COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, JUNE 18, 2001

SESSION OF 2001 — 185TH OF THE GENERAL ASSEMBLY — No. 40

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (BRETT FEESE) PRESIDING

PRAYER

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

Let us pray:

God of might and Lord of love, greater than we can imagine and wiser than we can comprehend, patient with us beyond our deserving and generous past anything we can ask or desire, again we assemble in this building to do what is best for the commonwealth of this State. Help us to be guided by compassion and led by wisdom.

Be patient with us now as we endeavor to serve this State with honesty and faithfulness. Remind us that we are to serve You first and all other things will fall into place. Keep us, we pray, from thinking that we serve You while wanting You to be our servant. Save us from pretending that we speak for You when we have not even known You. O God, whose providence is confined by walls neither of time nor of space, we commend to Your care all those whom we are called to serve. Separate us from our pomp and circumstance, we pray, to see ourselves as no more precious in Your sight than the least of those in our governance. May all the leaders in this Capitol Building chasten their power and curb their pride that they lift up their hearts to You, submit their decisions to Your laws and Your teaching, and obey Your commands.

Ever coming to Your creatures in the fullness of Your grace, forgive us that we come to You with so little of ourselves. So much of us is still in bondage to the day we left behind, and so much of us is leaping toward the day that lies ahead. Yet we pray that You will not disdain the will that led us to be here and that, being with us, You will so discipline our hearts and minds that we at last are nonetheless with You.

Hear this our common prayer. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Wednesday, June 13, 2001, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 18 By Representatives L. I. COHEN, BARD, BELFANTI, BROWNE, CAPPELLI, CREIGHTON, CURRY, FRANKEL, HARHAI, HERMAN, JAMES, JOSEPHS, LAUGHLIN, LEDERER, MACKERETH, MANDERINO, MELIO, MUNDY, PIPPY, PISTELLA, STABACK, TRELLO, TRICH, WALKO, WASHINGTON, WATSON, C. WILLIAMS, YOUNGBLOOD and BUNT

An Act establishing the Keystone Quality Certificate program for certain child-care providers; and providing for the powers and duties of the Department of Public Welfare.

Referred to Committee on CHILDREN AND YOUTH, June 18, 2001.

No. 1750 By Representatives FRANKEL, MANDERINO, L. I. COHEN, RUBLEY, C. WILLIAMS, BARD, BASTIAN, BEBKO-JONES, BELARDI, BELFANTI, BISHOP, BLAUM, BROWNE, BUXTON, CAPPELLI, M. COHEN, COSTA, CRUZ, DALEY, DERMODY, DIVEN, D. EVANS, FREEMAN, GEORGE, GRUCELA, HARHAI, HERMAN, JAMES, KAISER, KENNEY, LaGROTTA, LEDERER, LEVDANSKY, MACKERETH, MARKOSEK, BUNT, CALTAGIRONE, CIVERA, CORRIGAN, COY, CURRY, DeLUCA, DeWEESE, EACHUS, FEESE, GABIG, GORDNER, HALUSKA, HENNESSEY, HORSEY, JOSEPHS, KELLER, KIRKLAND, LAUGHLIN, LESCOVITZ, LUCYK, MANN, MAYERNIK, McCALL, McILHATTAN, MICHLOVIC, MYERS, OLIVER, PETRARCA, PISTELLA, READSHAW, ROEBUCK, SAINATO, SANTONI, SCRIMENTI, SOLOBAY, STEELMAN, STETLER, SURRA, THOMAS, TRAVAGLIO, TRICH, VITALI, WANSACZ, WOJNAROSKI, McGILL, MELIO, MUNDY, O'BRIEN, PALLONE, PETRONE, PRESTON, ROBINSON, ROSS, RUFFING, SAMUELSON, SATHER, SHANER, STABACK, STERN, STURLA, TANGRETTI, TIGUE, TRELLO, VEON, WALKO, WATSON, YOUNGBLOOD, YUDICHAK, E. Z. TAYLOR, ROBERTS and COLAFELLA

An Act providing medical assistance to certain eligible individuals for breast and cervical cancer treatment and follow-up care; and providing for the powers and duties of the Department of Public Welfare.

Referred to Committee on HEALTH AND HUMAN SERVICES, June 14, 2001.

No. 1758 By Representatives COLEMAN, R. STEVENSON, ARGALL, BENNINGHOFF, BROWNE, CALTAGIRONE, CAPPELLI, CLARK, DiGIROLAMO, FAIRCHILD, FORCIER, HARHAI, HERMAN, HERSHEY, HESS, HORSEY, JAMES, JOSEPHS, KELLER, LEDERER, MANDERINO, MARKOSEK, McGILL, McILHATTAN, McNAUGHTON, PALLONE, PIPPY, PISTELLA, ROBERTS, ROHRER, SAINATO, SATHER, SAYLOR, SHANER, S. H. SMITH, THOMAS, YOUNGBLOOD and ZIMMERMAN

An Act designating a bridge on SR 1038, over the Allegheny River in Armstrong County, as the Kittanning Citizens' Bridge.

Referred to Committee on TRANSPORTATION, June 14, 2001.

No. 1759 By Representatives McGILL, BENNINGHOFF, CALTAGIRONE, COLEMAN, CREIGHTON, FAIRCHILD, HANNA, HARHART, HESS, HORSEY, JAMES, R. MILLER, PALLONE, PHILLIPS, STABACK, STEELMAN, STERN, E. Z. TAYLOR, WILT and YOUNGBLOOD

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for the possession of shed antlers.

Referred to Committee on GAME AND FISHERIES, June 14, 2001.

No. 1760 By Representatives L. I. COHEN, BELFANTI, BROWNE, DiGIROLAMO, EACHUS, FEESE, FLICK, GEORGE, HARPER, MAJOR, McGILL, McILHINNEY, S. MILLER, O'BRIEN, SCRIMENTI, SEMMEL, WILT, THOMAS, J. BAKER, CAPPELLI, WOJNAROSKI, LAUGHLIN, SOLOBAY, SAINATO, FRANKEL, HARHAI, TIGUE, JOSEPHS, MACKERETH and YOUNGBLOOD

An Act establishing the Infant Sheet and Crib Safety Education and Injury Prevention Program; providing for the powers and duties of the Department of Health; and requiring an annual report to the General Assembly.

Referred to Committee on CHILDREN AND YOUTH, June 14, 2001.

No. 1761 By Representatives RAYMOND, ALLEN, GORDNER, ARMSTRONG, M. BAKER, BELFANTI, CALTAGIRONE, CAPPELLI, CLARK, L. I. COHEN, COLAFELLA, COLEMAN, DALEY, DALLY, DeLUCA, DIVEN, FLICK, GEIST, HARHAI, HARHART, HENNESSEY, HERMAN, KELLER, KIRKLAND, KREBS, LESCOVITZ, MARSICO, MELIO, MICOZZIE, PIPPY, READSHAW, RUBLEY, RUFFING, SATHER, SHANER, STEELMAN, R. STEVENSON, E. Z. TAYLOR, J. TAYLOR, WALKO, WATSON, WILT and YOUNGBLOOD

An Act creating the Ben Franklin Technology Development Authority; defining its powers and duties; establishing a fund; and making a repeal.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, June 14, 2001.

No. 1762 By Representatives FRANKEL, MACKERETH, BARD, BEBKO-JONES, BROWNE, CALTAGIRONE, CAPPELLI, L. I. COHEN, COSTA, CURRY, DALEY, FREEMAN, GEORGE, HARHAI, JAMES, JOSEPHS, MANN, PALLONE, ROBINSON, ROONEY, SOLOBAY, STETLER, TRAVAGLIO, WALKO, WANSACZ, C. WILLIAMS and WOJNAROSKI

An Act establishing the Prevention of Hate Activity Fund; and making an appropriation.

Referred to Committee on APPROPRIATIONS, June 14, 2001.

No. 1763 By Representatives SURRA, ROBINSON, CALTAGIRONE, LAUGHLIN, BELARDI, DeWEESE, SOLOBAY, HERMAN, GABIG, BEBKO-JONES, CORRIGAN, DALEY, LaGROTTA, STABACK, B. SMITH, GEORGE, CAPPELLI, SCHULER, McCALL, McILHATTAN, SHANER, HERSHEY, SATHER, WALKO, YOUNGBLOOD, JAMES, DIVEN, ROBERTS, GRUCELA, HORSEY, HARHAI, KIRKLAND, COLEMAN and McGILL

An Act designating a section of State Route 1011 in Clearfield, Cameron and Elk Counties as the Quehanna Highway.

Referred to Committee on TRANSPORTATION, June 14, 2001.

No. 1764 By Representatives FORCIER, ARMSTRONG, SURRA, WILT, SHANER, READSHAW, BROWNE, CALTAGIRONE, M. COHEN, DERMODY, DeWEESE, EACHUS, EGOLF, FICHTER, HARHAI, HASAY, LEH, MAHER, METCALFE, PETRARCA, ROHRER, SAINATO, S. H. SMITH, STABACK, STEELMAN, STERN, STURLA and TRELLO

An Act providing for operation of motorcycles without protective headgear; and making repeals.

Referred to Committee on TRANSPORTATION, June 18, 2001.

No. 1765 By Representatives FORCIER, GEIST, LYNCH, FAIRCHILD, CALTAGIRONE, LEH, METCALFE and ROHRER

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

Referred to Committee on JUDICIARY, June 18, 2001.

No. 1766 By Representatives FORCIER, YOUNGBLOOD, WOJNAROSKI, ALLEN, ARMSTRONG, BARRAR, BELARDI, BELFANTI, BUNT, CALTAGIRONE, CAPPELLI, CAWLEY, CIVERA, CLARK, COLAFELLA, DeWEESE, FLICK, GABIG, GEIST, HARHAI, HARHART, HUTCHINSON, LEH, MACKERETH, McCALL, MELIO,

NAILOR, PALLONE, READSHAW, ROHRER, ROSS, SATHER, SAYLOR, SCHRODER, SEMMEL, SOLOBAY, E. Z. TAYLOR, THOMAS, TRELLO, WALKO, WASHINGTON, WILT and YEWCIC

An Act providing for employment rights of members of volunteer emergency service organizations and for tax credits for employers of employee-volunteers; and making a repeal.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, June 18, 2001.

No. 1767 By Representatives LEDERER, GEORGE, BEBKO-JONES, RUBLEY, ARMSTRONG, SHANER, GODSHALL, KELLER, COLAFELLA, McGEEHAN, HERSHEY, BISHOP, HARHAI, WOGAN, C. WILLIAMS, YOUNGBLOOD, CREIGHTON, PIPPY, ROBERTS, TRICH and J. WILLIAMS

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for travel allowance and parking fees for jurors in the first judicial district.

Referred to Committee on JUDICIARY, June 18, 2001.

No. 1768 By Representatives NICKOL, BELFANTI, CALTAGIRONE, CAPPELLI, FRANKEL, MACKERETH, MAITLAND, R. MILLER, ROSS, RUBLEY, SAYLOR, STETLER, SURRA, TIGUE, WILT and YUDICHAK

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for limitations on incurring of other debt.

Referred to Committee on LOCAL GOVERNMENT, June 18, 2001.

No. 1769 By Representatives NICKOL, BASTIAN, CAPPELLI, CLARK, DeLUCA, GABIG, McNAUGHTON, R. MILLER, ROHRER, SATHER, STEELMAN, T. STEVENSON, E. Z. TAYLOR, WILT and YOUNGBLOOD

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for increase in hotel tax of certain counties; establishing the Southwestern Pennsylvania Convention Center Design Commission; imposing restrictions on activities of design commission members and employees; providing for design of convention center; and making repeals.

Referred to Committee on URBAN AFFAIRS, June 18, 2001.

No. 1770 By Representatives CURRY, GEORGE, CAPPELLI, CALTAGIRONE, COLAFELLA, CORRIGAN, CREIGHTON, DeLUCA, FRANKEL, FREEMAN, GRUCELA, HORSEY, JAMES, JOSEPHS, KIRKLAND, McCALL, McGILL, MELIO, MUNDY, PALLONE, SHANER, STEELMAN, TANGRETTI, TRELLO, WANSACZ, C. WILLIAMS, YOUNGBLOOD and J. WILLIAMS

An Act amending the act of June 30, 1995 (P.L.170, No.25), known as the Pennsylvania Voter Registration Act, further providing for removal notices; and providing for provisional ballots.

Referred to Committee on STATE GOVERNMENT, June 18, 2001.

No. 1771 By Representatives ADOLPH, CIVERA, MICOZZIE, RAYMOND, STEELMAN, BELARDI, BUXTON, CALTAGIRONE, CAPPELLI, CASORIO, CAWLEY, CLYMER, COLAFELLA, CREIGHTON, FREEMAN, HARHAI, HENNESSEY, JOSEPHS, KAISER, KENNEY, LYNCH, MAHER, MANDERINO, McGILL, MICHLOVIC, PRESTON, READSHAW, RUBLEY, SAINATO, SATHER, SHANER, SOLOBAY, STABACK, TANGRETTI, TRELLO, TRICH, WASHINGTON, WATSON, C. WILLIAMS, WILT, YOUNGBLOOD and E. Z. TAYLOR

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, further providing for definitions and for seizure and detention; and adding provisions relating to cats.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, June 18, 2001.

No. 1772 By Representatives BEBKO-JONES, LYNCH, THOMAS, DeWEESE, BELARDI, D. EVANS, MANDERINO, MANN, FEESE, BELFANTI, FRANKEL, FREEMAN, McCALL, McILHATTAN, SHANER, STABACK, COY, COSTA, GEIST, GEORGE, S. MILLER, MUNDY, STURLA, STETLER, BROWNE, BUXTON, HARHAI, PALLONE, PETRARCA, HERMAN, COLAFELLA, CORRIGAN, DALEY, DALLY, TRICH, GORDNER, DeLUCA, DERMODY, WALKO, PIPPY, SANTONI, WASHINGTON, C. WILLIAMS, JOSEPHS, JAMES, HORSEY, READSHAW, ROONEY, RUBLEY, SAINATO, SAMUELSON, SATHER, LESCOVITZ, LEVDANSKY, LAUGHLIN, WOJNAROSKI, YOUNGBLOOD and YUDICHAK

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, establishing the Pennsylvania Commission for Women.

