

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MAY 11, 1999

SESSION OF 1999

183D OF THE GENERAL ASSEMBLY

No. 33

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (PATRICIA H. VANCE) PRESIDING

PRAYER

REV. TROY HOWELL, Chaplain of the House of Representatives and pastor of Chestnut Grove United Methodist Church, Dillsburg, Pennsylvania, offered the following prayer:

God of the ages, by whose hand all are created and in whose image we are fashioned, we stand in the splendor of Your world. Help us to recognize it. As we set about to do the work of life and love, save us from the ignorance that claims full knowledge and arrogance that would proclaim such.

Grant us this day the good sense to seek Your face, the open spirit to receive Your love and guidance, and the conviction and courage to do Your will and not our own.

As this legislative body meets, bless each elected official that she may be surrounded by Your wisdom and that he may seek Your will in deciding the issues of this State and her people.

Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, May 10, 1999, will be postponed until printed. The Chair hears no objections.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1474 By Representatives SCRIMENTI, BELARDI, PISTELLA, TIGUE, SOLOBAY, M. COHEN, BELFANTI, HARHAI and COSTA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the grading of the crime of retaliation against prosecutor or judicial official.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1475 By Representatives SNYDER, CAWLEY, BUNT, E. Z. TAYLOR, PETRARCA, DEMPSEY, ALLEN, PRESTON, COY, GEORGE, LEH, LYNCH, ZUG, BELARDI, SATHER, WOJNAROSKI, TRAVAGLIO, RUBLEY, WILT, NAILOR, CLARK, BELFANTI, YOUNGBLOOD, GIGLIOTTI, KENNEY, SERAFINI, HESS, BATTISTO, KREBS, SHANER, BUXTON, SAINATO, HALUSKA, WALKO, MAHER, HERMAN, TIGUE, MAJOR, FORCIER, MUNDY, ORIE, BAKER, STERN, HARHAI, DeLUCA, STEELMAN, SEYFERT, HERSHEY, STEVENSON, SAYLOR, S. MILLER, ADOLPH, LAUGHLIN, HENNESSEY, McNAUGHTON, SANTONI, McCALL, STABACK, L. I. COHEN, B. SMITH, RAMOS, MELIO, SEMMEL, TRUE, GEIST, FARGO, CIVERA, WILLIAMS, TRELLO, J. TAYLOR, CLYMER, DALEY, ROSS, ROHRER, DALLY, BENNINGHOFF, BLAUM and BARD

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for mandatory jurisdiction of the court over guardianship support agencies and attorneys-in-fact; further providing for incapacitated persons with regard to notice of petition, hearings, appointment of guardians, emergency guardians, evidence of incapacity, reports of guardians, powers of guardians to enter into leases and accountings; and making technical changes.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1476 By Representatives SNYDER, PHILLIPS, CLYMER, PIPPY, SEYFERT, HARHART, MARKOSEK, READSHAW, NAILOR, STABACK, KIRKLAND, COY, GEORGE, SOLOBAY, LYNCH, PETRARCA, SCHULER, CLARK, HERMAN, HESS, VAN HORNE, CORRIGAN, RUBLEY, GORDNER, SEMMEL, McCALL, HALUSKA, ROBERTS, GEIST, CHADWICK, B. SMITH, MUNDY, SATHER, EGOLF, PESCI, RAYMOND, HASAY, LAUGHLIN, TIGUE, MAHER, SCHRODER, DALLY, BENNINGHOFF and SAYLOR

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for services provided to certain organizations.

Referred to Committee on CONSUMER AFFAIRS, May 11, 1999.

No. 1477 By Representatives SNYDER, THOMAS, DeWEESE, GEORGE, TIGUE, B. SMITH, SATHER, GEIST, NAILOR, FICHTER, SAYLOR, GIGLIOTTI, LAUGHLIN, TRELLO, HERMAN, SAINATO, BARRAR, STABACK, CAWLEY, PRESTON, BATTISTO, MELIO, COY, STURLA, CORRIGAN, READSHAW, PESCI, CIVERA, DEMPSEY,

HALUSKA, STEVENSON, M. COHEN, SANTONI, ZIMMERMAN, L. I. COHEN, LEH, KENNEY, LYNCH, TRUE, ZUG, WILLIAMS, J. TAYLOR, HESS, CLYMER, MAHER, MARSICO, STERN, RUBLEY, WOGAN, McNAUGHTON, WALKO, CURRY, HENNESSEY, FREEMAN, HERSHEY, SURRA, PHILLIPS, COLAFELLA, HARHAI, ROSS, DALEY, PETRARCA, MICOZZIE, VAN HORNE, McCALL, SEMMEL, RAMOS, GODSHALL, FARGO, SEYFERT, DALLY, STEELMAN, ROEBUCK, YOUNGBLOOD, DeLUCA, BAKER, BARD, WASHINGTON, E. Z. TAYLOR, DAILEY, WILT, ROONEY, ORIE and BROWNE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for provisions relating to intimidation of victims and witnesses of elder abuse.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1478 By Representatives BASTIAN, GEIST, ARMSTRONG, BAKER, BARRAR, BROWNE, CIVERA, CLARK, L. I. COHEN, M. COHEN, CORRIGAN, DALEY, DeLUCA, FAIRCHILD, FICHTER, GEORGE, GIGLIOTTI, GRUCELA, HENNESSEY, HERMAN, HERSHEY, HESS, HORSEY, JAMES, KIRKLAND, MARKOSEK, McILHINNEY, R. MILLER, S. MILLER, PESCI, PIPPY, RAMOS, READSHAW, ROSS, SEYFERT, SOLOBAY, STABACK, STERN, SURRA, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, TRELLO, WILT, WOJNAROSKI and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for exemption of persons from vehicle registration fees.

Referred to Committee on TRANSPORTATION, May 11, 1999.

No. 1479 By Representatives ORIE, KENNEY, MASLAND, SAYLOR, FAIRCHILD, PLATTS, BAKER, TRUE, CHADWICK, ROHRER, SCHULER, E. Z. TAYLOR, PETRARCA, TIGUE, CAWLEY, MAITLAND, GEIST, R. MILLER, MARKOSEK, McNAUGHTON, MELIO, FARGO, EGOLF, S. MILLER, HUTCHINSON, HARHAI, BELFANTI, SCRIMENTI, FORCIER, BATTISTO, THOMAS, DeLUCA, YEWIC, BROWNE, YOUNGBLOOD, JAMES, RAMOS, DALLY and TANGRETTI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for homicide by vehicle while driving under the influence and for aggravated assault by vehicle while driving under the influence.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1480 By Representatives ORIE, SAYLOR, DeWEESE, SEYFERT, LAUGHLIN, SEMMEL, CIVERA, LEDERER, SCHRODER, RAMOS, WILLIAMS, STEELMAN and THOMAS

An Act providing for additional penalty for child adjudicated delinquent.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1481 By Representatives ORIE, PIPPY, STABACK, LAUGHLIN, SCHULER, J. TAYLOR, KENNEY, CAWLEY, ADOLPH, ROBINSON, MARKOSEK, GIGLIOTTI, MELIO, HARHAI, THOMAS, WILT, YOUNGBLOOD and FRANKEL

An Act designating a percentage of tobacco litigation master settlement agreement funds to be utilized for salaries of direct care staff who work with individuals diagnosed with mental disabilities in community-based mental health/mental retardation programs.

Referred to Committee on APPROPRIATIONS, May 11, 1999.

No. 1482 By Representatives ORIE, GEORGE, WOJNAROSKI, DEMPSEY, PESCI, STERN, STABACK, MELIO, J. TAYLOR, PHILLIPS, LAUGHLIN, ROBINSON, CALTAGIRONE, HORSEY, HASAY, METCALFE, FREEMAN, HUTCHINSON, THOMAS, ROBERTS, JAMES, COSTA, RAMOS, SEMMEL, GEIST, HARHAI, BENNINGHOFF, ZUG, YOUNGBLOOD, DeLUCA, E. Z. TAYLOR, MARSICO, CIVERA, BAKER and TIGUE

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 days schools not to be kept open.

Referred to Committee on EDUCATION, May 11, 1999.

No. 1483 By Representatives BELFANTI, HARHAI, KELLER, SURRA, SOLOBAY, PESCI, GIGLIOTTI, WALKO, SHANER, RUFFING, McCALL, YOUNGBLOOD, LAUGHLIN, TRELLO, CURRY, BELARDI, VEON, GRUCELA, LEVDANSKY, MELIO, GEORGE, LEDERER, STABACK, DeWEESE, THOMAS, CORRIGAN, KIRKLAND, JOSEPHS, RAMOS, ROONEY, COLAFELLA, MANN, MYERS and STETLER

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, imposing liability for unsafe practices.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1484 By Representatives MELIO, SCHULER, FLICK, BELARDI, WOJNAROSKI, TIGUE, BELFANTI, PETRONE, LAUGHLIN, GIGLIOTTI, M. COHEN, HARHAI, VAN HORNE, YOUNGBLOOD and RAMOS

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for zoning hearing board expenditures.

Referred to Committee on LOCAL GOVERNMENT, May 11, 1999.

No. 1485 By Representatives MELIO, SCHULER, SOLOBAY, FLICK, BELARDI, WOJNAROSKI, BELFANTI, PETRARCA, PETRONE, LAUGHLIN, M. COHEN, HARHAI, SHANER and YOUNGBLOOD

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing environmental mitigation expenditures from the Motor License Fund.

Referred to Committee on STATE GOVERNMENT, May 11, 1999.

No. 1486 By Representatives BELARDI, DeWEESE, GEORGE, SOLOBAY, CURRY, HALUSKA, COY, BELFANTI, WALKO, PESCI, TIGUE, MYERS, GIGLIOTTI, YOUNGBLOOD, TANGRETTI, CASORIO, M. COHEN, LEVDANSKY, ROEBUCK, WOJNAROSKI, CAPPABIANCA, SHANER, BEBKO-JONES, PIPPY, HENNESSEY, PETRARCA, TRAVAGLIO, HORSEY, ROBERTS, READSHAW, SAINATO, CALTAGIRONE, ORIE, LAUGHLIN, CLYMER, DERMODY, MANN, WILLIAMS, STEELMAN, CAWLEY, MUNDY, KIRKLAND, SURRA, BATTISTO, PETRONE, GRUCELA, SANTONI, THOMAS, E. Z. TAYLOR, HESS, KENNEY, SCRIMENTI, HASAY, MELIO, McCALL, FREEMAN, PLATTS, HERMAN, ROONEY, RUFFING, DALEY, L. I. COHEN, LUCYK, HARHAI, RAMOS, FRANKEL, SEYFERT, TRELLO and LEDERER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing the General Assembly to increase certain retirement benefits or pensions.

Referred to Committee on STATE GOVERNMENT, May 11, 1999.

No. 1487 By Representatives VANCE, E. Z. TAYLOR, SNYDER, NAILOR, MASLAND, CHADWICK, TRUE, EGOLF, BAKER, BELFANTI, BUNT, CLARK, M. COHEN, COLAFELLA, DeLUCA, FAIRCHILD, GEIST, HALUSKA, HARHAI, HERSHEY, MAITLAND, McCALL, McGILL, MELIO, PESCI, PLATTS, ROHRER, ROSS, SATHER, SCRIMENTI, SEMMEL, SEYFERT, SOLOBAY, STERN, STURLA, TIGUE, TRELLO and WOGAN

An Act providing for the reporting by a confidential unique identifier of certain information concerning individuals who test positive for the human immunodeficiency virus to the Department of Health; and providing for penalties.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 11, 1999.

No. 1488 By Representatives BISHOP, PISTELLA, ARMSTRONG, FRANKEL, PESCI, J. TAYLOR, LAUGHLIN, HORSEY, CIVERA, ROBINSON, MELIO, EGOLF, WILLIAMS, HARHAI, LEDERER, COSTA, DeLUCA, YOUNGBLOOD and THOMAS

An Act requiring age restrictions on public use of computers; conferring powers and duties on the Department of Education; and imposing penalties.

Referred to Committee on EDUCATION, May 11, 1999.

No. 1489 By Representatives BISHOP, PISTELLA, FRANKEL, PESCI, LAUGHLIN, NICKOL, E. Z. TAYLOR, ROONEY, HALUSKA, HORSEY, STERN, L. I. COHEN,

DAILEY, ROBINSON, MELIO, M. COHEN, BELFANTI, HARHAI, SCRIMENTI, LEDERER, DeLUCA, MANDERINO, THOMAS, YOUNGBLOOD and RAMOS

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, providing for emergency guardians for minors.

Referred to Committee on JUDICIARY, May 11, 1999.

No. 1490 By Representatives FLICK, MICOZZIE, TRELLO, SOLOBAY, BAKER, BELFANTI, BUNT, L. I. COHEN, COSTA, FICHTER, FRANKEL, GEIST, GODSHALL, HARHAI, HERMAN, LAUGHLIN, PESCI, PETRONE, RAMOS, READSHAW, RUBLEY, SCHULER, SERAFINI, SHANER, STERN, STEVENSON, E. Z. TAYLOR, THOMAS, TRAVAGLIO, VAN HORNE and WILLIAMS

An Act amending the act of December 18, 1984 (P.L.1004, No.204), entitled "An act extending benefits to police chiefs or heads of police departments of political subdivisions of the Commonwealth who have been removed from bargaining units by the Pennsylvania Labor Relations Board," further providing for the salary of nonunion police officers.

Referred to Committee on LOCAL GOVERNMENT, May 11, 1999.

No. 1491 By Representatives McILHINNEY, ARGALL, BAKER, BARRAR, BASTIAN, BATTISTO, CAPPABIANCA, CAWLEY, CLARK, CLYMER, M. COHEN, DRUCE, FLICK, FREEMAN, GEORGE, GORDNER, HARHAI, HENNESSEY, HERMAN, HERSHEY, HESS, JAMES, LAUGHLIN, MANDERINO, MARKOSEK, MARSICO, MASLAND, McILHATTAN, PHILLIPS, PIPPY, SAYLOR, SEMMEL, SEYFERT, STABACK, STERN, TANGRETTI, E. Z. TAYLOR, TIGUE, TRAVAGLIO, TRELLO, WILT, YOUNGBLOOD, SCHRODER and VAN HORNE

An Act amending the act of July 2, 1993 (P.L.359, No.50), known as the Keystone Recreation, Park and Conservation Fund Act, providing for an additional referendum to provide further bonds funds; deleting the expiration of certain restrictions on issuing bonds; providing for the allocation of additional bond proceeds; and making editorial changes.

Referred to Committee on APPROPRIATIONS, May 11, 1999.

No. 1492 By Representatives FAIRCHILD, MANN, ADOLPH, ARMSTRONG, BAKER, BARRAR, BROWNE, L. I. COHEN, M. COHEN, COLAFELLA, COSTA, COY, DEMPSEY, DeWEESE, EGOLF, FARGO, FICHTER, FRANKEL, FREEMAN, GEIST, GODSHALL, GRUCELA, HERMAN, HERSHEY, HUTCHINSON, JOSEPHS, LYNCH, MASLAND, McILHATTAN, McNAUGHTON, S. MILLER, MYERS, ORIE, PESCI, PETRARCA, PLATTS, RAYMOND, READSHAW, ROBERTS, ROHRER, ROSS, RUBLEY, SAINATO, SCHRODER, SEMMEL, SERAFINI, SEYFERT, SHANER, SOLOBAY, STEELMAN, STERN, E. Z. TAYLOR, TRELLO, TRICH, VAN HORNE, WILLIAMS and ZUG

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, authorizing the offsetting of gains and losses among the various classes of income.

Referred to Committee on FINANCE, May 11, 1999.

No. 1493 By Representatives SCHRODER, ARMSTRONG, BARD, BASTIAN, BIRMELIN, CHADWICK, CLARK, CLYMER, DEMPSEY, EGOLF, FAIRCHILD, FLEAGLE, FLICK, FORCIER, HERSHEY, LAUGHLIN, LEH, MAITLAND, MARSICO, MASLAND, McILHINNEY, METCALFE, R. MILLER, NAILOR, ROHRER, ROSS, RUBLEY, SCHULER, SEYFERT, STEIL, STEVENSON, STRITTMATTER, E. Z. TAYLOR, TRUE, VANCE, WILT, ZIMMERMAN and ZUG

An Act providing for voluntary payroll deduction for political contributions, for regulation of labor organization political contributions, for enforcement and for penalties; and imposing powers and duties on the Department of State.

Referred to Committee on LABOR RELATIONS, May 11, 1999.

No. 1494 By Representatives S. MILLER, NAILOR, FICHTER, MARSICO, FEESE, ARGALL, BUNT, CASORIO, CORRIGAN, COSTA, HALUSKA, HERSHEY, JAMES, LEH, MELIO, PESCI, RAMOS, B. SMITH, SOLOBAY, STEELMAN, TANGRETTI and TIGUE

An Act providing a residency requirement for constables and deputy constables.

Referred to Committee on JUDICIARY, May 11, 1999.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 182 By Representatives S. H. SMITH, GEORGE, DeWEESE, CALTAGIRONE, DALEY, DEMPSEY, COSTA, FARGO, GEIST, GIGLIOTTI, HALUSKA, HERSHEY, LEH, LESCOVITZ, McCALL, McNAUGHTON, R. MILLER, ORIE, PESCI, READSHAW, SAYLOR, SEMMEL, SHANER, SNYDER, STAIRS, STERN, TANGRETTI, E. Z. TAYLOR, WILT and YOUNGBLOOD

A Concurrent Resolution encouraging regional fairness and a level playing field among states in the timing and adoption of electric utility emission control requirements for the reduction of smog; promoting fair interstate competition among electric utilities subject to Environmental Protection Agency regulations for the reduction of electric utility nitrogen oxide emissions; and requesting the Department of Environmental Protection to revise certain proposed regulations to achieve these purposes.

Referred to Committee on RULES, May 11, 1999.

No. 183 By Representatives ROHRER, ARGALL, BAKER, BASTIAN, BIRMELIN, CLARK, CLYMER, DeLUCA, EGOLF, FARGO, FICHTER, FORCIER, GEIST, HARHAI, HERSHEY, LEH, LYNCH, MAITLAND, MASLAND, McNAUGHTON, METCALFE, NAILOR, PESCI, PETRARCA, READSHAW, SAYLOR, SCHRODER, S. H. SMITH, SNYDER,

STABACK, STERN, E. Z. TAYLOR, TRUE, WILT, WOGAN, YEWCIC and YOUNGBLOOD

A Resolution condemning claims that consensual pedophilia is not harmful to children.

Referred to Committee on RULES, May 11, 1999.

SENATE BILLS FOR CONCURRENCE

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

SB 798, PN 931

Referred to Committee on JUDICIARY May 11, 1999.

SB 813, PN 889

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 11, 1999.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome to the hall of the House guest pages, seventh grade students from Chester County who are guests of Representative Chris Ross. They are Carrie Wollaston, Samantha Adams, and Conry Clemens. Would the young people please rise. The Chair is also pleased to welcome their families, who are seated to the left of the Speaker: Helen Krzywicki and Sherry Adams. Would they please rise.

The Chair is also pleased to welcome to the hall of the House Michael Monaghan and Brad Kirsch, who are guests of the Bucks County delegation, and they are seated to the left of the Speaker. Thank you, gentlemen.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, who requests that the gentleman, Mr. SAYLOR, from York, be put on leave for the day.

The Chair recognizes the minority whip, who requests that the gentleman, Mr. EVANS, from Philadelphia, and Mr. HORSEY, from Philadelphia, be put on leave.

Without objection, the leaves of absence are granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—196

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

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

ADDITIONS—0**NOT VOTING—0****EXCUSED—6**

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

LEAVES ADDED—1

Ramos

ADDITIONS AND DELETIONS OF SPONSORS

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

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

FILMING PERMISSION

The SPEAKER pro tempore. The Chair wishes to advise members that permission has been granted to Chris Heisey of the Catholic Witness to take still photographs of the House floor

proceedings on the award presented by Representative Merle Phillips to St. Monica School.

ST. MONICA SCHOOL PRESENTED

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Phillips, for the purpose of a citation.

Mr. PHILLIPS. Thank you, Madam Speaker.

Ladies and gentlemen of the House, today we are here to honor St. Monica School in Northumberland County. St. Monica is a sector of the Diocese of Harrisburg.

St. Monica School in Sunbury has been honored with a National Award for Technology from Today's Catholic Teacher Magazine's annual "Catholic Schools for Tomorrow" contest, and St. Monica School has excelled in educational technology with a great deal of community support. Parents and other community volunteers came in for a training session and returned to wire the school and help set up a computer laboratory, and now every classroom has Internet access. Community involvement continues to grow as volunteers, quality donations, and resource connections flow into the school. St. Monica School has been involved with a Link to Learn grant, and the staff have kept current through inservice programs offered by their local intermediate unit.

Those present for the ceremony today are Ted Andrewlevich, to my rear, principal of St. Monica School; Mrs. Frances Murphy-Kahn, technical coordinator; and to my left — and I would ask them to rise — Robert and Mary Murphy, parents of Frances. Would you please stand.

At this time I would like to present a citation to Mr. Andrewlevich, and I would ask you to join me in welcoming and honoring St. Monica School for their achievement in receiving this award. Thank you very much.

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome to the hall of the House Kate Henneberger, the student council president of James Buchanan High School in Mercersburg, who is here today as the guest of Representative Pat Fleagle. Would Kate please rise.

**NATIVITY BVM HIGH SCHOOL
GIRLS BASKETBALL TEAM PRESENTED**

The SPEAKER pro tempore. The Chair recognizes the gentleman from Schuylkill County, Mr. Allen.

Could we have the attention of the members for the citation presentation by Representative Allen.

Mr. ALLEN. Thank you, Madam Speaker.

The Schuylkill County delegation welcomes today to the hall of the House the Nativity BVM High School girls basketball team, the 1998-1999 PIAA Class A State champions. Will the ladies in the back please stand up. Can we give a hearty welcome to the State champions.

On the rostrum today with Representative Lucyk and Representative Argall are the coach, Ruth Weidman; Marlyse Charney, Lauren Marshall, Anne Dougherty, and Breann Guers — the seniors on the team. Thank you very much.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome to the hall of the House Columbia Leh, Charles Gabrill, Mary Gabrill, and Josephine Ricci, who are here as the guests of Representative Denny Leh. Would they please rise.

**WEST CHESTER B. REED HENDERSON
HIGH SCHOOL SCIENCE BOWL TEAM
PRESENTED**

The SPEAKER pro tempore. The Chair recognizes the gentleman from Chester County, Representative Flick, for the purpose of a presentation.

Mr. FLICK. Thank you, Madam Speaker.

Once again we are here recognizing for the second time the West Chester B. Reed Henderson High School Science Bowl Team for capturing first place again in the National Science Bowl, which was sponsored by the National Organization of Black Chemists and Chemical Engineers. The event was held April 7 through April 10 of this year in San Diego, California.

“...And WHEREAS, Under the expert guidance of coach Paul Sabatino, seniors John Foster, Stephen Lu and Tekia Younge and junior Michael Yang answered questions on chemistry, biology, physics, astronomy, computer science and mathematics, as well as on the achievements and contributions of black scientists. Prior to winning the national event, the team captured first place in the senior division of the Northeast Regional Science Bowl; and

“WHEREAS, The members of the West Chester B. Reed Henderson High School Science Bowl Team are truly deserving of praise and commendation for their ability, dedication and tireless pursuit of academic excellence.

“NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania congratulates the... Science Bowl Team upon winning the National Science Bowl for the second consecutive year; notes with pride the hard work and commitment of team members manifested in earning this meritorious honor; offers best wishes for continued success...”; and asks that a copy of this citation, sponsored by Representative Elinor Taylor and myself, be delivered to them, and I am proud to do that.

And so without further ado, I would like to present this citation on behalf of the House of Representatives for your award.

SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Mr. BASTIAN called up **HR 181, PN 1768**, entitled:

A Resolution declaring May 26, 1999, as “Pennsylvania Veterans of China-Burma-India Theater of World War II Day.”

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—1

Cohen, M.

EXCUSED—6

Evans	Horsley	Travaglio	Williams
Gigliotti	Saylor		

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

Mr. GORDNER called up **HR 184, PN 1771**, entitled:

A Resolution recognizing June 1999, as "Dairy Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—1

Cohen, M.

EXCUSED—6

Evans	Horsely	Travaglio	Williams
Gigliotti	Saylor		

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

Mr. B. SMITH called up **HR 185, PN 1772**, entitled:

A Resolution recognizing the week of June 5 through 13, 1999, as "National Fishing Week" and proclaiming June 6, 1999, as "Fish for Free Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Evans
Gigliotti

Horsey
Saylor

Travaglio

Williams

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

CALENDAR

BILLS ON THIRD CONSIDERATION

BILLS PASSED OVER

The SPEAKER pro tempore. Turning to page 1 of today's calendar, HB 1099 and SB 492 are over for today.

* * *

The House proceeded to third consideration of **SB 737, PN 801**, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

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

Mr. **GEORGE** offered the following amendment No. **A1883**:

Amend Bill, page 2, by inserting between lines 27 and 28

Section 6. The Trustees of the Philadelphia College of Osteopathic Medicine shall agree to the following additional terms as conditions for receipt of the moneys appropriated by this act:

(1) The trustees shall participate in regularly scheduled open meetings at the Capitol in Harrisburg with interested members of the General Assembly and their staff on the issue of providing increased access to health care services in areas that are designated as health professional shortage areas and medically underserved areas.

