

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, SEPTEMBER 27, 2000

SESSION OF 2000

184TH OF THE GENERAL ASSEMBLY

No. 44

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. JULIANN PUGH, Chaplain of the House of Representatives and pastor of Camp Hill Presbyterian Church, Camp Hill, Pennsylvania, offered the following prayer:

Let us pray:

How foolish are Your creatures, O God. We accumulate wealth and imagine ourselves secure in possessions and property, or we utilize some inborn gift and dote on the plaudits of our peers. We live for ourselves alone and give no thought to eternity. We claim that You are simply not necessary to our existence. We claim that man must be sufficient unto himself and that You were designed to pacify the weak and childish. But when our riches melt away, our health begins to fail, talents wear thin, and remaining years become few, when no one honors us or expresses concern for us, we then stand naked and exposed in empty despair. Our fortress is breached, and we begin to look for the God whom we discarded in our youth.

It is my prayer that each person in this room carefully consider the security of a loving relationship to You, O merciful God, and demonstrate in our lives the eternal joy of knowing and relating to You. Strengthen those who suffer for the sake of conscience. When they are accused, save them from speaking in hate; when they are rejected, save them from bitterness. To us, Your servants, give us grace to respect their witness and to discern the truth, that our society may be cleansed and strengthened.

Eternal God, our Creator, You set us to live in families. As many of those prepare to leave from this place this afternoon for their home districts, we pray that they have safe travel and return to this place replenished. We commend to Your care all the homes where Your people live. Keep them, we pray, free from the thirst for personal victory and from pride in self. Fill them with faith, virtue, knowledge, moderation, patience, and godliness. Knit together in enduring affection those who have become one in marriage. Rekindle their hearts so that the love they once held for one another would once again grow into a flame.

Bestow on us, loving God, understanding to know You, diligence to seek You, wisdom to find You, and a faithfulness that they may finally embrace You.

Hear this our common prayer. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the Journal of Tuesday, September 26, 2000, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2604 By Representatives ROSS, TANGRETTI, DALLY, COY, STURLA, BARD, BATTISTO, BEBKO-JONES, L. I. COHEN, M. COHEN, COLAFELLA, DALEY, HORSEY, LaGROTTA, LAUGHLIN, MANN, MARKOSEK, MASLAND, MELIO, R. MILLER, RAMOS, SANTONI, STEELMAN, THOMAS, TRELLO, WASHINGTON, WATERS, WILLIAMS, WILT and WRIGHT

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for Commonwealth portion of fines and for municipal corporation portion of fines; defining "local police"; and further providing for deposits into account.

Referred to Committee on JUDICIARY, September 27, 2000.

No. 2765 By Representatives GANNON, BARRAR, BASTIAN, BELARDI, BENNINGHOFF, L. I. COHEN, CORRIGAN, DALEY, DeLUCA, DERMODY, HARHAI, HASAY, HERSHEY, HUTCHINSON, LAUGHLIN, LUCYK, MICHLOVIC, MICOZZIE, SATHER, SHANER, STABACK, E. Z. TAYLOR, TRELLO, TRUE, WANSACZ and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, extending additional parking regulations to ex-prisoners of war.

Referred to Committee on TRANSPORTATION, September 27, 2000.

No. 2766 By Representatives MUNDY, DeLUCA, WANSACZ, GRUCELA, ROONEY, MANN, CAWLEY, BELARDI, TIGUE, SANTONI, STABACK, BLAUM, YUDICHAK, BELFANTI, FREEMAN, CAPPABIANCA, GEORGE, SAYLOR, NAILOR, DeWEESE, VEON, TRICH,

M. COHEN, BARRAR, LaGROTTA, NICKOL, HENNESSEY, HALUSKA, COY, SURRA, CORRIGAN, SHANER, LAUGHLIN, SOLOBAY, PETRARCA, MANDERINO, FAIRCHILD, WOJNAROSKI, BEBKO-JONES, WALKO, WRIGHT, TANGRETTI, JAMES, CURRY, STURLA, SCRIMENTI, MAHER, PLATTS, COSTA, WASHINGTON, FRANKEL, FLICK, YOUNGBLOOD and THOMAS

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, providing for employer-group health insurance coverage.

Referred to Committee on INSURANCE, September 27, 2000.

No. 2767 By Representatives HARHAI, DeWEESE, ARMSTRONG, GEORGE, PESCI, GRUCELA, M. COHEN, SHANER, STABACK, PLATTS, DERMODY, CAPPABIANCA, TIGUE, R. MILLER, WILLIAMS, PETRARCA, YUDICHAK, SOLOBAY, BELFANTI, NICKOL, SAINATO and LaGROTTA

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for administration of the Homeowners' Century Tax Rebate.

