

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MAY 11, 1993

SESSION OF 1993

177TH OF THE GENERAL ASSEMBLY

No. 28

SENATE

TUESDAY, May 11, 1993

The Senate met at 1 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Mark S. Singel) in the Chair.

PRAYER

The Chaplain, Reverend ED BRANDT, of Cedar Grove Presbyterian Church, East Earl, offered the following prayer:

Let us pray.

Gracious God, we stand in the beauty of this building, surrounded by the symbols of history, where today we take again the places of those we read about as children. Here, dear Lord, we stand somewhat insulated from the difficulties that fellow Pennsylvanians experience. That insulation is not intentional, for we strive to address the pressing needs of those we represent and serve.

We give thanks to You, Lord, for the time and energy these people render and sacrifice for their districts and for this Commonwealth, for their patience in understanding families, who answer phones and take messages from kind and not so kind people; for supportive staff who endure the wrath and the weakness of those they serve for this form of government which is truly of the people. May our ways be Your ways and our decisions be an expression of the order You seek in this world.

In Your name we pray. Amen.

The PRESIDENT. The Chair certainly thanks Reverend Brandt, who is the guest this day of Senator Wenger.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of May 10, 1993.

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

HOUSE MESSAGES

HOUSE CONCURS IN SENATE AMENDMENTS TO HOUSE BILL

The Clerk of the House of Representatives informed the Senate that the House has concurred in amendments made by the Senate to **HB 559**.

HOUSE CONCURS IN SENATE BILL

The Clerk of the House of Representatives returned to the Senate **SB 60**, with the information the House has passed the same without amendments.

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:

Recess adjournment.

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following bills for concurrence, which were referred to the committees indicated:

May 11, 1993

HB 15 -- Committee on Appropriations.

HB 143 and **290** -- Committee on State Government.

HB 353 -- Committee on Community and Economic Development.

HB 569 -- Committee on Agriculture and Rural Affairs.

HB 829 -- Committee on Transportation.

HOUSE RESOLUTION FOR CONCURRENCE

The Clerk of the House of Representatives presented to the Senate the following resolution for concurrence, which was referred to the committee indicated:

May 11, 1993

House Concurrent Resolution No. 71 -- Committee on Intergovernmental Affairs.

BILLS INTRODUCED AND REFERRED

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

May 11, 1993

Senators LEWIS and FISHER presented to the Chair **SB 1089**, entitled:

An Act amending Title 1 (General Provisions) of the Pennsylvania Consolidated Statutes, further providing for the construction of instruments, including statutes and certain other public and private documents; and making repeals of certain laws enacted through December 31, 1800.

Which was committed to the Committee on JUDICIARY, May 11, 1993.

Senators DAWIDA, SALVATORE, SCANLON, HART, HELFRICK, LOEPER and JUBELIRER presented to the Chair **SB 1090**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," authorizing students to attend the public schools selected by their parents; providing for tuition grants; creating the Office of Educational Opportunity; providing for the establishment of charter schools; providing for postsecondary enrollment options; further providing for payments on account of transportation; and making an appropriation.

Which was committed to the Committee on EDUCATION, May 11, 1993.

Senators MELLOW, MUSTO, STEWART and PORTERFIELD presented to the Chair **SB 1091**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, requiring utility rates to be affordable.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 11, 1993.

Senator MOWERY presented to the Chair **SB 1092**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," defining "interscholastic or intramural athletics and extracurricular activities"; and providing for rules and regulations.

Which was committed to the Committee on EDUCATION, May 11, 1993.

Senators MOWERY and HART presented to the Chair **SB 1093**, entitled:

An Act providing for the establishment, implementation and operation of a charter school demonstration program.

Which was committed to the Committee on EDUCATION, May 11, 1993.

Senators FISHER, BRIGHTBILL, WENGER, BELL, HART, MOWERY, SHAFFER, MADIGAN, TILGHMAN, JUBELIRER, PETERSON, LOEPER, CORMAN,

SHUMAKER, ROBBINS, PUNT, BAKER and ARMSTRONG presented to the Chair **SB 1094**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," providing for learning outcomes and for strategic plans.

Which was committed to the Committee on EDUCATION, May 11, 1993.

Senators LINCOLN, LEWIS, WILLIAMS, AFFLERBACH, FATTAH, HELFRICK, GREENLEAF, SCHWARTZ, PECORA and RHOADES presented to the Chair **SB 1095**, entitled:

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

Which was committed to the Committee on TRANSPORTATION, May 11, 1993.

BILLS SIGNED

The PRESIDENT (Lieutenant Governor Mark S. Singel) in the presence of the Senate signed the following bills:

SB 60 and **HB 559**.

APPOINTMENT BY MINORITY LEADER

The PRESIDENT. The Chair wishes to announce the Minority Leader has made the following appointment:

Mr. Willard A. Snyder as a member of the Advisory Commission created in Section 116 of the Banking Code to assist the Secretary of Banking regarding interstate banking activities.

**SPECIAL ORDER OF BUSINESS
ANNOUNCEMENT BY THE SECRETARY**

The SECRETARY. Consent has been given for the Committee on Public Health and Welfare to meet during today's Session to consider Senate Bills No. 1052 and 1079.

REPORTS FROM COMMITTEES

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

SB 308 (Pr. No. 1243) (Amended)

An Act providing for a chancery court; and making conforming and related amendments to existing law.

SB 309 (Pr. No. 1238) (Amended)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for a chancery court.

SB 740 (Pr. No. 803)

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for improper use of criminal investigative material.

SB 1026 (Pr. No. 1239) (Amended)

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for limitations on damages; and empowering the Governor to authorize the transfer of certain convicted offenders pursuant to outstanding treaties.

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

SB 607 (Pr. No. 646)

An Act amending the act of April 21, 1949 (P. L. 665, No. 155), entitled "First Class City Home Rule Act," further providing for fines, forfeitures and penalties.

Senator DAWIDA, from the Committee on Finance, reported the following bill:

SB 182 (Pr. No. 1244) (Amended)

An Act authorizing counties to impose earned income and net profits, personal income or sales and use taxes; providing for the levying, assessment and collection of such taxes; providing for the reduction of real property taxes and other taxes and establishing the Local Government Real Property Tax Relief Fund; providing for the powers and duties of the Department of Community Affairs and the Department of Revenue; and making repeals.

Senator PECORA, from the Committee on Local Government, reported the following bills:

SB 4 (Pr. No. 1245) (Amended) (Rereported)

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, relating to laws that require political subdivisions to spend funds or that limit the ability of political subdivisions to raise revenue.

SB 818 (Pr. No. 891)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing procedures for the consolidation or merger of municipalities; and making repeals.

SB 820 (Pr. No. 893)

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), entitled, as amended, "Second Class County Code," creating an operating reserve fund.

SB 822 (Pr. No. 895)

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), entitled "The Third Class City Code," further providing for the publication of a certain notice relating to fiscal matters.

SB 827 (Pr. No. 900)

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled, as amended, "The Fiscal Code," further providing for reports to the Secretary of Revenue.

