

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, NOVEMBER 16, 1998

SESSION OF 1998

182D OF THE GENERAL ASSEMBLY

No. 50

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.t.

THE SPEAKER (MATTHEW J. RYAN)

PRESIDING

PRAYER

REV. DR. JAMES W. GRUBB, Chaplain of the House of Representatives and pastor of Grace United Methodist Church, Harrisburg, Pennsylvania, offered the following prayer:

Let us pray:

Almighty God, who alone gives wisdom and understanding, inspire, we pray, the minds of all to whom You have committed the responsibility of government and leadership in this Commonwealth. Give to them such vision that through their debate and in their legislation they will enable our homes to be restored as strong nurturing and essential value-creating units, our schools to be made safe and places where learning prospers, our cities to be rebuilt with a renewed sense of community, and our respect for each other as persons made in the image of God to grow and prevail in all of our relationships.

Since government is a cooperative venture, we pray for unity of purpose in this body and for the extension of that unity to all of our citizenry so that our endeavors together will accrue to the common good.

We offer this prayer to our God of many names, yet one God, whose purposes are revealed to us and whose will is accomplished through us. 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, November 10, 1998, will be postponed until printed. The Chair hears no objection.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority leader, who requests a leave of absence for the gentleman from Lehigh, Mr. DENT, for today's session; the gentleman from York, Mr. WAUGH, for today's session. Without objection, the leaves will be granted. The Chair hears none.

The Chair recognizes the gentleman, Mr. Itkin, who moves that the gentleman from Cambria, Mr. HALUSKA, be granted leave for today's session. Without objection, leave will be granted. The Chair hears none.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 731, PN 823

By Rep. GANNON

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for the collection of information on crimes relating to sexual orientation.

JUDICIARY.

HB 2273, PN 4108 (Amended)

By Rep. GANNON

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for governmental immunity relating to computer errors.

JUDICIARY.

HB 2658, PN 4109 (Amended)

By Rep. BUNT

An Act amending the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act, further providing for the Pennsylvania Breeding Fund and for the Pennsylvania Sire Stakes Fund.

AGRICULTURE AND RURAL AFFAIRS.

HB 2660, PN 3656

By Rep. GANNON

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for exemption from attachment of retirement funds and accounts.

JUDICIARY.

HB 2708, PN 3750

By Rep. BUNT

An Act amending the act of February 18, 1769 (1 Sm.L.284, No.594), entitled "An act for regulating, pitching, paving and cleansing, the highways, streets, lanes and alleys; and for regulating, making and amending the water courses and common sewers, within the inhabited and settled parts of the city of Philadelphia; for raising of money to defray the expenses thereof; and for other purposes therein mentioned," repealing provisions relating to wood haulers, stacking of wood and penalties for stealing wood in Philadelphia.

AGRICULTURE AND RURAL AFFAIRS.

HB 2709, PN 3751

By Rep. BUNT

An Act repealing the act of April 17, 1861 (P.L.324, No.309), entitled "An act to secure to Farmers certain rights in the Markets of the city of Philadelphia."

AGRICULTURE AND RURAL AFFAIRS.

HB 2710, PN 3752

By Rep. BUNT

An Act amending the act of March 11, 1853 (P.L.165, No.124), entitled "An act authorizing the incorporation of a company to plank the old Lancaster road from Henderson's store to the Spread Eagle, in Delaware county, entitled 'The Radnor plank road company,' relative to certain election districts; to fees for adjusting beam and patent balances, in the city and county of Philadelphia; and relative to the real estate of William Crawford, of Erie county; and to extending the chancery powers of certain courts to Erie county," repealing provisions relating to fees for adjusting scales in Philadelphia.

AGRICULTURE AND RURAL AFFAIRS.

HB 2711, PN 3753

By Rep. BUNT

An Act amending the act of April 12, 1842 (P.L.262, No.91), entitled "A supplement to an act, entitled 'An act authorizing the Governor to incorporate the Tioga Navigation Company,' passed the twenty-six day of February, one thousand eight hundred and twenty-six, and for other purposes," repealing provisions relating to fees for measuring grain in Philadelphia.

AGRICULTURE AND RURAL AFFAIRS.

HB 2712, PN 3754

By Rep. BUNT

An Act amending the act of April 26, 1850 (P.L.618, No.364), entitled "An act to vest in Barbara Griffith and Polly Conrad certain supposed escheated personal estate; to incorporate the Delaware and Schuylkill road company; and relative to market stalls in the city of Philadelphia," repealing provisions relating to farmers who lease stalls or stands in Philadelphia to sublet them.

AGRICULTURE AND RURAL AFFAIRS.

HB 2713, PN 3755

By Rep. BUNT

An Act repealing the act of May 2, 1876 (P.L.193, No.174) entitled "An act authorizing lumber dealers, in the county of McKean, to adopt each a mark to be put upon logs and lumber of all kinds, and have the same registered in the office of the prothonotary of said county, and also fixing a penalty for defacing said mark or fraudulently taking possession of any logs or lumber so marked or not."

AGRICULTURE AND RURAL AFFAIRS.

HB 2714, PN 3756

By Rep. BUNT

An Act amending the act of March 23, 1819 (P.L.150, No.97), entitled "An act prescribing the form of the Bushel, to be used for measuring Lime, in certain counties therein mentioned," repealing provisions relating to appointment of person to mark bushel for measuring of lime.

AGRICULTURE AND RURAL AFFAIRS.

SB 1429, PN 2281 (Amended)

By Rep. B. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for commission accountability; establishing a new habitat improvement account within the Game Fund; and further providing for the use of the Game Fund, for the appropriation and audit of moneys, for powers and duties of enforcement officers, for certain forms of fine payment, for nonpayment of fines, for acknowledgment of guilt and receipt for payment and for arrest of nonresident, for killing game or wildlife to protect property, for additional classes of licenses, for license costs and fees, for unlawful taking or possession of game or wildlife, for disabled person permits and for arrows for cross bows.

GAME AND FISHERIES.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2934 By Representative FORCIER

An Act amending Titles 30 (Fish) and 34 (Game) of the Pennsylvania Consolidated Statutes, providing for trespassing and penalties.

Referred to Committee on RULES, November 16, 1998.

No. 2935 By Representative FORCIER

An Act amending Titles 30 (Fish) and 34 (Game) of the Pennsylvania Consolidated Statutes, providing for trespassing and penalties.

Referred to Committee on RULES, November 16, 1998.

No. 2936 By Representative FORCIER

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the sale of firearms.

Referred to Committee on RULES, November 16, 1998.

No. 2937 By Representatives CARN, ROBINSON, THOMAS, JAMES, KIRKLAND, PRESTON, YOUNGBLOOD, TRICH, PESCI, MYERS and WALKO

An Act creating the Pennsylvania Sports Facility Authority and the Pennsylvania Sports Facility Authority Board; and providing for powers and duties of the board, for a right of first refusal prior to relocation of certain franchises and for regulation of ticket prices.

Referred to Committee on RULES, November 16, 1998.

No. 2938 By Representatives ROBINSON, CARN, PRESTON, JAMES, KIRKLAND, TRICH, YOUNGBLOOD, PESCI, MYERS and WALKO

An Act requiring certain professional sports franchises to conduct community impact studies and develop community benefit plans in conjunction with the construction of certain athletic facilities.

Referred to Committee on RULES, November 16, 1998.

No. 2939 By Representatives CARN, ROBINSON, PRESTON, JAMES, YOUNGBLOOD, PESCI and MYERS

An Act providing for naming of publicly funded sports facilities.

Referred to Committee on RULES, November 16, 1998.

No. 2940 By Representatives CARN, ROBINSON, THOMAS, PRESTON, JAMES, YOUNGBLOOD, PESCI and MYERS

An Act providing for naming of publicly funded sports facilities in certain municipalities and for education and community development.

Referred to Committee on RULES, November 16, 1998.

No. 2941 By Representatives ROBINSON, CARN, PRESTON, JAMES, KIRKLAND, TRICH, YOUNGBLOOD, PESCI and MYERS

An Act regulating admission to publicly funded sports facilities; conferring powers and duties on the Department of Community and Economic Development; and imposing penalties.

Referred to Committee on RULES, November 16, 1998.

No. 2942 By Representatives ROBINSON, CARN, PRESTON, JAMES, KIRKLAND, TRICH, YOUNGBLOOD, PESCI and MYERS

An Act requiring publicly funded construction of sports facilities to guarantee employment to public assistance recipients; conferring powers and duties upon the Department of Labor and Industry and the Department of Public Welfare; and imposing penalties.

Referred to Committee on RULES, November 16, 1998.

No. 2943 By Representatives CARN, ROBINSON, PRESTON, JAMES, KIRKLAND, YOUNGBLOOD, PESCI, MYERS and WALKO

An Act prohibiting the use of public funds for funding sports facilities without community ownership plans; and conferring powers and duties on the Department of Community and Economic Development.

Referred to Committee on RULES, November 16, 1998.

No. 2944 By Representatives ZUG, NAILOR, EGOLF, READSHAW, MARSICO, PLATTS, WAUGH, THOMAS, TIGUE, BELARDI, ROSS, FARGO, VANCE, ORIE, HARHAI, KREBS, PHILLIPS, RUBLEY, E. Z. TAYLOR, J. TAYLOR, CLARK, McILHATTAN, BOSCOLA, SAYLOR, BARRAR, McNAUGHTON, L. I. COHEN, BROWNE, MELIO and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for notice of arrest for school or child-care service employees.

Referred to Committee on RULES, November 16, 1998.

No. 2945 By Representatives CARN, ROBINSON, THOMAS, PRESTON, JAMES, KIRKLAND, TRICH, YOUNGBLOOD, PESCI, MYERS and WALKO

An Act imposing conditions upon the use of public funds for construction of professional sports facilities.

Referred to Committee on RULES, November 16, 1998.

No. 2946 By Representatives PIPPY, DALEY, ORIE, GIGLIOTTI, GEIST, ROBINSON, MAHER, DeLUCA, ARGALL, FAIRCHILD, READSHAW, ROSS, SAYLOR, BATTISTO, WILT, ALLEN, STEVENSON, L. I. COHEN, HABAY, HARHAI, J. TAYLOR, KENNEY, ROEBUCK, MANDERINO, CAWLEY, ADOLPH and THOMAS

An Act creating the University Research Investment Program in the Department of Community and Economic Development; and making an appropriation.

Referred to Committee on RULES, November 16, 1998.

No. 2947 By Representatives CLARK, E. Z. TAYLOR, DeLUCA, STERN, MAITLAND, THOMAS, SERAFINI, BATTISTO, GEIST, BELARDI, HERSHEY, YOUNGBLOOD, WILT, MAHER, WALKO, HARHAI and BOSCOLA

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for attachment of income.

Referred to Committee on RULES, November 16, 1998.

No. 2948 By Representatives BARRAR, MARSICO, MAHER, RUBLEY, WAUGH, THOMAS, LEDERER, YOUNGBLOOD, HARHAI, CORRIGAN, C. WILLIAMS, HENNESSEY and DeLUCA

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 background checks.

Referred to Committee on RULES, November 16, 1998.

No. 2949 By Representatives McCALL, LUCYK, HARHAI, EVANS, THOMAS, LAUGHLIN, CORRIGAN, OLASZ, SHANER, JOSEPHS, COY, STABACK, BOSCOLA, BEBKO-JONES, SAINATO, YOUNGBLOOD, CLARK, RAMOS, BARD, GRUITZA, COLAFELLA and MILLER

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for creditable nonschool service.

Referred to Committee on RULES, November 16, 1998.

No. 2950 By Representatives McCALL, LUCYK, HARHAI, EVANS, THOMAS, LAUGHLIN, CORRIGAN, OLASZ, SHANER, JOSEPHS, COY, STABACK, BOSCOLA,

BEBKO-JONES, SAINATO, YOUNGBLOOD, CLARK, RAMOS, BARD, GRUITZA, COLAFELLA and MILLER

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for creditable nonstate service.

Referred to Committee on RULES, November 16, 1998.

No. 2951 By Representatives C. WILLIAMS, WALKO, BELARDI, COY, SHANER, TRAVAGLIO, EVANS, BEBKO-JONES, PETRARCA, TIGUE, MANDERINO, CORPORA, READSHAW, SANTONI, MARKOSEK, DeLUCA, BOSCOLA, ORIE, McCALL, HARHAI, GIGLIOTTI, BISHOP, STETLER, WASHINGTON, JAMES, YOUNGBLOOD, THOMAS, BROWNE, CARONE, BOYES, LAUGHLIN, JOSEPHS, MAHER and BARD

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 child-care credit against personal income tax.

Referred to Committee on RULES, November 16, 1998.

No. 2952 By Representatives ORIE, FAIRCHILD, CHADWICK, RUBLEY, HARHAI, THOMAS, LAUGHLIN, GIGLIOTTI, READSHAW, TRUE, FORCIER, WAUGH, BROWNE, L. I. COHEN, BOSCOLA, GEIST, YOUNGBLOOD, ROSS, E. Z. TAYLOR, BEBKO-JONES, J. TAYLOR and C. WILLIAMS

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for driving under the influence of alcohol or controlled substance and for license revocation or suspension; and making conforming amendments to Title 42.

Referred to Committee on RULES, November 16, 1998.

No. 2953 By Representatives ORIE, L. I. COHEN, WILT, SAYLOR, THOMAS, BELARDI, TIGUE, BROWNE, E. Z. TAYLOR, MAHER, RUBLEY, SAINATO, SANTONI, BISHOP, GIGLIOTTI, KREBS, GEORGE, CORRIGAN, ADOLPH, SHANER, WAUGH, DeLUCA, STEVENSON, FICHTER, ROBINSON, YOUNGBLOOD, LAUGHLIN, STABACK, HARHAI, ROSS, C. WILLIAMS, KENNEY and MUNDY

An Act amending the act of November 6, 1987 (P.L.381, No.79), known as the Older Adults Protective Services Act, providing for release of information relating to certain convictions and pleas.

Referred to Committee on RULES, November 16, 1998.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 553 By Representatives CARN, ROBINSON, TRICH, PRESTON, JAMES, KIRKLAND, YOUNGBLOOD, PESCI, MYERS and WALKO

A Resolution memorializing Congress to enact legislation to prohibit the local television blackout and the assessment of an additional fee known as pay-per-view for sporting events originating from publicly or partially publicly funded stadiums and arenas.

Referred to Committee on RULES, November 16, 1998.

No. 554 By Representatives CARN, WALKO, GEORGE, DALEY, GODSHALL, MAYERNIK, ROBINSON, STURLA, HARHAI, PESCI, JOSEPHS, ROONEY, YOUNGBLOOD, STEELMAN, DeLUCA, RAMOS, JAMES, MAHER and M. COHEN

A Resolution memorializing Congress to enact legislation requiring professional sports leagues to permit community ownership of team franchises.

Referred to Committee on RULES, November 16, 1998.

No. 555 By Representatives HENNESSEY, TRICH, CORRIGAN, E. Z. TAYLOR, PIPPY, ARGALL, BAKER, BELARDI, BENNINGHOFF, BOSCOLA, BUNT, BUXTON, CALTAGIRONE, CAPPABIANCA, M. COHEN, DALEY, DENT, DERMODY, DRUCE, GIGLIOTTI, GODSHALL, HARHART, HESS, KAISER, LEH, LEVDANSKY, MARKOSEK, MELIO, MICHLOVIC, NAILOR, O'BRIEN, PESCI, PETRONE, PISTELLA, PLATTS, RAYMOND, READSHAW, ROBINSON, RUBLEY, SATHER, SCHRODER, STEELMAN, STERN, TANGRETTI, THOMAS, TRUE, TULLI and WALKO

A Resolution calling on the President of the United States and the Federal Government to take all necessary and appropriate action to respond to the surge of steel imports resulting from the financial crises in Asia, Russia and other regions.

Referred to Committee on RULES, November 16, 1998.

SENATE BILLS FOR CONCURRENCE

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

SB 1441, PN 1976

Referred to Committee on STATE GOVERNMENT, November 16, 1998.

SB 1495, PN 2115

Referred to Committee on STATE GOVERNMENT, November 16, 1998.

SB 1529, PN 2260

Referred to Committee on STATE GOVERNMENT, November 16, 1998.

SB 1530, PN 2151

Referred to Committee on JUDICIARY, November 16, 1998.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move, on page 2 of today's tabled calendar, HB 1040 from the table.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that HB 1040 be recommitted to the Committee on Appropriations.

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. PERZEL. Mr. Speaker, I move that HB 2612 be taken from the table.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that HB 2612 be recommitted to the Committee on Appropriations.

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

ACTUARIAL NOTES

The SPEAKER. The Chair acknowledges receipt of an actuarial note for amendment 3185 to SB 803, PN 1819. Further, the Chair acknowledges receipt of an actuarial note for HB 2317, PN 3127; an actuarial note for amendment 3688 to SB 287, PN 286; and an actuarial note for SB 1536, PN 2159.

(Copies of actuarial notes are on file with the Journal clerk.)

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair notes the presence in the hall of the House today of the gentleman, Mr. Dent. Have him removed, please, from the master-roll-call absentee list.

FILMING PERMISSION

The SPEAKER. The House should note that the Chair has given permission to Marc Wolfe to videotape a portion of today's session.

