

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, FEBRUARY 12, 1996

SESSION OF 1996

180TH OF THE GENERAL ASSEMBLY

No. 10

HOUSE OF REPRESENTATIVES

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

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. Republicans, please report to the caucus room. There will be no need to come to the floor. I will make an announcement in a few moments. I am attempting to reach the Democrat leadership. No need to come to the floor at this time.

The Chair announces for the benefit of the members still in their offices that the House will not go into session at this time, but rather, the Republicans will remain in caucus and the Democrat members are to report to their caucus room immediately.

At the conclusion of the prayer and some of the initial work of the Speaker, no votes will be taken. The Speaker will declare a recess until 3 o'clock.

PRAYER

REV. DONALD KNAPP, Chaplain of the House of Representatives and Chaplain at Brittany Pointe Estates, Lansdale, Pennsylvania, offered the following prayer:

We are gathered in a room where changes take place, and you who are gathered here as legislators can take pride in the fact that you are changemakers. At the same time there are good changes and bad changes, and so we seek the wisdom of legislation and we turn our hearts heavenward for guidance.

Pray with me:

Father, the Word declares that "Without wise leadership, a nation is in trouble, but with good counselors, there is safety." We pray that wise leaders may congregate within these walls and this building. Grant us two goals: wisdom - that is knowing and doing right - and common sense. We hear again the words of Proverbs, which say, "In everything you do, put God first...and He will direct you and crown your efforts with success."

These are the requests that we bring as individuals, as citizens, as legislators, as Pennsylvanians.

"And this, too, shall pass away." May what passes away today be replaced by our good efforts, by improvement, and Your blessing. 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, February 7, 1996, will be postponed until printed. The Chair hears no objection.

JOURNAL APPROVED

The SPEAKER. Without objection, the Journal for Thursday, June 15, 1995, which is now in print, will be approved. The Chair hears no objection, and the Journal for June 15, 1995, is approved.

BILLS REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move from the tabled bill calendar the following bills:

HB 641;
HB 1027;
HB 1187;
HB 2038; and
SB 80.

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 641;
HB 1027;
HB 1187;
HB 2038; and
SB 80.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman, Mr. Barley, who indicates there are no requests for leaves of absence on the Republican side.

The Chair recognizes the gentleman, Mr. Itkin, who requests a leave of absence for the gentleman from Allegheny, Mr. PISTELLA, for today's session. Without objection, leave will be granted. *The Chair hears no objection.*

RULES COMMITTEE MEETING

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

Members of the Democratic Caucus, who are present on the floor of the House who may have missed my earlier announcement, you are presently in caucus; you have been called to caucus.

Republicans, you, too, are presently in caucus.

COMMUNICATIONS FROM GOVERNOR**APPROVAL OF HOUSE BILLS**

The Speaker laid before the House communications in writing from the office of His Excellency, the Governor of the Commonwealth, advising that the following House bills had been approved and signed by the Governor:

HB 76, and HB 1076.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE**

HB 569, PN 3097

By Rep. PERZEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for aggravated assault; and prohibiting certain entertainment in specified establishments.

RULES.

HB 2079, PN 3076

By Rep. PERZEL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for homicide by vehicle; adding the offense of aggravated assault by vehicle; further providing for accidents involving death or personal injury, for certain authorized travel periods, for permit for movement during course of manufacture and for movement of certain oxygen furnace parts; and providing for movement of domestic animal feed.

RULES.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 276, PN 3055

By Rep. PERZEL

A Resolution urging the Citizens' Stamp Advisory Committee of the United States Postal Service to consider and recommend to the United States Postal Service Board of Governors that John Peter Gabriel Muhlenberg and Frederick Augustus Conrad Muhlenberg be memorialized as the subjects of postage stamps.

RULES.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2388 By Representatives CHADWICK, FARGO, PETTIT, DEMPSEY, STERN, SATHER, READSHAW, FLICK, MAITLAND, SAYLOR, HERSHEY, MERRY and HENNESSEY

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further defining "employment."

Referred to Committee on LABOR RELATIONS, February 8, 1996.