Referred to Committee on FINANCE, September 27, 2000.

No. 2768 By Representatives McILHINNEY, HENNESSEY, HORSEY, JAMES, KENNEY, McGILL, ORIE, SOLOBAY and WASHINGTON

An Act amending the act of March 1, 1974 (P.L.90, No.24), known as the Pennsylvania Pesticide Control Act of 1973, further providing for prohibited acts; providing for local law enforcement; and further providing for criminal penalties.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, September 27, 2000.

No. 2769 By Representatives McILHINNEY, HENNESSEY, HORSEY, JAMES, KENNEY, ORIE, SOLOBAY and WASHINGTON

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for determination of eligibility for the medically needy.

Referred to Committee on HEALTH AND HUMAN SERVICES, September 27, 2000.

No. 2770 By Representative McILHINNEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special speed limits on roads bordering residential areas.

Referred to Committee on TRANSPORTATION, September 27, 2000.

No. 2771 By Representatives McILHINNEY, HENNESSEY, HORSEY, JAMES, ORIE, SOLOBAY and WASHINGTON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further defining "intersection."

Referred to Committee on TRANSPORTATION, September 27, 2000.

No. 2772 By Representatives McILHINNEY, BELFANTI, M. COHEN, MARSICO, R. MILLER, RUBLEY, B. SMITH, TIGUE, FREEMAN, BROWNE, BASTIAN, FRANKEL, BARRAR, STERN, MUNDY, SCRIMENTI, HENNESSEY, CLYMER, THOMAS and KIRKLAND

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for motion for DNA testing in postconviction relief.

Referred to Committee on JUDICIARY, September 27, 2000.

No. 2773 By Representatives SURRA and GEORGE

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Huston Township Sewer Authority, certain lands situate in Huston Township, Clearfield County.

Referred to Committee on STATE GOVERNMENT, September 27, 2000.

No. 2774 By Representatives LaGROTTA, DeWEESE, BELARDI, COY, CAPPABIANCA, M. COHEN, THOMAS, GEORGE, MANN, ROONEY, NICKOL, SAMUELSON, BEBKO-JONES, WALKO, LAUGHLIN, SHANER, MELIO, YUDICHAK, WOJNAROSKI, TRICH, PETRARCA, FAIRCHILD, SOLOBAY, WILT, McCALL, HALUSKA, STABACK, DALEY, STURLA, HORSEY, YOUNGBLOOD, COLAFELLA, JOSEPHS, MANDERINO, TRAVAGLIO, VAN HORNE, WASHINGTON, HANNA, TRELLO, WATERS, RAMOS, STEELMAN, TIGUE, SCRIMENTI, McILHATTAN, SURRA and ROEBUCK

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, providing for walk-in services for unemployment compensation claimants at certain career link centers.

Referred to Committee on LABOR RELATIONS, September 27, 2000.

No. 2775 By Representatives MARKOSEK, SCHULER, HENNESSEY, READSHAW, GEORGE, STERN, BELARDI, ARGALL, COY, PIPPY, M. COHEN, CAWLEY, NAILOR, TRICH, HERMAN, PETRARCA, BELFANTI, CORRIGAN, DALEY, LAUGHLIN, HORSEY, SHANER, WOJNAROSKI, MAYERNIK, WALKO, LUCYK, VAN HORNE, FICHTER, SOLOBAY, GRUCELA, JAMES, SAINATO, L. I. COHEN, SAYLOR, CURRY, MAHER, YUDICHAK, COSTA, ADOLPH, WASHINGTON, STABACK, MICHLOVIC, ROBERTS, YOUNGBLOOD and THOMAS

An Act amending the act of March 11, 1971 (P.L.104, No.3), known as the Senior Citizens Rebate and Assistance Act, further defining "income" for purposes of property tax and rent rebate claim eligibility.

Referred to Committee on FINANCE, September 27, 2000.

No. 2776 By Representatives SAMUELSON, BELARDI, BELFANTI, CAPPABIANCA, CAWLEY, M. COHEN, COY, DeLUCA, DeWEESE, EVANS, FREEMAN, GEORGE, HARHAI, JAMES, LESCOVITZ, MANDERINO, MELIO, RAMOS, ROONEY, STABACK, VEON, YOUNGBLOOD, GRUCELA, HORSEY, JOSEPHS, LUCYK, MANN, PETRARCA, READSHAW, SOLOBAY, STETLER, WOJNAROSKI and YUDICHAK

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, extending the application filing deadline for rebates under the Homeowners' Century Tax Rebate.

Referred to Committee on FINANCE, September 27, 2000.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip, who requests a leave of absence for the gentleman from Montgomery County, Mr. LAWLESS, for today's session. Without objection, the leave will be granted. The Chair hears none.

