

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, APRIL 15, 1986

SESSION OF 1986

170TH OF THE GENERAL ASSEMBLY

No. 23

SENATE

TUESDAY, April 15, 1986.

The Senate met at 1:00 p.m., Eastern Standard Time.

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

PRAYER

The following prayer was offered by the Secretary of the Senate, Hon. MARK R. CORRIGAN:

Lord, guide all those to whom is committed the government of this Commonwealth. Give them wisdom and self-control that they may consider all questions calmly in their deliberations and act wisely and promptly in upholding what is right. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of April 14, 1986.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator STAUFFER, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NONCONCURRENCE IN AMENDMENTS TO HB 383, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives informed the Senate that the House insists upon its nonconcurrence in Senate amendments to **HB 383**, and has appointed Messrs. PIEVSKY, W. STEWART and McCLATCHY as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

GENERAL COMMUNICATIONS

JOB TRAINING PARTNERSHIP ACT PLANS

The PRESIDENT pro tempore laid before the Senate the following communications, which were read by the Clerk as follows:

MONROE COUNTY JOB TRAINING
PARTNERSHIP ACT
Monroe County Courthouse
Stroudsburg, PA 18360

March 3, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Sir:

Enclosed please find copies of the following Public Notices which the Pennsylvania Department of Labor and Industry requested that we submit to your office:

1. Master Plan for Program Year 1986/1987
2. Program Year 1986 Title II-A Adult, Youth and Older Workers Plan

If we can provide any additional information please feel free to contact our office at your convenience.

Sincerely,

MR. JOHN A. CASELLA
Pocono Counties SDA #15
Chief Planner

The PRESIDENT pro tempore. This communication will be filed in the Library.

LANCASTER COUNTY EMPLOYMENT
AND TRAINING AGENCY
34 South Duke Street
P. O. Box 3480
Lancaster, PA 17603-1881

March 6, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Mr. President:

The County of Lancaster on behalf of the Lancaster Employment and Training Agency (LETA), the administrative entity and grant recipient for Job Training Partnership Act (JTPA) funds for Lancaster County has applied to the Pennsylvania Department of Labor and Industry for \$1,138,346 in JTPA Title IIA funds for the period July 1, 1986 to June 30, 1987. These funds will be used to assist residents who are economically disadvantaged or face other serious barriers to employment to secure employment.

A copy of this plan is available from LETA, 34 South Duke Street, Lancaster, Pennsylvania, zip code 17603.

Sincerely,
J. THOMAS MYERS
Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

PRIVATE INDUSTRY COUNCIL
OF PHILADELPHIA, INC.
One Penn Center at Suburban Station
1617 John F. Kennedy Boulevard
Suite 1300
Philadelphia, PA 19103

March 14, 1986

Hon. Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

The Annual Contract for the delivery of services during Program Year 1985-1986 (July 1, 1985 to June 30, 1986) under the Job Training Partnership Act (JTPA) for the Service Delivery Area (SDA) encompassing the County of Philadelphia, Pennsylvania, is currently being modified.

The Annual Contract serves as the Private Industry Council, Inc./City Agreement with the Pennsylvania Department of Labor and Industry to administer funds allocated under JTPA.

This modification incorporates Title IIA carryover funds of \$2,193,272 from the 1984-1985 Program Years to increase total funding level to \$14,761,874. It also changes the percentage of funds expended for youth from 40% to 33%.

It is the intention of the Philadelphia SDA to minimally serve 7,000 in the Adult and Youth Grant and 550 in the Older Worker grant. The SDA will target its services, ranging from basic education to skills training to job placement for groups as their incidence in the City's economically disadvantaged population dictates.

Copies of the modification are available at the Private Industry Council, Inc., 1300 One Penn Center, 1617 JFK Boulevard, Philadelphia, PA, between the hours of 9:00 A.M. and 4:00 P.M., Monday through Friday.

Sincerely,
DAVID W. LACEY
President & CEO

The PRESIDENT pro tempore. This communication will be filed in the Library.

PRIVATE INDUSTRY COUNCIL
OF PHILADELPHIA, INC.
One Penn Center at Suburban Station
1617 John F. Kennedy Boulevard
Suite 1300
Philadelphia, PA 19103

March 14, 1986

Hon. Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

The Master Plan for the delivery of services during Program Years 1986-1987 (July 1, 1986 to June 30, 1988) under the Job Training Partnership Act (JTPA) for the Service Delivery Area (SDA) encompassing the County of Philadelphia, Pennsylvania, is currently being prepared.

The Master Plan will be effective through to June 30, 1988 coinciding with the term of the governor's Coordination and Special Service Plan. It will serve as the Private Industry Council of Philadelphia Inc./City Agreement with the Pennsylvania Department of Labor and Industry outlining administrative systems, program goals and priorities.

It is the intention of the Philadelphia Service Delivery Area to minimally serve 5,000 in the Adult and Youth grant and 33 in Older Worker grant. The SDA will target its services, ranging from basic education to skills training to job placement for groups as their incidence in the City's economically disadvantaged population dictates. The revised national performance standards will serve as initial goals for the SDA. Programatically, activities will be similar to those of the current Program Year as described in the Master Plan for 1984-1985.

Copies of the projected Plan are available at the Private Industry Council, 1300 One Penn Center, 1617 JFK Boulevard, Philadelphia, PA, between the hours of 9:00 A.M. and 4:00 P.M., Monday through Friday.

Sincerely,
DAVID W. LACEY
President & CEO

The PRESIDENT pro tempore. This communication will be filed in the Library.

PRIVATE INDUSTRY COUNCIL
OF PHILADELPHIA, INC.
One Penn Center at Suburban Station
1617 John F. Kennedy Boulevard
Suite 1300
Philadelphia, PA 19103

March 31, 1986

Hon. Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

The Annual Contract of the Summer Youth Employment and Training Program (SYETP) for the delivery of services during the 1986 Summer Program Year (October 1, 1985 to September 30, 1986) under the Job Training Partnership Act (JTPA) for the Service Delivery Area (SDA) encompassing the County of Philadelphia, Pennsylvania is currently being modified.

The Annual Contract serves as the Private Industry Council of Philadelphia, Inc./City agreement with the Pennsylvania Department of Labor and Industry to administer funds allocated under JTPA.

This modification is for funds totaling \$5,829,372 for the 1986 Summer Program Year.

It is the intention of the Philadelphia SDA to minimally serve 11,023 economically disadvantage youth ages 14 through 21 years of age. The SDA will provide services ranging from classroom training to work experience.

Copies of the modification are available at the Private Industry Council of Philadelphia, Inc., 1300 One Penn Center, 1617 JFK Boulevard, Philadelphia, PA, between the hours of 9:00 A.M. and 4:00 P.M., Monday through Friday.

Sincerely,
DAVID W. LACEY
President & CEO

The PRESIDENT pro tempore. This communication will be filed in the Library.

WASHINGTON GREENE COUNTY
JOB TRAINING AGENCY
Room 302
Court House Square
Washington, PA 15301

March 31, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

The Washington Greene County Job Training Agency acting as the administrative entity and grant recipient for funds under the Job Training Partnership Act in the counties of Washington and Greene has prepared and made available for review the Annual Contracts and the Master Plan required under the Act. WGCJTA is prepared to provide a complete copy of the Annual Contract and Master Plan should the Senate of the Commonwealth of Pennsylvania request a copy.

Provided you have any questions concerning this matter, please feel free to contact me at (412) 228-6870.

Sincerely,
DAVID P. SUSKI
Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

NORTH CENTRAL PENNSYLVANIA REGIONAL
PLANNING AND DEVELOPMENT COMMISSION
651 Montmorenci Ave.
P. O. Box 488
Ridgway, PA 15853

April 2, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

North Central Pennsylvania Regional Planning and Development Commission as the Administrative Entity for the Six County Service Delivery Area, is in the process of submitting to the Department of Labor and Industry, Commonwealth of Pennsylvania, Annual Contracts for Adult and Youth, and Older Worker under Title II-A of the Job Training Partnership Act (Public Law 97-300).

The Six County Service Delivery Area, which serves the counties of Cameron, Clearfield, Elk, Jefferson, McKean and Potter, will utilize the \$2,031,590 allocation for Adult and Youth and the \$55,065 allocated for Older Workers, to establish programs to prepare youth and unskilled adults for entry into the labor force, and to afford job training to those economically disadvantaged

individuals and other individuals facing serious barriers to employment, who are in special need of such training to obtain productive employment.

The Annual Contracts for Title II-A Adult and Youth, and Older Worker, will cover the twelve month period from July 1, 1986 to June 30, 1987. Copies of these contracts are available for review upon request by contacting North Central Pennsylvania Regional Planning and Development Commission, office of JTPA, at the above address or by calling (814) 772-3992.

Sincerely,
RONALD W. KULECK
Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

BEAVER COUNTY JOB TRAINING
PARTNERSHIP AGENCY
699 Fifth Street
Beaver, PA 15009-9986

April 7, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Honorable Jubelirer:

The Board of Beaver County Commissioners and the Job Training Partnership Private Industry Council will jointly submit an annual plan for Job Training Partnership Act Title II-A funds for the period of July 1, 1986 through June 30, 1987. Copies are available by writing or calling this office.

Very truly yours,
ANN B. MIZER
Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

THE SCRANTON-LACKAWANNA
HUMAN DEVELOPMENT AGENCY, INC.
200 Adams Avenue
Scranton, PA 18503

April 9, 1986

The Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Senator Jubelirer:

Please be advised that the Lackawanna County Service Delivery Area has submitted its Program Year 1986 Job Training Partnership Act (JTPA) Title II-A Annual Contract for Adult, Youth and Older Worker to the Pennsylvania Department of Labor and Industry. This contract is available for your review upon request.

Should you require a copy of this document, please feel free to contact me at your convenience.

Sincerely,
FRED F. LETTIERI
Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

CHESTER COUNTY OFFICE OF
ECONOMIC DEVELOPMENT
117-123 W. Gay Street
West Chester, PA 19380

April 10, 1986

The Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Sir:

Pursuant to Section 105 of the Job Training Partnership Act, please be advised that Chester County's Annual Contract for Program Year 1986 Title II-A Adult and Youth Programs and Older Worker Programs and Chester County's 1986 Summer Youth Employment and Training Program plan are available for your review.

You may request a copy of these documents by contacting me at the above address and phone number.

Sincerely,

JOHN ABNET
Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

ERIE LABOR MARKET
PRIVATE INDUSTRY COUNCIL
33 East Eighth Street
Erie, PA 16501

April 10, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Mr. Jubelirer:

Enclosed is a copy of the legal notice that will be published in the April 11, 1986 issue of the Erie Daily Times and the Erie Morning News regarding the Annual Contract for Program Year 1986 for the Erie County Service Delivery Area.