No. 2389 By Representatives McGEEHAN, HERSHEY, FARGO, LYNCH, DEMPSEY, SAYLOR, BARLEY, LAWLESS, LEH, HALUSKA, E. Z. TAYLOR, SATHER, MILLER, D. W. SNYDER, GODSHALL, J. TAYLOR, BOSCOLA, TIGUE, MARSICO, HASAY, EGOLF and MAITLAND

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

Referred to Committee on JUDICIARY, February 8, 1996.

No. 2390 By Representatives COLAFELLA, MICOZZIE, COLAIZZO, FAIRCHILD, SHANER, LUCYK, MANDERINO, SATHER, GEORGE, STABACK, THOMAS, TIGUE, CARN, MELIO, TRELLO, DeLUCA, JOSEPHS, LEDERER, LAUGHLIN, J. TAYLOR, YOUNGBLOOD, HENNESSEY, E. Z. TAYLOR and ROONEY

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for optional coverage for water damage under basic property insurance policies.

Referred to Committee on INSURANCE, February 8, 1996.

No. 2391 By Representatives READSHAW, ITKIN, GEORGE, FARGO, ADOLPH, GODSHALL, J. TAYLOR, HENNESSEY, YOUNGBLOOD, OLASZ, SCRIMENTI, PETTIT, PESCI, STURLA, TIGUE, McGEEHAN, BOSCOLA, RIEGER, GIGLIOTTI, MELIO, MERRY, TRELLO, HALUSKA and JOSEPHS

An Act amending the act of March 11, 1971 (P.L.104, No.3), known as the Senior Citizens Rebate and Assistance Act, further defining "income."

Referred to Committee on FINANCE, February 8, 1996.

No. 2392 By Representatives GEIST, FAIRCHILD, BARD, FARGO, STABACK, LYNCH, L. I. COHEN, HERSHEY, KREBS, PETTIT, SATHER and MERRY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for pedalcycle use on freeways.

Referred to Committee on TRANSPORTATION, February 8, 1996.

No. 2393 By Representatives B. SMITH, GANNON, CALTAGIRONE, DALEY, CLARK, DERMODY, MASLAND and MAYERNIK

An Act amending Title 54 (Names) of the Pennsylvania Consolidated Statutes, regulating change of name after conviction of a felony.

Referred to Committee on JUDICIARY, February 8, 1996.

No. 2394 By Representatives BROWN, SURRA, VEON, GANNON, ROBERTS, STRITTMATTER, LYNCH, BOYES, ARMSTRONG, S. H. SMITH, BOSCOLA, GODSHALL, FEESE, B. SMITH, PETTIT, WOGAN, BROWNE, E. Z. TAYLOR, JAROLIN, LEH, SCHRODER, LAUGHLIN, WOZNIAK, DeWEESE, MAITLAND, FARGO, SAINATO, LaGROTTA, HUTCHINSON, VAN HORNE, TRELLO, LUCYK, McCALL, ROONEY, LESCOVITZ, GRUITZA, M. COHEN, STURLA, PERZEL, FLEAGLE, BUNT and HASAY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for protective equipment for motorcycle riders.

Referred to Committee on TRANSPORTATION, February 8, 1996.

No. 2395 By Representatives RUDY, SATHER, HERSHEY and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting the use of hearing impairment devices by pedestrians while crossing State highways and roads.

Referred to Committee on TRANSPORTATION, February 12, 1996.

SENATE BILLS FOR CONCURRENCE

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

SB 150, PN 1731

Referred to Committee on PROFESSIONAL LICENSURE, February 8, 1996.

SB 686, PN 720

Referred to Committee on URBAN AFFAIRS, February 8, 1996.

SB 847, PN 1745

Referred to Committee on GAME AND FISHERIES, February 8, 1996.

SENATE RESOLUTION FOR CONCURRENCE

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

SR 93, PN 1725

Referred to Committee on RULES, February 8, 1996.

ADDITIONS AND DELETIONS OF SPONSORSHIPS

The SPEAKER. The Chair acknowledges receipt of additions and deletions for sponsorships of bills, which the clerk will file.

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

RECESS

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

Hearing none, the Chair declares this House to be 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.

