

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JANUARY 31, 1990

SESSION OF 1990

174TH OF THE GENERAL ASSEMBLY

No. 7

HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (ROBERT W. O'DONNELL)
PRESIDING**

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, we are at the end of another month, a month that has witnessed the changing of the guard. All around us, we witness change. The months come and go, the days are lengthening, and soon flowers will be appearing again on the earth.

But You never change. You are the same yesterday, today, and forever. O Thou, who changeth not, abide with us. Be Thou in this chamber. Breathe upon us that we might feel Your presence. Inspire our hearts that we might serve You better. Illumine our minds that we may know Your truth.

Bless and keep the leadership of this House, and may all that we say and do redound to Your honor and glory.

In Your dear name we pray. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Tuesday, January 30, 1990, will be postponed until printed. The Chair hears no objection.

JOURNAL APPROVED

The SPEAKER. The Journal for Monday, December 11, 1989, is in print and, without objection, is approved.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2256 By Representatives PESCI, GEORGE, RAYMOND, JOHNSON, HERMAN,

GIGLIOTTI, RYBAK, ADOLPH, KOSINSKI, DISTLER, HALUSKA, CARLSON, LINTON, KAISER, JACKSON, STISH, GAMBLE, NAHILL, BILLOW, WILLIAMS, TANGRETTI, DeLUCA, MORRIS, FREEMAN, McHALE, HARPER, KONDRICH, COLAFELLA, BELFANTI, McVERRY, DIETTERICK, LAUGHLIN, MELIO, FOX, WASS, JOSEPHS, DeWEESE, COLAIZZO, DONATUCCI, WOGAN, BELARDI, KENNEY, KASUNIC, LEH, FLICK, DALEY and MAINE

An Act amending the act of March 11, 1971 (P. L. 104, No. 3), known as the "Senior Citizens Rebate and Assistance Act," further providing for property tax and rent rebates.

Referred to Committee on FINANCE, January 31, 1990.

No. 2257 By Representatives NAHILL, REBER, FOX, LASHINGER, CORNELL, BUNT and J. H. CLARK

An Act authorizing certain municipalities situated within counties of the second class A to impose additional taxes for various purposes.

Referred to Committee on LOCAL GOVERNMENT, January 31, 1990.

No. 2258 By Representatives COLAFELLA, D. R. WRIGHT, DeWEESE, DeLUCA, HALUSKA, BLAUM, STUBAN, YANDRISEVITS, PESCI, KUKOVICH, GANNON, DALEY, ANGSTADT, ARGALL, MORRIS, J. L. WRIGHT, NAHILL, PISTELLA, McCALL, RITTER, MICHLOVIC, COLAIZZO, FOX, STEIGHNER, TRELLO, FLICK, WOZNIAK, BELARDI, LAUGHLIN, TANGRETTI and VEON

An Act prohibiting persons who accept credit cards for the transaction of business from requiring certain additional information from the credit cardholder; providing for enforcement of the act; and imposing civil penalties.

Referred to Committee on CONSUMER AFFAIRS, January 31, 1990.

No. 2259 By Representatives TRELLO, COLAFELLA, GAMBLE, LAUGHLIN and LaGROTTA

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," further providing for the method of payment of sales tax on motor vehicles, trailers and semi-trailers.

Referred to Committee on FINANCE, January 31, 1990.

No. 2260 By Representatives TRELLO, COLAFELLA, GAMBLE, LAUGHLIN and LaGROTTA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for payment of fees and taxes when applying for a certificate of title.

Referred to Committee on FINANCE, January 31, 1990.

No. 2261 By Representatives BURD, STEIGHNER, FARGO, TIGUE, E. Z. TAYLOR, TRELLO, ARGALL, STABACK, VROON, BROUJOS, SCHULER, McHALE, G. SNYDER, PESCI, NOYE, MAINE, J. L. WRIGHT, OLASZ, HECKLER, FAIRCHILD, J. TAYLOR, D. W. SNYDER, GODSHALL and LEE

An Act providing for the creation, conveyance, acceptance, duration and validity of conservation easements; and providing for judicial actions.

Referred to Committee on CONSERVATION, January 31, 1990.

No. 2262 By Representatives MURPHY, MICHLOVIC, KAISER, DeLUCA, PETRONE, GIGLIOTTI, BOWLEY and MAYERNIK

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," authorizing use of underwater breathing apparatus in State recreation areas.

Referred to Committee on CONSERVATION, January 31, 1990.

No. 2263 By Representative E. Z. TAYLOR

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), known as "The Second Class Township Code," further providing for auditors.

Referred to Committee on LOCAL GOVERNMENT, January 31, 1990.

No. 2264 By Representatives McNALLY, DEMPSEY, DISTLER, WOGAN, COY, HALUSKA, HERSHEY, PRESSMANN, TIGUE, TANGRETTI, STISH, VAN HORNE, LEVDANSKY, BLAUM, MAINE, MICHLOVIC, BOWLEY, MORRIS, McHALE, YANDRISEVITS, J. L. WRIGHT, BORTNER, KUKOVICH, DeLUCA, RAYMOND, PISTELLA, TRELLO, NAILOR, BILLOW, GEIST, TRICH, E. Z. TAYLOR, FOX, LAUGHLIN, PRESTON, ITKIN, MOEHLMANN, GIGLIOTTI, REBER, NOYE, BATTISTO, BROUJOS, VEON,

BUNT, COLAFELLA, ACOSTA, SAURMAN, PESCI, FARMER, NAHILL, LINTON, HARPER, FREEMAN, McVERRY, ADOLPH, KASUNIC, CORNELL, CIVERA, OLASZ, J. H. CLARK and JOSEPHS

An Act amending the act of March 28, 1984 (P. L. 150, No. 28), known as the "Automobile Lemon Law," extending the act to leases of automobiles.

Referred to Committee on CONSUMER AFFAIRS, January 31, 1990.

No. 2265 By Representatives NAILOR, NOYE, MARSICO, BELARDI, HERSHEY, SCHEETZ, BARLEY, FARGO, SAURMAN, STRITTMATTER, JACKSON, FAIRCHILD, BROUJOS, FOX, BUNT, BRANDT, FLICK, SCHULER, DORR and B. SMITH

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 residency requirements for workers removing asbestos.

Referred to Committee on EDUCATION, January 31, 1990.

