

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, APRIL 20, 1999

SESSION OF 1999

183D OF THE GENERAL ASSEMBLY

No. 26

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. LOUISE WILLIAMS BISHOP, member of the House of Representatives and guest Chaplain, offered the following prayer:

Let us pray:

Dear God, all wise and everlasting Father, Thou who art merciful and the Father of all mankind, You who have loved us with an everlasting love, I thank You for the opportunity today to enter into Your presence and to feel Your joy and Your unmerited favor.

As we enter into this new day, we pray that You will be with us, that You will strengthen us and help us to be mindful of the fact that Your right hand upholds us and it is Your grace that keeps us and Your love that surrounds us. Restore us, and breathe afresh upon us as we go forth today to do the people's business. Help us to remember that we must do it with honor and we must do it with dignity. Help us to feel Your righteousness as You let it flow through us, like justice flowing down a mighty stream. Keep us. Bless our families and the Commonwealth of Pennsylvania.

We ask these and all blessings in Your name. 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 for Monday, April 19, 1999, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1326 By Representatives BARD, BUNT, STAIRS, BISHOP, CIVERA, SAYLOR, BENNINGHOFF, M. COHEN, LAUGHLIN, McILHINNEY and YOUNGBLOOD

An Act providing for the disposition and appropriation of moneys received by the Commonwealth from the tobacco litigation master settlement agreement.

Referred to Committee on APPROPRIATIONS, April 20, 1999.

No. 1327 By Representatives BELFANTI, CIVERA, McCALL, ALLEN, YOUNGBLOOD, CALTAGIRONE, GORDNER, PRESTON, FLICK, PETRARCA, JAMES, WASHINGTON, GRUCELA, LAUGHLIN, WILLIAMS, SHANER, PESCI, ROONEY, DeWEESE, McILHATTAN, ROBINSON, SURRA, RUFFING, TRELLO, ROBERTS and COLAFELLA

An Act amending the act of May 29, 1956 (1955 P.L. 1804, No. 600), referred to as the Municipal Police Pension Law, further providing for length of service and age requirements for pension eligibility.

Referred to Committee on LOCAL GOVERNMENT, April 20, 1999.

No. 1328 By Representatives LUCYK, FICHTER, BELFANTI, PESCI, SOLOBAY, ROONEY, LAUGHLIN, WOJNAROSKI, GEIST, JAMES, YOUNGBLOOD, GRUCELA, ARGALL, HORSEY, McCALL, HARHAI and TIGUE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for pedestrians soliciting contributions.

Referred to Committee on TRANSPORTATION, April 20, 1999.

No. 1329 By Representatives LAUGHLIN, THOMAS, ROBINSON, RUFFING, WOJNAROSKI, TRELLO, MELIO, SHANER, CIVERA, HORSEY, YOUNGBLOOD and MAHER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the seating of students on school buses.

Referred to Committee on TRANSPORTATION, April 20, 1999.

No. 1330 By Representatives LAUGHLIN, THOMAS, STABACK, ROBINSON, TANGRETTI, HENNESSEY, STEELMAN and McCALL

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining "restaurant."

Referred to Committee on LIQUOR CONTROL, April 20, 1999.

No. 1331 By Representative RAYMOND

An Act relating to notification of condemnation proceedings by a public utility.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, April 20, 1999.

No. 1332 By Representatives BISHOP, ROONEY, BELFANTI, TRELLO, DeWEESE, WILLIAMS, PESCI, READSHAW, LAUGHLIN, CAPPABIANCA, M. COHEN, CURRY, ROEBUCK and SOLOBAY

An Act providing limited student loan forgiveness for qualifying education professionals.

Referred to Committee on EDUCATION, April 20, 1999.

No. 1333 By Representatives GODSHALL, BAKER, BELARDI, BUNT, CALTAGIRONE, CLYMER, L. I. COHEN, M. COHEN, CORRIGAN, COY, DeLUCA, DRUCE, FLICK, FRANKEL, FREEMAN, JOSEPHS, LAUGHLIN, LEDERER, McILHATTAN, ORIE, PESCI, RAMOS, READSHAW, SEMMEL, SEYFERT, SHANER, SOLOBAY, STABACK, STEVENSON, E. Z. TAYLOR, J. TAYLOR, TRELLO, WALKO, WILT, YOUNGBLOOD and BROWNE

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for special tax provisions relating to certain long-term care expenses.

Referred to Committee on FINANCE, April 20, 1999.

No. 1334 By Representatives GODSHALL, BAKER, BELARDI, BUNT, CALTAGIRONE, CLYMER, L. I. COHEN, M. COHEN, CORRIGAN, COY, DeLUCA, DRUCE, FLICK, FRANKEL, FREEMAN, JOSEPHS, LAUGHLIN, LEDERER, McILHATTAN, ORIE, PESCI, RAMOS, READSHAW, SEMMEL, SEYFERT, SHANER, SOLOBAY, STABACK, STEVENSON, E. Z. TAYLOR, J. TAYLOR, TRELLO, WALKO, WILT, YOUNGBLOOD and BROWNE

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a personal income tax credit for long-term care premiums paid by individuals; and imposing duties on the Secretary of the Commonwealth and the Legislative Reference Bureau.

Referred to Committee on FINANCE, April 20, 1999.

No. 1336 By Representatives HUTCHINSON, FORCIER, HENNESSEY, SCHRODER, HALUSKA, ADOLPH, BAKER, BARD, BENNINGHOFF, BROWNE, CIVERA, CLARK, L. I. COHEN, EGOLF, FICHTER, FLICK, HARHAI, HARHART, HERSHEY, KIRKLAND, LEDERER, LEH, LYNCH, MAHER, MANN, MARSICO, McILHATTAN, MICHLOVIC, R. MILLER, S. MILLER, NAILOR, ORIE, PIPPY, READSHAW, RUBLEY, SATHER, SAYLOR, SEMMEL, SEYFERT, B. SMITH, SOLOBAY, STEELMAN, STERN, E. Z. TAYLOR, TRUE, WILLIAMS, WILT and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for duty of driver on approach of emergency vehicle.

Referred to Committee on TRANSPORTATION, April 20, 1999.

No. 1337 By Representatives TULLI, SNYDER, BATTISTO, BELFANTI, BROWNE, BUNT, BUXTON, CORRIGAN, DALLY, FAIRCHILD, GANNON, LEDERER, MARSICO, McILHATTAN, MELIO, STEELMAN, WILT and YOUNGBLOOD

An Act amending the act of February 17, 1994 (P.L.73, No.7), known as the Contractor and Subcontractor Payment Act, providing that construction contract payments be held in trust; and further providing for penalties.

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, April 20, 1999.

No. 1338 By Representatives MELIO, BELARDI, YOUNGBLOOD, CAWLEY, CLARK, J. TAYLOR, BELFANTI, LAUGHLIN, DeWEESE, LEDERER, SHANER, STEELMAN, M. COHEN, CURRY, RAMOS and WALKO

An Act requiring the Department of Environmental Protection to conduct a waste tire recycling and reuse study; and imposing a surcharge.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 20, 1999.

No. 1339 By Representatives MELIO, BELARDI, YOUNGBLOOD, ROEBUCK, GEIST, SEYFERT and M. COHEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for purchase, consumption, possession or transportation of alcohol by certain persons and for possession of false identification to obtain alcohol.

Referred to Committee on JUDICIARY, April 20, 1999.

No. 1340 By Representatives MELIO, BARRAR, BELARDI, READSHAW, SHANER, BELFANTI, HALUSKA, SOLOBAY, CAWLEY, McCALL, PESCI, CORRIGAN, LAUGHLIN, GIGLIOTTI, M. COHEN, SEYFERT and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for Class C licenses.

Referred to Committee on TRANSPORTATION, April 20, 1999.

No. 1341 By Representatives MELIO, WALKO, BELFANTI, LEVDANSKY, FREEMAN, SOLOBAY, CLARK, TANGRETTI, CASORIO, PETRARCA, PESCI, DALEY, LUCYK, WASHINGTON, LAUGHLIN, GRUCELA, SURRA, GIGLIOTTI, M. COHEN, TRELLO, STEELMAN and YOUNGBLOOD

An Act amending the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, providing for surcharges for certain out-of-State waste; and making editorial changes.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 20, 1999.

No. 1342 By Representatives MELIO, SHANER, CASORIO, PESCI, M. COHEN, ROBERTS and STEELMAN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for use of school buildings for other purposes and for days on which schools shall not be kept open.

Referred to Committee on EDUCATION, April 20, 1999.

No. 1343 By Representatives ARMSTRONG, ALLEN, ARGALL, BAKER, BARD, BELARDI, BENNINGHOFF, BUNT, CLARK, CLYMER, COLAFELLA, CURRY, DAILEY, DALEY, DALLY, DeLUCA, DEMPSEY, FARGO, FICHTER, FLEAGLE, FLICK, GEIST, GEORGE, HARHAI, HENNESSEY, HERMAN, HORSEY, JAMES, LaGROTTA, LAUGHLIN, LEVDANSKY, LYNCH, MAHER, MARKOSEK, MARSICO, MAYERNIK, McCALL, McILHATTAN, MICOZZIE, S. MILLER, ORIE, PESCI, PETRARCA, PHILLIPS, PIPPY, PRESTON, RAMOS, READSHAW, ROHRER, RUBLEY, SATHER, SAYLOR, SCHULER, SERAFINI, SEYFERT, SOLOBAY, STABACK, STEELMAN, STERN, SURRA, TANGRETTI, E. Z. TAYLOR, THOMAS, TIGUE, TRELLO, VAN HORNE, WALKO, WILT and YOUNGBLOOD

An Act amending the act of June 11, 1968 (P.L.149, No.84), known as the Volunteer Firefighters' Relief Association Act, further providing for the purposes for which funds of an association may be spent.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 20, 1999.

No. 1344 By Representatives ARMSTRONG, BARRAR, BIRMELIN, CLARK, CLYMER, DALEY, FICHTER, FLEAGLE, GEIST, HENNESSEY, HERSHEY, HESS, JAMES, LEH, LYNCH, MELIO, METCALFE, PETRARCA, PRESTON,

RAMOS, STERN, E. Z. TAYLOR, TIGUE, TRELLO, WOGAN and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, April 20, 1999.

No. 1345 By Representatives STAIRS, COLAFELLA, BAKER, BELFANTI, BROWNE, CALTAGIRONE, L. I. COHEN, M. COHEN, CURRY, DALEY, FLICK, GEIST, HARHAI, HENNESSEY, HERMAN, HORSEY, JAMES, KENNEY, LAUGHLIN, MAHER, MARKOSEK, McCALL, MELIO, MICOZZIE, S. MILLER, MYERS, ORIE, PRESTON, READSHAW, ROONEY, ROSS, SAINATO, SATHER, SCHULER, SEMMEL, STABACK, STEVENSON, SURRA, E. Z. TAYLOR, THOMAS, TRAVAGLIO, TRELLO, VAN HORNE, WALKO, WILLIAMS, WOJNAROSKI and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for exclusions from the sales and use tax.

Referred to Committee on FINANCE, April 20, 1999.

No. 1346 By Representatives STAIRS, COLAFELLA, BAKER, BASTIAN, BELFANTI, BENNINGHOFF, CIVERA, L. I. COHEN, M. COHEN, COY, DALEY, DALLY, DEMPSEY, FAIRCHILD, FICHTER, FLEAGLE, FRANKEL, GRUCELA, HALUSKA, HANNA, HERMAN, HERSHEY, HESS, HUTCHINSON, MARKOSEK, McCALL, McILHATTAN, ORIE, PESCI, PIPPY, READSHAW, SAINATO, SANTONI, SEMMEL, SHANER, STERN, STEVENSON, E. Z. TAYLOR, THOMAS, VAN HORNE, WILLIAMS, WILT, WOGAN, WOJNAROSKI, YEWIC, ZIMMERMAN, YOUNGBLOOD and SNYDER

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

Referred to Committee on EDUCATION, April 20, 1999.

