

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JUNE 6, 1989

SESSION OF 1989

173D OF THE GENERAL ASSEMBLY

No. 39

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (IVAN ITKIN) IN THE CHAIR

PRAYER

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

Let us pray:

Gracious God, our Father, when we witness the winds of change blowing through Your creation and the nations clamoring for freedom and democracy, as especially evidenced in Russia and Poland and now Red China, we give You special thanks for giving us a land where Your people rule through elective government.

Make us realize, O God, that it is no accident that our Nation and our Commonwealth are strong and free. We are free because of Your providential care, and we are strong because we have built on the foundation of justice and righteousness. May we always be watchful and vigilant and, as legislators, enact laws that will promote You and Your people.

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 pro tempore. Without objection, we will postpone until printed the approval of the Journal dated Monday, June 5, 1989. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1639 By Representatives JACKSON, LLOYD, MOEHLMANN, TRELLO, JAROLIN, OLASZ, FLICK, E. Z. TAYLOR, REBER, STABACK and BELARDI

An Act amending the act of May 17, 1921 (P. L. 682, No. 284), known as "The Insurance Company Law of 1921," requiring homeowner's casualty insurance to provide coverage for sinkhole damage.

Referred to Committee on INSURANCE, June 6, 1989.

No. 1640 By Representatives MICOZZIE, CESSAR, BELFANTI, DISTLER, RYBAK, KASUNIC, SALOOM, BUSH, ROBINSON, TELEK, HALUSKA, TRELLO, NOYE, JOHNSON, BOYES, SCHULER, GEIST, CARLSON, LANGTRY, D. W. SNYDER, E. Z. TAYLOR, DeLUCA, WOZNIAK, COLAIZZO, GODSHALL, BUNT, DORR, HESS, STABACK, FARGO, SAURMAN, LASHINGER, RITTER, BILLOW, D. F. CLARK, HERSHEY, ADOLPH, KENNEY, NAHILL, FARMER, McVERRY, MAINE, CIVERA, SEMMEL, J. TAYLOR, BELARDI, OLASZ, FLICK, RICHARDSON, BROUJOS and CORNELL

An Act amending Title 72 (Taxation and Fiscal Affairs) of the Pennsylvania Consolidated Statutes, further providing for transfers between husband and wife and for property held by husband and wife.

Referred to Committee on FINANCE, June 6, 1989.

No. 1641 By Representatives TRELLO, O'DONNELL, PISTELLA, KOSINSKI, RICHARDSON, BUNT, FOX, GIGLIOTTI, CARLSON and ROBINSON

An Act making an appropriation to the Pennsylvania College of Straight Chiropractic.

Referred to Committee on APPROPRIATIONS, June 6, 1989.

No. 1642 By Representatives TRELLO, O'DONNELL, ITKIN, NOYE, FARGO, BUNT, GIGLIOTTI, ROBINSON, PISTELLA, VEON, VAN HORNE, WOZNIAK, RICHARDSON, DISTLER, CARLSON, HERMAN, KOSINSKI, ADOLPH, McVERRY, WASS, GEIST, E. Z. TAYLOR and MOEHLMANN

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for no-bid contracts and for certain purchases in the open market by increasing the cost of such purchases.

Referred to Committee on STATE GOVERNMENT,
June 6, 1989.

No. 1643 By Representatives SEMMEL, HALUSKA, STAIRS, TRELLO, ARGALL, NAHILL, McVERRY, CARLSON, CIVERA, J. TAYLOR, HOWLETT, BOYES, REBER, GIGLIOTTI, J. L. WRIGHT, NOYE, GODSHALL, HASAY, TELEK, MELIO, SERAFINI, FOX, MAIALE, CLYMER, DIETTERICK, E. Z. TAYLOR, HERMAN, KENNEY, MERRY, ANGSTADT and JOHNSON

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, June 6, 1989.

No. 1644 By Representatives MELIO, ADOLPH, RAYMOND, TRELLO, O'DONNELL, CIVERA, VAN HORNE, COWELL, FOSTER, TIGUE, MOWERY, CORRIGAN, HASAY, MICOZZIE, NAHILL, COLAFELLA, COLAIZZO, BATTISTO, REBER, BARLEY, DININNI, GAMBLE, LUCYK, McNALLY, GIGLIOTTI, TRICH, HALUSKA, LAUGHLIN, TANGRETTI, McHALE and MAINE

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," providing for contracts for life, health, hospitalization, medical services and accident insurance for township commissioners and other officials.

Referred to Committee on LOCAL GOVERNMENT,
June 6, 1989.

No. 1645 By Representatives FOX, PETRARCA, NAHILL, TRELLO, MARKOSEK, MAIALE, HOWLETT, CESSAR, FAIRCHILD, E. Z. TAYLOR, GANNON, VEON, LASHINGER, WOZNIAK, BILLOW, SAURMAN, ADOLPH, MICHLOVIC, ROBINSON, NOYE, J. TAYLOR, CIVERA, MELIO, BELARDI and FLICK

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," providing for decals or stickers evidencing the prepayment of tolls.

Referred to Committee on TRANSPORTATION, June 6, 1989.

No. 1646 By Representatives FOX, TRELLO, NAHILL, VROON, JOHNSON, MAIALE, HOWLETT, LANGTRY, E. Z. TAYLOR, BUNT, VEON, REBER, STABACK, BELFANTI, SAURMAN, BILLOW, JACKSON, ROBINSON, NAILOR,

GIGLIOTTI, TANGRETTI, MORRIS,
CIVERA, MELIO, FLICK and MRKONIC

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for drug and alcohol tests for school bus drivers.

Referred to Committee on EDUCATION, June 6, 1989.

No. 1647 By Representatives BISHOP, KUKOVICH, HARPER, TRELLO, PISTELLA, CARN, ROBINSON, LAUGHLIN, RUDY, GIGLIOTTI, PRESTON, FREEMAN, HALUSKA, RYBAK and JAMES

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for day-care programs for children of pupils.

Referred to Committee on EDUCATION, June 6, 1989.

No. 1649 By Representatives CALTAGIRONE, COHEN, COLAIZZO, LEVDANSKY, KOSINSKI, BELFANTI, ROBINSON, PISTELLA, TRELLO, CIVERA, LEH and COWELL

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," further providing for required courses of study; and making an editorial change.

Referred to Committee on EDUCATION, June 6, 1989.

No. 1650 By Representatives CALTAGIRONE, HALUSKA, TRELLO and MELIO

An Act relating to consent to health care.

Referred to Committee on HEALTH AND WELFARE,
June 6, 1989.

No. 1651 By Representatives CALTAGIRONE, HALUSKA, TRELLO and MELIO

An Act regulating disclosure of health care information; and prescribing penalties.

Referred to Committee on HEALTH AND WELFARE,
June 6, 1989.

No. 1652 By Representatives CALTAGIRONE, BUNT, TRELLO and MELIO

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

Referred to Committee on JUDICIARY, June 6, 1989.

No. 1653 By Representatives CALTAGIRONE, RYBAK, PHILLIPS, ROBINSON, JACKSON, PISTELLA, S. H. SMITH, FARGO, KOSINSKI, NAHILL, JOHNSON, COLAIZZO, HALUSKA, VEON, MELIO, STABACK, KASUNIC, MICHLOVIC, COLAFELLA, REBER, HECKLER, GANNON, GEIST, JOSEPHS, TRELLO, BISHOP, CORNELL, DeLUCA, BUNT, CIVERA and RICHARDSON

An Act requiring payment of interest on automobile lease deposits.

Referred to Committee on CONSUMER AFFAIRS, June 6, 1989.

No. 1654 By Representatives CALTAGIRONE, KOSINSKI, GODSHALL, KASUNIC, NAHILL, KUKOVICH, DALEY, CORRIGAN, J. L. WRIGHT, GIGLIOTTI, HAGARTY, PRESSMANN, BELARDI and COHEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the manufacture, sale or use of aerosol spray devices.

Referred to Committee on JUDICIARY, June 6, 1989.

No. 1655 By Representatives JOSEPHS, RITTER, BISHOP, ROEBUCK, KUKOVICH, ITKIN, LEVDANSKY, MICHLOVIC, HECKLER, FOX, COHEN, VEON, PISTELLA, PRESTON, RICHARDSON, CORNELL, HAYDEN, R. C. WRIGHT, DeWEESE, EVANS, MORRIS, LINTON, BORTNER, NAHILL, PRESSMANN, McHALE, FREEMAN, TRICH and HARPER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further defining the offense of ethnic intimidation to include sexual orientation.

Referred to Committee on JUDICIARY, June 6, 1989.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 133 By Representatives FOX, DeLUCA, JOHNSON, JACKSON, BUNT, RAYMOND, D. R. WRIGHT, J. L. WRIGHT, CESSAR, NOYE, NAILOR, VROON, TIGUE, FARGO, LEVDANSKY, WASS, LETTERMAN, FLEAGLE, COHEN, STUBAN, GIGLIOTTI, COLAIZZO, JADLOWIEC, BUSH, FREEMAN, CARLSON, FAIRCHILD, KUKOVICH, TANGRETTI, DEMPSEY, D. W. SNYDER, S. H. SMITH, SEMMEL, ARGALL, MICOZZIE, BISHOP, MELIO, SCHULER, HERMAN, HALUSKA, MORRIS, ROBINSON, ANGSTADT, BOYES, BELFANTI, NAHILL, COY, GEIST, E. Z. TAYLOR, McCALL, STABACK, D. F. CLARK, GANNON, DISTLER, THOMAS, STAIRS, MARSICO, DIETTERICK, HESS, CORRIGAN, GRUPPO, CIVERA, TRELLO and TELEK

Directing the Consumer Affairs Committee to investigate and recommend ways to attract and retain volunteer fire, ambulance and rescue personnel and to foster cooperation from Pennsylvania businesses to support volunteer services.

