceedings.

Referred to Committee on JUDICIARY, March 21, 1995.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of HB 5, PN 123,

An Act amending the act of April 9, 1929 (F1, 177, No.175), known as The Administrative Code of 1929, further providing for the powers and duties of the Board of Pardons.

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

Mr. PICCOLA offered the following amendment No. A1573:

Amend Title, page 1, line 20, by inserting after "the" powers and duties of the Amend Sec. 1, page 2, lines 4 through 21, by striking out all of said

Amend Sec. 2, page 2, line 22, by striking out "2" and inserting

Amend Sec. 2, page 2, line 22, by inserting after "act" of April 9, 1929 (P.L.177, No. 175), known as The Administrative Code of 1929
Amend Sec. 3, page 4, line 4, by striking out "3" and inserting

226

LEGISLATIVE JOURNAL — HOUSE

MARCH 21

RESOLVED, That when Special Session No. 1 of the House of Representatives adjourns this week it reconvene on Tuesday, April 18, 1995, unless sooner recalled by the Speaker of the House of Representatives.

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

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

RULES COMMITTEE MEETING

The SPLAKER. The Chair recognizes the gentleman, Mr. Perzel, who asks for an immediate meeting of the Rules Committee at the majority leader's desk. Members of the Rules Committee will immediately go to the desk of the majority leader.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 103, PN 127

By Rep. PICCOLA

An Act amending the act of April 9, 1929 (P.1.177, No.175), known as The Administrative Code of 1929, further providing for basic bill of rights for victims and for responsibilities of local correctional facilities.

JUDICIARY.

BILLS ON CONCURRENCE REPORTED FROM RULES COMMITTEE

HB 10, PN 128

By Rep. PERZEL

An Act amonding Fitte 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for conduct of hearings.

RULES

SB 2, PN 105

By Rep. PERZEL

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Stouttes, further providing for sexual offenses and the consequences of committing sexual offenses, for incest, for statutory sexual assault, for prostitution and related offenses and for award of outdoor, further defining "abuse"; further providing for sexual abuse of children, for information relating to prospective child-care personnel and for sexuances for offenses against infant persons and for intermediate punishment.

RULLS.

HOUSE BILLS INTRODUCED AND REFERRED

No. 104 By Representatives GLADECK, FIGHTER, MELIO, DONATUCCI, L. I. COHEN, CHADWICK, RUBLEY, RAYMOND, E. Z. TAYLOR, DEMPSEY, McGEEHAN

J. TAYLOR, TRELLO, BROWNE, STEELMAN, PISTELLA and HALUSKA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the sale or lease of weapons and

Referred to Committee on JUDICIARY, March 21, 1995.

No. 105 By Representatives GLADECK, FIGHTER, MELIO, DONATUCCI, L. 1 COHEN, RUBLEY, RAYMOND, E. Z. TAYLOR, DEMPSEY, McGERHAN, J. TAYLOR, MICH.OVIC, TRELLO, BROWNE, STEELMAN, PISTELLA and HALUSKA

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding provisions relating to deadly weapons; further providing for offenses committed with firearms; and providing penalties.

Referred to Committee on JUDICIARY, March 21, 1995

No. 106 By Representatives GLADECK, FICHTER, MELIO, DONA FUCCI, E. I. COHEN, RAYMOND, E. Z. TAYLOR, DEMPSEY, McGEEHAN, J. TAYLOR, TRELLO, BROWNE, STEELMAN, PISTELLA and HALUSKA

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for aggrevated assault and for transfer to criminal proceedings.

Referred to Committee on JUDICIARY, March 21, 1995.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 5, PN 123**, entitled.

An Act amending the act of April 9, 1929 (P. 1, 177, No. 175), known as The Administrative Code of 1929, further providing for the powers and duties of the Board of Pardons.

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

Mr. PICCOLA offered the following amendment No. A1573:

Amend Title, page 1, line 20, by inserting after "the" powers and duties of the Amend Sec. 1, page 2, lines 4 through 21, by striking out all of said

Amend Sec. 2, page 2, line 22, by striking out "2" and inserting

Amend Sec. 2, page 2, line 22, by inserting after "act" of April 9, 1929 (P.L.177, No. 175), known as The Administrative Code of 1929
Amend Sec. 3, page 4, line 4, by striking out "3" and inserting

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

The SPEAKER. The Chair recognizes the gentleman from

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piceola. Mr. Piceola. Mr. Piceola. Mr. Piceola. Mr. Piceola. Thank you, Mr. Speaker. On page 2 of the bill, there is a section of the Administrative Code that deals with the composition of the Board of Pardons. This agreement will eliminate that section of the bill, because that issue of the composition of the board is taken eate of under the provisions of SB 4, which is a constitutional amendment. We composite actually deal with the composition of the board statutorily until the constitutional amendment is adopted, and that will take, as you know, the constitutional amendment is adopted, and that will take, as you know, the constitutional amendment is adopted.

two consecutive sessions

So we are asking that the section dealing with the composition of the board be deleted, and that is what this amendment does.

I would urge it be adopted.

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

The following roll call was recorded:

YEAS-198

Adolph Aften Argall Armstrong Baker Barley Barley Battsto Bebko-Jones Belsrdi Belfanti Birmelin Behop Mailland Egolf Fairchild Fajt Fargo Farmer Passa Saylor Schroder Schuler Nerimenti Semmel Serafini Shaner Major Manderino Markosek Marsico Masiand Semmel
Senamel
Shaner
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Steelman
Nicil
Stern
Stotker
Stittmatter
Sturita
Steritat
Strictmatter
Sturita
Taylor, E. Z.
Taylor, E. Z.
Taylor, E. Z.
Taylor, E. Z.
Taylor, E. Taylor, E. Traylor
Trick
Trick
Trick
Trick Mastand Mayernik McCall McGeehan McGeil Melio Merry Michlovic Microzzie Mtoduch Miller Mondy Nailor Nickol Nyce Facsa Fichter Ficagle Flick Flick Ciamble Ciannon Geist Birmelin Birmelin Boscola Boscola Boscola Brown Brown Bunkovitz Bunkovitz Caltagirone Cappabianca Carn Carolay Carday Chadwe Grist George Gradeck Chaldrall Gladeck Chaldrall Growther Gruntes Chruppo Habay Haluska Harma Harsay Herrian Herskey Hess Horsey Hess Horsey Huckinson Ikkin Nyce O'Brien Olasz Olivea Percel Petrone Petrit Pattit Piotola Chadwick Civers Clark Priccola Pistella Pists Platts Preston Rames Raymond Rendanav Reber Keinard Richardson Kieger Roberts Kohinson Roebuck Robuck Clark
Clymer
Cohen, L.
Cohen, M.
Coinfelia
Colaizzo
Conti
Cornell
Corpora Hutchinson Ikun Jadioviec James Jarolin Josephs Kauser Keller Kenney King Kirkland Krebs Trich True Tulli Vance Van Horne Veon Vitali Walke Washington Washington Walliams Williams l'orpora Lowell Cov Corry Daley Defluca Dempsey Wogan Wozniak Wright, D. R. Wright, M. N. Rrebs Kukovich Laughlin Lawless Dennody Yeweie Youngblood

DeWeese DiGirolamo Donatucci Durham

Lescovitz Levdansky Lloyd Lucyk Lynch

Rubley Rudy Sainato Santoni Sather

Zimmerman Zug Ryen, Speaker

NAYS 0

NOT VOTING-0 EXCUSED: 5

Giglioth Last in city

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 Trouse agree to the bill on third consideration as amended?

Ms. JOSEPHS offered the following amendment No. A1527:

Amend Sec. 1 (Sec. 403), page 2, line 15, by inserting after "<u>victim"</u> or crime victim's advocate

the question,

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

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes the lady, Ms. Josephs, on amendment A1527
Ms. JOSEPHS. Thank you, Mr. Speaker.
I think maybe this amendment no longer has a place to go because of the previous amendment. I see Mr. Piccola nodding, so this one is withdrawn, and I believe the same case would— No, that is not so. This one is withdrawn; 1527 is withdrawn.

The SPEAKER. The Chair thanks the lady, who withdraws 1527.

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

Ms. JOSEPHS offered the following amendment No. A1528:

Amend Sec. 2 (Sec. 909), page 3, line 24, by inserting after "rape." Amend Sec. 2 (Sec. 909), page 3, line 28, by inserting after "rape." sexual assault.

On the question,

Will the House agree to the amendment?

The SPEAKER. On the question of the amendment, 1528, the Chair recognizes the lady from Philadelphia Ms JOSEPHIS. Thank you, Mr. Speaker. In the bill, we are enumerating the crimes when we are talking about——I guess I had better approach the Speaker about whether this one is still pertinent, if you do not mind, Mr. Speaker.