Referred to Committee on STATE GOVERNMENT, June 18, 2001.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 247 By Representatives WOGAN, McCALL, KENNEY, J. TAYLOR, THOMAS, L. I. COHEN, DALEY, FICHTER, GEIST, GEORGE, HALUSKA, HARHAI, HENNESSEY, HORSEY, KELLER, LAUGHLIN, LEDERER, RAYMOND, RUBLEY, SAINATO, SHANER, WRIGHT and YOUNGBLOOD

A Resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive study of the regulation of common carriers of passengers in this Commonwealth, including the Philadelphia taxicab medallion program and the First Class City Taxicab Regulatory Fund, to explore and recommend strategies to improve the operations of common carriers of passengers providing service in this Commonwealth.

Referred to Committee on RULES, June 18, 2001.

SENATE BILLS FOR CONCURRENCE

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

SB 13, PN 1091

Referred to Committee on STATE GOVERNMENT, June 14, 2001.

SB 640, PN 1101

Referred to Committee on EDUCATION, June 14, 2001.

SB 807, PN 1095

Referred to Committee on JUDICIARY, June 14, 2001.

SB 858, PN 987

Referred to Committee on JUDICIARY, June 14, 2001.

SB 876, PN 1096

Referred to Committee on COMMERCE AND ECONOMIC DEVELOPMENT, June 14, 2001.

SB 879, PN 1018

Referred to Committee on JUDICIARY, June 14, 2001.

SB 926, PN 1087

Referred to Committee on EDUCATION, June 14, 2001.

SB 958, PN 1139

Referred to Committee on FINANCE, June 14, 2001.

SB 976, PN 1143

Referred to Committee on FINANCE, June 14, 2001.

BILLS REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be removed from the table:

HB 590;
HB 1050;
HB 1501;
SB 237;
SB 377; and
HB 1686.

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

BILLS ON SECOND CONSIDERATION

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

HB 590, PN 2080; HB 1050, PN 1204; HB 1501, PN 1907; SB 237, PN 1190; SB 377, PN 942; and **HB 1686, PN 2066.**

BILLS RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations:

HB 590;
HB 1050;
HB 1501;
SB 237;
SB 377; and
HB 1686.

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

BILL REMOVED FROM TABLE

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

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

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

BILL TABLED

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

Mr. PERZEL. Mr. Speaker, I move that HB 8 be placed on the table.

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

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 1176, PN 2198;** and **HB 1181, PN 2229,** with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, Mr. Smith, who moves that a leave of absence for the day be granted to the lady, Mrs. WATSON, from Bucks County; and for the week for the gentleman, Mr. REINARD, from Bucks County and the gentleman, Mr. McILHINNEY, from Bucks County. Without objection, the leaves will be granted. The Chair hears no objection.

The Chair recognizes the gentleman, Mr. Veon, who requests that the following leaves be granted: for the gentleman from Lackawanna County, Mr. BELARDI; for the gentleman from Beaver County, Mr. COLAFELLA; and for the gentleman from Westmoreland County, Mr. PETRARCA, for the week; and for the gentleman from Philadelphia County, Mr. HORSEY, for the day. Without objection, the leaves will be granted. The Chair hears no objection.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome Representative Bev Mackereth's son, Nick Mackereth, along with a good friend of his, Dillon Shue, as guest pages for today. Nick and Dillon are going into the ninth grade. Will Nick and Dillon please rise.

The Chair is pleased to welcome, as the guest of Representative Rich Grucela, Felix Rosado, a summer intern from East Stroudsburg University. Felix is seated to the left of the Speaker. Felix, will you please rise. Welcome to the hall of the House.

We are also pleased to have with us today, as the guest of Representative Steve Cappelli, James Todhunter. Jamie is the son of Dr. and Mrs. William Todhunter and is a sophomore at Colby College where he is majoring in Spanish and international studies. Jamie is seated to the left of the Speaker. Jamie, welcome to the hall of the House.

The Chair is pleased to welcome, as a guest of Representative John Pallone, his summer intern, Brian Namey. Brian is from New Kensington and is a junior at Carnegie Mellon University majoring in international affairs and French. Brian, welcome to the hall of the House.

ADDITIONS AND DELETIONS OF SPONSORS

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

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

ACTUARIAL NOTES

The SPEAKER pro tempore. The Chair is in receipt of the following actuarial notes: HB 1362, PN 2226; HB 1363, PN 2183; SB 485, PN 1089; HB 1361, PN 2225.

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

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair would like to welcome today, as the guest of Representative Steve Samuelson and Representative Jennifer Mann, Emily Button. Emily is visiting the Capitol today as part of her senior class project. She attends the William Allen High School in Allentown. Emily is seated to the left of the Speaker. Emily, welcome to the hall of the House.

MASTER ROLL CALL

The SPEAKER pro tempore. The Chair is about to take today's master roll. Members will please proceed to vote.

The following roll call was recorded:

PRESENT–194

Adolph	Evans, D.	Maher	Schroder
Allen	Evans, J.	Maitland	Schuler
Argall	Fairchild	Major	Scrimenti
Armstrong	Feese	Manderino	Semmel
Baker, J.	Fichter	Mann	Shaner
Baker, M.	Fleagle	Markosek	Smith, B.
Bard	Flick	Marsico	Smith, S. H.
Barley	Forcier	Mayernik	Solobay
Barrar	Frankel	McCall	Staback
Bastian	Freeman	McGeehan	Stairs
Bebko-Jones	Gabig	McGill	Steelman
Belfanti	Gannon	McIlhattan	Steil
Benninghoff	Geist	McNaughton	Stern
Birmelin	George	Melio	Stetler
Bishop	Godshall	Metcalfe	Stevenson, R.
Blaum	Gordner	Michlovic	Stevenson, T.
Boyes	Grucela	Micozzie	Strittmatter
Browne	Gruitza	Miller, R.	Sturla
Bunt	Habay	Miller, S.	Surra
Butkovitz	Haluska	Mundy	Tangretti
Buxton	Hanna	Myers	Taylor, E. Z.
Caltagirone	Harhai	Nailor	Taylor, J.
Cappelli	Harhart	Nickol	Thomas
Casorio	Harper	O'Brien	Tigue
Cawley	Hasay	Oliver	Travaglio
Civera	Hennessey	Pallone	Trello
Clark	Herman	Perzel	Trich
Clymer	Hershey	Petrone	Tulli
Cohen, L. I.	Hess	Phillips	Vance
Cohen, M.	Hutchinson	Pickett	Veon
Coleman	Jadlowiec	Pippy	Vitali
Cornell	James	Pistella	Walko
Corrigan	Josephs	Preston	Wansacz
Costa	Kaiser	Raymond	Washington
Coy	Keller	Readshaw	Waters
Creighton	Kenney	Rieger	Williams, C.
Cruz	Kirkland	Roberts	Williams, J.
Curry	Krebs	Robinson	Wilt
Dailey	LaGrotta	Roebuck	Wogan
Daley	Laughlin	Rohrer	Wojnaroski
Dally	Lawless	Rooney	Wright
DeLuca	Lederer	Ross	Yewcic
Dermody	Leh	Rubley	Youngblood
DeWeese	Lescovitz	Ruffing	Yudichak
DiGirolamo	Levdansky	Sainato	Zimmerman
Diven	Lewis	Samuelson	Zug
Donatucci	Lucyk	Santoni	
Eachus	Lynch	Sather	Ryan,
Egolf	Mackereth	Saylor	Speaker

ADDITIONS–0

NOT VOTING–0

EXCUSED–7

Belardi	Horsey	Petrarca	Watson
Colafella	McIlhinney	Reinard	

LEAVES CANCELED–1

Watson

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

HB 936, PN 2251 (Amended) By Rep. BOYES

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, adding definitions relating to inheritance tax; and further providing for transfers not subject to inheritance tax.

FINANCE.

BILL REPORTED AND REREFERRED TO COMMITTEE ON LIQUOR CONTROL

HB 1305, PN 1534 By Rep. BOYES

An Act repealing the act of June 9, 1936 (Sp.Sess., P.L.13, No.4), entitled, as reenacted and amended, "An act imposing an emergency State tax on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board."

FINANCE.

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority leader, who calls for an immediate meeting of the Rules Committee at the majority leader's desk.

BILLS REREPORTED FROM COMMITTEE

HB 152, PN 299 By Rep. PERZEL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, adding and amending definitions; further providing for certificates of title; providing for salvage, theft and reconstructed vehicles; further providing for registration of vehicles, for stopping, standing and parking and for abandonment and stripping of vehicles; providing for restitution of property owners; and further providing for inspection requirements, for official inspection stations, for abandoned vehicles and cargos and for messenger service.

RULES.

HB 355, PN 372 By Rep. PERZEL

An Act providing limited student loan forgiveness for qualifying education professionals and for functions of the Pennsylvania Higher Education Assistance Agency.

RULES.

HB 1289, PN 2228 By Rep. PERZEL

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for integrated pesticide management programs in schools.

RULES.

HB 1333, PN 2054 By Rep. PERZEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for Internet child pornography.

RULES.

HB 1360, PN 1683 By Rep. PERZEL

An Act amending the act of December 14, 1988 (P.L.1192, No.147), known as the Special Ad Hoc Municipal Police and Firefighter Postretirement Adjustment Act, further providing for definitions, for special ad hoc postretirement adjustments and for the administration of the Commonwealth's reimbursements for these adjustments; and making editorial changes.

RULES.

HB 1361, PN 2225 By Rep. PERZEL

An Act amending the act of May 29, 1956 (1955 P.L.1804, No.600), referred to as the Municipal Police Pension Law, further providing for benefits and for payment into the fund by members.

RULES.

HB 1362, PN 2226 By Rep. PERZEL

An Act amending the act of February 1, 1974 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement Law, further providing for disability retirement of police officers.

RULES.

HB 1363, PN 2183 By Rep. PERZEL

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for service increments to pensions of police and firefighters.

RULES.

HB 1550, PN 2191 By Rep. PERZEL

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for list of employees to be furnished to certain State officers.

RULES.

HB 1551, PN 2192 By Rep. PERZEL

An Act amending the act of June 21, 1957 (P.L.390, No.212), referred to as the Right-to-Know Law, further defining "public record" to exclude addresses of justice administration officers.

RULES.

HB 1720, PN 2196 By Rep. PERZEL

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Crawford-Venango Fire School, certain lands situate in Cambridge Township, Crawford County.

APPROPRIATIONS.

BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

HB 343, PN 2102 By Rep. PERZEL

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for powers and duties of the commission.

RULES.

HB 1181, PN 2229 By Rep. PERZEL

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further providing for the Workmen's Compensation Administration Fund, for the definition of "defaulted self-insurer" and for the Prefund Account; and making appropriations from the Workmen's Compensation Administration Fund.

RULES.

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 355, PN 372; HB 1289, PN 2228; HB 1333, PN 2054; HB 1360, PN 1683; HB 1361, PN 2225; HB 1362, PN 2226; HB 1363, PN 2183; HB 1550, PN 2191; HB 1551, PN 2192; and **HB 1720, PN 2196.**

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. DONATUCCI called up **HR 241, PN 2199,** entitled:

A Resolution designating the month of September 2001 as "Ovarian Cancer Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS–194

Adolph	Evans, D.	Maher	Schroder
Allen	Evans, J.	Maitland	Schuler
Argall	Fairchild	Major	Scrimenti
Armstrong	Feese	Manderino	Semmel
Baker, J.	Fichter	Mann	Shaner
Baker, M.	Fleagle	Markosek	Smith, B.
Bard	Flick	Marsico	Smith, S. H.
Barley	Forcier	Mayernik	Solobay
Barrar	Frankel	McCall	Staback
Bastian	Freeman	McGeehan	Stairs
Bebko-Jones	Gabig	McGill	Steelman
Belfanti	Gannon	McIlhattan	Steil
Benninghoff	Geist	McNaughton	Stern
Birmelin	George	Melio	Stetler
Bishop	Godshall	Metcalfe	Stevenson, R.
Blaum	Gordner	Michlovic	Stevenson, T.
Boyes	Grucela	Micozzie	Strittmatter
Browne	Gruitza	Miller, R.	Sturla
Bunt	Habay	Miller, S.	Surra
Butkovitz	Haluska	Mundy	Tangretti
Buxton	Hanna	Myers	Taylor, E. Z.
Caltagirone	Harhai	Nailor	Taylor, J.
Cappelli	Harhart	Nickol	Thomas
Casorio	Harper	O'Brien	Tigue
Cawley	Hasay	Oliver	Travaglio
Civera	Hennessey	Pallone	Trello
Clark	Herman	Perzel	Trich
Clymer	Hershey	Petrone	Tulli
Cohen, L. I.	Hess	Phillips	Vance
Cohen, M.	Hutchinson	Pickett	Veon
Coleman	Jadlowiec	Pippy	Vitali
Cornell	James	Pistella	Walko
Corrigan	Josephs	Preston	Wansacz
Costa	Kaiser	Raymond	Washington
Coy	Keller	Readshaw	Waters
Creighton	Kenney	Rieger	Williams, C.
Cruz	Kirkland	Roberts	Williams, J.
Curry	Krebs	Robinson	Wilt
Dailey	LaGrotta	Roebuck	Wogan
Daley	Laughlin	Rohrer	Wojnaroski
Dally	Lawless	Rooney	Wright
DeLuca	Lederer	Ross	Yewcic
Dermody	Leh	Rubley	Youngblood
DeWeese	Lescovitz	Ruffing	Yudichak
DiGirolamo	Levdansky	Sainato	Zimmerman
Diven	Lewis	Samuelson	Zug
Donatucci	Lucyk	Santoni	
Eachus	Lynch	Sather	Ryan,
Egolf	Mackereth	Saylor	Speaker