No. 1347 By Representatives CLYMER, BARRAR, BATTISTO, BELARDI, BELFANTI, BUNT, CLARK, L. I. COHEN, M. COHEN, CORRIGAN, COY, DeLUCA, DeWEESE, FLEAGLE, FLICK, GEIST, HALUSKA, HERMAN, HUTCHINSON, JAMES, LaGROTTA, LAUGHLIN, LEDERER, LEH, LUCYK, MELIO, S. MILLER, MYERS, READSHAW, ROHRER, ROSS, SAYLOR, SOLOBAY, STEELMAN, SURRA, E. Z. TAYLOR, TRELLO, TRICH, WILLIAMS, YOUNGBLOOD and GODSHALL

An Act providing for certain emergency services reimbursements.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 20, 1999.

No. 1348 By Representatives CLYMER, ADOLPH, ARMSTRONG, BARRAR, BELFANTI, BUNT, CALTAGIRONE, CHADWICK, CLARK, COLAFELLA,

CORRIGAN, COY, CURRY, DeLUCA, DEMPSEY, DRUCE, FLICK, FORCIER, FREEMAN, GANNON, GODSHALL, KENNEY, LAUGHLIN, MELIO, METCALFE, S. MILLER, NAILOR, ORIE, PESCI, PETRARCA, ROHRER, ROSS, RUBLEY, SEYFERT, SOLOBAY, STEELMAN, STERN, STEVENSON, E. Z. TAYLOR, TRELLO, TULLI, WILT, WOGAN and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, repealing certain provisions imposing sales and use tax on lawn care services.

Referred to Committee on FINANCE, April 20, 1999.

No. 1349 By Representatives CLYMER, ADOLPH, ARMSTRONG, BARRAR, BELFANTI, BUNT, CALTAGIRONE, CHADWICK, CLARK, COLAFELLA, CORRIGAN, COY, DeLUCA, DEMPSEY, DRUCE, FLICK, FORCIER, FREEMAN, GANNON, GODSHALL, KENNEY, LAUGHLIN, MELIO, METCALFE, S. MILLER, NAILOR, ORIE, PESCI, PETRARCA, ROHRER, RUBLEY, SEYFERT, SOLOBAY, STEELMAN, STERN, STEVENSON, E. Z. TAYLOR, TRELLO, TULLI, WILT and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, repealing certain provisions imposing sales and use tax on adjustment services, collection services or credit reporting services.

Referred to Committee on FINANCE, April 20, 1999.

No. 1350 By Representatives CLYMER, ADOLPH, ARMSTRONG, BARRAR, BELFANTI, BUNT, CALTAGIRONE, CHADWICK, CLARK, COLAFELLA, CORRIGAN, COY, DeLUCA, DEMPSEY, DRUCE, FLICK, FORCIER, FREEMAN, GANNON, GODSHALL, KENNEY, LAUGHLIN, MELIO, METCALFE, S. MILLER, NAILOR, ORIE, PESCI, PETRARCA, ROEBUCK, ROSS, RUBLEY, SEYFERT, SOLOBAY, STEELMAN, STERN, STEVENSON, E. Z. TAYLOR, TRELLO, TULLI, WILT and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, repealing certain provisions imposing sales and use tax on secretarial or editing services.

Referred to Committee on FINANCE, April 20, 1999.

No. 1351 By Representatives CLYMER, ADOLPH, ARMSTRONG, BARRAR, BELFANTI, BUNT, CALTAGIRONE, CHADWICK, CLARK, COLAFELLA, CORRIGAN, COY, DeLUCA, DEMPSEY, DRUCE, FLICK, FORCIER, FREEMAN, GANNON, GODSHALL, KENNEY, LAUGHLIN, MELIO, METCALFE, S. MILLER, NAILOR, ORIE, PESCI, PETRARCA, ROHRER, RUBLEY, SEYFERT, SOLOBAY, STEELMAN, STERN, STEVENSON, E. Z. TAYLOR, TRELLO, TULLI, WILT, WOGAN and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, repealing certain provisions imposing sales and use tax on lobbying services.

Referred to Committee on FINANCE, April 20, 1999.

No. 1352 By Representatives CLYMER, ADOLPH, ARMSTRONG, BARRAR, BELFANTI, BUNT, CALTAGIRONE, CAWLEY, CHADWICK, CLARK, COLAFELLA, CORRIGAN, COY, DeLUCA, DEMPSEY, DRUCE, FLICK, FORCIER, FREEMAN, GANNON, GODSHALL, KENNEY, LAUGHLIN, MELIO, METCALFE, S. MILLER, NAILOR, ORIE, PESCI, PETRARCA, ROHRER, ROSS, RUBLEY, SEYFERT, SOLOBAY, STEELMAN, STERN, STEVENSON, E. Z. TAYLOR, TRELLO, TULLI, WILT, WOGAN and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, repealing certain provisions imposing sales and use tax on disinfecting or pest control services and building maintenance or cleaning services.

Referred to Committee on FINANCE, April 20, 1999.

No. 1353 By Representatives CLYMER, ADOLPH, ARMSTRONG, BARRAR, BELFANTI, BUNT, CALTAGIRONE, CAWLEY, CHADWICK, CLARK, COLAFELLA, CORRIGAN, COY, DeLUCA, DEMPSEY, DRUCE, FORCIER, FREEMAN, GANNON, GODSHALL, KENNEY, LAUGHLIN, MELIO, METCALFE, S. MILLER, NAILOR, ORIE, PESCI, PETRARCA, ROHRER, RUBLEY, SEYFERT, SOLOBAY, STEELMAN, STERN, STEVENSON, E. Z. TAYLOR, TRELLO, TULLI, WILT and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, repealing certain provisions imposing sales and use tax on employment agency services and help supply services.

Referred to Committee on FINANCE, April 20, 1999.

No. 1354 By Representatives HALUSKA, BENNINGHOFF, READSHAW, BISHOP, WILT, THOMAS, DeWEESE, DiGIROLAMO, GEORGE, GORDNER, HANNA, HESS, HUTCHINSON, KIRKLAND, LEVDANSKY, MAJOR, McCALL, McILHATTAN, MUNDY, ORIE, PHILLIPS, RAYMOND, ROONEY, SANTONI, SCRIMENTI, S. H. SMITH, STABACK, STERN, STURLA, E. Z. TAYLOR, TRELLO, TULLI, VEON, WALKO, WRIGHT, YOUNGBLOOD, ZIMMERMAN, MAITLAND, MANDERINO, McGEEHAN, McNAUGHTON, MYERS, PERZEL, PIPPY, REINARD, ROSS, SATHER, SEMMEL, SNYDER, STAIRS, STETLER, SURRA, TIGUE, TRICH, VANCE, VITALI, WOGAN, YEWIC, ZUG, SOLOBAY, STEELMAN, STEVENSON, TANGRETTI, TRAVAGLIO, TRUE, VAN HORNE, WASHINGTON, WILLIAMS, WOJNAROSKI, YUDICHAK, ADOLPH, ARMSTRONG, BARRAR, BEBKO-JONES, BLAUM, BUTKOVITZ, CAPPABIANCA, CHADWICK, CLYMER, COLAFELLA, COY, DALEY, DRUCE, FAIRCHILD, FLICK, GIGLIOTTI, GRUCELA, HARHAI, HENNESSEY, HORSEY, KAISER, KREBS, LEDERER, LUCYK, MANN, McGILL, MICOZZIE, NAILOR, PESCI, PISTELLA, ROBERTS, RUBLEY, SAYLOR, SERAFINI, ALLEN, BAKER, BASTIAN,

BELFANTI, BOYES, BUXTON, CARN, CIVERA, L. I. COHEN, CORRIGAN, CURRY, DeLUCA, EACHUS, FARGO, FRANKEL, GLADECK, GRUITZA, HARHART, HERMAN, JAMES, KELLER, LaGROTTA, LEH, LYNCH, MARKOSEK, MELIO, R. MILLER, NICKOL, PETRARCA, PRESTON, ROBINSON, RUFFING, SCHRODER, SHANER, ARGALL, BARLEY, BATTISTO, BIRMELIN, BUNT, CALTAGIRONE, CASORIO, CLARK, M. COHEN, COSTA, DAILEY, DERMODY, EGOLF, FEESE, FREEMAN, GODSHALL, HABAY, HASAY, HERSHEY, JOSEPHS, KENNEY, LAUGHLIN, LESCOVITZ, MAHER, MASLAND, MICHLOVIC, S. MILLER, OLIVER, PETRONE, RAMOS, ROEBUCK, SAINATO, SCHULER and B. SMITH

An Act providing for the creation of voluntary leave pools for employees of the Commonwealth.

Referred to Committee on LABOR RELATIONS, April 20, 1999.

No. 1355 By Representatives REINARD, KENNEY, TULLI, SEYFERT, SAYLOR, BELFANTI, E. Z. TAYLOR, CORRIGAN, GANNON, WILT, M. COHEN, YOUNGBLOOD and BROWNE

An Act requiring the posting on the Internet of instructional materials required for use in courses of study by designated institutions of higher education.

Referred to Committee on EDUCATION, April 20, 1999.

No. 1356 By Representatives PHILLIPS, STABACK, ALLEN, FAIRCHILD, SATHER, WILT, GEIST, GODSHALL, GORDNER, ORIE, HESS, HENNESSEY, HASAY, STERN, YOUNGBLOOD, BAKER, McCALL and BELFANTI

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the issuance of various licenses.

Referred to Committee on GAME AND FISHERIES, April 20, 1999.

No. 1357 By Representatives PHILLIPS, BELFANTI, FAIRCHILD, BUNT, HUTCHINSON, GORDNER, HESS, SATHER, ZIMMERMAN, E. Z. TAYLOR, McCALL, HANNA, GEORGE, STERN, GODSHALL, GEIST, SURRA, STABACK, SAYLOR, SEYFERT, HERMAN, R. MILLER, HERSHEY and WILT

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, restricting the use of certain revenues; and establishing a restricted account within the Game Fund.

Referred to Committee on GAME AND FISHERIES, April 20, 1999.

No. 1358 By Representatives LAWLESS, E. Z. TAYLOR, YOUNGBLOOD, WILT and CORRIGAN

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, further providing for dog license fees, for Dog Law Restricted Account and for disposition and appropriation of funds accruing under this act.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, April 20, 1999.

No. 1359 By Representatives KREBS, ZUG, ZIMMERMAN, YOUNGBLOOD, WOJNAROSKI, WILT, WASHINGTON, TRICH, TRELLO, TRAVAGLIO, TIGUE, TANGRETTI, STEELMAN, STABACK, B. SMITH, SHANER, SCRIMENTI, SAYLOR, SAINATO, ROBERTS, READSHAW, PETRARCA, PESCI, ORIE, S. MILLER, McCALL, MARSICO, LYNCH, LEVDANSKY, LAUGHLIN, HENNESSEY, HASAY, HANNA, GODSHALL, FREEMAN, FARGO, DeWEESE, DeLUCA, DALLY, DALEY, CORRIGAN, M. COHEN, CIVERA, BUNT, BELFANTI, BATTISTO, BARRAR, ARMSTRONG, ALLEN and ADOLPH

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for filing deadlines.

Referred to Committee on LOCAL GOVERNMENT, April 20, 1999.

No. 1360 By Representatives CORNELL, GODSHALL, GLADECK, BUNT, FICHTER, BARD and MCGILL

An Act amending the act of June 30, 1995 (P.L.170, No.25), known as the Pennsylvania Voter Registration Act, further providing for party enrollment.

Referred to Committee on STATE GOVERNMENT, April 20, 1999.

