

LEGISLATIVE JOURNAL

WEDNESDAY, JANUARY 21, 1998

SESSION OF 1998

182D OF THE GENERAL ASSEMBLY

No. 3

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (MATTHEW J. RYAN)
PRESIDING

PRAYER

REV. KENNETH R. ARTHUR, Chaplain of the House of Representatives and executive director of the United Methodist Home for Children and Family Services, Inc., Mechanicsburg, Pennsylvania, offered the following prayer:

Let us pray:

Almighty God, we pause to acknowledge Your presence as the creator and sustainer of all life.

We have gathered within these hallowed walls to represent our constituents and to unify our Commonwealth in the search for the highest of human values and achievement. We have come from the farms, the villages, the small towns, and big cities. We come with different political agendas and diverse personal goals, but we come together with one common bond - the desire to make life better for the citizens we represent.

Thus we pray this morning for wisdom to make the right decisions, courage to implement them, and faith to believe that life will be better for all our people because we did our best. For that we would truly thank You. 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 Tuesday, January 20, 1998, will be postponed until printed. The Chair hears no objection.

CONFERENCE COMMITTEE MEETING

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

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make an announcement that the Committee of Conference on HB 1476 shall meet pursuant to the

Sunshine Act at 11:30 this morning, 11:30 a.m., in Senate room 286. This is for the information of Representative George and Representative Lynch, the additional conferees, as well as myself. Thank you.

The SPEAKER. The Chair thanks the gentleman.

HOUSE BILLS

INTRODUCED AND REFERRED

No. 2114 By Representatives ROBINSON, MASLAND, LLOYD, REBER, BELARDI, TIGUE, LAUGHLIN, M. COHEN, DALEY, TRELLO, THOMAS, DeLUCA, LEDERER and OLASZ

An Act regulating consumer credit reporting; providing for obligations of consumer credit reporting agencies, for requirement on users of consumer reports, for obligations of furnishers of credit information and for remedies and enforcement.

Referred to Committee on CONSUMER AFFAIRS, January 21, 1998.

No. 2115 By Representative GODSHALL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for possession of firearms or other dangerous weapons in court facility.

Referred to Committee on JUDICIARY, January 21, 1998.

No. 2116 By Representatives GODSHALL, NAILOR, FARGO, NICKOL, GEIST, WAUGH, HERSHEY, BOSCOLA, RAMOS, STABACK, B. SMITH, GANNON, RUBLEY, TIGUE, HERMAN and YOUNGBLOOD

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, providing for facsimile applications for absentee ballots.

Referred to Committee on STATE GOVERNMENT, January 21, 1998.

No. 2117 By Representatives DENT, HARHART, SEMMEL, ADOLPH, ALLEN, ARGALL, BAKER, BARRAR, BELFANTI, DALLY, DeLUCA, DEMPSEY, EGOLF, FAIRCHILD, GEIST, GODSHALL, HALUSKA, HESS, McCALL, McNAUGHTON, PETRONE, READSHAW, ROONEY, SATHER, SEYFERT, B. SMITH, STABACK,

STEELMAN, STERN, SURRA, E. Z. TAYLOR, TIGUE, TRUE, WILT, WOGAN, YOUNGBLOOD, TRELLO and BROWNE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for use of force to protect property.

Referred to Committee on JUDICIARY, January 21, 1998.

No. 2118 By Representatives BLAUM, BELARDI, LAUGHLIN, HALUSKA, OLASZ, JAROLIN, MELIO, CLARK, MUNDY, YOUNGBLOOD, E. Z. TAYLOR, JOSEPHS, STETLER, STABACK, BELFANTI, DeLUCA, RAMOS, WASHINGTON, STEELMAN and GEORGE

An Act amending the act of May 1, 1933 (P.L.216, No.76), known as The Dental Law, further providing for definitions and for anesthesia.

Referred to Committee on PROFESSIONAL LICENSURE, January 21, 1998.

No. 2119 By Representatives BLAUM, BELARDI, LAUGHLIN, HALUSKA, OLASZ, JAROLIN, CLARK, MUNDY, YOUNGBLOOD, E. Z. TAYLOR, JOSEPHS, STETLER, STABACK, BELFANTI, DeLUCA, RAMOS, WASHINGTON, STEELMAN and GEORGE

An Act amending the act of May 18, 1976 (P.L.123, No.54), known as the Individual Accident and Sickness Insurance Minimum Standards Act, further providing for minimum standards for benefits.

Referred to Committee on INSURANCE, January 21, 1998.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 318 By Representatives BISHOP, READSHAW, ROEBUCK, GODSHALL, CAPPABIANCA, GIGLIOTTI, GEORGE, BELARDI, BUXTON, KAISER, SANTONI, JAROLIN, FICHTER, LAUGHLIN, OLASZ, DALEY, MELIO, SERAFINI, CALTAGIRONE, MARSICO, TRELLO, ARGALL, PESCI, FAIRCHILD and COY

A Resolution celebrating February 20, 1998, as "Buffalo Soldier Day."

Referred to Committee on RULES, January 21, 1998.

No. 319 By Representatives MAITLAND, NICKOL, HALUSKA, ALLEN, BEBKO-JONES, BELFANTI, DeWEESE, EGOLF, FARGO, FICHTER, FLEAGLE, GEORGE, GIGLIOTTI, HENNESSEY, JOSEPHS, LaGROTTA, LAUGHLIN, MARKOSEK, MASLAND, McNAUGHTON, MELIO, NAILOR, OLASZ, ORIE, PESCI, SAYLOR, SEYFERT, SHANER, B. SMITH, STEELMAN, VAN HORNE, VANCE, C. WILLIAMS, YOUNGBLOOD and TRELLO

A Resolution directing the Legislative Budget and Finance Committee to examine the equity of the current formula for funding volunteer firefighters' relief associations.

Referred to Committee on RULES, January 21, 1998.

SENATE MESSAGE

HOUSE AMENDMENTS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 382, PN 1522**.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 196, PN 2107**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives by amending said amendments to **SB 641, PN 1576**.

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

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
January 20, 1998

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, January 26, 1998, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, January 26, 1998, 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.

ADDITIONS AND DELETIONS OF SPONSORS

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.)

BILL SIGNED BY SPEAKER

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

SB 382, PN 1522

An Act amending the act of July 28, 1953 (P.L.723, No.230), entitled, as amended, the Second Class County Code, providing for the appointment and promotion of employees in the office of sheriff in counties of the second class; prohibiting certain political activity by employees of the sheriff's office in counties of the second class; further providing for definitions and for payment to retirement fund; providing for retirement eligibility, for allowance and for alternate contract procedure for adaptive reuse of jail facilities; providing counties of the second class A with the power to make grants to townships, boroughs and nonprofit organizations for parks, recreation areas, open space projects and such other outdoor projects and for historic and museum projects; and making a repeal.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence and recognizes the Republican whip, Mr. Snyder, who requests leave of absence for the gentleman from Montgomery County, Mr. BUNT, for today's session. The Chair hears no objection. Leave is granted.

The Chair recognizes the gentleman from Allegheny County, the Democratic whip, Mr. Itkin, who requests leave for the gentleman from Bucks County, Mr. CORRIGAN. The Chair hears no objection. Leave is granted.

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-198

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

ADDITIONS-0

NOT VOTING-0

EXCUSED-3

Bunt	Corrigan	Phillips
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GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a group from the York County Farm Bureau, here as the guests of the York County delegation. They are seated to the left of the Speaker and include Bill Buser, Harry Bickel, Aileen Detterer, and Colleen Hoffman. The Speaker apologizes if he mispronounced one of those names.

CALENDAR

BILLS ON THIRD CONSIDERATION

BILLS PASSED OVER

The SPEAKER. The Chair turns to today's calendar.

All of the bills on pages 1, 2, and 3 are over, and on page 4, HB 1745, HB 1473, and HB 1326 are over. The Chair hears no objection.

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to HB 13, PN 2583, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for clarification of the status of members of the Pennsylvania Fish and Boat Commission, its Boating Advisory Board and deputy waterways patrolmen; providing for a volunteer program; and further providing for classification of offenses and penalties and for Class A regulated fishing lakes.

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-198

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

- | | | | |
|------------|-----------|----------|---------------|
| Cowell | Kirkland | Rieger | Williams, C. |
| Coy | Krebs | Roberts | Wilt |
| Curry | LaGrotta | Robinson | Wogan |
| Daley | Laughlin | Roebuck | Wojnaroski |
| Dally | Lawless | Rohrer | Wright, M. N. |
| DeLuca | Lederer | Rooney | Yewcic |
| Dempsey | Leh | Ross | Youngblood |
| Dent | Lescovitz | Rubley | Zimmerman |
| Dermody | Levdansky | Sainato | Zug |
| DeWeese | Lloyd | Santoni | |
| DiGirolamo | Lucyk | Sather | Ryan, |
| Donatucci | Lynch | Saylor | Speaker |

NAYS-0

NOT VOTING-0

EXCUSED-3

- | | | |
|------|----------|----------|
| Bunt | Corrigan | Phillips |
|------|----------|----------|

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 441, PN 2579, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for absence without leave.

On the question,

Will the House concur in Senate amendments ?

The SPEAKER. Moved by the gentleman, Mr. Stevenson, that the House do concur in the amendments inserted by the Senate.

The question recurs, will the House concur in the amendments inserted by the Senate? On that question, the Chair recognizes the gentleman from Philadelphia County, Mr. Cohen.

The gentleman will yield.

All right, settle down. Staff people not dealing with this bill, get off the floor.

Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, from time to time in the past, the Senate has taken a bill that passed the House in a flawed condition and made amendments which have greatly improved the bill. Unfortunately, this is not one of those times.