1995

LEGISLATIVE JOURNAL -HOUSE

DeWeese DiGirolamo Donatucci Durham

Lescovitz Levdansky Lloyd Lucyk Lynch

Rubley Rudy Sainato Santoni Sather

Zimmerman Zug Ryen, Speaker

Petrance

227

NAYS 0

NOT VOTING-0

EXCUSED: 5

Gigliotta

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 Trouse agree to the bill on third consideration as amended?

Ms. JOSEPHS offered the following amendment No. A1527:

Amend Sec. 1 (Sec. 403), page 2, line 15, by inserting after "<u>victim"</u> or crime victim's advocate

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

AMENDMENT WITHDRAWN

The SPEAKER. The Chair recognizes the lady, Ms. Josephs, on unendment A1527
Ms. JOSEPHS. Thank you, Mr. Speaker.
I think maybe this amendment no longer has a place to go because of the previous amendment. I see Mr. Piccola nodding, so this one is withdrawn, and I believe the same case would— No, that is not so. This one is withdrawn; 1527 is withdrawn. The SPEAKER. The Chair thanks the lady, who withdraws 1527.

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

Ms. JOSEPHS offered the following amendment No. A1528:

Amend Sec. 2 (Sec. 909), page 3, line 24, by inserting after "rape." sexual assault.

Amend Sec. 2 (Sec. 909), page 3, line 28, by inserting after "rape." sexual assault.

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

The SPEAKER. On the question of the amendment, 1528, the Chair recognizes the lady from Philadelphia Ms JOSEPHIS. Thank you, Mr. Speaker. In the bill, we are enumerating the crimes when we are talking about——I guess I had better approach the Speaker about whether this one is still pertinent, if you do not mind, Mr. Speaker.

The following roll call was recorded YEAS-198

two consecutive sessions

So we are asking that the section dealing with the composition of the board be deleted, and that is what this amendment does.

I would urge it be adopted.

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. Piccola Mr. PICCOLA. Thank you, Mr. Speaker
On page 2 of the bill, there is a section of the Administrative Code that deals with the composition of the Board of Pardons. This attendment will climinate that section of the bill, because that issue of the composition of the bill, because that issue of the composition of the board is taken eace of under the provisions of SB 4, which is a constitutional amendment. We cannot actually deal with the composition of the board statutorily until the constitutional amendment is adopted, and that will take, as you know, two consecutive sessions.

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

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

Adolph
Alten
Argall
Argall
Argall
Argall
Argall
Barley
Bar Egolf Fairchild Fajt Fargo Farmer Passa Feese Fichter Fleagle Flick Camble Cannon Geist

Chadwick Civers Clark

Clark
Clymer
Cohen, L.
Cohen, M.
Cotafella
Cotaizzo
Conti
Cornell
Corpora

Corpora Cowell Cov Curry Dalay Defluca Dempsey Durd Demody

Mailland Major Manderino Markosek Marsico Masiand Masiand Mayernik McCall McGeshan McGill Melio Merry Michlovic Micovasie Mitorlosi Miller Mondy Nailor Nickol Niyce Grist George Gladeck Gradeck G Nyce O'Brien Olasz Olivea Percel Petrone Petrit Pattit Piotola Principle
Priceola
Pristella
Prists
Platts
Platts
Preston
Rames
Raymond
Readshaw
Reber
Reinard
Richardson
Richardson
Richardson
Richardson
Roberts
Rob Huichinso Itkin Jadiovvice James Jarolin Josepha Kaiser Keller Kennev King Kirkland Kreba Kukovich Laughlin Lawless Laderer

Saylor Schroder Schuler Nerimenti Semmel Serafini Shaner Semmel
Senamel
Shaner
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Sheehan
Steelman
Nicil
Stern
Stotker
Stittmatter
Sturita
Steritat
Strictmatter
Sturita
Taylor, E. Z.
Taylor, E. Z.
Taylor, E. Z.
Taylor, E. Taylor, E. Taylor, E. Taylor, E. Taylor, E. Traylor, E. Trich
Trich
Trich
Trich
Trich
Trich

Trich
True
Truli
Vance
Van Horne
Veon
Vitali
Walko
Washington
Waugh
Williams

Wogan Wozniak Wright, D. R. Wright, M. N. Yewdio Yewcie Youngblood

The SPEAKER. The lady yields to the gentleman, Mr. Piccola. Mr. PICCOLA. If it will increase the rapidity with which this bill can be dealt with, we would agree to the adoption of this amendment. Ms. JOSEPHS Thank you.

If I can explain it for a moment, we are enumerating crimes of

tence— The SPEAKER. The lady has a winner Ms. JOSEPHS. We are just adding sexual assault, that is all Thank you.

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

The following roll call was recorded

YEAS-198

Adolph
Allen
Argall
Armstrong
Bakur
Barley
Barley
Batley
Batley
BabkurJones
BolkurJones
BolkurJones
BolkurJones
BolkurJones
Brown
Brawn
Brawn
Brawn
Brawn
Brawn
Brawn
Brawn
Brawn
Cattagirony
Cappabianca
Carone
Cacone
Cacone
Cacone Egolf Fairchild Fair Farge Farmer Feese Fichter Fleagle Flick Gamble Gamble Geist George Gladeck Godshall Gordner Gordner Gordner Gordner Gordner Guitza Saylor Schooler Schooler Scrimenti Scrimenti Schaner Shaner Shaner Smith, B. Smith, S. H. Sayder, D. W. Stairs Steelman Steel Maithand Major Mandurino Markosek Mansico Masland Mayernik MaCall McGelan McGall McGelan Michall Mellor Minay Missal Mellor Minay Nailor Nickol Nyce Olasz. Oliver Por 2d Pesci Denne Petiti Phillips Piatts Pistal I Pitts Platts Piatts Preston Petits Pistal I Pitts Platts Preston Petits Platts Preston Petits Pistal I Pitts Platts Preston Petits Platts Pistal I Ramos Preston Ramos Petits Platts Pistal I Pistal I Ramos I Steelman Steel Metern Steeler Steeler Steeler Starta Starta Starta Tangretti Trelle Trelle Trich True Habay Haluska Carn Carone Cawley Chadwick Horman Hershey Hess Horsey Horsey Hutchinson Jadlowiec James Jarolin Josepha Kaiser Keller Kenney Kimu Kirkland Kreba Kirkland Kreba Kirkland Kreba Lawless Ladder Lawless Ladder Lewdansky Layde Lucyk Lynch Clark
Clymer
Cohen, 1... I.
Cohen, M.
Colafella
Colaizzo
Conti
Cornell
Corpola
Cowell
Cov True Truffi Yanco Van Horne Veon Ramos Raymond Rendshaw Rober Reinard Richardson Rieger Roberts Robinson Rocheck Rohrer Roberts Veon Vitali Walko Washington Walke Washington Waugh Williams Wogen Wozniak Wright, D. R. Wright, M. N. Yeweic Yaunghtood Zimmerman Zaug Cowell
Coy
Curry
Daley
DeLuca
Dempsey
Dent
Dermody
DeWese
DiGirolamo
Donatucci
Druce
Durham Roomey Rubley Rudy Sainato Santoni Santoni Sainer Ryan, Speaker

NAYS 0

NOT VOTING O

EXCUSED 5

Petrarea

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 gendeman, Mr. Cohan, from Philadelphia is recognized for the purpose of offering an amendment. The clerk will need the secondarian

is recognized for the purpose of offering an amendment. The clerk will read the amendment.

Mr. COHEN, Mr. Speaker, Mr. Piccola's amendment got rid of the area of controversy, so I withdraw all my amendments.

The SPHAKER, The Choir thanks the gentleman.

Is anyone able to advise me as to whether or not the gentleman, Mr. Horsey, has an amendment?

It would be the ruling of the Chair that the amendment that the gentleman, Mr. Horsey, was going to solumit would be inappropriate in that the amendment offered by the gentleman, Mr. Piccola, eliminated the section that he wanted to amend. So it would be inappropriate and could not be offered, in any event.

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 year and nays will now be taken.