(2) The trustees shall organize and host at least one public meeting within six months of the effective date of this act for staff, students and the general public in order to solicit and accept comment on how the institution may assist in providing increased access to health care services and staff to areas that are designated as health professional shortage areas and medically underserved areas. The comments may be provided in person, writing or by electronic means.

Amend Sec. 6, page 2, line 28, by striking out "6" and inserting

7

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

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

Mr. **GEORGE**. Madam Speaker, I apologize.

Madam Speaker, this amendment does not hurt anybody. It does not take anything away from the medical schools.

Could I have a little quiet, please?

The SPEAKER pro tempore. The gentleman is offering an amendment. Could we have quiet and the attention of the members, please.

Mr. **GEORGE**. This amendment simply states that these schools who take or receive our moneys will participate in regularly scheduled open meetings at the Capitol in Harrisburg with interested members of the General Assembly and their staff on the issue of providing increased access to health-care services in areas that are designated as health professional shortage areas and medically underserved areas.

No one has come to me and said this will harm them. I have been waiting, so I assume, as the Governor said that he was surprised, that the open hearing concept, that we really do not know what is going on.

I would urge that we support this, and let the colleges and universities work with us so that we can begin to understand what their needs are. I ask that we adopt this amendment.

The SPEAKER pro tempore. The Chair recognizes the majority whip, Mr. Snyder.

Mr. **SNYDER**. Thank you, Madam Speaker.

Madam Speaker, what the maker of this amendment is proposing is something that certainly could be done without putting it into legislation. I would therefore ask the members to oppose this amendment so that the appropriation for the Philadelphia College of Osteopathic Medicine can go immediately to the Governor for signature and authorization as an appropriation from this House and Senate and that we continue to pursue the interests that have been expressed in this resolution in another forum. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. George, for the second time.

Mr. **GEORGE**. Again I apologize. It seems like they have sent the wolf after the boy, and I do not understand why. I do not understand why we give millions of dollars for the purpose of taking care of our constituency, whether it be in the business of all of it or schools of medicine. I do not know why the gentleman would dare to stand and say they can do this on their own when he has never realized or seen that being done on a voluntary basis.

Now, if these guys want to keep giving them money and do not care about these areas of medically deprived— And let me tell you something: Philadelphia is medically deprived. Pittsburgh is medically deprived. Many of us in the rural area are underserved. Two of the colleges have already agreed to put some of their interns in areas of rural nature, in areas of medically underserved. Now, I am not doing anything, but it is just sad that they continue to stand up and say they can do this on their own. If the gentleman would show me one time, one place, where they have come forward. They could have come to us, but evidently they have gone to the leadership to scuttle something that has been long overdue.

You have to vote the way you want. You have got to vote your conscience. If you want to take care of people in your area that complain to you about the fact that it is hard to get medical treatment, then if you do hear that and you do want to respond, you will support this amendment. Thank you very much.

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

The following roll call was recorded:

YEAS—99

Battisto	DeWeese	Manderino	Samuelson
Bebko-Jones	Donatucci	Mann	Santoni
Belardi	Eachus	Markosek	Scrimenti
Belfanti	Frankel	Mayemik	Shaner
Bishop	Freeman	McCall	Solobay
Blaum	George	McGeehan	Staback
Boyes	Gordner	Melio	Steelman
Butkovitz	Grucela	Michlovic	Stetler
Buxton	Gruitza	Mundy	Sturla
Caltagirone	Haluska	Myers	Surra
Cappabianca	Hanna	Oliver	Tangretti
Carn	Harhai	Pesci	Thomas
Casorio	James	Petrarca	Tigue
Cawley	Josephs	Petrone	Trello
Clark	Kaiser	Pistella	Trich
Cohen, M.	Keller	Preston	Van Horne
Colafella	Kirkland	Ramos	Veon
Corrigan	Krebs	Readshaw	Vitali
Costa	LaGrotta	Rieger	Walko
Coy	Laughlin	Roberts	Washington
Curry	Lawless	Robinson	Wojnaroski
Daley	Lederer	Roebuck	Yewcic
Dally	Lescovitz	Rooney	Youngblood
DeLuca	Levdansky	Ruffing	Yudichak
Dermody	Lucyk	Sainato	

NAYS—97

Adolph	Feese	Masland	Semmel
Allen	Fichter	McGill	Serafini
Argall	Fleagle	McIlhattan	Seyfert
Armstrong	Flick	McIlhinney	Smith, B.
Baker	Forcier	McNaughton	Smith, S. H.
Bard	Gannon	Metcalfe	Snyder
Barley	Geist	Micozzie	Stairs
Barrar	Gladeck	Miller, R.	Steil
Bastian	Godshall	Miller, S.	Stern
Benninghoff	Habay	Nailor	Stevenson
Birmelin	Harhart	Nickol	Strittmatter
Browne	Hasay	O'Brien	Taylor, E. Z.
Bunt	Hennessey	Orie	Taylor, J.
Chadwick	Herman	Perzel	True
Civera	Hershey	Phillips	Tulli
Clymer	Hess	Pippy	Vance
Cohen, L. I.	Hutchinson	Platts	Wilt
Cornell	Jadlowiec	Raymond	Wogan
Dailey	Kenney	Reinard	Wright
Dempsey	Leh	Rohrer	Zimmerman
DiGiroloamo	Lynch	Ross	Zug
Druce	Maher	Rubley	
Egolf	Maitland	Sather	Ryan,
Fairchild	Major	Schroder	Speaker
Fargo	Marsico	Schuler	

NOT VOTING—0

EXCUSED—6

Evans	Horsley	Travaglio	Williams
Gigliotti	Saylor		

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?

AMENDMENT A1883 RECONSIDERED

The SPEAKER pro tempore. The Chair is in receipt of a reconsideration motion on the vote by which amendment 1883 was adopted.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—1

Rieger

EXCUSED—6

Evans	Horsley	Travaglio	Williams
Gigliotti	Saylor		

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

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

The clerk read the following amendment No. A1883:

Amend Bill, page 2, by inserting between lines 27 and 28
Section 6. The Trustees of the Philadelphia College of Osteopathic Medicine shall agree to the following additional terms as conditions for receipt of the moneys appropriated by this act:

(1) The trustees shall participate in regularly scheduled open meetings at the Capitol in Harrisburg with interested members of the General Assembly and their staff on the issue of providing increased access to health care services in areas that are designated as health professional shortage areas and medically underserved areas.

(2) The trustees shall organize and host at least one public meeting within six months of the effective date of this act for staff, students and the general public in order to solicit and accept comment on how the institution may assist in providing increased access to health care services and staff to areas that are designated as health professional shortage areas and medically underserved areas. The comments may be provided in person, writing or by electronic means.

Amend Sec. 6, page 2, line 28, by striking out "6" and inserting
7

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

The following roll call was recorded:

YEAS-96

Battisto	Donatucci	Manderino	Samuelson
Bebko-Jones	Eachus	Mann	Santoni
Belardi	Frankel	Markosek	Scrimenti
Belfanti	Freeman	Mayemik	Shaner
Bishop	George	McCall	Solobay
Blaum	Gordner	McGeehan	Staback
Butkovitz	Grucela	Melio	Steelman
Buxton	Gruitza	Michlovic	Stetler
Caltagirone	Haluska	Mundy	Sturla
Cappabianca	Hanna	Myers	Surra
Carn	Harhai	Oliver	Tangretti
Casorio	James	Pesci	Thomas
Cawley	Josephs	Petrarca	Tigue
Clark	Kaiser	Petrone	Trello
Cohen, M.	Keller	Pistella	Trich
Colafella	Kirkland	Preston	Van Home
Corrigan	Krebs	Ramos	Veon
Costa	LaGrotta	Readshaw	Vitali
Coy	Laughlin	Roberts	Walko
Curry	Lawless	Robinson	Washington
Daley	Lederer	Roebuck	Wojnaroski
DeLuca	Lescovitz	Rooney	Yewcic
Dermody	Levdansky	Ruffing	Youngblood
DeWeese	Lucyk	Sainato	Yudichak

NAYS-99

Adolph	Fargo	Marsico	Schuler
Allen	Feese	Masland	Semmel
Argall	Fichter	McGill	Serafini
Armstrong	Fleagle	McIlhattan	Seyfert
Baker	Flick	McIlhinney	Smith, B.
Bard	Forcier	McNaughton	Smith, S. H.
Barley	Gannon	Metcalfe	Snyder
Barrar	Geist	Micozzie	Stairs
Bastian	Gladeck	Miller, R.	Steil
Benninghoff	Godshall	Miller, S.	Stern

Birmelin	Habay	Nailor	Stevenson
Boyes	Harhart	Nickol	Strittmatter
Browne	Hasay	O'Brien	Taylor, E. Z.
Bunt	Hennessey	Orie	Taylor, J.
Chadwick	Herman	Perzel	True
Civera	Hershey	Phillips	Tulli
Clymer	Hess	Pippy	Vance
Cohen, L. I.	Hutchinson	Platts	Wilt
Cornell	Jadlowiec	Raymond	Wogan
Dailey	Kenney	Reinard	Wright
Dally	Leh	Rohrer	Zimmerman
Dempsey	Lynch	Ross	Zug
DiGirolamo	Maher	Rubley	
Druce	Maitland	Sather	Ryan, Speaker
Egolf	Major	Schroder	
Fairchild			

NOT VOTING-1

Rieger

EXCUSED-6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-192

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

Chadwick	Hutchinson	Phillips	Trich
Civera	Jadlowiec	Pippy	True
Clark	James	Pistella	Tulli
Clymer	Josephs	Platts	Vance
Cohen, L. J.	Kaiser	Preston	Van Home
Cohen, M.	Keller	Ramos	Veon
Colafella	Kenney	Raymond	Vitaii
Cornell	Kirkland	Readshaw	Walko
Corrigan	LaGrotta	Reinard	Washington
Costa	Laughlin	Rieger	Wilt
Coy	Lawless	Roberts	Wogan
Curry	Lederer	Robinson	Wojnaroski
Dailey	Leh	Roebuck	Wright
Daley	Lescovitz	Rohrer	Yewcic
Dally	Levdansky	Rooney	Youngblood
DeLuca	Lucy	Ross	Yudichak
Dempsey	Lynch	Rubley	Zimmerman
Dermody	Maher	Ruffing	Zug
DeWeese	Maitland	Sainato	
DiGirolamo	Major	Samuelson	Ryan,
Donatucci	Manderino	Santoni	Speaker
Druce	Mann		

NAYS—3

Haluska Hanna Krebs

NOT VOTING—1

Steelman

EXCUSED—6

Evans Horsey Travaglio Williams
Gigliotti Saylor

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

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

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

SENATE MESSAGE

**HOUSE AMENDMENTS
NONCONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to **SB 557, PN 1093**.

MOTION INSISTING UPON AMENDMENTS

Mr. **BOYES** moved that the House insist upon its amendments nonconcurred in by the Senate to **SB 557, PN 1093**, and that a committee of conference on the part of the House be appointed.

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

CONFERENCE COMMITTEE APPOINTED

The **SPEAKER**. The Chair appoints as a committee of conference on the part of the House on **SB 557, PN 1093**:
Messrs. **BOYES, BROWNE, and TRELLO**.
Ordered, That the clerk inform the Senate accordingly.

PARLIAMENTARY INQUIRY

The **SPEAKER**. Mr. George, are you seeking recognition?
Mr. **GEORGE**. Simply for a parliamentary inquiry,
Mr. Speaker.

The **SPEAKER**. The gentleman will state it.

Mr. **GEORGE**. A moment ago there was a reconsideration on an amendment, and on the final passage of the amendment it was defeated. Can it be reconsidered or have you already sent that on a ride?

The **SPEAKER**. I hope I did, but let me check.

Mr. George, it is on its way to the Senate, and this is going to be true of everything today because both bodies are exchanging a number of bills, so we are not going to waste time moving them, and hopefully, the Senate will do the same thing.

Mr. **GEORGE**. Mr. Speaker, if I may. I am not here to waste time.

The **SPEAKER**. Oh, I know that.

Mr. **GEORGE**. I would not put these amendments in if I did not think they help somebody. I apologize.

The **SPEAKER**. Mr. George, I am not suggesting for a moment that you are wasting time.

**AGRICULTURE AND RURAL AFFAIRS
COMMITTEE MEETING**

The **SPEAKER**. Mr. Bunt.

Mr. **BUNT**. Thank you, Mr. Speaker.

Mr. Speaker, in light of tomorrow's nonvoting session, I would like to report that the House Ag Committee will cancel its 10 o'clock meeting, but it will have a meeting today in room 39 at the announcement by the Speaker at the first break.

CITATION PRESENTED

The **SPEAKER**. The Chair at this time recognizes the majority leader, Mr. Perzel.

Will the House please come to order; will the House please come to order.

Mr. **PERZEL**. Mr. Speaker, I—

The **SPEAKER**. Will the gentleman yield.

The conferences on the side aisle, please, both sides.

Mr. Perzel.

Mr. **PERZEL**. Thank you, Mr. Speaker.

Mr. Speaker, I would like to get the members' attention. There is a citation going to be read by the reading clerk, and I would like to ask the members to pay special attention to this citation.

The **SPEAKER**. The reading clerk may proceed.

The following citation was read:

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

CITATION

WHEREAS, The Commonwealth of Pennsylvania is always proud to recognize its citizens whose commitment to the sanctity of marriage and family values contributes to the strength and unity of this great Commonwealth; and

WHEREAS, Mr. and Mrs. Howard Fargo are observing their golden wedding anniversary. Mrs. Fargo, nee June Uncles, and Mr. Fargo were married May 20, 1949, in Clearfield; and

WHEREAS, Their happy union has enhanced the lives of others and has been blessed by three children (one deceased) and two grandchildren.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania extends sincere congratulations to Mr. and Mrs. Howard Fargo on the joyous celebration of their fiftieth wedding anniversary; offers best wishes for their continued happiness;

AND DIRECTS That a copy of this citation, sponsored by the Honorable Matthew Ryan on May 6, 1999, be transmitted to Mr. and Mrs. Howard Fargo, 313 Elm Street, Grove City, Pennsylvania 16127.

Matthew Ryan, Speaker of the House
ATTEST:
Ted Mazia, Chief Clerk of the House

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

Mr. FARGO. Thank you.

I kind of think it is almost impossible myself, but actually, I just tried to call my wife on the phone back home here just about 5 minutes ago, so this is kind of a setup job.

I want to thank everyone here. It has been, you know, a good 50 years, there is no question about it, and thanks a lot. Thank you.

Mr. PERZEL. Mr. Speaker?

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

Mr. PERZEL. Mr. Speaker, there are some other members of the Fargo family here I would like to at least introduce: His son, Doug Fargo, and his wife, Diane. Please rise. They are in the back. Their grandson, Michael, and they have Aunt Myrt Snyder from a county — I am not sure; is there a county called Clearfield in Pennsylvania? — Clearfield County, Mr. Speaker.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guests of Representative Tom Armstrong, serving as pages on the floor today, Mindy and Katy Coldiron. Would these guests please rise.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 738, PN 1061**, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

On the question,

Will the House agree to the bill on third consideration?

The SPEAKER. The Chair recognizes the gentleman, Mr. George, who offers the following amendment, which the clerk will now read.

Will the clerk yield.

Mr. George.

Mr. GEORGE. Mr. Speaker, if you will.

I am going to withdraw this for one reason, and that is that you sent that other one, and I say respectfully, because of the day, and even if my argument could bring about a positive assignment to what I am doing, the one has already gone. It would not be fair to apply to the one college and not the other. Mr. Cappabianca just told me his college has no objection — the Osteopathic — and they want to come down and do it.

All I wanted to do was to let us do what you and I talked about, interdependency, where we can depend on each other, but because — and, Mr. Speaker, you are not to blame for all your members — but because they felt constrained to continue to help all those people that get millions of dollars and for some reason forget about the little guy like me and you, that is why I try to do what I do, Mr. Speaker. Thank you very much.

The SPEAKER. I will have to think about those remarks for a moment.

The gentleman, Mr. George, waives off on all of the amendments, is my understanding.

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—177

Adolph	Donatucci	Markosek	Santoni
Allen	Druce	Marsico	Sather
Argall	Eachus	Masland	Schroder
Baker	Fairchild	Mayernik	Schuler
Bard	Feese	McCall	Scrimenti
Barley	Fichter	McGeehan	Semmel
Barrar	Fleagle	McGill	Serafini
Bastian	Flick	McIlhattan	Shaner
Battisto	Forcier	McIhinney	Smith, B.
Bebko-Jones	Frankel	McNaughton	Snyder
Belardi	Freeman	Melio	Solobay
Belfanti	Gannon	Michlovic	Staback
Benninghoff	Geist	Micozzie	Stairs
Bishop	George	Miller, R.	Steelman
Blaum	Gladeck	Miller, S.	Steil
Boyes	Godshall	Mundy	Stetler
Browne	Gordner	Myers	Stevenson
Bunt	Grucela	Nailor	Strittmatter
Butkovitz	Gruitza	Nickol	Sturla
Buxton	Habay	O'Brien	Surra
Caltagirone	Harhai	Oliver	Tangretti
Cappabianca	Harhart	Orie	Taylor, E. Z.
Cam	Hasay	Perzel	Taylor, J.
Casorio	Hennessey	Pesci	Thomas
Cawley	Herman	Petrarca	Tigue
Chadwick	Hershey	Petrone	Trello
Civera	Hess	Phillips	Trich
Clark	James	Pippy	Tulli
Clymer	Josephs	Pistella	Vance

Cohen, L. I.	Kaiser	Platts	Van Horne
Cohen, M.	Keller	Preston	Veon
Colafella	Kenney	Ramos	Vitali
Cornell	Kirkland	Raymond	Walko
Corrigan	LaGrotta	Readshaw	Washington
Costa	Laughlin	Reinard	Wilt
Coy	Lawless	Rieger	Wogan
Curry	Lederer	Roberts	Wojnaroski
Dailey	Lescovitz	Robinson	Wright
Daley	Levdansky	Roebuck	Yewcic
Dally	Lucyk	Rooney	Youngblood
DeLuca	Lynch	Ross	Yudichak
Dempsey	Maher	Rublely	
Dermody	Major	Ruffing	Ryan,
DeWeese	Manderino	Sainato	Speaker
DiGiroIamo	Mann	Samuelson	

NAYS—19

Armstrong	Hanna	Maitland	Stern
Birmelin	Hutchinson	Metcalfe	True
Egolf	Jadlowiec	Rohrer	Zimmerman
Fargo	Krebs	Seyfert	Zug
Haluska	Leh	Smith, S. H.	

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

COMMEMORATIVE GAVEL PRESENTED

The SPEAKER. The Chair would like to interrupt the proceedings for a moment and present a commemorative gavel to Rev. Troy Howell, who has been the Chaplain for the past month. Chaplain.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 739, PN 802**, entitled:

An Act making an appropriation to the University of the Arts, Philadelphia.

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 lays 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—185

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

NAYS—10

Birmelin	Krebs	Metcalfe	Rohrer
Haluska	Lawless	Petrarca	Yewcic
Hanna	Leh		

NOT VOTING—1

Curry

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

The House proceeded to third consideration of SB 740, PN 1062, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—177

Table listing names of members who voted 'YEAS' for SB 740, PN 1062. Includes names like Adolph, Allen, Argall, Baker, Bard, Barley, Barrar, Bastian, Battisto, etc.

NAYS—19

Table listing names of members who voted 'NAYS' for SB 740, PN 1062. Includes names like Armstrong, Benninghoff, Birmelin, Fargo, Forcier, Haluska, etc.

Table listing names of members who did not vote: Dailey Egolf, Hanna Hutchinson, Metcalfe Rohrer, True.

NOT VOTING—0

EXCUSED—6

Table listing names of members who were excused: Evans Gigliotti, Horsey Saylor, Travaglio, Williams.

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

The House proceeded to third consideration of SB 741, PN 1063, entitled:

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia.

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—188

Table listing names of members who voted 'YEAS' for SB 741, PN 1063. Includes names like Adolph, Allen, Argall, Armstrong, Baker, Bard, Barley, Barrar, Bastian, Battisto, etc.

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

NAYS—8

Birmelin	Haluska	Krebs	Petrarca
Gordner	Hanna	Metcalfe	Steelman

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 742, PN 804**, entitled:

An Act making an appropriation to the Johnson Technical Institute of Scranton.

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—188

Adolph	Eachus	Markosek	Schroder
Allen	Egolf	Marsico	Schuler
Argall	Fairchild	Masland	Scrimenti
Armstrong	Fargo	Mayernik	Semmel
Baker	Feese	McCall	Serafini
Bar	Fichter	McGeehan	Seyfert

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

NAYS—8

Birmelin	Haluska	Krebs	Petrarca
Gordner	Hanna	Metcalfe	Steelman

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

* * *

The House proceeded to third consideration of **SB 743, PN 805**, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County.

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—186

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

NAYS—8

Birmelin	Haluska	Krebs	Petrarca
Gordner	Hanna	Metcalfe	Steelman

NOT VOTING—2

Armstrong	Civera
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EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

* * *

The House proceeded to third consideration of SB 753, PN 862, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

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—190

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

Coy	Laughlin	Rieger	Wilt
Curry	Lawless	Roberts	Wogan
Dailey	Lederer	Robinson	Wojnaroski
Daley	Leh	Roebuck	Wright
Dally	Lescovitz	Rohrer	Yewcic
DeLuca	Levdansky	Rooney	Youngblood
Dempsey	Lucyk	Ross	Yudichak
Dermody	Lynch	Rubley	Zimmerman
DeWeese	Maher	Ruffing	Zug
DiGirolamo	Maitland	Sainato	
Donatucci	Major	Samuelson	Ryan,
Druce	Manderino	Santoni	Speaker

NAYS-6

Birmelin	Hanna	Metcalf	Steelman
Haluska	Krebs		

NOT VOTING-0

EXCUSED-6

Evans	Horse	Travaglio	Williams
Gigliotti	Saylor		

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

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

* * *

The House proceeded to third consideration of **SB 755, PN 1064**, entitled:

An Act making appropriations to the Carnegie Museums of Pittsburgh.

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-184

Adolph	Druce	Marsico	Schuler
Allen	Eachus	Masland	Scrimenti
Argall	Egolf	Mayemik	Semmel
Armstrong	Fairchild	McCall	Serafini
Baker	Fargo	McGeehan	Shaner
Bard	Feese	McGill	Smith, B.
Barley	Fichter	McIlhattan	Smith, S. H.
Jarrar	Fleagle	McIlhinney	Snyder
Bastian	Flick	McNaughton	Solobay
Battisto	Frankel	Melio	Staback
Bebko-Jones	Freeman	Michlovic	Stairs
Belardi	Gannon	Micozzie	Steelman
Belfanti	Geist	Miller, R.	Steil

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

NAYS-12

Birmelin	Haluska	Jadlowiec	Petrarca
Forcier	Hanna	Krebs	Rohrer
Gordner	Hutchinson	Metcalf	Seyfert

NOT VOTING-0

EXCUSED-6

Evans	Horse	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 756, PN 1065**, entitled:

An Act making an appropriation to the Everhart Museum in Scranton.

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—181

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

NAYS—15

Benninghoff	Haluska	Krebs	Rohrer
Birmelin	Hanna	Leh	Seyfert
Forcier	Hutchinson	Metcalfe	Steelman
Gordner	Jadlowiec	Petrarca	

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

The House proceeded to third consideration of **SB 757, PN 1066**, entitled:

An Act making an appropriation to the African-American Museum in Philadelphia for operating expenses.

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—184

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

NAYS—12

Benninghoff	Gordner	Jadlowiec	Metcalf
Birmelin	Haluska	Krebs	Rohrer
Forcier	Hanna	Leh	Seyfert

NOT VOTING—0

EXCUSED—6

Evans	Horse	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 758, PN 1067**, entitled:

An Act making an appropriation to the Academy of Natural Sciences.

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—181

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

Clark	Josephs	Platts	Tulli
Clymer	Kaiser	Preston	Vance
Cohen, L. I.	Keller	Ramos	Van Horne
Cohen, M.	Kenney	Raymond	Veon
Colafiglia	Kirkland	Readshaw	Vitali
Cornell	LaGrotta	Reinard	Walke
Corrigan	Laughlin	Rieger	Washington
Costa	Lawless	Roberts	Wilt
Coy	Lederer	Robinson	Wogan
Curry	Lescovitz	Roebuck	Wojnaroski
Dailey	Levdansky	Rooney	Wright
Daley	Lucyk	Ross	Youngblood
Dally	Lynch	Rubley	Yudichak
DeLuca	Maher	Ruffing	Zimmerman
Dempsey	Maitland	Sainato	Zug
Dermody	Major	Samuelson	
DeWeese	Manderino	Santoni	Ryan,
DiGirolamo	Mann	Sather	Speaker
Donatucci	Markosek	Schroder	

NAYS—15

Benninghoff	Haluska	Krebs	Rohrer
Birmelin	Hanna	Leh	Seyfert
Forcier	Hutchinson	Metcalf	Yewcic
Gordner	Jadlowiec	Petrarca	

NOT VOTING—0

EXCUSED—6

Evans	Horse	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 759, PN 1068**, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

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—180

Adolph	Druce	Masland	Schroder
Allen	Eachus	Mayernik	Schuler
Argall	Egolf	McCall	Scrimenti

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

NAYS—16

Benninghoff	Gordner	Jadlowiec	Rohrer
Birmelin	Haluska	Krebs	Seyfert
Fargo	Hanna	Leh	Stern
Forcier	Hutchinson	Metcalfe	Wogan

NOT VOTING—0

EXCUSED—6

Evans	Horse	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 760, PN 1069**, entitled:

An Act making an appropriation to the Franklin Institute Science Museum.