Referred to Committee on RULES, June 6, 1989.

No. 134 By Representatives DININNI, PICCOLA, MARSICO and WAMBACH

Directing the Business and Commerce Committee to conduct a study of the crisis in funding for future Weatherization Programs, to hold hearings, to review statistical data and to make recommendations for legislation.

Referred to Committee on RULES, June 6, 1989.

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there requests for leaves of absence? The Chair recognizes the majority caucus secretary, the gentleman from Lawrence, Mr. Fee.

Mr. FEE. Yes, Mr. Speaker. Ms. JOSEPHS, from Philadelphia, for today.

The SPEAKER pro tempore. Without objection, leave of absence is granted.

The Chair recognizes the minority whip.

Mr. HAYES. Thank you, Mr. Speaker.

I request a leave for the gentleman from Dauphin County, Mr. DININNI, for the day.

The SPEAKER pro tempore. Without objection, leave of absence is granted.

The Chair returns to the gentleman from Lawrence, Mr. Fee.

Mr. FEE. Mr. YANDRISEVITS for the week.

The SPEAKER pro tempore. Without objection, leave will be granted. The Chair hears no objection.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—200

Acosta	Donatucci	Laughlin	Rieger
Adolph	Dorr	Lee	Ritter
Allen	Durham	Leh	Robbins
Angstadt	Evans	Lescovitz	Robinson
Argall	Fairchild	Letterman	Roebuck
Barley	Fargo	Levdansky	Rudy
Battisto	Farmer	Linton	Ryan
Belardi	Fee	Lloyd	Rybak
Belfanti	Fleagle	Lucyk	Saloom
Billow	Flick	McCall	Saurman
Birmelin	Foster	McHale	Scheetz
Bishop	Fox	McNally	Schuler
Black	Freeman	McVerry	Scrimenti
Blaum	Freind	Maiale	Semmel
Bortner	Gallen	Maine	Serafini
Bowley	Gamble	Markosek	Smith, B.
Boyes	Gannon	Marsico	Smith, S. H.
Brandt	Geist	Mayernik	Snyder, D. W.
Broujos	George	Melio	Snyder, G.
Bunt	Gigliotti	Merry	Staback
Burd	Gladeck	Michlovic	Stairs
Burns	Godshall	Micozzie	Steighner
Bush	Gruitza	Miller	Stish
Caltagirone	Gruppo	Mochlmann	Strittmatter
Cappabianca	Hagarty	Morris	Stuban
Carlson	Haluska	Mowery	Tangretti
Carn	Harper	Mrkonic	Taylor, E. Z.

Cawley	Hasay	Murphy	Taylor, F.
Cessar	Hayden	Nahill	Taylor, J.
Chadwick	Hayes	Nailor	Telek
Civera	Heckler	Noye	Thomas
Clark, B. D.	Herman	O'Brien	Tigue
Clark, D. F.	Hershey	O'Donnell	Trello
Clark, J. H.	Hess	Olasz	Trich
Clymer	Howlett	Oliver	Van Horne
Cohen	Hughes	Perzel	Veon
Colafrilla	Itkin	Pesci	Vroon
Colaizzo	ackson	Petrarca	Wambach
Cole	adlowiec	Petrone	Wass
Cornell	James	Phillips	Weston
Corrigan	Jarolin	Piccola	Williams
Cowell	Johnson	Pievsky	Wilson
Coy	Kaiser	Pistella	Wogan
DeLuca	Kasunic	Pitts	Wozniak
DeWeese	Kenney	Pressmann	Wright, D. R.
Daley	Kondrich	Preston	Wright, J. L.
Davies	Kosinski	Raymond	Wright, R. C.
Dempsey	Kukovich	Reber	
Dietterick	LaGrotta	Reinard	Manderino,
Distler	Langtry	Richardson	Speaker
Dombrowski	Lashingier		

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Dininni Josephs Yandrisevits

LEAVES CANCELED—1

Josephs

LEAVE OF ABSENCE CANCELED

The SPEAKER pro tempore. The Chair requests the clerk to remove the lady, Ms. Josephs, from the leave roll and place her on the master roll.

WELCOMES

The SPEAKER pro tempore. The Chair at this time would like to welcome Meg Skiba, who was first place in an elementary essay contest, with her parents, attorney Gary Skiba and Mrs. Shirley Skiba; sister, Tricia Skiba; and Father Michael Gaines. She was the winner of the Pennsylvania Citizens for Better Libraries' essay contest. These people are the guests of the Representatives of Erie County, and they are located to the left of the Speaker. Would they please stand and be acknowledged.

We also have today as visitors John Lutton and Michael Darroch, who are guests of the Representatives of the Beaver County delegation, and they are to the left of the Speaker. Will they please rise and be acknowledged.

The Chair at this time would also like to acknowledge other winners of the Pennsylvania Citizens for Better Libraries' Eighth Annual Library/First Amendment Essay Contest. They are located in the gallery, and each of the contest winners is accompanied by their librarian. Would they please rise in the gallery and seek to be recognized.

The Chair would like to identify the names of the winners of this important contest. The first-place winner in the

primary division is Anthony Pelsue of Shaler North Hills Library in Glenshaw, and he is accompanied by his librarian, Mrs. Fritz Mitnik. He is to the left of the Speaker's rostrum. In the secondary division, the winner is Marie E. Jupin of Tacony Branch, Free Library of Philadelphia, accompanied by her librarian, Edna Lamb. Miss Jupin and Ms. Lamb are up in the balcony.

For every first-place winner there is usually a second-place winner, and we have a number of second-place winners here today. In the primary division, the second-place winner was Mike McCarthy of Tredyffrin Public Library of Stafford-Wayne, and he is accompanied by his librarian, Maureen Lok, in the balcony. In the elementary division, the second-place winner is Kevan Kolling of Adams Memorial Library in Latrobe, Pennsylvania, accompanied by his librarian, Nancy Okonak, in the balcony. And finally, the second-place winner in the secondary division is Heather Flora of Dorseyville Junior High in Pittsburgh, accompanied by her librarian, Dorothea Lazar, and they are in the balcony. The Chair, speaking for the entire House, wishes to acknowledge the winners today and wishes them well in their future contests.

The Chair also has a distinct honor today to welcome Rory Patterson, who is a guest page and who is the guest of Representative Gregory Snyder. He is located on the page bench in front of the Speaker's rostrum.

FILMING PERMISSION

The SPEAKER pro tempore. For the information of the members, the House Republican Information Office requests permission to take still photographs on the floor of the House for a period of 5 minutes. Without objection, the Chair honors that request, and the House should be advised that still photographs will be taken by the House Republican Office, commencing now.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 1396, PN 1957 (Amended)

By Rep. GEORGE

An Act providing for accreditation of asbestos removal professionals, including asbestos inspectors, management planners, project designers and contractors, supervisors and workers; providing for accreditation programs for schools and other facilities; providing for the Asbestos Abatement Restricted Account and for its use; and imposing penalties.

CONSERVATION.

BILL REPORTED AND REREFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE

HB 1404, PN 1642

By Rep. COWELL

An Act amending the act of March 2, 1956 (1955 P. L. 1211, No. 376), known as the "Practical Nurse Law," providing for the qualification of professional nursing program graduates as licensed practical nurses.

EDUCATION.

The SPEAKER pro tempore. The Speaker pro tem now returns the gavel to the Speaker.

**THE SPEAKER (JAMES J. MANDERINO)
IN THE CHAIR**

The SPEAKER. The Chair thanks the gentleman from Allegheny County, Representative Itkin, for presiding in the Speaker's absence.

CALENDAR**BILLS ON SECOND CONSIDERATION**

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

HB 1378, PN 1605; and HB 1529, PN 1790.

* * *

The House proceeded to second consideration of **HB 333, PN 1898**, entitled:

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.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. O'DONNELL. Mr. Speaker, I move that HB 333 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1083, PN 1899**, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), known as the "Public School Code of 1949," providing for instructional programs on steroids.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. O'DONNELL. Mr. Speaker, I move that HB 1083 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 270, PN 302**, entitled:

An Act amending the act of June 29, 1953 (P. L. 304, No. 66), known as the "Vital Statistics Law of 1953," further providing for the medical certification for death certificates and for referrals to coroners.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. O'DONNELL. Mr. Speaker, I move that HB 270 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 368, PN 1782**, entitled:

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," providing for the fees to be levied by register of wills in counties of the second through fourth class.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. O'DONNELL. Mr. Speaker, I move that HB 368 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 372, PN 1859**, entitled:

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

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 372 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1149, PN 1320**, entitled:

An Act designating a certain bridge on Township Route 415 in Stewardson Township, Potter County, as the Cross Fork Veterans Memorial Bridge.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 1149 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1416, PN 1900**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for registration and certificate of title.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 1416 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1530, PN 1791**, entitled:

An Act amending the act of January 22, 1968 (P. L. 42, No. 8), known as the "Pennsylvania Urban Mass Transportation Law," further providing for pooled bus acquisitions.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 1530 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1561, PN 1822**, entitled:

An Act authorizing and directing the Department of Transportation, with the approval of the Governor, to convey to the United States Department of Interior portions of certain State highways located in Montgomery and Chester Counties, Pennsylvania.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 1561 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 1569, PN 1839**, entitled:

An Act designating a certain portion of Pennsylvania Route 61 in Schuylkill County as the Joseph H. Long Boulevard.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 1569 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **SB 790, PN 1127**, entitled:

An Act authorizing the Board of the Troy Borough Municipal Authority to transfer certain Project 70 lands in Troy Township, Bradford County, to the Department of Transportation for a highway project under certain conditions.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that SB 790 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

The House proceeded to second consideration of **HB 169, PN 188**, entitled:

An Act providing for grants by the Secretary of Community Affairs to promote social services for Pennsylvania's ethnic and multicultural communities and to insure that ethnic groups are not discriminated against or prohibited from receiving services because of language barriers, cultural obstacles, lack of education or lack of accessibility to government-related or public social programs; and making an appropriation.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. O'DONNELL. Mr. Speaker, I move that HB 169 be recommitted to the Appropriations Committee for the purpose of a fiscal note.