No. 2266 By Representatives BELFANTI, NOYE, VEON, PHILLIPS, ARGALL, KUKOVICH, JOHNSON, GIGLIOTTI, COLAIZZO, DALEY, KOSINSKI, HALUSKA, PESCI, BUSH, SCRIMENTI, CARLSON, MERRY, CAPPABIANCA, MELIO, MICHLOVIC, BUNT, COY, TRELLO, PISTELLA, FOX, FARGO, PRESTON, McHALE, TIGUE, BOWLEY, STISH, BELARDI, MORRIS, HESS, LAUGHLIN, BATTISTO, FREEMAN, SERAFINI, JAMES and STABACK

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for sale of automobiles; and making editorial changes.

Referred to Committee on STATE GOVERNMENT, January 31, 1990.

No. 2267 By Representatives JOHNSON, BELARDI, BOYES, BUNT, BUSH, CARLSON, CESSAR, J. H. CLARK, CORRIGAN, DALEY, DEMPSEY, DIETTERICK, DISTLER, FARMER, FLEAGLE, FLICK, FOX, FREEMAN, GANNON, GEIST, GODSHALL, HALUSKA, HARPER, HASAY, HERMAN, HESS, JACKSON, JOSEPHS, KAISER, KENNEY, KOSINSKI, LAUGHLIN, MARSICO, MELIO, MERRY, MILLER, MORRIS, NAHILL, NOYE, OLASZ, PESCI, RAYMOND, RITTER, RUDY, SAURMAN, TANGRETTI, WASS, WILLIAMS, WILSON, WOGAN,

J. L. WRIGHT, ADOLPH, E. Z. TAYLOR
and TRELLO

An Act amending the act of November 4, 1983 (P. L. 217, No. 63), known as the "Pharmaceutical Assistance Contract for the Elderly Act," further defining "income" to exclude the amount paid for Medicare premiums.

Referred to Committee on YOUTH AND AGING,
January 31, 1990.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 249 By Representatives McCALL, STUBAN,
NAILOR, STISH, B. SMITH, FREEMAN,
MAYERNIK, STABACK, LUCYK,
BELARDI, RITTER, CAWLEY,
BATTISTO, FAIRCHILD and
DIETTERICK

Establishing a special committee to investigate the feasibility
of regulating automobile racing within Pennsylvania.

Referred to Committee on RULES, January 31, 1990.

No. 250 By Representatives GEORGE, DeWEESE,
WOZNIAK, MICHLOVIC, MURPHY,
BOWLEY, TRICH, FREEMAN, LUCYK,
YANDRISSEVITS and BROUJOS

Memorializing the Congress of the United States to protect
environmental, economic and health and safety interests of the
people of Pennsylvania in regard to the Clean Air Act Amend-
ments of 1989 now before the United States Senate.

Referred to Committee on RULES, January 31, 1990.

SENATE BILL FOR CONCURRENCE

The clerk of the Senate, being introduced, presented the
following bill for concurrence:

SB 1399, PN 1833

Referred to Committee on APPROPRIATIONS,
January 31, 1990.

SENATE MESSAGE

HOUSE BILL
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1892, PN 2425**, with information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

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

HB 1892, PN 2425

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. DeWEESE. Mr. Speaker, I move that the following
bills be removed from the tabled calendar and placed on the
active calendar:

HB 1384;
HB 1527;
HB 1686;
HB 1817;
HB 1921;
HB 1944;
HB 2004;
HB 2220; and
HB 2255.

On the question,

Will the House agree to the motion?

Motion was agreed to.

LEAVES OF ABSENCE

The SPEAKER. Are there any leaves of absence?

The Chair recognizes the gentleman from Lawrence, Mr.
Fee.

Mr. FEE. Yes, Mr. Speaker. A medical leave for the gen-
tleman, Mr. OLASZ, from Allegheny and the gentleman, Mr.
LETTERMAN, from Centre for today. Also, the gentleman
from Philadelphia, Mr. MAIALE, for today, and a tempo-
rary for Mr. JAMES from Philadelphia for today.

The SPEAKER. The Chair thanks the gentleman.

Without objection, those leaves are granted.

The Chair recognizes the minority whip, the gentleman,
Mr. HAYES, for leaves of absence.

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

The SPEAKER. Without objection, the leave is granted.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 2203, PN 2941

By Rep. GEORGE

An Act amending the act of July 7, 1980 (P. L. 380, No. 97),
known as the "Solid Waste Management Act," further providing
for the powers and duties of the Environmental Quality Board.

CONSERVATION.

HB 2204, PN 2942

By Rep. GEORGE

An Act amending the act of June 22, 1937 (P. L. 1987, No.
394), known as "The Clean Streams Law," further providing for
the department's powers and duties.

CONSERVATION.

SB 848, PN 1890 (Amended)

By Rep. STUBAN

An Act amending the act of December 15, 1988 (P. L. 1235, No. 151), entitled "Children's Trust Fund Act," providing for a surcharge on divorce complaints rather than divorce decrees.

YOUTH AND AGING.

REPORT OF COMMITTEE OF CONFERENCE PRESENTED

Mr. GEORGE presented the Report of the Committee of Conference on **HB 331, PN 3019**.

WELCOMES

The SPEAKER. The Chair welcomes Pat Kaczmariski, who is the legislative assistant to Representative Ted Kondrich. She is located to the left of the Speaker. Will she please rise.

The Chair would also like to welcome Ed and Alice Salmons to the hall of the House. They are the guests of Representative Durham and are seated to the left of the Speaker. Will they please rise.

CALENDAR

BILLS ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 1948, PN 2989**, entitled:

An Act amending the act of March 4, 1971 (P. L. 6, No. 2), known as the "Tax Reform Code of 1971," providing for voluntary contributions to the Pennsylvania Veterans' Memorial Trust Fund; and making a repeal.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that **HB 1948** be recommitted to the Appropriations Committee for 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 2055, PN 2698**, entitled:

An Act amending the act of May 21, 1931 (P. L. 149, No. 105), known as "The Liquid Fuels Tax Act," further providing for the refund of liquid fuels tax money collected from fuels used in snowmobiles for deposit into a restricted receipts account.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that **HB 2055** be recommitted to the Appropriations Committee for 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 1324, PN 1869**, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled, as amended, "The Fiscal Code," authorizing the State Treasurer and the Secretary of Revenue to promulgate regulations concerning the method of payment of obligations due the Commonwealth.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that **SB 1324** be recommitted to the Appropriations Committee for 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 1389, PN 2986**, entitled:

An Act requiring advance notification of plant closings and mass layoffs; and providing penalties.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that **HB 1389** be recommitted to the Appropriations Committee for a fiscal note.

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

* * *

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

HB 1756, PN 2987.

