

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, APRIL 15, 1997

SESSION OF 1997

181ST OF THE GENERAL ASSEMBLY

No. 24

HOUSE OF REPRESENTATIVES

The House convened at 11 a.m., e.d.t.

THE SPEAKER PRO TEMPORE (JOE CONTI) PRESIDING

PRAYER

REV. THOMAS W. FRIES, Chaplain of the House of Representatives and pastor of Hempfield United Methodist Church, Lancaster, Pennsylvania, offered the following prayer:

Let us pray:

Our Heavenly Father, we thank You and praise You today for who You are and for the way in which You have revealed so much of Your character in nature. We look up into the sky at night and we see the Hale-Bopp comet, and compared to You, it is almost like a flea that You could flick away at any moment, and yet it is so grand.

Who are we that You would care about us and know our names. Thank you so much for loving us and being with us every day.

We ask that today, Lord, You would open minds to see truth as illustrated in nature. We think of the pine and the oak. When the pressure of snow comes from above, the pine simply drops the branches and lets it roll off, and the branches spring back up, but the oak resists and is stiff and often the branches break. But when the pressures come from the side, from the wind, the pine tree often breaks at the trunk or is torn over at the roots because the roots do not go deep; not so with the oak. Deeply rooted, it stands strong.

And I pray for the men and women gathered here today that You would open their minds once again to recognize when to be like the pine and when to be like the oak, to recognize when the pressure comes from above and when it comes from the side, to remember that both trees are Your creation and very special to You, as are the men and women of both parties; that both these trees are here for a purpose, as are the men and women of both parties.

We ask that You would grant us the knowledge of these lessons to serve the people, that Your name might be glorified and many will receive the benefit. Watch over the family of every person here today that they might not have to be distracted by those concerns, and if anyone is here struggling with a personal concern of health or relationships or whatever it might be, bless them and grant them a peaceful day. Take away their anxiety that the work

that is done here today which touches the lives of so many will be done with all excellence. Amen.

PLEDGE OF ALLEGIANCE

(The Pledge of Allegiance was recited by members and visitors.)

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, April 14, 1997, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1305 By Representatives ORIE, BOYES, FARGO, CHADWICK, CORNELL, ARGALL, RUBLEY, FAIRCHILD, CALTAGIRONE, NICKOL, BAKER, GEIST, MARKOSEK, GORDNER, DENT, HERMAN, GIGLIOTTI, BROWN, LYNCH, PISTELLA, HENNESSEY, BATTISTO, STERN, READSHAW, HUTCHINSON, McNAUGHTON, SCHRODER, McGILL, TRELLO, COY, HERSHEY, L. I. COHEN, E. Z. TAYLOR, KENNEY, ARMSTRONG, SAINATO, BROWNE, BARRAR, MAITLAND, DeLUCA, SAYLOR, BARD, ZUG, WAUGH, COLAFELLA, NAILOR, CLARK, STEVENSON, BOSCOLA and STEELMAN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further defining "capital stock value."

Referred to Committee on FINANCE, April 15, 1997.

No. 1306 By Representatives L. I. COHEN, BEBKO-JONES, YOUNGBLOOD, THOMAS, BELARDI, TRELLO, JOSEPHS, ITKIN, SCHRODER, CIVERA, SEMMEL, MUNDY, E. Z. TAYLOR, BROWNE, BOSCOLA, CURRY, MYERS, and C. WILLIAMS

An Act requiring all State-owned rest stop facilities to have a family restroom.

Referred to Committee on TRANSPORTATION, April 15, 1997.

No. 1307 By Representatives L. I. COHEN, YOUNGBLOOD, WAUGH, BELARDI, McNAUGHTON, TRELLO, MELIO, LYNCH, ARMSTRONG, MILLER, VAN HORNE, EGOLF, BATTISTO, TRUE, CIVERA, E. Z. TAYLOR, BROWNE, BOSCOLA, PETTIT and LEH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further prohibiting homicide by vehicle while driving under influence.

Referred to Committee on JUDICIARY, April 15, 1997.

No. 1308 By Representatives L. I. COHEN, WALKO, RUBLEY, YOUNGBLOOD, B. SMITH, BELARDI, CIVERA, SEMMEL, STEELMAN, MUNDY, E. Z. TAYLOR, BROWNE, BARD and PETTIT

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of trespass upon school property; and providing penalties.

Referred to Committee on JUDICIARY, April 15, 1997.

No. 1309 By Representatives L. I. COHEN, LAUGHLIN, STABACK, McGILL, KENNEY, ITKIN, WOGAN, COWELL, YOUNGBLOOD, STEELMAN, SHANER, E. Z. TAYLOR, PISTELLA, BELARDI, BOSCOLA, TULLI, SURRA, GLADECK, TRELLO and PETRARCA

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for creditable nonschool service.

Referred to Committee on EDUCATION, April 15, 1997.

No. 1310 By Representative VEON

An Act amending the act of April 27, 1927 (P.L.465, No.299), referred to as the Fire and Panic Act, further providing for clean indoor air.

Referred to Committee on HEALTH AND HUMAN SERVICES, April 15, 1997.

No. 1311 By Representatives CARONE, DALEY, GORDNER, PESCI, ITKIN, KREBS, SHANER, TRAVAGLIO, YOUNGBLOOD, TRELLO, JAMES, ALLEN, SEMMEL, HENNESSEY, RAMOS, MICHLOVIC, STEELMAN, MILLER, BELFANTI and PRESTON

An Act providing for licensing and bonding of certain dealers for the protection of unpaid producers of agricultural products, for powers and duties of the Department of Agriculture and for civil penalties.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 15, 1997.

No. 1312 By Representatives SAINATO, TANGRETTI, THOMAS, GIGLIOTTI, MELIO, YOUNGBLOOD, BELARDI, TRAVAGLIO, LaGROTTA, SHANER, READSHAW, PESCI, LEDERER, DeLUCA, DALEY, LEVDANSKY, BROWNE, BOSCOLA, CASORIO, VEON, LAUGHLIN, HALUSKA, KELLER and RAMOS

An Act amending the act of September 30, 1985 (P.L.240, No.61), known as the Turnpike Organization, Extension and Toll Road Conversion Act, providing for uniformity of tolls.

Referred to Committee on TRANSPORTATION, April 15, 1997.

No. 1313 By Representatives CAPPABIANCA, YOUNGBLOOD, BEBKO-JONES, COLAIZZO, SHANER, LEDERER, FAIRCHILD, TRELLO, JOSEPHS, GEIST, GORDNER, MELIO, JAMES, HORSEY, SCRIMENTI, WOJNAROSKI, LUCYK, RAYMOND, TIGUE, J. TAYLOR, PETRARCA, RAMOS, BELARDI, ITKIN, STEELMAN, STURLA, PISTELLA, PRESTON and COY

An Act amending the act of June 5, 1937 (P.L.1688, No.352), entitled "An act relating to the dissemination of information pertaining to affairs of the Commonwealth, including information pertaining to civil rights and constitutional guarantees; and conferring powers and duties with respect thereto upon the Department of State," establishing the Office of Information Technology in the Governor's Office and providing for its powers and duties; and providing for information accessibility.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, April 15, 1997.

No. 1314 By Representatives TRICH, GEORGE, LEVDANSKY, HALUSKA, DONATUCCI, COY, BELARDI, MANDERINO, GODSHALL, TRELLO, LUCYK, WOGAN, McCALL, JOSEPHS, TRAVAGLIO, GANNON, VAN HORNE, HERSHEY, LAUGHLIN, ROBERTS, MELIO, SEYFERT, SHANER, CARN, GRUITZA, CORPORA, HENNESSEY, HORSEY, WILT, STEELMAN, WASHINGTON, RAMOS, DeLUCA, BOSCOLA, E. Z. TAYLOR, TANGRETTI, SAINATO and C. WILLIAMS

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

Referred to Committee on TRANSPORTATION, April 15, 1997.

No. 1315 By Representatives TRICH, HALUSKA, ROONEY, COLAIZZO, COY, BELARDI, TRELLO, WALKO, BATTISTO, JOSEPHS, STERN, LAUGHLIN, DALEY, MELIO, SHANER, PETRARCA, GIGLIOTTI, STEELMAN, RAMOS, DeLUCA, YOUNGBLOOD, BOSCOLA, BROWNE, CURRY and THOMAS

An Act amending the act of December 1, 1959 (P.L.1647, No.606), known as the Business Development Credit Corporation Law, further providing for loans by financial institutions.

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, April 15, 1997.

No. 1316 By Representatives STURLA, TRUE, STABACK, MELIO, COY, BELARDI, CARN, WALKO, MUNDY, WASHINGTON, ROONEY, VAN HORNE, ITKIN, YOUNGBLOOD, STEELMAN, JOSEPHS, CLYMER, EACHUS, SCRIMENTI, MIHALICH, SURRA and RAMOS

An Act amending the act of April 14, 1972 (P.L.221, No.63), known as the Pennsylvania Drug and Alcohol Abuse Control Act, providing for a juvenile inmate substance abuse program.

Referred to Committee on JUDICIARY, April 15, 1997.

