

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, JUNE 22, 1993

SESSION OF 1993

177TH OF THE GENERAL ASSEMBLY

No. 45

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER PRO TEMPORE (FRED A. TRELLO) PRESIDING

#### PRAYER

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

Let us pray:

Gracious God our Father, our prayer this morning is that Your will be done in our lives. We need a keen sense of direction. As wandering sheep, we did not love the fold; we would not hear our master's voice; we would not be controlled.

We ask that You remove our stubbornness, our wanting to have our own way, our self-pride, and the willfulness that rob us of Your peace.

We know that You care for us. You said that a sparrow could not fall to the ground without Your knowing it and that the very hairs of our heads were numbered.

Remind us that You are not only concerned about the seasons of the year, the flight of the soaring eagles, or the lillies of the fields, but that You are also concerned about our peace and our happiness.

In Your dear name we pray. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, June 21, 1993, will be postponed until printed. The Chair hears no objections.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1846** By Representatives CHADWICK, MILLER, BAKER, HENNESSEY, STERN, CESSAR, FARGO, EGOLF, CAWLEY, PLATTS, M. N. WRIGHT, HASAY,

BROWN, E. Z. TAYLOR, VANCE, HUTCHINSON, TIGUE, SAURMAN and SERAFINI

An Act amending the act of October 20, 1966 (3rd Sp.Sess., P.L.96, No.6), known as the Mental Health and Mental Retardation Act of 1966, further providing for liability of counties.

Referred to Committee on JUDICIARY, June 22, 1993.

**No. 1847** By Representatives CHADWICK, LYNCH, KASUNIC, BUNT, CAWLEY, E. Z. TAYLOR, TIGUE and SERAFINI

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the liability of the Commonwealth for damages caused by antiskid materials on State highways.

Referred to Committee on JUDICIARY, June 22, 1993.

**No. 1848** By Representatives CHADWICK, BAKER, HENNESSEY, BUNT, CLARK, CESSAR, ROHRER, FARGO, PLATTS, HASAY, E. Z. TAYLOR, VANCE, HUTCHINSON, TIGUE and GEIST

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, further providing for the exemption from taxes of land conveyed to a nonprofit corporation for the operation of a cemetery.

Referred to Committee on LOCAL GOVERNMENT, June 22, 1993.

**No. 1849** By Representatives CHADWICK, LYNCH, MILLER, NAILOR, BAKER, HENNESSEY, MASLAND, BUNT, STERN, TRUE, CLARK, ROHRER, FARGO, CAWLEY, PLATTS, M. N. WRIGHT, B. SMITH, MARSICO, DEMPSEY, E. Z. TAYLOR, VANCE, HUTCHINSON, TIGUE, SAURMAN and GEIST

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

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1850** By Representatives CHADWICK, LYNCH, NAILOR, BAKER, MASLAND, ROHRER, EGOLF, PLATTS, DEMPSEY and HUTCHINSON

An Act amending the act of July 10, 1968 (P.L.316, No.154), known as the Legislative Code of Ethics, providing penalties for members who utilize mechanical devices to record votes in their absence.

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1851** By Representatives STERN, EGOLF, LAUB, HUTCHINSON, WOGAN, TRUE, SAURMAN, HENNESSEY, SAYLOR, SATHER, GEIST, ROHRER and TRELLO

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for collection of restitution, fees, costs and penalties in criminal sentencing.

Referred to Committee on JUDICIARY, June 22, 1993.

**No. 1852** By Representatives MELIO, FAJT, E. Z. TAYLOR, SCHEETZ, PESCI, MERRY, TRUE, SATHER, FLICK and DALEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspension for refusal to submit to chemical testing.

Referred to Committee on TRANSPORTATION, June 22, 1993.

**No. 1853** By Representatives GEIST, ARMSTRONG, NAILOR, MIHALICH, BROWN, CESSAR, VANCE, FAIRCHILD, HENNESSEY, SCHULER, STEELMAN, SATHER, TIGUE, ZUG, OLASZ, LYNCH, PETTIT and B. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the establishment of the Pennsylvania Bicycle and Pedestrian Advisory Committee.

Referred to Committee on TRANSPORTATION, June 22, 1993.

**No. 1855** By Representatives GEIST, FAIRCHILD, HENNESSEY, L. I. COHEN, OLASZ and CLARK

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for bumper equipment on street rods.

Referred to Committee on TRANSPORTATION, June 22, 1993.

**No. 1856** By Representatives COLAFELLA, COLAIZZO, VEON, BUXTON, CLARK, NICKOL, OLASZ, LAUB, DeLUCA, LAUGHLIN, BATTISTO, KASUNIC, JOSEPHS, SATHER, JAROLIN, GEIST, MELIO, PETRONE, TRELLO, PRESTON and PISTELLA

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, providing for cease and desist authority and for regulations of insurance administrators and multiple employer welfare arrangements.

Referred to Committee on INSURANCE, June 22, 1993.

**No. 1857** By Representatives COY and PICCOLA

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, modifying eligibility for special early retirement in the State system.

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1858** By Representatives PISTELLA, MERRY, LESCOVITZ, BATTISTO and D. W. SNYDER

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for expenses of county row officers for attending certain meetings.

Referred to Committee on LOCAL GOVERNMENT, June 22, 1993.

**No. 1859** By Representatives MURPHY, McNALLY, SCRIMENTI, J. TAYLOR, CARN, PRESTON, COWELL, DALEY, PISTELLA, TOMLINSON, GIGLIOTTI and GODSHALL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for carrying firearms in public areas in certain cities.

Referred to Committee on JUDICIARY, June 22, 1993.

**No. 1860** By Representatives MILLER, ROHRER, HERSHEY, TRUE, BAKER, KREBS, GORDNER, LAUB, FICHTER, NAILOR, ARGALL, FAIRCHILD, HENNESSEY, FARGO, BUNT, SEMMEL, STERN, SANTONI, GEIST, NICKOL, GERLACH, EGOLF, HASAY, BARLEY, NYCE, STEELMAN, GODSHALL, SCHEETZ, McCALL, CLYMER, PLATTS, E. Z. TAYLOR, HESS, PITTS, BROWN, TRELLO, MARSICO, ARMSTRONG, VANCE and PETTIT

An Act reenacting the proceeds disposition provision of the act of June 18, 1982 (P.L.549, No.159), entitled "An act providing for the administration of certain Commonwealth farmland within the Department of Agriculture."

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, June 22, 1993.

**No. 1861** By Representative BUNT

An Act amending Title 32 (Forests, Waters and State Parks) of the Pennsylvania Consolidated Statutes, providing for water resources planning and emergency management; creating the State Water Resources Board and regional water resources boards and giving them powers and duties; providing penalties; and making an appropriation.

Referred to Committee on CONSERVATION, June 22, 1993.

**No. 1862** By Representatives HECKLER, PITTS, PICCOLA, CHADWICK, E. Z. TAYLOR, LEH, MARSICO and BIRMEIJN

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, further providing for definitions, for employee rights, for representation, for scope of bargaining and for exclusive representation; providing for agency fee agreements; and making repeals.

Referred to Committee on LABOR RELATIONS, June 22, 1993.

**No. 1863** By Representative HECKLER

An Act repealing the act of July 1, 1978 (P.L.584, No.109), known as the Milrite Act.

Referred to Committee on LABOR RELATIONS, June 22, 1993.

**No. 1864** By Representatives HECKLER, E. Z. TAYLOR, BARLEY, HERSHEY and LAWLESS

An Act amending the act of July 23, 1970 (P.L.563, No.195), known as the Public Employe Relations Act, prohibiting strikes; and providing for penalties and remedies.

Referred to Committee on LABOR RELATIONS, June 22, 1993.

**No. 1865** By Representatives McNALLY, PISTELLA, MICHLOVIC, GIGLIOTTI, OLASZ, TRELLO, VAN HORNE, LEVDANSKY, KAISER, DERMODY, FAJT, DeLUCA, MARKOSEK, PETRONE, GAMBLE, MURPHY, ROBINSON and ITKIN

An Act requiring that persons engaged in lead occupations on certain residential property be licensed by the Department of Labor and Industry; providing guidelines for lead removal operations; providing for the powers and duties of the Department of Labor and Industry; providing for administration of the act; and imposing penalties.

Referred to Committee on LABOR RELATIONS, June 22, 1993.

**No. 1866** By Representatives KUKOVICH, RICHARDSON, E. Z. TAYLOR, CURRY, MIHALICH, PRESTON, MELIO, HANNA, McNALLY, JAROLIN, GIGLIOTTI, VEON, JOSEPHS, STABACK, FREEMAN, BELFANTI, BEBKO-JONES, MUNDY, PISTELLA, ROONEY and KASUNIC

An Act amending the act of December 29, 1972 (P.L.1701, No.364), known as the Health Maintenance Organization Act, adding and amending certain definitions; further providing for services to be provided and for certificates of authority; providing for a quality assurance plan, for credentialing, for medical records and standards, for certain rights of members, for additional powers and duties of the Department of Health and the Department of Public Welfare, for a grievance procedure, for choice of primary care practitioner, for consumer and provider information and for managed care plan effectiveness reports; further providing for boards of directors and for certain contracts, reports and examina-

tions; establishing the Managed Care Advisory Committee in the Department of Health and providing for its powers and duties; providing for medical assistance managed care planning requirements and for certain reports to the General Assembly; and further providing for penalties.

Referred to Committee on HEALTH AND WELFARE, June 22, 1993.

**No. 1867** By Representatives RUDY, KUKOVICH, BEBKO-JONES, GORDNER, HERMAN, FAJT, MILLER, BUXTON, STEELMAN, RAYMOND, VEON, TIGUE, KREBS, SANTONI, CURRY, JOSEPHS, TRELLO, DERMODY, STURLA, ROBINSON, ROBERTS, DALEY, STABACK, FREEMAN, BELFANTI, MUNDY, BISHOP, PISTELLA, GEIST, E. Z. TAYLOR and KASUNIC

An Act establishing the Pennsylvania Commission for Women; and providing for its powers and duties.

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1868** By Representatives LEVDANSKY, GODSHALL, SURRA, JAROLIN, HANNA, ULIANA, GORDNER, MICHLOVIC, HENNESSEY, VEON, PETRARCA, VAN HORNE and TRICH

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for the establishment and operation of a Sportsmen Advisory Council to advise the Pennsylvania Fish and Boat Commission and the Pennsylvania Game Commission.

Referred to Committee on GAME AND FISHERIES, June 22, 1993.

**No. 1869** By Representatives LEVDANSKY, GODSHALL, SURRA, HANNA, RUBLEY, JAROLIN, MICHLOVIC, GORDNER, HENNESSEY, VEON, PETRARCA, MIHALICH and LYNCH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for performance audits of the Pennsylvania Game Commission.

Referred to Committee on GAME AND FISHERIES, June 22, 1993.

**No. 1870** By Representatives LEVDANSKY, WOGAN, HANNA, MICHLOVIC, GODSHALL, JAROLIN, HENNESSEY, GORDNER, VEON and PETRARCA

An Act establishing by law an administrative investigative office for certain independent agencies under the Governor known as the Office of Inspector General for the Commonwealth of Pennsylvania; and imposing powers and duties on the Inspector General.

Referred to Committee on GAME AND FISHERIES, June 22, 1993.

**No. 1871** By Representatives LEVDANSKY, HANNA, GODSHALL, JAROLIN, MICHLOVIC, HENNESSEY, VEON, M. N. WRIGHT, PETRARCA, MIHALICH and RUBLEY

An Act amending the act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act, further defining "agency."

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1872** By Representatives LEVDANSKY, HANNA, SURRA, MICHLOVIC, VEON, PETRARCA, JAROLIN and LYNCH

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, further defining "forest reserve" to require public access with certain limitations; and further providing for roll-back taxes.

Referred to Committee on LOCAL GOVERNMENT, June 22, 1993.

**No. 1873** By Representatives HECKLER, RITTER, PISTELLA, FREEMAN, DeWEESE, HARLEY, L. I. COHEN, ITKIN, KUKOVICH, VEON, STETLER, RUDY, FAJT, VANCE, STURLA, JOSEPHS, MUNDY, STEELMAN and ROONEY

An Act requiring practitioners of the healing arts to disclose their prenatal diagnosis policy to patients; imposing civil penalties; and providing for private rights of action.

Referred to Committee on JUDICIARY, June 22, 1993.

**No. 1874** By Representatives FREEMAN, HALUSKA, TULLI, STABACK, JOSEPHS, SAURMAN, LaGROTTA, BATTISTO, HANNA, ROEBUCK, COLAFELLA, PISTELLA, KENNEY, WILLIAMS, TRICH, PETRARCA and HUGHES

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for a tutoring program.

Referred to Committee on EDUCATION, June 22, 1993.

**No. 1875** By Representatives LAUGHLIN, VEON, TRELLO and McCALL

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining "restaurant."

Referred to Committee on LIQUOR CONTROL, June 22, 1993.

**No. 1876** By Representatives M. N. WRIGHT, BUNT, SAURMAN, STERN, FARMER, CLARK, HENNESSEY, SATHER, GODSHALL, SEMMEL, TRELLO, MELIO, BELFANTI, YANDRISEVITS, DONATUCCI, OLASZ, STABACK, LEDERER, KASUNIC and STEELMAN

An Act creating a uniform photo identification card system for all municipal police officers and municipal authority security officers employed in this Commonwealth; requiring all municipal police and municipal authority security officers to carry uniform photo identification cards for public identification purposes; creating a central computerized registry of all municipal police officers employed in this Commonwealth; creating educational programs to promote public awareness of the municipal police identification card system and municipal police registry; imposing additional responsibilities on the Municipal Police Officers' Education and Training Commission, the Department of Education and the Department of Transportation; providing penalties; and making an appropriation.

Referred to Committee on LOCAL GOVERNMENT, June 22, 1993.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 137** By Representatives EGOLF, CLARK, MASLAND, NAILOR, VANCE, TULLI, MAITLAND, SCHEETZ, FLEAGLE, BAKER, FICHTER, FARGO, PESCI, PITTS, MARSICO, SCHULER, ROONEY, CURRY, HENNESSEY, FAIRCHILD, LESCOVITZ, SAYLOR, RUBLEY and LAUGHLIN

A Resolution commemorating the occasion of the bicentennial celebration of Landisburg.

Referred to Committee on RULES, June 22, 1993.

**No. 141** By Representatives McNALLY, PISTELLA, MICHLOVIC, GIGLIOTTI, OLASZ, TRELLO, VAN HORNE, MARKOSEK, PETRONE, GAMBLE, ROBINSON and ITKIN

A Concurrent Resolution directing the Public Employee Retirement Study Commission to conduct an analysis of the funding formula in the Municipal Pension Plan Funding Standard and Recovery Act.

Referred to Committee on RULES, June 22, 1993.

### SENATE BILLS FOR CONCURRENCE

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

**SB 627, PN 1419**

Referred to Committee on CONSERVATION, June 22, 1993.

**SB 740, PN 1464**

Referred to Committee on JUDICIARY, June 22, 1993.

**SB 845, PN 1471**

Referred to Committee on LOCAL GOVERNMENT, June 22, 1993.

SENATE MESSAGE

HOUSE BILLS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 838, PN 901**; and **HB 1548, PN 1800**, with information that the Senate has passed the same without amendment.

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

**HB 1503, PN 2225 (Amended)**

By Rep. GEORGE

An Act amending the act of July 6, 1989 (P.L.169, No.32), known as the Storage Tank and Spill Prevention Act, further providing for underground storage tank program requirements.

CONSERVATION.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Steighner, for leaves of absence.

Mr. STEIGHNER. Thank you, Mr. Speaker.

Mr. Speaker, I would like to ask for leave for today only for the gentleman from Cambria, Mr. HALUSKA.

The SPEAKER pro tempore. Without objection, the leave of absence will be granted.

The Republicans indicate they have no leaves today, without objection.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—201

Acosta	Fargo	Lloyd	Santoni
Adolph	Farmer	Lucyk	Sather
Allen	Fee	Lynch	Saurman
Argall	Fichter	Maitland	Saylor
Armstrong	Fleagle	Manderino	Scheetz
Baker	Flick	Markosek	Schuler
Barley	Freeman	Marsico	Scrimenti
Battisto	Gamble	Masland	Semmel
Bebko-Jones	Gannon	Mayernik	Serafini
Belardi	Geist	McCall	Smith, B.
Belfanti	George	McGeehan	Smith, S. H.
Birmelin	Gerlach	McNally	Snyder, D. W.
Bishop	Gigliotti	Melio	Staback
Blaum	Gladeck	Merry	Stairs
Boyes	Godshall	Michlovic	Steelman
Brown	Gordner	Micozzie	Steighner
Bunt	Gruitza	Mihalich	Steil
Bush	Gruppo	Miller	Stern
Butkovitz	Hanna	Mundy	Stetler
Buxton	Harley	Murphy	Stish
Caltagirone	Hasay	Nailor	Strittmatter
Cappabianca	Heckler	Nickol	Sturla
Carn	Hennessey	Nyce	Surra

Carone	Herman	O'Brien	Tangretti
Cawley	Hershey	Olasz	Taylor, E. Z.
Cessar	Hess	Oliver	Taylor, J.
Chadwick	Hughes	Perzel	Thomas
Civera	Hutchinson	Pesci	Tigue
Clark	Itkin	Petrarca	Tomlinson
Clymer	Jadlowiec	Petrone	Trello
Cohen, L. I.	James	Pettit	Trich
Cohen, M.	Jarolin	Phillips	True
Colafrilla	Josephs	Piccola	Tulli
Colaizzo	Kaiser	Pistella	Uljana
Cornell	Kasunic	Pitts	Vance
Corrigan	Keller	Platts	Van Horne
Cowell	Kenney	Preston	Veon
Coy	King	Raymond	Vitali
Curry	Kirkland	Reber	Waugh
Daley	Krebs	Reinard	Williams
DeLuca	Kukovich	Richardson	Wogan
Dempsey	LaGrotta	Rieger	Wozniak
Dent	Laub	Ritter	Wright, D. R.
Dermody	Laughlin	Roberts	Wright, M. N.
Donatucci	Lawless	Robinson	Yandrisevits
Druce	Lederer	Roebuck	Yewcic
Durham	Lee	Rohrer	Zug
Egolf	Leh	Rooney	
Evans	Lescovitz	Rubley	DeWeese,
Fairchild	Levdansky	Rudy	Speaker
Fajt	Linton	Ryan	

ADDITIONS—1

O'Donnell

NOT VOTING—0

EXCUSED—1

Haluska

LEAVES ADDED—3

Fleagle Heckler O'Donnell

LEAVES CANCELED—1

Heckler

CALENDAR

BILLS ON SECOND CONSIDERATION

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

**SB 893, PN 977; and SB 801, PN 864.**

MEMBER'S PRESENCE RECORDED

The SPEAKER pro tempore. The gentleman, Mr. O'Donnell, will be added to the master roll.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 694, PN 745**, entitled:

An Act making appropriations to the Treasury Department out of various funds for payment of general obligation debt service.

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.

YEAS—202

- |              |            |            |               |
|--------------|------------|------------|---------------|
| Acosta       | Fargo      | Lloyd      | Ryan          |
| Adolph       | Farmer     | Lucyk      | Santoni       |
| Allen        | Fee        | Lynch      | Sather        |
| Argall       | Fichter    | Maitland   | Saurman       |
| Armstrong    | Fleagle    | Manderino  | Saylor        |
| Baker        | Flick      | Markosek   | Scheetz       |
| Barley       | Freeman    | Marsico    | Schuler       |
| Battisto     | Gamble     | Masland    | Scrimenti     |
| Bebko-Jones  | Gannon     | Mayernik   | Semmel        |
| Belardi      | Geist      | McCall     | Serafini      |
| Belfanti     | George     | McGeehan   | Smith, B.     |
| Birmelin     | Gerlach    | McNally    | Smith, S. H.  |
| Bishop       | Gigliotti  | Melio      | Snyder, D. W. |
| Blaum        | Gladeck    | Merry      | Staback       |
| Boyes        | Godshall   | Michlovic  | Stairs        |
| Brown        | Gordner    | Micozzie   | Steelman      |
| Bunt         | Gruitza    | Mihalich   | Steighner     |
| Bush         | Gruppo     | Miller     | Steil         |
| Butkovitz    | Hanna      | Mundy      | Stern         |
| Buxton       | Harley     | Murphy     | Stetler       |
| Caltagirone  | Hasay      | Nailor     | Stish         |
| Cappabianca  | Heckler    | Nickol     | Strittmatter  |
| Carn         | Hennessey  | Nyce       | Sturla        |
| Carone       | Herman     | O'Brien    | Surra         |
| Cawley       | Hershey    | O'Donnell  | Tangretti     |
| Cessar       | Hess       | Olasz      | Taylor, E. Z. |
| Chadwick     | Hughes     | Oliver     | Taylor, J.    |
| Civera       | Hutchinson | Perzel     | Thomas        |
| Clark        | Itkin      | Pesci      | Tigue         |
| Clymer       | Jadlowiec  | Petrarca   | Tomlinson     |
| Cohen, L. I. | James      | Petrone    | Trello        |
| Cohen, M.    | Jarolin    | Pettit     | Trich         |
| Colafrilla   | Josephs    | Phillips   | True          |
| Colaizzo     | Kaiser     | Piccola    | Tulli         |
| Cornell      | Kasunic    | Pistella   | Uliana        |
| Corrigan     | Keller     | Pitts      | Vance         |
| Cowell       | Kenney     | Platts     | Van Home      |
| Coy          | King       | Preston    | Veon          |
| Curry        | Kirkland   | Raymond    | Vitali        |
| Daley        | Krebs      | Reber      | Waugh         |
| DeLuca       | Kukovich   | Reinard    | Williams      |
| Dempsey      | LaGrotta   | Richardson | Wogan         |
| Dent         | Laub       | Rieger     | Wozniak       |
| Dermody      | Laughlin   | Ritter     | Wright, D. R. |
| Donatucci    | Lawless    | Roberts    | Wright, M. N. |
| Druce        | Lederer    | Robinson   | Yandrisevits  |
| Durham       | Lee        | Roebuck    | Yewcic        |
| Egolf        | Leh        | Rohrer     | Zug           |
| Evans        | Lescovitz  | Rooney     |               |
| Fairchild    | Levdansky  | Rubley     | DeWeese,      |
| Fajt         | Linton     | Rudy       | Speaker       |

NAYS—0

NOT VOTING—0

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 without amendment.

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The House proceeded to third consideration of **SB 1098, PN 1487**, entitled:

A Supplement to the act of \_\_\_\_\_ (P.L. \_\_\_\_\_, No. \_\_\_\_\_), entitled "Capital Budget Project Itemization Act for 1993-1994," itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, flood control projects and redevelopment assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation; stating the estimated useful life of the projects; authorizing certain waivers; making appropriations; and making repeals.

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

The SPEAKER pro tempore. The Chair recognizes the lady, Mrs. Brown, for the purpose of offering an amendment.

Mr. RYAN. Mr. Speaker?

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

Mr. RYAN. Mr. Speaker, because of the amount of time that was used up yesterday in our caucus—and, I suspect, yours—in connection with the banking bill, we did not get to the capital budget, and we advised your side that we had not yet caucused on it. I do not see any problems with it, but because it is the capital budget, I would like to save that until after our caucus.

The SPEAKER pro tempore. The Chair thanks the gentleman.

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. The bill will go over temporarily.

RESOLUTIONS

Mr. STURLA called up **HR 105, PN 1926**, entitled:

A Resolution providing for the House Health and Welfare Committee to undertake a comprehensive investigation and analysis of the availability and accessibility of the Norplant contraceptive for low-income women.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

Acosta	Fargo	J. Joyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Callagironone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafigella	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli
Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh
DeLuca	Kukovich	Reinard	Williams
Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic
Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—1

Haluska

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

\*\*\*

Mr. VEON called up **HR 124, PN 2082**, entitled:

A Resolution condemning racial and gender discrimination by private clubs and requesting that each private institution in this Commonwealth reexamine its rules, procedures and operations to eliminate discriminatory practices.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Callagironone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafigella	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli
Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh
DeLuca	Kukovich	Reinard	Williams
Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic
Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS—0

NOT VOTING—0

EXCUSED-1

Haluska

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

\* \* \*

Mr. GEORGE called up **HR 125, PN 2083**, entitled:

A Resolution directing the House Conservation Committee to conduct hearings across this Commonwealth on unhealthy lead levels found in public drinking water supplies.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-202

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmehin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Caltagirone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafrilla	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli
Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh
DeLuca	Kukovich	Reinard	Williams
Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic
Egolf	Leh	Rohrer	Zug

Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-1

Haluska

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

\* \* \*

Mr. GEORGE called up **HR 128, PN 2109**, entitled:

A Resolution memorializing the Congress of the United States to protect the environmental, economic and health and safety interests of the people of Pennsylvania in regard to low-level radioactive waste.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-202

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmehin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Caltagirone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafrilla	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli
Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh



DeLuca	Kukovich	Reinard	Williams
Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic
Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—1

Haluska

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

\* \* \*

Mrs. VANCE called up **HR 131, PN 2152**, entitled:

A Resolution proclaiming July 30, 1993, as "Legal Assistant Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Caltagirone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafrella	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli

Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh
DeLuca	Kukovich	Reinard	Williams
Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic
Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—1

Haluska

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

\* \* \*

Mr. COHEN called up **HR 136, PN 2170**, entitled:

A Resolution memorializing the President and the Congress of the United States, the Secretary of Defense and all members of the Base Closure and Realignment Commission to consider the economic impact of relocating or closing the Department of Defense activities located at the Naval Aviation Supply Office Compound at 700 Robbins Avenue, Philadelphia, Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—189

Acosta	Fajt	Lucyk	Santoni
Adolph	Fargo	Lynch	Sather
Allen	Farmer	Maitland	Saurman
Argall	Fee	Manderino	Scheetz
Armstrong	Fichter	Markosek	Schuler
Baker	Fleagle	Marsico	Scrimenti
Barley	Flick	Masland	Semmel
Battisto	Freeman	Steil	Serafini
Bebko-Jones	Gamble	McCall	Smith, B.
Belardi	Gannon	McGeehan	Smith, S. H.
Belfanti	Geist	Melio	Snyder, D. W.
Birmelin	George	Merry	Staback
Bishop	Gerlach	Michlovic	Stairs
Blaum	Gigliotti	Micozzie	Steelman
Boyes	Gladeck	Mihalich	Steighner
Brown	Godshall	Miller	Steil
Bunt	Gordner	Mundy	Stern
Bush	Gruitza	Murphy	Stetler
Butkovitz	Gruppo	Nickol	Stish
Caltagirone	Harley	Nyce	Strittmatter
Cappabianca	Hasay	O'Brien	Sturla
Carn	Heckler	O'Donnell	Surra
Carone	Hennessey	Olasz	Tangretti
Cawley	Herman	Oliver	Taylor, E. Z.

Cessar	Hershey	Perzel	Taylor, J.
Chadwick	Hess	Pesci	Thomas
Civera	Hughes	Petrarca	Tigue
Clark	Hutchinson	Petrone	Tomlinson
Clymer	Itkin	Pettit	Trello
Cohen, L. I.	Jadlowiec	Phillips	Trich
Cohen, M.	James	Piccola	True
Colafella	Jarolin	Pistella	Tulli
Colaizzo	Josephs	Pitts	Uliana
Cornell	Kasunic	Preston	Veon
Corrigan	Keller	Raymond	Vitali
Coy	Kenney	Reber	Waugh
Curry	King	Reinard	Williams
Daley	Kirkland	Richardson	Wogan
DeLuca	Kukovich	Rieger	Wozniak
Dempsey	LaGrotta	Ritter	Wright, D. R.
Dent	Laub	Roberts	Wright, M. N.
Dermody	Laughlin	Robinson	Yandrisevits
Donatucci	Lawless	Roebuck	Yewcic
Druce	Lederer	Rohrer	Zug
Durham	Leh	Rooney	
Egolf	Lescovitz	Rubley	DeWeese,
Evans	Linton	Rudy	Speaker
Fairchild	Lloyd	Ryan	

NAYS—12

Buxton	Krebs	McNally	Saylor
Hanna	Lee	Nailor	Vance
Kaiser	Levdansky	Platts	Van Horne

NOT VOTING—1

Cowell

EXCUSED—1

Haluska

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

\* \* \*

Mr. McCALL called up **HR 139, PN 2166**, entitled:

A Resolution directing the Education Committee to investigate the causes of firearm violence in our schools.

On the question,  
Will the House adopt the resolution?

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, would the maker of the resolution stand for a brief interrogation?

The SPEAKER pro tempore. The gentleman, Mr. McCall, indicates that he will.

Mr. CLYMER. Thank you.

Mr. Speaker, I certainly support the good intentions of this resolution, and it is my intention to vote for it, but I do want to have a matter of clarification.

Is it the intention of the committee to investigate—as you look at the issue of firearm violence in the schools—to look at the entertainment media, which has promoted the violence in the theater and on the television, and also to look at the

violence that is promoted by many of your metal rock groups whose lyrics tend to get into the minds of the young people that violence is something that is acceptable today? Is it the intention of the committee to look at these avenues of violence?