* * *

The House proceeded to second consideration of **HB 1806, PN 2988**, entitled:

An Act amending the act of November 26, 1978 (P. L. 1212, No. 286), referred to as the "Inspection of Employment Records Law," further providing for inspection of personnel files and for the number of inspections allowed annually; and making an editorial change.

On the question,

Will the House agree to the bill on second consideration?

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. DeWEESE. Mr. Speaker, I move that HB 1806 be recommitted to the Committee on Appropriations for a fiscal note.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 8, PN 10**, entitled:

An Act relating to motor vehicle manufacturer-paid repair programs; requiring certain notice of such programs by manufacturers; requiring disclosure by dealers; providing for reimbursements in certain cases; and providing for sanctions.

On the question,

Will the House agree to the bill on third consideration?

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.

Mr. DeWEESE. Mr. Speaker, I move that HB 8 be placed upon the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. DeWEESE. Mr. Speaker, I move that HB 8 be removed from the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Dininni	Letterman	Maiale	Olasz
James			

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 560, PN 622**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, providing an opportunity for municipalities to purchase real property being disposed of by public utilities engaged in a railroad business.

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—196

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

NAYS—0

NOT VOTING—1

Acosta

EXCUSED—5

Dininni
James

Letterman

Maiale

Olasz

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

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

VOTE CORRECTION

The SPEAKER. For what purpose does the gentleman from Indiana, Mr. Wass, rise?

Mr. WASS. Could I take a moment to correct the record?

The SPEAKER. Yes, sir.

Mr. WASS. Thank you very much.

Mr. Speaker, yesterday on the Kosinski resolution, HR 248, my vote was not recorded. I would like to be voted in the affirmative. Thank you, Mr. Speaker.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

BILLS ON THIRD
CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2130, PN 2803**, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), known as "The First Class Township Code," further providing for the election of commissioners in townships that are not divided into wards.

On the question,

Will the House agree to the bill on third consideration?

Mr. TRELLO offered the following amendments No. A0222:

Amend Title, page 1, line 5, by removing the period after "wards" and inserting

; and further providing for certain building specifications.

Amend Bill, page 2, by inserting between lines 3 and 4

Section 2. Section 1805 of the act, amended December 22, 1981 (P.L.535, No.154), is amended to read:

Section 1805. Separate Specifications for Branches of Work.—In the preparation of specifications for the erection or alteration of any public building, when the entire cost of such work exceeds four thousand dollars, the architect, engineer, or person preparing such specifications [shall] may prepare separate specifications for the plumbing, heating, ventilating, and electrical work, and the township shall receive separate bids upon each of such branches of work, and award the contract for the same to the lowest responsible bidder.

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

3

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, what this amendment does is it amends the First Class Township Code.

Presently in any bids that are considered by a first-class township that involve a number of areas, they have to submit separate bids in each area to comply with the code. What this bill does, it is a "may" amendment that would allow them to accept one bid for the entire cost rather than having bids from the plumber, the electrician, and the contractor.

It conforms with the Borough Code, and it is a "may" bill. I would appreciate support.

On the question recurring,

Will the House agree to the amendments?

(A roll-call vote was taken.)

Mr. COWELL. Mr. Speaker?

The SPEAKER. For what purpose does the gentleman, Mr. Cowell, rise?

Mr. COWELL. Mr. Speaker, the number that was on the board indicated we were considering amendment 218. I believe that Representative Trello described amendment 222. If he could clarify that, please.

Mr. RYAN. Mr. Speaker?

The SPEAKER. Would the gentleman suspend?

In response to the gentleman's inquiry, we were considering amendment 0222, and the board was in error. The record will reflect that the amendment that was adopted was 0222.

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I intended to vote for amendment 218 and against 222, so I would appreciate it if you would rerun that particular amendment in that it was in error.

The SPEAKER. For purposes of the record, we will ask that the record as to that last vote be expunged in view of the error and the misleading nature of it, and we will now recognize the gentleman, Mr. Trello, who offers amendment A0222.

On the question recurring,

Will the House agree to the amendments?

The SPEAKER. The gentleman's explanation is in the record.

Is there anyone else seeking recognition?

Mr. REBER. Yes, Mr. Speaker.

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

Mr. REBER. Thank you, Mr. Speaker.

Mr. Speaker, for the record as well, I would like to note that I attempted to call the attention to the Chair that I did have some consideration in the way of interrogation on amendment 222, even though it was amendment 218 that was there, and I was wondering if Mr. Trello would stand for interrogation.

The SPEAKER. The gentleman indicates he will.

Mr. REBER. Mr. Speaker, in reading the amendment, I recall the explanation you gave, but as I read the amendment, I seem to think that there is some confusion in the way this amendment is drafted.

In light of the amendment language removing the mandatory "shall" language from the current First Class Township

Code as it currently exists, we would in essence be allowing a municipality to not necessarily spec out the separate plumbing, ventilation, and various other types of work - plumbing, heating, ventilation, and electrical work - but yet we still mandate and require that bids be received on each of the separate items.

Mr. Speaker, I was just wondering how it is going to be possible for people to bid on separate items if in fact they are not specced out separately as the current law requires. It would seem to me to provide for a paradoxical situation the way the amendment is drafted.

I have per se no particular problem with what you are attempting to do. I just think there is some confusion in the manner in which this is drafted, and I was wondering if you could clear up this concern.

Mr. TRELLO. Well, Mr. Speaker, this language is exactly what is in the Borough Code right now.

Now, as far as first-class townships are concerned, the architect shall make specifications for each entity - the plumbing, the electrical work, and so forth. What this does is change it from "shall" to "may," that he "may" do that. They can continue to do it the same way they are doing it now, but in no way does it mandate that. If the township wants to save money on their bidding process, rather than requiring separate bids, they can allow one contractor to bid on the whole project.

Mr. REBER. I understand that, Mr. Speaker. My only concern is, I do not see how a particular separate bid can be given for each of the independent areas of plumbing, heating, ventilation, or electrical work when in fact there may be a situation under this proposed amendment whereby the specifications would not be separately drawn to allow the mandatory separate bidding on those separate specifications. I can envision a scenario where there may be specifications prepared where it is all lumped together but it could not then be delineated as such to allow the separate ultimate awarding of the bid in bidding on that particular job.

Now, I understand you are saying that the Borough Code allows this identical language. I am taking your word on that; I do not have a copy of that in front of me. But if that is the case, I think there may be some confusion there. But I know there is going to be confusion on a first-class-township level if this particular concept, as drafted, would be implemented.

