

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, FEBRUARY 8, 1989

SESSION OF 1989

173D OF THE GENERAL ASSEMBLY

No. 12

HOUSE OF REPRESENTATIVES

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

THE SPEAKER (JAMES J. MANDERINO) IN THE CHAIR

PRAYER

REV. CLYDE W. ROACH, Chaplain of the House of Representatives, from Harrisburg, Pennsylvania, offered the following prayer:

Let us pray:

O Merciful God, in whom we live and move and have being, lest we be weary in well-doing, we ask You to take complete control of our lives and direct our efforts by the assistance of Your Holy Spirit.

Prepare our hearts and minds as we ready ourselves for this season of denial and penitence. May it be a time of serious reflection and growth.

We thank You, Father, for the discipline of life and for endurance learned from disappointment and drudgery, and for the work, which is its own reward, and for the difficulties, which are the material of victory.

In Your dear name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, we will postpone until printed the approval of the Journal dated Tuesday, February 7, 1989. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 320 By Representatives J. H. CLARK, JACKSON, MARKOSEK, DISTLER, SAURMAN, GIGLIOTTI, PERZEL, FOX, GODSHALL, PHILLIPS, CAWLEY, McVERRY, RYBAK, BUNT, BISHOP, HECKLER, FARGO, DORR, KASUNIC, LASHINGER, TRELLO, STEIGHNER, COLAFELLA, MELIO, SERAFINI,

ROBINSON, MICOZZIE, HERSHEY, HAGARTY, DOMBROWSKI, CORNELL, WOZNIAK, BILLOW, COHEN, STAIRS, OLASZ, RAYMOND and B. D. CLARK

An Act amending the act of July 28, 1966 (3rd Sp. Sess., P. L. 91, No. 4), referred to as the "Junkyard and Automotive Recycler Screening Law," further providing for the screening of certain junkyards, automotive dismantlers and recyclers.

Referred to Committee on TRANSPORTATION, February 8, 1989.

No. 321 By Representatives VROON, NOYE, SCHULER, MICOZZIE, GAMBLE, BIRMELIN, WOGAN, LANGTRY, CLYMER, FARGO, HERSHEY, MERRY, JOHNSON, LEH, BUNT, FLICK and E. Z. TAYLOR

An Act regulating investments of public pension or retirement systems.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 322 By Representatives VROON, MICOZZIE, SAURMAN, HESS, HERSHEY, TRELLO, JOHNSON, LEH, FLICK, BISHOP, E. Z. TAYLOR and CESSAR

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction over offenses committed in moving vehicles.

Referred to Committee on JUDICIARY, February 8, 1989.

No. 323 By Representatives VROON, CAPPABIANCA, NOYE, JADLOWIEC, SCHULER, MICOZZIE, MELIO, RYBAK, HERMAN, NAHILL, MARKOSEK, SEMMEL, SAURMAN, ROBBINS, ARGALL, WOGAN, LANGTRY, McVERRY, CIVERA, HERSHEY, BELARDI, GIGLIOTTI, TRELLO, MERRY, OLASZ, JOSEPHS, JOHNSON, STEIGHNER, LEH, BELFANTI, ROBINSON, BUNT, FARGO, PISTELLA, FLICK, E. Z. TAYLOR, ITKIN, PETRARCA and HOWLETT

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for the time when the General Assembly shall meet each year.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 324 By Representatives VROON, LETTERMAN, MICOZZIE, MELIO, FOX, NAHILL, REBER, MARKOSEK, SAURMAN, McVERRY, VEON, BELARDI, TRELLO, CORNELL, JOHNSON, PISTELLA, FLICK, LINTON, BISHOP, E. Z. TAYLOR and ITKIN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for certain insurance rates for motor vehicles equipped with a passive restraint system.

Referred to Committee on INSURANCE, February 8, 1989.

No. 325 By Representatives VROON, DEMPSEY, MICOZZIE, NAHILL, SEMMEL, ARGALL, CIVERA, MAINE, BELARDI, TRELLO, OLASZ, LEH, BUNT, LINTON, BISHOP, HECKLER and OLIVER

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," providing for the modernization of election equipment upon the approval of the electors of counties; and providing for grants to counties for a portion of the cost.

Referred to Committee on LOCAL GOVERNMENT, February 8, 1989.

No. 326 By Representatives VROON, J. L. WRIGHT, DEMPSEY, MICOZZIE, GEIST, MARKOSEK, WOGAN, GANNON, CIVERA, BELARDI, TRELLO, JOHNSON, MICHLOVIC, ROBINSON, BUNT, FLICK, LAUGHLIN and BISHOP

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," establishing a commission for the celebration of the Dutch settlement of New Netherland in the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 327 By Representatives VROON, NAHILL, STISH, CARLSON, GODSHALL, DISTLER, HERSHEY, WESTON, GAMBLE, MERRY, FARGO, McVERRY, HALUSKA, MICOZZIE, CIVERA, SCHULER, PHILLIPS, SAURMAN, BILLOW, COY, CAWLEY, PETRARCA, NOYE, FAIRCHILD, LAUGHLIN, S. H. SMITH, JOHNSON and BARLEY

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for four-year terms for members of the House of Representatives.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 328

By Representatives MICHLOVIC, BUNT, LASHINGER, FOX, SCHULER, MAIALE, HOWLETT, PRESTON, TRELLO, COHEN, VEON, PISTELLA, MORRIS, VAN HORNE, KUKOVICH, MARKOSEK, CIVERA, COWELL, FREEMAN, JOSEPHS, CARLSON, REBER, LaGROTTA, CAPPABIANCA, E. Z. TAYLOR, LEVDANSKY, DeLUCA, CAWLEY, McVERRY, RYBAK, BISHOP, BATTISTO, PETRONE, SEMMEL, BURD, COLAIZZO, BELARDI, MAINE, CORRIGAN, PETRARCA, DALEY, ACOSTA, OLIVER, DeWEESE and MAYERNIK

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further defining "correction officer"; and making an editorial change.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 329

By Representatives GEORGE, FEE, FREEMAN, WOZNIAK, LUCYK, BOWLEY, BROUJOS, MICHLOVIC, BELARDI, LEVDANSKY, DeWEESE, KUKOVICH, SERAFINI, MICOZZIE, TIGUE, BELFANTI, STABACK, SAURMAN, BILLOW, CAWLEY, PISTELLA, LAUGHLIN, SALOOM, MELIO, RITTER, LANGTRY and GIGLIOTTI

An Act amending the act of May 31, 1945 (P. L. 1198, No. 418), known as the "Surface Mining Conservation and Reclamation Act," providing for an appeal process.

Referred to Committee on CONSERVATION, February 8, 1989.

No. 330

By Representatives PHILLIPS, BELFANTI, GEIST, LETTERMAN, VROON, MAINE, VEON, FLEAGLE, MORRIS, BOYES, FARGO, TRELLO, DISTLER, JADLOWIEC, SAURMAN, MOEHLMANN, TIGUE, DEMPSEY, RITTER, MICHLOVIC, BATTISTO, S. H. SMITH, DORR, HECKLER, LASHINGER, CARLSON, E. Z. TAYLOR, BELARDI, MERRY, NOYE, G. SNYDER, ALLEN, SCHEETZ, OLASZ, LANGTRY, JOHNSON, HOWLETT and ITKIN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the costs of certain blood tests.

Referred to Committee on JUDICIARY, February 8, 1989.

No. 331

By Representatives PHILLIPS, COLAFELLA, GEIST, LETTERMAN,

VROON, VEON, SCHULER, TRELLO, PERZEL, FOX, MICHLOVIC, DORR, HECKLER, E. Z. TAYLOR, BELARDI, NOYE, STABACK, SCHEETZ, OLASZ, HOWLETT and ALLEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for visible and audible signals on emergency vehicles.

Referred to Committee on TRANSPORTATION, February 8, 1989.

No. 332 By Representatives PHILLIPS, TRELLO, GEIST, HESS, S. H. SMITH, DORR, REBER and HOWLETT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for driving too fast for conditions.

Referred to Committee on TRANSPORTATION, February 8, 1989.

No. 333 By Representatives G. SNYDER, CARLSON, VEON, McCALL, FLEAGLE, COLAFELLA, FOSTER, NOYE, COY, SCHULER, SAURMAN, TRELLO, NAHILL, CAWLEY, FOX, BARLEY, BUNT, BATTISTO, DORR, McVERRY, HECKLER, GANNON, LASHINGER, SERAFINI, E. Z. TAYLOR, MERRY, HALUSKA, CORRIGAN, SEMMEL, D. W. SNYDER, STABACK, CLYMER, GEIST, ITKIN, JOHNSON, SCHEETZ, REINARD, JACKSON, BURD, RAYMOND, B. SMITH, MORRIS, MELIO, SALOOM, R. C. WRIGHT, DURHAM and GODSHALL

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for reimbursement for portable classrooms.

Referred to Committee on EDUCATION, February 8, 1989.

No. 334 By Representatives O'BRIEN, LETTERMAN, JOHNSON, FOX, COY, SCHULER, DEMPSEY, GIGLIOTTI, MAINE, PERZEL, MARKOSEK, KOSINSKI, PHILLIPS, CESSAR, CLYMER, CAWLEY, TRELLO, JADLOWIEC, CARLSON, DeLUCA, COLAFELLA, OLIVER, LASHINGER, CORRIGAN, MICOZZIE, GEIST, LEVDANSKY, ROBBINS, RUDY, LANGTRY, CIVERA, VEON, McCALL, WOZNIAK, B. SMITH, OLASZ, CORNELL, ALLEN, RAYMOND, BUNT, E. Z. TAYLOR and MARSICO

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for a special license plate for Pearl Harbor survivors.