**111th SECURITY POLICE SQUADRON
PENNSYLVANIA AIR NATIONAL GUARD
PRESENTED**

The SPEAKER. The Chair recognizes the gentleman from Philadelphia County, Mr. John Taylor.

Mr. TAYLOR. Thank you, Mr. Speaker.

Thanks for the House indulging us this afternoon.

We are honored to have with us some brave Pennsylvanians from the 111th Security Police Squadron of the Pennsylvania Air National Guard.

While many of us were enjoying the Olympic Games in 1996 and we also heard of the tragedy of the bombing in Centennial Park, little did we know that we had seven Pennsylvanians from the Pennsylvania Air National Guard helping the victims of that tragedy. They are here with us today, and I would like to present to them a citation from the House.

WHEREAS, The 111th Security Police Squadron, Pennsylvania Air National Guard, is being recognized for its heroic participation in Atlanta, Georgia, on July 25, 1996, when a bomb exploded in Centennial Park during the Olympic Games; and

WHEREAS, The 111th Security Police Squadron assisted Atlanta police officers with the evacuation of the park area and during the evacuation ensured that the emergency roads were opened for ambulances, fire trucks, police vehicles and other emergency vehicles and kept curious citizens out of the park area. The squadron also cleared the inbound and outbound roads of Atlanta to enable emergency vehicles to enter and exit the city rapidly and transport those injured in the explosion to nearby hospitals for medical attention; and

WHEREAS, These proud Pennsylvania citizens risked their lives to preserve and protect the health, safety and welfare of the people attending the Olympic Games and the citizens of Atlanta, Georgia, thereby earning the respect and gratitude of all those who have received the benefit of their tireless devotion to duty.

NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania pays tribute to the 111th Security Police Squadron, Pennsylvania Air National Guard, for its commitment and dedication to the welfare of its fellowman; offers best wishes for a continued tradition of excellence in the years to come....

I am going to present this citation to Jim Finn, Joe DiSpaldo, Kevin A'Hearn, and Ronald Braun, who are with me up in front, and seated in the back are Jim Konieczny, Jim Miller, Daryl Lester, and Linda Beth.

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Lamar Golden, past National Commandant of the United States Marine Corps and a representative of the National Board of Directors of the Chapel of Four Chaplains. He is here today as the guest of Representative Bob Belfanti. Will the gentleman please rise to be recognized, directly in the back of the hall of the House.

STEVIE WALDMAN PRESENTED

The SPEAKER. The Chair recognizes the gentleman, Mr. Ross. Mr. ROSS. Thank you, Mr. Speaker.

I think there are few sports that require more discipline and hard work out of young people today than the sport of gymnastics, and we have with us today a young lady from my district who has excelled in that sport.

Stevie Waldman, a sixth grade student at Peirce Middle School in West Chester, has won the Pennsylvania State gymnastics championship for level 6 during competition at Albright College in Reading on May 3 of this year. She has succeeded in a number of other competitions, including those down at the capital city meet in Washington, D.C., and also, of course, the sectional meet in Pennsylvania.

In addition to this, Stevie has distinguished herself as being an honor roll student at the Peirce Middle School and also participates in PROBE, the school district's advanced educational program, and is a member of the Peirce Middle School band.

I would ask that you congratulate Stevie today on her performance and also extend your congratulations to her family, who is seated to the left of the Speaker, and if they would please rise. Thank you very much.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Miss Beverly Loveless, and I would hasten to advise the members that recently she became the senior State representative for the Pennsylvania National Teenager Scholarship Program. She received this honor and scholarship by virtue of her achievements in academics, leadership, and community service. Beverly, would you please rise, here to the left of the Speaker. She is accompanied here today with her mother, Marcy, who will rise, and I understand her dad, Tim Loveless, is in the gallery. Would he please rise.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Barley, who advises the House that an Appropriations meeting will be held on the declaration of the recess. The Chair recognizes the gentleman, Mr. Barley. I understand there will be a correction on what I just announced on Appropriations.

REPUBLICAN CAUCUS

The SPEAKER. Mr. Fargo.

Mr. FARGO. Thank you, Mr. Speaker.

The Republican members will caucus immediately upon recess, and we plan to be back on the floor at 3 o'clock for voting.

DEMOCRATIC CAUCUS

The SPEAKER. The gentleman, Mr. Itkin.

The Republican caucus chairman called for a meeting from the declaration of the recess until 3 o'clock.

Mr. ITKIN. Mr. Speaker, the Democrats will caucus during the same time.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Mr. Barley.

Mr. BARLEY. Thank you, Mr. Speaker.

I would like to have a meeting of the House Appropriations Committee at 2:45 in the conference room of the majority Appropriations complex.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. Does the majority leader or Democratic leaders have anything further prior to the declaration of recess?

Hearing none, this House will stand in recess until 3 o'clock, unless sooner called back by the Chair or extended by the Chair.

RECESS EXTENDED

The time of recess was extended until 4 p.m.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 1040, PN 3866

By Rep. BARLEY

An Act amending the act of December 19, 1990 (P.L.1372, No.212), known as the Early Intervention Services System Act, further providing for intervention services for infants, toddlers and eligible young children with disabilities; expanding the membership of the Interagency Coordinating Council; further providing for the expenditure of certain appropriations; and making editorial changes.

APPROPRIATIONS.

HB 2612, PN 3591

By Rep. BARLEY

An Act providing for the establishment, operation and administration of the Commonwealth Watershed Improvement Fund; authorizing the incurring of indebtedness, with the approval of the electorate, to provide funding for improving this Commonwealth's land and water resources on a watershed basis including storm water management and elimination of acid mine drainage; creating the Watershed Improvement Sinking Fund;

imposing additional powers and duties on the Department of Environmental Protection; and making an appropriation.

APPROPRIATIONS.

SB 95, PN 2283 (Amended) By Rep. BARLEY

An Act amending the act of December 14, 1967 (P.L.746, No.345), entitled Savings Association Code of 1967, adding or amending certain definitions; providing for conversion to federally insured status; further providing for refund of capital deposits, for alternate conversion procedures, for dissolution of associations, for appointment of directors and for the dissolution of the Pennsylvania Savings Association Insurance Corporation; and making repeals.

APPROPRIATIONS.

SB 101, PN 2287 (Amended) By Rep. BARLEY

An Act amending the act of June 1, 1956 (1955 P.L.1944, No.655), entitled Liquid Fuels Tax Municipal Allocation Law, defining terms; and further providing for the maintenance of alleys and courts.

APPROPRIATIONS.

SB 179, PN 2284 (Amended) By Rep. BARLEY

An Act amending act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for the Environmental Quality Board; authorizing the Department of Labor and Industry to contract for collection services; providing for investment of funds of the Workers' Compensation Security Fund by the Insurance Commissioner and State Treasurer; establishing an official botanical garden of Pennsylvania; imposing powers and duties on the Department of General Services; establishing Neighborhood Improvement Districts in municipalities; conferring powers and duties on municipalities and neighborhood improvement districts; providing for annual audits; establishing a Uniform Construction Code; imposing powers and duties on municipalities and the Department of Labor and Industry; providing for enforcement; imposing penalties; and making repeals.

APPROPRIATIONS.

SB 207, PN 1180 By Rep. BARLEY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for survival action and for the definition of "local agency" for purposes of governmental immunity.

APPROPRIATIONS.

SB 491, PN 1989 By Rep. BARLEY

An Act amending the act of July 11, 1996 (P.L.677, No.116), entitled Infrastructure Development Act, expanding the Infrastructure Development Program to include projects located on long-term vacant commercial sites; and providing for job retention.

APPROPRIATIONS.

SB 508, PN 2167

By Rep. BARLEY

An Act requiring the Department of Community and Economic Development to require a certification that a developer has no delinquent municipal taxes within certain taxing districts or outstanding utility bills as part of a grant or loan from the department.

APPROPRIATIONS.

SB 541, PN 2163

By Rep. BARLEY

An Act amending the act of June 23, 1931 (P.L.932, No.317), entitled The Third Class City Code, authorizing the adoption of property maintenance ordinances; and further providing for fines and penalties.

APPROPRIATIONS.

SB 542, PN 1206

By Rep. BARLEY

An Act amending the act of July 15, 1957 (P.L.901, No.399), entitled Optional Third Class City Charter Law, providing for fines and penalties.

APPROPRIATIONS.

SB 658, PN 2274

By Rep. BARLEY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the powers and duties of probation officers concerning juveniles and for registration of sexual offenders.

APPROPRIATIONS.

SB 670, PN 712

By Rep. BARLEY

An Act amending the act of October 27, 1979 (P.L.241, No.78), entitled "An act authorizing political subdivisions, municipality authorities and transportation authorities to enter into contracts for the purchase of goods where no bids are received," providing for the sale of real and personal property.

APPROPRIATIONS.

SB 950, PN 2275

By Rep. BARLEY

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for visitation rights and partial custody when there is a deceased parent; further providing for protection from abuse; providing for appointing guardians for care-dependent persons; providing for release of information in confidential reports; and further providing for information relating to prospective child-care personnel.

APPROPRIATIONS.

SB 1011, PN 2034

By Rep. BARLEY

An Act authorizing the Department of General Services, with the approval of the Governor, to sell and convey to Upper Skippack Mennonite Church, certain improved land situate in the Township of Skippack, County of Montgomery, Commonwealth of Pennsylvania.

APPROPRIATIONS.

SB 1192, PN 1854

By Rep. BARLEY

An Act providing for victims' rights; imposing penalties; establishing remedies; establishing the Office of Victim Advocate, the Bureau of Victims' Services, the Victims' Services Advisory Committee, the State Offender Supervision Fund and other funds; and making repeals.

APPROPRIATIONS.

SB 1205, PN 2285 (Amended)

By Rep. BARLEY

An Act amending Titles 15 (Corporations and Unincorporated Associations) and 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for investment of trust funds, for transfer of trust or other assets to institutional trustee and for establishment or use of common trust funds authorized; imposing limits on the exercise of certain trustee powers and the ability of beneficiaries to appoint trustees under certain circumstances; and making editorial changes.

APPROPRIATIONS.

SB 1218, PN 1546

By Rep. BARLEY

An Act authorizing and directing the Department of Military and Veterans Affairs and the Department of General Services, with the approval of the Governor, to grant and convey to Joseph Pintola a tract of land and building situate at 78 West Maiden Street, City of Washington, Washington County, Pennsylvania, known as the Washington Armory.

APPROPRIATIONS.

SB 1239, PN 2286 (Amended)

By Rep. BARLEY

An Act amending the act of August 6, 1941 (P.L.861, No.323), entitled, as amended, Pennsylvania Board of Probation and Parole Law, further providing for transmission of record to the board, for reporting and investigation and for supervision of persons paroled or on probation in other states; providing for proceedings subsequent to parole; and imposing a penalty.

APPROPRIATIONS.

SB 1271, PN 1827

By Rep. BARLEY

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the right of action regarding profits received as a result of the commission of a crime.

APPROPRIATIONS.

SB 1373, PN 1783

By Rep. BARLEY

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, making revisions and repeals relating to the Motor Vehicle Chop Shop and Illegally Obtained and Altered Property Act.

APPROPRIATIONS.

SB 1385, PN 1997

By Rep. BARLEY

An Act amending the act of December 5, 1972 (P.L.1280, No.284), entitled Pennsylvania Securities Act of 1972, further providing for definitions; further providing, in the securities area, for registration, for exemptions, for registration by coordination, for registration in general, for registration sanctions, for records and for retroactive registration;

providing for Federally covered securities; further providing, in the area of broker-dealers, agents and investment advisers, for registration, for exemptions, for registration procedure, for postregistration procedure, for registration sanctions; further providing for prohibitions, for contract requirements and for misrepresentations; providing for school district prohibitions; further providing for civil liability, for enforcement, for investigations and for criminal penalties; providing for barring activities and for rescission; further providing for fees, for assessments, for administrative files, for powers of the Pennsylvania Securities Commission and for regulations and orders; and canceling Federal preemption.

APPROPRIATIONS.

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

HB 2907, PN 4035

By Rep. BOYES

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing for definitions of "cost of the retailer" and "cost of the stamping agent," relating to cigarette sales and licensing.

FINANCE.

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 1040, PN 3866; HB 2612, PN 3591; SB 101, PN 2287; SB 491, PN 1989; SB 508, PN 2167; SB 541, PN 2163; SB 542, PN 1206; SB 658, PN 2274; SB 670, PN 712; SB 950, PN 2275; SB 1011, PN 2034; SB 1192, PN 1854; SB 1205, PN 2285; SB 1218, PN 1546; SB 1239, PN 2286; SB 1271, PN 1827; SB 1373, PN 1783; and SB 1385, PN 1997.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair notes the presence in the hall of the House of the gentleman from York, Mr. Waugh, and directs the clerk to remove him from the leave-of-absence list.

MASTER ROLL CALL

The SPEAKER. The Chair is about to take today's master roll call. The members will proceed to vote.

The following roll call was recorded:

PRESENT—202

Adolph	Druce	Maier	Saylor
Allen	Eachus	Maitland	Schroder
Argall	Egolf	Major	Schuler
Armstrong	Evans	Manderino	Scrimenti
Baker	Fairchild	Markosek	Semmel
Bard	Fargo	Marsico	Serafini
Barley	Feese	Masland	Seyfert
Barrar	Fichter	Mayernik	Shaner
Battisto	Fleagle	McCall	Smith, B.
Bebko-Jones	Flick	McGeehan	Smith, S. H.
Belardi	Forcier	McGill	Snyder, D. W.
Belfanti	Gannon	McIlhattan	Staback

Benninghoff	Geist	McIlhinney	Stairs
Birmelin	George	McNaughton	Steelman
Bishop	Gigliotti	Melio	Steil
Blaum	Gladeck	Michlovic	Stern
Boscola	Godshall	Micozzie	Stetler
Boyes	Gordner	Miller	Stevenson
Browne	Gruitza	Mundy	Strittmatter
Bunt	Gruppo	Myers	Sturla
Butkovitz	Habay	Nailor	Surra
Buxton	Hanna	Nickol	Tangretti
Caltagirone	Harhai	O'Brien	Taylor, E. Z.
Cappabianca	Harhart	Olasz	Taylor, J.
Carn	Hasay	Oliver	Thomas
Carone	Hennessey	Orie	Tigue
Casorio	Herman	Perzel	Travaglio
Cawley	Hershey	Pesci	Trello
Chadwick	Hess	Petrarca	Trich
Civera	Horshey	Petrone	True
Clark	Hutchinson	Phillips	Tulli
Clymer	Itkin	Pippy	Vance
Cohen, L. I.	Jadlowiec	Pistella	Van Horne
Cohen, M.	James	Platts	Veon
Colaafella	Jarolin	Preston	Vitali
Colaizzo	Josephs	Ramos	Walko
Cornell	Kaiser	Raymond	Washington
Corpora	Keller	Readshaw	Waugh
Corrigan	Kenney	Reber	Williams, A. H.
Cowell	Kirkland	Reinard	Williams, C.
Coy	Krebs	Rieger	Wilt
Curry	LaGrotta	Roberts	Wogan
Daley	Laughlin	Robinson	Wojnaroski
Dally	Lawless	Roebuck	Wright, M. N.
DeLuca	Lederer	Rohrer	Yewcic
Dempsey	Leh	Rooney	Youngblood
Dent	Lescovitz	Ross	Zimmerman
Dermody	Levdansky	Rublely	Zug
DeWeese	Lloyd	Sainato	
DiGirolamo	Lucyk	Santoni	Ryan,
Donatucci	Lynch	Sather	Speaker

ADDITIONS-0

NOT VOTING-0

EXCUSED-1

Haluska

LEAVES ADDED-1

Allen

The SPEAKER. Will the gentleman, Mr. Lloyd, come to the rostrum to temporarily preside.

The Chair is pleased to introduce to the House a man who needs no introduction, Mr. Lloyd, who will temporarily preside.

**THE SPEAKER PRO TEMPORE
(WILLIAM R. LLOYD, JR.) PRESIDING**

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mr. McNAUGHTON called up HR 551, PN 4061, entitled:

A Resolution designating the month of November 1998 as "Epilepsy Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution ?