Mr. McCALL. Mr. Speaker, not to answer for the chairman of the Education Committee, I would imagine that with your comments and with the letter that I received from you yesterday, we went on record asking the committee chairman to certainly look at those things that you have just mentioned.

Mr. CLYMER. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—202

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Caltagirone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafella	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli
Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh
DeLuca	Kukovich	Reinard	Williams
Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic

Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—1

Haluska

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

\* \* \*

Mr. McCALL called up **HR 140, PN 2167**, entitled:

A Resolution memorializing Congress to take whatever steps necessary to save the garment industry from foreign competition.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—202

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback
Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Buxton	Harley	Murphy	Stetler
Caltagirone	Hasay	Nailor	Stish
Cappabianca	Heckler	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Olasz	Taylor, E. Z.
Chadwick	Hughes	Oliver	Taylor, J.
Civera	Hutchinson	Perzel	Thomas
Clark	Itkin	Pesci	Tigue
Clymer	Jadlowiec	Petrarca	Tomlinson
Cohen, L. I.	James	Petrone	Trello
Cohen, M.	Jarolin	Pettit	Trich
Colafiglia	Josephs	Phillips	True
Colaizzo	Kaiser	Piccola	Tulli
Cornell	Kasunic	Pistella	Uliana
Corrigan	Keller	Pitts	Vance
Cowell	Kenney	Platts	Van Horne
Coy	King	Preston	Veon
Curry	Kirkland	Raymond	Vitali
Daley	Krebs	Reber	Waugh
DeLuca	Kukovich	Reinard	Williams

Dempsey	LaGrotta	Richardson	Wogan
Dent	Laub	Rieger	Wozniak
Dermody	Laughlin	Ritter	Wright, D. R.
Donatucci	Lawless	Roberts	Wright, M. N.
Druce	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic
Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—1

Haluska

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

**BILLS ON THIRD  
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **SB 970, PN 1448**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for suspension or revocation of vehicle business registration plates and for judicial review of denial or suspension of registration.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. COY offered the following amendments No. A3190:

Amend Title, page 1, line 2, by inserting after "Statutes," extending the authorization for transfers to the Catastrophic Loss Benefits Continuation Fund from the Workers' Compensation Security Fund; and

Amend Sec. 1, page 1, line 7, by striking out "1374 and 1377" and inserting  
1374, 1377 and 1798.4(d)

Amend Sec. 1, page 6, by inserting between lines 25 and 26 § 1798.4. Catastrophic Loss Benefits Continuation Fund.

\* \* \*

(d) Borrowing from the Workers' Compensation Security Fund.—Whenever the Governor shall ascertain that the cash balance and the current estimated receipts of the Catastrophic Loss Benefits Continuation Fund shall be insufficient at any time during any fiscal period to meet promptly any expenses payable from the fund, the Governor shall authorize the transfer from the Workers' Compensation Security Fund to the Catastrophic Loss Benefits Continuation Fund such sums as are necessary. Any sum so transferred shall be available for the purpose for which the Catastrophic Loss Benefits Continuation Fund is created by law and shall be considered as a loan to that fund. Such transfers shall be made upon warrant of the State Treasurer upon requisition of the Governor. For purposes of determining whether contributions to the Workers' Compensation Security Fund pursuant to section 5 of the act of July 1, 1937 (P.L.2532, No.470), known as the Workers' Compensation Security Fund Act, are necessary, the Insurance Commissioner shall consider the amount of any loan made pursuant to this act as an asset of the Workers' Compensation Security Fund that does not reduce the fund below 5% of its loss reserves and does not trigger the resumption of contributions to the fund. The amounts transferred to the Catastrophic Loss

Benefits Continuation Fund may carry over from fiscal year to fiscal year and shall be repaid together with an amount of interest equivalent to the average interest rate derived from investments of the Workers' Compensation Security Fund in the immediately preceding fiscal year as determined by the State Treasurer. An estimate of the actual and projected borrowings and loan repayments to be made from and to the Workers' Compensation Security Fund shall be included in the report required pursuant to section 7 of the act of July 1, 1989 (P.L. 115, No. 24), entitled "An act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, creating the Catastrophic Loss Benefits Continuation Fund for payment of certain catastrophic loss benefits; providing for surcharges for certain offenses to provide moneys for the fund; and further providing for conditions of permits." The authorization to make transfers pursuant to this subsection shall expire on July 1, [1993] 1998, unless otherwise provided by the General Assembly.

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

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

Mr. COY. Mr. Speaker, I offer this amendment on behalf of the majority leader, Mr. Itkin.

Act 70 of 1990 authorizes the Governor to borrow from the Workers' Compensation Security Fund whenever the Continuation Fund is unable to promptly meet eligible expenses. This would extend the provision until later, because the current law expires July 1 of 1993. This would extend that expiration date for 5 years, for a 5-year additional sunset period, to July 1, 1998.

I would ask support for the amendment. Thank you, Mr. Speaker.

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

Mr. STRITTMATTER. Thank you, Mr. Speaker.

For a copy of the amendment, please.

The SPEAKER pro tempore. The packet has not been distributed yet. We will have to go over the amendment.

Mr. STRITTMATTER. Thank you.

#### BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. The House will go over the bill temporarily until the amendments are distributed.

#### GUEST INTRODUCED

The SPEAKER pro tempore. To the left of the Speaker, the House would like to introduce Mr. Paul Piccatti from Jermyn, Pennsylvania, Lackawanna County, who is the guest of Representative Ed Staback. Will the guest please rise and be recognized.

#### MILITARY AND VETERANS AFFAIRS COMMITTEE MEETING

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

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

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

Mr. LUCYK. I would like to announce a meeting of the Military and Veterans Affairs Committee in the rear of the House at the break; that is the Military and Veterans Affairs Committee in the rear of the House at the break. Thank you, Mr. Speaker.

#### AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Lloyd, for the purpose of announcing a meeting.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, immediately on the recess, the House Agriculture Committee will meet in room 40, East Wing; immediately on the recess, Agriculture Committee, room 40E. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

#### JUDICIARY COMMITTEE MEETING

The SPEAKER pro tempore. Representative Caltagirone of the Judiciary Committee would like to announce that its Tuesday, June 22, 1993, meeting is recessed and that the meeting will be reconvened on Wednesday, June 23, at 9:30 a.m. in room 40E; that is a meeting of the Judiciary Committee which will convene tomorrow at 9:30 a.m. in room 40E.

#### SENATE MESSAGE

#### AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 163, PN 2044**; and **HB 185, PN 2217**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

#### DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Coy, for the purpose of an announcement.

Mr. COY. Thank you, Mr. Speaker.

Mr. Speaker, there is a need to caucus on several bills that will be voted today, so I would suggest that the Democratic members report to caucus at 1 o'clock. Members can take lunch, report to caucus at 1 o'clock, and we would expect to return to the floor at 2 o'clock.

The SPEAKER pro tempore. The Chair thanks the gentleman.

**REPUBLICAN CAUCUS**

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Geist, for the purpose of making an announcement.

Mr. GEIST. Thank you, Mr. Speaker.

The Republicans will also caucus promptly at 1 o'clock, and we have quite a bit to caucus on. Hopefully, we will be able to come back to the floor by 2. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

**GUEST INTRODUCED**

The SPEAKER pro tempore. The Chair is pleased to welcome Rev. Tim Baer from the Salem United Methodist Church, Fairview Township, who is the guest of Representative Bruce Smith. Reverend Baer is located to the left of the Speaker. Will the guest please rise and be recognized. The members welcome the reverend to the floor of the House.

**RECESS**

The SPEAKER pro tempore. This House stands in recess until 2 p.m.

**RECESS EXTENDED**

The time of recess was extended until 2:15 p.m.; further extended until 2:30 p.m.

**AFTER RECESS**

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

**THE SPEAKER PRO TEMPORE  
(PHYLLIS MUNDY) PRESIDING**

**CALENDAR CONTINUED**

**CONSIDERATION OF SB 970 CONTINUED**

The SPEAKER pro tempore. The gentleman, Mr. Coy, offers amendment A3190, which the clerk has read.

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

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

Mr. COY. Thank you, Madam Speaker.

I had previously offered this amendment before the luncheon break and the amendment has since been distributed and offered a brief explanation thereof, and I think that should suffice. It is really an amendment which intends to extend the effective date of the act for another 5-year period, to July 1, 1998.

I would appreciate an affirmative vote. I offer the amendment on behalf of the majority leader. Thank you, Madam Speaker.

**THE SPEAKER (H. WILLIAM DeWEESE)  
PRESIDING**

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

The following roll call was recorded:

**YEAS—195**

Adolph	Fargo	Lynch	Santoni
Allen	Farmer	Maitland	Sather
Argall	Fee	Manderino	Saurman
Armstrong	Fichter	Markosek	Saylor
Baker	Fleagle	Marsico	Scheetz
Barley	Flick	Masland	Schuler
Battisto	Freeman	Mayernik	Scrimenti
Bebko-Jones	Gamble	McCall	Semmel
Belardi	Gannon	McGeehan	Serafini
Belfanti	Geist	McNally	Smith, B.
Birmelin	George	Melio	Smith, S. H.
Bishop	Gerlach	Merry	Snyder, D. W.
Blaum	Gigliotti	Michlovic	Staback
Boyes	Gladeck	Micozzie	Stairs
Brown	Godshall	Mihalich	Steelman
Bunt	Gordner	Miller	Steighner
Bush	Gruitza	Mundy	Steil
Butkovitz	Gruppo	Murphy	Stern
Buxton	Hanna	Nailor	Stetler
Caltagirone	Harley	Nickol	Stish
Cappabianca	Hasay	Nyce	Strittmatter
Cam	Hennessey	O'Brien	Sturla
Carone	Herman	O'Donnell	Surra
Cawley	Hershey	Olasz	Tangretti
Cessar	Hess	Oliver	Taylor, E. Z.
Chadwick	Hughes	Perzel	Taylor, J.
Civera	Hutchinson	Pesci	Thomas
Clark	Itkin	Petrarca	Tomlinson
Clymer	Jadlowiec	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Kaiser	Phillips	True
Colafrilla	Kasunic	Piccola	Tulli
Colaizzo	Kenney	Pistella	Uliana
Cornell	King	Pitts	Vance
Corrigan	Kirkland	Platts	Van Horne
Cowell	Krebs	Preston	Veon
Coy	Kukovich	Raymond	Vitali
Curry	LaGrotta	Reber	Waugh
Daley	Laub	Reinard	Williams
DeLuca	Laughlin	Richardson	Wogan
Dempsey	Lawless	Rieger	Wozniak
Dent	Lederer	Ritter	Wright, D. R.
Dermody	Lee	Roberts	Wright, M. N.
Donatucci	Leh	Robinson	Yandrisevits
Druce	Lescovitz	Roebuck	Yewcic
Durham	Levdansky	Rohrer	Zug
Egolf	Linton	Rooney	
Evans	Lloyd	Rubley	DeWeese, Speaker
Fairchild	Lucyk	Rudy	
Fajt			

**NAYS—0**

NOT VOTING—7

Acosta	James	Keller	Tigue
Heckler	Josephs	Ryan	

EXCUSED—1

Haluska

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

VOTE CORRECTION

LEAVE OF ABSENCE

The SPEAKER. The gentleman, Mr. Ryan, is recognized. Mr. RYAN. Mr. Speaker, two things.

Had I been paying attention, I would have voted in the affirmative on that vote, and I would like at this time to request the Chair to return to leaves of absence and place the gentleman, Mr. HECKLER, on leave temporarily.

The SPEAKER. The Chair returns to leaves of absence, and the gentleman from Bucks County, Mr. Heckler's name will be added to the list of leaves temporarily.

CONSIDERATION OF SB 970 CONTINUED

On the question,

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

Mr. DERMODY offered the following amendments No. A3132:

Amend Title, page 1, line 2, by inserting after "Statutes," further defining "court";

Amend Bill, page 1, lines 7 and 8, by striking out all of line 7 and "Pennsylvania Consolidated Statutes" in line 8 and inserting

Section 1. The definition of "court" in section 102 of Title 75 of the Pennsylvania Consolidated Statutes is amended to read: § 102. Definitions.

Subject to additional definitions contained in subsequent provisions of this title which are applicable to specific provisions of this title, the following words and phrases when used in this title shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

\*\*\*

"Court." Includes (when exercising criminal or quasi-criminal jurisdiction pursuant to 42 Pa.C.S. § 1515 (relating to jurisdiction and venue) or concerning the receipt, storage, reproduction, electronic transmission and admissibility of documentation under section 1377 (relating to judicial review of denial or suspension of registration) or 1550 (relating to judicial review)) a district justice or issuing authority or the equivalent official from the Federal Government or another state.

\*\*\*

Section 2. Sections 1374 and 1377 of Title 75

Amend Sec. 1 (Sec. 1377), page 6, line 7, by inserting before "Any"

(a) General rule.—

Amend Bill, page 6, line 26, by striking out all of said line and inserting

(b) Documentation.—In any proceeding under this section, documents received by the department from a court or from an insurance company shall be admissible into evidence to support the department's case. In addition, if the department receives information from a court by means of electronic transmission or

from an insurance company which is complying with its obligation under Subchapter H of Chapter 17 (relating to proof of financial responsibility) by means of electronic transmission, it may certify that it has received the information by means of electronic transmission and that certification shall be prima facie proof of the adjudication and facts contained in such an electronic transmission.

Section 3. Section 1550 of Title 75 is amended by adding a subsection to read:

§ 1550. Judicial review.

\*\*\*

(d) Documentation.—In any proceeding under this section, documents received by the department from a court or from an insurance company shall be admissible into evidence to support the department's case. In addition, if the department receives information from a court by means of electronic transmission or from an insurance company which is complying with its obligation under Subchapter H of Chapter 17 (relating to proof of financial responsibility) by means of electronic transmission, it may certify that it has received the information by means of electronic transmission and that certification shall be prima facie proof of the adjudication and facts contained in such an electronic transmission.

Section 4. This act shall take effect as follows:

(1) The amendment of 75 Pa.C.S. §§ 102, 1377(b) and 1550(e) and this section shall take effect July 1, 1993, or immediately, whichever is later.

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

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes the gentleman from Plum Borough and Oakmont.

Mr. DERMODY. Thank you, Mr. Speaker.

Mr. Speaker, recently the Supreme Court changed rule 91 of the Pennsylvania Rules of Criminal Procedure, and this rule concerns the procedures involved in notifying people that their license has been suspended for failure to respond to a citation. The Supreme Court via this rule would now allow notification to be sent to the Department of Transportation via an electronic transmission.

My amendment, this amendment, gives the department, through the Vehicle Code, the opportunity and the vehicle from which they can implement the Supreme Court's rule. It also allows for these documents that have been sent via electronic transmission to be used in court proceedings.

The SPEAKER. The Chair recognizes the gentleman, Mr. Cessar, on the Dermody amendment.

Mr. CESSAR. Thank you, Mr. Speaker.

This amendment is needed and we do support it. It is an agreed-to amendment, and I urge all members on this side to vote in the affirmative.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor

Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kastunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermoddy	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	DeWeese,
Evans	Levdansky	Rubley	Speaker
Fairchild	Linton	Rudy	
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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

On the question recurring,

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

Mr. LLOYD offered the following amendments No. A3177:

Amend Title, page 1, line 3, by striking out "and" and inserting a comma

Amend Title, page 1, line 4, by removing the period after "registration" and inserting  
and for issuance and content of driver's license.

Amend Sec. 1, page 1, line 7, by striking out "and 1377" and inserting

, 1377 and 1510(a)

Amend Sec. 1, page 6, by inserting between lines 25 and 26 § 1510. Issuance and content of driver's license.

(a) General rule.—The department shall, upon payment of the required fee, issue to every qualified applicant a driver's license indicating the type or general class of vehicles the licensee is authorized to drive and any endorsements or restrictions, which license shall contain a distinguishing number assigned by the department to the licensee, [the Social Security number of the licensee,] the actual name, date of birth, residence address, a color photograph or photographic facsimile of the licensee, such other information as may be required by the department, and either a facsimile of the signature of the licensee or a space upon which the licensee shall write his usual signature with pen and ink. Personal medical data and other information for use in an emergency may be included as a part of the license. Information other than that required to identify the licensee, the distinguishing number and the class of license issued may be included in microdata form. Except as provided in subsection (f), an applicant shall include his Social Security number on his license application, but the Social Security number shall not be included on the license. No driver's license shall be valid until it has been signed by the licensee.

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On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, Mr. Lloyd is recognized.

Mr. LLOYD. Thank you, Mr. Speaker.

Mr. Speaker, this amendment would remove the Social Security number from the driver's license. There had been objections from some people that drivers' licenses are shown in places where folks who have no business knowing someone else's Social Security number can find out what that Social Security number is. The department has requested that the Social Security number continue to be on the application but has agreed that it should not be on the license itself.

The department agrees to this amendment. I would ask for an affirmative vote.

The SPEAKER. The gentleman, Mr. Cessar, is recognized.

Mr. CESSAR. We agree to the amendment, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman

Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Cam	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdansky	Rubley	DeWeese, Speaker
Fairchild	Linton	Rudy	
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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

On the question recurring,

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

Mr. BELARDI offered the following amendments No. A2821:

Amend Title, page 1, line 3, by striking out "and" and inserting a comma

Amend Title, page 1, line 4, by removing the period after "registration" and inserting  
and for certification of mechanics.

Amend Sec. 1, page 1, line 7, by striking out "and 1377" and inserting  
, 1377 and 4726(a)

Amend Sec. 1, page 6, by inserting between lines 25 and 26 § 4726. Certification of mechanics.

(a) General rule.—No mechanic shall conduct motor vehicle inspections or mass transit vehicle inspections at an official inspection station unless certified as to training, qualifications and competence by the department or the department's designate according to department regulations. The regulations relating to mass transit vehicle inspections shall require that any mechanic

conducting such inspections shall possess proven competence in the area of mass transit vehicle operation and maintenance. The provisions of this title or regulations adopted thereunder shall not be construed or applied in a manner which would preclude or impair the right of a person who is a resident of another state, and who is in possession of a valid driver's license issued by such state, to be certified to conduct motor vehicle inspections or mass transit vehicle inspections at an official inspection station in this Commonwealth. A certified official inspection mechanic performing a road test on a vehicle for the purpose of conducting a motor vehicle inspection is not required to hold a commercial driver's license if the entire road test is performed on private property provided the mechanic holds a valid Class C driver's license and the road test area is of adequate space and size to perform a complete and proper road test as specified in department regulations. No official inspection station appointment shall be issued or renewed unless a certified official inspection mechanic is employed there.

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On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, the Chair recognizes the gentleman from Scranton, Mr. Belardi.

Mr. BELARDI. Thank you, Mr. Speaker.

Mr. Speaker, this amendment amends section 4726(a), "Certification of mechanics," in SB 323 that was passed by this House a few weeks ago. This amendment is the certification of mechanics to allow a certified inspection mechanic to perform a road test on a commercial vehicle without being required to hold a commercial driver's license if the entire road test is performed on private property.

It is one that passed the House a few weeks ago. I ask for concurrence from my colleagues. Thank you.

The SPEAKER. The gentleman, Mr. Cessar, is recognized on the Belardi amendment.

Mr. CESSAR. Thank you, Mr. Speaker.

The gentleman is absolutely correct. We did pass this in two other bills, and I urge support for this amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—200

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayermik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern



Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Donnell	Surra
Carone	Hershey	Olasz	Tangretti
Cawley	Hess	Oliver	Taylor, E. Z.
Cessar	Hughes	Perzel	Taylor, J.
Chadwick	Hutchinson	Pesci	Thomas
Civera	Itkin	Petrarca	Tigue
Clark	Jadlowiec	Petrone	Tomlinson
Clymer	James	Pettit	Trello
Cohen, L. I.	Jarolin	Phillips	Trich
Cohen, M.	Josephs	Piccola	True
Colafella	Kaiser	Pistella	Tulli
Colaizzo	Kasunic	Pitts	Uliana
Cornell	Keller	Platts	Vance
Corrigan	Kenney	Preston	Van Horne
Cowell	King	Raymond	Veon
Coy	Kirkland	Reber	Vitali
Curry	Krebs	Reinard	Waugh
Daley	Kukovich	Richardson	Williams
DeLuca	LaGrotta	Rieger	Wogan
Dempsey	Laub	Ritter	Wozniak
Dent	Laughlin	Roberts	Wright, D. R.
Demody	Lawless	Robinson	Wright, M. N.
Donatucci	Lederer	Roebuck	Yandrisevits
Druce	Lee	Rohrer	Yewcic
Durham	Leh	Rooney	Zug
Egolf	Lescovitz	Rubley	
Evans	Levdansky	Rudy	DeWeese,
Fairchild	Linton	Ryan	Speaker
Fajt	Lloyd		

NAYS—1

O'Brien

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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

On the question recurring,

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

Mr. M. N. WRIGHT offered the following amendments No. A3267:

Amend Title, page 1, line 3, by striking out "and" and inserting a comma

Amend Title, page 1, line 4, by removing the period after "registration" and inserting  
and for an exemption from certain fees.

Amend Bill, page 6, by inserting between lines 25 and 26 Section 2. Section 1902 of Title 75 is amended by adding a paragraph to read:

§ 1902. Exemptions from other fees.

No fee shall be charged under this title for or to any of the following:

\* \* \*

(8) Volunteer emergency service personnel who require a certified driving record for certification under the act of July 3, 1985 (P.L.164, No.45), known as the Emergency Medical Services Act.

Section 3. Section 619-A(1)(i) of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is repealed insofar as it is inconsistent with the provisions of 75 Pa.C.S. § 1902(8).

Amend Sec. 2, page 6, line 26, by striking out "2" and inserting

4

On the question,

Will the House agree to the amendments?

The SPEAKER. On that question, the Chair recognizes Matthew Wright.

Mr. M. N. WRIGHT. Thank you, Mr. Speaker.

This is the second part from my amendment yesterday. Yesterday we asked to have a waiver of the fee from the State Police for the criminal background check. Today for our rescue squads I am asking for the second part that waives the fee associated with the driver's background check from the Department of Transportation.

What this does is when the volunteers at the rescue squads sign up, they have to have a driver's background check. It is a certified copy. It is a \$10 charge. We will still require to have that done, but we are going to be waiving the \$10 fee.

I appreciate a positive vote.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana

Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdanský	Rubley	DeWeese, Speaker
Fairchild	Linton	Rudy	
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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

On the question recurring,

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

Mr. SCRIMENTI offered the following amendments No. A3386:

Amend Title, page 1, line 3, by inserting after "plates" , for snowmobile and all-terrain vehicle registration exemptions

Amend Sec. 1, page 1, line 7, by striking out "and 1377" and inserting , 1377, 7714 and 7715

Amend Sec. 1, page 6, by inserting between lines 25 and 26 § 7714. Exemptions from registration.

[(a) General rule.—]No certificate of registration or decal shall be required for a snowmobile or an ATV:

(1) Owned and used by the United States or another state, or a political subdivision thereof, but such snowmobile shall display the name of the owner on the cowling thereof, and such ATV shall display the name of the owner in a manner prescribed by regulation of the department.

[(2) Covered by a valid registration or license of another state, province or country.

(3)] (2) Owned and operated on lands owned by the owner or operator of the snowmobile or ATV or on lands to which he has a contractual right other than as a member of a club or association, provided the snowmobile or ATV is not operated elsewhere within this Commonwealth.

[(b) Penalty.—Any person violating the provisions of subsection (a)(3) commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$300 or 90 days imprisonment, or both.]

§ 7715. Reciprocity.

[The provisions of this chapter relating to certificates of registration and decals shall not apply to nonresident owners who have complied with the registration and licensing laws of the state, province, district or country of residence, provided that the snowmobile or ATV is appropriately identified in accordance with the laws of the state of residence.]

(a) General rule.—Nonresident owners of a snowmobile or an ATV covered by a valid registration of the state, province,

district or country of residence are required to pay a registration fee and to display a current validation decal.

(b) Exception.—Subsection (a) does not apply to nonresident owners if the State, province, district or country of residence similarly recognizes a properly registered snowmobile or ATV of Pennsylvania resident owners.

(c) Penalty.—Any person violating this section commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$300 or 90 days imprisonment, or both.

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, the gentleman from Erie County, Mr. Scrimenti, is recognized.

Mr. SCRIMENTI. Thank you, Mr. Speaker.

For the information of the members, they do not have a copy of A3386. It is a substitution for amendment No. 2721. The only difference between the two amendments is that the word "county" was changed to "country." So it was just a typographical error that was corrected in the amendment.

Now on the substance of the amendment. This amendment simply addresses the registration of snowmobiles and ATV's (all-terrain vehicles) and how it relates to out-of-State residents. For example, last year New York passed a law eliminating reciprocity as it relates to snowmobiles and ATV registrations. This amendment in essence levels the playing field, and I ask for the membership's support. Thank you.

The SPEAKER. The gentleman, Mr. Cessar, is recognized on the Scrimenti amendment.

Mr. CESSAR. Mr. Speaker, thank you.

We do support this amendment. We did pass this same amendment in HB 986. I urge support of all the members on this side.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Mery	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti

Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafiglia	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Home
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdansky	Rubley	DeWeese,
Fairchild	Linton	Rudy	Speaker
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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

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

**SB 1018, PN 1124** By Rep. LUCYK

An Act amending the act of July 13, 1987 (P. L. 348, No. 67), entitled "Vietnam Veterans Health Initiative Act," extending the expiration date.

**MILITARY AND VETERANS AFFAIRS.**

**SB 1047, PN 1438** By Rep. LLOYD

An Act amending the act of July 22, 1913 (P. L. 928, No. 441), entitled "Domestic Animal Disease Suppression Law," further defining "domestic animal."

**AGRICULTURE AND RURAL AFFAIRS.**

**CONSIDERATION OF SB 970 CONTINUED**

On the question recurring,

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

The SPEAKER. The Chair returns to the normal flow of business and recognizes the gentleman, Mr. Evans.

Does the gentleman, Mr. Evans, withdraw his amendment?

Mr. EVANS. Yes, Mr. Speaker. My understanding is that I withdraw it to SB 970.

**RULES SUSPENDED**

The SPEAKER. Does Mr. McCall seek recognition?

Mr. McCALL. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a motion to suspend the rules so the House can immediately consider amendment A2988 to SB 970.

The SPEAKER. The gentleman is in order.

The gentleman, Mr. McCall, moves for a temporary suspension of the rules.

On the question,

Will the House agree to the motion?

(Members proceeded to vote.)

Mr. RYAN. Mr. Speaker?

The SPEAKER. The gentleman, Mr. Ryan, is recognized.

Mr. RYAN. Mr. Speaker, I yield to the gentleman, Mr. Cessar, to explain to our caucus why he believes we should suspend the rules on this particular issue.

**VOTE STRICKEN**

The SPEAKER. The clerk will please strike the vote.

The gentleman, Mr. Cessar, is recognized.

Mr. CESSAR. Thank you, Mr. Speaker.

The reason I am calling for a suspension of the rules to allow this amendment to be offered, Mr. Speaker, is the fact that yesterday this amendment was circulated in proper time but it was not duly recorded by the recording secretary here, the amendment clerk. It was just an honest mistake; it was an error. It is an amendment that we do need, even though this amendment is being considered in the Senate, to insure that we pass this amendment to make absolutely, positively sure that we do not lose Federal highway moneys. Basically, the gentleman, Mr. McCall, will explain what the amendment does once we get through with this procedure.

But I urge you, because it is urgent, to suspend the rules, and as I said before, it was an honest mistake.

The SPEAKER. On the move to suspend the rules, the "yeas" and "nays" will now be taken.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

**YEAS—197**

Acosta	Fargo	Lloyd	Ryan
Adolph	Farmer	Lucyk	Santoni
Allen	Fee	Lynch	Sather
Argall	Fichter	Maitland	Saurman
Armstrong	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	McNally	Smith, S. H.
Bishop	Gigliotti	Melio	Snyder, D. W.
Blaum	Gladeck	Merry	Staback

Boyes	Godshall	Michlovic	Stairs
Brown	Gordner	Micozzie	Steelman
Bunt	Gruitza	Mihalich	Steighner
Bush	Gruppo	Miller	Steil
Butkovitz	Hanna	Mundy	Stern
Caltagirone	Harley	Murphy	Stetler
Cappabianca	Hasay	Nailor	Stish
Cam	Hennessey	Nickol	Strittmatter
Carone	Herman	Nyce	Sturla
Cawley	Hershey	O'Brien	Surra
Cessar	Hess	O'Donnell	Taylor, E. Z.
Chadwick	Hughes	Olasz	Taylor, J.
Civera	Hutchinson	Oliver	Thomas
Clark	Itkin	Perzel	Tigue
Clymer	Jadlowiec	Pesci	Tomlinson
Cohen, L. I.	James	Petrarca	Trello
Cohen, M.	Jarolin	Petrone	Trich
Colaella	Josephs	Pettit	True
Colaizzo	Kaiser	Phillips	Tulli
Cornell	Kasunic	Piccola	Uliana
Corrigan	Keller	Pistella	Vance
Cowell	Kenney	Pitts	Van Home
Coy	King	Platts	Vitali
Curry	Kirkland	Preston	Waugh
Daley	Krebs	Raymond	Williams
DeLuca	Kukovich	Reber	Wogan
Dempsey	LaGrotta	Reinard	Wozniak
Dent	Laub	Richardson	Wright, D. R.
Dermody	Laughlin	Rieger	Wright, M. N.
Donatucci	Lawless	Ritter	Yandrisevits
Druce	Lederer	Roberts	Yewcic
Durham	Lee	Roebuck	Zug
Egolf	Leh	Rohrer	
Evans	Lescovitz	Rooney	DeWeese,
Fairchild	Levdansky	Rubleby	Speaker
Fajt	Linton	Rudy	

NAYS—0

NOT VOTING—4

Buxton	Robinson	Tangretti	Veon
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EXCUSED—2

Haluska	Heckler
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A majority of the members elected to the House 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. McCALL offered the following amendments No. A2988:

Amend Title, page 1, line 3, by striking out "and" and inserting

, for revocation or suspension of operating privilege,

Amend Title, page 1, line 4, by striking out all of said line and inserting

and for reports by courts; and making a repeal.