HB 441 as amended by the Senate merely makes technical amendments. It takes out a sentence that has never been held to be an exclusive sentence, such as "Any person subject to this part who, without authority:...fails to go to his appointed place of duty at the time prescribed;...goes from that place; or...absents himself or remains absent from his unit, organization or place of duty at which he is required to be at the time prescribed;..." It takes anybody who meets those conditions, and it removes the sentence "shall be punished as a court-martial may direct" and replaces it with "IS ABSENT WITHOUT LEAVE AND SHALL BE PUNISHED AS A COURT-MARTIAL DIRECTS, BE SUBJECT

TO NONJUDICIAL PUNISHMENT OR BE CHARGED WITH A SUMMARY OFFENSE.”

Under current law, it has not been held by the department or by the courts that anybody is limited to be punished by a court-martial. The current law has led people to be punished by nonjudicial punishment. So this sentence, this change, is without any real significance, and it leaves, unfortunately, the basic substance of the bill intact.

Unfortunately, this amendment does nothing to deal with the basic inherent fact of this legislation, that we are now going to be prosecuting people criminally for violations of military law. Unfortunately, this amendment does nothing to deal with the huge public-relations disaster and huge legal disaster that are going to result if people are going to be dragged before district justices and prosecuted because their spouse was sick, because a child was sick, because an employer refused to give them time off.

Under the current situation, the current reality, people join the National Guard as volunteers. They are not coerced to join the National Guard. It is their choice to join the National Guard, and what this bill does, even with the Senate amendments, is set up a special crime for members of the National Guard. Anybody who wants to commit this crime has to be a member of the National Guard, and the fact that despite the Senate amendments this is still the case is obviously going to limit the number of people in the National Guard who will want to take the risks of continued service when their term is up, it will limit the number of people who want to join the Guard, and it will set a tremendously bad precedent for people in other occupations. Are we going to be followed with demands that we have special laws to punish policemen who do not show up for work? Are we going to have a special law punishing nurses who do not show up for work? Or are we going to have a generic law punishing all employees who do not show up for work?

This bill is a terrible precedent. It hurts the National Guard. It does not help the National Guard; it hurts the National Guard. I think it is safe to say that whatever the enrollment of the National Guard is today, it will be lower in the future, and the Senate has really failed to do its job of improving this bill in any kind of meaningful fashion. These amendments do not improve this bill. They do not make it worse, but the basic flaw of this bill remains unchanged despite the efforts of the Senate to make minor cosmetic and fundamentally irrelevant changes.

I would urge that members of the House vote against concurrence in Senate amendments. Let us send this bill to a conference committee and see if we can work out some kind of reasonable compromise which deals with both the legitimate interests of the National Guard and deals with the legitimate interests of those who serve in the National Guard as individuals. We ought not to be saying that civilian courts should enforce military rules with criminal penalties. We do not want the National Guard to come back and say, now the criminal courts enforce AWOL (absence without leave) laws; they ought to enforce rules against fraternization; they ought to enforce rules against adultery; they ought to enforce any other military rule. What we want is a National Guard system that will attract people to the National Guard, that will strengthen the National Guard, and this bill in both the House-passed form and the Senate-amended form fails to do that.

I would strongly urge we show our support for the men and women of the National Guard and show our support for employees in general by seeking a vote of nonconcurrence in this bill. Thank you.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a group from the Calvary Baptist Church in Lansdale, here today as the guests of Representative Godshall and Representative Bunt. They are located in the balcony. Would they acknowledge their presence by waving.

CONSIDERATION OF HB 441 CONTINUED

The SPEAKER. The gentleman, Mr. Tigue.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, it is kind of ironic that the previous speaker, Mr. Cohen, and I oppose the bill but for entirely different reasons. I would beg to differ with the previous speaker. There is a great difference between showing up for work and showing up for National Guard duty, and that is precisely why we should not concur in these amendments.

Under the current system, the Reserves — and if this bill passes — they have a way of dealing with offenses which are committed by a guardsman or a reservist. This sets the National Guard separately from the reservists, and it sets up a civilian process or system to deal with military charges, and I think that is where we are taking a wrong step.

I said this earlier when we voted on this bill in the past that we should not support this. The military should handle their own problems. I mean, what is to stop a continuation that if someone is not at their appointed place of duty, if someone misses movement, et cetera, et cetera, and on and on, that they are not taken to a civilian court? Magistrates are—

PARLIAMENTARY INQUIRY

Mr. SNYDER. Mr. Speaker? Mr. Speaker?

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

Mr. SNYDER. Parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. SNYDER. Mr. Speaker, the previous speaker, on this amendment, went into the substance of the legislation itself and not the concurrence, and now we have a second speaker who is talking about the merits of the overall bill and not concentrating solely on the amendments that were inserted by the Senate.

The SPEAKER. The gentleman, Mr. Snyder, is absolutely right. The only thing before the House is the amendment that was inserted, amendment or amendments that were inserted by the Senate, and the debate should be limited to those amendments.

Mr. Tigue.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, on page 2 of the bill, the Senate amended lines 1 through 4, and in that amendment it says that if a National Guardsperson is absent without leave and shall be punished, it says, "...SHALL BE PUNISHED AS A COURT-MARTIAL

DIRECTS, BE SUBJECT TO NONJUDICIAL PUNISHMENT OR BE CHARGED WITH A SUMMARY OFFENSE." This completely changes what is in the Uniform Code of Military Justice in giving the person who is charged the right to say they will or will not accept nonjudicial punishment.

Every reservist and everyone under the Uniform Code of Military Justice has a right to choose if they want to go through nonjudicial punishment and forgo a court-martial. This changes that. It is just another change in a system that we should not be dealing with as legislators. This change should be left alone. The military should handle things under the Uniform Code of Military Justice. The National Guard is a military organization, and those National Guard men and women should be treated as reservists are in the Army, Air Force, Marine Corps, and Coast Guard Reserves.

Thank you, Mr. Speaker. I ask that everyone would nonconcur in the amendments and send this to a conference committee.

The SPEAKER. Does the gentleman, Mr. Snyder, desire further recognition ?

The gentleman, Mr. Stevenson.

Mr. STEVENSON. Thank you, Mr. Speaker.

I encourage support of all the members of the amendments, because the bill has been made more clear by the Senate amendments. Now there is definitely a three-tier punishment system. There is no ambiguity left after these amendments.

The second amendment just dealt with ridding the bill of duplicity dealing with venue. It was stated twice; it did not have to be. The bill is much more clear.

The amendments were concurred upon by the National Guard and the Governor's Office, and the Senate passed these amendments 49 to nothing. I encourage support of all the members. Thank you.

The SPEAKER. The Chair recognizes the lady from Philadelphia County, Mrs. Lederer.

Mrs. LEDERER. Mr. Speaker, I ask for a nonconcurrency on these amendments. The courts of Philadelphia are not equipped to handle these cases, and the city cannot assume this financial responsibility. The military should be disciplining their own.

I ask for a nonconcurrency. Thank you.

The SPEAKER. The Chair thanks the lady.

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-112

Adolph	Feese	Mayernik	Semmel
Allen	Fichter	McGill	Serafini
Argall	Fleagle	McIlhattan	Seyfert
Armstrong	Flick	McNaughton	Smith, B.
Baker	Gannon	Micozzie	Smith, S. H.
Bard	Geist	Miller	Snyder, D. W.
Barley	Gladeck	Nailor	Stairs
Barrar	Godshall	Nickol	Steelman
Benninghoff	Gruppo	O'Brien	Steil
Birmelin	Habay	Oliver	Stern
Boscola	Harhart	Orie	Stevenson
Boyes	Hennessey	Perzel	Strittmatter
Brown	Herman	Petrone	Taylor, E. Z.
Browne	Hershey	Pippy	Taylor, J.
Chadwick	Hess	Platts	Trich
Civera	Hutchinson	Preston	True

Clark	Jadlowiec	Raymond	Tulli
Clymer	Kaiser	Readshaw	Vance
Cohen, L. I.	Kenney	Reber	Waugh
Cornell	Krebs	Reinard	Wilt
Dally	Lawless	Rieger	Wogan
Dempsey	Leh	Rohrer	Wojnaroski
Dent	Lynch	Ross	Wright, M. N.
DiGirolamo	Maher	Rubley	Zimmerman
Donatucci	Maitland	Sather	Zug
Druce	Major	Saylor	
Egolf	Markosek	Schroder	Ryan,
Fairchild	Marsico	Schuler	Speaker
Fargo	Masland		

NAYS-84

Battisto	Daley	Lederer	Santoni
Bebko-Jones	DeLuca	Lescovitz	Scrimenti
Belardi	Dermody	Levdansky	Shaner
Belfanti	DeWeese	Lloyd	Staback
Bishop	Eachus	Lucyk	Stetler
Blaum	Evans	Manderino	Sturla
Butkovitz	George	McCall	Surra
Buxton	Gigliotti	McGeehan	Tangretti
Caltagirone	Gordner	Melio	Thomas
Cappabianca	Gruitza	Michlovic	Tigue
Carn	Haluska	Mundy	Travaglio
Carone	Hanna	Olasz	Trello
Casorio	Hasay	Pesci	Van Horne
Cawley	Horsey	Petrarca	Veon
Cohen, M.	Itkin	Pistella	Vitali
Colafrella	Jarolin	Ramos	Walko
Colaizzo	Josephs	Roberts	Washington
Corpora	Keller	Robinson	Williams, A. H.
Cowell	Kirkland	Roebuck	Williams, C.
Coy	LaGrotta	Rooney	Yewcic
Curry	Laughlin	Sainato	Youngblood

NOT VOTING-2

James	Myers
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EXCUSED-3

Bunt	Corrigan	Phillips
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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.

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guest of Representative Michael Waugh, Becky Kilgore, a student representing the Future Leaders of York. She is seated to the left of the Chair. Would Becky please rise.

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 1065, PN 2687**, entitled:

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.

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

The SPEAKER. It is moved by the gentleman, Mr. Masland, that the House do concur in the amendments inserted by the Senate.

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—198

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Bunt Corrigan Phillips

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 1345, PN 2662**, entitled:

An Act establishing the Agricultural Law Resource and Reference Center and its board of directors; and providing for their purpose, duties, powers and responsibilities.

