

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, APRIL 28, 1998

SESSION OF 1998

182D OF THE GENERAL ASSEMBLY

No. 30

### HOUSE OF REPRESENTATIVES

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

**THE SPEAKER PRO TEMPORE  
(J. SCOT CHADWICK) PRESIDING**

#### PRAYER

REV. DANIEL N. VAN VLEET, Chaplain of the House of Representatives and pastor of Richland Church of the Brethren, Richland, Pennsylvania, offered the following prayer:

Let us pray together:

Heavenly Father, in Your Word You say that without a vision the people will perish. I ask, Lord, that You will sustain a vision for these Representatives today as they enact legislation. Amongst the details and the many opinions, I pray, Lord, that there would be wisdom to enact legislation that would bring justice and fairness and equal opportunity.

I thank You for each one here today. I ask that You would bless them, that You would give them strength, and that You would give them wisdom.

We ask this in the name of the Lord. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, April 27, 1998, will be postponed until printed. The Chair hears no objection.

The Chair understands that both the Republicans and the Democrats are still in caucus. We are going to go ahead and proceed with some housekeeping matters at this time while the caucuses go forward.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2548** By Representatives TRICH, FAIRCHILD, DeWEESE, PRESTON, TANGRETTI, BROWNE, JAMES, JAROLIN, BELFANTI, CURRY, PESCI, LESCOVITZ, MAHER,

OLASZ, TIGUE, HUTCHINSON, READSHAW, M. COHEN, MARKOSEK, PHILLIPS, DeLUCA, TRELLO, EVANS, BEBKO-JONES, FICHTER, ROBINSON, MANDERINO, WOGAN, DALEY, E. Z. TAYLOR, MELIO, COLAIZZO, KIRKLAND, LEDERER, LAUGHLIN, STABACK, SHANER, HARHAI, RAMOS, OLIVER, McGEEHAN, McCALL and STEELMAN

An Act requiring certain facilities that provide treatment to mentally ill persons to periodically report to the Department of Public Welfare the residency of such persons.

Referred to Committee on HEALTH AND HUMAN SERVICES, April 28, 1998.

**No. 2549** By Representatives ITKIN, GEORGE, LAUGHLIN, TRAVAGLIO, PETRARCA, MYERS, BOSCOLA, DERMODY, BELARDI, JOSEPHS, YOUNGBLOOD, CASORIO, LUCYK, HARHAI, JAROLIN, McCALL, DALEY and HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the tax on liquid fuels and other fuels and for registration and other fees; and making a repeal.

Referred to Committee on TRANSPORTATION, April 28, 1998.

**No. 2550** By Representatives ROBERTS, PESCI, READSHAW, TRELLO, BELFANTI, DALEY, LAUGHLIN, McCALL, HORSEY, JAROLIN, YOUNGBLOOD, CARN, RAMOS, JAMES, STEELMAN and BEBKO-JONES

An Act creating a system of tax-exempt communities to encourage economic development in distressed areas; providing for powers and duties of the Department of Community and Economic Development; and making an appropriation.

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, April 28, 1998.

**No. 2551** By Representatives MARKOSEK, SAINATO, VAN HORNE, READSHAW, TRELLO, GEORGE, GIGLIOTTI, DERMODY and DeLUCA

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, increasing available prizes.

Referred to Committee on FINANCE, April 28, 1998.

**No. 2552** By Representatives MAYERNIK, READSHAW, KAISER, DeLUCA, JAMES, HERSHEY, HALUSKA, KIRKLAND, LAUGHLIN, RAMOS, HENNESSEY, HARHAI, HORSEY and STEELMAN

An Act amending Title 42, (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for forfeiture of certain firearms.

Referred to Committee on JUDICIARY, April 28, 1998.

**No. 2553** By Representatives MAYERNIK, READSHAW, KAISER, KELLER, OLASZ, GIGLIOTTI, SANTONI, COWELL, MILLER, KIRKLAND, TIGUE, BOSCOLA, SAYLOR, PISTELLA, HORSEY, YOUNGBLOOD, HENNESSEY, RAMOS, SEYFERT and ITKIN

An Act amending the act of November 26, 1978 (P.L.1212, No.286), referred to as the Inspection of Employment Records Law, further defining "employee."

Referred to Committee on LABOR RELATIONS, April 28, 1998.

### HOUSE RESOLUTION INTRODUCED AND REFERRED

**No. 450** By Representatives LEVDANSKY, FAIRCHILD, OLIVER, VANCE, BENNINGHOFF, FLEAGLE, HUTCHINSON, BROWNE, MARKOSEK, EACHUS and TRICH

A Resolution calling for the Legislative Budget and Finance Committee to update that portion of a February 1989 Legislative Budget and Finance Committee Report On Salary Levels and Their Impact on Quality of Care for Client Contact Workers in Community-Based MH/MR and Child Day Care Programs pertaining to workers in mental retardation community living arrangements.

Referred to Committee on RULES, April 28, 1998.

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair would like to take this opportunity to welcome some guests that we have here with us today.

We have some folks from the Mount Carmel School, who are here today as guests of Representative Jim Shaner, and they are located in the balcony. Would they please rise. Welcome to the hall of the House.

We have some guest pages serving us today. The Chair would like to welcome the following sixth grade students from Chester County, who are here today as guests of Representative Chris Ross. We have Justin Brothers, Kevin Timmins, Elspeth Kursh, and Kristin Zurl. Also, their parents are in the rear of the House: Mrs. Corrine Brothers, Mrs. Carmen Timmins, Mr. Stephen Zurl, and Ms. Beth Harpham. Would they all please rise. Welcome to the hall of the House.

We have another guest page serving with us today. James Walton is here, accompanied by his father, Frank Walton. Mr. Walton is seated to the left of the Speaker. James is a 14-year-old, and he attends the Lenape Middle School. Would he

and his father both please rise. They are here as guests of Representative Chuck McIlhinney. Welcome to the hall of the House.

### BILL REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that HB 563 be removed from the table and placed on the active calendar.

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

### BILL RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that HB 563 be recommitted to the Committee on Appropriations.

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

### BILL REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that SB 489 be taken off the table and placed on the active calendar.

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

### BILL ON SECOND CONSIDERATION

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

**SB 489, PN 1944.**

### BILL RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that SB 489 be recommitted to the Committee on Appropriations.

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

**GUESTS INTRODUCED**

The SPEAKER pro tempore. The Chair would like to take this opportunity to welcome another guest page serving us today. The Chair welcomes Marisa DeSanto from Rutherford Elementary School, who is here as a guest of Representative William DeWeese. Would she please rise. Welcome to the hall of the House.