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman, Mr. Itkin, who requests that the lady from Philadelphia, Ms. WASHINGTON, be added to the list of those who have been granted leave of absence. Without objection, the leave will be granted. The Chair hears no objection.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a guest page, John Snyder, here today as the guest of Representative Thomas Druce. He is here with his parents, Jack and Betsy Snyder, of Warrington, Bucks County. Will the Snyders please rise?

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 2341, PN 3117 (Amended) By Rep. STAIRS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for temporary professional employees, for contracts with professional employees, for termination of professional contracts and for ratings.

EDUCATION.

CALENDAR

BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **SB 635, PN 1567**, entitled:

An Act authorizing the Department of Corrections, the Department of Public Welfare, county commissioners, boards of inspectors or other officials in charge of correctional facilities to establish inmate work force programs.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that SB 635 be recommitted to the Committee on Appropriations.

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

SENATE MESSAGE

ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate
February 12, 1996

RESOLVED, (the House of Representatives concurring), That when the Regular Session of the Senate adjourns this week it reconvene on Monday, March 11, 1996, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the Regular Session of the House of Representatives adjourns this week it reconvene on Monday, March 11, 1996, 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.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Chester County, Mr. Pitts, for the purpose of making an announcement.

Mr. PITTS. Thank you, Mr. Speaker.
I would like to call a meeting of the House Appropriations Committee immediately in the conference room, Appropriations conference room, to the rear of the House immediately.

The SPEAKER. There will be an immediate meeting of the House Appropriations Committee in the Appropriations Committee conference room. Members will proceed to the committee room.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—199

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

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

ADDITIONS—0

NOT VOTING—1

Tulli

EXCUSED—2

Pistella Washington

LEAVES ADDED—1

Tulli

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman, Mr. Barley, who requests that the gentleman, Mr. TULLI, be placed on leave for the balance of today's session. Without objection, leave will be granted. The Chair hears no objection.

CITATIONS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the gentleman from Lackawanna, Mr. Staback. For what purpose does the gentleman seek recognition?

Mr. STABACK. Thank you, Mr. Speaker.

Mr. Speaker, I have some remarks that I would like to submit for entry into the minutes of today's session.

The SPEAKER. The gentleman will submit his remarks for the record.

Mr. STABACK submitted the following citations for the Legislative Journal:

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

CITATION

WHEREAS, Jessup Post 5544 Veterans of Foreign Wars, VFW, is celebrating the momentous occasion of its fiftieth anniversary on February 17, 1996; and

WHEREAS, Jessup Post 5544 VFW was installed as the first post in the Midvalley area on February 17, 1946 with one hundred forty members. Today the post consists of approximately two hundred forty members from the Korean War, the Vietnam War and the Persian Gulf War. The objective of the post has been fraternal, patriotic, historical and educational; and

WHEREAS, Throughout its history, Jessup Post 5544 VFW, has made immeasurable contributions to the welfare of the community through its many special programs designed to enhance the quality of life for all. A succession of dedicated leaders and members have made this possible, keeping ever-mindful of the organization's noble goals and principles.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates Jessup Post 5544 Veterans of Foreign Wars upon the joyous celebration of its fiftieth anniversary; offers best wishes for a continued tradition of excellent service in the years to come;

AND DIRECTS That a copy of this citation, sponsored by the Honorable Edward G. Staback on January 18, 1996, be transmitted to Jessup Post 5544 Veterans of Foreign Wars, 205 Dolph Street, Jessup, Pennsylvania.

