

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MARCH 12, 2002

SESSION OF 2002

186TH OF THE GENERAL ASSEMBLY

No. 19

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. JULIANN PUGH, Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

Eternal God, since it has pleased You to preserve us by Your grace through the night that just ended and who has given us this new day, we ask that You would enable us to use it entirely in Your service and that we may think, say, and do nothing but to please You and do Your will.

O Creator, we come to You this morning with many thoughts whirling around in our minds. We have deadlines that must be met, decisions to be made, deals to be closed, and our minds are anywhere but here at this moment.

We confess our discomfort, O God, with the knowledge that the journey on the road of life offers no signposts, no mileage markers, and so we create our own – birthdays, anniversaries, rites of passage, and first accomplishments – and we note the dates in our day planners to assure ourselves that we are getting there. In our restlessness we continue on the road, believing that the landscape of life will make sense only when the journey is over and we can look back, but in our better moments, we know that in the pilgrimage of the soul, these are but illusions of movement. Help us to slow down at least for the moment to acknowledge Your presence. Give us the wisdom needed to seek Your guidance and the clarity to understand that everything we do affects someone else.

And since to begin well means little unless one perseveres, we beseech You to be our guide, not only today but for all of our life, daily continuing and increasing until we become the people You long for us to be.

Hear this our common prayer. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal

of Monday, March 11, 2002, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2403 By Representatives RUBLEY, E. Z. TAYLOR, BELFANTI, BROWNE, CAPPELLI, CORRIGAN, COSTA, CREIGHTON, DALEY, FAIRCHILD, FICHTER, FREEMAN, GEIST, GRUCELA, HARHAI, HARPER, HENNESSEY, HERSHEY, HORSEY, JAMES, JOSEPHS, KELLER, MARSICO, McCALL, McILHATTAN, R. MILLER, S. MILLER, MUNDY, PALLONE, PIPPY, SATHER, SCHRODER, SCHULER, SCRIMENTI, STABACK, STEELMAN, STURLA, TIGUE, TRAVAGLIO, TRICH, WALKO, WANSACZ, WATSON, C. WILLIAMS, WILT and YOUNGBLOOD

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

Referred to Committee on STATE GOVERNMENT, March 12, 2002.

No. 2404 By Representatives RUBLEY, BARD, BROWNE, CREIGHTON, CURRY, FICHTER, GEORGE, MARSICO, PERZEL, E. Z. TAYLOR, TIGUE and YOUNGBLOOD

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for reporting by candidate and political committees and other persons.

Referred to Committee on STATE GOVERNMENT, March 12, 2002.

No. 2405 By Representatives RUBLEY, BARD, BROWNE, CREIGHTON, CURRY, FICHTER, MARSICO, PERZEL, E. Z. TAYLOR and YOUNGBLOOD

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, imposing a criminal penalty for filing late reports.

Referred to Committee on STATE GOVERNMENT, March 12, 2002.

No. 2406 By Representatives RUBLEY, BARD, BROWNE, CREIGHTON, CURRY, GEORGE, MARSICO, PERZEL, E. Z. TAYLOR, TIGUE and YOUNGBLOOD

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

Referred to Committee on STATE GOVERNMENT, March 12, 2002.

No. 2407 By Representatives READSHAW, BUXTON, KAISER, PETRARCA, ALLEN, BEBKO-JONES, CAPPELLI, CAWLEY, CORRIGAN, COY, CRUZ, DALLY, DeLUCA, DeWEESE, J. EVANS, GORDNER, HANNA, HERMAN, HERSHEY, HORSEY, LAUGHLIN, MARKOSEK, MELIO, MICHLOVIC, MICOZZIE, PISTELLA, ROBINSON, SHANER, SOLOBAY, STERN, SURRA, TIGUE, WOJNAROSKI, M. COHEN, MYERS, G. WRIGHT, TRICH, DONATUCCI and STABACK

An Act amending the act of January 14, 1952 (1951 P.L.1898, No.522), known as the Funeral Director Law, regulating cremation.

Referred to Committee on PROFESSIONAL LICENSURE, March 12, 2002.