We have some other guests with us today that the Chair would like to welcome. Today is Cheerleader Day, and the Derry Area midget football cheerleaders are in Harrisburg in recognition of their winning the State competition at their level. They are here today as guests of Representative Joseph Petrarca. Would they please rise. Welcome to the hall of the House.

**SENATE MESSAGE**

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

The clerk of the Senate, being introduced, returned **HB 1520, PN 3470**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**SENATE MESSAGE**

HOUSE 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 the Senate amendments to **HB 1347, PN 3307**.

**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 1316, PN 1891; SB 1319, PN 1892; SB 1320, PN 1893; SB 1321, PN 1894; SB 1339, PN 1895; SB 1340, PN 1896; SB 1341, PN 1897; SB 1342, PN 1898; SB 1343, PN 1899; SB 1344, PN 1900; SB 1345, PN 1901; and SB 1346, PN 1902**.

**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  
April 27, 1998

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, May 4, 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, May 4, 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.

**GUEST INTRODUCED**

The SPEAKER pro tempore. The Chair would like to welcome Amie Downs from the Allegheny County League of Municipalities, who is here as a guest of the Allegheny County delegation, and she is located to the left of the Speaker. Amie, would you please rise. Welcome to the hall of the House.

**FILMING PERMISSION**

The SPEAKER pro tempore. The Chair would like to notify the members that it has given permission to Stuart Leask, a photographer, to take still photos on the floor of the House.

**ADDITIONS AND DELETIONS OF SPONSORS**

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

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

**GUEST INTRODUCED**

The SPEAKER pro tempore. The Chair jumped the gun a few minutes ago in welcoming a guest who was not yet on the floor of the House. The Chair understands that that guest is now with us, and so the Chair would like to take this opportunity to again welcome Amie Downs from the Allegheny County League of Municipalities, who is here today as a guest of the Allegheny County delegation, and she is seated to the left of the Speaker. Would she please rise. Welcome to the hall of the House.

**LEAVES OF ABSENCE**

The SPEAKER pro tempore. The Chair turns to leaves of absence and recognizes the gentleman, Mr. Snyder, who requests a leave of absence for today's session for the gentleman from Northumberland County, Mr. PHILLIPS. Without objection, the

leave will be granted. The Chair hears no objection, and the leave is granted.

The Chair recognizes the gentleman, Mr. Itkin, who requests a leave for today's session for the lady from Erie County, Ms. BEBKO-JONES, and the gentleman from Philadelphia County, Mr. HORSEY. Without objection, those leaves will be granted. The Chair hears no objection.

**MASTER ROLL CALL**

The SPEAKER pro tempore. The Chair is about to take the master roll. Members will proceed to vote.

The following roll call was recorded:

**PRESENT—198**

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

**ADDITIONS—0**

**NOT VOTING—0**

**EXCUSED—5**

Allen                      Dally                      Horsey                      Phillips  
Bebko-Jones

**CALENDAR**

**BILLS ON SECOND CONSIDERATION**

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

**HB 2459, PN 3272; and HB 2541, PN 3454.**

**PENN STATE UNIVERSITY  
FENCING TEAM PRESENTED**

The SPEAKER pro tempore. The Chair would like to invite Representative Herman to come to the podium for the purpose of presenting a citation.

The House will come to order. Members will please take their seats. Conversations in the aisles will please break up. Would the Sergeants at Arms please assist the Chair in clearing the aisles.

Members will please take their seats. If your conversations are important, please take them outside the hall of the House. We have some very special guests that the Chair would like to welcome. Members will please take their seats.

The Chair recognizes Representative Herman.

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

And for all you Penn State fans and Nittany Lion alums, I would like you to listen up for a little bit. Many of you have been asking me about the annual Blue-White Game at Penn State that was played Saturday, looking forward to the gridiron coming up this fall.

Well, Penn State has more than just football at the university; they have a lot of champions, and we are here today to honor three championship teams from Penn State. I have asked Representative Kerry Benninghoff to join me on the dais today to honor them in this regard.

Two of these teams are from the Penn State fencing team and also the Penn State ice hockey team. The women's Lady Lions basketball team was not able to make it today, but certainly they should be honored today and be recognized as part of the official record as having won the Women's National Invitational Tournament, and we are very proud of their accomplishments and look forward to their upcoming year.

But behind me, along with Representative Kerry Benninghoff, is the Penn State University fencing team, who have won an unprecedented fourth straight national title in fencing. Individual honors were achieved by several team members, including freshman Charlotte Walker, who earned the Nittany Lions first individual national championship by defeating the 1996 national champion in the women's epee final; junior epee fencer and team captain all-American Tom Peng, who was named the tournament's outstanding male fencer; and all-American Alexandra Korfanty, who was named the outstanding female fencer.

Last week you voted on a resolution passed by the House of Representatives unanimously honoring Penn State's all-American and championship national fencing team at University Park, Pennsylvania, and with me, along with Representative Benninghoff, are Claire Jackson, the team captain; Carla Esteva, all-American; Tom Peng, also team captain and all-American; Brendan Baby, all-American; Aaron Stuewe, all-American; Drin Liang, the assistant coach; and under the auspices of head coach Emmanuil Kaidanov. I would like you to give a great round of applause to the Penn State Nittany Lions championship fencing team.

The SPEAKER pro tempore. The Chair recognizes Representative Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I also rise to show our support and give great thanks to these tremendous athletes, both the ladies' and men's fencing teams. For those of you who may not have had the luxury to see this sport, it is more than just great sport and great sportsmen, but it is really truly an art, in my opinion, and I have always been impressed by that.

We welcome them here to the House floor. For some of them, this is their very first time here and an opportunity for us to let them share in what we do and an opportunity for us to share in what they do.

We congratulate Penn State and this tremendous fencing team, both the ladies' and men's. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Representative Herman.

Mr. HERMAN. Mr. Speaker, Representative Godshall had asked if the fencing team could give a demonstration, and we have arranged for that. If anyone is interested, at 12:30 outside near the fountain, the Penn State fencing team will be giving a demonstration for all who are interested.

And finally, I have a citation from the House of Representatives to present to coach Emmanuil Kaidanov and the Penn State fencing national champions, wish them good luck next year, and hopefully they will make it five straight.

### PENN STATE UNIVERSITY ICE HOCKEY TEAM PRESENTED

The SPEAKER pro tempore. The Chair understands that Representative Herman has another group of guests, and so the Chair recognizes Representative Herman.