SB 829 (Pr. No. 902)

An Act amending the act of June 2, 1915 (P. L. 736, No. 338), entitled, as reenacted and amended, "The Pennsylvania Workmen's Compensation Act," further providing for rescue volunteers.

SB 836 (Pr. No. 909)

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), entitled "The Second Class Township Code," further providing for expenses of nonemployee supervisors.

SB 838 (Pr. No. 911)

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, adding revised, codified and compiled provisions relating to local government; and making repeals.

SB 845 (Pr. No. 918)

An Act amending the act of July 1, 1981 (P. L. 191, No. 57) entitled, as amended, "Register of Wills Fee Law," providing for the establishment and modification of fees; and providing for the imposition of an additional fee.

SB 1066 (Pr. No. 1192)

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire, for a nominal sum or gift, on behalf of the Commonwealth, the Masonic Temple to be operated as a cultural center for the City of Scranton; providing for its restoration and renovation; and authorizing an agreement for the administration thereof.

HB 853 (Pr. No. 915)

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for the sale of real and personal property; providing for appointments to the board of health; permitting interests in firefighters' pension funds to vest after 12 years under certain conditions; providing for the amount of the retirement allowance benefit vested; adding a definition; and making an editorial change.

Senator SCANLON, from the Committee on Banking and Insurance, reported the following bills:

SB 926 (Pr. No. 1010)

An Act amending the act of April 6, 1937 (P. L. 200, No. 51), entitled "Pawnbrokers License Act," further providing for application for license; providing for a hearing and license renewal; and further providing for license fees, for powers of the Secretary of Banking and for interest and charges.

SB 1014 (Pr. No. 1240) (Amended)

An Act amending the act of May 17, 1921 (P. L. 789, No. 285), entitled, as amended, "The Insurance Department Act of 1921," authorizing the licensing of lending institutions and bank holding companies to sell credit unemployment insurance.

SB 1015 (Pr. No. 1241) (Amended)

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, adding provisions relating to fraudulent transfers; and making repeals.

SB 1016 (Pr. No. 1242) (Amended)

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," further providing for the review of financial solvency of insurers.

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

SB 314 (Pr. No. 330)

An Act authorizing and directing the Department of Transportation, with the approval of the Governor, to sell and convey a tract of land situate in the Borough of State College, Centre County, Pennsylvania, to the Borough of State College.

SB 320 (Pr. No. 336)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, authorizing the Department of Transportation to enter into multijurisdictional permit agreements for oversize or overweight vehicles or loads.

SB 348 (Pr. No. 1246) (Amended)

An Act amending the act of September 18, 1961 (P. L. 1389, No. 615), entitled "County and Municipal State Highway Law," further providing for township roads to be taken over as State highways.

SB 395 (Pr. No. 418)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting dealing in traffic-control devices or bridge parts as scrap.

SB 427 (Pr. No. 455)

An Act designating a section of Route 3013 in Westmoreland County, Pennsylvania, as the C. Vance DeiCas Memorial Highway.

SB 429 (Pr. No. 457)

An Act amending the act of July 5, 1984 (P. L. 587, No. 119), entitled "Rail Freight Preservation and Improvement Act," further providing for sale of property acquired under the act; providing for a uniform rental schedule for occupations of rail property acquired under the act; and creating a special fund to be used for managing and administering the rail freight assistance program.

SB 470 (Pr. No. 498)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the issuance of and the cost for identification cards.

SB 970 (Pr. No. 1247) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspension or revocation of vehicle business registration plates and for judicial review of denial or suspension of registration.

HB 461 (Pr. No. 512)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, regulating child passenger restraint systems.

HB 576 (Pr. No. 1179)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for notification of the department by registrants and operators of changes in addresses.

HB 878 (Pr. No. 957)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for suspensions for offenses involving controlled substances, for certain out-of-State documentations and for reports by courts; and making a repeal.

HB 986 (Pr. No. 1835) (Amended)

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the definition of "passenger car", for correction of certificate of title and for snowmobile and ATV registration requirements.

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, I request a legislative leave for Senator Andrezeski, and temporary Capitol leaves for Senator Fattah and Senator Jones.

The PRESIDENT. Senator Bodack requests a legislative leave for Senator Andrezeski, and temporary Capitol leaves for Senator Fattah and Senator Jones. The Chair hears no objection. Those leaves will be granted.

LEAVE OF ABSENCE

Senator LOEPER asked and obtained leave of absence for Senator HELFRICK, for today's Session, for personal reasons.

CALENDAR**SB 6 CALLED UP OUT OF ORDER**

SB 6 (Pr. No. 1117) -- Without objection, the bill was called up out of order, from page 2 of the Third Consideration Calendar, by Senator BODACK, as a Special Order of Business.

BILL OVER IN ORDER

SB 6 -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

HB 111 CALLED UP OUT OF ORDER

HB 111 (Pr. No. 479) -- Without objection, the bill was called up out of order, from page 3 of the Third Consideration Calendar, by Senator BODACK, as a Special Order of Business.

**BILL ON THIRD CONSIDERATION
AND FINAL PASSAGE**

HB 111 (Pr. No. 479) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 26, 1988 (P.L.413, No.71), entitled "An act designating January 30, Franklin Delano Roosevelt's birthday, as 'Day of the Disabled,'" redesignating January 30 as "Pennsylvanians with Disabilities Day."

Considered the third time and agreed to,

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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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.

SPECIAL ORDER OF BUSINESS
GUESTS OF SENATOR D. MICHAEL FISHER
PRESENTED TO SENATE

The PRESIDENT. The Chair is pleased to recognize the gentleman from Allegheny, Senator Fisher.

Senator FISHER. Mr. President, I am very pleased to introduce today three residents of my senatorial district from Peters Township. One is Miss Pier Lee, who is the librarian at the Peters Township Library. The others are Lloyd Roessler and Sue Engle, both of whom are involved with the Peters Township Library.

The PRESIDENT. We welcome you to the Senate of Pennsylvania.

(Applause.)

GUEST OF SENATOR NOAH W. WENGER
AND SENATOR GIBSON E. ARMSTRONG
PRESENTED TO SENATE

The PRESIDENT. The Chair recognizes the gentleman from Lancaster, Senator Wenger.

Senator WENGER. Mr. President, it is my pleasure to introduce to this Senate of Pennsylvania today a special guest who has joined us. She is Miss Andrea Thomas. She is a 10th grade student at Lancaster Country Day School, and she is visiting the Capitol today to observe State government in action. I would like to point out that Andrea is also a member of the Hershey Figure Skating Club and is a competitive figure skater.

She is the guest of the gentleman from Lancaster, Senator Armstrong, and myself, and we would appreciate a Senate welcome for Miss Andrea Thomas.

The PRESIDENT. Would the guest of Senator Wenger and Senator Armstrong please rise so we can welcome you to the Senate of Pennsylvania.

(Applause.)

PERMISSION TO ADDRESS SENATE

The PRESIDENT. The Chair recognizes the gentlewoman from Philadelphia, Senator Schwartz.