No. 2408 By Representatives LEWIS, COLEMAN, CREIGHTON, WATSON, ARMSTRONG, J. BAKER, BASTIAN, BENNINGHOFF, BIRMELIN, BUNT, CAPPELLI, CIVERA, CLYMER, COLAFELLA, CRUZ, DAILEY, DALEY, DALLY, EGOLF, FEESE, GABIG, GODSHALL, HABAY, HANNA, HARHAI, HASAY, HERSHEY, JADLOWIEC, LAUGHLIN, LEH, MACKERETH, MAHER, MARSICO, McCALL, McILHINNEY, S. MILLER, PIPPY, ROBERTS, SAYLOR, SCHULER, SEMMEL, SHANER, B. SMITH, SOLOBAY, STEIL, R. STEVENSON, T. STEVENSON, THOMAS, TIGUE, TRELLO, WALKO, WILT, YOUNGBLOOD, YUDICHAK and ZIMMERMAN

An Act providing for reduction and elimination of real property taxes; establishing the School Property Tax Elimination Fund; providing for distributions from the fund; imposing additional sales and use tax and personal income tax; and requiring the Joint State Government Commission to make certain recommendations to the General Assembly.

Referred to Committee on FINANCE, March 12, 2002.

No. 2409 By Representatives BIRMELIN, BENNINGHOFF, BASTIAN, CAPPELLI, M. COHEN, CREIGHTON, FAIRCHILD, GEORGE, HARHAI, HESS, KIRKLAND, LEH, MAHER, MAJOR, MAYERNIK, McILHATTAN, MICHLOVIC, R. MILLER, S. MILLER, PETRARCA, PICKETT, PIPPY, ROHRER, RUBLEY, SATHER, SCHRODER, SHANER, B. SMITH, STABACK, R. STEVENSON, TIGUE, TRELLO, TRICH, TURZAI, WATSON and WOJNAROSKI

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

Referred to Committee on STATE GOVERNMENT, March 12, 2002.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 454 By Representatives PERZEL, DeWEESE, BUNT, CIVERA, L. I. COHEN, CORNELL, DAILEY, FICHTER, FLICK, GODSHALL, HERSHEY, LEH, MARKOSEK, MAYERNIK, McGILL, McNAUGHTON, O'BRIEN, RAYMOND, ROSS, RUBLEY, RYAN, SAYLOR, STETLER, E. Z. TAYLOR, TRELLO, TULLI, WILT, CAPPELLI, FEESE, WANSACZ, EACHUS and McCALL

A Resolution urging the Congress of the United States to sustain the President's affirmative decision on the United States Department of Energy's recommendation on a Federal repository for used nuclear fuel at Yucca Mountain, Nevada.

Referred to Committee on RULES, March 12, 2002.

BILLS REMOVED FROM TABLE

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

HB 84;
HB 408; and
HB 1804.

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 84, PN 2913; and HB 1804, PN 3377.

BILLS RECOMMITTED

The SPEAKER. The Chair recognizes Mr. Barley.
Mr. BARLEY. Mr. Speaker, I move that HB 84 and HB 1804 be recommitted to the Committee on Appropriations.

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

BILL TABLED

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

Mr. PERZEL. Mr. Speaker, I move that HB 408 be placed back upon the table.

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

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

HB 2084, PN 2762 By Rep. SEMMEL

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for the establishment of a nursing loan forgiveness program for persons employed in the nursing profession at veterans' homes and veterans' centers operated by the Department of Military and Veterans Affairs.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 2303, PN 3169 By Rep. SEMMEL

An Act amending the act of December 7, 1990 (P.L.639, No.165), known as the Hazardous Material Emergency Planning and Response Act, further providing for certified hazardous material response teams.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

SB 1093, PN 1524 By Rep. SEMMEL

An Act amending the act of April 8, 1868 (P.L.73, No.37), entitled, "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers," further providing for the recording of final discharges and reports of separation and similar forms.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip, who requests a leave of absence for today's session for the lady from Cumberland, Mrs. VANCE; the gentleman from Perry, Mr. EGOLF; the gentleman from Montgomery, Mr. CORNELL. Without objection, these leaves will be granted. The Chair hears no objection.