Edward G. Staback
Sponsor

Matthew Ryan
Speaker of the House

ATTEST:
Ted Mazia
Chief Clerk of the House

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

CITATION

WHEREAS, Shopa Davey VFW Post 6082 is celebrating the momentous occasion of its fiftieth anniversary; and

WHEREAS, Shopa Davey VFW Post 6082 received its charter on February 27, 1946 with a charter membership of two hundred four members. The post was named after John Shopa and Charles Davey, the first two Peckville men who lost their lives in World War II. The Shopa Davey Ladies Auxiliary was organized May 17, 1947 with thirty-two charter members; and

WHEREAS, Since its inception, Shopa Davey VFW Post 6082 has made immeasurable contributions to the welfare of the community through its many special programs designed to enhance the quality of life for all. The post continues to adhere to its motto, "To Honor the Dead by Helping the Living" by sponsoring the Voice of Democracy Loyalty Day; annual blood drive; membership drive; Christmas and Easter parties; two Midget Leagues, one Teener League, one T-Ball League; the Buddy Poppy program; and the Scotland School program.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates Shopa Davey VFW Post 6082 upon the joyous and momentous occasion of its fiftieth anniversary; offers best wishes for a continued tradition of excellent service in the years to come;

AND DIRECTS That a copy of this citation, sponsored by the Honorable Edward G. Staback on February 7, 1996, be transmitted to Shopa Davey VFW Post 6082, Peckville, Pennsylvania 18452.

Edward G. Staback
Sponsor

Matthew Ryan
Speaker of the House

ATTEST:
Ted Mazia
Chief Clerk of the House

SUPPLEMENTAL CALENDAR A

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 2079, PN 3076**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for homicide by vehicle; adding the offense of aggravated assault by vehicle; further providing for accidents involving death or personal injury, for certain authorized travel periods, for permit for movement during course of manufacture and for movement of certain oxygen furnace parts; and providing for movement of domestic animal feed.

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

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

Mr. GEIST. Thank you very much, Mr. Speaker.
We would urge concurrence in this bill.

The pieces that were added in the Senate are very good. The homicide-by-vehicle section we think is an excellent piece, and I would urge concurrence. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

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

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

- | | | |
|----------|-------|------------|
| Pistella | Tulli | Washington |
|----------|-------|------------|

The majority required by the Constitution having 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.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 569, PN 3097**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for aggravated assault; and prohibiting certain entertainment in specified establishments.

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

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

YEAS-199

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Pistella	Tulli	Washington
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The majority required by the Constitution having 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.

SUPPLEMENTAL CALENDAR B

RESOLUTION

Mr. BUNT called up HR 276, PN 3055, entitled:

A Resolution urging the Citizens' Stamp Advisory Committee of the United States Postal Service to consider and recommend to the United States Postal Service Board of Governors that John Peter Gabriel Muhlenberg and Frederick Augustus Conrad Muhlenberg be memorialized as the subjects of postage stamps.

On the question,
Will the House adopt the resolution?

The SPEAKER. Did the gentleman, Mr. DeWeese, desire recognition on this? On the Bunt resolution, HR 276, did you desire recognition?

Mr. DeWEESE. Only that I support the resolution and that one of the Muhlenbergs - I think it was Frederick - was a former Speaker of this chamber. Peter served with Washington at Yorktown, and I am happy that my cohort is advancing this resolution. I wholly support it.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

BILLS REREPORTED FROM COMMITTEE

HB 1338, PN 1526 By Rep. PITTS

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

APPROPRIATIONS.

HB 1415, PN 2807 By Rep. PITTS

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

APPROPRIATIONS.

HB 1823, PN 2211 By Rep. PITTS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the powers and duties of the Pennsylvania Game Commission.

APPROPRIATIONS.

HB 1845, PN 3116 (Amended) By Rep. PITTS

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities; providing for hearing examiners in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," providing for creation and appointment, for disciplinary proceedings and hearings and for prior rules and regulations.

APPROPRIATIONS.

HB 2013, PN 2502 By Rep. PITTS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for wheel chairs and electrical mobility devices.

APPROPRIATIONS.

HB 2038, PN 3104 By Rep. PITTS

An Act regulating telemarketing practices; providing for violations of the Unfair Trade Practices and Consumer Protection Law and for private causes of action; and providing penalties.

APPROPRIATIONS.

HB 2210, PN 2794 By Rep. PITTS

An Act amending the act of October 15, 1975 (P.L.390, No.111), known as the Health Care Services Malpractice Act, further providing for liability insurance and the Medical Professional Liability Catastrophe Loss Fund.

APPROPRIATIONS.