As stated in the legal notice this contract is available for review in the Private Industry Council office at 33 East Eighth Street, Erie, PA.

Sincerely,

MAX D. GILL
Acting Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

YORK COUNTY OFFICE OF
EMPLOYMENT AND TRAINING
118 Pleasant Acres Road
York, PA 17402

April 10, 1986

Honorable Robert C. Jubelirer
President Pro Tempore
Senate of Pennsylvania
Main Capitol Building
Harrisburg, PA 17120

Dear Mr. Jubelirer:

Please be informed that the York County Board of Commissioners and the York County Private Industry Council, through

the York County Office of Employment and Training have submitted an Annual Plan Summary to the Pennsylvania Department of Labor and Industry for utilization of Job Training Partnership Act funds in the amount of \$1,705,194. The funding period will be July 1, 1986 to June 30, 1987.

The purpose of the Plan is to provide employment and training activities that will prepare youth and unskilled adults for entry into the labor force.

The York County Service Delivery Area will strive to service those individuals in York County who are economically disadvantaged and the following targeted groups designated in the Governor's Coordination and Special Services Plan:

- Physically and Mentally Handicapped
- General Assistance or Welfare Recipients
- Dislocated Workers
- Displaced Homemakers

The activities that will be supported with funds from the Grant will include:

- Basic Skills and Pre-Entry Level Training
- Occupational Skill Training
- Youth Programs
- On-the-Job Training
- Advanced Technology
- Older Workers Program
- Up-Grade Training Programs
- Retraining Programs

Copies of the Plan will be available for examination at the York County Office of Employment and Training after April 11, 1986.

Should you have the need for additional information, please feel free to contact this office.

Sincerely,

ANTHONY GILLESPIE
Executive Director

The PRESIDENT pro tempore. This communication will be filed in the Library.

APPOINTMENT OF MEMBERS TO THE PRIVATE PRISON TASK FORCE PURSUANT TO ACT 19

The PRESIDENT pro tempore. The Chair wishes to announce he has appointed the following Senators to serve as members of the Private Prison Task Force pursuant to provisions of the Private Prison Moratorium Law (Act 19):

The gentleman from Montgomery, Senator Stewart J. Greenleaf, Co-Chairman; the gentleman from Lebanon, Senator David J. Brightbill and the gentleman from Berks, Senator Michael A. O'Pake.

BILL SIGNED

The PRESIDENT pro tempore (Robert C. Jubelirer) in the presence of the Senate signed the following bill:

HB 452.

REPORTS FROM COMMITTEES

Senator SHAFFER, from the Committee on Community and Economic Development, reported the following bills:

SB 1411 (Pr. No. 2028) (Amended)

An Act creating a grant program to promote local development; and making an appropriation.

SB 1412 (Pr. No. 1923)

An Act amending the act of December 20, 1985 (P. L. 483, No. 113), entitled "Tax-Exempt Bond Allocation Act," further providing for selection of projects using county allocations.

SB 1460 (Pr. No. 1999)

An Act establishing a program within the Department of Commerce to provide technical and financial assistance to manufacturers to enable them to remain technologically competitive in their fields; providing funds for technology assessments and professional services, and loans for technological improvements; conducting technology information outreach; and making an appropriation.

SB 1461 (Pr. No. 2000)

An Act authorizing the Department of Community Affairs to reimburse municipalities containing enterprise zones for a proportion of taxes exempted by the municipalities on improvements to deteriorated property located within enterprise zones under municipal tax exemption programs established pursuant to the Local Economic Revitalization Tax Assistance Act and further providing that the payments so received by municipalities shall be used for community development projects and neighborhood services within the enterprise zones in which taxes are exempted.

SB 1462 (Pr. No. 2001)

An Act amending the act of November 29, 1967 (P. L. 636, No. 292), entitled "Neighborhood Assistance Act," further providing tax credits for investments made to rehabilitate, expand or improve buildings or land used by private companies which promote community and economic development.

SB 1463 (Pr. No. 2002)

An Act providing for the establishment of a fund, to be administered by the Department of Community Affairs, to reduce local matching requirements in economic and community development programs for financially disadvantaged municipalities; and providing a procedure for the operation of the fund.

SB 1464 (Pr. No. 2003)

An Act amending the act of July 2, 1984 (P. L. 555, No. 111), entitled "Small Business Incubators Act," further providing for grants, loans and loan guarantees; and removing provisions relating to guidelines and regulations.

SB 1465 (Pr. No. 2029) (Amended)

An Act amending the act of July 2, 1984 (P. L. 520, No. 105), entitled "Business Infrastructure Development Act," further providing for loans and grants and their requirements and conditions; and removing provisions relating to guidelines and regulations.

SB 1466 (Pr. No. 2030) (Amended)

An Act amending the act of July 2, 1984 (P. L. 545, No. 109), entitled "Capital Loan Fund Act," providing for export assistance loans; and removing provisions relating to guidelines.

SB 1467 (Pr. No. 2006)

An Act amending the act of July 2, 1984 (P. L. 568, No. 113), entitled "Employee-Ownership Assistance Program Act," further providing for technical assistance, financial assistance

and criteria for evaluating applications; providing for grants; and removing provisions relating to guidelines and regulations.

SB 1468 (Pr. No. 2007)

An Act establishing a program within the Department of Commerce to provide assistance to communities experiencing economic distress by providing grants for the development of long-term economic recovery strategies.

Senator WENGER, from the Committee on State Government, reported the following bills:

SB 1433 (Pr. No. 2027) (Amended)

A Joint Resolution ratifying the proposed amendment to the Constitution of the United States relating to compensation for services of Senators and Representatives.

HB 1813 (Pr. No. 2968)

An Act authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to convey to the City of Philadelphia a tract of land situate in the City of Philadelphia, Pennsylvania.

HB 2095 (Pr. No. 3279) (Amended)

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," conforming provisions for voting at the time the polls close; further providing for absentee ballots; and further providing for certain written statements relating to disability.

Senator SHUMAKER, from the Committee on Law and Justice, reported the following bill:

HB 843 (Pr. No. 3280) (Amended) (Rereported)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for offenses relating to alcohol; and making a repeal.

LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, I would request temporary Capitol leaves on behalf of the Members of the Committee on Labor and Industry. They are Senator Madigan, Senator Brightbill, Senator Peterson, Senator Wenger and Senator Corman.

The PRESIDENT pro tempore. Senator Loeper has requested temporary Capitol leaves for the Members of the Committee on Labor and Industry who are still meeting. They are Senator Madigan, Senator Brightbill, Senator Peterson, Senator Wenger and Senator Corman. The Chair hears no objection. Those leaves will be granted. I assume there will be Democratic Members of that committee as well.

Senator LINCOLN. Mr. President, we have Senator Lynch, Senator Bodack, Senator Rocks and Senator Musto who are at that committee meeting and I would request temporary Capitol leaves for those four individuals.

The PRESIDENT pro tempore. Senator Lincoln has requested temporary Capitol leaves for Senator Lynch, Senator Rocks, Senator Musto and Senator Bodack. The Chair hears no objection to those leaves and they will be granted.

CALENDAR

SENATE RESOLUTION NO. 148,
CALLED UP OUT OF ORDER

Senator STAUFFER, without objection, called up out of order, as a Special Order of Business, from page 6 of the Calendar, **Senate Resolution No. 148**, entitled:

A Resolution memorializing the Governor to proclaim June 21, 1986, as "Save American Industry and Jobs Day."

On the question,

Will the Senate adopt the resolution?

SENATE RESOLUTION NO. 148, ADOPTED

Senator STAUFFER. Mr. President, I move that the Senate do adopt Senate Resolution No. 148.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Senator STAUFFER and were as follows, viz:

YEAS—50

Andrezski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A majority of the Senators having voted "aye," the question was determined in the affirmative, and the resolution was adopted.

GUESTS OF SENATOR MICHAEL A.
O'PAKE PRESENTED TO SENATE

Senator O'PAKE. Mr. President, I would appreciate if the Chair would, once again, extend its warm welcome to some guests from Berks County who are in the gallery. They are Mrs. Bonnie Hannahoe, who is the Hospice Coordinator for St. Joseph's Hospital in Reading, and three students from Reading Central Catholic High School who are here on an educational field trip. They are Elizabeth Sullivan, Susan Hannahoe and Francine Scoboria.

The PRESIDENT pro tempore. Would those guests of Senator O'Pake please rise and the Senate will give you its usual warm welcome.

(Applause.)

GUESTS OF SENATOR JAMES A.
ROMANELLI PRESENTED TO SENATE

Senator ROMANELLI. Mr. President, seated in the gallery is a visitor from Pittsburgh, Miss Betty Noel, and with her is a friend from Camp Hill, Senator Hopper's district, Jane Myers.

The PRESIDENT pro tempore. Would those guests of Senator Romanelli please rise and we will be glad to give you our usual warm welcome.

(Applause.)

TRINITY HIGH SCHOOL
GIRLS' BASKETBALL TEAM
PRESENTED TO SENATE

Senator HOPPER. Mr. President and colleagues, we have with us today the Trinity High School Girls' Basketball Team. Trinity High School, of course, is located in Camp Hill. They have done an outstanding job. They won the AA Girls' State Championship by beating Bishop McCort from Johnstown 56-51 in the finals. Bishop McCort was the defending State Champions. Senator Singel said rub it in. We had the Altoona girls here and we thought it was only fitting to have our AA champions, the Trinity High School Shamrocks. They are here with their Athletic Director, James Hudson. Their coach was not able to make it today because of a prior commitment, but we are glad to have these girls here. Accompanying the team is Mrs. Tom Balaban, who is the mother of Rita Balaban, and Rita is co-captain with Meghan Finegan.

They had a record of 32-2 and Altoona had a record of 31-0, and we feel that if USA Today took a look at these girls, they would rank them up there with Altoona, Senator Jubelirer.

If these girls, Jim Hudson and Mrs. Balaban would stand, we would ask our colleagues to give them the usual warm, congratulatory applause that the Senate can do.

The PRESIDENT pro tempore. Would the Trinity Girls' Basketball Team and those who travel with the team please rise. We are delighted to extend to this great basketball team and these fine young ladies our warm welcome.

(Applause.)

The PRESIDENT pro tempore. If I am not mistaken, Senator, there is another First Team All-State player there, Rita Balaban.

Senator HOPPER. Right, Mr. President. Thank you folks. Rita has a scholarship to Providence College and she did make First Team All-State. That is quite an accomplishment. Rita, raise your hand so they can see who you are. That is the young lady. Congratulations.

The PRESIDENT pro tempore. They are a fine team, Senator.