NAYS–0

NOT VOTING–0

EXCUSED–7

Belardi	Horsey	Petrarca	Watson
Colafella	McIlhinney	Reinard	

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

* * *

Mr. SANTONI called up **HR 242, PN 2200,** entitled:

A Resolution declaring June 17, 2001, as "Father's Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS–194

Adolph	Evans, D.	Maher	Schroder
Allen	Evans, J.	Maitland	Schuler
Argall	Fairchild	Major	Scrimenti
Armstrong	Feese	Manderino	Semmel
Baker, J.	Fichter	Mann	Shaner
Baker, M.	Fleagle	Markosek	Smith, B.
Bard	Flick	Marsico	Smith, S. H.
Barley	Forcier	Mayernik	Solobay
Barrar	Frankel	McCall	Staback
Bastian	Freeman	McGeehan	Stairs
Bebko-Jones	Gabig	McGill	Steelman
Belfanti	Gannon	McIlhattan	Steil
Benninghoff	Geist	McNaughton	Stern
Birmelin	George	Melio	Stetler
Bishop	Godshall	Metcalfe	Stevenson, R.
Blaum	Gordner	Michlovic	Stevenson, T.
Boyes	Grucela	Micozzie	Strittmatter
Browne	Gruitza	Miller, R.	Sturla
Bunt	Habay	Miller, S.	Surra
Butkovitz	Haluska	Mundy	Tangretti
Buxton	Hanna	Myers	Taylor, E. Z.
Caltagirone	Harhai	Nailor	Taylor, J.
Cappelli	Harhart	Nickol	Thomas
Casorio	Harper	O'Brien	Tigue
Cawley	Hasay	Oliver	Travaglio
Civera	Hennessey	Pallone	Trello
Clark	Herman	Perzel	Trich
Clymer	Hershey	Petrone	Tulli
Cohen, L. I.	Hess	Phillips	Vance
Cohen, M.	Hutchinson	Pickett	Veon
Coleman	Jadlowiec	Pippy	Vitali
Cornell	James	Pistella	Walko
Corrigan	Josephs	Preston	Wansacz
Costa	Kaiser	Raymond	Washington
Coy	Keller	Readshaw	Waters
Creighton	Kenney	Rieger	Williams, C.
Cruz	Kirkland	Roberts	Williams, J.
Curry	Krebs	Robinson	Wilt
Dailey	LaGrotta	Roebuck	Wogan
Daley	Laughlin	Rohrer	Wojnaroski
Dally	Lawless	Rooney	Wright
DeLuca	Lederer	Ross	Yewcic
Dermody	Leh	Rubley	Youngblood
DeWeese	Lescovitz	Ruffing	Yudichak
DiGirolamo	Levdansky	Sainato	Zimmerman
Diven	Lewis	Samuelson	Zug
Donatucci	Lucyk	Santoni	
Eachus	Lynch	Sather	Ryan,
Egolf	Mackereth	Saylor	Speaker

NAYS–0

NOT VOTING–0

EXCUSED–7

Belardi	Horsey	Petrarca	Watson
Colafella	McIlhinney	Reinard	

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

* * *

Mr. WILLIAMS called up **HR 243, PN 2201,** entitled:

A Resolution honoring the accomplishments of the Philadelphia 76ers on the occasion of their victory in the National Basketball Association Eastern Conference Championship.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS–194

Adolph	Evans, D.	Maher	Schroder
Allen	Evans, J.	Maitland	Schuler
Argall	Fairchild	Major	Scrimenti
Armstrong	Feese	Manderino	Semmel
Baker, J.	Fichter	Mann	Shaner
Baker, M.	Fleagle	Markosek	Smith, B.
Bard	Flick	Marsico	Smith, S. H.
Barley	Forcier	Mayernik	Solobay
Barrar	Frankel	McCall	Staback
Bastian	Freeman	McGeehan	Stairs
Bebko-Jones	Gabig	McGill	Steelman
Belfanti	Gannon	McIlhattan	Steil
Benninghoff	Geist	McNaughton	Stern
Birmelin	George	Melio	Stetler
Bishop	Godshall	Metcalfe	Stevenson, R.
Blaum	Gordner	Michlovic	Stevenson, T.
Boyes	Grucela	Micozzie	Strittmatter
Browne	Gruitza	Miller, R.	Sturla
Bunt	Habay	Miller, S.	Surra
Butkovitz	Haluska	Mundy	Tangretti
Buxton	Hanna	Myers	Taylor, E. Z.
Caltagirone	Harhai	Nailor	Taylor, J.
Cappelli	Harhart	Nickol	Thomas
Casorio	Harper	O'Brien	Tigue
Cawley	Hasay	Oliver	Travaglio
Civera	Hennessey	Pallone	Trello
Clark	Herman	Perzel	Trich
Clymer	Hershey	Petrone	Tulli
Cohen, L. I.	Hess	Phillips	Vance
Cohen, M.	Hutchinson	Pickett	Veon
Coleman	Jadlowiec	Pippy	Vitali
Cornell	James	Pistella	Walko
Corrigan	Josephs	Preston	Wansacz
Costa	Kaiser	Raymond	Washington
Coy	Keller	Readshaw	Waters
Creighton	Kenney	Rieger	Williams, C.
Cruz	Kirkland	Roberts	Williams, J.
Curry	Krebs	Robinson	Wilt
Dailey	LaGrotta	Roebuck	Wogan
Daley	Laughlin	Rohrer	Wojnaroski
Dally	Lawless	Rooney	Wright
DeLuca	Lederer	Ross	Yewcic
Dermody	Leh	Rubley	Youngblood
DeWeese	Lescovitz	Ruffing	Yudichak
DiGirolamo	Levdansky	Sainato	Zimmerman
Diven	Lewis	Samuelson	Zug
Donatucci	Lucyk	Santoni	
Eachus	Lynch	Sather	Ryan,
Egolf	Mackereth	Saylor	Speaker

NAYS–0

NOT VOTING–0

EXCUSED–7

Belardi	Horsey	Petrarca	Watson
Colafella	McIlhinney	Reinard	

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

BILLS RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations:

HB 1720;
HB 1551;
HB 1550;
HB 1363;
HB 1362;
HB 1361;
HB 1360;
HB 1333;
HB 1289; and
HB 355.

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

BILL RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that HB 152 be recommitted to the Committee on Transportation.

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

REPUBLICAN CAUCUS

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

Mr. ARGALL. Mr. Speaker, at the declaration of the recess, the Republicans will caucus downstairs. We will require an hour and a half.

The SPEAKER pro tempore. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

The SPEAKER pro tempore. Is there anyone on the floor who wishes to make an announcement for the Democratic Caucus?

The Chair has been notified that the Democratic Caucus will meet for a caucus at the call of the recess.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Barley, who calls for a meeting of the Appropriations Committee at 2:45 in the majority Appropriations meeting room.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Clymer, rise?

Mr. CLYMER. To make an announcement on a committee meeting.

The SPEAKER pro tempore. The gentleman is in order.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, if the members would give close attention, those who serve on State Government, we have a meeting scheduled at 3 o'clock, but because of the nature of the business of the House, we may be on the floor at 3. So I am going to call for a meeting of the State Government Committee in room 39 at the call of recess. We will be there for about a half hour. I will then break to give members an opportunity to go back to their respective caucuses, because I feel there are some very important bills for them to be in caucus for attention. So then when the session is over for the day, I will make another announcement, and we will go back and we will finish our agenda. We just have many bills that we must consider over this week, and it is important that we meet and that we start doing our bills today.

So again, at the call of recess the State Government Committee in room 39.

The SPEAKER pro tempore. The Chair thanks the gentleman.

COMMERCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Hasay, for the purpose of a committee announcement.

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call a meeting of the House Commerce and Economic Development Committee at the rear of the House at the break of this session.

The SPEAKER pro tempore. The Chair thanks the gentleman.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1546, PN 2105,** entitled:

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

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

BILL RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that HB 1546 be recommitted to the Committee on Appropriations.

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

RECESS

The SPEAKER pro tempore. This House stands in recess until 3 p.m., unless sooner or later recalled by the Speaker.

RECESS EXTENDED

The time of recess was extended until 3:15 p.m.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 401, PN 418 By Rep. BARLEY

An Act amending the act of August 23, 1961 (P.L.1068, No.484), entitled, as reenacted and amended, "An act to provide for the creation and administration of a Coal and Clay Mine Subsidence Insurance Fund within the Department of Environmental Resources for the insurance of compensation for damages to subscribers thereto; declaring false oaths by the subscribers to be misdemeanors; providing penalties for the violation thereof; and making an appropriation," further providing for purpose, for definitions, for disbursements, for inflation protection, for audits by the Insurance Department and for subrogation; establishing the Mine Subsidence Assistance Program; providing for subsidence insurance; and making editorial changes.

APPROPRIATIONS.

HB 453, PN 488 By Rep. BARLEY

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for eligibility for paralyzed veteran's pension.

APPROPRIATIONS.

HB 497, PN 2027 By Rep. BARLEY

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, regulating the practice and licensure of dietetics and nutrition; further providing for penalties; and making an appropriation.

APPROPRIATIONS.

HB 817, PN 2257 By Rep. BARLEY

An Act providing for the regulation of sellers of travel; requiring that certain bonds be secured for the benefit of customers; requiring bank deposits; and providing penalties.

APPROPRIATIONS.

HB 850, PN 2030 By Rep. BARLEY

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for purchase, consumption, possession or transportation of liquor or malt or brewed beverages and for inducement of minors to buy liquor or malt or brewed beverages.

APPROPRIATIONS.

HB 866, PN 965 By Rep. BARLEY

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for limitations on rates of specific taxes; and providing for special limitation on rates of taxes for certain amusements.

APPROPRIATIONS.

HB 1105, PN 1281 By Rep. BARLEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a surcharge to benefit spinal cord injury research; and establishing the Spinal Cord Injury Research Board.

APPROPRIATIONS.

HB 1311, PN 2252 (Amended) By Rep. BARLEY

An Act establishing the Catastrophic Illness in Children Relief Fund and the Catastrophic Illness in Children Relief Fund Commission; providing for the powers and duties of the commission; establishing a program for the payment of medical expenses of children in cases of catastrophic illness; and providing for funding.

APPROPRIATIONS.

HB 1345, PN 1576 By Rep. BARLEY

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, requiring the Department of Health to make inspections of long-term nursing facilities on an unannounced basis and not near the time of the facilities' annual license renewal.

APPROPRIATIONS.

HB 1356, PN 1587 By Rep. BARLEY

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the composition of the State Armory Board.

APPROPRIATIONS.

HB 1626, PN 1983 By Rep. BARLEY

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for definitions; and providing for licensure of home care.

APPROPRIATIONS.

HB 1627, PN 2253 (Amended) By Rep. BARLEY

An Act providing for long-term care resident fatality review; imposing duties on the Department of Health; and imposing penalties.

APPROPRIATIONS.

HB 1628, PN 1985 By Rep. BARLEY

An Act providing for admission and retention of consumers in adult living residences, for appeals to the Bureau of Hearings and Appeals and for the powers and duties of the Department of Public Welfare.

APPROPRIATIONS.

HB 1629, PN 1986 By Rep. BARLEY

An Act providing for long-term care facilities and for facilities which offer cognitive support services to persons with mental impairment.

APPROPRIATIONS.

HB 1630, PN 1987 By Rep. BARLEY

An Act providing for the training and certification of qualified assessors of individuals needing long-term care services and for the powers and duties of the Department of Aging.

APPROPRIATIONS.

HB 1631, PN 1988 By Rep. BARLEY

An Act relating to long-term care facility residents' rights; and providing for requirements for admission, care, transfer, discharge, funds and privacy of long-term care facility residents and for remedies.

APPROPRIATIONS.

HB 1670, PN 2056 By Rep. BARLEY

An Act designating a certain bridge on SR 0054 over the North Branch of the Susquehanna River connecting Riverside, Northumberland County and Danville and Mahoning Townships, Montour County, as the Danville-Riverside Bridge.

APPROPRIATIONS.

SB 237, PN 1222 (Amended) By Rep. BARLEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for registration of vehicles, for registration violations and suspensions, for accidents involving overturned vehicles, for permits for window obstruction and for vehicle size, weight and load; providing for nonreciprocity of operational limitations; and further providing for liquid fuels and fuels tax refunds.

APPROPRIATIONS.

SB 243, PN 250 By Rep. BARLEY

An Act repealing the act of December 5, 1933 (Sp.Sess., P.L.38, No.6), known as the Spirituous and Vinous Liquor Tax Law.

APPROPRIATIONS.

SB 485, PN 1223 (Amended) By Rep. BARLEY

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for teachers' and employees' retirement plans.

APPROPRIATIONS.

SB 549, PN 569 By Rep. BARLEY

An Act amending the act of December 12, 1994 (P.L.888, No.128), known as the Anaerobic Manure Digesters Act, further providing for the title, for legislative intent, for definitions, for development costs, for administration, for building and for funding.

APPROPRIATIONS.

SB 626, PN 944 By Rep. BARLEY

An Act amending the act of June 8, 1907 (P.L.496, No.322), entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," further providing for the commission.

APPROPRIATIONS.

SB 793, PN 896 By Rep. BARLEY

An Act amending the act of December 13, 1999 (P.L.905, No.57), known as the Drought, Orchard and Nursery Indemnity and Flood Relief Act, further providing for appropriations.

APPROPRIATIONS.

SB 810, PN 1030 By Rep. BARLEY

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, further defining "local transportation organization."

APPROPRIATIONS.

SUPPLEMENTAL CALENDAR A

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 343, PN 2102,** entitled:

An Act amending the act of November 22, 1978 (P.L.1166, No.274), referred to as the Pennsylvania Commission on Crime and Delinquency Law, further providing for powers and duties of the commission.

