

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, MAY 24, 1993

SESSION OF 1993

177TH OF THE GENERAL ASSEMBLY

No. 29

### SENATE

MONDAY, May 24, 1993

The Senate met at 2 p.m., Eastern Daylight Saving Time.

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

### PRAYER

The Chaplain, Reverend WILLIAM MORGAN, of Baden United Methodist Church in Baden, offered the following prayer:

Please pray with me.

Our Father, we thank You for this day and the privilege to be together as persons seeking a better self. We would ask Thy blessing upon all those who are serving higher ideals of mind, body, and spirit throughout the world, and each of us, in our own way, serve You and our fellowmen to the end that ours might be a better community in which to live.

God of our Father, who is ever near and always ready to help those who put their trust in Thee, make us more receptive to the influence of Thy spirit and incline our hearts to do Thy will, that with clear vision and courageous hearts, we may move into the duties of this day.

We pray Thee bless, protect, and guide the Honorable Governor Robert P. Casey. Bless, protect, and guide the Honorable Lieutenant Governor Mark S. Singel, President of the Senate. Grant them and all those elected officials of our government wisdom and understanding, to enable them to lead our State into righteousness and truth, achievement and example.

We pray for the spirits strong enough, for hearts courageous enough, and for hands willing enough to truly serve this age in which we live.

Bless the citizens of our great Commonwealth, that they may live together happily, harmoniously, healthy, helping one another in keeping true to their faith in Thee.

We pray for our divided world and for ourselves in the midst of it, that we may not add to the divisions by our pride and prejudice, but by our faith, hope, and love may increase the areas of goodwill and freedom, that the Nations of this world may learn to live together in peace. So make our hands strong, our hearts steadfast, and our faith in Thee secure.

This we ask in Thy name. Amen.

The PRESIDENT. The Chair thanks Reverend Morgan, who is the guest this day of Senator LaValle.

### LEGISLATIVE LEAVES

The PRESIDENT. The Chair recognizes the gentleman from Indiana, Senator Stapleton.

Senator STAPLETON. Mr. President, I ask for a temporary Capitol leave for Senator Jones. That is all at this time.

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

Senator LOEPER. Mr. President, I request a legislative leave for today's Session on behalf of Senator Baker, who is meeting with constituents in his district office.

The PRESIDENT. Senator Stapleton requests a temporary Capitol leave for Senator Jones.

Senator Loeper requests a legislative leave for Senator Baker.

The Chair hears no objection to the leave requests. The leaves will be granted.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of May 11, 1993.

The Clerk proceeded to read the Journal of the preceding Session.

Senator BODACK. Mr. President, I move that further reading of the Journal be dispensed with, and that the Journal be approved.

On the question,

Will the Senate agree to the motion?

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

YEAS—48

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

NAYS—0

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

The PRESIDENT. The Journal is approved.

**SPECIAL ORDER OF BUSINESS  
GUESTS OF SENATOR H. CRAIG LEWIS  
PRESENTED TO SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Bucks, Senator Lewis.

Senator LEWIS. Mr. President, I am delighted to have the opportunity to introduce to my colleagues a special guest from Bucks County, who is with us on the floor today. Farra D'Orazio is a junior at Council Rock Senior High School, where she is a member of the National Honor Society, she is involved with the Students Against Drunk Driving, and she is also the sports editor of the yearbook. This outstanding 16-year-old woman has had the opportunity to serve in the Presidential Classroom in Washington, D.C., and is here with us today as the result of competition within her synagogue, Tifereth Israel of Lower Bucks County, in Bensalem, in my district.

Mr. President, I am delighted to have her with us today and I would ask that the Senate extend to her its usual warm welcome. She is here with the Pages, and I would ask the Senate to extend its warm welcome to this young woman.

The PRESIDENT. Would the guest of Senator Lewis please rise so that we could welcome you to the Senate of Pennsylvania.

(Applause.)

Senator LEWIS. Mr. President, further, if I may—and I do apologize—her father, Mr. D'Orazio, is also with us and is in the balcony, and I would also ask that the Senate extend its welcome to him as well.

The PRESIDENT. Would Mr. D'Orazio please rise so that we could welcome you to the Senate of Pennsylvania.

(Applause.)

**GUEST OF SENATOR MICHAEL A. O'PAKE  
PRESENTED TO SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Berks, Senator O'Pake.

Senator O'PAKE. Mr. President, also serving as a guest Page today is an outstanding student athlete from my district, David Voelker. He is a junior from Reading Central Catholic High School, my alma mater, which went to the final four in the Class AA basketball tournament. He was the most valuable player in District III play and was on the all-county basketball team. Following in the tradition of his family, he is an outstanding student, and I am honored that he is serving with us for today and would ask the Senate to extend another warm welcome to Mr. David Voelker, from Reading Central Catholic High School.

The PRESIDENT. David, if you would rise, we could welcome you to the Senate of Pennsylvania.

We thank you for coming.

(Applause.)

**GUESTS OF SENATOR DAVID J.  
BRIGHTBILL PRESENTED TO SENATE**

The PRESIDENT. The Chair recognizes the gentleman from Lebanon, Senator Brightbill.

Senator BRIGHTBILL. Mr. President, I am honored to have in the gallery today Nicholai Bocker, who is a Rotary exchange student from Dusseldorf, Germany, and he will be graduating with the senior class at Hamburg Area High School. His host family during his stay is the Martin Christman family. Sandy Christman is a member of my district office staff in Hamburg and just a terrific person and a terrific employee of the Senate of Pennsylvania. They are in the gallery, so, if the Chair could recognize Nicholai Bocker and Sandy Christman.

The PRESIDENT. Would the guests of Senator Brightbill please rise so that we can welcome you to the Senate of Pennsylvania.

(Applause.)

**COMMUNICATIONS FROM THE GOVERNOR**

**APPROVAL OF SENATE BILLS**

The PRESIDENT laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, advising that the following Senate Bills had been approved and signed by the Governor:

**SB 60, SB 295, SB 298, SB 421 and SB 719.**

**NOMINATIONS BY THE GOVERNOR  
REFERRED TO COMMITTEE**

The PRESIDENT 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 PENNSYLVANIA CANCER  
CONTROL, PREVENTION AND RESEARCH  
ADVISORY BOARD**

May 17, 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, Paulette M. Vandzura, R. D. #2, Box 730, Portage 15946, Cambria County, Thirty-fifth Senatorial District, for reappointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE STATE HEALTH  
FACILITY HEARING BOARD

May 17, 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, Bruce L. Davidson, M.D., 501 Mary Watersford Road, Bala Cynwyd 19004, Montgomery County, Seventeenth Senatorial District, for appointment as a member of the State Health Facility Hearing Board, to serve for a term of four years and until his successor is appointed and qualified, vice Arthur B. King, M.D., Athens, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE STATE  
TRANSPORTATION COMMISSION

May 17, 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, Robert B. Pease, 326 Dewey Street, Pittsburgh 15218, Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the State Transportation Commission, to serve for a term of six years and until his successor is appointed and qualified, but not longer than six months beyond that period.

ROBERT P. CASEY  
Governor

MEMBER OF THE COUNCIL OF TRUSTEES  
OF WEST CHESTER UNIVERSITY OF  
PENNSYLVANIA OF THE STATE SYSTEM  
OF HIGHER EDUCATION

May 17, 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, W. Richard Whitlock, Coventryville Road, R. D. #2, Pottstown 19464, Montgomery County, Forty-fourth Senatorial District, for appointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January, 1997, and until his successor is appointed and qualified, vice Johanna K. Havlick, West Chester, whose term expired.

ROBERT P. CASEY  
Governor

JUDGE, COURT OF COMMON PLEAS,  
THIRTY-NINTH JUDICIAL DISTRICT

May 21, 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, Douglas W. Herman, Esquire,

173 Lincoln Way East, Chambersburg 17201, Franklin County, Thirty-third Senatorial District, for appointment as Judge of the Court of Common Pleas of the Thirty-ninth Judicial District, to serve until the first Monday of January, 1994, vice The Honorable John W. Keller, resigned.

ROBERT P. CASEY  
Governor

JUDGE, MUNICIPAL COURT  
OF PHILADELPHIA

May 21, 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, William A. Meehan, Jr., Esquire, 622 Maple Avenue, Philadelphia 19116, Philadelphia County, Fifth Senatorial District, for appointment as Judge of the Municipal Court of Philadelphia, to serve until the first Monday of January, 1994, vice The Honorable William J. Brady, Jr., mandatory retirement.

ROBERT P. CASEY  
Governor

MEMBER OF THE COUNCIL OF TRUSTEES  
OF WEST CHESTER UNIVERSITY OF  
PENNSYLVANIA OF THE STATE SYSTEM  
OF HIGHER EDUCATION

May 21, 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, William J. Brennan, Esquire, 1692 Knob Lane, P.O. Box 447, Valley Forge 19481, Chester County, Forty-fourth Senatorial District, for appointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 1999, and until his successor is appointed and qualified, vice John F. Unruh, Media, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE CARBON COUNTY  
BOARD OF ASSISTANCE

May 21, 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, Pearl H. Dugan (Democrat), 60 Broadway, Jim Thorpe 18229, Carbon County, Twenty-ninth Senatorial District, for appointment as a member of the Carbon County Board of Assistance, to serve until December 31, 1995, and until her successor is appointed and qualified, to add to complement.

ROBERT P. CASEY  
Governor

**RECALL COMMUNICATIONS  
REFERRED TO COMMITTEE**

The PRESIDENT 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  
THE EASTERN YOUTH DEVELOPMENT CENTERS**

May 17, 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 14, 1993 for the appointment of Genevieve Guffin Lopez, 2604 West Somerset Street, Philadelphia 19132, Philadelphia County, Seventh Senatorial District, as a member of the Board of Trustees of The Eastern Youth Development Centers, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified, vice Lois Laws, Yeadon, whose term expired.

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

ROBERT P. CASEY  
Governor

**JUDGE, COURT OF COMMON PLEAS,  
THIRTY-NINTH JUDICIAL DISTRICT**

May 21, 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 March 31, 1993 for the appointment of Thomas J. Finucane, Esquire, 13884 Dutchtown Road, Mercersburg 17236, Franklin County, Thirty-third Senatorial District, as Judge of the Court of Common Pleas of the Thirty-ninth Judicial District, to serve until the first Monday of January, 1994, vice The Honorable John W. Keller, resigned.

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

ROBERT P. CASEY  
Governor

**DISTRICT JUSTICE**

May 21, 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 February 25, 1993 for the appointment of Dianna L. Leya, R. D. #3, Dell Road, Emlenton 16373, Venango County, Twenty-first Senatorial District, as District Justice, in and for the County of Venango, Magisterial District 28-3-04, to serve until the first Monday of January 1994, vice Walter Sam Turk, resigned.

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

ROBERT P. CASEY  
Governor

**HOUSE MESSAGES**

**HOUSE CONCURS IN SENATE BILL**

The Clerk of the House of Representatives returned to the Senate **SB 399**, with the information the House has passed the same without amendments.

**SENATE BILL RETURNED WITH AMENDMENTS**

The Clerk of the House of Representatives returned to the Senate **SB 507**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. Pursuant to Senate Rule XV, Section 5, this bill will be referred to the Committee on Rules and Executive Nominations.

**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 13, 1993

- HB 6** -- Committee on Judiciary.
- HB 450** -- Committee on State Government.
- HB 1422** -- Committee on Banking and Insurance.

May 14, 1993

- HB 1341** -- Committee on Public Health and Welfare.

**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 13, 1993

Senators STOUT, HART, REIBMAN, O'PAKE, MUSTO, BELAN, DAWIDA and LINCOLN presented to the Chair **SB 1096**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for exceptions to the prohibition relating to hearing impairment devices.

Which was committed to the Committee on TRANSPORTATION, May 13, 1993.

Senators FUMO, MADIGAN, AFFLERBACH, DAWIDA and FATTAH presented to the Chair **SB 1097**, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), entitled, as reenacted, "Liquor Code," providing for certain conduct of licensee patrons.

Which was committed to the Committee on LAW AND JUSTICE, May 13, 1993.

Senator FUMO presented to the Chair **SB 1098**, entitled:

A Supplement to the act of (P. L. , No. ), entitled "Capital Budget Project Itemization Act for 1993-1994," itemizing

public improvement projects, furniture and equipment projects, transportation assistance projects, flood control projects and redevelopment assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation; stating the estimated useful life of the projects; authorizing certain waivers; and making appropriations.

Which was committed to the Committee on APPROPRIATIONS, May 13, 1993.

Senators AFFLERBACH, SALVATORE, PORTERFIELD, LOEPER, MUSTO, LEMMOND, MADIGAN, HART, ROBBINS, O'PAKE, REIBMAN, FUMO, BORTNER, SHAFFER, BRIGHTBILL, LEWIS, HELFRICK, SCHWARTZ, MELLOW and FISHER presented to the Chair **SB 1099**, entitled:

An Act amending Title 9 (Burial Grounds) of the Pennsylvania Consolidated Statutes, further providing for initial deposits by existing cemetery companies and for periodic deposits.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 13, 1993.

Senators TILGHMAN, SALVATORE, CORMAN, HART, ROBBINS, HELFRICK, MOWERY, PUNT, FISHER, WENGER and MADIGAN presented to the Chair **SB 1100**, entitled:

An Act exempting political subdivisions from compliance with certain laws that require political subdivisions to spend funds or that limit the ability of political subdivisions to raise revenue.