Senator SCHWARTZ. Mr. President, I have an introduction to make. I am not sure if they are in the gallery. They may have had to move on to their next event, but I would like to introduce and acknowledge a constituent of mine from Montgomery County who lives in Cheltenham and is a second grader at the Myers Elementary School. Ariel Hayes is actually the first prize winner in the Twelfth Annual Library First Amendment Essay Contest, and she won first prize. She is only a second grader at Myers, and she wrote on why she likes libraries. So, she is here in the Capitol to receive her award and recognition. She is here with her dad, and I would like to just acknowledge Ariel Hayes, who may be in the gallery. If not, I did want to be sure that we did recognize her and her accomplishment in recognizing libraries in the State.

Thank you, Mr. President.

The PRESIDENT. If Ariel Hayes is here, would you please rise so we can welcome you and congratulate you on your achievement. If not, congratulations anyway. She is probably in the library.

(Applause.)

RECESS

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, I ask for a recess of the Senate for the purpose of a meeting of the Committee on Public Health and Welfare to take place in the rear of the Chamber in the Rules room.

The PRESIDENT. The Chair recognizes the gentleman from Blair, Senator Jubelirer.

Senator JUBELIRER. Mr. President, we ask that all Members of the Republican Caucus please report to the second floor caucus room to the rear of the Senate Chamber upon completion of the meeting of the Committee on Public Health and Welfare. Whenever that is completed, we will put out a call for a caucus.

The PRESIDENT. For purposes of a meeting of the Committee on Public Health and Welfare in the Rules room at the rear of the Senate Chamber, to be followed by a Republican caucus, the Senate will now stand in recess.

AFTER RECESS

The PRESIDENT. The time of recess having expired, the Senate will come to order.

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, I ask for temporary Capitol leaves for Senator Bortner, Senator Lincoln, and Senator Scanlon.

The PRESIDENT. Senator Bodack asks for temporary Capitol leaves for Senator Bortner, Senator Lincoln, and Senator Scanlon. The Chair hears no objection. Those leaves will be granted.

CONSIDERATION OF CALENDAR RESUMED

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

SENATE CONCURS IN HOUSE AMENDMENTS

SB 298 (Pr. No. 1149) -- The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Agricultural Advisory Board in the Department of Environmental Resources and prescribing its powers; and providing for review by the board of certain proposed rules and regulations.

Senator BODACK. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 298.

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

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

YEAS—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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 inform the House of Representatives accordingly.

SENATE CONCURS IN HOUSE AMENDMENTS

SB 421 (Pr. No. 1049) -- The Senate proceeded to consideration of the bill, entitled:

An Act mandating that the boundaries between any county of the second class and any county of the third class be frozen as they appear in the official tax maps as of July 1, 1973.

Senator BODACK. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 421.

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

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

YEAS—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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 inform the House of Representatives accordingly.

THIRD CONSIDERATION CALENDAR

PREFERRED APPROPRIATION BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER TEMPORARILY

SB 690 -- Without objection, the bill was passed over in its order temporarily at the request of Senator BODACK.

BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER

SB 569 -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

PREFERRED APPROPRIATION BILLS ON THIRD CONSIDERATION AND FINAL PASSAGE

HB 606 (Pr. No. 654) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate in the Office of the Attorney General.

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

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, Senator Salvatore, Senator Brightbill, and Senator Shaffer have been called from the floor, as well as Senator Madigan. I ask for temporary Capitol leaves on their behalf.

The PRESIDENT. Senator Loeper asks for temporary Capitol leaves for Senator Salvatore, Senator Brightbill, Senator Shaffer, and Senator Madigan. The Chair hears no objection. Those leaves will be granted.

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

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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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.

HB 607 (Pr. No. 655) -- The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

Considered the third time and agreed to,

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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout

Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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.

HB 608 (Pr. No. 656) -- The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Small Business Advocate in the Department of Commerce.

Considered the third time and agreed to,

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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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 TEMPORARILY

HB 65 -- Without objection, the bill was passed over in its order temporarily at the request of Senator BODACK.

BILL ON THIRD CONSIDERATION AMENDED AND OVER IN ORDER

HB 110 (Pr. No. 241) -- The Senate proceeded to consideration of the bill, entitled:

An Act requiring certain contracts to be written in plain language; and providing remedies and penalties.

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

PORTERFIELD AMENDMENT A1586

Senator PORTERFIELD, by unanimous consent, offered the following amendment No. A1586:

Amend Sec. 4, page 3, by inserting between lines 6 and 7:

(7) Contracts subject to examination or other supervision by the Pennsylvania Public Utility Commission or by the Federal Energy Regulatory Commission.

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

The PRESIDENT. The Chair recognizes the gentleman from Blair, Senator Jubelirer.

Senator JUBELIRER. Mr. President, would the maker of the amendment just explain the amendment briefly so some Members on this side of the aisle might have a better understanding of the amendment, and it is possible we might agree to the amendment.

The PRESIDENT. The Chair recognizes the gentleman from Westmoreland, Senator Porterfield.

Senator PORTERFIELD. Mr. President, this amendment would add a subsection under Section 4(b) Exclusions, which would exclude contracts which are subject to examination or other supervision by the PUC or the Federal Energy Regulatory Commission. These would be contracts between utilities and their suppliers, and tariff agreements. Basically, we are not talking about billings that individuals receive or bill inserts that are now reviewed by the PUC for the utilities to assure that the language used in those bills is understandable to the consumers.

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

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

YEAS-46

Table listing names of Senators who voted 'Yeas' for Amendment A1586, including Afflerbach, Andrezski, Armstrong, Baker, Belan, Bodack, Bortner, Brightbill, Corman, Dawida, Fattah, Fisher, Fumo, Greenleaf, Hart, Holl, Jones, Jubelirer, LaValle, Lemmond, Lewis, Lincoln, Loeper, Lynch, Madigan, Mellow, Mowery, Musto, O'Pake, Pecora, Peterson, Porterfield, Punt, Reibman, Robbins, Salvatore, Scanlon, Schwartz, Shaffer, Shumaker, Stapleton, Stewart, Stout, Tilghman, Wenger, and Williams.

NAYS-2

Table listing names of Senators who voted 'Nays' for Amendment A1586: Bell and Rhoades.

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

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

AFFLERBACH AMENDMENT A1606

Senator AFFLERBACH, by unanimous consent, offered the following amendment No. A1606:

Amend Sec. 4, page 3, line 2, by striking out all of said line and inserting:

(5) Documents used by financial institutions, which financial institutions are

Amend Sec. 4, page 3, line 4, by inserting after "or": documents used

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

The PRESIDENT. The Chair recognizes the gentleman from Lehigh, Senator Afflerbach.

Senator AFFLERBACH. Mr. President, by way of explanation, this amendment is a technical amendment in that it merely clarifies language already in the bill to delineate that documents used by financial institutions which are presently regulated at either the Federal or State level shall be excluded from the bill.

LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, Senator Robbins has been called from the floor and I request a temporary Capitol leave on his behalf.

The PRESIDENT. Senator Loeper requests a temporary Capitol leave for Senator Robbins. The Chair hears no objection. The leave will be granted.

The PRESIDENT. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, while we are on leaves, may I get a temporary Capitol leave for Senator Dawida, who was called to his office.