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. It is moved by the gentleman, Mr. Birmelin, that the House concur in the amendments inserted by the Senate.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS–193

Adolph	Evans, D.	Maher	Schuler
Allen	Evans, J.	Maitland	Scrimenti
Argall	Fairchild	Major	Semmel
Armstrong	Feese	Manderino	Shaner
Baker, J.	Fichter	Mann	Smith, B.
Baker, M.	Fleagle	Markosek	Smith, S. H.
Bard	Flick	Marsico	Solobay
Barley	Forcier	Mayernik	Staback
Barrar	Frankel	McCall	Stairs
Bastian	Freeman	McGeehan	Steelman
Bebko-Jones	Gabig	McGill	Steil
Belfanti	Gannon	McIlhattan	Stern
Benninghoff	Geist	McNaughton	Stetler
Birmelin	George	Melio	Stevenson, R.
Bishop	Godshall	Metcalfe	Stevenson, T.
Blaum	Gordner	Micozzie	Strittmatter
Boyes	Grucela	Miller, R.	Sturla
Browne	Gruitza	Miller, S.	Surra
Bunt	Habay	Mundy	Tangretti
Butkovitz	Haluska	Myers	Taylor, E. Z.
Buxton	Hanna	Nailor	Taylor, J.
Caltagirone	Harhai	Nickol	Thomas
Cappelli	Harhart	O'Brien	Tigue
Casorio	Harper	Oliver	Travaglio
Cawley	Hasay	Pallone	Trello
Civera	Hennessey	Perzel	Trich
Clark	Herman	Petrone	Tulli
Clymer	Hershey	Phillips	Vance
Cohen, L. I.	Hess	Pickett	Veon
Cohen, M.	Hutchinson	Pippy	Vitali
Coleman	Jadlowiec	Pistella	Walko
Cornell	James	Preston	Wansacz
Corrigan	Josephs	Raymond	Washington
Costa	Kaiser	Readshaw	Waters
Coy	Keller	Rieger	Williams, C.
Creighton	Kenney	Roberts	Williams, J.
Cruz	Kirkland	Robinson	Wilt
Curry	Krebs	Roebuck	Wogan
Dailey	LaGrotta	Rohrer	Wojnaroski
Daley	Laughlin	Rooney	Wright
Dally	Lawless	Ross	Yewcic
DeLuca	Lederer	Rubley	Youngblood
Dermody	Leh	Ruffing	Yudichak
DeWeese	Lescovitz	Sainato	Zimmerman
DiGirolamo	Levdansky	Samuelson	Zug
Diven	Lewis	Santoni	
Donatucci	Lucyk	Sather	
Eachus	Lynch	Saylor	Ryan,
Egolf	Mackereth	Schroder	Speaker

NAYS–0

NOT VOTING–1

Michlovic

EXCUSED–7

Belardi	Horsey	Petrarca	Watson
Colafella	McIlhinney	Reinard	

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.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 1181, PN 2229,** entitled:

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further providing for the Workmen's Compensation Administration Fund, for the definition of "defaulted self-insurer" and for the Prefund Account; and making appropriations from the Workmen's Compensation Administration Fund.

On the question,

Will the House concur in Senate amendments?

The SPEAKER pro tempore. It is moved by the gentleman, Mr. Barley, that the House concur in the amendments inserted by the Senate.

Does the gentleman, Mr. Vitali, desire recognition?

Mr. VITALI. Yes, Mr. Speaker.

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

Mr. VITALI. I just wondered if we could get a brief explanation of the amendment to the House bill.

The SPEAKER pro tempore. Will the gentleman, Mr. Vitali, please come to the desk.

(Conference held at Speaker's podium.)

LEAVE OF ABSENCE CANCELED

The SPEAKER pro tempore. Without objection, the Chair returns to leaves of absence and recognizes that the lady from Bucks County, Mrs. Watson, is back on the floor and will be placed on the master roll.

CONSIDERATION OF HB 1181 CONTINUED

The SPEAKER pro tempore. The question recurs, will the House concur in the amendments inserted by the Senate? It is moved by the gentleman, Mr. Barley, that the House concur in the amendments inserted by the Senate.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.

Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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.

CALENDAR CONTINUED

RESOLUTION

Mr. ARMSTRONG called up **HR 31, PN 310,** entitled:

A Concurrent Resolution recognizing the responsibility of the Commonwealth to examine the quality and efficiency of its State highway system within borough communities and establishing a select committee to consider these issues.

On the question,
Will the House adopt the resolution?

Mr. **ARMSTRONG** offered the following amendment No. **A2318:**

Amend Bill, page 1, before line 1, by striking out "CONCURRENT"

Amend Title, page 1, line 3, by striking out "establishing a select committee" and inserting

directing the Subcommittee on Boroughs of the Committee on Local Government

Amend First Resolve Clause, page 3, line 5, by striking out all of said line and inserting

RESOLVED, That the House of Representatives,

Amend First Resolve Clause, page 3, line 8, by striking out "form a select committee" and inserting

direct the Subcommittee on Boroughs of the Committee on Local Government

Amend Bill, page 3, lines 21 through 29, by striking out all of said lines

Amend Fourth Resolve Clause, page 3, line 30, by striking out "select committee" and inserting

subcommittee

Amend Fifth Resolve Clause, page 4, line 3, by striking out "select committee" and inserting

subcommittee

Amend Fifth Resolve Clause, page 4, line 5, by striking out "select committee" and inserting

subcommittee

Amend Sixth Resolve Clause, page 4, line 6, by striking out "select committee" and inserting

subcommittee

Amend Sixth Resolve Clause, page 4, lines 7 and 8, by striking out "Local Government Committee of the Senate and the Local Government Committee" and inserting

Committee on Local Government

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali

Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

On the question,
Will the House adopt the resolution as amended?

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

SUPPLEMENTAL CALENDAR C

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 810, PN 1030,** entitled:

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, further defining "local transportation organization."

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil

Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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.

SUPPLEMENTAL CALENDAR B

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 497, PN 2027,** entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, regulating the practice and licensure of dietetics and nutrition; further providing for penalties; and making an appropriation.

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.

(Members proceeded to vote.)

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Vitali, rise?

Mr. VITALI. Mr. Speaker, it is really tough to figure out what is being voted on. I was up before you saw me just to get an explanation of what the bill was about.

The SPEAKER pro tempore. The gentleman, Mr. Vitali, I do not believe that is provided for in the rules. You should have it on your screen. I think you have a copy of the calendar in front of you, and I am assuming you have a summary.

Mr. VITALI. Mr. Speaker, what I was up at the mike for prior to your calling the vote was just interrogation, which was simply to ask what was in the bill. The timeframe is tough, unless we have a written explanation, to react quickly enough to what is on the screen before you call it. Some bills it is just a little too quick. So I am just trying to figure out what we are voting on. I am sure it is all great legislation. It is just comforting to know what it is.

The SPEAKER pro tempore. The gentleman, Mr. Vitali, there is nothing in order at this point except the taking of the roll. I will keep your comments in mind the next time we call the next bill.

On the question recurring,
Shall the bill pass finally?

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz

Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome to the hall of the House today, as guests of Representative John Gordner, his student interns, Matthew Hewlett and Aaron Tucker. Matthew and Aaron are seated to the left of the Speaker. Welcome to the hall of the House.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 453, PN 488,** entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for eligibility for paralyzed veteran's pension.

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?

Does the gentleman, Mr. Vitali, desire recognition? The gentleman waives off.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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 1356, PN 1587,** entitled:

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the composition of the State Armory Board.

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

Mr. **GEORGE** offered the following amendment No. **A2752:**

Amend Title, page 1, line 3, by removing the period after "Board" and inserting
; and providing for a Veterans' Ombudsman.
Amend Bill, page 2, by inserting between lines 8 and 9
Section 2. Title 51 is amended by adding a section to read:
§ 1713. Veterans' Ombudsman.
The Deputy Adjutant General for Veterans' Affairs shall appoint a Veterans' Ombudsman to receive and investigate complaints made by individual veterans concerning medical care or services provided by a State medical care facility or veterans' home. The Veterans' Ombudsman shall also provide information and referrals concerning medical care or services provided by a Federal medical care facility or veterans' home.
Amend Sec. 2, page 2, line 9, by striking out "2" and inserting
3

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

The SPEAKER pro tempore. Does the gentleman, Mr. George, desire recognition on his amendment?

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment will establish an ombudsman for veterans that are seeking medical care or medical services. This ombudsman would help the 1.4 million veterans in Pennsylvania who may need this very important and very needed help with services and benefits.

Mr. Speaker, this amendment passed 160 to 35 on HB 2139 last session.

I think that we indeed should be proud to be able to offer an amendment. Here just a week ago we stood on the floor and talked about what these veterans have done to keep our liberties in order to allow us to stand here, right, wrong, or indifferently, and represent those that send us down here. Without those veterans, Mr. Speaker, we would not have, any longer, a General Assembly. I think we owe them this, and I am asking that we accept this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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 817, PN 1747**, entitled:

An Act providing for the regulation of sellers of travel; requiring that certain bonds be secured for the benefit of customers; requiring bank deposits; and providing penalties.

On the question,

Will the House agree to the bill on third consideration?

Mr. **GODSHALL** offered the following amendment No. **A2552:**

Amend Sec. 6, page 8, line 1, by striking out "deposited" and inserting

received

Amend Sec. 10, page 13, line 13, by striking out "PACKAGES" and inserting

package

Amend Sec. 11, page 16, line 29, by striking out "requirements applicable" and inserting

applicable requirements

Amend Sec. 11, page 17, line 13, by striking out ", if" and inserting

. If

Amend Sec. 13, page 18, line 6, by striking out "nor" and inserting

or

Amend Sec. 13, page 18, line 6, by striking out "license" and inserting

licensing

On the question,

Will the House agree to the amendment?

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

This amendment is a technical amendment changing a few commas, a few periods, and it really has to do with nothing of substance other than cleaning up the language. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay

Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

On the question,

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

Bill as amended was agreed to.

The SPEAKER 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?

REMARKS SUBMITTED FOR THE RECORD

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

Mr. Speaker, HB 817 protects travelers from unfair business practices by sellers of travel.

The Attorney General's Bureau of Consumer Protection received 984 travel-related complaints last year. That is an increase from 500 complaints just 2 years before.

The majority of travel and tour sellers are law-abiding citizens and provide the services they promise. But there are some bad apples that are spoiling the industry's image.

Consumers are being promised discounted vacation packages and are getting subjected to high-pressure time-share presentations.

Sometimes they have to pay extra expenses or fees, or they are not getting the quality of accommodations they thought they were getting.

Some people send in their money for reservations or travel packages and the company is not forwarding the money to the carriers or the hotels.

Right now the Attorney General's Office uses the Unfair Trade Practices and Consumer Protection Law in the absence of an activity-specific law regulating sellers of travel.

Providing a consumer protection bill specifically applying to sellers of travel will help our law enforcement authorities address consumer complaints against unscrupulous sellers of travel.

The two main components of the bill are bonding and registration of sellers of travel.

Sellers will have to register with the Bureau of Consumer Protection by paying a $150 fee for the first year and $50 every year after that. Their registration number will have to be displayed on every advertisement.

They will also have to provide financial security for travelers through a bond of 100 percent of the amount of their retail business up to $25,000, or 10 percent of the amount of the previous year's gross sales if their revenues are in excess of $250,000. Sellers offering vacation packages must provide a bond equal to 100 percent of their retail business.

Furthermore, the bill sets out a procedure for consumers to get refunds when situations warrant it and requires sellers to honor a consumer's timely request to cancel.

This is a proconsumer, protourism bill that provides travelers with appropriate protections and gives the Attorney General and district attorneys the tools they need to protect travelers.

I urge a favorable vote. Thank you.

On the question recurring,

Shall the bill pass finally?

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.

Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1541, PN 2031,** entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction and venue.

On the question,

Will the House agree to the bill on third consideration?

Mr. **GANNON** offered the following amendment No. **A2424:**

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

and for the limitation of time for certain major criminal offenses.

Amend Bill, page 1, lines 6 and 7, by striking out all of said lines and inserting

Section 1. Sections 1515(a)(3) and 5552(b) of Title 42 of the Pennsylvania Consolidated Statutes are amended to read:

Amend Bill, page 2, by inserting between lines 17 and 18

§ 5552. Other offenses.

* * *

(b) Major offenses.–A prosecution for any of the following offenses must be commenced within five years after it is committed:

(1) Under the following provisions of Title 18 (relating to crimes and offenses):

Section 911 (relating to corrupt organizations).

Section 2702 (relating to aggravated assault).

Section 2706 (relating to terroristic threats).

<u>Section 2713 (relating to neglect of care-dependent person).</u>

Section 2901 (relating to kidnapping).

Section 3121 (relating to rape).

Section 3122.1 (relating to statutory sexual assault).

Section 3123 (relating to involuntary deviate sexual intercourse).

Section 3124.1 (relating to sexual assault).

Section 3125 (relating to aggravated indecent assault).

Section 3301 (relating to arson and related offenses).

Section 3502 (relating to burglary).

Section 3701 (relating to robbery).

Section 3921 (relating to theft by unlawful taking or disposition) through section 3933 (relating to unlawful use of computer).

Section 4101 (relating to forgery).

<u>Section 4107 (relating to deceptive or fraudulent business practices).</u>

Section 4108 (relating to commercial bribery and breach of duty to act disinterestedly).

Section 4109 (relating to rigging publicly exhibited contest).

Section 4117 (relating to insurance fraud).

Section 4302 (relating to incest).

Section 4701 (relating to bribery in official and political matters) through section 4703 (relating to retaliation for past official action).

Section 4902 (relating to perjury) through section 4912 (relating to impersonating a public servant).

Section 4952 (relating to intimidation of witnesses or victims).

Section 4953 (relating to retaliation against witness or victim).

Section 5101 (relating to obstructing administration of law or other governmental function).

Section 5111 (relating to dealing in proceeds of unlawful activities).

Section 5512 (relating to lotteries, etc.) through section 5514 (relating to pool selling and bookmaking).

Section 5902(b) (relating to prostitution and related offenses).

Section 6312 (relating to sexual abuse of children).

(2) Any offense punishable under section 13(f) of the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act.

(3) Any conspiracy to commit any of the offenses set forth in paragraphs (1) and (2) and any solicitation to commit any of the offenses in paragraphs (1) and (2) if the solicitation results in the completed offense.