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

* * *

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

HB 567, PN 1905; HB 685, PN 1906; HB 1556, PN 1817; HB 1139, PN 1299; HB 1335, PN 1901; and HB 1372, PN 1902.

BILLS AND RESOLUTIONS PASSED OVER

The SPEAKER. The voting schedule, as determined by the office of the majority leader, consists of the following bills: On page 7, HB 215 is scheduled for a vote; also on page 7, HB 387 is scheduled for a vote; on page 9, HB 1433 is scheduled for a vote; on page 12, HB 406, HB 421, HB 1018, and HB 1294 are all scheduled for votes today. The balance of today's

calendar is prepared to go over in order. Without objection, the balance of the calendar not on today's voting schedule and not already handled by the Speaker will go over in order. The Chair hears no objection.

WELCOME

The SPEAKER. The Speaker is happy to welcome on behalf of the House two guest pages, Paige Walsdorp and Rusty Moyer, who are the guest pages of Representative Lashinger. Also, their parents are here and their grandmother is present. The parents and grandmother are to the left of the Speaker, and the guest pages, who are guests of Representative Lashinger, are down front. Will those individuals please stand and receive the recognition of the House.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader, Robert O'Donnell, from Philadelphia.

Mr. O'DONNELL. Mr. Speaker, I move that the following bills, which are on the tabled calendar and rest on the table, be placed on the active calendar:

HB 1037;
HB 1401;
HB 1412;
HB 1429;
HB 1573;
SB 122; and
SB 363.

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

WELCOME

The SPEAKER. The Chair is happy to welcome to the hall of the House the students from the sixth grade of Highland School in the Abington School District. They are the guests of Representative Fox and Representative Saurman, and they are seated in the House gallery. Will they please stand and receive the recognition of the House.

BILLS ON THIRD CONSIDERATION HB 215 PASSED OVER TEMPORARILY

The SPEAKER. Without objection, we will move to today's calendar and voting schedule.

Page 7 of today's calendar, HB 215. HB 215, PN 1567, is on today's voting schedule, but the indication from the majority leader's office is that it should be considered this afternoon. Without objection, we will move over temporarily HB 215. The Speaker hears no objection.

* * *

The House proceeded to third consideration of **HB 387, PN 427**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for allocation of certain assessments.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dininni

Yandrisevits

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

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

* * *

The House proceeded to third consideration of **HB 1433, PN 1780**, entitled:

An Act amending the act of April 12, 1951 (P. L. 90, No. 21), known as the "Liquor Code," further providing for the establishment of wine stores by the board.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

BILL RECOMMITTED

The SPEAKER. The gentleman from Montgomery, Mr. Gladeck, seeks recognition on final passage. The gentleman is in order.

Mr. GLADECK. I would like to request that this bill be recommitted to the Liquor Control Committee.

The SPEAKER. The gentleman has moved that the bill be recommitted to the Liquor Control Committee.

On the question,

Will the House agree to the motion?

The SPEAKER. The motion is debatable only on the question of recommittal.

Mr. GLADECK. I would like to speak on my reasons for asking for recommittal, if I may.

The SPEAKER. You are permitted to speak on the question of recommittal.

Mr. GLADECK. Thank you, sir.

Mr. Speaker, when we passed 24 months ago this month a requirement that the Liquor Board establish specialty wine shops in certain metropolitan areas of the Commonwealth, it was done out of good intention. Unfortunately, the board in the last 23 months has not seen fit to work with us to create a viable system of wine distribution at the retail level for the people in Pennsylvania.

This piece of legislation, I believe, has some inconsistencies, and my reason for making the motion is to send it back to committee in hopes that we can create a viable system that has not been created up to this point. I do not believe that the board itself has been truthful or has been willing to work with the House and the mandate that we gave them to establish

these stores. This bill essentially skewers what we did 23 months ago, and I would very much be willing to work with members on both sides of the aisle and with the board to create a system that I believe would meet the Commonwealth's needs.

This bill is fraught with inconsistencies, and I think that it would be in our best interest to recommit it to the Liquor Control Committee in hopes that we could come out with a little bit better piece of legislation. Thank you, Mr. Speaker.

The SPEAKER. The question is on recommitment. On that question, the Chair recognizes, from Westmoreland County, Representative Saloom.

Mr. SALOOM. Mr. Speaker, I oppose recommitment of this bill to the House Liquor Committee.

The House Liquor Committee had taken this bill in advisement and released it to the House floor for a vote. This bill does not preclude anybody from having any dialogue with the Liquor Control Board to limit any number of stores. This tells them that they can only open so many, and it does not reduce the numbers that they could reopen. It just tells them that they do not have to open them.

I ask for a negative vote.

The SPEAKER. The question is on recommitment. On that question, the gentleman from Cumberland, Representative Mowery, is recognized.

Mr. MOWERY. Thank you very much, Mr. Speaker.

The chairman of our committee was absolutely right that it did pass in committee for consideration on the floor of the House. However, in further reviewing some of the language in the bill, it came to my attention that probably at this point it might be better to send the bill back and have it reconsidered with some of the language cleared up, which would make it easier for all of us to make sure in the future of the interpretation by the LCB and how to conduct the wine stores here in Pennsylvania.

So I ask for a "yes" vote to have it recommitted. Thank you, Mr. Speaker.

The SPEAKER. The gentleman from Montgomery County, Representative Gladeck, seeks recognition for the second time on the question of recommitment.

Mr. GLADECK. Thank you, Mr. Speaker.

For the information of the House, there are no mandates in this bill with the exception of establishing wine specialty stores for the city of Philadelphia. So for all of you who do not happen to come from Philadelphia, I think it would be in your best interest to have this bill recommitted so that we can address the concerns that you expressed on behalf of your constituents 23 months ago this month when you in fact established this system, and that is really the sole intent on my making this motion to recommit this bill, and I certainly would appreciate your expression of confidence in this motion. Thank you very much.

The SPEAKER. The question is on recommitment, and on that question the gentleman from Westmoreland County, Representative Saloom, is recognized.

Mr. SALOOM. Mr. Speaker, someone is not reading the bill, because there are just some untruths that were here.

The bill—and of course, we were to debate the recommitment and we are getting into the contents of the bill in the debate—the bill does not limit the wine stores to Philadelphia. It limits the wine stores that the Liquor Control Board must open to first-class counties, second-class counties, and second-class-A counties - four in the first class and one each in the other class counties, the second and second class A. It also allows the board to open 32 additional stores. It does not force them to open, and of course, we had the chairman of the Liquor Control Board before our committee, and he said, as the law stands now, if they were forced to open these 35 new wine stores in the Commonwealth, the Liquor Control Board would go belly-up.

So I would forewarn the members of the House, if you want to see the State store system remain intact as it is now, you can help by voting "no" on recommitment and "yes" for the bill. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—109

Adolph	Durham	Langtry	Reinard
Allen	Fairchild	Lashinger	Robbins
Angstadt	Fargo	Lee	Rudy
Argall	Farmer	Leh	Ryan
Barley	Fleagle	Levdansky	Saurman
Birmelin	Flick	McCall	Scheetz
Black	Foster	McVerry	Schuler
Boyes	Fox	Marsico	Semmel
Brandt	Freind	Melio	Serafini
Broujos	Gallen	Merry	Smith, B.
Bunt	Gannon	Michlovic	Smith, S. H.
Burd	Geist	Micozzie	Snyder, D. W.
Burns	Gladeck	Miller	Snyder, G.
Bush	Godshall	Moehlmann	Stairs
Carlson	Gruppo	Mowery	Strittmatter
Cessar	Hagarty	Murphy	Taylor, E. Z.
Chadwick	Hasay	Nahill	Taylor, J.
Civera	Hayes	Nailor	Telek
Clark, B. D.	Heckler	Noye	Van Horne
Clark, D. F.	Herman	O'Brien	Vroon
Clark, J. H.	Hershey	Perzel	Wambach
Clymer	Hess	Phillips	Wass
Cornell	Jackson	Piccola	Weston
Davies	Jadlowiec	Pitts	Wilson
Dempsey	Johnson	Pressmann	Wogan
Dietterick	Kenney	Raymond	Wright, J. L.
Distler	Kondrich	Reber	Wright, R. C.
Dorr			

NAYS—92

Acosta	Donatucci	Letterman	Ritter
Battisto	Evans	Linton	Robinson
Belardi	Fee	Lloyd	Roebuck
Belfanti	Freeman	Lucyk	Rybak
Billow	Gamble	McHale	Saloom
Bishop	George	McNally	Scriminti
Blaum	Gigliotti	Maiale	Staback
Bortner	Gruitza	Maine	Steighner
Bowley	Haluska	Markosek	Stish
Caltagirone	Harper	Mayernik	Stuban
Cappabianca	Hayden	Morris	Tangretti
Carn	Howlett	Mrkonic	Taylor, F.
Cawley	Hughes	O'Donnell	Thomas
Cohen	Itkin	Olasz	Tigue

Colafella	James	Oliver	Trello
Colaizzo	Jarolin	Pesci	Trich
Cole	Josephs	Petrarca	Veon
Corrigan	Kaiser	Petrone	Williams
Cowell	Kasunic	Pievsky	Wozniak
Coy	Kosinski	Pistella	Wright, D. R.
DeLuca	Kukovich	Preston	
DeWeese	LaGrotta	Richardson	Manderino,
Daley	Laughlin	Rieger	Speaker
Dombrowski	Lescovitz		

NOT VOTING—0

EXCUSED—2

Dininni Yandrisevits

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

* * *

The House proceeded to third consideration of **HB 406, PN 446**, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," requiring the Department of Transportation to do certain work on manhole covers, drains and other devices at the time a road is repaired or resurfaced at the cost of the utility owner.