The following roll call was recorded:

YEAS-199

Adolph	Eachus	Major	Schroder
Allen	Egolf	Manderino	Schuler
Argall	Evans	Markosek	Scrimenti
Armstrong	Fairchild	Marsico	Semmel
Baker	Fargo	Masland	Serafini
Bard	Feese	Mayernik	Seyfert
Barley	Fichter	McCall	Shaner
Barrar	Fleagle	McGeehan	Smith, B.
Battisto	Flick	McGill	Smith, S. H.
Bebko-Jones	Forcier	McIlhattan	Snyder, D. W.
Belardi	Gannon	McIlhinney	Staback
Belfanti	Geist	McNaughton	Stairs
Benninghoff	George	Melio	Steelman
Birmelin	Gigliotti	Michlovic	Steil
Blaum	Gladeck	Micozzie	Stern
Boscola	Godshall	Miller	Stetler
Boyes	Gordner	Mundy	Stevenson
Browne	Gruitza	Myers	Strittmatter
Bunt	Gruppo	Nailor	Sturla
Butkovitz	Habay	Nickol	Surra
Buxton	Hanna	O'Brien	Tangretti
Caltagirone	Harhai	Olasz	Taylor, E. Z.
Cappabianca	Harhart	Oliver	Taylor, J.
Carn	Hasay	Orie	Thomas
Carone	Hennessey	Perzel	Tigue
Casorio	Herman	Pesci	Travaglio
Cawley	Hershey	Petrarca	Trello
Chadwick	Hess	Petrone	Trich
Civera	Horshey	Phillips	True
Clark	Hutchinson	Pippy	Tulli
Clymer	Itkin	Pistella	Vance
Cohen, L. I.	Jadlowiec	Platts	Van Horne
Cohen, M.	James	Preston	Veon
Colaafella	Jarolin	Ramos	Vitali
Colaizzo	Josephs	Raymond	Walko
Cornell	Kaiser	Readshaw	Washington
Corpora	Keller	Reber	Waugh
Corrigan	Kenney	Reinard	Williams, A. H.
Cowell	Krebs	Rieger	Williams, C.
Coy	LaGrotta	Roberts	Wilt
Curry	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright, M. N.
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dent	Lloyd	Rublely	Zimmerman
Dermody	Lucyk	Sainato	Zug
DeWeese	Lynch	Santoni	
DiGirolamo	Maher	Sather	Ryan,
Donatucci	Maitland	Saylor	Speaker
Druce			

NAYS-0

NOT VOTING-3

Bishop Kirkland Levdansky

EXCUSED-1

Haluska

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

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER pro tempore. The Chair recognizes the gentleman from Bucks, Mr. Reinard.

Mr. REINARD. Thank you, Mr. Speaker.

Mr. Speaker, I would like to submit some comments for a matter of record.

The SPEAKER pro tempore. The gentleman will send the comments to the desk.

Mr. REINARD submitted the following remarks for the Legislative Journal:

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the names of twelve students in the Council Rock School District who recently participated in an essay contest on "Fire Safety in the Home."

Mr. Speaker, the contest was sponsored by the Society of Chartered Property and Casualty Underwriters and was cosponsored by the school district.

Whereas, Fire safety in the home is an important subject for the entire family to discuss and practice. The knowledge of understanding what to do in case of a fire can help save a life or prevent serious injury from occurring.

Now therefore, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the names of the outstanding students: Martin Witkin; Joshua Wortzel; Sarah Christian; Allyson Hauptman; Joseph Cirone; Justin Kapusta; Caitlin Marchini; Kerri Anne Rabberman; Kyle Dennis; Kelly Wasilewski; Jacob Torok; and Ashley Lewis.

Mr. REINARD. And while I have the microphone, Mr. Speaker, I would just like to pass on my appreciation for all of your expertise over the years that you have served this House. Thank you very much.

The SPEAKER pro tempore. Thank you.

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER pro tempore. The Chair acknowledges receipt of additions and deletions for sponsorships of bills, which the clerk will file.

(Copy of list is on file with the Journal clerk.)

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Heather Rizzotto-Stefanik and Colleen Haycock, who are the guests of Representative Joe Corpora. They are located to the left of the Speaker. Will the guests please rise.

STATEMENT BY MR. THOMAS

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

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, I, too, rise to commend you on your leadership and on the quality of representation that you provided to the people of Somerset County.

I am sure you probably noticed, in this previous election, my ward overwhelmingly supported your candidacy, and you have really put in a stellar performance on behalf of your constituents. So I wanted the record to reflect that and I wanted it to be reflected early.

The SPEAKER pro tempore. The Chair thanks the gentleman.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 930, PN 2256, entitled:

An Act amending the act of June 30, 1981 (P.L.128, No.43), entitled Agricultural Area Security Law, further providing for the State Agricultural Land Preservation Board; providing for local government unit participation; further providing for Commonwealth indebtedness; and making editorial changes.

On the question,

Will the House agree to the bill on third consideration?

Mr. GEORGE offered the following amendment No. A4168:

Amend Sec. 2, page 2, line 9, by inserting after "14.1(A)" and (e)

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

Amend Sec. 2 (Sec. 14.1), page 10, by inserting between lines 14 and 15

(e) Easement purchase.—

(1) The State board may reject the recommendation made by a county for purchase of an agricultural conservation easement whenever:

(i) The recommendation does not comply with a county program certified and approved by the State board for purchasing agricultural conservation easements.

(ii) Clear title cannot be conveyed.

(iii) The farmland which would be subject to the agricultural conservation easement is not located within a duly established agricultural security area of 500 or more acres established or recognized under this act.

(iv) The allocation of a county established pursuant to subsection (h) is exhausted or is insufficient to pay the purchase price.

(v) Compensation is not provided to owners of surface-mineable coal disturbed or affected by the creation of such easement.

(1.1) The State board shall reject the recommendation made by a county for purchase of an agricultural conservation easement whenever sewage sludge has been applied to the land within the last two years.

(2) The State board shall act to approve, disapprove or table the recommendation by a county for purchase of an agricultural conservation easement within 60 days of its receipt unless the following conditions delay such action:

(i) The occurrence of a catastrophic event which precludes the convening of the State board. Any natural disaster, including, but not limited to, fire, flood, excessive wind, snow or earthquake shall constitute a catastrophic event.

(ii) The issue of a subdivision causes further questions by the State board.

(iii) Legal actions or court decisions are pending which would affect the recommendation in question.

(iv) The State board passes a resolution directing that an independent hearing examiner conduct an administrative hearing

on any issue relating to the recommendation submitted by the county. In such an occurrence, the 60-day period shall be extended to 120 days.

The 60-day period shall be extended until all issues set forth in this paragraph are resolved to the satisfaction of the State board, whereby the State board shall act at the next scheduled meeting on the recommendation of the county board. Decisions delayed due to catastrophic events shall be determined in as reasonable an amount of time as possible.

(3) If the State board disapproves the recommendation by a county for purchase of an agricultural conservation easement, the county shall be given written notice of the disapproval within ten days of the decision of the State board. The written notice shall state the reason for the State board's disapproval of the recommendation.

(4) A decision of the State board issued under the authority of this subsection shall be an adjudication subject to the provisions of 2 Pa.C.S. (relating to administrative law and procedure).

(5) Failure of the State board to act on a recommendation by a county for purchase of an agricultural conservation easement within 60 days of its receipt shall be deemed to constitute approval by the State board unless one or more of the conditions under paragraph (1.1) or (2) exist.

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

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. George.

Mr. GEORGE. Mr. Speaker, we are withdrawing that amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The SPEAKER pro tempore. This bill has been considered on three different days and agreed to.

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS-200

Adolph	Eachus	Maitland	Saylor
Allen	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scriminti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Blaum	Gladeck	Michlovic	Steil
Boscola	Godshall	Micozzie	Stern
Boyes	Gordner	Miller	Stetler
Browne	Gruitza	Mundy	Stevenson

Bunt	Gruppo	Myers	Strittmatter
Butkovitz	Habay	Nailor	Sturla
Buxton	Hanna	Nickol	Surra
Caltagirone	Harhai	O'Brien	Tangretti
Cappabianca	Harhart	Olasz	Taylor, E. Z.
Carn	Hasay	Oliver	Taylor, J.
Casone	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colafrilla	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Yewcic
Dempsey	Leh	Rooney	Youngblood
Dent	Lescovitz	Ross	Zimmerman
Dermody	Levdansky	Rubley	Zug
DeWeese	Lloyd	Sainato	
DiGirolamo	Lucyk	Santoni	Ryan, Speaker
Donatucci	Lynch	Sather	
Druce	Maher		

NAYS-0

NOT VOTING-2

Bishop Wright, M. N.

EXCUSED-1

Haluska

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 return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

FILMING PERMISSION

The SPEAKER pro tempore. The Chair wishes to advise the members that he has given permission to Harold Hayes of KDKA-TV, Pittsburgh, to videotape with audio the House floor proceedings.

BILLS ON THIRD CONSIDERATION

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. Page 1 of today's calendar. SB 489, PN 2253, is over temporarily.

* * *

The House proceeded to third consideration of **SB 56, PN 1483**, entitled:

An Act amending the act of June 2, 1988 (P.L.452, No.74), entitled "An act exempting owners of shooting ranges from any civil or criminal actions relating to noise pollution," further defining the granted immunity from nuisance actions.

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

Mr. **WILT** offered the following amendment No. **A0264**:

Amend Sec. 2, page 2, line 21, by inserting after "RANGE."
Nor shall this act require the establishing of any such settlement or agreement.

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

PARLIAMENTARY INQUIRY

The **SPEAKER** pro tempore. On that question, the Chair recognizes Mr. Wilt.

Mr. **WILT**. Thank you, Mr. Speaker.

Mr. Speaker, I would like to inquire at this point whether there will be a motion made to revert this bill to a prior printer's number.

The **SPEAKER** pro tempore. Mr. Wilt, you are in order. No one else has sought recognition.

Mr. **WILT**. Thank you, Mr. Speaker.

Mr. Speaker—

The **SPEAKER** pro tempore. If the gentleman will hold a second.

For what purpose does the gentleman, Mr. Smith, rise?

Mr. **B. SMITH**. Thank you, Mr. Speaker.

I would like to make a motion to revert to the prior printer's number.

AMENDMENT WITHDRAWN TEMPORARILY

The **SPEAKER** pro tempore. The Chair recognizes the gentleman, Mr. Wilt, to determine if he is willing to withdraw his amendment temporarily and yield to the gentleman, Mr. Smith, for a motion to revert to the prior printer's number.

Mr. **WILT**. That is correct, Mr. Speaker. Thank you.

The **SPEAKER** pro tempore. Thank you.

BILL REVERTED TO PRIOR PRINTER'S NUMBER

The **SPEAKER** pro tempore. Then the Chair recognizes the gentleman, Mr. Smith.

Mr. **B. SMITH**. Thank you, Mr. Speaker.

I rise to move to the prior printer's number, Mr. Speaker, and the prior printer's number that I want is prior PN 55.

LEAVE OF ABSENCE

The **SPEAKER** pro tempore. The Chair recognizes the majority whip, who requests that the gentleman, Mr. **ALLEN**, be placed on leave. The gentleman's name will be added to the leave list.

CONSIDERATION OF SB 56 CONTINUED

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

The **SPEAKER** pro tempore. The Chair now recognizes the gentleman, Mr. Smith, on the motion to revert to PN 55.

Mr. **B. SMITH**. Thank you, Mr. Speaker.

SB 56 relates to Act 74 of 1988, and Act 74 was designed to protect existing sportsmen's clubs and shooting ranges from being shut down due to harassment from local municipalities using impossible standards to comply with noise ordinances. Act 74 states that a club only has to comply with those local noise ordinances which were in existence at the time the club was constructed. The intent of the legislature was to grandfather existing shooting ranges and allow that before new ranges could be constructed, that they be in compliance with noise control laws in existence at the time the ranges were constructed. This includes those clubs that were under construction and not completed.

A recent court case, specifically *Gray v. Barnhart*, a shooting club attempted to defend itself by citing Act 74 of 1988. The court ruled that since there were no noise control laws in existence at the time the range was being constructed, the municipality could enact one and the club would be required to comply. This was not the intent of the legislation. SB 56 was introduced in response to this court decision in order to restore the original legislative intent of the General Assembly.

Now, the amendment problem specifically is, the Senate amended SB 56 on page 2 beginning at line 15, and if the members check on page 2 beginning at line 15, as they well know — this is in capital letters — the intent of this amendment is to ensure that SB 56 could not be construed to dissolve any agreement between a shooting range and a municipality. However, after further review, it is clear that this language would have no impact on such court-ordered agreements. However, this language could lead to court misinterpretation of the statute. Amendatory language does not refer to court-ordered agreement. Therefore, a court could interpret this language that one would be required if a municipality demands such an agreement.

Now, most importantly, Mr. Speaker, the Senate has agreed with the motion to revert to the prior printer's number. This would avoid any controversy or problems with the intent of this legislation. So I respectfully ask for members' support in reverting to the prior printer's number.

The **SPEAKER** pro tempore. It is appropriate that we have a little less noise when we are discussing noise in this particular piece of legislation. Would the House please come to order.

On the motion to revert to the prior printer's number, the Chair recognizes the gentleman from Lackawanna, Mr. Staback.

Mr. **STABACK**. Thank you, Mr. Speaker.

Mr. Speaker, I concur fully with all that the previous speaker had to say and also ask for an affirmative vote on reverting to PN 55 and would further ask for an affirmative vote on SB 56, PN 55. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Mercer, Mr. Wilt.

Mr. WILT. Thank you, Mr. Speaker.

I would like to also ask that we support this motion to revert to the prior printer's number.

My amendment, which I had offered to the new printer's number, would basically say that the enactment of this piece of legislation would not require that shooting clubs enter into an agreement with their local municipalities. That language is included in the prior printer's number and would make my amendment obsolete, and therefore, I fully support this motion and would ask the support of all the members on the floor. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Northumberland, Mr. Phillips.

Mr. PHILLIPS. Thank you, Mr. Speaker.

I agree with the motion to revert to the prior printer's number. Due to the court case that was spoken about, the amendment that was placed in the bill in the Senate would cause some problems and maybe not fulfill the full intent of SB 56.

And I agree with the former speaker that the Senate has agreed. The prime sponsor of the bill and the maker of the amendment have agreed for us to withdraw that amendment and go back to PN 55 as was proposed by Representative Smith. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion ?

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feece	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturlia
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Cam	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colafella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko

Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS—0

NOT VOTING—1

Carone

EXCUSED—2

Allen

Haluska

The majority having voted in the affirmative, the question was determined in the affirmative and the motion was 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 pro tempore. 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 gentlelady, Ms. Williams, from Montgomery County.

Ms. WILLIAMS. Thank you, Mr. Speaker.

Mr. Speaker, can we get a copy of the prior printer's number bill ?

GUESTS INTRODUCED

The SPEAKER pro tempore. Seated in the gallery are two Hershey medical students, Carrie Judy and Bonnie Woo. Welcome to the hall of the House.

CONSIDERATION OF SB 56 CONTINUED

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Since we do not have the bill, perhaps the member that made the motion could once again explain the difference between the current version and what SB 56 was. What is the difference between the two ?

The SPEAKER pro tempore. The gentleman, Mr. Smith, cannot hear the gentleman, Mr. Michlovic.

It is going to be a long night. Let us get it over with.

The gentleman may proceed.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, since we do not have that version of the bill readily available in front of us, perhaps the gentleman could explain the difference between the version of SB 56 we just had and the current bill now before us.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Smith.

Mr. B. SMITH. Thank you, Mr. Speaker.

Basically, the section that was eliminated was added by the Senate to further define and explain its intent. However, upon closer examination, they feared that it would endanger the bill through future court interpretations, and therefore, the Senate and we in the House just now have agreed to revert to the prior printer's number.

What we basically are trying to do — and we have done this before a number of times in the House — is to grandfather shooting ranges that are already in existence so that local governments cannot come in later and take a shooting range out of existence with the noise ordinance.

Basically, we are just doing this one more time to clarify that it is our intent to grandfather in shooting ranges that are already in existence. That is the intent of SB 56, and it is our intent now that we reverted to the prior printer's number.

Mr. MICHLOVIC. And the reversion to the prior printer's number is simply a matter of a technical problem with the other printer's number, that it would not do the job. Is that correct?

Mr. B. SMITH. There is the fear that the addition would endanger future court decisions, and by reverting to the prior printer's number, the court would definitely understand the intent of our legislation, which was the intent the last time we passed this legislation.

Mr. MICHLOVIC. Okay. Thank you, Mr. Speaker. I thank the gentleman.

The SPEAKER pro tempore. For purposes of clarification, if the members have in front of them SB 56, PN 1483, if they will look on the second page of the bill, lines 15 through 21, that language was added in the Senate. That language would be removed if the House votes to revert to PN 55.

The Chair recognizes the gentleman from Northumberland, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, this legislation was originally prime-sponsored by myself a number of sessions ago and did pass the House by a wide margin. It has since been reintroduced in the Senate by my colleague, Senator Helfrick, and I believe that the legislation has been well thought out.

The reversion to the prior printer's number simply puts back into perspective a situation where shooting ranges that have been in existence many years cannot be put out of business simply because the owner of the shooting range and a township supervisor do not happen to like each other or a member of a zoning board.