Which was committed to the Committee on APPROPRIATIONS, May 13, 1993.

Senators PECORA, AFFLERBACH, DAWIDA, MUSTO, BELAN, O'PAKE, LAVALLE, STOUT, WILLIAMS, STAPLETON and REIBMAN presented to the Chair **SB 1101**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for special registration plates.

Which was committed to the Committee on TRANSPORTATION, May 13, 1993.

Senator BODACK presented to the Chair **SB 1102**, entitled:

An Act amending the act of December 20, 1967 (P. L. 869, No. 385), entitled "Public Works Contractors' Bond Law of 1967," providing for contracts where the contracting body is a city of the second class.

Which was committed to the Committee on LOCAL GOVERNMENT, May 13, 1993.

Senators SCHWARTZ, SCANLON, DAWIDA, LAVALLE, JONES, AFFLERBACH, REIBMAN, O'PAKE, BELL, LEWIS, BRIGHTBILL, MELLOW, FUMO, LYNCH, PECORA, PORTERFIELD, LINCOLN, BODACK,

STEWART, MUSTO, BELAN, GREENLEAF, PETERSON, WILLIAMS and RHOADES presented to the Chair **SB 1103**, entitled:

An Act mandating health insurance coverage of annual gynecological examinations and routine pap smears; and making repeals.

Which was committed to the Committee on BANKING AND INSURANCE, May 13, 1993.

Senators AFFLERBACH, HELFRICK, LAVALLE, SALVATORE, PORTERFIELD, SHUMAKER, FISHER, WENGER, PETERSON, RHOADES and BAKER presented to the Chair **SB 1104**, entitled:

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

Which was committed to the Committee on FINANCE, May 13, 1993.

Senators PORTERFIELD, MUSTO, JONES, BELAN and O'PAKE presented to the Chair **SB 1105**, entitled:

An Act amending the act of July 28, 1988 (P. L. 556, No. 101), entitled "Municipal Waste Planning, Recycling and Waste Reduction Act," providing for the establishment, administration and operation of a licensure program for vehicles which haul septage; imposing additional powers and duties on the Department of Environmental Resources and counties; and providing penalties.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 13, 1993.

Senators PORTERFIELD, MUSTO, BRIGHTBILL, AFFLERBACH, JONES and O'PAKE presented to the Chair **SB 1106**, entitled:

An Act amending the act of July 7, 1980 (P. L. 380, No. 97), entitled "Solid Waste Management Act," further providing for bonds for certain permit applicants.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 13, 1993.

Senators PORTERFIELD, FATTAH, JONES, BELAN, WILLIAMS, AFFLERBACH, SCHWARTZ and MADIGAN presented to the Chair **SB 1107**, entitled:

An Act providing for the identification and protection of Native American Indian burial sites; and imposing penalties.

Which was committed to the Committee on STATE GOVERNMENT, May 13, 1993.

Senators PORTERFIELD, STOUT, HELFRICK, SCHWARTZ, REIBMAN, JONES and O'PAKE presented to the Chair **SB 1108**, entitled:

An Act amending the act of December 19, 1974 (P. L. 973, No. 319), entitled "Pennsylvania Farmland and Forest Land Assessment Act of 1974," further providing for preferential assessments, for procedure, for responsibilities of county assessors and for abandonment of preferential assessments.

Which was committed to the Committee on AGRICULTURE AND RURAL AFFAIRS, May 13, 1993.

Senators PORTERFIELD, MELLOW, MUSTO, BRIGHTBILL, AFFLERBACH, FATTAH, JONES and O'PAKE presented to the Chair **SB 1109**, entitled:

An Act amending the act of March 1, 1988 (P. L. 82, No. 16), entitled "Pennsylvania Infrastructure Investment Authority Act," further providing for review and financing criteria relating to the treatment and disposal of sewage generated by on-lot or other systems.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 13, 1993.

Senators PORTERFIELD, MUSTO, SCHWARTZ, REIBMAN, AFFLERBACH, JONES and HART presented to the Chair **SB 1110**, entitled:

An Act amending the act of June 11, 1968 (P. L. 149, No. 84), entitled "Volunteer Firemen's Relief Association Act," further providing for the purposes for which funds may be expended; and making an editorial change.

Which was committed to the Committee on FINANCE, May 13, 1993.

May 14, 1993

Senator PORTERFIELD presented to the Chair **SB 1111**, entitled:

An Act amending the act of June 27, 1939 (P. L. 1199, No. 404), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employes; fixing the salaries of members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," providing for appeals where there has been a countywide revision of assessments.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1112**, entitled:

An Act amending the act of June 21, 1939 (P. L. 626, No. 294), entitled "Second Class County Assessment Law," providing for appeals where there has been a countywide revision of assessments.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1113**, entitled:

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), entitled "The Third Class City Code," providing for appeals where there has been a countywide revision of assessments.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1114**, entitled:

An Act amending the act of June 27, 1947 (P. L. 1046, No. 447), entitled "State Tax Equalization Board Law," further providing for powers and duties of the State Tax Equalization Board; establishing an advisory committee and providing for its powers and duties; expanding use of the common level ratio to third class city assessments; imposing further duties on recorders of deeds; providing for the application of revised assessment rates; and making editorial changes.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1115**, entitled:

An Act amending the act of June 27, 1947 (P. L. 1046, No. 447), entitled, as amended, "State Tax Equalization Board Law," further providing for powers and duties of the State Tax Equalization Board; creating and empowering an Assessment Reform Advisory Committee; and establishing a Realty Transfer Tax Return Fund.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1116**, entitled:

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), entitled "The Third Class City Code," further providing for board determinations in assessment appeals; providing for assessment errors and refunds, and for appeals to the State Tax Equalization Board; and further providing for court determinations in assessment appeals.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1117**, entitled:

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), entitled "The General County Assessment Law," prohibiting a type of reassessment.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1118**, entitled:

An Act providing for a limited exemption from taxation of residential real property of certain retired persons and for reimbursement by the Commonwealth through the Department of Revenue for loss of revenues occasioned by such exemption.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1119**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," providing for disposition of a portion of the State realty transfer tax.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1120**, entitled:

An Act amending the act of May 21, 1943 (P. L. 571, No. 254), entitled "The Fourth to Eighth Class County Assessment Law," providing for the periodic certification and review of tax-exempt properties.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1121**, entitled:

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), entitled "The General County Assessment Law," providing for the periodic certification and review of tax-exempt properties.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1122**, entitled:

An Act amending the act of May 21, 1943 (P. L. 571, No. 254), entitled "The Fourth to Eighth Class County Assessment Law," including third class counties within the scope of the act; further providing for assessment procedures, for appeals of assessments and for the powers and duties of county commissioners and of the governing body of home rule charter counties; making editorial changes; and making repeals.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senator PORTERFIELD presented to the Chair **SB 1123**, entitled:

An Act amending the act of May 22, 1933 (P. L. 853, No. 155), entitled "The General County Assessment Law," limiting the act to counties of the first, second and second A classes; further providing for the powers of the county commissioners relating to assessments; expanding the powers of assessment boards in counties of the first, second and second A classes; further providing for appeals; and providing for optional assessment revision and appeals procedures.

Which was committed to the Committee on FINANCE, May 14, 1993.

Senators STEWART, MUSTO, WENGER, DAWIDA and BELAN presented to the Chair **SB 1124**, entitled:

An Act amending the act of May 21, 1931 (P. L. 149, No. 105), entitled, as amended, "The Liquid Fuels Tax Act," further providing for refunds of liquid fuels tax money; and making editorial changes.

Which was committed to the Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 14, 1993.

Senators STEWART, WILLIAMS, O'PAKE, MUSTO, SALVATORE and BELAN presented to the Chair **SB 1125**, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for a local school district real property tax credit for owner-occupied residences.

Which was committed to the Committee on EDUCATION, May 14, 1993.

Senators STEWART, LINCOLN, O'PAKE, PUNT, MUSTO, SALVATORE, SCHWARTZ, SCANLON and BELAN presented to the Chair **SB 1126**, entitled:

An Act amending the act of August 23, 1967 (P. L. 251, No. 102), entitled, as amended, "Industrial and Commercial Development Authority Law," further providing for definitions, for applicable elected representatives, for purposes and powers, for powers of the financing authority, for financing authority indebtedness, for financing au-

thority loans, for industrial and commercial development authorities, for bonds and for competition in award of contracts.

Which was committed to the Committee on COMMUNITY AND ECONOMIC DEVELOPMENT, May 14, 1993.

Senators SHAFFER, HELFRICK, SALVATORE, WENGER, BELL, PECORA and STAPLETON presented to the Chair **SB 1127**, entitled:

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

Which was committed to the Committee on JUDICIARY, May 14, 1993.

Senators SHAFFER, HELFRICK, SALVATORE, BELL and RHOADES presented to the Chair **SB 1128**, entitled:

An Act amending the act of December 22, 1983 (P. L. 306, No. 84), entitled "Board of Vehicles Act," providing for warranty violations; and imposing penalties.

Which was committed to the Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, May 14, 1993.

Senator BAKER presented to the Chair **SB 1129**, entitled:

An Act providing for the licensing of certain persons charged with the general administration of correctional facilities; establishing the State Board of Corrections Administrators; and fixing fees.

Which was committed to the Committee on JUDICIARY, May 14, 1993.

#### May 17, 1993

Senators DAWIDA, MOWERY, LEWIS, SALVATORE, REIBMAN and FISHER presented to the Chair **SB 1130**, entitled:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, adding and amending certain definitions; prohibiting creation of new local government employee retirement systems; providing for mandatory membership of new local government employees, for the optional transfer of certain local government employee retirement system members, beneficiaries, assets and liabilities and for the disposal of the remaining assets and the dissolutions of the systems; revising and continuing general municipal pension system State aid; and providing for supplemental local government benefit accumulation plans and for local government contributions and guarantees.

Which was committed to the Committee on FINANCE, May 17, 1993.

#### May 24, 1993

Senators MUSTO and LEMMOND presented to the Chair **SB 1131**, entitled:

An Act amending the act of December 3, 1959 (P. L. 1688, No. 621), entitled, as amended, "Housing Finance Agency Law," eliminating limitations on profits or returns on equity for nonsubsidized limited profit rental housing projects.

Which was committed to the Committee on URBAN AFFAIRS AND HOUSING, May 24, 1993.

## GENERAL COMMUNICATION

DEPARTMENT OF ENVIRONMENTAL RESOURCES  
ANNUAL REPORT OF THE MINING AND  
RECLAMATION ADVISORY BOARD

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL RESOURCES  
Office of the Secretary  
Post Office Box 2063  
Harrisburg, Pennsylvania 17105-2063

May 13, 1993

Mr. W. Russell Faber  
Chief Clerk  
Senate of Pennsylvania  
Room 89E Main Capitol Building  
Harrisburg, PA 17120-0030

Dear Mr. Faber:

I am pleased to transmit the Annual Report of the Mining and Reclamation Advisory Board. This report summarizes the activities of the Board for the period from July 11, 1991 through October 16, 1992.

The Mining and Reclamation Advisory Board is committed to working closely with the Department and the General Assembly to cooperatively assess problems and advise on workable solutions.

If you have any questions about the report or the Board, please feel free to contact Terry R. Fabian, Deputy Secretary for Mineral Resources Management, at 717-783-5538.

Sincerely,

ARTHUR A. DAVIS  
Secretary

The PRESIDENT. This report will be filed in the Library.

## BILLS SIGNED

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

**SB 399, HB 111, HB 606, HB 607 and HB 608.**

## REPORTS FROM COMMITTEE

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

**SB 713 (Pr. No. 1289)** (Amended) (Rereported)

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), entitled "Tax Reform Code of 1971," further providing for employment incentive payments.

**SB 754 (Pr. No. 817)** (Rereported)

A Supplement to the act of April 1, 1863 (P. L. 213, No. 227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method accounting for the funds appropriated.

**SB 755 (Pr. No. 818)** (Rereported)

A Supplement to the act of July 28, 1966 (3rd Sp. Sess., P. L., 87, No. 3), entitled "An act providing for the establishment and operation of the University of Pittsburgh as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth;....," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

**SB 756 (Pr. No. 819)** (Rereported)

A Supplement to the act of November 30, 1965 (P. L. 843, No. 355), entitled "An act providing for the establishment and operation of Temple University as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth;....," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

**SB 757 (Pr. No. 820)** (Rereported)

A Supplement to the act of July 7, 1972 (P. L. 743, No. 176), entitled, "An act providing for the establishment and operation of Lincoln University as an instrumentality of the Commonwealth to serve as a State-related institution in the higher education system of the Commonwealth;....," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

**SB 758 (Pr. No. 821)** (Rereported)

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

**SB 759 (Pr. No. 822)** (Rereported)

An Act making appropriations to the Hahnemann University, Philadelphia.

**SB 760 (Pr. No. 823)** (Rereported)

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

**SB 761 (Pr. No. 824)** (Rereported)

An Act making appropriations to The Medical College of Pennsylvania, East Falls, Philadelphia.

**SB 762 (Pr. No. 825)** (Rereported)

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

**SB 763 (Pr. No. 826)** (Rereported)

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

**SB 764 (Pr. No. 827)** (Rereported)

An Act making appropriations to the Delaware Valley College of Science and Agriculture at Doylestown.