No. 1361 By Representatives CIVERA, BARD, BARRAR, BISHOP, BUNT, L. I. COHEN, M. COHEN, COSTA, CURRY, DAILEY, DeLUCA, FICHTER, FREEMAN, GEIST, GEORGE, HARHAI, HORSEY, LEDERER, MCGILL, MELIO, R. MILLER, NAILOR, ORIE, RAMOS, RAYMOND, READSHAW, ROSS, RUBLEY, SAYLOR, SCHULER, SCRIMENTI, SOLOBAY, STABACK, E. Z. TAYLOR, THOMAS, TRAVAGLIO, TRELLO, WILLIAMS, WILT and YOUNGBLOOD

An Act requiring all child day-care facilities in this Commonwealth to have one or more persons competent in first aid techniques and cardiopulmonary resuscitation (CPR) at the facility when one or more children are in care.

Referred to Committee on AGING AND YOUTH, April 20, 1999.

No. 1362 By Representatives CIVERA, BARD, BELFANTI, BUNT, COLAFELLA, FLICK, GIGLIOTTI, GODSHALL, HERMAN, JAMES, KELLER, MAITLAND, MELIO, PRESTON, READSHAW, SEMMEL, SERAFINI, STEELMAN, E. Z. TAYLOR, J. TAYLOR, THOMAS, WALKO and WILLIAMS

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

Referred to Committee on JUDICIARY, April 20, 1999.

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.)

GUESTS INTRODUCED

The SPEAKER. It has come to the attention of the Chair that there is a group of guests here in the hall of the House from Easton Area High School. They are the guests of and the former students of Representative Grucela. Would the guests please wave or acknowledge their presence.

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 19, 1999

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, May 3, 1999, 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 3, 1999, 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.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guests of Representative Steelman, the Indiana Senior High School Forensic Club, including Brittany Garner, Andrew Clawson, and Derek Campbell. They are here as guest pages, while the forensic coach, Dr. David Tabish, is here but not as a guest page. Doctor, would you please rise and the students rise.

Today at the rear of the hall of the House, seated in the back, is a group here as the guests of Representatives Dempsey and Feese. This group makes up the Leadership Lycoming group from the

Lycoming County area. Would the group please rise. I understand there are 25 or 30 people who have accompanied Representatives Dempsey and Feese.

The Chair is pleased to welcome to the hall of the House today, as the guests of Representative Maitland, a group consisting of members of the Gettysburg Borough Council. They are seated to the left of the Speaker and include the mayor, William Troxell; John Eline; Leonard Andrews; John Wiley; Theodore Streeter; and John Murphy. Would these guests please rise.

LEAVES OF ABSENCE

The SPEAKER. The Chair at this time turns to today's leaves of absence.

The Chair is advised the Republicans have no requests for leave.

The Democratic whip asks that the gentleman, Mr. EVANS, be placed on leave for today's session. Without objection, leave will be granted. The Chair hears none.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 1323, PN 1519

By Rep. GEIST

An Act redesignating a portion of the Lackawanna Valley Industrial Highway, SR 0006, as the Governor Robert P. Casey Highway; and designating the Olyphant on and off ramp, Exit 2 of the Lackawanna Valley Industrial Highway as the Representative Joseph G. Wargo Exit.

TRANSPORTATION.

HB 1335, PN 1582 (Amended)

By Rep. HERMAN

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, prohibiting the location of methadone treatment facilities in certain locations.

LOCAL GOVERNMENT.

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—201

Adolph	Fairchild	Mann	Schroder
Allen	Fargo	Markosek	Schuler
Argall	Feese	Marsico	Scrimenti
Armstrong	Fichter	Masland	Semmel
Baker	Fleagle	Mayermik	Serafini
Bard	Flick	McCall	Seyfert
Barley	Forcier	McGeehan	Shaner
Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhattan	Smith, S. H.
Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladeck	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern

Blum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Haluska	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orie	Taylor, J.
Cam	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horsey	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli
Cohen, L. I.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Home
Colafella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Walko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

ADDITIONS—0

NOT VOTING—0

EXCUSED—1

Evans

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that HB 1323 and HB 1335 be removed from the table.

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

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a group of guests of the Chester County House delegation, consisting of Chester County committeemen and committeewomen. Would these guests please wave to acknowledge your presence. The members welcome you to the floor of the House.

PENN STATE MEN'S AND WOMEN'S FENCING TEAM PRESENTED

The SPEAKER. Representative Herman.
Mr. HERMAN. Thank you very much, Mr. Speaker.

I have asked Representative Benninghoff to join me on the dais here today, and if Representative Hanna and Representative George are here in the chamber, I would like them to join me as well.

I have some very special individuals who are here, some student athletes and some student scholars who are here. The coaches behind me and the players are the coaches and players of the Penn State men's and women's fencing team. For those of you out there who think Penn State is all about football, you will soon find otherwise, because the Penn State men's and women's fencing team has won the national championship, the NCAA national championship, for the fifth consecutive year — unprecedented in NCAA history in this sport. They have also won the national championship 7 out of the 10 past years. It is quite a worthy recognition.

Later on today you will have the opportunity to vote in favor of HR 129, honoring and congratulating the Penn State fencing team on winning an unprecedented fifth straight national title, and I thank you very much for your attention and also your congratulations to these coaches and team members.

GLENN PRITZLAFF PRESENTED

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

Mr. HERMAN. Thank you again, Mr. Speaker, for your recognition.

It is certainly indeed a pleasure to also recognize an academic student athlete at the Pennsylvania State University. Glenn Pritzlaff recently was able to win the 174-pound championship in the NCAA wrestling championships, which were held at the Bryce Jordan Center at Penn State just last month.

Glenn is one who is a senior this year, and he will be leaving the team, but he is certainly one that we can be very proud of, as he carries with him a 3.44 GPA (grade point average) at Penn State University. He is one of the many student scholars we have at Penn State, and we certainly welcome him. I have a citation that I am going to present to him, and also, I want to recognize his coach, Troy Sunderland, who is here today, too. So if you could please give these two recognition, I would really appreciate it. Thank you.

PRUDENTIAL SPIRIT OF COMMUNITY AWARD WINNERS INTRODUCED

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

Mr. EACHUS. Thank you, Mr. Speaker.

It is a pleasure to be with you today to make a special announcement.

On behalf of my colleagues, Representative Karl Boyes, Representative Mary Ann Dailey, Representative Jere Schuler, Representative Leo Trich, Representative Katie True, and Representative Greg Vitali, I am honored to welcome several

civic-minded young persons from across the Commonwealth who have earned the Prudential Spirit of Community Awards. These prestigious national awards were presented by the Prudential Insurance Company of America in partnership with the National Association of Secondary School Principals to these talented young citizens who have demonstrated an extraordinary commitment to serving their communities, and they are in the back, if they would please rise when I call their names: Kari Knight of Sugar Loaf, my constituent; Eric Ford; Dustin Good; Anne Heller; Tabitha Kulish; Jessica Miley; and Lisa Podgurski. If you would please rise, and if my colleagues would rise and please acknowledge these fabulous students for their community support.

It is an honor to have you and your families in the hall of the House. Thank you.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House members of the Pennsylvania Fraternal Congress, here today as the guests of Representative Dermody. The guests consist of Marie Rose Obert, the president, from Erie; Rita Simalchik, from Wilkes-Barre; David Blazek, from Pittsburgh; and Bernard Golubiewski, the secretary-treasurer, from Wilkes-Barre. Would these guests please rise.

JONATHAN TRUMP INTRODUCED

The SPEAKER. The Chair recognizes the lady, Mrs. Miller, Sheila Miller.

Mrs. MILLER. Thank you, Mr. Speaker.

Today it is an honor to have as a guest page for the House of Representatives my constituent, Jonathan Trump, and Jonathan, if you would please stand at this time.

Jonathan is the son of Sally and Jack Trump of Womelsdorf, Berks County. He is a junior at Conrad Weiser High School and is being recognized here today for having attained something that probably none of the rest of us can boast of, and that is a perfect score of 800 on the math portion of his scholastic aptitude test.

So again, it is a pleasure to welcome Jonathan, who is helping us out here today. He is an Eagle Scout, an athlete, and a scholar. And joining Jonathan here on the floor of the House is his mother, Sally Trump, so I will ask Sally also to please rise. She is up front.

CITATION SUBMITTED FOR THE RECORD

Mrs. MILLER. Thank you, Mr. Speaker, and I would like to submit a copy of the citation that I prepared for Jonathan for the record.

The SPEAKER. The Chair thanks the lady.

Mrs. MILLER submitted the following citation for the Legislative Journal:

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

CITATION

WHEREAS, The Commonwealth of Pennsylvania is always proud to recognize its young citizens who, through their exceptional academic achievements, bring great distinction upon themselves and this State; and

WHEREAS, Jonathan Trump is being honored upon attaining a perfect score of 800 on the math portion of the Scholastic Aptitude Test; and

WHEREAS, A junior at Conrad Weiser High School, Jonathan is a member of the National Honor Society, drama club, cross country team, student council and the American Computer Science League, secretary of the Conrad Weiser Key Club and the Conrad Weiser Junior Classical League and section leader of the marching band and concert band. In addition, he is a vice chief of the Order of the Arrow and an Eagle Scout; and

WHEREAS, Jonathan Trump is truly deserving of praise and recognition for his exceptional mathematic abilities and tenacious pursuit of academic excellence.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates Jonathan Trump upon achieving a perfect score on the Scholastic Aptitude Test; offers best wishes for continued excellence in all future endeavors;

AND DIRECTS That a copy of this citation, sponsored by the Honorable Sheila Miller on April 14, 1999, be transmitted to Jonathan Trump, 441 West High Street, Womelsdorf, Pennsylvania 19567.

Sheila Miller, Sponsor

Matthew Ryan, Speaker of the House
ATTEST:

Ted Mazia, Chief Clerk of the House

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 111, PN 1584 (Amended) By Rep. GANNON

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, regulating gamma hydroxybutyric acid; prohibiting certain advertisements by electronic transmission; and further providing for prohibited acts.

JUDICIARY.

HB 595, PN 621 By Rep. WOGAN

An Act regulating tanning facilities; providing for the registration of persons operating tanning facilities; requiring that certain warnings be given and safeguards be taken; imposing penalties; and making a repeal.

CONSUMER AFFAIRS.

HB 950, PN 1583 (Amended) By Rep. WOGAN

An Act requiring disclosure of new motor vehicle damage; and providing for enforcement.

CONSUMER AFFAIRS.

HB 1061, PN 1585 (Amended) By Rep. GANNON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for control of alarm devices and automatic dialing devices; and making editorial changes.

JUDICIARY.

HB 1074, PN 1220

By Rep. GANNON

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

JUDICIARY.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 595 be taken from the table.

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

CALENDAR

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 260, PN 1529.

BILLS ON THIRD CONSIDERATION

BILL PASSED OVER

The SPEAKER. Page 2. The first bill, HB 320, is over.

* * *

The House proceeded to third consideration of **HB 321, PN 328**, entitled:

An Act repealing the act of February 4, 1808 (P.L.34, No.18), entitled, "An act declaring part of Wallenpaupack Creek, in Wayne County, a Public Highway."

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

Adolph	Fairchild	Mann	Schroder
Allen	Fargo	Markosek	Schuler
Argall	Feese	Marsico	Scrimenti
Armstrong	Fichter	Masland	Semmel
Baker	Fleagle	Mayernik	Serafini
Bard	Flick	McCall	Seyfert

Barley	Forcier	McGeehan	Shaner
Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhattan	Smith, S. H.
Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladock	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern
Blaum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Haluska	Nailor	Surla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orie	Taylor, J.
Cam	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horsey	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli
Cohen, L. I.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Horne
Colafella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Walko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

NAYS—0

NOT VOTING—0

EXCUSED—1

Evans

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

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

GUESTS INTRODUCED

The SPEAKER. The Chair a few moments ago neglected to do its entire job when the officers of the Fraternal Congress were recognized. It seems that many members of that group are in the balcony, and we welcome you to Harrisburg. There we are. Please accept my apologies.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 643, PN 1183**, entitled:

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for powers and duties of the commission.