Amend Bill, page 6, by inserting between lines 25 and 26

Section 2. Sections 1532 and 1550 of Title 75 are amended by adding subsections to read:

§ 1532. Revocation or suspension of operating privilege.

\*\*\*

(c) Suspension.—The department shall suspend the operating privilege of any person upon receiving a certified record of the person's conviction of any offense involving the possession, sale, delivery, offering for sale, holding for sale or giving away of any controlled substance under the laws of the United States, this Commonwealth or any other state.

(1) The period of suspension shall be as follows:

(i) For a first offense, a period of six months from the date of the suspension.

(ii) For a second offense, a period of one year from the date of the suspension.

(iii) For a third and any subsequent offense thereafter, a period of two years from the date of the suspension.

(2) For the purposes of this subsection, the term "conviction" shall include any conviction or adjudication of delinquency for any of the offenses listed in paragraph (1), whether in this Commonwealth or any other Federal or state court.

§ 1550. Judicial review.

\*\*\*

(d) Out-of-State documentation.—In any proceeding under this section, documents received by the department from the courts or administrative bodies of other states or the Federal Government shall be admissible into evidence to support the department's case. In addition, the department may treat the received documents as documents of the department and use any of the methods of storage permitted under the provisions of 42 Pa.C.S. § 6109 (relating to photographic copies of business and public records), and may reproduce such documents in accordance with the provisions of 42 Pa.C.S. § 6103 (relating to proof of official records). In addition, if the department receives information from courts or administrative bodies of other states or the Federal Government by means of electronic transmission, it may certify that it has received the information by means of electronic transmission and that certification shall be prima facie proof of the adjudication and facts contained in such an electronic transmission.

Section 3. Section 6323(1) of Title 75 is amended to read:

§ 6323. Reports by courts.

Subject to any inconsistent procedures and standards relating to reports and transmission of funds prescribed pursuant to Title 42 (relating to judiciary and judicial procedure):

(1) The clerk of any court of this Commonwealth, within ten days after final judgment of conviction or acquittal or other disposition of charges under any of the provisions of this title or under section 13 of the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, including an adjudication of delinquency or the granting of a consent decree, shall send to the department a record of the judgment of conviction, acquittal or other disposition.

\*\*\*

Section 4. Section 13(m) of the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, is repealed.

Section 5. The provisions of 75 Pa.C.S. §§ 1532(c) and 1550(d) and the repeal of the provisions of section 13(m) of the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, by the act shall not affect any act done, liability incurred or right accrued or vested, or affect any suit or prosecution pending or be instituted to enforce any right or penalty, or to punish any offense, under the authority of any statute repealed by this act.

Amend Sec. 2, page 6, line 26, by striking out "2" and inserting

6

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, Mr. McCall is recognized.

Mr. McCALL. Thank you, Mr. Speaker.

For the information of the House, this language that I am trying to amend into SB 970 is identical to language that this House passed in HB 878 and also in SB 373.

Under current law, right now current law requires revocation or suspension of an individual's driver's license upon the conviction for any violation of the Federal Controlled Substance Act. That is current law right now.

In 1992 the Congress passed an amendment to the Transportation-Related Agencies Appropriations Act that requires the States to put into place or put language in our law to give us the authority to suspend or revoke those persons convicted of the Federal Controlled Substance Act for out-of-State convictions. So it is putting us into compliance with the Federal act, and as Representative Cessar had mentioned, if we do not pass this by October 1 of 1993, the State will lose 5 percent of its 1994 Federal highway money, which amounts to \$38.7 million.

I would ask the House to vote in the affirmative on this amendment.

The SPEAKER. The gentleman from Etna, Mr. Cessar, is recognized.

Mr. CESSAR. Thank you, Mr. Speaker.

For the reasons that were spoken to by the distinguished gentleman, Mr. McCall, I urge everybody on this side of the aisle to support this amendment.

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

The following roll call was recorded:

YEAS-201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson

Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdansky	Rubley	DeWeese,
Fairchild	Linton	Rudy	Speaker
Fajt	Lloyd	Ryan	

NAYS-0

NOT VOTING-0

EXCUSED-2

Haluska Heckler

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

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

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

YEAS-201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla

Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafrilla	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdansky	Rubley	DeWeese,
Fairchild	Linton	Rudy	Speaker
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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.

**CONSIDERATION OF SB 1098 CONTINUED**

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

The SPEAKER. On the capital budget bill, SB 1098, the Chair recognizes the gentleman, Mr. Ryan.

Mr. RYAN. Mr. Speaker, I had a sidebar conference a moment ago with the gentleman, Mr. Evans. At that time he advised me that he thought it made sense to recommit SB 1098 to the Appropriations Committee for the purpose of incorporating into the bill, in committee, some 20, 22, 23, 24, 25 amendments that have apparently been agreed to by both sides rather than take them one after another here on the floor. I agree with him, Mr. Speaker, but I thought it is the type thing that should be explained on the floor, that the capital budget bill is not going back to Appropriations to never be seen again but rather it is going back for the sake of simplicity in handling the matter of taking care of some 25-plus-or-minus

amendments for both sides of the aisle. There are a number of Republican amendments, a number of Democrat amendments, and I, for one, when the motion is made, would urge that it be supported.

The SPEAKER. The Chair thanks the gentleman.

**BILL RECOMMITTED**

The SPEAKER. The Chair recognizes Mr. Evans.

Mr. EVANS. Mr. Speaker, the minority leader is correct that we had a discussion about sending the bill back. The amendments that the minority chair of the Appropriations Committee has, we will entertain. We will put those amendments in the capital bill and make whatever other corrections we have; then we will bring the bill back out today, immediately. Then we will have to suspend the rules in order to take the bill up—that is my understanding, based on our rules—immediately, so that we can get it to the Senate so it can be sent on to the Governor.

The SPEAKER. The chairman of the Appropriations Committee has moved that SB 1098 be recommitted to the Appropriations Committee.

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

**BILLS SIGNED BY SPEAKER**

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

**HB 838, PN 901**

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

**HB 1548, PN 1800**

An Act amending the act of May 6, 1968 (P.L.117, No.61), known as the Site Development Act, extending the expiration of approval authority.

**SB 1, PN 1486**

An Act amending the act of June 2, 1915 (P. L. 736, No. 338), entitled, as reenacted and amended, "The Pennsylvania Workmen's Compensation Act," adding and amending certain definitions; redesignating referees as workers' compensation judges; further providing for contractors, for insurance and self-insurance, for compensation and for payments for medical services; providing for coordinated care organizations; further providing for procedures for the payment of compensation and for medical services and for procedures of the department, referees and the board; adding provisions relating to insurance, self-insurance pooling, self-insurance guaranty fund, health and safety and the prevention of insurance fraud; further providing for certain penalties; making repeals; and making editorial changes.

**RULES SUSPENDED**

The SPEAKER. The Chair recognizes the majority leader. Mr. ITKIN. Mr. Speaker, I move that we suspend rule 21 in order that SB 871 be considered at this time.

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

The following roll call was recorded:

**YEAS—186**

Acosta	Evans	Lloyd	Rudy
Adolph	Fairchild	Lucyk	Ryan
Allen	Fajt	Lynch	Santoni
Argall	Fargo	Maitland	Sather
Armstrong	Farmer	Manderino	Saurman
Baker	Fee	Markosek	Saylor
Barley	Fichter	Marsico	Scheetz
Battisto	Fleagle	McCall	Schuler
Bebko-Jones	Flick	McGeehan	Scrimenti
Belardi	Gamble	McNally	Semmel
Belfanti	Gannon	Melio	Serafini
Birmelin	Geist	Merry	Smith, B.
Bishop	George	Michlovic	Smith, S. H.
Blaum	Gerlach	Micozzie	Snyder, D. W.
Boyes	Gigliotti	Mihalich	Staback
Brown	Godshall	Miller	Stairs
Bunt	Gordner	Mundy	Steighner
Bush	Gruitza	Murphy	Stern
Butkovitz	Gruppo	Nailor	Stetler
Buxton	Harley	Nickol	Stish
Caltagirone	Hasay	Nyce	Sturla
Cappabianca	Hennessey	O'Brien	Surra
Carn	Herman	O'Donnell	Tangretti
Cawley	Hershey	Olasz	Taylor, E. Z.
Cessar	Hess	Oliver	Taylor, J.
Chadwick	Hughes	Perzel	Thomas
Civera	Hutchinson	Pesci	Tomlinson
Clark	Itkin	Petrarca	Trello
Clymer	Jadlowiec	Petrone	Trich
Cohen, L. I.	James	Pettit	True
Cohen, M.	Jarolin	Phillips	Tulli
Colafella	Josephs	Piccola	Uliana
Colaizzo	Kasunic	Pistella	Vance
Cornell	Keller	Pitts	Van Horne
Corrigan	Kenney	Preston	Veon
Cowell	King	Raymond	Vitali
Coy	Kirkland	Reber	Williams
Curry	Kukovich	Reinard	Wogan
Daley	LaGrotta	Richardson	Wozniak
DeLuca	Laub	Rieger	Wright, D. R.
Dempsey	Laughlin	Ritter	Wright, M. N.
Dent	Lawless	Roberts	Yandrisevits
Dermody	Lederer	Robinson	Yewcic
Donatucci	Leh	Roebuck	Zug
Druce	Lescovitz	Rohrer	
Durham	Levdansky	Rooney	DeWeese, Speaker
Egolf	Linton	Rubley	

**NAYS—13**

Carone	Krebs	Mayernik	Steil
Freeman	Lee	Platts	Tigue
Hanna	Masland	Steelman	Waugh
Kaiser			

**NOT VOTING—2**

Gladeck	Strittmatter
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**EXCUSED—2**

Haluska Heckler

A majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

**BILLS ON THIRD  
CONSIDERATION CONTINUED**

The House proceeded to third consideration of **SB 871, PN 1325**, entitled:

An Act amending the act of June 26, 1992 (P. L. 322, No. 64), entitled "Agriculture Education Loan Forgiveness Act," further providing for the expiration of the act.

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

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

The question is, shall the bill pass finally?

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

**YEAS—195**

Acosta	Fajt	Linton	Rudy
Adolph	Fargo	Lloyd	Ryan
Allen	Farmer	Lucyk	Santoni
Argall	Fee	Lynch	Sather
Armstrong	Fichter	Maitland	Saurman
Baker	Fleagle	Manderino	Saylor
Barley	Flick	Markosek	Scheetz
Battisto	Freeman	Marsico	Schuler
Bebko-Jones	Gamble	Masland	Scrimenti
Belardi	Gannon	Mayernik	Semmel
Belfanti	Geist	McCall	Serafini
Birmelin	George	McGeehan	Smith, B.
Bishop	Gerlach	McNally	Smith, S. H.
Blaum	Gigliotti	Melio	Snyder, D. W.
Boyes	Gladeck	Michlovic	Staback
Brown	Godshall	Micozzie	Stairs
Bunt	Gordner	Mihalich	Steelman
Bush	Gruitza	Miller	Steighner
Butkovitz	Gruppo	Mundy	Stern
Buxton	Hanna	Murphy	Stetler
Caltagirone	Harley	Nailor	Stish
Cappabianca	Hasay	Nickol	Strittmatter
Carn	Hennessey	Nyce	Sturla
Carone	Herman	O'Brien	Surra
Cawley	Hershey	O'Donnell	Tangretti
Cessar	Hess	Oliver	Taylor, E. Z.
Chadwick	Hughes	Perzel	Taylor, J.
Civera	Hutchinson	Pesci	Thomas
Clark	Itkin	Petrarca	Tomlinson
Clymer	Jadlowiec	Petrone	Trello
Cohen, L. I.	James	Pettit	Trich
Cohen, M.	Jarolin	Phillips	True
Colafella	Josephs	Piccola	Tulli
Colaizzo	Kaiser	Pistella	Uliana
Cornell	Kasunic	Pitts	Vance
Corrigan	Keller	Preston	Van Horne
Cowell	Kenney	Raymond	Veon
Coy	King		Vitali

Curry	Kirkland	Reber	Williams
Daley	Krebs	Reinard	Wogan
DeLuca	Kukovich	Richardson	Wozniak
Dempsey	LaGrotta	Rieger	Wright, D. R.
Dent	Laub	Ritter	Wright, M. N.
Dermody	Laughlin	Roberts	Yandrisevits
Donatucci	Lawless	Robinson	Yewcic
Druce	Lederer	Roebuck	Zug
Durham	Leh	Rohrer	
Egolf	Lescovitz	Rooney	DeWeese,
Evans	Levdansky	Rubley	Speaker
Fairchild			

NAYS—5

Lee	Steil	Tigue	Waugh
Platts			

NOT VOTING—1

Merry

EXCUSED—2

Haluska	Heckler
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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.

\* \* \*

The House proceeded to third consideration of **HB 1512, PN 1713**, entitled:

An Act reenacting the act of July 9, 1984 (P.L.676, No.145), entitled "An act establishing within the Pennsylvania Higher Education Assistance Agency Regional Computer Resource Centers and Regional Computer Resource Center boards."

On the question,

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

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

The question is, shall the bill pass finally?

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

YEAS—201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs

Boyes	Godshall	Micozzie	Stelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkowitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdansky	Rubley	DeWeese,
Fairchild	Linton	Rudy	Speaker
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

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

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

\* \* \*

The House proceeded to third consideration of **HB 24, PN 2130**, entitled:

An Act providing for protection of public health and prevention of fraud and deception by prohibiting the manufacture or sale of, the offering for sale or exposing for sale of or the having in possession with intent to sell adulterated, misbranded or deleterious foods.

On the question,

Will the House agree to the bill on third consideration?

The SPEAKER. On that bill, the Chair recognizes the gentleman, Mr. Freeman.

Mr. FREEMAN. Thank you, Mr. Speaker.



Mr. Speaker, after consulting with the chairman of the Agriculture Committee, Representative Lloyd, he has assured me that he is willing to attempt to address the issue of irradiation in committee at a later date, and as such, I will withdraw these amendments at this time.

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

The question is, shall the bill pass finally?

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

YEAS—199

Acosta	Fargo	Lucyk	Ryan
Adolph	Farmer	Lynch	Santoni
Allen	Fee	Maitland	Sather
Argall	Fichter	Manderino	Saurman
Armstrong	Fleagle	Markosek	Saylor
Baker	Flick	Marsico	Scheetz
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkdand	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	I.aub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. W.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Lescovitz	Rohrer	Zug
Egolf	Levdansky	Rooney	

Evans	Linton	Rubley	DeWeese,
Fairchild	Lloyd	Rudy	Speaker
Fajt			

NAYS—0

NOT VOTING—2

Leh	Schuler
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EXCUSED—2

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

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

VOTE CORRECTION

The SPEAKER. The gentleman, Mr. Leh, is recognized.

Mr. LEH. On HB 24, Mr. Speaker, I am not sure if my switch worked. I wish to be recorded in the affirmative.

The SPEAKER. The Chair thanks the gentleman, and his remarks will be spread across the record.

Mr. LEH. Thank you.

HB 1512 RECONSIDERED

The SPEAKER. The Chair is in receipt of a reconsideration motion. Mr. Piccola and Mr. Pitts both move that the vote by which HB 1512, PN 1713, was passed the 22d day of June be reconsidered.

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

The following roll call was recorded:

YEAS—197

Acosta	Fee	Lynch	Santoni
Adolph	Fichter	Maitland	Sather
Allen	Fleagle	Manderino	Saurman
Argall	Flick	Markosek	Saylor
Armstrong	Freeman	Marsico	Scheetz
Baker	Gamble	Masland	Schuler
Barley	Gannon	Mayernik	Scrimenti
Battisto	Geist	McCall	Semmel
Belardi	George	McGeehan	Serafini
Belfanti	Gerlach	McNally	Smith, B.
Birmelin	Gigliotti	Melio	Smith, S. H.
Bishop	Gladeck	Merry	Snyder, D. W.
Blaum	Godshall	Michlovic	Staback
Boyes	Gordner	Micozzie	Stairs
Brown	Gruitza	Mihalich	Steelman
Bunt	Gruppo	Miller	Steighner
Bush	Hanna	Mundy	Steil
Butkovitz	Harley	Murphy	Stern
Buxton	Hasay	Nailor	Stetler
Caltagirone	Hennessey	Nickol	Stish
Cappabianca	Herman	Nyce	Strittmatter
Carn	Hershey	O'Brien	Surra

Carone	Hess	O'Donnell	Tangretti
Cawley	Hughes	Olasz	Taylor, E. Z.
Cessar	Hutchinson	Oliver	Taylor, J.
Chadwick	Itkin	Perzel	Thomas
Clark	Jadlowiec	Pesci	Tigue
Clymer	James	Petrarca	Tomlinson
Cohen, L. I.	Jarolin	Petrone	Trello
Cohen, M.	Josephs	Pettit	Trich
Colaella	Kaiser	Phillips	True
Colaizzo	Kasunic	Piccola	Tulli
Cornell	Keller	Pistella	Uliana
Corrigan	Kenney	Pitts	Vance
Cowell	King	Platts	Van Horne
Coy	Kirkland	Preston	Veon
Curry	Krebs	Raymond	Vitali
Daley	Kukovich	Reber	Waugh
Dempsey	LaGrotta	Reinard	Williams
Dent	Laub	Richardson	Wogan
Dermody	Laughlin	Rieger	Wozniak
Donatucci	Lawless	Ritter	Wright, D. R.
Druce	Lederer	Roberts	Wright, M. N.
Durham	Lee	Robinson	Yandrisevits
Egolf	Leh	Roebuck	Yewcic
Evans	Lescovitz	Rohrer	Zug
Fairchild	Levdansky	Rooney	
Fajt	Linton	Rublely	DeWeese,
Fargo	Lloyd	Rudy	Speaker
Farmer	Lucyk	Ryan	

NAYS—0

NOT VOTING—4

Bebko-Jones	Civera	DeLuca	Sturla
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EXCUSED—2

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

On the question recurring,  
Shall the bill pass finally?

**DECISION OF CHAIR RESCINDED**

The SPEAKER. Without objection, the Chair rescinds its announcement that this bill has been agreed to for the third time.

On the question recurring,  
Will the House agree to the bill on third consideration?  
Mr. PICCOLA offered the following amendment No. A3261:

Amend Bill, page 5, lines 26 through 30; page 6, lines 1 through 3, by striking out all of said lines on said pages and inserting

Section 2. Section 8 of the act is repealed.  
Section 3. The act is amended by adding sections to read:  
Section 8. Contracting limitations.

(a) General rule.—No contract shall be awarded under this act until the contracting parties certify and the agency is satisfied that no Commonwealth official or employee, including any official or employee of the State System of Higher Education, possesses a financial interest in the contract or has any interest which is prohibited by the State Adverse Interest Act. Any

contract in which a Commonwealth official or employee possesses an interest prohibited under this section shall be void.

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

"Business with which he is associated." A business in which the Commonwealth official or employee or a member of his immediate family is a director, officer, owner or employee, or has a financial interest.

"Commonwealth official or employee." The term includes any member of the official's or employee's immediate family and any business with which he is associated.

"Financial interest." A financial interest in a legal entity engaged in business for profit which comprises more than 5% of the equity of the business or more than 5% of the assets of the economical interests in indebtedness.

"Immediate family." A parent, spouse or child.

Section 9. Expiration provision.

This act shall expire June 30, 1997.

Section 4. This act shall apply to all contracts awarded on or after the effective date of this act.

Section 5. This act shall take effect immediately.

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

The SPEAKER. On the amendment, the gentleman from Dauphin County, Mr. Piccola, is recognized.

Mr. PICCOLA. Thank you, Mr. Speaker.

This amendment to HB 1512 would apply to the contracting under the provisions of the bill, and it would institute some contracting limitations.

It would require that no contract be awarded under the program until PHEAA (Pennsylvania Higher Education Assistance Agency) and the contractor certify and that PHEAA is satisfied that no State official or State employee, including any official or employee of the State System of Higher Education, possesses a financial interest in the contract or possesses any interest that is in violation of the State Adverse Interest Act. Any contract that is awarded in which a State official or an employee possesses such a prohibited financial interest would be a void contract.

The State Adverse Interest Act prohibits State employees from having an interest in any contract with the agency with which he or she is employed and prohibits a State employee from participating in the awarding of a contract in which he or she has an interest.

The definitions of what constitutes a business with which a State employee is associated, what constitutes a Commonwealth official or an employee, what constitutes a financial interest, and an immediate family member are also contained in the amendment.

I would urge the adoption of the amendment, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Mr. Cowell, seek recognition? The gentleman indicates he does. The gentleman is recognized.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, this is an amendment that was originally circulated under the sponsorship of Representative Stairs. Some members may identify it in that form.

I would urge the members to approve the amendment before us. Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—200

Acosta	Farmer	Lynch	Santoni
Adolph	Fee	Maitland	Sather
Allen	Fichter	Manderino	Saurman
Argall	Fleagle	Markosek	Saylor
Armstrong	Flick	Marsico	Scheetz
Baker	Freeman	Masland	Schuler
Barley	Gamble	Mayernik	Scrimenti
Battisto	Gannon	McCall	Semmel
Bebko-Jones	Geist	McGeehan	Serafini
Belardi	George	McNally	Smith, B.
Belfanti	Gerlach	Melio	Smith, S. H.
Birmelin	Gigliotti	Merry	Snyder, D. W.
Bishop	Gladeck	Michlovic	Staback
Blaum	Godshall	Micozzie	Stairs
Boyes	Gordner	Mihalich	Steelman
Brown	Gruitza	Miller	Steighner
Bunt	Gruppo	Mundy	Steil
Bush	Hanna	Murphy	Stern
Butkovitz	Harley	Nailor	Stetler
Buxton	Hasay	Nickol	Stish
Caltagirone	Hennessey	Nyce	Strittmatter
Cappabianca	Herman	O'Brien	Sturla
Carn	Hershey	O'Donnell	Surra
Carone	Hess	Olasz	Tangretti
Cawley	Hughes	Oliver	Taylor, E. Z.
Cessar	Hutchinson	Perzel	Taylor, J.
Chadwick	Itkin	Pesci	Thomas
Civera	Jadlowiec	Petrarca	Tigue
Clark	James	Petrone	Tomlinson
Clymer	Jarolin	Pettit	Trello
Cohen, L. I.	Josephs	Phillips	Trich
Cohen, M.	Kaiser	Piccola	True
Colaella	Kasunic	Pistella	Tulli
Cornell	Keller	Pitts	Uliana
Corrigan	Kenney	Platts	Vance
Cowell	King	Preston	Van Horne
Coy	Kirkland	Raymond	Veon
Curry	Krebs	Reber	Vitali
Daley	Kukovich	Reinard	Waugh
DeLuca	LaGrotta	Richardson	Williams
Dempsey	Laub	Rieger	Wogan
Dent	Laughlin	Ritter	Wozniak
Dermody	Lawless	Roberts	Wright, D. R.
Donatucci	Lederer	Robinson	Wright, M. N.
Druce	Lee	Roebuck	Yandrisevits
Durham	Leh	Rohrer	Yewcic
Egolf	Lescovitz	Rooney	Zug
Evans	Levdansky	Rubley	
Fairchild	Linton	Rudy	DeWeese,
Fajt	Lloyd	Ryan	Speaker
Fargo	Lucyk		

NAYS—0

NOT VOTING—1

Colaizzo

EXCUSED—2

Haluska Heckler

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

GUESTS INTRODUCED

The SPEAKER. The Chair would like to announce the guests of Representative Joseph Petrarca in the audience, up in the balcony, all the way from Argentina — Annetta and Guido Morelli. Bravo. Welcome to the hall of the House, all the way from Argentina.

CONSIDERATION OF HB 1512 CONTINUED

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

YEAS—197

Acosta	Farmer	Lucyk	Santoni
Adolph	Fee	Lynch	Sather
Allen	Fichter	Maitland	Saurman
Argall	Fleagle	Manderino	Saylor
Baker	Flick	Markosek	Scheetz
Barley	Freeman	Marsico	Schuler
Battisto	Gamble	Masland	Scrimenti
Bebko-Jones	Gannon	Mayernik	Semmel
Belardi	Geist	McCall	Serafini
Belfanti	George	McGeehan	Smith, B.
Birmelin	Gerlach	Melio	Smith, S. H.
Bishop	Gigliotti	Merry	Snyder, D. W.
Blaum	Gladeck	Michlovic	Staback
Boyes	Godshall	Micozzie	Stairs
Brown	Gordner	Mihalich	Steelman
Bunt	Gruitza	Miller	Steighner
Bush	Gruppo	Mundy	Stern
Butkovitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colaella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Durham	Lee	Roebuck	Yewcic

Egolf	Leh	Rohrer	Zug
Evans	Lescovitz	Rooney	
Fairchild	Levdansky	Rubley	DeWeese,
Fajt	Linton	Rudy	Speaker
Fargo	Lloyd	Ryan	

NAYS—3

Armstrong	Druce	Steil
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NOT VOTING—1

McNally

EXCUSED—2

Haluska	Heckler
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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.

SENATE MESSAGE

HOUSE AMENDMENTS  
NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to SB 691, PN 1291.

SUPPLEMENTAL CALENDAR A

RECEDE FROM HOUSE AMENDMENTS

The House proceeded to consideration of SB 691, PN 1291, entitled:

An Act providing for the capital budget for the fiscal year 1993-1994.

On the question,

Will the House recede from its amendments nonconcurred in by the Senate?

MOTION TO RECEDE FROM AMENDMENTS

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

Mr. EVANS. Mr. Speaker, I move that the House recede from its amendments nonconcurred in by the Senate to SB 691, PN 1291.

On the question recurring,

Will the House recede from its amendments nonconcurred in by the Senate?

The following roll call was recorded:

YEAS—201

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman

Argall	Fichter	Manderino	Saylor
Armstrong	Fleagle	Markosek	Scheetz
Baker	Flick	Marsico	Schuler
Barley	Freeman	Masland	Scrimenti
Battisto	Gamble	Mayernik	Semmel
Bebko-Jones	Gannon	McCall	Serafini
Belardi	Geist	McGeehan	Smith, B.
Belfanti	George	McNally	Smith, S. H.
Birmelin	Gerlach	Melio	Snyder, D. W.
Bishop	Gigliotti	Merry	Staback
Blaum	Gladeck	Michlovic	Stairs
Boyes	Godshall	Micozzie	Steelman
Brown	Gordner	Mihalich	Steighner
Bunt	Gruitza	Miller	Steil
Bush	Gruppo	Mundy	Stern
Butkowitz	Hanna	Murphy	Stetler
Buxton	Harley	Nailor	Stish
Caltagirone	Hasay	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	O'Donnell	Tangretti
Cawley	Hess	Olasz	Taylor, E. Z.
Cessar	Hughes	Oliver	Taylor, J.
Chadwick	Hutchinson	Perzel	Thomas
Civera	Itkin	Pesci	Tigue
Clark	Jadlowiec	Petrarca	Tomlinson
Clymer	James	Petrone	Trello
Cohen, L. I.	Jarolin	Pettit	Trich
Cohen, M.	Josephs	Phillips	True
Colafella	Kaiser	Piccola	Tulli
Colaizzo	Kasunic	Pistella	Uliana
Cornell	Keller	Pitts	Vance
Corrigan	Kenney	Platts	Van Horne
Cowell	King	Preston	Veon
Coy	Kirkland	Raymond	Vitali
Curry	Krebs	Reber	Waugh
Daley	Kukovich	Reinard	Williams
DeLuca	LaGrotta	Richardson	Wogan
Dempsey	Laub	Rieger	Wozniak
Dent	Laughlin	Ritter	Wright, D. R.
Dermody	Lawless	Roberts	Wright, M. N.
Donatucci	Lederer	Robinson	Yandrisevits
Druce	Lee	Roebuck	Yewcic
Durham	Leh	Rohrer	Zug
Egolf	Lescovitz	Rooney	
Evans	Levdansky	Rubley	DeWeese,
Fairchild	Linton	Rudy	Speaker
Fajt	Lloyd	Ryan	

NAYS—0

NOT VOTING—0

EXCUSED—2

Haluska	Heckler
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The SPEAKER. The majority required by the Constitution having voted in the affirmative, the House has receded from its amendments nonconcurred in by the Senate.

Ordered, That the clerk return the bill to the Senate with the information that the House has passed the same without amendment.