**SB 765 (Pr. No. 828)** (Rereported)

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

**SB 766 (Pr. No. 829) (Rereported)**

An Act making an appropriation to the Philadelphia College of Textiles and Science.

**SB 767 (Pr. No. 830) (Rereported)**

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

**SB 768 (Pr. No. 831) (Rereported)**

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown.

**SB 769 (Pr. No. 832) (Rereported)**

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

**SB 770 (Pr. No. 833) (Rereported)**

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

**SB 771 (Pr. No. 834) (Rereported)**

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia.

**SB 772 (Pr. No. 835) (Rereported)**

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

**SB 773 (Pr. No. 836) (Rereported)**

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

**SB 774 (Pr. No. 837) (Rereported)**

An Act making appropriations to the Wistar Institute-Research, Philadelphia.

**SB 775 (Pr. No. 838) (Rereported)**

An Act making an appropriation to the Central Penn Oncology Group.

**SB 776 (Pr. No. 839) (Rereported)**

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

**SB 777 (Pr. No. 840) (Rereported)**

An Act making an appropriation to St. Francis Hospital, Pittsburgh.

**SB 778 (Pr. No. 841) (Rereported)**

An Act making appropriations to St. Christopher's Hospital, Philadelphia.

**SB 779 (Pr. No. 842) (Rereported)**

An Act making an appropriation to the Lancaster Cleft Palate.

**SB 780 (Pr. No. 843) (Rereported)**

An Act making an appropriation to the Pittsburgh Cleft Palate.

**SB 781 (Pr. No. 844) (Rereported)**

An Act making an appropriation to the Trustees of Jefferson Medical College and Hospital of Philadelphia for a comprehensive program relating to Tay-Sachs disease.

**SB 782 (Pr. No. 845) (Rereported)**

An Act making an appropriation to the Burn Foundation, Philadelphia.

**SB 783 (Pr. No. 846) (Rereported)**

An Act making an appropriation to the Rehabilitation Institute of Pittsburgh.

**SB 784 (Pr. No. 847) (Rereported)**

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

**SB 785 (Pr. No. 848) (Rereported)**

An Act making an appropriation to the Beacon Lodge Camp.

**SB 786 (Pr. No. 849) (Rereported)**

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

**SB 787 (Pr. No. 850) (Rereported)**

An Act making an appropriation to The Carnegie for the Carnegie Museum of Natural History and the Carnegie Science Center.

**SB 788 (Pr. No. 851) (Rereported)**

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

**SB 789 (Pr. No. 852) (Rereported)**

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

**SB 790 (Pr. No. 853) (Rereported)**

An Act making an appropriation to the Museum of the Philadelphia Civic Center for maintenance and the purchase of apparatus, supplies and equipment.

**SB 791 (Pr. No. 854) (Rereported)**

An Act making an appropriation to the Afro-American Historical and Cultural Museum for operating expenses.

**SB 792 (Pr. No. 855) (Rereported)**

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

**SB 793 (Pr. No. 856) (Rereported)**

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

**SB 880 (Pr. No. 1290) (Amended) (Rereported)**

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.

**HB 438 (Pr. No. 1828) (Rereported)**

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.

**HB 887 (Pr. No. 966) (Rereported)**

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the qualifications for and the issuance of junior hunting or furtaker licenses.

**DISCHARGE PETITIONS**

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

In the Senate, May 24, 1993

**A PETITION**

To place before the Senate the nomination of Andrew P. Shiner, III, as a member of the Board of Trustees of White Haven Center.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Andrew P. Shiner, III, Drifton, Pennsylvania, as a member of the Board of Trustees of White Haven Center, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

**A PETITION**

To place before the Senate the nomination of Louis J. Rossi as a member of the Board of Trustees of White Haven Center.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Louis J. Rossi, Hazleton, Pennsylvania, as a member of the Board of Trustees of White Haven Center, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher

Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

**A PETITION**

To place before the Senate the nomination of M. Grace Calvello as a member of the Board of Trustees of White Haven Center.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of M. Grace Calvello, Hazleton, Pennsylvania, as a member of the Board of Trustees of White Haven Center, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

**A PETITION**

To place before the Senate the nomination of Carole C. Wright as a member of the Board of Trustees of Scranton State School for the Deaf.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Carole C. Wright, Clarks Green, Pennsylvania, as a member of the Board of Trustees of Scranton State School for the Deaf, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

**A PETITION**

To place before the Senate the nomination of John D. Catone as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of John D. Catone, Hershey, Pennsylvania, as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

A PETITION

To place before the Senate the nomination of Aruby O. White, M.D., as a member of the Board of Trustees of Haverford State Hospital.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Aruby O. White, M.D., Philadelphia, Pennsylvania, as a member of the Board of Trustees of Haverford State Hospital, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

A PETITION

To place before the Senate the nomination of Reverend Barnabas W. Glenn as a member of the Board of Trustees of Haverford State Hospital.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Reverend Barnabas W. Glenn, Philadelphia, Pennsylvania, as a member of the Board of Trustees of Haverford State Hospital, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

A PETITION

To place before the Senate the nomination of John J. Jennings as a member of the Board of Trustees of Clarks Summit State Hospital.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of John J. Jennings, Scranton, Pennsylvania, as a member of the Board of Trustees of Clarks Summit State Hospital, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

A PETITION

To place before the Senate the nomination of Gail A. Zurick as a member of the Council of Trustees of Bloomsburg University of Pennsylvania of the State System of Higher Education.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Gail A. Zurick, Sunbury, Pennsylvania, as a member of the Council of Trustees of Bloomsburg University of Pennsylvania of the State System of Higher Education, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

In the Senate, May 24, 1993

A PETITION

To place before the Senate the nomination of Joseph M. Cognetti as a member of the Board of Trustees of Clarks Summit State Hospital.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Joseph M. Cognetti, Clarks Green, Pennsylvania, as a member of the Board of Trustees of Clarks Summit State Hospital, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

Robert C. Jubelirer  
F. Joseph Loeper  
D. Michael Fisher  
Noah W. Wenger  
Richard A. Tilghman

The PRESIDENT. These communications will be laid on the table.

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

The SECRETARY. Consent is given for the following committees to meet during today's Session: the Committee on Appropriations, to consider House Bill No. 815 and Senate Bill No. 1098; the Committee on Local Government, to consider Senate Bill No. 867; and the Committee on Rules and Executive Nominations, to consider Senate Bill No. 507 and certain nominations.

**RECESS**

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

Senator BODACK. Mr. President, I would ask for a recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations to take place immediately

in the rear of the Chamber, to be followed immediately by a Democratic caucus in the first floor caucus room.

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

Senator JUBELIRER. Mr. President, I would ask that all Members of the Republican Caucus report to the second floor caucus room immediately upon the recess of the meeting of the Committee on Rules and Executive Nominations for a caucus. Thank you, Mr. President.

The PRESIDENT. For purposes of a meeting of the Committee on Rules and Executive Nominations, followed by Republican and Democratic caucuses, the Senate will stand in brief recess.

### AFTER RECESS

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

### CALENDAR

#### THIRD CONSIDERATION CALENDAR

#### BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER TEMPORARILY

**SB 4** — Without objection, the bill was passed over in its order temporarily at the request of Senator BODACK.

#### BILL OVER IN ORDER

**SB 515 (Pr. No. 1249)** — The Senate proceeded to consideration of the bill, entitled:

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.

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

#### AMENDMENT OFFERED

Senator DAWIDA, by unanimous consent, offered the following amendment No. A1729:

Amend Sec. 1 (Sec. 6302), page 4, line 27, by striking out the brackets before and after "Dental"

Amend Sec. 1 (Sec. 6302), page 4, lines 27 and 28, by striking out "MEDICALLY NECESSARY DENTAL"

Amend Sec. 1 (Sec. 6302), page 5, line 6, by inserting after "them": , provided any of the above-listed services are medically necessary

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, I believe that the amendment can be agreed to if the gentleman would briefly describe the amendment. I may need to interrogate him on one issue.

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

Senator DAWIDA. Mr. President, this amendment is a fairly simple one that basically codifies the general practice with regard to the Blues, which is to say that only services that are medically necessary would be automatically paid for. That is the general way things are done currently, and I think it will serve to codify that into the law of Senate Bill No. 515, which, if you recall, amends the Insurance Code to expand the definition of health service doctor to include licensed audiologists and speech-language pathologists and teachers of the hearing impaired. This just will ensure that the services that are going to be paid for will be deemed medically necessary.

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

Senator JUBELIRER. Mr. President, would the maker of the amendment, the gentleman from Allegheny, Senator Dawida, stand for very brief interrogation?

The PRESIDENT. Will the Senator from Allegheny, Senator Dawida, permit himself to be interrogated?

Senator DAWIDA. I will, Mr. President.

Senator JUBELIRER. Mr. President, the issue came up in our caucus on the amendment and the question was asked, as I ask the gentleman through you, Mr. President, who determines what is medically necessary? Who makes that determination, Mr. President?

Senator DAWIDA. Mr. President, currently the determination is made by the companies that are, in this case, the Blues. They determine what "medically necessary" is, and "medically necessary" is someone who is licensed under the act to be a medical professional. In this case, that would be doctors, osteopaths, and now we include the three people who we are including in the bill.

Senator JUBELIRER. Mr. President, am I correct in understanding that the Blues themselves would make that determination, and if that be the case, would that not be an extraordinarily subjective and broad definition of "medically necessary"?

Senator DAWIDA. Mr. President, the Blues currently make that determination now in the way they actually do business.

Senator JUBELIRER. Mr. President, may we be at ease for just one moment?

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

#### AMENDMENT WITHDRAWN

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

Senator DAWIDA. Mr. President, I think it has been suggested that we hold this over until tomorrow, when we can work out the details of this amendment.

The PRESIDENT. Is the gentleman withdrawing his amendment at this time?

Senator DAWIDA. Mr. President, yes.

The PRESIDENT. Senator Dawida withdraws the amendment.

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

#### BILLS REREFERRED

**SB 569 (Pr. No. 1217)** — The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Child Death Review Panel; requiring death investigations in the case of unexpected deaths of children 15 years of age and younger; imposing a penalty; and making an appropriation.

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

**SB 6 (Pr. No. 1117)** — The Senate proceeded to consideration of the bill, entitled:

An Act establishing a Statewide youth apprenticeship program; creating the State Youth Apprenticeship Council as a subcommittee of the State Board of Education; designating the Department of Education as the administrative agency for the State Youth Apprenticeship Council; outlining the creation and participation of regional councils to support the development of youth apprenticeship programs; and providing guidelines for the administration and operation of the program.

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

#### BILLS OVER IN ORDER

**HB 65** and **HB 110** — Without objection, the bills were passed over in their order at the request of Senator BODACK.

#### BILL OVER IN ORDER TEMPORARILY

**SB 263** — Without objection, the bill was passed over in its order temporarily at the request of Senator BODACK.

#### BILLS ON THIRD CONSIDERATION AMENDED

**SB 333 (Pr. No. 1210)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 29, 1945 (P. L. 1134, No. 405), entitled "An act to create a commission to act jointly with commissions appointed for like purpose by the States of West Virginia and Maryland, the Commonwealth of Virginia and the District of Columbia, which, together with three members to be appointed by the President of the United States, shall constitute the Interstate Commission on the Potomac River Basin, with power to cooperate in the abatement of the existing pollution, and in the control of future pollution of the waters of the drainage basin of the Potomac River within the States of Maryland and West Virginia, the Commonwealth of Virginia and the District of Columbia;....," further providing for the members of the Interstate Commission on the Potomac River Basin for the Commonwealth.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BODACK, on behalf of Senator BORTNER, by unanimous consent, offered the following amendment No. A1877:

Amend Sec. 1 (Sec. 1), page 2, line 27, by striking out "Two members shall" and inserting: The Governor shall appoint two members

Amend Sec. 1 (Sec. 1), page 2, lines 27 and 28, by inserting a bracket before "be" in line 27 and after "Governor" in line 28

Amend Sec. 1 (Sec. 1), page 2, line 28, by striking out the bracket before " ; "

Amend Sec. 1 (Sec. 1), page 2, line 28, by striking out "] One appointed member"

Amend Sec. 1 (Sec. 1), page 3, line 3, by striking out "member"

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 BODACK.

**SB 570 (Pr. No. 609)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the compact contained in the act of June 5, 1937 (P. L. 1664, No. 348), entitled "An act to ratify and adopt a compact or agreement negotiated by commissioners designated by the Governor of the Commonwealth of Pennsylvania, and commissioners designated by the Governor of the State of Ohio, relative to the development, use, and control of the Pymatuning Lake and the State owned land surrounding said lake for fishing, hunting, recreational, and park purposes," changing provisions relating to the operation of motor boats.

On the question,

Will the Senate agree to the bill on third consideration?

Senator PORTERFIELD, by unanimous consent, offered the following amendment No. A1871:

Amend Sec. 1 (Subdivision 5), page 2, line 1, by striking out the brackets before and after "equipped with a motor"

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 PORTERFIELD.

#### BILLS OVER IN ORDER

**SB 601, SB 609** and **SB 611** — Without objection, the bills were passed over in their order at the request of Senator BODACK.

#### BILL ON THIRD CONSIDERATION AMENDED

**SB 612 (Pr. No. 651)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for criminal mischief.

On the question,

Will the Senate agree to the bill on third consideration?