Referred to Committee on MILITARY AND VETERANS AFFAIRS, February 8, 1989.

No. 335 By Representatives GEIST, CLYMER, S. H. SMITH, MARKOSEK, SERAFINI, LEH, DIETTERICK, VROON, HALUSKA, NOYE, PETRONE, MICOZZIE, PHILLIPS, COLAFELLA, JOHNSON, McVERRY, ROBBINS and HESS

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further defining "manufacture."

Referred to Committee on FINANCE, February 8, 1989.

No. 336 By Representatives GEIST, CLYMER, SCHEETZ, DEMPSEY, WOGAN, BELFANTI, HALUSKA, MILLER, NOYE, RAYMOND, GAMBLE, PETRONE, TIGUE, MICOZZIE, BELARDI, SCHULER, J. L. WRIGHT, HERSHEY, COLAFELLA, JOHNSON, ARGALL, ROBBINS, WESTON, McVERRY and MICHLOVIC

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for the use of certain funds which are not the funds of the school district.

Referred to Committee on EDUCATION, February 8, 1989.

No. 337 By Representatives GEIST, CLYMER, VROON, HALUSKA, G. SNYDER, HECKLER, BILLOW, ARGALL, McVERRY and LANGTRY

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for budget procedures.

Referred to Committee on APPROPRIATIONS, February 8, 1989.

No. 338 By Representatives GEIST, CLYMER, WOZNIAK, MOEHLMANN, SEMMEL, S. H. SMITH, TRELLO, SERAFINI, HESS, BUNT, FLICK, TRICH, VROON, FARGO, VEON, OLASZ, HALUSKA, MORRIS, TIGUE, GODSHALL, DISTLER, D. W. SNYDER, PHILLIPS, ROBBINS, NOYE, DORR, NAHILL, JOHNSON, LASHINGER, G. SNYDER, BURD and B. D. CLARK

An Act amending the act of May 21, 1931 (P. L. 149, No. 105), known as "The Liquid Fuels Tax Act," further providing for acceptable security in lieu of surety bonds.

Referred to Committee on FINANCE, February 8, 1989.

No. 339 By Representatives GEIST, CLYMER, SERAFINI, FLICK, VROON, VEON, OLASZ, E. Z. TAYLOR, JOHNSON, B. D. CLARK and MELIO

An Act providing for safety standards for electrified fences; and providing for penalties.

Referred to Committee on CONSUMER AFFAIRS, February 8, 1989.

No. 340 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, MAIALE, G. SNYDER, LINTON, GEIST, HALUSKA, CLYMER, NOYE, MOEHLMANN, FOX, MORRIS, DISTLER, HERMAN, WOGAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, VAN HORNE, COWELL, BUSH, ANGSTADT, CORNELL, ALLEN, LANGTRY, BIRMELIN, HECKLER, FREEMAN, FLICK, FARMER, JOHNSON, PERZEL, NAILOR, BARLEY, LETTERMAN, BUNT, D. W. SNYDER, MERRY, SCHULER, BILLOW, STAIRS, GLADECK, DIETTERICK, E. Z. TAYLOR, SAURMAN, TRICH, HERSHEY, FARGO, VROON, STUBAN, LEH, CIVERA, RAYMOND, McVERRY, LASHINGER, BELFANTI, ROBBINS and OLASZ

An Act providing for the obtaining of permits by businesses; and imposing duties on the Department of Commerce.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 341 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, LINTON, G. SNYDER, GEIST, HALUSKA, CLYMER, DEMPSEY, NOYE, FOX, MORRIS, DISTLER, HERMAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, CORNELL, ALLEN, LETTERMAN, LANGTRY, BIRMELIN, HECKLER, FLICK, FARMER, JOHNSON, PERZEL, BARLEY, BUNT, D. W. SNYDER, BILLOW, MERRY, SCHULER, STAIRS, DIETTERICK, E. Z. TAYLOR, HERSHEY, VROON, STUBAN, LEH, CIVERA, RAYMOND, McVERRY, LASHINGER and ROBBINS

An Act permitting the inclusion in all State rules and regulations of flexible provisions designed to benefit small businesses, small organizations and individuals.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 342 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, LINTON, G. SNYDER, GEIST, HALUSKA, CLYMER, NOYE, FOX, DISTLER, MORRIS, HERMAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, CORNELL, ALLEN, LANGTRY, LETTERMAN, BIRMELIN, HECKLER, FLICK, FARMER, JOHNSON, PERZEL, BILLOW, BARLEY, BUNT, D. W. SNYDER, MERRY, SCHULER, STAIRS, GLADECK, STUBAN, E. Z. TAYLOR, TRICH, HERSHEY, VROON, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER, ROBBINS and OLASZ

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for the powers and duties of the Board of the Ben Franklin Partnership Fund.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 343 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, G. SNYDER, GEIST, HALUSKA, MORRIS, CLYMER, DEMPSEY, NOYE, MOEHLMANN, FOX, DISTLER, LETTERMAN, WOGAN, HERMAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, SCHEETZ, CORNELL, ALLEN, BILLOW, LANGTRY, BIRMELIN, HECKLER, FLICK, FARMER, JOHNSON, BARLEY, BUNT, D. W. SNYDER, MERRY, SCHULER, STAIRS, STUBAN, KENNEY, GLADECK, DIETTERICK, E. Z. TAYLOR, HERSHEY, VROON, MICHLOVIC, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER and ROBBINS

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," exempting income derived from the sale of small businesses from personal income tax and corporate net income tax under certain conditions.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 344 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, VAN HORNE, HAGARTY, BURD, PRESTON, G. SNYDER, GEIST, HALUSKA, CLYMER, DEMPSEY, NOYE,

FOX, DISTLER, MORRIS, WOGAN, HERMAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, LETTERMAN, SCHEETZ, CORNELL, ALLEN, LANGTRY, BIRMELIN, HECKLER, FLICK, FARMER, JOHNSON, BILLOW, BARLEY, BUNT, D. W. SNYDER, MERRY, SCHULER, STUBAN, STAIRS, GLADECK, E. Z. TAYLOR, HERSHEY, VROON, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER and ROBBINS

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," removing the requirement that a Pennsylvania S corporation also be taxed as a Federal S corporation.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 345 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, VAN HORNE, PRESTON, HAGARTY, BURD, LINTON, G. SNYDER, GEIST, HALUSKA, CLYMER, NOYE, FOX, DISTLER, WOGAN, MORRIS, HERMAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, CORNELL, ALLEN, LANGTRY, LETTERMAN, BIRMELIN, HECKLER, FLICK, FARMER, BARLEY, BUNT, BILLOW, D. W. SNYDER, MERRY, SCHULER, STAIRS, GLADECK, STUBAN, DIETTERICK, E. Z. TAYLOR, HERSHEY, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER, ROBBINS and OLASZ

An Act amending the act of December 1, 1959 (P. L. 1647, No. 606), known as the "Business Development Credit Corporation Law," empowering business development credit corporations to loan money for venture capital.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 346 By Representatives DORR, LETTERMAN, FLICK, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, LINTON, G. SNYDER, GEIST, HALUSKA, CLYMER, NOYE, FOX, DISTLER, WOGAN, HERMAN, SEMMEL, MORRIS, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, SCHEETZ, CORNELL, LANGTRY, BIRMELIN, HECKLER, COLAFELLA, FARMER, JOHNSON, PERZEL, BARLEY, BUNT, D. W. SNYDER, BILLOW, MERRY, SCHULER, STAIRS, E. Z. TAYLOR, SAURMAN, STUBAN,

TRICH, HERSHEY, VROON, LEH, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER, MARSICO and ROBBINS

An Act providing for the payment of interest on purchases by political subdivisions.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 347 By Representatives DORR, LETTERMAN, FLICK, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, LINTON, G. SNYDER, GEIST, HALUSKA, CLYMER, NOYE, FOX, DISTLER, MORRIS, SEMMEL, HERMAN, S. H. SMITH, REBER, PHILLIPS, COWELL, BUSH, ANGSTADT, CORNELL, LANGTRY, BIRMELIN, HECKLER, FARMER, PERZEL, BILLOW, BARLEY, BUNT, D. W. SNYDER, MERRY, SCHULER, STAIRS, E. Z. TAYLOR, SAURMAN, STUBAN, HERSHEY, VROON, LEH, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER, MARSICO and ROBBINS

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), known as "The Fiscal Code," further providing for interest penalties on Commonwealth accounts.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 348 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, VAN HORNE, HAGARTY, BURD, MAIALE, G. SNYDER, GEIST, HALUSKA, CLYMER, NOYE, FOX, DISTLER, MORRIS, WOGAN, HERMAN, SEMMEL, S. H. SMITH, REBER, PHILLIPS, BUSH, ANGSTADT, LETTERMAN, CORNELL, ALLEN, LANGTRY, BIRMELIN, PRESTON, HECKLER, FLICK, FARMER, JOHNSON, PERZEL, BILLOW, BARLEY, BUNT, D. W. SNYDER, MERRY, STUBAN, SCHULER, STAIRS, GLADECK, E. Z. TAYLOR, HERSHEY, VROON, BELFANTI, CIVERA, RAYMOND, McVERRY, LASHINGER, ROBBINS and OLASZ