## CALENDAR CONTINUED

### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 880, PN 1504**, entitled:

An Act providing the Early Childhood Education Professional Loan Forgiveness Program for Pennsylvania residents who graduate from institutions of higher education and who apply their educational training to positions in approved child-care facilities in this Commonwealth.

On the question,  
Will the House agree to the bill on third consideration?  
Mr. ROBINSON offered the following amendment No. A2728:

Amend Sec. 3, page 4, line 8, by inserting after "agency."  
Repayment assistance may not be made for a loan that is in default at the time of application.

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

### AMENDMENT WITHDRAWN

The SPEAKER. On the question, the Chair recognizes Mr. Robinson.

Does the gentleman, Mr. Robinson, wish to withdraw the amendment?

Mr. ROBINSON. Yes, Mr. Speaker.

Mr. Speaker, the issue that is raised in the amendment was addressed in committee and was incorporated into the bill as amended, so I would like to withdraw the amendment.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,  
Will the House agree to the bill on third consideration?  
Mr. PLATTS offered the following amendment No. A3410:

Amend Sec. 5, page 4, lines 29 and 30, by striking out all of said lines and inserting  
the agency shall make loan forgiveness awards to first-time applicants and then provide awards to those applicants who are renewing previous awards as funding permits. In the event that funding is insufficient to fully fund administration and all eligible first-time applicants,

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

The SPEAKER. Mr. Platts is recognized.

Mr. PLATTS. Mr. Speaker, the intent of my amendment is to anticipate a shortage of funding for this loan forgiveness program, and in the case where there would not be enough funds to cover all applicants, the first-time applicants would be given priority over renewal applications. Basically, it is to see that more people get less assistance than a few people getting more assistance. My amendment will help to insure that more eligible child-care providers receive some financial assistance through this loan forgiveness program.

I certainly appreciate everyone's support for my amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Mr. Cowell is recognized.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I am trying to follow the Platts amendment.

I understand the original version that was circulated was drafted to a wrong printer's number. Has the correct amendment been distributed yet, because it was very difficult to hear the gentleman's explanation.

The SPEAKER. Mr. Platts and Mr. Cowell, would they please approach the Speaker's podium? Mr. Cowell and Mr. Platts, please come to the Speaker's podium.

(Conference held at Speaker's podium.)

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

Mr. COWELL. Mr. Speaker, on the amendment offered by Representative Platts, I am not going to suggest that members vote for or against it. I just want to make sure that members fully understand the policy question before us. The reality is, this legislation is attempting to provide a mechanism to award loan forgiveness awards to individuals with a very limited pot of money being available; that is, \$300,000 which was made available for this year's budget, and probably in the foreseeable future there would be a similar amount of money.

The language currently in the bill provides that everybody who applies in a subsequent year, whether they have received an award in the first year or not or in an earlier year or not, will be treated equally for lottery purposes. So it would be possible for a person to win the lottery in the first year of the program and then reapply and participate in the lottery and possibly win a second loan forgiveness award in a subsequent year.

The effect of the Platts amendment is to say that all of the first-time applicants will be treated separately from those who have received an award previously and there will be a lottery only for those individuals, and if somebody has won an award in an earlier year, they can possibly win an award in a subsequent year only if all the first-time applicants have first been taken care of. The reality is, there will never be enough money to do that, and so we are basically saying, with this language of the Platts amendment, that you get one shot. You can have one loan forgiveness award granted to you, and once you get that, you are not going to be eligible for something later on. The policy question is, do we want to limit people to one shot?

Mr. Speaker, I would like to ask Representative Platts just one question.

The SPEAKER. The gentleman indicates he will stand for interrogation. Mr. Cowell may proceed.

Mr. COWELL. Mr. Speaker, again, I do not have the language in your redrafted amendment before me, and as I was offering that explanation, one thought occurred to me to seek one clarification.

In your language that limits individuals for that initial lottery to a given group of people, do you use the term “first-time applicants” or does your language provide for anybody who has not previously received an award, because they would be two different groups of people.

Mr. PLATTS. Mr. Speaker, the language is “first-time applicants.”

Mr. COWELL. Mr. Speaker, let me suggest that there may be a problem with that then.

Mr. Speaker, I will ask this in a way of an interrogation. If your language says “first-time applicant,” then it seems to me that all of those individuals who apply in the first year but lose will not have an opportunity to participate in that lottery in the second year until all of the truly first-time applicants have been accommodated. So this effectively says, if you apply in year 1 and you lose, you can never apply again, given our limited pot of \$300,000. Is that what you really intended?

Mr. PLATTS. Mr. Speaker, no. The legislative intent here would be the first-time recipients; it is worded “first-time applicants.” The language continues on to say “and then provide awards to those applicants who are renewing previous awards...,” so distinguishing those who are renewing previous awards and those who have not received any previous award. The intent, though, to make it clear, is for anyone who is not a previous recipient and applying either a first time or a second time but has not received a previous award.

Mr. COWELL. Mr. Speaker, I hate to prolong this, but if the word—forget the intent—if the words say “first-time applicant,” then I would expect that the administrators over at PHEAA indeed would limit that initial lottery to first-time applicants — people who had never applied before — and that does not seem consistent with the intent that you just explained.

#### AMENDMENT WITHDRAWN

Mr. PLATTS. Mr. Speaker?

The SPEAKER. Mr. Platts.

Mr. PLATTS. In light of Representative Cowell’s remarks, I think he is correct that it should have been first-time recipients, and I would like to withdraw the amendment at this time and address it at a later point.

The SPEAKER. The Chair thanks the gentleman, and his amendment is withdrawn.

Members of the press, please adhere to our seating assignments.

The Chair thanks the gentlemen.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. LAWLESS offered the following amendment No. A3409:

Amend Sec. 2, page 3, by inserting between lines 26 and 27  
(6) Receives a salary of less than \$18,500.

On the question,

Will the House agree to the amendment?

The SPEAKER. On the amendment, the gentleman, Mr. Lawless, is recognized.

Mr. LAWLESS. Mr. Speaker, what my amendment would do would put a salary cap on this bill of less than \$18,500. The reason for this is, currently the bill stipulates it is an incentive bill. It is an incentive for those employees who are making approximately \$11,000 a year to receive a \$2,500 grant, if you will. I believe that an incentive of \$2,500 to have a person take a career opportunity that pays \$11,000 is not justified. You are leaving it open-ended as far as the salary is concerned. Therefore, I would like to see this amendment with an \$18,500 cap. Thank you.

The SPEAKER. Does the gentleman, Mr. Cowell, seek recognition?

Mr. COWELL. Yes, Mr. Speaker.

Mr. Speaker, I would encourage members to oppose this amendment.

Frankly, I do not think that the amendment will have great consequence one way or the other, if it is accepted or if it is defeated, but I think it is unnecessary.

We are dealing with a profession where the average salary for most of the individuals who are involved, according to a research document prepared by the Republican Caucus, if I remember correctly, is about \$14,000 a year or something less, and where even the average director of these programs, individuals who under the current language of the bill might be eligible for loan forgiveness, average about \$20,000 a year in salary. So we are not talking about a business or a profession where people are making \$40 and \$50 and \$60,000 a year, and so for that couple of thousand dollars, where somebody may make \$19,000 or \$20,000, I do not think we ought to disqualify them from eligibility.

One of the reasons why we should not disqualify that kind of individual from eligibility, even as we start up this program, is that we will effectively penalize the person who has demonstrated a willingness to devote maybe a career to this business of child-care work. The individuals who today might be a little over \$18,500 are those who will have probably devoted a substantial number of years, and right off the bat we are going to say, because you have made this commitment, because you have been dedicated, because you have spent a good bit of your life in this profession and now you are making, after years and years, maybe \$20,000, we are going to penalize you and tell you you are not eligible to participate in the lottery—and it is only a lottery—for this kind of loan forgiveness program. I do not think that we ought to do that. I do not think that is fair. In fact, I think that is counterproductive in terms of the message it sends — because you have made a career, because you have sacrificed, we are going to penalize you.

Finally, Mr. Speaker, I would note that this is one of several loan forgiveness programs that will now exist, and it is my recollection that in none of the others do we have any kind of salary cap, and I would submit that particularly here it is most unnecessary because of the meager wages, meager

salaries that even the most seasoned, experienced, tenured individuals receive in this particular profession.

For those reasons, Mr. Speaker, I would urge that we defeat the amendment.

The SPEAKER. The Chair thanks the gentleman.

Mr. Lawless for the second time.

Mr. LAWLESS. Thank you, Mr. Speaker.

Mr. Speaker, this program has only been allocated \$300,000. This legislation desperately needs parameters. Therefore, once again I would ask my colleagues to place a cap of \$18,500 on this legislation. Thank you.

The SPEAKER. On the Lawless amendment, Mr. Nyce is recognized.

Mr. NYCE. Thank you, Mr. Speaker.

Would the maker of the amendment stand for interrogation?

The SPEAKER. Mr. Lawless, you may proceed.

Mr. NYCE. Mr. Speaker, could you tell me whether or not there are any prohibitions in this bill against someone who has just graduated from college and opens their own facility receiving this benefit?

Mr. LAWLESS. In the current bill as it exists, no, there are not. Hopefully, what my legislation would do would be to keep proprietors of day-cares from making lots of money and being reimbursed by State funds.

Mr. NYCE. What was the justification, Mr. Speaker, for the amount that you chose?

Mr. LAWLESS. The justification is, that is what the minimum salary required for a Pennsylvania teacher is today.

Mr. NYCE. Mr. Speaker, one other question.

Are there any limitations on this program as to requiring that the service be in some publicly funded or publicly approved institution as opposed to a privately owned or privately held and operated institution?

Mr. LAWLESS. No, there are not. This would be open to all institutions, both private and public.

Mr. NYCE. Mr. Speaker, that ends my interrogation. I would like to speak on the amendment.

The SPEAKER. You may proceed, sir.

Mr. NYCE. Thank you, Mr. Speaker.

Mr. Speaker, I think Mr. Cowell's remarks were quite in tune with the problem of trying to meet the needs of this program with \$300,000. I, for one, would be reluctant to support anyone who is graduating from college, becoming an owner or entrepreneur in this industry, opening their own facility, and being able to benefit from a program like this which is geared to helping those people in the lower income element of this occupational choice.

Therefore, I would urge the members to support Representative Lawless' amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—113

Adolph	Fleagle	Lynch	Ryan
Allen	Flick	Maitland	Sather

Argall	Gamble	Markosek	Saurman
Armstrong	Gannon	Marsico	Saylor
Baker	Geist	Masland	Scheetz
Barley	Gerlach	Mayernik	Schuler
Birmelin	Gladeck	Merry	Scrimenti
Boyes	Godshall	Micozzie	Serafini
Brown	Gordner	Miller	Smith, B.
Bunt	Hanna	Nailor	Smith, S. H.
Bush	Hasay	Nickol	Stairs
Buxton	Hennessey	Nyce	Steil
Carone	Herman	O'Brien	Stern
Cessar	Hershey	Perzel	Stish
Chadwick	Hess	Pettit	Strittmatter
Civera	Hutchinson	Phillips	Taylor, E. Z.
Clark	Jadlowiec	Piccola	Taylor, J.
Clymer	Jarolin	Pitts	Tigue
Cornell	Kaiser	Platts	Tomlinson
DeLuca	Kenney	Preston	True
Dempsey	King	Raymond	Tulli
Druce	Krebs	Reber	Vance
Durham	LaGrotta	Reinard	Waugh
Egolf	Laub	Roberts	Wogan
Fairchild	Lawless	Robinson	Wright, D. R.
Fajt	Lee	Rohrer	Wright, M. N.
Fargo	Leh	Rublely	Yewcic
Farmer	Lloyd	Rudy	Zug
Fichter			

NAYS—88

Acosta	Donatucci	Manderino	Semmel
Battisto	Evans	McCall	Snyder, D. W.
Bebko-Jones	Fee	McGeehan	Staback
Belardi	Freeman	McNally	Steelman
Belfanti	George	Melio	Steighner
Bishop	Gigliotti	Michlovic	Stetler
Blaum	Gruitza	Mihalich	Sturla
Butkovitz	Gruppo	Mundy	Surra
Caltagirone	Harley	Murphy	Tangretti
Cappabianca	Hughes	O'Donnell	Thomas
Carn	Itkin	Olasz	Trello
Cawley	James	Oliver	Trich
Cohen, L. I.	Josephs	Pesci	Uliana
Cohen, M.	Kasunic	Petrarca	Van Horne
Colafella	Keller	Petrone	Veon
Colaizzo	Kirkland	Pistella	Vitali
Corrigan	Kukovich	Richardson	Williams
Cowell	Laughlin	Rieger	Wozniak
Coy	Lederer	Ritter	Yandrisevits
Curry	Lescovitz	Roebuck	
Daley	Levdansky	Rooney	DeWeese,
Dent	Linton	Santoni	Speaker
Dermody	Lucyk		

NOT VOTING—0

EXCUSED—2

Haluska	Heckler
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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. LAWLESS offered the following amendment No. A3408:

Amend Sec. 5, page 5, lines 2 through 4, by striking out "the" in line 2 and all of lines 3 and 4 and inserting the agency shall make loan forgiveness awards to those applicants who are renewing previous awards and then provide awards to first time applicants as funding permits.

On the question,

Will the House agree to the amendment?

The SPEAKER. Will the gentleman, Mr. Lawless, approach the Speaker's podium, please.

(Conference held at Speaker's podium.)

The SPEAKER. The gentleman, Mr. Lawless, is recognized.

Mr. LAWLESS. Mr. Speaker, may I suspend 1 minute, please?

The SPEAKER. The House will stand at ease momentarily.

#### AMENDMENT WITHDRAWN

The SPEAKER. Mr. Lawless.

Mr. LAWLESS. Mr. Speaker, I would like to withdraw that amendment.

The SPEAKER. The gentleman indicates he would like to withdraw amendment 3408. The gentleman is in order, and that amendment is withdrawn.

On the question recurring,

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

Mr. DENT offered the following amendments No. A3411:

Amend Sec. 2, page 3, line 1, by striking out "or" and inserting a comma

Amend Sec. 2, page 3, line 2, by inserting after "home" or family day-care home

On the question,

Will the House agree to the amendments?

The SPEAKER. On the amendment, Mr. Dent is recognized.

Mr. DENT. Thank you, Mr. Speaker.

My amendment simply extends the provisions of this loan forgiveness program to family day-care providers. They represent a very significant part of our child-care provider community, and I think we should treat them with the same respect that we treat institutional providers and also those who operate out of group homes.

I would appreciate your kind consideration of this amendment. Thank you.

The SPEAKER. Mr. Cowell.

Mr. COWELL. Thank you, Mr. Speaker.

Mr. Speaker, I reluctantly ask that members defeat the Dent amendment.

The Dent amendment would have several effects, one of which is to do exactly what Representative Nyce several minutes ago said he could never support. This would allow somebody to come out of college with a degree and open up a business in their home, call it a family day-care home, and

be eligible for participation in this program, if they should win the lottery.

Mr. Speaker, this amendment would substantially expand the pool of possible participants in this program far beyond that already large number included in the legislation as it was introduced by Senator Schwartz and even as it has been further refined as a result of the Appropriations Committee amendments. It is estimated by the Department of Public Welfare that it would expand the possible pool of applicants by at least 1,000. We are told by representatives of the Child Care Association of Pennsylvania that there are some 6,000 family day-care homes registered. So it expands that pool somewhere between 1,000 and 6,000, either number of which is rather substantial.

More importantly, Mr. Speaker, I would suggest that the inclusion of the family day-care home employees or providers as possible beneficiaries of this program will create a significant additional administrative problem for the PHEAA agency that is asked to administer this program.

Mr. Speaker, we need to keep in mind that at this time family day-care homes are not licensed, and there is no way, based on information currently submitted to the State, for PHEAA, as the administrator of this program, to be certain that these providers meet the other requirements of this proposed law, that this provider of a family day-care home in fact is providing services on a full-time basis, because we are told that some do this as a business during the summer or portions of the year and we are told also that there is no way for the PHEAA agency, as the administrator of this loan forgiveness program, to know with certainty that these providers, these possible applicants, in fact are providing services to anybody other than their own children. It would require PHEAA, if it is to administer this program properly and if it is to insure that all the applicants meet all the requirements of the law, to engage in a whole host of other oversight activities or checking activities that are not required by current provisions of the legislation.

So, Mr. Speaker, for those reasons — one, we are dramatically expanding the pool of possible applicants and making it less likely that those who now might be covered in fact will win the lottery, will be eligible for some type of loan forgiveness, and because we are significantly adding to the administrative responsibilities and costs that would be incurred by PHEAA as the administrator of this program — for those reasons, Mr. Speaker, I reluctantly ask that we defeat this amendment.

The SPEAKER. From Northampton, Mr. Uliana is recognized.

Mr. ULIANA. Thank you, Mr. Speaker.

Mr. Speaker, I rise in strong support of the Dent amendment.

After having the chance to work for the last several years very closely with family day-care providers throughout the Lehigh Valley and, yes, across the State of Pennsylvania, I realize that they are an important if not integral player in the child care of the children of our community and our State. To



take them out of this bill, to not allow them to have the opportunity to benefit from this legislation, would not only discriminate against them but further put them into the category of being second-class providers.

If we look at the statistics that the previous speaker told us, we see—and it is very plain and very clear to all of us—that family day-care providers are incredibly important to the welfare and the well-being of our children. They should have the same opportunities as people who work in day-care centers or who work in group homes to get and benefit from this program. You do not see them every day because they do not have large facilities at the end of the block or in the industrial park. You do not see them every day because they are mostly mothers and fathers who are looking after three or four or five children in their homes, but yet they are doing the hard work that everyone else is doing and they should have the same opportunity, the same chance to benefit from this program.

Mr. Speaker, I urge all the members of this House, both Republican and Democrat, to help out those family day-care providers, to give those people, who are doing that hard work of bringing up children and providing family day care for those children, the opportunity to benefit from this program and support the Dent amendment. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Mr. Dent is recognized for the second time.

Mr. DENT. Thank you, Mr. Speaker.

It should be noted that family day-care providers are certified by the State of Pennsylvania. Mr. Cowell is correct that there are 6,000 providers. Actually it is 6,210 family day-care homes in Pennsylvania compared to 544 group day-care homes and 2,898 centers.

Many of these family day-care providers are saddled with additional costs due to recently imposed regulations by the Department of Labor and Industry with respect to fire and safety. If we vote against this amendment, we will be doing just as Representative Uliana said. We will be treating the family day-care providers as second-class citizens. They have been orphaned, it appears, by the State of Pennsylvania, and I think that is very, very unfortunate.

Many family day-care providers in Pennsylvania are considering going underground, because it is very difficult for them to operate under the existing regulations that we have imposed upon them. I want to keep these people certified, and I want them to be recognized as family day-care providers and, I think, the family day-care provider of choice, particularly in rural Pennsylvania.

Having said that, I do believe it is imperative that all members of this House kindly consider this amendment. I would appreciate your support. Thank you.

**THE SPEAKER PRO TEMPORE  
(PHYLLIS MUNDY) PRESIDING**

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes Mr. Cowell.

Mr. COWELL. Thank you, Madam Speaker.

I would reiterate that while I very much respect the intent of Representative Dent's amendment and I, too, sympathize with the plight of many of our family day-care providers across this Commonwealth, this is not the way to provide them assistance. If we are really serious about helping those individuals, we have got to do it in a far more meaningful way than giving them a lottery ticket with thousands of others for a couple of hundred awards that will be granted each year.

Madam Speaker, the proponents of this amendment have not responded to the two criticisms I raised. First, if we add another up to 6,000 potential applicants to this pool, we really are diluting the kind of effort that this legislation was attempting to make to provide some loan forgiveness awards to those who work in child day-care centers or group day-care homes. It seriously dilutes that and it says to them, we are not really very serious about providing you help, given the very limited pot of money which is available — \$300,000 — which probably represents a little over 100 awards in this first year.

Secondly, Madam Speaker, the very important questions of enforcement, the very important questions of how is PHEAA expected to be expected to administer this and at what additional cost have not been responded to, Madam Speaker. For those reasons, I respectfully ask that we defeat this amendment. Thank you, Madam Speaker.

The SPEAKER pro tempore. Thank you, Chairman Cowell.

The Chair recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, I rise to also oppose this particular amendment.

I think that, again, after listening to the chairman of the House Education Committee, clearly this bill, again, will weaken the intent of this particular bill. Here is an opportunity for us to send a message for child-care workers that we are serious about trying to incorporate them.

I understand the direction that the gentleman is attempting to go, but I do not believe that by amending this particular bill with this amendment, that it would help us move in the direction that we want.

I would ask for a negative vote on this amendment. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

**YEAS—99**

Adolph	Farmer	Leh	Saurman
Allen	Fichter	Lynch	Saylor
Argall	Fleagle	Maitland	Scheetz
Armstrong	Flick	Marsico	Schuler
Baker	Freeman	Masland	Semmel
Barley	Gamble	Merry	Serafini
Birmelin	Gannon	Micozzie	Smith, B.
Boyes	Geist	Miller	Smith, S. H.
Brown	Gerlach	Nailor	Snyder, D. W.
Bunt	Gladeck	Nickol	Stairs
Bush	Godshall	Nyce	Steil
Cessar	Gruppo	O'Brien	Stern

Chadwick	Harley	Perzel	Strittmatter
Civera	Hasay	Pettit	Taylor, E. Z.
Clark	Hennessey	Phillips	Taylor, J.
Clymer	Herman	Piccola	Tomlinson
Cohen, L. I.	Hershey	Pitts	True
Cornell	Hess	Platts	Tulli
Dempsey	Hutchinson	Raymond	Uliana
Dent	Jadlowiec	Reber	Vance
Druce	Kenney	Reinard	Waugh
Durham	King	Rohrer	Wogan
Egolf	Laub	Rublely	Wright, M. N.
Fairchild	Lawless	Ryan	Zug
Fargo	Lee	Sather	

NAYS—102

Acosta	Fajt	Manderino	Rudy
Battisto	Fee	Markosek	Santoni
Bebko-Jones	George	Mayernik	Scrimenti
Belardi	Gigliotti	McCall	Staback
Belfanti	Gordner	McGeehan	Steelman
Bishop	Gruitza	McNally	Steighner
Blaum	Hanna	Melio	Stetler
Butkovitz	Hughes	Michlovic	Stish
Buxton	Itkin	Mihalich	Sturla
Caltagirone	James	Mundy	Surra
Cappabianca	Jarolin	Murphy	Tangretti
Carn	Josephs	O'Donnell	Thomas
Carone	Kaiser	Olasz	Tigue
Cawley	Kasunic	Oliver	Trello
Cohen, M.	Keller	Pesci	Trich
Colafella	Kirkland	Petrarca	Van Home
Colaizzo	Krebs	Petrone	Veon
Corrigan	Kukovich	Pistella	Vitali
Cowell	LaGrotta	Preston	Williams
Coy	Laughlin	Richardson	Wozniak
Curry	Lederer	Rieger	Wright, D. R.
Daley	Lescovitz	Ritter	Yandrisevits
DeLuca	Levdansky	Roberts	Yewcic
Dermody	Linton	Robinson	
Donatucci	Lloyd	Roebuck	DeWeese,
Evans	Lucyk	Rooney	Speaker

NOT VOTING—0

EXCUSED—2

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

On the question recurring,

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

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. The bill will go over temporarily awaiting the Platts amendment.

\* \* \*

The House proceeded to third consideration of SB 1068, PN 1369, entitled:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the Public School Employees' Retirement System and the State Employees' Retirement System; adding and amending certain

definitions; further providing for older workers, for eligibility for and the computation of annuities and other retirement benefits, for contributions and other payments made by employers, for the powers and duties of the Public School Employees' Retirement Board and the State Employees' Retirement Board, for the rights and duties of members, for the management of funds and accounts, for taxation, attachment and assignment of funds and for certain domestic relations matters.

On the question recurring,

Will the House agree to the bill on third consideration?

The SPEAKER pro tempore. Yesterday when we were on this bill, we were considering the Nyce amendment No. A2291.

The clerk read the following amendments No. A2291:

Amend Sec. 3, page 10, lines 25 through 30; page 11, lines 1 through 28, by striking out all of said lines on said pages and inserting

Section 3. Section 8327 of Title 24 is amended by adding subsections to read:

Amend Sec. 3 (Sec. 8327), page 12, lines 16 through 22, by striking out all of said lines and inserting  
1993, the amount shall be the product of one-half of the sum of the percentages, as determined under section 8328 (relating to actuarial cost method), applied to the total compensation during the pay periods in the preceding quarter of these employees, multiplied by market value/income aid ratio, as defined in section 1501(14.1) of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, of the school entity. For the purposes of this section, no entity shall have a market value/income aid ratio of less than .0015. If the sum of all the payments under this subparagraph by school entities for a quarter does not equal one-half the sum of the percentages, as determined under section 8328, applied to the total compensation during the pay periods in the quarter of all such employees of all the school entities, the actuary shall compute and the board shall certify to the school entities an interim contribution rate for such employees for the following quarter proportionately reduced or increased to provide, as nearly as practicable, that the sum of all payments under this subparagraph during the following quarter shall equal one-half the sum of the percentages, as determined under section 8328, applied to the total compensation during the pay periods in the following quarter of all such employees of all the school entities.

Amend Sec. 5 (Sec. 8329), page 16, line 15, by inserting after ".0015."

If the sum of all Commonwealth payments to school entities under this subparagraph does not equal one-half the sum of the entire employer's share for all such employees of all the school entities, the payments to the school entities by the Commonwealth shall be proportionately reduced or increased to make the sum of all Commonwealth payments equal one-half the sum of the entire employer's share for all such employees of all the school entities.

Amend Sec. 14, page 74, line 6, by inserting after "CONTRIBUTIONS"

and the Commonwealth shall pay the revised payments

Amend Sec. 14, page 74, line 9, by striking out "8326" and inserting

8327

Amend Sec. 18, page 74, line 26, by striking out "8326,"

On the question recurring,

Will the House agree to the amendments?

The SPEAKER pro tempore. The Chair recognizes Mr. Evans on the amendment.

Mr. EVANS. Madam Speaker, I oppose this particular amendment, and the reason I oppose this particular amendment is because this is a nonissue. The proposal is not designed or intended to reduce the State's current 50-percent share of these costs. We need to send this bill to the Governor now. The changes in the way we pay the State retirement share does not go into effect until 1994. We will be able to make technical changes in the fall.

We need this bill before July 1, 1993, because of the budget that we passed a couple of weeks ago. The budget we passed assumes a rate reduction for PSERS (Public School Employees' Retirement System). Failure to pass SB 1068 will result in a \$49-million hole in the State General Fund budget for 1993-94. The local school districts will save a matching amount for 1993-94, and the 30-and-out condition expires on June 30, 1992, for State employees and teachers.

Madam Speaker, I want to stress to the members on both sides of the aisle that this will be a loss of revenue for their local school districts as well as the Commonwealth of Pennsylvania, because, Madam Speaker, it is clear to us that this is something that we need to do now as a result of the budget that we passed, and this amendment would be counterproductive to us moving forward.

So I would ask a negative vote on this amendment. Thank you.

The SPEAKER pro tempore. The Chair thanks Chairman Evans and recognizes Mr. Nyce.

Mr. NYCE. Thank you, Madam Speaker.

Madam Speaker, this amendment is identical in its effect to an amendment that I attempted to introduce to HB 1596, which has already passed. This amendment does not do anything more than insure the intention of HB 1596, that the State's portion of the retirement and Social Security remains revenue neutral. It will have no impact on SB 1068 other than to insure that the intent of HB 1596 is met. It simply says that an alternative calculation under the old method of 50-50 is made for all school districts and compared in total to the new calculation.

In the event the old 50-50 calculation generates a larger portion for the State to pay, the State would then be obligated to proportionately share that with the local school districts. This is an attempt to prevent a local tax increase on our school districts and insure that HB 1596's original intention is fulfilled; nothing more, nothing less. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, as I stressed before to the maker of this amendment, to members of the House floor, I understand the intent of the gentleman. However, I also stress to the gentleman that clearly we need to pass this bill with no amendments. Clearly I stated the fact that if we fail to pass SB 1068, it will result in a \$49-million hole in the State General Fund budget for 1993-94.

In addition to that, Madam Speaker, local school districts have built this cost savings into their own particular budget. To

add this particular amendment at this particular time, Madam Speaker, I believe that again we will be slowing this process down. We need to pass this bill, and we will have other opportunities to resolve these issues. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes Mr. Nyce for the second time.

Mr. NYCE. Madam Speaker, aside from the arguments of the Appropriations chairman, I believe that this amendment is absolutely necessary to prevent the balancing of the budget on the backs of retired teachers. It is absolutely necessary that the school districts that are going to be impacted by the effect of HB 1596 understand that the State will fulfill its obligation to pay the 50 percent of Social Security and retirement in total. We understand the need for equity. That is why we went to the aid ratio formula.

As Representative Cowell mentioned in the Education Committee meeting when we discussed HB 1596, the intention is to be revenue neutral. However, there is nothing in that bill that mandates revenue neutrality. My amendment will insure revenue neutrality to our local school districts in total and insure that the State will meet its obligation to pay its share of retirement and Social Security.

I urge all the members to support my amendment. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes Mr. Stairs.

Mr. STAIRS. Thank you, Madam Speaker.

I would like to rise and support the Nyce amendment.