On the question,

Will the House agree to the bill on third consideration?

Mr. **WOZNIAK** offered the following amendment No. A0874:

Amend Sec. 1 (Sec. 2005), page 2, line 11, by inserting after "subsection."

Such advance notice shall be commensurate with the nature and scope of the improvements to be performed by the utility owner.

On the question,

Will the House agree to the amendment?

The **SPEAKER**. On that question, the author of the amendment, the gentleman from Cambria, Representative **Wozniak**, is recognized.

Mr. **WOZNIAK**. Thank you, Mr. Speaker.

What this amendment does is it says the larger the project, the more notification the utility or the local government will have. It just makes sense, and we are using that to clean up the wording in the bill, and I would appreciate an affirmative vote.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—200

Acosta	Donatucci	Lashing	Richardson
Adolph	Dorr	Laughlin	Rieger
Allen	Durham	Lee	Ritter
Angstadt	Evans	Leh	Robbins
Argall	Fairchild	Lescovitz	Robinson
Barley	Fargo	Letterman	Roebuck
Battisto	Farmer	Leverdansky	Rudy
Belardi	Fee	Linton	Ryan
Belfanti	Fleagle	Lloyd	Rybak
Billow	Flick	Lucyk	Saloom
Birmelin	Foster	McCall	Saurman
Bishop	Fox	McHale	Scheetz

Black	Freeman	McNally	Schuler
Blaum	Freind	McVerry	Scrimenti
Bortner	Gallen	Maiale	Semmel
Bowley	Gamble	Maine	Serafini
Boyes	Gannon	Markosek	Smith, B.
Brandt	Geist	Marsico	Smith, S. H.
Broujos	George	Mayernik	Snyder, D. W.
Bunt	Gigliotti	Melio	Snyder, G.
Burd	Gladeck	Merry	Staback
Burns	Godshall	Michlovic	Stairs
Bush	Gruitza	Micozzie	Steighner
Caltagirone	Gruppo	Miller	Stish
Cappabianca	Hagarty	Moehlmann	Strittmatter
Carlson	Haluska	Morris	Suban
Carn	Harper	Mowery	Tangretti
Cawley	Hasay	Mrkonic	Taylor, E. Z.
Cessar	Hayden	Murphy	Taylor, F.
Chadwick	Hayes	Nahill	Taylor, J.
Civera	Heckler	Nailor	Telek
Clark, B. D.	Herman	Noye	Thomas
Clark, D. F.	Hershey	O'Brien	Tigue
Clark, J. H.	Hess	O'Donnell	Trello
Clymer	Howlett	Olasz	Van Horne
Cohen	Hughes	Oliver	Veon
Colafella	Itkin	Perzel	Vroon
Colaizzo	Jackson	Pesci	Wambach
Cole	Jadlowiec	Petrarca	Wass
Cornell	James	Petrone	Weston
Corrigan	Jarolin	Phillips	Williams
Cowell	Johnson	Piccola	Wilson
Coy	Josephs	Pievsky	Wogan
DeLuca	Kaiser	Pistella	Wozniak
DeWeese	Kasunic	Pitts	Wright, D. R.
Daley	Kenney	Pressmann	Wright, J. L.
Davies	Kondrich	Preston	Wright, R. C.
Dempsey	Kosinski	Raymond	
Dietterick	Kukovich	Reber	Manderino,
Distler	LaGrotta	Reinard	Speaker
Dombrowski	Langtry		

NAYS—0

NOT VOTING—1

Trich

EXCUSED—2

Dininni Yandrisevits

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

WELCOME

The **SPEAKER**.—The Chair notices that in the hall of the House presently is a former distinguished member of the General Assembly, the Senate of Pennsylvania, and a former Governor of this Commonwealth. The Honorable George Leader is in the hall of the House, and we welcome him.

CONSIDERATION OF HB 406 CONTINUED

On the question,

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

Mrs. **WESTON** offered the following amendments No. A1553:

Amend Title, page 1, line 23, by inserting after "utility"
, municipality or authority

Amend Sec. 1 (Sec. 2005), page 2, by inserting between lines 24 and 25

(h) To take responsibility from any authority established under Article III of the act of January 22, 1968 (P.L.42, No.8), known as the Pennsylvania Urban Mass Transportation Law, for the repair or maintenance of that portion of any State highway lying between the rails used by authority transit vehicles and extending a distance of eighteen inches on the outer side of each rail. The department shall give advance notice of the work to the authority and offer the authority the opportunity to undertake the work required under this subsection. If the authority does not respond to the department within fifteen (15) days or perform the work, the department shall perform or authorize the work and all costs incurred shall be charged to the authority. The department shall deduct the costs from any grant which shall become due to the authority.

On the question,

Will the House agree to the amendments?

The SPEAKER. On the question of agreeing to the Weston amendment, the Chair recognizes the author of the amendment, Representative Weston, from Philadelphia.

Mrs. WESTON. Thank you, Mr. Speaker.

This amendment very simply requires that when PennDOT paves a State highway, they also pave in between the rail lines on that State highway. Let me just explain why I am offering this amendment. Let me give you an example.

This is probably the singular most bureaucratic mess I have dealt with since being elected to State Representative. PennDOT schedules the repaving or resurfacing of a State highway within the Philadelphia city limits. If that State highway has rail lines or what we call trolley lines on that State highway, it paves up to the rail line and not in between the rail lines. Can you imagine the complaints that we get constantly from our constituents as to why PennDOT does not pave in between the rail lines, and I cannot give them a good answer because PennDOT says it is SEPTA's (Southeastern Pennsylvania Transportation Authority) responsibility, SEPTA says it is the city's responsibility, and the city says it is the State's responsibility. So what I would like to do is require that whenever PennDOT resurfaces a State highway, it also resurfaces the area in between the rail lines.

I would appreciate your help in solving this problem in my district. Thank you.

The SPEAKER. On the question of agreeing to the amendment, the Chair recognizes, also from Philadelphia, Representative Kosinski.

Mr. KOSINSKI. Mr. Speaker, in somewhat of a bipartisan effort, I stand here with Representative Weston, and I think I can speak for all 29 Philadelphia legislators and the 6 or 7 State Senators. It is a major problem in Philadelphia, and it is somewhat embarrassing.

About 2 months ago I was at a meeting at my alma mater, Northeast Catholic High School in Philadelphia, and there was a huge pothole outside the front of the door. A constituent asked me, how come you cannot get that pothole repaired? I had to explain how government works or, in this case, does not work for the citizens of Pennsylvania.

Let us end the embarrassment in Philadelphia. It may not be a problem in Elk County, but for us Philadelphia legislators it is a constant one.

Please vote "yes" on the Weston amendment.

The SPEAKER. The question is, will this House agree to the amendment? On that question, from Allegheny County, Representative Gigliotti is recognized.

Mr. GIGLIOTTI. Thank you, Mr. Speaker.

I rise to oppose the amendment for the reasons I will so state.

My background before I came to the House of Representatives was in paving roads for the city of Pittsburgh, and as my colleagues will find out, the railroads of the utilities have a right-of-way and it is private property. The State and the city cannot pave on private property.

So I am asking all my colleagues to oppose the amendment.

Thank you.

The SPEAKER. The question is, will the House agree to the amendment? On that question, from Cambria County, Representative Wozniak is recognized.

Mr. WOZNIAK. Thank you, Mr. Speaker.

I, too, rise to oppose the amendment for a number of reasons.

We have had this bill passed a couple of terms now, and I think we have worked out all the glitches with it with the department and local governments. It is a good bill that does not cost the Department of Transportation any money if it works correctly. This amendment will have to have a fiscal note, and I am sure that it will be heavily opposed by the department in the Senate when it moves over to there. I do not know the cost of what this will incur, but it seems to me to be a very technical type of machinery that would be able to get between tracks.

I can understand and sympathize with the Philadelphia delegation and the problem that they have, but this present bill without this amendment is a good, commonsense approach to get our roads done right the first time. If they have to do battle, I would prefer that it be done on a separate effort, and I understand that the department is negotiating with SEPTA right now and the city of Philadelphia.

I would appreciate very much if my members would hang with me and oppose this legislation.

The SPEAKER. On the question of agreeing to the amendment, from Lehigh County, the Chair recognizes Representative Pressmann.

Mr. PRESSMANN. Thank you, Mr. Speaker.

Mr. Speaker, if the lady, Mrs. Weston, would rise for interrogation?

The SPEAKER. The lady indicates that she will consent to interrogation. You may proceed.

Mr. PRESSMANN. Mr. Speaker, does the lady know who owns the street between the rails?

Mrs. WESTON. Mr. Speaker, that is the argument that I have heard for the last 9 years, that nobody wants to claim the area in between the tracks.

Mr. PRESSMANN. So, Mr. Speaker, who owns the— Does the lady know who owns the land?

Mrs. WESTON. No, I do not.

Mr. PRESSMANN. Thank you, Mr. Speaker.

The SPEAKER. The question is, will the House agree to the amendment? On that question, the gentleman from Westmoreland County, Representative Petrarca, is recognized.