(4) Under the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code.

(5) Under the act of November 24, 1998 (P.L.874, No.110), known as the Motor Vehicle Chop Shop and Illegally Obtained and Altered Property Act.

* * *

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

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

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	

Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

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

BILL REREPORTED FROM COMMITTEE

HB 1720, PN 2196 By Rep. BARLEY

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to Crawford-Venango Fire School, certain lands situate in Cambridge Township, Crawford County.

APPROPRIATIONS.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

SB 419, PN 427 By Rep. HASAY

An Act establishing liens and ownership rights in dies, molds and forms used in fabrication of plastic parts under certain conditions.

COMMERCE AND ECONOMIC DEVELOPMENT.

SB 483, PN 1225 (Amended) By Rep. CLYMER

An Act amending the act of May 20, 1937 (P.L.728, No.193), referred to as the Board of Claims Act, further providing for compensation for members of the Board of Claims and its hearing panels and for the jurisdiction of the hearing panels; and making a repeal.

STATE GOVERNMENT.

SB 876, PN 1096 By Rep. HASAY

An Act creating the Ben Franklin Technology Development Authority; defining its powers and duties; establishing the Ben Franklin Technology Development Authority Fund; and making a repeal.

COMMERCE AND ECONOMIC DEVELOPMENT.

SB 877, PN 1097 By Rep. HASAY

An Act establishing industrial resource centers within the Department of Community and Economic Development.

COMMERCE AND ECONOMIC DEVELOPMENT.

SB 916, PN 1075 By Rep. CLYMER

An Act authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the Capital Region Economic Development Corporation, on terms acceptable to the Department of General Services to be established in an agreement of sale, certain lands and improvements thereon situate in the seventh ward of the City of Harrisburg, Dauphin County.

STATE GOVERNMENT.

SB 927, PN 1076 By Rep. CLYMER

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to Mercer County certain lands situate in Findley Township, Mercer County.

STATE GOVERNMENT.

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

HB 924, PN 2255 (Amended) By Rep. CLYMER

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for district election boards, for appointment of watchers, for manner of signing nominating petitions or papers and for number of signers required for nomination petitions for candidates at primaries.

STATE GOVERNMENT.

HB 932, PN 2258 (Amended) By Rep. STAIRS

An Act providing for a limited loan forgiveness program for certified Pennsylvania residents who teach in an empowerment district.

EDUCATION.

HB 1057, PN 1211 By Rep. CLYMER

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

STATE GOVERNMENT.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 510, PN 548,** entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, requiring the Department of Environmental Protection to give notice to municipalities of orders for abatement of nuisances and examinations; and making editorial changes.

On the question,

Will the House agree to the bill on third consideration?

Mr. **TAYLOR** offered the following amendment No. **A2113:**

Amend Title, page 1, line 22, by inserting after "examinations;" providing for minimum wage rates; making a repeal;

Amend Bill, page 3, line 8, by striking out all of said line and inserting

Section 2. The act is amended by adding a section to read:

Section 2219. Minimum Wages.–Except as may otherwise be provided under the act of January 17, 1968 (P.L.11, No.5), known as "The Minimum Wage Act of 1968":

(a) Every employer shall pay to each of his employes wages for all hours worked at a rate of not less than five dollars fifteen cents ($5.15) an hour after August 31, 1997, and before July 1, 2001; five dollars sixty-five cents ($5.65) an hour after June 30, 2001, and before July 1, 2002; and six dollars fifteen cents ($6.15) an hour after June 30, 2002.

(b) If the minimum wage set forth in the Fair Labor Standards Act of 1938 (52 Stat. 1060, 29 U.S.C. § 201 et seq.) is increased above the minimum wage required under this section, the minimum wage required under this section shall be increased by the same amounts and effective the same date as the increases under the Fair Labor Standards Act of 1938, and the provisions of subsection (a) are suspended to the extent they differ from those set forth under the Fair Labor Standards Act of 1938.

(c) The Secretary of Labor and Industry, to the extent necessary to prevent curtailment of employment opportunities, shall by regulations provide for the employment of learners and students, under special certificates at wages lower than the minimum wage applicable under this section, and subject to such limitations as to number, proportion and length of service as the secretary shall prescribe: Provided, That the minimum wage prescribed under subsection (c) shall not be less than eighty-five percent of the otherwise applicable wage rate in effect under this section. A special certificate issued under this subsection shall provide that for six or fewer students for whom it is issued shall, except during vacation periods, be employed on a part-time basis and not in excess of twenty hours in any workweek at a sub-minimum rate.

In the case of an employer who intends to employ seven or more students, at a sub-minimum rate, the Secretary of Labor and Industry may issue a special certificate only if the employer certifies to the secretary that employment of such students will not create a substantial probability of reducing the full-time employment opportunities for other workers.

(d) Employes shall be paid for overtime not less than one and one-half times the employe's regular rate as prescribed in regulations promulgated by the secretary: Provided, That students employed in seasonal occupations as defined and delimited by regulations promulgated by the Secretary of Labor and Industry may, by such regulations, be excluded from the overtime provisions of this act: And provided further, That the secretary shall promulgate regulations with respect to overtime subject to the limitations that no pay for overtime in addition to the regular rate shall be required except for hours in excess of forty hours in a workweek.

(e) An employe whose earning capacity is impaired by physical or mental deficiency or injury may be paid less than the applicable minimum wage if either a license specifying a wage rate commensurate with the employe's productive capacity has been obtained by the employer from the secretary or a Federal certificate is obtained under section 14(c) of the Fair Labor Standards Act of 1938. A license obtained from the secretary shall be granted only upon joint application of employer and employe.

(f) This section shall be deemed a continuation of section 4 of "The Minimum Wage Act of 1968."

Section 3. Section 4 of the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, is repealed.

Section 4. This act shall take effect as follows:

(1) The addition of section 2219 of the act shall take effect immediately.

(2) This section shall take effect immediately.

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

On the question,

Will the House agree to the amendment?

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

Mr. TAYLOR. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is an amendment we have done on numerous occasions on the floor of the House. It increases the minimum wage in the Commonwealth of Pennsylvania in two increments of 50 cents each, which will amount to a total increase of $1 by July of next year.

This has been in bill form on a number of occasions and in two different sessions. This passed overwhelmingly this time last year, and we would ask for your support.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the amendment, the Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, as I have said before when this has come up, this increase to the minimum wage is inadequate. Somebody who gets this minimum-wage increase and works 40 hours a week will still be in poverty if this amendment passes. However, this is better than nothing, and it does give some money to people who do need money. So therefore, I support this amendment at this time and urge an affirmative vote.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I just wanted to see if the maker of this amendment would entertain a question.

The SPEAKER pro tempore. The gentleman indicates that he will stand for interrogation. The gentleman may proceed.

Mr. BENNINGHOFF. Mr. Speaker, I was just curious if the maker has any idea about the numbers of individuals we are actually speaking of. While I am all in support of people making good wages, I worry that sometimes these well-intentioned ideas oftentimes will cost those very workers we are most concerned with.

The SPEAKER pro tempore. Will the gentleman, Mr. Benninghoff, suspend.

The House will come to order. Members, please take your seats. Conferences, please break up. The gentleman, Mr. Taylor, is having difficulty hearing the gentleman, Mr. Benninghoff.

The gentleman, Mr. Benninghoff, will you restate your question, please.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

Again my question. As I said, I am very supportive of people making good wages. My concern is that we do not have well-intended ideas that end up defeating their own purpose. Oftentimes when we mandate small businesses to pay a certain amount of money, we then jeopardize those employers from being able to hire more people and pay good wages to those workers already there.

My question to the maker of the amendment would be, do we know what numbers of individuals we are speaking of, and how many of those individuals are actually second, third, and fourth wage earners within a household?

Mr. TAYLOR. Mr. Speaker, I do not have that number with regard to the Commonwealth of Pennsylvania. Studies, though, that we have read over the years indicated that this does not affect the ability of employers to hire new people, and I do not think there is a study that I have seen on whether or not these people are second or third wage earners in a family, and I would submit that to me that really would not matter if they are the second or third wage earner. If they are doing a fair day's work, then that particular payment per hour should be reflective of that work.

Mr. BENNINGHOFF. While I respect that, I would think that the employer could already do that without a mandated minimum wage. Would that be true to think, Mr. Speaker?

The SPEAKER pro tempore. The gentleman, Mr. Taylor.

Mr. TAYLOR. Mr. Speaker, I would have to ask if the gentleman will repeat that question.

Mr. BENNINGHOFF. My question would be, does an employer not already have the ability to give somebody a good, complimentary wage for their day's work without having a mandate by government put on them?

Mr. TAYLOR. Mr. Speaker, I would suggest that the overwhelmingly large majority of employers do do that, but at the national level we have seen fit to make sure that there is at least a minimum with that regard. All this does is to make sure that the Commonwealth of Pennsylvania is up to those standards to precede what we believe is going to happen at the Federal level, and in the very near future, we think that this will be at the Federal level to make sure that there is at least a minimum.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I have no further questions. Thank you to the maker of the amendment for his answers.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question, the Chair recognizes the gentleman, Mr. Cohen, for the second time.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, in answer to Mr. Benninghoff's question, statistics that have been widely published show that the overwhelming majority of people earning the minimum wage are the heads of households. Yes, there are some people who are second wage earners just like there are some members of the General Assembly who are second wager earners in their family, just like there are people in every occupation who are second wage earners, but the purpose of having a minimum wage is to keep working people out of poverty, and we are losing the battle on keeping working people out of poverty.

For 2002 somebody who works full time at the minimum wage with a family of three is only at 73.2 percent of the poverty level, and this is one of the lowest figures ever in the history of the minimum wage. By way of comparison, in 1968 somebody who worked full time at the minimum wage and supported a family of three earned 128 percent of the poverty level. As late as 1980 it was 103.5 percent of the poverty level. In 1990 it was 83.7 percent of the poverty level, and now we are down to a record very, very rarely equaled of 73.2 percent of the poverty level.

It is not only people who are the heads of households that need a minimum wage, it is also people who are trying to save for college. The main factor and the difficulty in the middle class in obtaining a college education is the students are unable to contribute as much towards a college education as they once did. In 1970 a student could work part time, 18 hours a week, at the minimum wage and earn enough to pay for tuition, housing, and food at Penn State University for the entire year. After 1980 the minimum wage went into a free fall, and a Penn State student would now have to work more than 45 hours a week to pay for the basic college cost necessities, not including books, transportation, clothing, or weekend meals.

Mr. Speaker, a low minimum wage has a very serious adverse effect on social mobility; it has a very serious adverse effect on the lives of many children throughout the Commonwealth. The Taylor amendment, as I said, does not do all it should, but it does do something, and opponents of the minimum wage have been winning. The minimum wage would have to be $7.03 for a full-time worker to earn enough to get his family out of poverty. This amendment moves a step in the right direction, and I support this amendment as the first installment towards restoring the minimum wage to its historic purpose.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the lady, Ms. Mundy.

Ms. MUNDY. Thank you, Mr. Speaker.

I would just like to highlight an issue that Mr. Cohen raised and one that is extremely important to women in this Commonwealth, and that is that the vast majority of minimum-wage workers are women, mostly women supporting their children by themselves or with minimal child support from their ex-husbands. This is very definitely a women's issue.

Women and men deserve to be paid a decent wage for a decent hour's work. We should not be exploiting workers by forcing them to work for less than what they could earn at poverty wages on welfare.

Let us make a statement in this Commonwealth, and by the way, there are things in this bill that I really do not support. Personally, I think if you work more than 40 hours a week, you should earn time and a half and it should not matter whether that is seasonal work or not, but the overall issue of exploiting workers by making them work for less than poverty wages is especially important to women in this Commonwealth, and I would urge your support of the Taylor amendment. Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS–152

Adolph	Fairchild	Major	Santoni
Allen	Feese	Manderino	Sather
Argall	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Frankel	Marsico	Shaner
Bebko-Jones	Freeman	Mayernik	Smith, S. H.
Belfanti	Gannon	McCall	Solobay
Bishop	Geist	McGeehan	Staback
Blaum	George	McGill	Stairs
Boyes	Godshall	McIlhattan	Steelman
Browne	Grucela	McNaughton	Stetler
Bunt	Gruitza	Melio	Stevenson, T.

Butkovitz	Habay	Michlovic	Sturla
Buxton	Haluska	Micozzie	Surra
Caltagirone	Hanna	Miller, S.	Tangretti
Cappelli	Harhai	Mundy	Taylor, J.
Casorio	Harhart	Myers	Thomas
Cawley	Harper	Nickol	Tigue
Civera	Hasay	O'Brien	Travaglio
Cohen, L. I.	Hennessey	Oliver	Trello
Cohen, M.	Herman	Pallone	Trich
Cornell	Hess	Perzel	Veon
Corrigan	Hutchinson	Petrone	Vitali
Costa	Jadlowiec	Phillips	Walko
Coy	James	Pippy	Wansacz
Cruz	Josephs	Pistella	Washington
Curry	Kaiser	Preston	Waters
Dailey	Keller	Raymond	Williams, C.
Daley	Kenney	Readshaw	Williams, J.
Dally	Kirkland	Rieger	Wogan
DeLuca	LaGrotta	Roberts	Wojnaroski
Dermody	Laughlin	Robinson	Wright
DeWeese	Lawless	Roebuck	Yewcic
DiGirolamo	Lederer	Rooney	Youngblood
Diven	Lescovitz	Rubley	Yudichak
Donatucci	Levdansky	Ruffing	
Eachus	Lewis	Sainato	
Evans, D.	Lucyk	Samuelson	Ryan,
Evans, J.	Lynch		Speaker

NAYS–43

Armstrong	Egolf	Metcalfe	Stern
Baker, J.	Flick	Miller, R.	Stevenson, R.
Baker, M.	Forcier	Nailor	Strittmatter
Barley	Gabig	Pickett	Taylor, E. Z.
Bastian	Gordner	Rohrer	Tulli
Benninghoff	Hershey	Ross	Vance
Birmelin	Krebs	Saylor	Watson
Clark	Leh	Schroder	Wilt
Clymer	Mackereth	Schuler	Zimmerman
Coleman	Maher	Smith, B.	Zug
Creighton	Maitland	Steil	

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

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

Mr. **DeWEESE** offered the following amendment No. **A1743:**

Amend Title, page 1, line 20, by inserting after "determined," " further providing for furnishing lists of employees to certain State officers;

Amend Bill, page 1, lines 26 through 28, by striking out all of said lines and inserting

Section 1. Section 614(a) and (c) of the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, amended August 14, 1997 (P.L.530, No.57), are amended to read:

Section 614. List of Employes to be Furnished to Certain State Officers.–(a) All administrative departments, boards, and commissions and the Attorney General shall on July 15 of each year, transmit to the Auditor General, the State Treasurer and Secretary of the Budget a complete list, and to the Legislative Data Processing Center a computer tape of such list, as of July 1 preceding, of the names of all persons, except day-laborers, entitled to receive compensation from the Commonwealth for services rendered in or to the department, board, or commission, as the case may be. Such list shall show the position occupied by each such person, the date of birth and voting residence of such person, the salary at which or other basis upon which such person is entitled to be paid, the date when such person entered the service of the Commonwealth, whether such person has been continuously employed by the Commonwealth since that date, and all periods of service and positions held as an employe of the Commonwealth, or such part of such information as the Governor may prescribe. Notwithstanding the preceding requirement, the lists of persons furnished by the Department of Corrections, the Board of Probation and Parole and the Pardons Board shall also list the county of residence of each person.