Certainly I support this amendment and I would ask that fellow members also support this amendment, because by the Nyce amendment being placed in this legislation, it protects our local school districts so the State cannot shortchange them and make a savings in the aid ratio that is being talked about here. It insures the local school districts that they all will get the amount of money due them, and if there is any money left over, it will not go back to the State but it will go back to local school districts.

So I would ask that we look to our own school districts' interests here and support the Nyce amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes Mr. Fargo.

Mr. FARGO. Thank you, Madam Speaker.

As we look at this, it seems to me that the Appropriations chairman protesteth too much. Are we really trying to use this new procedure to get more money into the General Fund and take money away from our school systems, or are we willing to do what we have always done in the past and pay 50 percent of the Social Security requirements for our school systems? If in fact we are trying to balance a budget on the backs of our school systems, then I guess maybe we had better say that. But if not, if in fact we are trying to be honest with our school systems, then I do not see any choice. This is a fair

bill, and what it does is makes sure that our school systems get what is due to them even though we are changing the formula.

So I cannot see really, in all fairness, that we can possibly not pass this particular amendment, and I would hope you would support it.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—98

Adolph	Farmer	Maitland	Saylor
Allen	Fichter	Marsico	Scheetz
Argall	Fleagle	Masland	Schuler
Armstrong	Flick	Merry	Semmel
Baker	Gannon	Micozzie	Serafini
Barley	Geist	Miller	Smith, B.
Birmelin	Gerlach	Nailor	Smith, S. H.
Boyes	Gladeck	Nickol	Snyder, D. W.
Brown	Godshall	Nyce	Stairs
Bunt	Gruppo	O'Brien	Steil
Bush	Harley	Perzel	Stern
Cessar	Hasay	Pettit	Strittmatter
Chadwick	Hennessey	Phillips	Taylor, E. Z.
Civera	Herman	Piccola	Taylor, J.
Clark	Hershey	Pitts	Tomlinson
Clymer	Hess	Platts	True
Cohen, L. I.	Hutchinson	Raymond	Tulli
Cornell	Jadlowiec	Reber	Uliana
Dempsey	Kenney	Reinard	Vance
Dent	King	Rohrer	Vitali
Druce	Laub	Rubley	Waugh
Durham	Lawless	Ryan	Wogan
Egolf	Lee	Sather	Wright, M. N.
Fairchild	Leh	Saurman	Zug
Fargo	Lynch		

NAYS—103

Acosta	Fee	Lucyk	Rooney
Battisto	Freeman	Manderino	Rudy
Bebko-Jones	Gamble	Markosek	Santoni
Belardi	George	Mayernik	Scrimenti
Belfanti	Gigliotti	McCall	Staback
Bishop	Gordner	McGechan	Steelman
Blaum	Gruitza	McNally	Steighner
Butkovitz	Hanna	Melio	Stetler
Buxton	Hughes	Michlovic	Stish
Caltagirone	Itkin	Mihalich	Sturla
Cappabianca	James	Mundy	Surra
Carn	Jarolin	Murphy	Tangretti
Carone	Josephs	O'Donnell	Thomas
Cawley	Kaiser	Olasz	Tigue
Cohen, M.	Kasunic	Oliver	Trello
Colafiglia	Keller	Pesci	Trich
Colaizzo	Kirkland	Petrarca	Van Horne
Corrigan	Krebs	Petrone	Veon
Cowell	Kukovich	Pistella	Williams
Coy	LaGrotta	Preston	Wozniak
Curry	Laughlin	Richardson	Wright, D. R.
Daley	Lederer	Rieger	Yandrisevits
DeLuca	Lescovitz	Ritter	Yewcic
Dermody	Levdansky	Roberts	
Donatucci	Linton	Robinson	DeWeese,
Evans	Lloyd	Roebuck	Speaker
Fajt			

NOT VOTING—0

EXCUSED—2

Haluska Heckler

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

On the question recurring,  
Will the House agree to the bill on third consideration?  
Mrs. TAYLOR offered the following amendments No. A2384:

Amend Title, page 1, line 13, by inserting after "EMPLOYERS,"  
for certain credited service,  
Amend Sec. 2, page 8, lines 8 and 9, by striking out all of said lines and inserting  
Section 2. Section 8103 of Title 24 is amended to read:  
Amend Bill, page 9, by inserting between lines 3 and 4  
Section 3. Section 8302(b.2) of Title 24, added December 22, 1992 (P.L.1681, No.186), is amended to read:  
§ 8302. Credited school service.

\*\*\*  
(b.2) Credited service as retirement incentive.—Notwithstanding any provisions of this title to the contrary, for the period of [July 1, 1992] May 31, 1992, to August 31, 1993, a member who is not an annuitant on [July 1, 1992] May 31, 1992, who terminates school service between [July 1, 1992] May 31, 1992, and August 31, 1993, inclusive, who will be 55 years of age or older on August 31, 1993, with ten or more eligibility points, who files an application for retirement before September 1, 1993, and who declares his intent to retire prior to April 1, 1993, shall be credited with an additional 10% of their credited service.

\*\*\*  
Section 4. Sections 8307(c) and 8312 of Title 24 are amended to read:

Amend Sec. 3, page 10, line 25, by striking out "3" and inserting

5  
Amend Sec. 4, page 13, line 14, by striking out "4" and inserting

6  
Amend Sec. 5, page 15, line 20, by striking out "5" and inserting

7  
Amend Sec. 6, page 16, line 20, by striking out "6" and inserting

8  
Amend Sec. 7, page 18, line 29, by striking out "7" and inserting

9  
Amend Sec. 8, page 38, line 3, by striking out "8" and inserting

10  
Amend Sec. 9, page 40, line 28, by striking out "9" and inserting

11  
Amend Sec. 10, page 42, line 7, by striking out "10" and inserting

12  
Amend Sec. 11, page 44, line 2, by striking out "11" and inserting

13  
Amend Sec. 12, page 46, line 18, by striking out "12" and inserting

14

Amend Sec. 13, page 47, line 4, by striking out "13" and inserting

15

Amend Sec. 12, page 70, line 16, by striking out "12" and inserting

16

Amend Sec. 14, page 74, line 5, by striking out "14" and inserting

17

Amend Sec. 15, page 74, line 12, by striking out "15" and inserting

18

Amend Sec. 16, page 74, line 16, by striking out "16" and inserting

19

Amend Sec. 17, page 74, line 23, by striking out "17" and inserting

20

Amend Sec. 18, page 74, line 25, by striking out "18" and inserting

21

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. On the amendment, the Chair recognizes Mrs. Taylor.

Mrs. TAYLOR. Thank you very much, Madam Speaker.

I do not believe there is a member in this House that does not have at least 1 to 10 letters on their desk stating to that member that they were treated unfairly in their attempt to take advantage of the Mellow bill in their retirement.

Madam Speaker, I would remind the members of the House that this amendment was unanimously supported when offered by the chairman of the Education Committee, which was a bill almost identical to the one that I had offered earlier in the session, and that was to say that for those people who had decided to retire after the school year in 1992, they would be eligible for the 10 percent or the Mellow addition if they retired from May 31 to June 30.

This is a fairness bill. This means, Madam Speaker, that two people who retired from the same school district in the same school year, one retired because the school was over on June 10, they took their retirement on June 11; their colleague retired June 10 but waited until July 1 to take advantage of the Mellow bill. Now, in my opinion, Madam Speaker, this is certainly not fair. Yes, it will cost some money, but I do not think there is a member in this House that would not agree that we did not treat our public school employees fairly, unless this amendment is passed.

I would urge, Madam Speaker, that my colleagues on both sides of the aisle support this amendment. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the lady.

Mr. Evans is recognized.

Mr. EVANS. Thank you, Madam Speaker.

Madam Speaker, this issue has been addressed in a number of ways: first, Madam Speaker, in my understanding, in SB 625, which, one, we would be more than willing to take under consideration, first. Secondly, the chairman of the Education Committee indicated to me that the Education Committee has

been addressing this issue. Number three, what is so magical about the date of May 31? What about those on May 25, May 26, May 27? Why should we cut it off at that particular point?

But more so than that, Madam Speaker, the maker of this amendment indicated that there would be a cost to that, and if you listened to the maker of the amendment, what she said is, yes, there will be a little cost, but she kind of just went over the cost. She did not say, a cost to you. But let me tell you what the cost will be. There is a fiscal cost associated with the amendment of \$53 million. Let me repeat that: There is a fiscal cost associated with the amendment of \$53 million.

Again, we need this bill before July 1, 1993. The budget we passed assumes rate reduction. Failure to pass SB 1068 will result in a \$49-million hole in the State General Fund budget. In addition to that, your local school districts, which have built in the savings as a result of the budget we passed, they will lose those savings and they will have to find some other way to make them up. And in addition to that, the 30-and-out condition expires June 30, 1992, for State employees and teachers.

So I would hope that both sides of the aisle would vote negative on this particular amendment. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Mrs. TAYLOR. Madam Speaker, if I could, I would like to just point out a few of those figures to my colleagues.

The SPEAKER pro tempore. The lady is recognized.

Mrs. TAYLOR. Thank you.

Representative Dwight Evans told you that it would total \$53 million. That is the overall cost. He did not tell you that the estimated cost for the first year is \$3.6 million. That is in his fiscal note.

I want to say that I am impressed with the majority Appropriations chairman's fiscal concern. I wish I had noted this in other portions of the budget. I did not so note.

I would like to also say that we are always in a hurry — you have to pass it; it is a good amendment, but do not vote for it; do not vote for it because we have got to get it passed, and we will take care of you in SB 625. Let me tell you how they will take care of us. We have a State Democratic chairman on the other side of this House who wants to adjourn. So we will not even get a chance, Madam Speaker, to even look at this issue, which is a grave issue, is an issue of fairness, and I cannot urge my colleagues on both sides of the aisle enough, on behalf of their constituents, to see that this amendment is passed. Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

Mr. Stairs is recognized.

Mr. STAIRS. Thank you, Madam Speaker.

I appreciate the majority Appropriations chairman's fiscal restraint of \$3.6 million, but I remind the members that this loan or rate or whatever terminology you want to use on the pension fund is going to probably be to the tune of \$80 million. So certainly we are not talking about much money, we are talking about the whole picture.

But this amendment that is being offered by Representative Taylor is a matter of fairness. Many teachers who were led to believe by legislators, by administrators, and by other educators of the Mellow bill taking place and they retired on that premise, some retired maybe a day too soon. So because of that eagerness to help education in Pennsylvania, they are going to be penalized. So I would hope that we would consider those who did retire, but because of a matter of a day or two, they are being left out of this generous package that other members received.

So I would hope that we could correct this. This same amendment that we are talking about was recently addressed in the Education Committee. We overwhelmingly approved it very recently because it was the only right and fair thing to do, and I hope that we can amend this important amendment into this bill to immediately resolve this problem.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Chairman Cowell.

Mr. COWELL. Thank you, Madam Speaker.

Madam Speaker, I join Representative Evans in asking the members to vote "no" on this amendment at this time, and there are three simple reasons why we should do that.

First of all, the May 31, 1992, date in this legislation does not solve the problem. If the intent of this legislation or this amendment is to provide fair treatment to all of the school employees who retired at the end of the 1991-92 school year but who retired prior to July 1 of 1992, this does not take care of them. Even as the Education Committee reported out language that was similar to this, our members, Republican and Democrat alike, acknowledged that it was not a good day and that we would have to find an amendment with a more appropriate date, because we know that some school employees in fact retired at the end of that school year on May 15, May 20, May 25, May 27, May 28, May 29, May 30, and none of them are covered by the Taylor amendment. So if our objective is to be fair to all the employees who retired at the end of that school year, this is not the answer.

Secondly, Madam Speaker, there is no urgency that we do this. We are not going to affect anybody's decision to retire or not to retire. These people all retired 13 months ago. This is an old story. And while we need to correct this problem, there is nothing urgent about doing it tonight. There is nothing that we do today that will affect anybody else's behavior. They already retired and we owe them fairness, but they will be helped just as much if we do it in a few weeks - or even if we did it in a year - as they will be if we do it today. But as Representative Evans has suggested, it is not our intent to make them wait a year. It is our intent to deal with this issue in a fair way, with a fair date, in another piece of legislation.

Madam Speaker, finally, if we adopt this amendment or any of these amendments that are being offered now, we in fact jeopardize the prompt enactment of SB 1068. Our priority today, our priority as we wrap up this budget season, is to get SB 1068 enacted, and the way we do that is to pass it without any amendments this evening.

So therefore, Madam Speaker, I urge that we defeat this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

**LEAVE OF ABSENCE CANCELED**

The SPEAKER pro tempore. The gentleman, Mr. Heckler, will be added to the master roll.

**CONSIDERATION OF SB 1068 CONTINUED**

The SPEAKER pro tempore. Does anyone else seek recognition?

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

**YEAS-96**

Adolph	Fargo	Maitland	Saylor
Allen	Farmer	Marsico	Scheetz
Argall	Fichter	Masland	Schuler
Armstrong	Fleagle	Merry	Semmel
Baker	Flick	Micozzie	Serafini
Barley	Gannon	Miller	Smith, B.
Birmelin	Geist	Murphy	Smith, S. H.
Boyes	Gerlach	Nailor	Snyder, D. W.
Brown	Gladeck	Nickol	Stairs
Bunt	Godshall	O'Brien	Steil
Bush	Gruppo	Perzel	Stern
Cessar	Harley	Pettit	Strittmatter
Chadwick	Hasay	Phillips	Taylor, E. Z.
Civera	Hennessey	Piccola	Taylor, J.
Clark	Herman	Pitts	Tomlinson
Clymer	Hershey	Platts	True
Cohen, L. I.	Hess	Raymond	Tulli
Cornell	Jadlowiec	Reber	Uliana
Dempsey	Kenney	Reinard	Vance
Dent	King	Rohrer	Vitali
Druce	Laub	Rubley	Waugh
Durham	Lee	Ryan	Wogan
Egolf	Leh	Sather	Wright, M. N.
Fairchild	Lynch	Saurman	Zug

**NAYS-103**

Acosta	Fee	Linton	Rooney
Battisto	Freeman	Lloyd	Rudy
Bebko-Jones	Gamble	Lucyk	Santoni
Belardi	George	Manderino	Scrimenti
Belfanti	Gigliotti	Markosek	Staback
Bishop	Gordner	Mayermik	Steelman
Blaum	Gruitza	McCall	Steighner
Butkovitz	Hanna	McGeehan	Stetler
Buxton	Hughes	McNally	Stish
Caltagirone	Hutchinson	Melio	Sturla
Cappabianca	Itkin	Michlovic	Surra
Carn	James	Mihalich	Tangretti
Carone	Jarolin	Mundy	Thomas
Cawley	Josephs	Nyce	Tigue
Cohen, M.	Kaiser	O'Donnell	Trello
Colafella	Kasunic	Olasz	Trich
Colaizzo	Keller	Pesci	Van Horne
Corrigan	Kirkland	Petrarca	Veon
Cowell	Krebs	Petrone	Williams
Coy	Kukovich	Pistella	Wozniak

Curry	LaGrotta	Preston	Wright, D. R.
Daley	Laughlin	Richardson	Yandrisevits
DeLuca	Lawless	Rieger	Yewcic
Dermody	Lederer	Ritter	
Donatucci	Lescovitz	Robinson	DeWeese,
Evans	Levdansky	Roebuck	Speaker
Fajt			

NOT VOTING—3

Heckler	Oliver	Roberts
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EXCUSED—1

Haluska

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. STAIRS offered the following amendments No. A2677:

Amend Sec. 3 (Sec. 8326), page 11, line 19, by striking out “.0015” and inserting

.1500

Amend Sec. 5 (Sec. 8329), page 16, line 15, by striking out “.0015” and inserting

.1500

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. On the amendment, Mr. Stairs is recognized.

Mr. STAIRS. Thank you, Madam Speaker.

I rise to offer an amendment that is technical in nature. When the bill was printed, a mistake was made by misplacing the decimal point and, in doing so, drastically changes the amount of money. I am not a math major, but I think that takes thousands away from the amount of money that would be appropriated.

So in all fairness, to technically make the bill true and accurate, I offer this amendment to change a decimal point.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Does Mr. Evans seek recognition?

Mr. EVANS. Yes, Madam Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. EVANS. Madam Speaker, we passed a budget 3 weeks ago, and it was unfortunate that that budget that we had, that it was not bipartisan.

I stress what I stressed before, that we need to send this bill to the Governor now. The change in the way that we pay the State retirement share does not go into effect until 1994. We will be able to make any technical changes in the fall. We need this bill before July 1, 1993, because if it fails to pass, it will be a loss, a reduction, of a \$49-million hole in the General Fund budget. The local school districts, which have built in the savings in their particular districts, will also lose, and the 30-

and-out condition expires June 30 of 1992; 1992, as I just stated to you.

I would ask that we be negative on this particular amendment, understanding the circumstances and the time that we are working under, and I will be more than glad to work with others in terms of resolving the necessary issues in the future. But I would ask that there be a negative vote on this particular amendment. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Stairs.

Mr. STAIRS. Thank you, Madam Speaker.

My comment to that would be, we have made mistakes and we have made mistakes and it is time to correct the mistakes. We passed a budget. Let us do it right. My amendment would correct this mistake so the school districts will get the proper amount of money they should receive.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—98

Adolph	Farmer	Lynch	Saurman
Allen	Fichter	Maitland	Saylor
Argall	Fleagle	Marsico	Scheetz
Armstrong	Flick	Masland	Schuler
Baker	Gannon	Merry	Semmel
Barley	Geist	Micozzie	Serafini
Birmelin	Gerlach	Miller	Smith, B.
Boyes	Gladeck	Nailor	Smith, S. H.
Brown	Godshall	Nickol	Snyder, D. W.
Bunt	Gruppo	Nyce	Stairs
Bush	Harley	O'Brien	Steil
Cessar	Hasay	Perzel	Stern
Chadwick	Heckler	Pettit	Strittmatter
Civera	Hennessey	Phillips	Taylor, E. Z.
Clark	Herman	Piccola	Taylor, J.
Clymer	Hershey	Pitts	Tomlinson
Cohen, L. J.	Hess	Platts	True
Cornell	Hutchinson	Raymond	Tulli
Dempsey	Jadlowiec	Reber	Uliana
Dent	Kenney	Reinard	Vance
Druce	King	Rohrer	Waugh
Durham	Laub	Rubley	Wogan
Egolf	Lawless	Ryan	Wright, M. N.
Fairchild	Lee	Sather	Zug
Fargo	Leh		

NAYS—104

Acosta	Fee	Manderino	Rudy
Battisto	Freeman	Markosek	Santoni
Bebko-Jones	Gamble	Mayernik	Scrimenti
Belardi	George	McCall	Staback
Belfanti	Gigliotti	McGeehan	Steelman
Bishop	Gordner	McNally	Steighner
Blaum	Gruitza	Melio	Stetler
Butkovitz	Hanna	Michlovic	Stish
Buxton	Hughes	Mihalich	Sturla
Caltagirone	Itkin	Mundy	Surra
Cappabianca	James	Murphy	Tangretti
Carn	Jarolin	O'Donnell	Thomas
Carone	Josephs	Olasz	Tigue

Cawley	Kaiser	Oliver	Trello
Cohen, M.	Kasunic	Pesci	Trich
Colafella	Keller	Petrarca	Van Horne
Colaizzo	Kirkland	Petrone	Veon
Corrigan	Krebs	Pistella	Vitali
Cowell	Kukovich	Preston	Williams
Coy	LaGrotta	Richardson	Wozniak
Curry	Laughlin	Rieger	Wright, D. R.
Daley	Lederer	Ritter	Yandrisevits
DeLuca	Lescovitz	Roberts	Yewcic
Dermody	Levdansky	Robinson	
Donatucci	Linton	Roebuck	DeWeese,
Evans	Lloyd	Rooney	Speaker
Fajt	Lucy		

NOT VOTING—0

EXCUSED—1

Haluska

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

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. STAIRS offered the following amendments No. A2385:

Amend Title, page 1, line 17, by striking out "AND" where it appears the second time and inserting a comma

Amend Title, page 1, line 18, by removing the period after "MATTERS" and inserting  
and for eligibility for special early retirement.

Amend Sec. 2 (Sec. 8312), page 9, line 17, by striking out the bracket before "JUNE"

Amend Sec. 2 (Sec. 8312), page 9, lines 17 and 18, by striking out "] DECEMBER 31, 1995" and inserting  
and each year thereafter

Amend Sec. 2 (Sec. 8312), page 10, lines 18 and 19, by striking out "DURING THE PERIOD OF JULY 1, 1993, TO DECEMBER 31, 1995" and inserting  
Following June 30, 1993

Amend Sec. 10 (Sec. 5308), page 43, lines 25 and 26, by striking out "DURING THE PERIOD OF JULY 1, 1993, TO DECEMBER 31, 1995" and inserting  
Following June 30, 1993

Amend Sec. 18, page 75, line 5, by striking out "§ 8328(A) AND (B)" and inserting  
§§ 8312 and 8328(a) and (b) and 71 Pa.C.S. § 5308.1

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. Mr. Stairs is recognized on the amendment.

Mr. STAIRS. Thank you, Madam Speaker.

I offer my second and last amendment on this bill pertaining to the early retirement of 30 years, which we have been going to extend for a couple of years. I offer this amendment, Madam Speaker, to make this permanent.

It seems the last 5 or 6 or 7 years we have been talking about this and come back to the legislature and say, well, let us extend this; let us extend this, and, of course, when we do extend it, it is always at the eleventh hour. I think we should

present some sanity and some stability to this 30-year retirement that we have kept extending over the last 7 or 8 years and make this permanent.

I think we all have found out the merits of having a 30-year retirement for our employees. The fact is that we are able to get new employees into the system, get new ideas, and also reward those who want to retire after 30 years.

My amendment would make this a permanent fixture that people could plan not just what they were going to do yesterday but what they are going to do tomorrow and the year after. It would be something that would be permanent in the books, that people in education would have stability and they would know what is going to be happening tomorrow.

So I would offer this amendment and hope that the members could support this very important amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, my understanding is that the maker of this particular amendment does not have an actuarial letter, and my understanding, based on the statute and the rule, is that as a result of not having the actuarial letter, that this should be called out of order.

The SPEAKER pro tempore. The House will be at ease for a moment.

#### AMENDMENTS RULED OUT OF ORDER

The SPEAKER pro tempore. The gentleman is correct. There is no actuarial note on file, and therefore, the gentleman's amendment is out of order.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. NICKOL offered the following amendments No. A2975:

Amend Sec. 1 (Sec. 8102), page 6, lines 2 through 8, by striking out all of said lines

Amend Sec. 1 (Sec. 8102), page 7, lines 14 through 17, by striking out all of said lines

Amend Sec. 1 (Sec. 8102), page 7, lines 27 through 30; page 8, lines 1 through 7, by striking out all of said lines on said pages

Amend Sec. 4, page 13, lines 14 through 30; page 14, lines 1 through 30; page 15, lines 1 through 19, by striking out all of said lines on said pages

Amend Sec. 5, page 15, line 20, by striking out "5" and inserting

4

Amend Sec. 6, page 16, line 20, by striking out "6" and inserting

5

Amend Sec. 7, page 18, line 29, by striking out "7" and inserting

6

Amend Sec. 8, page 38, line 3, by striking out "8" and inserting

7

Amend Sec. 9, page 40, line 28, by striking out "9" and inserting

8

Amend Sec. 10, page 42, line 7, by striking out "10" and inserting

9



Amend Sec. 11, page 44, line 2, by striking out "11" and inserting

10

Amend Sec. 12, page 46, line 18, by striking out "12" and inserting

11

Amend Sec. 13, page 47, line 4, by striking out "13" and inserting

12

Amend Sec. 12, page 70, line 16, by striking out "12" and inserting

13

Amend Sec. 18, page 75, lines 2 through 6, by striking out all of lines 2 through 5 and "(4)" in line 6 and inserting

(3)

Amend Sec. 18, page 75, line 7, by striking out "(5)" and inserting

(4)

On the question,

Will the House agree to the amendments?

The SPEAKER pro tempore. Mr. Nickol is recognized on the amendment.

Mr. NICKOL. Thank you, Madam Speaker.

On May 28 during the debate on the State budget, I made some very strong remarks relating to the line item in the budget for the Commonwealth's required contribution to the Public School Employees' Retirement System, known as PSERS. The line item was more than \$40 million short of the contribution required by law.

In questioning on the floor, Representative Evans indicated that the employer contribution rate set by PSERS earlier this year would have to be lowered in order to produce the numbers in the budget. SB 1068 is the bill which would force the PSERS Board to adopt the lower rate.

Provisions found in SB 1068 would automatically set now and into the future key assumptions on interest rates and individual salary increases which are used in determining employer contributions for PSERS — half paid by the State, half paid by our public school districts. The assumptions would no longer be set by the PSERS Board reflecting their best assessment of future economic conditions. The assumptions would automatically be based on the experience of the last 15 years, regardless of what we see in the future. My amendment would strip these provisions from the bill.

Once again, let us look at the games and some of the voodoo actuarial assumptions someone has concocted to raid these public pension moneys.

Setting actuarial assumptions based on the experience of the last 15 years is a huge threat to the retirement system. It is a little like trying to drive a car forward while seated backwards looking out the rear window. Sure, everything might look good where you came from, but what about the brick wall you cannot see up ahead? It would be an absurd way to drive, and it would be an even more absurd way to run a pension system.

Sometimes we can best judge the possible impact of a proposal by looking at a worst-case scenario. So, under SB 1068, what would happen if we did hit an economic brick wall? What would happen if the stock market crashed on

August 1 and we entered into a recession during which PSERS' earnings were nil, nada, nothing, for a period of years? Any guesses? Well, under SB 1068 we would still lower employer contribution rates for several years based on the system's past performance. For about 5 years we would pretend that the economy was great, and only then would the economic disaster begin to factor in any significant way into our employer contribution rate. Future contribution rates would then skyrocket.

Okay, you do not expect an economic disaster. Then let us assume investment earnings will be 8 1/2 percent a year in the future, the figure originally selected by the PSERS Board. This is also in line with the interest assumptions used by all other major public school pension funds in the Nation. So it is a reasonable comparison. Let us look at the impact.

Now, please listen carefully. I used some rather conservative assumptions based on the back of an envelope to produce the dollar figures in my remarks on May 28. These numbers have been updated since I have been able to review PSERS' actuary's report on the impact of SB 1068. Here goes:

Over the first 6 years of the proposal, we will see the employer contribution rate drop a little over 2 1/2 percentage points in the first year and 1.25 percentage points each year thereafter until the contribution rate bottoms out at 5.44 percent in fiscal year 1998-99. After these 6 years the contribution rate will begin to climb each year. It will take 7 more years until it again reaches the level it would be today without the pension raid.

The great pension raid of 1993 will cost at least \$4,354,000,000 over these 13 years. But what is scarier still, after these first 13 years, the employer contribution rate will end up locked into higher rates in future years to make up for the shortfall in contributions today.

This is a very serious business, because as you can see, we are short-circuiting the judgment of an independent board for budgetary convenience and putting the system on autopilot, all to get an extra \$40 million this year and more the next.

What if PSERS retains authority over the employer contribution rate, as proposed in my amendment, and the system's earnings do exceed 8 1/2 percent, as predicted in SB 1068? Well, the earnings would not be lost but rather plowed back into the system with the effect of lowering employer contribution rates. This is exactly what has occurred in recent years and has brought the employer contribution rate down from 20.04 percent in the 1985-86 fiscal year to 13.17 percent today.

PSERS has given us a steady measured reduction in contribution rates reflecting actual earnings and a cautious view of future economic conditions. The sponsors of SB 1068 cannot wait to cash in and will risk destroying the pension fund by tampering with key assumptions that today, today, just happen to produce the sum they need. Where will these voodoo assumptions lead us tomorrow? I guess that is someone else's problem.

These are real dollars we are playing with, and if you do not believe me, if I lack credibility, let me remind you, the

actuarial firm advising PSERS, Buck Consultants, has informed members of the PSERS Board that if the legislation is passed and they are forced to use assumptions based on the experience of the past 15 years to calculate rates, it will cause Buck to note in PSERS' financial statement that we are not using recognized actuarial methodology in rate determinations, and Buck will have to issue a qualified actuarial statement on the system.

The issuance of a qualified actuarial statement will likely result in a downgrading of Pennsylvania's bond rating. Why? Because we would not be using standard actuarial methodology; investment rating firms could not judge the health of our pension fund, nor could they compare it with other similar systems. Simply put, the financial world does not recognize the voodoo actuarial assumptions some people are concocting to get us through this budget year.

I am sure you will hear from the supporters of these provisions in SB 1068. They will attempt to justify this pension raid by pointing to the health of PSERS and its more than \$23 billion in assets.

Well, they are right. The system is healthy. But since when did the fact that a bank had money ever justify a robbery, except perhaps to the James Gang? And besides, whose money is this anyway? I thought the money belonged to a little over 200,000 active members of the system and more than 100,000 retirees.

I am sure you will also hear about the system's earnings this year and last.

Well, once again, they are right. The earnings have been good. But would anybody making these arguments be willing to confidently guarantee earnings of 11.4 percent each year over the next 20? If they are, we ought to seat them as chairman of the board of two Pennsylvania banks which quickly come to mind. Their financial expertise could be put to better use for the Commonwealth than sitting in this body.