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—182

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

NAYS—14

Benninghoff	Haluska	Krebs	Petrarca
Birmelin	Hanna	Leh	Pistella
Forcier	Hutchinson	Metcalfe	Seyfert
Gordner	Jadlowiec		

NOT VOTING—0

EXCUSED—6

Evans	Horse	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 761, PN 1070**, entitled:

An Act making an appropriation to the Mercer Museum in Doylestown, Pennsylvania.

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

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

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

The following roll call was recorded:

YEAS—182

Adolph	Druce	Markosek	Schroder
Allen	Eachus	Marsico	Schuler
Argall	Egolf	Masland	Scrimenti
Armstrong	Fairchild	Mayernik	Semmel
Baker	Fargo	McCall	Serafini
Bard	Feese	McGeehan	Shaner
Barley	Fichter	McGill	Smith, B.
Barrar	Fleagle	McIlhattan	Smith, S. H.
Bastian	Flick	McIlhinney	Snyder
Battisto	Frankel	McNaughton	Solobay
Bebko-Jones	Freeman	Melio	Staback
Belardi	Gannon	Michlovic	Stairs
Belfanti	Geist	Micozzie	Steil
Bishop	George	Miller, R.	Stern
Blaum	Gladeck	Miller, S.	Stetler
Boyes	Godshall	Mundy	Stevenson
Browne	Grucela	Myers	Strittmatter
Bunt	Gruitza	Nailor	Sturla
Butkovitz	Habay	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	Petrone	Trello
Chadwick	Hess	Phillips	Trich
Civera	James	Pippy	True
Clark	Josephs	Pisteila	Tulli
Clymer	Kaiser	Platts	Vance
Cohen, L. I.	Keller	Preston	Van Horne
Cohen, M.	Kenney	Ramos	Veon
Colafella	Kirkland	Raymond	Vitali
Cornell	LaGrotta	Readshaw	Walko
Corrigan	Laughlin	Reinard	Washington
Costa	Lawless	Rieger	Wilt
Coy	Lederer	Roberts	Wogan
Curry	Leh	Robinson	Wojnaroski
Dailey	Lescovitz	Roebuck	Wright
Daley	Levdansky	Rooney	Yewcic
Dally	Lucyk	Ross	Youngblood
DeLuca	Lynch	Rublely	Yudichak
Dempsey	Maher	Ruffing	Zimmerman
Dermody	Maitland	Sainato	Zug

DeWeese	Major	Samuelson	
DiGirolamo	Manderino	Santoni	Ryan,
Donatucci	Mann	Sather	Speaker

NAYS—14

Benninghoff	Haluska	Krebs	Rohrer
Birmelin	Hanna	Metcalfe	Seyfert
Forcier	Hutchinson	Petrarca	Steelman
Gordner	Jadlowiec		

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 762, PN 1071**, entitled:

An Act making an appropriation to the Whitaker Center for Science and the Arts in Harrisburg, Pennsylvania.

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

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

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

The following roll call was recorded:

YEAS—182

Adolph	Druce	Marsico	Schroder
Allen	Eachus	Masland	Schuler
Argall	Egolf	Mayernik	Scrimenti
Armstrong	Fairchild	McCall	Semmel
Baker	Fargo	McGeehan	Serafini
Bard	Feese	McGill	Shaner
Barley	Fichter	McIlhattan	Smith, B.
Barrar	Fleagle	McIlhinney	Smith, S. H.
Bastian	Flick	McNaughton	Snyder
Battisto	Frankel	Melio	Solobay
Bebko-Jones	Freeman	Michlovic	Staback
Belardi	Gannon	Micozzie	Stairs
Belfanti	Geist	Miller, R.	Steelman
Bishop	George	Miller, S.	Stern
Blaum	Gladeck	Mundy	Stetler
Boyes	Godshall	Myers	Stevenson
Browne	Grucela	Nailor	Strittmatter
Bunt	Gruitza	Nickol	Sturla
Butkovitz	Habay	O'Brien	Surra
Buxton	Harhai	Oliver	Tangretti

Caltagirone	Harhart	Orie	Taylor, E. Z.
Cappabianca	Hasay	Perzel	Taylor, J.
Carn	Hennessey	Pesci	Thomas
Casorio	Hershey	Petrone	Tigue
Cawley	Hess	Phillips	Trello
Chadwick	James	Pippy	Trich
Civera	Josephs	Pistella	True
Clark	Kaiser	Platts	Tulli
Clymer	Keller	Preston	Vance
Cohen, L. I.	Kenney	Ramos	Van Horne
Cohen, M.	Kirkland	Raymond	Veon
Colafella	LaGrotta	Readshaw	Vitali
Cornell	Laughlin	Reinard	Walko
Corrigan	Lawless	Rieger	Washington
Costa	Lederer	Roberts	Wilt
Coy	Leh	Robinson	Wogan
Curry	Lescovitz	Roebuck	Wojnaroski
Dailey	Levdansky	Rohrer	Wright
Daley	Lucyk	Rooney	Yewcic
Dally	Lynch	Ross	Youngblood
DeLuca	Maher	Rubley	Yudichak
Dempsey	Maitland	Ruffing	Zimmerman
Dermody	Major	Sainato	Zug
DeWeese	Manderino	Samuelson	
DiGirolamo	Mann	Santoni	Ryan,
Donatucci	Markosek	Sather	Speaker

NAYS-13

Benninghoff	Haluska	Hutchinson	Metcalfe
Birmelin	Hanna	Jadlowiec	Petrarca
Forcier	Herman	Krebs	Seyfert
Gordner			

NOT VOTING-1

Steil

EXCUSED-6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

The House proceeded to third consideration of **SB 763, PN 827**, entitled:

An Act making an appropriation to the Arsenal Family and Children's Center.

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-189

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

NAYS-6

Benninghoff	Haluska	Krebs	Steelman
Birmelin	Hanna		

NOT VOTING-1

Leh

EXCUSED-6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

The House proceeded to third consideration of **HB 122, PN 1140**, entitled:

An Act regulating the use of certain infant cribs; providing a cause of action; and imposing a penalty.

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?

Mrs. Rubley, do you desire recognition on this bill?

Mrs. RUBLEY. Yes, Mr. Speaker.

The SPEAKER. The lady is recognized.

Mrs. RUBLEY. Thank you, Mr. Speaker.

HB 122 would take a small step forward towards reducing the incidents of injury and death of infants due to unsafe cribs.

Each year more than 13,000 infants are injured in the United States due to these unsafe cribs, with about 62 deaths occurring yearly. In Pennsylvania five children have died from injuries sustained in unsafe cribs in the past 5 years. Each of these deaths was preventable.

Although new cribs must meet rigid safety standards, millions of older cribs, many of which do not conform to modern safety standards, are still in use. This bill would regulate the commercial resale of unsafe older cribs. It protects babies by ensuring that unsafe cribs are not resold to consumers or used by commercial entities such as hotels, motels, and child-care facilities.

There is no attempt in this bill to regulate the passing down of cribs within one's family or to friends, although with new educational programs, it is presumed that individuals will become more cognizant of the potential dangers associated with older cribs.

This bill, Mr. Speaker, has the support of the National Safe Kids Campaign, Pennsylvania Partnerships for Children, and the Consumer Federation of America, and I urge the support of this important measure. Thank you, Mr. Speaker.

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—196

Adolph	Egolf	Mann	Sather
Allen	Fairchild	Markosek	Schröder
Argall	Fargo	Marsico	Schuler
Armstrong	Feese	Masland	Scrimenti
Baker	Fichter	Mayernik	Semmel
Bard	Fleagle	McCall	Serafini
Barley	Flick	McGeehan	Seyfert
Barrar	Forcier	McGill	Shaner
Bastian	Frankel	McIlhattan	Smith, B.
Battisto	Freeman	McIlhinney	Smith, S. H.
Bebko-Jones	Gannon	McNaughton	Snyder
Belardi	Geist	Melio	Solobay

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigiotti	Saylor		

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 950, PN 1583**, entitled:

An Act requiring disclosure of new motor vehicle damage; and 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—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Evans	Horsley	Travaglio	Williams
Gigliotti	Saylor		

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.

DECISION OF CHAIR RESCINDED ON SB 492

The SPEAKER. The Chair returns to page 1, and without objection, the Chair rescinds its announcement that SB 492 is over. The Chair hears no objection.

The House proceeded to third consideration of **SB 492, PN 517**, entitled:

An Act providing for the capital budget for the fiscal year 1999-2000.

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—192

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

DiGirolamo	Maher	Santoni	Ryan,
Donatucci	Maitland	Sather	Speaker
Druce	Major		

NAYS-4

Lawless	Metcalfe	Nickol	Platts
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NOT VOTING-0

EXCUSED-6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

* * *

The House proceeded to third consideration of **HB 77, PN 987**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for escape; and providing for escape from a detention facility.

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?

On that question, the prime sponsor of the bill, Mr. Wojnaroski, is recognized.

Mr. WOJNAROSKI. Thank you, Mr. Speaker.

HB 77 is really a rather simple bill that aims to help prevent occurrences of an all too common problem in Pennsylvania - prison escapes. HB 77 simply increases the penalty for prisoners convicted of escape. Currently prisoners convicted of forcible or violent escapes commit a third-degree felony, which carries a maximum sentence of 7 years; that is in addition to their current sentences. HB 77 would change the classification of forcible or violent escape to a second-degree felony, thereby increasing the maximum penalty to 10 years. Additionally, and more important, in my opinion, the bill would require the Department of Corrections to assign prisoners convicted of escape to a higher security correctional facility within the Commonwealth.

Mr. Speaker, over the last few years, we have seen a rash of escapes from correctional facilities throughout Pennsylvania. From Cresson to Camp Hill to Pittsburgh, prisoners have escaped from correctional facilities and posed an unnecessary threat to correctional officers, law enforcement officials, and to our communities. Given these threats to public safety, and in my view,

it is absolutely essential to increase the deterrent factor for those prisoners who contemplate escape. HB 77 attempts to do just that.

I would like to urge my colleagues to join me in supporting this measure designed to enhance public safety in our communities and allow our correctional system to operate successfully. Thank you, Mr. Speaker.

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-196

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

NAYS-0

NOT VOTING-0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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

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

BILLS PASSED OVER TEMPORARILY

The SPEAKER. HBs 172 and 963 are over temporarily.

The House proceeded to third consideration of **HB 1074, PN 1220**, entitled:

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

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—195

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

Clark	Jadlowiec	Phillips	True
Clymer	James	Pippy	Tulli
Cohen, L. I.	Josephs	Pistella	Vance
Cohen, M.	Kaiser	Platts	Van Home
Colafella	Keller	Preston	Veon
Cornell	Kenney	Ramos	Vitali
Corrigan	Kirkland	Raymond	Walko
Costa	Krebs	Readshaw	Washington
Coy	LaGrotta	Reinard	Wilt
Curry	Laughlin	Rieger	Wogan
Dailey	Lawless	Roberts	Wojnaroski
Daley	Lederer	Robinson	Wright
Dally	Leh	Roebuck	Yewcic
DeLuca	Lescovitz	Rohrer	Youngblood
Dempsey	Levdanskyy	Rooney	Yudichak
Dermody	Lucyk	Ross	Zimmerman
DeWeese	Lynch	Rublely	Zug
DiGirolamo	Maher	Ruffing	
Donatucci	Maitland	Sainato	Ryan,
Druce	Major	Samuelson	Speaker
Eachus			

NAYS—1

Steil

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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 1416, PN 1659**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for civil immunity of school officers or employees relating to emergency care, first aid and rescue.

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—196

Adolph	Egolf	Mann	Sather
Allen	Fairchild	Markosek	Schroder
Argall	Fargo	Marsico	Schuler
Armstrong	Feese	Masland	Scrimenti
Baker	Fichter	Mayernik	Semmel

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Evans	Horsley	Travaglio	Williams
Gigliotti	Saylor		

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 1417, PN 1753**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further defining "delinquent act"; and further providing for disposition of delinquent children.

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

Mr. **LESCOVITZ** offered the following amendment No. **A2023**:

Amend Title, page 1, line 3, by striking out "AND"
Amend Title, page 1, line 4, by removing the period after "CHILDREN" and inserting

; and requiring minors who commit certain offenses on school property to be tried as adults.

Amend Bill, page 5, by inserting between lines 6 and 7

Section 3. Title 42 is amended by adding a section to read:

§ 9303. Certain offenses committed on school property.

Notwithstanding any provision of law to the contrary, any juvenile 13 years of age or older who is charged with murder or attempted murder, regardless of the degree or grading, of any school student, school teacher, school administrator or other school employee on school property or at a school-related activity shall be tried as an adult.

Amend Sec. 3, page 5, line 7, by striking out "3" and inserting
4

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

The **SPEAKER**. On the question of the Lescovitz amendment, the gentleman is recognized.

Mr. **LESCOVITZ**. Thank you, Mr. Speaker.

What this amendment does is ensures that any young person who is 13 years of age or older who commits a murder or attempted murder on school property or during a school-related activity has to be charged as an adult.

The **SPEAKER**. The gentleman, Mr. Sturla.

Mr. **STURLA**. Thank you, Mr. Speaker.

Will the gentleman rise for brief interrogation?

The **SPEAKER**. The gentleman indicates he will stand for interrogation. You may proceed.

Mr. **STURLA**. Mr. Speaker, several years ago in my district there was an incident where there was a gang-related shooting off the school premises but a stray bullet hit a child on a school playground and killed that child. Would that also apply in this particular case?

Mr. **LESCOVITZ**. Mr. Speaker, if it happened during a school-related activity off of school property, indeed it would be, such as at a dance, and if it happened on school property, it would be considered -- the individual would have to be tried as an adult.

It is my understanding that that would not be covered under this amendment, the scenario that you brought before us.

Mr. **STURLA**. So it would just be that the person that was committing the crime had to be on the school property, not the person that actually got the -- that died.

Mr. **LESCOVITZ**. That is my understanding; yes.

Mr. **STURLA**. Okay. Thank you, Mr. Speaker.

The **SPEAKER**. On the amendment, Mr. Sturla. Comments?

Mr. **STURLA**. Mr. Speaker, I guess I would hope that maybe perhaps the Senate could add that provision as something so that school playgrounds would in fact become a safe haven.

I think the intent of the gentleman is probably to make those school playgrounds a safe haven, and I would hope that whether or not the perpetrator is on that school ground or not, that the children could feel safe and there would be a sense of sort of specialness about school playgrounds and that we could perhaps include that in the future. Thank you, Mr. Speaker.

The **SPEAKER**. The Chair thanks the gentleman.

The gentleman from Delaware, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

Will the maker of the bill stand for brief interrogation?

The SPEAKER. The gentleman indicates he will stand for interrogation. You may begin.

Mr. VITALI. Would this law require some sort of incarceration or commitment for a year for any violation of this act—possessing a firearm on school property?

The SPEAKER. At this time we are debating the amendment, not the bill.

Mr. VITALI. I am sorry. I was out of order.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—175

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

NAYS—19

Bebko-Jones	James	Manderino	Ramos
Bishop	Josephs	McGill	Scrimenti
Cappabianca	Kirkland	Michlovic	Vitali
Cohen, L. I.	Lynch	Myers	Washington
Curry	Maher	Preston	

NOT VOTING—2

Nailor Thomas

EXCUSED—6

Evans Horsey Travaglio Williams
Gigliotti Saylor

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. Vitali—

Mr. VITALI. Thank you, Mr. Speaker.

The SPEAKER. —who requests that the gentleman, Mr. Wogan, stand for interrogation. The gentleman, Mr. Wogan, indicates he will stand for interrogation. You may begin.

Mr. VITALI. Thank you, Mr. Speaker.

I just want to be clear about what this bill requires. If I am reading it correctly, the—

The SPEAKER. Will the gentleman yield.

Conferences to the rear of the hall of the House, please.

Sergeant at Arms, ask our guests to be seated.

The gentleman, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I just want to be clear about what this bill would do. Would this bill require that if you are either adjudicated delinquent or convicted as an adult of possessing any sort of firearm on school premises, you must be sent away for a year?

Mr. WOGAN. Mr. Speaker, that is not exactly true. Number one, it does not do anything with adults per se.

And number two, it may not send somebody away, as you say, for a year. A person who has been convicted, if this bill becomes law, would either be incarcerated for a year or could possibly get a year probation. In other words, there is a mandatory minimum of a year but it does not necessarily have to be incarceration for a year.

Mr. VITALI. It could be unsupervised probation for a year?

Mr. WOGAN. That is correct.

Mr. VITALI. Okay.

That would conclude my interrogation. I have no further questions.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the lady from Philadelphia County, Ms. Manderino.

Ms. MANDERINO. Thank you, Mr. Speaker.

Mr. Speaker, I ask the members to take a close look at this legislation and give serious consideration to voting "no" on HB 1417.

HB 1417 is a major change, in my opinion, in public policy and the way we have dealt with juveniles in the past.

Under HB 1417, for the first time in Pennsylvania law, we will be implementing mandatory dispositions in the juvenile justice system. This bill, in my opinion, is the equivalent of mandatory minimums that we have done in adult court. We have never done that with regard to the Juvenile Act before, and this requires a mandatory disposition and takes away some of the judicial discretion that I think is extremely crucial in the juvenile court system.

We did receive a letter from the Juvenile Court Judges' Commission opposing this bill, and it cautions us that "...there have never been" — I am reading from the letter — "...there have never been mandatory dispositions of any type in the juvenile justice system. Our Commission is strongly opposed to creating mandatory dispositions because the concept is fundamentally inconsistent with the Juvenile Act mandate that courts order dispositions which provide, as appropriate to the individual circumstances of each case, 'balanced attention to the protection of the community, the imposition of accountability for offenses committed and the development of competencies to enable the child to become a responsible and productive member of the community.'" I am further reading from their letter, "Additionally, as the Pennsylvania District Attorneys Association expressed in its correspondence of October 5, 1998 to members of the House Judiciary Committee, the creation of a mandatory minimum disposition in the juvenile justice system further creates the risk of appellate courts granting the right to a jury trial in delinquency proceedings," a right which does not exist today in law.

I think this is a serious, major change in public policy. It requires serious attention. I would respectfully ask that you consider voting "no" on this bill.

The SPEAKER. The Chair thanks the lady.

The Chair recognizes the gentleman, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I, too, rise in opposition to HB 1417 for some of the same reasons that were just articulated by my colleague.

This not only asks us to depart from existing law but asks us to depart in a way that I think will eventually come back to haunt us with respect to the Juvenile Justice Act.

Mr. Speaker, I also rise to ask my colleagues that in addition to voting "no," it is time for us to not only look at consequences of certain conduct but it is also time for us to look at how do we provide qualitative intervention services that preclude us or remove us from having to even deal with this issue? I am concerned about a 13-year-old who commits a violent act, but I am also more concerned with the circumstances which give rise to a 13-year-old engaging in this kind of conduct.

Mr. Speaker, in the Commonwealth of Pennsylvania and throughout this country, if we have not learned anything else this year, we have learned that there are some problems with our children regardless of what the circumstances, there are problems with families regardless of what the circumstances, and so I think that as balanced policymakers, it is imperative that we not only look at the consequences of certain conduct and get tough but that we also get smart and look at intervention to preclude us from having to even entertain such a departure from the Pennsylvania Juvenile Justice Act. And, Mr. Speaker, until we do that — until we do that — then I think that we are only creating another layer of bureaucracy that does not deal with the problem itself, the underlying problem, and eventually the bureaucracy will just

continue to put layers after layers on top of it until we still will not do anything about the underlying problem.

And so I ask my colleagues, those who vote "no" along with those who vote "yes," let us step back for a minute and begin to focus our attention on removing the circumstances that will even allow us to consider — to consider — a mandatory disposition and consider mandatory imprisonment for a child at the age of 13.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Gordner.

Mr. GORDNER. Thank you, Mr. Speaker.

I would like to interrogate the prime sponsor of the bill.

The SPEAKER. Mr. Wogan indicates he will stand for interrogation. You may begin.

Mr. GORDNER. Thank you, Mr. Speaker.

Mr. Speaker, if I am correct, this refers to Title 18, section 912, that deals with possession of a weapon on school property. And if I am correct, if a student who is 16 years old and he drives from home to school and he has his hunting knife in the truck, that would be considered an offense under section 912, which would be considered an offense under your bill, and that person who has the hunting knife in his truck would be subject to a 1-year term. Is that correct?

Mr. WOGAN. If I heard the gentleman correctly, a hunting knife in a truck I do not believe would be a weapon on school property. I am not entirely sure about that, but the second part, the salient part of the bill requires that a weapon be used on school property.

Mr. GORDNER. Okay. Thank you, Mr. Speaker.

On the bill?

The SPEAKER. Mr. Gordner.

Mr. GORDNER. Mr. Speaker, I have in my hands Title 18, section 912, and it defines "Possession of weapon on school property" as such: A "... 'weapon' for purposes of this section shall include but not be limited to any knife, cutting instrument...shotgun, rifle..." et cetera; " 'weapon'...shall include but not be limited to any knife, cutting instrument, cutting tool...stick, firearm, shotgun, rifle..." et cetera.

Mr. Speaker, I believe that based upon this bill, for those of us from rural areas, if someone drives their dad's truck to school — and I think we had this debate before — if someone drives their dad's truck to school and in that truck is a hunting knife and they are found with that or some friend squeals on them and there is that hunting knife and it is parked in the parking lot at that school, under this bill that is now before us, they are going to, through mandatory provisions, be subject to 1 year in jail or whatever the provisions are for the juvenile law, and because of that, I would suggest that those of us that have a concern on that issue should take that into consideration before allowing this mandatory provision to kick in.

Currently — and some of us debated this a couple of years ago when we took up this bill; we were concerned about that provision — but as it is now, the court can take into consideration, okay, maybe this was dad's truck and maybe it was dad's hunting knife and maybe the student did not realize it was there when he drove it to school, but under this bill, the court is not going to be able to take that into consideration anymore and it is going to be a mandatory provision. So I would hope that everyone would consider that, and I will vote to oppose this bill. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Dermody.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, I would just like to point out that I do not believe this legislation mandates incarceration or requires anybody to go to jail. What it does do would require a judge, if he was going to sentence, he or she was going to sentence a child to probation or even nonreporting probation, that it would be a 1-year sentence to probation. You could also have a boot camp alternative or incarceration. Therefore, I do not believe it is a mandatory jail sentence that is involved here. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Mr. Lynch.

Mr. LYNCH. Thank you, Mr. Speaker.

I would like to briefly interrogate the maker of the bill.

The SPEAKER. The gentleman indicates he will stand for interrogation. You may begin.

Mr. LYNCH. Mr. Speaker, the question I have is, what constitutes school property?

Mr. WOGAN. I am having trouble hearing.

Mr. LYNCH. I am sorry.

What constitutes school property?

Mr. WOGAN. I would say the building and the grounds surrounding the building.

Mr. LYNCH. Okay. The reason I ask is to see if you perceive a potential problem here. For example, I have a high school in Warren County that has numerous acres of property—

Mr. WOGAN. Could I suggest that the gentleman speak into the mike. I cannot hear him.

Mr. LYNCH. I am sorry. I thought I was talking too loudly. Okay.

I have a high school, at least one high school in Warren County, that has numerous acres of property which in fact are stocked with game birds for hunting. Does that become a problem with a student hunting on this property under this legislation?

Mr. WOGAN. No. Hunting is legal. Hunting is not a problem in the Commonwealth.

Mr. LYNCH. Target shooting, nothing like that you perceive as being a problem?

Mr. WOGAN. I could not make out that—

Mr. LYNCH. Target shooting, any use of any other—

Mr. WOGAN. If it is a legal activity, then this bill does not apply.

Mr. LYNCH. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Armstrong.

Mr. ARMSTRONG. Mr. Speaker, I think that this attempt is a good attempt at trying to resolve some problems that we are realizing, but unfortunately, I think we are just going too far, and because of some of the other things that have been raised today, I would ask for you to consider voting “no” on it.

I think that as we have these juveniles come before the court, we need to have a flexibility, because people are not the same. Some are going to have to have the books thrown at them, but some are going to have to have the flexibility of designing some other kind of sentence to them so that the message is driven home, and I relate that to the raising of our own children. I cannot discipline my son like I discipline my daughter. They are different; they respond differently.

So I would ask that we would look at this and allow the flexibility in the law that is already there and vote “no” on this mandatory provision. Thank you.

The SPEAKER. The gentleman, Mr. Gordner, for the second time.

Mr. GORDNER. Thank you, Mr. Speaker.

Very briefly, in the definition of Title 18, section 912, it defines “school property” as any building or the grounds of any school-owned property or any conveyance providing transportation to or from any school building or school property. So it would include not only the building but the football field, the parking lot areas, and even the buses, provided that they are on the buses going to and from school.

For the benefit of a previous speaker, if it is a school-supervised event that someone has a weapon there for — for some reason the school was teaching a hunting safety course — that is a defense, but it has to be a school-sponsored activity for there to be a defense. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Luzerne, Mr. Blaum. Will the gentleman yield for a moment.

Mr. BLAUM. Thank you, Mr. Speaker.

The SPEAKER. Will the gentleman yield.

Will the conference in the vicinity of the gentleman, Mr. Blaum, please disperse.

Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of HB 1417 and what the gentleman, Mr. Wogan, is attempting to accomplish.