The minority whip advises that there are no additional requests for leave. However, the lady, Ms. Bebko-Jones, and Mr. Dermody, their leaves for the week continue.

BILLS SIGNED BY SPEAKER

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

SB 768, PN 858

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for borough councils' and mayors' salaries.

SB 978, PN 1174

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, providing for the alternative collection of taxes.

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

GUESTS INTRODUCED

The SPEAKER. The House will please come to order. There are a number of guests with us today that I would like to take the opportunity of introducing. Members, please.

The Chair is pleased to recognize from Clearfield County a group of FFA (Future Farmers of America) members, here today as the guests of Representative Bud George. They are seated in the gallery and include Jacqueline Carr, the adviser; Eric McBride; Aaron Uncles; Jon Graham; Stefani Shimmel; and Marsha Curry. Would these guests please rise.

As the guests of Representative Jerry Nailor, Sarah McCollum and Peter Augusterfer from Mechanicsburg High School. They are serving as guest pages. They are seated in the well of the House. Would these guests please rise.

Representative Mike Turzai has guests on the floor – Reed and Danetta Soergel, along with their children, Leisl and Deonna Soergel. They own and operate the Soergel Orchards, a farm and farm market in the North Hills of Allegheny County. Would that family please rise.

Representative Melio has with him today, seated in the rear of the House, Dan Bogan and Steve McLain of Bristol Township. Would these guests please rise. They are standing in the rear of the House.

Four members of the Tall Cedars of Lebanon are here today as the guests of Representative Smith, Bruce Smith – Lee Whitaker, Marlin Keim, Gilbert Baer, and Evan Hand, Sr. Would these guests please rise, in the balcony.

Now, we have a whole class here today as the guests of Representative Staback and Representative Gaynor Cawley. The freshman class of the Mid Valley High School in, I am not sure whether this – Throop? – Throop, PA, are here, and Mr. Staback is going to get penmanship lessons after class today. Would the class please rise.

Here today as the guests of John Gordner – I had an opportunity to say hello to this group earlier – are students and guests from the Bloomsburg Christian School. Would these guests please rise.

And members of the Future Farmers of America from Meyersdale, Pennsylvania, with their adviser, Mr. Stutzman, are here with us – Mark Lowery, Jon Henry, Jen Decker – guests of the gentleman, Dr. Bastian. Would these guests please rise.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

LEAVES CANCELED—2

Egolf	Vance
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GUESTS INTRODUCED

The SPEAKER. May I have your attention, please. May I have your attention, please; your attention, please.

Now, there are some things that impress me and many things that do not impress me, but one of the most impressive things that happens to me about this time of the year, each year, is the arrival of Mr. McGeehan and members of his family and friends with a load of Irish potatoes, which we share with each and every one of you. Because I am the spokesperson for the Irish, in my own mind, I get a pound; the rest of you get a little bit short of a pound.

But Mr. McGeehan is here; his worker bees are here, and I would like to recognize at this time Mr. McGeehan, who will introduce to us these very fine women who I remember one night worked almost all night to put together the freshest Irish potatoes available. I have already tasted them. My blood sugar went soaring. They were wonderful.

Mr. McGeehan.

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

I hope and I trust that they become a yearly treat for each and every member, and it is no thanks to me that those treats lay on your desks today. It is thanks to a group of ladies whom I want to take a moment to introduce. They are better known as the Irish potato ladies. They do this every year, work long into the night, to make sure that each and every one of you, your sweet tooth is satisfied. They made the trip from Philadelphia today. I want to introduce them, and then I want the House to give them a good round of applause out of appreciation for all they do.

Starting at the back aisle, from the left to the right, is my cousin, Anne Fota; next to her is my cousin, Elaine Brightcliffe—
The SPEAKER. Stand up as you are called.

Mr. McGEEHAN. —next to her is my great-aunt, Dorothy Simpson. In the front row, starting from the left to the right, is my aunt, Mary Kaeppler; next to her is my sister, Kerry Creelman; next to her is my sister, Megan Dirocini, for my friends in the Italian caucus; next to her is my sister, Nora McGeehan; and lastly but not leastly is my mother, Dorothy McGeehan.