My amendment would put an end to this great pension raid of 1993. By supporting my amendment, we can still vote separately on the many other provisions of SB 1068.

Let us rid ourselves of the voodoo actuarial assumptions in SB 1068. Let us not borrow from tomorrow to spend today. Let us protect the taxpayers of tomorrow. Let us guard the retirement savings of our retired and active public school employees.

And please remember the numbers. In year 1 for the Commonwealth to save \$40 million, PSERS will be hit for \$80 million. Over the first 13 years, this hit to the system could climb to \$4.354 billion, or even higher if earnings fell below 8 1/2 percent.

Please give full consideration to these figures, because your vote today on my amendment will determine the fate of the great pension raid of 1993. Thousands of Pennsylvanians will be watching our votes.

I ask for your support of my amendment, and thank you for your kind attention to my remarks. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, I raise the same issue as I raised on the previous amendment. The gentleman is correct that clearly we are dealing with taxpayers' money, and as a result of dealing with taxpayers' money, this requires an actuarial note. If it does not have one, then I would ask that you rule this out of order. Thank you, Madam Speaker.

Mr. NICKOL. Madam Speaker?

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

Mr. NICKOL. All my amendment does is return the provisions of the code to the way they exist at present. My understanding from the Pennsylvania Employee Retirement Study Commission is they have a mandated responsibility to review any legislative changes that affect public employee retirement systems. My amendment does not affect the system; it just returns to the situation as it exists at present.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The House will be at ease.

#### AMENDMENTS PASSED OVER TEMPORARILY

The SPEAKER pro tempore. This amendment will go over temporarily.

On the question recurring,

Will the House agree to the bill on third consideration?

Mrs. MILLER offered the following amendments No. A3215:

Amend Title, page 1, line 12, by inserting after "BENEFITS,"

for termination of annuities,

Amend Bill, page 18, by inserting between lines 28 and 29 Section 7. Section 8346 of Title 24, amended December 22, 1992 (P.L.1681, No.186), is amended to read:  
§ 8346. Termination of annuities.

(a) General rule.—If an annuitant returns to school service or enters State service and elects multiple service membership, any annuity payable to him under this part shall cease and in the case of an annuity other than a disability annuity the present value of such annuity, adjusted for full coverage in the case of a joint coverage member who makes the appropriate back contributions for full coverage, shall be frozen as of the date such annuity ceases. An annuitant who is credited with an additional 10% of membership service as provided in section 8302(b.2) (relating to credited school service) and who returns to school service, except as provided in subsection (b), shall forfeit such credited service and shall have his frozen present value adjusted as if his 10% retirement incentive had not been applied to his account. In the event that the cost-of-living increase enacted December 18, 1979, occurred during the period of such State or school employment, the frozen present value shall be increased, on or after the member attains superannuation age, by the percent applicable had he not returned to service.

(b) Return to school service during emergency.—When, in the judgment of the employer, an emergency creates an increase in the work load such that there is serious impairment of service to the public or in the event of a shortage of appropriate subject certified teachers, an annuitant may be returned to school service for a period not to exceed 95 full-day sessions in any school year without loss of his annuity. In computing the number of days an

annuitant has returned to school service, any amount of time less than one-half of a day shall be counted as one-half of a day.

(c) Subsequent discontinuance of service.—Upon subsequent discontinuance of service, such member other than a former annuitant who elected to eliminate the effect of his frozen present value in accordance with subsection (d) or a former disability annuitant shall be entitled to an annuity which is actuarially equivalent to the sum of the present value as determined under subsection (a) and the present value of a maximum single life annuity based on years of service credited subsequent to reentry in the system and his final average salary computed by reference to his compensation during his entire period of school and State service.

(d) Election to eliminate the effect of frozen present value.—

(1) If an annuitant who has not elected multiple service returns to school service and earns three eligibility points by performing credited school service following the most recent period of receipt of an annuity under this part and the present value of his annuity has been frozen in accordance with subsection (a), the former annuitant may elect to eliminate the effect of the frozen present value resulting from all previous periods of retirement by agreeing to return to the fund all payments under Option 4 and annuity payments payable during previous periods of retirement plus interest as set forth in paragraph (4) in the form of an actuarial adjustment to his subsequent benefits.

(2) A former annuitant who has not elected multiple service and chooses to eliminate the effect of his frozen present value must elect to do so in the school year in which he first becomes eligible or in the following school year. Only an active or inactive member on leave can elect to eliminate the effect of frozen present value.

(3) Upon subsequent discontinuance of service where a former annuitant has elected to eliminate the effect of the frozen present value under this subsection, that portion of the present value of his account upon which his annuity had been calculated shall no longer be frozen and he shall be entitled to an annuity calculated in accordance with the provisions of this part as then in effect, adjusted according to paragraph (4), provided that a former annuitant who retired under a provision of law granting additional service credit if termination of school service or retirement occurred during a specific period of time, shall not be permitted to retain the additional service credit under the prior law when the annuity is computed for his most recent retirement.

(4) In addition to any other adjustment to the present value of the maximum single life annuity that a member may be entitled to receive that occurs as a result of any other provision of law, the present value of the maximum single life annuity shall be reduced by all amounts payable to him during all previous periods of retirement plus interest on these amounts until the date of subsequent retirement. The interest for each year shall be calculated based upon the annual interest rate adopted for that school year by the board for the calculation of the normal contribution rate pursuant to section 8328(b) (relating to actuarial cost method).

Amend Sec. 7, page 18, line 29, by striking out "7" and inserting

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Amend Sec. 8, page 38, line 3, by striking out "8" and inserting

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Amend Sec. 9, page 40, line 28, by striking out "9" and inserting

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Amend Sec. 10, page 42, line 7, by striking out "10" and inserting

11

Amend Sec. 11, page 44, line 2, by striking out "11" and inserting

12

Amend Sec. 12, page 46, line 18, by striking out "12" and inserting

13

Amend Sec. 13, page 47, line 4, by striking out "13" and inserting

14

Amend Sec. 12, page 70, line 16, by striking out "12" and inserting

15

Amend Sec. 14, page 74, line 5, by striking out "14" and inserting

16

Amend Sec. 15, page 74, line 12, by striking out "15" and inserting

17

Amend Sec. 16, page 74, line 16, by striking out "16" and inserting

18

Amend Sec. 17, page 74, line 23, by striking out "17" and inserting

19

Amend Sec. 18, page 74, line 25, by striking out "18" and inserting

20

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

The SPEAKER pro tempore. On the amendment, Mrs. Miller is recognized.

Mrs. MILLER. Madam Speaker, I am offering today amendment A3215, which provides for basically allowing those people who have received annuities under the Pennsylvania State School Employees' Retirement System to return to school service, work for 3 years, and then those individuals may elect to eliminate the effect of the frozen annuity by agreeing to return to the retirement fund all the previous payments plus interest. This repayment would be made through an actuarial adjustment to the individual's account instead of actually repaying the funds.

I would note that this amendment was included in a bipartisanly supported with 62 cosponsors bill that was reported from the House Education Committee, affects 503 individuals, and I ask for your support.

The SPEAKER pro tempore. The Chair thanks the lady and recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, the actuarial letter dated 6/22/93 indicates there are some long-term costs relating to this particular amendment. In addition to that, Madam Speaker, this amendment provision is being dealt with in HB 1004. Furthermore, Madam Speaker, this provision only addresses PSERS. Why not the State system?

In addition, I go back to what I said to you before. We passed the budget. We need to send SB 1068 on to the Governor now. We need this bill before July 1, 1993. If we fail to pass this bill, it will result in a \$49-million hole in the State General Fund budget for 1993.

In addition to that, Madam Speaker, the local school districts will be losing the money that they have built into their budgets. In addition to that, the 30-and-out conditions expire June 30, 1992, for State employees and the teachers.

I would ask that there be a negative on this particular amendment. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mrs. Taylor.

Mrs. TAYLOR. Thank you, Madam Speaker.

Since the previous speaker referred to the actuarial note, let me quote for the members exactly what it says. It says, "There is, however, the possibility"—possibility—"of indirect long-term costs attributable to relinquished actuarial gains." More specifically, it says, "Permitting members of the Public School Employes' Retirement System to elect to eliminate the effect of frozen present values provides more equitable treatment to members with more than one period of public school employment."

Let me once again remind the members that the Democratic members of the Education Committee supported the language that was added to HB 1004 which addressed frozen annuities. If you voted for it in the committee, you could vote for it now. The only problem is that we are being urged for expediency to send forth a bad bill. How can we, Madam Speaker, continue to, just because to satisfy speed, how can we continue to send forth bad legislation? The former speaker practically admitted, these are all good ideas, folks; they are really great, but we cannot do it now; we have to pass the bill without amendments; do not worry about the value of it, do not worry about the quality; just get this thing out of the House and send it to the Governor without amendments.

That is wrong; that is wrong, and I would certainly urge that the members who voted for this in HB 1004 vote once again for the same amendment. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the lady and recognizes Ms. Josephs.

Ms. JOSEPHS. Thank you, Madam Speaker.

The language which is part of this amendment is, so far as I can make out, identical to a bill that I am working on and which is supported by the Philadelphia Federation of Teachers. They have not said anything to me about supporting this amendment to this bill, and I deduce from that factor that they want it to be a freestanding bill and that they do not support this amendment. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks Representative Josephs.

Mr. STAIRS is recognized.

Mr. STAIRS. Thank you, Madam Speaker.

I remind the previous speaker that many retired school-teachers, many teachers groups, in fact all teachers groups, support this particular amendment that we are offering now, so I would ask her also to support this at this time and not delay the legislation.

This same amendment was offered in our Education Committee. It was approved because the members of the committee felt it was a good bill. It was a good bill and also now a good amendment, because it protects the people who did teach, for whatever reason quit teaching, and now come back to teaching again. Because they had a disruption in service, they are being penalized, and many of these people came back

to teaching again because their school districts wanted them to come back for whatever reason that they felt necessary.

So this is an equity amendment, and certainly I would hope that we all could support a fairness issue in making those people, the several hundred people in Pennsylvania who have disrupted service, who are losing out because of the frozen annuity, and I appreciate Representative Miller for introducing this amendment to protect them and to do what is right for these teachers.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Representative Miller for the second time.

Mrs. MILLER. Thank you, Madam Speaker.

I just wish to reiterate the comments of Representative Taylor and note for the record that the actuarial report from Dale Stone, chairman, said "...that the amendment will not require an actuarial note prior to further consideration by the General Assembly." Thank you.

The SPEAKER pro tempore. The Chair thanks the lady and recognizes Representative Evans.

Mr. EVANS. Madam Speaker, Representative Taylor indicated the word "possibility," and I certainly do not know what that means to Representative Taylor and I do not know what her view would be of it, but clearly from reading this letter, what I stated was that this could have a long-term effect in terms of cost. There is a possibility that it can have an impact, and the fact of the matter is, that is why we ought to have the information, so that people clearly can know and make that kind of judgment.

I stress again that remember that this is the taxpayers' money. As a result of what we are trying to do with SB 1068, we are trying to reduce the amount of taxpayers' money that we have to contribute to the fund, and as a result of reducing the amount of money that taxpayers have to add to the fund, that is a savings. Remember, yes, I am concerned about the retirees, but I am also concerned about the taxpayers, and if you are concerned about the taxpayers, this is not an amendment that, in my view, you would want to be for.

I would ask for a negative vote on this particular amendment. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Mr. STAIRS is recognized for the second time.

Mr. STAIRS. Thank you, Madam Speaker.

The majority Appropriations chairman keeps talking about the possibilities, and certainly he is mentioning possibilities at the same time we are raiding the State retirement fund. If any benefits are going to be had, they are very, very short term, and in the long term they are going to be very detrimental. So I would hope he would not mention about these small possibilities when actually there is a large raid on the fund.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

## YEAS—97

Adolph	Farmer	Lynch	Saurman
Allen	Fichter	Maitland	Saylor
Argall	Fleagle	Marsico	Scheetz
Armstrong	Flick	Masland	Schuler
Baker	Gannon	Merry	Semmel
Barley	Geist	Micozzie	Serafini
Birmelin	Gerlach	Miller	Smith, B.
Boyes	Gladeck	Nailor	Smith, S. H.
Brown	Godshall	Nickol	Snyder, D. W.
Bunt	Gruppo	Nyce	Stairs
Bush	Harley	O'Brien	Steil
Cessar	Hasay	Perzel	Stern
Chadwick	Heckler	Pettit	Strittmatter
Civera	Hennessey	Phillips	Taylor, E. Z.
Clark	Herman	Piccola	Taylor, J.
Clymer	Hershey	Pitts	Tomlinson
Cohen, L. I.	Hess	Platts	True
Cornell	Hutchinson	Raymond	Tulli
Dempsey	Jadlowiec	Reber	Uliana
Dent	Kenney	Reinard	Vance
Druce	King	Rohrer	Waugh
Durham	Laub	Rublely	Wogan
Egolf	Lee	Ryan	Wright, M. N.
Fairchild	Leh	Sather	Zug
Fargo			

## NAYS—104

Acosta	Fee	Manderino	Rudy
Battisto	Freeman	Markosek	Santoni
Bebko-Jones	Gamble	Mayernik	Scrimenti
Belardi	George	McCall	Staback
Belfanti	Gigliotti	McGeehan	Steelman
Bishop	Gordner	McNally	Steighner
Blaum	Gruitza	Melio	Stetler
Butkovitz	Hanna	Michlovic	Stish
Buxton	Hughes	Mihalich	Sturla
Caltagirone	Itkin	Mundy	Surra
Cappabianca	James	Murphy	Tangretti
Cam	Jarolin	O'Donnell	Thomas
Carone	Josephs	Olasz	Tigue
Cawley	Kaiser	Oliver	Trello
Cohen, M.	Kasunic	Pesci	Trich
Colaella	Keller	Petrarca	Van Horne
Colaizzo	Kirkland	Petrone	Veon
Corrigan	Krebs	Pistella	Vitali
Cowell	Kukovich	Preston	Williams
Coy	LaGrotta	Richardson	Wozniak
Curry	Laughlin	Rieger	Wright, D. R.
Daley	Lederer	Ritter	Yandrisevits
DeLuca	Lescovitz	Roberts	Yewcic
Dermody	Levdansky	Robinson	
Donatucci	Linton	Roebuck	DeWeese,
Evans	Lloyd	Rooney	Speaker
Fajt	Lucyk		

## NOT VOTING—1

Lawless

## EXCUSED—1

Haluska

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

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

The SPEAKER pro tempore. We return to the Nickol amendment No. A2975.

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

The SPEAKER pro tempore. Mr. Evans is recognized on the question.

Mr. EVANS. Madam Speaker, my understanding is, under Act 66 of 1981, it requires an actuarial note for all amendments to a retirement bill. Act 66 of 1981 requires an actuarial note for all amendments to a retirement bill.

The SPEAKER pro tempore. The gentleman, Mr. Ryan, is recognized.

Mr. RYAN. Madam Speaker, I would like a ruling from the Chair, not from the Appropriations Committee, on parliamentary questions, upon the advice of the Parliamentarian.

The SPEAKER pro tempore. We are proceeding in that direction.

Mr. RYAN. Thank you.

The SPEAKER pro tempore. Under Act 66 of 1981, section 7(b) reads as follows: "Note required for amendments.—Except as otherwise provided in subsection (f)(2), no amendment to any bill concerning any public employee pension or retirement plan shall be considered by either House of the General Assembly until an actuarial note prepared by an enrolled pension actuary has been attached." Subsection (f)(2) is not applicable in this case, because the commission has not failed to attach an actuarial note within 25 legislative days after the amendment to the bill, after the request was submitted.

## AMENDMENTS RULED OUT OF ORDER

The SPEAKER pro tempore. Accordingly, the Nickol amendment is ruled out of order.

Mr. SAURMAN. Madam Speaker?

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

Mr. SAURMAN. I do not understand how there could be an actuarial note to an amendment that returns legislation to the status quo. What actually the amendment is doing is a positive note of \$40-some million by placing the pension fund in the position that it is currently. His amendment does not change anything except returning to the status quo and turning around a piece of legislation which will make a change.

The SPEAKER pro tempore. The act reads that no amendment to any bill should be considered without an actuarial note, and that is the ruling of the Chair.

## RULING OF CHAIR APPEALED

Mr. SAURMAN. Can that ruling be appealed? If so, I would ask that we do that.

The SPEAKER pro tempore. Yes, sir.

Shall the decision of the Chair stand as the judgment of the House?

On the question,  
Will the House sustain the ruling of the Chair?

Mr. RYAN. Madam Speaker?

The SPEAKER pro tempore. Mr. Ryan is recognized.

Mr. RYAN. Madam Speaker, reluctantly I am going to appeal the ruling of the Chair. This just flies in the face of common sense that you need an actuarial note when everyone with the ability to read and to listen knows that there is no actuarial effect by the amendment on the budget. It is simply going back to the existing law. That is the very purpose of the amendment, to bring the bill back to existing law. That being the case, I am going to appeal the ruling of the Chair, that there is no effect.

The SPEAKER pro tempore. Mr. Ryan, the General Assembly could never enact a bill that is nonsensical.

Mr. RYAN. We do it every day, with all due respect, and in the area of resolutions, we do it repeatedly.

The SPEAKER pro tempore. The Chair tends to agree with the gentleman in the area of resolutions.

Shall the decision of the Chair stand as the judgment of the House?

The Chair recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, I understand what the gentleman is expressing, and in 1981 I just came to this House, and that is more than just a rule; it is a law that we passed.

Those members who took the time and the effort to get their actuarial letters, we did not have a problem when we debated those issues. Because we have a particular situation, because we do not agree with it, now all of a sudden we are challenging not just a rule but the actual law that we passed.

I have heard all of the people say, I have heard three times that this is a pension raid. This is not a pension raid; this is protecting taxpayers' money.

I would ask that we support the effort of the Chair in the position that has been stated very clearly and that we be negative on this particular action.

Mr. RYAN. Madam Speaker?

The SPEAKER pro tempore. Mr. Ryan is recognized.

Mr. RYAN. Now, I did not stand up and object to those remarks, but once again the chairman of the Appropriations Committee is using a rule of the House to protect himself and his legislative position when he is flying on one wing with a legislative proposal. Here he is talking about hiding behind a parliamentary maneuver. He is not talking about what the law is or what the ruling of the Chair was or whether his members and my members should or should not go with your ruling. He is talking about the taxpayers and this particular bill.

That ruling makes no sense. There is no actuarial effect, there is no money effect, there is no fiscal effect as a result of this amendment.

Then we can argue the next point as to whether or not it makes sense to raid or not to raid, as the case may be. That is a matter of pure argument. Let us get to that argument. I look forward to that argument. But let us first dispose of this in a fair way. Let us get this amendment out and be done with it.

It is my sincere hope that this is found to be against the Chair's ruling. In other words, I believe I am asking for a "no," but I will look to the Parliamentarian, a negative vote.

PARLIAMENTARY INQUIRY

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

Mr. GANNON. Madam Speaker, parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state his point of inquiry.

Mr. GANNON. SB 1068 contains a provision that says that section 7 of Act 66, the Public Employee Retirement Commission, shall not apply to the amendments of 24 PA Consolidated Statutes 8328. Now, this apparently was used by the Senate to exempt this from amendment. Does that apply in this instance?

The SPEAKER pro tempore. The Chair is unable to offer any rationale for what the Senate may or may not have done.

Those in favor of sustaining the Chair's decision will vote "aye"; those opposed, "no."

On the question recurring,

Will the House sustain the ruling of the Chair?

(Members proceeded to vote.)

VOTES CHALLENGED

Mr. RYAN. Madam Speaker, is the gentleman, Mr. Linton, in the hall of the House?

The SPEAKER pro tempore. Mr. Linton's vote will be stricken.

Mr. RYAN. Is the gentleman, Mr. Olasz, in the hall of the House?

The SPEAKER pro tempore. Is the gentleman, Mr. Olasz, in the House? The gentleman's vote will be stricken.

Are there any further challenges, Mr. Ryan?

Mr. RYAN. The gentleman, Mr. Linton, is still appearing on the scoreboard.

The SPEAKER pro tempore. Mr. Linton's vote will be stricken.

On the question recurring,

Will the House sustain the ruling of the Chair?

The following roll call was recorded:

YEAS—101

Acosta	Fee	Manderino	Santoni
Battisto	Freeman	Markosek	Scrimenti
Bebko-Jones	Gamble	Mayernik	Staback
Belardi	George	McCall	Steelman
Belfanti	Gigliotti	McGeehan	Steighner
Bishop	Gordner	McNally	Stetler
Blaum	Gruitza	Melio	Stish
Butkovitz	Hanna	Michlovic	Sturla
Buxton	Hughes	Mihalich	Surra
Caltagirone	Itkin	Mundy	Tangretti
Cappabianca	James	Murphy	Thomas
Carn	Jarolin	O'Donnell	Tigue
Cawley	Josephs	Oliver	Trello
Cohen, M.	Kaiser	Pesci	Trich
Colaferla	Kasunic	Petrarca	Van Horne
Colaizzo	Keller	Petrone	Veon
Corrigan	Kirkland	Pistella	Vitali
Cowell	Krebs	Preston	Williams
Coy	Kukovich	Richardson	Wozniak

Curry	LaGrotta	Rieger	Wright, D. R.
Daley	Laughlin	Ritter	Yandrisevits
DeLuca	Lederer	Roberts	Yewcic
Dermody	Lescovitz	Robinson	
Donatucci	Levdansky	Roebuck	DeWeese,
Evans	Lloyd	Rooney	Speaker
Fajt	Lucyk	Rudy	

NAYS—99

Adolph	Fargo	Leh	Saurman
Allen	Farmer	Lynch	Saylor
Argall	Fichter	Maitland	Scheetz
Armstrong	Fleagle	Marsico	Schuler
Baker	Flick	Masland	Semmel
Barley	Gannon	Merry	Serafini
Birmelin	Geist	Micozzie	Smith, B.
Boyes	Gerlach	Miller	Smith, S. H.
Brown	Gladeck	Nailor	Snyder, D. W.
Bunt	Godshall	Nickol	Stairs
Bush	Gruppo	Nyce	Steil
Carone	Harley	O'Brien	Stern
Cessar	Hasay	Perzel	Strittmatter
Chadwick	Heckler	Pettit	Taylor, E. Z.
Civera	Hennessey	Phillips	Taylor, J.
Clark	Herman	Piccola	Tomlinson
Clymer	Hershey	Pitts	True
Cohen, L. I.	Hess	Platts	Tulli
Cornell	Hutchinson	Raymond	Uliana
Dempsey	Jadlowiec	Reber	Vance
Dent	Kenney	Reinard	Waugh
Druce	King	Rohrer	Wogan
Durham	Laub	Rublely	Wright, M. N.
Egolf	Lawless	Ryan	Zug
Fairchild	Lee	Sather	

NOT VOTING—2

Linton	Olasz
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EXCUSED—1

Haluska

The majority having voted in the affirmative, the question was determined in the affirmative and the ruling of the Chair was sustained.

**VOTE CORRECTION**

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Lawless, rise?

Mr. LAWLESS. To correct the record.

The SPEAKER pro tempore. The gentleman will proceed.

Mr. LAWLESS. On the Miller amendment, amendment 3215, my switch malfunctioned. I would like to be recorded in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

**CONSIDERATION OF SB 1068 CONTINUED**

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 and is now on final passage.

The question is, shall the bill pass finally?

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

Mr. LEE. To speak on final passage, Madam Speaker.

The SPEAKER pro tempore. The gentleman, Mr. Lee, is recognized.

Mr. LEE. Thank you, Madam Speaker.

I rise right now not to really lobby for or against passage of this bill, because I know there is a lot of politics being played in here. It is well above me and any back venture here. But I think it really does need to be pointed out what we are doing here and I think everyone wants to think about what we are doing, because we in the past, both here in Harrisburg and in Washington, have recognized that in many instances it is not good to have the Pennsylvania legislature, the House and Senate, getting involved in issues that can be very politically motivated.

We do things and we allow some independent body, some independent person, to set rates, set prices, whatever, independent of the political process. We do that with the Public Utility Commission. In fact, that is an issue that is coming right up now, the fact that the telecommunications bill has a provision that would take away powers from the PUC. A lot of people justifiably have concerns about that, and that is why the latest version is giving back their ability to set prices, set rates, keeping it away from the legislature. We do that with the Insurance Commissioner, the SWIF Fund (State Workmen's Insurance Fund), the Federal Reserve Board, and also the retirement boards, because we know that we really cannot be responsible here on this House floor, in the Senate, to not let political factors dictate what our contribution rates are going to be, what prices are going to be. It is just too politically sexy to vote against the retirees, vote against increasing taxes, et cetera. So we have let independent boards make those decisions for us.

What we are doing right here today is really taking a backward step in this direction, because what we are doing is we are taking away from an independent board, the PSERS Board, who has the ability to objectively analyze what our contribution rates should be, we are taking that power away from them, and instead we are inserting an entirely politically motivated criteria which is basically designed to fill a \$45-million hole in this year's budget.

Madam Speaker, even if we pass this today, the \$45-million hole in our budget is still going to be there; it is just going to be whitewashed over. We are not going to pay for it this year, but we are going to pay for it in some future year, because we are not going to have enough money in the retirement system; we are going to have to boost the contribution rates, and I wonder if all the members of this body who are willing to support this bill today are willing to come back 10 years from now or 5 years from now and vote to increase the contribution rate and therefore increase taxes. I do not want to get into that type of public policy on this House floor in

making those tough votes. Let us let it up to the PSERS Board, and I am going to vote against this bill. Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Evans.

Mr. EVANS. Madam Speaker, the gentleman makes some very correct points, but I want to go on the record on a couple things that I am willing to work with, I have said to my caucus and I will say to the entire floor. One, I think we need to do something about the issue of COLA's (cost-of-living adjustments). I think clearly it should not be a public policy issue, that it be knee-jerk, it be holistic in terms of how we approach that. But I do not believe we can resolve the issue of COLA's at this particular point, but I, myself, will be committed to trying to deal with the issue of COLA's.

Number two, I also would say that I will be prepared, that the gentleman is correct, this is not something that should be written in statute. It should be something ideally that the board does and that I, too, would be committed to trying to make an adjustment to the way this is currently, in the fall, to make a change.

Number three, we must pass SB 1068 in order to maintain a balanced budget. This bill keeps the fund healthy and does not affect retiree benefits.

But I heard three times, Madam Speaker, two people say that this was a pension raid. We should explain to the people who said that this was a pension raid, when they should understand that this is taxpayers' money. Let me repeat that: This is taxpayers' money. When we reduce the rate, we are saving the taxpayers money; we are saving your local taxpayers money. When we reduce the retirement rate, when we reduce the retirement rate, that means less money that the Commonwealth of Pennsylvania has to contribute to the fund; that means less money that your local school districts have to contribute to the fund. That means when you contribute less money to the fund, that means a savings for your taxpayers.

Our job is to save money for taxpayers. That is our job. Our job is to figure out ways how we save money. When that gentleman said that it is a moving around of money, absolutely. When you do not raise enough revenue— And since we did not raise taxes and we passed a budget on time with no tax increase, we were looking out for the taxpayers. So we did not raise taxes; we are reducing the retirement rate; we are trying to give your school districts a break so that as they pass their budgets, they will see a reduction, they will see a reduction in their budgets. I do not know what more we can do for taxpayers.

Yes, I am for retirees; I am for retirees. Yes, I think we need to do a COLA for retirees, but I also think we need to save some money for the taxpayers. I also think we need to get a point across that it is important that we are here for the taxpayers.

The proposed changes to the contribution rate for the public school employee fund will save the Commonwealth and local school districts \$80 million in fiscal year 1993-94. No one on that side can debate the fact that there will be a savings of money to taxpayers. Even after this reduction, the Common-

wealth and local school districts will contribute \$880 million next year, which is close to \$1 billion to the retirement fund.

Taxpayers have been contributing more than necessary to the fund because the actuary has been using artificial low assumptions about expected earnings from investments. For example, during the last 2 years, the actuary estimated a return of investment of 8.5. The actual return was 13.2 in 1991-92, which was 55 percent higher than originally expected. In 1992-93 we are expecting at least a 13-percent rate of return on investments, which is 65 percent higher than originally expected.

SB 1068 simply says that the actuary must use real numbers rather than artificially inflating assumptions. The actuary uses actual experience for predicting the two variables which most influence the amount of taxpayers' contributions — the expected rate of return on investments and the expected rate of investment for salaries. The actuary must use an average of actual annual performance for the most recent 15 years, and the cap will keep the contribution rate from varying too much for actual experience. SB 1068 says that the contribution rate cannot vary more than 2.5 percent of compensation in the first year and 1 percent of compensation in future years.

For the record, I want to be very specific concerning what this cap means. The cap means that the 1993-94 employer contribution rate, less the health premium assistance rate, will not be more than 2.5 percent of compensation greater or less than the employer contribution rate, less the health premium rate for 1992-93.

In the fiscal year following 1993-94, the employer contribution rate, less the health premium assistance rate, will not be more than 1 percent of compensation greater than or less than the employer contribution rate, less the health premium assistance rate for the immediate prior year.