The PRESIDENT. Senator Bodack requests a temporary Capitol leave for Senator Dawida. That leave will be granted as well.

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

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

YEAS-47

Table listing names of Senators who voted 'Yeas' for Amendment A1606, including Afflerbach, Andrezski, Armstrong, Baker, Belan, Bell, Bodack, Fisher, Fumo, Greenleaf, Hart, Holl, Jones, Jubelirer, Lynch, Madigan, Mellow, Mowery, Musto, O'Pake, Pecora, Salvatore, Scanlon, Schwartz, Shaffer, Shumaker, Stapleton, and Stewart.

Bortner	LaValle	Peterson	Stout
Brightbill	Lemmond	Porterfield	Tilghman
Corman	Lewis	Punt	Wenger
Dawida	Lincoln	Reibman	Williams
Fattah	Loeper	Robbins	

NAYS—1

Rhoades

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

And the question recurring,

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

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes 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 bill on third consideration, as amended?

LINCOLN AMENDMENT A1630

Senator BODACK, on behalf of Senator LINCOLN, by unanimous consent, offered the following amendment No. A1630:

Amend Bill, page 6, by inserting between lines 21 and 22:

Section 9. Preapproval.

Contracts, documents or leases covered by the provisions of this act may be submitted to the Attorney General for preapproval.

Amend Sec. 9, page 6, line 22, by striking out "9" and inserting: 10

Amend Sec. 10, page 6, line 25, by striking out "10" and inserting: 11

Amend Sec. 11, page 6, line 28, by striking out "11" and inserting: 12

Amend Sec. 12, page 7, line 4, by striking out "12" and inserting: 13

On the question,

Will the Senate agree to the amendment?

It was agreed to.

And the question recurring,

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

FUMO AMENDMENT A1629

Senator BODACK, on behalf of Senator FUMO, by unanimous consent, offered the following amendment No. A1629:

Amend Sec. 4, page 3, by inserting between lines 6 and 7: (7) Commercial leases.

On the question,

Will the Senate agree to the amendment?

The PRESIDENT. The Chair recognizes the gentleman from Blair, Senator Jubelirer.

Senator JUBELIRER. Mr. President, if the maker could briefly explain the amendment, it is very possible that we may be able to agree to it.

The PRESIDENT. The Chair recognizes the gentleman from Lehigh, Senator Afflerbach.

Senator AFFLERBACH. Mr. President, the amendment before us would simply exclude commercial leases from the provision of the act.

And the question recurring,

Will the Senate agree to the amendment?

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

YEAS—44

Afflerbach	Fisher	Loeper	Robbins
Andrezeski	Fumo	Lynch	Salvatore
Armstrong	Greenleaf	Madigan	Scanlon
Baker	Hart	Mellow	Schwartz
Belan	Holl	Musto	Shaffer
Bodack	Jones	O'Pake	Stapleton
Bortner	Jubelirer	Pecora	Stewart
Brightbill	LaValle	Peterson	Stout
Corman	Lemmond	Porterfield	Tilghman
Dawida	Lewis	Punt	Wenger
Fattah	Lincoln	Reibman	Williams

NAYS—4

Bell	Mowery	Rhoades	Shumaker
------	--------	---------	----------

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

The PRESIDENT. Without objection, House Bill No. 110 will go over in its order, as amended.

BILLS OVER IN ORDER

SB 263, SB 333, SB 570 and SB 601 -- Without objection, the bills were passed over in their order at the request of Senator AFFLERBACH.

BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

SB 606 (Pr. No. 1229) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), entitled "Pennsylvania Election Code," further providing for petitions and affidavits of circulators, for rights and duties of candidates for nomination or election and for notice of certain contributions.

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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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.

BILLS OVER IN ORDER

SB 609, SB 611, SB 612, SB 800, SB 801, SB 862, SB 863, SB 893 and HB 958 — Without objection, the bills were passed over in their order at the request of Senator AFFLERBACH.

BILLS ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 1008 (Pr. No. 1148) — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 27, 1927 (P. L. 465, No. 299), entitled, as amended, "Fire and Panic Act," further providing for classes of buildings.

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 PRESIDENT. The Chair recognizes the gentleman from Lancaster, Senator Wenger.

Senator WENGER. Mr. President, would the gentleman from Lehigh, Senator Afflerbach, stand for brief interrogation?

The PRESIDENT. Will the gentleman from Lehigh, Senator Afflerbach, permit himself to be interrogated?

Senator AFFLERBACH. I will, Mr. President.

Senator WENGER. Mr. President, looking at the language in Senate Bill No. 1008, I have a question that perhaps the gentleman could clarify for me. As I understand, this would extend the Fire and Panic Act provisions to certain new structures or additional structures - grandstands, amphitheaters, and so forth. Does this apply only to new construction or does this

apply to existing structures? What all would be included under the provisions of Senate Bill No. 1008?

Senator AFFLERBACH. Mr. President, this provision would apply prospectively to new construction or to renovation of existing structures, but it would not require anyone to renovate existing structures.

Senator WENGER. Mr. President, I have a further question for clarification. When the gentleman refers to this so-called Class V building, which includes grandstands, stadiums, and it goes on to talk about bleachers, seating facilities that are permanent, temporary, or portable, and further on down it talks about telescoping seating for mass seating in tents, and so forth, are we talking about possible seating in an exterior, out in a field situation, or are we only talking about seating within a confined structure?

Senator AFFLERBACH. Mr. President, we are talking about both locations. This would be what is conventionally called bleacher seating in both an interior, inside structure, and also in an outside field such as a football field or stadium of that nature.

Senator WENGER. Mr. President, is there any reference to the size of this seating arrangement? I am specifically thinking of a local school setting where you have a small stand out in an open athletic field for, perhaps, a very limited number of persons. Would the provisions of Senate Bill No. 1008 apply in that setting as well?

Senator AFFLERBACH. Mr. President, as the bill indicates, all structures considered to be Class V structures would be covered. It would seem to me that the only exceptions might be contained within the National Fire Protection Association standards, but it is my understanding and it is my intent to apply to all structures that are of a grandstand or bleacher nature and considered to be Class V under the present Fire and Panic Act.

Senator WENGER. Mr. President, could the gentleman further indicate to me—and I could not find any reference to this in the bill, but—this new mandate to prospective school districts, is there any provision for any State financial assistance to make these kinds of updates or changes or increased costs in new construction?

Senator AFFLERBACH. Mr. President, one of the critical elements of the bill when it was under discussion for the past 3 1/2 years was the funding and how the funding would be provided. We chose to not provide any funding in the bill, and that is precisely the reason why we chose to make it prospective, so that at such time as a school district, for example, or any other institution may decide to go ahead and construct either a new facility or to renovate an existing facility, they could, in fact, let the appropriate bonds at that time, which they all do, and build into that cost of construction the necessity of complying with this safety standard.

Senator WENGER. Mr. President, so the gentleman is saying that there could conceivably be additional costs, but they would have to be addressed by the school district at the particular time of either the renovation or new construction?