Thank you, members; thank you for your indulgence, and, Mr. Speaker, thank you.

The SPEAKER. On behalf of the House, ladies, thank you very, very much.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

RESOLUTION PASSED OVER

The SPEAKER. HR 431 is over.

* * *

Ms. BEBKO-JONES called up **HR 432, PN 3331**, entitled:

A Resolution designating March 2002 as “Women’s History Month” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Ms. BEBKO-JONES called up **HR 433, PN 3332**, entitled:

A Resolution declaring the week of March 11 through 15, 2002, as "Women and Addictions Awareness Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Mr. SEMMEL called up **HR 436, PN 3348**, entitled:

A Resolution declaring the week of March 17 through 23, 2002, as "Weather Emergency Preparedness Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

RESOLUTION PASSED OVER

The SPEAKER. HR 437 is over.

* * *

Mrs. TAYLOR called up **HR 438, PN 3356**, entitled:

A Resolution designating the month of April 2002 as "Pennsylvania Organ and Tissue Donor Awareness Month."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback
Bastian	Gannon	McIlhattan	Stairs
Belardi	Geist	McIlhinney	Steelman
Belfanti	George	McNaughton	Steil
Benninghoff	Godshall	Melio	Stern
Birmelin	Gordner	Metcalfe	Stetler
Bishop	Grucela	Michlovic	Stevenson, R.
Blaum	Gruitza	Micozzie	Stevenson, T.
Boyes	Habay	Miller, R.	Strittmatter
Brooks	Haluska	Miller, S.	Sturla
Browne	Hanna	Mundy	Surra
Bunt	Harhai	Myers	Tangretti
Butkovitz	Harhart	Nailor	Taylor, E. Z.
Buxton	Harper	Nickol	Taylor, J.
Caltagirone	Hasay	O'Brien	Thomas
Cappelli	Hennessey	Oliver	Tigue
Casorio	Herman	Pallone	Travaglio
Cawley	Hershey	Perzel	Trello
Civera	Hess	Petrarca	Trich
Clark	Horsley	Petrone	Tulli
Clymer	Hutchinson	Phillips	Turzai
Cohen, L. I.	Jadlowiec	Pickett	Veon
Cohen, M.	James	Pippy	Vitali
Colafella	Josephs	Pistella	Walko
Coleman	Kaiser	Preston	Wansacz
Corrigan	Keller	Raymond	Washington
Costa	Kenney	Readshaw	Waters
Coy	Kirkland	Reinard	Watson
Creighton	Krebs	Rieger	Williams, J.
Cruz	LaGrotta	Roberts	Wilt
Curry	Laughlin	Robinson	Wojnaroski
Dailey	Lawless	Roebuck	Wright, G.
Daley	Lederer	Rohrer	Wright, M.

Dally	Leh	Rooney	Yewcic
DeLuca	Lescovitz	Ross	Youngblood
DeWeese	Levdansky	Rubley	Yudichak
DiGirolamo	Lewis	Ruffing	Zimmerman
Diven	Lucyk	Sainato	Zug
Donatucci	Lynch	Samuelson	
Eachus	Mackereth	Santoni	
Evans, D.	Maher	Sather	Ryan,
Evans, J.	Maitland	Saylor	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Mr. B. SMITH called up **HR 442, PN 3367**, entitled:

A Resolution recognizing the 70th anniversary of the Pennsylvania Federation of Sportsmen’s Clubs and commending the organization for its outstanding contributions to this Commonwealth.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Mr. KENNEY called up **HR 443, PN 3380**, entitled:

A Resolution honoring the accomplishments of the Philadelphia Eagles on the occasion of winning their third NFC Eastern Division title and their victories over the Tampa Bay Buccaneers and the Chicago Bears in the 2001 NFC Divisional Playoffs.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback
Bastian	Gannon	McIlhattan	Stairs
Belardi	Geist	McIlhinney	Steelman
Belfanti	George	McNaughton	Steil
Benninghoff	Godshall	Melio	Stern
Birmelin	Gordner	Metcalfe	Stetler
Bishop	Grucela	Michlovic	Stevenson, R.
Blaum	Gruitza	Micozzie	Stevenson, T.
Boyes	Habay	Miller, R.	Strittmatter
Brooks	Haluska	Miller, S.	Sturla
Browne	Hanna	Mundy	Surra
Bunt	Harhai	Myers	Tangretti
Butkovitz	Harhart	Nailor	Taylor, E. Z.
Buxton	Harper	Nickol	Taylor, J.