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

And likewise, along with the Penn State Lady Lions basketball team and Penn State fencing team, the Penn State Nittany Lion Icers hockey team also won the 1998 American Collegiate Hockey Association Division I National Tournament on March 7 by defeating the three-time defending champion Ohio University. They were also champion of the Chicago College Classic Hockey Tournament and successfully defended their own Nittany Lion invitational crown.

Mike Pietrangelo led all tournament scorers, and the win marks the Icers' third national championship in this regard. They are led under the auspices of coach Joe Battista, and we congratulate the Penn State Nittany Lion Icers and coach Joe Battista on winning the 1998 American Collegiate Hockey Association Division I National Tournament.

With me on the dais, along with Representative Benninghoff, are Coach Battista; assistant coach Scott Balboni; Tom Westfall, the team's captain; Chris Riley; and Alon Eizenman. So I would appreciate if you give a nice round of applause to these young men who have won the national championship in ice hockey.

The SPEAKER pro tempore. Representative Benninghoff.

Mr. BENNINGHOFF. Again I would like to join my colleague and congratulate Penn State for their third consecutive win. We are very, very proud of them. And for those of you who come into our office and you see this, this is not a paperweight; we do not want to see it disappear, but we are very proud to have the 1998 national championship hockey puck.

We have talked to some of the members who will be graduating this year, and maybe we can convince them to play on the Statesmen hockey team here in Harrisburg.

Again, we would like to congratulate them as well as coach Joe Battista, who has been a friend of mine for several years. He coached my son when he was younger and just learning hockey, and I have always been very impressed with the program. They take young people and bring them along, teach them more than just hockey, but sportsmanship and how to treat other people, and that is what really life is all about. So we are very proud of the accomplishments they have done.

Thank you again, Mr. Speaker.

Mr. HERMAN. And likewise, Mr. Speaker, I have a citation from the House of Representatives recognizing the Penn State University ice hockey team in capturing the 1998 American Collegiate Hockey Association Division I National Tournament in Ames, Iowa, on March 7. I would like to present that at this time to coach Joe Battista.

Thank you, Mr. Speaker.

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair would like to welcome some guests who are here with us today. A group of folks from A Special Touch International are seated in the House gallery, and they are here as guests of Representative Teresa Forcier. Would they please rise. Welcome to the hall of the House.

We have two guest pages serving with us today. Cara Bicking and Erin Zimmerman are serving as guest pages, and they are here as guests of Representative Allan Egolf. Would they please rise. Welcome to the hall of the House.

### BISHOP CARROLL HIGH SCHOOL CHEERLEADERS PRESENTED

The SPEAKER pro tempore. The Chair invites the gentleman, Mr. Yewcic, to come to the podium and bring his guests along for the purpose of presenting a citation.

The gentleman is recognized.

Mr. YEWIC. Thank you, Mr. Speaker.

This past year the Bishop Carroll Huskies boys basketball team lost in the western finals for the State championships. The Bishop Carroll girls Huskies basketball team lost in the girls championship game at Hershey a few weeks ago. The Bishop Carroll Huskies cheerleading squad brought home the State championship, and I would like to welcome them to the hall of the House this morning.

Behind me are Sheila Smithmyer and Melissa Philips, captains, and seated in the rear of the House is the rest of the cheerleading squad from the Bishop Carroll Husky cheerleading squad. Do you want to stand up, say hello ?

So it is certainly my pleasure to recognize them this morning and offer a citation on winning the Pennsylvania State Class A cheerleading championship title. So congratulations, and thank you.

**GUESTS INTRODUCED**

The SPEAKER pro tempore. We have some very special guests here with us today. Joe and Linda Moskal have with them three foreign exchange students: Lauren Vandernoll from the Netherlands; Nicole Fitzgerald from England; and Sabira Halikova from Turkmenistan, a province in the former Soviet Union. They are here today as guests of Representative Paul Clymer and all the members of the Bucks County delegation, and they are seated to the left of the Speaker. Would they please rise. Welcome to the hall of the House.

**CHRISTIAN LUCIANO PRESENTED**

The SPEAKER pro tempore. The Chair would like to invite Representative Julie Harhart to come to the podium for the purpose of presenting a citation.

The lady is recognized.

Mrs. HARHART. Thank you, Mr. Speaker.

Today I would like to recognize an individual from my district who has brought great distinction to himself, his community, school district, and State. Christian Luciano, a senior wrestler, recently became the Division AAA State wrestling champion in the 171-pound weight class.

Christian also won the annual Wade Schalles Pennsylvania Pinner Award for accumulating the most pins in a season and broke his school record for wins, surpassing the old record of 128. Christian also broke the record in the Lehigh Valley District 11 with 143 wins, surpassing the old record of 141.

It took years of hard work and dedication for Christian to reach this level of excellence. He struggled, sacrificed, and did not give up when he could have, and the end result is that he achieved his goal and became a State champion wrestler. That, in my opinion, is well deserving of our recognition.

Therefore, on behalf of the House of Representatives and the people of Pennsylvania, congratulations, Christian, for winning the championship and all your outstanding accomplishments. You are an inspiration to all of us.

**GUESTS INTRODUCED**

The SPEAKER pro tempore. Representative Paul Clymer has some additional guests here with him today. The Chair would like to take this opportunity to welcome Richard Harris and senior high students of his United States government class from the Upper Bucks Christian School in Bucks County. They are seated in the balcony. Would they please rise. Welcome to the hall of the House.

Representative Jerry Nailor has two guests with him today who are serving as guest pages. They are from Mechanicsburg High

School. They are Monique Stauffer and Rebekah Calhoun. They are probably in the well of the House. Would they please rise. Welcome to the hall of the House.

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

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 48, PN 3424**, entitled:

An Act amending the act of June 29, 1996 (P.L.434, No.67), known as the Job Enhancement Act, providing for job creation tax credits and interest rates; and further providing for reports and publication of guidelines.

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

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

The question is, shall the bill pass finally ?  
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

**YEAS-197**

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

DeLuca	Lawless	Rohrer	Wright, M. N.
Dempsey	Lederer	Rooney	Yewcic
Dent	Leh	Ross	Youngblood
Dermody	Lescovitz	Rubley	Zimmerman
DeWeese	Levdansky	Sainato	Zug
DiGirolamo	Lloyd	Santoni	
Donatucci	Lucyk	Sather	Ryan,
Druce	Lynch	Saylor	Speaker
Eachus	Maher	Schroder	

NAYS-0

NOT VOTING-1

Pistella

EXCUSED-5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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

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

\* \* \*

BILLS PASSED OVER

The SPEAKER. The balance of the bills on page 2 are over. Page 3 of today's calendar. All the bills on page 3 are over. Page 4 of today's calendar. SB 888 is over.