An Act amending the act of December 5, 1972 (P. L. 1280, No. 284), known as the "Pennsylvania Securities Act of 1972," providing for an entrepreneur education program and a securities fraud awareness program; and making appropriations.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 349 By Representatives DORR, CAPPABIANCA, SERAFINI, GODSHALL, PRESTON, HAGARTY, BURD, G. SNYDER, GEIST, MORRIS, CLYMER, NOYE, FOX, DISTLER, S. H. SMITH, PHILLIPS, CORNELL, LANGTRY, BIRMELIN, HECKLER, FLICK, LETTERMAN, BILLOW, BARLEY, BUNT, D. W. SNYDER, MERRY, SCHULER, STAIRS, E. Z. TAYLOR, HERSHEY, VROON, STUBAN, CIVERA, McVERRY and ROBBINS

An Act amending the act of January 14, 1952 (1951 P. L. 1965, No. 550), known as the "Fuel Use Tax Act," deleting the requirement that a dealer-user must post a bond or deposit collateral securities.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 350 By Representatives STAIRS, FOX, CAWLEY, KUKOVICH, DALEY, FARGO, McHALE, J. L. WRIGHT, VAN HORNE, BARLEY, CORNELL, TRELLO, MORRIS, TANGRETTI, WOGAN, GRUPPO, J. TAYLOR, FARMER, PETRARCA, VEON, MICHLOVIC, OLIVER, BELARDI, BELFANTI and CIVERA

An Act providing for the regulation of portable kerosene-fueled heaters.

Referred to Committee on CONSUMER AFFAIRS, February 8, 1989.

No. 351 By Representatives STAIRS, MARKOSEK, LETTERMAN, PERZEL, NOYE, DALEY, THOMAS, FARGO, HERMAN, J. L. WRIGHT, TRELLO, MORRIS, JOSEPHS, J. TAYLOR, WOZNIAC, VEON, BURD, COLAFELLA, SEMMEL, BELFANTI, BELARDI and OLASZ

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for energy development authority and emergency powers; and providing for the designation of an agency to coordinate the monitoring of supplies of energy resources.

Referred to Committee on CONSUMER AFFAIRS, February 8, 1989.

No. 352 By Representatives STAIRS, LETTERMAN, DEMPSEY, CAWLEY, DALEY, HERMAN, J. L. WRIGHT, ARGALL, BARLEY, TRELLO, MORRIS, J. TAYLOR, WOZNIAC, HALUSKA, SEMMEL, BELARDI and BELFANTI

An Act providing for the production, distribution, conservation and consumption of energy in the Commonwealth of Pennsylvania; establishing the State Energy Commission and providing for its powers and duties; transferring powers and duties of

the Governor's Energy Council and certain powers, duties and agencies of the Department of Environmental Resources to the State Energy Commission; providing for an energy master plan; establishing the Division of Administrative Hearings within the Office of Attorney General; providing penalties; and making an appropriation.

Referred to Committee on CONSUMER AFFAIRS, February 8, 1989.

No. 353 By Representatives ACOSTA, DeWEESE, BELFANTI, PISTELLA, KUKOVICH, KOSINSKI, ROBINSON, TRELLO, BILLOW, DALEY, CORRIGAN, BELARDI, HOWLETT, FREEMAN and LEVDANSKY

An Act providing for a declaration of emergency during a lockout, for emergency powers of the Governor, and for the protection of workers' rights.

Referred to Committee on LABOR RELATIONS, February 8, 1989.

No. 354 By Representatives ACOSTA, SALOOM, PISTELLA, KUKOVICH, KOSINSKI, ROBINSON, TRELLO, CARN, JOSEPHS, DALEY, CAWLEY, HOWLETT and JAROLIN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for vehicle insurance; establishing the Vehicle Owners' Protection Fund and the Vehicle Owners' Protection Board; and providing penalties.

Referred to Committee on INSURANCE, February 8, 1989.

No. 355 By Representatives REINARD, BURNS, BURD, DeLUCA, McHALE, D. W. SNYDER, DIETTERICK, JOHNSON, RYBAK, BORTNER, COLAFELLA, GEIST, E. Z. TAYLOR, SAURMAN, MOEHLMANN, B. SMITH, LASHINGER, FOX, NOYE, KOSINSKI, LANGTRY, MELIO, CLYMER, ITKIN, SEMMEL, RICHARDSON, CAWLEY, HESS, VROON, GIGLIOTTI, CAPPABIANCA, RITTER, HECKLER, NAHILL, MORRIS, MICOZZIE, ROBBINS, FARGO, CORNELL and CIVERA

An Act amending the act of February 19, 1980 (P. L. 15, No. 9), known as the "Real Estate Licensing and Registration Act," further providing for prohibited acts.

Referred to Committee on PROFESSIONAL LICENSURE, February 8, 1989.

No. 356 By Representatives REINARD, McHALE, KUKOVICH, COY, SAURMAN, VEON, J. L. WRIGHT, HALUSKA, TRELLO, NAHILL, RAYMOND, BUNT, SEMMEL, GEIST, FOX, OLASZ, E. Z. TAYLOR,

MELIO, CAWLEY, RYBAK, VROON,
GIGLIOTTI, CAPPABIANCA, RITTER,
FREEMAN, MORRIS, MICOZZIE,
ROBBINS, CORNELL, MARSICO,
CIVERA and LASHINGER

An Act requiring that fitness centers employ and have on the premises during the hours of operation at least one employee who is certified in cardiopulmonary resuscitation; and imposing additional duties on the Department of Health.

Referred to Committee on HEALTH AND WELFARE,
February 8, 1989.

No. 357 By Representatives REINARD, TRELLO,
PETRONE, RUDY, BUNT, HAGARTY,
MILLER, NOYE, KENNEY, NAHILL,
McHALE, BOYES, CARLSON, ITKIN,
SEMMEL, J. TAYLOR, D. W. SNYDER,
RITTER, GLADECK, CIVERA,
LASHINGER, RAYMOND, PETRARCA,
McVERRY, MORRIS, B. D. CLARK,
CAWLEY, SCHULER, GIGLIOTTI,
CAPPABIANCA, RITTER, HERMAN,
HALUSKA, MICOZZIE, GEIST,
FARMER, ROBBINS, E. Z. TAYLOR,
WOGAN, FOX, CORNELL, PHILLIPS and
COLAIZZO

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for a credit against the corporate net income tax.

Referred to Committee on FINANCE, February 8, 1989.

No. 358 By Representatives REINARD, TRELLO,
PETRONE, COLAFELLA, MAIALE,
PRESTON, BUNT, NOYE, REBER,
PICCOLA, ITKIN, BELARDI, GEIST,
J. L. WRIGHT, ANGSTADT, MRKONIC,
HERMAN, McHALE, BOYES, MERRY,
MOEHLMANN, CARLSON, SEMMEL,
FLICK, CORRIGAN, CAWLEY,
GIGLIOTTI, CAPPABIANCA, DORR,
HALUSKA, KENNEY, MORRIS,
MICOZZIE, FARMER, ROBBINS,
E. Z. TAYLOR, CORNELL, OLASZ,
CIVERA, COLAIZZO, D. W. SNYDER,
FARGO, STAIRS, FOX, GLADECK,
RITTER, LASHINGER, RAYMOND,
WOGAN, STABACK, HOWLETT,
JOHNSON, PETRARCA, McVERRY,
PHILLIPS, KASUNIC, DeLUCA, LEH and
GODSHALL

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, further providing for the inheritance tax.

Referred to Committee on FINANCE, February 8, 1989.

No. 359 By Representatives REINARD, TRELLO,
COY, BUNT, CARLSON, HALUSKA,

NAHILL, REBER, RAYMOND,
JOHNSON, FARMER, FLICK, WOGAN,
DISTLER, ROBBINS, SEMMEL, MERRY,
GEIST, COLE, OLASZ, E. Z. TAYLOR,
J. L. WRIGHT, McVERRY, RITTER,
BOYES, LASHINGER, NOYE, CAWLEY,
SCHULER, GIGLIOTTI, CAPPABIANCA,
RITTER, HERMAN, McHALE,
CORRIGAN, MICOZZIE, FOX,
COLAIZZO and CIVERA

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for a credit against the corporate net income tax.

Referred to Committee on FINANCE, February 8, 1989.

No. 360 By Representatives SERAFINI, DeLUCA,
WILLIAMS, HECKLER, BUNT, FOX,
REINARD, GODSHALL, BELFANTI,
FARGO, McVERRY, MICOZZIE,
HALUSKA, TIGUE, OLASZ,
CAPPABIANCA, SEMMEL, TELEK,
PHILLIPS, FARMER, STABACK,
WOGAN, LASHINGER, BELARDI,
GANNON, G. SNYDER, BILLOW, GEIST,
VROON and VEON

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

Referred to Committee on JUDICIARY, February 8, 1989.

No. 361 By Representatives SERAFINI, ARGALL,
BUNT, B. SMITH, BELFANTI, McVERRY,
MICOZZIE, TIGUE, OLASZ,
CAPPABIANCA, ROBBINS, HERMAN,
TELEK, PHILLIPS, SAURMAN,
FARMER, STABACK, WOGAN, NOYE,
DORR, LASHINGER, BELARDI,
GANNON, PERZEL, BILLOW, GEIST,
VROON, VEON, JOHNSON, DeLUCA and
LANGTRY

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," providing for special absentee ballots.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 362 By Representatives GALLEN, LLOYD,
SALOOM, MOEHLMANN, ANGSTADT
and BOYES

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

Referred to Committee on JUDICIARY, February 8, 1989.