So, Mr. Speaker, in my part of the State, there are many such ranges that are enjoyed by widespread — men and women, young and old — individuals, and I would hope that members here would show us your consideration and vote "yes" on this bill.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

Adolph	Egolf	Maitland	Sather
Argall	Evans	Major	Saylor
Armstrong	Fairchild	Manderino	Schroder
Baker	Fargo	Markosek	Schuler
Barley	Feese	Marsico	Scrimenti
Barrar	Fichter	Masland	Semmel
Battisto	Fleagle	Mayernik	Serafini
Bebko-Jones	Flick	McCall	Seyfert
Belardi	Forcier	McGeehan	Shaner
Belfanti	Gannon	McGill	Smith, B.
Benninghoff	Geist	McIlhattan	Smith, S. H.
Birmelin	George	McIlhinney	Snyder, D. W.
Bishop	Gigliotti	McNaughton	Staback
Blaum	Gladeck	Melio	Stairs
Boscola	Godshall	Michlovic	Steelman
Boyes	Gordner	Micozzie	Stern
Browne	Gruitza	Miller	Stetler
Bunt	Gruppo	Mundy	Stevenson
Butkovitz	Habay	Myers	Strittmatter
Buxton	Hanna	Nailor	Sturla
Caltagirone	Harhai	Nickol	Surra
Cappabianca	Harhart	O'Brien	Tangretti
Carn	Hasay	Olasz	Taylor, E. Z.
Casorio	Hennessey	Oliver	Taylor, J.
Cawley	Herman	Orie	Thomas
Chadwick	Hershey	Perzel	Tigue
Civera	Hess	Pesci	Travaglio
Clark	Horsey	Petrarca	Trello
Clymer	Hutchinson	Petrone	Trich
Cohen, M.	Itkin	Phillips	True
Colafella	Jadlowiec	Pippy	Tulli
Colaizzo	James	Pistella	Vance
Cornell	Jarolin	Platts	Van Horne
Corpora	Kaiser	Preston	Veon
Corrigan	Keller	Ramos	Walko
Cowell	Kenney	Raymond	Washington
Coy	Kirkland	Readshaw	Waugh
Curry	Krebs	Reber	Williams, A. H.
Daley	LaGrotta	Reinard	Wilt
Dally	Laughlin	Rieger	Wogan
DeLuca	Lawless	Roberts	Wojnaroski
Dempsey	Lederer	Robinson	Wright, M. N.
Dent	Leh	Roebuck	Yewcic
Dermody	Lescovitz	Rohrer	Youngblood
DeWeese	Levdansky	Rooney	Zimmerman
DiGirolamo	Lloyd	Ross	Zug
Donatucci	Lucyk	Rublely	
Druce	Lynch	Sainato	Ryan,
Eachus	Maher	Santoni	Speaker

NAYS—6

Bard	Josephs	Vitali	Williams, C.
Cohen, L. I.	Steil		

NOT VOTING—1

Carone

EXCUSED—2

Allen Haluska

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 return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

**THE SPEAKER (MATTHEW J. RYAN)
PRESIDING**

The SPEAKER. The Chair thanks the gentleman, Mr. Lloyd, for presiding.

**FAREWELL ADDRESS
BY MR. LLOYD**

The SPEAKER. Members will take their seats.

I have asked the gentleman, Mr. Lloyd, to make some remarks, but rather than embarrass him by calling the House's attention to the speaker, I thought I should do it. The members will please take their seats.

Mr. Lloyd.

Mr. LLOYD. Thank you, Mr. Speaker.

I would have to say that this is the first time I have done this in 18 years, and it is a lot more fun to sit down there. The only thing that I can see, and the Speaker advises me that this is not the case, is to whether this 10 minutes will have some effect on the papers which I signed last Friday.

A lot of people have asked me whether I have had any second thoughts about deciding not to run again, and I can say honestly that I have not. One of the things which we always need to know is when is the time to leave, and this is the time. I have become acutely aware in the last few years as I have gotten older that we get only a very limited time in our lives to do things that we want to be involved in.

One Capitol columnist had said that I am destined to be the answer to a trivia question and that I am going to disappear into oblivion. I am going to do everything I can to make sure that does not come true. But if I do not succeed in that, I will always be grateful for the opportunity which the people of my county have given me to represent them for the last 18 years. I will always be grateful for the opportunity which the people of this State gave to me to be a candidate twice for statewide office. I will always be grateful to the members of my staff in Harrisburg and in Somerset, who have made my job a lot easier, and to the members of the staff in general on both sides of the aisle with whom I have worked so closely over these 18 years. And last, I will always be grateful for the friendship and the cooperation of the members with whom I have served over those 18 years.

Many of us, when we have been here, tend to think that we are doing something pretty important, and I guess if you look at or take a snapshot, maybe we are, but if you compare what we have done or what we are likely to do to the fact that this Commonwealth has existed for over 300 years, the fact that we have thousands of years of recorded history, nothing much which any of us does is going to be much more than a grain of sand in the hourglass of time. And I think that what we all ought to strive for is a much more realistic goal, one which I hope will be my epitaph and yours as well — I did my best and I left my district and this Commonwealth a little better than I found it.

Thank you.

BILLS ON THIRD CONSIDERATION

BILLS PASSED OVER

The SPEAKER. Page 2 of today's calendar. HB's 1215, 2085, and SB 1077 are over.

Will the gentleman, Mr. Waugh, come to the desk.

* * *

The House proceeded to third consideration of **HB 2120, PN 3984**, entitled:

An Act amending the act of August 21, 1953 (P.L.1273, No.361), known as The Private Detective Act of 1953, further providing for out-of-State investigators.

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.

The following roll call was recorded:

YEAS-199

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colafella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.

Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lucyk	Sainato	Zug
DiGirolamo	Lynch	Santoni	
Donatucci	Maher	Sather	Ryan,
Druce	Maitland	Saylor	Speaker
Eachus			

NAYS-1

Lloyd

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

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 SPEAKER. The Chair at this time invites the gentleman, Senator-elect Waugh, presently Representative Waugh, to temporarily preside and presents to the gentleman a ceremonial gavel from the Speaker and the members of the House.

THE SPEAKER PRO TEMPORE (MICHAEL L. WAUGH) PRESIDING

BILLS PASSED OVER

The SPEAKER pro tempore. Page 3 of today's calendar. HB 2781 and HB 2782 will be over for the day.

BILLS PASSED OVER TEMPORARILY

The SPEAKER pro tempore. Also on page 3, SB 1262 and SB 1292 are temporarily over for the day.

The House proceeded to third consideration of HB 1499, PN 3579, 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 members of the civil service commission and for organization and a quorum of the commission.

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

Mr. GEORGE offered the following amendment No. A3806:

Amend Title, page 1, line 7, by removing the period after "COMMISSION" and inserting ; and providing for sewage sludge testing.

Amend Bill, page 3, by inserting between lines 17 and 18

Section 2412. Sewage Sludge Testing.—The supervisors of a township may adopt an ordinance to require the independent testing of sewage sludge spread upon lands within the township in accordance with regulations of the Department of Environmental Protection. The supervisors may impose fines for a violation of the ordinance.

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

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. George.

Mr. GEORGE. Mr. Speaker, we had applied for a correction on an amendment, and it still is not here, and I am wondering if we could hold this bill over until it comes down. We can prove that we attempted to get it from early this morning, but they are swamped, and therefore, I do not want to bring the bill up for someone to say that it needs to be corrected or it is not germane. So I am asking that the bill be held over for a reasonable time, and if it is not down then, then I would be willing to withdraw it.

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. Without objection, HB 1499 is over temporarily.

BILL PASSED OVER

The SPEAKER pro tempore. Page 4 of today's calendar. HB 1527 is over for the day.

The House proceeded to third consideration of SB 211, PN 940, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No. 581), entitled The Borough Code, further providing for tax levies.

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

The SPEAKER pro tempore. 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.

The following roll call was recorded:

YEAS—198

Adolph	Eachus	Maitland	Saylor
Argall	Egolf	Major	Schroder
Armstrong	Evans	Manderino	Schuler
Baker	Fairchild	Markosek	Scrimenti
Bard	Fargo	Marsico	Semmel
Barley	Feese	Masland	Serafini
Barrar	Fichter	Mayernik	Seyfert
Battisto	Fleagle	McCall	Shaner
Bebko-Jones	Flick	McGeehan	Smith, B.
Belardi	Forcier	McGill	Smith, S. H.
Belfanti	Gannon	McIlhattan	Snyder, D. W.
Benninghoff	Geist	McIlhinney	Staback
Birmelin	George	McNaughton	Stairs
Bishop	Gigliotti	Melio	Steelman
Blaum	Gladeck	Michlovic	Steil
Boscola	Godshall	Micozzie	Stern
Boyes	Gordner	Miller	Stetler
Browne	Gruitza	Mundy	Stevenson
Bunt	Gruppo	Myers	Stritmatter
Butkovitz	Habay	Nailor	Sturla
Buxton	Hanna	Nickol	Surra
Caltagirone	Harhai	O'Brien	Tangretti
Cappabianca	Harhart	Olasz	Taylor, E. Z.
Carn	Hasay	Oliver	Taylor, J.
Casorio	Hennessey	Orie	Thomas
Cawley	Herman	Perzel	Tigue
Chadwick	Hershey	Pesci	Travaglio
Civera	Hess	Petrarca	Trello
Clark	Horsley	Petrone	Trich
Clymer	Hutchinson	Phillips	True
Cohen, L. I.	Itkin	Pippy	Tulli
Cohen, M.	Jadlowiec	Pistella	Vance
Colafella	James	Platts	Van Horne
Colaizzo	Jarolin	Preston	Veon
Cornell	Josephs	Ramos	Vitali
Corpora	Kaiser	Raymond	Walko
Corrigan	Keller	Readshaw	Washington
Cowell	Kenney	Reber	Waugh
Coy	Kirkland	Reinard	Williams, A. H.
Curry	Krebs	Rieger	Williams, C.
Daley	LaGrotta	Roberts	Wilt
Dally	Laughlin	Robinson	Wogan
DeLuca	Lawless	Roebuck	Wojnaroski
Dempsey	Lederer	Rohrer	Wright, M. N.
Dent	Leh	Rooney	Youngblood
Dermody	Lescovitz	Ross	Zimmerman
DeWeese	Levdansky	Rubley	Zug
DiGirolamo	Lucyk	Sainato	
Donatucci	Lynch	Santoni	Ryan,
Druce	Maher	Sather	Speaker

NAYS—2

Lloyd Yewcic

NOT VOTING—1

Carone

EXCUSED—2

Allen Haluska

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 return the same to the Senate with the information that the House has passed the same without amendment.

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. Page 4 of today's calendar. SB 828 is over temporarily.

The House proceeded to third consideration of **SB 830, PN 2255**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), entitled The Borough Code, further providing for organization of council, quorum, voting, compensation and eligibility and for specific powers of a borough relating to towing equipment; and providing for different and separate tax levies.

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

Mr. **GEORGE** offered the following amendment No. **A4199**:

Amend Sec. 3, page 4, line 23, by inserting after "AMENDED" and the section is amended by adding a clause

Amend Sec. 3 (Sec. 1202), page 5, by inserting between lines 19 and 20

(81) Sewage sludge testing. To adopt an ordinance requiring the independent testing of sewage sludge spread upon lands within the township in accordance with regulations of the Department of Environmental Protection. The council may impose fines for a violation of the ordinance.

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. George.

Mr. George, would you suspend for a moment, please? Thank you.

BILL PASSED OVER

The SPEAKER pro tempore. SB 830 will be over for the day.

BILL PASSED OVER

The SPEAKER pro tempore. On page 4, SB 828 is also over for the day.

The House proceeded to third consideration of **HB 2537, PN 3931**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to sell and convey to Brenda Rae Miller and Kevin Ray Miller certain land situate in Saltlick Township, Fayette County, and to sell and convey to Robert Pritts, Catherine Pritts and Alverta Pritts certain land situate in Saltlick Township, Fayette County.

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

Mr. STAIRS offered the following amendment No. A3891:

Amend Sec. 1, page 1, lines 14 through 16, by striking out "fair consideration based" in line 14, all of lines 15 and 16 and inserting the amount of \$370.56.

Amend Sec. 2, page 3, lines 18 through 20, by striking out "fair" in line 18, all of lines 19 and 20 and inserting the amount of \$118.11.

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. Stairs.

Does the gentleman, Mr. Stairs, wish to be recognized on this amendment? The gentleman, Mr. Stairs.

Mr. STAIRS. Thank you, Mr. Speaker.

I think the staff is getting the amendment for me, so if I can just have a moment to get it ready. Do you want to pass over it for a while, or do you want me to wait a few moments until I get the amendment ready?

The SPEAKER pro tempore. Mr. Stairs, it is my understanding that the amendment has been distributed.

Mr. STAIRS. Yes. Thank you, Mr. Speaker. It has been distributed.

It is amendment 3891, and this amendment is referring to a land transfer in my legislative district in Fayette County, and I would appreciate if the members would give me an affirmative vote and support this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—199

Adolph	Egolf	Maitland	Saylor
Argall	Evans	Major	Schroder
Armstrong	Fairchild	Manderino	Schuler
Baker	Fargo	Markosek	Scrimenti
Bard	Feese	Marsico	Semmel
Barley	Fichter	Masland	Serafini
Barrar	Fleagle	Mayernik	Seyfert
Battisto	Flick	McCall	Shaner
Bebko-Jones	Forcier	McGeehan	Smith, E.
Belardi	Gannon	McGill	Smith, S. H.
Belfanti	Geist	McIlhattan	Snyder, D. W.
Benninghoff	George	McIlhinney	Staback
Birmelin	Gigliotti	McNaughton	Stairs
Bishop	Gladeck	Melio	Steelman
Blaum	Godshall	Michlovic	Steil
Boscola	Gordner	Micozzie	Stern
Boyes	Gruitza	Miller	Stetler
Browne	Gruppo	Mundy	Stevenson
Bunt	Habay	Myers	Strittmatter
Butkovitz	Hanna	Nailor	Sturla
Buxton	Harhai	Nickol	Surra
Caltagirone	Harhart	O'Brien	Taylor, E. Z.
Cappabianca	Hasay	Olasz	Taylor, J.
Carn	Hennessey	Oliver	Thomas
Casorio	Herman	Orie	Tigue
Cawley	Hershey	Perzel	Travaglio

Chadwick	Hess	Pesci	Trello
Civera	Horsey	Petrarca	Trich
Clark	Hutchinson	Petrone	True
Clymer	Itkin	Phillips	Tulli
Cohen, L. I.	Jadlowiec	Pippy	Vance
Cohen, M.	James	Pistella	Van Horne
Colaella	Jarolin	Platts	Veon
Colaizzo	Josephs	Preston	Vitali
Cornell	Kaiser	Ramos	Walko
Corpora	Keller	Raymond	Washington
Corrigan	Kenney	Readshaw	Wagh
Cowell	Kirkland	Reber	Williams, A. H.
Coy	Krebs	Reinard	Williams, C.
Curry	LaGrotta	Rieger	Wilt
Daley	Laughlin	Roberts	Wogan
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Roebuck	Wright, M. N.
Dempsey	Leh	Rohrer	Yewcic
Dent	Lescovitz	Rooney	Youngblood
Dermody	Levdansky	Ross	Zimmerman
DeWeese	Lloyd	Rubley	Zug
DiGirolamo	Lucyk	Sainato	
Donatucci	Lynch	Santoni	Ryan,
Druce	Maher	Sather	Speaker
Eachus			

NAYS—0

NOT VOTING—2

Carone Tangretti

EXCUSED—2

Allen Haluska

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

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

Mr. CAPPABIANCA offered the following amendment No. A4048:

Amend Title, page 1, line 6, by removing the period after "County" and inserting
; and authorizing the City of Erie, Erie County, to sell and convey certain Project 70 lands free of restrictions imposed by the Project 70 Land Acquisition and Borrowing Act.

Amend Bill, page 4, by inserting between lines 28 and 29 Section 3. Project 70 lands.

(a) Authorization.—Pursuant to the requirements of section 20(b) of the act of June 22, 1964 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land Acquisition and Borrowing Act, the General Assembly hereby authorizes the release of Project 70 restrictions and sale of the lands owned by the City of Erie which are more particularly described in subsection (c) for a consideration of payment of \$150,000 by the grantee, which sum represents the fair market value of the property as determined by an appraisal, to the Project 70 Land Acquisition Fund.

(b) Freedom of restrictions.—The lands described in subsection (c) shall be free of restrictions on use and alienation imposed by the Project 70 Land Acquisition and Borrowing Act upon conveyance of said lands by the City of Erie.

(c) Land to be released from restrictions.—The parcel of land to be released from Project 70 restrictions is situated in the City of Erie, Erie County, and more particularly described as follows:

Beginning at an iron pin at the intersection of the north Right-of-Way of West Grandview Boulevard and the west Right-of-Way of Ellsworth Avenue. Thence along said Right-of-Way of Ellsworth Avenue, North 27 degrees 46 minutes 19 seconds West, 1290.92 feet to an iron pin; continuing along said Right-of-Way, curving to the right, with a radius of 450.00 feet; an arc distance of 62.74 feet to an iron pin; continuing along said Right-of-Way, curving to the left, with a radius of 390.00 feet; an arc distance of 57.27 feet to an iron pin; continuing along said Right-of-Way, North 28 degrees 11 minutes 49 seconds West, 16.20 feet to an iron pin; thence South 80 degrees 43 minutes 46 seconds West, 238.23 feet to a stone monument in Lands of the Housing Authority of the City of Erie; thence along said lands, South 28 degrees 09 minutes 18 seconds East, 245.62 feet to a monument; thence along said lands, South 60 degrees 49 minutes 43 seconds West, 246.25 feet to a monument; thence along the lands of Lake Erie College of Osteopathic Medicine, South 28 degrees 08 minutes 21 seconds East, 960.22 feet to a monument; thence along the lands of FSJ Rental Properties, North 60 degrees 59 minutes 06 seconds East, 246.50 feet to a monument; thence by said lands, South 28 degrees 09 minutes 18 seconds East, 300.36 feet to a monument in the north Right-of-Way of West Grandview Boulevard; thence along said Right-of-Way, North 60 degrees 59 minutes 40 seconds East, 207.87 feet to an iron pin, Point of Beginning.