Mr. PETRARCA. Thank you, Mr. Speaker.

What Representative Wozniak just said is true. He has been trying to pass this bill for many years, and SEPTA is negotiating with PennDOT on this right-of-way. As you all know, PennDOT does not have any money. Until we pass a few bills and get some money into the coffers, this is the worst thing we could do. We could tie up more money for the Department of Transportation, and all you rural people know there is no money out there for anybody now.

So I oppose the amendment.

The SPEAKER. The Chair recognizes, from Philadelphia County, Representative Acosta, on the question of, will the House agree to the amendment.

Mr. ACOSTA. Thank you, Mr. Speaker.

I think we have got to go "yes" on this amendment. Most of you who have been in the city of Philadelphia notice the potholes that we have on every State highway within the city. It is sometimes incredible to have the Department of Transportation do some repairs and leave half of the portion that is supposed to be or claimed to be SEPTA's undone. I guess it is critical that we get someone responsible to do the complete work that has to get done. I will say the Department of Transportation could finish up the job when they do repairs on any State highway in the city. Thank you.

So I need a "yes" vote on this.

The SPEAKER. On the question of agreeing to the amendment, the Chair recognizes, from Montgomery County, Representative Saurman.

Mr. SAURMAN. Thank you, Mr. Speaker.

Mr. Speaker, I think that we are talking about funding and worrying about it. Here we are saying that the only cost to PennDOT is going to be if the authority does not take the action that is indicated and then the money can be returned to PennDOT from that authority. Here we have a problem of who actually is responsible, and if the State is not going to set some regulations and intervene in some way, then the continuing unknown situation that Representative Weston has encountered will continue. I think we owe it to the city of Philadelphia and to anywhere else where this indeterminate situation exists to clear it up, get it straightened out, and make sure that these potholes are taken care of and that these repairs that must be made are made.

I would urge a "yes" vote on this amendment. Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—128

Acosta	Distler	Jadlowiec	Raymond
Adolph	Donatucci	James	Reber
Allen	Dorr	Jarolin	Reinard
Angstadt	Durham	Johnson	Richardson
Argall	Evans	Josephs	Rieger
Barley	Fargo	Kenney	Ritter
Belardi	Farmer	Kondrich	Robbins
Birmelin	Fleagle	Kosinski	Roebuck
Bishop	Flick	Langtry	Rudy
Black	Foster	Lashingier	Ryan
Blaum	Fox	Lee	Saurman
Boyes	Freeman	Leh	Scheetz
Broujos	Freind	Linton	Schuler
Bunt	Gallen	McHale	Semmel
Burd	Gannon	McVerry	Serafini
Burns	Geist	Maiale	Smith, B.
Bush	Gladeck	Maine	Smith, S. H.
Carlson	Godshall	Marsico	Snyder, D. W.
Carn	Gruitza	Melio	Snyder, G.
Cawley	Gruppo	Merry	Staback
Cessar	Hagarty	Micozzie	Stairs
Chadwick	Harper	Moehlmann	Taylor, E. Z.
Civera	Hasay	Morris	Taylor, J.
Clark, J. H.	Hayden	Mowery	Thomas
Clymer	Hayes	Nahill	Tigue
Cohen	Heckler	Noye	Vroon
Cornell	Herman	O'Brien	Weston
Corrigan	Hershey	Oliver	Williams
Coy	Hess	Perzel	Wilson
Daley	Howlett	Piccola	Wogan
Davies	Hughes	Pievsky	Wright, J. L.
Dietterick	Jackson	Pitts	Wright, R. C.

NAYS—72

Battisto	Fee	Mayernik	Steighner
Belfanti	Gamble	Michlovic	Stish
Billow	George	Miller	Strittmatter
Bortner	Gigliotti	Mrkonic	Stuban
Bowley	Haluska	Murphy	Tangretti
Brandt	Itkin	Nailor	Taylor, F.
Caltagirone	Kaiser	O'Donnell	Telek
Cappabianca	Kasunic	Olasz	Trello
Clark, B. D.	Kukovich	Pesci	Trich
Clark, D. F.	LaGrotta	Petrarca	Van Horne
Colaella	Laughlin	Petrone	Veon
Colaizzo	Lescovitz	Phillips	Wambach
Cole	Letterman	Pistella	Wass
Cowell	Levdansky	Pressmann	Wozniak
DeLuca	Lloyd	Robinson	Wright, D. R.
DeWeese	Lucyk	Rybak	
Dempsey	McCall	Saloom	Manderino,
Dombrowski	McNally	Scrimenti	Speaker
Fairchild	Markosek		

NOT VOTING—1

Preston

EXCUSED—2

Dininni Yandrisevits

The question was determined in the affirmative, and the amendments were 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?

The gentleman from Lehigh County, Mr. Snyder, is recognized on final passage.

Mr. D. W. SNYDER. Mr. Speaker, could I ask the sponsor of the bill one question, please?

The SPEAKER. Will the sponsor consent to interrogation? The gentleman indicates that he will.

Mr. D. W. SNYDER. Thank you.

For clarification, Mr. Speaker, under section (g) where it refers to bringing all manhole covers, drains, and other devices up to the grade level or other appropriate level, are you strictly talking about height here or are you talking about enlarging pipes and making other modifications?

Let me give you an example. Under the State Storm Water Management Act, there are requirements now for each municipality to adopt stormwater provisions. If a State highway is reconstructed in an area and it requires larger drainage, would that come under this particular legislation, or, again, are you only referring to the need to raise or lower pipes due to repaving?

Mr. WOZNIAK. That is what I am doing. Nothing to do with if you have to make a larger diameter or if you have to deal with any kind of stormwater. My only concern is that when a road pavement project is being laid down, that the level of the manhole covers or the other devices is flush with the new road surface. I do not think it in any way addresses if there are DER (Department of Environmental Resources) regulations or something else involved in it. That is not my intention. It is not written in there. It is strictly to bring the level of the manhole covers and the other devices even with the road so we do not have the manmade pothole system.

Mr. D. W. SNYDER. Thank you, Mr. Speaker.

The SPEAKER. The question is on final passage. Does the gentleman from Cambria, Mr. Wozniak, seek recognition?

Mr. WOZNIAK. Although with the amendment in there I have grave concerns about the future of the bill, perhaps some details can be worked out, and I would appreciate if I can get an affirmative vote on this legislation.

The SPEAKER. From Union County, Representative Fairchild. Do you seek recognition? On final passage, you are in order.

Mr. FAIRCHILD. Mr. Speaker, will the drafter of the bill stand for interrogation?

The SPEAKER. He indicates that he will.

Mr. FAIRCHILD. Mr. Speaker, on page 2, line 12, where it states the department shall perform the work, my question is, is it your intent to have the Pennsylvania Department of Transportation employees perform the work?

Mr. WOZNIAK. Okay. The bill itself, the concept behind it has been that historically the local governments are responsible for bringing up the manhole covers or other devices. For one reason or another, they do get notification but they do not do it. If the local government does not do the work in a timely fashion, the Department of Transportation shall do the work for them and deduct that off their liquid fuels.

I left that end open, because if it can be done with the present workers right there on the site, that would probably be the most cost-effective way, and that would be my intention, that they would use their present workers to do it. If they need a contractor to come do that, they would have the authority to also have a contractor, would be my opinion.

Mr. FAIRCHILD. Mr. Speaker, I understand that it is your interpretation that the Department of Transportation could contract with the contractor on the project that is doing the project.

Mr. WOZNIAK. Sure.

Mr. FAIRCHILD. The second question I have is, if they would not choose to contract with the contractor on the project and there are various projects going on within a PennDOT district, would the Department of Transportation have, number one, the people in numbers to perform the work without causing undue delay to the project—

Mr. WOZNIAK. Certainly.

Mr. FAIRCHILD. —and number two, would they have the qualified people? I can speak from experience, and when you start raising manhole covers, curb stops, and other things, it is a technical and it is a very exact science to match the paving grades.

Mr. WOZNIAK. I think that PennDOT has the knowledge and the technical advice, and the work force will be able to do it.

Also, when we move into the realm of the utilities, historically the utilities have no problem in raising their devices. Because of their concern with liability, PennDOT will not touch those, and the utilities are more than happy to do the work themselves because those are their electric lines, those are their gas lines.

So we are only dealing with the sewer lines, and it has been my discussions with local governments, with contractors, and with the department that it can be readily done by PennDOT if necessary.

Mr. FAIRCHILD. Mr. Speaker, PennDOT has said they do have the personnel to perform the work under your proposed bill. Is that correct?

Mr. WOZNIAK. Sure. Yes.

Mr. FAIRCHILD. Thank you.

On the question recurring,
Shall the bill pass finally?

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

YEAS—198

Acosta	Donatucci	Langtry	Rieger
Adolph	Dorr	Lashingier	Ritter
Allen	Durham	Laughlin	Robbins
Angstadt	Evans	Lee	Robinson
Argall	Fairchild	Leh	Roebuck
Barley	Fargo	Lescovitz	Rudy
Battisto	Farmer	Levdansky	Ryan
Belardi	Fee	Linton	Rybak
Belfanti	Fleagle	Lloyd	Saloom
Billow	Flick	Lucyk	Saurman
Birmelin	Foster	McCall	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel

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

NAYS—3

Colaizzo Letterman Petrarca

NOT VOTING—0

EXCUSED—2

Dininni Yandrisevits

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.

WELCOMES

The SPEAKER. The Chair is happy to welcome to the hall of the House Mr. Henry Bock and Paul C. Forsaith. They are with the Funeral Directors Association, and they are the guests of Representative Rick Cessar. They are to the left of the Speaker. Will they please stand.