No. 1317 By Representatives STURLA, BROWNE, GORDNER, TIGUE, BELARDI, CALTAGIRONE, WALKO, LYNCH, BATTISTO, SAYLOR, CURRY, STABACK, YOUNGBLOOD, ITKIN, MUNDY, McCALL, ROONEY, ROSS, MELIO, JOSEPHS, SHANER, C. WILLIAMS, MIHALICH, BARRAR, PISTELLA and SURRA

An Act establishing the Substance Abuse and Chemical Dependency Assessment Program; providing for pretrial substance abuse and chemical dependency assessments for certain criminal offenders, for substance abuse treatment and for mandatory chemical testing of certain probationers and parolees; imposing duties on the Department of Health and participating counties; providing for substance abuse assessment grants and for rules and regulations; and making an appropriation.

Referred to Committee on JUDICIARY, April 15, 1997.

No. 1318 By Representatives SEMMEL, ARGALL, PISTELLA, NAILOR, BELARDI, HENNESSEY, E. Z. TAYLOR, RUBLEY, HERSHEY, BARD and RAMOS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the improper use of municipal recycling containers.

Referred to Committee on JUDICIARY, April 15, 1997.

No. 1319 By Representatives SEMMEL, ARGALL, PISTELLA, NAILOR, BELARDI, GODSHALL, B. SMITH, E. Z. TAYLOR, RUBLEY, HERSHEY, BARD and RAMOS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the unauthorized taking of items of value from municipal recycling containers placed for collection.

Referred to Committee on JUDICIARY, April 15, 1997.

No. 1320 By Representatives CALTAGIRONE, HALUSKA, JOSEPHS, STABACK, D. W. SNYDER, BELARDI, LEDERER, LYNCH, ITKIN, BUNT, B. SMITH and TRELLO

An Act providing for the licensure of acupuncturists, for regulation and training, for fees and penalties; making an appropriation; and making a repeal.

Referred to Committee on PROFESSIONAL LICENSURE, April 15, 1997.

No. 1321 By Representatives SAYLOR, BOYES, TRELLO, BUNT, DENT, HUTCHINSON, D. W. SNYDER, WAUGH, BROWNE, ORIE, ALLEN, SEYFERT, CLYMER, VAN HORNE, MARKOSEK, DEMPSEY, FARGO, FAIRCHILD, BROWN, LEVDANSKY, BAKER, GODSHALL, RUBLEY, GEIST, LYNCH, JAMES, CLARK, NAILOR, BATTISTO, MILLER, HERSHEY, SCHRODER, EGOLF, E. Z. TAYLOR, ZUG, BARD, LEH, MARSICO, McNAUGHTON, SEMMEL, KENNEY, ARMSTRONG, MCGILL, BENNINGHOFF, MAITLAND, STEELMAN, BOSCOLA, COY and STERN

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for the imposition of the corporate net income tax and the capital stock and franchise tax and for the minimum amount of capital stock and franchise tax; and making editorial changes.

Referred to Committee on FINANCE, April 15, 1997.

No. 1322 By Representatives SAYLOR, McNAUGHTON, SATHER, CIVERA, BENNINGHOFF, WILT, TRELLO, COY, WALKO, FAIRCHILD, BELARDI, MELIO, SCHULER, MAITLAND, M. N. WRIGHT, BAKER, HENNESSEY, LYNCH, GEIST, ARMSTRONG, McCALL, DRUCE, OLASZ, VAN HORNE, SCHRODER, SEMMEL, STEELMAN, CLARK, PLATTS, MUNDY, PRESTON, L. I. COHEN, RAMOS, COLAFELLA, HASAY, BARD, E. Z. TAYLOR, ARGALL, SERAFINI, MILLER, STABACK, C. WILLIAMS, LEH, BARRAR and BOSCOLA

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing an additional sales tax exclusion for certain purchases by school districts.

Referred to Committee on FINANCE, April 15, 1997.

No. 1323 By Representatives SEMMEL, D. W. SNYDER, DENT, BROWNE, ROONEY, HERSHEY, YOUNGBLOOD, LYNCH, HENNESSEY, BUNT, LAUGHLIN, E. Z. TAYLOR, TRELLO, ARGALL, BOSCOLA, SEYFERT, ALLEN and GRUPPO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for payments to special funds.

Referred to Committee on TRANSPORTATION, April 15, 1997.

No. 1324 By Representatives LESCOVITZ, MUNDY, BELARDI, ITKIN, SANTONI, COY, YEWIC, BEBKO-JONES, MELIO, DALEY, HALUSKA, COLAFELLA, WALKO, McCALL, SURRA, BOSCOLA, STEELMAN, CIVERA and TRICH

An Act amending the act of June 29, 1996 (P.L.434, No.67), known as the Job Enhancement Act, further providing for establishment of program; and providing for Opportunity Fund executive committee.

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, April 15, 1997.

SENATE MESSAGE

HOUSE BILL
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned HB 12, PN 168, with information that the Senate has passed the same without amendment.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND Tabled

HB 440, PN 1508 (Amended) By Rep. GLADECK

An Act providing for the regulation of combustible and flammable liquids; allocating functions of the Department of Labor and Industry and the Pennsylvania State Police; imposing penalties; and making repeals.

LABOR RELATIONS.

HB 465, PN 529 By Rep. GLADECK

An Act amending the act of July 14, 1961 (P.L.637, No.329), known as the Wage Payment and Collection Law, providing for duty of successor employer to pay back wages; and further providing for enforcement.

LABOR RELATIONS.

HB 845, PN 945 By Rep. GLADECK

An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for definitions.

LABOR RELATIONS.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER pro tempore. 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.)

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Snyder, who requests leave of absence for the gentleman from Allegheny, Mr. PETTIT. Without objection, the leave is granted.

The Chair recognizes the gentleman from Allegheny, Mr. Itkin, who requests leaves of absence for the gentleman from Bucks County, Mr. CORRIGAN, and the gentleman from Delaware County, Mr. KIRKLAND. Without objection, the leaves are granted.

MASTER ROLL CALL

The SPEAKER pro tempore. The Chair is about to take the master roll. Would all members report to the House floor, please. The Chair is about to take the master roll. The members will proceed to vote.

The following roll call was recorded:

PRESENT-199

- Adolph, Allen, Argall, Armstrong, Baker, Bard, Barley, Barrar, Battisto, Bebko-Jones, Belardi, Belfanti, Benninghoff, Birmelin, Bishop, Blaum, Boscola, Boyes, Brown, Browne, Bunt, Butkovitz, Buxton, Caltagirone, Cappabianca, Carn, Carone, Casorio, Cawley, Chadwick, Civera, Clark, Clymer, Cohen, L. I., Cohen, M., Colafella, Colaizzo, Conti, Cornell, Corpora, Cowell, Coy, Curry, Daley, Dally, DeLuca, Dempsey, Dent, Donatucci, Druce, Eachus, Egolf, Evans, Fairchild, Fargo, Feese, Fichter, Fleagle, Flick, Gannon, Geist, George, Gigliotti, Gladeck, Godshall, Gordner, Gruitza, Gruppo, Habay, Haluska, Hanna, Harhart, Hasay, Hennessey, Herman, Hershey, Hess, Horsey, Hutchinson, Pippy, Itkin, Jadlowiec, James, Jarolin, Josephs, Kaiser, Keller, Kenney, Krebs, LaGrotta, Laughlin, Lawless, Lederer, Leh, Lescovitz, Levdansky, Lloyd, Maitland, Major, Manderino, Markosek, Marsico, Masland, Mayernik, McCall, McGeehan, McGill, McIlhattan, McNaughton, Melio, Michlovic, Micozzie, Mihalich, Miller, Mundy, Myers, Nailor, Nickol, O'Brien, Olasz, Oliver, Ori, Perzel, Pesci, Petrarca, Petrone, Phillips, Pippy, Pistella, Platts, Preston, Ramos, Raymond, Readshaw, Reber, Reinard, Rieger, Roberts, Robinson, Roebuck, Rohrer, Ross, Rubley, Sainato, Santoni, Schroder, Schuler, Scrimenti, Semmel, Serafini, Seyfert, Shaner, Smith, B., Smith, S. H., Snyder, D. W., Staback, Stairs, Steelman, Steil, Stern, Stetler, Stevenson, Strittmatter, Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tighe, Travaglio, Trello, Trich, True, Tulli, Vance, Van Home, Veon, Vitali, Walko, Washington, Waugh, Williams, A. H., Williams, C., Wilt, Wogan, Wojnaroski, Wright, M. N., Yewcic, Youngblood, Zimmerman, Zug

Dermody DeWeese DiGirolamo	Lucyk Lynch	Sather Saylor	Ryan, Speaker
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ADDITIONS-0

NOT VOTING-0

EXCUSED-4

Corrigan	Kirkland	Pettit	Rooney
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LEAVES ADDED-1

Curry

LEAVES CANCELED-1

Kirkland

CALENDAR

BILLS ON SECOND CONSIDERATION

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

SB 867, PN 872; SB 869, PN 874; SB 870, PN 875; SB 871, PN 876; SB 872, PN 877; and SB 873, PN 973.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome Miss April Keenan, a member of the Girl Scouts, from Westmoreland County. April is the guest of Representative James Casorio and is seated to the left-hand side of the Speaker. Would the guest please rise.

Will the House come to order, please. The Chair is going to continue with the introductions of guests. Many of these guests are members of the Girl Scouts. I will be introducing them.