Adolph Egolf Maitland Schroe Allen Fairchild Majior Schule Argall Fajt Manderino Scrim Armstrong Fargo Markosek Semm Baker Farms Marks Serali	enti ≜I ni
Argall Fajt Manderino Scrime Armstrong Fargo Markosek Semm	el ⊒i
	ni.
Dalan Marriso Servito	
Bard Feese Masland Shane:	
Barley Fighter Mayanisk Sheeh.	AIT .
Battisto Florgie McCall Smith,	13 .
Bebko-Jones Flick McGochan Smith,	N. 14.
Belardi Gamble McCriff Snyde	r, D. W.
Belfanti Garmon Melio Stabac	ds.
Birmelm Geist Merry Stairs	
Hishon George Muchlovic Steeln	ian
Blaum Gladeck Micozzie Steil	
Boscola Godshall Mulisheh Ntern	
Boyes Chadner Miller Steller	
Brown Gruitze Mondy Stish	
Browne Gruppo Nailor Stritte	INTIAT
frunt Habay Nickel Sturla	
Butkovitz Haloska Nyce Surra	
Buxton Hanna O'Brien Tanga	ATT1
	r, E. Z.
Cappabianca Hasay Oliver Taylor	r, J.
Carn Hennessey Ferzel Thom-	as.
Carone Herman Peaci Tigue	
Cawley Hershey Petrone Trava	glio

228

LEGISLATIVE JOURNAL -- HOUSE

MARCH 21

The SPEAKER. The lady yields to the gentleman, Mr. Piccola. Mr. PICCOLA. If it will increase the rapidity with which this bill be dealt with, we would agree to the adoption of this amendment. Ms. JOSEPHS Thank you.

If I can explain it for a moment, we are enumerating crimes of leaves—

The SPEAKER. The lady has a winner Ms. JOSEPHS. We are just adding sexual assault, that is all

Thank you.

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

The following roll call was recorded

YEAS-198

Adolph	Egolf	Maitland	- 5
Allen	Fairchild	Major	S
Argell	Fajt	Manderino	5
Armstrong	Fargo	Markosek	s
Enk.47	Farmer	Marsico	84
Rard	Feese	Masland	s
Barley	Pichter	Mayernik	S
Hattisto	Fleagle	MeCall	
Bebko-Jones	Flick	McGeehan	S
Belardi	Gamble	McCill	s
Belfanti	Carmen	Melio	86
Birmelto	Cieist	Merry	- 8
Bishop	Cientge	Michlovic	s
Hisum	Gladeck	Misoscop	
Boscola	Ciodahall	Mihalich	s
Hoyes	Cordner	N1 iller	18
Brown	Chuitza	Mundy	5
Browns	Gruppe	Nailor	s
Bunt	Habay	Nickol	8
Butkovitz	Haluska	Nyce	75
Huxton	Ilanna	C) Hrien	s
Caltagirone	Harbart	Olasz.	T
Cappabianca	Hasay	Oliver	-1
Carn	Hennessey	Perzel	1
Carone	Herrisan	Pesci	7
Cawley	Hersbey	Petrone	- 1
Chadwick	liess	Pettit	
Civera	Horsey	Phillips	11 11 11 11 11 11 11 11
Clark	Hutchinson	Proceste	1
Clymer	lakin	Pistella	7
Cichen, L. I.	Jadlosviec	Pints	
Cohen, M.	James	Platts	
Colafella	Jarolin	Preston	7
Colaizzo	Josepha	Ramos	٦,
Conti	Kaiser	Raymend	,
Comell	Keller	Rendshaw	٠,
Corpora	Kenney	Rober	
Cowell	Kirig	Reinard	١.
Coy	Kirkland	Richardson	`
Curry	Krobs	Rieger	,
Daley	Kukovich	Roberts	,
DeLuca	Laughtin	Robinson	٠,
Dempsey	Lawless	Rochusk	•
Dent	Lederor	Rohrer	3
Dermody	I.eh	Roomes	,
DeWoese	Lescovitz	Rubley	- 2
DiGirolamo	Levdansky	Rudy	- 2
Donatucci	Lioyd	Sainato	
Druce	Lucyk	Santoni	1
Durham	Lynch	Sather	

Saylor Schroder Schuler Scrimenti Nermiel Scrafini Scramm Shaner Shechan Smith, B. Smith, S. H. Snyder, D. W. Stalouk itairs Iteelman Steil Stern Steller Surra
Tangretti
Tavlor, E. Z.
Tavlor, J.
Thomas
Trigue
Travaglio
Trello
Frich
True Frue Fulli Vanco Van Horne Veon Veon Vitali Walko Washington Waugh Williams Wogan Wozniak Wright, D. R. Wright, M. N. Yewoic Youngblood Zimmerman Zug

Ryan, Speaker

445

EXCUSED 5

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. Cohen, from Philadelphia is recognized for the purpose of offering an amendment. The clerk will read the amendment.

Mr. COHED, Mr. Speaker, Mr. Piccola's amendment get rid of the area of controversy, so I withdraw all my amendments.

The SPEAKER. The Chair thanks the gentleman. Is anyone able to advise me as to whether or not the gentleman, Mr. Horsey, has an amendment?

It would be the ruling of the Chair that the amendment that the gentleman, Mr. Horsey, was going to solvinit would be inappropriate in that the amendment offered by the gentleman, Mr. Piccola, eliminated the section that he wanted to amend. So it would be inappropriate and could not be offered, in any event.

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 year and nays. Agreeable to th will now be taken

Adolph	Egoli	Maitland	Schroder
Allen	Fairchild	Major	Schuler
Argall	Fait	Manderino	Scrimenti
Armstrong	Targo	Markosak	Semmel
Baker	Parrier	Marsico	Seratini
Bard	Feese	Masland	Shaner
Barley	Fichter	Mayarank	Sheehan
Battisto	Florence	MoCall	Smith, B.
Hebko-Jones	Flick	Machinetters	Smith, N. H.
Belardi	Gamble	Macrill	Snyder, D. W.
Belfanti	Carmer	Melio	Staback
Birnelm	Cicist	Merry	Stairs
Hishop	George	Michlovie	Steelman
Blaum	Céladook	Micozzie	Steil
Boscola	Godshall	Millistich	Ntern
Boyes	Chadner	Miller	Steller
Brown	Gruitza	Mundy	Stish
Browne	Сицоро	Nailor	Strittmetter
faunt	Habay	Nicolard	Sturia
Butkovitz	Hatuska	Nyce	Surra
Buxton	Honna	O'Brien	Tanggretti
⊏altagirone	Harbart	CHANZ	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Capari	Hennessey	Ferzel	Thomas
Carone	Herman	Panai	Tigue
Casyley	Hershey	Petrone	Travaglio

NAYS 0 NOT VOTING O

229

Hess Horsey Hutchinson Itkin Jadlowice James Jarolin Josephs Kaiser Ketter Ketter Kenney Ponna Philisps Piccola Pistella Patis Presiden Ramos Raymond Readshaw Roberts Roberts Roberts Robrer Roberts Robrer Russey Robrer Russey Robrer Russey Robrer Russey Robrer Russey Russe Chadwick Chadwick Cityria Cilark Cilyria Cohen, L. I. Cohen, M Colafella Colaizzo Conti Cornell Corpora Cowell Coy Keraci King Kirkland Krides Cower Carry Daley Daley Dem Demody Dewood Distrolance Distrolance archs Kulcovich Laughlin Laudorer Ledorer Yewcic Youngblood Zimmerman Zug Rubley leh Jasans da Jevdansky Rudy Sainato Sautom Sather Saylor Ryan. Speaker

NAYS I

Richardson

NOT VOTING 0

EXCUSED-5

LaGrotia Petrarca Corrigan 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 eleck present the same to the Senate for

concurrence.

The House proceeded to third consideration of HB 6, PN 124. entitled

An Act amending the act of August 6, 1941 (P.L.861, No.323), referred to as the Pennsylvania Board of Probation and Parole Law, further providing for investigations and recommendations to the Board of Pardons.

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

Mr. PICCOLA offered the following amendment No. A1690:

Amend Sec. 4 (Sec. 34.1), page 6, line 7, by inserting after "<u>VIOLENCIE</u>"

or is an inmale serving a sentence under 42 Pa.C.S.
\$ 9712 (relating to sentences for offenses committed with finances).

Amond Sec. 4 (Sec. 34.1), page 6, line 8, by inserting a period after CENTER.

Amend Sec. 4 (Sec. 34.1), page 6, lines 8 through 10, by striking out "OR" in line 8 and all of lines 9 and 10

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

The SPEAKER. For the information of the House, amendment 1690 is the exact same amendment as 1599. However, the Reference Bureau, when it drafted the amendment, put it on white paper rather than yellow paper, and it was transposed to the yellow special session paper and given a new printer's number at that time, which we are allowing as an amendment.

On the question, the Chair recognizes the gentleman, Mr. Piccola. Mr. PICCOLA. Thank you, Mr. Speaker.