\* \* \*

The House proceeded to third consideration of **HB 591, PN 2587**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for the procedure for joint municipal curative amendments.

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

Mr. **GEORGE** offered the following amendment No. **A0036**:

Amend Title, page 1, line 20, by inserting after "acts,"  
providing for regulation of sewage sludge; and

Amend Bill, page 1, lines 24 through 27, by striking out all of said lines and inserting

Section 1. The act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, reenacted and amended December 21, 1988 (P.L.1329, No.170), is amended by adding a section to read:

Section 106.1. Regulation of Sewage Sludge. Notwithstanding any other provision of law to the contrary, the governing body of every

municipality may regulate the use and disposal of sewage sludge and may require testing for sewage sludge on land.

Section 2. Section 812-A of the act is amended to read:

Amend Sec. 2, page 2, line 25, by striking out "2" and inserting  
3

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

The SPEAKER. On the question of the adoption of the George amendment, the Chair recognizes the gentleman, Mr. George. The gentleman will yield.

The gentleman, Mr. George, has been recognized on his amendment. Members will please take their seats; members will please take their seats.

Mr. George.  
Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is what many municipalities have been asking for. We drew the amendment because of a letter we had sent to the Department of Environmental Protection, and their argument was that they did not have enough staff to get this done in regard to regulating sewage sludge. This has nothing to do with eliminating it, from preventing it. All it does is give the municipalities the ability to regulate it within the confines of their municipality.

They should have this right. We are asking you to concur with this amendment, if you will.

The SPEAKER. On the question, the gentleman, Mr. Saylor.  
Mr. SAYLOR. Mr. Speaker, I would rise to oppose this amendment.

First of all, as we across the Commonwealth continue to talk about planning, we talk about county planning. We talk about tying our communities together and working cooperatively. If we start breaking down how we deal with the problem of sludge by municipality, we will never resolve that issue.

If this issue is to be looked at, it should be looked at on a countywide basis and dealt with from that point of view. What the Representative's amendment does is, again, goes back and does not allow for governmental cooperation, in my opinion, and again, it defocuses what we can do by working together.

I ask for a "no" vote on Representative George's amendment.

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Steil.

Mr. STEIL. Thank you, Mr. Speaker.

I am also asking for a "no" vote on this amendment. There are a number of very good reasons why we should vote "no." The first reason is, contrary to the indication that has previously been given, I know of no municipal association that is asking for this authority, not one, and I do not think any member has any letters from any of our township associations asking for this authority.

As a matter of fact, giving them this authority gives them a liability which municipalities do not want. If we give them the right to regulate the deposition of biosolids or sewage sludge, we are giving them a liability even if they choose not to regulate such activities, because if they do not regulate and there is an incident, they will be held accountable. That is the reason why most municipalities do not want this authority, and their professional associations have specifically not supported this legislation.

Next, we should determine that this is already a regulated activity. The Department of Environmental Protection already has the responsibility to regulate. Placing another level of bureaucracy on top of the existing regulations is not going to change the problem if there is a problem. If this body believes that we need to have tighter controls and tighter regulation for the depositing of biosolids, then we ought to determine that the Department of Environmental Protection is responsible for enhancing their own regulations of this activity, not create another level of bureaucracy.

Lastly, we go back to the item that we are simply adding for another layer of bureaucracy, and if no municipality is asking for this, I am asking for a "no" vote, because it accomplishes and is another regulation that has no need. Thank you very much.

The SPEAKER. The gentleman, Mr. Surra.

Mr. SURRA. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the George amendment.

Under current law, Mr. Speaker, the State Department of Environmental Protection is the one that is authorized to determine where and when and how much sewage sludge or biosolids, as it is called, can be spread on our farm fields and strip jobs in the various land applications throughout Pennsylvania.

Mr. Speaker, this is not an amendment that requires local municipalities to have some oversight. It is a "may" provision. If you look at the amendment, Mr. Speaker, it says that municipalities "may" set the guidelines for the disposal of sewage sludge or biosolids.

Under current law, Mr. Speaker, some land applications of sewage sludge in Pennsylvania only have to be tested one time per year. The sludge has to be tested one time per year under some applications. And currently in Pennsylvania, Pennsylvania law allows 30 times more heavy-metal content in the sewage sludge that is applied in Pennsylvania than New York does under their law.

When the companies come to your municipalities and the public opposition occurs because they want to spread sewage sludge in your area, and your local government, the people go to your local townships and local borough officials and want some assistance in this, I hope you can tell them that you voted for the George amendment to allow them some oversight, because under current law, they have no oversight.

So I would ask that my colleagues support the George amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question of the adoption of the George amendment, the gentleman, Mr. Jarolin.

Mr. JAROLIN. Thank you, Mr. Speaker.

Up in my particular area we have got all kinds of problems, whether they are dumps, sewage sludge, ash sludge, and it has been going on quite often.

I have to be in favor of the George amendment, and I certainly hope the rest of the legislators will vote with him on this particular piece of legislation. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question of the adoption of the George amendment, the Chair recognizes the lady, Mrs. Rubley.

Mrs. RUBLEY. Thank you, Mr. Speaker.

I also rise to urge that we vote against this amendment.

Currently there are extensive requirements that must be followed before biosolids can be applied to agricultural land.

Extensive testing must be submitted to the DEP. This takes qualified personnel who have to evaluate these tests.

Furthermore, I know from personal experience that in the past, DEP personnel would also go out to the farm sites, walk those farm sites to ensure that the soils were suitable for these biosolids. If this amendment were passed, municipalities would have to take upon themselves very extensive testing and analytical procedures that many of them really are not in the position to do.

Therefore, I urge that we do not support this amendment.

The SPEAKER. The Chair thanks the lady.

The gentleman, Mr. George, for the second time on his amendment.

Mr. GEORGE. Mr. Speaker, if any of us have an opportunity to admit their naivete, I guess this should be the time for me in that I never realized, Mr. Speaker, it was so hard to do the right thing, not only for Democrat legislators but also for Republican legislators.

Out in the foyer at this time there are lobbyists insisting that it will put sludge up \$15 a ton. That is what they are saying. But you know, Mr. Speaker, a lot of people do not know that if you put sludge application on lands that have been mined, you cannot even stop that application, because DEP controls that and they are not stopping it.