Containing 12.617 acres

(d) Use of proceeds.—All proceeds from the sale of the land shall be kept in an escrow account for future use of the City of Erie as authorized by the Project 70 Land Acquisition and Borrowing Act.

(e) Condition of sale.—The City of Erie shall authorize the sale of the property described in subsection (c) and convey such property under the terms and conditions provided herein to the Lake Erie College of Osteopathic Medicine, a Pennsylvania nonprofit corporation, of the City of Erie, County of Erie, State of Pennsylvania. All costs and fees incidental to the conveyance shall be borne by the grantee.

Amend Sec. 3, page 4, line 29, by striking out "3" and inserting

4

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

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. Cappabianca.

Mr. CAPPABIANCA. Mr. Speaker, I am withdrawing the amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Bill as amended was agreed to.

The SPEAKER pro tempore. 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.

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderimo	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayermik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Bishop	Harhart	Olasz	Taylor, E. Z.
Caltagirone	Hasay	Oliver	Taylor, J.
Cappabianca	Hennessey	Oric	Thomas
Carn	Herman	Perzel	Tigue
Casorio	Hershey	Pesci	Travaglio
Cawley	Hess	Petrarca	Trello
Chadwick	Horsey	Petrone	Trich
Civera	Hutchinson	Phillips	True
Clark	Itkin	Pippy	Tulli
Clymer	Jadlowiec	Pistella	Vance
Cohen, L. I.	James	Platts	Van Horne
Cohen, M.	Jarolin	Preston	Veon
Colafella	Josephs	Ramos	Vitali
Colaizzo	Kaiser	Raymond	Walko
Cornell	Keller	Readshaw	Washington
Corpora	Kenney	Reber	Waugh
Corrigan	Kirkland	Reinard	Williams, A. H.
Cowell	Krebs	Rieger	Williams, C.
Coy	LaGrotta	Roberts	Wilt
Curry	Laughlin	Robinson	Wogan
Daley	Lawless	Roebuck	Wojnaroski
Dally	Lederer	Rohrer	Wright, M. N.
DeLuca	Leh	Rooney	Yewcic
Dempsey	Lescovitz	Ross	Youngblood
Dent	Levdansky	Rubley	Zimmerman
Dermody	Lloyd	Sainato	Zug
DeWeese	Lucyk	Santoni	
DiGiroiamo	Lynch	Sather	Ryan,
Donatucci	Maher	Saylor	Speaker
Druce	Maitland		
Eachus			

NAYS—0

NOT VOTING—1

Carone

EXCUSED—2

Allen Haluska

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 SPEAKER (MATTHEW J. RYAN)
PRESIDING**

**FAREWELL ADDRESS
BY MR. WAUGH**

The SPEAKER. The Chair thanks the gentleman, Mr. Waugh, for temporarily presiding and requests that the gentleman make a few remarks to the House before he goes to the other body.

Mr. WAUGH. Thank you, Mr. Speaker.

I just had to do that. As an old carpenter, I had to give my hammer at least one whack. Thank you.

Ladies and gentlemen, it has been my privilege to serve for the last 6 years in this House of Representatives. Really, it has been a pleasure. There has been a little bit of success, I suppose, at least I would like to think so; the memories are great. But most importantly, the personal growth and the learning and the education that I have received as an individual is something that I will take along to the other side with me, and I would like to just speak to a few individuals and groups of individuals who have been a part of that for the last 6 years.

First of all, the gentleman who introduced me, Speaker Ryan, the ultimate gentleman, in my book, a legend in his own time and one of Pennsylvania's finest. Sir, I am very proud and will be proud to say that I served with you and under you.

To the respective leaders of the caucuses: Mr. Perzel, a man of few words—I do not see him here, so—a man of few words, much action, and in my words, much grit and determination. He has been a great instructor for me on this procedure. And additionally, and I do not see him either, but the leader from the other side, Mr. DeWeese—a man of many words, sometimes words that I, quite frankly, do not understand, but I appreciate that, too, and have learned quite a bit; a colorful character with a spirit that is hard to equal.

More importantly, to all of you, the members: I have learned to know some more than others. It has been a pleasure working and serving with you, and I look forward to continuing to work with you even from the Senate, and, you know, one of the things I hear from many of you is do not forget us. I hope not to forget you, and I will not.

There are a couple of very important folks that I think sometimes unfortunately are forgotten. I am going to speak to those back in the office in the South Wing, Winnie in particular, the Harrisburg office staff, the research folks here in the House and back home in the district, my district staff. Thank you to each and every one of them. They were happy, too, on election night, because they will have a job now, even though they will be coming to the other side, too.

To the members of the York County delegation, thank you very much. Mr. Stetler, that includes you. I thank all of you for your assistance. I look forward to continuing on behalf of York County.

And finally, my wife and my son and my mom and dad and family back home. Without them, I would have never been here in the first place.

So thank you all. I look forward to working with you as we go ahead. Thank you.

The SPEAKER. The Chair invites the gentleman, Mr. Colaizzo, to the rostrum to temporarily preside.

Simultaneously with this, I will give him a ceremonial gavel.

**THE SPEAKER PRO TEMPORE
(ANTHONY L. COLAIZZO) PRESIDING**

The SPEAKER pro tempore. Thank you very much. Thank you, Mr. Speaker.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2681, PN 3682**, entitled:

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to North Warren Municipal Authority, certain lands situate in Conewango Township, Warren County.

On the question,

Will the House agree to the bill on third consideration?

Mr. LYNCH offered the following amendment No. A4033:

Amend Sec. 1, page 1, line 10, by striking out "North Warren Municipal Authority"

Amend Sec. 1, page 1, line 13, by removing the period after "appraisal" and inserting
to the North Warren Municipal Authority.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the question, the Chair recognizes Mr. Lynch.

Mr. LYNCH. Thank you, Mr. Speaker.

A technical amendment. It is just changing slightly the adjective in front of the title, and I certainly ask for an affirmative vote. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.

Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colaafella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdanský	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS-0

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

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

On the question,

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

The SPEAKER pro tempore. The gentleman, Mr. Cappabianca, offers the following amendment, which the clerk will read.

Mr. CAPPABIANCA. I am withdrawing that amendment.

The SPEAKER pro tempore. Okay. Thank you.

Mr. Cappabianca withdraws his amendment.

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER pro tempore. 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.

The following roll call was recorded:

YEAS-199

Adolph	Evans	Major	Schroder
Argall	Fairchild	Manderino	Schuler
Armstrong	Fargo	Markosek	Scrimenti
Baker	Feese	Marsico	Semmel
Bard	Fichter	Masland	Serafini
Barley	Fleagle	Mayermik	Seyfert
Barrar	Flick	McCall	Shaner
Battisto	Forcier	McGeehan	Smith, B.
Bebko-Jones	Gannon	McGill	Smith, S. H.
Belardi	Geist	McIlhattan	Snyder, D. W.
Belfanti	George	McIlhinney	Staback
Benninghoff	Gigliotti	McNaughton	Stairs
Birmelin	Gladeck	Melio	Steelman
Bishop	Godshall	Michlovic	Steil
Blaum	Gordner	Micozzie	Stern
Boscola	Gruitza	Miller	Stetler
Boyes	Gruppo	Mundy	Stevenson
Browne	Habay	Myers	Strittmatter
Bunt	Hanna	Nailor	Sturla
Butkovitz	Harhai	Nickol	Surra
Buxton	Harhart	O'Brien	Tangretti
Caltagirone	Hasay	Olasz	Taylor, E. Z.
Cappabianca	Hennessey	Oliver	Taylor, J.
Carn	Herman	Orie	Thomas
Casorio	Hershey	Perzel	Tigue
Cawley	Hess	Pesci	Travaglio
Chadwick	Horsey	Petrarca	Trello
Civera	Hutchinson	Petrone	Trich
Clark	Itkin	Phillips	True
Clymer	Jadlowiec	Pippy	Tulli
Cohen, L. I.	James	Pistella	Vance
Cohen, M.	Jarolin	Platts	Van Horne
Colaafella	Josephs	Preston	Veon
Colaizzo	Kaiser	Ramos	Vitali
Cornell	Keller	Raymond	Walko
Corpora	Kenney	Readshaw	Washington
Corrigan	Kirkland	Reber	Waugh
Coy	Krebs	Reinard	Williams, A. H.
Curry	LaGrotta	Rieger	Williams, C.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wogan
DeLuca	Lederer	Roebuck	Wojnaroski
Dempsey	Leh	Rohrer	Wright, M. N.
Dent	Lescovitz	Rooney	Yewcic
Dermody	Levdanský	Ross	Youngblood
DeWeese	Lloyd	Rubley	Zimmerman
DiGirolamo	Lucyk	Sainato	Zug
Donatucci	Lynch	Santoni	
Druce	Maher	Sather	Ryan,
Eachus	Maitland	Saylor	Speaker
Egolf			

NAYS-0

NOT VOTING-2

Carone Cowell

EXCUSED-2

Allen Haluska

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 SB 1193, PN 2257, entitled:

An Act designating a section of Allegheny Avenue (SR 1013) in Philadelphia County, Pennsylvania, as Roxanne H. Jones Avenue; designating Route 78 in Lebanon, Berks, Lehigh and Northampton Counties as the 78th Division Highway; designating a section of Route 248 as the POW-MIA Remembrance Highway; designating a bridge in Lebanon County as the Senator Clarence F. Manbeck Bridge; designating a portion of State Route 0094 in York and Cumberland Counties as the 94th Infantry Division Memorial Highway; designating the Mount Union Bypass in Huntingdon County as the James DiCosimo Bypass; and designating the Ben Weaver Bridge in Chester County.

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

Mr. SNYDER offered the following amendment No. A4224:

Amend Title, page 1, lines 3 and 4, by striking out "BERKS, LEHIGH AND NORTHAMPTON COUNTIES" and inserting County

Amend Sec. 2, page 2, lines 7 through 9, by striking out "BERKS, LEHIGH AND" in line 7, all of line 8 and "LEBANON COUNTY AND ENDING AT THE NEW JERSEY STATE LINE," in line 9 and inserting County

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

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, included in SB 1193 is a designation for Route 78 in the counties of Lebanon, Berks, Lehigh, and Northampton. After discussing this legislation with the delegations from several of the counties—

The SPEAKER pro tempore. Will the member suspend, please. I cannot even hear him up here. The House will be at ease here. Continue, Mr. Snyder.

Mr. SNYDER. Thank you, Mr. Speaker.

Mr. Speaker, the amendment would restrict the designation of I-78 to that portion of the highway that lies only within Lebanon County and would remove Berks, Lehigh, and Northampton Counties from the designation.

The SPEAKER pro tempore. Thank you, Mr. Snyder.

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

The following roll call was recorded:

YEAS-199

Table listing names of members who voted 'YEAS' (199 total): Adolph, Argall, Armstrong, Baker, Bard, Barley, Barrar, Battisto, Bebk-Jones, Egolf, Evans, Fairchild, Fargo, Feese, Fichter, Fleagle, Flick, Forcier, Major, Manderino, Markosek, Marsico, Masland, Mayernik, McCall, McGeehan, McGill, Schroder, Schuler, Scrimenti, Semmel, Serafini, Seyfert, Shaner, Smith, B., Smith, S. H.

Table listing names of members who were present or absent: Belardi, Belfanti, Benninghoff, Birmelin, Bishop, Blaum, Boscola, Boyes, Browne, Bunt, Butkovitz, Buxton, Caltagirone, Cappabianca, Cam, Casorio, Cawley, Chadwick, Civera, Clark, Clymer, Cohen, L. I., Cohen, M., Colafella, Colaizzo, Cornell, Corpora, Corrigan, Cowell, Coy, Curry, Daley, Dally, DeLuca, Dempsey, Dent, Dermody, DeWeese, DiGirolamo, Donatucci, Druce, Eachus, Gannon, Geist, George, Gigliotti, Gladeck, Godshall, Gordner, Gruitza, Gruppo, Habay, Hanna, Harhai, Harhart, Hasay, Hennessey, Herman, Hershey, Hess, Hutchinson, Itkin, Jadlovec, James, Jarolin, Josephs, Kaiser, Keller, Kenney, Kirkland, Krebs, LaGrotta, Laughlin, Lawless, Lederer, Leh, Lescovitz, Levdansky, Lloyd, Lucyk, Lynch, Maher, Maitland, McIlhattan, McIlhinney, McNaughton, Melio, Michlovic, Micozzie, Miller, Mundy, Myers, Nailor, Nickol, O'Brien, Olasz, Oliver, Orie, Perzel, Pesci, Petrarca, Petrone, Phillips, Pippy, Pistella, Platts, Preston, Ramos, Raymond, Readshaw, Reber, Reinard, Rieger, Roberts, Robinson, Roebuck, Rohrer, Rooney, Ross, Rubley, Sainato, Santoni, Sather, Saylor, Snyder, D. W., Staback, Stairs, Steelman, Steil, Stern, Stetler, Stevenson, Strittmatter, Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tigie, Travaglio, Trello, Trich, True, Tulli, Vance, Van Horne, Veon, Vitali, Walko, Washington, Waugh, Williams, A. H., Williams, C., Wilt, Wogan, Wojnaroski, Wright, M. N., Yewcic, Youngblood, Zimmerman, Zug, Ryan, Speaker

NAYS-0

NOT VOTING-2

Carone Horsey

EXCUSED-2

Allen Haluska

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

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

Mrs. HARHART offered the following amendment No. A4252:

Amend Title, page 1, line 5, by striking out "A SECTION OF" Amend Sec. 3, page 2, lines 17 and 18, by striking out "THAT PORTION OF STATE ROUTE 248 SITUATE IN CARBON COUNTY" and inserting State Route 248

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

The SPEAKER pro tempore. On that question, the Chair recognizes the lady, Mrs. Harhart.

Mrs. HARHART. What this amendment does, Mr. Speaker, is it is in correlation with Representative McCall's amendment, taking 248 and naming it the POW/MIA (Prisoner of War/Missing in Action) Remembrance Highway, and it is taking it from Carbon County going down 248 to Lehigh Township, through Lehigh and Northampton Counties, and I would appreciate your support. Thank you.

The SPEAKER pro tempore. Thank you.

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

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Cam	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Home
Colafella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermoddy	Levdansky	Rublely	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	
Druce	Maher	Saylor	
Eachus	Maitland		

NAYS—0

NOT VOTING—1

Carone

EXCUSED—2

Allen Haluska

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

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

Mr. CAPPABIANCA offered the following amendment No. A4261:

Amend Title, page 1, line 11, by striking out "AND"
Amend Title, page 1, line 12, by removing the period after "COUNTY" and inserting
; and designating a section of the Bay Front Parkway in Erie County, Pennsylvania, as the Bernard (Benny) J. Dombrowski Memorial Highway.
Amend Bill, page 4, lines 2 through 7, by striking out all of said lines and inserting
Section 8. Bernard (Benny) J. Dombrowski Memorial Highway.

(a) Designation.—The section of the Bay Front Parkway in Erie County from State Street east to Wayne Street south to the intersection of Bird Drive and East Grandview Boulevard is hereby designated and shall be known as the Bernard (Benny) J. Dombrowski Memorial Highway.

(b) Service in the House of Representatives.—Bernard (Benny) J. Dombrowski was a committed community servant, who served with distinction as a State Representative from the First Legislative District from 1970 to 1990. Also, during his tenure in the House of Representatives he was elected to the position of Majority Caucus Administrator.

(c) Signs.—The Department of Transportation shall erect and maintain road signs, which shall display the name of Bernard (Benny) J. Dombrowski, at the beginning and the end of the section of the highway designated in subsection (a).

(d) Highway completion date.—The Department of Transportation shall publish notice of the highway project completion date in the Pennsylvania Bulletin in the issue next following that date.

Section 9. Effective date.

This act shall take effect as follows:

(1) Section 5 and this section shall take effect November 30, 1998.

(2) Section 8 shall take effect 60 days after the project completion date, notice of which shall be published in the Pennsylvania Bulletin.

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

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

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. Cappabianco, but before you start, please give some attention here. Mr. George; thank you.

Proceed, Mr. Cappabianco.

Mr. CAPPABIANCA. Thank you, Mr. Speaker.

Mr. Speaker, the name is "Cappabianca," not "Cappabianco."

The SPEAKER pro tempore. Cappabianca.

Mr. CAPPABIANCA. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Capelle bianca.
Mr. CAPPABIANCA. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would name a portion of a new highway in Erie County after a fallen colleague, Bernard Dombrowski, who served faithfully for 20 years in this House, and therefore, I would ask the House to unanimously support this particular amendment which would memorialize a portion of that road in Benny Dombrowski's name. Thank you, sir.

The SPEAKER pro tempore. Thank you.

The lady, Ms. Bebko-Jones.

Ms. BEBKO-JONES. Mr. Speaker, I just rise in support of this amendment. I presently serve in Mr. Dombrowski's House seat, and it is a real honor for me to be able to be part of this support, and I urge my colleagues on both sides of the aisle to support this amendment. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Thank you for your remarks.