HB 6 provides that the Board of Pardons, if it is going to act on an application from an inmate in certain circumstances such as those serving life in prison, be required, as part of the recommendation, to recommend that the immate serve at least 1 year in a precelease center.

This amendment would add to the category of immates covered by that requirement to be immates that would be serving a sentence under the mandatory minimum sentences for offenses committed with firearms. So that if such a person were to be recommended for a

firearms. So that if such a person were to be recommended for a commutation or a pardon.

The SPEAKER. Will the gentleman yield.

The gentleman may proceed.

Mi. PICCOLA.—would require that such a person who was convicted of a violation of the firearm statute and was serving a mandatory minimum, part of that recommendation would have to be that the board recommend that a year be served in a prerelease center.

Lock for the approval of the amendment. Mr. Speaker.

I ask for the approval of the amendment, Mr. Speaker.

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

The following roll call was recorded:

YEAS-197

Adalph	Egolf	Maitland	Schroder
Allen	Fairchild	Major	Schuler
Arest1	Faj1	Manderino	Scrimenti
Armstrong	Fargo	Markosek	Semmel
Baker	Farmer	Marsico	Serafini
Bard	Feese	Masland	Shaner
Barley	Fichter	Mayoruk	Streetweet
Hattisto	Ficagic	McCall	Smith, B.
Fiebko-Jones	Flick	McGeehan	Smith, S. H.
Belardi	Cramble	McChill	Snyder, D. W.
Belfanti	Chappon	Melio	Staback
Firmelin	Geist	Merry	Stairs
Bishop	George	Michlovia	Stewlyren
Haum	Cilndeck	Micozzie	Steil
Boscola	Codshall	Mihalich	Storm
Boyes	tionducer	Miller	Station
Brown	Oroutza	Mondy	Stieb
Hrowne	t inuppo	Nailor	Strittmatter
Bunt	Habay	Niekol	Sturla
Bujkovatz	Haltaska	~yee	Sucra
Buxton	I fanna	O Brien	Tangretti
Caltagirone	Harbart	Olesz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Paydor, J.
Caro	Hennessey	Perzel	Thomas
Carono	Harrien	Passar	Tigging
Cawley	Hershey	Petrone	Travaglio
Chad∞ick	Hess	Pettit	Trello
Civera	Horsey	Phillips	Trich
Clark.	Hutchinson	Piccola	True

1995

LEGISLATIVE JOURNAL -- HOUSE

Chadwick	I I ess	Penn	Tirefto
Chara	Horsey	Phillips	Trich
Clark	Hatchinson	Piccol a	True
Clymer	Itle im	Pistella	Tulli
Cohen, L. I.	Jadlowico	Prins	Vanco
Cohen, NI	JAMES .	Platts	Van Borne
Colafella	Jarolin	lar continue	Veon
Colaizzo	Jeruspitts.	Ramos	Vitali
Conti	Kaiser	Panyran mad	Walko
Cornell	Kultur	Readshaw	Washington
Corpora	Kenney	It urbaure	Waugh
Cowell	King	Reinard	Williams
Coy	Kirkland	Ricger	Wingson
Curry	Kiroline	Roberts	Wozniak
Daley	Kukovich	Je rabierrimeare	Wright, D. R.
Ded arese	i anghlin	Roebuck	Wright, M. N.
Elempses	Lacorteas	Rohrer	Yewcic
Dent	Lederer	Hosmey	Youngblood
Dermody	i .ela	Rubley	Zimmutmier
DeWeese	European et al.	Rudy	Zug.
Dittirolanto	Levdansky	Sainato	
Donatucci	Lloyd	Nauntoriu	Ryan.
Dinice	Lucyk	Sather	Speaker
Durham	Lymeti	Saylor	

NAYS I

Richardson

NOT VOTING 0

EXCUSED-5

LaGrotia Petrarca Chaliotti Corrigan 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 eleck present the same to the Senate for

concurrence

The House proceeded to third consideration of IIB 6, PN 124, entitled

An Act amending the act of August 6, 1941 (P.L.861, No.323), referred to as the Pennsylvania Board of Probation and Parole Law, further providing for investigations and recommendations to the Board of Padons.

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

Mr. PICCOLA offered the following amendment No. A1690:

Amend Sec. 4 (Sec. 34.1), page 6, line 7, by inserting after "<u>VIOLENCIE</u>".

or is an inmule serving a sentence under 42 Pa.C.S.
\$ 9712 (relating to sentences for offenses committed with finances).

Amond Sec. 4 (Sec. 34.1), page 6, line 8, by inserting a period after CENTER." Amend Sec. 4 (Sec. 34.1), page 6, lines 8 through 10, by striking out "OR" in line 8 and all of lines 9 and 10

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

The SPEAKER. For the information of the House, amendment 1690 is the exact same amendment as 1599. However, the Reference Bureau, when it drafted the amendment, put it on white paper rather than yellow paper, and it was transposed to the yellow special session paper and given a new printer's number at that time, which we are allowing as an amendment.

On the question, the Chair recognizes the gentleman, Mr. Piccola. Mr. PICCOLA. Thank you, Mr. Speaker.

HB 6 provides that the Board of Pardons, if it is going to act on an application from an inmate in certain circumstances such as those serving life in prison, be required, as part of the recommendation, to recommend that the immate serve at least 1 year in a precelease center.

This amendment would add to the category of immates covered by that requirement to be immates that would be serving a sentence under the mandatory minimum sentences for offenses committed with firearms. So that if such a person were to be recommended for a commutation or a pardon.

The SPHAKER. Will the gentleman yield.

The gentleman may proceed.

Mi. PICCOLA.—would require that such a person who was convicted of a violation of the firearm statute and was serving a mandatory minimum, part of that recommendation would have to be that the board recommend that a year be served in a prevelease center.

Lask for the approval of the amendment. An approximation would have to be

I ask for the approval of the amendment, Mr. Speaker.

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

The following roll call was recorded:

	12		
dalph	Egolf	Maitland	
llen	Fairchild	Major	
rest1	Pait	Manderino	
rinstrong	Fargo	Markosek	
nk ≃i	Farmer	Marsico	
ard	Feese	Masland	
arley	Fichter	Mayoruk	
ATTISTO	Ficagic	McCall	
ebko-Jones	Flick	McGeehan	
elardi	Camble	McChill	
elfandi	Chappon	Melio	
rmelin	Geist	Merry	
ishop	George	Michlovia	
launi	Cilndeck	Micozzie	
oscola	Codshall	Mihalich	
oves	t iordiner	Miller	
rúsva	Orontza	Mondy	
rosyne	timppo	Nailor	
unt	I labay	Nickel	
u7kerosta	Haltaska	~yee	
uxton	I fanna	O Brien	
altagirono	Harbart	Olesz.	
appabianca	Hasay	Oliver	
arti	Hennessey	Perzel	
SECONO.	Harrien	Passa	
awley	Hershey	Petrone	
hadwick.	Hess	Pettit	
ivera	Horsey	Phillips	
laurk.	Hutchinson	l*iccola	

Schroder
Schuler
Schuler
Schuler
Scrimenti
Scrimenti
Shaner
Niposhun
Smith, B. H.
Snyder, D. W.
Stahaok
Stairs
Scottman
Scottman
Stern
Stern
Stern
Stern
Stern
Strittmatier
Sturia
Starn
Starn
Strittmatier
Sturia
Tanger, E. Z.
Taylor, Taylor, Treilio
Trich
Treilio
Trich
True

Pinteila Pints Pints Pints Pints Presson Raymond Residenta Reciper Rec Tulli Vance Van Horne Van Horne Veon Visali Walko Washington Waugh Williams Wogan Worniak Weight, M. N. Yeweie Younghlood Zimmerman Zug

Ryan, Speaker

NAYSOL

NOT VOTING-0

EXCUSED-5

Corrigan Evans Gigliotti LaGrotta Petrarca

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

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

Bill as amended was agreed to

The SPHAKER. This bill has been considered on three different days and agreed to und 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 Atlen Argali Armstrong Baker Bard Harley Egolf Fairchild Faji Fargo Farmer Feese Fichter Fichter Fleagle Flick Gamble Gamble Genter George Ghalleck Godshall Goethall Gordiner Gruitza Gruppe Habay Haluska Harley
Battisto
Bebko-Jones
Helardi
Belfanti
Bishop
Blaum
Boscola
Boyes
Brown
Browne
Browne Bunt Butkovitz

Maitland Major Manderina Markosek Markosek Mayernik McGall McGeehan McGill Melio Merry Michlovic Mishlovic Mishlovic

Schuerter Schuler Schuler Stemmel Steadin Steadin Sheelan Sheelan Steadin Stea Sturia Surra