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

The SPEAKER. The gentleman, Mr. Hess, moves that the House do concur in the amendments inserted by the Senate.

The question recurs, will the House concur in the amendments inserted by the Senate? Those in favor of— Ms. Steelman, do you desire recognition on this question? The lady is recognized.

Ms. STEELMAN. Thank you, Mr. Speaker.

In the absence of Representative Bunt, could Representative Hess answer a question about the amendments that took place in the Senate?

The SPEAKER. Mr. Hess, are you in a position to be interrogated on this particular bill on concurrence?

The gentleman, Mr. Barley, will stand for interrogation, Ms. Steelman.

Ms. STEELMAN. Thank you, Mr. Speaker.

Mr. Speaker, the most significant amendment to the bill that took place in the Senate was the careful excision of any mention of former Secretary of Agriculture Charles Brosius' name from connection with the center. When this bill was originally proposed in the House, we felt and I believe that we voted unanimously to declare that we felt that Secretary Brosius' service to the Commonwealth and the inspiration that he provided for the creation of this center were such as to justify naming the center after him, and I think it is a matter for concern that there seems to have been an attempt by the Senate to subvert the will of the House in this matter. Could you explain to us why the Senators chose to delete the honor that we wished to pay to the former Secretary?

Mr. BARLEY. Mr. Speaker, I am not in a position, of course, to explain why the Senate has done this, and I am not able to explain why they do many of the things that they do. I would, however, like to indicate that on the original bill when it was introduced, it did not include a name or any particular designee that it should be named for. That came, I believe, through an amendment later on and then was passed to the Senate. So what the Senate has done, in effect, they reverted back to a form that we originally introduced here in the House. I do not have any specific explanation of why the Senate chose to do what they have done.

MOTION TO TABLE

Ms. STEELMAN. Mr. Speaker, in the first place, we do not really understand what the Senate's rationale was for this particular act of disrespect; in the second place, the prime sponsor of the original bill is not available to give us his opinion on what has happened to the bill; and in the third place, there is no urgent need to move this bill.

I would therefore like to move that we table concurrence on this particular bill until Representative Bunt can participate in the discussion on concurrence, since it was his bill originally.

The SPEAKER. I apologize to the lady. I was momentarily distracted. Is it my understanding that the lady is moving to table the concurrence on HB 1345?

Ms. STEELMAN. Yes, Mr. Speaker. We voted to name this agricultural law center after former Agriculture Secretary—

The SPEAKER. No—

Ms. STEELMAN. —Charles Brosius as a mark of our respect.

The SPEAKER. The lady will yield.

Ms. STEELMAN. The Senate took it out—

The SPEAKER. The lady will yield.

Ms. STEELMAN. —and we do not know why.

The SPEAKER. The lady will yield.

You have made a motion to table. Is that correct?

Ms. STEELMAN. That is correct.

The SPEAKER. All right. The question before the House is the motion of the lady that HB 1345 be tabled.

On the question,

Will the House agree to the motion?

Ms. STEELMAN. Mr. Speaker?

The SPEAKER. The lady will yield.

On the question raised by the lady, Ms. Steelman, that HB 1345 be tabled, the Chair recognizes the lady.

Ms. STEELMAN. Thank you, Mr. Speaker.

In the absence of any clear reason for the Senate's decision on the amendment and in the absence of the prime sponsor of the original bill, to whom this issue was significant, I think it would be better for us to hold the bill over by tabling it until the prime sponsor can be with us to participate in the discussion on concurrence, and I would ask for an affirmative vote, both out of respect to Representative Bunt, the chairman of the Agriculture Committee, and out of respect to former Secretary Brosius, who I think impressed all of us during his tenure as leader of the Agriculture Department.

The SPEAKER. The gentleman, Mr. Snyder.

This is debatable only by the leaders. I assumed that the leaders yielded to the lady, Ms. Steelman.

Mr. Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, first of all, Representative Bunt is not with us this morning, because currently he is undergoing surgery and is unable to be here for this debate. However, Representative Bunt fully supports concurrence of this legislation. They were informed of the changes that were made in the Senate and concurred with it, because as the previous speaker on our side noted, this amendment places the legislation back into the form that it was drafted by the House.

This legislation has passed this House 195 to zero. It passed the Senate by a vote of 48 to zero. The issue that we are talking about does not impact the actual implementation of the legal resources and reference center, and I feel that any delay of this would not provide any more answers to what the maker of this amendment is doing other than the fact that if she does not like it, she can vote "no" on the actual amendment.

So I ask that we vote "no" on tabling this motion and that we support concurrence of HB 1345.

The SPEAKER. On the question of tabling HB 1345, those in favor of tabling the issue will vote "aye"; opposed will vote in the negative.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—93

Battisto	Donatucci	Lloyd	Santoni
Bebko-Jones	Eachus	Lucyk	Scrimenti
Belardi	Evans	Manderino	Shaner
Belfanti	George	McCall	Staback
Bishop	Godshall	McGeehan	Steelman
Blaum	Gordner	Melio	Stetler
Boscola	Gruitza	Michlovic	Sturla
Butkovitz	Haluska	Mundy	Surra
Buxton	Hanna	Myers	Tangretti
Caltagirone	Hershey	Oliver	Thomas
Cappabianca	Horsey	Pesci	Tighe
Cam	Itkin	Petrarca	Travaglio
Casorio	James	Petrone	Trello
Cawley	Jarolin	Pistella	Trich
Cohen, M.	Josephs	Preston	Van Home
Colafella	Kaiser	Ramos	Veon
Colaizzo	Keller	Readshaw	Vitali
Corpora	Kirkland	Rieger	Walko
Cowell	LaGrotta	Roberts	Washington
Coy	Laughlin	Robinson	Williams, A. H.
Curry	Lederer	Roebuck	Williams, C.
Daley	Lescovitz	Rooney	Wojnaroski
Dermody	Levdansky	Sainato	Youngblood
DeWeese			

NAYS—105

Adolph	Fairchild	Markosek	Semmel
Allen	Fargo	Marsico	Serafini
Argall	Feese	Masland	Seyfert
Armstrong	Fichter	Mayernik	Smith, B.
Baker	Fleagle	McGill	Smith, S. H.
Bard	Flick	McIlhattan	Snyder, D. W.
Barley	Gannon	McNaughton	Stairs
Barrar	Geist	Micozzie	Steil
Benninghoff	Gigliotti	Miller	Stern
Birmelin	Gladeck	Nailor	Stevenson
Boyes	Gruppo	Nickol	Strittmatter
Brown	Habay	O'Brien	Taylor, E. Z.
Browne	Harhart	Olasz	Taylor, J.
Carone	Hasay	Orie	True
Chadwick	Hennessey	Perzel	Tulli
Civera	Herman	Pippy	Vance
Clark	Hess	Platts	Waugh
Clymer	Hutchinson	Raymond	Wilt
Cohen, L. I.	Jadlowiec	Reber	Wogan
Cornell	Kenney	Reinard	Wright, M. N.
Dally	Krebs	Rohrer	Yewcic
DeLuca	Lawless	Ross	Zimmerman
Dempsey	Leh	Rublely	Zug
Dent	Lynch	Sather	

DiGirolamo	Maher	Saylor	Ryan,
Druce	Maitland	Schroder	Speaker
Egolf	Major	Schuler	

NOT VOTING—0

EXCUSED—3

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

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

The SPEAKER. The Chair recognizes the gentleman, Mr. Cohen, from Philadelphia on the question of concurrence.

Mr. COHEN. Mr. Speaker, the issue I see here is, how seriously do we want to be treated by the Senate? We can act as though our bills are merely rough drafts that we have given no thought to, and we assume it is the duty of the Senate to write the bills of this State and it is our role just to automatically rubberstamp whatever the Senate wants. We could do that. Or we could assume that our legislation has been a result of significant thought and significant commitment. I think, Mr. Speaker, this is a great opportunity today to send a message to the Senate that we want to be taken seriously, that we do not want them fooling around with our legislation for frivolous purposes.

It was the desire of the House of Representatives to show strong support for Charlie Brosius after his somewhat arbitrary firing by Governor Ridge. We wanted to send a very, very clear and very, very strong message of our support for the nonpartisan, nonpolitical, and effective way Mr. Brosius ran the Agriculture Department, and I think we did it, and there is absolutely no reason why we should retreat from that message and that commitment to the people of Pennsylvania that the Agriculture Department will be run in a nonpartisan and effective manner.

I would strongly urge us to nonconcur in this legislation. This is not the kind of issue in which the Senate cannot retreat. This is not the kind of issue on which no reasonable compromise could be found. This is not the kind of issue on which there is a great urgency or matter of life and death. This is the kind of issue in which we can reassert our determination.

I would urge us to show our determination and vote to nonconcur in this legislation.

The SPEAKER. The gentleman, Mr. Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, this is not a debate between the House and Senate. The primary sponsor of the legislation is Representative Bunt, the chairman of the committee. Representative Bunt drafted the legislation this way. He approves the way this is going, and I ask for a concurrence vote on HB 1345.

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—193

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

NAYS—5

Cohen, M.	Josephs	Steelman	Vitali
Curry			

NOT VOTING—0

EXCUSED—3

Bunt	Corrigan	Phillips
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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.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a group, from Boalsburg, of Junior Girl Scouts. This group is led by Susan James-Gilligan. They are here as the guests of Representative Benninghoff. They are located in the balcony. Would they please wave so we know where they are; good.

HB 1065 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. Gordner, who moves that the vote by which HB 1065, PN 2687, was passed on the 21st day of January be reconsidered.

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

The following roll call was recorded:

YEAS-196

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

DiGirolamo	Lucyk	Sather	Ryan,
Donatucci	Lynch	Saylor	Speaker
Druce	Maier		

NAYS-1

Steil

NOT VOTING-1

Carn

EXCUSED-3

Bunt

Corrigan

Phillips

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

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

The SPEAKER. It is moved by the gentleman, Mr. Masland, that the House do concur in the amendments inserted by the Senate.