Senator AFFLERBACH. Mr. President, it is impossible for me to forecast whether there would be additional costs or not. First of all, we do not have any idea what the market would be for this type of equipment, but in the event that there would be any type of a cost, it would certainly be prospective and it would be under consideration by the authority or the building district that is doing the construction at that time.

Senator WENGER. Mr. President, I thank the gentleman. That ends my interrogation.

I would like to be recognized for a brief statement.

The PRESIDENT. The gentleman is in order.

Senator WENGER. Mr. President, I certainly am in support of what I think is the intent of Senate Bill No. 1008, which would be to assure that grandstand seating of any nature in a school athletic field or gymnasium was safe for those persons who were utilizing that seating. It does seem to me, however, that we have been very concerned recently about looking at the additional costs State mandates put on local school districts, and, in fact, we have had various proposals to prohibit any additional mandates that did not provide the funding to school districts or municipalities, and I think that is the problem with the bill before us. I can recall very well attending athletic events like, perhaps, the field hockey games that my daughters participated in in high school or middle school where the audience was limited pretty much to the parents and a few friends of the family, and so forth. It was not a large group of people, but there were temporary or folding kinds of seating made available for those people to watch the game, and if we are indeed going to have to come into compliance with the requirements of Senate Bill No. 1008 in situations like that, the cost could be considerable. I hope that we will all take a careful look at what that might do to costs within our local school districts. Certainly school districts, I think, are interested in having safe seating for spectators to all their sporting or other athletic events within their districts, but is it wise for us to make this mandate without providing funding and not even knowing what the costs of our actions may be?

Thank you, Mr. President.

The PRESIDENT. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, would the prime sponsor, Senator Afflerbach, stand for brief interrogation?

The PRESIDENT. Will the gentleman from Lehigh, Senator Afflerbach, permit himself to be interrogated?

Senator AFFLERBACH. I will, Mr. President.

The PRESIDENT. He indicates that he will. The gentleman may proceed.

Senator CORMAN. Mr. President, I do not see a definition in the bill of "renovations," maybe it is in the Fire and Panic Act, but I wonder if the gentleman could tell me what "renovation" means. If they are replacing bleachers, do they have to be the new bleachers? What if we are just changing the lights in the building or making other changes? What is the definition of "renovation" that would require the new bleachers?

Senator AFFLERBACH. Mr. President, this particular bill is written to expressly address the issue of bleacher seating,

and certainly if some renovation of the facility merely included the electrical system or something of that nature and had nothing to do with the existing seating, this bill would not apply. The bill only applies in the event that the seating itself is addressed, either by replacement or by the construction of a new facility in which seating would have to be purchased for the first time.

Senator CORMAN. Mr. President, I wonder if there is any specific place in the bill that this could be pointed to in the event that someone is insisting the school, because they are doing other renovations, must now go to the expense of new bleachers because of this law.

Senator AFFLERBACH. Mr. President, I can only refer to the new language in the bill directly which addresses itself completely to bleachers, grandstand seating, permanent or temporary, et cetera. It is obviously a very short bill and the language is right there. There is no indication in this bill whatsoever that it would apply to anything other than seating.

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

I think there is sufficient problem with the bill. It does not give a definition of renovations, and knowing how bureaucracies work, I can see many schools being forced to put in new bleachers when they only were attempting to make other kinds of renovations in their particular gyms.

I am going to vote "no" on the bill. Thank you.

The PRESIDENT pro tempore (Robert J. Mellow) in the Chair.

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—45

Afflerbach	Greenleaf	Madigan	Robbins
Andrezeski	Hart	Mellow	Salvatore
Baker	Holl	Mowery	Scanlon
Belan	Jones	Musto	Schwartz
Bell	Jubelirer	O'Pake	Shaffer
Bodack	LaValle	Pecora	Shumaker
Bortner	Lemmond	Peterson	Stapleton
Brightbill	Lewis	Porterfield	Stewart
Dawida	Lincoln	Punt	Stout
Fattah	Loeper	Reibman	Tilghman
Fisher	Lynch	Rhoades	Williams
Fumo			

NAYS—3

Armstrong	Corman	Wenger
-----------	--------	--------

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 1012 (Pr. No. 1115) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 6, 1968 (P. L. 117, No. 61), entitled, as amended, "Site Development Act," extending the expiration of approval authority.

Considered the third time and agreed to.

On the question,
Shall the bill pass finally?

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT pro tempore. Senator Madigan has returned from leave and his 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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart
Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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 1025 (Pr. No. 1139) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 6, 1941 (P. L. 861, No. 323), entitled, as amended, "Pennsylvania Board of Probation and Parole Law," further providing for pre-parole drug screening tests.

Considered the third time and agreed to.

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—48

Afflerbach	Fisher	Lynch	Robbins
Andrezeski	Fumo	Madigan	Salvatore
Armstrong	Greenleaf	Mellow	Scanlon
Baker	Hart	Mowery	Schwartz
Belan	Holl	Musto	Shaffer
Bell	Jones	O'Pake	Shumaker
Bodack	Jubelirer	Pecora	Stapleton
Bortner	LaValle	Peterson	Stewart

Brightbill	Lemmond	Porterfield	Stout
Corman	Lewis	Punt	Tilghman
Dawida	Lincoln	Reibman	Wenger
Fattah	Loeper	Rhoades	Williams

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.

SPECIAL ORDER OF BUSINESS
ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Appropriations to meet in the Rules room to consider Senate Bill No. 515 and House Bill No. 718.

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

The PRESIDENT pro tempore. The Chair recognizes the gentleman for Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, we are very honored to have in the gallery the first place winner in the Twelfth Annual Library First Amendment Essay Competition of the Pennsylvania Citizens for Better Libraries.

Monica Johnson, from the Schuylkill Valley Intermediate School Unit, achieved this distinction in a competition involving nearly 10,000 Pennsylvania students who wrote essays competing in four divisions in libraries across the State.

Monica Johnson is in the gallery with her proud parents, Walter and Linda Johnson; her proud younger brother, Brian; and of course the proud Schuylkill Valley Intermediate Unit School librarian, Florence Regal.

I would ask that the Senate extend its congratulatory welcome to this outstanding essayist, who was honored about an hour ago in the media center here in the State Capitol.

The PRESIDENT pro tempore. Will the guests of Senator O'Pake please rise so we can give you a warm welcome.

(Applause.)

CONSIDERATION OF CALENDAR RESUMED

SB 690 CALLED UP

SB 690 (Pr. No. 1226) -- Without objection, the bill, which previously went over in its order temporarily, was called up, from page 1 of the Third Consideration Calendar, by Senator BODACK.

PREFERRED APPROPRIATION BILL
REREPORTED FROM COMMITTEE AS
AMENDED ON THIRD CONSIDERATION
AND FINAL PASSAGE

SB 690 (Pr. No. 1226) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for adoption of capital projects to be financed from current revenues of the Manufacturing Fund.

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 PRESIDENT pro tempore. The Chair recognizes the gentleman from Centre, Senator Corman.