O'Brien Olasz Oliver Perzel Pesci Petrone Buston Caltagirone Cappabianca Carn Carone Cawley Tangretti Taylor, F. Z. Taylor, J. Thomas Tigue Travaglio Trich Harna Harhart Hasay Herman Herman Hershey Cawley Chadwick Civers Clark Clymer Cohen, L. I. Cohen, M. Colaizzo Conti Corpora Cowell Cory Curry Pertit Phillips Piccola Pistella Pius Platts Preston Hose Horsey Hutchinson True Fulli itkin Jadlowiec James Jarolin Josephs Kaiser Keller Vance Van Home Platts
Preston
Rammon
Rammond
Rawmond
Readshaw
Reber
Reber
Reger
Robinson
Robuck
Robinson
Robuck
Robrer
Rommy
Rubley
Rubley
Rudy
Samtoni
Samto Veon
Veon
Walke
Walke
Walke
Walke
Waugh
Williams
Wogan
Wogook
Wright, D. R.
Wright, M. N.
Yeweie
Youngblood
Zimmerman
Zog Kenney King Kirkland Coy Curry Daley DeLuca Demosey Dent Demosely DeWeese DiGirolamo Donatucci Druce Kirkland Kirchs Kukovich Laughlin Lawless Lederer Leh Lescovitz Levdanaky Lloyd Lucyk Lyndi

NAYS I

Richardson

Druce Durham

NOT VOTING O

EXCUSED-5

Gigliotti LaGrotta

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

BILLS PASSED OVER

The SPEAKER. On page 2 of today's calendar, SB 4 and SB $12\,$

SUPPLEMENTAL CALENDAR A

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 10**, **PN 128**, entitled:

An Act amonding Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for conduct of hearings.

LEGISLATIVE JOURNAL — HOUSE

230
Clymer L. I. Cohen L. Cohen L Itkin
Jadlowiec
Sumes
Jarolin
Josepha
Kaiker
Koller
Koller
King
Kirkland
Kreba
Kike nich
Lawloss
Laderer
Let
Levdansky
Llaydy
Llaydy
Llaydy
Llaydy Pinteila Pints Pints Pints Pints Presson Raymond Residenta Reciper Rec Tułli Vance Van Horne Van Horne
Veon
Violi
Walko
Walko
Washington
Waugh
Williams
Wogsa
Wozniak
Wright, M. N.
Feweig
Younghlood
Zimmerman
Zug Ryan, Speaker

NAYSOL

230

NOT VOTING-0

EXCUSED-5

Corrigan Evans Gigliotti LaGrotta

Petrarca

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

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

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

The question is, shall the bill pass finally?

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

YEAS-197

Maithaud Major Manderina Markozek Marszo Mayernik Meckella Meckella Meticehan Meckella Meticehan Meticehan Metice Michlovic Michlovic Michlovic Mishler Mishler Mindier Mindie Adolph Atlen Argali Armstrong Baker Bard Harley Schuler Schuler Schuler Semmel Scrafnu Shaner Sheehan Smith B Egolf Fairchild Fail Fargo Farmer Farmer Fecase
Fichter
Fleagle
Flick
Gamble
Gamble
Gamble
George
Godshall
Goethur
Gruppo
Habay
Haluska Harley
Battisto
Bebko-Jones
Hejardi
Belfanti
Birmelin
Hishop
Blaum
Hoscola
Boyes
Hrown Sheehan Smith, B. Smith, S. H. Snyder, D. W. Steback Stairs Stockman Steil Stern Neetler Stieh Stish Strittmatter Sturia Surra Bunt Butkovitz

Hanna Harhart Hasay Hennessey Herman Hershey itkin Jadłowiec James Jarolin Josephs Kaiser Keller

URNAL
Busten
Caltagirone
Caspathianua
Carn
Camby
Chadwick
Civers
Clark
Clymer
Cohen L. I.
Cohen M.
Cohen M.
Cohen M.
Contil
Contil
Compora
Contil
Con Druce Durham

Hose Horsey Hutchinson itkin Kenney King Kirkland Krebs Kukovich Laughlin Lawless Laderer Leh Leh Lescovitz Levdansky Lloyd Lucyk Lynch

Praction Rammon Rammond Readshaw Reber Reber Reinger Robinson Robi

LaCrotta

O'Brien Olasz Oliver Perzel Pesci Petrone Petrone

Petrone Pottir Phillips Piccola Pistella Pitts Platts Preston

Tangretti Taylor, F. Z. Taylor, J. Thomas Tigue Travaglio Trich True tulli Vance Van Home

Ryan, Speaker

Pelinica

MARCH 21

MARCH 21

Ryan, Speaker

NAYS I

Richardson

NOT VOTING O

EXCUSED-5

Gigliotti

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 PASSED OVER

The SPHAKER. On page 2 of today's calendar, SB 4 and SB 12

SUPPLEMENTAL CALENDAR A

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 10**, **PN 128**, entitled:

An Act amonding Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for conduct of hearings.

231

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

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

The SPEAKER. The Chair recognizes the gentleman, Mr Teese, from Lycoming County.

Mr. FFESH. Thank you. Mr. Speaker.

Mr. Speaker, the Senate made two minor changes to the three principles which are in LIB 10.

The first principle is that whenever a petition alleging delinquency is filed against a child who is 14 years of age or older and it alleges a felony, that that proceeding would be open to the public. That has remained unchanged by the Senate.

The Senate changed, however, the section which stated that whenever a petition alleging delinquency is filed against a child, regardless of the age, for specific offenses such as murder, aggravated assault, kidnapping, rape, et cetera, the immerated effenses, that that proceeding would be open to the public if the child was 12 years of age or older at the time of the offense.

Finally, the Senate added that the court in its discretion could maintain the confidentiality of certain records such as juvenile probation records.

I would urge an affirmative vote for concurrence in the Senate amendments.

On the question recurring,
Will the House concur in Senate amendments?
The SPEAKER, Agreeable to the provisions of the Constitution,
the year and nays will now be taken.

YEAS 196

Schröder
Nothilia
Scerimenti
Scerimenti
Scerimenti
Scerimenti
Scerimenti
Schröder
Schröder
Schröder
Schröder
Strict
Stochnan
Strittmatter
Tawlore, L. J.
Libonnas
Tawlore, L. J.
Libonnas
Tawlore
Tawlore
Trate
United
Trute
Vanney
Van Houne Adolph
Allon
Algali
Algali
Ansarong
Barlay
Battisto
Barley
Battisto
Bolko-fones
Helianti
Hurnelin
Boscola
Blumi
Boscola
Boyes
Brown
Boscola
Boyes
Brown
Botto
Bott Maitland
Maro
Maro
Markosek
Ma Egolf Fairchild Fairchild Fair Fargo Farmer Flechter Flichter Fleck Gamble Gamble George Godshall Gordrer Gruppo Haluska Nickol Nyce O'Brien Oliosz Oliosz Oliosz Perzel Pesci Petrone Petri Pluffips Piccola Pistella Pistella Hania Haritan Harhari Hassay Hermana Hershey Hessey Hussey Hutchirison Itkin Jadlowice James Jarolin Josephs Carrie Carrone Cawley Chadwick Civers Clark Clymer Cohen, L. I. Colen, M. Colaizzo Contino Con Pistella Pitts Pluts Ramos Raymond Reads)(ave Reber Vance Van Horne Veon Vitali Josephs Kaiser Keller Contr Cornell

Waugh Williams Wogan Wozniak Wright, D. R. Wright, M. N. Yewric Youngblood Zimmerman Zug Kenney King Kirkland Corpora Cowell Reinard Cowell
Coy
Curry
Daley
DeLica
Dempsey
Demt
Dermody
DeWesse
DiGirclame
Donatucei
Druce
Donatucei Rieger Roberts Cirkin Krebs Aukovich Laughlin Lawless Laderer Robinson Rochuck Robrer Rooney Rubley Ryan, Speakar Dorham

NAYS-2

Preston Richardson

NOT VOTING O

EXCUSED-5

La Grotta Ciigliotti Petrarea

The majority required by the Constitution baving voted in the affirmative, the question was determined in the affirmative and the

amendments were concurred in.
Ordered, That the clerk inform the Senate accordingly.

BILL ON CONCURRENCE IN SENATE AMENDMENTS TO HOUSE AMENDMENTS

The House proceeded to consideration of concurrence in Squate amendments to House amendments to SB 2, PN 105, entitled:

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual offenses and the consequences of committing sexual offenses, for incest, for statutory sexual assault, for promination and related offenses and for award of custody; further defining "abuse"; further providing for sexual abuse of children, for information relating to prospective child care personnel and for sentences for offenses against infinil persons and for intermediate puttishment.