The idea of any weapon on school property where my kids go to school or any of your children go to school is an absolute obscenity, and it is time that we put teeth in the law to help to prevent this from ever occurring here in the Commonwealth of Pennsylvania.

The gentleman, Mr. Wogan, has worked a long time, has talked to the necessary people interested in this legislation, and has crafted a bill I think worthy of our support, and I ask for the members to vote “yes” on this legislation, to send it to the Senate and to the Governor’s desk, and to have it enacted into law. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Lynch, for the second time.

Mr. LYNCH. Thank you, Mr. Speaker.

Again I would like a brief interrogation of the maker of the bill, if I could, please.

The SPEAKER. The gentleman consents to interrogation. You may begin.

Mr. LYNCH. Thank you, Mr. Speaker.

I am just trying to understand this, Mr. Speaker, and I forget the exact numbers; I am not an attorney, but it said if a person is adjudicated delinquent under Title 18, whatever it is, section 912. What constitutes being adjudicated delinquent under that code that would take away the concern that I might have that, you know, somebody with a legal possession of a hunting arm on school property, you know, would not run into a problem under your legislation?

Mr. WOGAN. I am not sure I understand the question. You are asking, what constitutes being adjudicated delinquent?

Mr. LYNCH. Delinquent. Your legislation references somebody being adjudicated delinquent under Title 18, section 912, or whatever. What does that institute?

Mr. WOGAN. This bill would, after a second weapons offense, give the judge the power to assign the case to adult court—

Mr. LYNCH. I understand that.

Mr. WOGAN. —which means there would be no adjudication of delinquency.

Mr. LYNCH. Well, Mr. Speaker, what would the offense be? mean, what would be—

Mr. WOGAN. The second offense would be a weapon on school property.

Mr. LYNCH. Just the possession of it?

Mr. WOGAN. Well, whether it is bringing a gun or a knife onto the school property or whether it is blowing away your classmates, there is a whole gamut of offenses on your weapons.

Mr. LYNCH. Including just a simple accidental possession of it in your vehicle. Right?

Mr. WOGAN. Well, that would be your second weapons offense; that would be your second, bringing the weapon to school property; second time.

Mr. LYNCH. Thank you, Mr. Speaker.

I think we in rural Pennsylvania—

The SPEAKER. On the question, the Chair recognizes the gentleman, Mr. Lynch.

Mr. LYNCH. Thank you, Mr. Speaker.

I am voting “no” on this bill.

The SPEAKER. The Chair thanks the gentleman.

On the question, Ms. Manderino, for the second time.

Ms. MANDERINO. Thank you, Mr. Speaker.

Mr. Speaker, again I ask members to consider a “no” vote.

No one is taking lightly the serious offenses that could potentially happen with regard to a child. I think the question that we have to ask ourselves is what impact the bill has on the responsible adult, because I think that we all realize that whether we pass this bill or not is not going to affect the child’s behavior. I think what we have to look at is what effect does it have on the responsible adult’s behavior doing the right thing, and I think that there are two areas that we need to be concerned about. One is the introduction of mandatory sentences and limiting the discretion of the juvenile court, and I think that is a big, major policy step that we ought to not take lightly. I do not think there is a judge in this Commonwealth, in light of everything that has been happening with school violence, that is not going to treat every case in front of him with the very serious respect that it deserves and fashion the appropriate remedy, and I think that we should trust that they will fashion the appropriate remedy.

The other responsible adult we have to think about is the school administrator in this case. I think we want our school principals and school administrators to treat every incident with seriousness, but I think what we have to ask ourselves is, once we start limiting what the result would be or prescribing mandatory results, will that have a chilling effect where adults are going to, in the first instance, say, gee, how should I act because the consequences are such that I may deem them beyond what this incident entails. I do not think we want adults chilling their behavior based on something that we have prescribed in law that we do not need to do, because I trust that the courts in serious situations will treat things seriously and, in the situation where they deem the circumstances in fact did not rise to that level, will also fashion an appropriate sentence. But if we prescribe that to them, I think we are kidding ourselves to think that human nature just does not kick in and make you make judgment calls before the fact. I would rather make the judgment call after the fact in the court of law when all the facts and circumstances are in front of me. I think the

judges are equipped to do that, and I think that our current laws will handle that situation well.

I really think that HB 1417, while responsive to a serious problem, will not affect the child’s behavior but could have a negative effect on handling that incident with regard to the responsible adults who have to make a decision about whether to and how to respond.

Thank you.

GUESTS INTRODUCED

The SPEAKER. The Chair at this time interrupts the debate to welcome to the House certain folks and organizations. The Chair did not realize this debate would last this long.

But with us today, as the guests of Representative Dennis Leh, are Columbia, his wife; Josephine Ricci, Mrs. Leh’s mother; Charles and Mary Gabrill, the aunt and uncle of Mrs. Leh. The other thing I would like to say with respect to the Lehs is, today is their 31st anniversary. So let us welcome the family to the Capitol.

Today as the guests of Representative Jerry Birmelin are Katalin Droppa and Nicole Douglas, students at Canaan Christian Academy. They are serving as guest pages. Would they please rise.

And as the guests of Representative Tulli from his district office are Mrs. Louise Swartzbaugh and Mr. Richard Boudier. Would these folks please rise, here to the left of the Chair.

The mother of Representative Dally, Marge Dally, is here with us today and Zal and Aurelia Ardingo. Would these guests please rise. I believe they are in the back of the House. Yes. Mother is checking to make sure that he is here every day.

The Chair is pleased to welcome to the hall of the House, as the guests of Representative Rooney, the fourth grade class of Sts. Cyril & Methodius School in Bethlehem, PA. I think we missed them.

CONSIDERATION OF HB 1417 CONTINUED

The SPEAKER. The Chair recognizes the gentleman, Mr. Sturla, for the first time on this issue; final passage.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, will the gentleman rise for a brief interrogation?

The SPEAKER. The gentleman indicates he will.

Mr. STURLA. Mr. Speaker, what is the fiscal note on this piece of legislation?

Mr. WOGAN. I do not believe there is a fiscal note, Mr. Speaker.

Mr. STURLA. Mr. Speaker, are we allowed to move legislation through without a fiscal note?

The SPEAKER. There is an indication that there is a fiscal note for this.

Mr. Barley, can you help with this? The calendar indicates that there is a fiscal note.

Mr. STURLA. Mr. Speaker, if I could, while we are searching for how much this bill will cost, if I could do further interrogation with the gentleman?

The SPEAKER. Go ahead. The gentleman is in order.

Mr. STURLA. Mr. Speaker, earlier it was indicated that if somebody was hunting on school grounds, as Representative Lynch had questioned, that that would be legal because hunting is legal in the State of Pennsylvania. But it is my understanding when I read this legislation and the laws that have preceded it that in fact

having a gun on school property is illegal. So which takes precedence, hunting or having the gun on school property?

Mr. WOGAN. I am not sure I understand the question. Would you rephrase it?

Mr. STURLA. Is having a gun on school property illegal?

Mr. WOGAN. Yes; it is. Having a gun on school property is illegal.

Mr. STURLA. So if in fact, as the gentleman, Mr. Lynch, had asked earlier, somebody is on school property with a gun hunting, even though hunting is in fact a legal activity, it would be illegal for that person to have that gun on school property while they were hunting. Is that correct?

Mr. WOGAN. I cannot imagine any school in the Commonwealth where one hunts on school property.

Mr. STURLA. Mr. Speaker, unless the gentleman, Mr. Lynch, was lying to us, and I have no reason to believe that he was, there are schools in Pennsylvania that have excess acreage that is in woodland where people hunt.

Mr. WOGAN. Well, that is quite possible. I am unaware of that. I would say if such a school exists — and I do not know that such a school does exist — hunting is a lawful activity in the Commonwealth and that that would take precedence.

Mr. STURLA. So if you are hunting on school property, you are allowed to have a gun on school property. Is that correct?

Mr. WOGAN. Well, you have created the hypothetical. I would say yes, and I do not believe there is such a property in Pennsylvania. But if there is a school property somewhere in Pennsylvania where kids hunt — it is an extracurricular activity — since that is a lawful activity, they are not committing a crime and this bill would not apply. That is my opinion.

Mr. STURLA. Mr. Speaker, I guess, and whether it is a hypothetical or not, if I go hunting for woodchucks on my city school property—

The SPEAKER. The gentleman will yield.

Have you concluded your interrogation? Are you now on the bill?

Mr. STURLA. No; I am still interrogating.

The SPEAKER. Ask questions.

Mr. STURLA. Mr. Speaker, what you said is, if I am hunting it is okay for me to bring a gun onto school property. Who determines whether or not I am hunting when I am on that school property?

Mr. WOGAN. Well, you determined it by presupposing he was hunting. Again, it is your hypothetical. You said he was hunting, so—

Mr. STURLA. So if I walk onto my city school property with a gun and say, I am just hunting today—

Mr. WOGAN. Well, now wait. Now—

Mr. STURLA. —it is okay?

Mr. WOGAN. Now, now, see, you created the hypothetical. I am agreeing with you that somewhere in the Commonwealth it may be legal to hunt on school property. You set up the parameters. If that school exists in Pennsylvania, then a student who is hunting would not be breaking any laws.

Mr. STURLA. Mr. Speaker—

Mr. WOGAN. And the same person would determine that he is hunting who determines when anybody is hunting in the Commonwealth of Pennsylvania, and I do not know who that is.

Mr. STURLA. Mr. Speaker, on the bill.

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

Mr. STURLA. Mr. Speaker, I think the intent of the gentleman's bill is good, but given the conflicts that have arisen here, who determines who is hunting when and where, and I have no reason to believe, as I said earlier, that the gentleman, Mr. Lynch, is incorrect in saying that there are school districts in the State of Pennsylvania that have land where people regularly hunt in a wooded area. But as a hunter, I know that not all areas appear to everyone as a place that is a designated hunting area. You can go hunting in fields just as well as you do in wooded areas and other areas. So how that determination gets made and the gentleman's interpretation of what is hunting and what is not and what is allowable and what is not I believe is incorrect, and I think we should all look very seriously at what is being proposed in this legislation before we vote "yes" on it.

Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. DeWeese, on final passage.

The Chair apologizes. Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Mr. Speaker, I am absolutely sure that the people of Pennsylvania watching on PCN (Pennsylvania Cable Network) are absolutely amazed at this debate. It is an absolute tragedy that we even have to have a bill in the form of HB 1417. How sad it is that we have to propose this type of legislation, but I think it is even sadder that we are sitting here debating it.

My God, if it is possible to hunt at all on property owned by a school district, it should not be. We are talking about weapons on school property in a carefully crafted piece of legislation that does not have the mandates that some people might attribute to it. And as I said earlier, it is absolutely obscene that any weapon would be brought anywhere near a school in which our kids go to learn. This is a most mild attempt to deal with this problem and this issue, to put once and for all some teeth in the law.

If the judges did what judges should do, this type of legislation would not be necessary. But occasionally this legislature needs to act, and act we are, and let us adopt this legislation. This is a reasonable approach, and the fact that the debate is going on as long as it is on something this well thought out and a bill so carefully crafted, again, I think is a sad statement, and I think it will be interpreted by those who watch our deliberations on television. The very least we can do is to adopt this legislation and give additional tools to our courts in which to deal with these very, very serious and we hope very, very rare situations.

Thank you, Mr. Speaker. I ask the members for an affirmative vote.

The SPEAKER. On the question, the Chair recognizes the gentleman, Mr. Daley.

Mr. DALEY. Thank you, Mr. Speaker.

I rise to echo the comments of my friend, Representative Blaum, the Democrat chair of the Judiciary Committee. The Judiciary Committee has worked diligently on this issue, and I find it absolutely amazing that we are debating this bill in this way, where we have a school in Pennsylvania that permits hunting on its property. That is fine, but I thought the law said within 500 feet of any building you cannot hunt, and all we are going to say is we are going to defeat this bill because we have schools that permit hunting on their property, Mr. Speaker? How many kids need to die in Pennsylvania, to be shot, how many kids need to be stabbed, how many kids need to be beat up, how many teachers need to be shot before we wise up?

I think Representative Blaum is right. The people watching PCN are going to be amazed by this debate, that we would even take the time and hesitate one legislative moment to debate this issue. Let us vote "yes." This is a good bill, and it is about time.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, it has been brought to my attention that the answer to my question regarding a fiscal note is that the cost to the State next year for this legislation would be \$7.5 million and the cost to counties in Pennsylvania would be \$5 million, for a total of \$12.5 million in the next fiscal year.

I just wanted to share that with the other members. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I am just rising to just make sure that the record is clear.

One, I do not believe that I or my colleagues oppose the notion that we must get tough with kids who bring weapons on school property. What we oppose is, one, whether or not circumstances exist that require such a major departure from existing law.

Number two: all of those who recognize that public policy must have continuity and must provide a clear message. I think that it has been clearly demonstrated that there is real conflict between HB 1417 and what we did in Act 26 of 1995, which dealt with weapons on school property. There is a real conflict between those two legislative prescriptions, and if you look at it, you will recognize the conflict.

And thirdly, Mr. Speaker, all that we have said is, yes, we must get tough on crime, especially criminal behavior of young people, but we have also said consistently for the last two terms that, yes, we must get tough but we must also get smart. Until we remove the underlying circumstances which give rise, which give rise to young people 13, 14 years of age who believe that there is a situation that requires them to bring guns to school and bring weapons to school, then, Mr. Speaker, we will be revisiting this issue in the near future, and we will be revisiting it not with a comprehensive plan for change but with another layer of bureaucracy. And that has been the sentiment of my colleagues who have opposed or have raised questions on HB 1417, and I wanted to make sure that the record was clear on that.

The SPEAKER. The Chair thanks the gentleman for that.

The lady, Ms. Mundy, please, from Luzerne.

Ms. MUNDY. Thank you, Mr. Speaker.

May I interrogate Mr. Wogan, please?

The SPEAKER. The gentleman indicates he will stand for interrogation. You may begin.

Ms. MUNDY. Mr. Speaker, if I missed this in the prior debate, I apologize, but I am reading, I believe it is line 19 of the bill, and it says, "...the court shall make an order of disposition committing the child pursuant to subsection (a)(2), (3) or (4) for at least one year...." Could you tell me what you are committing the child to?

Mr. WOGAN. Yes, Mr. Speaker. The child may be committed to an institution operated by the Department of Public Welfare, the child may be committed to an institution such as a youth development center, the child may be committed to probation

under the supervision of a probation officer, or the child may be committed to prison.

Ms. MUNDY. So we are talking about a child who has been adjudicated delinquent by a judge, but the judge still has the discretion to commit the child to a treatment or prison or some juvenile facility. So there is some discretion as to what the judge commits the child to.

Mr. WOGAN. Oh, yes, there still is a great deal of discretion. I think that has been lost on some of the folks debating this this morning, this afternoon.

Ms. MUNDY. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

The gentleman, Mr. DeWeese. Waives off.

The gentleman, Mr. Wogan; final speaker. Do you have further remarks on final passage?

Mr. WOGAN. Very briefly. These will be my only remarks, Mr. Speaker.

The SPEAKER. Not with all that interrogation.

Mr. WOGAN. Thank you, Mr. Speaker.

Mr. Speaker, as has been cited by the Attorney General of the Commonwealth of Pennsylvania, Mike Fisher, 70 percent of the student killers across the nation have previously brought a weapon to their schools. There is a lot less here than some of the folks who have criticized the bill think there is. I will restate, however, what some of my colleagues have so eloquently already stated.

This is not really a mandatory minimum sentence, as was elicited by the interrogation by Representative Mundy and the remarks by Representative Blaum. The common pleas court judge still has a great deal of discretion. There are four things that could happen to a student who has committed his second weapon offense. Remember, what we are talking about here, he has already committed either a crime of violence or a weapons offense on the first occasion, and on the second occasion he has brought not a knife, which some members have talked about on the House floor here this afternoon, but a firearm or an explosive device. How revolutionary that we might be wanting to punish a student who has committed either a second crime of violence or a weapons offense in a school, bringing either a firearm or an explosive device. And no, I do not think we have gone too far, Mr. Speaker. We are not even saying that that student should be sentenced to 1 year incarceration. We are saying that a judge should look at it very seriously, and this is a serious matter not just in Pennsylvania but all over the country.

This does not take the discretion of our judges away, but it enshrines in public policy of the Commonwealth that we think school violence is important and that the violence should be dealt with in a serious manner, and that if it requires incarceration in those instances, then a judge, we hope, will make that determination.

Mr. Speaker, this deserves a "yes" vote. I appreciate the support of the members of the House.

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—166

Adolph	Egolf	Mann	Santoni
Allen	Fairchild	Markosek	Sather
Argall	Fargo	Marsico	Schroder
Baker	Feese	Masland	Schuler
Bard	Fichter	Mayernik	Semmel
Barley	Fleagle	McCall	Serafini
Barrar	Flick	McGeehan	Seyfert
Bastian	Frankel	McGill	Shaner
Battisto	Freeman	McIlhattan	Smith, B.
Belardi	Gannon	McIlhinney	Smith, S. H.
Belfanti	Geist	McNaughton	Snyder
Benninghoff	George	Melio	Solobay
Birmelin	Gladeck	Michlovic	Staback
Blaum	Godshall	Micozzie	Stairs
Boyes	Grucela	Miller, R.	Steelman
Browne	Gruitza	Miller, S.	Steil
Bunt	Habay	Mundy	Stern
Butkovitz	Haluska	Nailor	Stevenson
Buxton	Hanna	Nickol	Srittmatter
Caltagirone	Harhai	O'Brien	Surra
Casorio	Harhart	Oliver	Tangretti
Cawley	Hasay	Orie	Taylor, E. Z.
Chadwick	Hennessey	Perzel	Taylor, J.
Civera	Herman	Pesci	Tigue
Clark	Hershey	Petrarca	Trelo
Clymer	Hess	Petrone	Trich
Cohen, M.	Hutchinson	Phillips	True
Colafella	Jadlowiec	Pippy	Tulli
Cornell	Kaiser	Pistella	Vance
Corrigan	Keller	Platts	Van Horne
Costa	Kenney	Preston	Walko
Coy	Krebs	Raymond	Wilt
Dailey	LaGrotta	Readshaw	Wogan
Daley	Laughlin	Reinard	Wojnaroski
Dally	Lawless	Rieger	Wright
DeLuca	Lederer	Roberts	Yewcic
Dempsey	Leh	Rooney	Yudichak
Dermody	Lescovitz	Ross	Zimmerman
DiGirolamo	Levdansky	Rubley	Zug
Donatucci	Lucyk	Ruffing	
Druce	Maitland	Sainato	Ryan,
Eachus	Major	Samuelson	Speaker

NAYS—30

Armstrong	Forcier	Metcalfe	Stetler
Bebko-Jones	Gordner	Myers	Sturla
Bishop	James	Ramos	Thomas
Cappabianca	Josephs	Robinson	Veon
Carn	Kirkland	Roebuck	Vitali
Cohen, L. I.	Lynch	Rohrer	Washington
Curry	Maher	Scrimenti	Youngblood
DeWeese	Manderino		

NOT VOTING—0

EXCUSED—6

Evans	Horsey	Travaglio	Williams
Gigliotti	Saylor		

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.

SENATE MESSAGE

HOUSE AMENDMENTS
NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to **SB 557, PN 1093**, and has appointed Senators **LOEPER, TILGHMAN,** and **MELLOW** a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two Houses in relation to said bill.

REPORT OF COMMITTEE
OF CONFERENCE PRESENTED

Mr. **BOYES** presented the Report of the Committee of Conference on **SB 557, PN 1101**.

ERIC FRICK PRESENTED

The **SPEAKER**. The Chair recognizes the gentleman, Mr. **Stern**.

Mr. **STERN**. Thank you, Mr. Speaker.

I am pleased to have with me today three individuals from Hollidaysburg Area High School.

The **SPEAKER**. The gentleman will yield.

Please.

Mr. **Stern**.

Mr. **STERN**. I am pleased to have with me today three individuals from Hollidaysburg Area High School. With me today we have coach Joe Baranik to my far left. We also have two-time silver medalist Charlie Brenneman from Hollidaysburg Area High School, and we also have, that we are honoring today with a citation from the House of Representatives, Eric Frick, who ended his career in Hollidaysburg with 129 wins overall for his 4-year career. Eric won the 130-pound weight class in the PIAA Class AAA championship.

According to Representative Geist, he informed me that he went round and round on the mat a few times with Coach Baranik. So I think maybe we could have a tag team here after we present— Rod Wilt maybe would be interested in that, so— But we are here to honor Eric today for winning a championship, and I would ask the House to join me in a round of applause for Eric Frick and the championship.

Thank you, Mr. Speaker.

CONDOLENCE RESOLUTION

The **SPEAKER**. We are about to take up a condolence resolution on the death of a former member. Sergeants at Arms will close the doors of the House. Members will please take their seats; members will please take their seats. Guests—

The clerk will read the resolution.

The following resolution was read:

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

RESOLUTION

WHEREAS, Edwin George Johnson, a former member of the House of Representatives of Pennsylvania, passed away May 6, 1999, at the age of seventy-seven; and

WHEREAS, In 1978, Mr. Johnson was elected to the General Assembly to represent the 80th Legislative District, which he did ably and with distinction until his retirement in 1992. During his tenure, he served as minority chairman of the Military and Veterans Affairs Committee and as a member of the Agriculture and Rural Affairs Committee. He was a sterling example of the highest level of competence, leadership, integrity and fairness and carried out his responsibilities with a public-spirited focus and a broad commitment to the common good. Previously, he had worked as a supervisor in the auditing department of the Internal Revenue Service and, along with his wife, also owned and operated Johnson Travel Service in Altoona. A United States Army Air Corps veteran of World War II, he was a graduate of the University of Pennsylvania; and

WHEREAS, Mr. Johnson was a life member of the American Legion and the Disabled American Veterans, as well as a charter member of the International Jugglers Association, which he and seven other jugglers formed in 1947; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania note with great sadness the passing of Edwin George Johnson, beloved family member and esteemed governmental leader; extend heartfelt condolences to his wife, Eleanor McCurdy Johnson; son, Kenneth P.; daughter, Sandra L.; and two grandchildren; and be it further

RESOLVED, That a copy of this resolution, sponsored by the Honorable Jerry A. Stern, be transmitted to Mrs. Eleanor McCurdy Johnson, 1705 Valmora Street, Las Vegas, Nevada.

Matthew Ryan
Speaker of the House
ATTEST:
Ted Mazia
Chief Clerk of the House

On the question,
Will the House adopt the resolution?

The SPEAKER. Those in favor of the resolution will rise and remain standing as a mark of respect for the deceased former member. Guests will also please rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Honorable Edwin George Johnson.)

The SPEAKER. The resolution has been unanimously adopted. The Sergeant at Arms may now open the doors of the House.

HOUSE SCHEDULE

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

Mr. PERZEL. Mr. Speaker, I would ask that we break for lunch now and come back at 2:15, 1 hour from now.

DEMOCRATIC CAUCUS

The SPEAKER. The gentleman, Mr. Cohen.

Mr. COHEN. Mr. Speaker, we will have discussions on the tax bill now. For members who are interested, we discussed it earlier today, but many members might be interested in further discussions.

The SPEAKER. The gentleman, Mr. Cohen, are you suggesting that your caucus is going to meet?

Mr. COHEN. Yes, Mr. Speaker. I would suggest that members of the caucus should report to the caucus room about 1:30 for further discussions on the tax legislation.

The SPEAKER. The Chair thanks the gentleman.

Mr. Fargo, do you have any— No announcements.

RECESS

The SPEAKER. Does the majority leader or minority leader have any further business? Any corrections to the record?

Hearing none, this House is in recess until 2:15.

AFTER RECESS

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that SB 392 be removed from the tabled calendar.

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

BILL ON SECOND CONSIDERATION

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

SB 392, PN 690.

BILL RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that SB 392 be recommitted to the Committee on Appropriations.

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

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

HB 96, PN 1797 (Amended) By Rep. GANNON

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for advance directives for emergency medical service health care; and making an appropriation.

JUDICIARY.

HB 777, PN 1795 (Amended) By Rep. GEIST

An Act providing for capital projects for the fiscal year 1999-2000, itemizing public highway projects to be constructed by the Department of Transportation, together with the estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed by the Department of Transportation; stating the estimated useful life of the projects; and making appropriations.

TRANSPORTATION.

HB 849, PN 1798 (Amended) By Rep. GANNON

An Act prohibiting false claims; imposing duties on the Attorney General and on district attorneys; and providing for procedures and for penalties.

JUDICIARY.

HB 1153, PN 1796 (Amended) By Rep. HERMAN

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for annual budget, for filing, for uniform forms and for annual reports.

LOCAL GOVERNMENT.

HB 1155, PN 1308 By Rep. HERMAN

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, providing for filing of budget and for uniform forms; and making editorial changes.

LOCAL GOVERNMENT.

HB 1156, PN 1309 By Rep. HERMAN

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further regulating duties of Department of Community and Economic Development.

LOCAL GOVERNMENT.

HB 1157, PN 1310 By Rep. HERMAN

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further regulating the annual budget and uniform report forms.

LOCAL GOVERNMENT.

HB 1158, PN 1311

By Rep. HERMAN

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for budget forms, for filing copies and for uniform forms; and making editorial changes.

LOCAL GOVERNMENT.

SB 366, PN 1099 (Amended)

By Rep. HERMAN

An Act amending the act of August 9, 1955 (P.L.323, No.130), entitled, as amended, The County Code, further providing for the definition of "county" for authorization of excise tax.

LOCAL GOVERNMENT.