Senator ZEMPRELLI. Mr. President, I am pleased to join with the gentleman from Cumberland, Senator Hopper, in welcoming the Trinity Shamrock Girls' Basketball AA State Champions, their coaches and, of course, the principal to the Senate. I want to extend congratulations for a very splendid

season and for a most satisfactory victory in the state finals against an outstanding competitor. I am particularly impressed with the poise, the courage and the cohesiveness this team has exhibited after their acclaimed star had fouled out in a game that was called to my attention; much like the citizens of Muddville when the great Casey struck out while at bat, there was a sense of despair among the Trinity hopefuls but they were certainly equal to the task.

Mr. President, I am doubly proud to stand here today and salute one of the captains of this great team who has set numerous basketball records at Trinity and has been honored for the second consecutive year as a member of the first team of the Associated Press All Star selections, Rita Balaban. This takes on an additional significance to me. As many of you know, I have been here for twenty-three years, and I started as a Member of the House. There was no finer person who worked for the House of Representatives than Thomas Balaban. I thought he was one tremendous lawyer, one tremendous Parliamentarian, and I was privileged to call him friend. His loss is something that many of us still sorrow. The fact that he has made so many contributions to this system will always be remembered. So, it is congratulations to Rita and her talented teammates from all of us. You are all very lovely young ladies, you are talented and we wish you well. Tom Balaban is smiling proudly upon you here today.

The PRESIDENT pro tempore. The Chair thanks the gentleman for his most appropriate remarks.

RECESS

Senator STAUFFER. Mr. President, I request a recess of the Senate until 2:45 p.m., for the purpose of holding a Republican caucus and a Democratic caucus.

The PRESIDENT pro tempore. Are there any objections? The Chair hears no objection, and declares a recess of the Senate until 2:45 p.m., Eastern Standard Time.

AFTER RECESS

The PRESIDENT pro tempore. The time of recess having elapsed, the Senate will be in order.

LEGISLATIVE LEAVE

Senator STAUFFER. Mr. President, I would ask for a legislative leave for the balance of today's Session for Senator Moore.

The PRESIDENT pro tempore. Senator Stauffer has requested a legislative leave of absence for Senator Moore. The Chair hears no objection. That leave will be granted.

CONSIDERATION OF CALENDAR RESUMED

REPORTS OF COMMITTEES OF CONFERENCE

BILLS OVER IN ORDER

SB 901 and 902 — Without objection, the bills were passed over in their order at the request of Senator STAUFFER.

BILL WHICH HOUSE HAS NONCONCURRED IN SENATE AMENDMENTS

BILL OVER IN ORDER

HB 1498 — Without objection, the bill was passed over in its order at the request of Senator STAUFFER.

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

BILL OVER IN ORDER

SB 776 — Without objection, the bill was passed over in its order at the request of Senator STAUFFER.

BILL LAID ON THE TABLE

SB 937 (Pr. No. 1996) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 11, 1947 (P. L. 538, No. 246), entitled "The Casualty and Surety Rate Regulatory Act," further providing for ratemaking.

Senator STAUFFER. Mr. President, I move that Senate Bill No. 937, Printer's No. 1996, be laid on the table.

The PRESIDING OFFICER (F. Joseph Loeper) in the Chair.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Senator STAUFFER and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A majority of the Senators having voted "aye," the question was determined in the affirmative.

The PRESIDING OFFICER. Senate Bill No. 937 will be laid on the table.

The PRESIDENT pro tempore (Robert C. Jubelirer) in the Chair.

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Peterson, Senator Wenger, Senator Corman, Senator Lynch, Senator Bodack, Senator Rocks and Senator Musto. Their temporary Capitol leaves will be cancelled.

LEGISLATIVE LEAVES

Senator LINCOLN. Mr. President, I would request temporary Capitol leaves for Senator Fumo, Senator Jones, Senator Ross and Senator Zemprelli.

The PRESIDENT pro tempore. Senator Lincoln has requested temporary Capitol leaves for Senator Fumo, Senator Ross, Senator Jones and Senator Zemprelli. The Chair hears no objection. Those leaves will be granted.

Senator LOEPER. Mr. President, I would request a temporary Capitol leave on behalf of Senator Salvatore who has been called to his office.

The PRESIDENT pro tempore. Senator Loeper has requested a temporary Capitol leave for Senator Salvatore. The Chair hears no objection. That leave will be granted.

CONSIDERATION OF CALENDAR RESUMED

THIRD CONSIDERATION CALENDAR

BILL OVER IN ORDER TEMPORARILY

SB 601 — Without objection, the bill was passed over in its order temporarily at the request of Senator STAUFFER.

BILL ON THIRD CONSIDERATION AMENDED

HB 772 (Pr. No. 872) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," further defining "club" and "golf course"; and regulating sales by privately-owned private golf courses.

Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

Senator STAUFFER, by unanimous consent, offered the following amendment:

Amend Title, page 1, line 17, by striking out "and" where it appears the second time

Amend Title, page 1, line 18, by removing the period after "courses" and inserting: ; and making an editorial change.

Amend Sec. 3 (Sec. 472), page 3, line 25, by striking out the bracket before "and"

Amend Sec. 3 (Sec. 472), page 3, line 25, by striking out "}]₂"

Amend Sec. 3 (Sec. 472), page 3, line 26, by striking out "and" and inserting: , not oftener than once in four years, to determine the will of the electors with respect to the granting of liquor licenses to

Amend Sec. 3 (Sec. 472), page 3, line 27, by inserting after "years," : to determine the will of the electors

Amend Sec. 3 (Sec. 472), page 3, line 29, by inserting after "years": , to determine the will of the electors

Amend Sec. 3 (Sec. 472), page 4, line 1, by inserting after "years": , to determine the will of the electors

Amend Sec. 3 (Sec. 472), page 6, line 9, by striking out the bracket before "and"

Amend Sec. 3 (Sec. 472), page 6, line 9, by striking out "}]₂"

Amend Sec. 3 (Sec. 472), page 9, line 9, by striking out "and" and inserting: , or liquor licenses shall be granted by the board to

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator STAUFFER.

BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 840 (Pr. No. 1957) — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for offenses relating to theft, fraudulent use and forgery of payment devices; and making editorial changes.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

SB 1008 (Pr. No. 1212) — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for anatomical gifts.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Zemprelli. His temporary Capitol leave will be cancelled.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Madigan. His temporary Capitol leave will be cancelled.

THIRD CONSIDERATION CALENDAR RESUMED

BILLS ON THIRD CONSIDERATION AMENDED

SB 1341 (Pr. No. 1955) — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing a statute of limitations regarding the institution of lawsuits against professional land surveyors and landscape architects.

Considered the third time,

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

Senator LEWIS, by unanimous consent, offered the following amendment:

Amend Sec. 3 (Sec. 5537), page 1, line 13, by striking out "12" and inserting: 21

Amend Sec. 3 (Sec. 5537), page 1, line 15, by striking out "12-year" and inserting: 21-year

Amend Sec. 3 (Sec. 5537), page 1, line 17, by striking out "six" and inserting: four

Amend Sec. 3 (Sec. 5537), page 2, line 1, by striking out "12-year" and inserting: 21-year

Amend Sec. 3 (Sec. 5537), page 2, line 2, by striking out "12" and inserting: 21

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

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator LEWIS.

SB 1346 (Pr. No. 1992) — The Senate proceeded to consideration of the bill, entitled:

An Act providing for identification of shopping carts, laundry carts, dairy cases, egg baskets, poultry boxes, bakery trays and bakery baskets and for their illegal use; providing a penalty for unlawful possession of shopping carts, laundry carts, dairy cases, egg baskets, poultry boxes, bakery trays and bakery baskets; requiring bills of lading when transporting dairy cases, egg baskets, poultry boxes, bakery trays and bakery baskets; providing criteria for the unlawful removal of dairy cases; providing for designation of owners of egg baskets and poultry boxes; providing for the unlawful removal of egg baskets and poultry boxes; providing criteria for the illegal use of shopping carts and laundry carts; providing for the effect of deposits; providing a penalty; and providing for the scope of this act.

Considered the third time,

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

Senator HELFRICK, by unanimous consent, offered the following amendment:

Amend Title, page 1, line 2, by inserting after "identification": , possession and unlawful use

Amend Title, page 1, lines 4 through 15, by striking out all of said lines and inserting: ; and providing a penalty.

Amend Table of Contents, page 1, lines 22 and 23, by striking out "Illegal use of dairy cases, egg baskets, poultry" in line 22, all of line 23 and inserting: Use of containers.

Amend Table of Contents, page 1, line 24; page 2, lines 1 and 2, by striking out ", dairy" in line 24, page 1; all of lines 1 and 2, page 2 and inserting: or containers.

Amend Table of Contents, page 2, lines 3 and 4, by striking out "dairy cases, egg baskets," in line 3, all of line 4 and inserting: containers;

Amend Table of Contents, page 2, lines 6 and 7, by striking out "dairy cases, bakery trays or" in line 6, all of line 7 and inserting: containers.

Amend Table of Contents, page 2, lines 8 through 10, by striking out all of said lines

Amend Table of Contents, page 2, line 11, by striking out "10" and inserting: 7

Amend Table of Contents, page 2, line 12, by striking out "11" and inserting: 8

Amend Table of Contents, page 2, line 13, by striking out "12" and inserting: 9

Amend Table of Contents, page 2, line 14, by striking out "13" and inserting: 10

Amend Table of Contents 14, page 2, line 15, by striking out "14" and inserting: 11

Amend Table of Contents, page 2, line 16, by striking out "15" and inserting: 12

Amend Sec. 2, page 3, by inserting between lines 3 and 4:

"Container." A bakery basket, bakery tray, dairy case, or egg basket or poultry box.

Amend Sec. 2, page 3, lines 8 and 9, by striking out all of said lines

Amend Sec. 3, page 4, lines 27 and 28, by striking out "Illegal use of dairy cases, egg baskets, poultry" in line 27, all of line 28 and inserting:

Use of containers.

(a) General rule.—A person owning shopping carts, laundry carts or containers may adopt and use a name or mark on the carts or containers.

(b) Prohibited uses.—

Amend Sec. 3, page 5, line 2, by inserting after "3": unless authorized to do so by the owner

Amend Sec. 4, page 5, lines 6 through 8, by striking out "dairy" in line 6, all of lines 7 and 8 and inserting: or containers.

Amend Sec. 4, page 5, lines 10 and 11, by striking out "dairy case, egg basket, poultry box, bakery tray or bakery basket" and inserting: or container

Amend Sec. 4, page 5, line 12, by inserting a period after "property"

Amend Sec. 4, page 5, lines 12 through 14, by striking out "and commits a summary offense and" in line 12 and all of lines 13 and 14

Amend Sec. 5, page 5, lines 15 and 16, by striking out "dairy cases, egg baskets," in line 15, all of line 16 and inserting: containers;

Amend Sec. 6, page 5, lines 24 and 25, by striking out "dairy cases, bakery trays or" in line 24, all of line 25 and inserting: containers.