The gentleman, Mr. Veon, requests a leave of absence for the gentleman from Philadelphia, Mr. BUTKOVITZ, and the gentleman from Westmoreland, Mr. VAN HORNE, for today's session. Without objection, leaves will be granted.

**BILLS REPORTED FROM COMMITTEES
CONSIDERED FIRST TIME, AND TABLED**

HB 818, PN 876 By Rep. BOYES

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, amending certain definitions and deleting provisions relating to PACENET and certain deductibles.

FINANCE.

HB 1862, PN 3980 (Amended) By Rep. STAIRS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, directing school districts to establish policies regarding student possession and self-administration of certain asthma medications.

EDUCATION.

HB 2244, PN 2953 By Rep. BOYES

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further providing for definitions of "maximum annual income," "PACENET" and "program" and for the program generally; providing for claimant financial responsibility; eliminating the PACENET program; further providing for the board, for penalties and for the definitions of "covered prescription drug" and "provider"; adding a definition of "best price"; further providing for rebate agreement, for terms of rebate agreement, for amount of rebate, for excessive pharmaceutical price inflation discount and for disposition of funds; providing for supplemental funding from the proceeds of the master settlement agreement; and further providing for annual report to General Assembly.

FINANCE.

HB 2434, PN 3977 (Amended)

By Rep. BOYES

An Act amending the act of December 20, 1996 (P.L.1504, No.195), known as the Taxpayers' Bill of Rights, further providing for disclosure statement of rights of taxpayers and for the Taxpayers' Rights Advocate; providing for innocent spouse relief, for burden of proof and for reports to the General Assembly; and further providing for the expiration date.

FINANCE.

HB 2458, PN 3979 (Amended)

By Rep. GLADECK

An Act requiring dormitories in public and private institutions of higher education to conform to certain automatic sprinkler system specifications; establishing a loan program; and imposing penalties.

LABOR RELATIONS.

HB 2471, PN 3978 (Amended)

By Rep. BOYES

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 sales and use tax discount for motor vehicle registered dealers.

FINANCE.

HB 2760, PN 3941

By Rep. BOYES

An Act providing an additional program for pharmaceutical assistance to the elderly; imposing additional powers and duties in the Department of Aging; and making a repeal.

FINANCE.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that the following bills be removed from the table:

- HB 818;
- HB 2244;
- HB 2434;
- HB 2471; and
- HB 2760.

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

BILLS RECOMMITTED

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

- HB 818;
- HB 2244;
- HB 2434;
- HB 2471; and
- HB 2760.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that the following bills be removed from the table:

HB 2324;
HB 880;
HB 1394;
HB 1837;
HB 2535;
HB 2592;
HB 2668;
HB 2669;
SB 618;
SB 648;
SB 712;
SB 1178;
SB 1219; and
SB 1271.

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

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 2324, PN 3067; HB 880, PN 1184; HB 1394, PN 3386;
HB 1837, PN 2254; HB 2535, PN 3523; HB 2592, PN 3653;
HB 2668, PN 3822; HB 2669, PN 3823; SB 618, PN 657;
SB 648, PN 705; SB 712, PN 1874; SB 1178, PN 1467;
SB 1219, PN 1970; and SB 1271, PN 2134.

BILLS RECOMMITTED

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

HB 2324;
HB 880;
HB 1394;
HB 1837;
HB 2535;
HB 2592;
HB 2668;
HB 2669;
SB 618;
SB 648;
SB 712;
SB 1178;
SB 1219; and
SB 1271.

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

SENATE MESSAGE

ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate
September 26, 2000

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, October 2, 2000, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, October 2, 2000, unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that the following bills be removed from the table:

HB 525;
HB 1185;
HB 1607;
HB 1614; and
HB 1936.

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

BILLS TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that the following bills be placed back upon the table:

HB 525;
HB 1185;
HB 1607;
HB 1614; and
HB 1936.

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

ACTUARIAL NOTES

The SPEAKER. The Chair acknowledges actuarial notes on the following: amendment 3272 to SB 1101, PN 1916; amendment 3217 to SB 1101, PN 1916.

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

ADDITIONS AND DELETIONS OF SPONSORS

The SPEAKER. 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.)