Senator BODACK, on behalf of Senator FUMO, by unanimous consent, offered the following amendment No. A1519:

Amend Sec. 2 (Sec. 9720.1), page 3, lines 8 and 9, by striking out "convicted under 18 Pa.C.S. § 3307" and inserting: sentenced under subsection (a)

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 BODACK.

**BILL REREFERRED**

**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.

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

**BILL OVER IN ORDER**

**HB 718** -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

**BILL REREFERRED**

**SB 800 (Pr. No. 863)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, providing for the titling of motor boats; and further providing for registration of boats.

Considered the third time and agreed to.

On the question,  
Shall the bill pass finally?

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

**BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**SB 801 (Pr. No. 864)** -- The Senate proceeded to consideration of the bill, entitled:

An Act providing for the integration of educational resources of schools, colleges and businesses in this Commonwealth.

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

**LEGISLATIVE LEAVE CANCELLED**

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Jones. Her legislative leave will be cancelled.

**THIRD CONSIDERATION CALENDAR RESUMED**

**BILLS OVER IN ORDER**

**SB 860, SB 862 and SB 863** -- Without objection, the bills were passed over in their order at the request of Senator BODACK.

**BILL ON THIRD CONSIDERATION AND FINAL PASSAGE**

**SB 893 (Pr. No. 977)** -- The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled "The Fiscal Code," providing for cigarette sales and licensing; and making repeals.

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—46**

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

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

## NAYS—2

Bell Salvatore

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 OVER IN ORDER TEMPORARILY

**SB 952** — Without objection, the bill was passed over in its order temporarily at the request of Senator BODACK.

## BILL OVER IN ORDER

**SB 985** — Without objection, the bill was passed over in its order at the request of Senator BODACK.

## BILL REREFERRED

**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 third time and agreed to.

On the question,  
Shall the bill pass finally?

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

**The PRESIDING OFFICER (Michael A. O'Pake) in the Chair.**

## SB 263 CALLED UP

**SB 263 (Pr. No. 271)** — 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 ON THIRD CONSIDERATION AMENDED

**SB 263 (Pr. No. 271)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929," providing for the establishment by the Department of Health of residential drug and alcohol treatment programs for pregnant women and mothers and their dependent children; and providing for certain training programs.

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

Senator JONES, by unanimous consent, offered the following amendment No. A1516:

Amend Sec. 1 (Sec. 2123), page 2, line 5, by inserting after "grants": or contracts

Amend Sec. 1 (Sec. 2123), page 2, line 11, by inserting after "Grant": or contract

Amend Sec. 1 (Sec. 2123), page 3, lines 17 through 25, by striking out all of lines 17 through 24 and "directly to the Department of Health, the" in line 25 and inserting: (b) The

Amend Sec. 1 (Sec. 2123), page 5, lines 2 through 6, by striking out all of said lines and inserting:

(g) As used in this section and section 2124, the term "single county authority" means the agency designated to plan and coordinate drug and alcohol prevention, intervention and treatment services for a geographic area which may consist of one or more counties and to administer the provisions of such services funded through the agency.

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 JONES.

## SB 952 CALLED UP

**SB 952 (Pr. No. 1043)** — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 5 of the Third Consideration Calendar, by Senator BODACK.

## BILL OVER IN ORDER

**SB 952** — Without objection, the bill was passed over in its order at the request of Senator BODACK.

SPECIAL ORDER OF BUSINESS  
ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. Consent has been given for the Committee on Education to meet in the Rules room to consider Senate Bills No. 813 and 1068.

## LEGISLATIVE LEAVES

Senator BODACK. I request legislative leaves for Senator Lincoln, Senator Mellow, and Senator Scanlon.

The PRESIDING OFFICER. Senator Bodack requests legislative leaves for Senator Lincoln, Senator Mellow, and Senator Scanlon. The Chair hears no objection. Those leaves will be granted.

The Chair recognizes the gentleman from Delaware, Senator Loeper.

Senator LOEPER. Mr. President, Senator Armstrong and Senator Mowery have been called from the floor and I request temporary Capitol leaves on their behalf.

The PRESIDING OFFICER. Senator Loeper has requested temporary Capitol leaves for Senator Armstrong and Senator Mowery. The Chair hears no objection. The leaves will be granted.

**CONSIDERATION OF CALENDAR  
RESUMED**

**SB 4 CALLED UP**

**SB 4 (Pr. No. 1245)** — Without objection, the bill, which previously went over in its order, was called up, from page 1 of the Third Consideration Calendar, by Senator FUMO.

**BILL ON THIRD CONSIDERATION AMENDED**

**SB 4 (Pr. No. 1245)** — The Senate proceeded to consideration of the bill, entitled:

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.

On the question,

Will the Senate agree to the bill on third consideration?

Senator FUMO, by unanimous consent, offered the following amendment No. A1935:

Amend Title, page 1, line 1, by striking out "an amendment" and inserting: amendments

Amend Title, page 1, line 4, by removing the period after "revenue": changing the definition of political subdivision.

Amend Sec. 1, page 1, line 7, by striking out "amendment" and inserting: amendments

Amend Sec. 1, page 1, line 9, by inserting before "That": (1)

Amend Sec. 1 (Sec. 15), page 1, line 10, by striking out "15" and inserting: 14

Amend Sec. 1 (Sec. 15), page 1, line 13, by inserting after "statute": enacted hereafter

Amend Sec. 1 (Sec. 15), page 2, line 5, by striking out "on" and inserting: prior to

Amend Sec. 1 (Sec. 15), page 2, line 9, by striking out "all members" and inserting: the members elected to it

Amend Sec. 1, page 3, by inserting between lines 16 and 17:

(2) That section 14 of Article IX be amended to read:

§ [14] 15. Definitions.

As used in this article, the following words shall have the following meanings:

"Municipality" means a county, city, borough, incorporated town, township or any similar general purpose unit of government which shall hereafter be created by the General Assembly.

"Initiative" means the filing with the applicable election officials at least 90 days prior to the next primary or general election of a petition containing a proposal for referendum signed by electors comprising 5% of the number of electors voting for the office of Governor in the last gubernatorial general election in each municipality or area affected. The applicable election official shall place the proposal on the ballot in a manner fairly representing the content of the petition for decision by referendum at said election. Initiative on a similar question shall not be submitted more often than once in five years. No enabling law shall be required for initiative.

"Political subdivision" means a municipality or school district.

"Referendum" means approval of a question placed on the ballot, by initiative or otherwise, by a majority vote of the electors voting thereon.

Amend Sec. 2, page 3, line 18, by inserting after "CONSTITUTIONAL": amendments or

Amend Sec. 2, page 3, line 24, by inserting after "CONSTITUTIONAL": amendments or

Amend Sec. 2, page 3, line 25, by inserting after "CONSTITUTIONAL": amendments or

Amend Sec. 2, page 4, line 1, by inserting after "CONSTITUTIONAL": amendments or

Amend Sec. 2, page 4, line 3, by inserting after "CONSTITUTIONAL": amendments or

Amend Sec. 2, page 4, line 6, by inserting after "CONSTITUTIONAL": amendments or

On the question,

Will the Senate agree to the amendment?

The PRESIDING OFFICER. On the amendment, the Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Mr. President, I understand the amendment has been agreed to. This amendment clarifies the language to make sure it is prospective and does add local school districts to the constitutional prohibition.

And the question recurring,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

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

**AMENDMENT OFFERED**

Senator HART, by unanimous consent, offered the following amendment No. A1846:

Amend Title, page 1, line 1, by striking out "an amendment" and inserting: amendments

Amend Title, page 1, line 2, by inserting after "Pennsylvania,": providing for spending limitations upon the Commonwealth and

Amend Sec. 1, page 1, line 7, by striking out "amendment" and inserting: amendments

Amend Sec. 1, page 1, line 8, by striking out "is" and inserting: are

Amend Sec. 1, page 1, by inserting between lines 8 and 9:

(1) That Article VIII be amended by adding a section to read: § 18. Spending limitations.

(a) Total spending by the Commonwealth shall not exceed the spending limit in any fiscal year. The spending limit for any fiscal year shall be equal to the spending during the immediately prior fiscal year, adjusted by 100% of the compound annual rate of change for the two preceding years of personal income in Pennsylvania as reported by the Federal Government or as determined pursuant to an act of the General Assembly. The percentage of the rate of change used in any fiscal year to adjust the limit may be increased for that year, but not to a percentage in excess of 120%, by the affirmative vote of two-thirds of the members elected to each House of the General Assembly. The Commonwealth's spending limit as provided in this subsection may be changed by the procedure outlined in section 1(a) of Article XI.

(b) The spending limit of the Commonwealth may be exceeded in any fiscal year for a Presidentially declared emergency or major disaster. The spending limit may also be exceeded for other declared emergencies if the Governor so requests and the General Assembly approves by the affirmative vote of two-thirds of the members elected to each House of the General Assembly. The excess spending authorized by exceeding the limit in this manner shall not be included in the computation base of the spending limit for any subsequent fiscal year.

(c) Total spending by the Commonwealth means all appropriations and authorizations from the General Fund, the Public Transportation Assistance Fund and the Motor License Fund and funds created after the effective date of this amendment, and shall exclude refunds, servicing of bonded indebtedness incurred prior to the effective date of this amendment and of voter-approved bonded indebtedness, expenditures for funding the unfunded pension liabilities existing on the effective date of this amendment, and the spending of Federal funds, gifts or receipts restricted by laws in effect as of January 1, 1993. This section shall not be circumvented by creating additional spending programs in, or transferring spending from the General Fund or Motor License Fund to, existing special funds or restricted receipt accounts.

Amend Sec. 1, page 1, line 9, by inserting before "That": (2)

Amend Sec. 2, page 3, line 18, by striking out "AMENDMENT" and inserting: amendments

Amend Sec. 2, page 3, line 24, by striking out "AMENDMENT" and inserting: amendments

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

Amend Sec. 2, page 4, line 2, by striking out "AMENDMENT" and inserting: amendments

Amend Sec. 2, page 4, line 3, by striking out "AMENDMENT" and inserting: amendments

Amend Sec. 2, page 4, line 6, by striking out "AMENDMENT IS" and inserting: amendments are

Amend Bill, page 4, by inserting after line 8:

Section 3. The addition of section 18(a) of Article VIII of the Constitution of Pennsylvania shall become effective beginning with the first fiscal year commencing more than six months following approval of section 18 by the electorate.

On the question,

Will the Senate agree to the amendment?

The PRESIDING OFFICER. The Chair recognizes the gentlewoman from Allegheny, Senator Hart.

Senator HART. Mr. President, I rise to discuss something that I think we here in the legislature do not pay enough attention to and spend enough time dealing with, and that is fiscal responsibility. This amendment, which I also offered last year as a Senate Bill which passed the Senate in a bipartisan vote of 32-16, would create an institutional brake on the growth of State spending. It would provide a fundamental protection to State taxpayers by requiring State government to live within its means.

What the amendment does is it ties State spending increases to the growth in personal income in the Commonwealth. What it basically does, Mr. President, is it forces government to live within its means, just like a family has to live within its means. The amendment would correct an imbalance in the budgetary process which favors the claims of small, well-organized special interests against the public interest in making spending decisions. It will make us rethink our budget priorities, Mr. President, something that we are in dire need of doing. Twenty other States in the United States are now operating with spending limits. They range from statutory restrictions to a constitutional provision such as the one I am offering today.

Since the initial introduction of the bill last Session, I have received quite a bit of input from the public, including 94 percent of my constituents responding to a survey in support of this constitutional amendment. I have also received support

from taxpayer groups such as the Pennsylvania Leadership Council and Pennsylvanians Against Higher Taxes in support of this amendment. In fact, I have recently received nearly 800 individual petitions signed by taxpayers in support of this constitutional amendment.

In 6 of the last 10 years, the growth of State spending has exceeded the growth of personal income. This amendment will not put an undue restriction on the budgetary process, it will put a reasonable restriction on the budgetary process.

I think it is high time that we respond to the taxpayers of the Commonwealth and vote for this amendment, Mr. President, and I encourage a positive vote.

Thank you.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Mr. President, I oppose the amendment. We are not in dire need of fiscal responsibility. This Commonwealth has a balanced budget. We have always maintained a balanced budget. This is not the United States of America under Ronald Reagan.

Mr. President, if we look at those States that have so-called spending limitations, let us look to the leader in that field, California, currently under a Republican Governor. You could not find a more disastrous State budget in the entire United States, Mr. President, and all they are doing there is starting to shift it down to the counties. The constitutional amendment before us, which has been passed before, does a very specific, limited thing. The last thing I want to do is muddy the waters any further with any attempt to try to limit spending at the State level.

Mr. President, this amendment says that we in the Commonwealth will exercise fiscal responsibility by not shifting our burdens to the county governments and/or the school districts. It provides that where we mandate programs to be done, we will pay for those programs or those mandates can be ignored.

Mr. President, to add this amendment to it would only cloud the waters further, and, quite frankly, Mr. President, I do not see the need for it. We are all rational here. We all know we have a balanced budget. We all know we have to balance our budget, and we all know that if we do not, the Governor will do it for us, as he has done in the past on occasion with his blue line.

Mr. President, I urge a negative vote on this amendment.

The PRESIDING OFFICER. The Chair recognizes the gentlewoman from Allegheny, Senator Hart.