Amend Sec. 6, page 5, lines 27 and 28, by striking out "dairy case, bakery tray or bakery basket to remove a dairy case, bakery tray or bakery basket" and inserting: container to remove it

Amend Sec. 6, page 5, line 29, by inserting after "any": processor, distributor or

Amend Sec. 6, page 6, line 1, by striking out "dairy case, bakery tray or bakery basket" and inserting: container

Amend Sec. 6, page 6, lines 5 and 6, by striking out "dairy case, bakery tray or bakery basket" and inserting: container

Amend Bill, page 6, lines 7 through 28, by striking out all of said lines

Amend Sec. 10, page 6, line 29, by striking out "10" and inserting: 7

Amend Sec. 10, page 7, lines 8 and 9, by striking out "or sign" and inserting: , name or mark

Amend Sec. 11, page 7, line 10, by striking out "11" and inserting: 8

Amend Sec. 11, page 7, lines 12 and 13, by striking out "any dairy case, egg basket, poultry box, bakery tray, bakery basket" and inserting: a container

Amend Sec. 12, page 7, line 15, by striking out "12" and inserting: 9

Amend Sec. 13, page 7, line 21, by striking out "13" and inserting: 10

Amend Sec. 13, page 7, lines 23 and 24, by striking out "dairy case, egg basket, poultry box, bakery tray, or bakery basket," and inserting: or container

Amend Sec. 13, page 7, lines 26 through 28, by striking out the comma after "care" where it appears the second time in line 26, all of line 27 and "basket," in line 28 and inserting: or container

Amend Sec. 13, page 7, lines 28 and 29, by striking out "case, tray, basket or box" and inserting: or container

Amend Sec. 14, page 8, line 1, by striking out "14" and inserting: 11

Amend Sec. 14, page 8, lines 2 and 3, by striking out "dairy case, egg basket, poultry box, bakery tray or bakery basket" and inserting: or container

Amend Sec. 15, page 8, line 6, by striking out "15" and inserting: 12

On the question,

Will the Senate agree to the amendment?

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Jones. Her temporary Capitol leave will be cancelled.

And the question recurring,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator HELFRICK.

BILL OVER IN ORDER

SB 1391 — Without objection, the bill was passed over in its order at the request of Senator STAUFFER.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 1395 (Pr. No. 1916) — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for indemnification for local agency employees in civil actions; and further providing for a local agency to purchase insurance.

Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

Senator CORMAN, by unanimous consent, offered the following amendment:

Amend Sec. 1 (Sec. 8564), page 10, by inserting between lines 10 and 11:

(s) Report to local agencies.—As a condition of doing business within this Commonwealth, an insurance company shall report quarterly to each of its insured local agencies the amount of every claim paid and all legal defense costs incurred pursuant to the respective policy of insurance issued to each such local agency.

(t) Records of local agencies.—A local agency shall maintain an accurate and concise record, numbered consecutively and indexed alphabetically, of every claim made and every lawsuit filed against it and its employees for damages without regard to the legal sufficiency of the claim or the cause of action. Every such record shall contain the following data:

(1) The name and post office address of the claimant or plaintiff and of his or her attorney.

(2) The date of the claim or lawsuit.

(3) A brief description of the claim or lawsuit.

(4) A copy of any written claim or legal complaint, if available.

(5) The amount of alleged damages.

(6) The final disposition of the claim or lawsuit by a local agency prior to referral to an insurance carrier and the amount of damages paid by the local agency from local funds or from a self-insurance reserve.

(7) Whether the claim or lawsuit is referred to an insurance carrier, including the name and address of the insurance carrier, the policy number, and the date of referral.

(8) The disposition of the claim or lawsuit by the insurance carrier.

(9) The amount of damages paid on behalf of a local agency by an insurance carrier pursuant to a contract or policy of liability insurance and the total legal costs incurred in defense of said claim or lawsuit.

(10) The date and the verdict of any trial or other legal proceeding.

(11) The date and the outcome of any appeal.

(12) The date a case is closed.

Worker's compensation claims are specifically excluded from the requirements of this subsection.

(u) Report from local agencies.—On or before February 15 each local agency shall submit an annual report of all records, including records closed within the preceding calendar year, to the Department of Community Affairs. The report required by this section shall be in a form prescribed and furnished by the Department of Community Affairs and shall contain a summary of all the data maintained by a local agency pursuant to this section. On or before June 1, the Department of Community Affairs shall compile an annual summary of the reports required to be filed by this section.

Amend Bill, page 10, by inserting between lines 24 and 25:

Section 4. Section 8564(s), (t) and (u) shall be applicable notwithstanding any inconsistent provision of any law or regulation to the contrary.

Amend Sec. 4, page 10, line 26, by striking out "4" and inserting: 5

On the question,

Will the Senate agree to the amendment?

Senator CORMAN. Mr. President, the purpose of this amendment is to provide information to the municipalities of the Commonwealth of Pennsylvania which heretofore have expressed a lack of knowledge of what claims have, in fact, been paid on their behalf and what expenses insurance companies have in providing liability insurance for the various municipalities in the Commonwealth. I think, as everyone in this Chamber is well knowledgeable of the fact, that currently municipalities are having difficulty getting liability insurance and some of the reasons are known but a good many of them are not truly known. The purpose of this amendment is to require the insurance companies once a year to inform each municipality they happen to insure of the amount of money spent on behalf of that municipality, either in payment of a claim or for legal defense used in defending a claim. Once a year those same municipalities would then inform the Department of Community Affairs of the various aspects of the claims so the Department of Community Affairs may amass that information to develop plans for assisting the various municipalities in becoming better risk managers. In some cases maybe the municipalities do have more claims than are necessary, if they would better examine their mission and what they are doing, and that is the purpose of this, to help better understand the issue and maybe come up with easier obtainable insurance at a more equitable price.

Senator O'PAKE. Mr. President, as the prime sponsor of this legislation, I oppose this amendment. First of all, let us examine what the amendment actually does. I think this is very important because we are going to have to be held accountable for what we are doing here to every city, to every borough, to every township, to every local elected government official at the school board level, borough and every township secretary. What the amendment of the gentleman from Centre, Senator Corman, proposes to do is to require every

local government to maintain precise records of every claim and every lawsuit filed against them and to report this annually to the Department of Community Affairs. The information required of your township secretary and your borough secretary, among others, would include the name of the claimant and his attorney, the amount of damages alleged, whether or not it was referred to the municipality's insurance carrier, whether or not the carrier paid it, the date the claim was appealed if there was an appeal, the date the case was closed, and on and on ad infinitum. In addition, every insurance company would be required to report every quarter to the municipalities telling them which claims were paid and the amount, including all legal defense costs. The reason given by my colleague, the gentleman from Centre, Senator Corman, in support of this bill is that the Local Government Commission wants some data. They want to study whether or not there is a crisis in the insurance field for municipalities. I do not think we need this data. If you have been talking to your local elected government officials you know there is a real crisis. Many public-spirited citizens are unwilling to serve, some of them are resigning because they do not want to be personally liable for an insurance problem of the municipality, unavailability of insurance and the cost of insurance. As a matter of fact, the Local Government Commission, which is now ostensibly asking for this amendment, has said that Pennsylvania's Tort Claims Act eliminates "even the possibility that suits against local government are the cause of the problem." In other words, there is immunity out there for local government officials. Despite that, they are having problems getting insurance.

This is not an answer to the problem, this is bureaucratic overkill. This is imposing layer upon layer of bookkeeping, accounting, reporting responsibilities, and local government officials have had it up to you know where. They do not want anymore paperwork. They do not want to file all of these reports. The fact of the matter is that the reason given for requiring this extra paperwork is really not a valid reason at all, because the Local Government Commission has said do not blame the Tort Claims Act for the problem, the way the act is worded eliminates even the possibility that suits against local governments are the cause of the problem. If you vote for the amendment of the gentleman from Centre, Senator Corman, you will have to be accountable to every local government official as to why in the name of solving the problem you have imposed even more responsibilities on our hard-working local government officials.

I respectfully suggest a "no" vote on this amendment. I think this amendment does not add anything that cannot be done in a less offensive way, and probably will result in the end of our effort to provide what this bill is all about, namely, pooling by local governments. Local governments can do the jobs themselves if given the opportunity and the legal authority to pool. New Jersey municipalities have saved in one year \$700,000 in premiums by pooling. This gives Pennsylvania local governments the same legal right. Do not kill this bill with this kind of kindness. The Local Government Commis-

sion does not need to make every local government official a bookkeeper, a record keeper, a data gatherer for the Local Government Commission. I urge a "no" vote on this amendment.

Senator CORMAN. Mr. President, last year the Local Government Commission held public hearings on the insurance plight that is faced by all the various municipalities in the Commonwealth of Pennsylvania and issued a report on some of the things they felt were important in order to try to assist these municipalities in obtaining insurance or, at least, understanding why they cannot get insurance and how they can better themselves to be in a position to buy insurance. That report was published, and all the units of local government were made knowledgeable of the recommendations of the Local Government Commission. To my knowledge, only one unit of local government, the Boroughs' Association, raised a question about the bookkeeping that would be required. After they discussed that issue with the Executive Director of the Local Government Commission, they indicated they had no problem with this particular amendment.

I cannot say to any of my colleagues there is not going to be some township or some borough somewhere that might not object to some record keeping. I think they would object more strenuously, however, as they currently are, to their inability to purchase insurance. The purpose of this is to assist local government. I believe most units of local government will cooperate willingly to help provide this information to gain a book of knowledge as to how we can get their understanding of the problem with their insurance which will help them to become better risk managers.