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.

The following roll call was recorded:

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—1

Evans

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

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

* * *

The House proceeded to third consideration of **HB 302, PN 309**, entitled:

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

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.

The following roll call was recorded:

YEAS—201

Adolph	Fairchild	Mann	Schroder
Allen	Fargo	Markosek	Schuler
Argall	Feese	Marsico	Scrimenti
Armstrong	Fichter	Masland	Semmel
Baker	Fleagle	Mayernik	Serafini
Bard	Flick	McCall	Seyfert
Barley	Forcier	McGeehan	Shaner
Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhattan	Smith, S. H.
Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladeck	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern
Blaum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Haluska	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caitagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orie	Taylor, J.
Carn	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horsely	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli

Cohen, L. I.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Horne
Colafrella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Waiko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Daily	Lederer	Rohrer	Wright
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

NAYS-0

NOT VOTING-0

EXCUSED-1

Evans

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

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

BILL PASSED OVER

The SPEAKER. Page 3 of today's calendar. HB 543 is over.

The House proceeded to third consideration of **HB 555, PN 986**, entitled:

An Act amending the act of June 5, 1913 (P.L.419, No.276) entitled "An act to authorize the display of the State, county, city, borough, or other municipal flags on public buildings in the Commonwealth," providing for display of the Pennsylvania flag for deceased firefighters and police officers.

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

Mr. **CALTAGIRONE** offered the following amendment No. **A1527**:

Amend Sec. 1 (Sec. 3), page 1, line 16, by inserting after "RESPONDER"

, member of the General Assembly, former member of the General Assembly, State employee or former State employee

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

The SPEAKER. The Chair recognizes the gentleman, Mr. Caltagirone, on the amendment.

Mr. **CALTAGIRONE**. Thank you, Mr. Speaker.

This amendment would allow members of the General Assembly, former or present, and any State employee, former or present, to have the State flag draped over their coffin at the time of funeral service. There are many members of the General Assembly and State employees that did not have the benefit of ever serving in the U.S. military. This would allow them that honor and distinction, especially members of the General Assembly, to have the State flag over their casket.

It is straightforward, simply put, and I would appreciate your support for this amendment. And it is an option if they want to use it, Mr. Speaker, and they pay for the flag; no free flags.

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

Mr. **CLYMER**. Thank you, Mr. Speaker.

Mr. Speaker, would the maker of the amendment stand for a brief interrogation?

The SPEAKER. The gentleman indicates he will. You may proceed.

Mr. **CLYMER**. Thank you, Mr. Speaker.

Mr. Speaker, how many State employees do we currently have employed?

Mr. **CALTAGIRONE**. I am told it is less than 100,000.

Mr. **CLYMER**. 100,000. And how many retirees do we have? How many State employees are retired?

Mr. **CALTAGIRONE**. Approximately 82,000 or less.

Mr. **CLYMER**. Okay.

And, Mr. Speaker, is there a means test that would be used for a former State employee to have the State flag draped over their casket?

Mr. **CALTAGIRONE**. None, and there would be none for the present bill, I might add, for EMS (emergency medical services) or firefighters.

Mr. **CLYMER**. Okay.

Mr. Speaker, if a State employee, a former State employee, would be defined as having worked for 1 week, would they qualify under your amendment?

Mr. **CALTAGIRONE**. If they were a former State employee, they would probably qualify, but let me put this proviso. If you are getting to the cost of using the flags, specifically we have indicated that that cost would be borne by that family or person. It is not going to be borne by the State. There is no cost to the State for the flag.

Mr. **CLYMER**. Mr. Speaker, if the employee had been discharged for disciplinary reasons, would that employee also be eligible under your amendment?

Mr. **CALTAGIRONE**. I know where you are heading with that question, and let me reiterate, the same would hold true for the EMS and firefighters. If anybody is under investigation, if anybody has been disciplined, the same would hold true. I would suggest that if you are getting to the point where there should be a provision in this legislation as well as the amendment prohibiting anybody that is either under investigation or has served any time for a criminal offense, even though they may or may not have been or are an employee of the State, then I would say that this bill should be passed over until that issue is addressed, because it holds true for firefighters as well as EMS employees.

Mr. CLYMER. Mr. Speaker, I have finished my interrogation and would like to speak on the amendment.

The SPEAKER. The gentleman is recognized on the amendment.

Mr. CLYMER. Mr. Speaker, there is a major difference between what the maker of the amendment said and what HB 555 indicates. Under HB 555 — and I am sure the prime sponsor will say more about it — those who are to be the recipient of a State flag on their caskets have to be actively employed; they must be actively involved. Now, I would think that if a person working as a firefighter or for a rescue or ambulance or fire police or policeman were convicted of a felony or were somehow doing wrong things, that they would no longer be actively employed. On the other hand — on the other hand — a former State employee does not meet that same standard, and that person then could still receive the benefit of HB 555.

Mr. Speaker, the maker, the primary sponsor, of HB 555 is doing this because we are honoring those individuals who have provided special services for this Commonwealth, services that are critical to the importance of our everyday life. I do not mean to detract from the maker of amendment 1527 and what he is attempting to do. Certainly we recognize that members of the General Assembly and members of Pennsylvania, who are employed by the State of Pennsylvania, are hardworking and certainly individuals who care about their jobs, but we are talking two different criteria here, and, Mr. Speaker, for the reasons that I presented, I am going to be a “no” vote on this amendment. Thank you.

The SPEAKER. On the question, the Chair recognizes the gentleman from York County, Mr. Saylor.

Mr. SAYLOR. Thank you, Mr. Speaker.

I, too, rise to oppose this amendment to the bill, HB 555.

It is one thing to propose the allowance of using the State flag on somebody’s casket should be a great honor. There are a lot of fine and outstanding employees of this Commonwealth who have served us well over the many years and will continue to do so, but this amendment says any State employee. If the State employee was fired for malfeasance on the job, if the State employee worked here for only a week, they would still have the right to have a flag on their casket. The right to have our State flag on their casket should be a great and a high honor. If the maker of the amendment had said a retired State worker, State employee, I could understand that; I could maybe even accept that, but for any State employee to have that, to me is wrong.

This bill is about honoring people who have dedicated their lives to the service of the people of this Commonwealth, and I ask my colleagues in this House today to vote this amendment down and say no. Thank you.

The SPEAKER. The gentleman from Philadelphia County, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, this debate puzzles me. All Mr. Caltagirone is doing is allowing individuals to purchase State flags to put on the casket of a loved one. I really do not understand why that should be objectionable to any member. I really do not understand why some people believe we should have a merit test. Is anyone suggesting we have a board that reviews a State employee’s service to determine whether he is worthy of this honor? Is anyone suggesting maybe we have a board of people getting paid \$50,000 a year to hold hearings and see who is worthy of this

honor? Are we going to create a whole new expensive bureaucracy to see who is worthy of this honor? This does not make any sense.

There is absolutely no way this can be policed. State flags are available in stores all over this Commonwealth, and all we are doing is saying you are allowed to buy a State flag at your own expense and put it on a loved one’s coffin. That is all Mr. Caltagirone is saying with his amendment. That is all this bill says.

We are talking about very, very little. We are talking about no expenditure of State funds. If the State would choose to produce flags — right now it does not — if the State would choose to produce flags, the State could make money off it. Right now the private-sector flagmakers can make some money off this for each additional flag that might be sold in this fashion.

I do not think there is any reason for anybody to oppose this, and I would really urge the people who spoke against it to reconsider their position. I would urge all members of the House to support this very worthy amendment to this worthy bill.

The SPEAKER. Mr. DeLuca, on the question.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the Caltagirone amendment.

First of all, when we drape a casket with the flag, it is an honor, because it is a special honor that we do that. What we are and what the maker of the bill is trying to do—

The SPEAKER. Will the gentleman yield.

Mr. DeLUCA. Pardon me?

The SPEAKER. Conferences on the side aisles, please break up. The conference in the center aisle, please break up. Roving conferees, please return to your seats.

Mr. DeLuca, I am sorry. You are recognized.

Mr. DeLUCA. Thank you, Mr. Speaker.

What the maker of the bill is trying to do is provide a special honor for the people who have served this Commonwealth — volunteering their times through all our communities and dedicating their lives to protecting our communities, our loved ones — and that certainly deserves the honor, God forbid, when they pass away, that their coffins are draped with a flag. Certainly our servicemen deserve that honor, but we should not be just giving this to anyone.

And why we are singling out State employees and former State employees and even members of the General Assembly, why would we not say everybody in the Commonwealth? Although I have the most respect for our Commonwealth employees, but there are other people out there who work hard and why do they not deserve that honor and their families? As the previous speaker says, all we are asking is the family to be able to buy a flag. Then why do we not permit all families to buy flags to honor their loved ones? That is not the reason we utilize the flag on top of a casket. It is an honor, it is a special honor that we have decided that they deserve because of what they have dedicated themselves to their fellow workers, to their fellow members in their community and dedication.

This is certainly the wrong thing to be doing, and I totally oppose this, and I would ask the members on this side of the aisle to oppose this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Kaiser.

Mr. KAISER. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the Caltagirone amendment.

I believe we have many loyal State employees that serve the residents of the Commonwealth, and when they pass away, I feel that their family has the right to use a State flag on the coffin if they would like.

You have many people who work in the Department of Welfare or PennDOT employees who are very conscientious, dedicated employees, and I know the previous speakers — one from Allegheny County and one from Bucks — that brought up the bad side of State employees. Well, I am certain if there are bad employees and they are fired from the State, they would not want a coffin draped with a State flag. But I think this is a good piece of legislation. This amendment, let us face it, some people are hired by the Commonwealth when they come out of high school and they work until they are 62 or 65 years old. There are many employees that when they retire from the State have 30- or 40-plus years of service.

I think this is proper and fitting, and I support the Caltagirone amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman, Mr. Michlovic, from Allegheny County.

The conferences in the vicinity of the Allegheny delegation, please discontinue.

Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, I rise to support the Caltagirone amendment for a number of reasons.

Other members have talked about people who have dedicated their lives and volunteered their services in the interest of Pennsylvanians. I think that describes every one of us in this room and many of our former colleagues and many of the people that will follow us. They were dedicated public servants, and to essentially not include them in an honor of placing a flag on their casket when they pass away is actually an insult to me. I think that after they have been in the hall of the House and worked diligently to advance the interests of Pennsylvanians, they ought to be honored if their family wishes to have that Pennsylvania flag on their casket to note some public service to the Commonwealth of Pennsylvania.

Each time a former member of this chamber passes away, we have a very honorable and august moment of silence to remember them, to say a prayer, and to think about them, and to officially record the thanks of the Commonwealth in this very chamber of their service. We ought to do that. We ought to allow the family to get that visible recognition at the burial service with the flag draped on the coffin, and that does not just include us, in my mind; it seems to be sensible for other State employees as well.

The notion that emergency responders are all volunteers is not true today. It is becoming less and less true. More and more we are finding responders to emergencies are paid public employees for both municipal and city governments, and I think recognizing that, that those are paid responders, they are no different. They just have a different job title and a different job task than many of the State employees who are out in the woods today, who are in the coal mines today checking for the Commonwealth of Pennsylvania to make sure that safety precautions are taken or environmental laws are being adhered to, and they are no less dedicated in the service to Pennsylvania than emergency responders.

For all of those reasons, Mr. Speaker, I think that we ought to allow the family to make that decision in the cases of State employees, in the cases of members of the General Assembly

certainly. If they wish to have the flag draped on that casket, we ought to allow them. We ought to include them in this legislation, and we ought to support the Caltagirone amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER. The Chair at this time would like to welcome to the hall of the House students and teachers from the Frazier School District, here today as the guests of Representative Shaner. Would the guests please rise.