The Chair recognizes the gentleman, Mr. Gordner.

Mr. GORDNER. Thank you, Mr. Speaker.

Upon passage of this bill, I happened to turn to page 4 and looked at the effective date of the language in this bill, and as you know, this bill puts into place several surcharges—

The SPEAKER. The gentleman will yield.

Conferences on the floor will please break up.

Mr. Gordner.

Mr. GORDNER. Thank you, Mr. Speaker.

On page 4 of this bill, the effective date of the sections dealing with the surcharges is January 1, 1998. When I first read this, I thought that that meant that the surcharges that need to be collected by the prothonotary's office or the clerk of courts' office would be needed to be collected as of January 1, 1998, and therefore, there would be a retroactive provision, and any documents filed from January 1 forward would have to have that surcharge collected.

PARLIAMENTARY INQUIRY

Mr. GORDNER. At this time I would like to make a parliamentary inquiry.

The SPEAKER. The gentleman is in order.

Mr. GORDNER. Thank you.

With the section stating that the surcharge section shall take effect January 1, 1998, and the final sentence indicating that this section shall take effect immediately, the question is, when this bill is signed into law by the Governor, will that surcharge be retroactive to January 1 of 1998?

The SPEAKER. The provisions of Pennsylvania's Statutory Construction Act provide that if we pass a measure that is signed into law after the stated date, stated effective date, in the bill — in this case, January 1 for these charges — then the effective date will be 60 days from the date it actually is signed by the Governor.

Mr. GORDNER. Mr. Speaker, then if this bill is signed into law on February 1, then the effective date of that legislation would be approximately April 1 then.

The SPEAKER. 60 days.

Mr. GORDNER. Thank you, Mr. Speaker.

The SPEAKER. Thank you.

Mr. Masland.

Mr. MASLAND. Thank you, Mr. Speaker.

I want to thank Representative Gordner for calling that item of statutory construction to our attention, because I think it is an important one, and I thank the Chair for the clarification. And I would point out to the members who may be contacting their sheriffs' offices that they probably should let them know that this effective date will not be for 60 days from the date that the Governor signs it. Thank you, Mr. Speaker.

The SPEAKER. Thank you, Mr. Masland.

The Chair returns to the concurrence vote on HB 1065.

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—196

Adolph	Eachus	Maitland	Schroder
Allen	Egolf	Major	Schuler
Argall	Evans	Manderino	Scrimenti
Armstrong	Fairchild	Markosek	Semmel
Baker	Fargo	Marsico	Serafini
Bard	Feese	Masland	Seyfert
Barley	Fichter	Mayernik	Shaner
Barrar	Fleagle	McCall	Smith, B.
Battisto	Flick	McGeehan	Smith, S. H.
Bebko-Jones	Gannon	McGill	Snyder, D. W.
Belardi	Geist	McIlhattan	Staback
Belfanti	George	McNaughton	Stairs
Benninghoff	Gigliotti	Melio	Steelman
Birmelin	Gladeck	Michlovic	Steil
Bishop	Godshall	Micozzie	Stern
Blaum	Gordner	Miller	Stetler
Boscola	Gruitza	Mundy	Stevenson
Boyes	Gruppo	Myers	Strittmatter
Brown	Habay	Nailor	Sturla
Browne	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
Carone	Hershey	Pesci	Travaglio
Cawley	Hess	Petrarca	Trello
Chadwick	Horsey	Petrone	Trich
Civera	Hutchinson	Pippy	True
Clark	Itkin	Pistella	Tulli
Clymer	Jadlowiec	Platts	Vance
Cohen, L. I.	James	Preston	Van Horne
Cohen, M.	Jarolin	Ramos	Veon
Colafella	Josephs	Raymond	Vitali
Colaizzo	Kaiser	Readshaw	Walko
Cornell	Keller	Reber	Washington
Corpora	Kenney	Reinard	Waugh
Cowell	Kirkland	Rieger	Williams, C.
Coy	Krebs	Roberts	Wilt
Curry	LaGrotta	Robinson	Wogan
Daley	Laughlin	Roebuck	Wojnaroski
Dally	Lawless	Rohrer	Wright, M. N.
DeLuca	Lederer	Rooney	Yewcic
Dempsey	Leh	Ross	Youngblood
Dent	Lescovitz	Rubley	Zimmerman

Dermody	Levdansky	Sainato	Zug
DeWeese	Lloyd	Santoni	
DiGirolamo	Lucyk	Sather	Ryan, Speaker
Donatucci	Lynch	Saylor	
Druce	Maher		

NAYS—1

Casorio

NOT VOTING—1

Williams, A. H.

EXCUSED—3

Bunt	Corrigan	Phillips
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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.

REPORT OF COMMITTEE
OF CONFERENCE PRESENTED

Mr. REBER presented the Report of the Committee of Conference on HB 1476, PN 2784.

RULES SUSPENDED

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

Mr. REBER. Mr. Speaker, I move that the rules of the House be suspended to permit the immediate consideration of the report of the committee of conference.

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

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. Strike the board.

The gentleman, Mr. George.

Mr. DeWeese, will you yield to the gentleman, Mr. George, on the question of suspension? Mr. George.

Mr. GEORGE. Mr. Speaker, I would hope that the membership would be in agreement to suspend the rules to allow for us to take up this bill in that there have been several matters that have been handled properly by the conference committee. And as you would know, sir, you get as much as you can, and I think that the membership will be satisfied with what we brought about.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-194

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

NAYS-4

Carone	Hanna	Krebs	Steil
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NOT VOTING-0

EXCUSED-3

Bunt	Corrigan	Phillips
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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.

SUPPLEMENTAL CALENDAR A

REPORT OF
COMMITTEE OF CONFERENCE

Mr. LYNCH called up for consideration the following Report of the Committee of Conference on **HB 1476, PN 2784**, entitled:

An Act amending the act of July 6, 1989 (P.L.169, No.32), known as Storage Tank and Spill Prevention Act, further providing for Underground Storage Tank Indemnification Board and its powers and duties, for the Underground Storage Tank Indemnification Fund, for eligibility of claimants including certified tank installers and for audit, sunset and performance reviews; and providing for Underground Storage Tank Environmental Cleanup Program and the Upgrade Loan Program.

On the question,

Will the House adopt the report of the committee of conference ?

The SPEAKER. The gentleman, Mr. Reber.

Mr. REBER. Thank you, Mr. Speaker.

For the information of the ladies and gentlemen of the House, I would like to very, very much extend my sincerest thanks to both Representative Lynch and Representative George for their assistance in bringing back into what I consider to be the kind of piece of legislation on this tank bill that we all wanted.

You may all recall back in October when this House overwhelmingly nonconcurred in this piece of legislation when it came back from the Senate. There was concern that there might be a rush to move this legislation. That was not the case. There was a concern that there might be an attempt to place this legislation in another vehicle. That was not the case. There was concern that this legislation may not go to conference and be afforded the necessary accoutrements of the conference process. Again, that was not the case.

I am pleased to report that with the bipartisan cooperation of my esteemed colleague, the minority chairman from Clearfield County, and with Representative Lynch, we were able to facilitate the use of the conference committee process and bring before the House today what I consider to be an excellent piece of legislation that, in my opinion, for all intent and purposes, has brought back all those areas of concern that we expressed during the debate on this piece of legislation, HB 1476, when it was nonconcurred in by this body some 3 or 4 months ago.

At this time, Mr. Speaker, I would like to yield to the prime sponsor of the legislation, Representative Lynch, who would like to delineate to the House the specificity that relates to the actions of the conference committee.

The SPEAKER. The gentleman, Mr. Lynch.

Mr. LYNCH. Thank you, Mr. Speaker, and Mr. Chairman.

I also would like to thank Chairman Reber and Chairman George of the Democratic side for all the patience and the willingness to sit down over this tedious issue and work out what I also feel is an excellent piece of legislation.

I would like to address basically four of the concerns that were discussed during the debate on the nonconcurrence vote on this bill, particularly on legislative oversight. There was a great deal of concern on who was going to have oversight on the fees for the

Underground Storage Tank Indemnification Fund. The oversight has been put back into the hands of the General Assembly.

The second point: There was a concern concerning the people, the small business owners, if you will, who had six or fewer tanks. What the legislation now calls for is those who have six or fewer tanks when applying for the loan fund have a 90-day head start at the enactment of the legislation and a 90-day head start at the beginning of every fiscal year thereafter.

Third, there was, for a 2-year period, a \$500,000 grant process per year for 2 years put in, which basically applies to homeowners with their home fuel oil tanks. Those who have a tank of 3,000 gallons or fewer, per claim, they are allowed a cap of a \$5,000 grant with a \$1,000 deductible. Again, this stays in effect for 2 years.

And the fourth item I would like to mention is that we have put in a fund of \$2 million per year in perpetuity to take care of those people who have gone out of business and have a remedial liability hanging over their heads. This money would be used by the Department of Environmental Protection to hire contractors to go in and clean up and remove that liability for those people.

I think that by compromising on those four issues, again, particularly with the help not only of the Senate but Chairman Reber and Chairman George, we have come up with an excellent piece of legislation, which was unanimously signed in conference committee, and I respectfully ask that everyone vote in the affirmative. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. George.

Mr. GEORGE. Mr. Speaker, many will remember that when this bill passed the House by nearly a unanimous vote, it went over to the Senate, where they do their normal thing, and they ripped out most of the language that we as individuals felt would be helpful to those people in our districts who unfortunately, whenever the original plan had become law, it was 5 or 6 years before the Indemnification Fund was able to help them. Now, this is not going to restore any moneys to those unfortunately who have spent their own moneys to clean up, but there is a section in here that will allow that cleanup to continue if it has not been completed.

Mr. Speaker?

The SPEAKER. Conferences on the side aisles will please break up.