Senator LEWIS. Mr. President, having served as a Member and Chairman at one time of the Local Government Commission, together with many of my colleagues in this Body, I have the greatest amount of respect for the work they do, for the staff and for the efforts of those who serve on the commission, but this is one occasion—and it may well be the first I can recall—when I rise to oppose a request being made. In so doing, I embrace all of the comments made by the gentleman from Berks, Senator O'Pake, and add the following observations from my experience with regard to local government reporting requirements. For years we have required local government units to report to the Department of Community Affairs with regard to their statistical and actuarial experiences on their pension plans, and I can tell you that, even when we were able to gather the information, it was, at best, two or three years old and then, even under the most polite circumstances, incomplete because of the failure of many units of local government to respond. There is no doubt there is a crisis in availability of insurance in Pennsylvania and there is no doubt that our local government units are experiencing many hardships because of that. I, for one, was privileged to have the gentleman from Centre, Senator Corman, join with me in a public hearing in my district, which was not only testimony to his commitment to this issue, but I think also an opportunity for both of us to hear again firsthand from the people in the community what their sense of the

problem is all about. In so doing, I think we need to be keenly aware of the fact that the biggest problem with local government insurance availability is outside of the control or the parameters of effect of this state government. The problems are arising from federal civil rights litigation, from employee dismissal litigation being taken in the federal courts and from environmental litigation, again under the parameters of federal law. So, in addition to the reporting requirements being bureaucratic overkill, in addition to the experience we have had of the reluctance and failure of local governments to supply information at all or in any timely fashion—and I note there is no obligation or penalty for failure to supply information—I would further say, at best, the information once developed is going to show us only what we already know and that is to the extent that there is a litigation and award to plaintiff cause and effect relationship in the availability of insurance. It is occurring because of circumstances that are absolutely outside of our control.

As one footnote, I think it is important for us also to be aware of the fact that cost of insurance is foremost in the minds of our constituencies, and there should be none among us who for a moment believes the costs of complying with this bureaucratic proposal will not be passed right back on to the very people who now find it difficult, if not impossible, to pay the premium rates.

For all of those reasons, I would urge a negative vote on the amendment.

Senator STOUT. Mr. President, I rise to support the amendment offered by the gentleman from Centre, Senator Corman, to Senate Bill No. 1395. As a member of the Local Government Commission, I, likewise, participated in the hearings that were held concerning the insurance crisis in Pennsylvania. One of the most glaring things that came out of that hearing was the fact that most of the local municipalities had no knowledge whatsoever of claims their insurance carriers had paid in their behalf and only find out after the fact that the claims are settled. So part of this amendment offered by the gentleman from Centre, Senator Corman, would notify the local municipalities of the various claims the insurance carrier was paying and that information was very important to local townships and boroughs as they have to get a handle on the risk management.

I feel it is not an overburden. The forms that would be developed by the Department of Community Affairs would be so structured so if a municipality has no claims filed against it in the previous calendar year, it can simply mark that on the form and not have to go through the itemized areas of one through twelve that are covered in this amendment. I strongly feel this amendment is needed to help deal with the insurance crisis in Pennsylvania as it affects local government.

Senator RHOADES. Mr. President, I also rise to support the amendment offered by the gentleman from Centre, Senator Corman, because of the same thing. Look at the amendment and look at the bill. Why? Because the premiums have increased by almost 100 percent or maybe 200 percent.

We have municipalities throughout the Commonwealth who cannot obtain insurance and are running without it and, therefore, are facing a great personal liability to the municipality. The amendment offered by the gentleman from Centre, Senator Corman, will help define those risk management areas. If we do have a municipality that has had four or five incidents, at least it hopefully will be able to take the steps to reduce or eliminate those risks and, by that time, hopefully reduce its insurance premiums.

Secondly, the issue of claims, as was addressed by the gentleman from Washington, Senator Stout, is very true. Those that are settled the municipalities are never informed about. Those that are unsettled are settled out of court. Many times a municipality never knows, and then this is placed upon them as a responsibility and a liability which has forced their premiums to go higher.

The third thing is the statistics which we see are insurance industry statistics. Compared to what? We do not have that base. This amendment will give us that base and a verification.

Lastly, I say it is a responsibility to keep the rates as low as we possibly can. So we do two things. We compare locally to the insurance industry and draw a bottom line which will say here is the most effective method. This is how we keep our premiums low. This is how we reduce our risk management levels and this is how we serve our constituency.

Senator O'PAKE. Mr. President, we are being asked by local governments and municipalities throughout the Commonwealth to prescribe some medicine to a very, very serious illness. When we go back and tell these people who have complained to us that our prescription for their ills is to do more record keeping, to increase the cost of local government, to report back to DCA so a couple of years down the road they can compare and make some studies, I think we will be laughed at. Reference has been made by several colleagues on the floor to the work of the Local Government Commission. Let me quote from the report recommendations and summary of testimony of the Local Government Commission, November 1985, where they zero in on this question of unavailability or unaffordability of liability insurance. The argument was made that we have to do it because of all the lawsuits. I quote now from the Local Government Commission:

"No witness presented to the Commission any substantial data or evidence that civil lawsuits against Pennsylvania local governments have risen so dramatically in either frequency or size of claims to justify a conclusion that the accommodation of conflicting interests reached by the Legislature in 1978"—that is the Tort Claims Act—"are no longer viable. In fact, testimony presented to the Commission by major litigators of municipal tort cases and by experienced and active municipal solicitors indicates that the Act"—the Tort Claims Act—"stops most claimants who otherwise have suffered legitimate injuries dead in their tracks. Further, other testimony presented at the hearing and other information from local governments appears to indicate that the claims experience of Pennsylvania local governments is very low..."

"We do not judge whether the civil justice system generally has caused the current market phenomena, but can conclude that as far as the impact of tortious local government conduct in Pennsylvania is concerned, the Political Subdivision Tort Claims Act in its current form eliminates even the possibility that suits against local governments are the cause of the problem."

In other words, Mr. President, this amendment is not necessary to solve the problem at the local government level. As a matter of fact, legislation containing this amendment, which is being sold as a solution to the problem, is really a complication of the problem so far as local governments are concerned. There is no proven need for the amendment. Certainly, there is, as everybody understands, additional cost and burden and, yet, this is being prescribed by the gentleman from Centre, Senator Corman, as the medicine that is going to solve the problem. It will not solve the problem. It will exacerbate the problem. Once again I urge defeat of this amendment.

Senator RHOADES. Mr. President, one thing I would possibly want to add is the municipalities have not provided statistics because they have not kept statistics.

Secondly, if there is not any litigation by a municipality, there is not any need by them to report any litigation.

Thirdly, if the claims are low that are submitted to or by or against municipalities, then why do we have premium increases?

Senator LINCOLN. Mr. President, would the gentleman from Centre, Senator Corman, submit to a brief interrogation?

The PRESIDENT pro tempore. Will the gentleman from Centre, Senator Corman, permit himself to be interrogated?

Senator CORMAN. I will, Mr. President.

Senator LINCOLN. Mr. President, if this amendment is adopted by the Senate, does it then necessitate Senate Bill No. 1395, Printer's No. 1916, being recommitted to the Committee on Appropriations for a fiscal note?

Senator CORMAN. Mr. President, I can imagine it would. Certainly, I do not recognize any large or any expenditure of any significance of any money by any municipality or by the Commonwealth. Yes, I guess there would. There is record keeping on behalf of the Department of Community Affairs. I do not know for sure, but it might very well. There certainly would be a record keeping expense on the part of the Department of Community Affairs and, if that is sufficient to have it go to the Committee on Appropriations for a fiscal note, it might. I do not know.

Senator LINCOLN. Mr. President, I thank the gentleman.

Mr. President, I think the question as to whether the bill would then have to be recommitted for a fiscal note is one of paramount importance, because the bill itself faces several issues in an attempt to solve some of the very serious problems that our local governments are experiencing. I believe this amendment adds so little to the bill that it is really a waste of time to cause the problem of having it go to the Committee on

Appropriations and delay, for whatever period of time, final passage of the bill. It does not make sense in that the amendment would ask the insurance companies to report claims to local governments and then ask those same local governments to report that same information to someone else. I think from the debate it is clear there is a need for the insurance company to report the claims against the local government to them that I really do not see any need or sense in making that chain of reporting go any further. I think the amendment itself would be probably more proper in the form of a bill introduced on its own so as not to stop or impede the progress of this particular piece of legislation. For that reason, I would ask for a negative vote on the amendment.

Senator ZEMPRELLI. Mr. President, perhaps my remarks will be regarded by many as being extremely parochial. It does affect my district. I do not think there are too many, if any, districts in the Commonwealth that are having more municipal financing problems than those that have been beset by the loss of a principal industry in the Monongahela Valley and the general area of southwestern Pennsylvania.

Mr. President, this would impose such a tremendous burden on those communities that just now cannot bear anything, communities that do not have police forces, communities that do not have firemen, communities that are unable to hire employees who are rendering no service to anybody. I can guarantee you that I know of five municipalities that would not have the wherewithal to provide this information simply because they do not have the money to hire anybody to do it. Mr. President, if there was something that could come as a benefit from the imposition of these additional requirements of filing that have to do with insurance or the acquisition of insurance or anything other than a compilation of records that are meaningless in a statistic as to the meat of the problem, and that is how do we get insurance companies to carry coverage for municipalities and how do we try to understand this problem other than a compilation of records as to what has happened, I could then somehow, maybe, justify it. I make an urgent appeal that the time has come for us not to look for new and innovative means of imposing additional financial burdens upon our municipalities. We should be looking at the opportunity to relieve municipalities from this responsibility because as sure as I am standing here today, I know of five or six municipalities that will stand in default because the priority of service to the community is going to be one of fire protection, police protection and those kinds of services and not the idiocy of making reports as to accident claims. I would hope this message is understood for what it is worth and that this amendment will be rejected.

Senator KELLEY. Mr. President, after listening to the debate on this amendment, it appears to me that not only from what the gentleman from Allegheny says about encumbering more greatly the cost upon those municipalities already strangled by a financial despair but, additionally, we are moving away from finding out the information from those who immediately have it available, and that is the insurance companies themselves. It seems absolutely ridiculous to go

and try to gather this information from all the 2,600 municipal governments in this Commonwealth when those insurance companies doing business in the Commonwealth of Pennsylvania have it immediately, readily available. I could not think of anything so inconsistent as to not go get the source material where it is immediately available instead over the long run try to get it from the municipalities. We seem to be attempting to solve a crisis situation by going in a circuitous route. I would urge a negative vote.

Senator O'PAKE. Mr. President, something was just raised and I desire to interrogate the Majority Leader, the gentleman from Chester, Senator Stauffer.

The PRESIDENT pro tempore. Will the gentleman from Chester, Senator Stauffer, permit himself to be interrogated?

Senator STAUFFER. I will, Mr. President.

Senator O'PAKE. Mr. President, if this amendment goes in, will this have to go the Committee on Appropriations for a fiscal note?

Senator STAUFFER. Mr. President, may we be at ease just a moment?

The PRESIDENT pro tempore. The Senate will be at ease. (The Senate was at ease.)

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence on the floor of Senator Brightbill and Senator Fumo. Their temporary Capitol leaves are hereby and herewith cancelled.

And the question recurring,

Will the Senate agree to the amendment?

Senator STAUFFER. Mr. President, I would have no intention of moving this bill to the Committee on Appropriations. I do not believe that is necessary.

The PRESIDENT pro tempore. Senator O'Pake, I would remind you that this is your third time on the bill.