SB 238, PN 244 By Rep. PITTS

An Act amending the act of July 3, 1986 (P. L. 388, No. 84), entitled "Sunshine Act," further providing for executive sessions.

APPROPRIATIONS.

SB 399, PN 1698 By Rep. PITTS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for exceptions for the prohibition on hunting on Sunday, for the use of unlawful devices and methods of hunting, for the use of lights while hunting, for carrying loaded firearms in certain vehicles and for safety zones.

APPROPRIATIONS.

SB 944, PN 1699 By Rep. PITTS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, defining "migratory game bird"; establishing a migratory game bird hunting license; providing for use of proceeds from the migratory game bird hunting license; further providing for the date of the annual audit and report to be submitted by the Pennsylvania Game Commission and the Legislative Budget and Finance Committee; adding provisions relating to goose hunting areas; and further providing for permits.

APPROPRIATIONS.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

BILLS PASSED OVER

The SPEAKER. HB 1601 and SB 654 are over.

The House proceeded to third consideration of **HB 2275, PN 2934**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Secretary of Conservation and Natural Resources, to convey to Jackson Township a road right-of-way situate in Jackson Township, Dauphin County, Pennsylvania.

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-198

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

- | | | | |
|------------|-----------|---------|---------|
| DiGirolamo | Lederer | Rubley | |
| Donatucci | Leh | Rudy | Ryan, |
| Druce | Lescovitz | Sainato | Speaker |

NAYS-0

NOT VOTING-1

Melio

EXCUSED-3

- | | | |
|----------|-------|------------|
| Pistella | Tulli | Washington |
|----------|-------|------------|

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

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

BILL PASSED OVER

The **SPEAKER**. HB 1896 is over.

The House proceeded to third consideration of **HB 2048, PN 2547**, entitled:

An Act designating a section of SR 28 in Armstrong County and Allegheny County, Pennsylvania, as Alexander H. Lindsay Highway.

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?

REMARKS SUBMITTED FOR THE RECORD

The **SPEAKER**. The gentleman, Mr. Pesci.
Mr. PESCI. Mr. Speaker, I would like to submit some remarks for the record on this bill.

The **SPEAKER**. The gentleman will submit his remarks for the record. The Chair thanks the gentleman.

Mr. PESCI submitted the following remarks for the Legislative Journal:

The purpose of this act is to honor Alexander H. Lindsay. The Allegheny Valley Expressway was the brainchild of attorney Alexander Lindsay. To Lindsay, it was deplorable that an area so rich in industry as the Allegheny-Kiski Valley would have no decent traffic artery. When the Allegheny Valley Association was formed in the early 1950's to lobby for construction of the expressway, attorney Lindsay's role was vice president and first chairman of the Better Highways Committee. In November 1976, Lindsay was honored by the

Allegheny Valley Chamber of Commerce for putting together the Allegheny Valley Expressway Action Committee-Now, consisting of representatives of 14 Allegheny Valley and Armstrong County municipalities, to obtain funds for the expressway. As a result of the committee's effort, \$52 million of Federal funds were approved for the completion of the final links of the expressway. On August 14, 1985, at the ribbon-cutting ceremony, Governor Thornburgh commended the Allegheny Valley residents who, through the years, had the tenacity to push for the completion of this important project in face of many frustrations and setbacks. Alexander H. Lindsay, chairman of the Allegheny Valley Expressway Committee, started lobbying for the construction of the expressway in the late 1940's. Lindsay negotiated, reasoned, and rallied nonpartisan support for the cause throughout his entire legal career. John Seel, president of the Allegheny Valley Development Corp., dubbed Lindsay "the father of the Allegheny Valley Expressway."

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-199

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

DiGirolamo	Leh	Rubley	
Donatucci	Lescovitz	Rudy	Ryan,
Druce	Levdansky	Sainato	Speaker
Durham			

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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

BILLS PASSED OVER

The SPEAKER. SB 684 is over.
Page 3 of today's calendar. HB 2205 is over.

RESOLUTION PURSUANT TO RULE 35

Mrs. TAYLOR called up HR 283, PN 3107, entitled:

A Resolution recognizing "National Women's History Month" and "International Women's Day."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Pistella Tulli Washington

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

VOTE CORRECTION

The SPEAKER. Does the gentleman from Bucks, Mr. Melio, desire recognition?