Senator HART. Mr. President, I feel the need to rise again to clarify one of the points made by the gentleman from Philadelphia, Senator Fumo. We have proven in past years that we are not necessarily as fiscally responsible as we should be, an example being my first budget year here in the Pennsylvania Senate. As we saw a very small increase in personal income, we saw the State budget increase by 12 percent, Mr. President. I think that is a glaring example of why we do need this amendment. And also, I think it is a good companion amendment to the proposal of the gentleman from Philadelphia,

Senator Fumo, as well. It is, again, another response to government being fiscally responsible. I think this will force us in State government to reexamine our priorities as budgetmakers and not necessarily pass those on to the local governments. In fact, the gentleman from Philadelphia, Senator Fumo's proposal would prohibit us from doing that, as well.

Thank you, Mr. President.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Venango, Senator Peterson.

Senator PETERSON. Mr. President, I rise to support the Hart amendment. I find it interesting that we continually hear a reference to the Reagan budgets. You know, I have looked at Federal budgets and I have looked at State budgets, and in State budgets the Governor historically got about 95 percent of what he proposed in his budget. I think the last couple of years he may have had 99.5 percent, when you look at the reserves and the blue lines, so he really wrote the budget, the administration. In Washington, the President writes a budget, it goes to the Hill, and I always use the example that it goes through the shredder, because Congress builds the budget. And I never hear my colleague talk about the liberal, free-spending Congress that writes these huge budgets that are hundreds of billions of dollars out of balance, because that is who really writes the Federal budget, not the President. If you look at Presidential budgets from Carter right on down and clear on back, the actual budgets have very little similarity to the Presidents' proposals, very little similarity, because the Congress, the big-spending, liberal Congress, writes the budgets.

I heard my colleague talk about California and their problems. California was a growth State that thought they would never stop growing, and they started to overtax and overregulate, and overtax and overregulate, until business said, we cannot make it in California anymore, and that is why California is in trouble. Businesses are leaving California as fast as they can find a location in a neighboring State where it is cheaper and fairer to do business. Now, I think Pennsylvania is bordering some of those same dangers. We have a very high regulatory community here that I think is out of bounds. We have a very high tax base here for business that I think makes us noncompetitive, and we seem to have no movement on workmen's compensation, a problem that is heavy on business, so we have to worry about some of the same things that California does.

But I think it is prudent. If I hear one message from the taxpayers back home and the citizens and the community leaders, it is they do not want a bigger Federal government, they do not want a bigger State government, it is big enough, and all the Hart amendment does is says that as the economy grows, as the income grows, then government can grow percentage wise, but it will not be any bigger than that. I think that makes sense. If we are a growing, bubbling economy that is expanding, then we will have more government money. If we do not, we will not, and we will not have to tax people more. I think it is no great danger to the future of Pennsylvania.

The greatest danger to the future of Pennsylvania is not addressing the regulatory community—and specifically DER—not addressing the tax issue of being competitive with taxes, and not addressing the workmen's comp issue and being competitive. Those are the dangers to our economy, because as the companies move away and the jobs move away, the tax base goes with them. This amendment is not a danger, it is a salvation. It is a message to the taxpayers and citizens of Pennsylvania that your State government will not grow any faster than your economy. That makes sense, it is what the people want, and it is time to do it.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Blair, Senator Jubelirer.

Senator JUBELIRER. Mr. President, very briefly, I urge an affirmative vote on the amendment sponsored by the gentlewoman from Allegheny, Senator Hart. It is an amendment that was in bill form in the last Session of the General Assembly, and eight Members on the other side of the aisle did, indeed, join with us over here in supporting an amendment that makes a strong attempt to control spending. And as we do look at the situation in Washington and recognize the diversion of opinion there by Democrats as well as Republicans on the ability to control spending, it takes more than just a balanced budget, for you see, Mr. President, to balance a budget there are two ways in any budget - you either cut spending or you increase your income, and increasing your income usually means an increase in taxes. I think Senator Hart is taking a very responsible position in trying to deal with the former, and that is to limit spending and to make sure that there are some controls. And yet, her amendment is fair. In an emergency situation, there are ways to deal with that kind of situation, rather than having it hard and fast. I think it is a very positive amendment to a very good constitutional amendment. I think the gentleman from Philadelphia, Senator Fumo, in his amendments today has clarified the original constitutional amendment, made it better. I think Senator Hart does the same thing. I think if we join together, we will have an excellent proposal after we pass it in two successive Sessions of the General Assembly for the people to vote on, and at last the people will say that it gives some control back to them. And after all, Mr. President, I think in this era of taxpayers demanding that we cut spending, that we act responsibly, it is not just us here but it is for future General Assemblies to look and see that spending cannot get out of control.

I applaud Senator Hart's efforts and would urge my colleagues in the Senate to support this amendment. Thank you, Mr. President.

#### LEGISLATIVE LEAVES

The PRESIDING OFFICER. The Chair recognizes the gentleman from Delaware, Senator Loeper.

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

The PRESIDING OFFICER. Senator Loeper requests temporary Capitol leave for Senator Corman. The Chair hears no objection. The temporary Capitol leave will be granted.

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

The PRESIDENT OFFICER. The Chair recognizes the gentleman from Montgomery, Senator Pecora.

Senator PECORA. Mr. President, you know, it is amazing sitting here listening to the conservatives who wish to have fiscal responsibility. It brings back memories to when I sat in the Senate on the highest tax increase in Pennsylvania's history and wanted to read the budget and the gentlemen and ladies on the other side of the aisle voted against me postponing the vote of the budget to make recommendations on cuts. So some people speak with forked tongues, or they are playing politics and are not sincere.

Thank you, Mr. President.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Blair, Senator Jubelirer.

Senator JUBELIRER. Mr. President, it is rare I agree with the Democratic gentleman from Allegheny, or southeastern Pennsylvania, Senator Pecora, but I agree, sometimes people do speak with forked tongues.

Thank you, Mr. President.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. In conclusion, Mr. President, everybody wants to cut. Everybody wants to cut spending. It is the trendy thing to do today. And I remember going through some tough budget battles, particularly one in 1991, and I remember all those conservative Senators calling up, saying, do not raise any taxes. Make sure you cut that budget, but do not touch my programs. In fact, even some of the people who spoke today were in that category, Mr. President.

Mr. President, all I have heard today is an ignorance of the budgeting process and how it really works. Mr. President, it is in the bad years and it is in the years of recession when income goes down but yet needs and costs go up. Now, there are some people in this Chamber who might say, let the poor die, let the starving suffer and die. But government has a responsibility to take care of those people who cannot take care of themselves. There may be even some people in here who say, gee, unemployment is up? The hell with them. Let them starve. That is exactly when government has the obligation to respond as best it can to help it get through those years.

This amendment does the exact opposite. It says in the good years, when everybody is doing great, we can spend more money, maybe even on needless programs. But in the bad years, when income is down, we cannot spend any more.

Mr. President, it only demonstrates a clear ignorance of what good budgeting is all about. We ought to stop the hypocrisy. Let us get on with the agenda, and let us stop trying to muddy this bill which would once and for all prohibit all of us from pushing our taxing responsibilities down on the counties. That is what this is about. This is to help local governments

cope with their own problems. This is to give us some fiscal responsibility on the mandates on them. And to add any more to this amendment is just to kill it, and we all know that. You can kill it with kindness, and that is what this amendment attempts to do, except it attempts to do it behind the veil of fiscal conservatism and good government and responsible government.

Mr. President, nothing could be further from the truth. Let us vote this down and get on with our business. Thank you.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Fisher.

Senator FISHER. Mr. President, I rise in support of the amendment of the gentlewoman from Allegheny, Senator Hart, and in doing so I agree in part and I disagree in part with the statements made by the last speaker, the gentleman from Philadelphia, Senator Fumo. Indeed, I think the basic concept of Senate Bill No. 4 is a good bill, and it is a good bill that I hope we pass and I am sure that it will pass with bipartisan support. But, likewise, I also believe that the amendment offered by Senator Hart is a good amendment and it is one that should be considered, I believe, as a companion amendment to the bill that is before us, because I believe that, just as Senator Fumo has indicated that there is a time to help, that time to help and to help the taxpayers is when personal income is down, because that is when they have less money in their pockets to contribute to State government, and that is when this constitutional spending limit would come into place. But, you know, there are provisions in this legislation, in this proposed amendment, that would, if we feel so magnanimous about the emergency or about the need across this Commonwealth to deal with those emergencies, that would allow the General Assembly, either at the request of the Governor or on its own or in the case of a Presidential emergency, to exceed the spending limit that would be in force.

But when we talk about the needs of the Commonwealth, let us not forget about the needs of the taxpayers. I think all too often on those few occasions, and I acknowledge that over recent years, when you look over the past dozen years, if this amendment were in place, we would not have exceeded in the increases in budget the percent of change in personal income. But in those years that we have, I believe that a constitutional limit in place would have forced this Senate and the House of Representatives and the Governor to be more responsible and to work even harder to try to find those areas in State government where we could have cut some money to fall under the limit that would have been imposed. I believe that is the democratic way. I believe it is the popular way. I believe it is the right way, however. It is the way the people of this Commonwealth have asked us to perform our duty, and I do not think that there is anything wrong with constitutionally putting in place a limit that all of us should try to live with and a limit which I think would be beneficial to help everybody in this Commonwealth, including the taxpayers.

So, Mr. President, I would ask for the affirmative support of the Members of both sides of the aisle for an amendment so that we could have a package that would address not only the

needs of local governments but also address the needs of our local taxpayers and the people whom we are sent here to represent.

Thank you.

The PRESIDING OFFICER. Without objection, the Chair recognizes the gentlewoman from Allegheny, Senator Hart.

Senator HART. Mr. President, I think I must address one more issue which seems to be missed by the gentleman from Philadelphia, Senator Fumo, and that is, Mr. President, that we are sent here to represent those taxpayers. Those taxpayers are not ignorant of budgeting issues. Those taxpayers earn a limited amount of money from which they must run their lives. Can we not give them some consideration in their times of difficulty, in times of high unemployment, when quite a bit of the money to fund these programs will come from the Federal government and not the State government? Can we not, Mr. President, give some consideration to those taxpayers who have been calling for responsibility on our part? Maybe it is time we take some of those legislators who are, as he said, ignorant of the budget process into the budget process, along with the people of the Commonwealth who pay the bill, and let us pass this amendment.

Thank you, Mr. President.

The PRESIDING OFFICER. Without objection, the Chair again recognizes the gentleman from Philadelphia, Senator Fumo.

Senator FUMO. Mr. President, it was not my desire to speak three times, but we allowed the gentlewoman to do so and I feel the obligation to respond again.

Mr. President, we are not saying the taxpayers are ignorant, we are saying the makers of the amendment are ignorant. They do not understand the budgeting process. Even the way this amendment is drafted it does not do what the lady from Allegheny, Senator Hart, would like it to do. It refers to the prior year's numbers. Your revenue estimates would not even allow you to do what you say you think you can do under this amendment, so it is not even drafted properly. But if it were drafted properly, it still makes no budgeting sense, and all I can say is we can look to all those States that have done this before, particularly California, with their great Proposition 19, and are they not in wonderful shape? And we can say business moved out and everybody else moved out, but the mere fact of the matter is, they sure as hell limited spending, and it did not get them anywhere except in the drink a hell of a lot worse than we were.

Mr. President, we have all sat around that budget table cutting. Some of my colleagues on the other side of the aisle have done it, and when the rhetoric is done, we know what you can cut and what you cannot cut, and there is very little in the budget that you can cut in any budget year. We all know that. It is a question of who do you want to cut at the expense of somebody else? Sure, urban Senators can say, let us cut the rural programs. That does not hurt me one bit. Rural Senators can say, let us cut the urban programs. That does not hurt me. Mr. President, the obligation to do a budget for all the people of Pennsylvania is to take into consideration all the needs of

all Pennsylvanians, among them the taxpayers who pay the bills.

Mr. President, if we want to exercise this kind of discretion, we can certainly do it. We will be very happy to do it anytime we want to. I remember standing on this floor when we were in the Minority and listening to the other side's rhetoric about taxes and spending. And I remember predicting that in the very end they would be there voting with us in the minority to make a majority to pass the taxes necessary to pass that budget, and sure as heck it happened, did it not? Despite all the rhetoric, in the end you know what you have to do. You have to do it as tight as you can, and, believe me, I have served under a number of Governors now, and there has not been—much to my chagrin at times—a better fiscally conservative-oriented Governor than Governor Casey, and we all know that. I find people upset with his budget message that we do not put 1 or 2 percent more into basic education so they can bring it home to their affluent districts simply because they have to go home with something. They are not talking about cutting those districts. No, they want to add more money to it so they can go home with something. In fact, they criticized his equity program because it does not help rich districts, it only helps poor districts.

We can go on and on forever, Mr. President, but the way to do a budget is not based on last year's income as reported to the Federal government. We all know that. It is silly. It sounds nice. We can argue about taxpayers and all the rhetoric we want, especially when we are running for reelection. We can wrap ourselves in the flag. We can do whatever we have to do, but today we are going to do the responsible thing and beat this amendment.

Let us proceed with a roll call. Thank you.

And the question recurring,

Will the Senate agree to the amendment?

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

#### YEAS—24

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

#### NAYS—24

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

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

The PRESIDING OFFICER. Without objection, Senate Bill No. 4 will go over in its order, as amended.