SB 504, PN 1019

By Rep. GEIST

A Supplement to the act of December 8, 1982 (P.L.848, No.235), entitled Highway-Railroad and Highway Bridge Capital Budget Supplemental Act for 1999-2000, itemizing additional local and State bridge projects.

TRANSPORTATION.

SB 832, PN 1020

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.

BILLS SIGNED BY SPEAKER

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

SB 484, PN 499

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 1999, to June 30, 2000, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1999.

SB 485, PN 500

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 1999, to June 30, 2000, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1999.

SB 486, PN 501

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

SB 492, PN 517

An Act providing for the capital budget for the fiscal year 1999-2000.

SB 502, PN 594

An Act making appropriations to the Philadelphia Health and Education Corporation for the MCP Hahnemann University.

SB 737, PN 801

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

SB 739, PN 802

An Act making an appropriation to the University of the Arts, Philadelphia.

SB 742, PN 804

An Act making an appropriation to the Johnson Technical Institute of Scranton.

SB 743, PN 805

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County.

SB 753, PN 862

An Act making an appropriation to the Beacon Lodge Camp.

SB 763, PN 827

An Act making an appropriation to the Arsenal Family and Children's Center.

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

BILL REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that SB 366 be taken from the table.

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

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the minority whip, who requests a leave of absence for the remainder of today's session for one gentleman from Philadelphia, Mr. RAMOS. Without objection, leave will be granted. The Chair hears no objection.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair returns to today's tabled bill calendar and recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that the following bills be taken from the table:

HB 81;
HB 174; and
HB 1061.

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

BILLS ON SECOND CONSIDERATION

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

HB 81, PN 1716; HB 174, PN 1764; and HB 1061, PN 1585.

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that the following bills be recommended to the Committee on Appropriations:

HB 81;
HB 174; and
HB 1061.

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

SUPPLEMENTAL CALENDAR B**RESOLUTIONS PURSUANT TO RULE 35**

Mr. DeLUCA called up **HR 187, PN 1794**, entitled:

A Resolution designating May 1999 as "Mental Health Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Manderino	Sather
Allen	Fairchild	Mann	Schroder
Argall	Fargo	Markosek	Schuler
Armstrong	Feese	Marsico	Scrimenti
Baker	Fichter	Masland	Semmel
Bard	Fleagle	Mayermik	Serafini
Barley	Flick	McCall	Seyfert
Barrar	Forcier	McGeehan	Shaner
Bastian	Frankel	McGill	Smith, B.

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

NAYS-0

NOT VOTING-0

EXCUSED-7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

Mr. PETRONE called up **HR 189, PN 1799**, entitled:

A Resolution honoring the career and humanitarian accomplishments of Perry Como on the occasion of his 87th birthday on May 18, 1999.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Egolf	Manderino	Sather
Ailen	Fairchild	Mann	Schroder
Argall	Fargo	Markosek	Schuler
Armstrong	Feese	Marsico	Scrimenti

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

NAYS-0

NOT VOTING-0

EXCUSED-7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

SUPPLEMENTAL CALENDAR C

REPORT OF COMMITTEE OF CONFERENCE

Mr. BOYES called up for consideration the following Report of the Committee of Conference on **SB 557, PN 1101**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, revising and adopting sales and use tax provisions on processing exclusions, credit sales and bad debt sales; revising personal income tax provisions on small corporations; expanding

eligibility for special poverty provisions; revising estimated tax declarations; eliminating Lottery Fund transfers; revising corporate net income tax provisions on nonprofit organizations, net loss deductions and apportionment of business income; revising capital stock franchise tax provisions to reduce the rate of taxation, reduce the minimum tax, and further provide for capital stock franchise tax exemptions, exclusions and proceeds; eliminating the utilities gross receipts tax on natural gas; making omnibus amendments to the public utility realty tax; providing for a tax credit for coal waste removal and ultraclean fuels; further providing for malt beverage tax credits; further providing for the rate of taxation for the Public Transportation Assistance Fund; further providing for estimated tax, for payment of harness and thoroughbred racing taxes and for corporate tax treatment of automobile clubs; and making a repeal.

On the question,

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

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

Mr. VEON. Thank you, Mr. Speaker.

Mr. Speaker, it is with—

The SPEAKER. The gentleman will please yield.

May we have the House's attention, please.

Mr. Veon.

Mr. VEON. Thank you, Mr. Speaker.

Mr. Speaker, it is with great disappointment that I rise today on the House floor and reiterate to the members in this House what they already know from looking at this tax bill, that once again, into the fifth year of this Governor, Governor Ridge's administration, with the Republicans in control of State government, once again we do absolutely nothing—no tax cuts for average, middle-income, middle-class Pennsylvanians.

This tax bill that we are going to vote on here today has gone through the process in the House, in the Senate, and then a conference committee that is controlled by the Republicans in this State government. So it is with tremendous disappointment that the Democratic members of this House of Representatives stand here absolutely amazed that once again we have done absolutely nothing for average, middle-income, middle-class Pennsylvanians.

And, Mr. Speaker, I know that even my colleagues on the Republican side are very well aware of how hard the Democrats have been working for the last 3 years to cut property taxes in Pennsylvania. In fact, this bill that we are voting on, this conference committee report, does not reflect the action that we just took yesterday on the House floor, a property tax cut that the Democrats have been working so hard to accomplish. We held some tiny bit of hope that the Republicans would want to do something for middle-class Pennsylvanians. But once again, Mr. Speaker, in this tax bill we are going to cut business taxes by approximately \$400 million, and when you add that to the business tax cuts that we have already done in the 5 years of the Tom Ridge administration, we will now have cut taxes for businesses by close to \$3½ to \$4 billion, and I recognize that many members on the Republican side want to applaud that effort.

Mr. Speaker, again, while we cut taxes for the business community in this State by close to \$4 billion, we do not have the dime of property tax cuts to middle-class working people in this State, and, Mr. Speaker, try as hard as the Democrats have tried over the last 3 years, we still cannot get the Republicans to join us in an effort to finally cut taxes for middle-class, average Pennsylvanians.

And, Mr. Speaker, finally, we even held out some hope at the beginning of this year, because it was my colleague, the majority leader, Republican majority leader, who talked about finally cutting taxes, and my colleague and friend, the majority leader from Philadelphia, even said in December of 1998, it is time to reduce taxes for the hardworking middle-class families who bear the bulk of the burden of funding State government, and he made that announcement as he introduced a bill to cut the personal income tax. Well, Mr. Speaker, unfortunately, we stand here today putting the final touches on a State budget, and this State government has again failed average, middle-income, middle-class Pennsylvanians. We know that what they want is property tax cuts. They tell us that in our districts; they tell us that in our offices; they tell us that in town meetings; they tell us that when they call us on the telephone. That is the tax that is most onerous, most burdensome, on working Pennsylvanians, and, Mr. Speaker, as we put the final touches on this tax bill, on this budget bill, we have failed those working people in Pennsylvania again.

So while we enjoy surpluses of \$400 and \$500 and \$600 and \$700 million, we cannot find it in our power, in a government controlled by Republicans, with Governor Tom Ridge at the head for 5 years, to cut one dime of property taxes for working-class, middle-income Pennsylvanians. Mr. Speaker, I think that is a terrible mistake; it is certainly a travesty, and I would once again appeal to the leadership on the other side of the aisle, the Republicans, give us a chance to cut those property taxes. I would make that appeal one last time as we get ready to adjourn for the summer. Thank you, Mr. Speaker.

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

Mr. COHEN. Mr. Speaker, not only, as Mr. Veon said, does this bill not cut property taxes, this bill contains language on the PURTA realty tax act (Public Utility Realty Tax Act) which will not at all stop the raising of real estate taxes to pay for the money that we have lost through utility deregulation.

The Conference Report on SB 557 includes language which gives legislative approval to an administration plan to reorganize the Public Utility Realty Tax Act, better known as PURTA. It is unfortunate that the PURTA issue was raised in a last-minute amendment to this conference committee report. There was not one day of public hearings by any standing committee of this House on PURTA; there was no discussion on it in any House amendment, and while House amendments were stricken out, this language was put in.

Currently, utility real estate is taxed by the State and distributed to municipalities and school districts by a formula that is weighted to the local government's tax effort. The conference report makes it clear that electrical generation shall no longer be considered utility real estate as of January 1, 2000. The administration argues that this is a consequence of the legislative deregulation of electrical utilities in 1996. Unfortunately, the negative impact on school districts and municipalities was not highlighted in the 1996 debate. Municipalities and school districts are now being asked to pay the price for electrical deregulation.

The practical effect of the situation which we now face is that the amount of money available to local governments under the PURTA distribution will be cut in half. In future fiscal years, school districts and municipalities will lose some \$75 million. School districts in the Commonwealth will lose roughly

\$51 million, and county and municipal governments will lose another \$24 million in fiscal year 2000-2001. Mayor Rendell sent a letter out just yesterday which estimates that the city and county of Philadelphia will lose upwards of \$14.5 million in PURTA revenues annually. The Philadelphia School District, Mayor Rendell estimates, will lose another \$3 or \$4 million. I am told that a provision in this bill will only somewhat protect local governments this year, and they will only lose \$15 million in fiscal year 1999-2000 and then the rest of the money later.

With this bill, public transportation also loses a reliable dedicated funding stream as the tax base for the PURTA transportation fund is cut in half, reducing the money available for mass transportation by about \$30 million.

While every school district and municipality will lose PURTA funds, a lucky few municipalities will receive a windfall as a result of deregulation. Power plants will now be taxable as local real estate. While there are a few big winners, most municipalities are losers under this critical shift in tax policy which now views power generation as local taxables rather than as regional assets, and the winners in this bill are not going to win all that much, because utilities which have had no incentive to challenge local real estate tax assessments before now have a tremendous incentive to challenge them now.

Mr. Speaker, it is regrettable that this bill gives our approval to the administration plan to address the problems with PURTA tax collections and distributions without addressing the revenue shortfalls that are going to be experienced by many of our local governments and school districts. By doing this, we send the message that we are concerned about the problems businesses have with PURTA but are not concerned about local property tax payers who will be picking up this shortfall when PURTA funding is no longer available to their local school districts and municipalities.

Mr. Speaker, this change in tax policy and its negative consequences for Pennsylvania municipalities and school districts deserves more consideration than has been given in the conference report. We have to address the revenue shortfalls that will be experienced by many municipalities and school districts, and we have to do it before our local governments feel the loss of PURTA revenue from electrical deregulation and before we consider legislation deregulating other utilities like gas.

Mr. Speaker, I know it is very hard for anybody to vote against a tax-cut bill, but we have to, as we examine this bill, make serious commitments to see that not only do we seek to remedy the already high property tax rates in this Commonwealth but that we seek to remedy the increases in property tax rates that are going to be occurring as a combination of utility deregulation and this legislation that we are passing today.

The SPEAKER. The Chair recognizes the gentleman from Montgomery County, Mr. Lawless, on the question of adoption of the conference committee report.

Mr. LAWLESS. Thank you, Mr. Speaker.

Mr. Speaker, I would like to speak for a moment, and I will be very brief, but about the political rhetoric of lowering property taxes. We have made this Republicans versus Democrats-Democrats versus Republicans.

The SPEAKER. The gentleman will yield, please.

The conferences to the right of the speaker, please break up. Conferences on the floor—

Mr. Lawless.

Mr. LAWLESS. Thank you, Mr. Speaker.

Mr. Speaker, once again, this has become a political battle. Our Democrat leaders are standing up and arguing that we should be giving local property taxes. There is not a leader on either side of this aisle that is not, or a member of the House, that is not for lowering property taxes. It sounds good, it feels good, and we know everybody who is watching on TV wants to hear that. The bottom line, though, is we do not control spending in our local school districts. Let me give you a little example of what you will get in your mailbox today, what was in my local paper.

In my local Norristown Herald there was an article on Perkiomen Valley School District, which I share with Representative Bunt. Perkiomen Valley School District voted last night, their school board, to give teachers a \$3,000 bonus to move from an old school to a new state-of-the-art facility in the Perkiomen Valley School District just down the road. Mr. Speaker, we do not control that type of irresponsible spending. How many of you would last in an election process if you asked for a \$3,000 bonus to move your district office? This is called irresponsible spending.

In that same article, and again we heard it last week from those when we passed the budget, those who support more and more money for education, we heard about special education. In that same article today that you will be receiving in your mailboxes, the superintendent of Perkiomen Valley School District complained about us in the legislature not supporting special education. Now, I would ask as you are viewing this, think long and hard about the irresponsible spending that is being done in these local districts and whether in fact today it is just political rhetoric that one party is standing and criticizing the other because of this conference committee report which lowers business taxes but at the same time, at the same time, controls spending and controls the amount of taxes we are putting on local property owners.

It is very easy to stand and say we should be adding more and more money to education; we should be lowering property taxes. And in closing, yes, we should be lowering property taxes, but more importantly we should be watching the spending that is going on in the public school system, the irresponsible spending that is causing these taxes to rise so rapidly. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, I am going to vote for SB 557, which indeed shows \$400 million in tax reductions. Let me highlight just one feature of this bill that may have been overlooked, and that is that portion that reduces from 11.99 mills to 10.99 mills on the capital stock and franchise tax. This will react favorably on over 52,000 small businesses, and that is important, because small businesses, Mr. Speaker, drive Pennsylvania's economy. Not only is that important, but secondly, are we not here to provide windows of opportunity, economic opportunity, for people who want to become small businesses, who want to be the private entrepreneurs, to take their talents and to begin to develop small businesses? We are sending a very positive message to those young men and women who want to be involved in starting their own businesses.

And, Mr. Speaker, certainly they create new jobs. We are going to see probably thousands of new jobs being created because of the fiscal responsibility we are showing in this bill, and as you create new jobs, you are creating more tax money. More tax money for

whom? For local municipalities; for counties; yes, and even for the State. So, Mr. Speaker, there are some very important aspects of SB 557 that we should be supporting. I am only directing the attention of the members to this one specific portion of the bill.

This reduction in taxes that I just mentioned, this reduction in millage, indeed sends a message of fiscal responsibility from the Republican Party, from the Ridge administration, and from our good friends on the other side of the aisle who will be supporting us that we are fiscally responsible, that we do cut taxes, and that we are moving in the right direction as far as our business community is concerned. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, one point of clarification. I was wondering whether somebody could rise for interrogation?

The SPEAKER. Interrogation—

Mr. STURLA. If no one will rise for interrogation, I will make a statement then.

The SPEAKER. The gentleman will go ahead with his statement.

Mr. STURLA. My assumption is, I believe there is a piece of literature floating around here that has an analysis of the bill that says that there is actually a property tax cut for senior citizens, but I do not believe that is in the bill. I have not been able to find it in the bill; I think it is in a different piece of legislation. I just wanted to alert members that may have read this that that property tax and rent rebate is— If the gentleman will stand, I will ask him the question.

The SPEAKER. Mr. Boyes? Mr. Boyes, are you prepared to be interrogated on this conference committee report?

Mr. BOYES. The gentleman, I was not sure that he was asking me a question or making a statement, so I was hesitating there. The question, as I understand it, is no, it is not in this particular, it will be in a separate piece of legislation, but it is covered.

Mr. STURLA. Thank you, Mr. Speaker. If I could make a comment now?

The SPEAKER. The gentleman is in order.

Mr. STURLA. Mr. Speaker, it has been stated that we do not control the spending of school districts, and therefore, we should not be worried about local property taxes here in the legislature because we do not have any control over that. Yet even though it is not included in this bill, I believe there will be an attempt to try and reduce property taxes for senior citizens in a separate bill, and somehow we have control over that.

The SPEAKER. Mr. Sturla, we have before us the adoption or rejection of a conference committee report, not bills that may or may not be introduced at later dates.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, this piece of legislation that is before us does not include any attempts to reduce property taxes for the citizens of Pennsylvania. Every day in this legislature we mandate that the school districts of this State provide special education for the students of this State. Nowhere in this bill do we provide the funding necessary for those school districts to do that special education, and as a result of that, what ends up happening is, local property taxes, because it is mandated by the State that those schools spend those dollars, those local property taxes go up. There is nothing in this bill that helps reduce those property taxes on those local constituents.

I would hope that we would make a better attempt at reducing property taxes in Pennsylvania than the piece of legislation before us, and I would urge a "no" vote. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Belfanti, is recognized on the adoption or rejection of the conference committee report.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, I will also be brief. I am going to support the conference committee report. However, I would like to add to some of the comments made by the minority whip as well as my colleague, the gentleman from Montgomery County.

It seems as though over the past few weeks, every time our side of the aisle talks about a property tax reduction as being something realistic, we hear someone from the other side, either the leader or a rank-and-file member, accuse us of playing politics and engaging in rhetoric. However, Mr. Speaker, I, for one, do not believe that that has been what our mission on our side of the aisle has been about whatsoever.

The State of New Jersey, with a Republican Governor, as has been stated here—

The SPEAKER. Will the gentleman yield. Please, the adoption or rejection of this conference committee report.

Mr. BELFANTI. Okay. Thank you, Mr. Speaker.

Mr. Speaker, this report is about how we are going to distribute tax reductions to the citizens of Pennsylvania, so I will try and narrow my focus a bit more, but it is difficult to explain what I want to say without at least using some example, especially when it is in reaction to comments made by previous speakers.

But in any case, Mr. Speaker, last week's budget, for example, increased the spending for secondary education by a scant 3 percent. Now, on one side, we have a speech that is made that talks about the hundreds of millions of dollars in new spending for secondary education, but if you really look at that 3-percent increase, it actually amounts to a reduction in spending for most school districts in this Commonwealth. It will not even meet their cost-of-living adjustments for their increase in salaries.

Now, the gentleman from Montgomery County talked about the bonuses that are being paid in his school district to teachers just for moving. I would like to remind most of the members of the General Assembly that most of us do not have that luxury. We are not from the counties surrounding Philadelphia, and in most instances, our teachers are paid half of what the teachers are in that area. We do not have multimillion-dollar surpluses, as was reported in some of the newspapers from Bucks and Chester and Montgomery Counties. The vast majority of school districts in this State are working on very, very, very tight budgets. In fact, more than 100 school districts are presently operating without a contract, because the school board is so much up against it, they have a choice of either significantly raising property taxes or giving their teachers some form of adjustment. So many of these school districts have been operating without a contract for 3, 4, and 5 years, and that number is growing.

What we did last week in the budget with a 3-percent increase guarantees that more and more school districts in rural Pennsylvania are going to have to raise property taxes or go without signing a budget; what we did or did not do in special education last week is going to guarantee more and more school districts will have to raise property taxes; and today what we are doing in the PURTA portion of this tax bill is also going to guarantee that more and more of Pennsylvania's 501 school districts are going to have to raise property taxes. Yet at the same

time we talk about rhetoric, we are watching our neighboring States lower property taxes, do exactly what we are saying and not have it called rhetoric. And again, I will not go through all the States that are doing that, but for 5 years in a row, this General Assembly, under Ridge's leadership, has done nothing but throw almost every dime, 80 cents or 90 cents on a dollar in surplus, at the big business and bigger business and huge business community, and very little of it has trickled down to help middle-class workers, low-income workers, or the mom-and-pop business that the gentleman, Mr. Clymer, was talking about, who make up such a large part of our business community. Where is the sub-S tax relief in this bill?

So while I agree with most of the reductions in this bill, I do think that it would be prudent of this General Assembly, between now and next fiscal year, hopefully with another projected budget surplus, to quit talking about rhetoric, quit talking about partisan politics, and let us all sit down and maybe have a special session on how to reduce property taxes that we are going to force most of the school districts in this State to raise as a result of last week's actions and today's actions. Thank you.

The SPEAKER. The gentleman, Mr. George, on the question of the adoption of the conference committee report.

Mr. GEORGE. Mr. Speaker, I would like to interrogate whoever is responsible for the conference report, if I may.

The SPEAKER. The gentleman, Mr. Boyes. You may begin.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this bill changes two items regarding taxation of public utilities. How much will this bill reduce taxes on natural gas utilities?

Mr. BOYES. Mr. Speaker, the exact number by utility, there is no breakdown available on the actual percentage of the tax. If the gentleman wants to restate his question, maybe we can take another attempt to answer the question.

Mr. GEORGE. Mr. Speaker, it is not like skinning a cat, where you start at the neck or start at the tail. I thought I asked it pretty plainly, how much money do we save? I am not trying to throw you a curve. I do not know.

The SPEAKER. And he does not know whether you are at the neck or the tail—

Mr. GEORGE. You are right, sir.

The SPEAKER. —and I think said that.

Mr. George, restate your question, please.

Mr. GEORGE. Mr. Speaker, what I am simply saying is that yesterday we all, probably in a majority, Republicans and Democrats, said that we were going to reduce to a couple of amendments PURTA taxes and we were going to give the breaks to 1.9 million senior citizens, and well done; everybody who voted for it is responsible people. And now today — and I am not naive — when it went to the conference committee, now there are some changes that honestly I do not know.

Mr. BOYES. Is the gentleman referring to the gross receipts tax rather than PURTA? That is why we are having difficulty answering his question, Mr. Speaker, so if he would restate it. If it is gross receipts, then we are prepared to answer.

Mr. GEORGE. How much, Mr. Speaker, are we saving on gross receipts statewide?

Mr. BOYES. Approximately \$80-million savings by the reduction that would go to residential only, not to businesses; not to small, mom-and-pop or large businesses but for residential, \$80-million tax reduction.

Mr. GEORGE. Does that include the electric utilities also? Is that included in that \$80 million?

Mr. BOYES. The sale of natural gas is the provision that is included in the Conference Committee Report on SB 557; nothing on the electric.

Mr. GEORGE. Mr. Speaker, was there any provision like the amendment we passed yesterday to assure that the taxes would go directly to the consumer, or would they go to the utility, Mr. Speaker? Do they go directly—

Mr. BOYES. The question will be better responded when we deal with the legislation dealing with the deregulation of natural gas that will be considered by the General Assembly, and that answer will be forthcoming and you should interrogate when that legislation is before us.

Mr. GEORGE. So there is no language in there at this moment?

Mr. BOYES. It would not be appropriate for that language, because we do not have before us the legislative issue directing that and handling that particular question that you have asked.

Mr. GEORGE. No, Mr. Speaker. Yesterday every one of us voted for it. That is why I thought—

Mr. BOYES. Well, Mr. Speaker, we voted a lot of things, but today we are dealing with Conference Committee Report 557. A lot of things that we addressed yesterday would not be relevant to the interrogation today on Conference Committee Report 557.

The SPEAKER. Will the gentleman respond to questioning rather than editorializing.

Mr. George.

Mr. GEORGE. Mr. Speaker, I do not stand here for one moment with the belief that I think I know more than you, because I know that is not so. I am simply asking you — where many of us have voted "yes" a thousand times, sometimes not understanding, sometimes politically, sometimes for no reason whatsoever — I am simply saying to you, will this in fact cost my people in Clearfield County money because of the PURTA tax reduction? Now, I am not going to throw you a curve. You know that deregulation absolutely obliterated that tax already. What I want to know, are we going further? Are we going to really hurt small municipalities in my district and yours that do not have a utility stationed in that district? Are we going to further lose money? That is all I am asking.

Mr. BOYES. Mr. Speaker, in attempt to answer the question of the gentleman, if this General Assembly did nothing, I think that what you are actually proposing would absolutely happen and to a greater extent than what we could even begin to imagine. By the General Assembly addressing this question and trying to address it through the committee process and through the legislative process, we have gone over this in the Finance Committee, a total briefing on this particular issue. To sit there, to do nothing, you would be looking at additional cost-proportional assessments that would be cost out against the consumers, your taxpayers and the citizens you represent and we represent in the Commonwealth of Pennsylvania; probably a \$40- or \$50-million additional assessment.

So doing the responsible thing is to do this. Is that absolutely a perfect answer to the question? Absolutely no. It is like Barnum & Bailey to suggest that you would find that perfect rhetorical-question answer. You cannot respond that way. You have to do as your best fiscal information is available at the time.

Mr. GEORGE. Mr. Speaker, if I may, you are responding quite ably, quite extra— Let me put it this way: I am looking at a sheet,

and I look at Clearfield County, and I see where — and it does not mean much to you people that come from the very populated areas — but I see where Troutville Borough last year, even though we are going to be hold-harmless with this bill, got \$186. That does not sound like much, and next year they will not get anything. I look where Ramey got \$386, and we are hold-harmless, and next year we will not get anything.

Now, I want to help these citizens, Mr. Speaker, that are not going to have to pay any taxes if they do not make more than \$25,000, and I want to help these citizens like you do, Mr. Speaker, who will not have to file a pretax notification if they are making less than \$8,000. That is fine. But I am really concerned about this, because I want to vote for any bill that will save people money. But yesterday we voted to take care of 1,900,000 on the same bill, and today we are obliterating hundreds and hundreds of communities strictly on the PURTA tax and the elimination of what deregulation has done.

So what I am saying to you is, are you saying, Mr. Speaker, that all of these communities that I have cited are not going to lose that money? That is all I am asking for. So you can get me to whether I am going to vote “yes” or whether I am going to vote “no.”

Mr. BOYES. Mr. Speaker, the gentleman’s inquiry — and I go back for points of clarification to the gentleman out of respect to him, the distinguished gentleman from Houtzdale — what I want to do is make mention of the fact that your amendments were drawn to the gross receipts tax, not to the PURTA proposal. I also want to point out to the gentleman for his information, this was done unanimously, the conference committee report, both by the Democrat representatives and the Republican representatives that represent as conferees. A very difficult subject, not easy. The Finance Committee spent a lot of time trying to go over the ABCs of the entire PURTA issue. Maybe the gentleman should have raised questions, his perspective, when it came to electric deregulation and asked particular questions at that time, but I would suggest that the gentleman take a look at how his amendments were drafted and how they were referenced to the gross receipts tax rather than the PURTA question.