Senator O'PAKE. Mr. President, I would be concerned that since the Governor has declared an emergency and really undertaken some broad and extensive executive powers, I would hate to see this derailed in a committee because of this amendment.

The PRESIDENT pro tempore. Since you have raised that issue, I have to let the gentleman from Centre, Senator Corman, respond for the third time.

Senator CORMAN. Mr. President, I would like to go by the Rules and not speak three times but since the gentleman opposing did that I would like to only clarify one thing. Many people are making references to huge expenses on the part of the local municipalities. We are talking about them filling out a form once a year, that may have six entries in it, and returning it to the Department of Community Affairs. There is no great big financial burden placed upon any municipality and, hopefully, the Local Government Commission has drafted this to be of some assistance to them.

LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, Senator Armstrong has been called from the floor and I would request a temporary Capitol leave on his behalf. Also, Senator Shumaker has been called from the floor and I would request a temporary Capitol leave for him.

The PRESIDENT pro tempore. Senator Loeper has requested temporary Capitol leaves for Senator Armstrong and Senator Loeper. The Chair sees no objection. The leaves will be granted.

And the question recurring,
Will the Senate agree to the amendment?

The yeas and nays were required by Senator CORMAN and were as follows, viz:

YEAS—20

Armstrong	Early	Madigan	Shaffer
Bell	Greenleaf	Moore	Singel
Bodack	Helfrick	Peterson	Stauffer
Brightbill	Jubelirer	Rhoades	Stout
Corman	Lemmond	Salvatore	Wenger

NAYS—30

Andrezeski	Jones	Musto	Scanlon
Fisher	Kelley	O'Pake	Shumaker
Fumo	Kratzer	Pecora	Stapleton
Hankins	Lewis	Reibman	Tilghman
Hess	Lincoln	Rocks	Williams
Holl	Loeper	Romanelli	Wilt
Hopper	Lynch	Ross	Zemprelli
Howard	Mellow		

Less than a majority of the Senators having voted "aye," the question was determined in the negative.

And the question recurring,
Will the Senate agree to the bill on third consideration?
It was agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

LEGISLATIVE LEAVES CANCELLED

The PRESIDENT pro tempore. The Chair notes the presence of Senator Salvatore, Senator Armstrong and Senator Shumaker. Their temporary Capitol leaves will be cancelled.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger

Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate present said bill to the House of Representatives for concurrence.

BILL ON THIRD CONSIDERATION AMENDED

SB 1402 (Pr. No. 1917) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), entitled "The Insurance Company Law of 1921," requiring certain insurance companies to record and report their losses, expenses and other data with respect to municipal liability insurance; and further providing for penalties.

Considered the third time,

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

Senator HANKINS, by unanimous consent, offered the following amendment:

Amend Title, page 1, line 15, by striking out "MUNICIPAL"
Amend Sec. 1 (Sec. 321.1), page 5, line 19, by striking out "MUNICIPAL LIABILITY"
Amend Sec. 1 (Sec. 321.1), page 5, lines 27 through 30, by striking out all of said lines and inserting:

(b) Each report submitted pursuant to subsection (a) shall separately state the required information for each class of property or casualty insurance written by the insurer, including, but not limited to, the following categories of insurance:

- (1) Political subdivision liability insurance, reported separately for municipalities, school districts and authorities.
- (2) Liability insurance for purposes of section 497 of the act of April 12, 1951 (P.L.90, No.21), known as the "Liquor Code."
- (3) Day-care center liability insurance.
- (4) Errors and omissions liability insurance.
- (5) Officers and directors liability insurance reported separately for nonprofit entities and for-profit entities.
- (6) Product liability insurance.
- (7) Medical malpractice insurance.
- (8) Attorney malpractice insurance.
- (9) Architect and engineer malpractice insurance.
- (10) Nurse/midwives liability insurance.
- (11) Any other type of insurance deemed necessary by the commissioner.

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

Senator HANKINS. Mr. President, Senate Bill No. 1402 requires the insurance companies to give data to the Insurance Commissioner for municipal liability insurance. This amendment requires the companies to give data to the commissioner for nine other lines of insurance which would be municipal liability insurance, liability insurance for purposes of Dram Shop liability, nurses, et cetera.

And the question recurring,

Will the Senate agree to the amendment?

It was agreed to.

The PRESIDENT pro tempore. Senate Bill No. 1402 will go over, as amended.

GUESTS OF SENATOR JOHN J. SHUMAKER PRESENTED TO SENATE

Senator SHUMAKER. Mr. President, it is my pleasure to introduce to the Senate Brownie Troop No. 898 from Harrisburg who are with their leaders. They are led by Sarah Bell. I would ask that the Senate give them their usual, customary warm welcome.

The PRESIDENT pro tempore. Would those young guests of Senator Shumaker please rise so the Senate may give you a nice warm welcome.

(Applause.)

The PRESIDENT pro tempore. We are very happy to have you here.

THIRD CONSIDERATION CALENDAR RESUMED

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 1672 (Pr. No. 2131 — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 17, 1906 (P. L. 45, No. 11), entitled "An act to regulate the deposits of State funds, to prescribe the method of selecting State depositories, to limit the amount of State deposits, to provide for the security of such deposits, to fix the rate of interest thereon, to provide for the publication of monthly statements of moneys in the general and sinking funds, to declare it a misdemeanor to give or take anything of value for obtaining the same, and prescribing penalties for violations of this act," further providing for the time of the quarterly reports.

Considered the third time and agreed to,

On the question,

Shall the bill pass finally?

Senator KELLEY. Mr. President, I desire to interrogate the gentleman from Chester, the Majority Leader, Senator Stauffer.

The PRESIDENT pro tempore. Will the gentleman from Chester, Senator Stauffer, permit himself to be interrogated?

Senator STAUFFER. I will, Mr. President.

Senator KELLEY. Mr. President, would the gentleman explain the purpose of the bill?

Senator STAUFFER. Mr. President, the gentleman's question was what House Bill No. 1672 does. What it does is change the time for the reporting of certain data from the Treasurer to the Auditor General from the May, August, November and February months that are currently in law to the accepted quarters of state government operation of June, September, December and March.

Senator KELLEY. Mr. President, that explanation is very clear from the reading of the bill but my concern is that if we change it—particularly, I am thinking in terms of our consid-

eration of an annual budget for the Commonwealth—and if we make it that the date of the information being certified at the end of June, that is usually the H-hour for the budget, the latest time we would pass it, whereas the present language would be in May and we usually pass the budget in June, so it would seem to me the present quarterly months, particularly the month of May, that certification is and should remain as a great certifier of the accuracy of the dollar amount in deposits of the Commonwealth monies, that means the balancing off of the cash funds as opposed to those that have been issued that we will know more accurately to certify the surplus, if any, or the unencumbered monies. Therefore, it seems to me that changing this would make the accuracy of our determination on the budgetary process less certain. I wonder if the gentleman could comment on that regard?

Senator STAUFFER. Mr. President, I will be happy to. The issue the gentleman has raised does not relate to this legislation at all. First of all, I would like to point out to the gentleman that in December we in the Senate passed legislation by a vote of 49-0 doing exactly what this bill does here. This does not enter into our budget process. What this is is an agreement that has been worked out between the Office of the Treasurer and the Auditor General regarding the reporting of Commonwealth accounts, how much is in a particular account in a particular bank, the sharing of that information. It does not enter into the budgetary process and, therefore, the changing of those dates would not have the effect which the gentleman expressed concern.

Senator KELLEY. I thank the gentleman, Mr. President.

I guess I disagree. It seems to me that whenever we are making up a budget when we know the cash balances in determination of what our fiscal disposition of the Commonwealth resources are, it would be more helpful than not knowing it, and the present law, by getting that and knowing that at the end of May, certainly gives us a greater determination of accuracy of what those figures are and the fiscal health of the Commonwealth is during the month of June rather than waiting until the end of June. I have always had a great reliance on the gentleman from Chester, and if he can do it without knowledge so can I.

LEGISLATIVE LEAVE

Senator LOEPER. Mr. President, Senator Pecora has been called from the floor and I would ask for a temporary Capitol leave on his behalf.

The PRESIDENT pro tempore. Senator Loeper has requested a temporary Capitol leave for Senator Pecora. The Chair hears no objections. That leave will be granted.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel

Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

HB 1676 — Without objection, the bill was passed over in its order at the request of Senator STAUFFER.

SB 1037 TAKEN FROM THE TABLE

Senator STAUFFER. Mr. President, I move that Senate Bill No. 1037, Printer's No. 1706, be taken from the table and placed on the Calendar.

The motion was agreed to.

The PRESIDENT pro tempore. The bill will be placed on the Calendar.

SUPPLEMENTAL CALENDAR NO. 1

SB 1037 CALLED UP OUT OF ORDER

SB 1037 (Pr. No. 1706) — Without objection, the bill was called up out of order, from page 1, under Bill on Concurrence in House Amendments, by Senator STAUFFER, as a Special Order of Business.

SENATE AMENDS HOUSE AMENDMENTS

SB 1037 (Pr. No. 1706) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1921 (P. L. 789, No. 285), entitled, as amended, "The Insurance Department Act of one thousand nine hundred and twenty-one," continuing gender based rate classifications; and further providing for admitted assets.

MOTION TO SUSPEND RULES

Senator STAUFFER. Mr. President, I would move we suspend the Senate Rules in order that we may amend the House amendments to that legislation.

The PRESIDENT pro tempore. Senator Stauffer moves that Senate Rule XV be suspended so that the Senate may amend House amendments.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Senator STAUFFER and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Senator STAUFFER, by unanimous consent, offered the following Senate amendments to House amendments:

Amend Title, page 1, lines 12 through 14, by striking out "CONTINUING" in line 12, all of lines 13 and 14 and inserting: creating a task force to conduct a review of various factors used in determining automobile insurance premiums; further providing for admitted assets; and making an appropriation.

Amend Sec. 1 (Sec. 107), page 1, lines 20 through 22; page 2, lines 1 through 9, by striking out all of said lines on said pages and inserting:

Section 107. Task Force of Rating Factors Used in Determining Automobile Insurance Premiums.—(a) A Task Force is hereby established to conduct an in-depth study of automobile insurance rates and present to the General Assembly a detailed proposal and recommendations concerning various rating factors used in determining automobile insurance premiums.

(b) The Task Force shall consist of nine members. Three members shall be appointed by the Governor, three by the President Pro Tempore of the Senate and three by the Speaker of the House of Representatives. Each appointing authority shall appoint one male representative of consumers of automobile insurance, one female representative of consumers of automobile insurance and one individual with special skill, training and experience in the field of automobile insurance. At least one member appointed by the President Pro Tempore shall be recommended by the minority leader of the Senate and at least one member appointed by the Speaker of the House shall be recommended by the minority leader of the House. Members of the Task Force shall not be officers, officials or employees of the Commonwealth. Members of the Task Force shall not receive compensation, but may be reimbursed for actual and necessary expenses reasonably incurred in the deliberations of the Task Force.