The Chair had in the balcony this morning members of the fourth grade of Shady Grove School in the Wissahickon School District, who were the guests of Representative Saurman and Representative Gladeck. I think the group has left the balcony, but they should have the recognition of the House.

The Chair is also pleased to introduce to the House Duane Burk, a student at Grove City College, who is doing a summer internship with Representative Ron Black and is a guest of Representative Ron Black to the left of the Speaker.

CONDOLENCE RESOLUTION ADOPTED

The SPEAKER. The Chair is in possession of a condolence resolution for a former member.

Will the Sergeant at Arms please close the doors of the House. Will all members please take their seats. Will all guests please be seated or withdraw from the hall of the House.

The clerk will read the resolution of condolence.

The following resolution was read:

COMMONWEALTH OF PENNSYLVANIA THE HOUSE OF REPRESENTATIVES RESOLUTION

WHEREAS, Joseph P. Ujobai, a former state legislator and the retired city editor of Phoenixville's old Daily Republican newspaper, passed away on May 18, 1989 at the age of eighty-one; and

WHEREAS, Mr. Ujobai, a longtime Republican leader in Phoenixville, served four terms in the Pennsylvania House of Representatives from 1957-1965; however, most of his life was spent with the Daily Republican. He began his newspaper career as a newsboy, hawking the paper as a young man in the late 1920s. He later became a reporter and subsequently was sports editor, city editor, managing editor and assistant secretary to the newspaper's board of directors. He retired in 1974 after forty-five years with the newspaper, whose name was changed in 1975 to the Evening Phoenix; and

WHEREAS, Mr. Ujobai was a Mason and a member of the Parkside United Church of Christ. He was also past president of the Phoenixville Rotary Club, the Phoenixville Chamber of Commerce and the Phoenixville Recreation Commission; now therefore be it

RESOLVED, that the House of Representatives of the Commonwealth of Pennsylvania sadly note the passing of Joseph P. Ujobai; former state legislator and newspaper editor; extend heartfelt condolences to his wife, Veronica Geri Ujobai and his children; and further be it

RESOLVED, that a copy of this resolution be transmitted to the Family of Joseph P. Ujobai, 137 Fifth Avenue, Phoenixville, Pennsylvania 19460.

We hereby certify that the foregoing is an exact copy of a resolution introduced in the House of Representatives by the Honorable Peter R. Vroon and unanimously adopted by the House of Representatives on the 24th day of May 1989.

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

On the question,

Will the House adopt the resolution?

The SPEAKER. Will members and all guests please rise.

(Members and all visitors stood.)

The SPEAKER. The members may be seated.
The resolution has been unanimously adopted.

INSURANCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the chairman of the Insurance Committee, the Representative from Northampton County, Representative Rybak, for the purpose of an announcement.

Mr. RYBAK. Thank you, Mr. Speaker.

Would the members of the Insurance Committee come to the rear just for a fast, short meeting.

The SPEAKER. The chairman of the Insurance Committee has announced a meeting of the Insurance Committee upon the declaration of the recess in the rear of the House.

DEMOCRATIC CAUCUS

The SPEAKER. Are there announcements by the caucus chairmen of either caucus?

The gentleman from Allegheny County, Representative Itkin, is recognized, chairman of the Democratic Caucus.

Mr. ITKIN. Mr. Speaker, the House Democrats will go into caucus at 1:15. We will return to the floor then at 2:15. We should be able to complete all our work in an hour. Lunch first.

REPUBLICAN CAUCUS

The SPEAKER. Does the chairman of the Republican Caucus, Representative Noye, have an announcement at this time? The gentleman from Perry is recognized.

Mr. NOYE. Thank you, Mr. Speaker.

Republicans will caucus at 1 p.m.; 1 p.m. in the Republican caucus room. Thank you.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. The gentleman from Cumberland County, Representative Broujos, asks that we announce that a resolution establishing a commission to properly celebrate the commissioning of the U.S.S. Pennsylvania has been filed with the Chief Clerk and can receive additional sponsors.

RECESS

The SPEAKER. This House is going to recess until 2:15; 2:15 this afternoon will be the end of the recess.

Is there further business to come before the House by any members or the leadership of either side of the aisle?

If not, this House stands in recess until 2:15 this afternoon.

RECESS EXTENDED

The time of recess was extended until 2:45 p.m.

AFTER RECESS

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

SENATE MESSAGE**ADJOURNMENT RESOLUTION
FOR CONCURRENCE**

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate
June 5, 1989

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, June 12, 1989, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, June 12, 1989, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

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

SB 578, PN 616

An Act designating the Lower Brandywine in Chester and Delaware Counties as a component of the Pennsylvania Scenic Rivers System; requiring cooperation and coordination by State agencies in implementing the purposes of the Pennsylvania Scenic Rivers Act; limiting liability; and authorizing the expenditure of moneys to further the purposes of this act.

STATEMENT BY MR. McCALL

The SPEAKER. From Carbon County, the Chair recognizes Representative McCall, who seeks recognition. For what purpose does the gentleman rise?

Mr. McCALL. Thank you, Mr. Speaker.

Unanimous consent to make a brief statement.

The SPEAKER. The gentleman has asked for unanimous consent to make a brief statement. Without objection, the gentleman is in order and may proceed. The Chair hears no objection.

Mr. McCALL. Thank you, Mr. Speaker.

For the information of the members, today we are reminded that the blessings of liberty are enjoyed by the sacrifices of the men and women who gave not only their service to their fellow men but their very lives to secure our freedom.

This day, June 6, marks the day in which the tyranny and torment of Europe would meet its ultimate conclusion on the beaches of Normandy. It is through the unbridled self-sacrifice of our patriots that we are compelled to recall their heroic efforts and let their memory rekindle the debt we owe them for the freedoms we have today.

Let us never forget this day, June 6, 1944. It portends the strength of democracy and the blessings given us through our veterans. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the Representative from Carbon County.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of HB 215, PN 1567, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. KUKOVICH offered the following amendments No. A1598:

Amend Sec. 7, page 5, line 30; page 6, lines 1 through 30; page 7, line 1, by striking out all of said lines on said pages and inserting

(b) Enforcement.—A violation of this act is deemed to be a violation of the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law.

Amend Sec. 9, page 7, lines 20 through 30; page 8, lines 1 through 24, by striking out all of said lines on said pages and inserting

Section 9. Regulations.

The Attorney General shall promulgate regulations to administer this act.

On the question,

Will the House agree to the amendments?

The SPEAKER. On the question of the amendment, the author of the amendment, Representative Kukovich, from Westmoreland County is recognized.

Mr. KUKOVICH. Thank you, Mr. Speaker.

This amendment was drafted in conjunction with the Attorney General's Office. General Preate had a problem with the preapproval section of the bill, and language was drafted, which I believe is agreed to by the minority leader. I have also talked to Representative Kathy Durham, who about 5 or 6 years ago originated the preapproval language. Although she disagrees with General Preate's interpretation, she, too, is in agreement with this language. Since ultimately the Attorney General will have enforcement powers, I think it is necessary that we find some agreement with the Attorney General's Office, and I think this language does that.

Very quickly, what the language does is provide for enforcement by the AG (Attorney General) and county DA's (district attorneys) through the Federal Unfair Trade Practices and Consumer Protection Law. So it will facilitate enforcement under one statute by all the DA's and the Attorney General.

The specific remedies that are relayed in this amendment provide equity across the board. It still maintains a civil cause of action in the bill. So all the consumer protections are still maintained.

That being the case, I would ask for adoption of the amendment.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—1

Perzel

EXCUSED—2

Dininni

Yandrisevits

The question was determined in the affirmative, and the amendments were agreed to.

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

On that question, the gentleman from Indiana County, Representative Wass, is recognized.

Mr. WASS. Thank you.

Mr. Speaker, may I interrogate the maker of the bill?

The SPEAKER. The gentleman indicates he will be interrogated. You may proceed.

Mr. WASS. Mr. Speaker, thank you very much.

Mr. Speaker, I wonder if you could be specific about the items that these contracts would cover where we are requiring plain language. This would not be on a mortgage or— Could you be specific about where this applies?

Mr. KUKOVICH. Mr. Speaker, it applies only to consumer contracts as defined on page 2 and, with exemptions, page 3 of the bill. It is supposed to deal with those contracts where one party, in the normal practice of their business, typically has a form contract. It can be for obtaining credit, leasing real or personal property; it can be retail contracts. It is explicitly pointed out in lines 13 through 20.

Mr. WASS. Thank you, Mr. Speaker. That is all I have. Thank you very much.

On the question recurring,
Shall the bill pass finally?

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

YEAS—197

Acosta	Donatucci	Langtry	Ritter
Adolph	Dorr	Lashinger	Robbins
Allen	Durham	Laughlin	Robinson
Angstadt	Evans	Leh	Roebuck
Argall	Fairchild	Lescovitz	Rudy
Barley	Fargo	Letterman	Ryan
Battisto	Farmer	Levdansky	Rybak
Belardi	Fee	Linton	Saloom
Belfanti	Fleagle	Lloyd	Saurman
Billow	Flick	Lucyk	Scheetz
Birmelin	Foster	McCall	Schuler
Bishop	Fox	McHale	Scrimenti
Black	Freeman	McNally	Semmel
Blaum	Freind	McVerry	Serafini
Bortner	Gallen	Maiale	Smith, B.
Bowley	Gamble	Maine	Smith, S. H.
Boyes	Gannon	Markosek	Snyder, D. W.
Brandt	Geist	Marsico	Snyder, G.
Broujos	George	Mayernik	Staback
Bunt	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	Morris	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	Noye	Trello
Clark, J. H.	Hershey	O'Brien	Trich
Clymer	Hess	O'Donnell	Van Horne
Cohen	Howlett	Olasz	Veon
Colafrilla	Hughes	Oliver	Vroon
Colaizzo	Itkin	Pesci	Wambach
Cole	Jackson	Petrarca	Wass
Cornell	Jadlowiec	Petrone	Weston
Corrigan	James	Phillips	Williams
Cowell	Jarolin	Pievsky	Wilson
Coy	Johnson	Pistella	Wogan
DeLuca	Josephs	Pitts	Wozniak
DeWeese	Kaiser	Pressmann	Wright, D. R.
Daley	Kasunic	Preston	Wright, J. L.
Davies	Kenney	Raymond	Wright, R. C.
Dempsey	Kondrich	Reber	
Dietterick	Kosinski	Reinard	Manderino,
Distler	Kukovich	Richardson	Speaker
Dombrowski	LaGrotta	Rieger	

NAYS—3

Clark, D. F. Lee Piccola
NOT VOTING—1

Perzel
EXCUSED—2

Dininni Yandrisevits

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

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

* * *

The House proceeded to third consideration of **HB 421, PN 1713**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for application for certificate of title affecting out-of-State vehicles; and providing a penalty.