Again, I have no particular concern or problem with what you are attempting to do. I am just concerned that this may bring about some ambiguities in the ultimate request-for-a-proposal process and then the ultimate bidding-and-awarding process in a first-class township.

AMENDMENTS WITHDRAWN

Mr. TRELLO. Mr. Speaker, I think the gentleman has a very good point. In reading the last two sentences of the bill, I have to agree with him. So at this time I am going to withdraw the amendment and have it redrafted. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The amendment is withdrawn.

BILL PASSED OVER TEMPORARILY

The SPEAKER. The Chair recognizes the gentleman, Mr. Trello.

Mr. TRELLO. I wonder if we could go over the bill temporarily until I get the amendment redrafted?

½ The SPEAKER. Without objection, this bill is over temporarily.

* * *

The House proceeded to third consideration of **HB 657, PN 725**, entitled:

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

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 657 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 657 be taken from the table.

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

* * *

The House proceeded to third consideration of **HB 659, PN 727**, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), known as the "Pennsylvania Election Code," further providing for the rules for determining residence.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 659 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. DeWEESE. Mr. Speaker, I move that HB 659 be taken from the table.

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

* * *

The House proceeded to third consideration of **HB 1955, PN 2532**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for notice of change of name or address.

On the question,
Will the House agree to the bill on third consideration?
Mr. TRELLO offered the following amendments No. A0218:

Amend Title, page 1, line 2, by inserting after "Statute," further providing for payment of fees and taxes when applying for a certificate of title; and
Amend Sec. 1, page 1, line 6, by striking out "Section 1312" and inserting
Sections 1103(b) and (d) and 1312
Amend Sec. 1, page 1, line 7, by striking out "is" and inserting
are
Amend Sec. 1, page 1, by inserting between lines 7 and 8
§ 1103. Application for certificate of title.

* * *

(b) Signing and filing of application.—Application for a certificate of title shall be made within ten days of the sale or transfer of a vehicle or its entry into this Commonwealth from another jurisdiction, whichever is later. The application shall be accompanied by the fee prescribed in this title, and any tax payable by the applicant under the laws of this Commonwealth in connection with the acquisition or use of a vehicle or evidence to show that the tax has been collected. The fee prescribed by this title and the tax due the Commonwealth shall each be paid by separate checks or other instruments drawn by the applicant or his lender payable to the order of the department. The application shall be signed and verified by oath or affirmation by the applicant if a natural person; in the case of an association or partnership, by a member or a partner; and in the case of a corporation, by an executive officer or some person specifically authorized by the corporation to sign the application.

* * *

(d) Vehicles purchased from dealers.—If the application refers to a vehicle purchased from a dealer, the dealer shall mail or deliver the application to the department within ten days of the date of purchase. The application shall contain the names and addresses of any lienholders in order of priority, the amounts and the dates of the security agreements, and be assigned by the dealer to the owner and signed by the owner. Any dealer violating this subsection is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of \$50 for each violation. The requirement that the dealer mail or deliver the application to the department does not apply to vehicles purchased by fleet owners or governmental or quasi-governmental agencies. Any dealer who collects taxes and fees due the Commonwealth as a part of the transaction and fails to remit the taxes and fees within the prescribed time shall be the party solely liable for the taxes and fees

due, and notwithstanding the provisions of section 1109 (relating to refusing issuance of certificate of title) such nonpayment shall not delay the issuance of the certificate of title to the purchaser.

Amend Bill, page 1, line 16, by striking out all of said line and inserting

Section 2. The amendments to section 1103(d) shall be retroactive to January 1, 1989.

Section 3. This act shall take effect as follows:

(1) The amendment to section 1103(d) shall take effect immediately.

(2) The remainder of this act shall take effect in 60 days.

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Allegheny, Mr. Trello.

Mr. TRELLO. Mr. Speaker, this amendment does two things. There has been a problem throughout the Commonwealth, in the eastern part of the State and especially in my district and Elaine Farmer's and Huck Gamble's and Dave Mayernik's. We have a very serious problem - Nick Colafella; all of western Pennsylvania. It happens that two automobile dealers went out of business. They declared bankruptcy, and about 340 people to be exact, they are all recorded with the Attorney General's Office where the dealer did not forward the sales tax or the transfer fees on their titles to Harrisburg. In order for them to get their registrations renewed, they must repay the sales tax again. Well, it is my opinion that when somebody collects the sales tax, they become agents of the State, and there is no reason in the world why these people should be denied renewal of a registration.

The first thing this bill does is exonerate the people whose sales tax has not been forwarded, and it would mandate that the Department of Transportation renew their registration upon showing proof that they did pay the sales tax and the transfer fees on the automobile.

The other part of the amendment will prevent this from ever happening again, because it would mandate that in the future, when anybody buys a motor vehicle, two separate checks will be issued - one for the sales tax and the transfer fees and the other one for the cost of the vehicle.

I am sure that members all over the State had this same problem, and I would appreciate support for the amendment.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Markosek.

Mr. MARKOSEK. Thank you, Mr. Speaker.

Mr. Speaker, I have spoken with the gentleman, Representative Trello. He has explained the amendment to me. It sounds like a good amendment, and I recommend that we vote in the affirmative. Thank you.

The SPEAKER. The Chair recognizes the gentleman from York, Mr. Foster.

Mr. FOSTER. Thank you, Mr. Speaker.

I strongly support the Trello amendment. This has occurred in other areas of the State, and it is a problem, and I urge every member of the House to support the Trello amendment.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Mayernik.

Mr. MAYERNIK. Thank you, Mr. Speaker.

I, too, ask for an affirmative vote on the Trello amendments.

I would just like to give the members of the House a little bit of background. In western Pennsylvania we have one dealership that has just gone bankrupt—two dealerships, and another one is ready to go bankrupt, from what we understand, but in regards to information for one of the dealerships, 166 people had paid their sales tax, title and registration fees, the amount of money adding up to \$96,000 just for one dealership that went bankrupt. There are 15 to 20 people who have paperwork that has not been received by PennDOT, and they are out in the cold.

The bond for these dealerships is only \$10,000. The Department of Transportation is presently in the process of a regulatory review and bringing the bond up to \$20,000. But it just seems unfair that these individuals who have paid the sales tax and the title and registration fees should once again have to pay it. By enacting Mr. Trello's amendments, we will not have this problem in the future.

I ask for an affirmative vote.

The SPEAKER. The Chair recognizes the gentleman from Crawford, Mr. Merry.

Mr. MERRY. Mr. Speaker, the maker of the amendment makes a good point as to the need for this type of legislation. I suggest that there should have been a different process before we saw it here today. I wish it had come up through a committee, because the problem has to be addressed.