The Chair is pleased to welcome Miss Sarah Smelter, who is the guest of Representative Gary Haluska. She is one of the many senior Girl Scouts who will be visiting the Capitol to meet with their area legislators today and to learn more about our legislative process. Would we please share the usual warm reception for Sarah.

The Chair is pleased to welcome Miss Jessica Manni, who is the guest of Representative Victor Lescovitz, seated to the left of the Speaker. Would the guest please rise.

The Chair is pleased to welcome Miss Ellen Meehan from Ardmore, Pennsylvania, who is a junior at Haverford Senior High School, who is the guest of Representative Roebuck. She is located in the gallery. Would the guest please rise.

The Chair is pleased to welcome Nicole Sandretto, who is a Girl Scout, as the guest of Representative Ron Cowell. Would the guest please rise.

The Chair is pleased to welcome Miss Laura Sherrod from Meadville. She is here today as the guest of Representative Teresa Brown. She is a member of the Penn Lakes Girl Scout Council and is participating in the 3-day event entitled "Capitol Days," sponsored by the Pennsylvania Girl Scout Legislative Network. Would the guest please rise.

The Chair is pleased to recognize Miss Jolene Finley from Palmerton, Pennsylvania. She is the guest of Representative Keith McCall and is also here for Girl Scout Capitol Days. Would the guest please rise.

The Chair is pleased to welcome Miss Emily Pawlosky from Pittsburgh, who is the guest of Representative Frank Gigliotti, who is seated to the left of the Speaker. Would the guest please rise.

The Chair is pleased to welcome Miss Charissa Kinzler of Oakdale. She is the guest of Representative John Pippy today. She is a 10th grader at West Allegheny High School and a member of the Junior Honor Society. She is here participating in the 3-day educational opportunity in Harrisburg, Capitol Days. Would the guest please rise.

The Chair is pleased to welcome Miss Stephanie Rea of Hollidaysburg, who is the guest of Representative Jerry Stern. She is seated to the left-hand side of the Speaker. Would you please rise.

The Chair is pleased to introduce Miss Alicia Auroa of Girl Scout Troop 128 from Greensburg, who is the guest of Representative Tangretti and is seated in the gallery. Would you please rise.

The Chair is pleased to introduce Miss Kathie Moriarty of Cadet Troop 334. She is here today as the guest of Representative Stanley Jarolin and is seated in our gallery. The usual warm House welcome.

The Chair is pleased to welcome guests, who are located in the gallery, from the Mount Calvary Christian School in Elizabethtown. They are the guests of Representative Tom Armstrong. Here are Charles Patterson and the 10th grade class. Would the guests please rise.

The Chair is pleased to welcome fourth graders from St. Hilary of Poitiers School in Abington Township, who are the guests of Representative Ellen Bard. They are located in the gallery. Would the guests please rise.

The Chair is pleased to welcome Dr. Lilian E. Meier. Dr. Meier is the current chair of the board of directors of the Delaware County Chamber of Commerce, and she is here as the guest of Representative Tom Gannon of Delaware County. Dr. Meier is to the left of the Speaker. Would she please rise.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Reinard, rise?

Mr. REINARD. Well, hello, Mr. Speaker, and it is a pleasure to see you there.

I would like to submit some comments for a matter of record.

The SPEAKER pro tempore. The gentleman will submit his remarks.

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the names of Philip D. Gift and Michael A. Pilgrim, who have recently been awarded Scouting's highest honor — Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Philip D. Gift and Michael A. Pilgrim.

Whereas, Philip D. Gift and Michael A. Pilgrim earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of these young men. They are members of Troop 5.

Now therefore, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the names of Philip D. Gift and Michael A. Pilgrim.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome Miss Ellen Przybylski and Kathryn Sylvester to the hall of the House. They are guests of Representative Pat Browne and Representative Charles Dent, and they are here for the Girl Scout Capitol Days event. Would the guests please rise.

The Chair is pleased to welcome today, as guest pages, Miss Theresa Andrejack and Mr. Brian Massey. They are students at East Pennsboro Middle School, and they are the guests of Representative Pat Vance. Would the guest pages please rise.

The Chair is pleased to welcome Miss Tiffany Klotz of Bangor, Pennsylvania, who is serving as a guest page for the day and is the guest of Representative Leonard Gruppo of Northampton County. Would Miss Tiffany Klotz please rise.

ANNOUNCEMENT BY SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Will the House come to order, please; will the House please come to order. The Chair wishes to make an announcement at this time.

Would all the members please join the Chair in wishing Representative Frank Oliver from Philadelphia a most happy birthday.

Mr. OLIVER. Mr. Speaker?

The SPEAKER pro tempore. For what purpose does the gentleman rise?

Mr. OLIVER. For a comment, Mr. Speaker.

The SPEAKER pro tempore. The gentleman is recognized under unanimous consent.

Mr. OLIVER. Thank you, Mr. Speaker.

Mr. Speaker, this day is a most happy day for me, and I can say to you in all sincerity that the last 23 years and approximately 3 months have been very, very important to me and very enjoyable on my stay in this House of Representatives. I have met some of the finest people that I think I will ever meet in the rest of my lifetime, and I want to thank all of you so much for extending me wishes on my birthday. Thank you again, Mr. Speaker.

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome Miss Jennifer Vorhees. She is a Girl Scout from Clarks Summit, Pennsylvania, who is the guest of Representative Frank Serafini. She is in our gallery. Would the guest please rise.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 924, PN 1038**, entitled:

An Act permitting distribution of the Department of Conservation and Natural Resources' topographic and geologic survey without registration of a copyright; and permitting copying and distribution of previously copyrighted publications of the survey.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER pro tempore. 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	Donatucci	Maitland	Schroder
Allen	Druce	Major	Schuler
Argall	Eachus	Manderino	Scrimenti
Armstrong	Egolf	Markosek	Serimel
Baker	Evans	Marsico	Serafini
Bard	Fairchild	Masland	Seyfert
Barley	Fargo	Mayernik	Shaner
Barrar	Feese	McCall	Smith, B.
Battisto	Fichter	McGeehan	Smith, S. H.
Bebko-Jones	Fleagle	McGill	Snyder, D. W.
Belardi	Flick	McIlhattan	Staback
Belfanti	Gannon	McNaughton	Stairs
Benninghoff	Geist	Melio	Steelman
Birmelin	George	Michlovic	Steil
Bishop	Gigliotti	Micozzie	Stern
Blaum	Gladeck	Mihalich	Stetler
Boscola	Godshall	Miller	Stevenson
Boyes	Gordner	Mundy	Strittmatter
Brown	Gruitza	Myers	Sturla
Browne	Gruppo	Nailor	Surra
Bunt	Habay	Nickol	Tangretti
Butkovitz	Haluska	O'Brien	Taylor, E. Z.
Buxton	Hanna	Olasz	Taylor, J.
Caltagirone	Harhart	Oliver	Thomas
Cappabianca	Hasay	Orie	Tigue
Carr	Hennessey	Perzel	Travaglio
Carone	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horsey	Phillips	Tulli
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Home
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colafella	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan

Coy	Laughlin	Robinson	Wojnaroski
Curry	Lawless	Roebuck	Wright, M. N.
Daley	Lederer	Rohrer	Yewcic
Dally	Leh	Ross	Youngblood
DeLuca	Lescovitz	Rubley	Zimmerman
Dempsey	Levdansky	Sainato	Zug
Dent	Lloyd	Santoni	
Dermody	Lucyk	Sather	Ryan,
DeWeese	Lynch	Saylor	Speaker
DiGirolamo			

NAYS-0

NOT VOTING-0

EXCUSED-4

Corrigan	Kirkland	Pettit	Rooney
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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.

BILL PASSED OVER

The SPEAKER pro tempore. HB 1246 is over for the day.

The House proceeded to third consideration of HB 385, PN 428, entitled:

An Act repealing certain provisions relating to premarital tests.

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

The SPEAKER pro tempore. 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-187

Adolph	Druce	Maitland	Schuler
Allen	Eachus	Major	Scrimenti
Argall	Egolf	Manderino	Semmel
Armstrong	Evans	Markosek	Serafini
Baker	Fairchild	Marsico	Seyfert
Bard	Fargo	Masland	Shaner
Barley	Feese	Mayernik	Smith, B.
Barrar	Fichter	McCall	Smith, S. H.
Battisto	Fleagle	McGeehan	Snyder, D. W.
Bebko-Jones	Flick	McGill	Staback
Belardi	Gannon	McIlhattan	Stairs
Belfanti	Geist	McNaughton	Steelman
Benninghoff	George	Michlovic	Steil
Bishop	Gigliotti	Micozzie	Stern
Blaum	Gladeck	Mihalich	Stetler

Boscola	Godshall	Miller	Stevenson
Boyes	Gordner	Mundy	Strittmatter
Brown	Gruitza	Myers	Sturla
Browne	Gruppo	Nailor	Surra
Bunt	Habay	Nickol	Tangretti
Butkovitz	Haluska	O'Brien	Taylor, E. Z.
Buxton	Hanna	Olasz	Taylor, J.
Caltagirone	Harhart	Oliver	Thomas
Cappabianca	Hasay	Orie	Tigue
Carn	Hennessey	Perzel	Travaglio
Carone	Herman	Pesci	Trich
Cawley	Hershey	Petrarca	True
Chadwick	Hess	Petrone	Tulli
Civera	Horsey	Phillips	Vance
Clark	Hutchinson	Pippy	Van Horne
Clymer	Itkin	Platts	Veon
Cohen, L. I.	Jadlowiec	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colaella	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Cowell	Krebs	Rieger	Wilt
Coy	LaGrotta	Robinson	Wogan
Curry	Laughlin	Roebuck	Wojnaroski
Daley	Lawless	Ross	Wright, M. N.
Dally	Lederer	Rubley	Yewcic
DeLuca	Lescovitz	Sainato	Youngblood
Dempsey	Levdansky	Santoni	Zimmerman
Dermody	Lloyd	Sather	
DeWeese	Lucyk	Saylor	Ryan,
DiGirolamo	Lynch	Schroder	Speaker
Donatucci			

NAYS-10

Birmelin	Dent	Roberts	Trello
Casorio	Leh	Rohrer	Zug
Corpora	Melio		

NOT VOTING-2

James Pistella

EXCUSED-4

Corrigan	Kirkland	Pettit	Rooney
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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.