Senator CORMAN. Mr. President, Senate Bill No. 690 would provide, I think, \$2.5 million in renovation projects at Rockview Correctional Institution in Centre County, the purpose of which is to move several herds of cows from two other prisons, one in Huntingdon and one down near Philadelphia, to Centre County to be the milk producer of the prisons.

The local farmers organization and the Pennsylvania Farmers' Association met with the people from Rockview last week to try to examine this particular proposal. Many believe it will cost the State many dollars to have this farming operation and have suggested that the correctional institution purchase their milk from the farmers who can produce the milk at a lower expense to the Commonwealth of Pennsylvania than can the Commonwealth produce their own milk. I, for one, am not sure which is correct. I had hoped that this bill would be put over until we came back and the questions that were put forth by the local farmers would have had an opportunity to have been answered by the Bureau of Corrections. If we are going to run the bill, I do not have that option of waiting to get the appropriate answers, so I am hoping that enough of my colleagues will vote "no" on the bill at this time to give us an opportunity to examine the questions and the answers to those questions that the farmers have concerning this particular operation of milk producing at the Rockview Correctional Institution.

Thank you.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Mr. President, first of all, this will not cost the taxpayers any money. There is currently approximately \$25 million in the prison Manufacturing Fund. This is money generated through the manufacturing of various items at the prisons by the prisoners. This comes to us at the request of the department, and the Commissioner of the Department of Corrections is staunchly behind it. As I said, it has no impact on State dollars. They would like to have this because they think they can do it very efficiently, but, in addition, it helps them in their control of the prison population, and it also helps in some rehabilitative efforts on behalf of prisons.

Mr. President, I, for one, do not like to see as many people in prison as we have. I wish there were other answers to so many of these problems. There are not. In the meantime, I think it is our obligation to support the Commissioner of the Department of Corrections when he is right and when he wants to try a program, unless it is reprehensible or offensive. I think

we should give them the benefit of the doubt, and, more importantly, Mr. President, this is their money that they are asking to spend. It is not taxpayer money.

I would ask for an affirmative vote on the bill. If there is a big problem with it, this is only a Senate bill. It can be addressed in the House.

Thank you, Mr. President.

Senator CORMAN. Mr. President, I would like to just correct one statement made by my colleague, the gentleman from Philadelphia, Senator Fumo, when he said these are not taxpayer dollars. They may have been generated in prison industries but, by God, they are the dollars of the people of the Commonwealth of Pennsylvania. They are held for our common use, so they are taxpayer dollars that we are accountable for and which are going to be used in this particular instance.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Montgomery, Senator Tilghman.

Senator TILGHMAN. Mr. President, on this legislation, this attempt by the Department of Corrections to get into the dairy industry has gone on for a couple of years. There is nothing particularly new about that. Unfortunately, they are now going to get the funds that allow them to do that, and the gentleman from Philadelphia, Senator Fumo, mentioned that these funds come from the Manufacturing Fund and there is money in that fund. Nevertheless, just because there is money in a fund, it does not mean it should be thrown at some project of very dubious value. Throughout the 48 continental States, the dairy industry is in difficult, difficult times, and I cannot for the life of me see why the Department of Corrections is going to be able to run a dairy farm any more efficiently than can that farmer or those families who have been in the dairy industry for years and years. I will predict to you that this is a losing proposition. It will be a losing proposition. The Department of Corrections cannot make money in this and will come back to this General Assembly for more funds, at which time some of us may say, let us get out of the business, and then we are going to go through the expensive proposition of selling off a lot of dairy equipment that is very, very expensive in the initial purchase price because most of it is stainless steel, and you will recoup very little from it. I think it is absolutely ridiculous to go ahead with a program when it is practically guaranteed to fail.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Lancaster, Senator Armstrong.

Senator ARMSTRONG. Mr. President, I agree with the previous speaker. I can understand that maybe if the prisoners would be working in a dairy and then when they got out of prison they would go on to the farms, but I do not know how many prisoners we have locked up right now who are going to become farmers when they get out. I think it would make more sense, perhaps, if we had started a soft drink industry so they can have their own soft drinks in the prison. I think that makes much more sense than the dairy industry. There is no way they can compete with free enterprise. I would say it would probably take 5 to 10 inmates to equal 1 farmer. I guess it would be probably the efficiency of a Russian farmer. So I see no value

to this at all and I think it is going to cost us money in the long run.

Thank you, Mr. President.

The PRESIDENT pro tempore. Does the gentleman from Philadelphia, Senator Fumo, care to be recognized?

Senator FUMO. Mr. President, I think it is stretching the imagination a little bit to call this fund taxpayer money. If we are going to call it taxpayer money, then we believe in involuntary servitude and slavery, and under our Constitution, that is not permitted.

Mr. President, this is not taxpayer money by any stretch of the imagination. This is a project that the Department of Corrections feels is important to them, and with them trying to manage the prison population that they currently have, given the limited resources, I think we should cooperate with them in any way possible. I do not think this is dubious. Some people may say it is; some people may say it is not. Obviously, that is what this forum is about, and whatever we decide is dubious will be voted accordingly, and whatever we decide is not will be voted accordingly.

I ask for an affirmative vote on the bill.

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Delaware, Senator Bell.

Senator BELL. Mr. President, I think everybody in this room knows that this is public funds. And public funds are not to be wasted.

And the question recurring,
Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Senator MOWERY. Mr. President, I would like to change my vote from "aye" to "no."

The PRESIDENT pro tempore. The gentleman will be so recorded.

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

YEAS—26

Afflerbach	Fumo	Mellow	Scanlon
Andrezeski	Greenleaf	Musto	Schwartz
Belan	Jones	O'Pake	Stapleton
Bodack	LaValle	Pecora	Stewart
Bortner	Lewis	Porterfield	Stout
Dawida	Lincoln	Reibman	Williams
Fattah	Lynch		

NAYS—22

Armstrong	Hart	Mowery	Salvatore
Baker	Holl	Peterson	Shaffer
Bell	Jubelirer	Punt	Shumaker
Brightbill	Lemmond	Rhoades	Tilghman
Corman	Loeper	Robbins	Wenger
Fisher	Madigan		

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.

SPECIAL ORDER OF BUSINESS GUESTS OF SENATOR ALLYSON Y. SCHWARTZ PRESENTED TO SENATE

The PRESIDENT pro tempore. The Chair recognizes the gentlewoman from Philadelphia, Senator Schwartz.

Senator SCHWARTZ. Mr. President, previously I did make this introduction, but my guest was not present in the gallery. But particularly following Senator O'Pake's introduction, we now have in the gallery another winner from the elementary school division of the library contest, a second grader from Myers Elementary School, Ariel Hayes, and her father, Mr. Hayes, who is with her and is very proud, as well, that she has won this contest. I understand that she wrote the essay on her own and surprised her parents with this little win. So congratulations to Ariel Hayes, and I ask my colleagues to extend their congratulations to her as well.

The PRESIDENT pro tempore. Will the guests of Senator Schwartz please stand so we can recognize you.

(Applause.)

CONSIDERATION OF CALENDAR RESUMED

HB 65 CALLED UP

HB 65 (Pr. No. 1827) — 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 BODACK.