* * *

(c) The information received by the Auditor General, the State Treasurer and the Secretary of the Budget, under this section, shall be public information[.], except that the information identifying the voting residence of the persons furnished by the Department of Corrections, the Board of Probation and Parole and the Pardons Board is not public information and may not be treated as such.

Section 2. Section 1917-A of the act, added December 3, 1970 (P.L.834, No.275), is amended to read:

Amend Sec. 2, page 3, line 8, by striking out all of said line and inserting

Section 3. This act shall take effect as follows:

(1) The amendment of section 614 of the act shall take effect immediately.

(2) This section shall take effect immediately.

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

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

The SPEAKER pro tempore. Does the gentleman, Mr. DeWeese, desire recognition on his amendment?

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

The following roll call was recorded:

YEAS–193

Adolph	Evans, J.	Major	Scrimenti
Allen	Fairchild	Manderino	Semmel
Argall	Feese	Mann	Shaner
Armstrong	Fichter	Markosek	Smith, B.
Baker, J.	Fleagle	Marsico	Smith, S. H.
Baker, M.	Flick	Mayernik	Solobay
Bard	Forcier	McCall	Staback
Barley	Frankel	McGeehan	Stairs
Barrar	Freeman	McGill	Steelman
Bastian	Gabig	McIlhattan	Steil
Bebko-Jones	Gannon	McNaughton	Stern
Belfanti	Geist	Melio	Stetler
Benninghoff	George	Metcalfe	Stevenson, R.
Birmelin	Godshall	Michlovic	Stevenson, T.
Bishop	Gordner	Micozzie	Strittmatter
Blaum	Grucela	Miller, R.	Sturla
Boyes	Gruitza	Miller, S.	Surra
Browne	Habay	Mundy	Tangretti
Bunt	Haluska	Myers	Taylor, E. Z.
Butkovitz	Hanna	Nailor	Taylor, J.
Buxton	Harhai	Nickol	Thomas
Caltagirone	Harhart	O'Brien	Tigue
Cappelli	Harper	Oliver	Travaglio
Casorio	Hasay	Pallone	Trello

Cawley	Hennessey	Perzel	Trich
Civera	Herman	Petrone	Tulli
Clark	Hershey	Phillips	Vance
Clymer	Hess	Pickett	Veon
Cohen, L. I.	Hutchinson	Pippy	Vitali
Cohen, M.	Jadlowiec	Pistella	Walko
Coleman	James	Preston	Wansacz
Cornell	Josephs	Raymond	Washington
Corrigan	Kaiser	Readshaw	Waters
Costa	Keller	Rieger	Watson
Coy	Kenney	Roberts	Williams, C.
Cruz	Kirkland	Robinson	Williams, J.
Curry	Krebs	Roebuck	Wilt
Dailey	LaGrotta	Rohrer	Wogan
Daley	Laughlin	Rooney	Wojnaroski
Dally	Lawless	Ross	Wright
DeLuca	Lederer	Rubley	Yewcic
Dermody	Leh	Ruffing	Youngblood
DeWeese	Lescovitz	Sainato	Yudichak
DiGirolamo	Levdansky	Samuelson	Zimmerman
Diven	Lewis	Santoni	Zug
Donatucci	Lucyk	Sather	
Eachus	Lynch	Saylor	
Egolf	Mackereth	Schroder	Ryan,
Evans, D.	Maher	Schuler	Speaker

NAYS–2

Creighton Maitland

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

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

Mr. **GEORGE** offered the following amendment No. **A2179:**

Amend Title, page 1, line 22, by inserting after "examinations" and to submit certain reports to the General Assembly

Amend Bill, page 3, by inserting between lines 7 and 8

Section 2. The act is amended by adding a section to read:

Section 1938-A. Landfill Waste Statistical Reports to General Assembly.–The Department of Environmental Protection shall submit to the General Assembly quarterly and annual statistics for the weight and origin of municipal waste, residual waste, infectious waste, sewage sludge, construction and residual waste, ash residue and asbestos disposed at municipal solid waste landfills and incinerators and for the capacity used, added and remaining at these facilities. The annual and quarterly statistics shall include overall totals by origin of waste. The department shall also submit quarterly and annual statistics on notice of violations, enforcement actions and compliance rates for each of these facilities. The annual statistics shall be submitted to the General Assembly no later than March 15 of the following calendar year and the quarterly statistics shall be submitted to the General Assembly no later than seventy-five (75) days after the end of each quarter.

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

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

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

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this simply insists that we are told what is happening in regard to the amount of trash that is coming into Pennsylvania that is generated by other States. All that we are asking for is that we know what type of the trash, where its origin is from. After the passage of 101, Mr. Speaker, of which I was a sponsor, the department developed quarterly reports regarding this information and supposedly made them available to the public. These reports are becoming increasingly difficult to obtain in a timely manner.

The amendment simply states that the amendment would guarantee the timely submittal of this information by the DEP (Department of Environmental Protection) to the General Assembly no later than 75 days after the end of each quarter.

I ask that we accept this amendment. It hurts no one, but it helps some people in Pennsylvania.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the amendment, the Chair recognizes the gentleman from Westmoreland County, Mr. Casorio.

Mr. CASORIO. Thank you, Mr. Speaker.

I rise in support of the George amendment.

I have a landfill in my district in Penn Township, and Secretary Hess of the DEP was there a couple of weeks ago, and I commend him for his action and his responsiveness of late. He was there and he put 80 percent of the garbage trucks out of commission for violations, for recording errors, and so forth.

This amendment that Representative George has simply asks the DEP to submit quarterly and annual statistics so that the folks not only in my legislative district but throughout the Commonwealth know what is going into their local landfills, whether it is hazardous, biomedical, what type of waste is leaching into the groundwater, and I think this goes a long way in supporting that cause and working toward a cleaner environment for Pennsylvania.

Once again, I would like to publicly commend Secretary Hess for his fine job and urge an affirmative vote on the George amendment. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay

Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

On the question recurring,

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

The SPEAKER pro tempore. The gentleman, Mr. DeLuca, have you withdrawn your amendment? The gentleman indicates that his amendment is withdrawn.

On the question recurring,

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

Mr. **BLAUM** offered the following amendment No. **A0752:**

Amend Title, page 1, line 20, by inserting after "determined," " establishing the Office of Consumer Advocate for Insurance;

Amend Bill, page 1, lines 26 through 28, by striking out all of said lines and inserting

Section 1. The act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is amended by adding an article to read:

ARTICLE IX-C
OFFICE OF CONSUMER ADVOCATE
FOR INSURANCE

Section 901-C. Definitions.–As used in this article:

"Consumer" means any person who is a named insured, insured or beneficiary of a policy of insurance or any other person who may be affected in any way by the Insurance Department's exercise of or the failure to exercise its authority.

"Department" means the Insurance Department of the Commonwealth and includes the Insurance Commissioner.

"Fund" means the Consumer Advocate for Insurance Fund established pursuant to section 906-C.

"Insurer" means any "company," "association" or "exchange" as such terms are defined in section 101 of the act of May 17, 1921 (P.L.789, No.285), known as "The Insurance Department Act of 1921" or any entity subject to 40 Pa.C.S. Ch. 61 (relating to hospital plan corporations) or 63 (relating to professional health services plan corporations) or the act of December 29, 1972 (P.L.1701, No.364), known as the "Health Maintenance Organization Act," or the act of December 14, 1992 (P.L.835, No.134), known as the "Fraternal Benefit Societies Code."

Section 902-C. Office of Consumer Advocate for Insurance.–(a) There is hereby established as an independent office within the Office of Attorney General an Office of Consumer Advocate for Insurance appointed by the Attorney General to represent the interest of consumers before the department.

(b) The Office of Consumer Advocate for Insurance shall be headed by the Consumer Advocate for Insurance appointed by the Attorney General who by reason of training, experience and attainment is qualified to represent the interest of consumers. Compensation shall be set by the Executive Board.

(c) No individual who serves as a Consumer Advocate for Insurance shall, while serving in the position, engage in any business, vocation or other employment, or have other interests, inconsistent with the official responsibilities, nor shall the individual seek or accept employment nor render beneficial services for compensation with any insurer subject to the authority of the office during the tenure of the appointment and for a period of two years immediately after the appointment is served or terminated.

(d) Any individual who is appointed to the position of Consumer Advocate for Insurance shall not seek election nor accept appointment to any political office during the tenure as Consumer Advocate for Insurance and for a period of two years after the appointment is served or terminated.

Section 903-C. Assistant Consumer Advocates for Insurance; Employes.–The Consumer Advocate for Insurance shall appoint attorneys as assistant consumer advocates for insurance and additional clerical, technical and professional staff as may be appropriate, and may contract for additional services as shall be necessary for the performance of the duties imposed by this article. The compensation of assistant consumer advocates for insurance and clerical, technical and professional staff shall be set by the Executive Board. No assistant consumer advocate for insurance or other staff employe shall, while serving in the position, engage in any business, vocation or other employment, or have other interests, inconsistent with official responsibilities.

Section 904-C. Powers and Duties of the Consumer Advocate for Insurance.–(a) In addition to any other authority conferred by this

article, the Consumer Advocate for Insurance is authorized to and shall, in carrying out the responsibilities under this article, represent the interest of consumers as a party, or otherwise participate for the purpose of representing an interest of consumers, before the department in any matter properly before the department, and before any court or agency, initiating proceedings if, in the judgment of the Consumer Advocate for Insurance, the representation may be necessary, in connection with any matter involving regulation by the department or the corresponding regulatory agency of the Federal Government, whether on appeal or otherwise initiated.

(b) The Consumer Advocate for Insurance may exercise discretion in determining the interests of consumers which will be advocated in any particular proceeding and in determining whether or not to participate in or initiate any particular proceeding and, in so determining, shall consider the public interest, the resources available and the substantiality of the effect of the proceeding on the interest of consumers. The Consumer Advocate for Insurance may refrain from intervening when, in the judgment of the Consumer Advocate for Insurance, intervention is not necessary to represent adequately the interest of consumers.

(c) In addition to any other authority conferred by this article, the Consumer Advocate for Insurance is authorized to represent an interest of consumers which is presented for consideration, upon petition in writing, by a substantial number of persons who are consumers of an insurer subject to regulation by the department. The Consumer Advocate for Insurance shall notify the principal sponsors of the petition within a reasonable time after receipt of the petition of the action taken or intended to be taken with respect to the interest of consumers presented in that petition. If the Consumer Advocate for Insurance declines or is unable to represent the interest, written notification and the reasons for the action shall be given to the sponsors.

(d) Any action brought by the Consumer Advocate for Insurance before a court or an agency of this Commonwealth shall be brought in the name of the Consumer Advocate for Insurance: Provided, That the Consumer Advocate for Insurance may name a consumer or group of consumers in whose name the action may be brought or may join with a consumer or group of consumers in bringing the action.

(e) At a time as the Consumer Advocate for Insurance determines, in accordance with applicable time limitations, to initiate, intervene or otherwise participate in any department, agency or court proceeding, the Consumer Advocate for Insurance shall issue publicly a written statement, a copy of which shall be filed in the proceeding in addition to any required entry of appearance, stating concisely the specific interest of consumers to be protected.

(f) The Consumer Advocate for Insurance shall be served with copies of all filings, correspondence or other documents filed by insurers with the department unless the Consumer Advocate for Insurance informs the insurer that specific types of classes of documents need not be so served. The department shall not accept a document as timely filed if the document is also required to be served on the Consumer Advocate for Insurance and the insurer has not indicated that service has or is being made on the Consumer Advocate for Insurance. Insurers shall provide any other nonprivileged information or data requested by the Consumer Advocate for Insurance to the extent that the request is reasonably related to the performance of his duties under this article.

Section 905-C. Duties of the Department.—In dealing with any proposed action which may substantially affect the interest of consumers, including, but not limited to, a proposed change of rates and the adoption of rules, regulations, guidelines, orders, standards or final policy decisions, the department shall:

(1) Notify the Consumer Advocate for Insurance and provide, free of charge, copies of all related documents when notice of the proposed action is given to the public or at a time fixed by agreement between the Consumer Advocate for Insurance and the department in a manner to assure the Consumer Advocate for Insurance reasonable notice and adequate time to determine whether to intervene in the matter.

(2) Consistent with its other statutory responsibilities, take action with due consideration to the interest of consumers.

Section 906-C. Consumer Advocate for Insurance Fund.—(a) There is hereby established a separate account in the State Treasury to be known as the Consumer Advocate for Insurance Fund. This fund shall be administered by the State Treasurer.