**ANNOUNCEMENT BY MAJORITY WHIP**

The PRESIDING OFFICER. The Chair recognizes the gentleman from Allegheny, Senator Bodack.

Senator BODACK. Mr. President, I would ask that the Committee on Education meet immediately in the Rules room in the rear of the Chamber, to be followed immediately by a meeting of the Committee on Appropriations. If the Minority has no objection, I would like to continue running the Calendar while those committees meet.

The PRESIDING OFFICER. Is there any objection to considering the bills on second consideration while the committees meet?

The Chair hears no objection.

The Committee on Education will meet first in the Rules room in the rear of the Senate, followed immediately by the meeting of the Committee on Appropriations. In the meantime, the Chair will turn to bills on second consideration, page 5 of the Calendar.

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

**SB 182 (Pr. No. 1244)** — The Senate proceeded to consideration of the bill, entitled:

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; 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.

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.

**SB 308 (Pr. No. 1243)** — The Senate proceeded to consideration of the bill, entitled:

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

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.

**SB 309 (Pr. No. 1238)** — 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 a chancery court.

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.

**BILL ON SECOND CONSIDERATION**

**SB 314 (Pr. No. 330)** — The Senate proceeded to consideration of the bill, entitled:

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.

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

**BILL OVER IN ORDER**

**SB 320** — Without objection, the bill was passed over in its order at the request of Senator BODACK.

**BILL ON SECOND CONSIDERATION  
AND REREFERRED**

**SB 348 (Pr. No. 1246)** — The Senate proceeded to consideration of the bill, entitled:

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.

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.

**BILL ON SECOND CONSIDERATION**

**SB 395 (Pr. No. 418)** — The Senate proceeded to consideration of the bill, entitled:

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

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

**BILLS ON SECOND CONSIDERATION  
AND REREFERRED**

**SB 427 (Pr. No. 455)** — The Senate proceeded to consideration of the bill, entitled:

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

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.

**SB 429 (Pr. No. 457)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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.

#### BILL ON SECOND CONSIDERATION

**HB 461 (Pr. No. 512)** -- The Senate proceeded to consideration of the bill, entitled:

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

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

#### BILL ON SECOND CONSIDERATION AND REREFERRED

**SB 470 (Pr. No. 498)** -- The Senate proceeded to consideration of the bill, entitled:

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

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.

#### BILL OVER IN ORDER

**HB 576** -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

#### BILL ON SECOND CONSIDERATION AND REREFERRED

**SB 607 (Pr. No. 646)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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 OVER IN ORDER

**SB 740** and **SB 818** -- Without objection, the bills were passed over in their order at the request of Senator BODACK.

#### BILL ON SECOND CONSIDERATION AND REREFERRED

**SB 820 (Pr. No. 893)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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 822 (Pr. No. 895)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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

**SB 827 (Pr. No. 900)** -- 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 reports to the Secretary of Revenue.

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

#### BILL OVER IN ORDER

**SB 829** -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

#### BILL ON SECOND CONSIDERATION AND REREFERRED

**SB 836 (Pr. No. 909)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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.

#### BILL OVER IN ORDER

**SB 838** -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

#### BILLS ON SECOND CONSIDERATION AND REREFERRED

**SB 845 (Pr. No. 918)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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.

**HB 853 (Pr. No. 915)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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.

#### BILL OVER IN ORDER

**HB 878** -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

#### BILL ON SECOND CONSIDERATION AND REREFERRED

**SB 926 (Pr. No. 1010)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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.

#### BILL ON SECOND CONSIDERATION

**SB 970 (Pr. No. 1247)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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

#### BILL OVER IN ORDER

**HB 986** -- Without objection, the bill was passed over in its order at the request of Senator BODACK.

#### BILLS ON SECOND CONSIDERATION

**SB 1014 (Pr. No. 1240)** -- 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 1921," authorizing the licensing of lending institutions and bank holding companies to sell credit unemployment insurance.

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

**SB 1015 (Pr. No. 1241)** -- The Senate proceeded to consideration of the bill, entitled:

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

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

#### BILLS ON SECOND CONSIDERATION AND REREFERRED

**SB 1016 (Pr. No. 1242)** -- The Senate proceeded to consideration of the bill, entitled:

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.

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.

**SB 1026 (Pr. No. 1239)** -- 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 limita-

tions on damages; and empowering the Governor to authorize the transfer of certain convicted offenders pursuant to outstanding treaties.

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.

**SB 1052 (Pr. No. 1174)** — The Senate proceeded to consideration of the bill, entitled:

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.

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.

**SB 1066 (Pr. No. 1192)** — The Senate proceeded to consideration of the bill, entitled:

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.

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.

**SB 1079 (Pr. No. 1215)** — The Senate proceeded to consideration of the bill, entitled:

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.

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.

### REPORT FROM COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS

Senator AFFLERBACH, by unanimous consent, from the Committee on Rules and Executive Nominations, reported the following nominations, made by His Excellency, the Governor of the Commonwealth, which were read by the Clerk as follows:

### MEMBER OF THE ARCHITECTS LICENSURE BOARD

April 22, 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, David C. Leung, 305 Linden Street, Scranton 18503, Lackawanna County, Twenty-second Senatorial District, for appointment as a member of the Architects Licensure Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice John Palumbo, Scranton, whose term expired.

ROBERT P. CASEY  
Governor

### MEMBER OF THE COMMONWEALTH OF PENNSYLVANIA COUNCIL ON THE ARTS

March 10, 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, Susan Kemenyffy, 4570 Old State Road, McKean 16426, Erie County, Forty-ninth Senatorial District, for appointment as a member of the Commonwealth of Pennsylvania Council on the Arts, to serve until July 1, 1994 and until her successor is appointed and qualified, vice Lyn M. Ross, Bryn Mawr, whose term expired.

ROBERT P. CASEY  
Governor

### MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

May 3, 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, Samuel M. Sanzotto, D.Ed., 6122 Charing Cross, Mechanicsburg 17055-5201, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve until March 16, 1995 and until his successor is appointed and qualified, but not longer than six months beyond that period, vice William A. Breslin, Wilkes-Barre, terminated.

ROBERT P. CASEY  
Governor

### MEMBER OF THE BOARD OF TRUSTEES OF THE EASTERN YOUTH DEVELOPMENT CENTERS

April 14, 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, The Honorable Louise Williams Bishop, 2460 North 59th Street, Philadelphia 19131, Philadelphia County, Seventh Senatorial District, for appointment as a member of

the Board of Trustees of The Eastern Youth Development Centers, to serve until the third Tuesday of January, 1997, and until her successor is appointed and qualified, vice Gradie W. Merrit, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES OF  
THE EASTERN YOUTH DEVELOPMENT CENTERS

April 14, 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, William Clarence Green, 5902 Devon Place, Philadelphia 19138, Philadelphia County, Fourth Senatorial District, for appointment as a member of the Board of Trustees of The Eastern Youth Development Centers, to serve until the third Tuesday of January, 1995, and until his successor is appointed and qualified, vice Reese A. Massey, Media, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF EBENSBURG CENTER

April 14, 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, Jean Ann Damin, Parkland and Pennview, Ebensburg 15931, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Ebensburg Center, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified, vice Manna C. Salem, Johnstown, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF EBENSBURG CENTER

April 14, 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, Mary Ringler, 140 Berkley Road, Johnstown 15905, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Ebensburg Center, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified, vice Dorothy R. Polke, Johnstown, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE ELK COUNTY  
BOARD OF ASSISTANCE

April 15, 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, Burton T. Shaver (Democrat), 32 Morgan Avenue, Ridgway 15853, Elk County, Twenty-fifth Senatorial District, for appointment as a member of the Elk County Board of Assistance, to serve until December 31, 1995, and until his successor is appointed and qualified, to add to complement.

ROBERT P. CASEY  
Governor

MEMBER OF THE HEALTH  
POLICY BOARD

March 18, 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, Peter A. Cogneetti, M.D., 15 Jerman Drive, Clarks Summit 18411, Lackawanna County, Twenty-second Senatorial District, for appointment as a member of the Health Policy Board, to serve for a term of three years and until his successor is appointed and qualified, pursuant to Act 179, approved December 18, 1992.

ROBERT P. CASEY  
Governor

MEMBER OF THE PENNSYLVANIA HISTORICAL  
AND MUSEUM COMMISSION

March 12, 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, William F. Heefner, Esquire, 555 Old Bethlehem Road, Perkasio 18944, Bucks County, Tenth Senatorial District, for reappointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 1995, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE STATE BOARD  
OF OSTEOPATHIC MEDICINE

May 4, 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, Quentin C. Weaver (Public Member), 405 Drew Avenue, Swarthmore 19081, Delaware County, Twenty-sixth Senatorial District, for appointment as a member of the State Board of Osteopathic Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Raymond G. Herr, Willow Street, whose term expired.

ROBERT P. CASEY  
Governor

**MEMBER OF THE STATE BOARD  
OF PHARMACY**

April 22, 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, Paula L. Castor, 413 South Stone Ridge Drive, Lansdale 19446, Montgomery County, Twenty-fourth Senatorial District, for appointment as a member of the State Board of Pharmacy, to serve for a term of six years and until her successor is appointed and qualified, but not longer than six months beyond that date, vice Bernard Corchnoy, Springfield, whose term expired.

ROBERT P. CASEY  
Governor

**MEMBER OF THE STATE PLANNING BOARD**

March 1, 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, Wilfredo Seda, 1130 Robeson Street, Reading 19604, Berks County, Eleventh Senatorial District, for appointment as a member of the State Planning Board, to serve until March 28, 1994, and until his successor is appointed and qualified, vice John P. Robin, Pittsburgh, resigned.

ROBERT P. CASEY  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF POLK CENTER**

April 14, 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, Harriet K. Daye, 211 McClelland Avenue, Polk 16342, Venango County, Fiftieth Senatorial District, for reappointment as a member of the Board of Trustees of Polk Center, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

**MEMBER OF THE BOARD OF TRUSTEES  
OF POLK CENTER**

April 14, 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, James F. Leahy, 4070 Howley Street, Rear, Pittsburgh 15224, Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the Board of Trust

ees of Polk Center, to serve until the third Tuesday of January 1999, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

**MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION**

April 16, 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 W. Butzow, Ed.D., 117 Jackson Street, Indiana 15701, Indiana County, Forty-first Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

**MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION**

April 16, 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, The Reverend Clarice L. Chambers, 147 Sylvan Terrace, Harrisburg 17104, Dauphin County, Fifteenth Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

**MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION**

April 16, 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, Edwin D. Coyle, Ed.D., 212 Ashenfelter Road, Collegeville 19426, Montgomery County, Seventeenth Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

**MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION**

April 16, 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, Rosalind Jones-Johnson, 702

Bullock Avenue, Yeadon 19050, Delaware County, Eighth Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION

April 16, 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, Kathleen M. Monahan, 40 Fieldstone Place, Zelionople 16063, Butler County, Twenty-first Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION

April 16, 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, Howard R. Selekman, 6535 Bartlett Street, Pittsburgh 15217, Allegheny County, Forty-third Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION

April 16, 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, James W. Stevens, 911 Ethan Allen Road, Berwyn 19312, Chester County, Nineteenth Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE PROFESSIONAL STANDARDS  
AND PRACTICES COMMISSION

April 16, 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, Sally Ann Wetzel, 115 Nichols Street, Clearfield 16830, Clearfield County, Thirty-fifth Senatorial District, for reappointment as a member of the Professional Standards and Practices Commission, to serve until the third Tuesday of January 1996, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF SCOTLAND SCHOOL FOR  
VETERANS' CHILDREN

April 15, 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, Lois A. Waters, Esquire, 2948 Fillmore Drive, Chambersburg 17101, Franklin County, Thirty-third Senatorial District, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, to serve until the third Tuesday of January 1995, and until her successor is appointed and qualified, vice Mary-Linda Merriam, Ph.D., Chambersburg, resigned.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES OF  
SCRANTON STATE SCHOOL FOR THE DEAF

February 5, 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, Carole C. Wright, 620 Glenburn Road, Clarks Green 18411, Lackawanna County, Twenty-second Senatorial District, for reappointment as a member of the Board of Trustees of Scranton State School for the Deaf, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF SELINGROVE CENTER

April 15, 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, Robert L. Compton, Jr., Box 216, Richfield 17086, Juniata County, Thirty-fourth Senatorial District, for reappointment as a member of the Board of Trustees of Selingsrove Center, to serve until the third Tuesday of January 1999, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE STATE  
TRANSPORTATION COMMISSION

April 27, 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, Jacob R. Bowers, 3439 Raymond Street, Laureldale 19605, Berks County, Eleventh Senatorial District, for appointment as a member of the State Transportation Commission, to serve for a term of six years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Frank M. Henry, Dallas, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE STATE BOARD  
OF VETERINARY MEDICINE

April 13, 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, Edward Mersky, V.M.D., 24 Prospect Road, Strasburg 17579, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the State Board of Veterinary Medicine, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Everett Denlinger, V.M.D., Ronks, whose term expired.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF WHITE HAVEN CENTER

February 5, 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, M. Grace Calvello, 871 North Church Street, Hazleton 18201, Luzerne County, Fourteenth Senatorial District, for reappointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF WHITE HAVEN CENTER

February 5, 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, Louis J. Rossi, 865 Grant Street, Hazleton 18201, Luzerne County, Fourteenth Senatorial District, for reappointment as a member of the Board of Trustees of

White Haven Center, to serve until the third Tuesday of January 1999, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

MEMBER OF THE BOARD OF TRUSTEES  
OF WHITE HAVEN CENTER

February 5, 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, Andrew P. Shiner, III, 112 St. James Drive, Drifton 18221, Luzerne County, Fourteenth Senatorial District, for reappointment as a member of the Board of Trustees of White Haven Center, to serve until the third Tuesday of January 1999, and until his successor is appointed and qualified.