Sergeants at Arms will please ask the members to clear the areas to the rear of the hall.

Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, for those that are interested, this bill will go a long way to helping these individuals that have been literally forced out of business because they attempted to clean up — the Indemnification Fund was not in progress — they wound up trying to clean up, but they never reached that ultimate. The end result is, they have got a property that has been devastated; they have a situation where they cannot sell their businesses because of the degradation. There is money in this fund to correct that. There is a portion of the fund that will be used to help our small service stations. There is a portion of this that will allow for the upgrade, as the law insists, and we will be limiting the Upgrade Loan Program to those who truly need it, not those who intend to upgrade and then go out of business. And more than that, the oversight has been restored for the General Assembly to be able to

watch what happens in the coming months or years, and I hope that we all pay attention to what happens to \$260 million in a fund that we had insisted by law should be placed here, and that is where we will have to be vigilant to make sure it stays here.

I urge that we support this bill.

The SPEAKER. The gentleman, Mr. Birmelin.

Mr. BIRMELIN. Thank you, Mr. Speaker.

I would like to interrogate the prime sponsor rather briefly.

The SPEAKER. The Chair recognizes the gentleman, Mr. Birmelin. Mr. Lynch indicates he will stand for interrogation.

Mr. BIRMELIN. Mr. Speaker, as you recall, a few months ago I had what I felt was the obligation to stand in opposition to the bill at the time because it had removed the legislative oversight by giving the Storage Tank Indemnification Board the right to set the fees for the products that it would be putting the fees on rather than the regulatory process, which in some sense gives us in the legislature some oversight, and I am convinced that as a part of that opposition and that debate, many others believed the same as I did, and that is one of the reasons why the bill ultimately had to go to conference committee.

So I would like to for the record ask you, if you would, on page 10, line 18, to explain to me exactly now how the fees are going to be set as per this line in the legislation.

Mr. LYNCH. How the fees are going to be set?

It will go through the normal regulatory process, including a review by IRRC (Independent Regulatory Review Commission).

Mr. BIRMELIN. And, Mr. Speaker, is that substantively the way they have been set in the past and this will continue into the future?

Mr. LYNCH. As I understand, that is the way it was performed in the past.

Mr. BIRMELIN. Thank you.

Mr. Speaker, I would like to speak on the bill, if I may.

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

Mr. BIRMELIN. I would like to endorse as well this bill: I think that it addresses the main concern that I had a few months ago in which I felt that we were making a mistake by giving this ability to set fees for literally thousands and thousands of dealers, gas station owners, et cetera, we were giving that power to set the fees to a very small group of people of nonelected status, and I felt that ultimately we in the legislature should have that oversight and should have the ability to change fee increases. I am pleased that this bill now reflects what has been going on in the past and will continue to go on in the future, and I would ask for a support for concurrence. Thank you.

On the question recurring,

Will the House adopt the report of the committee of conference?

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

YEAS—198

Adolph	Druce	Maher	Schroder
Allen	Eachus	Maitland	Schuler
Argall	Egolf	Major	Scrimenti
Armstrong	Evans	Manderino	Semmel
Baker	Fairchild	Markosek	Serafini
Bard	Fargo	Marsico	Seyfert
Barley	Feese	Masland	Shaner
Barrar	Fichter	Mayernik	Smith, B.

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Bunt	Corrigan	Phillips
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

CALENDAR CONTINUED

BILLS ON CONCURRENCE IN SENATE AMENDMENTS AS AMENDED

The House proceeded to consideration of concurrence in Senate amendments to the following HB 440, PN 2771, as further amended by the House Rules Committee:

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.

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

The SPEAKER. Moved by the gentleman, Mr. Pippy, that the House do concur in the amendments.

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

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

YEAS-198

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Bunt

Corrigan

Phillips

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

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

* * *

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 909, PN 2772**, as further amended by the House Rules Committee:

An Act designating a section of U.S. Route 15 in Union County, Pennsylvania, as the Donald L. Heiter Memorial Highway; designating a section of Route 3013 in Westmoreland County, Pennsylvania, as the C. Vance DeiCas Memorial Highway; designating a section of S.R. 981 in Unity Township, Westmoreland County, as Technology Way; designating a bridge in Curwensville Borough, Clearfield County, as the Louis R. Donahue Memorial Bridge; designating a certain bridge on S.R. 2012 in Castanea Township, Clinton County, as the Castanea Firemen's Memorial Bridge; and designating a certain bridge crossing the Juniata River as the Mifflin County Veterans Memorial Bridge.

On the question,

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

The SPEAKER. Moved by the gentleman, Mr. Fairchild, that the House do concur in the amendments.

The question recurs, will the House concur in the amendments inserted by the Senate as amended by the House?

MOTION TO SUSPEND RULES

The SPEAKER. The Chair recognizes the gentleman from Delaware County, Mr. Kirkland.

Mr. KIRKLAND. Thank you, Mr. Speaker.

Mr. Speaker, could we move to suspend the rules—

The SPEAKER. Will the gentleman yield.

The House will come to order.

Mr. Kirkland.

Mr. KIRKLAND. Thank you again, Mr. Speaker.

Mr. Speaker, I move to suspend the rules for the purpose of reverting back to a prior printer's number.

The SPEAKER. Would the gentleman advise us as to which printer's number he wants to revert to.

Mr. KIRKLAND. PN 2622.

The SPEAKER. The gentleman, Mr. Kirkland, moves that the rules of the House be suspended to permit him to make a motion that the bill revert to a prior printer's number — is that accurate, Mr. Kirkland? — that printer's number being 2622.

Mr. KIRKLAND. Yes, Mr. Speaker; that is accurate.

On the question,

Will the House agree to the motion?

The SPEAKER. On the question, the Democratic leader yields to the gentleman, Mr. Kirkland.

Mr. KIRKLAND. Thank you, Mr. Speaker.

The SPEAKER. On the question of suspension.

Mr. KIRKLAND. Thank you, Mr. Speaker.

We request a suspension of the rules, Mr. Speaker, simply because as we look at the HB 909 as it is before us today, it is missing a very, very important element, and that element, Mr. Speaker, concerns a bridge — and let me say that again — a simple bridge in the city of Chester, in the county of Delaware.

Mr. Speaker, when we first put together this piece of legislation to insert into HB 909, we were informed by the members of PennDOT that this was in fact a State bridge, and in doing so, we put together the legislation. Mr. Speaker, we found out approximately a week ago that it has now been found out that the bridge is a county bridge. So therefore, Mr. Speaker, we took the necessary steps to go to make the contacts with a county official along with an official of the city of Chester, the mayor, and they both, Mr. Speaker, said that they had no problem with the legislation and with naming the bridge.

Mr. Speaker, the bridge in question here is the Fifth Street Bridge, and it was being named after a veteran, a Navy veteran, an elderly gentleman by the name of Mr. Samuel Dennis. Mr. Dennis has been working very diligently and one of the mainstays, one of the main persons in making sure that a bridge that was closed for 8 years would be rebuilt.

Mr. Speaker, Mr. Dennis is also president of the—

The SPEAKER. Will the gentleman yield.

The question before the House is only on the question of suspension.

Mr. KIRKLAND. Yes, Mr. Speaker. Thank you.

Again, we request that the rules be suspended so that we can go back to the prior printer's number, simply because this person that I just mentioned is a mainstay in our community. Mr. Speaker, we are talking about a bridge here. We are talking about naming a bridge after someone—

The SPEAKER. No. Mr. Kirkland, we are talking about suspension here. If you get over the suspension hurdle, then we will talk about a bridge.

Mr. KIRKLAND. Thank you, Mr. Speaker.

And one way you get over suspension hurdles is building bridges. So we are hoping that by building this bridge and working with us and supporting our need for suspension of the rules so that we can put this very important piece back in, put it back into HB 909, Mr. Speaker, we will be very grateful, and we think that— Once again, Mr. Speaker, we are only talking about a bridge here; we are talking about a bridge. Thank you.

The SPEAKER. The gentleman, Mr. Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

I certainly respect the sincerity of the maker of this motion to suspend the rules to provide for an amendment to HB 909 with the naming of a bridge. However, Mr. Speaker, I do not see the need to suspend the rules to amend something that really is out of our control. As the maker of the amendment noted, he is suspending the rules to allow us to consider naming a county bridge. He also in his remarks said he needs to suspend this because of the county supporting it. I really feel that that is the responsibility of the county. If they wish to name a county bridge, that is within their discretion.

I therefore do not see the need to suspend the rules for naming of a county bridge, and therefore, I ask for a negative vote on this motion. Thank you.

The SPEAKER. On the question of suspension, Mr. Kirkland.

Mr. KIRKLAND. Thank you, Mr. Speaker.

Once again, we have had conversation, Mr. Speaker, with the county chairperson, who is in support, and we have had conversation with the mayor of the city in which the bridge lies, and we have received their support, indicating that they have no problem. The only problem, Mr. Speaker, seems to lie within this House, Mr. Speaker.

So it is, again, simply a bridge, a bridge that has been agreed upon, and also, Mr. Speaker, we have gone to the proper individuals to talk to them and request of them their support. They have given us that support. They said it is okay with them if it is okay with this House. So I do not understand the thinking of the previous speaker.

I would request an affirmative vote.

The SPEAKER. Mr. Snyder.

Mr. SNYDER. Mr. Speaker, with a little bit of latitude, since this discussion of suspension has gone a little bit further than just the question of suspending the rules, I think it is necessary to correct the record.

The maker of the motion has referenced several times that the county has expressed approval of this. Perhaps one person or a representative of the county may have, but the information we have is that the county commissioners as a body do not feel that we should be making this decision, that this is something that should be done at the local level, and I think we ought to respect their wishes and not suspend the rules.