As the guests of Representative David Steil of Bucks County, Paul Wehner and his son, Kevin, are present on the floor of the House. Would the guests please rise, in the rear of the House.

And seated in the back of the House, as guests of Representative Petrarca, the Derry Area junior varsity cheerleading squad and the Derry Area midget cheerleaders. Both squads are State champions in their various levels.

CONSIDERATION OF HB 555 CONTINUED

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

Mr. TRELLO. Mr. Speaker, I rise to support the amendment.

There is no mandate in this amendment that says that they have to put the flag there. This is not to honor anyone. It just allows them to do something that they are currently allowed to do right now. As a matter of fact, there is no need for this amendment at all, because if I want to honor a constituent of mine who served in the State government, I can bring a flag to the family and put it on there and there is not a law that says that you cannot.

For another reason I want to support this, can you imagine what this will do to the flag industry? I would imagine something like this will create maybe 1,000 or even 2,000 jobs, because there will be a greater demand for flags. So what we are doing is voting for something that people are already allowed to do. So let us give our State employees and the families that want to spend the money, buy a flag, and put it on the casket of their loved one the right to do that, and I ask for an affirmative vote. Thank you very much.

The SPEAKER. The lady, Ms. Bebko-Jones.

Ms. BEBKO-JONES. Thank you, Mr. Speaker.

I would like to interrogate the maker of the amendment, please.

The SPEAKER. The gentleman, Mr. Caltagirone, indicates he will stand for interrogation. You may proceed.

Ms. BEBKO-JONES. Just to somewhat echo the previous speaker, Mr. Speaker, if I died today and my family wanted to put the State flag on my casket, are they going to get penalized in any way if they did that?

Mr. CALTAGIRONE. I would imagine that you would have that constitutional right, but what this legislation would do is put it into statute for employees, which would include members of this chamber. You do not have to.

Ms. BEBKO-JONES. But at the present time if families would do this for members of the General Assembly or State employees, we could do this. Am I correct?

Mr. CALTAGIRONE. There is no official State sanction calling for that as an option if you would so choose or your family would so choose. You probably could do it.

Ms. BEBKO-JONES. But right now there is absolutely no penalty to any family if they wish to do this. Yes or no; just yes or no I want.

Mr. CALTAGIRONE. Excuse me; I did not hear the question.

Ms. BEBKO-JONES. Right now is there any penalty if we would do this? Yes or no.

Mr. CALTAGIRONE. No, none that I know of.

Ms. BEBKO-JONES. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, I am rising to discuss this amendment as a combat veteran. I do not know how many veterans there are in the hall of the House. I would suspect that fewer than 25 percent are veterans and a smaller percentage of those actually served in combat. I have been privileged to serve on the honor guards and burial details in various capacities as a member of the VFW (Veterans of Foreign Wars), the American Legion, the AMVETS, the Marine Corps League, and other service organizations, where I have held both local, departmental, and statewide offices, and I believe that it is a privilege afforded only to veterans that the American flag be draped on their casket in a sign of respect and gratitude by the American people for those individuals who served their country.

Now I think about this amendment, and, Mr. Speaker, I have thought about it and I have thought about what my comrades in these other organizations would feel about it, and I come to the conclusion, Mr. Speaker, that Pennsylvania State employees who have served their fellow citizens in the State of Pennsylvania do in fact deserve the right to be honored, do in fact deserve the right to have some respect shown by having a Pennsylvania flag draped over their coffin. I do not believe it will offend any veteran. It is not an American flag; it is a Pennsylvania flag, and I do not think that it causes any harm or disrespect to anyone who is presently privileged to have that American flag draped on their coffin.

So, Mr. Speaker, I think that the objections to this amendment are a lot to do about nothing. I do believe that we have some very highly qualified and dedicated employees in this State who ought to at their option be allowed to drape the Pennsylvania flag on their coffin as a mark of respect but mainly a mark of gratitude from the Pennsylvanians that they have served.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—126

Adolph	Druce	Maher	Scrimenti
Allen	Eachus	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker	Flick	Markosek	Smith, S. H.
Barrar	Frankel	Mayernik	Staback
Battisto	Freeman	McCall	Stairs
Bebko-Jones	George	McGeehan	Steelman
Belardi	Gigliotti	Melio	Stetler
Belfanti	Godshall	Michlovic	Sturla
Birmelin	Grucela	Micozzie	Surra
Bishop	Gruitza	Miller, S.	Tangretti
Blaum	Habay	Mundy	Taylor, J.
Boyes	Haluska	Myers	Thomas
Bunt	Hanna	O'Brien	Tigue
Butkovitz	Harhai	Oliver	Travaglio
Buxton	Hennessey	Pesci	Trello
Caltagirone	Herman	Petrarca	Trich

Cappabianca	Hershey	Petrone	Van Horne
Cam	Horsey	Pippy	Veon
Casorio	James	Pistella	Vitali
Cawley	Josephs	Preston	Walko
Cohen, M.	Kaiser	Ramos	Washington
Colafella	Keller	Readshaw	Williams
Cornell	Kenney	Reinard	Wojnaroski
Corrigan	Kirkland	Rieger	Yewcic
Costa	Krebs	Roberts	Youngblood
Coy	LaGrotta	Robinson	Yudichak
Curry	Laughlin	Roebuck	Zimmerman
Daley	Lederer	Rooney	Zug
Dermody	Lescovitz	Ruffing	
DeWeese	Levdansky	Sainato	Ryan,
Donatucci	Lucyk	Santoni	Speaker

NAYS—75

Argall	Feese	McGill	Schroder
Bard	Fleagle	McIlhattan	Schuler
Barley	Forcier	McIlhinney	Serafini
Bastian	Gannon	McNaughton	Seyfert
Benninghoff	Geist	Metcalfe	Smith, B.
Browne	Gladeck	Miller, R.	Snyder
Chadwick	Gordner	Nailor	Soibobay
Civera	Harhart	Nickol	Steil
Clark	Hasay	Orie	Stern
Clymer	Hess	Perzel	Stevenson
Cohen, L. I.	Hutchinson	Phillips	Struttmatter
Dailey	Jadlowiec	Platts	Taylor, E. Z.
Dally	Lawless	Raymond	True
DeLuca	Leh	Rohrer	Tulli
Dempsey	Lynch	Ross	Vance
DiGirolamo	Maitland	Rubley	Wilt
Egolf	Major	Samuelson	Wogan
Fairchild	Marsico	Sather	Wright
Fargo	Masland	Saylor	

NOT VOTING—0

EXCUSED—1

Evans

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

On the question of final passage, the Chair recognizes the lady from Montgomery County, Ms. Bard.

Ms. BARD. Thank you, Mr. Speaker.

I would like to refer to HB 555 as the Eberle bill.

Mr. Eberle joined his local fire company in 1930 at the age of 20. Al Eberle devoted the remaining almost 70 years of his life to public service and to the fire and emergency services in particular. Mr. Eberle, who was a constant lobbyist for fire services issues, suggested to me that allowing emergency responders to be honored with a draped casket would be a fitting tribute to their years of devoted and heroic community service. I wish that this bill had become law prior to Mr. Eberle's passing on February 24, 1999.

HB 555, the Eberle bill, authorizes display of the Pennsylvania State flag at funeral processions and on caskets of deceased emergency service responders. Because all flags fall into a special category, allowable uses are regulated by law. This legislation would amend existing law to affirm the right to display the flag at funeral processions or on caskets of those so designated.

I would ask for the support of the members of the House.

REMARKS SUBMITTED FOR THE RECORD

Ms. BARD. I would like to submit for the record a tribute to Mr. Eberle from the Roslyn Fire Company No. 1. Thank you, Mr. Speaker.

Ms. BARD submitted remarks for the Legislative Journal.

(For remarks, see Appendix.)

On the question recurring, Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

Table listing names of members who voted 'YEAS' (201 total). Includes names like Adolph, Allen, Argall, Armstrong, Baker, Bard, Barley, Barrar, Bastian, Battisto, Bebk-Jones, Belardi, Belfanti, Benninghoff, Birmelin, Bishop, Blaum, Boyes, Browne, Bunt, Butkovitz, Buxton, Caltagirone, Cappabianca, Carn, Casorio, Cawley, Chadwick, Civera, Clark, Clymer, Cohen, L. I., Cohen, M., Colafella, Cornell, Corrigan, Costa, Coy, Curry, Dailey, Daley, Dally, DeLuca, Dempsey, Fairchild, Fargo, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Freeman, Gannon, Geist, George, Gigliotti, Gladeck, Godshall, Gordner, Grucela, Gruitza, Habay, Haluska, Hanna, Harhai, Harhart, Hasay, Hennessey, Herman, Hershey, Hess, Horsey, Hutchinson, Jadiowiec, James, Josephs, Kaiser, Keller, Kenney, Kirkland, Krebs, LaGrotta, Laughlin, Lawless, Lederer, Leh, Lescovitz, Mann, Markosek, Marsico, Masland, Mayernik, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Metcalfe, Michlovic, Micozzie, Miller, R., Miller, S., Mundy, Myers, Nailor, Nickol, O'Brien, Oliver, Orije, Perzel, Pesci, Petrarca, Petrone, Phillips, Pippy, Pistella, Platts, Preston, Ramos, Raymond, Readshaw, Reinard, Rieger, Roberts, Robinson, Roebuck, Rohrer, Rooney, Ross, Schroder, Schuler, Scrimenti, Semmel, Serafini, Seyfert, Shaner, Smith, B., Smith, S. H., Snyder, Solobay, Staback, Stairs, Steelman, Steil, Stern, Stetler, Stevenson, Strittmatter, Sturia, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tigie, Travaglio, Trello, Trich, True, Tulli, Vance, Van Home, Veon, Vitali, Walko, Washington, Williams, Wilt, Wogan, Wojnaroski, Wright, Yewcic, Youngblood.

Table listing names of members who voted 'NAYS' (0 total). Includes names like Dermody, DeWeese, DiGirolamo, Donatucci, Druce, Eachus, Egolf, Levdansky, Lucyk, Lynch, MaHer, Maitland, Major, Manderino, Rubley, Ruffing, Sainato, Samuelson, Santoni, Sather, Saylor, Yudichak, Zimmerman, Zug, Ryan, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—1

Evans

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

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

The House proceeded to third consideration of HB 649, PN 688, entitled:

An Act establishing standards regulating residential swimming pool, hot tub and spa design and construction; providing for safety precautions and protection against potential immersion accidents for children; and imposing a penalty.

On the question,

Will the House agree to the bill on third consideration?

RULES SUSPENDED

The SPEAKER. The gentleman, Mr. Petrone, do you desire recognition at this time?

Mr. PETRONE. Thank you, Mr. Speaker.

Mr. Speaker, I respectfully request a suspension of the House rules so that I may offer amendment A0807 to HB 649.

My amendment would correct a drafting omission by adding counties of the second class to the definition of "municipality" provided in the bill.

As this is a technical amendment and has been agreed to by my colleague, Chairman Reinard, I would appreciate the support of the House in my request and in addressing this matter. Thank you, Mr. Speaker.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—201

Table listing names of members who voted 'YEAS' (201 total). Includes names like Adolph, Allen, Argall, Armstrong, Baker, Bard, Barley, Fairchild, Fargo, Feese, Fichter, Fleagle, Flick, Forcier, Mann, Markosek, Marsico, Masland, Mayernik, McCall, McGeehan, Schroder, Schuler, Scrimenti, Semmel, Serafini, Seyfert, Shaner.

Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhattan	Smith, S. H.
Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladeck	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern
Blaum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Haluska	Nailor	Sturla
Butkovitz	Hanna	Nickoi	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orie	Taylor, J.
Carn	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horshey	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli
Cohen, L. I.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Horne
Colafella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Walko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rublely	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

NAYS-0

NOT VOTING-0

EXCUSED-1

Evans

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

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

Mr. **PETRONE** offered the following amendment No. **A0807**:

Amend Sec. 3, page 5, line 8, by inserting after "class,"
county of the second class,

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

The **SPEAKER**. On the question, the Chair recognizes the gentleman, Mr. Petrone. Do you have any further explanation of your amendment? The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-200

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

NAYS-1

Hennessey

NOT VOTING-0

EXCUSED-1

Evans

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

The Chair recognizes the gentleman, Mr. Gordner, on final passage.

Mr. GORDNER. Thank you, Mr. Speaker.
Could I interrogate the sponsor of this bill?

The SPEAKER. The gentleman, Mr. Reinard, will subject himself to interrogation. You may begin.

Mr. GORDNER. Thank you, Mr. Speaker.
I know this legislation has, I believe, come before the General Assembly in the past.

For those of us who represent rural areas — and I have 25, 26 municipalities in my district, many of them very rural — if I am out in a rural area and I am going to build a swimming pool, I am going to need to comply with this bill by getting a permit?

Mr. REINARD. Thank you, Mr. Speaker.
Mr. Speaker, this legislation, first off, to get to your question, does not have any opposition from any local government association or the pool and spa industry.

What the legislation does is grandfathers in every existing pool and every existing pool ordinance in effect presently in the Commonwealth. If there is not a pool ordinance in effect and it is a farm, it is also exempted in this legislation. So now we would only be talking about a residential pool that would be a new pool, and if it is in a municipality that does not have the ordinance, then this minimum ordinance would then apply on any new residential pool, not on a farm, not on anything that is already in existence.

Mr. GORDNER. Okay. As I understand, a farm is defined as a parcel of 25 acres or more.

Mr. REINARD. That is correct.
Mr. GORDNER. All right. So if I live on a premises and I have 15 acres and I am going to put a pool on my 15 acres, I would need to comply and get a permit.

Mr. REINARD. Under the terms, if it is a swimming pool, absolutely. We want to make sure that there is the lifesaving equipment necessary. We have in Pennsylvania, on average, 25 children a year drown. The majority of those are in backyard pools regardless of the size.

Mr. GORDNER. Is there anything in this legislation that would make a permit applicable to any sort of pond or anything like a pond?

Mr. REINARD. Ponds, watering types of things for cattle are all excluded.

Mr. GORDNER. Okay. Thank you.
I have no further interrogation at this point. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—156

Adolph	Fairchild	McGeehan	Semmel
Allen	Fichter	McGill	Shaner
Argall	Fleagle	McIlhinney	Smith, B.
Armstrong	Flick	McNaughton	Snyder
Bard	Frankel	Melio	Solobay
Barley	Freeman	Michlovic	Staback
Barrar	Gannon	Micozzie	Stairs
Bastian	Gigliotti	Miller, S.	Steelman
Battisto	Gladeck	Mundy	Stiel
Bebko-Jones	Gruitza	Myers	Stetler
Belardi	Habay	O'Brien	Stevenson
Belfanti	Haluska	Oliver	Strittmatter
Bishop	Harhai	Orie	Sturla
Blaum	Harhart	Perzel	Taylor, E. Z.
Boyes	Hennessey	Petrarca	Taylor, J.
Browne	Herman	Petrone	Thomas
Bunt	Hershey	Phillips	Tigue
Butkovitz	Hess	Pippy	Travaglio
Buxton	Horsey	Pistella	Trello
Caltagirone	James	Platts	Trich
Cappabianca	Josephs	Preston	True
Carn	Kaiser	Ramos	Tulli
Civera	Keller	Raymond	Vance
Clymer	Kenney	Readshaw	Van Horne
Cohen, L. I.	Kirkland	Reinard	Veon
Cohen, M.	LaGrotta	Rieger	Vitali
Cornell	Laughlin	Roberts	Walko
Corrigan	Lawless	Robinson	Washington
Costa	Lederer	Roebuck	Williams
Curry	Leh	Rooney	Wilt
Dailey	Lescovitz	Ross	Wogan
Daley	Levdansky	Rublely	Wojnaroski
Dally	Lucyk	Ruffing	Wright
DeLuca	Maher	Sainato	Youngblood
Dempsey	Manderino	Samuelson	Yudichak
Dermody	Mann	Santoni	Zimmerman
DiGirolamo	Markosek	Schroder	
Donatucci	Marsico	Schuler	Ryan,
Druce	Masland	Scrimenti	Speaker
Eachus	Mayemik		

NAYS—45

Baker	Feese	Krebs	Rohrer
Benninghoff	Forcier	Lynch	Sather
Birmelin	Geist	Maitland	Saylor
Casorio	George	Major	Serafini
Cawley	Godshall	McCall	Seyfert
Chadwick	Gordner	McIlhattan	Smith, S. H.
Clark	Grucela	Metcalfe	Stern
Colafella	Hanna	Miller, R.	Surra
Coy	Hasay	Nailor	Tangretti
DeWeese	Hutchinson	Nickol	Yewcic
Egolf	Jadlowiec	Pesci	Zug
Fargo			

NOT VOTING—0

EXCUSED—1

Evans

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

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

VOTE CORRECTION

The SPEAKER. Mr. Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Mr. Speaker, a few moments ago on amendment No. 807 of Representative Petrone to HB 649, I was trying to push my page button. Instead, I pushed the "no" button, and I was recorded in the negative as voting against his amendment. My apologies to the House and to Representative Petrone. Please correct the record to indicate that I would vote in favor of his amendment as I did on final passage.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 739, PN 985**, entitled:

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for the Emergency Management Assistance Compact.

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?

Mr. Semmel, are you seeking recognition on this?

Mr. SEMMEL. I am; on HB 739.

The SPEAKER. The Chair recognizes the gentleman.

Mr. SEMMEL. Thank you, Mr. Speaker.

I stand today to urge my colleagues to vote in the affirmative for HB 739.

This legislation would enact into law the Commonwealth's participation in the Emergency Management Assistance Compact, EMAC, which was ratified by our 104th Congress. At the present time this compact has 27 States and the territory of Puerto Rico in its membership.

The purpose of this compact is to provide for mutual assistance between compact States in the event of an emergency or disaster that is duly declared by the Governor of the affected State. This compact will indeed enhance the Commonwealth's emergency preparedness capabilities as well as afford the Commonwealth the necessary protections and immunities which need to be in place in order for our State personnel and resources to cross State lines to offer needed assistance.

This legislation is also of great benefit to the new, federally appointed mission of our Pennsylvania National Guard. The Pennsylvania National Guard has recently formed a rapid intervention team for weapons of mass destruction. Through the enactment of this important legislation, our National Guard members will have the necessary authority and protections to respond to chemical and biological emergencies that may occur in any State along the eastern seaboard.

Overall, as we approach the new millennium, the provisions of HB 739 are very much warranted. Through mutual assistance

agreements like the one before you today, Pennsylvania and its border States will be better prepared to respond to Mother Nature's fury as well as so many other emergencies which we unfortunately will have to encounter in future times.

I urge the members to vote in the affirmative for HB 739. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—201

Adolph	Fairchild	Mann	Schroder
Allen	Fargo	Markosek	Schuler
Argall	Feese	Marsico	Scrimenti
Armstrong	Fichter	Masland	Semmel
Baker	Fleagle	Mayemik	Serafini
Bard	Flick	McCall	Seyfert
Barley	Forcier	McGeehan	Shaner
Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhattan	Smith, S. H.
Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladeck	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern
Blaum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Stritmatter
Bunt	Haluska	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orte	Taylor, J.
Cam	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horsey	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli
Cohen, L. I.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Horne
Colafella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Walko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright
DeLuca	Leh	Rooney	Yewic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

NAYS—0

NOT VOTING—0

EXCUSED—1

Evans

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

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

RESOLUTIONS

RESOLUTION PASSED OVER

The SPEAKER. HR 90 is over.

* * *

Mr. BELFANTI called up **HR 142, PN 1531**, entitled:

A Resolution directing the House Committee on Game and Fisheries to hold immediate public hearings on recent fish contamination problems.

On the question,
Will the House adopt the resolution?

The SPEAKER. Mr. Belfanti, we had some information that you were going to withdraw this resolution. Do you want it run or withdrawn?

Mr. BELFANTI. Mr. Speaker, I would like to make a comment prior to withdrawal, if I can.

The SPEAKER. The gentleman is in order.

Mr. BELFANTI. Mr. Speaker, most members of the chamber, if not all, were aware that the early part of last week the Pennsylvania Fish Commission announced that there were some fish that were tainted with PCBs (polychlorinated biphenyls) which emanated from the Huntsdale fish hatchery, and there were a lot of alerts that were placed on various media advising people that fish that were stocked in the winter months, the pre-season stocking, that in a number of Pennsylvania counties, those residents should not eat more than one trout per week for a 52-week period and that pregnant women should not consume any trout caught in streams in those particular counties.

Mr. Speaker, my office, as I am sure most of the other members in the chamber, was inundated with phone calls not only if you lived in one of the counties that might have had an affected stream but also if you lived in an adjacent county from your sportsmen and anglers who were concerned that the fishermen from those counties, the affected counties, would travel to the unaffected county and fish all the trout out. So there were people in my office that were demanding that I get the Fish Commission to put three times as much trout in my streams so that all of Eddie Staback's constituents could fish there.

In any case, Mr. Speaker, I thought it was important at the time that the General Assembly let the public know that we were going to ensure that an investigation took place and we found out if that was the only affected hatchery, if there were other hatcheries affected, and what steps could be taken to ensure this incident did not occur in the future.

In the interim, Mr. Speaker, the Fish Commission announced on Thursday that some other samples had been returned and that the trout from various other hatcheries in the Commonwealth were in fact not tainted and were safe, and then on Friday, Chairman Smith held a press conference with the Fish Commission and announced that he in fact intends to have a number of public meetings as opposed to public hearings to determine what the situation was and how it occurred.

Mr. Speaker, there was nothing in my resolution that in any way pointed blame or fingers at the Fish Commission, because I think they have done a commendable job in not only announcing the possibility of a problem but with working with the Department of Environmental Protection and also the Department of Health to ensure the safety of Pennsylvania's anglers.

So, Mr. Speaker, in that Chairman Smith is already in the planning stages of conducting public meetings, I am respectfully requesting that — first of all, I support that concept — and I am respectfully requesting a withdrawal of my resolution and recognition of Chairman Smith for some comments as well on this issue. Thank you.

The SPEAKER. The gentleman is unable at this point to withdraw a resolution, because it has come through the system and it is on the calendar. It is not like an amendment that you were going to offer and you changed your mind. This is something that is here.

I might suggest to the gentleman that a motion to recommit it to Rules would be in order, or a motion to pass over the resolution until some later date would be in order.

Mr. BELFANTI. Thank you, Mr. Speaker.
You are quite right as usual.

RESOLUTION RECOMMITTED

Mr. BELFANTI. I would then like to make a motion that we recommit the resolution to the Committee on Rules.

The SPEAKER. The Chair thanks the gentleman.

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

STATEMENT BY MR. B. SMITH

The SPEAKER. Mr. Smith, did you want to be recognized on this matter that is no longer before us?

Mr. B. SMITH. I would not think of it, Mr. Speaker. I might have a point of parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. B. SMITH. I just want to call attention to the terrible sequence of events that the Fish and Boat Commission experienced, and I also want to say that Representative Belfanti was accurate in his statements.

I would also observe that the members of the House of Representatives and the public were well aware of this sequence of events, and there are members from the Fish and Boat Commission in the rear of the House who would meet with anybody who wants to talk about it.