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. We will go over HB 679 temporarily.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to introduce and recognize Janelle Malta. She is here with the Girl Scouts and is the guest of Representative Kevin Blaum. Would the guest please rise.

The Chair is pleased to welcome to the hall of the House, as guests of the Democratic leader, Mr. DeWeese, students from the Central Greene School District: Wade Cowell, Mike Higginbotham, and Robbie Light, together with Tammy Mandich, their American history teacher. They are seated in the balcony. Would the guests please rise.

BILLS ON THIRD CONSIDERATION

BILLS PASSED OVER

The SPEAKER pro tempore. Moving to page 4 of today's calendar, SB 45 is over.
SB 179 is over.

* * *

The House proceeded to third consideration of **HB 92, PN 100**, entitled:

An Act amending the act of May 21, 1943 (P.L.571, No.254), known as The Fourth to Eighth Class County Assessment Law, providing exemptions for concert music halls.

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

BILL RECOMMENDED

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that HB 92 be recommitted to the Committee on Appropriations.

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

* * *

The House proceeded to third consideration of **SB 168, PN 388**, entitled:

An Act amending the act of June 26, 1931 (P.L.1379, No.348), entitled, as amended, Third Class County Assessment Board Law, providing for auxiliary boards and for alternate members; further providing for rules and regulations; providing for correction of errors; and further providing for assessment appeals.

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

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

NAYS-0

NOT VOTING-0

EXCUSED-4

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny County, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, could we return to leaves of absence?

The SPEAKER pro tempore. The gentleman may proceed.

Mr. ITKIN. I would like to request a leave for the gentleman from Montgomery, Mr. CURRY.

The SPEAKER pro tempore. Without objection, leave is granted.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 383, PN 1195**, entitled:

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 of the Office of Hearing Examiner and appointment of hearing examiners; further providing for powers and duties of boards and commissions within the Bureau of Professional and Occupational Affairs; and providing for disciplinary proceedings and hearings and for prior rules and regulations.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER pro tempore. 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?

The Chair recognizes the gentleman from Delaware County, Mr. Civera.

Mr. CIVERA. Thank you, Mr. Speaker.

HB 383, let me just give you a brief explanation.

In 1992, the case of Lyness v. Pennsylvania State Board of Medicine, the Pennsylvania Supreme Court ruled that procedures used by licensing boards improperly commingled prosecutorial and adjudicatory functions. This legislation was drafted to address the Lyness problem.

HB 383 would establish an independent office of hearing examiner in the BPOA (Bureau of Professional and Occupational Affairs) and delegate all duties involving the screening of complaints and the pursuit of disciplinary measures to the office of prosecution.

Licensing boards would be required to use hearing examiners to hear disciplinary matters that do not raise questions of competence in a profession, such as suspensions based on criminal convictions. Boards would hear appeals from the decisions of hearing examiners in those cases but would sit as the initial adjudicatory body for cases involving professional standards, quality of care, and allegations of misconduct.

HB 383 establishes a unified and standard response to Lyness and other decisions delineating due-process rights of licensees. This bill is similar to HB 1845 of 1995, which passed the House with no negative votes.

I urge an affirmative vote to this HB 383, Mr. Speaker. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Allegheny County, Mr. Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, I rise in favor of this legislation.

Echoing the remarks of the chairman of the Professional Licensure Committee, we worked on this in committee, and this was agreed to by both sides of the aisle in the committee.

I would urge an affirmative vote. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

YEAS—198

Adolph	Donatucci	Maitland	Schroder
Allen	Druce	Major	Schuler
Argall	Eachus	Mandorino	Scrimenti
Armstrong	Egolf	Markosek	Semmel
Baker	Evans	Marsico	Serafini
Bard	Fairchild	Masland	Seyfert
Barley	Fargo	Mayernik	Shaner
Barrar	Feese	McCall	Smith, B.
Battisto	Fichter	McGeehan	Smith, S. H.
Bebko-Jones	Fleagle	McGill	Snyder, D. W.
Belardi	Flick	McIlhattan	Staback
Belfanti	Gannon	McNaughton	Stairs
Benninghoff	Geist	Melto	Steelman
Birmelin	George	Michlovic	Steil
Bishop	Gigliotti	Micozzie	Stern
Blaum	Gladeck	Mihalich	Stetler
Boscola	Godshall	Miller	Stevenson
Boyes	Gordner	Mundy	Strittmatter
Brown	Gruitza	Myers	Sturla
Browne	Gruppo	Nailor	Surra
Bunt	Habay	Nickol	Tangretti
Butkovitz	Haluska	O'Brien	Taylor, E. Z.
Buxton	Hanna	Olasz	Taylor, J.
Caltagirone	Harhart	Oliver	Thomas
Cappabianca	Hasay	Orie	Tigue
Cam	Hennessey	Perzel	Travaglio
Carone	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horsey	Phillips	Tullis
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Horne
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colafella	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan
Coy	Laughlin	Robinson	Wojnaroski
Daley	Lawless	Roebuck	Wright, M. N.
Dally	Lederer	Rohrer	Yewcic
DeLuca	Leh	Ross	Youngblood
Dempsey	Lescovitz	Rublely	Zimmerman
Dent	Levdansky	Sainato	Zug

Dermody	Lloyd	Santoni	
DeWeese	Lucyk	Sather	Ryan,
DiGirolamo	Lynch	Saylor	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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 pro tempore. On page 5, HB 337 is over. On page 5, HB 77 is over.

The House proceeded to third consideration of HB 90, PN 98, entitled:

An Act designating a portion of U.S. Route 220 in Lycoming County as the Lycoming County Veterans' Memorial Highway.

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

RULES SUSPENDED

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Serafini, for the purpose of a motion.

Mr. SERAFINI. Mr. Speaker, I would request that the House suspend the rules so that I can offer amendment A1329 to HB 90.

The SPEAKER pro tempore. The question is on the suspension of the rules, the suspension of the rules to offer this amendment.

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

The following roll call was recorded:

YEAS-192

Adolph	Donatucci	Manderino	Schuler
Allen	Druce	Markosek	Scrimenti
Argall	Eachus	Marsico	Semmel
Armstrong	Egolf	Masland	Serafini
Baker	Evans	Mayernik	Seyfert
Bard	Fairchild	McCall	Shaner
Barley	Fargo	McGeehan	Smith, B.
Barrar	Feese	McGill	Smith, S. H.
Battisto	Fichter	McLhattan	Snyder, D. W.

Bebko-Jones	Fleagle	McNaughton	Staback
Belardi	Flick	Melio	Stairs
Belfanti	Gannon	Michlovic	Steelman
Benninghoff	Geist	Micozzie	Stern
Birmelin	George	Mihalich	Stetler
Bishop	Gigliotti	Miller	Stevenson
Blaum	Gladeck	Mundy	Strittmatter
Boscola	Godshall	Myers	Sturla
Boyes	Gordner	Nailor	Surra
Brown	Gruitza	Nickol	Tangretti
Browne	Gruppo	O'Brien	Taylor, E. Z.
Bunt	Habay	Olasz	Taylor, J.
Butkovitz	Haluska	Oliver	Thomas
Buxton	Hanna	Orie	Tigue
Caltagirone	Harhart	Perzel	Travaglio
Cappabianca	Hasay	Pesci	Trello
Carn	Hennessey	Petrarca	Trich
Casorio	Herman	Petrone	True
Cawley	Hershey	Phillips	Tulli
Chadwick	Hess	Pippy	Vance
Civera	Horshey	Pistella	Van Home
Clark	Hutchinson	Preston	Veon
Clymer	Itkin	Ramos	Vitali
Cohen, L. I.	Jadlowiec	Raymond	Walko
Cohen, M.	James	Readshaw	Washington
Colaella	Jarolin	Reber	Waugh
Colaizzo	Josephs	Reinard	Williams, A. H.
Conti	Kaiser	Rieger	Williams, C.
Cornell	Keller	Roberts	Wilt
Corpora	LaGrotta	Robinson	Wogan
Cowell	Laughlin	Roebuck	Wojnaroski
Coy	Lawless	Rohrer	Wright, M. N.
Daley	Lederer	Ross	Yewcic
Dally	Leh	Rubley	Youngblood
DeLuca	Lescovitz	Sainato	Zimmerman
Dempsey	Levdansky	Santoni	Zug
Dent	Lloyd	Sather	
Dermody	Lucyk	Saylor	Ryan,
DeWeese	Lynch	Schroder	Speaker
DiGirolamo	Major		

NAYS-5

Carone	Maitland	Platts	Steil
Krebs			

NOT VOTING-1

Kenney

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. SERAFINI offered the following amendment No. A1329:

Amend Title, page 1, line 2, by removing the period after "Highway" and inserting

; and designating a portion of State Route 307 in Lackawanna County as the Joseph M. McDade Expressway.