On the question, Will the House conour in Senate amendments to House amendments?

The SPEAKER. On that question, the Chair recognizes the lady from Philadelphia County, Ms. Josephs.

Ms. JOSEPHS. Thank you, Mr. Speaker.
I rise to urge a "yes" vote on concurrence, but I do want to say that I think it is a shame that the Senate changed our term raggravated sexual assault" back to "rape." I think that the public said to us that "not" means "no." That is what they really wanted us to address.

I think the Senate amendment which changed, as I said, our term "aggravated sexual assault" to "rape" was a mistake, but there is enough good in this bill that I cannot in all conscience say that people

1995

LEGISLATIVE JOURNAL -HOUSE

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

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

from Lyconing County.
Mr. FEESH, Thank you, Mr. Speaker.

Mr. Speaker, the Senate made two minor changes to the three principles which are in LIB 10.

The first principle is that whenever a perition alleging delinquency is filed against a child who is 14 years of age or older and it alleges a felony, that that proceeding would be open to the public. That has remained unchanged by the Senate.

The Senate changed, however, the section which stated that whenever a perition alleging delinquency is filed against a child, regardless of the age, for specific offenses such as murder, aggravated assault, kidnapping, rape, et cetera, the enumerated offenses, that that proceeding would be open to the public The Senate added a condition that it would only be open to the public if the child was 12 years of age or older at the time of the offense.

Finally, the Senate added that the court in its discretion could maintain the confidentiality of certain records such as juvenile probation records.

I would urge an affirmative vote for concurrence in the Senate amendments.

On the question recurring,
Will the House concur in Senate amendments?
The SPEAKER, Agreeable to the provisions of the Constitution,
the year and days will now be taken.

Schroder
Notholes
Norimenti
Serimenti
Serimenti
Serimenti
Serimenti
Serimenti
Serimenti
Serimenti
Serimenti
Sinchian
Sinitta, S. H.
Sinyder, D. W.
Stubiecki
Statis
Stochnes
Strittmatter
Shinds
Strittmatter
Shinds
Tanylor, E. Z.
Tavlor, J.
Tavlor, E. Z.
Tavlor, E. Z.
Tavlor, E. Z.
Truco
Pravaglio
Truch
Truch
Truc
Truch
Truc
Truch
Truch
Truc
Vance Adolph Allien Argail Armatrong Baker Batker Batkinto Belker-Jones Belardi Bellanti Bernselin Bishop Bluom Bishop Bluom Browne Br Maitland Mayor Manderino Markosek Mersico Masland Mayernik McCall Egolf Fedrechild Fedr Fargo Fargo Fargo Fargo Fleagle Fleagle Fleak Camble Gamon Gista George Gradeal Gordanat Gradea Gradeal Gradea Gradea Fleagle History Gradea Gradea Gradea History Haluska Harisan Nickol Nyce O'Brien Oliosz Oliosz Oliosz Perzel Pesci Petrone Petri Pluffips Piccola Pistella Pistella Harman Hassay Herman Hershey Hershey Hassay Hutchinson Irkm Jadlowice Janoin Jarolin Josephs Kaiser Kellernagirona Cappabianca Carr Chira Carrone Cawley Chadwick Civers Clark Clymer Cohen, L. I. Cohen, M. Colufella Colaizzo Conti Pistella Pitts Platia Ramos Raymond Readshow Keber Comell

Corpora Cowell Cuy Curry Daleya Demnacy Dem Demody DeWeene DiGirciam Donatucei Druce Durbary Waugh Williams Wogan Wozniak Wright, D. R. Wright, M. N. Yewete Youngbloed Zimmerman Zug Kenney King Kirkland Reinard Rieger Roberts Roberts
Robinson
Roebuck
Robrer
Rooney
Rubley
Rudy
Nainato
Santoni
Nather
Saylor Krebs Kukovich Laughlin Lawless Lederer Lederer Leh Lescovitz Levdansky Lloyd Lacyk Lynch Ryan, Speaker Dorham

NAYS-2

Preston Richardson

NOT VOTING O

EXCUSED-5

La Grotta Ciigliotti

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

Ordered, That the clerk inform the Senate accordingly.

BILL ON CONCURRENCE IN SENATE AMENDMENTS TO HOUSE AMENDMENTS

The House proceeded to consideration of concurrence in Squate amendments to House amendments to SB 2, PN 105, entitled:

An Act amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual offenses and the consequences of committing sexual offenses, for incest, for statutory sexual assault, for production and related offenses and for award of custody; further defining "abuse"; further providing for sexual abuse of children, for information relating to prospective child care personnel and for sentences for offenses against infinit persons and for intermediate puttishment.

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

The SPHAKER. On that question, the Chair recognizes the lady

from Philadelphia County, Ms. Josephs.

Ms. JOSEPHS: Thank you, Mr. Speaker.

I rise to urge a "yes" vote on concurrence, but I do want to say that I think it is a sharne that the Senate changed our term "aggravated sexual assault" back to "rape." I think that the public said to us that "no" means "no." That is what they really wanted us to address.

I think the Senate amendment which changed, as I said, our term "aggravated sexual assault" to "rape" was a mistake, but there is enough good in this bill that I cannot in all conscience say that people

should vote "no." So I urge a "yes," and I promise to come back with an amendment shortly to try and do this again. Thank you, Mr Speaker.

The SPEAKER. The Chair thanks the lady.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the gentleman,

The SPEARS. The Chair recognizes the gentleman, Mr. Caltaglirone.
Mr. CALTAGIRONE Thank you, Mr. Speaker.
I would just like to recognize the efforts of former Representative Karen Ritter for the amount of time and work that she had put in on this bill in the last session. Much of what we have here today is the benefit of that work, and I would like to submit some remarks for the recognition.

record.

I do urge the members to support the bill. Thank you, sir.

The SPHAKER. The Chair thanks the gentleman, and the gentleman should submit those remarks for the record.

Mr. CALTAGIRONE, with special permission from the Speaker, submitted the following remarks of former Representative Karon Ritter for the Legislative Journal:

Statement of Karen Ratter, former State Representative and original sponsor of changes to sexual offenses statutes. March 20, 1995.

The Senate passage today of SSS13.2, the comprehensive changes to the sexual offenses statutes. March 20, 1995.

The Senate passage today of SSS13.2, the comprehensive changes to the sexual offenses statutes in Pennsylvania, is great news for victims in Pennsylvania.

This bill is a significant improvement over current law. I know, because I worked on this legislation for over 4 years.

I am serry, however, that Senator Greenleaf insisted on maintaining the status quo on the name of the crimes of "rape" and "involuntary deviate sexual intercourse."

I believe very strongly that this important change would have been a big improvement in our law, just as it has been in New Jersey for 15 years.

Even without updating the names of the crimes, however, this legislation is a major step forward for our sexual offenses statutes, which have not been comprehensively reviewed for well over 20 years.

I want to set the record straight, however: this is not, and never has been Senator Greenleaf's bill.

The bill that he introduced last year, after the Berkowitz Supreme Court decision, did not create the new crime of "sexual assault."

In fact, he told me late last year that that was one of the reasons he could not support my bill (I ff 160) when it was sent to the Senate in October 1994—he did not support the two-tier penalty.

Now that his name is listed as a sponsor, however, he has decided that the two-tier penalty is a great idea.

The only substantive difference between this legislation (as it was fixed in the House) and HB 160 of last session is that SSSR 2 maintains the stonis que on rape and IDSI (involuntary deviate sexual intercourse) and does not move forward, as 1 believe we should, to the term "aggravated sexual assault." and that the section on child witness competency was deleted Otherwise, except for some technical amendments, the bills are identical. The other major change, of

On the question recurring.

Will the House concur in Senate amendments to House amendments?