And lastly, my parliamentary inquiry would be, I do not know whether the Speaker is aware, but one of the considerations that the Fish and Boat Commission was considering, had all the trout

at Huntsdale been required to be destroyed or gotten rid of because of PCBs – but we are on the Great Lake standards – those fish could have been sold to grocery stores, and the PCB level for grocery stores was all right. But thankfully, the Fish and Boat Commission did not have to consider that alternative, and I did not know if the Speaker was aware of that.

The SPEAKER. The Chair thanks the gentleman and will not answer.

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guest of the Democratic floor leader, Mr. DeWeese, and Representative James Casorio, Mr. Casorio's brother, Dr. Joseph Casorio. Would the gentleman please rise.

HB 649 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. George, who moves that the vote by which HB 649 was passed on the 20th day of April be reconsidered.

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

The following roll call was recorded:

YEAS—201

Adolph	Fairchild	Mann	Schroder
Allen	Fargo	Markosek	Schuler
Argall	Feese	Marsico	Scrimenti
Armstrong	Fichter	Masland	Semmel
Baker	Fleagle	Mayernik	Serafini
Bard	Flick	McCall	Seyfert
Barley	Forcier	McGeehan	Shaner
Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhatten	Smith, S. H.
Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladeck	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern
Blaum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Haluska	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orie	Taylor, J.
Carn	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horsey	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli
Cohen, L. I.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Horne
Colafella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Walko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright

DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rublely	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

NAYS—0

NOT VOTING—0

EXCUSED—1

Evans

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

On the question recurring,
Shall the bill pass finally?

The SPEAKER. On the question of final passage, the Chair recognizes the gentleman— Mr. George, do you wish recognition on final passage? The gentleman is recognized.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, in no way would I want to allude or insist that the maker of this bill has any intention other than a legitimate interest and concern for the people in Pennsylvania that have swimming pools and hot tubs and such.

The SPEAKER. Will the gentleman, Mr. George, yield for a moment.

BILL PASSED OVER

The SPEAKER. The Chair has been requested to pass this bill over for the day.

Without objection, at this time the bill is passed over and we will have time to debate it at a later date.

RESOLUTIONS

Mr. TAYLOR called up **HR 143, PN 1532**, entitled:

A Resolution directing a study on the Philadelphia stadium projects.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—201

Adolph	Fairchild	Mann	Schroder
Allen	Fargo	Markosek	Schuler
Argall	Feese	Marsico	Scrimenti
Armstrong	Fichter	Masland	Semmel
Baker	Fleagle	Mayernik	Serafini
Bard	Flick	McCall	Seyfert
Barley	Forcier	McGeehan	Shaner
Barrar	Frankel	McGill	Smith, B.
Bastian	Freeman	McIlhatten	Smith, S. H.

Battisto	Gannon	McIlhinney	Snyder
Bebko-Jones	Geist	McNaughton	Solobay
Belardi	George	Melio	Staback
Belfanti	Gigliotti	Metcalfe	Stairs
Benninghoff	Gladeck	Michlovic	Steelman
Birmelin	Godshall	Micozzie	Steil
Bishop	Gordner	Miller, R.	Stern
Blaum	Grucela	Miller, S.	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Haluska	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cappabianca	Hasay	Orie	Taylor, J.
Carn	Hennessey	Perzel	Thomas
Casorio	Herman	Pesci	Tigue
Cawley	Hershey	Petrarca	Travaglio
Chadwick	Hess	Petrone	Trello
Civera	Horsey	Phillips	Trich
Clark	Hutchinson	Pippy	True
Clymer	Jadlowiec	Pistella	Tulli
Cohen, L. J.	James	Platts	Vance
Cohen, M.	Josephs	Preston	Van Horne
Colafella	Kaiser	Ramos	Veon
Cornell	Keller	Raymond	Vitali
Corrigan	Kenney	Readshaw	Walko
Costa	Kirkland	Reinard	Washington
Coy	Krebs	Rieger	Williams
Curry	LaGrotta	Roberts	Wilt
Dailey	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Yudichak
DeWeese	Lucyk	Ruffing	Zimmerman
DiGirolamo	Lynch	Sainato	Zug
Donatucci	Maher	Samuelson	
Druce	Maitland	Santoni	Ryan,
Eachus	Major	Sather	Speaker
Egolf	Manderino	Saylor	

NAYS-0

NOT VOTING-0

EXCUSED-1

Evans

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

RESOLUTIONS PASSED OVER

The SPEAKER. The balance of the resolutions on page 4 are over.

RESOLUTIONS PURSUANT TO RULE 35

The SPEAKER. The Chair turns to page 5, which is the beginning of some three or four pages of resolutions pursuant to rule 35.

Without objection, the Chair will take a voice vote on these resolutions individually. If any member wants to speak on it or objects to a voice vote on any one of these resolutions, please call that to the attention of the Chair.

Ms. SEYFERT called up HR 44, PN 640, entitled:

A Resolution declaring the month of May 1999 as "Reflex Sympathetic Dystrophy Syndrome Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

Mrs. FORCIER called up HR 52, PN 756, entitled:

A Resolution designating May 1999 as "Motorcycle Safety and Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

Mr. O'BRIEN called up HR 54, PN 758, entitled:

A Resolution designating May 2 through 8, 1999, as "Medicare Rights Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

RESOLUTIONS PASSED OVER

The SPEAKER. HRs 80 and 81, on page 5, are over. Page 6. HR 82 is over.

Mr. BATTISTO called up HR 93, PN 1190, entitled:

Resolution recognizing May 2 through 8, 1999, as "Brain Tumor Awareness Week."

On the question,
Will the House adopt the resolution?
Resolution was adopted.

Mrs. TAYLOR called up HR 101, PN 1196, entitled:

A Resolution memorializing the Governor to proclaim May 1999 as "Celebrate to Live Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mrs. TAYLOR called up **HR 102, PN 1197**, entitled:

A Resolution declaring the month of May 1999, as "Lyme Disease Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mrs. TAYLOR called up **HR 103, PN 1198**, entitled:

A Resolution designating the week of May 9 through 15, 1999, as "Juror Appreciation Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mrs. FORCIER called up **HR 107, PN 1302**, entitled:

A Resolution declaring the week of May 16 through 22, 1999, as "Emergency Medical Services Week"; declaring May 16, 1999, as "Citizen Recognition and Appreciation Day"; and declaring May 22, 1999, as "Emergency Medical Services Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mr. SCHULER called up **HR 116, PN 1375**, entitled:

A Resolution declaring May 1999 as "Older Pennsylvanians Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

RESOLUTIONS PASSED OVER

The SPEAKER. The first four resolutions on page 7 of the calendar are over for today.

* * *

Mr. BARRAR called up **HR 127, PN 1386**, entitled:

A Resolution designating May 3, 1999, as "Home and School Association Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mr. HERMAN called up **HR 129, PN 1453**, entitled:

A Resolution congratulating the Penn State fencing team on winning an unprecedented fifth straight national title.

On the question,
Will the House adopt the resolution?

The SPEAKER. Does the gentleman, Mr. Herman, desire recognition on this resolution?

Mr. HERMAN. Thank you very much, Mr. Speaker, and I appreciate the indulgence of the members of the chamber.

However, earlier as we recognized the men's and women's fencing team who won the national championship for Penn State on the dais earlier this morning, it was brought to my attention by the coach of the team that two members of the team were left off the resolution and also one of the coaches, and while I realize that I cannot have their names added to the resolution formally, I would like to formally at least declare their names as part of the record. The additional names of the men's and women's fencing team that need to be added to the record are Michael Tagaki and Daniel Landgren as well as assistant coach Wieslaw Glon. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mr. MARSICO called up **HR 132, PN 1455**, entitled:

A Resolution recognizing April 30, 1999, as "Arbor Day"; promoting public participation in the celebration; and further recognizing the value of trees to our environment.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

RESOLUTION PASSED OVER

The SPEAKER. HR 137 is over.

* * *

Mr. SCRIMENTI called up **HR 138, PN 1517**, entitled:

A Resolution declaring that May 9 through 15, 1999, be observed as "National Nursing Home Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Ms. BARD called up **HR 139, PN 1539**, entitled:

A Resolution designating April 22, 1999, as "Earth Day—Pennsylvania."

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mrs. RUBLEY called up **HR 144, PN 1541**, entitled:

A Resolution designating the month of May 1999 as "Stroke Prevention Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mrs. RUBLEY called up **HR 145, PN 1542**, entitled:

A Resolution designating the week of May 2 through 8, 1999, as "Drinking Water Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Ms. BISHOP called up **HR 146, PN 1543**, entitled:

A Resolution honoring WBA Super Welterweight Champion and former Olympic Gold Medalist David Reid for his many accomplishments in the ring.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

* * *

Mr. VAN HORNE called up **HR 148, PN 1545**, entitled:

A Resolution proclaiming May 27, 1999, as "Rachel Carson Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

SUPPLEMENTAL CALENDAR B

RESOLUTION PURSUANT TO RULE 35

Mr. HORSEY called up **HR 152, PN 1587**, entitled:

A Resolution declaring April 24, 1999, as "St. Peter Claver Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

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

HB 488, PN 1586 (Amended) By Rep. MICOZZIE

An Act establishing the Long-Term Care Partnership Program; and conferring powers and duties on the Insurance Department, the Department of Aging and the Department of Public Welfare.

INSURANCE.

SUPPLEMENTAL CALENDAR C

RESOLUTION PURSUANT TO RULE 35

Ms. WASHINGTON called up **HR 154, PN 1589**, entitled:

A Resolution designating the week of April 19 through 23, 1999, as "Child Care Professionals' Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House, as the guests of Representative Yewcic, the Conemaugh Township Pee Wee cheerleaders. They are winners in Pennsylvania State cheerleading, and they are the champions. They are here as the guests of the gentleman, Mr. Yewcic. I am not sure if they are in the chamber now or someplace in the building. If in the chamber, welcome. If in the building, welcome.

**INTERGOVERNMENTAL AFFAIRS
COMMITTEE MEETING**

The SPEAKER. Mr. Flick, do you desire recognition?

Mr. FLICK. Thank you, Mr. Speaker.

I would like to call an immediate meeting of the Intergovernmental Affairs Committee in the back of the hall of the House to consider three resolutions and one House bill. Thank you very much.

And I would also like to make mention that in the House members' mailboxes, there is information about ALEC, the American Legislative Exchange Council, both membership and the annual convention. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY MR. CAWLEY

The SPEAKER. The gentleman, Mr. Cawley, for the purpose of an announcement.

Members, may we have your attention, please.

Mr. Cawley.

Mr. CAWLEY. Thank you, Mr. Speaker.

I would like to make an announcement, Mr. Speaker, that tomorrow morning at 9 a.m. in room 60 of the East Wing, the Keystone State Games legislative caucus will be hosting a breakfast for the Keystone State Games. So please try and be there, all of the members. Thank you.

COMMITTEE MEETING CANCELED

The SPEAKER. The gentleman, Mr. Stairs.

Mr. STAIRS. Thank you, Mr. Speaker.

I want to announce to the members that tomorrow's meeting of the Education Committee has been canceled. There is no meeting tomorrow. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Tomorrow will be a nonvoting, token session day. There are no further votes for today.

STATEMENT BY DEMOCRATIC LEADER

Mr. DeWEESE. Mr. Speaker, at the time of the announcement.

The SPEAKER. The Chair apologizes to the gentleman.

The Chair recognizes the gentleman, Mr. DeWeese. Will the gentleman yield for a moment.

Members, please take your seats. There are no further votes, but Mr. DeWeese has been recognized. He has the floor and he is deserving of our attention.

Mr. DeWEESE. Thank you, Mr. Speaker.

Just a couple minutes' worth of retrospection.

The Representative who is privileged to chair the House Appropriations Committee made some apposite remarks earlier in the week, and I want to echo his comments about the bipartisan nature of our budget deliberations recently.