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

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Cam	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Home
Colaifella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	

Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS—0

NOT VOTING—1

Carone

EXCUSED—2

Allen Haluska

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

**THE SPEAKER (MATTHEW J. RYAN)
PRESIDING**

The SPEAKER. The Speaker pro tem did something that I would have liked to have done for years, and the gentleman that I am referring to was too busy talking to hear the comment.

**FAREWELL ADDRESS
BY MR. COLAIZZO**

The SPEAKER. The Speaker pro tem is invited to address the House, and I take this opportunity to give him a gavel that is ceremonial in nature but useful. You will need it to defend yourself from the gentleman, Mr. George.

Mr. Colaizzo.

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

When I mounted the mountain up here, I expected to find Moses, but I found a gentleman that I have a lot of respect and admiration for, and that is our Speaker, Matt Ryan.

As I look over this august body, it gives me goose bumps. I really have respect for each and every one of you. It has been an honor and privilege to serve with you, and I have made many friends on both sides of the aisle. I have a lot of memories I will bring back with me, and I will think about each and every one of them every time I am back home or on some island or some ship and be thinking how hard you guys will be working, and ladies.

It has been a pleasure and an honor, and I want to thank the people of the 48th District for sending me here. And I want to thank my staffs, both in the district and in Harrisburg. When I took them on, I told them they had one thing to do, and that was to get me reelected, and they did for five terms, and I appreciate that.

Again, thank you. Keep up the good work, and Godspeed to each and every one of you. Thank you.

CONSIDERATION OF SB 1193 CONTINUED

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the lady, Mrs. Miller, who is recognized for the purpose of making a motion.

Mrs. MILLER. Thank you, Mr. Speaker.

I would like to request that the House suspend its rules in order for me to offer amendment A4354 and its immediate consideration.

The SPEAKER. The Chair thanks the lady.

The question before the House is, will the House suspend its rules to permit the lady, Mrs. Miller, to offer amendment A4354?

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

The following roll call was recorded:

YEAS—195

Adolph	Eachus	Major	Saylor
Argall	Egolf	Manderino	Schroder
Armstrong	Evans	Markosek	Schuler
Baker	Fairchild	Marsico	Scrimenti
Bard	Fargo	Masland	Semmel
Barley	Feese	Mayernik	Serafini
Barrar	Fichter	McCall	Seyfert
Battisto	Fleagle	McGeehan	Shaner
Bebko-Jones	Flick	McGill	Smith, B.
Belardi	Forcier	McIlhattan	Smith, S. H.
Belfanti	Gannon	McIlhinney	Snyder, D. W.
Benninghoff	Geist	McNaughton	Staback
Birmelin	George	Melio	Stairs
Bishop	Gigliotti	Michlovic	Steil
Blaum	Gladeck	Micozzie	Stern
Boscola	Godshall	Miller	Stetler
Boyes	Gordner	Mundy	Stevenson
Browne	Gruitza	Myers	Strittmatter
Bunt	Gruppo	Nailor	Sturla
Butkovitz	Habay	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Thomas
Cam	Hennessey	Orie	Tigue
Casorio	Herman	Perzel	Travaglio
Cawley	Hershey	Pesci	Trello
Chadwick	Hess	Petrarca	Trich
Civera	Horsey	Petrone	True
Clark	Hutchinson	Phillips	Tulli
Clymer	Itkin	Pippy	Vance
Cohen, L. I.	Jadlowiec	Pistella	Van Horne
Cohen, M.	James	Platts	Veon
Colafella	Jarolin	Preston	Vitali
Colaizzo	Josephs	Ramos	Walko
Cornell	Kaiser	Raymond	Washington
Corpora	Keller	Readshaw	Waugh
Corrigan	Kenney	Reber	Williams, A. H.
Cowell	Kirkland	Reinard	Williams, C.
Coy	LaGrotta	Rieger	Wilt
Curry	Laughlin	Roberts	Wogan
Daley	Lawless	Robinson	Wojnaroski.
Dally	Lederer	Roebuck	Wright, M. N.
DeLuca	Leh	Rohrer	Yewcic
Dempsey	Lescovitz	Rooney	Youngblood
Dent	Levdansky	Ross	Zimmerman
Dermody	Lloyd	Rublely	Zug
DeWeese	Lucyk	Sainato	
DiGirolamo	Maher	Santoni	Ryan,
Donatucci	Maitland	Sather	Speaker
Druce			

NAYS—4

Hanna	Krebs	Lynch	Steelman
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NOT VOTING—2

Carone Taylor, J.

EXCUSED—2

Allen Haluska

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mrs. MILLER offered the following amendment No. A4354:

Amend Title, page 1, line 11, by striking out "AND"
Amend Title, page 1, line 12, by removing the period after "COUNTY" and inserting
; and designating a section of State Route 222 as the Prisoner of War/Missing in Action Highway.

Amend Bill, page 4, by inserting between lines 1 and 2 Section 8. Prisoner of War/Missing in Action Highway.

(a) Designation of highway.—State Route 222 in Ontelaunee Township, Berks County, from Segment 362, at the Kutztown Highway to the intersection with Warren Street, Segment 202, in Wyomissing Borough, Berks County, is hereby designated and shall also be known as the Prisoner of War/Missing in Action Highway.

(b) Road signs.—The Department of Transportation shall erect and maintain road signs, which shall display the name Prisoner of War/Missing in Action Highway, at the beginning and the end of the road designated in this section.

Amend Sec. 8, page 4, line 2, by striking out "8" and inserting
9

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

The SPEAKER. On the question of the adoption of the amendment, the Chair recognizes the lady, Mrs. Miller.

Mrs. MILLER. Thank you, Mr. Speaker.

Mr. Speaker, this amendment designates a section of highway in Berks County as the Prisoner of War/Missing in Action Highway. I offer this amendment on behalf of Representative Santoni and myself, and this amendment has the support of the Berks County veterans associations.

So I request your affirmative vote. Thank you.

The SPEAKER. The Chair thanks the lady.

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

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert

Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscologia	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Oric	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colafrilla	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS-0

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

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

On the question recurring,

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the lady from Erie, Ms. Bebko-Jones, for the purpose of making a motion.

Ms. BEBKO-JONES. Thank you, Mr. Speaker.

Mr. Speaker, I rise to make a motion to suspend the rules to offer an amendment.

The SPEAKER. The lady, Ms. Bebko-Jones, moves that the rules of the House be suspended to permit her to offer amendment A4480.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS-197

Adolph	Eachus	Major	Schroder
Argall	Egolf	Manderino	Schuler
Armstrong	Evans	Markosek	Scrimenti
Baker	Fairchild	Marsico	Semmel
Bard	Fargo	Masland	Serafini
Barley	Feese	Mayernik	Seyfert
Barrar	Fichter	McCall	Shaner
Battisto	Fleagle	McGeehan	Smith, B.
Bebko-Jones	Flick	McGill	Smith, S. H.
Belardi	Forcier	McIlhattan	Snyder, D. W.
Belfanti	Gannon	McIlhinney	Staback
Benninghoff	Geist	McNaughton	Stairs
Birmelin	George	Melio	Steil
Bishop	Gigliotti	Michlovic	Stern
Blaum	Gladeck	Micozzie	Stetler
Boscologia	Godshall	Miller	Stevenson
Boyes	Gordner	Mundy	Strittmatter
Browne	Gruitza	Myers	Sturla
Bunt	Gruppo	Nailor	Surra
Butkovitz	Habay	Nickol	Tangretti
Buxton	Harhai	O'Brien	Taylor, E. Z.
Caltagirone	Harhart	Olasz	Taylor, J.
Cappabianca	Hasay	Oliver	Thomas
Carn	Hennessey	Oric	Tigue
Casorio	Herman	Perzel	Travaglio
Cawley	Hershey	Pesci	Trello
Chadwick	Hess	Petrarca	Trich
Civera	Horsey	Petrone	True
Clark	Hutchinson	Phillips	Tulli
Clymer	Itkin	Pippy	Vance
Cohen, L. I.	Jadlowiec	Pistella	Van Horne
Cohen, M.	James	Platts	Veon
Colafrilla	Jarolin	Preston	Vitali
Colaizzo	Josephs	Ramos	Walko
Cornell	Kaiser	Raymond	Washington
Corpora	Keller	Readshaw	Waugh
Corrigan	Kenney	Reber	Williams, A. H.
Cowell	Kirkland	Reinard	Williams, C.
Coy	Krebs	Rieger	Wilt
Curry	LaGrotta	Roberts	Wogan
Daley	Laughlin	Robinson	Wojnaroski
Dally	Lawless	Roebuck	Wright, M. N.
DeLuca	Lederer	Rohrer	Yewcic
Dempsey	Leh	Rooney	Youngblood
Dent	Lescovitz	Ross	Zimmerman
Dermody	Levdansky	Rubley	Zug
DeWeese	Lloyd	Sainato	
DiGirolamo	Lucyk	Santoni	Ryan,
Donatucci	Lynch	Sather	Speaker
Druce	Maher	Saylor	
	Maitland		

NAYS-3

Hanna Krebs Steelman

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

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

Ms. **BEBKO-JONES** offered the following amendment No. **A4480**:

Amend Title, page 1, line 11, by striking out "AND"

Amend Title, page 1, line 12, by removing the period after "COUNTY" and inserting

; and designating the Arthur F. Detisch Memorial Bridge in Erie County.

Amend Bill, page 4, by inserting between lines 1 and 2 Section 8. Arthur F. Detisch Memorial Bridge.

(a) Designation.—The bridge on State Route 832, on Peninsula Drive, Millcreek Township, Erie County, which crosses over the railway tracks of the Norfolk Southern Railway or of any successor, is designated and shall be known as the Arthur F. Detisch Memorial Bridge.

(b) Markers.—The Department of Transportation shall erect and maintain appropriate markers or signs to indicate this designation to motorists.

Amend Sec. 8, page 4, line 2, by striking out "8" and inserting
9

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Burkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Cam	Hennessey	Oric	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsley	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Piatts	Van Horne
Colafrilla	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington

Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS—0

NOT VOTING—1

Carone

EXCUSED—2

Allen

Haluska

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

On the question recurring,

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

RULES SUSPENDED

The **SPEAKER**. The Chair recognizes the gentleman, **Mr. Scrimenti**.

Mr. SCRIMENTI. Mr. Speaker, I move that the rules of the House be suspended to permit me to offer amendment A4335.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—197

Adolph	Eachus	Major	Schroder
Argall	Egolf	Manderino	Schuler
Armstrong	Evans	Markosek	Scrimenti
Baker	Fairchild	Marsico	Semmel
Bard	Fargo	Masland	Serafini
Barley	Feese	Mayernik	Seyfert
Barrar	Fichter	McCall	Shaner
Battisto	Fleagle	McGeehan	Smith, B.
Bebko-Jones	Flick	McGill	Smith, S. H.
Belardi	Forcier	McIlhattan	Snyder, D. W.
Belfanti	Gannon	McIlhinney	Staback
Benninghoff	Geist	McNaughton	Stairs
Birmelin	George	Melio	Steil
Bishop	Gigliotti	Michlovic	Stern
Blaum	Gladeck	Micozzie	Stetler
Boscola	Godshall	Miller	Stevenson
Boyes	Gordner	Mundy	Strittmatter
Browne	Gruitza	Myers	Sturla
Bunt	Gruppo	Nailor	Surra
Burkovitz	Habay	Nickol	Tangretti
Buxton	Harhai	O'Brien	Taylor, E. Z.
Caltagirone	Harhart	Olasz	Taylor, J.

Cappabianca	Hasay	Oliver	Thomas
Carn	Hennessey	Orie	Tigue
Casorio	Herman	Perzel	Travaglio
Cawley	Hershey	Pesci	Trello
Chadwick	Hess	Petrarca	Trich
Civera	Horsey	Petrone	True
Clark	Hutchinson	Phillips	Tulli
Clymer	Itkin	Pippy	Vance
Cohen, L. I.	Jadlowiec	Pistella	Van Horne
Cohen, M.	James	Platts	Veon
Colafella	Jarolin	Preston	Vitali
Colaizzo	Josephs	Ramos	Walko
Cornell	Kaiser	Raymond	Washington
Corpora	Keller	Readshaw	Waugh
Corrigan	Kenney	Reber	Williams, A. H.
Cowell	Kirkland	Reinard	Williams, C.
Coy	LaGrotta	Rieger	Wilt
Curry	Laughlin	Roberts	Wogan
Daley	Lawless	Robinson	Wojnaroski
Dally	Lederer	Roebuck	Wright, M. N.
DeLuca	Leh	Rohrer	Yewcic
Dempsey	Lescovitz	Rooney	Youngblood
Dent	Levdansky	Ross	Zimmerman
Dermody	Lloyd	Rubley	Zug
DeWeese	Lucyk	Sainato	
DiGirolamo	Lynch	Santoni	Ryan,
Donatucci	Maher	Sather	Speaker
Druce	Maitland	Saylor	

NAYS-3

Hanna Krebs Steelman

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. SCRIMENTI offered the following amendment No. A4335:

Amend Title, page 1, line 11, by striking out "AND"
Amend Title, page 1, line 12, by removing the period after "COUNTY" and inserting
; and designating a section of the Southern Tier Expressway in Erie County, Pennsylvania, as the Forest W. Hopkins Memorial Highway.

Amend Bill, page 4, by inserting between lines 1 and 2
Section 8. (a) The eight-mile section of Route 17 in Erie County, from Greenfield Township to the New York State line, is hereby designated and shall be known as the Forest W. Hopkins Memorial Highway.

(b) Forest W. Hopkins was a committed community servant, who served with distinction as a State Representative from the Fourth Legislative District from 1967 to 1978. Mr. Hopkins died in office in 1978.

(c) The Department of Transportation shall erect and maintain road signs, which shall display the name of Forest W. Hopkins Memorial Highway, at the beginning and the end of the section of the highway designated in subsection (a).

Amend Sec. 8, page 4, line 2, by striking out "8" and inserting
9

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

The SPEAKER. On the question of the adoption of the amendment, the Chair recognizes the gentleman, Mr. Scrimenti.

Mr. SCRIMENTI. Thank you, Mr. Speaker.

Today I am offering an amendment that would name a highway in Erie County after a former distinguished member of this chamber, Representative Forry Hopkins, who served this chamber with distinction and honor during the seventies. We in this chamber have passed legislation in the past to honor the gentleman—

The SPEAKER. The gentleman will yield.

Conversations on the floor, please.

Mr. Scrimenti.

Mr. SCRIMENTI. Thank you, Mr. Speaker.

As I was saying, Mr. Speaker, Mr. Forry Hopkins served this chamber with distinction as a former Republican member of this chamber. He deserves this honor for us to name a highway, the Southern Tier Expressway, in his name.

I ask you to join with me in supporting this amendment, and thank you for your time. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Stell
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne

Colaifella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS-0

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

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

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS-200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.

Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colaifella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS-0

NOT VOTING-1

Carone

EXCUSED-2

Allen Haluska

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 return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guest of Representative Ron Cowell, Paul Costa, who is the Representative-elect in Mr. Cowell's present seat. The gentleman will please rise.

The Chair requests the lady, Ms. Boscola, to temporarily preside and accept from the Speaker on behalf of the House a ceremonial gavel that can be used appropriately in the Senate, I am sure.

THE SPEAKER PRO TEMPORE
(LISA M. BOSCOLA) PRESIDING

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 1292, PN 1672, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for certain expenses and fees relating to the minor judiciary.

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

Mr. GEORGE offered the following amendment No. A3097:

Amend Title, page 1, line 3, by removing the period after "judiciary" and inserting

; and providing for immunity from suit in connection with certain actions related to environmental law or regulation.

Amend Bill, page 2, by inserting between lines 7 and 8

Section 2. Title 42 is amended by adding a section to read:

§ 8340.1. Environmental law or regulation.

(a) General rule.—A person who acts in furtherance of the person's right of petition or free speech under the Constitution of the United States or the Constitution of Pennsylvania in connection with an issue related to enforcement or implementation of environmental law or regulation shall be immune from civil liability in any action regardless of intent or purpose except where the communication to the government agency is not genuinely aimed at procuring a favorable governmental action, result or outcome. A communication is not genuinely aimed at procuring a favorable governmental action, result or outcome if it is not material or relevant to the enforcement or implementation of environmental law or regulation.

(b) Motion to strike.—

(1) A cause of action against a person arising from any act of that person in furtherance of the person's right of petition or free speech under the Constitution of the United States or the Constitution of Pennsylvania in connection with a public issue shall be subject to a special motion to strike unless the court determines that the plaintiff has established that there is a substantial likelihood that the plaintiff will prevail on the claim. In making its determination, the court shall consider the pleadings and supporting and opposing affidavits stating the facts upon which the liability or defense is based. The court shall advance any motion to strike so that it may be heard and determined with as little delay as possible.

(2) The court shall stay all discovery proceedings in the action upon the filing of a motion to strike, provided, however, that the court, on motion and after a hearing and for good cause shown, may order that specified discovery be conducted. The stay of discovery shall remain in effect until notice of the entry of the order ruling on the motion to strike.