Mr. Speaker, let me at least apprise my good colleagues, and there are Republican colleagues that their constituents have called me for whatever reason, I guess because they understand I believe in this type of protection. This does not stop anybody from putting it on their land; it just gives a little bit more control to those areas that want someone to understand that there is a concern. They cannot stop it or block it.

DEP will say, well, we do not encourage it, but, Mr. Speaker, I want them to listen to this. Even though DEP says they do not encourage it, they give them their bond forfeiture money back 1 year earlier when they agree to put sludge in. So for those that are receiving the sludge and those that are making the money to send it in, if that is what we are all about, there is not much I can do to stop it. But then, Mr. Speaker, I would be remiss if I did not stick up for what I believe in my heart is right.

I am not personal on this. There are as many Republican legislators in the rural area that have these mining operations as I do. This is not for me; it is for everyone who has a concern, and all I can say is, if you want to do the right thing, then you will vote for it. If you do not want to do the right thing, you will listen to the lobbyists, you will listen to those that are making the money, and we will go about this continually trying to do the right thing, because that is what it is all about. Thank you.

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

Mr. HERSHEY. Thank you, Mr. Speaker.

I wish to speak on the amendment.

The SPEAKER. The gentleman is in order.

Mr. HERSHEY. Thank you.

I urge the body to vote against this amendment. I have some experience in this area. We applied to do this one time on our one farm, and I can say that the Department of Environmental Protection and the soil conservation district of our county spent a year and a half getting tests, citing where we could spread, where we could not spread. The soil conservation district has a long history of soil stewardship. They are very well highly regarded,



and they were very, very particular in what we did. We followed the guidelines, and I appreciate what they did and appreciate the time that was spent, and I feel very comfortable they know what they are doing.

I urge you to vote against this amendment. Thank you.

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

The following roll call was recorded:

YEAS-89

Battisto	DeWeese	Masland	Serafini
Belardi	Eachus	Mayernik	Shaner
Belfanti	Evans	McCall	Smith, B.
Blaum	Fairchild	McGeehan	Smith, S. H.
Boscola	George	McIlhattan	Staback
Butkovitz	Gigliotti	Melio	Stairs
Buxton	Gordner	Mundy	Steelman
Caltagirone	Gruitza	Olasz	Stetler
Cappabianca	Gruppo	Pesci	Sturla
Carone	Haluska	Petrarca	Surra
Casorio	Hanna	Petrone	Tangretti
Cawley	Harhai	Pistella	Tigue
Clark	Herman	Platts	Travaglio
Cohen, M.	Itkin	Preston	Trello
Colaifella	Jarolin	Readshaw	Trich
Colaizzo	Kaiser	Roberts	True
Corpora	LaGrotta	Robinson	Veon
Corrigan	Laughlin	Rooney	Vitali
Coy	Lescovitz	Sainato	Walko
Curry	Lloyd	Santoni	Waugh
Daley	Lucyk	Schroder	Wojnaroski
DeLuca	Markosek	Scrimenti	Yewcic
Dermody			

NAYS-109

Adolph	Fichter	Maitland	Saylor
Argall	Fleagle	Major	Schuler
Armstrong	Flick	Manderino	Semmel
Baker	Forcier	Marsico	Seyfert
Bard	Gannon	McGill	Snyder, D. W.
Barley	Geist	McIlhinney	Steil
Barrar	Gladeck	McNaughton	Stern
Benninghoff	Godshall	Michlovic	Stevenson
Birmelin	Habay	Micozzie	Strittmatter
Bishop	Harhart	Miller	Taylor, E. Z.
Boyes	Hasay	Myers	Taylor, J.
Browne	Hennessey	Nailor	Thomas
Bunt	Hershey	Nickol	Tulli
Carn	Hess	O'Brien	Vance
Chadwick	Hutchinson	Oliver	Van Home
Civera	Jadlowiec	Orie	Washington
Clymer	James	Perzel	Williams, A. H.
Cohen, L. I.	Josephs	Pippy	Williams, C.
Cornell	Keller	Ramos	Wilt
Cowell	Kenney	Raymond	Wogan
Dempsey	Kirkland	Reber	Wright, M. N.
Dent	Krebs	Reinard	Youngblood
DiGirolamo	Lawless	Rieger	Zimmerman
Donatucci	Lederer	Roebuck	Zug
Druce	Leh	Rohrer	
Egolf	Levdansky	Ross	Ryan,
Fargo	Lynch	Rublely	Speaker
Feese	Maher	Sather	

NOT VOTING-0

EXCUSED-5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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

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

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

The question is, shall the bill pass finally?  
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

YEAS-197

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

NAYS-0

NOT VOTING-1

Wojnaroski

EXCUSED-5

Allen Dally Horsey Phillips  
Bebko-Jones

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

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

\* \* \*

BILLS PASSED OVER

The SPEAKER. HB 2328 is over.  
Page 5. HB 1472 is over.

BILLS ON CONCURRENCE  
IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 964, PN 3262**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for associations and organizations for mayors, for decreases in number of ward council members, and for general powers.

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

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Allen Dally Horsey Phillips  
Bebko-Jones

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 SPEAKER. The Chair requests the gentleman, Mr. Chadwick, to preside temporarily.

THE SPEAKER PRO TEMPORE  
(J. SCOT CHADWICK) PRESIDING

\* \* \*

The House proceeded to consideration of concurrence in Senate amendments to **HB 1561, PN 3179**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, authorizing the department to arrange for burial details in the Indiantown Gap National Cemetery; and providing for cooperative agreements, for training areas and for the operation of Fort Indiantown Gap.

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

The SPEAKER pro tempore. Moved by the gentleman, Mr. Zug, that the House concur in the amendments inserted by the Senate.

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

YEAS-198

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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 pro tempore. The Chair would like to welcome some special guests today.

The Chair welcomes Ms. Monica Vargas of Bolivia, an exchange student, who is here with her sponsor, Mr. Curt Walizer of Hershey. They are here today as guests of Representative Tulli, and they are seated to the left of the Speaker. Would they please rise. Welcome to the hall of the House.

Representative Tulli also has as another guest with him today Ms. Lindsey Farr, who is serving as a guest page, and she is seated in the well of the House. Would she please rise. Welcome to the hall of the House.

VOTE CORRECTION

The SPEAKER pro tempore. For what purpose does the gentleman from Allegheny County, Mr. Pistella, rise?