Mr. MELIO. Yes, sir.

Mr. Speaker, is it appropriate to correct the record?

The SPEAKER. The gentleman may proceed.

Mr. MELIO. On HB 2275, PN 2934, I would like to be recorded in the affirmative. Thank you, Mr. Speaker.

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

RESOLUTIONS

RESOLUTIONS PASSED OVER

The SPEAKER. The balance of the resolutions on page 3 will be passed over.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The Chair recognizes the lady from Chester County, Mrs. Taylor.

Mrs. TAYLOR. Mr. Speaker, I know that the House has passed HR 283. I would like to submit my comments for the record.

The SPEAKER. The lady will send her comments to the desk.

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

HOUSE CALLS FOR A CELEBRATION OF
WOMEN'S HERITAGE

By Rep. Elinor Z. Taylor (R-156th District)

Women have played integral roles in all aspects of Pennsylvania and the United States since before the American Revolution. Leadership, steadfastness, and creativity are embodied in the business and social acumen demonstrated by women as we have moved along the path of progress toward the 21st century.

To celebrate the tremendous heritage of women, I introduced legislation now unanimously approved by the House to acknowledge the month of March as "National Women's History Month" and March 8 as "International Women's Day."

HR 283 urges all citizens to join in a celebration of women's heritage and to observe this month and day with appropriate programs, ceremonies, and activities.

The U.S. Congress declared the month of March as "National Women's History Month" in 1989. Since the turn of the century, March 8 has been observed as "International Women's Day."

These recognitions are vital to gaining a full understanding of our history as Pennsylvanians and Americans. An unbiased look at the role of women in history clearly shows that thousands of women have not lacked courage, commitment, or conviction.

Since the formation of the American colonies, thousands of Pennsylvania women have been in the forefront for the benefit of all generations to come. By telling history in ways to include and appreciate the accomplishments and stories of women who made a difference, a treasure chest of historical information can be opened to benefit all who read it.

Dispelling stereotypes helps to teach people of all ages that limited roles typically attributed to women are no longer acceptable.

Editor's note: Rep. Elinor Z. Taylor (R-156) serves as Majority Caucus Secretary - the official recorder of House legislative activities. The only woman in either party's leadership, Taylor is one of only a few women leaders in the entire history of the General Assembly. She is also the first woman to serve as chairman of the Pennsylvania Higher Education Assistance Agency (PHEAA) board of directors.

BILL ON THIRD CONSIDERATION

The SPEAKER. May I have the attention of the House?

On page 2 of today's calendar, HB 1896, PN 2335, is marked on my calendar and the leader's calendar as over, and accordingly, when I reached it, I, without objection, noted that it was over. It has now been requested that it be called up.

My markings also indicate at one time there were a number of amendments that were going to be offered to this bill but they have since disappeared; they have been withdrawn. Now, there is no objection to calling this bill up if in fact those amendments are still withdrawn. Is there anyone who has amendments to this bill at this time?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its announcement that the bill was over for the day. The Chair hears no objection.

The House proceeded to third consideration of **HB 1896, PN 2335**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for a special registration plate for members of the Civilian Conservation Corps.

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

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

Mr. BAKER. Thank you, Mr. Speaker.

There is one amendment that I have to offer. It merely changes the effective date.

The SPEAKER. Has it been distributed?

Mr. BAKER. Apparently not yet, Mr. Speaker.

The SPEAKER. Well then, if it has not been distributed, we are not in a position to take it up.

Mr. BAKER. We will run it. I will withdraw that.

The SPEAKER. The gentleman indicates he withdraws his amendment.

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

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

The question is, shall the bill pass finally?

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

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to welcome to the hall of the House a former member, Kathy McHale, at the rear of the House, just behind the rails.

BILL ON THIRD CONSIDERATION

The SPEAKER. On page 2 of today's calendar, the Chair has been requested to call up SB 684. It is the Chair's understanding that Mr. Steil, Mr. Smith, Mr. Druce, have amendments. Mr. Stetler had an amendment that has been withdrawn. Is that accurate?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its announcement that the bill was over for the day. The Chair hears no objection.