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

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

The question is, shall the bill pass finally?

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

YEAS—200

Acosta	Donatucci	Lashinger	Richardson
Adolph	Dorr	Laughlin	Rieger
Allen	Durham	Lee	Ritter
Angstadt	Evans	Leh	Robbins
Argall	Fairchild	Lescovitz	Robinson
Barley	Fargo	Letterman	Rudy
Battisto	Farmer	Levdansky	Ryan
Belardi	Fee	Linton	Rybak
Belfanti	Fleagle	Lloyd	Saloom
Billow	Flick	Lucyk	Saurman
Birmelin	Foster	McCall	Scheetz
Bishop	Fox	McHale	Schuler
Black	Freeman	McNally	Scrimenti
Blaum	Freind	McVerry	Semmel
Bortner	Gallen	Maiale	Serafini
Bowley	Gamble	Maine	Smith, B.

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

NAYS—0

NOT VOTING—1

Roebuck

EXCUSED—2

Dininni Yandrisevits

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

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

* * *

The House proceeded to third consideration of **HB 1018, PN 1160**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the production of a driver's license or evidence to avoid certain penalties.

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

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

The question is, shall the bill pass finally?

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

YEAS—201

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Dininni Yandrisevits

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

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

* * *

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair, on page 12, will reverse the decision earlier made that SB 681, PN 731, would go over in order. The Chair hears no objection, and SB 681 is on today's calendar.

(1) An operator of a vehicle bearing a handicapped or severely disabled veteran plate or displaying a handicapped or severely disabled veteran parking placard shall not make use of the parking privileges accorded to handicapped persons and severely disabled veterans under subsection (d)(3) unless the operator is handicapped or a severely disabled veteran or unless the vehicle is being operated for the transportation of a handicapped person or severely disabled veteran.

(2) Handicapped persons and disabled veterans are authorized to issue warnings to violators or violating vehicles for violations of this subsection, in accordance with the regulations of the department promulgated to implement this paragraph.

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes, from Montgomery County, the author of the amendment, Representative Fox.

Mr. FOX. Thank you, Mr. Speaker.

The amendment in fact would follow up an extensive program which they have in the State of Florida where those who are handicapped and disabled veterans are permitted the right to put warnings on vehicles that in fact are in violation of the handicapped parking laws of Florida, and the notice would say that they are in violation and they are about to be ticketed. Hopefully, this will raise the public consciousness level of the problem as well as the main part of the bill, which will increase the fine. It will certainly raise the enforcement factor.

It is an agreed-to amendment from the main sponsor.

The SPEAKER. The Chair thanks the Representative.

Does the gentleman from Delaware, Mr. Gannon, seek recognition on the amendment?

Mr. GANNON. Yes, Mr. Speaker.

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

Mr. GANNON. Mr. Speaker, I would like to interrogate the sponsor, if he would.

The SPEAKER. The gentleman, Mr. Fox, indicates that he will stand for interrogation. You may proceed.

Mr. GANNON. Mr. Speaker, you know, if someone, whether they are handicapped or not, would see a violation of the provisions for handicapped parking, why the need for something like this when they simply would do what you should do, and that is to bring it to the attention of law enforcement that there has been a violation and then let them enforce the law? I just wonder why you want to put this enforcement authority in the hands of an individual; and also, why should only handicapped persons be able to enforce this? Why not anybody issue a warning?

Mr. FOX. Mr. Speaker, that is a good question.

I had occasion to speak to several handicapped groups and veterans groups in the Commonwealth, and I worked with the American Legion and the VFW (Veterans of Foreign Wars) on this very problem. They have discussed with me and others in the House, as well as the Senate, about the fact that they would like to have the ability to put out warning notices officially promulgated from PennDOT, letting the individuals

know that they have parked in a handicapped space, and then in fact, this will raise the consciousness level. Right now it is being done by some persons, but not legally, with no authority to do so right now.

In answer to your question about who should be doing it, obviously those who are handicapped and are legally allowed to have the use of such spaces, they have the greatest interest that they have a space. I have had complaints, as I am sure you have had in your district, from people who cannot find spaces who are in fact handicapped. They are going through your office to get the plate or the placard and cannot park because someone who is able-bodied is in their space. They tell me that this will increase the awareness level and will give the handicapped person an opportunity, when a police officer is not around—and many times they are not around because from their perspective, they are doing more important things like arresting rapists and stopping other major crimes—but until the officer does come back on the scene and in fact when they have this notice, the officer on the scene will know that this car is in violation, and the colored sticker on the car will highlight the importance of the problem.

It has been very successful in Florida, and I want Pennsylvania to have the advantage of not only increasing the fine, as Representative DeLuca has enunciated in his bill, but also raising the consciousness level of all of our constituents to this problem - that we want to protect and defend our handicapped persons in having free access to buildings.

Mr. GANNON. What would be the consequence for a warning that would be issued in error? I note here it says that if a person is handicapped or severely disabled, then they are entitled to use that handicapped spot. Suppose somebody comes along and gives a warning to that person and is not aware that that person is handicapped? Would there be any liability on that person for issuing a warning in error?

Mr. FOX. No, not that I am aware of. No. That is not the intention of the item, and I am sure that PennDOT would address that when it has its regulations to promulgate this bill.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. FOX. Thank you, Mr. Speaker.

The SPEAKER. The question is, will the House adopt the amendment? On that question, the gentleman from Allegheny County, Representative Preston, is recognized.

Mr. PRESTON. Thank you, Mr. Speaker.

Will the maker of the amendment answer a few questions for me, please?

The SPEAKER. The gentleman indicates he will stand for interrogation, but before he does, this House will be in better order.

Mr. PRESTON. Thank you, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. PRESTON. Mr. Speaker, can you give me or clarify for me exactly what a warning is?

Mr. FOX. A warning from the handicapped person or disabled veteran on the vehicle would be to the effect, "You are in violation of the law by parking a nonhandicapped-placarded vehicle or a nonhandicapped-licensed vehicle in a handi-

capped space of Pennsylvania, and as such, you are liable to a fine, and hopefully when the officer sees this sticker, you will be given a ticket forthwith. As a handicapped person, I am asking you to cooperate with the law and not park in spaces designated only for handicapped persons." That is the sum and substance of the kind of warning. I cannot give you the chapter and verse, Mr. Speaker, because that would be promulgated by PennDOT.

Mr. PRESTON. My question is, are you talking about an official warning form or are you talking about a note or are you talking about someone writing on someone else's windshield or what? Clarify for me exactly what a warning is. I mean, is it a piece of paper?

Mr. FOX. This would be an official notice to the parker of a vehicle without a proper handicapped license plate or placard that in fact they have parked illegally in a space. It would be officially issued by PennDOT to veterans and handicapped groups for distribution.

Mr. PRESTON. So in other words, only disabled veterans or handicapped people can have these warnings, right?

Mr. FOX. The police departments, obviously, would also have them, but of the nonpolice persons, the handicapped and the disabled.

Mr. PRESTON. Let me ask you a question then.

If I am a partially disabled veteran, will that qualify me if, say, I am blind in one eye or if I have one arm? Does that qualify me then also as a disabled veteran?

Mr. FOX. If you qualify today as a handicapped parker in Pennsylvania, you can park in the proper spaces, and you would have from your veterans group or your disabled group a copy of the official PennDOT warning notice.

Mr. PRESTON. Thank you, Mr. Speaker.

I would like to speak on the amendment.

The SPEAKER. The gentleman is in order.

Mr. PRESTON. Although the maker of the amendment's intentions are good, I can see an awfully large proliferation of people, because if it were my opinion, we really ought to be able to authorize impounding the car for someone who would actually park unauthorized in a handicapped parking space. However, I can also see a large proliferation of people, whether or not the person was even looking for a parking space, of certain people who are so upset about this just driving up and down parking lots. And there are some people who park in handicapped lots who may not have the proper license plate but are legally handicapped and authorized to park in that space; they just have not applied for it or are driving somebody else's car.

I think what we might be doing is giving an awful lot of people the authority to go around and issue warnings and put different things on people's cars. And it is still not clear to me exactly if the official warning will only be made by PennDOT. I can also see the potential of an awful lot of verbal arguments and potential conflicts within shopping malls all across this State.

I would ask for a negative vote on this amendment.

The SPEAKER. The question is, will the House agree to the amendment? On that question, the gentleman from Allegheny County, Representative DeLuca, is recognized.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I support the Fox amendment. It is a joint amendment by myself and Mr. Fox. Right now the DAV (Disabled American Veterans) is already doing that on a voluntary basis. I think that this adds to the bill.