Mr. PISTELLA. Mr. Speaker, at the appropriate time, I would wish to be recognized for the purpose of correcting the record.

The SPEAKER pro tempore. We will do it now. Go ahead.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, I have not been recorded on final passage for HB 48. I wish to be recorded in the affirmative, please.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

QUESTION OF PERSONAL PRIVILEGE

VOTE CORRECTION

The SPEAKER pro tempore. Mr. Lucyk, for what purpose do you rise?

Mr. LUCYK. Mr. Speaker, at the appropriate time, I would like to be recognized for a point of personal privilege concerning a vote taken yesterday.

The SPEAKER pro tempore. Under unanimous consent, the gentleman is recognized. Go ahead.

Mr. LUCYK. Thank you, Mr. Speaker.

Yesterday the House considered SB 981, and it was Mr. Roberts' amendment, I believe it was 0382, and at the time there was a lot of confusion on the floor concerning this amendment, and what the amendment did is it dealt with the admittance of the spouses of veterans to our State veterans' homes. As I said, there was a lot of confusion on the floor on the part of everyone involved, in the explanation by the prime sponsor of the amendment and both chairmen of the House Veterans Affairs Committee. I at the time misunderstood the explanation given by the people on the floor, and I urged our members to vote in favor of that amendment.

What I would like to say now is that under current law, the spouse of a veteran who derives eligibility for entrance must have been married to a veteran for 2 years. What the amendment would have done is increased this time period to 10 years or when the spouse was married to the veteran while the veteran was on active duty.

I clearly misled our members, the members on this side of the aisle, on this in urging for that vote. I voted for it. I would like to

have my vote changed to be voted in the negative on that amendment.

Again I apologize, number one, to our members for misleading them and to the veterans and the members of the veterans communities in misleading our members in voting for that.

I thank you for your courtesy, Mr. Speaker.

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

### VOTE CORRECTION

The SPEAKER pro tempore. We will take one more before we get back to the voting calendar.

Representative Steelman.

Ms. STEELMAN. Thank you, Mr. Speaker.

I rise to correct the record.

During the voting on the nonpreferred appropriations bills, my vote was not recorded on SB 1341. I would like that to be recorded in the affirmative, please.

The SPEAKER pro tempore. The lady's remarks will be spread upon the record.

### GUESTS INTRODUCED

The SPEAKER pro tempore. We have some additional guests with us today. We have some fourth grade students from the Neff Elementary School in Manheim Township, which I believe is Lancaster County, and they are here today as guests of Representative Jere Strittmatter and the Lancaster County delegation. They are seated in the gallery. Please rise. Welcome to the hall of the House.

### RESOLUTION

Mr. READSHAW called up **HR 437, PN 3430**, entitled:

A Resolution memorializing the Pennsylvania Historical and Museum Commission to establish an advisory committee to provide advice and guidance in the effort to restore Pennsylvania monuments at the Gettysburg National Military Park.

On the question,

Will the House adopt the resolution?

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

Mr. READSHAW. Thank you, Mr. Speaker.

Mr. Speaker, this resolution, HR 437, is the culmination of HB 1863 that called for a commission to develop and implement a strategy to use private donations to repair and preserve the 111 Pennsylvania monuments at the Gettysburg battlefield. We must not forget and we must protect the legacy to our Commonwealth and to our nation that is represented by every Pennsylvania monument that stands on those hallowed grounds.

This resolution, unlike some others, will not be forgotten when we leave this chamber today, simply because I will not and many, many other people will not let it be forgotten. The contents of this resolution and those that have agreed to it — the administration, the Historical and Museum Commission, and others — will have many

people dedicated to the cause of keeping a watchful eye at the task at hand.

I would like to thank those interested people that signed and circulated over 22,000 petitions for this project.

May I have some order, Mr. Speaker, please?

The SPEAKER pro tempore. The House will come to order.

Members will please take their conversations outside the hall of the House.

Will the Sergeants at Arms assist in breaking up conversations in this aisle over here.

Mr. Readshaw, go ahead.

Mr. READSHAW. Thank you, Mr. Speaker.

I would be remiss if I did not thank the chairman of the State Government Committee, Mr. Paul Clymer of Bucks County, for his assistance and support; the 138 sponsors of this resolution; Civil War reenactors; and the many dedicated men and women who indeed love the Pennsylvania monuments and the history of our Commonwealth at Gettysburg.

Mr. Speaker, I would like to share with the members a brief poem by James Brady, who is a Gettysburg poet, that depicts the spirit of the task before us as contained in this resolution. It is entitled "Echos at the Angle."

Can you hear them? Can you feel them?

As you stand there in the cold.

Can you tell that soldiers fought here,

Brave men of armies old.

The ghostly armies of the past.

Still occupy this place.

At times you feel they still are here,

But you'll never see a face.

You may never hear the sound,

Of bugle, drum or gun,

But you still may feel the tension,

As when they fought here in the sun.

The emotions in a soldier's heart,

On the battle's eve,

Strong thoughts of wounding, death, and home,

The echos never leave.

Valor, courage, and soldier's pride,

With fear and terror blend.

Of the men who fought this fight,

Their emotions never end.

So as you stand and gaze across,

This field of battle then,

Reach out and touch the feelings,

That were left here by those men.

Mr. Speaker, the Pennsylvania monuments at Gettysburg, icons of freedom, implore us to remember them, and remember them we will. Poor is a nation that has no heroes; shameful is the one that having them forgets.

Mr. Speaker, the restoration of the 111 Pennsylvania monuments is near and dear to my heart. Therefore, I personally pledge \$1,000 towards this endeavor.

As President Lincoln once said, I will prepare and someday my chance will come. We have prepared, and the contents of this

resolution is our chance. I ask the members for an affirmative vote, and I thank you very much.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Adams County, Mr. Maitland, on the resolution.

Mr. MAITLAND. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of HR 437, which memorializes the Pennsylvania Historical and Museum Commission to establish an advisory committee to provide advice and guidance in the effort to restore monuments to Pennsylvania soldiers at the Gettysburg National Military Park, which is located in my legislative district.

This bipartisan measure has been the focus of discussion by a number of interested parties, including the gentleman, Mr. Readshaw, who brought this issue to the fore; Chairman Clymer of the State Government Committee; the PHMC commissioners and staff; the Governor's Office; veterans groups and reenactors groups from around the State and country; and me in my dual role as local legislator and PHMC commissioner.

I invite any interested member, staff person, or citizen to join in our effort. Please remember Pennsylvania's Civil War heroes with your affirmative vote on this resolution today. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Franklin County, Mr. Coy.