The House proceeded to third consideration of **SB 684, PN 1728**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the use of school bus or school vehicle plates and for the use of farm vehicle plates; providing for the Pennsylvania agriculture plate; further providing for maximum speed limits; and providing for utility trailers, for liability insurance and for the authority to erect traffic-control devices.

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

Mr. STEIL offered the following amendment No. A0362:

Amend Title, page 1, line 5, by inserting after "limits"
and for certain speed tolerances

Amend Sec. 5, page 5, line 13, by striking out "AND 3363" and
inserting

, 3363 and 3368(c)(4)

Amend Sec. 5, page 7, by inserting between lines 24 and 25
§ 3368. Speed timing devices.

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

(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] six 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?

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

Mr. STEIL. Thank you, Mr. Speaker.

This amendment would permit local municipalities to change and enforce the speed limit on the basis of a tolerance of 6 miles per hour. Current law establishes a tolerance of 10 miles per hour.

The reason for this legislation originally was the result of municipalities not being able to identify speed limits on their roads which were enforceable and which were within established norms. So what we are asking for is to reduce the speed limit tolerance from 10 miles per hour to 6 miles per hour, which is the same tolerance enforced by State Police on State highways. This will enable the municipal police to enforce a 41-mile-per-hour speed limit on roads currently tagged at 35 miles per hour, and 31 miles per hour on roads that have speed limits of 25 miles per hour.

I request support from the members. Thank you.

Mr. GEIST. Excuse me. Mr. Speaker?

The SPEAKER. The gentleman, Mr. Geist.

Mr. GEIST. Mr. Speaker, a point of order.

Was this amendment distributed?

The SPEAKER. The Chair is advised it has not been distributed.

Mr. GEIST. Thank you, Mr. Speaker.

If we could delay debate until this has been distributed, or why can we not put it over for the day?

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Lloyd, is up, I suspect for the same purpose. Does the gentleman, Mr. Lloyd, seek recognition?

Mr. LLOYD. Yes, Mr. Speaker.

Mr. Speaker, I would request that we not run the bill until we have seen the amendment.

The SPEAKER. The gentleman is correct.

BILL PASSED OVER

The SPEAKER. The bill will be over for the day.

There will be no more votes today. There will be no more votes other than those that are part of the normal homework that the Speaker does in moving bills.

DEMOCRATIC CAUCUS

The SPEAKER. The gentleman, Mr. Cohen.

Mr. COHEN. Mr. Speaker, before the Democratic members leave, I would just like to announce that the caucus for 10 a.m. tomorrow has been canceled, and there will be a caucus instead off the floor at the lunch break.

The caucus at 10 a.m. tomorrow has been canceled; there will be a caucus instead tomorrow at the lunch break.

BILL REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that HB 2341 be removed from the table.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that HB 2341 be recommitted to the Committee on Appropriations.

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

BILLS SIGNED BY SPEAKER

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

HB 569, PN 3097

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for aggravated assault; and prohibiting certain entertainment in specified establishments.

HB 2079, PN 3076

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for homicide by vehicle; adding the offense of aggravated assault by vehicle; further providing for

accidents involving death or personal injury, for certain authorized travel periods, for permit for movement during course of manufacture and for movement of certain oxygen furnace parts; and providing for movement of domestic animal feed.

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

SUPPLEMENTAL CALENDAR C

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 2038, PN 3104; HB 1823, PN 2211; SB 399, PN 1698; SB 944, PN 1699; HB 1415, PN 2807; HB 2210, PN 2794; HB 1338, PN 1526; HB 1845, PN 2270; and HB 2013, PN 2502.

ADJOURNMENT

The SPEAKER. Does the Republican floor leader have any further business before the House? Do the Democratic floor leaders have any further business? Any announcements, notices, calling of meetings?

Hearing none, the Chair recognizes the lady from Susquehanna, Miss Major.

Miss MAJOR. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 13, 1996, at 11 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 4:42 p.m., e.s.t., the House adjourned.