No. 363 By Representatives DeWEESE and TRELLO

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

Referred to Committee on FINANCE, February 8, 1989.

No. 364 By Representatives THOMAS, JAMES, OLIVER, JOSEPHS, WILLIAMS, HAYDEN, LINTON, EVANS, WESTON, KOSINSKI, ROBINSON, ACOSTA, CARN, RIEGER, COLAIZZO, COLE, RYBAK, RICHARDSON, HUGHES and RITTER

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, creating the Office of Veterans' Affairs and defining its functions, powers and duties; transferring certain agencies to the Office of Veterans' Affairs; and making repeals.

Referred to Committee on MILITARY AND VETERANS AFFAIRS, February 8, 1989.

No. 365 By Representatives DALEY, PETRONE, TRELLO, LESCOVITZ, COLAIZZO, KASUNIC, ROBINSON, VEON, WOZNIAK, DeWEESE, MELIO, LAUGHLIN, F. TAYLOR, HALUSKA, MAINE, WAMBACH, TANGRETTI, COWELL, COLAFELLA, LaGROTTA, DeLUCA, GIGLIOTTI, OLASZ, PISTELLA, B. D. CLARK, SALOOM, PETRARCA, VAN HORNE, MARKOSEK, MRKONIC, MICHLOVIC, FEE, CORRIGAN, JAROLIN, GRUITZA, GEORGE, DOMBROWSKI, STEIGHNER, CESSAR, FARMER, GAMBLE and ITKIN

An Act amending the act of April 30, 1986 (P. L. 107, No. 36), known as the "Charitable Organization Reform Act," further providing for soliciting for a named individual.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 366 By Representatives PISTELLA, DISTLER, HALUSKA, TIGUE, COY, MELIO, LaGROTTA, COWELL, COLAIZZO, SAURMAN, STABACK, KOSINSKI, KUKOVICH, GODSHALL, ROBINSON, WAMBACH, SERAFINI, BILLOW, HASAY, LEVDANSKY, SCHEETZ, FARGO, COHEN, SEMMEL, BUNT, B. SMITH, SALOOM, MRKONIC, DORR, TANGRETTI, MICHLOVIC, JOHNSON, LANGTRY, CORNELL, MAINE, LEE, FLICK, NOYE, BARLEY, BELARDI, GEIST, MICOZZIE and MERRY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing civil immunity to certain retired physicians who treat uninsured and indigent individuals.

Referred to Committee on JUDICIARY, February 8, 1989.

No. 367 By Representatives REINARD, HECKLER, WILSON, J. L. WRIGHT, CLYMER and BURNS

An Act amending the act of May 15, 1939 (P. L. 134, No. 65), referred to as the "Fireworks Law," further providing for unlawful sale of fireworks.

Referred to Committee on JUDICIARY, February 8, 1989.

No. 368 By Representatives GALLEN, CALTAGIRONE, LEH, SEMMEL, ANGSTADT and DAVIES

An Act amending the act of July 1, 1981 (P. L. 191, No. 57), entitled "An act establishing certain fees to be charged by registers of wills in counties of the fifth, sixth, seventh and eighth class and providing for fees in counties of the second, second A, third and fourth class," fixing the fees to be levied by register of wills in counties of the second through fourth class.

Referred to Committee on JUDICIARY, February 8, 1989.

No. 369 By Representatives GALLEN and CALTAGIRONE

An Act amending the act of December 22, 1986 (P. L. 1744, No. 213), entitled "An act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding judges of the courts of common pleas of the first, third, fourteenth, twenty-third, twenty-sixth, thirty-second, thirty-third, thirty-eighth, thirty-ninth, forty-second and forty-fifth judicial districts," further providing for the additional judge in the twenty-third judicial district.

Referred to Committee on JUDICIARY, February 8, 1989.

No. 370 By Representatives HARPER, LASHINGER, JOSEPHS, BURNS, PRESTON, KOSINSKI, J. TAYLOR, WESTON, KENNEY, PETRARCA, FARGO, VEON, COLE, LUCYK, MAYERNIK, GLADECK, GRUPPO, DeLUCA, PERZEL, STABACK, COY, B. D. CLARK, MARKOSEK, GANNON, McCALL, PETRONE, REINARD, CAWLEY, GALLEN, RAYMOND, CESSAR, S. H. SMITH, WOGAN, TRELLO, GODSHALL, SAURMAN, NAHILL, CORNELL, CIVERA, GRUITZA, WOZNIAK, BUNT, J. L. WRIGHT, J. H. CLARK, HESS, REBER, FOX, HAYDEN, McVERRY, CLYMER, HECKLER, WILSON, O'BRIEN and COHEN

An Act amending the act of December 21, 1988 (P. L. , No. 177), known as the "General Association Act of 1988," further providing for the effective date of the act.

Referred to Committee on BUSINESS AND COMMERCE, February 8, 1989.

No. 371 By Representatives RAYMOND, BORTNER, MARKOSEK, BOYES, DEMPSEY, HERMAN, FOX, REBER, SEMMEL, BUNT, TRELLO, ANGSTADT, SERAFINI, J. TAYLOR, CLYMER, GANNON, LETTERMAN, BILLOW, MAIALE, SCHULER, VROON, FLICK, E. Z. TAYLOR, B. SMITH, GEIST, LEH, ITKIN, VEON, OLASZ, BELFANTI, CIVERA and McVERRY

An Act providing for government-wide computer security; and providing for the training in security matters of persons who are involved in the management, operation and use of State computers and State computer systems.

Referred to Committee on STATE GOVERNMENT, February 8, 1989.

No. 372 By Representatives RAYMOND, BORTNER, JACKSON, MARKOSEK, BOYES, DEMPSEY, NAHILL, HERMAN, REBER, SEMMEL, BUNT, TRELLO, ANGSTADT, SERAFINI, SCHEETZ, HESS, CORNELL, J. TAYLOR, CLYMER, HECKLER, GANNON, LETTERMAN, FARMER, JOHNSON, BILLOW, MAIALE, COLAFELLA, SCHULER, DIETTERICK, VROON, FLICK, E. Z. TAYLOR, FARGO, B. SMITH, GEIST, LEH, ITKIN, VEON, OLASZ, BELFANTI, CIVERA and McVERRY

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

Referred to Committee on JUDICIARY, February 8, 1989.

No. 373 By Representatives RAYMOND, MARKOSEK, DEMPSEY, NAHILL, REBER, SEMMEL, BUNT, TRELLO, ANGSTADT, J. TAYLOR, RYBAK, JOHNSON, MAIALE, SAURMAN, E. Z. TAYLOR, GEIST, BELARDI, ITKIN, VEON, HALUSKA and CIVERA

An Act amending the act of September 30, 1985 (P. L. 240, No. 61), known as the "Turnpike Organization, Extension and Toll Road Conversion Act," requiring rest stop facilities to be equipped with unisex handicapped restrooms.

Referred to Committee on TRANSPORTATION, February 8, 1989.

No. 374 By Representatives RAYMOND, BORTNER, BUNT, TRELLO, J. TAYLOR, THOMAS, GEIST and CIVERA

An Act establishing administrative requirements for the Job Service in this Commonwealth.

Referred to Committee on LABOR RELATIONS, February 8, 1989.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 13 By Representatives GEIST, MURPHY, CLYMER, WOZNIAK, SCHEETZ, FOX, SEMMEL, COWELL, TRELLO, DEMPSEY, SERAFINI, HERMAN, LEH, ALLEN, WOGAN, BUNT, DIETTERICK, FLICK, VROON, SAURMAN, FARGO, VEON, ITKIN, OLASZ, E. Z. TAYLOR, ROBBINS, HERSHEY, McVERRY, GODSHALL, GALLEN, HAGARTY, COLAFELLA, DORR, BELFANTI, HALUSKA, CIVERA, MORRIS, MILLER, HESS, STAIRS, LANGTRY, RAYMOND, ARGALL, PHILLIPS, J. L. WRIGHT, NOYE, VAN HORNE, TIGUE, KOSINSKI, LaGROTTA, DISTLER, BURD, JOSEPHS, NAHILL, GLADECK, D. W. SNYDER, G. SNYDER, JOHNSON and MERRY

To create a commission of public and private cost-minded leaders of this Commonwealth to study the management of current government operations and make recommendations of cost-cutting measures.

Referred to Committee on RULES, February 8, 1989.

No. 15 By Representatives BELFANTI, STAIRS, DALEY, STUBAN, ARGALL, ALLEN, LUCYK, BLAUM, TIGUE, DeWEESE, McCALL, LAUGHLIN, MELIO and STISH

Amending House Rule 43.

Referred to Committee on RULES, February 8, 1989.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Speaker is in receipt and acknowledges the receipt of additions and deletions to bills sponsored by the members, and the additions and deletions will be filed for the record.