Mr. COY. Thank you, Mr. Speaker.

Mr. Speaker, I want to congratulate everyone involved in this effort, because as a member of the commission that honored the Battle of Gettysburg's 125th anniversary in 1988, a lot of work went into that anniversary and into that celebration, and I commend Representative Readshaw for taking the bull by the horns in this regard, but also Representative Maitland, because the battlefield is in the district that he represents.

But truly, the battlefield is a statewide treasure. It is a treasure that General Assemblies of Pennsylvania in years past recognized. Many years ago, on the 50th anniversary of the battle, the General Assembly authorized the building of the Pennsylvania Monument. That was appropriate then. It is even more appropriate now that we look to the restoration, the long historic activities which have taken place there, not just for the sake of what it means to us today but because, candidly, it is our duty. I commend all who have been involved in this effort — so many people, volunteers; as Representative Maitland said, the people, the reenactors, who constantly have this as part of the thing that they do to commemorate history. So I think the least the General Assembly can do is provide this active direction to the project, support funding in as many ways as we can, but more than that, to simply recognize that it is our duty and our sacred honor to protect these monuments and to make them continue to be a lasting edifice toward the history of that important event in our nation. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS-196

Adolph	Evans	Major	Schuler
Argall	Fairchild	Manderino	Scrimanti
Armstrong	Fargo	Markosek	Semmel

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

NAYS-0

NOT VOTING-2

Carone	Mayernik
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EXCUSED-5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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

VOTE CORRECTIONS

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

Mr. WOJNAROSKI. Mr. Speaker, would it be appropriate to correct the record at this time ?

The SPEAKER pro tempore. Go ahead.

Mr. WOJNAROSKI. Thank you, Mr. Speaker.

Mr. Speaker, on HB 591 on final passage, I would like to be recorded in the affirmative.

Also, Mr. Speaker, on SB 538, the motion to recommit, I am requesting that the record show to be recorded in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

Mr. WOJNAROSKI. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Does the gentleman, Mr. Walko, seek recognition? The gentleman is recognized.

Mr. WALKO. Thank you, Mr. Speaker.

I rise to correct the record as well.

My affirmative vote on amendment 2172 to HB 977 was not recorded. I wish to be recorded in the affirmative on amendment 2172 to HB 977. Thank you.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

We will take one more.

### PARLIAMENTARY INQUIRY

The SPEAKER pro tempore. Mr. Lloyd.

Mr. LLOYD. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state the point.

Mr. LLOYD. You have not yet moved to page 6 of the calendar. Is that correct?

The SPEAKER pro tempore. That is correct.

### OBJECTION TO PASSING OVER OF DISCHARGE RESOLUTION

Mr. LLOYD. Mr. Speaker, I would like to at this point raise my objection to passing over Discharge Resolution 1 on page 6 and ask that I be recognized at the appropriate time.

The SPEAKER pro tempore. Would the gentleman come to the desk.

### VOTE CORRECTION

The SPEAKER pro tempore. While he is doing that, the gentleman, Mr. Kirkland, is recognized.

Mr. KIRKLAND. Thank you, Mr. Speaker.

I would like to correct the record.

Mr. Speaker, on amendment 0036 to HB 591, I wanted to be recorded in the affirmative, Mr. Speaker.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

Mr. KIRKLAND. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### RESOLUTION PURSUANT TO RULE 35

Mr. PERZEL called up HR 434, PN 3405, entitled:

A Resolution honoring the Department of Pennsylvania, American Gold Star Mothers, Inc., on the occasion of its 50th anniversary.

On the question,

Will the House adopt the resolution?

### RESOLUTION RECOMMENDED

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

Mr. PERZEL. Mr. Speaker, I move that HR 434 be recommitted to the Committee on Rules.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair would like to welcome students from the Shoemaker Elementary School of the East Penn School District, who are visiting with us today as guests of Representatives Donald Snyder and Paul Semmel, and they are located in the balcony. Would they please rise. Welcome to the hall of the House.

Additionally, the Chair jumped the gun a bit earlier today when we recognized some guests who had not yet arrived in the hall of the House, so we are going to do that again, now that they are here. The Chair would like to welcome members of A Special Touch International, who are seated in the House gallery, and they are here as guests of Representative Teresa Forcier. Would they please rise. Welcome to the hall of the House.

### RESOLUTIONS PURSUANT TO RULE 35

Mr. SCRIMENTI called up HR 444, PN 3457, entitled:

A Resolution declaring that May 11 through 17, 1998, be observed as "National Nursing Home Week" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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

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Mr. DeLUCA called up **HR 445, PN 3458**, entitled:

A Resolution declaring May 1, 1998, as "Youth Action for Diversity Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution ?

The following roll call was recorded:

YEAS-198

Adolph	Egolf	Maitland	Schroder
Argall	Evans	Major	Schuler
Armstrong	Fairchild	Manderino	Scrimenti
Baker	Fargo	Markosek	Semmel
Bard	Feese	Marsico	Serafini
Barley	Fichter	Masland	Seyfert
Barrar	Fleagle	Mayernik	Shaner
Battisto	Flick	McCall	Smith, B.
Belardi	Forcier	McGeehan	Smith, S. H.
Belfanti	Gannon	McGill	Snyder, D. W.
Benninghoff	Geist	McIlhattan	Staback
Birmelin	George	McIlhinney	Stairs
Bishop	Gigliotti	McNaughton	Steelman
Blaum	Gladeck	Mefio	Steil
Boscola	Godshall	Michlovic	Stern
Boyes	Gordner	Micozzie	Stetler
Browne	Gruitza	Miller	Stevenson

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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

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Mr. SAYLOR called up **HR 446, PN 3464**, entitled:

A Resolution declaring May 16 through 22, 1998, as "Safe Boating Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution ?

The following roll call was recorded:

YEAS-198

Adolph	Egolf	Maitland	Schroder
Argall	Evans	Major	Schuler
Armstrong	Fairchild	Manderino	Scrimenti
Baker	Fargo	Markosek	Semmel
Bard	Feese	Marsico	Serafini
Barley	Fichter	Masland	Seyfert
Barrar	Fleagle	Mayernik	Shaner
Battisto	Flick	McCall	Smith, B.
Belardi	Forcier	McGeehan	Smith, S. H.
Belfanti	Gannon	McGill	Snyder, D. W.