(3) If the court determines that the plaintiff has established that there is a substantial likelihood that he will prevail on the claim, neither that determination nor the fact of that determination shall be admissible in evidence at any later stage of the case, and no burden of proof or degree of proof otherwise applicable shall be affected by that determination.

(4) The special motion may be filed within 60 days of the service of the complaint or, in the court's discretion, at any later time upon terms it deems proper.

(c) Attorney fees.—If a person successfully defends against an action under this section, that person shall be awarded reasonable attorney fees and the costs of litigation. If the person prevails in part, the court may award reasonable attorney fees and costs of litigation or an appropriate portion thereof. A person successfully defends against an action if the

person prevails on a motion to strike a cause of action under subsection (b) or later prevails on the merits in the action.

(d) Intervention of government agency.—The government agency involved in the furtherance of a person's right of petition or free speech under the Constitution of the United States or the Constitution of Pennsylvania in connection with a public issue shall have the right to intervene or otherwise participate as an amicus curiae in the action involving public petition and participation.

(e) Construction.—Nothing in this section shall be construed to limit any constitutional, statutory or common-law protections of defendants to actions involving public petition and participation.

(f) Definitions.—As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Act in furtherance of a person's right of petition or free speech under the Constitution of the United States or the Constitution of Pennsylvania in connection with a public issue." Any written or oral statement or writing made before a legislative, executive or judicial proceeding, or any other official proceeding authorized by law; any written or oral statement or writing made in connection with an issue under consideration or review by a legislative, executive or judicial body, or any other official proceeding authorized by law; any written or oral statement or writing made in a place open to the public or a public forum in connection with an issue of public interest; or any written or oral statement or writing made to a government agency in connection with the implementation and enforcement of environmental law and regulations.

"Enforcement of environmental law and regulations." Any activity related to the identification and elimination of violations of environmental laws and regulations, including investigations of alleged violations, inspections of activities subject to regulation under environmental law and regulations and responses taken to produce correction of the violations.

"Government agency." The Federal Government, the Commonwealth and all of its departments, commissions, boards, agencies and authorities, and all political subdivisions and their authorities.

"Implementation of environmental law and regulations." Any activity related to the development and administration of environmental programs developed under environmental law and regulations.

Amend Sec. 2, page 2, line 8, by striking out "2" and inserting

3

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

The SPEAKER pro tempore. On that question, the Chair recognizes Mr. George.

Mr. GEORGE. Madam Speaker, I am attempting to insert amendment A3097. Now, what we are really doing here is what we have tried to do on several occasions. There have been many arguments for it and some against it. Whether they are against it or not, the truth of the matter is, it is much needed. In this amendment we attempt to put the language commonly known as the SLAPP (strategic lawsuits against public participation) language and insert it so those individuals who have often spoken out because of a concern, an environmental concern, would not be sued and intimidated to keep them quiet on the matter.

So, Madam Speaker, there is nothing wrong with the amendment. The responsibility of protecting these people is ours. Many types of SLAPP suits can be placed against individuals, whether they are landfills or mining or industrial, anything at all where people want to challenge because they feel in their heart that they must speak out to protect themselves or their properties.

The minute an individual files a suit, this matter becomes too expensive for the individual to be able to fight it off in the courts, and we are attempting to give individuals who wish to speak out, who wish to take and show concern over some permits or some

action that is being taken, to give them the right to do this without being basically hit over the head because of the fear of expensive lawsuits.

I ask that we accept this amendment. We have on every occasion. I think we ought to tell the Senate that, look, here it comes again; now quit ignoring it; let us do what is right for the people. Even though we are in the waning days, there are some that will say we should be passing our debt ceiling; we should be passing a school choice; we should be passing these very important programs. There is not any program that is any more important than this one here. It takes care of people.

I ask that we vote affirmatively on this amendment.

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. Without objection, the bill will go over for today temporarily.

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority leader, who calls an immediate meeting of the Rules Committee.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE**

HB 148, PN 4111 (Amended) By Rep. PERZEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of theft from a motor vehicle; further providing for credit card fraud; defining the offense of unlawful device-making equipment; further providing for control of alarm devices and automatic dialing devices; and providing penalties.

RULES.

HB 1479, PN 4112 (Amended) By Rep. PERZEL

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, further providing for trademark fees; and for purposes of limited liability companies.

RULES.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 555, PN 4110 By Rep. PERZEL

A Resolution calling on the President of the United States and the Federal Government to take all necessary and appropriate action to respond to the surge of steel imports resulting from the financial crises in Asia, Russia and other regions.

RULES.

SUPPLEMENTAL CALENDAR B

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
AS AMENDED**

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 1479, PN 4112**, as further amended by the House Rules Committee:

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, further providing for trademark fees; and for purposes of limited liability companies.

On the question,

Will the House concur in Senate amendments as amended by the Rules Committee?

The SPEAKER pro tempore. Moved by the lady, Mrs. Rubley, that the House concur in the amendments.

On the question recurring,

Will the House concur in Senate amendments as amended by the Rules Committee?

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

The following roll call was recorded:

YEAS—198

Adolph	Eachus	Major	Schroder
Argall	Egolf	Manderino	Schuler
Armstrong	Evans	Markosek	Scrimenti
Baker	Fairchild	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhatten	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colaella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.

Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maitland	Saylor	Speaker

NAYS—2

Fargo Maher

NOT VOTING—1

Carone

EXCUSED—2

Allen Haluska

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments as amended by the Rules Committee were concurred in.

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

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1262, PN 2062**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for actions that must be commenced within six months, for naming of parties in declaratory judgment actions and for deficiency judgments.

On the question,

Will the House agree to the bill on third consideration?

Mr. **PERZEL** offered the following amendment No. **A3575**:

Amend Title, page 1, line 3, by inserting after "months"
; further defining "delinquent act"; further providing
for disposition of delinquent act

Amend Title, page 1, line 5, by removing the period after "judgments"
and inserting
; and providing for school employee and administrator immunity relating
to school violence and for civil immunity of school officers or employees
relating to emergency care, first aid and rescue.

Amend Sec. 1, page 1, lines 8 and 9, by striking out all of said lines
and inserting

Section 1. Section 5522(b)(2) of Title 42 of the Pennsylvania
Consolidated Statutes is amended to read:

Amend Bill, page 2, lines 4 through 24, by striking out all of said lines
and inserting

Section 2. The definition of "delinquent act" in section 6302 of
Title 42 is amended to read:

§ 6302. Definitions.

The following words and phrases when used in this chapter shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

* * *

"Delinquent act."

(1) The term means an act designated a crime under the law of this Commonwealth, or of another state if the act occurred in that state, or under Federal law, or under local ordinances or an act which constitutes indirect criminal contempt under 23 Pa.C.S. Ch. 61 (relating to protection from abuse).

(2) The term shall not include:

(i) The crime of murder.

(ii) Any of the following prohibited conduct where the child was 15 years of age or older at the time of the alleged conduct and a deadly weapon as defined in 18 Pa.C.S. § 2301 (relating to definitions) was used during the commission of the offense which, if committed by an adult, would be classified as:

(A) Rape as defined in 18 Pa.C.S. § 3121 (relating to rape).

(B) Involuntary deviate sexual intercourse as defined in 18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse).

(C) Aggravated assault as defined in 18 Pa.C.S. § 2702(a)(1) or (2) (relating to aggravated assault).

(D) Robbery as defined in 18 Pa.C.S. § 3701(a)(1)(i), (ii) or (iii) (relating to robbery).

(E) Robbery of motor vehicle as defined in 18 Pa.C.S. § 3702 (relating to robbery of motor vehicle).

(F) Aggravated indecent assault as defined in 18 Pa.C.S. § 3125 (relating to aggravated indecent assault).

(G) Kidnapping as defined in 18 Pa.C.S. § 2901 (relating to kidnapping).

(H) Voluntary manslaughter.

(I) An attempt, conspiracy or solicitation to commit murder or any of these crimes as provided in 18 Pa.C.S. §§ 901 (relating to criminal attempt), 902 (relating to criminal solicitation) and 903 (relating to criminal conspiracy).

(iii) Any of the following prohibited conduct where the child was 15 years of age or older at the time of the alleged conduct and has been previously adjudicated delinquent of any of the following prohibited conduct which, if committed by an adult, would be classified as:

(A) Rape as defined in 18 Pa.C.S. § 3121.

(B) Involuntary deviate sexual intercourse as defined in 18 Pa.C.S. § 3123.

(C) Robbery as defined in 18 Pa.C.S. § 3701(a)(1)(i), (ii) or (iii).

(D) Robbery of motor vehicle as defined in 18 Pa.C.S. § 3702.

(E) Aggravated indecent assault as defined in 18 Pa.C.S. § 3125.

(F) Kidnapping as defined in 18 Pa.C.S. § 2901.

(G) Voluntary manslaughter.

(H) Possession of a weapon on school property as defined in 18 Pa.C.S. § 912 (relating to possession of weapon on school property) while in possession of a firearm as defined in section 6102 (relating to definitions).

[(H)] (I) An attempt, conspiracy or solicitation to commit murder or any of these crimes as provided in 18 Pa.C.S. §§ 901, 902 and 903.

(iv) Summary offenses, unless the child fails to comply with a lawful sentence imposed thereunder, in which event notice of such fact shall be certified to the court.

(v) A crime committed by a child who has been found guilty in a criminal proceeding for other than a summary offense.

* * *

Section 3. Sections 6352 and 8103 of Title 42 are amended to read: § 6352. Disposition of delinquent child.

(a) General rule.—If the child is found to be a delinquent child the court may make any of the following orders of disposition determined to be consistent with the protection of the public interest and best suited to the child's treatment, supervision, rehabilitation and welfare, which disposition shall, as appropriate to the individual circumstances of the child's case, provide balanced attention to the protection of the community, the imposition of accountability for offenses committed and the development of competencies to enable the child to become a responsible and productive member of the community:

(1) Any order authorized by section 6351 (relating to disposition of dependent child).

(2) Placing the child on probation under supervision of the probation officer of the court or the court of another state as provided in section 6363 (relating to ordering foreign supervision), under conditions and limitations the court prescribes.

(3) Committing the child to an institution, youth development center, camp, or other facility for delinquent children operated under the direction or supervision of the court or other public authority and approved by the Department of Public Welfare.

(4) If the child is 12 years of age or older, committing the child to an institution operated by the Department of Public Welfare.

(5) Ordering payment by the child of reasonable amounts of money as fines, costs or restitution as deemed appropriate as part of the plan of rehabilitation considering the nature of the acts committed and the earning capacity of the child. For an order made under this subsection, the court shall retain jurisdiction until there has been full compliance with the order or until the delinquent child attains 21 years of age. Any restitution order which remains unpaid at the time the child attains 21 years of age shall continue to be collectible under section 9728 (relating to collection of restitution, reparation, fees, costs, fines and penalties).

(6) An order of the terms of probation may include an appropriate fine considering the nature of the act committed or restitution not in excess of actual damages caused by the child which shall be paid from the earnings of the child received through participation in a constructive program of service or education acceptable to the victim and the court whereby, during the course of such service, the child shall be paid not less than the minimum wage of this Commonwealth. In ordering such service, the court shall take into consideration the age, physical and mental capacity of the child and the service shall be designed to impress upon the child a sense of responsibility for the injuries caused to the person or property of another. The order of the court shall be limited in duration consistent with the limitations in section 6353 (relating to limitation on and change in place of commitment) and in the act of May 13, 1915 (P.L.286, No.177), known as the Child Labor Law. The court order shall specify the nature of the work, the number of hours to be spent performing the assigned tasks, and shall further specify that as part of a plan of treatment and rehabilitation that up to 75% of the earnings of the child be used for restitution in order to provide positive reinforcement for the work performed.

In selecting from the alternatives set forth in this section, the court shall follow the general principle that the disposition imposed should provide the means through which the provisions of this chapter are executed and enforced consistent with section 6301(b) (relating to purposes) and when confinement is necessary, the court shall impose the minimum amount of confinement that is consistent with the protection of the public and the rehabilitation needs of the child.

(b) Limitation on place of commitment.—A child shall not be committed or transferred to a penal institution or other facility used primarily for the execution of sentences of adults convicted of a crime.

(c) Possession of firearm or explosive device on school property.—

(1) Where a child has been adjudicated delinquent for the offense of possession of a firearm or explosive device on school property

under 18 Pa.C.S. § 912 (relating to possession of weapon on school property), the court shall make an order of disposition committing the child pursuant to subsection (a)(2), (3) or (4) for at least one year, notwithstanding any other provision of this title or other statute to the contrary.

(2) There shall be no authority for a court to impose on a child to which this subsection is applicable a lesser order of disposition than provided for in paragraph (1) or to suspend the order of disposition. Nothing in this section shall prevent the court from making an order or disposition greater than that provided in paragraph (1).

(3) If a court refuses to apply paragraph (1) where applicable, the Commonwealth shall have the right to appellate review of the action of the court. The appellate court shall vacate the disposition and remand to the court for imposition of a disposition in accordance with this section if it finds that the disposition was imposed in violation of paragraph (1).

Amend Bill, page 7, by inserting between lines 24 and 25

Section 4. Title 42 is amended by adding sections to read:

§ 8313. School employee and administrator immunity relating to school violence.

There shall be no cause of action or award of damages on behalf of any person based on a claim that a school employee or administrator, properly trained, used reasonable restraint or force to prevent violent behavior, or to assist injured persons, on school property.

§ 8337.1. Civil immunity of school officers or employees relating to emergency care, first aid and rescue.

(a) General rule.—An officer or employee of a school who in good faith believes that a student needs emergency care, first aid or rescue and who provides such emergency care, first aid or rescue to the student or who removes the student receiving such emergency care, first aid or rescue to a hospital or other place of medical care shall be immune from civil liability as a result of any acts or omissions by the officer or employee, except any acts or omissions intentionally designed to seriously harm or any grossly negligent acts or omissions which result in serious bodily harm to the student receiving emergency care.

(b) Definitions.—As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

"Good faith." Includes, but not is limited to, a reasonable nonmedical opinion that the immediacy of the situation is such that the rendering of care should not be postponed.

"Officer or employee of a school." A school director, principal, superintendent, teacher, guidance counselor, support staff member or other educational or medical employee employed in a day or residential school which provides preschool, kindergarten, elementary or secondary education in this Commonwealth, at either a public or nonpublic school.

Amend Sec. 2, page 7, lines 25 and 26, by striking out all of line 25 and "8103" in line 26 and inserting

Section 5. This act

Amend Sec. 3, page 7, line 28, by striking out all of said line and inserting

Section 6. This act shall take effect as follows:

(1) The amendment or addition of 42 Pa.C.S. §§ 6302, 6352, 8313 and 8337.1 shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the question, the Chair recognizes Mr. Perzel.

BILL PASSED OVER

The SPEAKER pro tempore. Without objection, SB 1262 will be over for the day.

SUPPLEMENTAL CALENDAR B CONTINUED

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
AS AMENDED**

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 148, PN 4111**, as further amended by the House Rules Committee:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of theft from a motor vehicle; further providing for credit card fraud; defining the offense of unlawful device-making equipment; further providing for control of alarm devices and automatic dialing devices; and providing penalties.

On the question,

Will the House concur in Senate amendments as amended by the Rules Committee?

The **SPEAKER pro tempore**. Moved by the gentleman, Mr. Lynch, that the House concur in the amendments.

On the question recurring,

Will the House concur in Senate amendments as amended by the Rules Committee?

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

The following roll call was recorded:

YEAS-200

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Harhai	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Home
Colafigliola	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh

Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lawless	Roebuck	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, M. N.
Dempsey	Leh	Rooney	Yewcic
Dent	Lescovitz	Ross	Youngblood
Dermody	Levdansky	Rubley	Zimmerman
DeWeese	Lloyd	Sainato	Zug
DiGirolamo	Lucyk	Santoni	
Donatucci	Lynch	Sather	Ryan,
Druce	Maher	Saylor	Speaker
Eachus	Maitland		

NAYS-0

NOT VOTING-1

Carone

EXCUSED-2

Allen

Haluska

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments as amended by the Rules Committee were concurred in.

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

RULES SUSPENDED

The **SPEAKER pro tempore**. The Chair recognizes the majority leader.

Mr. **PERZEL**. Madam Speaker, I move that the rules of the House be suspended for the immediate consideration of **HR 555, PN 4110**.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS-196

Adolph	Egolf	Major	Saylor
Argall	Evans	Manderino	Schroder
Armstrong	Fairchild	Markosek	Schuler
Baker	Fargo	Marsico	Scrimenti
Bard	Feese	Masland	Semmel
Barley	Fichter	Mayernik	Serafini
Barrar	Fleagle	McCall	Seyfert
Battisto	Flick	McGeehan	Shaner
Bebko-Jones	Forcier	McGill	Smith, B.
Belardi	Gannon	McIlhattan	Smith, S. H.
Belfanti	Geist	McIlhinney	Snyder, D. W.
Benninghoff	George	McNaughton	Staback
Birmelin	Gigliotti	Melio	Stairs
Bishop	Gladeck	Michlovic	Stern
Blaum	Godshall	Micozzie	Stetler
Boscola	Gordner	Miller	Stevenson
Boyes	Gruitza	Mundy	Strittmatter
Browne	Gruppo	Myers	Sturla
Bunt	Habay	Nailor	Surra
Butkovitz	Harhai	Nickol	Tangretti
Buxton	Harhart	O'Brien	Taylor, E. Z.
Caltagirone	Hasay	Olasz	Taylor, J.