The following list was submitted:

ADDITIONS:

HB 2, Laughlin, Acosta, Hughes; HB 10, Stuban, Allen; HB 11, Robbins; HB 50, McVerry, Maine; HB 51, Laughlin; HB 52, Veon; HB 54, James; HB 61, James; HB 62, Acosta; HB 63, Maine, Acosta, Olasz, Veon; HB 69, Reber; HB 70, Reber; HB 77, McVerry; HB 78, Civera; HB 79, Olasz, Maine, Civera, Preston, Raymond; HB 80, Olasz, Johnson, Laughlin; HB 81, Johnson, Civera; HB 83, McVerry, Johnson, Pistella, Civera; HB 84, Preston, Pistella, Civera, Cessar; HB 85, Olasz, Pistella, Civera, Raymond; HB 86, Preston, Johnson, Civera; HB 87, Civera; HB 88, Laughlin, Saurman, Civera, Olasz, Preston; HB 89, Richardson; HB 90, Richardson; HB 91, Perzel; HB 93, Laughlin, Hughes; HB 97, Laughlin, Hughes; HB 98, Maine, Hughes; HB 99, McVerry; HB 100, Heckler; HB 101, Heckler; HB 105, Corrigan; HB 109, Olasz; HB 111, Acosta; HB 112,

Acosta, Laughlin, Hughes; HB 117, DeLuca, Broujos; HB 119, Bishop; HB 123, Trich; HB 125, Laughlin; HB 132, O'Donnell; HB 133, O'Donnell; HB 134, O'Donnell; HB 135, O'Donnell; HB 136, O'Donnell; HB 137, O'Donnell; HB 138, O'Donnell; HB 148, Marsico; HB 156, Levdansky, Civera, Semmel, Bortner; HB 160, Acosta; HB 164, Acosta; HB 168, Laughlin, Lashinger; HB 177, Pistella, Howlett, Richardson, Bunt, James; HB 178, Civera, Marsico, Colaizzo; HB 179, Lashinger; HB 185, Dieterick, Hagarty, Scheetz, Hess, Farmer, Godshall, Maine, Maiale, Pistella, Veon, Colaizzo, Belardi; HB 186, Corrigan; HB 187, Corrigan; HB 188, Corrigan; HB 190, Marsico; HB 197, Hughes; HB 199, Civera, Dorr, Reber, Kasunic, E. Z. Taylor; HB 213, Marsico; HB 215, Raymond, Carn, Morris, Mrkonic, Laughlin, Colaizzo, Itkin, Geist, E. Z. Taylor; HB 216, Saloom, Howlett; HB 217, Howlett, Saloom; HB 218, Saloom, Howlett; HB 219, Richardson, Saloom; HB 220, Richardson, Saloom; HB 223, Daley, Itkin; HB 224, Daley, Reber; HB 225, Reber, Daley, Itkin; HB 227, Civera, E. Z. Taylor, Cohen, Preston, Daley, Gruppo, Saloom, J. J. Taylor, Pistella, Corrigan; HB 228, Acosta; HB 231, Richardson; HB 234, Semmel, Lashinger, Corrigan, Gruppo, Preston, Raymond, Howlett, Acosta; HB 235, Itkin, Stairs; HB 249, Haluska; HB 250, Haluska, F. Taylor; HB 254, Gigliotti, Olasz; HB 255, Itkin, Clymer, Johnson, Josephs, Saloom, Reber, Trich, Raymond; HB 307, Daley; HB 309, E. Z. Taylor, Freind, Merry, Johnson; HR 7, Richardson; HR 10, O'Donnell; HR 12, Daley, Itkin.

DELETIONS:

HB 161, LaGrotta, Herman.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that the following bills be removed from the table and placed on the active calendar:

HB 3;
HB 24;
HB 52;
HB 92;
HB 247; and
HB 254.

On the question,

Will the House agree to the motion?

Motion was agreed to.

LEAVES OF ABSENCE

The SPEAKER. The Speaker turns to leaves of absence.

Are there leaves of absence from the majority party? There are no leaves requested.

Are there leaves of absence from the minority party? No leaves are there requested.

MASTER ROLL CALL

The SPEAKER. We will proceed now to take the master roll call. Members will proceed to vote on the master roll call.

The following roll call was recorded:

PRESENT—194

Acosta	Distler	Langtry	Robbins
Adolph	Dombrowski	Lashinger	Robinson
Allen	Donatucci	Laughlin	Roebuck
Angstadt	Dorr	Lee	Rudy
Argall	Durham	Leh	Ryan
Barley	Evans	Lescovitz	Rybak
Battisto	Fairchild	Levdansky	Saloom
Belardi	Farmer	Linton	Saurman
Belfanti	Fleagle	Lloyd	Scheetz
Billow	Flick	Lucyk	Schuler
Bishop	Foster	McCall	Scrimenti
Black	Fox	McHale	Semmel
Blaum	Freeman	McNally	Serafini
Bortner	Freind	McVerry	Smith, B.
Bowley	Gallen	Maiale	Smith, S. H.
Boyes	Gannon	Maine	Snyder, D. W.
Brandt	Geist	Markosek	Snyder, G.
Broujos	George	Marsico	Staback
Bunt	Gigliotti	Mayermik	Stairs
Burd	Gladeck	Melio	Steighner
Burns	Godshall	Merry	Stish
Bush	Gruitza	Michlovic	Strittmatter
Caltagirone	Gruppo	Micozzie	Stuban
Cappabianca	Hagarty	Miller	Tangretti
Carlson	Haluska	Moehlmann	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	Taylor, J.
Cessar	Hayden	Murphy	Telek
Chadwick	Hayes	Nahill	Thomas
Civera	Heckler	Nailor	Tigue
Clark, B. D.	Herman	O'Brien	Trello
Clark, D. F.	Hershey	O'Donnell	Trich
Clark, J. H.	Hess	Oliver	Van Horne
Clymer	Howlett	Perzel	Veon
Cohen	Hughes	Petrarca	Vroon
Colafella	Itkin	Petrone	Wambach
Colaizzo	Jackson	Phillips	Wass
Cole	Jadlowiec	Piccola	Weston
Cornell	James	Pievsky	Williams
Corrigan	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pressmann	Wozniak
DeLuca	Kaiser	Preston	Wright, D. R.
DeWeese	Kasunic	Raymond	Wright, J. L.
Daley	Kenney	Reber	Wright, R. C.
Davies	Kondrich	Reinard	Yandrisevits
Dempsey	Kosinski	Richardson	
Dieterick	Kukovich	Rieger	Manderino,
Dininni	LaGrotta	Ritter	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—8

Birmelin	Fee	Letterman	Noye
Fargo	Gamble	Morris	Olasz

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations for the purpose of fiscal notes:

HB 3;
HB 24;
HB 52;
HB 92;
HB 247; and

HB 254.

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

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1, PN 3**, with information that the Senate has passed the same without amendment.

CALENDAR

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 11, PN 13**, entitled:

An Act amending the act of February 19, 1980 (P. L. 15, No. 9), known as the "Real Estate Licensing and Registration Act," regulating time shares, continuing education and disclosures; and further providing for exclusions.

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

Mr. SERAFINI offered the following amendments No. A0112:

Amend Sec. 5 (Sec. 609), page 6, line 2, by striking out "seventh" and inserting

fifth

Amend Sec. 5 (Sec. 609), page 6, line 9, by striking out "seventh" and inserting

fifth

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

The SPEAKER. On the question of the amendment, the Chair recognizes the sponsor of the amendment, the gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, this amendment would lower the days for cancellation of a time share or campsite from 7 days to 5 days, and there is a reason for this. It is primarily because the time-share unit which a prospective buyer would put a deposit on and sign an agreement on would be considered sold by the time-share operator for two complete weekends if 7 days were allowed before an individual had an opportunity to cancel. The only thing that this legislation would do would be to eliminate 2 days from that cancellation period, and the purpose of that, of course, is so that the time-share operator would then have the opportunity on the following weekend, when most time shares are sold, to have that time-share unit included in his inventory once again as a salable asset.

The legislation still gives the individual the opportunity to cancel and it still gives the individual the opportunity to sign the agreement of sale, give it a check, and still have the oppor-

tunity to say that he would withdraw from that particular sale. It only gives the business, the time-share operator, the chance to keep that particular unit on inventory for a following weekend.

Many people might not understand why this is important, but in northeast Pennsylvania where we have the Pocono Mountain area, their sales are primarily to people from outside of the area, such as New Jersey and New York. In order to get those individuals on the property, it is necessary to spend a considerable amount of money on solicitation, and because of this, I think it would be good for the legislature not to totally destroy the operator for two complete weekends for one unit but to give him an opportunity to participate as a viable industry in Pennsylvania in a more equitable manner.

Thank you for your time, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Speaker now recognizes the gentleman from Somerset County, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, I am opposed to the amendment. It is important to remember how we got started on all of this. The 7 days was not something that I created, it is something that came out of an industry proposal. The industry had a comprehensive time-share bill in which it proposed a 7-day cancellation period. It seems to me that if the industry took the position then that it could live with 7 days, that that is a reasonable thing for us to expect them to do now.

In addition, as you look across the country, the national average is in excess of 5 days. If you look at our neighboring States, West Virginia has 10 days; Maryland has 10 days; New York has 7 days. If you look at Florida, which is certainly a State where resort development is big business and where, by all indications, that business is flourishing, in Florida they are doing that with a 10-day cancellation period for time shares in buildings and a 7-day cancellation period in campgrounds. So those States actually have a longer period of cancellation than is being proposed in this bill.

A final point, Mr. Speaker, I would note is that the 7-day period represents a compromise. There are some members of this House who at various times have wanted it to be 10, and they have compromised with me because the industry had originally indicated it could go with 7. This House has twice passed 7 days, and I would ask the House to do that again today by voting down the Serafini amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes, on the question of the amendment, the gentleman from Indiana, Mr. Wass.