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

The following roll call was recorded:

YEAS-97

Battisto	Donatucci	Manderino	Santoni
Bebko-Jones	Eachus	Markosek	Scrimenti
Belardi	Evans	Mayernik	Shaner
Belfanti	George	McCall	Staback
Bishop	Gigliotti	McGeehan	Steelman
Blaum	Gordner	Melio	Stetler
Boscola	Gruitza	Michlovic	Sturla
Butkovitz	Haluska	Mundy	Surra
Buxton	Hanna	Myers	Tangretti
Caltagirone	Horsley	Olasz	Thomas
Cappabianca	Itkin	Oliver	Tigue
Cam	James	Pesci	Travaglio
Casorio	Jarolin	Petrarca	Trello
Cawley	Josephs	Petrone	Trich
Cohen, M.	Kaiser	Pistella	Van Home
Colafella	Keller	Preston	Veon
Colaizzo	Kirkland	Ramos	Vitali
Corpora	LaGrotta	Readshaw	Walko
Cowell	Laughlin	Rieger	Washington
Coy	Lederer	Roberts	Williams, A. H.
Curry	Lescovitz	Robinson	Williams, C.
Daley	Levdansky	Roebuck	Wojnaroski
DeLuca	Lloyd	Rooney	Yewcic
Dermody	Lucyk	Sainato	Youngblood
DeWeese			

NAYS-101

Adolph	Fairchild	Maitland	Semmel
Allen	Fargo	Major	Serafini
Argall	Feese	Marsico	Seyfert
Armstrong	Fichter	Masland	Smith, B.
Baker	Fleagle	McGill	Smith, S. H.
Bard	Flick	McIlhattan	Snyder, D. W.
Barley	Gannon	McNaughton	Stairs
Barrar	Geist	Micozzie	Steil
Benninghoff	Gladeck	Miller	Stern
Birmelin	Godshall	Nailor	Stevenson
Boyes	Gruppo	Nickol	Strittmatter
Brown	Habay	O'Brien	Taylor, E. Z.
Browne	Harhart	Orie	Taylor, J.
Carone	Hasay	Perzel	True
Chadwick	Hennessey	Pippy	Tulli
Civera	Herman	Platts	Vance
Clark	Hershey	Raymond	Waugh
Clymer	Hess	Reber	Wilt
Cohen, L. I.	Hutchinson	Reinard	Wogan
Cornell	Jadlowiec	Rohrer	Wright, M. N.
Dally	Kenney	Ross	Zimmerman
Dempsey	Krebs	Rublely	Zug
Dent	Lawless	Sather	
DiGirolamo	Leh	Saylor	Ryan,
Druce	Lynch	Schroder	Speaker
Egolf	Maher	Schuler	

NOT VOTING-0

EXCUSED-3

Bunt	Corrigan	Phillips
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Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

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

YEAS-193

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

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

NAYS-4

Cohen, M.	Josephs	Kirkland	Myers
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NOT VOTING-1

Carone

EXCUSED-3

Bunt	Corrigan	Phillips
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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 as amended by the Rules Committee were concurred in.

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

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS
TO HOUSE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 307, PN 1552**, entitled:

An Act prohibiting termination and discipline of an employee for failing to report to work during a state of emergency; and providing penalties.

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. Moved by the gentleman, Mr. Snyder, that the House do concur in the amendments.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

YEAS-198

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Bunt	Corrigan	Phillips
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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 to House amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 631, PN 1534**, entitled:

An Act amending the act of May 16, 1923 (P.L.207, No.153), entitled Municipal Claim and Tax Lien Law, further providing for attorney fees and for sale of property in cities of the first class.

On the question,

Will the House concur in Senate amendments to House amendments?

The **SPEAKER**. Moved by the gentleman, Mr. Snyder, that the House do concur in the amendments.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

YEAS—197

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	Melio	Steil
Birmelin	Gigliotti	Michlovic	Stern
Bishop	Gladeck	Micozzie	Stetler
Blaum	Godshall	Miller	Stevenson
Boscola	Gordner	Mundy	Strittmatter
Boyes	Gruitza	Myers	Sturla
Brown	Gruppo	Nailor	Surra
Browne	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	Hutchinson	Pippy	Tulli
Civera	Itkin	Pistella	Vance
Clark	Jadlowiec	Platts	Van Horne
Clymer	James	Preston	Veon
Cohen, L. I.	Jarolin	Ramos	Vitali
Cohen, M.	Josephs	Raymond	Walko
Colafrèlla	Kaiser	Readshaw	Washington
Colaizzo	Keller	Reber	Waugh
Cornell	Kenney	Reinard	Williams, A. H.
Corpora	Kirkland	Rieger	Williams, C.
Cowell	Krebs	Roberts	Wilt
Coy	LaGrotta	Robinson	Wogan
Curry	Laughlin	Roebuck	Wojnaroski
	Lawless	Rohrer	Wright, M. N.
	Lederer	Rooney	Yewcic
	Leh	Ross	Youngblood
	Lescovitz	Rublely	Zimmerman
	Levdansky	Sainato	Zug
	Lloyd	Santoni	
	Lucyk	Sather	Ryan,
	Lynch	Saylor	Speaker
	Maher	Schroder	

NAYS—0

NOT VOTING—1

Horsley

EXCUSED—3

Bunt Corrigan Phillips

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

Ordered, That the clerk inform the Senate accordingly.

RESOLUTIONS PURSUANT TO RULE 35

Mr. **ADOLPH** called up **HR 316, PN 2763**, entitled:

A Resolution declaring the week of January 25 through 31, 1998, as "Catholic Schools Week" in this Commonwealth.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

Mr. HERMAN called up HR 317, PN 2773, entitled:

A Resolution congratulating the Penn State women's volleyball team for its outstanding season.

On the question,
Will the House adopt the resolution?

Mr. HERMAN. Mr. Speaker, I would like to speak on this resolution, please.

The SPEAKER. Are you opposing this resolution?

Mr. HERMAN. No. I am very much in favor.

The SPEAKER. The Chair recognizes the gentleman from Penn State, Mr. Herman.

Mr. HERMAN. Thank you very much, Mr. Speaker, and I do so only because I want to get the attention of all the sports fans in the House of Representatives and the ladies of our chamber, because this resolution recognizes the Penn State Lady Lions volleyball team on the outstanding season they had in 1997, and even though they did not come out the victors in the championship final held in Spokane, Washington, against the Stanford Cardinals, I want to put on the record that during the regular season they met Stanford twice and defeated them both times, so in head-to-head competition, Penn State still leads that series this year 2 to 1 matches.

I would just like the unanimous support of the General Assembly at this time in recognizing the Lady Lions women's volleyball team at the Pennsylvania State University. Thank you.

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

The following roll call was recorded:

YEAS-198

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

RULES COMMITTEE MEETING

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

SENATE MESSAGE**HOUSE AMENDMENTS
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 425, PN 1523**.

SENATE MESSAGE**HOUSE BILL
CONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, returned **HB 1763, PN 2226**, with information that the Senate has passed the same without amendment.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE****SB 538, PN 1533**

By Rep. PERZEL

An Act amending the act of July 7, 1947 (P.L.1368, No.542), entitled, as amended, Real Estate Tax Sale Law, further providing for discharge of tax claims; restricting the rights of certain persons to purchase property subject to sale under this act; and imposing additional powers and duties on local municipalities and tax claim bureaus.

RULES.

SB 641, PN 1576

By Rep. PERZEL

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for law enforcement records concerning juveniles; and providing for postconviction relief.

RULES.

SUPPLEMENTAL CALENDAR B**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
TO HOUSE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 641, PN 1576**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for law enforcement records concerning juveniles; and providing for postconviction relief.

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. Moved by the gentleman, Mr. Gannon, that the House concur in the amendments.

The question recurs, will the House concur in the amendments inserted by the Senate to House amendments?

The Chair recognizes the gentleman, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, I urge concurrence in the Senate amendments to SB 641.

Basically what the Senate did is provided that if an individual is in a foreign country and they refuse to extradite that person because there was a trial in absentia, the Senate amendment said that the person, if they were returned to the United States, would be entitled to a new trial if that individual did request a new trial. This was one of the objections that was made by a foreign country with respect to an individual that was tried in absentia. The specific country was France, and they were concerned that the individual had been tried in absentia. This permits the individual to have a new trial if they so request.

My information is that there is a meeting scheduled with our Attorney General as well as the district attorney of the city of Philadelphia with the Department of State, and that meeting is scheduled for tomorrow, I believe, and it is very important that they have this bill passed by the Senate and the House when they go to that meeting with the request that the Department of State begin extradition proceedings or continue the extradition proceedings with the government of France with respect to the Einhorn case.

So I would urge concurrence in the Senate amendments.

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Armstrong. The gentleman waives off.

The gentleman from Philadelphia, Mr. Horsey.

Mr. HORSEY. Thank you, Mr. Speaker.

Mr. Speaker, I am going to vote to concur with this bill, but rest assured, I recognize that the bad guys in this whole conflict is France, the country. This gentleman has been tried, has been found guilty in America, and not only will France not return him to America but they will not even incarcerate this man. Now, he was found guilty a block away from the house that I was born and raised in. I would really like to have this guy arrested and no more trials but put in jail and/or sentenced, but I understand that this is the best we can get at this time. But the reality, Mr. Speaker, is that France is not acting in good faith here, and that needs to be said, and that needs to go on the record. Thank you, Mr. Speaker.

So I urge concurrence for this particular Senate bill. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, this amendment merely clarifies the bill. It makes it clear that Mr. Einhorn or any other person in a similar situation only gets the right to have another trial from a trial in absentia if he returns to the United States.

This is a minor, worthwhile amendment, and I, too, would urge concurrence in this legislation.

The SPEAKER. The gentleman from Philadelphia County, Mr. O'Brien.

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

As the members know, this was an amendment that was passed right before our break, and to expand upon the explanation given by Representative Gannon, this conditions the right to request a new trial after the individual returns to Pennsylvania. It applies to existing cases, even though this clarifies what I believe is implicit in the bill — that is, that it applies to an existing case which resulted in a conviction before the effective date of this bill.