I see no reason, however, why the Commonwealth is the one that loses these funds or has to ultimately become a creditor to the now defunct automobile dealership. When the purchaser of an automobile does all this paperwork, he in effect makes the dealer, in most cases, his agent to return those funds to the State for his title and for sales tax. I believe that this is where the problem lies in this process. Perhaps we should not let the purchaser of an automobile make that assignment to the dealer. Perhaps the purchaser should still be responsible as he is in true fact. As he purchases the automobile, he should make those funds paid directly to the Commonwealth, from the purchaser, and not let the dealer launder those funds through his own accounts and in many cases not turn it in.

So I am speaking against the amendment but not for the purpose that it intends to do. I would really like to have the maker of the amendment reflect on a better, more concise way to accomplish his purpose, if that is possible, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman from Indiana, Mr. Wass.

Mr. WASS. Mr. Speaker, may I interrogate Mr. Trello, please?

The SPEAKER. The gentleman, Mr. Trello, indicates that he is willing to be interrogated. The gentleman may proceed.

Mr. WASS. Mr. Speaker, thank you for a good amendment. I am totally in favor of it, and it is long overdue. But as

I considered the long overdue part, how far do you go back to make the car buyer whole as it relates to the sales tax that was not forwarded? How far do you go back?

Mr. TRELLO. January 1, 1989 - 1 year.

Mr. WASS. Thank you very much.

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Gamble.

Mr. GAMBLE. Mr. Speaker, I rise to wholeheartedly support the Trello amendment. As he mentioned, there are several pieces of legislation being introduced which will not now be necessary, mine being one of them and Representative Mayernik's being another.

The two so-called tragedies happened in my district. The two automobile dealers went out of business, and people who paid their taxes in a good, honest fashion now are not getting credit for their taxes with the Department of Revenue, and there is something wrong with that. This will correct that and prevent that from happening in the future, and I ask your wholehearted support. Thank you.

The SPEAKER. The Chair recognizes the gentleman, Mr. Wass, for the second time.

Mr. WASS. Mr. Speaker, forgive me. Would Mr. Trello stand for interrogation just one more time?

The SPEAKER. The gentleman, Mr. Trello, indicates that he is willing to be interrogated.

Mr. WASS. Mr. Speaker, I want to be specific. In my case I have motorcycles, where it happened to about six motorcycles. Is that included in your definition of "vehicle"?

Mr. TRELLO. The definition in my amendment says all motor vehicles, which would include motorcycles.

Mr. WASS. Thank you very much.

FILMING PERMISSION

The SPEAKER. The Chair interrupts to grant permission to Sue Murawski of WTAE for 10 minutes of shooting on the House floor and to David Browde for 10 minutes of shooting on the House floor.

CONSIDERATION OF HB 1955 CONTINUED

The SPEAKER. The Chair recognizes the gentleman from Warren, Mr. Bowley.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to have permission to interrogate the maker of this amendment.

The SPEAKER. The gentleman, Mr. Trello, indicates he is willing to be interrogated. The gentleman may proceed.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to ask you if the intent of your amendment would cover those Pennsylvania residents who purchase vehicles from an out-of-State dealer and then that out-of-State dealer did not submit the sales tax to the Commonwealth of Pennsylvania. Would these people be eligible to receive their registration without an additional charge?

Mr. TRELLO. Well, it is the intention of the amendment to cover all motor vehicles that are licensed in Pennsylvania.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, may I make a comment on the amendment?

The SPEAKER. The gentleman is in order, and he is recognized and may proceed.

Mr. BOWLEY. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the Trello amendment. I had a situation just very recently where a car dealer in New York State went out of business. A number of my constituents paid the sales tax to New York State. This particular dealer did not forward that money on to the Commonwealth of Pennsylvania, and my constituents then had to pay an additional sales tax in order to get their registration.

I ask for an affirmative vote on this amendment. Thank you.

The SPEAKER. The Chair recognizes the lady from Beaver, Mrs. Laughlin.

Mrs. LAUGHLIN. Mr. Speaker, I want to speak in favor of the Trello amendment. The circumstance did not happen in my district where the two car dealers went out of business, but many of my constituents were involved in that. So I believe that this much-needed amendment is favorable to the consumers, and I hope the members will vote in favor of it. Thank you.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—197

Acosta	Dombrowski	Langtry	Robbins
Adolph	Donatucci	Lashingier	Robinson
Allen	Dorr	Laughlin	Roebuck
Angstadt	Durham	Lee	Rudy
Argall	Evans	Leh	Ryan
Barley	Fairchild	Lescovitz	Rybak
Battisto	Fargo	Levdansky	Saloom
Belardi	Farmer	Linton	Saurman
Belfanti	Fee	Lloyd	Scheetz
Billow	Fleagle	Lucyk	Schuler
Birmelin	Flick	McCall	Scrimenti
Bishop	Foster	McHale	Semmel
Black	Fox	McNally	Serafini
Blaum	Freeman	McVerry	Smith, B.
Bortner	Freind	Maine	Smith, S. H.
Bowley	Gallen	Markosek	Snyder, D. W.
Boyes	Gamble	Marsico	Snyder, G.
Brandt	Gannon	Mayernik	Staback
Broujos	Geist	Melio	Stairs
Bunt	George	Merry	Steighner
Burd	Gigliotti	Michlovic	Stish
Burns	Gladeck	Micozzie	Strittmatter
Bush	Godshall	Miller	Stuban
Caltagirone	Gruitza	Moehlmann	Tangretti
Cappabianca	Gruppo	Morris	Taylor, E. Z.
Carlson	Hagarty	Mowery	Taylor, F.
Carn	Haluska	Mrkonic	Taylor, J.
Cawley	Harper	Murphy	Telek
Cessar	Hasay	Nahill	Thomas
Chadwick	Hayden	Nailor	Tigue
Civera	Hayes	Noye	Trello
Clark, B. D.	Heckler	O'Brien	Trich
Clark, D. F.	Herman	Oliver	Van Horne
Clark, J. H.	Hershey	Perzel	Veon
Clymer	Hess	Pesci	Vroon
Cohen	Howlett	Petrarca	Wambach
Colafiglia	Hughes	Petrone	Wass
Colaizzo	Itkin	Phillips	Weston
Cole	Jackson	Piccola	Williams