Mr. WASS. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the amendment. The only reference I want to make is that there is something to be said about tying this property up for two weekends. Now, if a constituent cannot make up his mind in 5 days, I think it is time that they reevaluate, withdraw the agreement, and look for another day. To take this off the market for two weekends I think is just overkill, and I would ask you to support the amendment.

The SPEAKER. The Chair recognizes the gentleman from Monroe, Mr. Battisto.

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the Serafini amendment. The fact is, Representative Lloyd is absolutely correct. The industry did say up front before that 7 days was sufficient. However, they neglected to realize their sales procedures, very honestly. I have talked to many people in the industry, and of course, the important thing is that the sales mostly do occur on weekends. For example, in my district, 90 percent or 95 percent of the sales occur on Saturday and Sunday, and when you tie up an industry for two consecutive weekends, it is just bad business.

I understand the need for a waiting period, and I think 5 days is reasonable. Representative Lloyd cites Florida with 10 days and other areas. He is absolutely right. However, if you talk to some people in the industry, they realize, like Representative Wass said, it is overkill, and they are having monumental problems in bookkeeping.

The fact is, it is fair to go with 5 days. They should not be able to sign on the dotted line; they should have a waiting period, but 5 days is sufficient. I urge you to support the amendment. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Chester, Mr. Vroon.

Mr. VROON. Mr. Speaker, to begin with, will you give us a good bang on the gavel. It is awfully noisy in here.

The SPEAKER. The gentleman is entirely correct. The speakers are entitled to be heard. The subject matter of the debate is an important subject matter to your constituents in each of your districts. We ask you to pay attention to the debate. Cut the conversation, or at least speak in tones that cannot be heard across the room.

The gentleman, Mr. Vroon, may continue.

Mr. VROON. Mr. Speaker, this is an excellent consumer bill. This is a consumer bill that is really needed. I have worked extensively with Mr. Lloyd in committee on this bill, and I certainly endorse everything that Mr. Lloyd said about it.

When it comes right down to it, Mr. Speaker, if you have a good deal to offer, what have you got to be afraid of if you have to wait 7 or 10 days? That is the essence of it. I urge a negative vote on this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Northampton, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the amendment. Seven days should not really pose a problem for the time-share operator, but it will give the consumer time to rationally decide whether he wants to make the kind of purchase, the major investment, that is involved here. If the time-share operator is offering a good deal, he should have nothing to fear from 7 days. We should keep in mind the fact, too, that if the potential buyer is going to have to deal with an intervening weekend, they really

do not have 7 days in which to respond. So 7 days provides an extra cushion.

We should not make any attempt here to undercut the consumer's right or position in making a very major investment, a very major purchase, and I would just urge the membership of this House to vote this amendment down. Preserve the 7-day rule. It does protect the consumer, and that is what this chamber should be doing to begin with.

The SPEAKER. The Chair thanks the gentleman.

The Chair now recognizes the gentleman from Dauphin, Mr. Wambach.

Mr. WAMBACH. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the Serafini amendment. I think basically the reason why I stand here is because of the numerous complaints that I have received from constituents in my district regarding what they have signed for regarding the purchasing of time-share programs and the like. I think the least we can do as a legislative body and a deliberative body is to give our consumers the protection and the time needed to peruse the contract which they signed and give them the right to cancel that purchase within 1 week. That is all we have asked for in HB 11, and to reduce that from 7 days to 5 days I believe would be wrong, Mr. Speaker, and I request the House's concurrence in my refusal to accept this amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair now recognizes the gentleman from Montgomery, Mr. Saurman.

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, I, too, rise to oppose this amendment. I think we need to think about how people get to these resort areas in the first place, and certainly there is a great deal of question as to the morality, if you would, of the methods, because there is always a gimmick to get them there. Then once they are there, there are high-pressure tactics.

What is being asked here is a period of 7 days rather than 5 that these people have a chance, really, to digest what has been said and what has happened in a very whirlwind, high-pressure sales approach. I do not think it is unfair to allow that 7 days, and I would certainly oppose reducing that to 5. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair now recognizes the gentleman from Berks, Mr. Gallen.

Mr. GALLEN. Mr. Speaker, I, too, rise to oppose the amendment.

I was victimized by one of these operations in that I was taken to one of these resorts and almost held hostage while I underwent some tremendous high-pressure selling, and it was 3 hours before we were allowed to take the bus on which we came to get back to the place where we were staying.

I think the kind of pressure tactics used by the people who are in this business are ludicrous, and I think that people should have a long cooling-off period to get out of this kind of contract, which is usually signed under some real duress. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman from York, Mr. Bortner.

Mr. BORTNER. Thank you, Mr. Speaker. I will be very brief.

Obviously, the real question here, the most important question, is, should there be a right of rescission? And clearly, I think most people have come to the conclusion that there should be a right of rescission for the consumer. The question then becomes, what is a reasonable period of time? Is 2 weeks too long? 10 days? Is 3 days too short?

I believe that Mr. Lloyd has come up with a reasonable compromise here, one that will protect the consumer, one that apparently the industry is able to live with. The bottom line is that legitimate business people are not going to have any problems at all living with this 7-day right of rescission. People that are involved with the kind of tactics that Mr. Gallen referred to will have a problem with this or any other period of rescission.

I think this is a reasonable compromise. We ought to support the 7-day compromise and defeat this amendment. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The Chair now recognizes, on the question of the amendment, the gentleman from Montgomery, Mr. Fox.

Mr. FOX. Thank you, Mr. Speaker.

Regarding this amendment, those of you who were following the Consumer Affairs Committee know that the original legislation called for 10 days. That was due to the fact that the Attorney General's Office clearly told us that many of the constituents that have problems do not discover exactly what they have signed until they get back home and speak to a business adviser or an accountant or an attorney.

The point is, if we vote for this amendment, we will emasculate the bill. Our constituents need the extra time that the 7 days provides, and in fact, I think a better bill would have 10 days. But certainly, 7 days, the way Representative Lloyd's bill now reads, is certainly appropriate, and therefore, I would request that you vote in the negative on this amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question, the Chair now recognizes the gentleman from York, Mr. Snyder.

Mr. G. M. SNYDER. Thank you, Mr. Speaker.

Would the gentleman, Mr. Lloyd, stand for a brief period of interrogation?

The SPEAKER. The question is, will the gentleman, Mr. Lloyd, stand for a brief interrogation? He indicates that he will, and Mr. Snyder may proceed.

Mr. G. M. SNYDER. Mr. Speaker, after reading the bill, it is my understanding that the notice can be given by certified mail. Is that correct?

Mr. LLOYD. That is correct. That is as a result of an amendment we put in here on the floor 2 years ago.

Mr. G. M. SNYDER. And is it also correct that the 7-day period is counted from the date that that is deposited in the mail?

Mr. LLOYD. From the date of deposit; that is correct.

Mr. G. M. SNYDER. So if I were to sign a contract on a Saturday afternoon for the purchase of a time share, I would have, theoretically, until the following Saturday in order to put my notice of rescission into the mail. Is that correct?

Mr. LLOYD. That is correct.

Mr. G. M. SNYDER. So if we reduce this as per the amendment to a 5-day period, if I had signed the contract on a Saturday, I nonetheless would still have until the following Thursday—is that correct?—to put in my notice of rescission.

Mr. LLOYD. You would have 5 days, to the following Thursday.

Mr. G. M. SNYDER. Okay. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the amendment, the Chair recognizes the gentleman from Somerset, Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, it was pointed out that the industry did in fact propose 7 days originally but now has learned something else, but we have learned something else since the industry made that proposal. When we dealt with this issue 2 years ago, the Bureau of Consumer Protection was getting something like 350 to 400 complaints a year about this problem. In the last year they got over 1,000. So what we have learned in the last 2 years is that you need to protect the consumer as much as possible from these high-pressure sales tactics.

I would urge a "no" vote on the amendment.

The SPEAKER. On the question of the amendment, the Chair recognizes the gentleman from Monroe, Mr. Battisto.

Mr. BATTISTO. Thank you, Mr. Speaker.

Mr. Speaker, no one, no one will question the idea of a rescission period; no one whatsoever. But as Representative Snyder pointed out, the person who wants to fall back from a purchase has 7 days to put it in the mail. Then it depends upon how long the mail takes, so this really amounts to actually 10 or 11 days. The fact is, if I am doing business and I sell something on one weekend and that following Saturday the person has a chance to put it in the mail, it does not arrive until possibly the following Monday or Tuesday, so it is tantamount to putting a person at risk for two consecutive weekends.

Representative Lloyd cites the number of complaints. There is no doubt about the fact. This is a big business. It is an international business, and the fact is, there are some very, very sleazy people in the business; there are very incredibly competent people in the business. The fact is, we ought not to penalize people simply because there are some individuals who would take unethical practices. The fact is, you must understand it is more than 7 days; it is 10 or 11 or 12 days.

I ask for a reasonable vote on the Serafini amendment. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

On the question of the amendment, the Chair recognizes the sponsor of the amendment, the gentleman from Lackawanna, Mr. Serafini.

Mr. SERAFINI. Mr. Speaker, this bill does not take away the right of rescission from the individuals who for some

reason cannot say no. They actually sign a check; they sign an agreement; they leave that property with the salesman under the assumption that that unit is sold. That salesman does not have the right and that owner of that time-share facility does not have the right to resell that particular unit.