The House-passed version talked about language that said notwithstanding anything in the Post Conviction Act. I think the Senate improved that to say that notwithstanding anything in law or any other court decision to the contrary.

The House version had an effective date of 60 days. The 60 days applies to everything else in this bill with the exception of this specific issue, and the effective date is immediately.

I ask for the members to concur. Thank you.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

YEAS—198

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

Dent	Lescovitz	Rubley	Zimmerman
Dermody	Levdansky	Sainiati	Zug
DeWeese	Lloyd	Santoni	
DiGirolamo	Lucyk	Sather	Ryan, Speaker
Donatucci	Lynch	Saylor	

NAYS—0

NOT VOTING—0

EXCUSED—3

Bunt	Corrigan	Phillips
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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 to House amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

RULES SUSPENDED

The SPEAKER. The Chair turns to House calendar supplemental C, SB 538, PN 1533, a bill on concurrence in Senate amendments to House amendments.

The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that the rules of the House be suspended to permit the immediate consideration of this bill.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—189

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

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

NAYS-7

Carone	Itkin	Steelman	Yewcic
Hanna	Krebs	Steil	

NOT VOTING-2

Adolph	Saylor
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EXCUSED-3

Bunt	Corrigan	Phillips
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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.

SUPPLEMENTAL CALENDAR C

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
TO HOUSE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 538, PN 1533**, entitled:

An Act amending the act of July 7, 1947 (P.L.1368, No.542), entitled, as amended, Real Estate Tax Sale Law, further providing for discharge of tax claims; restricting the rights of certain persons to purchase property subject to sale under this act; and imposing additional powers and duties on local municipalities and tax claim bureaus.

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. It is moved by the gentleman, Mr. Perzel, that the House do concur in the amendments.

The question recurs, will the House concur?

On that question, the gentleman, Mr. Itkin, is recognized.

Mr. ITKIN. Mr. Speaker, I rise today to discuss SB 538, and as we read the bill now, I am having some concerns about the bill even as it passed the House. I am wondering whether there is somebody in the House who is competent to discuss the bill and could address its provisions. I would like to interrogate such an individual if he exists.

The SPEAKER. The gentleman, Mr. Dent, indicates he will stand for interrogation. You may begin. You may begin, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, as I understand the bill, it would allow a municipality to convey, in case there was a situation whereby an owner failed to pay taxes on the property — and this in fact could, of course, include homeowners — that this would give the municipalities the power to sell the liens on the property to an individual, and that the price, the consideration for the lien amount, could be as little as one-half of the value of the lien. There is no protection in the bill as to whom the municipality may select. The municipality apparently, from my reading of the bill, can choose any person to sell the lien at as much as one-half of the value of the lien. Then it is my understanding that the person who receives the lien could then get a judgment and force a sale of the property for the entire amount.

Generally, when we are dealing with sales of real estate for tax obligations, there is a treasurer's sale where every party has the opportunity, who cares to, to bid on the property, and it is basically an auction, and therefore, the municipality cannot preclude who may want to bid on the sale. In this case, it looks like a very friendly arrangement can occur whereby the municipality could convey to a private party a lien at half its value, and then the person who receives the lien can get a judgment and execute against the errant taxpayer for the full amount and cause in the process the sale of the property.

POINT OF ORDER

Mr. DENT. Mr. Speaker, point of order.

The SPEAKER. Mr. Dent, state your point of order.

Mr. DENT. I am standing for interrogation, but the questions raised by the gentleman, Mr. Itkin, were discussed and debated on this House floor in June of 1997. I think we are dealing with amendments inserted by the Senate, and the Senate amendments did not affect that language in any way.

The SPEAKER. The matter before the House is simply the matter of concurrence in Senate amendments to House amendments. Anything beyond that would not be proper debate.

PARLIAMENTARY INQUIRY

Mr. ITKIN. Mr. Speaker, a point of order here.

If in the judgment of the House the House, when it first considered a bill, suffered from an error of judgment and the bill is returned to the House because of other considerations by the Senate, does the House have the power to reflect on what it did earlier and reconsider its action?

The SPEAKER. Mr. Itkin, it would seem to me that — the House will come to order — it would seem to me that what the gentleman should do under those circumstances would be move to suspend the rules of the House and thereafter, if successful, move a prior printer's number to get the bill back into the condition it was in when it passed the House, in a position or in a condition that you believe it should not have passed, and reconsider it again, and you would be able to reconsider it as we considered it at that time if you went back to that prior printer's number, but you cannot do it right now under a question of concurrence.

Mr. ITKIN. Well, Mr. Speaker, there are several ways of handling this. Obviously, if the bill is recommitted to the Rules Committee, then, of course, the process can start from an amendment offered in the Rules Committee, or it could be, as you

say, a floor amendment, which would require the suspension of the rules, or if the body so desired, it could vote "no" on concurrence and would in fact cover the infirmities in the bill. I will at this time—

The SPEAKER. Will the gentleman yield.

Will the conferences on the floor please cease. This is the last bill of the day. Now, let us show the gentleman the respect to which he is rightfully entitled.

Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I would question whether, in this case, a corrective amendment can provide the change necessary to put this bill, you know, in the—

The SPEAKER. Mr. Itkin, is this part of a parliamentary inquiry or are you debating now?

Mr. ITKIN. Mr. Speaker, I am finished with the parliamentary inquiry. Thank you.

I would now ask to have the floor.

The SPEAKER. You have the floor on the question of concurrence in the Senate amendments to the House amendments that were inserted by the House when the bill was last before us, on that question.

MOTION TO RECOMMIT

Mr. ITKIN. Mr. Speaker, at this time I will make a motion to recommit SB 538 to the Rules Committee so that the Rules Committee can, in its wisdom, review the bill with the concerns that I have made and see if we can come up with an appropriate change that will satisfy the problems that exist with the legislation. So, Mr. Speaker, I move for recommitment.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Itkin, moves that SB 538 be recommitted to the Committee on Rules.

On the question,

Will the House agree to the motion?

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

Mr. SNYDER. Mr. Speaker, the amount of amendments that were made by the Senate are rather limited, and I believe that most of us have had an opportunity or can take a few moments to review those changes. I do not feel that there is a need to recommit this bill at this time.

I ask for a "no" vote.

The SPEAKER. Mr. Dent?

Mr. DENT. Yes, Mr. Speaker, on the motion of recommitment.

The SPEAKER. The debate is limited now to the question of recommitment—

Mr. DENT. Yes, Mr. Speaker.

The SPEAKER. —not the merits of the bill.

Mr. DENT. Yes, Mr. Speaker.

The SPEAKER. The gentleman is recognized.

Mr. DENT. I oppose the motion on recommitment because this bill has been twice debated by the Senate, once debated by the House. We had a very thorough discussion of these issues in both the Senate and the House, and again, the amendments that were inserted were very technical and very minor in nature. The

substance of this legislation has not changed dramatically from when it first left this House.

I would object to the motion and ask the members to advance this bill that would do a great deal to help prevent blight in many of our urban areas. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Itkin, I give you the same warning that I gave Mr. Dent. I would ask you to respect it.

Mr. ITKIN. Mr. Speaker, it seems to me that we should not hide behind parliamentary considerations in excess. This House has the power to correct itself. If this proposition will create bad law, we should not say we had the time to do it in some other place, in some other location. What we should do is grab the issue while we have control of it and rectify it.

I do not believe the people of Pennsylvania would appreciate us saying, well, according to our process, our legislative process, it would have been inappropriate for us to create good law, and so, reluctantly, we have this. We are now resigned to passing a bill that is bad for the people of Pennsylvania, and that is the issue. The issue is, do we want to hide behind some parliamentary jargon or do we really want to deal with and create good law for the people of Pennsylvania? Allowing, allowing municipalities to pick and choose who they want to give—

The SPEAKER. Mr. Itkin, you are into the merits.

Mr. ITKIN. Okay. I apologize, Mr. Speaker.

I know this is the people's chamber. I know this is a chamber where the people's representatives are being muzzled, are being unable to fully exploit and to talk about what is important, and so be it, Mr. Speaker. If you believe that it is the purpose of this House to limit debate, to limit free and proper discussion—

The SPEAKER. Mr. Itkin, Mr. Itkin, they are improper remarks. I believe in abiding by our rules, and you know those rules as well as I do.

Mr. ITKIN. Mr. Speaker, if the rules inhibit and stifle—

The SPEAKER. Then change them.

Mr. ITKIN. —then we should change them. I will be willing to work with you to that end.

The SPEAKER. I am satisfied with them.

Mr. ITKIN. Well, I am pointing out the problems we have with it in this particular instance, Mr. Speaker. I do not want to get into a dispute with you over this issue, but I do believe that it was my responsibility to bring this subject to the attention of the full House in the hopes that they would see the error of our ways and correct it before it becomes the law of Pennsylvania.