BILL OVER IN ORDER

HB 65 — Without objection, the bill was passed over in its order at the request of Senator BODACK.

RECONSIDERATION OF HB 958

BILL RECOMMITTED

HB 958 (Pr. No. 1404) — Senator BODACK. Mr. President, I move to reconsider the vote by which House Bill No. 958 went over in its order.

The motion was agreed to.

On the question,

Will the Senate agree to the bill on third consideration?

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, I move that House Bill No. 958 be recommitted to the Committee on Appropriations.

The PRESIDENT pro tempore. Without objection, House Bill No. 958 will be recommitted to the Committee on Appropriations.

ANNOUNCEMENT BY THE MAJORITY WHIP

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, I request that a meeting of the Committee on Appropriations be held immediately off the floor in the rear of the Chamber in the Rules room.

The PRESIDENT pro tempore. Would all Members of the Committee on Appropriations please report to the Rules room for a brief meeting.

The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, for the benefit of the Members, I would like to suggest that we continue with the Second Consideration Calendar while the Committee on Appropriations is meeting.

The PRESIDENT pro tempore. The gentleman can do that. You may so proceed.

CONSIDERATION OF CALENDAR RESUMED**SECOND CONSIDERATION CALENDAR****BILL ON SECOND CONSIDERATION
AND REREFERRED**

HB 438 (Pr. No. 1828) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, requiring a report of certain racial and ethnic groupings; authorizing the board of school directors of certain school districts to levy different rates of taxation for school purposes on land and on buildings; providing for instructional support, for payments to intermediate units and for special education payments to school districts; and creating a fund for payments to approved private schools.

Considered the second time and agreed to,
Ordered, To be printed for third consideration.

Upon motion of Senator BODACK, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

BILLS ON SECOND CONSIDERATION

SB 684 (Pr. No. 1198) -- 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 composition of the Pennsylvania Commission on Sentencing; providing for guidelines for high-risk offenders; and further providing for sentencing, for presentence reports and for confinement.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

SB 860 (Pr. No. 938) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing for landlord ratepayers and tenants, for notice prior to termination of service, for penalties and for remedies; and imposing duties upon owners of rental property.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

**BILL ON SECOND CONSIDERATION
AND REREFERRED**

SB 880 (Pr. No. 963) -- The Senate proceeded to consideration of the bill, entitled:

An Act providing the Early Childhood Education Professional Loan Forgiveness Program for Pennsylvania residents who graduate from institutions of higher education and who apply their educational training to positions in approved child-care facilities in this Commonwealth.

Considered the second time and agreed to,
Ordered, To be printed for third consideration.

Upon motion of Senator BODACK, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

BILLS ON SECOND CONSIDERATION

SB 952 (Pr. No. 1043) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), entitled, as reenacted, "Liquor Code," eliminating the transfer of funds to the Enforcement Officers' Retirement Account; providing for the transfer of funds remaining in the account; and providing for the transfer of excess funds transferred to the Enforcement Officers' Benefit Account in the State Employees' Retirement Fund.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

SB 985 (Pr. No. 1088) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing protection for public utility employees who report a violation or suspected violation of Federal, State or local law; providing protection for such employees who participate in investigations, hearings, inquiries or court actions; and prescribing remedies and penalties.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

SB 1032 (Pr. No. 1154) -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled, as amended, "The Fiscal Code," further providing for the issuance of tax anticipation notes.

Considered the second time and agreed to,
Ordered, To be printed on the Calendar for third consideration.

UNFINISHED BUSINESS REPORTS FROM COMMITTEE

Senator WILLIAMS, from the Committee on Public Health and Welfare, reported the following bills:

SB 1052 (Pr. No. 1174)

An Act reenacting and amending the act of July 8, 1986 (P. L. 408, No. 89), entitled "Health Care Cost Containment Act," changing the title; further providing for the Health Care Cost Containment Council and its powers and duties, for data submission and collection, for data dissemination and publication, for health care for the medically indigent, for access to council data, for special studies and reports and for contracts with vendors; eliminating provisions on appropriations and termination; and making editorial changes.

SB 1079 (Pr. No. 1215)

An Act amending the act of July 19, 1979 (P. L. 130, No. 48), entitled "Health Care Facilities Act," providing for notices to be posted in certain State-licensed facilities.

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 Benjamin L. Zimmerman and to Joseph Doviak by Senator Armstrong.

Congratulations of the Senate were extended to George H. Yeckel, Kevin Price and to the Duquesne High School Boys Basketball Team by Senator Belan.

Congratulations of the Senate were extended to Mary Moran by Senator Bell.

Congratulations of the Senate were extended to Mr. and Mrs. Richard T. Zeh, Don Graham and to the North Catholic High School Girls Basketball Team of Pittsburgh by Senator Bodack.

Congratulations of the Senate were extended to Mr. and Mrs. Kenneth V. Goss and to Mr. and Mrs. Gerald Kauffman by Senator Corman.

Congratulations of the Senate were extended to Mr. and Mrs. Herbert M. Ott, Virginia M. Cooper and to Mary K. Howe by Senator Greenleaf.

Congratulations of the Senate were extended to Mr. and Mrs. Melvin Cernicky, Luke Anthony Schrim, Dr. James Higgins and to the sixth grade students of Mars Area Middle School by Senator Hart.

Congratulations of the Senate were extended to Mr. and Mrs. Donald R. Edwards by Senator Helfrick.

Congratulations of the Senate were extended to Mr. and Mrs. Warren H. Fouse, Mr. and Mrs. Frank Kough and to Sadie Marie Feathers by Senator Jubelirer.

Congratulations of the Senate were extended to Mr. and Mrs. Glen Fitch by Senator Lemmond.

Congratulations of the Senate were extended to Mr. and Mrs. Paul Petenbrink and to Torona A. Klink by Senator Lincoln.

Congratulations of the Senate were extended to Mr. and Mrs. Ralph Burgess, Mr. and Mrs. David W. Gathman, Mr. and Mrs. Samuel Ray, Mr. and Mrs. Raymond L. Rice, Mr. and Mrs. Harry E. English and to Mary Ritter by Senator Madigan.

Congratulations of the Senate were extended to Robert Penzone, Jr., by Senator Mellow.

Congratulations of the Senate were extended to Mr. and Mrs. Joseph Karaffa, Sr., Reverend John K. Manno and to Reverend Father Peter J. Alisauskas by Senator Musto.

Congratulations of the Senate were extended to Albert Boscov, Holy Name High School Girls Varsity and Junior Varsity Teams of Reading, Berks County Senior Citizens Council of Reading, Fleetwood High School Indoor Color Guard and to the Reading Central Catholic High School Boys Basketball Team by Senator O'Pake.

Congratulations of the Senate were extended to Ryan Smith, Scott Lieberman and to John Townsend by Senator Pecora.

Congratulations of the Senate were extended to Mr. and Mrs. Roy W. Yurt and to Brett Thomas Gross by Senator Porterfield.

Congratulations of the Senate were extended to Mr. and Mrs. Gerald L. Phillips by Senator Rhoades.

Congratulations of the Senate were extended to Daniel J. Harris by Senator Salvatore.