Cornell	Jadlowiec	Pievsky	Wilson
Corrigan	Jarolin	Pistella	Wogan
Cowell	Johnson	Pitts	Wozniak
Coy	Josephs	Pressmann	Wright, D. R.
DeLuca	Kaiser	Preston	Wright, J. L.
DeWeese	Kasunic	Raymond	Wright, R. C.
Daley	Kenney	Reber	Yandrisevits
Davies	Kondrich	Reinard	
Dempsey	Kosinski	Richardson	O'Donnell,
Dietterick	Kukovich	Rieger	Speaker
Distler	LaGrotta	Ritter	

NAYS—0

NOT VOTING—0

EXCUSED—5

Dininni	Letterman	Maiale	Olasz
James			

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—193

Adolph	Donatucci	Langtry	Robbins
Allen	Dorr	Lashingner	Robinson
Angstadt	Durham	Laughlin	Roebuck
Argall	Evans	Lee	Rudy
Barley	Fairchild	Leh	Ryan
Battisto	Fargo	Lescovitz	Rybak
Belardi	Farmer	Levdansky	Saloom
Belfanti	Fee	Linton	Saurman
Billow	Fleagle	Lloyd	Scheetz
Birmelin	Flick	Lucyk	Schuler
Bishop	Foster	McCall	Scrimenti
Black	Fox	McHale	Semmel
Blaum	Freeman	McNally	Serafini
Bortner	Freind	McVerry	Smith, B.
Bowley	Gallen	Maine	Smith, S. H.
Boyes	Gamble	Markosek	Snyder, D. W.
Brandt	Gannon	Marsico	Snyder, G.
Broujos	Geist	Mayernik	Staback
Bunt	George	Melio	Stairs
Burd	Gigliotti	Merry	Steighner
Bush	Gladeck	Michlovic	Stish
Caltagirone	Godshall	Micozzie	Strittmatter
Cappabianca	Gruitza	Miller	Stuban
Carlson	Gruppo	Moehlmann	Tangretti
Carn	Hagarty	Morris	Taylor, E. Z.
Cawley	Haluska	Mowery	Taylor, F.
Cessar	Harper	Mrkonic	Taylor, J.
Chadwick	Hasay	Murphy	Telek
Civera	Hayden	Nahill	Thomas
Clark, B. D.	Hayes	Nailor	Tigue
Clark, D. F.	Heckler	Noye	Trello
Clark, J. H.	Herman	O'Brien	Trich
Clymer	Hershey	Oliver	Van Horne
Cohen	Hess	Perzel	Veon
Colafella	Howlett	Pesci	Vroon
Colaizzo	Hughes	Petrarca	Wambach
Cole	Itkin	Petrone	Wass
Cornell	Jackson	Phillips	Weston
Corrigan	Jadlowiec	Piccola	Williams

Cowell	Jarolin	Pievsky	Wilson
Coy	Johnson	Pistella	Wogan
DeLuca	Josephs	Pitts	Wozniak
DeWeese	Kaiser	Pressmann	Wright, D. R.
Daley	Kasunic	Preston	Wright, R. C.
Davies	Kenney	Raymond	Yandrisevits
Dempsey	Kondrich	Reber	
Dietterick	Kosinski	Reinard	O'Donnell,
Distler	Kukovich	Rieger	Speaker
Dombrowski	LaGrotta	Ritter	

NAYS—0

NOT VOTING—4

EXCUSED—5

Acosta	Burns	Richardson	Wright, J. L.
--------	-------	------------	---------------

Dininni	Letterman	Maiale	Olasz
James			

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.

VOTE CORRECTIONS

The SPEAKER. For what purpose does the gentleman from Bucks, Mr. Melio, rise?

Mr. MELIO. Just to correct the record from yesterday, Mr. Speaker.

On HB 1821 on final passage and HR 247, I would like to be recorded in the affirmative. Thank you, Mr. Speaker.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

BILLS ON THIRD CONSIDERATION CONTINUED

The House proceeded to third consideration of **HB 2070, PN 2730**, entitled:

An Act amending the act of May 28, 1937 (P. L. 955, No. 265), known as the "Housing Authorities Law," further providing for contracts.

On the question,

Will the House agree to the bill on third consideration?

Mrs. HARPER offered the following amendments No. A0270:

Amend Sec. 1 (Sec. 11), page 2, lines 5 and 6, by striking out "Notwithstanding any provisions of this act, an authority may" and inserting

It shall be lawful for an authority

Amend Sec. 1 (Sec. 11), page 2, line 7, by inserting after "unit,"

to

Amend Sec. 1 (Sec. 11), page 2, line 8, by striking out "he" and inserting

it

Amend Bill, page 2, by inserting between lines 9 and 10 Section 2. (a) The act of May 1, 1913 (P.L.155, No.104), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings," is repealed insofar as it applies to housing authorities.

(b) All acts and parts of acts are repealed insofar as they are inconsistent with this act.

Amend Sec. 2, page 2, line 10, by striking out "2" and inserting

3

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

The SPEAKER. On that question, the Chair recognizes the lady from Philadelphia, Mrs. Harper.

Mrs. HARPER. Thank you, Mr. Speaker.

The purpose of this amendment is to change the authority, the word from "may" to "shall," and also striking out "he" and inserting "it" and "The act of May 1, 1913...entitled 'An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings,' is repealed insofar as it applies to housing authorities. All acts and parts of acts are repealed insofar as they are inconsistent with this act."

This is an amendment to comply with the bill, and I ask for your support.

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

The following roll call was recorded:

YEAS—196

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

DeLuca	Kaiser	Preston	Wright, J. L.
DeWeese	Kasunic	Raymond	Wright, R. C.
Daley	Kenney	Reber	Yandrisevits
Davies	Kondrich	Reinard	
Dempsey	Kosinski	Rieger	O'Donnell,
Dietterick	Kukovich	Ritter	Speaker
Distler	LaGrotta		

NAYS—0

NOT VOTING—1

Richardson

EXCUSED—5

Dininni	Letterman	Maiale	Olasz
James			

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?

The Chair recognizes the minority leader.

Mr. RYAN. Mr. Speaker, I realize that I am late. I am just going to make a comment on Mrs. Harper's amendment, if I may.

Our legal staff, Mr. Speaker, believes the following: They say that they learned that the intent of Mrs. Harper's legislation was to get around the separate building requirements for plumbing, heating, ventilation, and electrical work, which is the current law. They do not believe that the bill does this. I agree with the lady's intent. I simply caution her that our legal department does not think you did that. They believe, rather, that this is closer to the language of the Trello amendment that we set aside and are having redrafted at this time. I am simply saying this as a word of caution.