Amend Sec. 1, page 1, line 5, by inserting after "Section 1."

(a)

Amend Sec. 2, page 1, line 9, by striking out "Section 2." and inserting (b)

Amend Bill, page 1, by inserting between lines 11 and 12

Section 2. (a) That portion of State Route 307 within the City of Scranton, Lackawanna County, shall hereafter be known as the Joseph M. McDade Expressway.

(b) The Department of Transportation shall erect the appropriate signs to indicate this designation to the general public.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. Serafini.

Mr. SERAFINI. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would designate a portion of State Route 307 in Lackawanna County as the Joseph M. McDade Expressway. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman, and the Chair recognizes the gentleman from Lycoming County, Mr. Dempsey.

Mr. DEMPSEY. Thank you, Mr. Speaker.

Mr. Speaker, this is a good amendment. It recognizes someone in our area who has been very good to everybody, and I would encourage the members to vote in the affirmative. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, will Mr. Serafini submit to interrogation?

The SPEAKER pro tempore. The gentleman acknowledges he will. You may proceed, Mr. Cohen.

Mr. COHEN. Mr. Speaker, Congressman McDade is still alive, is he not?

Mr. SERAFINI. Yes, Mr. Speaker.

Mr. COHEN. And as far as I know, he is not widely believed to be dying.

Mr. SERAFINI. Not that I am aware of, unless you know something I do not. Are you inferring something, Mr. Speaker?

Mr. COHEN. Mr. Speaker, to your knowledge, are there other instances of us naming highways after people who are alive and in good health?

Mr. SERAFINI. That is what this does. That is what this amendment does.

Mr. COHEN. And are there other instances in which we have done that in the legislature?

Mr. SERAFINI. Yes; I believe there is the Bud Shuster Highway. If I am not mistaken, I believe you voted for that legislation.

Mr. COHEN. What superhighway, and named after whom?

Mr. SERAFINI. The Bud Shuster Highway.

Mr. COHEN. Bud Shuster Highway—

Mr. SERAFINI. Bud Shuster was a Senator and he was a Congressman.

Mr. COHEN. A Congressman.

Mr. SERAFINI. And he still is; he still is; he still is. He is not my Congressman, but he is still alive, unless you know something I do not.

Mr. COHEN. Like Congressman McDade, he has some political difficulties, but he is still alive; I would agree.

Thank you, Mr. Speaker. I have no further questions.

Mr. SERAFINI. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. COHEN. Mr. Speaker, this is not my district, and this is not one of the most important 100 or 200 issues we are being faced with in this legislative session. But nevertheless, I am a little bit concerned about a trend that may be developing of naming highways after living people who are in good health. The question is, to what degree should public taxpayer dollars be used to publicize things and then give people favorable publicity that they can use in reelection campaigns?

We in the legislature have generally avoided the policy of naming things after living people. The Main Capitol Building has no name; the Capitol Annex has no name, unlike in Washington where bills are regularly named after the main sponsor and the names of people are regularly put into the record. Our calendar today, all our calendars contain bills that are not named after people. This seems to be a departure from past practices of not naming things after living people, and if there are a few exceptions to past practices that we have inadvertently voted for, that is one thing.

I cannot say this is a top priority or a major issue, but I think it does not make sense for us to be going around naming things after politicians. I think in the long run, Mr. Speaker, once we name something after Congressman McDade, then there will be other demands to name things after other Congressmen, and then we will start deciding, well, why can we not name things after State legislators?

I believe that Washington does this. There are an awful lot of buildings named after Federal officials, but we have generally avoided this in Pennsylvania, and I think generally avoiding this is good policy. It depersonalizes public policy, and I think public policy ought to stay depersonalized. So at least speaking for myself, I am against this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Delaware County, Mr. Vitali.

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

The SPEAKER pro tempore. The gentleman will stand for interrogation. You may proceed.

Mr. VITALI. Thank you, Mr. Speaker.

I am not familiar with that part of the State, but I just want to be clear. Is Joseph McDade an active Congressman, a current Congressman?

Mr. SERAFINI. Yes; he is a Congressman.

Mr. VITALI. And has he announced any intentions not to run next year?

Mr. SERAFINI. I did not hear an announcement.

Mr. VITALI. Okay. Have you explored whether this presents any problems as far as using taxpayer funds with regard to promoting someone running for office? Has that issue been considered at all? Have you done any research in that area? I mean, I am just calling for a yes-or-no answer, Mr. Speaker.

Mr. SERAFINI. I believe I have to have something to help me hear. I mean, I am not certain I understand the full question. But all I am trying to do is name something that has already been constructed after Joseph McDade. I am not actually trying to transfer ownership of the highway to him. I think that is where you are mistaken.

Mr. VITALI. That concludes my interrogation. I would like to speak on the amendment.

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

Mr. VITALI. I am going to ask for a "no" vote on this amendment. My concern is this: The election process ought to be as fair as possible. That person challenging Congressman McDade for office next election really should not be subject to having to deal with Mr. McDade's name plastered on various highway signs. It makes the election process less fair.

My second objection to the amendment deals with the problem of naming something after a living person and then that person in fact doing something which would bring discredit to his name. My own alma mater, Villanova University, has that same problem with the DuPont Pavilion and the problems that the namesake of that runs into.

So I have some concerns about naming something after a living person, and also the unfair advantage that this would give Congressman McDade against his opponent in the next election. So I would ask for a "no" vote.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Serafini, for the second time.

Mr. SERAFINI. Mr. Speaker, this partisan bickering really should not be related to something such as this. This is a situation where the legislature has done this in the past many times, and it is not a problem. It is the respect that you want to pay to a Congressman who has given years of his life to serve a community that has been in need. And I see no problem with this, considering some of the other bills that have been passed that have designated highways in the names of living individuals who were at that time Congressmen, who were reelected, and I do not see where this gives a great benefit to their reelection campaign.

This is the showing of respect of the House of Representatives to a man who has given more than 30 years of his life to public service. I appreciate the comments and would appreciate support for this amendment. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman from Lackawanna County.

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

The following roll call was recorded:

YEAS—164

Adolph	DiGirolamo	Lescovitz	Sainato
Allen	Donatucci	Levdansky	Sather
Argall	Druce	Lucyk	Saylor
Armstrong	Eachus	Lynch	Schroder
Baker	Egolf	Maitland	Schuler
Bard	Fairchild	Major	Scrimenti
Barley	Fargo	Markosek	Semmel
Barrar	Feese	Marsico	Serafini

Battisto	Fichter	Masland	Seyfert
Bebko-Jones	Fleagle	Mayernik	Shaner
Belardi	Flick	McGeehan	Smith, B.
Benninghoff	Gannon	McGill	Smith, S. H.
Birmelin	Geist	McIlhattan	Snyder, D. W.
Blaum	George	McNaughton	Staback
Boscola	Gigliotti	Micozzie	Stairs
Boyes	Gladeck	Miller	Steelman
Brown	Godshall	Mundy	Steil
Browne	Gordner	Myers	Stern
Bunt	Gruitza	Nailor	Stevenson
Butkovitz	Gruppo	Nickol	Strittmatter
Buxton	Habay	O'Brien	Surra
Caltagirone	Haluska	Olasz	Taylor, E. Z.
Cappabianca	Harhart	Oliver	Taylor, J.
Carn	Hasay	Perzel	Tigue
Cawley	Hennessey	Pesci	Travaglio
Chadwick	Herman	Petrarca	Trello
Civera	Hershey	Platts	True
Clark	Hess	Phillips	Tulli
Clymer	Horsey	Pippy	Veon
Cohen, L. I.	Hutchinson	Pistella	Washington
Colafiglia	Itkin	Ramos	Waugh
Colaizzo	Jadlowiec	Raymond	Williams, A. H.
Conti	James	Readshaw	Wilt
Cornell	Jarolin	Reber	Wogan
Cowell	Josephs	Reinard	Wright, M. N.
Daley	Keller	Rieger	Youngblood
Dally	Kenney	Roebuck	Zimmerman
DeLuca	LaGrotta	Rohrer	Zug
Dempsey	Laughlin	Ross	Ryan,
Dent	Lawless	Rubley	Speaker
Dermody	Lederer		
DeWeese	Leh		

NAYS—32

Belfanti	Kaiser	Orie	Thomas
Bishop	Krebs	Preston	Trich
Casorio	Lloyd	Roberts	Van Horne
Cohen, M.	Manderino	Robinson	Vitali
Corpora	McCall	Santoni	Walko
Coy	Melio	Stetler	Williams, C.
Evans	Michlovic	Sturla	Wojnaroski
Hanna	Mihalich	Tangretti	Yewcic

NOT VOTING—2

Carone	Vance
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EXCUSED—5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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 pro tempore. 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-194

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

NAYS-3

Cohen, M.	Vitali	Yewcic
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NOT VOTING-1

Carone

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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 pro tempore. HB 329 is over.