I would also like to reemphasize many of us on the Democratic side of the aisle's perspective that property tax reductions can be the matrix of the Ridge administration's second quadrennium. The second 4 years of Tom Ridge's service can be punctuated by property tax reductions. The first 4 years, Mr. Speaker, were obviously emphasizing corporate tax reductions that Bob Casey initiated and that Governor Ridge followed through on and most all of us voted for and supported, but we are trying to urge as respectfully as possible that the second 4 years of Tom Ridge's governance be focused on property tax reduction.

If the majority party in the Assembly does not embrace the specifics of our proposal, so be it, but there is such a substantial amount of revenue available and there have been traditionally in this chamber from time to time opportunities for us to work together that if Somerset County and McKean and Snyder and Union and Lebanon County and Berks County can come together

with some of us, we can realize property tax reduction in the next several weeks for this session of the Assembly.

And again, we think it is appropriate that the Governor, as he has allowed corporate tax reductions to be the premier element of his first 4 years, we are asking that property tax reduction for Pennsylvania's middle class be the focus, the laser-like focus, of his second 4 years.

Not too long ago I made the remark that the Republican Party of 1860, with the nomination of Abraham Lincoln, had nailed their colors to the mast, and the martial metaphor reverberates again today.

The Ridge administration and our colleagues on the Republican side of the aisle can work with us in developing some kind of property tax reduction. Now, all of them voted for \$100 million in property tax reductions, and if the words of the leadership on the Republican side ring true, then somehow they will try to convince their majority colleagues in the Senate to follow through with a parallel perspective. If property taxes are not going to be central in the Republican budget effort over the next several weeks, then they should make that clear.

If our specific proposal is mechanically, specifically unacceptable, if they want to modulate or change, that is fine. We can work together; we can compromise. But no matter what, over the next couple of weeks while we are in break, we want Pennsylvania to know and we want our worthy Republican colleagues to know that property tax reductions should be the matrix of Tom Ridge's second 4 years. Thank you.

The SPEAKER. The Chair thanks the gentleman, Mr. DeWeese.

STATEMENT BY MAJORITY LEADER

The SPEAKER. Mr. Perzel is recognized.

Mr. PERZEL. Thank you, Mr. Speaker.

First off, Mr. Speaker, last week the other side of the aisle put aside in the budget amendment process \$100 million to take care of a \$7-billion problem. That was nowhere near enough to even cover the interest if you borrowed a loan to do it. They wanted us to believe that we are going to have 5 more years in the future of \$600-million surpluses. I do not know about you, Mr. Speaker, but I do not believe that we could sustain those surpluses every single year. I hope we can, but we have never done it quite that many years in a row. That would make it 12 years in a row.

Plus, the gentleman on the other side of the aisle spent every single dime of surplus in the Commonwealth of Pennsylvania for 5 years.

Now, one of the two things that he did today was not true. I have here the Democrat plan for fighting for working families. Since he already took the entire surplus for the next 5 years, how is he going to pay to target investment in emerging industries since he already spent all the money? Match job training to actual jobs since he already spent all the money? Increase access to safe, affordable day care when he already spent all the money? Reduce class size in elementary school? In California, that was a billion dollars, Mr. Speaker. I do not know where he is going to get the money, because he already spent all of the surpluses for the next 5 years, assuming that we have surpluses for the next 5 years. He wants to create safer classrooms by removing disruptive students and putting them in alternative education when he already spent the money. He wants to cut tuition in our public universities with

the money he already spent. He wants to help working families — this is a good one; I am for this, too — I want to help working families realize the dream of home ownership, but he already spent all of the future increases that we have, Mr. Speaker. He wants to put more police on the streets without any money, Mr. Speaker.

I am not going to go on. It just goes on and on and on with rhetoric, which is what he is, rhetoric. For 12 years he was in charge, and we never ever heard a word about property tax cuts. And for the last 5 years that he has been in the minority, where we have had an average of anywhere from 30 to 70 of his members voting for programs to help children, to help day care, to help seniors, he has been out of touch with reality, Mr. Speaker. So here he comes—

Mr. DeWEESE. Mr. Speaker? Mr. Speaker?

Mr. PERZEL. —he spent all the money— Mr. Speaker, I did not interrupt him.

The SPEAKER. The gentleman will yield.

Let us not be personal.

Mr. Perzel — in public.

Mr. PERZEL. Yes, Mr. Speaker.

I just want the people of Pennsylvania, anyone that is watching this, to understand that in order to do his property tax cuts, he has used the surpluses for 5 full years, which means they get no increase in anything except for the property tax reduction. So he put out a plan today that he says he believes in with no way to fund it and no way to fund his property tax cuts. It was a sham. The whole program is a sham. Go back to 1991 and look at his record and that is what he stands for — tax increases, not tax decreases, Mr. Speaker.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Mr. DeWeese, have any comment?

Mr. DeWEESE. Thank you, Mr. Speaker.

Without any piercing, staccato phrases, without pullulating anger upwelling within my voice, I am going to try to have some retrospection about 1991.

Without mentioning names, in the House and the Senate in 1991, which was as far away in politics as the Peloponnesian wars, the Republican leadership in the House and the Senate, the Senate preeminently — currently the Attorney General, Mike Fisher; Joe Loeper; Bob Jubelirer; and Sam Hayes, who now serves in the Governor's Cabinet — supported us, supported a necessary effort in 1991 to raise revenues. Bob Casey, before he left office, Mr. Speaker, commenced at lowering those taxes, and Governor Ridge, to his credit, has kept pace. But for my honorable colleague to compare 1991 with 1999 would be like my honorable colleague comparing the stock market of today with the stock market of 1929. There is no basis for comparison.

Now, I have politely and respectfully proffered the idea that if our tax reform package of 10 percent per annum for 5 years, 50 percent over 5 years, is not acceptable, that we will work with the budgeteers of the Republican Party as we try to fashion some mechanically acceptable but solid reduction in property taxes. Obviously, if he is going to reject and the Republicans are going to reject the Democratic effort year in and year out to reduce property taxes, naturally we are going to continue, Mr. Speaker, to offer other programs. The reason we offer the other programs that he alludes to and he avers that we are not paying for is because we are well aware of the fact that property tax reductions has a rough

road to hoe in the Republican House and in the Republican Senate, so we offer additional programs. One hundred million dollars a year over 5 years would be a wonderful commencement. If we cannot get more than that, that is fine. We could have \$100 million a year in property tax reductions for the next 5 years and still do many of the projects that the honorable gentleman referred to.

Now, he postulates that we may not have this river of surplus in the next 3 or 4 or 5 years, but to their credit, to their credit — and to Bob Casey's credit because he was the one that launched the initial business tax reductions after we, with Republican leaders, in 1991 raised them during the Bush recession — we started to lower those taxes, and now there was a leap of faith, Mr. Speaker, in 1995. When Tom Ridge put his hand on the Bible, there was a leap of faith. When you reduce corporate taxes by \$3.2 billion, you are pretty much guessing and speculating accurately that there will be substantial revenues over the next 3 or 4 or 5 years. If there were not substantial revenues, we would have had to change course. That is part of our obligation in governance. So what is wrong with a leap of faith for the middle class? What is wrong with a leap of faith for property tax reduction?

So essentially, Mr. Speaker, the nub of our argument is, we want to work with the Honorable Mr. Perzel and his majority as we fashion some kind of substantial property tax reduction. The property tax reductions that he seems to cavalierly dismiss were embraced by the wide swath of his membership just a few days ago. One hundred million dollars would be a wonderful commencement. Over 5 years, that would be \$500 million. It would not be quite to where we wanted to go, but it would be a substantial shot in the arm to our preeminent focus of property tax reduction.

So we can work together, Mr. Speaker, and we can work together in some kind of harmony. There are 103 Republicans and 100 Democrats. There are not a great number more of one side than the other. We should be able to fashion in a second 4-year term of Tom Ridge a property tax reduction program with these wonderful surpluses that we can all be proud of and that we can all work together collegially and happily toward a mutual objective. Thank you.

The SPEAKER. The gentleman, Mr. Perzel.

Mr. PERZEL. Thank you, Mr. Speaker.

Mr. Speaker, the budget increase in 1991 was an 11-percent increase. It was the largest increase in 20 years. In order to get out of a less than \$1-billion problem, the gentleman on the other side of the aisle spent \$3 billion to do that.

Basically what we have been hearing from the gentleman on the other side is, do we use 5 years of surplus we do not have yet for a program that even his own caucus did not see fit to put the money into to pay for? He is trying to spend us into a deficit situation, Mr. Speaker. As one of the Democrat leaders on the other side of the aisle was quoted in the newspaper, he said, well, let us get back in the majority and we will worry about how to pay for it later on. Now, that is what they did in 1991, actually in the 1990 election cycle when they told everybody they were governing conservatively and ended up paying \$3 billion to get out of a problem that they were in. We passed local tax reform, Mr. Speaker, in order to be able to cap the costs of school districts at the local level. They did not even believe what they told us was what they wanted. We allowed them to limit their spending and use other means to collect the money back, but they had to reduce property taxes. They were not interested in that, Mr. Speaker.

Our proposal passed by the people of the Commonwealth of Pennsylvania by roughly a million votes, and the gentleman on the other side of the aisle, when he put their proposal before the people of Pennsylvania, it was defeated by 1 million votes.

Now, Mr. Speaker, one of the two things he has said is simply not true. He is either for the 50-percent property tax reduction or for all the rhetoric he put out today. Now, I just listed the spending to pay for this is more than I am sure our surplus is. So either this is deceptive — I do not want to use the term, I will not use the term “lie,” Mr. Speaker; that would not be fair, so I will not say that — so either this is not true, Mr. Speaker, or his 50-percent property tax reduction is not true. But in any case, we cannot spend — I do not believe either one of them is true, to be honest with you — but in either case, we do not have the power to be spending money we do not have in the future, and I do not think any prudent Pennsylvanian would buy something based on hoping that they get bonuses every year for the next 5 years. So the gentleman ought to go back and rethink what he is for — this one sheet of propaganda here or the tax cut of 50 percent, which he did not even put the money aside when he had the opportunity to put the money aside. He did not put any money aside to pay for it.

So the whole thing is a game, Mr. Speaker. It is meant for television. It is meant to be entertaining, and I only hope the people of Pennsylvania listen to it and enjoy it for what it is, entertainment, because you cannot spend this money when you spent the money already. You cannot do both.

Thank you, Mr. Speaker.

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

Mr. DeWEESE. Thank you, Mr. Speaker.

I will be happy to accede to the fact that you cannot spend money twice. I am only saying that our focus is property taxes, and if you are not going to acquiesce and be helpful in our proposal of 10 percent a year over 5 years, which is a substantial amount of money, then our second hope would be that you would go for something somewhat more modest. All we are saying is that if rural Republicans help us, we believe— And it would be wonderful, I think, for the Ridge administration; I cannot fathom why he would not want to do what George Bush and Christie Whitman and Governor Engler and Governor Pataki and 15 or 18 other Governors are doing right now in reducing property taxes in the United States. We are saying to the Governor that we want to be a part of what we think should be his political matrix in the second 4 years — property tax reductions.

We do not have to spend the moneys that the honorable gentleman just enumerated. We will pull back from those perspectives if we can have property tax reduction, and if we can have half of our goal, then we would spend money on more police and more day care and smaller class sizes and so forth. But when we leave this chamber, Mr. Speaker, we want to make sure that the people of the State know that Democrats are pushing hard for property tax reduction, and we think that our Republican colleagues can help us and we can find some mutual ground.

RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Does the majority leader or minority leader have any announcements? Chairmen, any announcements? Corrections to the record?

Hearing none, the Chair recognizes the lady from Lehigh, Miss Mann.

Miss MANN. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 21, 1999, at 11 a.m., e.d.t., unless sooner recalled by the Chair.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 12:58 p.m., e.d.t., the House adjourned.