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—193

- | | | | |
|--------------|------------|------------|---------------|
| Adolph | Feese | Masland | Schuler |
| Argall | Fichter | Mayernik | Scrimenti |
| Armstrong | Fleagle | McCall | Semmel |
| Baker | Flick | McGeehan | Shaner |
| Bard | Forcier | McGil | Smith, B. |
| Barley | Frankel | McIlhattan | Smith, S. H. |
| Barrar | Freeman | McIlhinney | Snyder |
| Bastian | Gannon | McNaughton | Solobay |
| Battisto | Geist | Melio | Staback |
| Bebko-Jones | George | Metcalfe | Stairs |
| Belardi | Gladeck | Michlovic | Steelman |
| Belfanti | Godshall | Micozzie | Steil |
| Benninghoff | Gordner | Miller, R. | Stern |
| Birmelin | Grucela | Miller, S. | Stetler |
| Bishop | Gruitza | Mundy | Stevenson |
| Blaum | Habay | Myers | Strittmatter |
| Boyes | Haluska | Nailor | Sturla |
| Browne | Hanna | Nickol | Surra |
| Bunt | Harhai | O'Brien | Tangretti |
| Caltagirone | Harhart | Oliver | Taylor, E. Z. |
| Cam | Hennessey | Orie | Taylor, J. |
| Casorio | Herman | Perzel | Thomas |
| Cawley | Hershey | Pesci | Tigue |
| Chadwick | Hess | Petrarca | Travaglio |
| Civera | Horsy | Petrone | Trello |
| Clark | Hutchinson | Phillips | Trich |
| Clymer | Jadlowiec | Pippy | True |
| Cohen, L. I. | James | Pistella | Tulli |
| Cohen, M. | Josephs | Platts | Vance |
| Colafella | Kaiser | Preston | Veon |
| Cornell | Keller | Ramos | Vitali |
| Corrigan | Kenny | Raymond | Walko |
| Costa | Kirkland | Readshaw | Wansacz |
| Coy | Krebs | Reinard | Washington |
| Curry | LaGrotta | Rieger | Waters |
| Dailey | Laughlin | Roberts | Williams |
| Daley | Lederer | Robinson | Wilt |
| Dally | Leh | Roebuck | Wogan |
| DeLuca | Lescovitz | Rohrer | Wojnaroski |
| Dempsey | Levdansky | Rooney | Wright |
| Dermody | Lucyk | Ross | Yewcic |
| DeWeese | Lynch | Rubley | Youngblood |

- | | | | |
|------------|-----------|-----------|-----------|
| DiGirolamo | Maier | Ruffing | Yudichak |
| Donatucci | Maitland | Sainato | Zimmerman |
| Eachus | Major | Samuelson | Zug |
| Egolf | Manderino | Santoni | |
| Evans | Mann | Sather | |
| Fairchild | Markosek | Saylor | Ryan, |
| Fargo | Marsico | Schroder | Speaker |

ADDITIONS—0

NOT VOTING—0

EXCUSED—7

- | | | | |
|-----------|-------------|---------|-----------|
| Allen | Buxton | Hasay | Van Horne |
| Butkovitz | Cappabianca | Lawless | |

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today two visitors – Mr. Dennis Murray, the superintendent of the Altoona Area School District, and Mr. Frank Meloy, assistant superintendent of the Altoona Area School District. These folks are here as the guests of Representative Rick Geist. They are seated to the left of the Chair. Would the guests please rise.

The Chair is also pleased to welcome to the hall of the House today, as the guest of Representative Allan Egolf, Lauren Emick, a senior at West Perry High School. Would she please rise. She, too, is to the left of the Chair.

The Chair is pleased to welcome to the hall of the House today, as the guests of Representative Allan Egolf, David and Shelly Swartz and their children, Logan, Ethan, Jonathan, and Callie. They are seated in the gallery. Would these guests please rise or wave so that we can see them.

CALENDAR

BILLS ON THIRD CONSIDERATION

BILL PASSED OVER

The SPEAKER. The Chair turns to page 1 of today's calendar. HB 1930 is over.

* * *

The House proceeded to third consideration of **HB 2293, PN 3042**, entitled:

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for changes in the approval of the allocation of disbursement costs and the costs of audits.

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 2293 be recommitted to the Committee on Appropriations.

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

BILL PASSED OVER

The SPEAKER. SB 931 is over.

The House proceeded to third consideration of **HB 573, PN 599**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, changing gender-specific references to members of the governing body; and making editorial changes.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 573 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 573 be taken from the table and placed on the active calendar.

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

BILLS PASSED OVER

The SPEAKER. The balance of the bills on page 2 are over.

The House proceeded to third consideration of **HB 2292, PN 3041**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for changes in the powers and duties of the Executive Board; and making editorial changes.

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 2292 be recommitted to Appropriations.

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

The House proceeded to third consideration of **HB 2600, PN 3695**, entitled:

An Act regulating the closure of State-operated mental health facilities; and providing remedies.

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

Mr. **GEORGE** offered the following amendment No. **A3636**:

Amend Sec. 3, page 3, line 12, by inserting after "4(b)" and a public hearing is held pursuant to section 4(c)

Amend Sec. 3, page 3, line 14, by inserting after "(a)" or (c)

Amend Sec. 4, page 4, by inserting between lines 2 and 3 (1) Hold a public hearing in compliance with subsection (c).