Again, for the record, this is how PSERS' actuary has interpreted SB 1068 when providing us with actual calculations for the next fiscal year. Again, I want to stress to all of us that we are trying to save money for the taxpayers, that the reduction of the rate is for the purposes of our taxpayers. We are trying to make sure that local school districts receive some type of savings. So this is not a Democrat or Republican issue. This is a taxpayers' issue, and I would ask that you vote and support SB 1068. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Stairs.

Mr. STAIRS. Thank you, Madam Speaker.

I rise to oppose this, and I would certainly hope that the colleagues on both sides of the aisle would certainly look at this bill very closely and agree with some of the points I am about to make.

First of all, this bill forces the State Retirement Board to abdicate responsibilities to set rates and, of course, replace them with what we in the political arena use to balance our State budget, and of course, by not having the actuarially sound appropriate levels of contributions, we are endangering a very solvent retirement system that over the years has served us well.



Another item that has not been mentioned that I think is very important that we should be aware of—and certainly we cannot support this concept—it mandates assumptions on earnings, which is the highest of any public pension system in the Nation. So I feel that arbitrarily we are setting expectations that we are not going to be able to achieve.

Probably the final opposition to this bill is the State School Boards Association. They are the ones that are going to benefit in the short term because of the reduction in rates. But they realize and our local school districts realize that in the long term we are going to endanger or we are going to jeopardize this retirement system, and particularly we are going to jeopardize it if down the road sometime we liberalize the different benefit programs. So for a short-term gain, to solve the fiscal problems that we have today and that we have tomorrow, the future legislative body and the future Governor is going to be certainly in a very precarious situation and the people of the Commonwealth, the educators of the Commonwealth, are going to be paying a very serious price for this short-term fix.

Finally, we are balancing the budget on the educators of Pennsylvania. We are not balancing the budget on fiscal means that have sound policy but on a whim to raid the pension fund. I thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Nickol.

Mr. NICKOL. Thank you, Madam Speaker.

I would just like to remind the members of some facts, because I hope it was not snowing in anyone's caucus. We are not just talking about \$40 million this year. We are talking about an additional \$46 million on top of that next year for a total of \$86 million next year. Now, remember the hit to the system is twice that. The hit to the system is \$80 million this year. The cumulative hit next year is \$172 million just for that year. This progresses to the year 1998-99 when the system will be hit for \$572 million. This could be a long-term cost exceeding \$4 billion.

The gentleman, Mr. Evans, is technically correct. This is not a pension raid. It is not a pension raid because benefits to the retirees and to the members are guaranteed. Technically, what we are doing is borrowing money from the fund, borrowing money that must be repaid in the future. That is the scariest thing about this, because this "raid"—and I use that word loosely—could result in the contribution rate, in future years, skyrocketing, and then, then we will again be dealing with what Mr. Evans referred to as taxpayers' money, because taxpayers, to get a little relief today, will pay through the nose tomorrow.

You might ask yourself, why are they not trying to push these same calculations through for SERS (State Employees' Retirement System), the State system? The reason is that if they put these same calculations into effect in SERS, impose them on SERS, it would produce an absurd conclusion that SERS should pay money over to the Commonwealth. That is why they did not go to that extent.

SB 1068 has a lot of good provisions, but tampering with the contribution rate vastly overshadows any good in this bill. I ask for a "no" vote on SB 1068.

Let us do the job right today. Promises do not count much for tomorrow. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Fargo.

Mr. FARGO. Thank you, Madam Speaker.

The Appropriations chairman says that we are performing something here that is going to be a savings, and he repeated that, a savings. We are going to protect taxpayers' money. If we were to carry that far enough, that particular philosophy, we might as well go to 5 percent. Maybe at 5 percent we could really save a lot of money and we could really protect the taxpayers' money. You know, that is just the kind of voodoo accounting that we are having at this particular time. Representative Nickol has gone through this time after time, describing exactly what we are doing to the pension fund.

Now, we are not raiding the pension of our teachers; we are raiding the future of the pension fund. And you know, we do not have to go back very far to find another time that we did this to another fund — trying to find enough money to run this State without actually cutting our expenses or without actually increasing taxes. We did it to the SWIF Fund, and look at the SWIF Fund at the present time. It needs protected or it is going to go out of existence; it is going to go bankrupt, and it is from the very same kind of voodoo accounting. You cannot take money that is not earned money and use it in our operations of this State without stealing it from somewhere, and when you steal it, it ultimately has to be repaid.

You know, there are a lot of things that we have done, along with this raid on the teachers' fund, that have not been very favorable to the teachers this afternoon. The PSEA (Pennsylvania State Education Association) and the teachers' profession is not going to be happy with a lot of the negative votes that we gave them today as we tried to help them with some of the inaccuracies and some of the things that we have done to them over this last year, and every amendment, one after the other, went down. They are not going to be happy; the taxpayers are not going to be happy, and certainly in the very near future, as we find out just what has to be with this fund— Do you realize that in 4 years now we have gone from an actuarial requirement of over 18, almost 19 percent per year between the school systems and the State, and we are now down to in the 11-percent area, and we are basing all of that on the fact that we have additional earnings on this fund. Maybe there are additional earnings and percentages. Certainly 13 percent sounds extremely good, so good that anyone, whether it be a banker or not, would realize that is not going to go on forever, and yet we are tying ourselves into that situation and in the future we are going to have to pay for it.

So who will pay for this? It is going to be your children and my children, your grandchildren and my grandchildren as we have to pay for it.

Probably even more so, as we look at this piece of legislation that we are forcing through here and saying we have got

to have it passed now, it makes me wonder just what kind of a budget was passed. Did we really, truly pass a budget 3 or 4 weeks ago? If we did, then why is it that here we are at the end of June trying to get a piece of legislation through that is a horrible piece of legislation, a piece of legislation that has a mistake in it, for gosh sakes, that will put all the school systems into the system as far as our average daily membership and as far as our aid ratio is concerned? It is entirely wrong. It is .0015, 100 percent more than it should be, and we are asking for a change but it cannot be changed? We cannot take time to make this bill somewhere near correct? We cannot take time because we passed a budget at one time that was so bad that we have to worry about passing a piece of legislation now which is even worse?

What we should do is back up, correct the bill, try to do something about this underfunding of the retirement plan, try to take care of the teachers with some of the problems that we have with them, and not pass this legislation now. We have sufficient time to do it, if it has to be passed.

I would certainly feel that we cannot in any way accept this legislation for the good of both of the parties on each side of the aisle. I would hope that we would not pass the legislation this afternoon. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Representative Nyce.

Mr. NYCE. Thank you, Madam Speaker.

Madam Speaker, when this bill came before us, I took the time to go back and find the latest financial statement for the PSERS system. What I found was that that financial statement is dated June 30 of 1992, and I am supposing that the actuaries are basing their estimates of the impact of this proposal on that financial statement. Since that financial statement was issued, however, we have passed significant legislation to the tune of as many as 20,000 to 25,000 new retirees going out under the Mellow bill. None of that was considered in the latest financial statement.

I personally question how the actuaries can even estimate, when we still do not know how many people are going to take advantage of that latest retirement incentive, before we can estimate the impact on this plan of the kinds of shenanigans that we are playing here today to come up with additional money to fund this year's budget. This is wrong. We do not have the information necessary to make these decisions. Although we have compelled the actuary to come up with justification for it, I question the validity, and I hope the other members will see the same. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Representative Saurman.

Mr. SAURMAN. Thank you, Madam Speaker.

Madam Speaker, there was an actuarial recommendation, at least one that was read to us, that indicated that if we do this, we are not following the sound principles of establishing a pension fund, and it can even jeopardize the bond rating of the Commonwealth of Pennsylvania. With that kind of a warning, with what has happened with the two banks that were taken over when in fact the auditors did not act upon the lack

of deposits that were necessary to keep that fund solvent, we now are walking a tightrope with a fund that is sound at the moment, looks good; it is a piggy bank we can steal from; we can reduce the payments that go into it, and we can bank and put ourselves into hock for the next 15 years or so that Representative Nickol has outlined. It just is going to hock us to over \$4 billion.

Now, we heard the Appropriations chairman talk about some of the amendments that we have offered and fiscal responsibility. We are putting ourselves in the hole to that extent. We really need to consider what we are doing and we also need to consider the solvency of that fund at some point, because I do not know who is going to tell those teachers, if the money is not there, that it is because we needed it to balance a hole in the budget. They are not going to be very happy nor should they be, nor should we be proud if today we pass this bill to patch that hole in the budget.

The Appropriations chairman said we had a budget; what could we do; we did not want to raise taxes. Well, what about cutting spending? Instead, this budget went over 5 percent more than what was spent last year. If he is talking about looking backward so that they can figure out how much money for actuarial purposes, then why do we not look backward and see and project our funding on what happened? No, we look ahead. We try to react to what is ahead or at least we are supposed to, but in this particular instance, we are going to do something that does not make a lot of sense but it does fill that hole.

If you pass it, best wishes. I say we should vote "no." Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Mr. Ryan.

Mr. RYAN. Thank you, Madam Speaker.

Madam Speaker, I promise to be short.

I remember the opening remarks of the gentleman, Mr. Evans, and it was taxpayers' money a couple times. He repeated it a couple of times, and then his boys' choir repeated it for him a couple of times. I am going to repeat it back a couple of times. That is right. This is taxpayers' money, and do you know who some of these taxpayers are? Some of these taxpayers are the retired teachers of Pennsylvania who spent 20, 30, 35, 40 years teaching our children, and during those 25, 30, 35, 40 years, they contributed to a retirement fund that they thought was going to be held whole and secure during the years of their retirement.

Now, if you have ever gone to a meeting with retirees and have seen people worry about their future, go to a teacher's retirement breakfast or dinner and that is what they concern themselves about, and that is true of anyone who is retired. They are concerned about their future and their security. Talk to any of your senior citizens and you will find that they worry their hearts out about Social Security and is anyone fooling around with Social Security.

Well, I think that there is some reason to be concerned with our actions today and that the retirees of Pennsylvania school districts have some cause for alarm when we start messing

around like this, the same way we started fooling around with the SWIF funds here 3 or 4 years ago and took a total of \$410 million from SWIF before we finished up, and now SWIF is in the shape that we all know it to be in.

The School Boards Association. The School Boards Association, probably more than anyone else, represents the taxpayers of Pennsylvania. They are elected by the taxpayers; they are elected by the taxpayers' associations; they are elected by the civic associations in the communities. For the most part, even in the counties that I know, the county that I represent, for the most part the political parties stay away from school boards. They do not allow politics to get too involved in the school boards because it is too hot to handle, and the school board candidates I have seen seem to spring forward from swim club officerships and civic clubs and the like and they truly are representative of the taxpayers of Pennsylvania, in my judgment. Now, your judgment may be different than mine. But these very people, these school board members, that association sent a strong letter to all of us dated June 16 telling all of us to oppose SB 1068. As far as I am concerned, they are the taxpayers of Pennsylvania; they are representing the taxpayers of Pennsylvania.

The retirees, the school retirees. Every single one of us in this room, if you have been taking your calls and reading your mail, have heard from your school retirees telling you to lay off this one; leave their pension alone; leave their funds alone. I simply echo their remarks to you that I think it is a mistake to fool around with it, that we should leave it alone. We should not mess with it. We should let SB 1068 go down. It is a mistake to fool around with money that does not really belong to us. It is their money. I am not going to touch it. I am going to give them a nice big "no" vote. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes Representative Evans.

Mr. EVANS. You know, what is unfortunate, Madam Speaker, is that this is a grave issue to create fear among people, that there is no question that we have to strike a balance between the retirees and the taxpayers. The way we can help the retirees, which I have stated from the outset, I am fully prepared to work for a COLA. Retirees have not had an increase since 1988 and 1989. I am prepared to work with the minority leader and others for a COLA. That is one of the ways we can help the retirees.

How can we help the retirees' families? How can we help the retirees' daughters, sons, and others when it comes down to their taxes? The way we can help them is, the less money that they contribute, the more money they keep in their pocket, the more things they can spend on, which helps the economy, and government is not on their back. Here is an opportunity.

It is rather interesting that the gentleman would state and try to compare this with the SWIF Fund. That is a fear tactic. That is unfortunate. We can document to the gentleman over the last 15 years that this fund has been more than sacred, more than sound in all of the information that is provided; that

this is a savings to the Commonwealth of Pennsylvania and it is a savings to your local school districts.

In addition, to the minority leader, we have added the prudent-person standard, which will increase earnings on investments. According to the chief investment officer, not myself but the chief investment officer of the school fund, if we had been operating under this standard during the last 10 years, the school fund would have annually realized an additional 1-percent investment earnings. For 1993-94, this means an additional \$230 million to the school fund, or about six times the reduction in the floor of contribution.

This standard, the prudent-person standard, is adopted by other States in investment practices. We in Pennsylvania are moving in that particular direction. We need to understand that the prudent-man rule allows our fund to take advantage of an awful lot of opportunities that have been missing over the last 10 years.

So yes, I agree with the gentleman that I am just as concerned about retirees. I want to make sure that those retirees who have been teaching for 20, 30, and maybe even 40 years, they should not have to be worried about their future. They should not have to be concerned about their future, and I assure you that they will not have to be. But I state what I stated before, that I am prepared to work on the idea of a COLA; that I am prepared to make an adjustment in this particular legislation so this is not something that is permanent. This is something that should be temporary. I clearly have stated that to people. I am prepared to do that.

But I will tell you something: We have even a bigger problem. There was one gentleman who said—this is his quote—he said we will give a little relief to the taxpayers today, but it will hurt them in the future. Well, I want to give a little relief to the taxpayers today. I think that is helpful to give a little relief to the taxpayers. That is what this gentleman said. He said, give a little relief and in the future it will hurt them.

Well, I am saying to you today that we need to be very clear. There is nothing wrong with giving a little relief to our taxpayers. There is nothing wrong with helping our retirees, because we should help them, and I say I will be one of the first ones, Representative Veon has a bill in the Education Committee that deals with the COLA issue. I am prepared to deal with that if we want to help the retirees. We have not given them a raise since 1988-89. I will be prepared, like I said, if we pass this particular bill, to work with the minority leader to take that particular action, because I think that would be the right thing to do. But I am also concerned about the taxpayers, and I think we all should be and we should vote for this particular bill. Thank you, Madam Speaker.

The SPEAKER pro tempore. Mr. Ryan is recognized.

Mr. RYAN. Thank you, Madam Speaker.

Madam Speaker, I stand here in absolute amazement that the chairman of the House Appropriations Committee, who wants, apparently, more than anything to give a COLA to the schoolteachers, the retired schoolteachers of Pennsylvania, does not have the ability to get it out of the Appropriations Committee. You run that committee, Dwight. I will get my guys to

vote for it, and I will even help you get that out. There is no reason why we do not have that out on the calendar now. Why do we have to wait until the fall to do a COLA? This carrot-and-stick business is crazy. If you want a COLA, let us bring the COLA out.

But we are not talking about the COLA now, we are talking about the retirement fund. The COLA we are for.

The SPEAKER pro tempore. For the second time, the Chair recognizes Mr. Fargo.

Mr. FARGO. Thank you, Madam Speaker.

You know, it is kind of difficult to stand here and believe that the Appropriations chairman is advocating a COLA at the same time that he is advocating raiding the fund from which the COLA is going to be paid. It just is not possible. It does not make sense.

We are taking in this bill, we are going to ignore the actuarial studies, we are going to do away with the decisions of the Retirement Board, and we are going to put it in the hands of politicians, into the hands of the legislature, to make these determinations, and he stands there and says that he is in favor of a COLA when there is not going to be any money to pay a COLA unless he is willing to come up with more taxes. I believe that it is wrong. This is tax and spend. I hate to use that, but it is tax and spend — spend this year; we will worry about next year next year, or the year after, year after, year after.

I believe that we should defeat this bill.

**THE SPEAKER (H. WILLIAM DeWEESE)  
PRESIDING**

The SPEAKER. The gentlelady from Philadelphia, Ms. Josephs.

Ms. JOSEPHS. Thank you, Mr. Speaker.

I rise to enthusiastically recommend a “yes” vote on this bill. Before I decided to stand up and speak, I was astounded to hear a gentleman from the other side, the previous speaker, make what I believe is a very great mistake in fact. Mr. Speaker, I think you all know that the COLA is not paid out of the pension fund from any kind of excess interest. It is paid by ourselves, and all of them are paid by ourselves, and that is one of the reasons why I am for this bill. If we are going to appropriate COLA’s, then it seems to me we ought to be involved in setting the rate of contribution. So that is my first point.

And my second point is, also, I am amazed. I am amazed because during the debate on education equity when many of the members on this side cast votes that were for the good of every child in Pennsylvania, and some of them at their own expense, when they cast their votes, we heard from the other side of the aisle such complaints, such moaning, and such groaning about what it was going to cost their school boards. Well, ladies and gentlemen of the other party, this bill is going to save money for those very school boards that you were complaining about when we passed education equity a few weeks ago or a month ago.

So I do not think it is fair to argue on both sides of these issues, and I do not want to impugn anybody’s motives on the Republican side, but I think that there is a strain that goes through the speakers, and that is, whatever creative, whatever new thing, whatever sound thing, whatever leadership we take on this side, well, let us find some way to carp and let us find some way to criticize.

I think this debate needs to be ended. I think we need to put the votes up. I am a “yes” and I hope everybody else is also.

The SPEAKER. The Chair thanks the lady.

On the question recurring,  
Shall the bill pass finally?

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

**YEAS—95**

Acosta	Freeman	Maderino	Rooney
Battisto	Gamble	Markosek	Santoni
Bebko-Jones	George	Mayernik	Scrimenti
Belardi	Gigliotti	McCall	Staback
Belfanti	Gordner	McGeehan	Steelman
Bishop	Gruitza	McNally	Steighner
Blaum	Hanna	Melio	Stetler
Buxton	Hughes	Michlovic	Stish
Caltagirone	Itkin	Mihalich	Sturla
Cappabianca	James	Mundy	Surra
Carn	Jarolin	Murphy	Tangretti
Cohen, M.	Josephs	O'Donnell	Thomas
Colafella	Kaiser	Oliver	Trello
Colaizzo	Kasunic	Pesci	Trich
Corrigan	Keller	Petrarca	Van Horne
Cowell	Kirkland	Petrone	Veon
Coy	Kukovich	Pistella	Williams
Curry	LaGrotta	Preston	Wozniak
Daley	Laughlin	Richardson	Wright, D. R.
DeLuca	Lederer	Rieger	Yandrisevits
Dermody	Lescovitz	Ritter	Yewcic
Donatucci	Levdansky	Roberts	
Evans	Lloyd	Robinson	DeWeese,
Fajt	Lucyk	Roebuck	Speaker
Fee			

**NAYS—105**

Adolph	Fargo	Leh	Saurman
Allen	Farmer	Lynch	Saylor
Argall	Fichter	Maitland	Scheetz
Armstrong	Fleagle	Marsico	Schuler
Baker	Flick	Masland	Semmel
Barley	Gannon	Merry	Serafini
Birmelin	Geist	Micozzie	Smith, B.
Boyes	Gerlach	Miller	Smith, S. H.
Brown	Gladeck	Nailor	Snyder, D. W.
Bunt	Godshall	Nickol	Stairs
Bush	Gruppo	Nyce	Steil
Butkovitz	Harley	O'Brien	Stern
Carone	Hasay	Perzel	Strittmatter
Cawley	Heckler	Pettit	Taylor, E. Z.
Cessar	Hennessey	Phillips	Taylor, J.
Chadwick	Herman	Piccola	Tigue
Civera	Hershey	Pitts	Tomlinson
Clark	Hess	Platts	True
Clymer	Hutchinson	Raymond	Tulli
Cohen, L. I.	Jadlowiec	Reber	Uliana
Cornell	Kenney	Reinard	Vance
Dempsey	King	Rohrer	Vitali

Dent	Krebs	Rubley	Waugh
Druce	Laub	Rudy	Wogan
Durham	Lawless	Ryan	Wright, M. N.
Egolf	Lee	Sather	Zug
Fairchild			

NOT VOTING—2

Linton	Olasz
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EXCUSED—1

Haluska
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Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

PETITIONS SUBMITTED FOR THE RECORD

Mrs. RUBLEY. Mr. Speaker?

The SPEAKER. The lady is recognized.

Mrs. RUBLEY. I have received petitions signed by 155 active and retired school employees of the Tredyffrin-Easttown School District in Chester County. The people who signed these petitions are opposed to the reduction of the employer contributions to the School Employees' Retirement Fund as provided in this bill.

I would like to submit these petitions for inclusion in the record today.

The SPEAKER. The lady is in order and may submit those for the record.

Mrs. RUBLEY submitted petitions for the Legislative Journal.

(Petitions are on file with the Journal clerk.)

LEAVE OF ABSENCE

The SPEAKER. The gentleman, Mr. O'DONNELL, requests that his name be placed upon the leave list for the remainder of the day.

CONSIDERATION OF SB 880 CONTINUED

On the question recurring,

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

The SPEAKER. Mr. Platts does not seek recognition for an amendment? 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. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

YEAS—153

Acosta	Fee	Markosek	Scheetz
Allen	Fichter	Marsico	Schuler
Argall	Freeman	Masland	Semmel
Barley	Gamble	Mayernik	Smith, B.
Battisto	Gannon	McCall	Smith, S. H.
Bebko-Jones	Geist	McGeehan	Snyder, D. W.
Belardi	George	McNally	Staback
Belfanti	Gerlach	Melio	Stairs
Bishop	Gigliotti	Michlovic	Steelman
Blaum	Gladeck	Mihalich	Steighner
Bunt	Godshall	Miller	Stern
Butkovitz	Gordner	Mundy	Stetler
Buxton	Gruitza	Murphy	Stish
Caltagirone	Gruppo	Nailor	Sturla
Cappabianca	Hanna	Nickol	Surra
Carn	Harley	O'Brien	Tangretti
Cawley	Hennessey	Olasz	Taylor, E. Z.
Cessar	Herman	Oliver	Taylor, J.
Chadwick	Hershey	Pesci	Thomas
Civera	Hughes	Petrarca	Tomlinson
Clark	Itkin	Petrone	Trello
Cohen, L. I.	James	Pettit	Trich
Cohen, M.	Jarolin	Piccola	Tulli
Colafella	Josephs	Pistella	Uliana
Colaizzo	Kaiser	Platts	Vance
Cornell	Kasunic	Preston	Van Horne
Cornigan	Keller	Raymond	Veon
Cowell	Kenney	Reber	Vitali
Coy	Kirkland	Richardson	Waugh
Curry	Kukovich	Rieger	Williams
Daley	LaGrotta	Ritter	Wogan
DeLuca	Laub	Roberts	Wozniak
Dent	Laughlin	Robinson	Wright, D. R.
Dermody	Lederer	Roebuck	Wright, M. N.
Donatucci	Lescovitz	Rooney	Yandrisevits
Durham	Levdansky	Rudy	
Evans	Lucyk	Santoni	DeWeese,
Fajt	Maitland	Sather	Speaker
Farmer	Manderino	Saylor	

NAYS—45

Adolph	Fairchild	Lee	Rohrer
Armstrong	Fargo	Leh	Ryan
Baker	Flick	Lloyd	Saurman
Birmelin	Hasay	Lynch	Scrimenti
Boyes	Heckler	Merry	Serafini
Brown	Hess	Micozzie	Steil
Bush	Hutchinson	Nyce	Strittmatter
Carone	Jadlowiec	Perzel	Tigue
Clymer	King	Phillips	True
Dempsey	Krebs	Pitts	Yewcic
Druce	Lawless	Reinard	Zug
Egolf			

NOT VOTING—3

Fleagle	Linton	Rubley
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EXCUSED—2

Haluska	O'Donnell
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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.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The gentleman, Mr. Evans, is recognized.

Mr. EVANS. I would like to call the House Appropriations Committee meeting and convene the meeting in the majority caucus room for the purpose of dealing with the capital bill.

The SPEAKER. Immediately?

Mr. EVANS. Immediately. Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Evans, from Philadelphia calls for an immediate meeting of the House Appropriations Committee.

### RULES COMMITTEE MEETING

The SPEAKER. The gentleman, Mr. Itkin, is recognized.

Mr. ITKIN. Mr. Speaker, I call for a meeting of the Rules Committee at the majority leader's desk immediately.

### COMMITTEE MEETING CANCELED

The SPEAKER. The gentleman, Mr. Lescovitz, is recognized.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

Mr. Speaker, we just need to cancel the meeting of the House Business and Economic Development Committee for today, and it is rescheduled at the call of the recess tomorrow.

The SPEAKER. The Chair thanks the gentleman from Washington County.

### VOTE CORRECTION

The SPEAKER. Does Mr. Schuler seek recognition?

Mr. SCHULER. May I correct the record, Mr. Speaker?

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

Mr. SCHULER. Thank you, Mr. Speaker.

On HB 24 I was not recorded. I wish to be recorded in the affirmative. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman, and his remarks will be spread across the record.

### HOUSE BILLS

#### INTRODUCED AND REFERRED

**No. 1854** By Representatives GEIST, CESSAR, FARGO, HENNESSEY, STERN, HESS, L. I. COHEN, LYNCH, HUTCHINSON and CLARK

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, requiring the acceptance of a single check corporation bureau and counties for multiple transactions.

Referred to Committee on BUSINESS AND ECONOMIC DEVELOPMENT, June 22, 1993.

**No. 1877** By Representatives LAUGHLIN, COLAIZZO, YEWIC, BEBKO-JONES, MELIO, TRUE, PERZEL, MIHALICH, GIGLIOTTI, FAJT, TRELLO, OLASZ, HUTCHINSON, WAUGH, KING, MCGEEHAN, PETRONE, BELFANTI, KASUNIC, CIVERA, EGOLF, J. TAYLOR, TANGRETTI, L. I. COHEN, ACOSTA, MERRY, JAMES and TRICH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for persons ineligible for licensing.

Referred to Committee on TRANSPORTATION, June 22, 1993.

**No. 1878** By Representative GAMBLE

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to convey to the Chartiers Valley School District a tract of land situate in Collier Township, Allegheny County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Agriculture, to convey to South Fayette Township a tract of land situate in South Fayette Township, Allegheny County, Pennsylvania; and authorizing and directing the Department of General Services, with the approval of the Governor, to sell and convey to Collier Township a tract of land situate in Collier Township, Allegheny County, Pennsylvania.

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1879** By Representative GAMBLE

An Act amending the act of October 27, 1955 (P.L.744, No.222), known as the Pennsylvania Human Relations Act, providing for certain citizenship training programs operated by veterans' organizations.

Referred to Committee on STATE GOVERNMENT, June 22, 1993.

**No. 1880** By Representatives TRELLO, DeWEESE, COLAFELLA, PETRARCA, VEON, HALUSKA, BELFANTI, LAUGHLIN, SEMMEL and HENNESSEY

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for use of proceeds of the Pennsylvania Duck Stamp; and adding provisions relating to goose hunting areas.

Referred to Committee on GAME AND FISHERIES, June 22, 1993.

**No. 1881** By Representatives SAURMAN, JAROLIN, NAILOR, DEMPSEY, BARLEY, FAIRCHILD, CLARK, DURHAM, LAUB, NYCE, SCHEETZ, MILLER, L. I. COHEN, PETTTT, MERRY, TIGUE, HENNESSEY, HALUSKA, GEIST, ROHRER, TULLI, TRELLO and BAKER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing an exemption from the capital stock tax for inactive corporations.

Referred to Committee on FINANCE, June 22, 1993.

**No. 1898** By Representatives OLASZ, STABACK, GIGLIOTTI and DALEY

An Act amending the act of July 6, 1988 (P.L.487, No.82), known as the Abandoned Mine Subsidence Assistance Act, extending the expiration date of the act.

Referred to Committee on CONSERVATION, June 22, 1993.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 144** By Representatives SAURMAN, PESCI, FICHTER, HENNESSEY, ROONEY, PETTIT, EGOLF, ARGALL, HERSHEY, RUBLEY, NYCE, FAJT, L. I. COHEN, STERN, ROHRER, VEON, MELIO, TRELLO and GERLACH

A Resolution requesting the Department of Environmental Resources, the Department of Transportation and the Department of Community Affairs to study ways to encourage telecommuting in this Commonwealth and to establish a pilot program.

Referred to Committee on RULES, June 22, 1993.

**No. 145** By Representatives SAURMAN, LEE, FICHTER, FAIRCHILD, M. N. WRIGHT, PLATTS and DRUCE

A Concurrent Resolution proposing a temporary reduction in the salaries of members of the General Assembly for extended curtailment of legislative activities.

Referred to Committee on RULES, June 22, 1993.

**No. 147** By Representatives CESSAR, PETRARCA, McCALL, SATHER, HESS and PHILLIPS

A Concurrent Resolution requesting the Commonwealth's representative on the Northeast Ozone Transport Commission to not endorse a petition in favor of certain program mandates and providing for notice to the Commonwealth of any actions by NOTC which may affect the Commonwealth.

Referred to Committee on RULES, June 22, 1993.

### SENATE BILL FOR CONCURRENCE

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

**SB 242, PN 1418**

Referred to Committee on APPROPRIATIONS, June 22, 1993.