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—196

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

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

NAYS—0

NOT VOTING—1

Richardson

EXCUSED—5

Dininni	Letterman	Maiale	Olasz
James			

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.

BILL ON FINAL PASSAGE

The House proceeded to consideration on final passage of **HB 661, PN 729**, entitled:

An Act amending the act of March 30, 1937 (P. L. 115, No. 40), known as "The First Class City Permanent Registration Act," extending the time for canceling a registration.

On the question recurring,
Shall the bill pass finally?

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 661 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that HB 661 be taken from the table.

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. DeWEESE. Mr. Speaker, I move that the rules of the House be suspended to permit the immediate consideration of HR 252.

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

RESOLUTION ADOPTED

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Morris, who calls up HR 252.

The following resolution was read:

House Resolution No. 252

A RESOLUTION

Memorializing the Governor to proclaim the week of February 5 through 9, 1990, as "Pennsylvania Young Farmers Week."

WHEREAS, The Pennsylvania Young Farmers Association (PYFA) is organized through the Vocational Agriculture Education Programs in public schools throughout this Commonwealth for the purpose of providing continued educational opportunities for those involved in agriculture and willing to learn; and

WHEREAS, The PYFA is a Statewide, nonprofit, nonpolitical organization formed for educational purposes; and

WHEREAS, The PYFA has worked to improve the economic efficiency of Pennsylvania's farms in management, marketing and technology; and

WHEREAS, The PYFA has done so much for the advancement of agriculture and agribusiness in this Commonwealth; therefore be it

RESOLVED, That the House of Representatives request the Governor to proclaim the week of February 5 through 9, 1990, as "Pennsylvania Young Farmers Week"; and be it further

RESOLVED, That a copy of this resolution be transmitted to the Governor.

Samuel W. Morris
Kenneth E. Brandt
Connie G. Maine
Curtis S. Bowley
John H. Broujos
Anthony L. Colaizzo
Edward J. Haluska
Leo J. Trich, Jr.
Ruth C. Rudy
William R. Lloyd, Jr.
Anthony J. Melio
Jeffrey W. Coy
Andrew Billow, Jr.
Frank LaGrotta
Thomas J. Scrimenti

Samuel E. Hayes, Jr.
 Arthur D. Hershey
 John E. Barley
 Bob Allen
 Alvin C. Bush
 Paul W. Semmel
 Dennis E. Leh
 Edwin G. Johnson
 J. Scot Chadwick
 Daniel F. Clark
 John S. Davies
 Paul Wass
 Dick L. Hess
 Merle H. Phillips
 H. William DeWeese
 Timothy L. Pesci
 Richard A. Kasunic
 Ted Stuban
 George W. Jackson
 Edgar A. Carlson
 Susan Laughlin
 Keith R. McCall
 Howard L. Fargo
 Robert D. Robbins
 Kenneth M. Jadowiec
 Ronald E. Black
 Leona G. Telek
 James R. Merry
 Russ Fairchild
 Michael E. Bortner

On the question,

Will the House adopt the resolution?

The SPEAKER. The Chair recognizes the gentleman from Berks, Mr. Davies.

Mr. DAVIES. How do we go about getting our names added to this resolution?

The SPEAKER. The resolution will be retained by the bill clerk until the end of the day, and anyone wishing to add his name as a sponsor should indicate to the bill clerk to the left of the Speaker.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Acosta	Donatucci	Lashingner	Robbins
Adolph	Dorr	Laughlin	Robinson
Allen	Durham	Lee	Roebuck
Angstadt	Evans	Leh	Rudy
Argall	Fairchild	Lescovitz	Ryan
Barley	Fargo	Levdansky	Rybak
Battisto	Farmer	Linton	Saloom
Belardi	Fee	Lloyd	Saurman
Belfanti	Fleagle	Lucyk	Scheetz
Billow	Flick	McCall	Schuler
Birmelin	Foster	McHale	Scrimenti
Bishop	Fox	McNally	Semmel
Black	Freeman	McVerry	Serafini
Blaum	Freind	Maine	Smith, B.
Bortner	Gallen	Markosek	Smith, S. H.
Bowley	Gamble	Marsico	Snyder, D. W.
Boyes	Gannon	Mayernik	Snyder, G.
Brandt	Geist	Melio	Staback
Broujos	George	Merry	Stairs
Bunt	Gigliotti	Michlovic	Steighner
Burd	Gladeck	Micozzie	Stish
Burns	Godshall	Miller	Strittmatter

Bush	Gruitza	Moehlmann	Stuban
Caltagirone	Gruppo	Morris	Tangretti
Cappabianca	Hagarty	Mowery	Taylor, E. Z.
Carlson	Haluska	Mrkonc	Taylor, F.
Carn	Harper	Murphy	Taylor, J.
Cawley	Hasay	Nahill	Telek
Cessar	Hayden	Nailor	Thomas
Chadwick	Hayes	Noye	Tigue
Civera	Heckler	O'Brien	Trello
Clark, B. D.	Herman	Oliver	Trich
Clark, D. F.	Hershey	Perzel	Van Horne
Clark, J. H.	Hess	Pesci	Veon
Cohen	Howlett	Petrarca	Vroon
Colafella	Hughes	Petrone	Wambach
Colaizzo	Itkin	Phillips	Wass
Cole	Jackson	Piccola	Weston
Cornell	Jadowiec	Pievsky	Williams
Corrigan	Jarolin	Pistella	Wilson
Cowell	Johnson	Pitts	Wogan
Coy	Josephs	Pressmann	Wozniak
DeLuca	Kasunic	Preston	Wright, D. R.
DeWeese	Kenney	Raymond	Wright, J. L.
Daley	Kondrich	Reber	Wright, R. C.
Davies	Kosinski	Reinard	Yandrisevits
Dempsey	Kukovich	Richardson	
Dietterick	LaGrotta	Rieger	O'Donnell,
Distler	Langtry	Ritter	----- Speaker
Dombrowski			

NAYS—0

NOT VOTING—2

Clymer

Kaiser

EXCUSED—5

Dininni
James

Letterman

Maiale

Olasz

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

CONSIDERATION OF HB 2130 CONTINUED

BILL PASSED OVER

--The SPEAKER. Without objection, the Chair returns to page 7 of the calendar. HB 2130 will be over for today.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. The Chair indicates for the record that he is in receipt of additions and deletions for sponsorships of bills from the majority leader, which will be added to the record.