ROBERT P. CASEY  
Governor

*NOMINATIONS LAID ON THE TABLE*

Senator AFFLERBACH. Mr. President, I request the nominations just read by the Clerk be laid on the table.

The PRESIDING OFFICER. The nominations will be laid on the table.

COMMUNICATION FROM THE GOVERNOR  
REPORTED FROM COMMITTEE ON RULES  
AND EXECUTIVE NOMINATIONS

Senator AFFLERBACH, by unanimous consent, reported from the Committee on Rules and Executive Nominations, communication from His Excellency, the Governor of the Commonwealth, recalling the following nomination, which was read by the Clerk as follows:

MEMBER OF THE COUNCIL OF TRUSTEES  
OF EDINBORO UNIVERSITY OF  
PENNSYLVANIA OF THE STATE SYSTEM  
OF HIGHER EDUCATION

April 27, 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 February 5, 1993 for the appointment of John D. Catone, 217 Crescent Drive, Hershey 17033, Dauphin County, Fifteenth Senatorial District, as a member of the Council of Trustees of Edinboro University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January 1997, and until his successor is appointed and qualified, vice Lawrence W. Krespan, D.M.D., Warren, whose term expired.

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

ROBERT P. CASEY  
Governor

**RECALL COMMUNICATION  
LAID ON THE TABLE**

Senator AFFLERBACH. Mr. President, I request the communication just read by the Clerk be laid on the table.

The PRESIDING OFFICER. The communication will be laid on the table.

**COMMUNICATIONS FROM THE GOVERNOR  
REPORTED FROM COMMITTEE ON RULES  
AND EXECUTIVE NOMINATIONS**

Senator AFFLERBACH, by unanimous consent, reported from the Committee on Rules and Executive Nominations, communications from His Excellency, the Governor of the Commonwealth, recalling the following nominations, which were read by the Clerk as follows:

**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

**DISTRICT JUSTICE**

May 21, 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 February 25, 1993 for the appointment of Dianna L. Leya, R. D. #3, Dell Road, Emlenton 16373, Venango County, Twenty-first Senatorial District, as District Justice, in and for the County of Venango, Magisterial District 28-3-04, to serve until the first Monday of January 1994, vice Walter Sam Turk, resigned.

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

ROBERT P. CASEY  
Governor

**MEMBER OF THE BOARD OF TRUSTEES OF  
THE EASTERN YOUTH DEVELOPMENT CENTERS**

May 17, 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 14, 1993 for the appointment of Genevieve Guffin Lopez, 2604 West Somerset Street, Philadelphia 19132, Philadelphia County, Seventh Senatorial District, as a member of the Board of Trustees of The Eastern Youth Development Centers, to serve until the third Tuesday of January 1999, and until her successor is appointed and qualified, vice Lois Laws, Yeadon, whose term expired.

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

ROBERT P. CASEY  
Governor

**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

**JUDGE, COURT OF COMMON PLEAS,  
THIRTY-NINTH JUDICIAL DISTRICT**

May 21, 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 March 31, 1993 for the appointment of Thomas J. Finucane, Esquire, 13884 Dutchtown Road, Mercersburg 17236, Franklin County, Thirty-third Senatorial District, as Judge of the Court of Common Pleas of the Thirty-ninth Judicial District, to serve until the first Monday of January, 1994, vice The Honorable John W. Keller, resigned.

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

ROBERT P. CASEY  
Governor

**NOMINATIONS RETURNED TO THE GOVERNOR**

Senator AFFLERBACH. Mr. President, I move that the nominations just read by the Clerk be returned to His Excellency, the Governor.

The motion was agreed to.

The PRESIDING OFFICER. The nominations will be returned to the Governor.

### UNFINISHED BUSINESS REPORTS FROM COMMITTEE

Senator LINCOLN, from the Committee on Rules and Executive Nominations, reported the following bill on concurrence in House amendments:

#### SB 107 (Pr. No. 1248) (Rereported)

An Act amending the act of December 17, 1981 (P. L. 435, No. 135), entitled "Race Horse Industry Reform Act," further providing for general powers of the commission, for the Pennsylvania Sire Stakes Fund and for simulcasting of horse races.

### CONGRATULATORY RESOLUTIONS

The PRESIDING OFFICER laid before the Senate the following resolutions, which were read, considered and adopted:

Congratulations of the Senate were extended to Bath Lions Club by Senator Afflerbach.

Congratulations of the Senate were extended to Battersby Convalescent Center of Erie by Senator Andrezeski.

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

Congratulations of the Senate were extended to Charlotte Knighton, Dorothy Dowling, Christine Haag, students of the Fred S. Engle Middle School of West Grove, students of Penn's Grove School of Oxford and to the Chester County Health Department by Senator Baker.

Congratulations of the Senate were extended to Edith Sloan Bell by Senator Belan.

Congratulations of the Senate were extended to Mr. and Mrs. James Spagnolo, Sr., by Senator Bodack.

Congratulations of the Senate were extended to Mr. and Mrs. Barry Longacre, Ladies Auxiliary of the Airville Volunteer Fire Company and to the York County Convention and Visitors Bureau by Senator Bortner.

Congratulations of the Senate were extended to Florence Henise and to the Borough of Myerstown by Senator Brightbill.

Congratulations of the Senate were extended to Dr. Stephen L. Kondis by Senator Dawida.

Congratulations of the Senate were extended to Warren V. Musser by Senator Fattah.

Congratulations of the Senate were extended to Nick Mamula, James H. Huddart, Jr., and to West Penn Sign Incorporated of South Park by Senator Fisher.

Congratulations of the Senate were extended to George Cammarota and to the American Society of Women Accountants by Senator Fumo.

Congratulations of the Senate were extended to Mr. and Mrs. Robert L. Held and to Robert C. Bender by Senator Greenleaf.

Congratulations of the Senate were extended to the North Allegheny High School Girls Volleyball Team of Pittsburgh by Senator Hart.

Congratulations of the Senate were extended to Mr. and Mrs. John Hoffman, Reverend Charles A. Souders, Kevin J.

Doyle, Michael K. Williams and to David K. Sterner by Senator Helfrick.

Congratulations of the Senate were extended to Reverend Vincent T. Liddle, James D. Danella, Ron Lynch, Matthew L. Mullin, Bryan C. Kozak, DeEarle Monroe Logsdon III, and to Randall S. Floyd by Senator Holl.

Congratulations of the Senate were extended to Julianna C. Anderson, Brenda B. Person, Tyler B. Handsome, Odette D. Harris, Corliss Gray and to Mildred Radden-Prosser by Senator Jones.

Congratulations of the Senate were extended to Russell O. Hons and to Susan Brizzy by Senator Lemmond.

Congratulations of the Senate were extended to the Slovak Heritage Society of Northeast Pennsylvania by Senators Lemmond and Musto.

Congratulations of the Senate were extended to Bristol Township by Senator Lewis.

Congratulations of the Senate were extended to Mr. and Mrs. Edward Serwinski, Mr. and Mrs. Fred McLuckie, John M. Prinkey, Jeremy D. Keslar and to Erma May Putnam by Senator Lincoln.

Congratulations of the Senate were extended to Mr. and Mrs. Jule Niemeyer and to Andrew J. Black by Senator Loeper.

Congratulations of the Senate were extended to Jonathan Coldren and to Loyalsock Township Boys Basketball Team by Senator Madigan.

Congratulations of the Senate were extended to Melissa Vineski, Annette Varcoe, Alicia Testa, Rebecca J. Snyder, Ann Marie Smith, Amy Pompey, Nicole Moraski, Kimberly Killian, Jennifer Kauffman, Natalie Griffiths, Jennifer Johnson, Rebecca Haney, Denise Gilman, Lorraine Davies, Drew H. Wagner and to the North Pocono High School Mock Trial Team by Senator Mellow.

Congratulations of the Senate were extended to Sean P. O'Conner, Ray Keller and to Billie Jo Zeigler by Senator Mowery.

Congratulations of the Senate were extended to Ryan Anthony Foy by Senator Musto.

Congratulations of the Senate were extended to the Holy Name High School Blue Jays Varsity and Junior Varsity Teams of Reading, the Sisters of Saint Francis in Bally, Kiwanis Club of Reading and to the teachers and students of the Fred Astaire Dance Studio of Reading by Senator O'Pake.

Congratulations of the Senate were extended to William C. Fritz and to Dominic Abbott by Senator Pecora.

Congratulations of the Senate were extended to Mr. and Mrs. Gabriel D. Gasbarre and to the Children's Home of Bradford by Senator Peterson.

Congratulations of the Senate were extended to Mr. and Mrs. Charles R. Lessman, Mr. and Mrs. John Clifford Cramer, Mr. and Mrs. Harry G. Hedberg, Mr. and Mrs. Walter Haile, Sr., Mr. and Mrs. William Willerig, Mr. and Mrs. John Wodoslawsky, Mr. and Mrs. Edward F. Patterson, Gary Garrison, Frances J. Bowman, Walter Forys and to Jeremy Alcorn by Senator Porterfield.

Congratulations of the Senate were extended to Patricia A. Holetz and to Eric W. Miller by Senator Reibman.

Congratulations of the Senate were extended to David Crouse and to Garrett C. Artz by Senator Rhoades.

Congratulations of the Senate were extended to Fred Curren, Clare E. Blakeslee and to Reynolds Veterans of Foreign Wars, Post 7599, of Greenville by Senator Robbins.

Congratulations of the Senate were extended to Major Daniel A. Spang, Right Reverend Monsignor John J. O'Neill, Donald E. Harris, Max L. Ehrlich, Bryan W. Walton and to the Senior Citizen Judicare Project of Philadelphia by Senator Salvatore.

Congratulations of the Senate were extended to Friends of Philadelphia Park, Lincoln Investment Planning, Incorporated, of Wyncote and to Women Organized Against Rape of Philadelphia by Senator Schwartz.

Congratulations of the Senate were extended to Brock Benedict, Jeff Wible, Chad K. Knight, Aaron Wible and to Scott A. McMasters by Senator Shaffer.

Congratulations of the Senate were extended to John Blouch, Ryan Davidson, Philip Hinkle, Timothy Houle, Shawn W. Kanode, David T. Kearns, Joshua Mattingly, Tomas Metz, Daniel Moyer, David Kray, Nicholas Curry, Anthony Pelino, William J. Grap, Donald L. Foreman, Carl Leon Pynes, Saint Nicholas Serbian Orthodox Church of Oberlin, Harrisburg High School/Florida Agriculture and Mechanical University, School of Business and Industry, and Hershey Foods Corporation, and to the Harrisburg Chapter No. 64, Order of American Hellenic Education Progressive Association, by Senator Shumaker.

Congratulations of the Senate were extended to Mr. and Mrs. R. E. Hirschman by Senators Shumaker and Bortner.

Congratulations of the Senate were extended to Mr. and Mrs. Ralph H. Rummel, Mr. and Mrs. Ronald Kennedy, Reverend Father Theodore J. Seginak, Justin Querry and to Andrew Robert Philliber by Senator Stapleton.

Congratulations of the Senate were extended to Charles P. Meo by Senator Stewart.

Congratulations of the Senate were extended to Jerry Sacchetti by Senator Tilghman.

Congratulations of the Senate were extended to the Newman Center at the University of Pennsylvania in Philadelphia by Senator Williams.

### CONDOLENCE RESOLUTION

The PRESIDING OFFICER laid before the Senate the following resolution, which was read, considered and adopted:

Condolences of the Senate were extended to the family of the late David L. Miller by Senators Reibman and Lemmond.

### PETITIONS AND REMONSTRANCES

The PRESIDING OFFICER. The Chair recognizes the distinguished gentleman from Blair, Senator Jubelirer.

Senator JUBELIRER. Mr. President, even for an arena that thrives on rumor and speculation, the recent round of what-ifs on possible legislative actions has been remarkable.

Our purpose today is not to second-guess the strategy or timetable of the Majority Party in the Senate. A budget done early, if done wisely, is certainly preferable to a bad budget, or even a late budget. But the media and the people back home are keenly aware that the State budget is not the only significant question confronting us. Before the recess, there are issues of enormous importance that indeed must be addressed. We have the time to do so. What we need is the commitment of the Majority to bring them up, some common sense in putting together responsible answers, and some uncommon cooperation from the House of Representatives in getting bills to the Governor's desk. Included as part of the "to do" agenda are the following:

Certainly at the top of anyone's list is workers' compensation reform, a package that truly cuts costs and removes the disincentives for returning to the job, consistent with bills passed here in the last Session and this Session on a bipartisan basis. The longer the wait for reform, the deeper the damage to our economy, the greater the loss to the job climate. Mr. President, time is running out. In each of our districts we have heard horror stories of businesses leaving the Commonwealth because they can no longer afford the cost of workers' compensation. Surely, if the conference committee is not going to act soon, something must be done to stem the hemorrhage.

Special education funding. Cutting the knot that has needlessly and pointlessly tied up the distribution of funds.