Amend Sec. 4, page 4, line 3, by striking out "(1)" and inserting (2)

Amend Sec. 4, page 4, line 8, by striking out "(2)" and inserting (3)

Amend Sec. 4, page 4, line 14, by striking out "(3)" and inserting (4)

Amend Sec. 4, page 5, by inserting between lines 12 and 13 (viii) The contents of transcripts of the public hearing held pursuant to subsection (c).

Amend Sec. 4, page 5, line 13, by striking out "(viii)" and inserting

(ix)

Amend Bill, page 5, by inserting between lines 14 and 15

(c) Public hearing.—

(1) Within 30 days after the department has decided to seek judicial action for the closure of a facility, the department shall hold a public hearing in the county where the facility is located.

(2) The hearing shall be announced in a paper of general circulation on two consecutive days at least 15 days prior to the hearing.

(3) The department shall have the hearing transcribed.

(4) The hearing under paragraph (1) shall consider each of the following subjects:

(i) Types and array of available services for individuals with disabilities and their families.

(ii) Rights of individuals with disabilities and their families.

(iii) Process used to develop a community living plan.

(iv) Individual and community monitoring and safeguards to protect health and safety.

Section 6. Confidentiality.

The department may not release or discuss personal information at any hearing relating to an individual resident or patient, family member or employee of a facility. Personal information shall include names, addresses, county of residence, treatment or service plan or other similar information.

Amend Sec. 5, page 5, line 15, by striking out "5" and inserting

7

Amend Sec. 31, page 5, line 18, by striking out "31" and inserting

8

Amend Sec. 32, page 5, line 22, by striking out "32" and inserting

9

On the question,

Will the House agree to the amendment?

The SPEAKER. Members, please take your seats; members, please take your seats. Conversations on the floor, please.

The Chair recognizes the gentleman, Mr. George.

Mr. GEORGE. I thank you, Mr. Speaker.

Mr. Speaker, I rise to offer amendment 3636 to HB 2600, PN 3695.

I will wait until the greetings and salutations are over, if the Speaker does not mind.

The SPEAKER. I do not mind at all.

The conference in the fourth aisle, Democrat side— Clear the aisle.

Mr. George.

Mr. GEORGE. I thank you, sir.

Mr. Speaker, the contents of the bill that the gentleman offers is very important verbiage that many of us as legislators are in support of or there would not be 140 sponsors. What my amendment attempts to do – and I am hopeful that the sponsor of this legislation along with the other 140-some will be in agreement – this bill would not allow the Department of Public Welfare to close a State-operated mental retardation facility or a State hospital unless there is enabling legislation enacted or a court order is obtained. My amendment would simply require that when the department seeks to close a facility or a hospital by court order, it must hold a public hearing in the affected county within 30 days after the department has decided to seek judicial action for the closure of that facility.

I propose to require a public hearing when a facility is to be closed through court order, because affected persons, their families, and interested persons in the community are less likely to have the opportunity for input into the decision than when the department seeks to close a facility through enabling legislation. The public hearing must be held in the county where the facility

is located, must be announced in a paper of general circulation on 2 consecutive days at least 15 days prior to the hearing, and must be transcribed. The subjects to be considered include, for example, the rights as well as the types and array of available services for individuals with disabilities and their families.

Mr. Speaker, I do not need to go on and read this dissertation. I can simply say to the members of this House, by example you continue to prove that we do care for those who need and enlist our help to take care of a problem that is existing. I ask that we support this legislation.

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—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stem
Birmelin	Grucela	Miller, S.	Stetier
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Naitor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirolamo	Maher	Ruffing	Yumichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen Buxton Hasay Van Horne
Butkovitz Cappabianca Lawless

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?

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—190

Adolph	Fargo	Masland	Schroder
Argall	Feese	Mayernik	Schuler
Armstrong	Fichter	McCall	Scrimenti
Baker	Fleagle	McGeehan	Semmel
Bard	Flick	McGill	Shaner
Barley	Forcier	McIlhattan	Smith, B.
Barrar	Frankel	McIlhinney	Smith, S. H.
Bastian	Freeman	McNaughton	Snyder
Battisto	Gannon	Melio	Solobay
Bebko-Jones	Geist	Metcalfe	Staback
Belardi	George	Michlovic	Stairs
Belfanti	Gladeck	Micozzie	Stelman
Benninghoff	Gordner	Miller, R.	Steil
Birmelin	Grucela	Miller, S.	Stern
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cam	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kirkland	Raymond	Walko
Costa	Krebs	Readshaw	Wansacz
Coy	LaGrotta	Reinard	Washington
Curry	Laughlin	Rieger	Waters
Dailey	Lederer	Roberts	Williams
Daley	Leh	Robinson	Wilt
Dally	Lescovitz	Roebuck	Wogan
DeLuca	Levdansky	Rohrer	Wojnaroski
Dempsey	Lucyk	Rooney	Wright
Dermody	Lynch	Ross	Yewcic
DeWeese	Maher	Rubley	Youngblood
DiGirolamo	Maitland	Ruffing	Yudichak
Donatucci	Major	Sainato	Zimmerman
Eachus	Manderino	Samuelson	Zug
Egolf	Mann	Santoni	
Evans	Markosek	Sather	Ryan,
Fairchild	Marsico	Saylor	Speaker