The following list was submitted:

ADDITIONS:

HB 96, Colaizzo; HB 289, J. L. Wright; HB 916, Gladeck; HB 1199, Broujos; HB 1216, Fox; HB 1587, Michlovic, Broujos; HB 1738, Broujos; HB 1784, Rudy; HB 1987, Gigliotti; HB 2133, J. H. Clark; HB 2148, Colafella; HB 2154, James; HB 2190, Marsico, Robbins, J. H. Clark; HB 2191, Allen, Markosek; HB 2195, James; HB 2201, Bush, J. H. Clark, Tigue; HB 2202, J. H. Clark; HB 2207, Hughes; HB 2217, J. H. Clark; HB 2221, J. H. Clark; HB 2229, Belardi; HB 2230, Rudy; HB 2245, Flick, Wass, E. Z. Taylor, Colafella, Williams, Bunt, Merry, Ritter; HB 2255, Daley, Markosek, Lucyk, Lescovitz, Preston, Lloyd, Fairchild, Tigue, Colaizzo, Dininni, Veon, Civera, G. M. Snyder, Nahill, Geist, O'Brien, B. D. Clark; HR 244, J. H. Clark; HR 245,

Clymer, Merry, Bunt, Williams, Wass, Josephs, Colafella, Staback, Fox, Itkin, Dombrowski, Kasunic, Kenney, Civera, J. H. Clark, Veon; HR 246, O'Brien, J. H. Clark, Bunt, Williams; HR 248, Adolph; HR 249, Laughlin.

DELETIONS:

HB 376, Broujos; HB 649, Flick; HB 773, Fargo; HB 879, Fargo; HB 2116, Gruppo; HB 2152, Johnson.

VOTE CORRECTIONS

The SPEAKER. The Chair recognizes the lady from Philadelphia, Mrs. Harper.

Mrs. HARPER. Thank you, Mr. Speaker.

I do not know if it is appropriate for right now, but yesterday I was out of my seat when HB 1831 was voted on, and I would like to be recorded in the affirmative.

The SPEAKER. The remarks of the lady will be spread upon the record.

For the information of the members, when a member wishes to correct the record or add remarks for the record, the members will be called on at the end of the proceedings of the day. So if you would let the Parliamentarian know of your interest in being recognized for that purpose, we can take care of that business when we are through the voting for the day.

Accordingly, the Chair recognizes the gentleman from York, Mr. Bortner.

Mr. BORTNER. Thank you, Mr. Speaker.

Yesterday I was not recorded on HR 247. I would like to be recorded in the affirmative as supporting that resolution. Thank you very much.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

The Chair recognizes the gentleman from Westmoreland, Mr. Kukovich.

Mr. KUKOVICH. Thank you, Mr. Speaker.

I, too, did not vote yesterday on HR 247. I would like the record to show that I would like to vote in the affirmative.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

ANNOUNCEMENT BY MR. COWELL

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, members will recall that when we passed the budget last summer, we directed the State Board of Education to promulgate new regulations and approve new standards pertaining to special education and to complete that task by March 1. Last week the State Board acted on regulations and standards which are now subject to review by the House and Senate Education Committees. We have until the 14th of February to offer our comments to IRRC (Independent Regulatory Review Commission), as well as the general public has until approximately the 19th of the month to offer its comments to IRRC, and IRRC will meet on February 22.

For the information of members, this afternoon there will be placed in your mailboxes copies of those regulations and standards. It may be helpful in your attempts to respond to constituents. It should also be helpful in your efforts to advise members of the Education Committee of your views about the proposed regulations and standards. I would urge you to let my office or Representative Burns' office know what your views might be on those proposals. Thank you, Mr. Speaker.

VOTE CORRECTION

The SPEAKER. The Chair now recognizes the gentleman from Berks, Mr. Caltagirone.

Mr. CALTAGIRONE. Thank you, Mr. Speaker.

I would like the record to show that if I would have been on the floor, I would have voted on HB 1821, HB 1894, and HR 248 in the affirmative. Thank you.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

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

HB 1273, PN 3037 (Amended)

By Rep. D. R. WRIGHT

An Act requiring automobile rental companies to make full disclosure of rental charges in advertising and to rental customers; prohibiting certain practices; and creating penalties.

CONSUMER AFFAIRS.

**BILL REPORTED AND REREFERRED TO
COMMITTEE ON
AGRICULTURE AND RURAL AFFAIRS**

HB 2171, PN 2875

By Rep. D. R. WRIGHT

An Act amending the act of December 1, 1965 (P. L. 988, No. 368), known as the "Weights and Measures Act of 1965," further providing for the types of weights and measures governed by the act; authorizing the regulation of persons engaged in selling, installing and repairing commercial weighing and measuring devices; and further providing for certain standards, testing and procedures and for the sale and packaging of certain commodities.

CONSUMER AFFAIRS.

VOTE CORRECTION

The SPEAKER. The Chair recognizes the gentleman from Northampton, Mr. Yandrisevits.

Mr. YANDRISEVITS. Mr. Speaker, yesterday when we voted HR 247, my vote was not recorded. I would like to be recorded in the affirmative.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

ANNOUNCEMENT BY MR. BARLEY

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Barley.

Mr. BARLEY. Thank you, Mr. Speaker.

I just have an important announcement I would like to make for the members, reminding them that Friday, February 2, is a very important day here in the Commonwealth. A very famous groundhog, Octoraro Orphie, from southern Lancaster County will be determining the weather for the balance of the winter. So stay tuned, and we will bring the report next week.

The SPEAKER. The Chair thanks the gentleman.

VOTE CORRECTION

The SPEAKER. The Chair recognizes the gentleman from Bucks, Mr. Clymer.

Mr. CLYMER. Mr. Speaker, let the record show, had my switch been working, I would have voted in the affirmative for HR 252.

ANNOUNCEMENT BY MR. S. H. SMITH

The SPEAKER. The Chair recognizes the gentleman from Jefferson, Mr. Smith.

Mr. S. H. SMITH. Thank you, Mr. Speaker.

I do not know where the one previous speaker's remarks came from, because there is only one true groundhog that prognosticates the weather, and that, of course, is in Punxsutawney. I would not want to be accused—I was going to wait and let the groundhog make the prediction before I really alerted the members to that fact, but I did not want to be accused of standing in anybody's shadow. Thank you, Mr. Speaker.

BILLS AND RESOLUTIONS PASSED OVER

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

Is there any further business from the majority leader? Is there any further business from the minority leader?

ADJOURNMENT

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Strittmatter.

Mr. STRITTMATTER. Mr. Speaker, I move that this House do now adjourn until Monday, February 5, 1990, at 1 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 11:48 a.m., e.s.t., the House adjourned.