Welfare reform. The House of Representatives sent over a package that sets the stage for consideration. The 39 votes here in the Senate for a welfare reform measure in the last Session shows that both sides recognize the need to overhaul a quite costly and frequently fraudulent system, one where the sense of responsibility has fallen by the wayside. As an added incentive, we all know that changes in welfare are essential to completion of the State budget.

Tax cuts for jobs. Tax relief cannot come all in one shot, regrettably, but at the least we must send some kind of a signal that is concrete. The budget should contain some beginning of a strategy for reducing taxes to restore our competitive standing and boost our job market.

Local tax changes. Momentum is being generated and it is quite possible to arrive at a sensible package that protects the taxpayers, gives local officials discretion, and responds to major areas of public concern and dissatisfaction.

State spending limits. The proposed constitutional amendment, such as one offered today by Senator Hart, in conjunction with the one providing relief from unfunded mandates, would bring some much needed controls to the system.

Public comment at open meetings. Passage of this bill sponsored by President pro tempore Senator Mellow and myself, without crippling amendments, is a way to give voice to the people in areas where their views are not listened to, much less acted on.

These actions can come on the watch of our Democratic Majority, so we do not derive partisan advantage. Our goal is to solve problems, to do the job now and to do it right. By taking up these issues in the next several weeks, we can con-

tribute to this State's comeback and answer pressing public and economic demands. For 6 months, much has been said about opportunity and promise, but the record has been notably short on delivery. Since January, too little of note has gone through the process. We, this Senate, this General Assembly, if you will, need to turn that around before the end of June.

That is the challenge we face, and our commitment is to meet it in a timely and responsible fashion.

Thank you, Mr. President.

The PRESIDING OFFICER. The Chair recognizes the gentleman from Chester, Senator Baker.

Senator BAKER. Mr. President, before proceeding with the item that I want to address, I would just like to commend our leader for the comments that he just made, our previous speaker, because I think he eloquently stated what is in the interest of the people of the Commonwealth of Pennsylvania. He certainly gave us an agenda that we should pay attention to.

I would like to call attention to a very specific item and, where I do not normally quote from at length, a newspaper article, I think the article in the Philadelphia Inquirer of the 23rd of this month entitled "Ripple Effects of Bank Bailout," is excellent, and I am going to ask that the article be accepted for the record. I will not read the whole thing, but I would like to just read a few brief paragraphs because I think they so well put the problem that is occurring with the SWIF fund, the State Workmen's Insurance Fund, and the double problems that have been created for it - one, by the policies encouraged under the current workers' comp bill, which was referred to by the gentleman from Blair, Senator Jubelirer, but also it has been complicated by the State taking, as the administration's position, the workmen's comp insurance fund money and using it to put into two private banks which were seized in April 1992 in what I think is going to increasingly be seen as a great mistake by Sarah Hargrove, the State Banking Secretary.

"More than half of SWIF's \$34.6 million investment already has been lost running the two banks and dealing with their bad loans." And I might add, parenthetically, in reading this article, that according to the information I have, it is costing considerably more for the State to try to run these banks at a loss than it was when these were being run by private administrations.

"Millions more will be spent to settle lawsuits stemming from the Knoblauch and Marian seizures.

"Seizing Knoblauch and Marian was a policy mistake in the first place. The state doesn't take it upon itself to bail out other private business failures that may harm Pennsylvanians."

The fact is that in both banks there was great question as to whether or not her opinion is valid. In fact, she had said in January of 1991, "...that the privately insured banks were in 'good shape,' though she had known otherwise for months."

"But depositors in Knoblauch and Marian knew - or should have known - that their deposits weren't insured by the government." They were not misled about the safety of their deposits.

Moving on quickly. "It's not clear that any 'safety net' is needed. Unless Hargrove's banking examiners are missing

something, most of the buildings and loans are in decent financial shape." Their collective net worth is equal to nearly 13 percent of deposits, and that is a lot higher capital base than at most federally insured banks and savings and loans.

Finally, I would like to read the last two paragraphs. Here the author, Craig Stock, refers to the legislation that would take \$90 million of the State budget to bail out SWIF because of these losses.

"A third part of the impending legislation smells funny and bears scrutiny by the General Assembly.

"This provision would change the rules on how mutual savings institutions could convert to stock ownership. The change would make it easier for current managers of a savings bank or S&L to grab control of the lion's share of the institution's net worth by converting it to an investor-owned company."

I would like to close by saying that as we delve further into the problems of SWIF over the coming months, we are going to find that this loan made by the State and supported by such members of the board as Catherine Baker Knoll was absolutely an error, has cost the taxpayers many, many millions of dollars, and we are going to be very sorry for this inappropriate, unwise, and unsound action.

Thank you, Mr. President.

(The following newspaper article was made a part of the record at the request of the gentleman from Chester, Senator BAKER:)

#### *Ripple Effects of Bank Bailout*

*Pennsylvania taxpayers will be asked this week to start paying to clean up the mess left by Gov. Casey's takeover of two private banking houses last year.*

*Casey will ask the legislature this week for up to \$90 million. Much of that sum would be needed to help the State Workmen's Insurance Fund (SWIF) get back the money it put into Knoblauch State Bank and Marian State Bank. Knoblauch and Marian were seized in April 1992 by Sarah Hargrove, state banking secretary.*

*More than half of SWIF's \$34.6 million investment already has been lost running the two banks and dealing with their bad loans. But Casey promised that SWIF would recoup its investment plus the income it would have earned had its funds not been poured down the Knoblauch-Marian rathole.*

*Millions more will be spent to settle lawsuits stemming from the Knoblauch and Marian seizures.*

*Seizing Knoblauch and Marian was a policy mistake in the first place. The state doesn't take it upon itself to bail out other private business failures that may harm Pennsylvanians.*

*They should have known.*

*Yes, it would have been a severe hardship on some depositors of Marian and Knoblauch had the banks been liquidated. Their money would have been tied up, and depositors, especially Marian's, would have gotten back only part of their money.*

*But depositors in Knoblauch and Marian knew - or should have known - that their deposits weren't insured by the government. If they were misled about the safety of their deposits,*

one reason was that Hargrove proclaimed in January 1991 that the privately insured banks were in "good shape," though she had known otherwise for months.

Even if legislators think the Casey administration was right to seize Knoblauch and Marian and to use tax dollars to bail out the depositors, they have reason to closely scrutinize other parts of the legislation to be introduced this week.

One part would require 47 little privately insured savings institutions to get federal deposit insurance within three years or get out of business. Because most of these building and loan associations are too small to get federal deposit insurance, most would fade away.

Why a safety net?

The same pool of tax dollars that would be used to repay SWIF would supposedly provide a "safety net" to insure deposits of the 47 institutions over the next three years.

It's not clear that any "safety net" is needed. Unless Hargrove's banking examiners are missing something, most of the buildings and loans are in decent financial shape. Their collective net worth - the cushion of capital that backs up deposits - is \$20.3 million, equal to nearly 13 percent of deposits. That's a higher capital base than at most federally insured banks and S&Ls.

The self-insurance pool of the building and loans has more than \$6 million available to cover deposits. And should panicked depositors make a "run" for their money, several building and loans can tap the Federal Home Loan Bank for cash.

The depositors of the building and loans are not easily shaken. They didn't stir during the Knoblauch and Marian seizures or in earlier years when privately insured banking institutions folded in Rhode Island, Maryland, Ohio and Nebraska.

Small potatoes.

Even if the building and loans collapsed, they are too small to touch off a big financial crisis. Their combined \$157 million in deposits is less than one-tenth of 1 percent of banking deposits in Pennsylvania.

Building and loan operators think the Casey administration is using them as an excuse to create the "deposit protection fund" that it needs to bail out SWIF's losses in Knoblauch and Marian.

Though they're tiny, some of the building and loans are valuable lenders in communities where they operate. Chuck Valentine, a neighborhood activist in Philadelphia's Kensington section, said that one building and loan there was largely inactive but that another, Northwood Savings Association, "is filling a gap" left when commercial banks closed offices in Kensington. "It would hurt the economic base of the community" if Northwood were gone, Valentine said.

A third part of the impending legislation smells funny and bears scrutiny by the General Assembly.

This provision would change the rules on how mutual savings institutions could convert to stock ownership. The change would make it easier for current managers of a savings bank or S&L to grab control of the lion's share of the institution's net worth by converting it to an investor-owned company.

## REPORTS FROM COMMITTEES

Senator FATTAH, from the Committee on Education, reported the following bills:

### SB 813 (Pr. No. 886)

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for the licensing and regulation of business colleges and for penalties.

### SB 1068 (Pr. No. 1194) (Amended)

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, defining "individual salary rate," "salary increase," "total investment return" and "valuation interest rate"; and further providing for the calculation of the employer contribution rate.

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

### HB 815 (Pr. No. 1020)

An Act amending the act of June 30, 1992 (P.L. , No.8A), known as the General Appropriation Act of 1992, increasing certain appropriations and adding appropriations to the Executive, Legislative and Judicial Departments of the Commonwealth from the General Fund, the State Lottery Fund, the Energy Conservation and Assistance Fund, the Judicial Computer System Augmentation Account, the Motor License Fund, the Hazardous Material Response Fund and the Home Investment Trust Fund.

## BILLS ON FIRST CONSIDERATION

Senator BODACK. 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 813, SB 1068 and HB 815.

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

## PETITIONS AND REMONSTRANCES

(Continued)

The PRESIDING OFFICER. The Chair recognizes the gentleman from Delaware, Senator Bell.

Senator BELL. Mr. President, I am very sorry that the gentleman from Lackawanna, Senator Mellow, and the gentleman from Fayette, Senator Lincoln, are not here. They have gone to Senator Ross' viewing. Two weeks ago I asked what happened to Senate Bill No. 1, and I got all kinds of answers. Well, it is 2 weeks later, and I certainly hope that before this week ends, the gentleman from Lackawanna, Senator Mellow, the chairman of the committee of conference on workmen's compensation, Senate Bill No. 1, can make a public report as to what has happened to Senate Bill No. 1. I think the public of Pennsylvania has a right to know. On election day last week, every place I went businessmen, labor, and industrialists

asked what has happened to Senate Bill No. 1? I said, I do not know. And I will say it publicly right here today, I do not know.

Thank you, Mr. President.

**BILL INTRODUCED AND REFERRED**

The PRESIDING OFFICER laid before the Senate the following Senate Bill numbered, entitled, and referred as follows, which was read by the Clerk:

May 24, 1993

Senator AFFLERBACH presented to the Chair SB 1132, entitled:

An Act delaying the implementation of recent amendments to the Health Care Facilities Act.

Which was committed to the Committee on APPROPRIATIONS, May 24, 1993.

**ANNOUNCEMENTS BY THE SECRETARY**

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

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, MAY 25, 1993

10:00 A.M.	ENVIRONMENTAL RESOURCES AND ENERGY (to consider Senate Bills No. 560, 627 and 955)	Room 461 4th Floor North Wing
10:00 A.M.	PUBLIC HEALTH AND WELFARE (to consider House Bill No. 1341)	Room 14-E Hearing Room East Wing
10:30 A.M.	VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS (to consider Senate Bill No. 1018; House Bill No. 163; and National Guard Nominees: Cols. William B. Lynch and John E. Stevens for Brigadier Generals and Brigadier General Robert C. Chrisjohn for Major General) CANCELLED	Room 461 4th Floor North Wing
11:00 A.M.	CONSUMER PROTECTION AND PROFESSIONAL LICENSURE (to consider Senate Bills No. 1051, 1061, 1091 and House Bills No. 27 and 213, Also the nomination of Lisa Crutchfield as Commissioner of the Public Utility Commission)	Room 8E-A Hearing Room East Wing
11:30 A.M.	JUDICIARY (to consider Senate Bills No. 176, 340, 508, 1059 and House Bills No. 3, 6 and 213)	Room 8E-B Hearing Room East Wing
Off the Floor	APPROPRIATIONS (to consider Senate Bills No. 689, 871, 1052 and any other bills that may be added)	Rules Committee Conf. Rm.

WEDNESDAY, MAY 26, 1993

9:30 A.M.	PUBLIC HEALTH AND WELFARE	Room 8E-A
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	(to consider managed care and mental health)	Hearing Room East Wing
9:30 A.M.	STATE GOVERNMENT (to consider Senate Bills No. 678, 974 and 1076; House Bills No. 85, 143 and 712)	Room 461 4th Floor North Wing
11:00 A.M.	AGING AND YOUTH (to receive the PACE Report from the Department of Aging)	Room 461 4th Floor North Wing
<u>WEDNESDAY, JUNE 9, 1993</u>		
9:30 A.M.	PUBLIC HEALTH AND WELFARE (Public Hearing on Managed Care and Substance Abuse)	Room 8E-B Hearing Room East Wing
<u>FRIDAY, JUNE 11, 1993</u>		
9:30 A.M.	URBAN AFFAIRS AND HOUSING (to consider the Homeowner's Emergency Mortgage Assistance Program)	Temple Univ. Kiva Auditorium, Phila. PA

**ADJOURNMENT**

Senator BODACK. Mr. President, I move that the Senate do now adjourn until Tuesday, May 25, 1993, at 2 p.m., Eastern Daylight Saving Time.

The motion was agreed to.

The Senate adjourned at 6:25 p.m., Eastern Daylight Saving Time.