NAYS—3

Godshall Kenney Stetler

NOT VOTING—0

EXCUSED—7

Allen Buxton Hasay Van Horne
Butkovitz Cappabianca Lawless

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.

* * *

BILLS PASSED OVER

The SPEAKER. The balance of the bills on 3 are over.

RESOLUTIONS PURSUANT TO RULE 35

RESOLUTIONS PASSED OVER

The SPEAKER. The first four resolutions on page 4 are over.

* * *

Mrs. LEDERER called up **HR 568, PN 3912**, entitled:

A Resolution honoring Stanley W. Reinhard, Jr., for his devotion to country and for his work for the best interests of veterans across this Commonwealth.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Stelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cam	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio

Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rublely	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

Mr. SURRA called up **HR 569, PN 3913**, entitled:

A Resolution designating September 24, 2000, as "American Gold Star Mothers' Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti

Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Oric	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rublely	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

Ms. BEBKO-JONES called up **HR 571, PN 3915**, entitled:

A Resolution designating the month of October 2000 as "Polish-American Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler

Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

* * *

Mr. STAIRS called up HR 574, PN 3946, entitled:

A Resolution recognizing "Pennsylvania Legislators Back to School Day."

On the question,
Will the House adopt the resolution?

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. Strike the board, please.

The Chair apologizes. Mr. Stairs, did you desire recognition on this resolution?

Mr. STAIRS. Yes. Thank you, Mr. Speaker.

I know we are moving resolutions and we are doing it rather quickly, so I would hate to belabor a very smooth process. But I just wanted to thank the legislators, and there are over 125 of

my colleagues who participated on September 15 in "Legislators Back to School Day," which was a national event. Other legislators across the country did that. And I know that throughout the year, I would think, and I say this very easily knowing I am probably correct, that all legislators participate in school activities. This year we kind of focused on one day. I hope that is just only a beginning. And for those legislators who were not aware because it was kind of a last-minute planning process, next year we would like to have 100 percent participation, have all legislators take part. We will get the information out to them sooner and make this day something special in our schools across the Commonwealth.

So again, those who participated, thank you. I know that you enjoyed it and it was very rewarding, and particularly the students got a lot out of this event also. So just to tell you, next year we want to make it bigger and better.

So thank you, Mr. Speaker, for letting me make a few brief remarks.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michiovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	

Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

ANNOUNCEMENT BY SPEAKER

The SPEAKER. I am advised that one of our members, Mr. Buxton, who is in the hospital recovering from a bypass operation, is watching us on television. So everybody can wave to Mr. Buxton.

RULES COMMITTEE MEETING

The SPEAKER. There will be an immediate meeting of the Rules Committee at the majority leader's desk at this time.

RESOLUTION REPORTED FROM COMMITTEE

HR 565, PN 3895

By Rep. PERZEL

A Concurrent Resolution recognizing Fallingwater as the Pennsylvania Historical and Museum Commission's designated 2000 Commonwealth Treasure.

RULES.

BILL ON CONCURRENCE REPORTED FROM COMMITTEE

SB 1109, PN 2147 (Amended)

By Rep. PERZEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for cruelty to animals and for discrimination on account of guide, signal or service dog or other aid animal.

RULES.

SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Ms. ORIE called up **HR 573, PN 3959**, entitled:

A Resolution designating October 2000 as "Crime Prevention Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayermik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Mercalfe	Stairs
Belardi	Gladeck	Michiovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitaii
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirojamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderimo	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

Mr. RAMOS called up **HR 575, PN 3960**, entitled:

A Resolution recognizing September 15 through October 15, 2000, as "Hispanic Heritage Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalf	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cam	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsley	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rublely	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

RULES SUSPENDED

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

Mr. ROBERTS. Mr. Speaker, I move that the rules of the House be suspended to permit the immediate consideration of HR 565.