Congratulations of the Senate were extended to Mr. and Mrs. Jay Finefrock and to Jamison Stivers by Senator Shaffer.

Congratulations of the Senate were extended to James Vovakes by Senator Shumaker.

Congratulations of the Senate were extended to Mr. and Mrs. Blair McQuown and to Michael Paul Juart by Senator Stapleton.

Congratulations of the Senate were extended to Laurel Crest Manor of Ebensburg by Senator Stewart.

Congratulations of the Senate were extended to Mr. and Mrs. Wilbert H. Corwin, Mr. and Mrs. Amel L. Tucci, Mr. and Mrs. Nicholas John Zullo, Mr. and Mrs. James Kilgore and to Mr. and Mrs. Bernard Lodovici by Senator Stout.

Congratulations of the Senate were extended to Scott Robert Sullivan by Senator Wenger.

BILLS ON FIRST CONSIDERATION

Senator AFFLERBACH. Mr. President, I move that 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 182, 308, 309, 314, 320, 348, 395, 427, 429, 470, 607, 740, 818, 820, 822, 827, 829, 836, 838, 845, 926, 970, 1014, 1015, 1016, 1026, 1052, 1066, 1079, HB 461, 576, 853, 878 and 986.

And said bills having been considered for the first time,
Ordered, To be printed on the Calendar for second consideration.

COMMUNICATIONS FROM THE GOVERNOR

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT pro tempore laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF HAMBURG CENTER

May 11, 1993

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, Andrea Quigley, 323 Short Street, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, for appointment as a member of the Board of Trustees of Hamburg Center, to serve until the third Tuesday of January 1997, and until her successor is appointed and qualified, vice Bertha E. Wahmann, Lebanon, resigned.

ROBERT P. CASEY
Governor

MEMBER OF THE INDUSTRIAL BOARD

May 11, 1993

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, John J. Gallagher, 7800 Castor Avenue, Philadelphia 19152, Philadelphia County, Second Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1995 and until his successor is appointed and qualified, vice Gabriel L. I. Bevilacqua, Philadelphia, resigned.

ROBERT P. CASEY
Governor

MEMBER OF THE INDUSTRIAL BOARD

May 11, 1993

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, Fred Schimelfenig, 2714 Jackson Street, Scranton 18504, Lackawanna County, Twenty-second Senatorial District, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January, 1995 and until his successor is appointed and qualified, vice Julia L. Maietta, Curwensville, whose term expired.

ROBERT P. CASEY
Governor

RECALL COMMUNICATIONS REFERRED TO COMMITTEE

The PRESIDENT pro tempore laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Rules and Executive Nominations:

MEMBER OF THE ENVIRONMENTAL HEARING BOARD

May 11, 1993

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated April 26, 1993 for the appointment of Andrea Quigley, 323 Short Street, Harrisburg 17112, Dauphin County, Fifteenth Senatorial District, as a member of the Environmental Hearing Board, to serve for a term of six years and until her successor is appointed and qualified, vice Terrance J. Fitzpatrick, Esquire, Hummelstown, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

ROBERT P. CASEY
Governor

DISTRICT JUSTICE

May 11, 1993

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

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated May 5, 1993 for the appointment of Joseph Calla, 794 West Creek Road, St. Marys 15857, Elk County, Twenty-fifth Senatorial District, as District Justice, in and for the County of Elk, Magisterial District 59-3-03, to serve until the first Monday of January 1994, vice Elizabeth J. Friedl, resigned.

I respectfully request the return to me of the official message of nomination on the premises.

ROBERT P. CASEY
Governor

BILLS SIGNED

The PRESIDENT pro tempore. The Chair wishes to announce the following bills were signed in the presence of the Senate:

SB 298 and SB 421.

ANNOUNCEMENTS BY THE SECRETARY

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

WEDNESDAY, MAY 12, 1993

9:00 A.M.	FINANCE (to consider Senate Bill No. 182) CANCELLED	Room 8E-B Hearing Rm. East Wing
-----------	---	---------------------------------------

MONDAY, MAY 17, 1993

9:30 A.M.	PUBLIC HEALTH AND WELFARE (to consider minorities and managed care)	Temple Univ. 13th & Cecil B. Moore Ave. Phila., PA
-----------	---	--

WEDNESDAY, MAY 26, 1993

9:30 A.M.	PUBLIC HEALTH AND WELFARE (to consider managed care and mental health)	Room 8E-A Hearing Rm. East Wing
-----------	--	---------------------------------------

SENATE RESOLUTION

DECLARING MAY 10, 1993, AS A
"DAY OF RELIEF AND RECOVERY"

The PRESIDENT pro tempore. The Chair recognizes the gentleman from Philadelphia, Senator Williams.

Senator WILLIAMS. Mr. President, yesterday, May 10, there was an event in Harrisburg to celebrate the unique contributions of "One Day at a Time," an exemplary organization in the area of drug rehabilitation and relief, a successful model. So I rise, Mr. President, to ask unanimous consent to offer this resolution in honor of the accomplishments of "One Day at a Time" and to celebrate the day of recovery and relief in Pennsylvania.

Senators WILLIAMS and JONES offered the following resolution (**Senate Resolution No. 61**), which was read, considered and adopted:

In the Senate, May 11, 1993

A RESOLUTION

Declaring May 10, 1993, as a "Day of Relief and Recovery."

WHEREAS, Substance abuse is one of the leading causes that has torn apart the very fiber of the family; and

WHEREAS, Thousands of babies per year are born chemically addicted because of the alarming number of mothers who, during pregnancy, are chemically dependent; and

WHEREAS, The average person seeking to be drug free will attend or be admitted to three or four rehabilitation or treatment programs before recovery becomes a realistic goal; and

WHEREAS, Incarceration, the act of a violent crime and death are at their highest rates among the active drug-using population; and

WHEREAS, "One Day at a Time" is a community drug recovery program from Philadelphia that has restored dignity and given new direction to thousands of people who once were drug dependent; and

WHEREAS, "One Day at a Time," if truth be told, has recycled hopelessness into hope, grim yesterdays into bright tomorrows, and within their challenge of new life their mediocrity has no place; therefore be it

RESOLVED, That the Senate declare Monday, May 10, 1993, as a "Day of Relief and Recovery"; and be it further

RESOLVED, That the Senate recognize "One Day at a Time" for its contributions to drug and alcohol treatment.

REPORTS FROM COMMITTEE

Senator FUMO, from the Committee on Appropriations, reported the following bills:

SB 515 (Pr. No. 1249) (Amended) (Rereported)

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, adding provisions relating to speech-language pathologists, audiologists and teachers of persons who are hearing impaired.

HB 718 (Pr. No. 1709) (Rereported)

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for complimentary nonresident licenses; further providing for restrictions on recreational spotlighting, for permit fees and for disabled person permits.

ADJOURNMENT

Senator BODACK. Mr. President, I move that the Senate do now adjourn until Monday, May 24, 1993, at 2 p.m., Eastern Daylight Saving Time.

The motion was agreed to.

The Senate adjourned at 4:05 p.m., Eastern Daylight Saving Time.