### VOTE CORRECTIONS

The SPEAKER. The Chair recognizes Carole Rubley. Mrs. RUBLEY. Thank you, Mr. Speaker.

I would like to be recorded in the affirmative for SB 880, PN 1504. My vote was not recorded.

The SPEAKER. The Chair thanks the lady, and her remarks will be spread across the record.

The Chair recognizes Representative King.

Mr. KING. Thank you, Mr. Speaker.

I would like to have my vote registered in the affirmative on SB 880. It came up so quickly that my finger malfunctioned.

The SPEAKER. The Chair thanks the gentleman.

### LEAVE OF ABSENCE

The SPEAKER. The gentleman from Philadelphia, Mr. Perzel, seeks recognition.

Mr. PERZEL. Thank you, Mr. Speaker.

I would like to return to leaves of absence.

The SPEAKER. The gentleman is in order.

Mr. PERZEL. I would like a leave of absence for the remainder of the day for the gentleman from Franklin, Mr. FLEAGLE.

The SPEAKER. The Chair thanks the gentleman.

The members are politely requested to funnel their leave of absence requests through their respective floor leaders and floor whips.

The Chair thanks the gentleman.

### VOTE CORRECTIONS

The SPEAKER. Does Mr. Baker seek recognition?

Mr. BAKER. Yes, Mr. Speaker.

I respectfully request that the record be corrected as it relates to SB 880. I would like to be recorded in the affirmative.

The SPEAKER. The Chair thanks the gentleman. His remarks will be spread across the record.

The gentleman from Fayette County, Mr. Roberts, is recognized.

Mr. ROBERTS. Thank you, Mr. Speaker.

A correction to the record, please.

On amendment 2384 to SB 1068, I would like to be recorded in the affirmative.

The SPEAKER. The Chair thanks the gentleman, and his remarks will be spread across the record.

### SENATE MESSAGE

#### AMENDED HOUSE RESOLUTION RETURNED FOR CONCURRENCE

The clerk of the Senate, being introduced, informed that the Senate has concurred in **HR 106, PN 2222**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

**BILLS REREPORTED FROM COMMITTEES****HB 1513, PN 2213**

By Rep. ITKIN

An Act authorizing the release of Project 500 restrictions imposed on certain land owned by Allegheny County, in return for the imposition of Project 500 restrictions on certain land to be acquired by Allegheny County.

RULES.

**HB 1704, PN 2265 (Amended)**

By Rep. ITKIN

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for protective material required.

RULES.

**HB 1720, PN 1998**

By Rep. ITKIN

An Act amending the act of August 23, 1967 (P.L.251, No.102), known as the Industrial and Commercial Development Authority Law, further providing for definitions, for applicable elected representatives, for purposes and powers, for powers of the financing authority, for financing authority indebtedness, for financing authority loans, for industrial and commercial development authorities, for bonds and for competition in award of contracts.

RULES.

**SB 1098, PN 1519 (Amended)**

By Rep. EVANS

A Supplement to the act of (P.L. , No. ), entitled "Capital Budget Project Itemization Act for 1993-1994," itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, flood control projects and redevelopment assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation; stating the estimated useful life of the projects; authorizing certain waivers; making appropriations; and making repeals.

APPROPRIATIONS.

**RESOLUTIONS REPORTED FROM COMMITTEE****HR 134, PN 2209**

By Rep. ITKIN

A Resolution honoring stepgrandparents by designating June 7 as "Stepgrandparents Day" in Pennsylvania.

RULES.

**HR 147, PN 2276**

By Rep. ITKIN

A Concurrent Resolution requesting the Commonwealth's representative on the Northeast Ozone Transport Commission to not endorse a petition in favor of certain program mandates and providing for notice to the Commonwealth of any actions by NOTC which may affect the Commonwealth.

RULES.

**BILL ON CONCURRENCE REPORTED FROM RULES COMMITTEE****HB 163, PN 2044**

By Rep. ITKIN

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the State Veterans' Commission.

RULES.

**BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES****HB 858, PN 2263 (Amended)**

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting intimidation based on handicap or disability.

JUDICIARY.

**HB 1322, PN 2264 (Amended)**

By Rep. CALTAGIRONE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, requiring reports relating to burn injuries.

JUDICIARY.

**BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED****SB 508, PN 1518 (Amended)**

By Rep. CALTAGIRONE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for postsecondary educational costs.

JUDICIARY.

**RULES SUSPENDED**

The SPEAKER. The Chair recognizes the majority leader. Mr. ITKIN. Mr. Speaker, I move to suspend the rules for the consideration of Representative Rudy's HR 146.

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

**RESOLUTION**

The SPEAKER. The gentlelady from Centre County, Mrs. Rudy, calls up HR 146.

The following resolution was read:

**House Resolution No. 146****A RESOLUTION**

Memorializing the President of the United States and Congress to take whatever steps necessary to save the rain forests.



WHEREAS, The House of Representatives is becoming increasingly concerned that the tropical rain forests are being destroyed at a rate of between 13.5 million and 55 million acres a year; and

WHEREAS, It is feared that further destruction will lead to the elimination of hundreds of thousands of species of plants and animals; and

WHEREAS, Rain forests are an important source of medicinal plants, and approximately 121 prescription drugs are derived from plants which have their origins in rain forests; and

WHEREAS, Rain forests are storehouses of evolutionary achievement and are increasingly invaluable to humankind in our search for the mysteries of life; and

WHEREAS, Rain forests play a major role in the way the sun's heat is distributed around the globe, and any disturbance could produce climatic chaos; and

WHEREAS, It is imperative that something be done before the damage to the rain forests is irreversible; therefore be it

RESOLVED, That the House of Representatives memorialize the President and Congress to take whatever steps are necessary to protect the rain forests from further destruction; and be it further

RESOLVED, That copies of this resolution be transmitted to the President of the United States and the presiding officers of each house of Congress and to each member of Congress from Pennsylvania.

Ruth C. Rudy  
 Thomas R. Caltagirone  
 Gregory S. Vitali  
 Ronald R. Cowell  
 Gregory C. Fajt  
 Terry E. Van Horne  
 Phyllis Mundy  
 Dante Santoni, Jr.  
 Anthony J. Melio  
 Lawrence H. Curry  
 Gaynor Cawley  
 Edward G. Staback  
 Joseph W. Battisto  
 Ronald I. Buxton  
 Jeffrey W. Coy  
 John N. Wozniak  
 P. Michael Sturla  
 Patricia Carone  
 Edward H. Krebs  
 Sara G. Steelman  
 Michael K. Hanna  
 Dan A. Surra  
 Susan Laughlin  
 Thomas C. Corrigan, Sr.

On the question,

Will the House adopt the resolution?

(Members proceeded to vote.)

#### VOTE STRICKEN

Mr. ARMSTRONG. Mr. Speaker?

The SPEAKER. The gentleman, Mr. Armstrong, is recognized.

Mr. ARMSTRONG. I would like to be able to interrogate the maker of the resolution, please.

The SPEAKER. The clerk will strike the vote; the clerk will strike the vote.

Mrs. Rudy indicates that she will stand for interrogation. Mr. Armstrong may proceed.

Mr. ARMSTRONG. Mr. Speaker, I was wondering if you could give us some scientific data that can support some of your "whereases" that are in this resolution.

Mrs. RUDY. Thank you, Mr. Speaker.

Basically, I do not have the information that you request before me here, but it was data that was drawn up by the Reference Bureau.

This resolution came about because of the fact that I had a third grade class in my legislative district and all of them wrote letters to me requesting that I do something to try and protect the rain forests in this world, and so that is why I drew up the resolution, to try and show this third grade class that the Pennsylvania legislature was capable of trying to do something to help in their efforts.

Mr. ARMSTRONG. Mr. Speaker, I am done with my interrogation and would like to speak on the resolution, please.

The SPEAKER. Mr. Armstrong should proceed.

Mr. ARMSTRONG. I can appreciate your endeavor to try to cater to some constituents and especially third grade students. I think all of us would like to be able to do that from time to time. However, I am quite concerned about this resolution and that we are trying to make some kind of global statement.

I think we, as Representatives, were voted to the House floor here to represent issues that impact Pennsylvania. I think when we take a look at issues such as taxes, raising business taxes, and seeing those kinds of businesses and jobs leave the State, we can come to the conclusion that, well, where are these jobs going? It could be possible, very possible, that a lot of these jobs are actually leaving the United States, not just Pennsylvania but the United States, and in order to provide jobs in other parts of the world, they have to cut down and clear up areas to provide plants and raw materials for those jobs.

Now, we should be more interested in lowering our tax rates and reimplementing the loss carry-forward so we can reinstate the jobs and an active environment for job creation and maintenance in our own Commonwealth. I think this resolution is deplorable, actually, in trying to make a statement here that is not founded upon any scientific data and trying to implement a foreign policy per se from these halls.

So I ask my fellow Representatives to vote in the negative on this resolution. Thank you.

The SPEAKER. Does Mrs. Rudy seek recognition for the second time?

Mrs. RUDY. Yes, Mr. Speaker.

I understand where Representative Armstrong is coming from. I also think that it is unconscionable to call a resolution deplorable on the floor of this House, because we have passed a lot of other resolutions that affect the world economy in such a degree as he was describing. I think it is more important that we show to the students of this Commonwealth that we are interested, the world is global and that we are interested in trying to preserve our natural resources. Thank you.

The SPEAKER. Does the gentleman, Mr. Gannon, seek to interject himself into the debate?

Mr. GANNON. No.

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

The following roll call was recorded:

YEAS—139

Adolph	Fargo	Levdansky	Santoni
Allen	Farmer	Lloyd	Sather
Argall	Fee	Lucyk	Saylor
Baker	Fichter	Maitland	Scheetz
Battisto	Flick	Manderino	Scrimenti
Bebko-Jones	Freeman	Markosek	Semmel
Belardi	Gamble	Marsico	Serafini
Belfanti	George	Masland	Smith, B.
Blaum	Gerlach	Mayernik	Snyder, D. W.
Boyes	Gigliotti	McCall	Stairs
Bunt	Gladeck	McNally	Steelman
Butkovitz	Godshall	Melio	Steighner
Buxton	Gordner	Michlovic	Steil
Caltagirone	Gruitza	Micozzie	Stern
Cappabianca	Gruppo	Mihalich	Stetler
Carone	Hanna	Mundy	Stish
Cawley	Harley	Murphy	Sturla
Cessar	Heckler	Nailor	Surra
Clark	Hennessey	Nickol	Taylor, J.
Cohen, L. I.	Herman	Nyce	Thomas
Cohen, M.	Hershey	O'Brien	Tigue
Colafrilla	Hess	Oliver	Tomlinson
Cornell	Itkin	Perzel	Trich
Corrigan	Jarolin	Pesci	Tulli
Cowell	Kaiser	Phillips	Uliana
Coy	Kasunic	Piccola	Vance
Curry	Kenney	Pistella	Vitali
Daley	King	Platts	Wogan
Dent	Krebs	Reber	Wozniak
Dermody	Kukovich	Reinard	Wright, M. N.
Donatucci	Laub	Ritter	Yewcic
Druce	Laughlin	Roberts	Zug
Egolf	Lawless	Rubley	
Evans	Lee	Rudy	DeWeese,
Fairchild	Lescovitz	Ryan	Speaker
Fajt			

NAYS—56

Acosta	Gannon	McGeehan	Rohrer
Armstrong	Geist	Merry	Rooney
Barley	Hasay	Miller	Saurman
Birmelin	Hughes	Olasz	Schuler
Brown	Hutchinson	Petrarca	Smith, S. H.
Bush	Jadlowiec	Petrone	Strittmatter
Carn	James	Pettit	Tangretti
Chadwick	Josephs	Pitts	Taylor, E. Z.
Civera	Keller	Preston	Trello
Clymer	Kirkland	Raymond	True
Colaizzo	LaGrotta	Richardson	Veon
DeLuca	Lederer	Rieger	Waugh
Dempsey	Leh	Robinson	Williams
Durham	Lynch	Roebuck	Yandrisevits

NOT VOTING—5

Bishop	Staback	Van Horne	Wright, D. R.
Linton			

EXCUSED—3

Fleagle	Haluska	O'Donnell
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The question was determined in the affirmative, and the resolution was adopted.

SUPPLEMENTAL CALENDAR B

BILL ON CONCURRENCE  
IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 163, PN 2044**, entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the State Veterans' Commission.

On the question,  
Will the House concur in Senate amendments?

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

YEAS—199

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Flick	Markosek	Scheetz
Baker	Freeman	Marsico	Schuler
Barley	Gamble	Masland	Scrimenti
Battisto	Gannon	Mayernik	Semmel
Bebko-Jones	Geist	McCall	Serafini
Belardi	George	McGeehan	Smith, B.
Belfanti	Gerlach	McNally	Smith, S. H.
Birmelin	Gigliotti	Melio	Snyder, D. W.
Bishop	Gladeck	Merry	Staback
Blaum	Godshall	Michlovic	Stairs
Boyes	Gordner	Micozzie	Steelman
Brown	Gruitza	Mihalich	Steighner
Bunt	Gruppo	Miller	Steil
Bush	Hanna	Mundy	Stern
Butkovitz	Harley	Murphy	Stetler
Buxton	Hasay	Nailor	Stish
Caltagirone	Heckler	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	Olasz	Tangretti
Cawley	Hess	Oliver	Taylor, E. Z.
Cessar	Hughes	Perzel	Taylor, J.
Chadwick	Hutchinson	Pesci	Thomas
Civera	Itkin	Petrarca	Tigue
Clark	Jadlowiec	Petrone	Tomlinson
Clymer	James	Pettit	Trello
Cohen, L. I.	Jarolin	Phillips	Trich
Cohen, M.	Josephs	Piccola	True
Colafrilla	Kaiser	Pistella	Tulli
Colaizzo	Kasunic	Pitts	Uliana
Cornell	Keller	Platts	Vance
Corrigan	Kenney	Preston	Van Horne
Cowell	King	Raymond	Veon
Coy	Kirkland	Reber	Vitali
Curry	Krebs	Reinard	Waugh
Daley	Kukovich	Richardson	Williams
DeLuca	LaGrotta	Rieger	Wogan
Dempsey	Laub	Ritter	Wozniak
Dent	Laughlin	Roberts	Wright, D. R.
Dermody	Lawless	Robinson	Wright, M. N.
Donatucci	Lederer	Roebuck	Yandrisevits
Druce	Lee	Rohrer	Yewcic

Durham	Leh	Rooney	Zug
Egolf	Lescovitz	Rubley	
Evans	Levdansky	Rudy	DeWeese,
Fairchild	Lloyd	Ryan	Speaker
Fajt			

NAYS—0

NOT VOTING—1

Linton

EXCUSED—3

Fleagle	Haluska	O'Donnell
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

**SUPPLEMENTAL CALENDAR C**

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **SB 1098, PN 1519**, entitled:

A Supplement to the act of (P.L. , No. ), entitled "Capital Budget Project Itemization Act for 1993-1994," itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, flood control projects and redevelopment assistance projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Environmental Resources, the Department of Community Affairs or the Department of Transportation; stating the estimated useful life of the projects; authorizing certain waivers; making appropriations; and making repeals.

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?

The gentleman from Delaware County, Mr. Ryan, is recognized.

Mr. RYAN. Mr. Speaker, for the benefit of our members, this bill is the capital budget bill that we spoke of earlier, so the bill is on your desk and the amendments are on your desk but they are in pieces. The bill is now consolidated into the one bill, including all the amendments that were placed on your desk. They were put into the bill in committee. The bill is on the regular calendar.

On the question recurring,  
Shall the bill pass finally?

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

YEAS—199

Acosta	Fargo	Lucyk	Santoni
Adolph	Farmer	Lynch	Sather
Allen	Fee	Maitland	Saurman
Argall	Fichter	Manderino	Saylor
Armstrong	Flick	Markosek	Scheetz
Baker	Freeman	Marsico	Schuler
Barley	Gamble	Masland	Scrimenti
Battisto	Gannon	Mayernik	Semmel
Bebko-Jones	Geist	McCall	Serafini
Befardi	George	McGeehan	Smith, B.
Belfanti	Gerlach	McNally	Smith, S. H.
Birmelin	Gigliotti	Melio	Snyder, D. W.
Bishop	Gladeck	Merry	Staback
Blaum	Godshall	Michlovic	Stairs
Boyes	Gordner	Micozzie	Steelman
Brown	Gruitza	Mihalich	Steighner
Bunt	Gruppo	Miller	Steil
Bush	Hanna	Mundy	Stern
Butkovitz	Harley	Murphy	Stetler
Buxton	Hasay	Nailor	Stish
Caltagirone	Heckler	Nickol	Strittmatter
Cappabianca	Hennessey	Nyce	Sturla
Carn	Herman	O'Brien	Surra
Carone	Hershey	Olasz	Tangretti
Cawley	Hess	Oliver	Taylor, E. Z.
Cessar	Hughes	Perzel	Taylor, J.
Chadwick	Hutchinson	Pesci	Thomas
Civera	Itkin	Petrarca	Tigue
Clark	Jadlowiec	Petrone	Tomlinson
Clymer	James	Pettit	Trello
Cohen, L. I.	Jarolin	Phillips	Trich
Cohen, M.	Josephs	Piccola	True
Colafella	Kaiser	Pistella	Tulli
Colaizzo	Kasunic	Pitts	Uliana
Cornell	Keller	Platts	Vance
Corrigan	Kenney	Preston	Van Horne
Cowell	King	Raymond	Veon
Coy	Kirkland	Reber	Vitali
Curry	Krebs	Reinard	Waugh
Daley	Kukovich	Richardson	Williams
DeLuca	LaGrotta	Rieger	Wogan
Dempsey	Laub	Ritter	Wozniak
Dent	Laughlin	Roberts	Wright, D. R.
Dermody	Lawless	Robinson	Wright, M. R.
Donatucci	Lederer	Roebuck	Yandrisevits
Druce	Lee	Rohrer	Yewcic
Durham	Leh	Rooney	Zug
Egolf	Lescovitz	Rubley	
Evans	Levdansky	Rudy	DeWeese,
Fairchild	Lloyd	Ryan	Speaker
Fajt			

NAYS—0

NOT VOTING—1

Linton

EXCUSED—3

Fleagle	Haluska	O'Donnell
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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.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 864, PN 1209, entitled:

An Act providing for a cause of action for damages resulting from violations of unemployment compensation and workmen's compensation laws by bidders on construction contracts.

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?

Did the gentleman, Mr. Ryan, indicate that the Republicans have yet to caucus on this bill?

Mr. RYAN. We did not, Mr. Speaker.

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair retracts his declaration that SB 864 has been considered on 3 different days.

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

BILL PASSED OVER

The SPEAKER. This bill will be gone over for the day.

HR 136 RECONSIDERED

The SPEAKER. We have a reconsideration request that the vote by which HR 136, PN 2170, was passed on the 22d day of June be reconsidered. This has been forwarded to the desk by Representative Marsico and Representative Piccola.

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

The following roll call was recorded:

YEAS-195

Table with 4 columns of names: Acosta, Adolph, Allen, Armstrong, Baker, Barley, Battisto, Bebko-Jones, Belardi, Belfanti, Birmelin, Fargo, Farmer, Fee, Fichter, Flick, Gamble, Gannon, Geist, George, Gerlach, Gigliotti, Lucyk, Lynch, Maitland, Manderino, Markosek, Marsico, Masland, Mayernik, McCall, McGeehan, McNally, Ryan, Santoni, Sather, Saurman, Saylor, Scheetz, Schuler, Scrimenti, Semmel, Serafini, Smith, B.

Table with 4 columns of names: Bishop, Blaum, Boyes, Brown, Bunt, Bush, Butkovitz, Buxton, Caltagirone, Cappabianca, Carn, Carone, Cawley, Cessar, Chadwick, Civera, Clark, Clymer, Cohen, L. I., Cohen, M., Colafella, Colaizzo, Cornell, Corrigan, Cowell, Coy, Curry, Daley, DeLuca, Dempsey, Dent, Dermody, Donatucci, Druce, Durham, Egolf, Evans, Fairchild, Fajt, Gladeck, Godshall, Gordner, Gruitza, Gruppo, Hanna, Harley, Hasay, Heckler, Hennessey, Herman, Hershey, Hess, Hughes, Hutchinson, Itkin, Jadlowiec, James, Jarolin, Josephs, Kaiser, Kasunic, Keller, Kenney, King, Kirkland, Krebs, Kukovich, LaGrotta, Laub, Laughlin, Lawless, Lederer, Lee, Leh, Lescovitz, Levdansky, Lloyd, Melio, Merry, Michlovic, Micozzie, Mihalich, Miller, Mundy, Murphy, Nailor, Nickol, Nyce, O'Brien, Olasz, Oliver, Perzel, Pesci, Petrarca, Petrone, Pettit, Phillips, Piccola, Pistella, Pitts, Platts, Preston, Raymond, Reber, Reinard, Richardson, Rieger, Ritter, Roberts, Robinson, Roebuck, Rohrer, Rooney, Rubley, Rudy, Smith, S. H., Stairs, Steelman, Steighner, Steil, Stern, Stetler, Stish, Strittmatter, Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tigie, Tomlinson, Trello, Trich, True, Tulli, Uliana, Vance, Van Horne, Veon, Vitali, Waugh, Williams, Wogan, Wozniak, Wright, D. R., Wright, M. N., Yandrisevits, Yewcic, Zug, DeWeese, Speaker

NAYS-0

NOT VOTING-5

Table with 4 columns of names: Argall, Freeman, Linton, Snyder, D. W., Staback

EXCUSED-3

Table with 3 columns of names: Fleagle, Haluska, O'Donnell

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

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

The following roll call was recorded:

YEAS-154

Table with 4 columns of names: Acosta, Adolph, Battisto, Bebko-Jones, Belardi, Belfanti, Bishop, Blaum, Bunt, Bush, Fichter, Flick, Freeman, Gamble, Gannon, Geist, George, Gerlach, Gigliotti, Gladeck, Lucyk, Lynch, Maitland, Manderino, Markosek, Mayernik, McCall, McGeehan, Melio, Michlovic, Ryan, Santoni, Sather, Saurman, Scrimenti, Semmel, Serafini, Smith, S. H., Snyder, D. W., Staback

Butkovitz	Godshall	Micozzie	Stairs
Caltagirone	Gordner	Mihalich	Steighner
Cappabianca	Gruitz	Miller	Steil
Carn	Gruppo	Mundy	Stern
Cawley	Harley	Murphy	Stetler
Cessar	Hasay	Nickol	Stish
Civera	Heckler	O'Brien	Sturla
Clymer	Hennessey	Olasz	Surra
Cohen, L. I.	Herman	Oliver	Tangretti
Cohen, M.	Hershey	Perzel	Taylor, E. Z.
Colafella	Hess	Pesci	Taylor, J.
Colaizzo	Hughes	Petrarca	Thomas
Cornell	Hutchinson	Petrone	Tigue
Corrigan	Itkin	Pettit	Tomlinson
Cowell	Jadlowiec	Pistella	Trello
Coy	James	Pitts	Trich
Curry	Jarolin	Preston	Uliana
Daley	Josephs	Raymond	Veon
DeLuca	Kasunic	Reber	Vitali
Dempsey	Keller	Reinard	Waugh
Dent	Kenney	Richardson	Wogan
Dermody	Kirkland	Rieger	Wozniak
Donatucci	LaGrotta	Ritter	Wright, D. R.
Druce	Laub	Roberts	Wright, M. N.
Durham	Laughlin	Robinson	Yandrisevits
Evans	Lawless	Roebuck	Yewcic
Fairchild	Lederer	Rooney	
Fajt	Lescovitz	Rubley	DeWeese,
Fee	Lloyd	Rudy	Speaker

**NAYS—44**

Allen	Clark	Levdansky	Saylor
Argall	Egolf	Marsico	Scheetz
Armstrong	Fargo	Masland	Schuler
Baker	Farmer	McNally	Smith, B.
Barley	Hanna	Merry	Steelman
Birmelin	Kaiser	Nailor	Strittmatter
Boyes	King	Nyce	True
Brown	Krebs	Phillips	Tulli
Buxton	Kukovich	Piccola	Vance
Carone	Lee	Platts	Van Horne
Chadwick	Leh	Rohrer	Zug

**NOT VOTING—2**

Linton	Williams
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**EXCUSED—3**

Fleagle	Haluska	O'Donnell
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The question was determined in the affirmative, and the resolution was adopted.

**VOTE CORRECTION**

The SPEAKER. The Chair recognizes Mrs. Taylor.  
 Mrs. TAYLOR. Mr. Speaker, I was recorded on HR 146 in the negative. I would like to be recorded in the affirmative.  
 The SPEAKER. The Chair thanks the gentlelady.

**ANNOUNCEMENT BY SPEAKER**

The SPEAKER. An announcement for the members: In the rotunda of the Capitol, there will be a get-well scroll to the Governor. It will be open through the end of the month and signatures can be affixed so that we can send our greetings to

Governor Casey. It will be in the rotunda, and hopefully this announcement will allow for many of us to sign that document that will be sent to Pittsburgh.

There will be no further votes taken today. The desk will remain open momentarily for further business.

**VOTE CORRECTION**

The SPEAKER. The gentleman, Mr. Nickol, is recognized.  
 Mr. NICKOL. Thank you, Mr. Speaker.

I was recorded in the positive on HR 136. I wish to be recorded in the negative.

The SPEAKER. The Chair thanks Mr. Nickol, and his remarks will be spread across the record.

**LOCAL GOVERNMENT COMMITTEE MEETING**

The SPEAKER. The gentleman, Mr. Pistella, is recognized.

Mr. PISTELLA. For the benefit of the members of the Local Government Committee, Mr. Speaker, there will be a meeting tomorrow in room 113, East Wing, at the lunch break or the first available break after we convene tomorrow morning. Again, that is for the Local Government Committee, room 113 of the East Wing, tomorrow at the first available break, be it for lunch or during the course of business. Thank you.

The SPEAKER. Room 113, East Wing, Chairman Pistella and the Local Government Committee, tomorrow.

Mrs. Rudy is recognized.

Mrs. RUDY. Thank you, Mr. Speaker.

I have had requests from some of the members who would like to cosponsor HR 146, and I would like to request that it be kept at the desk for that purpose.

The SPEAKER. The Chair thanks the lady, and additional signatures will be welcome throughout the remainder of the early evening.

**VOTE CORRECTION**

The SPEAKER. The gentleman, Mr. Waugh, is recognized.  
 Mr. WAUGH. Thank you.

On HR 136 I was recorded in the positive and would like to go to a negative. Thank you.

The SPEAKER. The Chair thanks the gentleman, and his remarks will be spread across the record.

**REMARKS SUBMITTED FOR THE RECORD**

The SPEAKER. The gentleman from Washington County, Mr. Trich, is recognized.

Mr. TRICH. Thank you, Mr. Speaker.

I would like to offer remarks for the record concerning SB 871 that was decided upon earlier today.

The SPEAKER. The Chair thanks the gentleman, and his remarks will be welcome at the clerk's desk.

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

Mr. Speaker, I want to go on record expressing my appreciation to my fellow House members for supporting SB 871 offered by Senator Stapleton. The agriculture student loan forgiveness program which I developed last session has already proven helpful to a number of young Pennsylvanians interested in the continuation of family farms within our Commonwealth.

With the assistance of those in the Senate chamber, we are now able to continue this program at least through 1998. It is certainly my hope that the concept this measure represents will assist our future farmers well into the next century.

### SUPPLEMENTAL CALENDAR D

#### 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 1720, PN 1998; HB 1704, PN 2265; and HB 1513, PN 2213.**

#### BILL SIGNED BY SPEAKER

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

**HB 163, PN 2044**

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the State Veterans' Commission.

#### VOTE CORRECTION

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

Mr. MAITLAND. Thank you, Mr. Speaker.

On HR 136 I would like to be recorded in the negative.

The SPEAKER. The Chair thanks the gentleman. HR 136, the gentleman's remarks will be spread across the record.

#### RECESS

The SPEAKER. This House stands in recess until the call of the Chair.

#### AFTER RECESS

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

#### RULES COMMITTEE MEETING

The SPEAKER. The Chair recognizes the majority leader, who calls for an immediate meeting of the House Rules Committee at the majority leader's podium.

#### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.  
Mr. ITKIN. Mr. Speaker, I move that SB 508, SB 1018, and SB 1047 be removed from the table and placed upon the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

#### ACTING GOVERNOR WELCOMED

The SPEAKER. The Chair would like to welcome the Acting Governor, Governor Singel, in the back of the hall of the House.

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

**SB 248, PN 1526 (Amended)**

By Rep. ITKIN

An Act amending the act of December 10, 1982 (P.L.1442, No.327), known as the State Capitol Preservation Act, enlarging the scope of the act; and further providing for the Capitol Restoration Trust Fund and operating expenses of the Capitol Preservation Committee.

RULES.

#### BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the gentleman from Pittsburgh, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I move that SB 248 be removed from the table and placed upon the active calendar.

On the question,

Will the House agree to the motion?

Motion was agreed to.

#### BILLS PASSED OVER

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

#### ADJOURNMENT

The SPEAKER. The Chair recognizes the distinguished gentleman from Columbia County, Mr. John Gordner.

Mr. GORDNER. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 23, 1993, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 10:59 p.m., e.d.t., the House adjourned.