(b) All moneys deposited into the fund shall be held in trust and shall not be considered general revenue of the Commonwealth but shall be used only to effectuate the purposes of this article. The fund shall be subject to audit by the Auditor General.

(c) Prior to the first day of April following the effective date of this article and prior to the first day of April of each year thereafter so long as this article shall remain in effect, each insurer who writes coverages for fire and casualty, accident and health, credit accident and health under life/annuity/accident, health and life including annuities in this Commonwealth, as a condition of its authorization to transact business in this Commonwealth, shall pay into the fund in trust an amount equal to the product obtained by multiplying five million dollars ($5,000,000) by a fraction, the numerator of which is the direct premium collected for all coverages by that insurer in this Commonwealth during the preceding calendar year and the denominator of which is the direct premium written on such coverages in this Commonwealth by all insurers in the same period. Any insurer who fails to pay the required assessment under this section shall be prohibited from writing any insurance within this Commonwealth.

(d) In succeeding years the General Assembly may vary the base amount of five million dollars ($5,000,000) based upon the actual funding experience and requirements of the Office of Consumer Advocate for Insurance.

(e) Assessments made under this section shall not be considered burdens and prohibitions under section 212 of the act of May 17, 1921 (P.L.789, No.285), known as "The Insurance Department Act of 1921."

(f) In the event that the trust fund is dissolved or the Office of Consumer Advocate for Insurance is terminated by operation of law, any balance remaining in the fund, after deducting administrative costs for liquidation, shall be returned to insurers in proportion to their financial contributions to the fund in the preceding calendar year.

Section 907-C. Reports.—The Consumer Advocate for Insurance shall annually transmit to the Governor and to the General Assembly, and shall make available to the public, an annual report on the conduct of the Office of Consumer Advocate for Insurance. The Consumer Advocate for Insurance shall make recommendations as may, from time to time, be necessary or desirable to protect the interest of consumers.

Section 908-C. Savings Provision; Construction.—(a) Nothing contained in this article shall in any way limit the right of any consumer to bring a proceeding before either the department or a court.

(b) Nothing contained in this article shall be construed to impair the statutory authority or responsibility of the department to regulate insurers in the public interest.

Section 2. Section 1917-A of the act, added December 3, 1970 (P.L.834, No.275), is amended to read:

Amend Sec. 2, page 3, line 8, by striking out all of said line and inserting

Section 3. This act shall take effect as follows:

(1) The addition of section 906-C of the act shall take effect in 90 days.

(2) The amendment of section 1917-A of the act shall take effect in 60 days.

(3) This section shall take effect immediately.

(4) The remainder of this act shall take effect July 1, 2001, or immediately, whichever is later.

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

BILL PASSED OVER TEMPORARILY

The SPEAKER pro tempore. Without objection, this bill will be over temporarily. The Chair hears no objection.

* * *

The House proceeded to third consideration of **HB 607, PN 2160,** entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for the Pennsylvania State Police and for furnishing lists of employees to certain State officers; providing for the licensing as insurers of public utilities and officers and employees of public utilities and for ambulatory surgical facility extended stay standards; further providing for deputy secretaries of the Department of Transportation; providing for participation by qualified tax-exempt organizations in certain purchase contracts with the Department of General Services; and making a repeal.

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

The SPEAKER pro tempore. The Chair notes that all amendments have been withdrawn.

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

The following roll call was recorded:

YEAS–193

Adolph	Evans, J.	Maitland	Scrimenti
Allen	Fairchild	Major	Semmel
Argall	Feese	Manderino	Shaner
Armstrong	Fichter	Mann	Smith, B.
Baker, J.	Fleagle	Markosek	Smith, S. H.
Baker, M.	Flick	Marsico	Solobay
Bard	Forcier	Mayernik	Staback
Barley	Frankel	McCall	Stairs
Barrar	Freeman	McGeehan	Steelman
Bastian	Gabig	McGill	Steil
Bebko-Jones	Gannon	McIlhattan	Stern
Belfanti	Geist	McNaughton	Stetler
Benninghoff	George	Melio	Stevenson, R.
Birmelin	Godshall	Michlovic	Stevenson, T.
Bishop	Gordner	Micozzie	Strittmatter
Blaum	Grucela	Miller, R.	Sturla
Boyes	Gruitza	Miller, S.	Surra
Browne	Habay	Mundy	Tangretti
Bunt	Haluska	Myers	Taylor, E. Z.
Butkovitz	Hanna	Nailor	Taylor, J.
Buxton	Harhai	Nickol	Thomas
Caltagirone	Harhart	O'Brien	Tigue
Cappelli	Harper	Oliver	Travaglio
Casorio	Hasay	Pallone	Trello
Cawley	Hennessey	Perzel	Trich
Civera	Herman	Petrone	Tulli
Clark	Hershey	Phillips	Vance
Clymer	Hess	Pickett	Veon
Cohen, L. I.	Hutchinson	Pippy	Vitali
Cohen, M.	Jadlowiec	Pistella	Walko
Coleman	James	Preston	Wansacz
Cornell	Josephs	Raymond	Washington
Corrigan	Kaiser	Readshaw	Waters
Costa	Keller	Rieger	Watson
Coy	Kenney	Roberts	Williams, C.
Cruz	Kirkland	Robinson	Williams, J.
Curry	Krebs	Roebuck	Wilt
Dailey	LaGrotta	Rohrer	Wogan
Daley	Laughlin	Rooney	Wojnaroski
Dally	Lawless	Ross	Wright
DeLuca	Lederer	Rubley	Yewcic
Dermody	Leh	Ruffing	Youngblood
DeWeese	Lescovitz	Sainato	Yudichak
DiGirolamo	Levdansky	Samuelson	Zimmerman
Diven	Lewis	Santoni	Zug
Donatucci	Lucyk	Sather	
Eachus	Lynch	Saylor	
Egolf	Mackereth	Schroder	Ryan,
Evans, D.	Maher	Schuler	Speaker

NAYS–2

Creighton Metcalfe

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.
Ordered, That the clerk present the same to the Senate for concurrence.

BILLS REMOVED FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that SB 876 and SB 877 be removed from the table.

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

BILLS RECOMMITTED

The SPEAKER pro tempore. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that SB 876 and SB 877 be recommitted to the Committee on Appropriations.

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

CONSIDERATION OF HB 510 CONTINUED

The SPEAKER pro tempore. The Chair returns to page 2 of today's calendar, HB 510, PN 548.

The Chair recognizes the gentleman, Mr. Blaum, on his amendment. Amendment 752, Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Mr. Speaker, this amendment establishes a Consumer Advocate for Insurance in the Office of the Attorney General. It is a necessary amendment. Much like we have a consumer advocate who deals with issues before the Public Utility Commission, this consumer advocate would fight for the people of Pennsylvania for appropriate increases and issues before the Insurance Department. This will follow not only auto and home and other forms of insurances, but even more pressing today, a Consumer Advocate for Insurance is necessary on the issues of health insurance, HMOs (health maintenance organizations), and how they affect Pennsylvania families. There is currently no one who argues on behalf of the people of Pennsylvania on insurance issues before the department.

A "yes" vote on this amendment will establish a consumer advocate appointed by the Attorney General and a person who will fight and be responsible for arguing on behalf of the people of Pennsylvania on issues before the department dealing with insurance matters so important to the people of this Commonwealth. So I ask for an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Will the House adopt the Blaum amendment? On that question, the Chair recognizes the gentleman, Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

Mr. Speaker, I rise in support of the Blaum amendment. This Office of Consumer Advocate for Insurance is extremely important to the consumers of Pennsylvania, to every citizen of Pennsylvania I would add.

I served in my early years on the Insurance Committee for 14 years, and I learned how difficult the subject of insurance is. Most of us when we buy an insurance policy, most of us, practically none of us read the fine print or know the myriad of complexities involved in not just the purchase and the price of insurance but the coverage of insurance, and for that reason alone and that single reason alone, it is really important to get somebody who does know what the coverages are, who can argue those points before the Insurance Commissioner, who can represent citizens in a class and group of people in an action before the Insurance Commissioner. We do not read the Pennsylvania Bulletin; we do not know when the next meeting before some insurance filing is coming up before the Insurance Commission, but that would be this person's job. In the same way that we have the Consumer Advocate for Small Businesses and the Consumer Advocate for the PUC, we need a Consumer Advocate for Insurance.

It is just too complex for people to understand. You need a professional who will represent the people, and I think this is a very important amendment and something we should all support, and I ask your support for the Blaum amendment to develop that office.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS–180

Adolph	Evans, J.	Mackereth	Scrimenti
Allen	Fairchild	Major	Semmel
Argall	Feese	Manderino	Shaner
Armstrong	Fichter	Mann	Smith, B.
Baker, J.	Fleagle	Markosek	Smith, S. H.
Baker, M.	Flick	Marsico	Solobay
Bard	Forcier	Mayernik	Staback
Barley	Frankel	McCall	Stairs
Barrar	Freeman	McGeehan	Steelman
Bastian	Gabig	McGill	Stetler
Bebko-Jones	Gannon	McIlhattan	Stevenson, R.
Belfanti	Geist	McNaughton	Stevenson, T.
Bishop	George	Melio	Strittmatter
Blaum	Gordner	Michlovic	Sturla
Boyes	Grucela	Miller, R.	Surra
Browne	Gruitza	Miller, S.	Tangretti
Bunt	Habay	Mundy	Taylor, E. Z.
Butkovitz	Haluska	Myers	Taylor, J.
Buxton	Hanna	Nailor	Thomas
Caltagirone	Harhai	O'Brien	Tigue
Cappelli	Harhart	Oliver	Travaglio
Casorio	Harper	Pallone	Trello
Cawley	Hasay	Perzel	Trich
Civera	Hennessey	Petrone	Tulli
Clark	Herman	Phillips	Vance
Clymer	Hershey	Pickett	Veon
Cohen, L. I.	Hess	Pippy	Vitali
Cohen, M.	Hutchinson	Pistella	Walko
Coleman	Jadlowiec	Preston	Wansacz
Cornell	James	Raymond	Washington
Corrigan	Josephs	Readshaw	Waters
Costa	Kaiser	Rieger	Watson
Coy	Keller	Roberts	Williams, C.
Cruz	Kenney	Robinson	Williams, J.
Curry	Kirkland	Roebuck	Wogan
Dailey	Krebs	Rooney	Wojnaroski
Daley	LaGrotta	Ross	Wright
Dally	Laughlin	Rubley	Yewcic
DeLuca	Lawless	Ruffing	Youngblood
Dermody	Lederer	Sainato	Yudichak
DeWeese	Leh	Samuelson	Zimmerman
DiGirolamo	Lescovitz	Santoni	Zug
Diven	Levdansky	Sather	
Donatucci	Lewis	Schroder	
Eachus	Lucyk	Schuler	Ryan, Speaker
Evans, D.	Lynch		

NAYS–15

Benninghoff	Godshall	Micozzie	Steil
Birmelin	Maher	Nickol	Stern
Creighton	Maitland	Rohrer	Wilt
Egolf	Metcalfe	Saylor	

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

On the question recurring,

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

MOTION TO SUSPEND RULES

The SPEAKER pro tempore. Does the gentleman, Mr. McCall, desire recognition to offer a motion?

Mr. McCALL. Thank you, Mr. Speaker.

Yes, Mr. Speaker; a motion to suspend the rules to offer an amendment.

The SPEAKER pro tempore. The gentleman is in order.

Mr. McCALL. Thank you, Mr. Speaker.

Mr. Speaker, I would like to offer amendment 2869 that would provide that no more than three members of the Pennsylvania Public Utility Commission can be from the same political party, and I need a suspension of the rules to offer this amendment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The SPEAKER pro tempore. On the motion to suspend, the Chair recognizes the majority whip, Mr. Smith.

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

I would urge the members to oppose the suspension of the rules.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS–94

Bebko-Jones	Freeman	McGeehan	Staback
Belfanti	George	Melio	Steelman
Bishop	Gordner	Michlovic	Stetler
Blaum	Grucela	Mundy	Sturla
Butkovitz	Gruitza	Myers	Surra
Buxton	Haluska	Oliver	Tangretti
Caltagirone	Hanna	Pallone	Thomas
Casorio	Harhai	Petrone	Tigue
Cawley	James	Pistella	Travaglio
Cohen, M.	Josephs	Preston	Trello
Corrigan	Kaiser	Readshaw	Trich
Costa	Keller	Rieger	Veon
Coy	Kirkland	Roberts	Vitali
Cruz	LaGrotta	Robinson	Walko
Curry	Laughlin	Roebuck	Wansacz
Daley	Lederer	Rooney	Washington
DeLuca	Lescovitz	Ruffing	Waters
Dermody	Levdansky	Sainato	Williams, C.
DeWeese	Lucyk	Samuelson	Williams, J.
Diven	Manderino	Santoni	Wojnaroski
Donatucci	Mann	Scrimenti	Yewcic
Eachus	Markosek	Shaner	Youngblood
Evans, D.	Mayernik	Solobay	Yudichak
Frankel	McCall		

NAYS–101

Adolph	Egolf	Lewis	Saylor
Allen	Evans, J.	Lynch	Schroder
Argall	Fairchild	Mackereth	Schuler
Armstrong	Feese	Maher	Semmel
Baker, J.	Fichter	Maitland	Smith, B.
Baker, M.	Fleagle	Major	Smith, S. H.
Bard	Flick	Marsico	Stairs
Barley	Forcier	McGill	Steil
Barrar	Gabig	McIlhattan	Stern
Bastian	Gannon	McNaughton	Stevenson, R.
Benninghoff	Geist	Metcalfe	Stevenson, T.
Birmelin	Godshall	Micozzie	Strittmatter
Boyes	Habay	Miller, R.	Taylor, E. Z.
Browne	Harhart	Miller, S.	Taylor, J.
Bunt	Harper	Nailor	Tulli
Cappelli	Hasay	Nickol	Vance
Civera	Hennessey	O'Brien	Watson
Clark	Herman	Perzel	Wilt
Clymer	Hershey	Phillips	Wogan
Cohen, L. I.	Hess	Pickett	Wright
Coleman	Hutchinson	Pippy	Zimmerman
Cornell	Jadlowiec	Raymond	Zug
Creighton	Kenney	Rohrer	
Dailey	Krebs	Ross	Ryan,
Dally	Lawless	Rubley	Speaker
DiGirolamo	Leh	Sather	