Five days, in my opinion, is not an unreasonable time for an individual who signs a check and makes a downpayment, who signs an agreement of sale, to cancel. Within 5 days any reasonable person would have the opportunity to consult an attorney if they wanted to and discuss with him exactly what problems might be encountered by that particular individual that would force him to get out of that particular sale. But for automobiles, which cost even more than time-share units, there is no period of rescission. If you were to purchase an automobile, sign a check, sign an agreement, and tell the salesperson you do not want the car anymore, there is no rescission period. If a door-to-door salesman comes to your home and tries to sell you something with as hard a sell as I think you could have on any time-share facility, you have 3 days to cancel. Any other real estate transaction in the State of Pennsylvania does not give you an opportunity to rescind that agreement.

Time share is an industry in parts of Pennsylvania that contributes greatly to the General Fund budget of this State. The industry, in my opinion, has cleaned itself up from those years of those pressure tactics. Those individuals who go to the properties primarily for a gift should be aware of the fact that they are going to be looking at a piece of property. If they cannot say no, they should not go to that property for that free gift, because they might encounter someone who would talk them into buying a time-share unit that whether they wanted or did not want, they might end up saying yes and signing an agreement.

This is a 5-day rescission. It is plenty of time to make up your mind with that kind of a purchase, and the only thing it does is it gives the industry an opportunity to resell that unit on a following weekend when that industry promotes most of its sales. Thank you very much.

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

The following roll call was recorded:

YEAS—23

Acosta	Foster	Micozzie	Taylor, J.
Battisto	Gannon	Perzel	Tigue
Burns	Gruppo	Reber	Van Horne
Cessar	Hasay	Robinson	Wass
Cole	Kenney	Serafini	Weston
Dietterick	Lashingner	Snyder, D. W.	

NAYS—169

Adolph	Dombrowski	Langtry	Rieger
Allen	Donatucci	Laughlin	Ritter
Angstadt	Dorr	Lee	Robbins
Argall	Durham	Leh	Roebuck
Barley	Evans	Lescovitz	Rudy
Belardi	Fairchild	Levdansky	Ryan
Belfanti	Farmer	Linton	Rybak
Billow	Fleagle	Lloyd	Saloom
Bishop	Flick	Lucyk	Saurman
Black	Fox	McCall	Scheetz

Blaum	Freeman	McHale	Schuler
Bortner	Freind	McNally	Scrimenti
Bowley	Gallen	McVerry	Semmel
Boyes	Geist	Maiale	Smith, B.
Brandt	George	Maine	Smith, S. H.
Broujos	Gigliotti	Markosek	Snyder, G.
Bunt	Gladeck	Marsico	Staback
Burd...	Godshall	Mayermik	Stairs
Bush	Gruitza	Melio	Steighner
Caltagirone	Hagarty	Merry	Stish
Cappabianca	Haluska	Michlovic	Strittmatter
Carlson	Harper	Miller	Stuban
Carn	Hayden	Moehlmann	Tangretti
Cawley	Hayes	Mowery	Taylor, F.
Chadwick	Heckler	Mrkonic	Telek
Civera	Herman	Murphy	Thomas
Clark, B. D.	Hershey	Nahill	Trello
Clark, D. F.	Hess	Nailor	Trich
Clark, J. H.	Howlett	O'Brien	Veon
Clymer	Hughes	O'Donnell	Vroon
Cohen	Itkin	Oliver	Wambach
Colafella	Jackson	Petrarca	Williams
Colaizzo	Jadlowiec	Petrone	Wilson
Cornell	James	Phillips	Wogan
Corrigan	Jarolin	Piccola	Wozniak
Cowell	Johnson	Pievsky	Wright, D. R.
Coy	Josephs	Pistella	Wright, J. L.
DeLuca	Kaiser	Pitts	Wright, R. C.
DeWeese	Kasunic	Pressmann	Yandrisevits
Daley	Kondrich	Preston	
Davies	Kosinski	Raymond	Manderino,
Dempsey	Kukovich	Reinard	Speaker
Distler	LaGrotta	Richardson	

NOT VOTING—2

Dininni Taylor, E. Z.

EXCUSED—8

Birmelin	Fee	Letterman	Noye
Fargo	Gamble	Morris	Olasz

The question was determined in the negative, and the amendments were not agreed to.

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—194

Acosta	Distler	Langtry	Robbins
Adolph	Dombrowski	Lashingner	Robinson
Allen	Donatucci	Laughlin	Roebuck
Angstadt	Dorr	Lee	Rudy
Argall	Durham	Leh	Ryan
Barley	Evans	Lescovitz	Rybak
Battisto	Fairchild	Levdansky	Saloom
Belardi	Farmer	Linton	Saurman
Belfanti	Fleagle	Lloyd	Scheetz
Billow	Flick	Lucyk	Schuler
Bishop	Foster	McCall	Scrimenti
Black	Fox	McHale	Semmel
Blaum	Freeman	McNally	Serafini
Bortner	Freind	McVerry	Smith, B.
Bowley	Gallen	Maiale	Smith, S. H.
Boyes	Gannon	Maine	Snyder, D. W.
Brandt	Geist	Markosek	Snyder, G.

Broujos	George	Marsico	Staback
Bunt	Gigliotti	Mayernik	Stairs
Burd	Gladeck	Melio	Steighner
Burns	Godshall	Merry	Stish
Bush	Gruitza	Michlovic	Strittmatter
Caltagirone	Gruppo	Micozzie	Stuban
Cappabianca	Hagarty	Miller	Tangretti
Carlson	Haluska	Moehlmann	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	Taylor, J.
Cessar	Hayden	Murphy	Telek
Chadwick	Hayes	Nahill	Thomas
Civera	Heckler	Nailor	Tigue
Clark, B. D.	Herman	O'Brien	Trello
Clark, D. F.	Hershey	O'Donnell	Trich
Clark, J. H.	Hess	Oliver	Van Horne
Clymer	Howlett	Perzel	Veon
Cohen	Hughes	Petrarca	Vroon
Colaifella	Itkin	Petrone	Wambach
Colaizzo	Jackson	Phillips	Wass
Cole	Jadlowiec	Piccola	Weston
Cornell	James	Pievsky	Williams
Corrigan	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pressmann	Wozniak
DeLuca	Kaiser	Preston	Wright, D. R.
DeWeese	Kasunic	Raymond	Wright, J. L.
Daley	Kenney	Reber	Wright, R. C.
Davies	Kondrich	Reinard	Yandrisevits
Dempsey	Kosinski	Richardson	
Dietterick	Kukovich	Rieger	Manderino,
Dininni	LaGrotta	Ritter	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—8

Birmelin	Fee	Letterman	Noye
Fargo	Gamble	Morris	Olasz

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

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The Speaker is now about to sign the Speaker's first bill. The Speaker is about to sign HB 1, and coincidentally, the Speaker is the chief sponsor of HB 1. The Chair thanks the House.

BILL SIGNED BY SPEAKER

The Chair gave notice that he was about to sign the following bill, which was then signed:

HB 1, PN 3

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for differentials in local real estate tax rates.

RESOLUTION

Mrs. LANGTRY called up HR 11, PN 205, entitled:

Designating February 16, 1989, as "Elks American Patriotism Day" in celebration of the Elks' 121st Anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

Acosta	Dombrowski	Lashing	Robinson
Adolph	Donatucci	Laughlin	Roebuck
Allen	Dorr	Lee	Rudy
Angstadt	Durham	Leh	Ryan
Argall	Evans	Lescovitz	Rybak
Barley	Fairchild	Levdansky	Saloom
Battisto	Farmer	Linton	Saurman
Belardi	Fleagle	Lloyd	Scheetz
Belfanti	Flick	Lucyk	Schuler
Billow	Foster	McCall	Scrimenti
Bishop	Fox	McHale	Semmel
Black	Freeman	McNally	Serafini
Blaum	Freind	McVerry	Smith, B.
Bortner	Gallen	Maine	Smith, S. H.
Bowley	Gannon	Markosek	Snyder, D. W.
Boyes	Geist	Marsico	Snyder, G.
Brandt	George	Mayernik	Staback
Broujos	Gigliotti	Melio	Stairs
Burd	Gladeck	Merry	Steighner
Burns	Godshall	Michlovic	Stish
Bush	Gruitza	Micozzie	Strittmatter
Caltagirone	Gruppo	Miller	Stuban
Cappabianca	Hagarty	Moehlmann	Tangretti
Carlson	Haluska	Mowery	Taylor, E. Z.
Carn	Harper	Mrkonic	Taylor, F.
Cawley	Hasay	Murphy	Taylor, J.
Cessar	Hayden	Nahill	Telek
Chadwick	Hayes	Nailor	Thomas
Civera	Heckler	O'Brien	Tigue
Clark, B. D.	Herman	O'Donnell	Trello
Clark, D. F.	Hershey	Oliver	Trich
Clark, J. H.	Hess	Perzel	Van Horne
Clymer	Hughes	Petrarca	Veon
Cohen	Itkin	Petrone	Vroon
Colaifella	Jackson	Phillips	Wambach
Colaizzo	Jadlowiec	Piccola	Wass
Cole	James	Pievsky	Weston
Cornell	Jarolin	Pistella	Williams
Corrigan	Johnson	Pitts	Wilson
Cowell	Josephs	Pressmann	Wogan
Coy	Kaiser	Preston	Wozniak
DeLuca	Kasunic	Raymond	Wright, D. R.
DeWeese	Kenney	Reber	Wright, R. C.
Daley	Kondrich	Reinard	Yandrisevits
Davies	Kosinski	Richardson	
Dempsey	Kukovich	Rieger	Manderino,
Dietterick	LaGrotta	Ritter	Speaker
Distler	Langtry	Robbins	

NAYS—0

NOT VOTING—5

Bunt	Howlett	Maiale	Wright, J. L.
Dininni			

EXCUSED—8

Birmelin	Fee	Letterman	Noye
Fargo	Gamble	Morris	Olasz

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

CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. We are about to take up a condolence resolution. Will the members please take their seats. Will all guests, all persons within the halls of the House, be seated. The Sergeant at Arms will close the doors of the House.