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Allen	Dally	Horsey	Phillips
Bebko-Jones			

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

**DISCHARGE RESOLUTION**

**RESOLUTION PASSED OVER TEMPORARILY**

The SPEAKER pro tempore. Discharge Resolution No. 1 will be over temporarily.

**REPUBLICAN CAUCUS**

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Fargo, for the purpose of making a caucus announcement.

Mr. FARGO. Thank you, Mr. Speaker.

The Republican members will caucus immediately upon the call of the recess. The time at which we will return to the floor will be

determined by the Speaker, and he will give you that announcement. So we will caucus immediately upon the call of the recess.

**ANNOUNCEMENT BY MR. COHEN**

**DEMOCRATIC CAUCUS**

The SPEAKER pro tempore. Mr. Cohen, do you have a similar announcement?

Mr. COHEN. Yes. I am making an announcement, but the announcement on timing is somewhat different.

Mr. Speaker, there will be an immediate meeting of the Policy Committee upon the recess.

The Republican Party will be caucusing, I am told, on the question of what should be done about tax reform. If they could reach what they consider to be an adequate consensus as to what should be done on tax reform, we will be notified that they have reached an adequate consensus, or we will be notified they have not. In any case, we will have a caucus at 4 p.m.; 4 p.m., Democratic caucus. There is no sense us caucusing until we know what the majority party is going to be doing.

So the Policy Committee meeting is now, at 12:30, and then we will have a caucus at 4. We could be back on the floor, I am told, sometime around 6 o'clock tonight.

**APPROPRIATIONS COMMITTEE MEETING**

The SPEAKER pro tempore. Mr. Barley, do you seek recognition? The gentleman is recognized.

Mr. BARLEY. Thank you, Mr. Speaker.

I would like to call for a meeting of the House Appropriations Committee in the majority conference room of the Appropriations Committee at 3:30 this afternoon; at 3:30 this afternoon we will have a meeting of the Appropriations Committee.

**STATEMENT BY MR. TRICH**

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

Mr. TRICH. Mr. Speaker, I would just like to make a comment concerning the announcement that was made by Representative Cohen just a second ago, if I may, if I am in order.

Mr. DeWEESE. Mr. Speaker, may we have some order, please, on the floor?

The SPEAKER pro tempore. Will the members please take their seats. This involves the schedule for the rest of the day.

Mr. Trich.

Mr. TRICH. Thank you, Mr. Speaker.

Mr. Speaker, the comment that I wish to make goes along with the schedule, a tentative schedule, I realize very tentative schedule, that Representative Cohen just made reference to, and it concerns the issue of tax reform. Please understand, on both sides of the aisle, there is no one who is more impassioned about tax reform than I happen to be from Washington County and knowing the need for tax reform.

My comment to the House floor today, though, and my concern, I guess, to the leadership of the House floor would be



along these lines: Yesterday we were informed that there was really no true movement, no true consensus; that the Republican side did not know any more than the Democratic side relative to this very critical, very important issue. Yet today we find out that there is consensus being worked on on one side of the aisle. I think it is unfortunate, with the committee system that we have that should be functioning, that we find ourselves on this side of the aisle, in the minority, sitting and waiting to see if a consensus can be reached on the majority side. Whatever happened to the committee system where that was supposed to have been worked out together? I think that is unfortunate.

Again, I do not want to be an obstructionist, and if in fact we can get to tax reform today, then that is fine, but I truly believe that the system is not quite working when many of us, 99 of us, are sitting on one side of the aisle with absolutely no input into this project, and I think that is unfortunate.

Mr. Speaker, thank you for the courtesy of the time to make that comment.

### STATEMENT BY DEMOCRATIC LEADER

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

Mr. DeWEESE. In 10 seconds.

The gentleman from Washington County, Mr. Trich, is correct, and our chamber should focus more on our committee system. We will be a better legislature if our committee system is functioning in a bipartisan way.

### TRANSPORTATION COMMITTEE MEETING

The SPEAKER pro tempore. Does the gentleman, Mr. Geist, have an announcement?

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

The Transportation Committee will meet in the back of the House at 3:30 today, an important meeting of the committee, and I would ask that all the members attend. Thank you.

It will be a short meeting, Mr. Speaker.

The SPEAKER pro tempore. There will be no further votes taken at this time. We have some housekeeping to do, but then we are going to recess the House to the call of the Chair, so the members are free to leave the floor.

### VOTE CORRECTIONS

The SPEAKER pro tempore. Mr. Daley, do you seek recognition?

Mr. DALEY. Yes, Mr. Speaker; to correct the record.

The SPEAKER pro tempore. The gentleman is in order.

Mr. DALEY. On HB 977, amendment No. 2189, my finger malfunctioned. I would have voted in the affirmative.

And on SB 981, Mr. Speaker, amendment 0556, I suffered from the same malady, and I would have voted in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

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

HB 243, PN 265

By Rep. GANNON

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

JUDICIARY.

HB 2468, PN 3281

By Rep. GANNON

An Act amending the act of October 12, 1984 (P.L.964, No.188), referred to as the Philadelphia Quarter Sessions Clerk Fee Law, increasing fees; and providing for additional fees.

JUDICIARY.

SB 252, PN 1955 (Amended)

By Rep. GANNON

An Act providing for a procedure and method of execution; and making repeals.

JUDICIARY.

### BILLS REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that HBs 243 and 2468 be removed from the tabled calendar and placed on the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### BILLS RECOMMENDED

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

Mr. PERZEL. Mr. Speaker, I move that HBs 243 and 2468 be recommended to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

### RECESS

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

### AFTER RECESS

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

**BILLS REREPORTED FROM COMMITTEE****HB 332, PN 3236**

By Rep. BARLEY

An Act regulating tattoo, body-piercing and corrective cosmetic artists.

APPROPRIATIONS.

**SB 682, PN 726**

By Rep. BARLEY

An Act amending the act of June 10, 1982 (P.L.454, No.133), entitled "An act protecting agricultural operations from nuisance suits and ordinances under certain circumstances," further providing for limitation on public nuisances.

APPROPRIATIONS.

**BILL ON SECOND CONSIDERATION**

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

**HB 332, PN 3236.**

The SPEAKER pro tempore. There will be no further votes today.

**BILL PASSED OVER**

The SPEAKER pro tempore. Without objection, the remaining bill on today's calendar will be passed over. The Chair hears no objection.

**ADJOURNMENT**

The SPEAKER pro tempore. The Chair recognizes the gentleman from Centre County, Mr. Benninghoff.

Mr. BENNINGHOFF. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 29, 1998, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:46 p.m., e.d.t., the House adjourned.