Mr. GEORGE. Mr. Speaker, if I may, one more question. I will not belabor.

Mr. Speaker, very plainly, knowing that you think so much of me you would be willing to help me, are you saying this benefits my district? That is all I am asking you. Then I can go home and say, “Mr. Boyes told me to vote for it because it helps my district.” That is all I need.

Mr. BOYES. You know, I have been accused of a lot of things, but I have never been accused of trying to help you, Mr. Speaker, but I will say that—

Mr. GEORGE. Mr. Speaker?

Mr. BOYES. —I have been accused of listening to you.

Mr. GEORGE. Mr. Speaker, I would not slam a craphouse door that hard. What is the matter with that man?

Mr. BOYES. Mr. Speaker, I will let the gentleman have the final word on the subject, but we have tried to provide the information that he would like to have. I have listened to him in his debates and as he went through these particular measures, tried to take note of what he was saying. I hope he will do the same as to what I am saying to him today.

Mr. GEORGE. Mr. Speaker, if I can make a couple of comments, please.

Mr. Speaker, we come down here from different avenues—

The SPEAKER. The gentleman, Mr. George, is recognized for a few comments.

Mr. GEORGE. —and different backgrounds, and we come down here for the same reason, and I must comment to the speaker that I will not slam him in that what they did in 15 minutes this morning evidently was comparable to what we did in 8 hours yesterday, and I compliment him for that. But you know, there is a difference in scratching your ear and tearing it to pieces, and that is exactly what you are asking some of us to do.

Now, I can go home and I can answer this. I am not worried about it. But I do not want to answer it in a way that is political. I want to answer it in a way that is basic and honest, and the truth is, if it does not help my district, and I am confused, because I am not getting a straight answer. Whether it be the PURTA or whether it be the other tax, the fact remains, we simply tried to help everybody yesterday that comes from the working class, the white-collar class, the blue-collar class, and the lower class. We are going to keep on going, if we live long enough, and we are going to remove all classes. There are just going to be the upper class and the other class, and that is what is going to happen. But if we are going to stand here and we are going to put a vote up and we are going to put a vote up because it seems like it is the right thing to do, then we failed; we failed miserably.

I thank the Speaker, who I have the utmost respect for, for allowing me, as he has done today, this flexibility. And I do not want to tell anybody not to vote for this, because they are going to go home and say, you voted against this, and there is money in there where the State is going to pay back instead of the lottery, and there is going to be more money for the lottery, and there is going to be this and there is going to be that. Well, the truth of the matter is that the deregulation — I accept what Mr. Boyes said — has really hit us hard on that tax, that they used to go to the school districts and used to go to the communities, and now I look and I find that even though \$300, \$400 is all those small communities that I have in my district used to get and next year they will get nothing, and so you force me to say, thanks but no thanks; I am voting “no.”

The SPEAKER. The gentleman, Mr. Maitland, on the question of adoption of the conference committee report.

Mr. MAITLAND. Thank you, Mr. Speaker.

I rise in support of the Conference Committee Report on SB 557.

This legislation contains tax reductions for low-income working Pennsylvanians as well as elimination of the gross receipts tax on the sale of natural gas. Thousands of my constituents will benefit directly from these provisions. The bulk of the tax cuts are for businesses, and what does this mean to my district? Jobs, Mr. Speaker. Under this Governor and the current leadership of the House and the Senate, Pennsylvania has a record number of people working. Both large and small businesses are able to expand, create jobs, and pay their employees better. The statewide average weekly wage rose 4.8 percent last year. You cannot tell me that the average Pennsylvanian does not benefit from these tax cuts, Mr. Speaker.

Now, much has been said about property tax, but thanks to Act 50, our taxpayers have the power to restructure their local school property taxes. All they have to do is elect the school board members who are willing to put the question on the ballot and then work for its passage.

Let us keep Pennsylvania on the right track. Vote for jobs. Vote "yes" on SB 557. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Allegheny County, Mr. Pistella.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, I would like to know if the gentleman, Mr. Boyes, would be willing to answer some questions on this bill.

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

Mr. PISTELLA. Thank you.

Mr. Speaker, there is a certain element of confusion that I possess on the legislation. I tried to follow the interrogation with Representative George, the previous speaker, to make sure that I understood this. And as I understand the state of affairs, with the deregulation of various public utilities, then the ability to collect revenue under the PURTA tax would no longer be applicable. Is that correct?

Mr. BOYES. Would the gentleman, Mr. Speaker, please restate his question.

Mr. PISTELLA. Yes.

Mr. Speaker, with the current attempt to deregulate various public utilities, it is my understanding that the PURTA act will no longer have the authority to allow the Commonwealth to collect revenue. Is that an accurate statement, sir?

Mr. BOYES. If they are not subject to the PUC (Public Utility Commission) under the deregulation, they would not be subject to the PURTA portion.

Mr. PISTELLA. Okay.

Mr. BOYES. But they would be subject to Commonwealth law to collect the taxes at the local levels.

Mr. PISTELLA. That is fine, Mr. Speaker. This is the area where I was concerned.

It is my understanding from information that I have received from the staff members of my caucus that you can look at the local taxing authorities and see approximately how much money they would be able to collect on realty taxes, and it is my understanding that given the variances from no taxes collected to larger amounts, that we would — and I will use this term — we subsidize through PURTA those local taxing authorities by the use of that particular tax to collect revenue from utilities statewide and then to redistribute that money back to those local taxing authorities. Is that correct, sir?

Mr. BOYES. The answer is in the affirmative; that is correct.

Mr. PISTELLA. Thank you.

Now, to take this a step further then, I would presume from the answer to your question about those taxes that are covered under deregulation no longer being subject to PURTA, we would then, by the natural evolution of deregulation, create a hole in a funding source to a number of local taxing authorities. Is that accurate?

Mr. BOYES. It is a question that is partially accurate in assessment. For example, part of— And these issues were issues that came up during the deregulation-of-electric aspect and accepted the change from PURTA, because PURTA is called for under our Constitution in Pennsylvania, to provide for a PURTA base. It is not totally accurate in terms of what those holes may be, because the fact is that to the consumer or the entities, the political entities out there, the degree of savings that has come about because of deregulation on the electrical aspect, and that amount may vary from a very de minimis amount to a substantial amount,

in some areas up to \$4 million on the consumer part of it or the political entity that is the benefactor of that savings, under PURTA.

Mr. PISTELLA. May I interrupt you, Mr. Speaker?

Mr. BOYES. Surely.

Mr. PISTELLA. Mr. Speaker, I am sorry. I am having a very difficult time hearing. Could I have a moment to get an earplug?

The SPEAKER. Indeed.

Members, please. I have one member left, Ms. Steelman, before the two floor leaders, so we do not have long to go on this subject. Please pay attention.

Mr. PISTELLA. I am sorry, Mr. Speaker. I apologize. If you would be kind enough to explain a little bit more or repeat your answer. I apologize.

Mr. BOYES. Since the deregulation-of-electric aspect in Pennsylvania, PURTA has changed as it was provided for under the system that you amply described. Part of the consideration, being a new area, is that it is difficult to have the numbers available to know the amount of savings that may be attributed to a political entity. That savings may vary from a de minimis amount up to a substantial amount of savings. There have been numbers mentioned that some entities have experienced substantial savings in deregulation of electric in terms of their savings on the total amount as high-use customers. The high-use customers, without question, have more savings than the smaller use. But those numbers are not readily available, and we do not have them available to us.

Mr. PISTELLA. That is fine, Mr. Speaker, because my question really moves to this issue then: Is it safe to say that the contents of this conference committee report or would it be accurate to say that this conference committee report in fact attempts to create a safety net? Now, the degree of safety, of course, depends upon the local taxing authority, but the proposal would be that under the proposed changes of deregulation, no municipality or local taxing authority would receive the same amount of money that they had under PURTA but would in fact receive some money in lieu of everyone receiving nothing because of the deregulation and the effect deregulation has on PURTA. Is that in fact what we are attempting to do?

Mr. BOYES. I would say, in my understanding of what you have said, yes, in the affirmative. That is what we are attempting to do. There has been a lot of effect, negotiation in this area to make sure that we were getting as close as we could to that number, involved with all the parties that were involved.

Mr. PISTELLA. So whether or not we choose to vote for this, you then must rely upon whatever information you have, as has Representative George suggested, to determine whether or not your local taxing authorities are the beneficiaries or not?

Mr. BOYES. We have to keep in mind that the Conference Committee Report on SB 557 is about taxpayers and the total amount of savings that is going to accrue to the taxpayers in the overall proposal that is before you today, and that number is about \$398 million in that effective savings to the taxpayers of the Commonwealth of Pennsylvania.

Mr. PISTELLA. I understand, and I appreciate that very much.

Mr. Speaker, if I could, on the adoption of the conference committee report.

The SPEAKER. On the question, the gentleman is recognized.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, I wanted to ask those questions, because I do not think there is a disingenuous attempt to address this issue. As the previous speaker has in fact pointed out or the gentleman as a result of the interrogation, this is in fact about taxpayers. What I think we need to do, though, is understand that part of the interplay on our action in adopting this conference report is that it will have an effect. It could be a negative effect, it could be a positive effect on local municipalities and their ability to collect a particular type of revenue in the future.

What I think is disingenuous is to allow the members to sit here and think that if they vote for this, they will help out their constituents 100 percent. Well, I think the discussion that I just had shows or demonstrates that, yes, on the one hand, we may be helping out our constituents by allowing them a tax break in some fashion under the language of the conference committee, but what I am afraid of is that we unconsciously open the door to allow more taxes to be raised by local municipalities to make up for the revenue that would be lost under this particular conference committee report. I think it is incumbent that each of the members think through whether they want to walk down that path or they do not, but I think it would be disingenuous to say that we are going to help out all taxpayers and there will be no negative repercussions as a result of that.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair recognizes the lady, Ms. Steelman.

Ms. STEELMAN. Thank you, Mr. Speaker.

I want to comment briefly on the final structure of the changes to the corporate stock and franchise tax. The best thing about it is that we are seeing a reduction in the minimum payment on the capital stock and franchise tax, and reducing that minimum payment, which at this point is imposed without any relationship either to the corporation's ability to pay or to the actual value of the capital stock in the corporation, is certainly an improvement, and I would like to note that the first person in this House to suggest reduction of that minimum payment was Representative Travaglio, who for the last 4 years has been pushing to make this change. The Representative from Butler is too modest to blow his own horn, but having admired his work, I think that I wanted to comment that we are finally seeing this enacted into the Tax Code.

What I would like to see us continue to do is follow Representative Travaglio's lead and continue to reduce that minimum payment, because even though this is going to benefit small businesses, it would be far more beneficial if we actually eliminated the minimum payment. What we are doing through this bill is about a \$16-million benefit to small businesses. Most of the corporations that pay the capital stock and franchise tax pay the minimum, 70 percent. Those are the small businesses that some of the other members have got up and said that we really need to help and that we should be trying to help, but obviously, maintaining a minimum payment of \$200 a year, that shows that we could be trying harder than we are. I hope that it will not take us another 4 years to reduce that minimum payment to zero, where it really ought to be.

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

Mr. DeWEESE. Thank you, Mr. Speaker.

Conference Report 557 is the tax enabling legislation concomitant with the State budget that we have already passed. As we review the process right now, one obviously cannot go forward

without the other. And as has been said by many of my colleagues, there are substantial facets of this proposal that are quite alluring and will magnetize the chamber into a substantial, forward, favorable vote. However, we did not expect that the imperatives of the Judeo-Christian tradition would be especially inspiring for our colleagues; we did not expect that the wellsprings of idealism would be the undergirding of this whole proposal, because if they were, property taxes would be cut in Pennsylvania.

As we have said so many times, this conference report does not reflect in any way the preeminent perspective of our caucus and what we feel to be the paramount point of view of the people in Pennsylvania. There is no lacerating of the property taxes.

The ruthlessly prolific inclination on the part of the majority party and the Ridge administration to continue in the 5th year of the 8-year administration additional business tax cuts is quite enigmatic. None of us can quite figure out why Christie Todd Whitman would have in her conference report, if it were her getting ready to receive SB 557 today, Christie Whitman, the Governor of New Jersey, would have had a property tax cut pregnant within the proposal. George Bush from Texas, if he were to have a conference report in the Assembly in Austin, that conference report, central to the theme of that conference report would have been a property tax cut. John Engler, the Governor of Michigan, favors property tax cuts. The General Assembly in New York and Governor Pataki in New York favor property tax cuts.

But SB 557, this conference report, is pinchbeck. Mr. Speaker, when it comes to our middle class — middle-class, working-class Pennsylvanians. As the honorable gentleman from Allegheny County, Mr. DeLuca, said a little while ago to me in a sidebar conversation, about 35 percent of the American public is worse off today financially than they were when Richard Nixon wafted off the White House tarmac; 35 percent of the folks are worse off than they were in the midseventies, and 35 percent, Mr. Speaker, of the people in Pennsylvania, in order to maintain their middle-class circumstances, are either working two jobs or are working an average of 49 hours a week — 49 hours a week.

So our middle class has been maltreated by this conference report. Again and again and again, the Democrats have asked for property tax reductions. In fact, in fact, the honorable majority leader, who will speak in a few moments, he voted for the Grucela amendment; he voted for \$400 million in property tax cuts. But when we sent this proposal over to the Senate, they gutted it; they took out our property tax cuts.

Now, much of what is being done here today is laudable; much of what is being done here is worthy. But there is a clarion-clear call in the Commonwealth for property tax reductions, and you have not heeded that call. In fact, the Harrisburg Patriot this morning said, "House to pass symbolic tax cuts" — "symbolic tax cuts." We should be about something more than "symbolic tax cuts" in this conference report. This conference report should be the underpinning of a tax reduction for all of our property owners in this State.

Now, I am glad that our senior citizens are going to get some modest property tax/rent rebate relief. I do not think that that would have happened had we not been urging this on again and again and again and again. So we have at least made some slight advances. But so many times over the past several weeks, we have been asking for property tax reductions, and yet I think the majority leadership team on the other side of the aisle has a

commitment to property tax reductions that is as thin as a lathe. I do not think you really mean to cut property taxes. I think we are going to be here another 2 or 3 years debating this, in spite of the fact that in June, at midnight on the 30th of June, my speculation is that Governor Ridge, when his Budget Secretary keeps underguessing our revenues, will probably have another three, four, five, six, seven — as Mr. Veon said, from Beaver County, a little bit ago — hundred million dollars in the bank; three, four, five, six, seven hundred million dollars in the bank. That is my speculation. It has happened year in and year out, but this conference report does not have any property tax reductions.

Mr. Speaker, as I conclude my remarks, it is obvious that our crusading spirit will continue to focus on property tax cuts for the middle class. The warp and woof of all of our political fabric will be tax cuts.

The Irish writer William Fay once observed, "We wish to grow peaceful crops, but we must dig our furrows with the sword." With that ethos, we shall continue to press, press, for property tax cuts in Pennsylvania in all of the budgets to come, as long as our economy is flourishing. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Perzel.

Mr. PERZEL. Thank you, Mr. Speaker.

Mr. Speaker, I rise to strongly support the Conference Committee Report on SB 557.

These tax cuts and changes in the tax law mark one more milestone in our effort to make Pennsylvania a great place to live, to operate a business, and to raise a family.

These tax cuts and changes will have a positive impact on millions, yes, millions of Pennsylvania families, Mr. Speaker. Two million families who purchase natural gas will see their monthly gas bills reduced when we implement Representative Tulli's natural gas deregulation proposal. One hundred and fifty thousand small businesses in Pennsylvania — the core of our economy — will benefit from the reduction in the minimum payment of that tax to \$200. Fifty thousand businesses will benefit from the reduction in the capital stock and franchise tax, Mr. Speaker. That is one of the most onerous taxes that we have. It is one of the things that keeps us from having the ability to attract more jobs to Pennsylvania.

Last year we took a major step forward when we exempted a family of four making \$25,000 from paying any State personal income tax. This year we are taking another step forward, raising that threshold to \$26,000, Mr. Speaker. This will help another 200,000 families on top of the 1 million we exempted last year. That will mean approximately 1.2 million families, working families, will not have to pay our State income tax at all this year, Mr. Speaker. That will save these families in Pennsylvania \$200 million this coming fiscal year.

The list, Mr. Speaker, goes on for two more pages of tax cuts to help our families in Pennsylvania — tax cuts that preserve and create jobs, tax cuts that restore fairness to our State tax system, tax cuts that help make Pennsylvania competitive once again. These tax cuts and tax credits are projected to return more than \$386 million to the taxpayers during this coming fiscal year. This alone is by far a record for Pennsylvania. It is a record that we can rightfully be proud of, for it means that we are looking after the taxpayers of Pennsylvania's interest.

And I should remind the members that we are not done yet with our efforts to help Pennsylvania's taxpayers. When we return after

the primary election, I expect we will quickly finish the expansion of our senior citizen property tax and rent rebate program. This extension will return another \$96 million to the taxpayers of Pennsylvania with the Adolph-Harhart bill, HB 773. When that job is completed, we will have done an incredible job this fiscal year. We will have set the stage for returning more than \$470 million to the taxpayers of Pennsylvania.

That, Mr. Speaker, says it all. I urge an affirmative vote on the Conference Committee Report on SB 557.

On the question recurring,

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

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

The following roll call was recorded:

YEAS—189

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

NAYS—6

Cohen, M.	George	Surra	Washington
Curry	Manderino		

NOT VOTING—0

EXCUSED—7

Evans Gigliotti	Horsley Ramos	Saylor Travaglio	Williams
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the committee of conference was adopted.

Ordered, That the clerk inform the Senate accordingly.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 646, PN 1046**, entitled:

An Act amending the act of April 6, 1956 (1955 P.L.1414, No.465), entitled, as amended, Second Class County Port Authority Act, further providing for eating and drinking in certain transit stations.

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

Mr. **PRESTON** offered the following amendment No. **A2041**:

Amend Title, page 1, line 31, by inserting after "for" membership on the authority board and for

Amend Sec. 1 (Sec. 6), page 2, line 13, by inserting after "NINE" one of whom shall, at all times, be a member of the county council appointed by the county executive

Amend Sec. 1 (Sec. 6), page 2, line 14, by inserting brackets before and after "COMMISSIONERS" and inserting immediately thereafter council

Amend Sec. 1 (Sec. 6), page 2, line 15, by inserting brackets before and after "COMMISSIONERS" and inserting immediately thereafter executive

Amend Sec. 1 (Sec. 6), page 2, line 26, by inserting brackets before and after "COMMISSIONERS" and inserting immediately thereafter executive

Amend Sec. 1 (Sec. 6), page 3, line 1, by inserting brackets before and after "COMMISSIONERS" and inserting immediately thereafter executive

Amend Sec. 1 (Sec. 6), page 3, line 24, by inserting brackets before and after "COMMISSIONERS" and inserting immediately thereafter council

Amend Sec. 1 (Sec. 6), page 4, line 1, by inserting brackets before and after "BOARD OF COUNTY COMMISSIONERS" and inserting immediately thereafter county executive

Amend Sec. 3, page 5, line 3, by striking out "immediately." and inserting as follows:

(1) The amendment of section 6 of the act relating to the appointment of a member of the county council to the board of the authority shall take effect February 1, 2000, and be applicable to the first vacancy occurring on or after February 1, 2000.

(2) The remainder of this act shall take effect immediately.

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

The **SPEAKER**. On the question, the Chair recognizes the gentleman from Allegheny.

Mr. **PRESTON**. Thank you, Mr. Speaker.

As Allegheny County moves into the next millennium, this amendment basically gives the authority to the new county exec in the year 2000 the right to be able to appoint a member of the new county council, and none of this will be effective until the year 2001, in February, after everybody has been able to be sworn in. It will take them a while to be able to recodify and develop their own codes, and I would ask for an affirmative vote. Thank you.

The **SPEAKER**. On the question, the gentleman, Mr. Readshaw.

Mr. **READSHAW**. Thank you, Mr. Speaker.

I would simply like to rise and ask for support for this amendment. It is a reasonable request, and it should be confirmed, so I ask for a positive vote. Thank you.

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

The following roll call was recorded:

YEAS—195

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

Donatucci	Maitland	Samuelson	Ryan,
Druce	Major	Santoni	Speaker
Eachus			

NAYS—0

NOT VOTING—0

EXCUSED—7

Evans	Horsey	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

On the question,

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

Mr. **PERZEL** offered the following amendment No. **A2012**:

Amend Title, page 1, line 31, by inserting after “for”
the removal of authority board members and for

On the question,

Will the House agree to the amendment?

The **SPEAKER**. It is my understanding this is a technical amendment.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Evans	Horsey	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

On the question recurring,

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

Mr. **TRELLO** offered the following amendment No. **A2057**:

Amend Bill, page 2, lines 7 through 30; page 3, lines 1 through 30; page 4 lines 1 through 4, by striking out all of said lines on said pages and inserting

Section 1. Section 10.1 of the act of April 6, 1956 (1955 P.L.1414, No.465), known as the Second Class County Port Authority Act, added July 9, 1992 (P.L.700, No.104), is amended to read:

Amend Sec. 3, page 5, line 3, by striking out “3” and inserting
2

On the question,

Will the House agree to the amendment?

The **SPEAKER**. On the question of the amendment, the Chair recognizes the gentleman, Mr. Trello.

Mr. **TRELLO**. Thank you, Mr. Speaker.

Mr. Speaker, a little over a year ago, a few of our local elected officials in Allegheny County and a few of our citizens recommended that we change our form of government and go to a strong county executive. Evidently, there were some problems with the three county commissioners, and the good citizens of Allegheny County, by their vote on the ballot, indicated that they wanted a change in county government; they wanted a strong county executive — a strong county executive that would lead us into the 21st century, create economic development and good-paying jobs. Now, all of a sudden, these same people that wanted to create this county council and this very strong county

executive want to tie the hands of the new county executive, whoever it may be.

I called two of the candidates that are running for county executive, one on the Republican side and one on the Democratic side, and they both told me that they oppose the language that is in SB 646. What the language in SB 646 does is it allows the current county commissioners to appoint by January 1 their own board on the port authority; also allows them to create jobs, hire the secretary, hire the attorneys; and also allows them to pay the salaries that they determine to be fair. Now, I think that is doubletalking, because when they first started with a county executive, they indicated they wanted a strong county executive to make decisions, to appoint qualified people to run the county government. Now, I could understand, Mr. Speaker, if we were going back to the current form of government with three county commissioners and they wanted to solidify the members on that board — in my opinion, who are very, very qualified; do not misunderstand me; I think they are very, very qualified — if they wanted to ensure under the old county government that this board stays where it is right now and continues new terms on January 1. I can appreciate that. But we are not continuing with the old form of government with three county commissioners; we are continuing a new form of government with a county executive.

Now, the former commissioners on this board, when they first got elected, they immediately eliminated everybody on the board and appointed their own members on that board. Now, 1 week before the primary election where we are going to decide what Democrat and what Republican we are going to choose in November, they decide to make new appointments in their term to be effective January 1, when the county executive takes his term of office, and let them stay for a period of 5 years, which will leave the county executive's hands tied on members of the board. I am sure whoever wins the general election will probably keep this current board, because in my opinion, it is a very, very good board. But that is the decision of the county executive, this new form of government that we are going to allow, and that is what my amendment does, Mr. Speaker. It takes this language out and leaves that decision to the new county executive, starting January 1, whoever he may be, and I would appreciate an affirmative vote on the amendment. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Allegheny, Mr. Robinson.

Mr. ROBINSON. Thank you, Mr. Speaker.

Mr. Speaker, I think both the amendments by Representative Preston and Representative Trello speak to the issue of attempting to do something that this General Assembly indicated that it was not going to do when we allowed the people of Allegheny County to make their own decision about what type of government they wanted. Even more troubling is the attempt in SB 646 to subvert the will of the people. Mr. Speaker, it was rather clear to me, those who were supporting the form of government that will be instituted in Allegheny County next year, that they wanted to make sure that Harrisburg did not get itself involved in the day-to-day operations of county government; that we gave to the people of Allegheny County the opportunity to modernize the government, an opportunity to select people who they felt were eminently qualified to lead Allegheny County, my county, into the next century.

Mr. Speaker, I certainly think that Mr. Trello is attempting to correct some of the deficiencies in SB 646. I am sure that is what Mr. Preston was attempting to do. But what is most troubling, Mr. Speaker, is that if we are sincerely interested in

micromanaging Allegheny County before the new form of government goes into office, instead of considering SB 646 and all these amendments, we should be altering the manner in which persons are appointed to all boards, be it the community college, be it the housing authority — any board in Allegheny County — be it the auditorium authority. Why are we singling out the port authority? Now, some might say, well, it is just a convenience, convenient situation. The port authority bill is before us. We have a lot of smart people in this General Assembly, and we are smart enough to recognize that if we want to make a major impact on Allegheny County beyond that which we have already made, we would stop, we would think, that what we need to do is follow through on our original commitment to allow the people of Allegheny County to make an intelligent decision about what kind of government they want, including who they believe should serve on boards and commissions.

Some of us, some of us, who were not supportive of this change in government suggested to this General Assembly that there would be some unintended consequences. Well, Mr. Speaker, SB 646 is one of those unintended consequences — this General Assembly possibly meddling in the affairs of Allegheny County. We had an opportunity to mind our own business, and we chose not to do that. SB 646 is meddling in the affairs of Allegheny County.