The SPEAKER, Agreeable to the provisions of the Consultation, the year and nays will now be taken

YEAS 198

Naylor Schroder Schuler Scrimenti Semmel Serafini Shaner Sheehan Nnith, H. Smith, S. I Snyder, I's Staback Stairs Stechnan Adolph Allen Argali Armstrong Baker Manland Major Manderino Markosek Marsico Masland Egolf
Fairchild
Fair
Fairchild
Fair
Farro
bariner
Feese
Fichter
bleagle
Flow
Greint
Groupe
Gladeck
Godshall
Gordner
Gruitza
Gruppu
Haboy
Haboy
Haboy
Harman
Hashay
Hernher
Hashey
Herskey
Hess
Jarodin
Josephs
Kaiser
Keller
Kelney
Kinge Baker Bard Barley Battiste Mayermk McCall Battyst
Battysto
Batko-Joney
Belardi
Bellikuti
Bellikuti
Birmelin
Bishop
Diaum
Boyes
Browne
Browne
Browne
Butkovitz
Butkovitz
Butkovitz
Caltagirone McGill McGill McIn Merry Michlovie Staback Staira Steelinan Steelin Steel Michlovi Micozzie Mihalich Miller Mundy Naifor Nickel Nyes O'Brien Buston
Caltagirone
Cappahianea
Carn
Carone
Caviley
Chadwick Oliver Perzel Perzel
Pesci
Petrone
Pettit
Phillips
Piccola
Pistella Chadwick Civers Clark Clymer Cohen, L. I. Cohen, M Coledille Coledille Coledille Coledille Coledille Vance Van Horne Freston
Francia
Raymond
Raymond
Raymond
Restollator
Reber
Reinard
Richardson
Rieger
Roberts
Robinson
Reobuck
Rohrer
Rooney
Rudy
Sainate
Samate
Samoni
Sather Contr Cornell Corpora Cowell Coy Curry Daley Washington Waugh Williams Wogan Wozniek Wright, D. R. Wright, M. N. Youngblood Zingmerman Zug Rinkland Rinkland Kukovich Laughtin Lawless Lederor Leh Lescovitz Lescovitz Loydanaky Lloyd Lloyd Lucyk Lynch Zug

NAYS 0

NOT VOTING--0

EXCUSED-5

Petrarea Corrigan Evans

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

Ordered, That the clerk inform the Senate accordingly.

LEGISLATIVE JOURNAL — HOUSE

Druce Ombain

MARCH 21

Ryan, Speaker

should vote "no." So I urge a "yes," and I promise to come back with an amendment shortly to try and do this again. Thank you,

Mr. Speaker.
The SPEAKER. The Chair thanks the lady

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the gentleman,

Mr. Caltagirone.
Mr. CALTAGIRONE Thank you, Mr. Speaker.
I would just like to recognize the efforts of former Representative Karen Ritter for the amount of time and work that she had put in on this bill in the last session. Much of what we have here today is the benefit of that work, and I would like to submit some remarks for the record.

record.

I do urge the members to support the bill. Thank you, sir.

The SPHAKER. The Chair thanks the gentleman, and the gentleman should submit those remarks for the record.

Mr. CALTAGIRONE, with special permission from the Speaker, submitted the following remarks of former Representative Karen Ritter for the Legislative Journal:

Statement of Karen Ratter, former State Representative and original sponsor of changes to sexual offenses statutes. March 20, 1995.

The Senate passage today of SSS13.2, the comprehensive changes to the sexual offenses statutes. March 20, 1995.

The Senate passage today of SSS13.2, the comprehensive changes to the sexual offenses statutes in Pennsylvania, is great news for victims in Pennsylvania.

This bill is a significant improvement over current law. I know, because I worked on this legislation for over 4 years.

I am serry, however, that Senator Greenleaf insisted on maintaining the status quo on the name of the crimes of "rape" and "involuntary deviate sexual intercourse."

I believe very strongly that this important change would have been a big improvement in our law, just as it has been in New Jersey for 15 years.

Even without updating the names of the crimes, however, this legislation is a major step forward for our sexual offenses statutes, which have not been comprehensively reviewed for well over 20 years.

I want to set the record straight, however: this is not, and never has been Senator Greenleaf's bill.

The bill that he introduced last year, after the Berkowitz Supreme Court decision, did not create the new crime of "sexual assault."

In fact, he told me late last year that that was one of the reasons he could not support my bill (I ff 160) when it was sent to the Senate in October 1994—he did not support the two-tier penalty.

Now that his name is listed as a sponsor, however, he has decided that the two-tier penalty is a great idea.

The only substantive difference between this legislation (as it was fixed in the House) and HB 160 of last session is that SSSR 2 maintains the stonis que on rape and IDSI (involuntary deviate sexual intercourse) and does not move forward, as 1 believe we should, to the term "aggravated sexual assault." and that the section on child witness competency was deleted Otherwise, except for some technical amendments, the bills are identical. The other major change, of

On the question recurring.

Will the House concur in Senate amendments to House amendments?

The SPEAKER, Agreeable to the provisions of the Consultation, the year and nays will now be taken

YEAS 198

Naylor Schroder Schuler Scrimcnti Semmel Serafini Shanor Sheehan Nnith, H. Smith, S. I Snyder, IJ Staback Stairs Manland Major Manderino Markosek Marsico Masland Adolph Alten Argali Armstrong Baker Mayermk McCall Battyst
Battysto
Batko-Joney
Belardi
Bellikuti
Bellikuti
Birmelin
Bishop
Diaum
Boyes
Browne
Browne
Browne
Butkovitz
Butkovitz
Butkovitz
Caltagirone McCircelian McGill Metro Merry Michlovic Michlovi Micozzie Mihalich Miller Mundy Naifor Nickel Nyes O'Brien Buston Caltagirone Cappahianca Carn Carone Cawley Chadwick Olasz
Oliver
Perzei
Pesci
Petrone
Pottit
Phillips
Piccola
Pistella Chadwick
Civers
Clark
Clymer
Cohen, L. I.
Cohen, M.
Coledidle
Coledidle
Coledidle
Coledidle Pintella Pintella Pinter Pinter Pinter Pinter Pinter Pinter Respond Respond Respond Respond Righardson Roberts Robinson Roberts Robert van Home Vean Vialko Washington Wasugi Williams Wogan Conti Corpora Cowell Kreba Kukovich Laughlin Lawless Lederse Leh Lescovitz Levdansky Lloyd Lloyd Lucyk Lynch Ryan, Speaker

NAYS 0

NOT VOTING--0

EXCUSED-5

Corrigan Evans

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

Ordered, That the clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the fifle was publicly read as follows:

HB 10, PN 128

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for conduct of bearings

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

STATEMENT BY MAJORITY LEADER

The SPEAKER The Chair recognizes the majority leader,

Mr. Perzel.
Mr. Perzel.
Mr. Perzel.
Mr. Speaker, there will not be any more votce cast
here today, but this has to be one of the most, if not the most,
productive opening sessions of this General Assembly in its long

ory. More than 100 bills have been passed by this General Assembly, More than 100 bits have been passed by this centeral visioning including job training; promoting exports; the death penalty law; alternative education, welfare reform; privatization of the permitting process of DHR (Department of Environmental Resources); the mini Grace Commission; tax amnesty; workers' comp. today, elder abuse; and assistance for rape victims, "no" means "no," Mr. Speaker.

process of DER (Department of Environmental Resources): the main Grace Commission: tax amnesty; workers' comp, today, elder abuse; and assistance for rape victims, "no" means "no," Mr Speaker.

I would like to take a special moment to thank all the members for their help and cooperation, particularly the Judiciary Committee. We have now passed more bills dealing with arine in this session for this timespan than the last eight meetings of the General Assembly were able to pass added together.

So it has been one major accomplishment. I would really like to thank the chairmen of the Judiciary Committee, both sides of the nisle, for that accomplishment.

DER yesterday, Mr Speaker, passed with 136 votes. So again we have continued to have bipuritisan support for every single bill that we have had passed in this House of Representatives.

I took the liberty about 2 months ago of giving my telephone number to members of the other side of the aisle, and a number of those members have taken me up and called me and asked for different things that we could try to move forward on the agenda here. We have done that, and I will continue to do that. Feel free to use that number, and my telephone number is in the phone book.

I just wanted to say one last thing, Mr. Speaker, It has been a pleasure working together. I realize that I have a reputation of not having been very bipartisan in the past. A lot of you are very nice people, I did not know that, and I apologize.

Thank you very much, Mr. Speaker.

STATEMENT BY DEMOCRATIC LEADER

The SPEAKER The Chair recognizes the Democratic leader, Mr. DeWiesse.
Mr. DeWiiESE. Thank you, Mr. Speaker.

Notwithstanding the hubris and conviviality of the gentleman from Philadelphia, it should be noted that as of the conclusion of the voting session lost week, the Grand Old Party in the House had had 94 straight-party-line votes, we had had 23.

Anybody that knows this process. Mr. Speaker, knows that much of what is done here is done in a parliamentary moment, is done in a procedural vote. So notwithstanding the statistical analysis that was rendered momentarily by the gentleman, many of the partisan moments slipped under the tide of procedural votes.

The second and final point that I would like to make, Mr. Speaker, is that the metroliner was going pell-mell, but the birometer that we should note as the session unravels is what kind of quality, not what kind of quantity, emits from this chamber, and what comes back from the Senate and what is eventually signed by Itis Excellency will be a better gauge than the cavalcade of comments that we were just listening to.