RESOLUTIONS

RESOLUTIONS PASSED OVER

The SPEAKER pro tempore. The rest of page 6 on today's House calendar is over.

RESOLUTIONS PURSUANT TO RULE 35

RESOLUTION PASSED OVER

The SPEAKER pro tempore. Moving to page 7 of today's House calendar, at the top of the page, HR 114 is over for the day.

Mr. BAKER called up HR 124, PN 1433, entitled:

A Resolution recognizing May 1997 as "Better Hearing and Speech Month."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

Adolph	Druce	Major	Schuler
Allen	Eachus	Manderino	Scrimenti
Argall	Egolf	Markosek	Semmel
Armstrong	Evans	Marsico	Serafini
Baker	Fairchild	Masland	Seyfert
Bard	Fargo	Mayernik	Shaner
Barley	Feese	McCall	Smith, B.
Barrar	Fichter	McGeehan	Smith, S. H.
Battisto	Fleagle	McGill	Snyder, D. W.
Bebko-Jones	Flick	McIlhattan	Staback
Belardi	Gannon	McNaughton	Stairs
Belfanti	Geist	Melio	Steelman
Benninghoff	George	Michlovic	Steil
Birmelin	Gigliotti	Micozzie	Stern
Bishop	Gladeck	Mihalich	Stetler
Blaum	Godshall	Miller	Stevenson
Boscola	Gordner	Mundy	Strittmatter
Boyes	Gruitza	Myers	Sturla
Brown	Gruppo	Nailor	Surra
Browne	Habay	Nickol	Tangretti
Bunt	Haluska	O'Brien	Taylor, E. Z.
Butkovitz	Hanna	Olasz	Taylor, J.
Buxton	Harhart	Oliver	Thomas
Caltagirone	Hasay	Orie	Tigue
Cappabianca	Hennessey	Perzel	Travaglio
Carn	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horsey	Phillips	Tulli
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Horne
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko

Colafrilla	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan
Coy	Laughlin	Robinson	Wojnaroski
Daley	Lawless	Roebuck	Wright, M. N.
Dally	Lederer	Rohrer	Yewcic
DeLuca	Leh	Ross	Youngblood
Dempsey	Lescovitz	Rubley	Zimmerman
Dent	Levdansky	Sainato	Zug
Dermody	Lloyd	Santoni	
DeWeese	Lucyk	Sather	Ryan,
DiGirolamo	Lynch	Saylor	Speaker
Donatucci	Maitland	Schroder	

NAYS-0

NOT VOTING-1

Carone

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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

Mr. BAKER called up HR 125, PN 1434, entitled:

A Resolution designating the month of June 1997 as "Amateur Radio Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution ?

The following roll call was recorded:

YEAS-197

Adolph	Druce	Major	Schuler
Allen	Eachus	Manderino	Scrimenti
Argall	Egolf	Markosek	Semmel
Armstrong	Evans	Marsico	Serafini
Baker	Fairchild	Masland	Seyfert
Bard	Fargo	Mayernik	Shaner
Barley	Feese	McCall	Smith, B.
Barrar	Fichter	McGeehan	Smith, S. H.
Battisto	Fleagle	McGill	Snyder, D. W.
Bebko-Jones	Flick	McIlhattan	Staback
Belardi	Gannon	McNaughton	Stairs
Belfanti	Geist	Melio	Steelman
Benninghoff	George	Michlovic	Steil
Birmelin	Gigliotti	Micozzie	Stern
Bishop	Gladeck	Mihalich	Stetler
Blaum	Godshall	Miller	Stevenson
Boscola	Gordner	Mundy	Strittmatter
Boyes	Gruitza	Myers	Sturla
Brown	Gruppo	Nailor	Surra
Browne	Habay	Nickol	Tangretti
Bunt	Haluska	O'Brien	Taylor, E. Z.
Butkovitz	Hanna	Olasz	Taylor, J.
Buxton	Harhart	Oliver	Thomas
Caltagirone	Hasay	Orie	Tigue
Cappabianca	Hennessey	Perzel	Travaglio

Carn	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horsley	Phillips	Tulli
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Home
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colafrilla	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan
Coy	Laughlin	Robinson	Wojnaroski
Daley	Lawless	Roebuck	Wright, M. N.
Dally	Lederer	Rohrer	Yewcic
DeLuca	Leh	Ross	Youngblood
Dempsey	Lescovitz	Rubley	Zimmerman
Dent	Levdansky	Sainato	Zug
Dermody	Lloyd	Santoni	
DeWeese	Lucyk	Sather	Ryan,
DiGirolamo	Lynch	Saylor	Speaker
Donatucci	Maitland	Schroder	

NAYS-0

NOT VOTING-1

Carone

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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

Mr. BAKER called up HR 126, PN 1435, entitled:

A Resolution memorializing the Governor to proclaim the festival held annually during the month of June in Wellsboro, Pennsylvania, as the "Pennsylvania State Laurel Festival."

On the question,
Will the House adopt the resolution ?

The following roll call was recorded:

YEAS-197

Adolph	Druce	Major	Schuler
Allen	Eachus	Manderino	Scrimenti
Argall	Egolf	Markosek	Semmel
Armstrong	Evans	Marsico	Serafini
Baker	Fairchild	Masland	Seyfert
Bard	Fargo	Mayernik	Shaner
Barley	Feese	McCall	Smith, B.
Barrar	Fichter	McGeehan	Smith, S. H.
Battisto	Fleagle	McGill	Snyder, D. W.
Bebko-Jones	Flick	McIlhattan	Staback
Belardi	Gannon	McNaughton	Stairs
Belfanti	Geist	Melio	Steelman
Benninghoff	George	Michlovic	Steil
Birmelin	Gigliotti	Micozzie	Stern
Bishop	Gladeck	Mihalich	Stetler

Blum	Godshall	Miller	Stevenson
Boscola	Gordner	Mundy	Strittmatter
Boyes	Gruitza	Myers	Sturla
Brown	Gruppo	Nailor	Surra
Browne	Habay	Nickol	Tangretti
Bunt	Haluska	O'Brien	Taylor, E. Z.
Butkovitz	Hanna	Olasz	Taylor, J.
Buxton	Harhart	Oliver	Thomas
Caltagirone	Hasay	Orie	Tigue
Cappabianca	Hennessey	Perzel	Travaglio
Carn	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horsey	Phillips	Tulli
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Horne
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colafella	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan
Coy	Laughlin	Robinson	Wojnaroski
Daley	Lawless	Roebuck	Wright, M. N.
Dally	Lederer	Rohrer	Yewcic
DeLuca	Leh	Ross	Youngblood
Dempsey	Lescovitz	Rubley	Zimmerman
Dent	Levdansky	Sainato	Zug
Dermody	Lloyd	Santoni	
DeWeese	Lucyk	Sather	Ryan, Speaker
DiGirolamo	Lynch	Saylor	
Donatucci	Maitland	Schroder	

Amend Sec. 3 (Sec. 12.1), page 3, line 28, by inserting a comma after "services"

Amend Sec. 3 (Sec. 12.1), page 3, line 29, by inserting after "treatment."

The petition shall set forth sufficient facts and good reason for the commitment.

Amend Sec. 3 (Sec. 12.1), page 4, line 16, by inserting a comma after "services"

Amend Sec. 3 (Sec. 12.1), page 4, line 26, by striking out "STAY" and inserting
treatment

Amend Sec. 3 (Sec. 12.1), page 4, line 28, by striking out "RECOMMENDATIONS" and inserting
disposition

Amend Sec. 3 (Sec. 12.1), page 4, line 29, by striking out "inpatient"

Amend Sec. 3 (Sec. 12.1), page 5, line 7, by striking out "inpatient"

Amend Sec. 3 (Sec. 12.1), page 5, line 11, by striking out "inpatient"

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

The following roll call was recorded:

YEAS-197

Adolph	Druce	Major	Schuler
Allen	Eachus	Manderino	Scrimenti
Argall	Egolf	Markosek	Semmel
Armstrong	Evans	Marsico	Serafini
Baker	Fairchild	Masland	Seyfert
Bard	Fargo	Mayernik	Shaner
Barley	Feese	McCall	Smith, B.
Barrar	Fichter	McGeehan	Smith, S. H.
Battisto	Fleagle	McGill	Snyder, D. W.
Bebko-Jones	Flick	McIlhattan	Staback
Belardi	Gannon	McNaughton	Stairs
Belfanti	Geist	Melio	Steelman
Benninghoff	George	Michlovic	Stell
Birmelin	Gigliotti	Micozzie	Stern
Bishop	Gladeck	Mihalich	Stetler
Blaum	Godshall	Miller	Stevenson
Boscola	Gordner	Mundy	Strittmatter
Boyes	Gruitza	Myers	Sturla
Brown	Gruppo	Nailor	Surra
Browne	Habay	Nickol	Tangretti
Bunt	Haluska	O'Brien	Taylor, E. Z.
Butkovitz	Hanna	Olasz	Taylor, J.
Buxton	Harhart	Oliver	Thomas
Caltagirone	Hasay	Orie	Tigue
Cappabianca	Hennessey	Perzel	Travaglio
Carn	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horsey	Phillips	Tulli
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Horne
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colafella	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan
Coy	Laughlin	Robinson	Wojnaroski
Daley	Lawless	Roebuck	Wright, M. N.
Dally	Lederer	Rohrer	Yewcic
DeLuca	Leh	Ross	Youngblood
Dempsey	Lescovitz	Rubley	Zimmerman
Dent	Levdansky	Sainato	Zug
Dermody	Lloyd	Santoni	

NAYS-0

NOT VOTING-1

Carone

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 679, PN 1196**, entitled:

An Act amending the act of April 14, 1972 (P.L.221, No.63), known as the Pennsylvania Drug and Alcohol Abuse Control Act, adding a definition; providing for the commitment of minors; and further providing for financial obligation.