Cappabianca	Hennessey	Oliver	Thomas
Cam	Herman	Orie	Tigue
Casorio	Hershey	Perzel	Travaglio
Cawley	Hess	Pesci	Trello
Chadwick	Horsey	Petrarca	Trich
Clark	Hutchinson	Petrone	True
Clymer	Itkin	Phillips	Tulli
Cohen, L. I.	Jadlowiec	Pippy	Vance
Cohen, M.	James	Pistella	Van Horne
Colafella	Jarolin	Platts	Veon
Colaizzo	Josephs	Preston	Vitali
Cornell	Kaiser	Ramos	Walko
Corpora	Keller	Raymond	Washington
Corrigan	Kenney	Readshaw	Waugh
Cowell	Kirkland	Reber	Williams, A. H.
Coy	Krebs	Reinard	Williams, C.
Curry	LaGrotta	Rieger	Wilt
Daley	Laughlin	Roberts	Wogan
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Roebuck	Wright, M. N.
Dempsey	Leh	Rohrer	Yewcic
Dent	Lescovitz	Rooney	Youngblood
Dermody	Levdansky	Ross	Zimmerman
DeWeese	Lloyd	Rublely	Zug
DiGirolamo	Lucyk	Sainato	
Donatucci	Lynch	Santoni	Ryan,
Druce	Maher	Sather	Speaker
Eachus	Maitland		

NAYS-3

Hanna	Steelman	Steil
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NOT VOTING-2

Carone	Civera
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EXCUSED-2

Allen	Haluska
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A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

SUPPLEMENTAL CALENDAR A

RESOLUTION

Mr. HENNESSEY called up HR 555, PN 4110, entitled:

A Resolution calling on the President of the United States and the Federal Government to take all necessary and appropriate action to respond to the surge of steel imports resulting from the financial crises in Asia, Russia and other regions.

On the question,
Will the House adopt the resolution?

The SPEAKER pro tempore. The Chair recognizes Mr. Hennessey.

Mr. HENNESSEY. Thank you, Madam Speaker.

Madam Speaker, with the recent economic collapse in the Far East, steel companies from Japan and Russia and elsewhere have been dumping steel in the U.S. marketplace at prices well below their cost, and they can do this because they are subsidized in many cases by their government, and the paper losses really do not add up to real losses for those companies because they are

cushioned by the subsidies they receive from their governments. The American steel industry does not have the benefit of that, and this puts them at a decided disadvantage in today's marketplace.

The American steel industry as a group has filed claims with the fair trade commission in Washington seeking to enforce existing fair trade laws. The substance of HR 555 is to seek a prompt disposition of those claims by the fair trade council and also an energetic defense of those claims by the American government.

It is important to note that the American steel industry is not seeking to change existing law. What it is seeking to do is to have enforcement of existing law, and I would ask your support of HR 555. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman, and the Chair recognizes the gentleman from Allegheny County, Mr. Olasz.

Mr. OLASZ. Thank you very much, Madam Speaker.

I hope some of my friends will be quiet for a minute, because I will give them something to think about.

This is a very noble effort, but I think we should send 535 Big Ben alarm clocks to Washington along with this resolution, along with a gong for the President of the United States.

Just this week in my hometown, the last rolling mill of U.S. Steel is cutting back on production. The last hot-metal facility in Allegheny County in Representative Michlovic's district is cutting back on production. This was once the area that was the largest steel mill in the world. Now, you tell me who in Washington has the brains to give \$15 billion again to Russia, and we know what went on with Russia with the prior \$18 billion, and this is your tax money going over there, and they continue to dump steel. One country not mentioned here that was just the recipient of \$30 billion in the last few days is Brazil. Brazil is the notorious steel dumper in this country. Now, someone down there better wake up as to what is happening, and it is not only the steel industry; it is being done to the farmers. We just gave Russia millions and millions of dollars of wheat free, and they are in turn selling it. I mean, what is going on in Washington?

So, Madam Speaker, I think this is a very noble effort on Mr. Hennessey's part, but somebody better wake up the IMF (International Monetary Fund) bank down there in Washington, D.C., and what they are doing with your tax money, and perhaps the Governor, instead of floating money for that stadium in the North Side, should start floating money up in the Steel Valley to build a steel mill so that we can subsidize our own people. Think about it.

The SPEAKER pro tempore. The Chair thanks the gentleman, Mr. Olasz.

The Chair recognizes, from Bucks County, the gentleman, Mr. Corrigan.

Mr. CORRIGAN. Thank you, Madam Speaker.

Madam Speaker, I want to thank the gentleman, Mr. Hennessey, for putting together this comprehensive resolution. This is one that I would ask the members of the House to take a look at and think about it, as the gentleman, Mr. Olasz, just said. Mr. Hennessey put it very well; Mr. Olasz put it very well.

Closer to home, in my district, we have a steel mill that is called Fairless Works that not too long ago employed over 10,000 people. We now have about 900. We are facing massive layoffs by the end of this year as a result of the dumping of foreign steel in lower Bucks County.

The ironic part of this situation is that the taxpaying steelworkers in lower Bucks County send their dollars to Washington; the people in Washington send those dollars to the foreign countries — Russia, Brazil, and others — who make steel, who subsidize the making of their steel with the dollars that we send them. We also send dollars to those foreign countries to feed the people that work in those steel mills. They make the steel, they send it to this country, and they sell it cheaper here than they can make it. This is the problem. This is something that we all ought to be aware of.

I know one thing that we are aware of, and that is that the people in Washington very, very seldom pay any attention to resolutions that we send them. I have been here for 12 years. I have seen many, many resolutions. I have cosponsored some, and I have sponsored some. I have never gotten a response on any resolution that we have sent to Washington, D.C.

Mr. Olasz put it very well. The people in Washington ought to wake up; they ought to take those dollars that the steelworkers in Pennsylvania send to Washington and put them to better use. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Washington County, Mr. Daley.

Mr. DALEY. Thank you, Madam Speaker.

I rise in support of this resolution. You know, I do this kind of hesitantly, simply because we have done this so often, but I think it is a message that needs to be said over and over again by all of us that someone somewhere in Congress needs to rise up, stand up, and fight for the steelworkers of Pennsylvania.

In the Mon Valley we have seen the steel mills dissipate — in Homestead, in Clairton, McKeesport, South Side, Hazleton, Aliquippa, Monessen. Donora had 15,000 employees in 1962, and now Donora has none.

We need to stand up and fight for the working men and women of Pennsylvania, especially the steelworkers. This will happen to Bethlehem; it will happen to Allentown; it will happen right down here, to Steelton, because the steel industry is moving because of technology. We cannot afford to lose any more high-tech jobs in the steel industry, those jobs that create thousands of dollars and support families.

I ask for an affirmative vote. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes, from Montgomery County, the lady, Mrs. Cohen.

Mrs. COHEN. Thank you, Madam Speaker.

Madam Speaker, times change, and right now we are living in a global economy and participating in a global economy, and I believe that we have to recognize that we now have to compete not just in this nation but in the world and the world economy. However, the situation that we face now is not fair competition, fair global competition; this is steel dumping, and I believe that that changes the complexion of our competition entirely.

I wholeheartedly support this resolution, because this is, as I said, dumping; this is not fair competition, and we must stand up against such things and encourage all nations to compete on a fair global basis, without jeopardizing our workers, our jobs, here in the Commonwealth. By supporting this resolution, we are supporting our economy in the Commonwealth, we are supporting jobs, and we are supporting our workers.

I urge my fellow members to please support and vote “yes” on this resolution. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the lady, Mrs. Cohen.

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

The following roll call was recorded:

YEAS—199

Adolph	Egolf	Major	Schroder
Argall	Evans	Manderino	Schuler
Armstrong	Fairchild	Markosek	Scrimenti
Baker	Fargo	Marsico	Semmel
Bard	Feese	Masland	Serafini
Barley	Fichter	Mayernik	Seyfert
Barrar	Fleagle	McCall	Shaner
Battisto	Flick	McGeehan	Smith, B.
Bebko-Jones	Forcier	McGill	Smith, S. H.
Belardi	Gannon	McIlhattan	Snyder, D. W.
Belfanti	Geist	McIlhinney	Staback
Benninghoff	George	McNaughton	Stairs
Birmelin	Gigliotti	Melio	Steelman
Bishop	Gladeck	Michlovic	Steil
Blaum	Godshall	Micozzie	Stern
Boscola	Gordner	Miller	Stetler
Boyes	Gruitza	Mundy	Stevenson
Browne	Gruppo	Myers	Strittmatter
Bunt	Habay	Nailor	Sturla
Butkovitz	Hanna	Nickol	Surra
Buxton	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Olasz	Taylor, E. Z.
Cappabianca	Hasay	Oliver	Taylor, J.
Carn	Hennessey	Orie	Thomas
Casorio	Herman	Perzel	Tigue
Cawley	Hershey	Pesci	Travaglio
Chadwick	Hess	Petrarca	Trello
Civera	Horsey	Petrone	Trich
Clark	Hutchinson	Phillips	True
Clymer	Itkin	Pippy	Tulli
Cohen, L. I.	Jadlowiec	Pistella	Vance
Cohen, M.	James	Platts	Van Horne
Colaella	Jarolin	Preston	Veon
Colaizzo	Josephs	Ramos	Vitali
Cornell	Kaiser	Raymond	Walko
Corpora	Keller	Readshaw	Washington
Corrigan	Kenney	Reber	Waugh
Cowell	Kirkland	Reinard	Williams, A. H.
Coy	Krebs	Rieger	Williams, C.
Curry	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wogan
Dally	Lederer	Roebuck	Wojnaroski
DeLuca	Leh	Rohrer	Wright, M. N.
Dempsey	Lescovitz	Rooney	Yewcic
Dent	Levdansky	Ross	Youngblood
Dermody	Lloyd	Rubley	Zimmerman
DeWeese	Lucyk	Sainato	Zug
DiGiolamo	Lynch	Santoni	
Donatucci	Maher	Sather	Ryan, Speaker
Druce	Maitland	Saylor	
Eachus			

NAYS—0

NOT VOTING—2

Carone Lawless

EXCUSED—2

Allen Haluska

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

**THE SPEAKER (MATTHEW J. RYAN)
PRESIDING**

**FAREWELL ADDRESS
BY MS. BOSCOLA**

The SPEAKER. The Chair thanks the lady, Ms. Boscola, for temporarily presiding and requests that she make a few remarks to the members.

Ms. BOSCOLA. Thank you, Mr. Speaker.

Mr. Speaker, this is truly a day of mixed emotions for me. I remember, about 4 years ago, the very first time I stood on this House floor and how honored I was to be one of the 203 members here today. And I remember — a lot of you in this room know this name — former State Representative and former Congressman Paul McHale, and Paul McHale, when I was elected, said to me, “Lisa, when you get to this House,” he goes, “legislators take one of two paths. The one path that they take is they follow their leadership, and they do what they are told, and things are nice. Everybody gets along, and everybody gets along well.” He goes, “But other legislators take a different path. They follow a more independent road, voting for their constituents as opposed to the parties.” And as serving as a member of this House of Representatives, it has always been an honor to me, and I will cherish this forever. I came here to represent the people of the 135th Legislative District, and represent them I did, to the best of my ability.

In my 4 years in this chamber, I learned that the House is made up of more than just Democrats and Republicans; this House is made up of dedicated men and women who take their office very seriously and who try each and every day to do the best for the people that they represent. I will never forget those times when we were able to put partisan politics aside and join together to do what was best for the people of Pennsylvania. And probably my proudest moment in those 4 years was when Gov. Tom Ridge came to Bethlehem to sign my boot camp bill into law. This goes to show you what happens when people work together and put the people’s interests above the parties’ interests.

I want to thank each and every one of you in this room today for all that you have done for me, all that you have taught me, and all that you have meant to me both as colleagues and as friends. As a member of the Senate, I look forward to continuing to work with you on those issues that are truly important to the people we represent.

And on a real personal note, I cannot leave this chamber without expressing to Speaker Ryan — a fellow Villanova graduate — my gratitude and my admiration. You taught me, Mr. Speaker, that your word is truly your bond and that personal respect for every member and for the dignity of this body is far more important than any political or personal consideration. For that I thank you, and for that I will never forget you.

I am honored to have served in this chamber, and I am blessed that I can call you colleagues. Thank you.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SB 263, PN 313

An Act amending the act of January 18, 1952 (1951 P.L.2128, No.605), entitled Private Driver Education or Training School Act, further regulating mileage and age of driver training vehicles.

SB 1051, PN 1806

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for standby guardians for minors.

SB 1372, PN 2019

An Act relating to the unlawful disposition of motor vehicles; and providing penalties.

Whereupon, the Speaker, in the presence of the House, signed the same.

The SPEAKER. It is the understanding of the Chair that there will be no further formal votes, although the gentleman, Mr. Civera, has a committee meeting to be called at this time, and the Chair will remain open to take the report of the committee.

**PROFESSIONAL LICENSURE
COMMITTEE MEETING**

The SPEAKER. The gentleman, Mr. Civera.

Mr. CIVERA. Thank you, Mr. Speaker.

I am not going to call the committee meeting at this time. We are scheduled for tomorrow morning at 9:30, so the meeting will proceed at that point. Thank you.

The SPEAKER. The Chair thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The gentleman, Mr. Armstrong.

Mr. ARMSTRONG. Mr. Speaker, I have some remarks to submit for the record.

The SPEAKER. The gentleman will submit his remarks.

Mr. ARMSTRONG submitted the following remarks for the Legislative Journal:

SB 211 would amend the Borough Code to provide for the imposition of a so-called land value tax. Under this system of taxation, borough officials may impose a higher rate of taxation on land vs. buildings. The purpose is to encourage property owners to develop their land or sell the property to someone who will. Approximately 18 taxing districts, mostly third-class cities, currently impose this tax.

However, SB 211 is different from previous unsuccessful amendments to the Borough Code on this subject. This bill provides that only nonfarmland shall be subject to the higher tax rate and farmland shall be subject to the lower tax rate applied to structures. This difference is necessary and appropriate because of the often rural nature of the 950 boroughs in the Commonwealth.

The Subcommittee on Boroughs of the House Local Government Committee held a public hearing on this bill and numerous discussions with representatives of farm groups, especially the Pennsylvania Farm Bureau and the Pennsylvania Grange. These groups support SB 211 in its current form.

The SPEAKER. Members of the Professional Licensure Committee will take note that a meeting has been called for 9:30 tomorrow morning.

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its announcement that HB's 1215, 2781, and 2782 are over. The Chair hears no objection.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1215, PN 1369**, entitled:

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for the amount of the State blind pension.

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

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that HB 1215, PN 1369, be recommitted to the Committee on Appropriations.

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

The House proceeded to third consideration of **HB 2781, PN 3834**, entitled:

An Act providing for the reporting of crimes of violence committed on the grounds of school entities.

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

BILL RECOMMITTED

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

Mr. BARLEY. Mr. Speaker, I move that HB 2781 be recommitted to the Committee on Appropriations.

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

The House proceeded to third consideration of **HB 2782, PN 4053**, entitled:

An Act requiring all school districts to develop a comprehensive school violence prevention plan.

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

BILL RECOMMITTED

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

Mr. BARLEY. Mr. Speaker, I move that HB 2782 be recommitted to the Committee on Appropriations.

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

The House proceeded to third consideration of **HB 2787, PN 3932**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for duties of apportionment commission.

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

BILL RECOMMITTED

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

Mr. BARLEY. Mr. Speaker, I move that HB 2787 be recommitted to the Committee on Appropriations.

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

The House proceeded to third consideration of **HB 2435, PN 3232**, entitled:

An Act repealing the act of December 29, 1972 (Sp.Sess., P.L.2024, No.5), entitled "An act authorizing abatement of real estate taxes because of destruction or damage of property by flood, or the refund of the amount of such taxes by certain political subdivisions; authorizing assessment of properties retroactive to January 1, of the year of flood damage and authorizing reimbursement to certain political subdivisions for real estate taxes lost due to the flood of September 1971 and the Great June Flood of 1972."

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

BILL RECOMMITTED

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

Mr. BARLEY. Mr. Speaker, I move that HB 2435 be recommitted to the Committee on Appropriations.

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

VOTE CORRECTION

The SPEAKER. The Chair recognizes the gentleman, Mr. Itkin.
Mr. ITKIN. Mr. Speaker, would it be appropriate now to correct the record?

The SPEAKER. The gentleman is in order.

Mr. ITKIN. Thank you, Mr. Speaker.

At the November 10 session of the House, I was recorded as not voting on amendment 4110 to SB 829. I would like to be recorded in the affirmative. Thank you.

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

Are there any further corrections of the record?

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Does the majority leader have any further business? Does the minority leader have any further business?

Hearing none, the Chair recognizes the gentleman, Mr. Harhai.

Mr. HARHAI. Mr. Speaker, I move that this House do now adjourn until Tuesday, November 17, 1998, at 11 a.m., e.s.t., unless sooner recalled by the Chair.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 6:05 p.m., e.s.t., the House adjourned.