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

The following roll call was recorded:

YEAS—190

Adolph	Fargo	Masland	Schroder
Argall	Feese	Mayernik	Schuler
Armstrong	Fichter	McCall	Scrimenti
Baker	Fleagle	McGeehan	Semmel
Bard	Flick	McGill	Shaner
Barley	Forcier	McIlhattan	Smith, B.
Barrar	Frankel	McIlhinney	Smith, S. H.
Bastian	Freeman	McNaughton	Snyder
Battisto	Gannon	Melio	Solobay
Bebko-Jones	Geist	Metcalf	Staback
Belardi	George	Michlovic	Stairs
Belfanti	Gladeck	Micozzie	Steil
Benninghoff	Godshall	Miller, R.	Stern
Birmelin	Gordner	Miller, S.	Stetler
Bishop	Grucela	Mundy	Stevenson
Blaum	Gruitza	Myers	Strittmatter
Boyes	Habay	Nailor	Sturla
Browne	Haluska	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cam	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsley	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	LaGrotta	Reinard	Washington
Curry	Laughlin	Rieger	Waters
Dailey	Lederer	Roberts	Williams
Daley	Leh	Robinson	Wilt
Dally	Lescovitz	Roebuck	Wogan
DeLuca	Levdansky	Rohrer	Wojnaroski
Dempsey	Lucyk	Rooney	Wright
Dermody	Lynch	Ross	Yewcic
DeWeese	Maher	Rublely	Youngblood
DiGirolamo	Maitland	Ruffing	Yudichak
Donatucci	Major	Sainato	Zimmerman
Eachus	Manderino	Samuelson	Zug
Egolf	Mann	Santoni	
Evans	Markosek	Sather	Ryan,
Fairchild	Marsico	Saylor	Speaker

NAYS—3

Hanna	Krebs	Steelman
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NOT VOTING—0

EXCUSED—7

Allen Butkovitz	Buxton Cappabianca	Hasay Lawless	Van Horne
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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 B

RESOLUTION

Mr. ROBERTS called up **HR 565, PN 3895**, entitled:

A Concurrent Resolution recognizing Fallingwater as the Pennsylvania Historical and Museum Commission's designated 2000 Commonwealth Treasure.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	Mellhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Cam	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzel	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsy	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Witt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirolamo	Maher	Ruffing	Yundichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	

Fairchild Fargo	Markosek Marsico	Saylor Schroder	Ryan, Speaker
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NAYS—0

NOT VOTING—0

EXCUSED—7

Allen Butkovitz	Buxton Cappabianca	Hasay Lawless	Van Horne
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The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

SUPPLEMENTAL CALENDAR C

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

The House proceeded to consideration of concurrence in Senate amendments to House amendments to the following **SB 1109, PN 2147**, as further amended by the House Rules Committee:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for cruelty to animals and for discrimination on account of guide, signal or service dog or other aid animal.

On the question,
Will the House concur in Senate amendments to House amendments as amended by the Rules Committee?

PARLIAMENTARY INQUIRY

The SPEAKER. On the question of concurrence, those in favor— The Chair recognizes the gentleman, Mr. Lescovitz.

Mr. LESCOVITZ. A parliamentary inquiry, Mr. Speaker.

In order to run SB 1109 for concurrence, since it was not on the voting schedule, do we have to suspend the rules?

The SPEAKER. We were advised that it has been on the voting schedule, if you would take a look and see if it is not there.

The Parliamentarian advises me it is on the schedule.

All right? Mr. Lescovitz is satisfied.

On the question recurring,

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

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

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzei	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

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

SUPPLEMENTAL CALENDAR D

RESOLUTION PURSUANT TO RULE 35

Mr. THOMAS called up HR 579, PN 3975, entitled:

A Resolution designating September 2000 as "Pan-African Studies Community Education Program Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—193