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

Mrs. VANCE offered the following amendment No. **A1324**:

Amend Sec. 1 (Sec. 2), page 2, line 5, by inserting after "person" under the age of

Amend Sec. 1 (Sec. 2), page 2, line 5, by striking out "of age or younger"

DeWeese	Lucyk	Sather	Ryan,
DiGirolamo	Lynch	Saylor	Speaker
Donatucci	Maitland	Schroder	

NAYS-0

NOT VOTING-1

Carone

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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

On the question,

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

Mr. STURLA offered the following amendment No. A1338:

Amend Title, page 1, line 11, by inserting after "for"
 a juvenile inmate substance abuse program; and for the
 Amend Sec. 3, page 3, line 22, by striking out "a section" and inserting
 sections

Amend Sec. 3, page 3, by inserting between lines 22 and 23

~~Section 9.1. State Juvenile Substance Abuse and Chemical Dependency Assessment and Treatment Program.-(a) The Office of Drug and Alcohol Programs within the Department of Health, working in cooperation with the Department of Public Welfare is hereby authorized to establish a pilot substance abuse and chemical dependency assessment program for the purpose of assessing and treating substance-abusing and chemically dependent juvenile inmates while incarcerated in State facilities. The program shall be contracted with a private drug and alcohol treatment provider. The Department of Health and the Department of Public Welfare shall select a pilot juvenile facility or facilities to implement the program and shall collaborate with the courts, other criminal justice agencies and drug and alcohol treatment programs to develop written guidelines and procedures governing the selection of the juvenile facility or facilities, operation of the program, eligibility of treatment programs to apply to provide this service and eligibility of inmates for the assessment and treatment program. The pilot program established under this section shall not take the place of any other existing therapeutic community drug and alcohol program in any State juvenile facility.~~

~~(b) Assessments of drug and alcohol abuse and dependency shall be performed by drug and alcohol counselors who have been certified by the Pennsylvania Chemical Abuse Certification Board (PCACB) or who hold a reciprocity-level certification by the International Certification Reciprocity Consortium (ICRC).~~

~~(c) If the assessment determines that the incarcerated juvenile is in need of alcohol or other drug treatment, the juvenile shall be referred to the treatment program provided within the juvenile facility.~~

~~(d) The alcohol and drug treatment program or programs within the juvenile institution shall be established and administered in a separate area of the prison by private alcohol and drug treatment programs licensed by the Office of Drug and Alcohol Programs within the Department of Health. In addition to licensure, drug and alcohol treatment programs eligible to apply to provide this service must have at least five years' experience in treating chemically dependent individuals involved with the criminal justice system, five years' experience running a therapeutic~~

~~community and be able to provide a long-term residential therapeutic community within the juvenile facility. In addition, as part of the application process, the treatment program must demonstrate the ability to provide post-prison aftercare and continuing care treatment facilities.~~

~~(e) The substance abuse and chemical dependency assessments under this section shall incorporate methods for detection and determination of chronic drug and alcohol addiction and shall include, but not be limited to, drug and alcohol counseling and evaluation, chemical testing and any other acceptable means for detection and determination of substance abuse and chemical dependency.~~

~~(f) The Office of Drug and Alcohol Treatment Programs within the Department of Health shall conduct an ongoing, comprehensive evaluation program to determine the effectiveness of the substance abuse assessment pilot program in reducing criminal behavior, recidivism, arrest and commitments to juvenile institutions. In addition, the Office of Drug and Alcohol Treatment Programs shall collaborate with the Department of Public Welfare to secure medical assistance payments to cover the cost of drug and alcohol detoxification and rehabilitation services for any person eligible for the payments.~~

~~(g) On or before March 1 of each year, the Department of Health shall submit a report to the General Assembly which shall include, but not be limited to, a comprehensive evaluation to determine the effectiveness of the substance abuse assessment pilot program in reducing criminal behavior, recidivism, arrest and commitments to juvenile institutions.~~

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair recognizes Mr. Sturla. Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, this amendment passed to this very same bill last year by a vote of 195 to nothing. What it does, basically, is creates a pilot program within the State juvenile system for a substance abuse and chemical dependency assessment and treatment program. It is a pilot program, and it would allow for private contractors to do the drug and alcohol treatment and assessment.

Basically, I want to commend Representative Vance for doing this bill again, because I think it gives parents the power to commit their children that have drug and alcohol problems. What this amendment does, though, is allow for those children that got past their parents' grasp that have drug and alcohol problems and are now in the juvenile facilities to get that same help, the drug and alcohol treatment that they need, to prevent them from continuing a further life of crime.

I would urge members to vote affirmatively. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS-197

Adolph	Druce	Major	Schuler
Allen	Eachus	Manderino	Scrimenti
Argall	Egolf	Markosek	Semmel
Armstrong	Evans	Marsico	Serafini
Baker	Fairchild	Masland	Seyfert
Bard	Fargo	Mayernik	Shaner
Barley	Feese	McCall	Smith, B.
Barrar	Fichter	McGeehan	Smith, S. H.
Battisto	Fleagle	McGill	Snyder, D. W.

Bebko-Jones	Flick	McIlhattan	Staback
Belardi	Gannon	McNaughton	Stairs
Belfanti	Geist	Melio	Steelman
Benninghoff	George	Michlovic	Steil
Birmelin	Gigliotti	Micozzie	Stern
Bishop	Gladeck	Mihalich	Stetler
Blaum	Godshall	Miller	Stevenson
Boscola	Gordner	Mundy	Strittmatter
Boyes	Gruitza	Myers	Sturla
Brown	Gruppo	Nailor	Surra
Browne	Habay	Nickol	Tangretti
Bunt	Haluska	O'Brien	Taylor, E. Z.
Butkovitz	Hanna	Olasz	Taylor, J.
Buxton	Harhart	Oliver	Thomas
Caltagirone	Hasay	Orie	Tigue
Cappabianca	Hennessey	Perzel	Travaglio
Carn	Herman	Pesci	Trello
Casorio	Hershey	Petrarca	Trich
Cawley	Hess	Petrone	True
Chadwick	Horshey	Phillips	Tulli
Civera	Hutchinson	Pippy	Vance
Clark	Itkin	Pistella	Van Horne
Clymer	Jadlowiec	Platts	Veon
Cohen, L. I.	James	Preston	Vitali
Cohen, M.	Jarolin	Ramos	Walko
Colafella	Josephs	Raymond	Washington
Colaizzo	Kaiser	Readshaw	Waugh
Conti	Keller	Reber	Williams, A. H.
Cornell	Kenney	Reinard	Williams, C.
Corpora	Krebs	Rieger	Wilt
Cowell	LaGrotta	Roberts	Wogan
Coy	Laughlin	Robinson	Wojnaroski
Daley	Lawless	Roebuck	Wright, M. N.
Dally	Lederer	Rohrer	Yewcic
DeLuca	Leh	Ross	Youngblood
Dempsey	Lescovitz	Rubley	Zimmerman
Dent	Levdansky	Sainato	Zug
Dermody	Lloyd	Santoni	
DeWeese	Lucyk	Sather	Ryan,
DiGirolamo	Lynch	Saylor	Speaker
Donatucci	Maitland	Schroder	

NAYS-0

NOT VOTING-1

Carone

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS-197

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

NAYS-0

NOT VOTING-1

Wilt

EXCUSED-5

Corrigan	Kirkland	Pettit	Rooney
Curry			

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.

HOUSE SCHEDULE

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Snyder, for the purpose of announcements.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, this concludes our voting agenda for this morning. We will be asking the Speaker to recess the House to the call of the Speaker in case there is a need to come back this afternoon. If there is, we will be having caucuses before that vote.

There will also be a voting schedule for tomorrow, so there will be voting tomorrow as well. But we ask the members to stay in contact with their office for any announcements that may come this afternoon. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, would the majority whip consent to interrogation?

The SPEAKER pro tempore. Mr. Snyder consents, and you may proceed.

Mr. COHEN. Mr. Speaker, I wonder why there might be a need to come back this afternoon.

Mr. SNYDER. Mr. Speaker, there is some discussion going on right now with the Senate. We are looking at some bills that may be addressed by both chambers, and at this time we have not set any specific schedule.

Mr. COHEN. Mr. Speaker, I wonder, is it possible that one of the bills that might be addressed by both chambers is the gas tax?

Mr. SNYDER. Mr. Speaker, any of the bills that are currently pending could be subject to vote later this afternoon.