This General Assembly should think very carefully before we move forward, because I guarantee you, if we pass SB 646, even with the Trello amendment, even with the Preston amendment, somebody in Allegheny County is going to be back here within 6 months with another bright idea, and that bright idea is going to be to change the composition of community college, to change the composition of something else — who knows what — our sanitary authority.

MOTION TO TABLE

Mr. ROBINSON. Mr. Speaker, I ask the members of this General Assembly to seriously consider, to take SB 646, send it back where it came from, table it, send it back to committee. Let us rework it. Let us not move forward with this action today. Let us not meddle anymore in the affairs of the government of Allegheny County, at least until the new county government is situated next year. Thank you, Mr. Speaker.

My motion is to table SB 646.

The SPEAKER. The Chair thanks the gentleman.

Mr. Robinson, we have before us an amendment at the moment. Is your motion to move to table the bill with amendments at this time?

Mr. ROBINSON. Mr. Speaker, my motion is to table SB 646 with any and all amendments.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

The SPEAKER. This is not a debatable motion. Customarily, we have allowed the majority and minority leaders the right to debate a matter such as this; no others.

On the question, those in favor of tabling the bill with amendments will vote "aye"; opposed, "no."

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

The following roll call was recorded:

YEAS—48

Armstrong	DeLuca	Laughlin	Solobay
Bebko-Jones	Dermody	Lescovitz	Steil
Belfanti	DeWeese	Lucyk	Stetler
Birmelin	Eachus	Manderino	Sturla
Bishop	George	Melio	Surra
Buxton	Godshall	Pesci	Thomas
Carn	Gordner	Pistella	Trello
Cohen, M.	Grucela	Roberts	Trich
Colafelia	Gruitza	Robinson	Veon
Coy	Haluska	Roebuck	Walko
Curry	Hanna	Rooney	Yewcic
Daley	Josephs	Scrimenti	Youngblood

NAYS—147

Adolph	Fichter	Masland	Santoni
Allen	Fleagle	Mayernik	Sather
Argall	Flick	McCall	Schroder
Baker	Forcier	McGeehan	Schuler
Bard	Frankel	McGill	Semmei
Barley	Freeman	McIlhattan	Serafini
Barrar	Gannon	McIlhinney	Seyfert
Bastian	Geist	McNaughton	Shaner
Battisto	Gladeck	Metcalfe	Smith, B.
Belardi	Habay	Michlovic	Smith, S. H.
Benninghoff	Harhai	Micozzie	Snyder
Blaum	Harhart	Miller, R.	Staback
Boyes	Hasay	Miller, S.	Stairs
Browne	Hennessey	Mundy	Steelman
Bunt	Herman	Myers	Stern
Butkovitz	Hershey	Nailor	Stevenson
Caltagirone	Hess	Nickol	Strittmatter
Cappabianca	Hutchinson	O'Brien	Tangretti
Casorio	Jadlowiec	Oliver	Taylor, E. Z.
Cawley	James	Orie	Taylor, J.
Chadwick	Kaiser	Perzel	Tigue
Civera	Keller	Petrarca	True
Clark	Kenney	Petrone	Tulli
Clymer	Kirkland	Phillips	Vance
Cohen, L. I.	Krebs	Pippy	Van Horne
Cornell	LaGrotta	Platts	Vitali
Corrigan	Lawless	Preston	Washington
Costa	Lederer	Raymond	Wilt
Dailey	Leh	Readshaw	Wogan
Daily	Levdansky	Reinard	Wojnaroski
Dempsey	Lynch	Rieger	Wright
DiGirolo	Maher	Rohrer	Yudichak
Donatucci	Maitland	Ross	Zimmerman
Druce	Major	Rubley	Zug
Egolf	Mann	Ruffing	
Fairchild	Markosek	Sainato	Ryan,
Fargo	Marsico	Samuelson	Speaker
Feese			

NOT VOTING—0

EXCUSED—7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

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

The SPEAKER. The question recurs, will the House agree to the amendment offered by the gentleman, Mr. Trello?

On that question, the Chair recognizes the gentleman, Mr. Levdansky.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would essentially undo the language that I offered in an amendment that was accepted in the House Transportation Committee last week, and before I get into the details, I want you to understand politically where I come from. You are probably aware that I did not support last year the change in this form of government in Allegheny County, and this year I do not have a particular candidate who I am supporting in either of the primaries at this point in time, but I do have an interest in seeing to it that the taxpayers' interest is protected and that the good people who serve on various boards and commissions in Allegheny County and throughout the State, that we have some continuity in terms of policy.

Mr. Speaker, what the amendment that I offered did is simply this: It brings the Allegheny County Port Authority Act in conformance with the language that all other authorities in the Commonwealth operate under, and that law that operates for all other authorities says that board members shall serve their terms to which they are appointed, and they could only be removed in midterm for just cause. Otherwise, they continue to serve their term, and then the new executive, if he or she decides to replace that person, has that option at the end of their term. In Allegheny County we have a port authority board of nine members, appointed for 5-year terms, two of whom will be appointed or not be appointed at the end of this year.

Mr. Speaker, I watched over the last few years when a new board of commissioners came into office and really politicized the operations of the port authority, and that cost the taxpayers in Allegheny County and the taxpayers of the Commonwealth mightily. We lost who many regard as the best executive director of the port authority in Bill Millar because he would not tolerate the political shenanigans in Allegheny County. We had many projects put back for years and put back on the back burner that ought not have been put there.

Mr. Speaker, all I am saying is this: Let the board members of the port authority serve out the term of office to which they were appointed, and if the new executive at the end of the year or beginning of the next year wants some new people on that board, he or she has that opportunity, when those seats become vacant, to make those appointments or reappointments or to not. What this amendment, Mr. Speaker, simply does is says that for sheer political reasons, you cannot replace board members, board members of the port authority, and this is the same amendment that I offered, as I said, that governs every municipal authority in the State -- the Alcosan's authority (Allegheny County Sanitary Authority) in Allegheny County, the SEPTA transportation authority (Southeastern Pennsylvania Transportation Authority) in Philadelphia, and all other water and sewage authorities in the State. Those members cannot be replaced until their terms of office are up, and I would expect that we would want the same kinds of protections for the board members of the port authority in Allegheny County.

Mr. Speaker, the good vote, the right vote, for the taxpayers of the Commonwealth and the taxpayers of Allegheny County and the employees and the people that depend on mass transit in Allegheny County is a “no” vote on the Trello amendment, and I urge your rejection of this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Maher.

Mr. MAHER. Thank you, Mr. Speaker.

I want to thank the gentleman from Allegheny County, Mr. Trello, for his fine enunciation of the benefits of the county executive system of government as a bookend to equally eloquent remarks in the past — in fact, a year ago — about the evils of such a system.

But beyond that, I would agree with Representative Robinson that frankly we ought to be looking at the loose ends through the home-rule process. I would characterize this as a loose end, the disparity of the treatment of the Port Authority of Allegheny County compared to SEPTA, compared to other authorities throughout the State. It is time to correct that loose end. Why now? Why did we not have the foresight to do this at the time the home-rule matter was considered before this body? Perhaps because we did not have the glaring example of the risks of removal-at-will that we exhibited in Allegheny County last year in connection with the regional asset district. Those who live in Allegheny County appreciate the difficulties that this removal-at-will can present.

The work that the Port Authority of Allegheny County is undertaking now has a horizon, their capital projects, of 15 years — 15 years of extensions and improvements to the light-rail system, adding a new tunnel and bridge that will serve downtown Pittsburgh from the South Hills. These sorts of projects require a continuity of management at a board level, not management at a board level that is subject to being swept out the door on a moment’s notice.

Therefore, I would ask my colleagues to join me in voting “no” on the Trello amendment and “yes” on the bill as a whole. Thank you.

The SPEAKER. The gentleman from Allegheny, Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, the maker of the amendment assured us in his original delivery that the board members, the current board members of the Port Authority of Allegheny County, are good ones and are likely to be returned to office by whoever wins this month’s election. Well, there is no guarantee of that, and I think that we ought to be aware of that in this vote and heed the advice of some of my colleagues, the prior speaker and others, who oppose the amendment, simply because there is no guarantee.

We learned in the last commissioners’ election and the debacle that followed on this very board that the decisions about mass transit in a system as sophisticated and as big as Allegheny County, it is not something that can be gained overnight; it is not an overnight study. It takes a lot of time to get a board member up to speed about what the whole system is and how complex it is and how the decisions on the one hand affect ridership in one version of transit or the other.

We need to maintain the continuity. This amendment, I am afraid, would lead to a breakup of that continuity, and that is why I oppose the amendment and I ask my colleagues to do the same. Thank you, Mr. Speaker.

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

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

Along with all the other previous speakers and I guess over the years some of the members here remember what we went through last year in dealing with some of the reorganizational structure when we did the referendum question, and I was against it at the time.

I have been in this business for quite a while and I have learned one thing: I trust people until they prove otherwise. There were a lot of different things that I wanted to be able to see happen in this House and some of the ideas. One of the ideas was the amendment I just passed by.

There was a gentleman by the name of Dr. Murray, who happens to be the president of Duquesne University, who I will never trust as long as I am ever elected in my life.

The SPEAKER. Will the gentleman yield.

The question before the House is the amendment before the House, not the personalities of people who are not here.

Mr. PRESTON. Mr. Speaker, I am not dealing with personalities. I am dealing with the facts. They are quantitative. They are not qualitative at all, and as I follow along, you will be able to see it is a historical prospectus that is in the books itself with the process of dealing with the whole structure of the Allegheny County government in dealing with it.

The SPEAKER. Do not, Mr. Preston, deal in personalities. If you want to deal in job titles—

Mr. PRESTON. No, sir. I am only dealing with a quantitative measure as far as the statement on whether something is true or not true. That is a measurable instrument of which I can be able to validate myself, and I am only speaking from prior knowledge that is recorded within the books. And part of the problem that I have had with the whole process, even from the amendment that I have offered to the Trello amendment, on why we did not do all of this in the past when we sat down here before because of the rush, and that is all I am dealing with, Mr. Speaker, very seriously.

And going along with that, there were a lot of different things that we within our own Allegheny County delegation, Democrats and Republicans, of what we had agreed and what the leader of that organization — of which I am not going to mention anymore but I did mention him a while ago — said that he would, from the House and from the Senate, from Democrats and Republicans, sit down and give us a chance to do the recodification of Allegheny County on everything that we had agreed upon, and those things that we did not agree upon, then we would be able to sit down and argue with those things over the floor of the House. We did not get a chance to be able to deal with that. It was not the responsible way of dealing with things. People were not able to be able to give a choice. The unfortunate thing is, because we did not get a choice, things have happened.

Now, all I can simply say is that the Trello amendment makes us go back to yesterday. Now, the board members do not expire all at once. They are staggered terms; they are 6-year terms, and if we go about by trying to go back to yesterday, which, in my opinion, the Trello amendment will do as compared to the different statements that were made here, we would be, in a sense, hurting ourselves. Dealing with responsible government would be not voting for the Trello amendment.

I think that the port authority, which basically is a transportation system in Allegheny County, I think that it is fine. I am not dealing

with the individuals. I do not even know if four terms expire December 31 or one term or no terms. I am not even dealing with that. I am not even dealing with the individuals who currently are on the port authority. I am only dealing with the structure within itself. We did not get a chance to be able to deal with this. We have made improvements. Hopefully, in the future we will continue to make improvements, but one of the improvements we do not need to try to make right now is the Trello amendment, and I would ask the members to vote "no." Thank you.

The SPEAKER. The gentleman, Mr. Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, certainly it is difficult to make any comments when you have differences between county delegations—

The SPEAKER. Will the gentleman yield.

The Allegheny conference perhaps would be seated.

The gentleman, Mr. Snyder.

Mr. SNYDER. Mr. Speaker, certainly there is a difference of opinion among the Allegheny delegation on this position.

However, if the Trello amendment was approved, it is my understanding this will be the only authority in which members could be removed on a basis other than for cause, and for that reason, Mr. Speaker, we ask that the Trello amendment be opposed with a vote of "no." Thank you.

The SPEAKER. The gentleman, Mr. Readshaw.

Mr. READSHAW. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose this amendment.

I rise to oppose this amendment for various reasons, but basically, in reading over SB 646, if we would adopt this amendment, basically we are going to gut this legislation, which I believe to be a good-government bill.

Also, I have a concern about the port authority's consistency, their efficiency, and their viable decisionmaking power if we were to allow the opportunity for all these board members to be taken from this board at one time.

So therefore, I would ask a "no" vote on this amendment. And it has been said that some of us did support the county executive concept in Allegheny County. I was one of them, but believe me, I voted an executive, county executive position; I did not vote for a king. Thank you. Vote "no."

The SPEAKER. The gentleman, Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, would it be appropriate, would I be in order to ask Mr. Levdansky, since it is not his amendment but it is his amendment in the bill, to stand for interrogation?

The SPEAKER. The matter before the House right now is the Trello amendment. Are you asking to interrogate Mr. Levdansky on that amendment?

Mr. DeLUCA. I guess I am, mainly because of the fact I am trying to make an intelligent decision whether to vote for the Trello amendment or vote against it.

The SPEAKER. On the Trello amendment, the gentleman, Mr. Levdansky. Do you care to be interrogated on this?

Mr. LEVDANSKY. That is Mr. Trello's amendment. If he wants to explain it, he is free to do so.

The SPEAKER. Mr. DeLuca.

Mr. DeLUCA. Mr. Speaker, the reason I did want to interrogate the gentleman is because I am trying to ascertain what his amendment actually does, and I guess I will do it on final passage.

But I am going to support the Trello amendment mainly because of the fact I see this Senate bill doing two things. I see it

locking in the terms of the board, which is good, on one hand, but I also see it doing another thing, and that is why I wanted the gentleman to answer the question. I see it being able to give the outgoing commissioners, if they are unsuccessful in being reelected, the opportunity to continue managing the port authority, because as I read the legislation, the outgoing commissioners could make the two appointments before the new executive takes office, and if that is the case, I think that is wrong.

I think the voters of Allegheny County voted for a new type of government, and to hamstring the county executive, who might have terrific ideas for mass transportation, to open up the county to other facilities and that there, would be wrong for this body to do that.

Now, if I am wrong, then I would like the gentleman to correct me. But if I am right, I think every one of you should look at this bill and this amendment because of the fact the outgoing commissioners have the right to appoint the two members if that vacancy occurs before he takes office in the second week. And this bill takes effect January 1, so that is why I think the Trello amendment is good, because of the fact we are not hamstringing a county executive who might have terrific ideas for mass transportation in western Pennsylvania to get our region moving again like in the eastern part of the State.

So I would ask my colleagues in the House to support the Trello amendment. Thank you, Mr. Speaker.

The SPEAKER. On the question of the adoption of the amendment, Mr. Trello, for the second time.

Mr. TRELLO. Mr. Speaker, my colleagues from Allegheny County that disagree with my amendment brought up some very, very good points, and I can see by the vote on referring it back to committee that there might be a problem with this amendment, but of course, but of course, Mr. Speaker, I have been wrong before, you know.

But what I am concerned about, Mr. Speaker, is the bragging and the boasting and the politicking about the new form of government and this county executive that is going to reduce costs. In this bill it says, "THE BOARD MAY EMPLOY A SECRETARY, AN EXECUTIVE DIRECTOR, ITS OWN COUNSEL AND LEGAL STAFF AND SUCH TECHNICAL EXPERTS AND OTHER AGENTS AND EMPLOYEES, PERMANENT OR TEMPORARY, AS IT MAY REQUIRE, AND MAY DETERMINE THE QUALIFICATIONS AND FIX THE COMPENSATION..." of all the people that they appoint.

Now, you know what happens when somebody—

The SPEAKER. Mr. Trello, you are speaking on the bill. We would like you to speak on your amendment.

Mr. TRELLO. I am sorry; I am sorry.

Well, I am very much concerned about Allegheny County and this new form of government. I think no matter which person gets elected, we will have a strong county executive.

Now, it just puzzles me, and this is why I really introduced the amendment, because our current county commissioners have been in office for 3½ years. Now all of a sudden while they are riding into the sunset, they want to make changes in the port authority. Why did they not do this a year and a half ago or 2 years ago or even 6 months ago, but all of a sudden, 1 week before the primary, one of the candidates feels very sure that he is not going to win. And as far as I am concerned, this current bill right now is taking care of his buddies. We do not have to do that. I think we should look for this new county executive to make those decisions and let

the onus fall on him if he makes a mistake, and I respectfully ask for an affirmative vote on my amendment. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—53

Adolph	Daley	Manderino	Scrimenti
Barrar	DeLuca	Mann	Serafini
Battisto	DeWeese	McIlhinney	Solobay
Bebko-Jones	Donatucci	Melio	Staback
Belfanti	Gannon	Oliver	Steil
Boyes	George	Pesci	Stetler
Buxton	Godshall	Pistella	Surra
Caltagirone	Gordner	Raymond	Trello
Carn	Grucela	Rieger	Trich
Cohen, M.	Gruitza	Robinson	Veon
Colafella	Hasay	Roebuck	Walko
Costa	Lescovitz	Rooney	Yewcic
Coy	Lucyk	Santoni	Youngblood
Curry			

NAYS—140

Allen	Fleagle	Marsico	Sather
Argall	Flick	Masland	Schroder
Armstrong	Forcier	Mayemik	Schuler
Baker	Frankel	McCall	Semmel
Bard	Freeman	McGeehan	Seyfert
Barley	Geist	McGill	Shaner
Bastian	Gladeck	McIlhattan	Smith, B.
Belardi	Habay	McNaughton	Smith, S. H.
Benninghoff	Haluska	Metcalfe	Snyder
Birmelin	Hanna	Michlovic	Stairs
Bishop	Harhai	Micozzie	Steelman
Blaum	Harhart	Miller, R.	Stem
Browne	Hennessey	Miller, S.	Stevenson
Bunt	Herman	Mundy	Sturla
Butkovitz	Hershey	Myers	Tangretti
Cappabianca	Hess	Nailor	Taylor, E. Z.
Casorio	Hutchinson	Nickol	Taylor, J.
Cawley	Jadlowiec	O'Brien	Thomas
Chadwick	James	Orie	Tigue
Civera	Josephs	Perzel	True
Clark	Kaiser	Petrarca	Tulli
Clymer	Keller	Petrone	Vance
Cohen, L. I.	Kenney	Phillips	Van Horne
Cornell	Kirkland	Pippy	Vitali
Corrigan	Krebs	Platts	Washington
Dailey	LaGrotta	Preston	Wilt
Daily	Laughlin	Readshaw	Wogan
Dermody	Lawless	Reinard	Wojnaroski
DiGirolamo	Lederer	Roberts	Wright
Druce	Leh	Rohrer	Yudichak
Eachus	Levdansky	Ross	Zimmerman
Egolf	Lynch	Rublely	Zug
Fairchild	Maher	Ruffing	
Fargo	Maitland	Sainato	Ryan,
Feese	Major	Samuelson	Speaker
Fichter	Markosek		

NOT VOTING—2

Dempsey	Strittmatter
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EXCUSED—7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

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

Mr. DeLUCA offered the following amendment No. A2070:

Amend Title, page 1, line 31, by inserting after "providing" for removal of board members, for a quorum for board meetings and

Amend Sec. 1 (Sec. 6), page 3, line 10, by inserting brackets before and after "FIVE" and inserting immediately thereafter

SIX

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

The SPEAKER. On the question, Mr. DeLuca.

Mr. DeLUCA. Mr. Speaker, all this amendment does is add one member to make it a quorum. Right now five makes it a quorum. We are saying two-thirds, six, mainly because of all the money and stuff that is being spent by the port authority.

I think it would be— It is a good-government amendment. It would benefit the people, and it is my understanding that some of the other members who drafted this legislation have no opposition to it. Thank you.

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

The following roll call was recorded:

YEAS—129

Adolph	Eachus	Mann	Shaner
Armstrong	Egolf	Markosek	Smith, S. H.
Baker	Fargo	Mayemik	Snyder
Bard	Flick	McCall	Solobay
Barrar	Frankel	McGeehan	Staback
Bastian	Freeman	McIlhinney	Steelman
Battisto	Gannon	Melio	Steil
Bebko-Jones	Geist	Michlovic	Stem
Belardi	George	Micozzie	Stetler
Belfanti	Godshall	Mundy	Strittmatter
Benninghoff	Gordner	Myers	Sturla
Bishop	Grucela	Oliver	Surra
Blaum	Gruitza	Perzel	Tangretti
Butkovitz	Haluska	Pesci	Thomas
Buxton	Hanna	Petrarca	Tigue
Caltagirone	Harhai	Petrone	Trello
Cappabianca	Hasay	Phillips	Trich
Carn	Hess	Pistella	Tulli
Casorio	James	Raymond	Van Horne
Cawley	Josephs	Readshaw	Veon
Civera	Kaiser	Reinard	Vitali
Cohen, M.	Keller	Rieger	Walko
Colafella	Kirkland	Robinson	Washington
Corrigan	LaGrotta	Roebuck	Wojnaroski
Costa	Laughlin	Rooney	Yewcic
Coy	Lawless	Ross	Youngblood
Curry	Lederer	Ruffing	Yudichak
Daley	Lescovitz	Sainato	Zimmerman
DeLuca	Levdansky	Samuelson	Zug
Dermody	Lucyk	Santoni	

DeWeese	Maitland	Sather	Ryan,
Donatucci	Major	Schuler	Speaker
Druce	Manderino	Serafini	

NAYS—66

Allen	Feese	Marsico	Rohrer
Argall	Fichter	Masland	Rubley
Barley	Fleagle	McGill	Schroder
Birmelin	Forcier	McIlhattan	Scrimenti
Boyes	Gladeck	McNaughton	Semmel
Browne	Habay	Metcalfe	Seyfert
Bunt	Harhart	Miller, R.	Smith, B.
Chadwick	Hennessey	Miller, S.	Stairs
Clark	Herman	Nailor	Stevenson
Clymer	Hershey	Nickol	Taylor, E. Z.
Cohen, L. I.	Hutchinson	O'Brien	Taylor, J.
Cornell	Jadlowiec	Orie	True
Dailey	Kenney	Pippy	Vance
Dally	Krebs	Platts	Wilt
Dempsey	Leh	Preston	Wogan
DiGirolamo	Lynch	Roberts	Wright
Fairchild	Maher		

NOT VOTING—0

EXCUSED—7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

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

Bill as amended was agreed to.

The SPEAKER. 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—188

Adolph	Eachus	Major	Samuelson
Allen	Egolf	Manderino	Santoni
Argall	Fairchild	Mann	Sather
Armstrong	Fargo	Markosek	Schroder
Baker	Feese	Marsico	Schuler
Bard	Fichter	Masland	Scrimenti
Barley	Fleagle	Mayemik	Semmel
Barrar	Flick	McCall	Serafini
Bastian	Forcier	McGeehan	Seyfert
Battisto	Frankel	McGill	Shaner
Bebko-Jones	Freeman	McIlhattan	Smith, B.
Belardi	Gannon	McIlhinney	Smith, S. H.
Belfanti	Geist	McNaughton	Snyder
Benninghoff	Gladeck	Melio	Staback
Birmelin	Godshall	Metcalfe	Stairs
Bishop	Gordner	Michlovic	Steelman
Blaum	Grucela	Micozzie	Steil
Boyes	Gruitza	Miller, R.	Stern
Browne	Habay	Miller, S.	Stetler
Bunt	Haluska	Mundy	Stevenson
Butkovitz	Hanna	Myers	Strittmatter

Buxton	Harhai	Nailor	Sturla
Caltagirone	Harhart	Nickol	Surra
Cappabianca	Hasay	O'Brien	Tangretti
Carn	Hennessey	Oliver	Taylor, E. Z.
Casorio	Herman	Orie	Taylor, J.
Cawley	Hershey	Perzel	Tigue
Chadwick	Hess	Pesci	True
Civera	Hutchinson	Petrarca	Tulli
Clark	Jadlowiec	Petrone	Vance
Clymer	James	Phillips	Van Horne
Cohen, L. I.	Josephs	Pippy	Veon
Cohen, M.	Kaiser	Pistella	Vitali
Colafella	Keller	Platts	Waiko
Cornell	Kenney	Preston	Washington
Corrigan	Kirkland	Raymond	Wilt
Costa	Krebs	Readshaw	Wogan
Coy	LaGrotta	Reinard	Wojnaroski
Curry	Laughlin	Rieger	Wright
Dailey	Lawless	Roberts	Yewcic
Daily	Lederer	Roebuck	Youngblood
DeLuca	Leh	Rohrer	Yudichak
Dempsey	Lescovitz	Rooney	Zimmerman
Dermody	Levdansky	Ross	Zug
DeWeese	Lucyk	Rubley	
DiGirolamo	Lynch	Ruffing	Ryan,
Donatucci	Maher	Sainato	Speaker
Druce	Maitland		

NAYS—4

Daley	Robinson	Solobay	Trich
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NOT VOTING—3

George	Thomas	Trello
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EXCUSED—7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **HB 192, PN 981**, entitled:

An Act authorizing the release of Project 500 restrictions on certain lands in the Borough of Dickson City, Lackawanna County, for residential development and extension of Jermyn Street under certain conditions.

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—195

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Evans	Horsley	Saylor	Williams
Giogliotti	Ramos	Travaglio	

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. The gentleman, Mr. George, desires recognition. On what subject, sir?