Mr. Speaker, therefore, I support recommitment. Thank you.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—95

Battisto	Donatucci	Lucyk	Santoni
Bebko-Jones	Eachus	Manderino	Scrimanti
Belardi	Evans	Markosek	Shaner
Belfanti	Fairchild	McCall	Staback
Bishop	George	McGeehan	Steelman
Blaum	Gigliotti	Melio	Stetler
Boscola	Gordner	Michlovic	Sturla

Butkovitz	Gruitza	Mundy	Surra
Caltagirone	Haluska	Myers	Tangretti
Cappabianca	Hanna	Olasz	Thomas
Carn	Horsely	Oliver	Tigue
Casorio	Itkin	Pesci	Travaglio
Cawley	James	Petrarca	Trello
Cohen, M.	Jarolin	Petrone	Trich
Colafratta	Josephs	Pistella	Van Horne
Colaizzo	Kaiser	Preston	Veon
Corpora	Keller	Ramos	Vitali
Cowell	Kirkland	Readshaw	Walko
Coy	LaGrotta	Rieger	Washington
Curry	Laughlin	Roberts	Williams, A. H.
Daley	Lederer	Robinson	Williams, C.
DeLuca	Lescovitz	Roebuck	Yewcic
Dermody	Levdansky	Rooney	Youngblood
DeWeese	Lloyd	Sainato	

NAYS—100

Adolph	Egolf	Major	Semmel
Allen	Fargo	Marsico	Serafini
Argall	Feese	Masland	Seyfert
Armstrong	Fichter	McGill	Smith, B.
Baker	Fleagle	McIlhattan	Smith, S. H.
Bard	Flick	McNaughton	Snyder, D. W.
Barley	Gannon	Micozzie	Stairs
Barrar	Geist	Miller	Steil
Benninghoff	Gladeck	Nailor	Stern
Birmelin	Godshall	Nickol	Stevenson
Boyes	Gruppo	O'Brien	Strittmatter
Brown	Habay	Orie	Taylor, E. Z.
Browne	Harhart	Perzel	Taylor, J.
Buxton	Hasay	Pippy	True
Carone	Hennessey	Platts	Tulli
Chadwick	Herman	Raymond	Vance
Civera	Hess	Reber	Waugh
Clark	Hutchinson	Reinard	Wilt
Clymer	Jadiowicz	Rohrer	Wogan
Cohen, L. I.	Kenney	Ross	Wright, M. N.
Cornell	Krebs	Rublely	Zimmerman
Dally	Lawless	Sather	Zug
Dempsey	Leh	Saylor	
Dent	Lynch	Schroder	Ryan,
DiGirolamo	Maher	Schuler	Speaker
Druce	Maitland		

NOT VOTING—3

Hershey	Mayernik	Wojnaroski
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EXCUSED—3

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

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

Mr. DENT. Mr. Speaker, I rise in support of this legislation. As I said earlier, this bill did pass the Senate twice, I believe unanimously in both cases. It passed this House last June by a substantial margin.

The changes inserted by the Senate occur on page 5, lines 8 through 12. They deleted a few words and replaced most of that same language on page 6, which they inserted, so it is a very technical amendment. They also added a few other terms to the term "purchaser," moved the word "trust" from line 2 to line 6.

I would respectfully ask that the full chamber adopt the amendments that were inserted by the Senate. This legislation will go a long way to combat urban blight in many of our areas. And again, this issue was debated responsibly, it is good law, and it was fully and publicly debated.

I would again respectfully urge the members to concur in the Senate amendments. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Gordner:

Mr. GORDNER. Thank you, Mr. Speaker.

Just very briefly. I have heard from my Columbia County Tax Claim Bureau manager several times in regard to this bill over the past year or so. He has indicated that he is adamantly opposed to it, as are most of the Tax Claim Bureau executive directors. He has pointed out several problems with the bill in regard to enforcement. He talks about the lack of definition in regard to "political subdivision," because most of the taxes when they get turned in are both from the county and the school and the municipality, and it just words "political subdivision" in this.

He indicates the timing problems in regard to this, and so I would ask you—

Mr. DENT. Mr. Speaker, point of order.

Mr. GORDNER. —to vote "no" on concurrence in this bill.

POINT OF ORDER

Mr. DENT. Mr. Speaker, point of order.

The SPEAKER. The gentleman, Mr. Dent.

Mr. DENT. The comments made by the gentleman were fully debated last summer. The amendments did not affect that particular section of the legislation, and I would again respectfully ask the members to confine their remarks to the amendments inserted by the Senate. The Senate did not touch that language.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

YEAS—138

Adolph	Eachus	Markosek	Semmel
Allen	Egolf	Marsico	Shaner
Argall	Fargo	Masland	Smith, B.
Armstrong	Feese	Mayernik	Smith, S. H.
Bard	Fichter	McCall	Snyder, D. W.
Barley	Fleagle	McGeehan	Staback
Barrar	Flick	McIlhattan	Stairs
Battisto	Gannon	McNaughton	Steil
Belardi	Geist	Michlovic	Stevenson
Belfanti	George	Micozzie	Strittmatter
Benninghoff	Gigliotti	Miller	Sturla
Birmelin	Gladeck	Nailor	Surra
Boscola	Gruppo	O'Brien	Taylor, E. Z.
Browne	Habay	Olasz	Taylor, J.
Butkovitz	Harhart	Oliver	Travaglio

Buxton	Hennessey	Orie	Trello
Caltagirone	Herman	Perzel	Trich
Carn	Hershey	Petrone	True
Carone	Horshey	Pippy	Tulli
Civera	James	Pistella	Van Home
Clymer	Jarolin	Ramos	Veon
Cohen, L. I.	Kaiser	Raymond	Walko
Colafrella	Keller	Readshaw	Washington
Colaizzo	Kenney	Reber	Waugh
Cornell	Kirkland	Reinard	Williams, A. H.
Corpora	Krebs	Rieger	Wilt
Coy	LaGrotta	Roebuck	Wogan
Daley	Laughlin	Rooney	Wojnaroski
Dally	Lawless	Ross	Wright, M. N.
DeLuca	Lederer	Rubley	Youngblood
Dempsey	Lescovitz	Sainato	Zimmerman
Dent	Lucyk	Santoni	Zug
DiGirolamo	Lynch	Saylor	
Donatucci	Maher	Schroder	Ryan,
Druce	Major	Schuler	Speaker

NAYS-59

Baker	DeWeese	Levdansky	Sather
Bebko-Jones	Evans	Lloyd	Scrimenti
Bishop	Fairchild	Maitland	Serafini
Blaum	Godshall	Manderino	Seyfert
Boyes	Gordner	Melio	Steelman
Brown	Gruitza	Mundy	Stern
Cappabianca	Haluska	Myers	Stetler
Casorio	Hanna	Nickol	Tangretti
Cawley	Hasay	Pesci	Thomas
Chadwick	Hess	Petrarca	Tigue
Clark	Hutchinson	Platts	Vance
Cohen, M.	Itkin	Preston	Vitali
Cowell	Jadlowiec	Roberts	Williams, C.
Curry	Josephs	Robinson	Yewcic
Dermody	Leh	Rohrer	

NOT VOTING-1

McGill

EXCUSED-3

Bunt Corrigan Phillips

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

Ordered, That the clerk inform the Senate accordingly.

VOTE CORRECTION

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

Mr. PISTELLA. Thank you, Mr. Speaker.

I rise for the purpose of correcting the record.

Mr. Speaker, yesterday, Tuesday, the 20th of January 1998, I was not recorded on the vote for amendment A—

The SPEAKER. Will the gentleman yield for a moment.

Will the members please stay in the hall of the House for the purpose of hearing several announcements.

Mr. Pistella.

Mr. PISTELLA. Thank you, Mr. Speaker.

I was not recorded on the vote for amendment A5229 as offered by Representative Josephs to SB 640. I would wish to be recorded in the affirmative, please.

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

SUNSHINE NOTICE

The SPEAKER. The clerk will read the sunshine notice for a token session tomorrow.

The following communication was read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

NOTICE
SESSION TIME
HOUSE OF REPRESENTATIVES

Notice is hereby given, in accordance with the Act of July 3, 1986, P.L. 388, Number 84, that the House of Representatives will convene in open session in the Hall of the House on the following date and time:

Thursday, January 22, 11:00 a.m.

Ted Mazia
Chief Clerk

January 21, 1998

STATE GOVERNMENT
COMMITTEE MEETING

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, there will be an immediate meeting of the State Government Committee in the rear of the hall.

The SPEAKER. The Chair thanks the gentleman.

JUDICIARY COMMITTEE MEETINGS

The SPEAKER. Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, two announcements: There will be an informational meeting of the Judiciary Committee at 9 a.m. tomorrow in room 49 of the East Wing.

A second announcement is that there will be an immediate meeting of the Judiciary Committee in the hall of the House, at the rear of the hall of the House. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY MR. COHEN

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, on behalf of the Policy Committee chairman, Mr. Veon, I would like to invite everybody to the Policy Committee meeting that will be held immediately upon the recess. All Democrats are invited.

The SPEAKER. The Chair thanks the gentleman.

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

HB 1992, PN 2581

By Rep. GANNON

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for release of information in confidential reports relating to child abuse.

JUDICIARY.

SB 543, PN 1579 (Amended)

By Rep. GANNON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for arson and related offenses; and providing for the crime of municipal housing code avoidance.

JUDICIARY.

SB 959, PN 1055

By Rep. GANNON

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for collection of court costs, restitution and fines by private collection agency.

JUDICIARY.

**RESOLUTION REPORTED
FROM COMMITTEE**

SR 94, PN 1540

By Rep. GANNON

A Concurrent Resolution urging the Supreme Court to establish training programs relating to domestic violence.

JUDICIARY.

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 13, PN 2583

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for clarification of the status of members of the Pennsylvania Fish and Boat Commission, its Boating Advisory Board and deputy waterways patrolmen; providing for a volunteer program; and further providing for classification of offenses and penalties and for Class A regulated fishing lakes.

HB 441, PN 2579

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for absence without leave.

HB 1065, PN 2687

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.

HB 1345, PN 2662

An Act establishing the Agricultural Law Resource and Reference Center and its board of directors; and providing for their purpose, duties, powers and responsibilities.

HB 1763, PN 2226

An Act repealing certain parts of acts as being supplemented or superseded by other acts or otherwise obsolete.

SB 425, PN 1523

An Act amending Title 5 (Athletics and Sports) of the Pennsylvania Consolidated Statutes, providing for the registration of athletic agents; and imposing a penalty.

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

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

HB 1278, PN 2785 (Amended)

By Rep. GANNON

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for municipal police education and training definitions, training and penalties, certification and reimbursement.

JUDICIARY.

ADJOURNMENT

The SPEAKER. Do the Republican or Democrat floor leaders have any further business? Any further announcements? Corrections of the record?

Hearing none, the Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Mr. Speaker, I move that this House do now adjourn until Thursday, January 22, 1998, 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 1:37 p.m., e.s.t., the House adjourned.