Mr. COHEN. Is the gas tax bill currently pending? I am not aware that anybody has seen any copies of it, or do we know any vehicle that it might be a part of?

Mr. SNYDER. Mr. Speaker, as you know, right now we have some appropriations bills that we are certainly looking at as we continue to move the budget. There are some other legislative priorities since we will be in recess next week. So at this time, we do not have any specific agenda or any specific voting schedule to announce at this time.

Mr. COHEN. Do we have a timetable by which we will know as of what time we may be in session or may not be in session?

Mr. SNYDER. We will certainly be contacting the Democratic leadership. Hopefully we will have a better idea in the next couple hours where we are with some of the discussions, and we will be giving you as much advance notice as we can.

Mr. COHEN. Is it true the Senate is leaving today?

Mr. SNYDER. I am not aware of the Senate's schedule, and since we can only control this House — and we do try to control this House — I cannot speak for the Senate.

Mr. COHEN. If there is a gas tax bill, could you give us any commitment as to how much time we will have to actually read it?

Mr. SNYDER. Mr. Speaker, right now we do not have any legislation before us to share.

Mr. COHEN. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

STATEMENT BY DEMOCRATIC LEADER

The SPEAKER pro tempore. The Chair recognizes the Democratic floor leader, Mr. DeWeese.

Mr. DeWEESE. This is foul, odious, and execrable. The gentleman from the Lehigh Valley has just admitted that they, the Grand Old Party — Grand Old Party — does not have a bill, and yet, and yet as we speak, with dizzying speed and vertiginous regularity, they, the Republican leaders, are corraling votes.

Tom Ridge's gas tax; Heartbreak Ridge, one more time. On the same day, Mr. Speaker, that Joe Pitts, Joe Pitts — it is a strange day; Hale-Bopp, Bill DeWeese, Joe Pitts; it is a strange day — but Joe Pitts used to sit right there, and I listened to the Honorable Joe Pitts this morning on national public radio. Joe, just like many of us here — no more taxes, trying to conserve our State resources — Joe is trying to conserve national resources, cut taxes. Joe Pitts — one of my new heroes, and that is a big pantheon — Joe Pitts wants to cut capital gains tax, Joe Pitts wants to cut estate tax, and if Joe Pitts were here today, he would want to cut the gasoline tax. Gingrich, another hero of mine, Gingrich, all of these Republican potentates in the imperial city — is that not a lovely phrase, the "imperial city" — they are in Washington today, tax day, introducing legislation into the United States code that will mandate a two-thirds vote, a two-thirds vote for the reduction or the addition of any tax. Well, two-thirds votes for the gas tax makes sense to me. I think it is something that you should strive for.

But I really want to say, what comes to my mind, especially with Hale-Bopp and some of my friends in the hierarchy of the union ranks, physically certainly not but figuratively in bed with the chairman of the Labor Committee from Montgomery County, things are strange today. This is not only, for those of you who are familiar with the French, the "fin de siecle," the end of the century, this is the end of the millennium.

So we have Hale-Bopp, we have AFL and Mr. Gladeck — I am sorry; I should not have mentioned his name — we have AFL and the chairman of the Committee on Labor, and we have a phalanx of Republican conservatives — conservatives, conservatives — trying to spend us into oblivion, trying to raise taxes, when we have \$700 million in the bank. We have three-quarters of a billion dollars, Mr. Speaker, three-quarters of a billion dollars, by June 30 midnight, in the General Fund, the Motor License Fund, and additional legislative accounts — \$700 million — and we are going to raise taxes on tax day with Joe Pitts, Newt Gingrich, and others declaiming against them? This is a moment of supreme schizophrenia for this side of the aisle. It really is; it really is.

Last night, at cigar night, there were moments of great perturbation, vexation, lamentation, and confusion. Most of these folks know that it is congenitally against their grain to vote for taxes, number one, Mr. Speaker, but number two, to vote for taxes when the till is full. And number three and finally, before I relinquish the microphone, it is impossible for me to fathom, when Governor Ridge runs on open and accountable, open and accountable government — it sounds like something the gentleman from Delaware County, young Vitali, would have said years ago, open and accountable government — that we may be voting, we may be voting, Mr. Speaker, on a gasoline tax, a change in the vehicle formula, a registration fee — that for some truckers, like my

buddies over at Kaplan Cleaners are going to be paying 300 or 400 bucks more on their truck registration, every single truck — we are going to be doing all this and the nice gentleman, my good friend from the Lehigh Valley, admits that there is no bill out there. They are trading for votes, but there is no bill.

Mr. Speaker, quietly, sotto voce, sotto voce, Mr. Speaker, this is not the way we should be doing the people's business. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Fargo.

Mr. FARGO. Thank you.

After that dissertation about something which I heard our majority whip say that we are talking about waiting for something from the Senate, I never heard the word "gas tax" until that gentleman brought it up.

Anyway, because of that, it is even more important that we have a caucus tomorrow morning at 10 o'clock in the majority caucus room. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

ANNOUNCEMENTS BY MR. COHEN

DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I have three announcements.

First, on behalf of Mr. Veon, I am calling a meeting of the Policy Committee immediately upon the recess.

Secondly, in the event there is a gas tax vote today, we will have a caucus on it.

And third, regardless of what happens today, there will be a caucus at 10:30 tomorrow morning.

The SPEAKER pro tempore. The Chair thanks the gentleman.

AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Montgomery County, Mr. Bunt, who wishes to call a meeting of the House Agriculture and Rural Affairs Committee at the rear of the House at our recess today.

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Snyder.

Mr. SNYDER. Mr. Speaker, may I have the Republicans' attention.

Immediately there will be a short caucus. We are asking all members of the Republican House to immediately report to caucus. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

VOTE CORRECTIONS

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

Mr. FLICK. Thank you, Mr. Speaker.

Yesterday afternoon I had to return to my district, and I was unable to return to the floor for the 15-minute voting session.

I would like to be recorded in the affirmative on HR 110, HR 122, amendment A1097 to HB 114. I would like to be recorded in the affirmative for HB 114, final passage. I would like to be recorded in the affirmative for amendment 1116 to HB 360 and in the affirmative for final passage on HB 360; in the affirmative for HB 413 and amendment A1051 to HB 658. And on final passage of HB 658, I would also like to be recorded in the affirmative. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record, and the Chair thanks the gentleman.

The Chair recognizes the gentleman from Mercer County, Mr. Wilt.

Mr. WILT. Thank you, Mr. Speaker.

I would like to be recorded in the affirmative on HB 679. I was recorded as not voting. Thank you.

The SPEAKER pro tempore. The remarks will be spread upon the record, and the Chair thanks the gentleman, Mr. Wilt.

TRANSPORTATION COMMITTEE MEETING

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

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

I would like to make an announcement, and since so many of the members have already left the floor, if the secretaries are listening and would inform the members.

The Transportation Committee will meet tomorrow at 11 a.m. in room 22 in the Capitol Annex. It will be a short meeting to move a couple bills. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

VOTE CORRECTION

The SPEAKER pro tempore. The Chair recognizes the gentleman from Luzerne County, Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Just to correct the record.

Mr. Speaker, I was informed that on April 2 my switch malfunctioned on amendment 0881 to HB 847. I would like to be recorded in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record, and the Chair thanks the gentleman.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 270, PN 300

By Rep. GANNON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for alimony.

JUDICIARY.

HB 1065, PN 1190

By Rep. GANNON

An Act amending the act of February 9, 1984 (P.L.3, No.2), known as the Deputy Sheriffs' Education and Training Act, further providing for training requirement, for the Deputy Sheriffs' Education and Training Board and for the Deputy Sheriffs' Education and Training Account.

JUDICIARY.

HB 1304, PN 1477

By Rep. GANNON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for disposition of remains of a deceased party to divorce action.

JUDICIARY.

RECESS

The SPEAKER pro tempore. This House now stands in recess to the call of the Chair.

AFTER RECESS

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

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

The SPEAKER. For the benefit of the members, the House will shortly adjourn for the day. There will be no further votes today.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair returns to leaves of absence and removes the gentleman, Mr. Kirkland, from leave and places his name on the master roll call.

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

The clerk of the Senate, being introduced, returned **HB 847, PN 1414**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE**HOUSE BILLS
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, returned **HB 850, PN 952; HB 853, PN 955; and HB 855, PN 957**, with information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

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

HB 12, PN 168

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentencing for murder of the first degree.

HB 850, PN 952

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

HB 853, PN 955

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

HB 855, PN 957

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry and the Department of Community and Economic Development to provide for the expenses of administering the Workers' Compensation Act, The Pennsylvania Occupational Disease Act and the Office of Small Business Advocate for the fiscal year July 1, 1997, to June 30, 1998, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1997.

SB 168, PN 388

An Act amending the act of June 26, 1931 (P.L.1379, No.348), entitled, as amended, Third Class County Assessment Board Law, providing for auxiliary boards and for alternate members; further providing for rules and regulations; providing for correction of errors; and further providing for assessment appeals.

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

ADJOURNMENT

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

Hearing none, the Chair recognizes the gentleman from Philadelphia County, Mr. Donatucci.

Mr. DONATUCCI. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 16, 1997, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3 p.m., e.d.t., the House adjourned.