Adolph	Feese	Masland	Schuler
Argall	Fichter	Mayernik	Scrimenti
Armstrong	Fleagle	McCall	Semmel
Baker	Flick	McGeehan	Shaner
Bard	Forcier	McGill	Smith, B.
Barley	Frankel	McIlhattan	Smith, S. H.
Barrar	Freeman	McIlhinney	Snyder
Bastian	Gannon	McNaughton	Solobay
Battisto	Geist	Melio	Staback
Bebko-Jones	George	Metcalfe	Stairs
Belardi	Gladeck	Michlovic	Steelman
Belfanti	Godshall	Micozzie	Steil
Benninghoff	Gordner	Miller, R.	Stern
Birmelin	Grucela	Miller, S.	Stetler
Bishop	Gruitza	Mundy	Stevenson
Blaum	Habay	Myers	Strittmatter
Boyes	Haluska	Nailor	Sturla
Browne	Hanna	Nickol	Surra
Bunt	Harhai	O'Brien	Tangretti
Caltagirone	Harhart	Oliver	Taylor, E. Z.
Carn	Hennessey	Orie	Taylor, J.
Casorio	Herman	Perzei	Thomas
Cawley	Hershey	Pesci	Tigue
Chadwick	Hess	Petrarca	Travaglio
Civera	Horsey	Petrone	Trello
Clark	Hutchinson	Phillips	Trich
Clymer	Jadlowiec	Pippy	True
Cohen, L. I.	James	Pistella	Tulli
Cohen, M.	Josephs	Platts	Vance
Colafella	Kaiser	Preston	Veon
Cornell	Keller	Ramos	Vitali
Corrigan	Kenney	Raymond	Walko
Costa	Kirkland	Readshaw	Wansacz
Coy	Krebs	Reinard	Washington
Curry	LaGrotta	Rieger	Waters
Dailey	Laughlin	Roberts	Williams
Daley	Lederer	Robinson	Wilt
Dally	Leh	Roebuck	Wogan
DeLuca	Lescovitz	Rohrer	Wojnaroski
Dempsey	Levdansky	Rooney	Wright
Dermody	Lucyk	Ross	Yewcic
DeWeese	Lynch	Rubley	Youngblood
DiGirolamo	Maher	Ruffing	Yudichak
Donatucci	Maitland	Sainato	Zimmerman
Eachus	Major	Samuelson	Zug
Egolf	Manderino	Santoni	
Evans	Mann	Sather	
Fairchild	Markosek	Saylor	Ryan,
Fargo	Marsico	Schroder	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Allen	Buxton	Hasay	Van Horne
Butkovitz	Cappabianca	Lawless	

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

ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Hershey, for the purpose of making an announcement.

Mr. HERSHEY. Thank you, Mr. Speaker.

I wish to call a meeting of the Environmental Resources and Energy Committee at the call of the Chair, at the recess, at the back of the House. Thank you.

The SPEAKER. The Chair thanks the gentleman.

There will be no further votes taken today. The Chair will hold the House open until it receives reports of committees.

ANNOUNCEMENT BY MR. COHEN

The SPEAKER. Mr. Cohen. The gentleman will yield.

Members, please. Mr. Cohen has an announcement with respect to the Democrat Caucus.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will be informal discussions up in the Democratic caucus room immediately upon the recess.

The SPEAKER. Mr. Fargo has no announcements.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 747, PN 793

By Rep. HERSHEY

An Act providing for a three-year moratorium on the issuance of certain permits for landfills and resource recovery facilities and commercial residual waste disposal facilities; imposing a Statewide capacity cap; requiring host municipality agreements for certain municipal and residual waste permits; establishing a fee and bonding for vehicles that collect and transport municipal and residual waste to certain municipal waste disposal and processing facilities; and developing a manifest system for mixed waste.

ENVIRONMENTAL RESOURCES AND ENERGY.

HB 793, PN 842

By Rep. HERSHEY

An Act establishing a moratorium on the issuance of certain permits relating to municipal waste landfills; and providing for rescission of unused capacity, for municipal control and for rebuttable presumptions and defenses.

ENVIRONMENTAL RESOURCES AND ENERGY.

HB 1829, PN 3981 (Amended)

By Rep. ARGALL

An Act providing for financing real property acquisitions for conservation, open space, recreation and revitalization in counties of the second class A.

URBAN AFFAIRS.

HB 2764, PN 3945

By Rep. ARGALL

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, providing for optional assessed value limitations.

URBAN AFFAIRS.

SB 997, PN 2159 (Amended)

By Rep. ARGALL

An Act requiring purchasers of real estate with buildings thereon to bring the buildings into compliance with municipal codes; providing for nuisance abatement; and imposing penalties.

URBAN AFFAIRS.

SB 1223, PN 2045

By Rep. ARGALL

An Act amending the act of July 7, 1947 (P.L.1368, No.542), entitled, as amended, Real Estate Tax Sale Law, further providing for discharge of tax claims; prohibiting certain individuals from purchasing property at a tax sale; and providing for landlord licensing ordinances.

URBAN AFFAIRS.

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that the following bills be taken from the table:

HB 747;
HB 793;
HB 1829;
HB 2764;
SB 997; and
SB 1223.

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

BILLS RECOMMITTED

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

HB 747;
HB 793;
HB 1829;
HB 2764;
SB 997; and
SB 1223.

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

RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Do either of the floor leaders have further business? Are there any announcements? Corrections to the record?

Hearing none, the Chair recognizes the gentleman from Allegheny County, Mr. Stevenson.

Mr. STEVENSON. Mr. Speaker, I move that this House do now adjourn until Monday, October 2, 2000, at 1 p.m., e.d.t., unless sooner recalled by the Chair.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 11:55 a.m., e.d.t., the House adjourned.