This is a condolence resolution for a former member of this House.

The clerk will read the condolence resolution.

The following resolution was read:

HOUSE OF REPRESENTATIVES
HARRISBURG, PA.
OFFICE OF THE CHIEF CLERK
RESOLUTION

WHEREAS, Albert Rasco, former member of the Pennsylvania House of Representatives, passed away January 19, 1989 at the age of sixty-three; and

WHEREAS, Mr. Rasco, who was president of the Penn Hills School Board, was a man of standards, integrity and enthusiasm. He had been a school board member for a little more than five years and was elected president in December 1988; and

WHEREAS, Mr. Rasco was a retired office manager for the Department of Labor and Industry. He was also a Penn Hills Republican Committeeman and past chairman of the borough Republican Party. In 1980 he was elected to represent the 32nd Legislative District in the Pennsylvania House of Representatives, serving to 1982; and

WHEREAS, Mr. Rasco served with distinction in the United States Army during World War II and following his discharge attended the University of Pittsburgh, graduating in 1955. He was a member of Beta-Duquesne Masonic Lodge No. 546, Lodge 146 Croatian Fraternal Union of America, Hebron United Presbyterian Church and former member of the Penn Hills Rotary Club; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania pause in its deliberation to mourn the passing of Albert Rasco, a distinguished businessman, dedicated community leader and concerned citizen whose outstanding contributions to his community and to this Commonwealth are recognized with great pride and respect; extend heartfelt condolences to his widow, Charlotte L. Marks Rasco, two daughters, Sandra Woodward and Barbara Borhan; brother and five sisters; and two grandchildren; and be it further

RESOLVED, That a copy of this resolution be delivered to Mrs. Charlotte L. Marks Rasco, 159 Saylong Drive, Pittsburgh, Pennsylvania.

We hereby certify that the foregoing is an exact copy of a resolution introduced in the House of Representatives by the Honorable Richard J. Cessar and Anthony M. DeLuca, and unanimously adopted by the House of Representatives on the 24th day of January 1989.

James J. Manderino
Speaker of the House
ATTEST:
John J. Zubeck
Chief Clerk

On the question,
Will the House adopt the resolution?

The SPEAKER. In approval of the resolution, will all members rise.

(Members and all visitors stood.)

The SPEAKER. The resolution is unanimously adopted.

RULES SUSPENDED

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Saurman.

Mr. SAURMAN. Mr. Speaker, I move that the rules of the House be suspended for the purpose of considering a resolution immediately.

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

RESOLUTION ADOPTED

The SPEAKER. The clerk will read the resolution.

The following resolution was read:

House Resolution No. 16**A RESOLUTION**

Designating the week of February 6 through 11, 1989, as "Vocational Education Week" in Pennsylvania.

WHEREAS, The observance of "Vocational Education Week" serves to increase public understanding and appreciation of the value of vocational education; and

WHEREAS, "Vocational Education Week" is an opportunity to encourage appreciation for the importance of vocational education; therefore be it

RESOLVED, That the House of Representatives designate the week of February 6 through 11, 1989, as "Vocational Education Week" in Pennsylvania.

George E. Saurman
Jon D. Fox
James H. Clark
John S. Davies
Paul Wass
Ronald E. Black

On the question,
Will the House adopt the resolution?

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Saurman, on the resolution.

Mr. SAURMAN. Thank you, Mr. Speaker.

I just would like to thank the House for its consideration in looking at this resolution and to suggest that because of the press of time, I did not have time to get additional cosponsors, and if in fact it passes, I would appreciate it if others would be allowed to cosign.

The SPEAKER. The resolution will be kept at the clerk's desk for additional signatures.

On the question recurring,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Acosta	Dombrowski	Lashinger	Robinson
Adolph	Donatucci	Laughlin	Roebuck
Allen	Dorr	Lee	Rudy
Angstadt	Durham	Leh	Ryan

Argall	Evans	Lescovitz	Rybak
Barley	Fairchild	Levdansky	Saloom
Battisto	Farmer	Linton	Saurman
Belardi	Fleagle	Lloyd	Scheetz
Belfanti	Flick	Lucy	Schuler
Billow	Foster	McCall	Scrimenti
Bishop	Fox	McHale	Semmel
Black	Freeman	McNally	Serafini
Blaum	Freind	McVerry	Smith, B.
Bortner	Gallen	Maiale	Smith, S. H.
Bowley	Gannon	Maine	Snyder, D. W.
Boyes	Geist	Markosek	Snyder, G.
Brandt	George	Marsico	Staback
Broujos	Gigliotti	Mayermik	Stairs
Burd	Gladeck	Melio	Steighner
Burns	Godshall	Merry	Stish
Bush	Gruitza	Michlovic	Strittmatter
Caltagirone	Gruppo	Micozzie	Stuban
Cappabianca	Hagarty	Miller	Tangretti
Carlson	Haluska	Moehlmann	Taylor, E. Z.
Carn	Harper	Mowery	Taylor, F.
Cawley	Hasay	Mrkonic	Taylor, J.
Cessar	Hayden	Murphy	Telek
Chadwick	Hayes	Nahill	Thomas
Civera	Heckler	Nailor	Tigue
Clark, B. D.	Herman	O'Brien	Trello
Clark, D. F.	Hershey	O'Donnell	Trich
Clark, J. H.	Hess	Oliver	Van Horne
Clymer	Howlett	Perzel	Veon
Cohen	Hughes	Petrarca	Vroon
Colafella	Itkin	Petrone	Wambach
Colaizzo	Jackson	Phillips	Wass
Cole	Jadlowiec	Piccola	Weston
Cornell	James	Pievsky	Williams
Corrigan	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pressmann	Wozniak
DeLuca	Kaiser	Preston	Wright, D. R.
DeWeese	Kasunic	Raymond	Wright, J. L.
Daley	Kenney	Reber	Wright, R. C.
Davies	Kondrich	Reinard	Yandrisevits
Dempsey	Kosinski	Richardson	
Dietterick	Kukovich	Rieger	Manderino,
Dininni	LaGrotta	Ritter	Speaker
Distler	Langtry	Robbins	

NAYS—0

NOT VOTING—1

Bunt

EXCUSED—8

Birmelin	Fee	Letterman	Noye
Fargo	Gamble	Morris	Olasz

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

COMMITTEE MEETING CANCELED

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Pievsky.

Mr. PIEVSKY. Thank you, Mr. Speaker.

Mr. Speaker, at this time I would like to alert the members of the Appropriations Committee that the meeting previously scheduled to be called off the floor today has been canceled and will be called off the floor on Monday.

APPROPRIATIONS COMMITTEE HEARINGS

Mr. PIEVSKY. Mr. Speaker, while I am on my feet, to comply with the sunshine laws and to alert the members, there has been a change in the schedule of the budget hearings this afternoon. The Consumer Advocate will appear before the Appropriations Committee at 1 this afternoon instead of 3:30, and it will be followed by the Public Utility Commission at 2:30. Thank you, Mr. Speaker.

FINANCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes now, for the purpose of a committee meeting announcement, the chairman of the Finance Committee, the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, there will be a meeting of the Finance Committee immediately in the back of the House. I would appreciate if all members report immediately.

The SPEAKER. That is immediately on the declaration of the recess, not immediately.

HEALTH AND WELFARE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Richardson. For what purpose does the gentleman rise?

Mr. RICHARDSON. An announcement of a committee meeting, Mr. Speaker.

The SPEAKER. Mr. Richardson wants to announce a committee meeting of the Health and Welfare Committee. The gentleman is in order.

Mr. RICHARDSON. Mr. Speaker, I would like to announce to the members of the Health and Welfare Committee that at 12 o'clock we will be meeting in room 22, Capitol Annex, for a Health and Welfare Committee meeting.

JUDICIARY COMMITTEE MEETING

The SPEAKER. The Chair recognizes the chairman of the Judiciary Committee, the gentleman from Berks, Mr. Caltagirone, for the purpose of an announcement.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

I would like to inform the members of the Judiciary Committee that there will be a committee meeting on Tuesday morning at 10 o'clock. You will be getting a notice in your Harrisburg mailbox and also in your district offices on the bills that will be considered and the meeting room where it will be held. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Will the gentleman, Mr. Trello, take his Finance Committee meeting to the rear of the House. We will hold the desk open for a receipt of a report of that committee for a short period of time.

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

HB 185, PN 414 (Amended)

By Rep. VAN HORNE

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing that payments to foster parents for the care of foster children shall be excluded from income taxed as compensation.

FINANCE.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

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

Mr. KAISER. Mr. Speaker, I move that this House do now adjourn until Monday, February 13, 1989, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 11:54 a.m., e.s.t., the House adjourned.