(c) The Task Force shall constitute a legislative advisory committee assigned administratively to the Joint State Government Commission. The commission shall provide offices, staff, support, clerical assistance and administrative services to the Task Force.

(d) The Task Force shall contract for an independent professional evaluation of automobile insurance rating practices, which evaluation shall identify, analyze and compare various options for the rating of drivers, including recommendations regarding the use of gender as a factor and alternatives available to the use of existing rating factors and the economic impact upon consumers of such options. The Task Force shall develop criteria and specifications for the evaluation, publicly advertise a request for proposals and competitively select a contractor, with the approval of at least six members of the Task Force, from among responsive and responsible bidders. A final report from the con-

tractor shall be presented to the Task Force on the sixth day of January, one thousand nine hundred and eighty-seven.

(e) The Task Force shall review the final report of the contractor, conduct public hearings following receipt of the report and issue a final report of the recommendations of the Task Force not later than the first day of April, one thousand nine hundred and eighty-seven. The Task Force shall provide its final report and recommendations to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

Amend Bill, page 4, by inserting after line 30:

Section 3. The sum of \$125,000 is hereby appropriated to the Joint State Government Commission for use by the Task Force for the purposes set forth in section 1 of this act. Up to \$100,000 of this appropriation may be utilized for the professional evaluation of automobile insurance rating practices and up to \$25,000 may be utilized for other expenses of the Task Force. Any funds remaining unencumbered, uncommitted and unexpended on June 30, 1987, shall lapse.

Amend Sec. 3, page 5, line 1, by striking out "3" and inserting:
4

Amend Sec. 3, page 5, line 1, by striking out "AND 3" and inserting: , 3 and 4

On the question,

Will the Senate agree to the Senate amendments to House amendments?

They were agreed to.

The PRESIDENT pro tempore. Senate Bill No. 1037 will go over, as amended.

CONSIDERATION OF CALENDAR RESUMED

SECOND CONSIDERATION CALENDAR

BILLS OVER IN ORDER

HB 180, 387, SB 562, 725, 726, 928 and HB 976 — Without objection, the bills were passed over in their order at the request of Senator STAUFFER.

BILL ON SECOND CONSIDERATION AMENDED AND REREFERRED

SB 1141 (Pr. No. 1423) — The Senate proceeded to consideration of the bill, entitled:

An Act providing for the certification and recertification of assessors; establishing eligibility and training requirements; defining the powers and duties of the State Tax Equalization Board relating to training, certification and recertification of assessors; and authorizing the board to establish fees.

The bill was considered.

On the question,

Will the Senate agree to the bill on second consideration?

Senator TILGHMAN offered the following amendment:

Amend Sec. 2, page 1, by inserting between lines 18 and 19:

"Certified Pennsylvania Evaluator." An individual who has completed a minimum of 90 hours of basic courses of study covering the appraisal assessing profession and has successfully completed a comprehensive examination covering all phases of the appraisal process and the assessment function established by the assessment statutes of this Commonwealth.

Amend Sec. 4, page 2, line 19, by inserting after "Evaluator": who has been assessing property for a minimum of one year immediately

Amend Sec. 4, page 2, line 28, by inserting after "board": and shall be a member in good standing of an appropriate recognized professional association

Amend Sec. 5, page 3, line 19, by inserting after "completed": a minimum of 90 hours of

Amend Sec. 5, page 3, line 24, by inserting after "board.": At the discretion of the county commissioners, the county may reimburse county assessors for the costs of completing the courses of study required by this subsection.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

Senator STAUFFER. Mr. President, I move that Senate Bill No. 1141, as amended, be rereferred to the Committee on Appropriations.

The motion was agreed to.

The PRESIDENT pro tempore. Senate Bill No. 1141, as amended, will be rereferred to the Committee on Appropriations.

BILL ON SECOND CONSIDERATION

HB 1146 (Pr. No. 1352) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 12, 1972 (P. L. 781, No. 185), known as the "Local Government Unit Debt Act," further providing for the incurring of debt for certain assessment revisions.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

SB 601 CALLED UP

SB 601 (Pr. No. 1907) — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 2 of the Third Consideration Calendar, by Senator STAUFFER.

BILL LAID ON THE TABLE

SB 601 (Pr. No. 1907) — The Senate proceeded to consideration of the bill, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the selection of justices and judges of the Supreme, Superior and Commonwealth Courts from established judicial districts.

Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

AMENDMENT OFFERED

Senator CORMAN, by unanimous consent, offered the following amendment:

Amend Bill, page 2, by inserting after line 22:

Section 2. The General Assembly shall establish by law the judicial districts from which justices of the Supreme Court and judges of the Superior Court and the Commonwealth Court are elected and may provide for the following:

(1) A transition to an appellate court judiciary elected from judicial districts.

(2) The effect of this amendment upon eligibility to seek retention election.

(3) Residency qualification for election or appointment to the appellate court judiciary.

(4) The order in which judicial districts shall elect justices of the Supreme Court and judges of the Superior Court and the Commonwealth Court.

On the question,

Will the Senate agree to the amendment?

Senator KELLEY. Mr. President, I desire to interrogate the gentleman from Centre, Senator Corman.

The PRESIDENT pro tempore. Will the gentleman from Centre, Senator Corman, permit himself to be interrogated?

Senator CORMAN. I will, Mr. President.

Senator KELLEY. Mr. President, I respectfully ask the gentleman if he would explain the amendment, please.

Senator CORMAN. Mr. President, Senate Bill No. 601 provides for judicial districts in electing justices of the Supreme Court and judges of the Commonwealth and Superior Courts. It does not provide information of how you go from the current status of those various courts into the new status if, in fact, this constitutional amendment would pass. This amendment prescribes the procedure that we would later pass a law that would prescribe how we are going to go that transition from the current court to the other court. It merely provides the procedure for it in the event we pass the amendment to the Constitution.

LEGISLATIVE LEAVE

Senator ZEMPRELLI. Mr. President, I ask for a temporary Capitol leave for Senator Fumo.

The PRESIDENT pro tempore. Senator Zemprelli asks for a temporary Capitol leave for Senator Fumo. The Chair hears no objection. That leave will be granted.

And the question recurring,

Will the Senate agree to the amendment?

Senator ZEMPRELLI. Mr. President, we just received the amendment we are being asked to consider at this time. It would appear from first blush that the amendment is an improvement over a bill that is offensive, at least to me. The second problem I have with the amendment is if an amendment is going into a bad bill to make it better—and that is done quite often around here—it would seem there should be additional amendatory language in this amendment. For that reason, Mr. President, I would respectfully request that the request to consider this amendment at this time be gone over.

Senator STAUFFER. Mr. President, may we be at ease for a moment?

The PRESIDENT pro tempore. The Senate will be at ease.

(The Senate was at ease.)

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. The Chair welcomes back to the floor the distinguished gentleman from Allegheny, Senator Pecora.

And the question recurring,

Will the Senate agree to the amendment?

AMENDMENT WITHDRAWN

Senator STAUFFER. Mr. President, I believe the gentleman from Centre, Senator Corman, is satisfied to withdraw that amendment. At this time, may I do so on his behalf?

The PRESIDENT pro tempore. Senator Stauffer, on behalf of Senator Corman, withdraws the amendment to Senate Bill No. 601.

And the question recurring,

Will the Senate agree to the bill on third consideration?

Senator STAUFFER. Mr. President, I move that Senate Bill No. 601 be laid on the table.

The motion was agreed to.

The PRESIDENT pro tempore. Senate Bill No. 601 will be laid on the table.

SECOND CONSIDERATION CALENDAR RESUMED

BILL ON SECOND CONSIDERATION AMENDED

SB 1421 (Pr. No. 1932) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 12, 1972 (P. L. 762, No. 180), entitled "Intergovernmental Cooperation Law," further providing for direct purchases from certain vendors or suppliers of goods.

The bill was considered.

On the question,

Will the Senate agree to the bill on second consideration?

Senator STAUFFER, on behalf of Senator PECORA, offered the following amendment and, if agreed to, asked that the bill be considered for the second time:

Amend Sec. 1 (Sec. 7.2), page 1, line 18, by inserting after "municipality": within the county

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

Ordered, To be printed on the Calendar for third consideration.

BILLS OVER IN ORDER

SB 1427 and 1428 — Without objection, the bills were passed over in their order at the request of Senator STAUFFER.

BILL ON SECOND CONSIDERATION AMENDED

HB 1774 (Pr. No. 2556) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," further providing for the filling of certain vacancies on the police force and in the fire department.

The bill was considered.

On the question,

Will the Senate agree to the bill on second consideration?

Senator STAUFFER, on behalf of Senator PECORA, offered the following amendment and, if agreed to, asked that the bill be considered for the second time:

Amend Sec. 1 (Sec. 1184), page 2, line 20, by striking out "subsection" and inserting: section

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

It was agreed to.

Ordered, To be printed on the Calendar for third consideration.

UNFINISHED BUSINESS

REPORTS FROM COMMITTEES

Senator GREENLEAF, from the Committee on Judiciary, reported the following bills:

SB 148 (Pr. No. 151)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the appointment of retired judges to hear certain cases.

SB 1373 (Pr. No. 1846)

An Act amending the act of June 30, 1984 (P. L. 458, No. 96), entitled "An act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled 'The Administrative Code of 1929,' changing provisions relating to crime victim's compensation; reestablishing and continuing the Crime Victim's Compensation Board; further providing for the Crime Victim's Compensation Fund; changing provisions relating to the rights of victims of crime; making an editorial change; and making an appropriation," further providing for the continuation of the Crime Victim's Compensation Board.

HB 2200 (Pr. No. 3286) (Amended)

An Act amending the act of November 22, 1978 (P. L. 1166, No. 274), referred to as the "Pennsylvania Commission on Crime and Delinquency Law," adding a definition; further providing for the membership, powers and duties of the Pennsylvania Commission on Crime and Delinquency; reestablishing the Pennsylvania Commission on Crime and Delinquency; and making an editorial change.

Senator SALVATORE, from the Committee on Urban Affairs and Housing, reported the following bill:

SB 1425 (Pr. No. 1937)

An Act designating a certain park in Philadelphia as the Judge Emanuel W. Beloff Park.

Senator CORMAN, from the Committee on Transportation, reported the following bills:

SB 1276 (Pr. No. 2033) (Amended)

An act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the operation of trailers and combinations, for penalties for exceeding maximum weights and for the weighing of vehicles.