Mr. GEORGE. Could I ask that the record be corrected on SB 646, Mr. Speaker? I do not know whether the machine was inoperable or the operator was inoperable, but I was not recorded. I would like to be recorded in the affirmative.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 157, PN 145**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for auditor's compensation.

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

RULES SUSPENDED

The SPEAKER. The gentleman, Mr. Surra, I understand, has an amendment. It will be necessary to first suspend the rules, Mr. Surra.

Mr. SURRA. Yes, Mr. Speaker.

First, I had an amendment, and after conferring with some of the members on the other side of the aisle, we decided it would be better if we changed one word, and with the cooperation of the leadership, of the majority leader, they have agreed to suspend the rules to offer amendment—

The SPEAKER. The gentleman, Mr. Surra, moves the rules of the House be suspended to permit him to offer an amendment, being No. A2125, to HB 157.

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

The following roll call was recorded:

YEAS—189

Adolph	Druce	Major	Sather
Allen	Eachus	Manderino	Schroder
Argall	Egolf	Mann	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Bastian	Flick	McGeehan	Smith, B.
Battisto	Forcier	McGill	Smith, S. H.
Bebko-Jones	Frankel	McIlhattan	Snyder
Belardi	Freeman	McIlhinney	Solobay
Belfanti	Gannon	McNaughton	Staback
Benninghoff	Geist	Melio	Stairs
Birmelin	George	Metcalfe	Steil
Bishop	Gladeck	Michlovic	Stern
Blaum	Godshall	Micozzie	Stetler
Boyes	Gordner	Miller, R.	Stevenson
Browne	Grucela	Miller, S.	Strittmatter
Bunt	Gruitza	Mundy	Sturla
Butkovitz	Habay	Myers	Surra

Buxton	Haluska	Nailor	Taylor, E. Z.
Caltagirone	Harhai	Nickol	Taylor, J.
Cappabianca	Harhart	O'Brien	Thomas
Carn	Hasay	Oliver	Tigue
Casorio	Hennessey	Orie	Trello
Cawley	Herman	Perzel	Trich
Chadwick	Hershey	Pesci	True
Civera	Hess	Petrarca	Tulli
Clark	Hutchinson	Phillips	Vance
Clymer	Jadlowiec	Pippy	Van Horne
Cohen, L. I.	James	Pistella	Veon
Cohen, M.	Josephs	Preston	Vitali
Colafella	Kaiser	Raymond	Walko
Cornell	Keller	Readshaw	Washington
Corrigan	Kenney	Reinard	Wilt
Costa	Kirkland	Rieger	Wogan
Coy	LaGrotta	Roberts	Wojnaroski
Curry	Laughlin	Robinson	Wright
Dailey	Lawless	Roebuck	Yewcic
Daley	Lederer	Rohrer	Youngblood
Dally	Leh	Rooney	Yudichak
DeLuca	Lescovitz	Ross	Zimmerman
Dempsey	Levdansky	Rublely	Zug
Dermody	Lucyk	Ruffing	
DeWeese	Lynch	Sainato	Ryan,
DiGirolamo	Maher	Samuelson	Speaker
Donatucci	Maitland	Santoni	

NAYS-4

Hanna	Krebs	Platts	Steelman
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NOT VOTING-2

Petrone	Tangretti
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EXCUSED-7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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. SURRA offered the following amendment No. A2125:

Amend Title, page 1, line 4, by inserting after "providing" for supervisors and

Amend Bill, page 1, lines 8 through 10, by striking out all of said lines and inserting

Section 1. Section 403 of the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, reenacted and amended November 9, 1995 (P.L.350, No.60), is amended by adding a subsection to read:

Section 403. Supervisors.—* * *

(d) In the event that there concurrently exist two or more openings for the position of township supervisor, a person shall be ineligible to seek nomination or election to fill more than one such opening.

Section 2. Section 902 of the act is amended to read:

Amend Sec. 2, page 2, line 19, by striking out "2" and inserting

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

The SPEAKER. On the question of the adoption of the amendment, the Chair recognizes the gentleman, Mr. Surra.

Mr. SURRA. Thank you, Mr. Speaker.

Basically, what this does, it reads simply, "In the event that there concurrently exist two or more openings for the position of township supervisor, a person shall be ineligible to seek nomination or election to fill more than one such opening."

There is a situation that occurs in my district and in other districts where you have someone resign, and then in the next municipal election, there will be a 2-year term and a 6-year term and individuals run for both offices. So then immediately in the fall you have to appoint someone, and we are basically dealing with a form of government that is half appointed and half elected, Mr. Speaker. The people should only be allowed to run for one seat, and that is all this does, and I would appreciate the members' support. Thank you.

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

The following roll call was recorded:

YEAS-191

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

NAYS—4

Barrar Hasay Serafini Zug

NOT VOTING—0

EXCUSED—7

Evans Horsey Saylor Williams
Gigliotti Ramos Travaglio

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?

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

The following roll call was recorded:

YEAS—192

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

Dempsey	Lescovitz	Ross	Yudichak
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lucyk	Ruffing	Zug
DiGirolamo	Lynch	Sainato	
Donatucci	Maitland	Samuelson	Ryan,
Druce	Major	Santoni	Speaker
Eachus	Manderino		

NAYS—3

Casorio Maher Vance

NOT VOTING—0

EXCUSED—7

Evans Horsey Saylor Williams
Gigliotti Ramos Travaglio

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 172, PN 1748**, entitled:

An Act requiring all school districts to develop a comprehensive school violence prevention plan.

On the question,

Will the House agree to the bill on third consideration?

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

Mr. Butkovitz, your amendments are withdrawn?

Mr. BUTKOVITZ. They are not withdrawn, Mr. Speaker.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. BUTKOVITZ offered the following amendment No. **A2059**:

Amend Sec. 7, page 8, by inserting between lines 14 and 15

(6) Procedures for the duty of the board of directors of every school district to require that school officials order a change in placement for students to an appropriate interim alternative educational setting whenever such students carry a weapon to school or to a school function under the jurisdiction of the State or local educational agency. The change in placement must be for the same amount of time that a child would be subject to discipline but shall not be for more than 45 days. If, at the conclusion of the period authorized by this section, school officials and parents are unable to agree on the student's subsequent placement, it shall be the duty of the board of school directors to seek an appropriate change through expedited procedures specified in Federal and State law. It shall be the duty of the board of directors of every school district to promptly seek parental consent for implementing an appropriate change in educational placement of a pupil, including, but not limited to, placement in an alternative education program,

when the board has determined that the violent action of the pupil has placed the pupil or other persons in danger of or in reasonable apprehension of serious personal injury. If the parents of the pupil fail to approve the change in placement, it shall be the duty of the board of school directors to take action to implement the change pursuant to the procedures prescribed in Federal and State law. As used in this paragraph, the term "promptly" shall mean as soon as is practicable but in no event later than 30 days from the date of the violent incident referenced in subparagraph (i), (ii) or (iii). As used in this paragraph, the term "violent action" shall include, but not be limited to:

(i) Improperly using or possessing a weapon on school property or during a school-sponsored activity or while in any conveyance providing public transportation to or from a public school or to or from a public school-sponsored activity. The term "weapon" as used in this subparagraph shall include, but not be limited to, any knife, cutting instrument, cutting tool, nun-chuck, firearm, shotgun, rifle and any other tool, instrument or implement capable of inflicting serious bodily harm. The term "weapon" as used in this subparagraph shall also include look-alikes if a reasonable person would believe that the look-alike is a weapon.

(ii) Making terroristic threats wherein the pupil threatens to commit violence with the intent to terrorize another person or to cause the evacuation of school property or other building, place of assembly, or conveyance, or otherwise to cause serious inconvenience to another person, or in reckless disregard of the risk of causing such terror or inconvenience.

(iii) Assaulting another person while on school property, or during a school sponsored activity, or in any conveyance providing public transportation to or from a public school or to or from a public school-sponsored activity or because of his or her employment relationship to the school. The term "assault" as used in this subparagraph shall include simple assault and aggravated assault and shall have the meaning ascribed to such terms under 18 Pa.C.S. (relating to crimes and offenses).

Amend Sec. 7, page 8, line 15, by striking out "(6)" and inserting (7)

On the question,

Will the House agree to the amendment?

The SPEAKER. On the question, the Chair recognizes the gentleman, Mr. Butkovitz.

It is my understanding that these are not opposed. Is that correct?

Mr. BUTKOVITZ. That is my understanding, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—194

Adolph	Eachus	Major	Santoni
Allen	Egolf	Manderino	Sather
Argall	Fairchild	Mann	Schroder
Armstrong	Fargo	Markosek	Schuler
Baker	Feese	Marsico	Scrimenti
Bard	Fichter	Masland	Semmel
Barley	Fleagle	Mayemik	Serafini
Barrar	Flick	McCall	Seyfert
Bastian	Forcier	McGeehan	Shaner

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

NAYS—0

NOT VOTING—1

Thomas

EXCUSED—7

Evans	Horsey	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

On the question,

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

Mr. BUTKOVITZ offered the following amendment No. A2058:

Amend Sec. 7, page 8, by inserting between lines 14 and 15

(6) Procedures for the duty of the board of directors of every school district to require that school officials order a change in placement for students with disabilities to an appropriate interim alternative educational setting whenever such students carry a weapon to school or to a school function under the jurisdiction of the State or local educational agency. The change in placement must be for the same amount of time that a child with a disability would be subject to discipline but shall not be for more than

45 days. If, at the conclusion of the period authorized by this section, school officials and parents are unable to agree on the student's subsequent placement, it shall be the duty of the board of school directors to seek an appropriate change through expedited procedures specified in Federal and state law. It shall be the duty of the board of directors of every school district to promptly seek parental consent for implementing an appropriate change in educational placement of an exceptional pupil, including, but not limited to, placement in an alternative education program, when the board has determined that the violent action of the pupil has placed the pupil or other persons in danger of or in reasonable apprehension of serious personal injury, and that the pupil's actions are attributable to the pupil's disability. If the parents of the pupil fail to approve the change in placement, it shall be the duty of the board of school directors to take action to implement the change pursuant to the procedures prescribed in Federal and State law. As used in this paragraph, the term "promptly" shall mean as soon as is practicable but in no event later than 30 days from the date of the violent incident referenced in subparagraph (i), (ii) or (iii). As used in this paragraph, the term "violent action" shall include, but not be limited to:

- (i) Improperly using or possessing a weapon on school property or during a school-sponsored activity or while in any conveyance providing public transportation to or from a public school or to or from a public school-sponsored activity. The term "weapon" as used in this subparagraph shall include, but not be limited to, any knife, cutting instrument, cutting tool, nun-chuck, firearm, shotgun, rifle and any other tool, instrument or implement capable of inflicting serious bodily harm. The term "weapon" as used in this subparagraph shall also include look-alikes if a reasonable person would believe that the look-alike is a weapon.
- (ii) Making terroristic threats wherein the pupil threatens to commit violence with the intent to terrorize another person or to cause the evacuation of school property or other building, place of assembly, or conveyance, or otherwise to cause serious inconvenience to another person, or in reckless disregard of the risk of causing such terror or inconvenience.
- (iii) Assaulting another person while on school property, or during a school sponsored activity, or in any conveyance providing public transportation to or from a public school or to or from a public school-sponsored activity or because of his or her employment relationship to the school. The term "assault" as used in this subparagraph shall include simple assault and aggravated assault and shall have the meaning ascribed to such terms under 18 Pa.C.S. (relating to crimes and offenses).

Amend Sec. 7, page 8, line 15, by striking out "(6)" and inserting (7)

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

The following roll call was recorded:

YEAS—194

Adolph	Eachus	Major	Santoni
Allen	Egolf	Manderino	Sather
Argall	Fairchild	Mann	Schroder
Armstrong	Fargo	Markosek	Schuler
Baker	Feese	Marsico	Scrimenti
Bard	Fichter	Masland	Semmel
Barley	Fleagle	Mayemik	Serafini
Barrar	Flick	McCall	Seyfert
Bastian	Forcier	McGeehan	Shaner

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

NAYS—0

NOT VOTING—1

Thomas

EXCUSED—7

Evans	Horsey	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

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

The SPEAKER. 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. Gordner, do you seek recognition? The gentleman is recognized.

Mr. GORDNER. Thank you, Mr. Speaker.

Can I interrogate the prime sponsor of the bill?

The SPEAKER. The lady, Miss Orie, indicates she will stand for interrogation. You may begin.

Mr. GORDNER. Thank you, Mr. Speaker.

Mr. Speaker, can you tell me, is there a fiscal note to this bill and what is the cost going to be to the various school districts across the State to come in compliance with this plan?

Miss ORIE. First, I would like to clarify that for developing the prevention plans, they can utilize the safe-schools plans that they have in place for rural or of inner suburban districts. So there would be no cost to the State itself, but for the school districts it would be a negligible increased cost, where they only have to do one public hearing and develop this task force, which is no cost to them in developing a task force, so it would be coincidental expenses.

Mr. GORDNER. Okay. But I am correct that all 501 school districts would have to comply with this act by developing a school plan.

Miss ORIE. That is correct. And one of the other aspects to this legislation, it indicates that the school districts can join with other school districts to develop this task force and utilize the same group of individuals to make the school violence prevention and intervention plans.

Mr. GORDNER. So can a school district go through an intermediate unit in order to have an intermediate-unit-wide plan?

Miss ORIE. I cannot hear your question. I apologize.

Mr. GORDNER. Can a school district go through their local intermediate unit in order to combine with other school districts to develop a plan?

Miss ORIE. That is correct. That is one of the aspects to this legislation.

Mr. GORDNER. Okay. Although we have not seen any final enabling legislation, we did pass the Secure and Safe Schools Act, and there is \$22 million in the budget for that. Can school districts use any of that \$22 million to help defray the cost of the plan under your bill?

Miss ORIE. Yes. I think specifically in Representative Harhart's legislation, it indicates that that money can be appropriated for developing school violence prevention plans. So it specifically states it in Representative Harhart's bill, which allocates the funding for this type of mechanism.

Mr. GORDNER. Thank you, Mr. Speaker. I have no further interrogation.

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

Mr. LESCOVITZ. Thank you, Mr. Speaker.

Mr. Speaker, I know we already passed the Butkovitz amendment, but I was wondering if he would stand for brief interrogation on one of his amendments that we passed rather quickly there?

The SPEAKER. Mr. Butkovitz? The gentleman indicates he will stand for interrogation.

Mr. LESCOVITZ. Mr. Speaker, one of your amendments, A2058, dealt with alternative education for students with special needs, and I guess my question comes from, under the Federal regulations of special education and students with special needs, is your amendment now in conflict with special education regulations dealing with alternative education for special education students?

Mr. BUTKOVITZ. Mr. Speaker, the problem arises— This General Assembly has mandated, for example, that children who come to school with weapons, children who attempt to kill someone in school are subject to expulsion, removal from that

school environment. There is an exception for children who are socially and emotionally disabled, and in fact, if the reason for that behavior was part of their disability, there is an exemption for that. Congress has recognized that this has created a serious problem, a hazard to other children in the school, and has provided for an expedited procedure for removing those children as a hazard to the other children. What this legislation does is it imposes a duty on the school directors to use the procedures that Congress has created for an expedited removal.

The other children should not be guinea pigs. We think when we send our children to school, we are sending them actually to a safer environment, but in fact, if you have children in that school who have an emotional condition which makes them a ticking time bomb, they are in a less safe environment.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

So it is your understanding that this is not going to be in conflict with any regulations, both State or Federal, dealing with education for special-needs students?

Mr. BUTKOVITZ. This is going to impose a duty on school directors to use the procedures that are available to them now under Federal law to protect children.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

Maybe the chairman of the Education Committee would stand for just a brief question on this.

The SPEAKER. Mr. Stairs indicates he will. You may begin.

Mr. LESCOVITZ. Again the same question, Mr. Speaker. Just one of my concerns is, this sets up an alternative education program for special-needs students, and my question again, is it now going to be in conflict, is this law going to conflict with any Federal or State regulations with providing education for special-needs students?

Mr. STAIRS. Thank you, Mr. Speaker.

You ask me a very good question, and, sir, this is a concern that troubles many school personnel. The students in the special classrooms, everything goes well unless there is a problem, and of course, when there is a problem that arises, a disciplinary problem, how do we deal with the special education students? My feeling is that, Mr. Speaker, this will not make any more difficulty than is already there, although it is very unclear with the IDEA (Individuals with Disabilities Education Act) legislation and what we can do and what we cannot do. Unfortunately, we cannot treat these students in special education like we would the regular classroom students. They are protected by the law, so it does present some concerns.

I do not feel this legislation will make it more difficult or more possible to operate when a student who is in special classes is a disciplinary problem, but we must adhere to the Federal guidelines and to the Federal rules, and I believe this legislation will allow that to happen.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

Mr. Speaker, since we were told by the chairman of the Education Committee and the maker of the amendment it does not affect the Federal or State regulations dealing with special-needs students, what I am going to do then for now is ask our chairmen of the Education Committee on the Democratic side and on the Republican side to take a better look at this once we pass it and consider talking to members from the Department of Education to ensure that it does not conflict with the regulations, both State or Federal, with special-needs students. Thank you, Mr. Speaker.

The SPEAKER. Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

Will the maker of the amendment stand for brief interrogation?

The SPEAKER. Mr. Vitali, actually we are on final passage.

Mr. VITALI. The maker, the prime sponsor, of the bill.

The SPEAKER. Miss Orié.

Mr. VITALI. Thank you, Mr. Speaker.

Mr. Speaker, this concept seems very sound and difficult to argue with, but maybe you could help me out with a few thoughts that occurred to me.

I represent the Haverford and the Radnor Township School Districts, relatively safe school districts, not really a lot of problems. Why would a school district like mine, why should that be mandated to develop a plan if things are going well?

Miss ORIE. I think clearly one of the impetuses behind this legislation is you can see across the nation these incidences occurring in areas where people think they have had safe schools. It is to ensure that there is something in place to deal with these issues of violence so that the school district is prepared, and it also opens the door to have the medical community, social services, as well as law enforcement involved with the schools to address this issue where it is not being done anywhere in Pennsylvania at this point in time.

Mr. VITALI. I guess my concern is, if we are trying to prevent or deal more effectively with the Colorado incident, I mean, should that not be something that police departments and other emergency service agencies should be directed to do? I am just concerned that we talk so much about unfunded mandates and you have relatively safe school districts, is this not just another unfunded mandate for school districts that may feel they have their situation under control?

Miss ORIE. I would like to clarify, this is not an unfunded mandate, that the fiscal note indicates there is really no cost to the school districts.

In addition to that, under Representative Harhart's legislation that appropriated moneys, moneys could be used for any of the minor costs that are incurred as a result of developing these school violence prevention plans.

And lastly, I would like to also emphasize that this has been endorsed by the Pennsylvania School Boards Association, the PSEA (Pennsylvania State Education Association), the Pennsylvania District Attorneys Association, the Pennsylvania State Police, because it is a mechanism that has a multidisciplinary approach that allows the experts to come into the schools so that when a situation occurs, the school districts are quick to deal with this and that we are not at a loss and that there is something in place.

And I think, you know, one of the things I want to emphasize with you is, although the possibility whether or not you perceive your school district or any of the other 501 school districts as safe environments, I think the possibility is there, and I think we have seen that in every incident we have read about over the past 2 years.

Mr. VITALI. Thank you, Mr. Speaker.

The SPEAKER. Mr. Vitali, do you have further remarks? The Chair thanks the gentleman.

Mr. Stairs.

Mr. STAIRS. Thank you, Mr. Speaker.

As we close the remarks on this legislation, I certainly hope that my colleagues will vote for this safe-school act.

In the last several weeks, we have adopted several bills, and this will be a continuation of the activity upon the House of Representatives to make our schools safer. And I might add that in the weeks to come, before we recess for the summer, I am hopeful that several other pieces of legislation out of the Education Committee can also be considered to make our schools safer. I think public opinion polls show that the number one concern of the parents, the students, and everybody is safety in our schools, and then second, the academic achievement, but we have to have safe schools, and this bill is very, very important for the reason that it is prevention.

I would have to say very enthusiastically that even though there are some costs here, very minor costs, it is always cheaper to use preventive measures and to prevent problems before they occur by good planning and good thought processes than after the fact — after the fact — maybe a disaster like in Colorado or other disasters that affected schools. So this is the best way to spend money, and it is prevention.

And also, just last week in the budget we set aside money for school districts to get financial assistance if they want to go above and beyond spending that would be prudent for their district.

So, Mr. Speaker, this is one of several bills that this body is proceeding with, to passing, to make our schools safer, and I would hope that we could all support this very important legislation that Representative Orié is offering today. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Preston.

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

I am also happy that this legislation is finally passing, and especially coming from the city of Pittsburgh, because we currently do have, as a governmental subunit, do have a police force and a security force in hand. For years we have been raising our voices of saying the day is coming, and it is unfortunate that this had to happen in somebody else's backyard, because we have been having this problem and we have had to deal with emergency preparedness.

It is always amazing to me that sometimes within our school systems we hire landscape architects to protect our kids so that they do not have any form of toxic plants around. We have other people who plan and look at our windows, in the bathrooms, the way the steps are made, or whatever it is to be able to make sure that our children are adequately safe. But those of us who have been in an urban area unfortunately have been neglected, and it is really unfortunate that it is happening in some of the other areas. But finally, maybe those of us who have been complaining and reaching and asking for help, now it looks like that we are going to be able to have that help because it is happening in your backyards. Sometimes we do not listen to the people who are having the problem and are raising the issue until it happens to us. A lot of things, if we had listened a long time ago, might have been prevented.

I am really happy to be able to see this piece of legislation. I think in the long run, it will be good for the city of Pittsburgh, and I encourage the members to support the bill.

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—195

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Evans	Horse	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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.

STATEMENT BY MR. ROONEY

The SPEAKER. The Chair will suspend at this moment and recognize the gentleman, Mr. Rooney.

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

Mr. Speaker, I rise under unanimous consent.

Today we have had the opportunity to consider three important pieces of legislation -- HB 172, which we just passed; Representative Wogan's bill and Representative Kenney's bill earlier in the day -- and I have supported all those bills because I believe they are in the best interests of Pennsylvania's children.

But, Mr. Speaker, I rise at this point to request in the most humble and sincere way that I can that those of us on both sides of the aisle who believe that we will never, ever solve the school violence problem in this State or in this nation until we have the ability to address reasonable and rational proposals to diminish children's access to firearms, until, Mr. Speaker, we have such an opportunity here in Pennsylvania to have a thorough, thoughtful, high-minded debate on ways that we can save lives through reasonable and rational restrictions on children's access to firearms, until such time, all of our efforts, all of our good, well-intended efforts will only be half successful if we allow the types of occurrences to continue in our midst when we have the ability to control and save some lives.

So, Mr. Speaker, I just, you know, again respectfully implore those individuals in this chamber who have the ability to allow us in a high-minded way to consider some of these thoughtful proposals to do so and let us do so before we have to face and understand the kinds of consequences our brothers and sisters in Colorado did a few short weeks ago. Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 963, PN 1446**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

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

The gentleman withdraws his amendment.

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-195

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

NAYS-0

NOT VOTING-0

EXCUSED-7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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.

SUPPLEMENTAL CALENDAR D

RESOLUTION PURSUANT TO RULE 35

Mr. CLYMER called up HR 191, PN 1805, entitled:

A Resolution declaring May 1999 as "Litter Control Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

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

NAYS-0

NOT VOTING-0

EXCUSED--7

Evans	Horsley	Saylor	Williams
Gigliotti	Ramos	Travaglio	

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

COMMERCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING

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

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call a meeting of the House Commerce Committee at the rear of the House at the break, Mr. Speaker; a meeting, brief meeting. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Tomorrow is a nonvoting day. There will be no further votes taken today other than those in the nature of homework here.

Members, once again I would ask you to close down your respective computers.

SENATE MESSAGE

REPORT OF COMMITTEE OF CONFERENCE ADOPTED BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has adopted the Report of the Committee of Conference on the subject of the differences existing between the two Houses on **SB 557, PN 1101**.

BILL SIGNED BY SPEAKER

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

SB 557, PN 1101

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled Tax Reform Code of 1971, revising and adopting sales and use tax provisions on processing exclusions, credit sales and bad debt sales; revising personal income tax provisions on small corporations; expanding eligibility for special poverty provisions; revising estimated tax declarations; eliminating Lottery Fund transfers; revising corporate net income tax provisions on nonprofit organizations, net loss deductions and apportionment of business income; revising capital stock franchise tax provisions to reduce the rate of taxation, reduce the minimum tax, and further provide for capital stock franchise tax exemptions, exclusions and proceeds; eliminating the utilities gross receipts tax on natural gas; making omnibus amendments to the public utility realty tax; providing for a tax credit for coal waste removal and ultraclean fuels; further providing for malt beverage tax credits; further providing for the rate of taxation for the Public Transportation Assistance Fund; further providing for estimated tax, for payment of harness and thoroughbred racing taxes and for corporate tax treatment of automobile clubs; and making a repeal.

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

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 365, PN 1115 (Amended)

By Rep. BUNT

An Act providing for the Northeast Interstate Dairy Compact and for its implementation.

AGRICULTURE AND RURAL AFFAIRS.

The SPEAKER. Does the gentleman, Mr. DeWeese, have any further business?

Any corrections to the record? Reports of committees?

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that SB 504 be taken from the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that SB 504 be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman from Somerset, Dr. Bastian.

Mr. BASTIAN. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 12, 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 4:55 p.m., e.d.t., the House adjourned.