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not 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 pro tempore. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS–188

Adolph	Evans, J.	Maher	Scrimenti
Allen	Fairchild	Major	Semmel
Argall	Feese	Manderino	Shaner
Armstrong	Fichter	Mann	Smith, B.
Baker, J.	Fleagle	Markosek	Smith, S. H.
Baker, M.	Flick	Marsico	Solobay
Bard	Forcier	Mayernik	Staback
Barley	Frankel	McCall	Stairs
Barrar	Freeman	McGeehan	Steelman
Bastian	Gabig	McGill	Steil
Bebko-Jones	Gannon	McIlhattan	Stetler
Belfanti	Geist	McNaughton	Stevenson, R.
Benninghoff	George	Melio	Stevenson, T.
Bishop	Godshall	Michlovic	Strittmatter
Blaum	Gordner	Micozzie	Sturla
Boyes	Grucela	Miller, S.	Surra
Browne	Gruitza	Mundy	Tangretti
Bunt	Habay	Myers	Taylor, E. Z.
Butkovitz	Haluska	Nailor	Taylor, J.
Buxton	Hanna	Nickol	Thomas
Caltagirone	Harhai	O'Brien	Tigue
Cappelli	Harhart	Oliver	Travaglio
Casorio	Harper	Pallone	Trello
Cawley	Hasay	Perzel	Trich

Civera	Hennessey	Petrone	Tulli
Clark	Herman	Phillips	Vance
Clymer	Hershey	Pickett	Veon
Cohen, L. I.	Hess	Pippy	Vitali
Cohen, M.	Hutchinson	Pistella	Walko
Coleman	Jadlowiec	Preston	Wansacz
Cornell	James	Raymond	Washington
Corrigan	Josephs	Readshaw	Waters
Costa	Kaiser	Rieger	Watson
Coy	Keller	Roberts	Williams, C.
Cruz	Kenney	Robinson	Williams, J.
Curry	Kirkland	Roebuck	Wilt
Dailey	Krebs	Rooney	Wogan
Daley	LaGrotta	Ross	Wojnaroski
Dally	Laughlin	Rubley	Wright
DeLuca	Lawless	Ruffing	Yewcic
Dermody	Lederer	Sainato	Youngblood
DeWeese	Leh	Samuelson	Yudichak
DiGirolamo	Lescovitz	Santoni	Zimmerman
Diven	Levdansky	Sather	Zug
Donatucci	Lewis	Saylor	
Eachus	Lucyk	Schroder	
Egolf	Lynch	Schuler	Ryan,
Evans, D.	Mackereth		Speaker

NAYS–7

Birmelin	Maitland	Miller, R.	Stern
Creighton	Metcalfe	Rohrer	

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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.

EDUCATION COMMITTEE MEETING

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

Mr. STAIRS. Thank you, Mr. Speaker.

I rise at this time to make an announcement to the Education Committee members.

At the adjournment today, which will be forthcoming, we would like to meet in the back of the chamber, and there are two pieces of legislation we would like to run at this time. So I would appreciate if you would share that information with the members. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you.

Mr. Speaker, on HB 510 I would like to insert some remarks for the record.

The SPEAKER pro tempore. The gentleman will submit his remarks.

The Chair thanks the gentleman.

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

Mr. Speaker, I rise again this year with mixed emotions to support this amendment. It provides for a long-overdue increase in the minimum wage. On the other hand, it commits this House to supporting a subpoverty minimum wage for the foreseeable future. Why can we not simply declare that a full-time minimum-wage worker should make enough to keep a small family of three at the poverty line? Why is paying simple poverty-line wages so controversial? Why is providing simple human dignity to working families so controversial in the year 2001?

I am also afraid that this year's minimum-wage show is as meaningless as it was in past years. I expect the deal is already struck for this bill to die in the Senate. I would like to be wrong. As U.S. Senator Sam Ervin said after his Watergate Committee requested documents from the Nixon White House, "My hopes are high, my expectations low."

My hopes for a minimum-wage increase are high because the need is so great; my expectations are low because for decades I have watched the opponents of the minimum wage use every means available to assure that time and inflation are allowed to repeal the minimum wage unimpeded.

And make no mistake; opponents of the minimum wage have been winning. The U.S. Department of Health and Human Services poverty guideline for a family of three is $14,150. The minimum wage would have to be $7.03 for a full-time worker to earn that poverty line. The minimum wage now stands at only slightly more than 73 percent of that poverty line.

This amendment will raise Pennsylvania's minimum wage to $5.65 this year – ($2,878 short) or about 80 percent of the poverty line. The amendment will then raise the minimum wage to $6.15 in July of 2002 (still $1,838 short of the family-of-three guideline) – assuming the current rate of inflation, that will probably equal about 85 percent of the 2002 poverty guideline. The makers of this amendment are satisfied with 85 percent of the poverty line and with the inevitable declines in the minimum wages which will follow in the out years.

Where we, the supporters of restoring the minimum wage on this side of the aisle, have proposed closing the gap with the poverty line over the next few years with a further increase and indexing to adjust for future inflation, this amendment envisions a decline in the purchasing power of the minimum wage in the out years. For decades we provided dignity for low-wage workers. The 1960s and 1970s had minimum wages that averaged 100 percent of the family-of-three poverty line. Today we set a much lower standard and our working families suffer for it. Opponents of the minimum wage can still claim victory.

I cannot in good conscience support permanent subpoverty wages for minimum-wage workers. But I will support this increase today as a first installment toward restoring the minimum wage to its historic purpose.

I ask all members to join in supporting this amendment.

TRANSPORTATION COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Blair County, Mr. Geist.

Mr. GEIST. Thank you, Mr. Speaker.

I would also like to call a meeting at the back of the chamber at the conclusion of the Transportation Committee. We have one bill to move out, and it will be very brief. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING

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

Mr. RAYMOND. Thank you, Mr. Speaker.

I would like to call a brief meeting of the Intergovernmental Affairs Committee upon recess or break.

The SPEAKER pro tempore. The gentleman, Mr. Raymond, where will the meeting be?

Mr. RAYMOND. At the rear of the House.

The SPEAKER pro tempore. The Chair thanks the gentleman.

COMMITTEE MEETING CANCELED

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, earlier in the day I had made mention that there may be a second meeting of the State Government Committee. We will not have that meeting. The meeting we had earlier today sufficed, and we are in the process of preparing another agenda for later in the week. So there will be no further meeting of the State Government Committee.

The SPEAKER pro tempore. The Chair thanks the gentleman.

FINANCE COMMITTEE MEETING

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

Mr. BOYES. Thank you, Mr. Speaker.

I am going to call a meeting of the Finance Committee at the break at the back of the House immediately.

The SPEAKER pro tempore. The Chair thanks the gentleman.

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority leader, who calls for an immediate meeting of the Rules Committee at the majority leader's desk.

BILLS REREPORTED FROM COMMITTEE

HB 1331, PN 1560 By Rep. PERZEL

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for furnishing lists of employees to certain State officers.

RULES.

HB 1418, PN 1664 By Rep. PERZEL

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, further providing for use of foreign fire insurance tax moneys.

RULES.

HB 1603, PN 2193 By Rep. PERZEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for unlawful carrying of paintball guns and markers in vehicles.

RULES.

RESOLUTION REPORTED FROM COMMITTEE

HR 247, PN 2239 By Rep. PERZEL

A Resolution directing the Legislative Budget and Finance Committee to conduct a comprehensive study of the regulation of common carriers of passengers in this Commonwealth, including the Philadelphia taxicab medallion program and the First Class City Taxicab Regulatory Fund, to explore and recommend strategies to improve the operations of common carriers of passengers providing service in this Commonwealth.

RULES.

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 1331, PN 1560; HB 1418, PN 1664; and **HB 1603, PN 2193.**

VOTE CORRECTION

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Benninghoff, rise?

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

I just need to make a correction.

I was to be a negative on HB 510. I was recorded in the positive. I would like to be recorded as a negative. Thank you.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

SUPPLEMENTAL CALENDAR D

RESOLUTION PURSUANT TO RULE 35

Mr. PISTELLA called up **HR 248, PN 2240,** entitled:

A Resolution observing the week of September 9 through 15, 2001, as "Assisted Living Week" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS–195

Adolph	Evans, J.	Maitland	Schuler
Allen	Fairchild	Major	Scrimenti
Argall	Feese	Manderino	Semmel
Armstrong	Fichter	Mann	Shaner
Baker, J.	Fleagle	Markosek	Smith, B.
Baker, M.	Flick	Marsico	Smith, S. H.
Bard	Forcier	Mayernik	Solobay
Barley	Frankel	McCall	Staback
Barrar	Freeman	McGeehan	Stairs
Bastian	Gabig	McGill	Steelman
Bebko-Jones	Gannon	McIlhattan	Steil
Belfanti	Geist	McNaughton	Stern
Benninghoff	George	Melio	Stetler
Birmelin	Godshall	Metcalfe	Stevenson, R.
Bishop	Gordner	Michlovic	Stevenson, T.
Blaum	Grucela	Micozzie	Strittmatter
Boyes	Gruitza	Miller, R.	Sturla
Browne	Habay	Miller, S.	Surra
Bunt	Haluska	Mundy	Tangretti
Butkovitz	Hanna	Myers	Taylor, E. Z.
Buxton	Harhai	Nailor	Taylor, J.
Caltagirone	Harhart	Nickol	Thomas
Cappelli	Harper	O'Brien	Tigue
Casorio	Hasay	Oliver	Travaglio
Cawley	Hennessey	Pallone	Trello
Civera	Herman	Perzel	Trich
Clark	Hershey	Petrone	Tulli
Clymer	Hess	Phillips	Vance
Cohen, L. I.	Hutchinson	Pickett	Veon
Cohen, M.	Jadlowiec	Pippy	Vitali
Coleman	James	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Rieger	Watson
Creighton	Kirkland	Roberts	Williams, C.
Cruz	Krebs	Robinson	Williams, J.
Curry	LaGrotta	Roebuck	Wilt
Dailey	Laughlin	Rohrer	Wogan
Daley	Lawless	Rooney	Wojnaroski
Dally	Lederer	Ross	Wright
DeLuca	Leh	Rubley	Yewcic
Dermody	Lescovitz	Ruffing	Youngblood
DeWeese	Levdansky	Sainato	Yudichak
DiGirolamo	Lewis	Samuelson	Zimmerman
Diven	Lucyk	Santoni	Zug
Donatucci	Lynch	Sather	
Eachus	Mackereth	Saylor	Ryan,
Egolf	Maher	Schroder	Speaker
Evans, D.			

NAYS–0

NOT VOTING–0

EXCUSED–6

Belardi	Horsey	Petrarca	Reinard
Colafella	McIlhinney		

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

The SPEAKER pro tempore. For the information of the members, there will be no further votes today.

BILLS RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations:

HB 1331;
HB 1603; and
HB 1418.

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

VOTE CORRECTIONS

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Egolf, rise?

Mr. EGOLF. Mr. Speaker, to correct the record.

On HB 510 on final passage, I need to be recorded as a negative.

The SPEAKER pro tempore. The Chair thanks the gentleman. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman, Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

On HB 343 on concurrence, my switch was malfunctioning. I was not voted. I would like to be recorded in the affirmative.

The SPEAKER pro tempore. The Chair thanks the gentleman. The gentleman's remarks will be spread upon the record.

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

Mr. CREIGHTON. Mr. Speaker, I would like to change my vote on HB 607 to the affirmative.

The SPEAKER pro tempore. The gentleman' remarks will be spread upon the record. The Chair thanks the gentleman.

Mr. CREIGHTON. Thank you.

BILLS RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be recommitted to the Committee on Rules:

HB 866; and
HB 401.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 35, PN 33 By Rep. STAIRS

An Act amending the act of October 22, 1986 (P.L.1452, No.143), known as the Pennsylvania Adult Basic and Literacy Education Act, further providing for short title, for findings and purpose, for

definitions, for grant program, for limitations on funding, for interagency coordinating council, for audits and records and for monitoring and reporting.

EDUCATION.

SB 926, PN 1087 By Rep. STAIRS

An Act amending the act of June 14, 1961 (P.L.324, No.188), known as The Library Code, further providing for State library, for library trainees and for library resource centers.

EDUCATION.

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

HB 729, PN 2262 (Amended) By Rep. GEIST

An Act designating a bridge on State Route 1017, over the north branch of Tunkhannock Creek, as the Nicholson Borough Veterans Memorial Bridge; and designating a bridge on State Route 33 over the Lehigh River in Northampton County as the Gene Hartzell Memorial Bridge.

TRANSPORTATION.

HB 1763, PN 2261 (Amended) By Rep. GEIST

An Act designating a section of State Route 1011 in Clearfield, Cameron and Elk Counties as the Quehanna Highway.

TRANSPORTATION.

RESOLUTIONS REPORTED FROM COMMITTEE

HR 11, PN 11 By Rep. RAYMOND

A Resolution noting with great concern the current conflict between the United States Navy and the citizens of Vieques, Puerto Rico.

INTERGOVERNMENTAL AFFAIRS.

HR 238, PN 2126 By Rep. RAYMOND

A Resolution memorializing the President of the United States and Congress to fund and deploy a national missile defense system.

INTERGOVERNMENTAL AFFAIRS.

BILLS REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be removed from the table:

SB 35; and
SB 926.

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

BILLS RECOMMITTED

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

Mr. PERZEL. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations:

SB 35; and
SB 926.

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

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. The Chair recognizes the lady from Bradford County, Ms. Pickett.

Ms. PICKETT. Mr. Speaker, I move that this House do now adjourn until Tuesday, June 19, 2001, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 4:36 p.m., e.d.t., the House adjourned.