Quality, quodity legislation is what I believe this chamber should focus upon. So notwithstanding the partisanship of procedural votes which came in a great wash during the partisanship of procedural votes which came in a great wash during the partisanship of procedural votes which came in a great wash during the partisanship, and somehow, as aching as it may be at times, we will continue on our side to extend the hand of political fratering that has been evident in this chamber in the past. Thou you.

The SPEAKEER. The Chair thanks the gentleman.

for the information of the two leaders and the members of the House, there are no further votes. The only work left to be done by the administration, if you will, up here is to move some of the bills in regular session, which I am not going to open at the moment, is to report some bills from committee, and homework of that sort. But there are no further votes of substance.

The Chair recognizes the gentleman, Mr. DeWeese.
Mr. DeWEESE, A point of clarification from the Chair; a point of clarification, Mr. Speaker.

It would be incumbent upon our membership to prepare amendments due to the fact that temorrow will be a token session?
The SPEAKER, Tomorrow will be a token session day, I am told; yes.

Just a minute, Mr. DeWeese. It is a token session only for regular session, not special session. Mr. DeWEESE, I thank the Speaker.

VOTE CORRECTION

The SPEAKER The Chair recognizes the gentleman, Mr. Thomas.
Mr. THOMAS. Thank you, Mr. Speaker.
Mr. Speaker, on the vote by which HB 10 was taken, my button malfanotioned. I would like to be recorded in the negative as opposed to the affirmative

The SPHAKER. The remarks of the gentleman will be spread

1995

LEGISLATIVE JOURNAL — HOUSE

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Covernor, and the same being correct, the title was publicly read as follows:

HB 10, PN 128

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for conduct of hearings

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

STATEMENT BY MAJORITY LEADER

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

Mr. Perzel.

Mr. Perzel. Mr. Speaker, there will not be any more votes east sere today, but this has to be one of the most, if not the most, productive opening sessions of this General Assembly in its long

history. More than 100 bills have been passed by this General Assembly, including job training; promoting experts; the death penalty law; alternative education, welfare reform; privatization of the permitting process of DHR (Department of Environmental Resources); the mini Grace Commission; tax amnesty; workers' comp. today, elder abuse; and assistance for rape victims, "no" means "no," Mr. Speaker.

main Grace Commission: tax amnesty: workers' comp, today, elder abuse; and assistance for rape victims, "no" means "no," Mr Speaker.

I would like to take a special moment to thank all the members for their help and cooperation, particularly the Judiciary Committee. We have now passed more bills dealing with crime in this session for this timespan than the last eight meetings of the General Assembly were able to pass added together.

So it has been one major accomplishment. I would really like to thank the chairmen of the Judiciary Committee, both sides of the nisle, for that accomplishment.

DER yesterday, Mr Speaker, passed with 136 votes. So again we have continued to have bipartisan support for every single bill that we have had passed in this House of Representatives

I took the liberty about 2 months ago of giving my telephone number to members of the other side of the siste, and a number of those members have taken me up and called me and asked for different things that we could fry to move forward on the agenda here. We have done that, and I will continue to do that. Feel free to use that number, and my telephone number is in the phone book.

I just wanted to say one last thing, Mr. Speaker, It has been a pleasure working tegether. I realize that I have a reputation of not having been very bipartisan in the past. A lot of you are very nice people. I did not know that, and I apologize.

Mr. Smith said it with a few exceptions.

STATEMENT BY DEMOCRATIC LEADER

The SPEAKER The Chair recognizes the Democratic leader,

Mr. DeWEESE. Thank you, Mr. Speaker

Notwithstanding the hubris and conviviality of the gentleman from Philadelphia, it should be noted that as of the conclusion of the voting session lost week, the Grand Old Party in the House had had 94 straight-party-line votes, we had had 23.

Anybody that knows this process. Mr. Speaker, knows that much of what is done here is done in a parliamentary moment, is done in a procedural vote. So notwithstanding the statistical analysis that was rendered momentarily by the gentleman, many of the partisan moments slipped under the tide of procedural votes.

The second and final point that I would like to make, Mr. Speaker, is that the metroliner was going pell-mell, but the birometer that we should note as the session unravels is what kind of quality, not what kind of quantity, emits from this chamber, and what comes back from the Senate and what is eventually signed by Itis Excellency will be a better gauge than the cavalcade of comments that we were just listening to.

Quality, quodity legislation is what I believe this chamber should focus upon. So notwithstanding the partisanship of procedural votes which came in a great wash during the partisanship of procedural votes which came in a great wash during the partisanship of procedural votes which came in a great wash during the partisanship, and somehow, as aching as it may be at times, we will continue on our side to extend the hand of political fratering that has been evident in this chamber in the past. Thou you.

The SPEAKEER. The Chair thanks the gentleman.

for the information of the two leaders and the members of the House, there are no further votes. The only work left to be done by the administration, if you will, up here is to move some of the bills in regular session, which I am not going to open at the moment, is to report some bills from committee, and homework of that sort. But there are no further votes of substance.

The Chair recognizes the gentleman, Mr. DeWeese.
Mr. DeWEESE, A point of clarification from the Chair; a point of clarification, Mr. Speaker.

It would be incumbent upon our membership to prepare amendments due to the fact that temorrow will be a token session?
The SPEAKER, Tomorrow will be a token session day, I am told; yes.

Just a minute, Mr. DeWeese

It is a token session only for regular session, not special session. Mr. DeWEESE I thank the Speaker.

VOTE CORRECTION

The SPEAKER The Chair recognizes the gentleman, Mr. Thomas.
Mr. THOMAS. Thank you, Mr. Speaker.
Mr. Speaker, on the vote by which HB 10 was taken, my button malfanotioned. I would like to be recorded in the negative as opposed to the affirmative

The SPHAKER. The remarks of the gentleman will be spread

RECESS

The SPEAKER. Does the Democratic floor leader have any further business in special session? Does the majority leader, Mr. Perzel, have any further business? Hearing none, special session is recessed to the oall of the Chair

AFTER RECESS

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

The SPEAKER. The House awaits the arrival of a bill from the Senate so that it may be signed in the presence of the House. In the interval, the House will stand at ease.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Grovernor, and the same being correct, the title was publicly read as follows

An Ast amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual offenses and the consequences of committing sexual offenses, for incest for statutory sexual assault, for prostingtion and related offenses and for award of custody, further defining "abuse", further providing for sexual abuse of children, for information relating to prospective child-care personnel and for sentences for offenses against infant persons and for intermediate punishment.

Where upon, the Speaker, in the presence of the House, signed the same.

ADJOURNMENT

The SPEAKER. Does the gentleman, Mr. Perzel, or the gentleman, Mr. DeWeese, have any further business? Hearing none, the Chair recognizes the gentleman from Bucks, Mr. DiGirolamo.

Mr. DiGIROLAMO, Mr. Speaker, I move that the special session No. 1 of 1995 do now adjourn until Tuesday, April 18, 1995, at 1905 p.m., e.d.t., unless shotter recalled by the Speaker.

On the question, Will the House agree to the motion? Motion was agreed to, and at 6:36 p.m., e.s.t., the House adjourned.

234

LEGISLATIVE JOURNAL — HOUSE

MARCH 21

RECESS

The SPEAKER. Does the Democratic floor leader have any further business in special session? Does the majority leader, Mr. Perzel, have any further business? Hearing none, special session is recessed to the call of the Chair

AFTER RECESS

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

The SPEAKER. The House awaits the arrival of a bill from the Senate so that it may be signed in the presence of the House. In the interval, the House will stand at ease.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows

SB 2, PN 105

An Ast amending Titles 18 (Crimes and Offenses), 23 (Domestic Relations) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual offenses and the consequences of committing sexual offenses, for incest for statutory sexual assault, for prostingtion and related offenses and for award of custody, further defining "abuse", further providing for sexual abuse of children, for information relating to prospective child-care personnel and for sentences for offenses against infant persons and for intermediate punishment.

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

ADJOURNMENT

The SPEAKER. Does the gentleman, Mr. Perzel, or the gentleman, Mr. DeWeese, have any further business? Hearing none, the Chair recognizes the gentleman from Bucks, Mr. DiGirolamo.

Mr. DiGIROLAMO, Mr. Speaker, I move that the special session No. 1 of 1995 do now adjourn until Tuesday, April 18, 1995, at 105 p.m., ed.t., unless shotter recalled by the Speaker.

On the question, Will the House agree to the motion? Motion was agreed to, and at 6:36 p.m., e.s.t., the House adjourned.