SB 1287 (Pr. No. 2034) (Amended)

An Act designating Interstate Highway 476 as the Veterans Memorial Highway.

SB 1386 (Pr. No. 1870)

An Act directing the Department of Transportation to designate that portion of Legislative Route A-1012 which runs between the Luzerne and Carbon County boroughs of White Haven and Weatherly as Lehigh Gorge Drive.

HB 488 (Pr. No. 3282) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for annual permits for and inspection of construction trucks.

HB 1729 (Pr. No. 2203)

An Act directing the Department of Transportation to redesignate that portion of Legislative Route 64089 which is located in Murrysville, Westmoreland County, and is now designated as Mill Street as Vincent Hall Road and to make appropriate sign changes.

HB 2081 (Pr. No. 3283) (Amended)

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for the organization and operation of the State Transportation Commission; and reestablishing the State Transportation Commission in conformity with the Sunset Act.

SENATE RESOLUTION

**RECOGNIZING THE WEEK BEGINNING
APRIL 20, 1986, AS "PENNSYLVANIA
CONSUMERS WEEK"**

Senators BELL, STAUFFER and MOORE offered the following resolution (**Senate Resolution No. 150**), which was read, considered and adopted:

In the Senate, April 15, 1986.

A RESOLUTION

Recognizing the week beginning April 20, 1986, as "Pennsylvania Consumers Week."

WHEREAS, A week is set aside each year to encourage consumer awareness and education so that buyers may make informed decisions about the quality and value of products and services offered for sale; and

WHEREAS, For 1986, the President of the United States has declared the week beginning April 20 as "National Consumers Week"; and

WHEREAS, The slogan for 1986, "Consumers Rate Quality," acknowledges that consumers set the standards of acceptability for products and services by "voting" with their marketplace dollars, rewarding efficient producers of better quality products and performance; and

WHEREAS, Prudent, informed, discriminating consumers put pressure on suppliers to keep improving products and services while keeping their prices competitive; therefore be it

RESOLVED, That the Senate of the Commonwealth of Pennsylvania recognize the week beginning April 20, 1986, as "Pennsylvania Consumers Week" and encourage Pennsylvanians to participate in consumer awareness and educational programs held during the week of April 20.

CONGRATULATORY RESOLUTIONS

The PRESIDENT pro tempore laid before the Senate the following resolutions, which were read, considered and adopted:

Congratulations of the Senate were extended to Charles Lentine, Jr. by Senator Bell.

Congratulations of the Senate were extended to Mr. and Mrs. Clarence Gebhart by Senator Bodack.

Congratulations of the Senate were extended to Harold L. Frederick, Jr. by Senator Holl.

Congratulations of the Senate were extended to Grace Lotz Fritz, Ida Knauth, Margaret Mirabello and to the Lower Southampton Township Board of Supervisors by Senator Lewis.

Congratulations of the Senate were extended to Mr. Robert N. Somerville by Senator Madigan.

Congratulations of the Senate were extended to Operation T.O.U.C.H. of Johnstown and to Talus Rock Girl Scout Council, Inc. by Senator Singel.

BILLS ON FIRST CONSIDERATION

Senator HESS. Mr. President, I move the Senate do now proceed to consideration of all bills reported from committees for the first time at today's Session.

The motion was agreed to.

The bills were as follows:

SB 148, 1276, 1287, 1373, 1386, 1411, 1412, 1425, 1433, 1460, 1461, 1462, 1463, 1464, 1465, 1466, 1467, 1468, HB 488, 1729, 1813, 2081, 2095 and 2200.

And said bills having been considered for the first time,

Ordered, To be printed on the Calendar for second consideration.

PETITIONS AND REMONSTRANCES

Senator O'PAKE. Mr. President, today we took a significant step to help solve the current crisis in availability of liability insurance for Pennsylvania's municipalities, and that means, taxpayers.

Last year 64 percent of our local housing agencies, 45 percent of our cities and 35 percent of our boroughs received an unexpected letter from their insurance carrier that started something like this: "Dear public official, your insurance has been cancelled."

The shock did not really set in, though, until those officials asked what alternative coverage might be available. Some companies were willing to offer reduced coverage for general liability or "errors and omissions." Of course, that did not include pollution coverage, even if you are a borough like Womelsdorf in Berks County, which does operate a sewage treatment plant but has not had an accident in fifteen years.

In 1985, more than 100 Pennsylvania boroughs paid over 300 percent more for less coverage. What choice did they have? They could resign, of course, as many councilmen and councilwomen in Millersburg, Shoemakersville, Dauphin and Canonsburg threatened to do and some did, but that is no answer.

This bill provides for the concept of insurance pooling by local governments and for joint self-insurance by local governments. Current law allows for these options, but there are no clear guidelines on how a joint insurance fund should be set up and maintained in a fiscally sound manner.

Senate Bill No. 1395 provides those guidelines which are similar to a system that helped twenty-three New Jersey municipalities save over \$700,000 in premiums in the first year. But the key advantage of a sound insurance pool is not the lower premium in itself. Pooling and joint self-insurance will force local officials to be more aware of the risks involved in their decision making, but they will not be forced to gamble with their personal assets just for the privilege of serving on local boards and councils.

Senate Bill No. 1395 will also extend more protection to local elected officials under sovereign immunity by requiring the municipality, the authority or other political subdivision to indemnify its employees when they are found liable under federal law, provided the employee was acting within the scope of his duties. This is the same indemnification we already provide for when the liability arises under state law. I think it is a vitally important revision if we want responsible citizens to continue to seek local offices without fear that public service will bankrupt them and their families. I hope the House of Representatives will act quickly, especially in light of the Governor's emergency resolution.

EXECUTIVE NOMINATION

EXECUTIVE SESSION

Motion was made by Senator LOEPER,

That the Senate do now resolve itself into Executive Session for the purpose of considering certain nomination made by the Governor.

Which was agreed to.

NOMINATION TAKEN FROM THE TABLE

Senator LOEPER. Mr. President, I call from the table for consideration certain nomination previously reported from committee and laid on the table.

The Clerk read the nomination as follows:

DISTRICT JUSTICE

April 1, 1986.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mary Ann Cercone, 410 Phillips Avenue, McKees Rocks 15136, Allegheny County, Forty-second Senatorial District, for appointment as District Justice in and for the County of Allegheny, Magisterial District 5-3-06, to serve until the first Monday of January, 1988, vice The Honorable David Cercone, resigned.

DICK THORNBURGH.

On the question,

Will the Senate advise and consent to the nomination?

The yeas and nays were required by Senator LOEPER and were as follows, viz:

YEAS—50

Andrezeski	Holl	Mellow	Scanlon
Armstrong	Hopper	Moore	Shaffer
Bell	Howard	Musto	Shumaker
Bodack	Jones	O'Pake	Singel
Brightbill	Jubelirer	Pecora	Stapleton
Corman	Kelley	Peterson	Stauffer
Early	Kratzer	Reibman	Stout
Fisher	Lemmond	Rhoades	Tilghman
Fumo	Lewis	Rocks	Wenger
Greenleaf	Lincoln	Romanelli	Williams
Hankins	Loeper	Ross	Wilt
Helfrick	Lynch	Salvatore	Zemprelli
Hess	Madigan		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Senator LOEPER. Mr. President, I move that the Executive Session do now rise.

The motion was agreed to.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives informed the Senate that the House has concurred in resolution from the Senate, entitled:

Weekly Adjournment.

BILLS INTRODUCED AND REFERRED

The PRESIDENT pro tempore laid before the Senate the following Senate Bills numbered, entitled and referred as follows, which were read by the Clerk:

April 15, 1986

Senator SHAFFER presented to the Chair **SB 1482**, entitled:

An Act authorizing the release of Project 70 restrictions imposed on certain lands owned by the Borough of Evans City, Butler County, in return for the imposition of Project 70 restrictions on certain lands owned by the Borough of Evans City, Butler County.

Which was committed to the Committee on STATE GOVERNMENT, April 15, 1986.

Senators LYNCH, MELLOW, ROMANELLI, WILLIAMS and JONES presented to the Chair **SB 1483**, entitled:

An Act amending the act of December 22, 1983 (P. L. 303, No. 83), entitled "Animal Destruction Method Authorization Law," prohibiting the vivisection of certain animals and the use of certain animals for research.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, April 15, 1986.

ANNOUNCEMENTS BY THE SECRETARY

The following announcements were read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, APRIL 16, 1986

9:30 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider House Bills No. 1680, 2023 and Senate Bill No. 1470)	Room 461, 4th Floor Conference Rm., North Wing
10:00 A.M.	Joint Committee Meeting of HOUSE and SENATE JUDICIARY (to receive the annual report of the Pennsylvania Crime Commission)	Room 140, House Majority Caucus Room
10:30 A.M.	APPROPRIATIONS (to consider House Bills No. 447, 1639 and Senate Bill No. 1187)	Room 461, 4th Floor Conference Rm., North Wing
10:50 A.M.	RULES AND EXECUTIVE NOMINATIONS (to consider certain Executive Nominations)	Rules Committee Conference Rm.

TUESDAY, APRIL 22, 1986

9:30 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 1397, 1423, 1457; House	Room 461, 4th Floor Conference Rm., North Wing
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Bills No. 684 and 2002)

11:30 A.M. FINANCE (to consider Room 460,
Senate Bill No. 1372 and 4th Floor
House Bill No. 1196) Conference Rm.,
North Wing

FRIDAY, APRIL 25, 1986

10:00 A.M. ENVIRONMENTAL Gold Room,
RESOURCES AND ENERGY Allegheny County
(Public Hearing on Senate Court House,
Bill No. 1211) Pittsburgh

TUESDAY, APRIL 29, 1986

9:30 A.M. ENVIRONMENTAL Room 460,
RESOURCES AND ENERGY 4th Floor
(Public Hearing on the Conference Rm.,
Pennsylvania Hazardous North Wing
Waste Facilities Plan and
the Center for Hazardous
Materials Research)

10:30 A.M. URBAN AFFAIRS AND Room 461,
HOUSING (Public Hearing 4th Floor
on Senate Bill No. 1244- Conference Rm.,
Charter Revision) North Wing

WEDNESDAY, APRIL 30, 1986

10:30 A.M. MILITARY AND Room 460,
VETERANS AFFAIRS 4th Floor
(to consider Senate Bill Conference Rm.,
No. 1163; Senate Resolution North Wing
No. 45 and House Bill No.
968)

ADJOURNMENT

Senator STAUFFER. Mr. President, I move the Senate do now adjourn until Wednesday, April 16, 1986, at 11:00 a.m., Eastern Standard Time.

The motion was agreed to.

The Senate adjourned at 4:50 p.m., Eastern Standard Time.