We have a very great problem out there with the able-bodied people who are utilizing the very few parking places that are allocated for the handicapped people and the disabled veterans. If they are that inconsiderate, then maybe anything that we add to try to address this problem can only add to this bill of raising the fines.

I ask for an affirmative vote on Representative Fox's amendment. Thank you.

The SPEAKER. On the question, will the House agree to the amendment, the gentleman from Bucks County, Representative Reinard, is recognized.

Mr. REINARD. Thank you, Mr. Speaker.

Mr. Speaker, will the gentleman stand for brief interrogation?

The SPEAKER. The gentleman, Mr. Fox, indicates he will stand for interrogation.

Mr. REINARD. Thank you, Mr. Speaker.

Mr. Speaker, my question is regarding the potential legal responsibilities of the Commonwealth. If in fact some confrontation were to happen when a senior citizen or a disabled vet was making what almost looks like what we would call a citizen's arrest in the past but now we are doing it by statute, what would happen to the Commonwealth and its legal responsibilities if in fact an argument were to occur and physical damage, bodily injury damage, were to sustain for the person who was making this warning at the time? Would the Commonwealth at all have any responsibility since we did put it into statute?

Mr. FOX. Mr. Speaker, in my opinion, based on the Florida experience, they have had no such liability crisis, no such confrontation.

The voluntary program that Representative DeLuca spoke of momentarily ago for the DAV has had no problems whatsoever with it. I think the fact that we cannot legislate that people be reasonable in Pennsylvania one way or the other; simply have reasonable laws that take place in this regard. I do not forecast any such problem as has been discussed by the speaker. I believe that this is a step in the right direction by raising the consciousness level of those who are possibly not getting a ticket that day because a police officer was not in the area but a further reminder to the drivers who are not handicapped that in fact their disabled brothers and sisters who have a disability and are trying to park in a reasonable space should be able to do so, and I do not forecast the legal specter that you have raised, and I feel that the amendment is in order.

Mr. REINARD. As I understand it, if something is voluntary, it is up to my own discretion. My question here is more

relating to the specifics of putting something into statute. Did the State of Florida actually pass statutory regulations that allow people to go out and issue warnings and are you saying you are not aware of or there is no incidence of any liability or potential liability coming from any problems, coming from Florida?

Mr. FOX. I am saying I am not aware of any incidents, and by statutory authority in Florida they even deputized these disabled individuals to give out the tickets. Obviously, this is just to give the warning so we raise the consciousness level, and together with the DeLuca increased enforcement, we hope that we will get more people to comply with the handicapped parking law of Pennsylvania and give the proper respect to those who are disabled and those who are veterans with disability.

Mr. REINARD. I have no further comments, Mr. Speaker.

The SPEAKER. The question is, will the House agree to the amendment? On that question, the Chair recognizes the gentleman from Bucks County, Representative Melio.

Mr. MELIO. Mr. Speaker, could I interrogate the maker of the amendment, please?

The SPEAKER. You certainly may. Will the maker of the amendment stand for interrogation? He indicates that he will.

Mr. MELIO. Mr. Speaker, I just want to know that in the event that the disabled person had an impairment that was not quite visible—maybe it was possibly internal problems or heart problems—and it looked to the person who wanted to give him this ticket that he was not disabled, what would happen in that kind of a situation, where maybe he would get into a big argument over parking improperly and maybe he did have a handicap or a disability and the person would not know it under observation?

Mr. FOX. Mr. Speaker, in answer to that question, the guidelines for the implementation of this particular provision would be under PennDOT, and anyone who qualified themselves for a handicapped placard or plate would in fact be permissible to have them be given these warning notices through their disabled groups. Obviously, not every person who is disabled is going to want to do this, but it is only in the event that they are trying to have a space that is for their own availability that they would want to put a notice on the car that they could not park that day because some able-bodied person without a handicapped placard or plate was in fact taking their space.

Whether or not they have a visible disability is not the question here. It is a question of whether or not you want to raise the consciousness level of Pennsylvanians to the fact that people who are disabled need and deserve the few spaces that are required under law, and in fact, that is why we are raising the enforcement fine. Whether or not they have a visible disability is obviously a question that cannot be changed from their own outward appearance, and whether or not they want to be involved in the volunteer program is up to them.

Mr. MELIO. Okay. Mr. Speaker, it just occurred to me that there might be a confrontation over something like that that could be avoided if you did not have this kind of a situation. Thank you.

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

The following roll call was recorded:

YEAS—116

Adolph	Donatucci	Laughlin	Rieger
Allen	Dorr	Lee	Robbins
Angstadt	Durham	Lescovitz	Robinson
Argall	Fairchild	Letterman	Ryan
Barley	Fargo	Levdansky	Saurman
Battisto	Farmer	Lloyd	Scrimenti
Belardi	Fleagle	McNally	Semmel
Belfanti	Flick	McVerry	Serafini
Billow	Foster	Maiale	Smith, B.
Black	Fox	Marsico	Snyder, G.
Boyes	Gallen	Merry	Strittmatter
Brandt	Gamble	Michlovic	Stuban
Burd	Geist	Micozzie	Taylor, E. Z.
Bush	Gladeck	Miller	Taylor, F.
Caltagirone	Godshall	Morris	Telek
Carlson	Hagarty	Mowery	Trello
Cessar	Hasay	Nahill	Trich
Civera	Hayes	Nailor	Veon
Clark, D. F.	Heckler	Noye	Vroon
Clark, J. H.	Hershey	O'Brien	Wambach
Clymer	Hess	Perzel	Wass
Cornell	Howlett	Petrarca	Weston
Cowell	Itkin	Petrone	Wilson
DeLuca	Jadlowiec	Phillips	Wogan
DeWeese	Johnson	Piccola	Wright, J. L.
Daley	Kenney	Pistella	Wright, R. C.
Davies	Kondrich	Pitts	
Dempsey	LaGrotta	Raymond	Manderino,
Dietterick	Langtry	Reber	Speaker
Distler	Lashinger		

NAYS—85

Acosta	Fee	Leh	Ritter
Birmelin	Freeman	Linton	Roebuck
Bishop	Freind	Lucyk	Rudy
Blaum	Gannon	McCall	Rybak
Bortner	George	McHale	Saloom
Bowley	Gigliotti	Maine	Scheetz
Broujos	Gruitza	Markosek	Schuler
Bunt	Gruppo	Mayernik	Smith, S. H.
Burns	Haluska	Melio	Snyder, D. W.
Cappabianca	Harper	Moehlmann	Staback
Carn	Hayden	Mrkonic	Stairs
Cawley	Herman	Murphy	Steighner
Chadwick	Hughes	O'Donnell	Stish
Clark, B. D.	Jackson	Olasz	Tangretti
Cohen	James	Oliver	Taylor, J.
Colaella	Jarolin	Pesci	Thomas
Colaizzo	Josephs	Pievsky	Tigue
Cole	Kaiser	Pressmann	Van Horne
Corrigan	Kasunic	Preston	Williams
Coy	Kosinski	Reinard	Wozniak
Dombrowski	Kukovich	Richardson	Wright, D. R.
Evans			

NOT VOTING—0

EXCUSED—2

Dininni Yandrisevits

The question was determined in the affirmative, and the amendments were agreed to.

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—196

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

NAYS—4

Gruitza	Melio	Richardson	Tigue
---------	-------	------------	-------

NOT VOTING—1

Cole

EXCUSED—2

Dininni Yandrisevits

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 MR. McCALL

The SPEAKER. The gentleman from Carbon County, Representative McCall, seeks recognition. For what purpose does the gentleman rise?

Mr. McCALL. To make an announcement, Mr. Speaker.

The SPEAKER. Without objection, the gentleman is in order.

Mr. McCALL. Thank you, Mr. Speaker.

The northeast delegation of the Democratic Caucus will meet tomorrow morning at 9:30 in room 22 of the Capitol Annex.

The SPEAKER. The gentleman announces a caucus of the northeast delegation.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 223, PN 1981 (Amended)

By Rep. RICHARDSON

An Act amending the act of June 24, 1937 (P. L. 2045, No. 397), known as "The Support Law," providing that no lien shall be imposed against the real property of persons receiving assistance.

HEALTH AND WELFARE.

HB 645, PN 713

By Rep. RICHARDSON

An Act amending the act of June 13, 1967 (P. L. 13, No. 21), known as the "Public Welfare Code," further providing for the minimum burial costs for certain indigent persons.

HEALTH AND WELFARE.

HB 1174, PN 1982 (Amended)

By Rep. RICHARDSON

An Act providing for an increase in salaries for direct care staff in community mental health and mental retardation programs; and making an appropriation.

HEALTH AND WELFARE.

HB 1204, PN 1387

By Rep. RICHARDSON

An Act providing for control and treatment of Lyme disease; and making appropriations.

HEALTH AND WELFARE.

HB 1322, PN 1530

By Rep. RICHARDSON

An Act amending the act of June 13, 1967 (P. L. 31, No. 21), known as the "Public Welfare Code," further providing for medical assistance payments for institutional care.

HEALTH AND WELFARE.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 316, PN 907

By Rep. RICHARDSON

An Act providing for the establishment of a Family Preservation Program by the Department of Public Welfare; providing for grants to counties for programs enabling children who would otherwise be subject to out-of-home placement to remain at home; and making an appropriation.

HEALTH AND WELFARE.

ADJOURNMENT

The SPEAKER. Is there any other business to come before this House to be presented by the majority party? Is there anything to come before the House from the minority party? Are there any other announcements or members seeking recognition?

If not, the Chair recognizes the gentleman from Allegheny County, Representative Kaiser.

Mr. KAISER. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 7, 1989, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:30 p.m., e.d.t., the House adjourned.