Caltagirone	Hasay	O'Brien	Thomas
Cappelli	Hennessey	Oliver	Tigue
Casorio	Herman	Pallone	Travaglio
Cawley	Hershey	Perzel	Trello
Civera	Hess	Petrarca	Trich
Clark	Horsey	Petrone	Tulli
Clymer	Hutchinson	Phillips	Turzai
Cohen, L. I.	Jadlowiec	Pickett	Veon
Cohen, M.	James	Pippy	Vitali
Colafella	Josephs	Pistella	Walko
Coleman	Kaiser	Preston	Wansacz
Corrigan	Keller	Raymond	Washington
Costa	Kenney	Readshaw	Waters
Coy	Kirkland	Reinard	Watson
Creighton	Krebs	Rieger	Williams, J.
Cruz	LaGrotta	Roberts	Wilt
Curry	Laughlin	Robinson	Wojnaroski
Dailey	Lawless	Roebuck	Wright, G.
Daley	Lederer	Rohrer	Wright, M.
Dally	Leh	Rooney	Yewcic
DeLuca	Lescovitz	Ross	Youngblood
DeWeese	Levdansky	Rubley	Yudichak
DiGirolamo	Lewis	Ruffing	Zimmerman
Diven	Lucyk	Sainato	Zug
Donatucci	Lynch	Samuelson	
Eachus	Mackereth	Santoni	
Evans, D.	Maher	Sather	Ryan,
Evans, J.	Maitland	Saylor	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

RESOLUTION PASSED OVER

The SPEAKER. HR 444 is over.

* * *

Mr. HABAY called up **HR 445, PN 3382**, entitled:

A Resolution designating the month of March 2002 as "Professional Social Work Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Mr. STEIL called up **HR 447, PN 3384**, entitled:

A Resolution designating the week of March 10 through 16, 2002, as "Girl Scout Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Mr. FEESE called up **HR 448, PN 3385**, entitled:

A Resolution honoring the Montoursville Lions Club of Montoursville, Lycoming County, on its 50th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones Dermody Egolf Vance
Cornell

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

* * *

Mr. CLYMER called up **HR 449, PN 3386**, entitled:

A Resolution honoring and congratulating former President Ronald Reagan and Nancy Reagan on their 50th wedding anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

Evans, J. Maitland Saylor Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Bebko-Jones Dermody Egolf Vance
Cornell

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

* * *

Mr. B. SMITH called up **HR 451, PN 3388**, entitled:

A Resolution recognizing the fraternal and philanthropic work of the Tall Cedars of Lebanon, congratulating its members on the occasion of its 100th anniversary in 2002 and designating the week of March 17 through 23, 2002, as "Tall Cedars of Lebanon Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback
Bastian	Gannon	McIlhattan	Stairs
Belardi	Geist	McIlhinney	Steelman
Belfanti	George	McNaughton	Steil
Benninghoff	Godshall	Melio	Stern
Birmelin	Gordner	Metcalfe	Stetler
Bishop	Grucela	Michlovic	Stevenson, R.
Blaum	Gruitza	Micozzie	Stevenson, T.
Boyes	Habay	Miller, R.	Strittmatter
Brooks	Haluska	Miller, S.	Sturla
Browne	Hanna	Mundy	Surra
Bunt	Harhai	Myers	Tangretti
Butkovitz	Harhart	Nailor	Taylor, E. Z.
Buxton	Harper	Nickol	Taylor, J.
Caltagirone	Hasay	O'Brien	Thomas
Cappelli	Hennessey	Oliver	Tigue
Casorio	Herman	Pallone	Travaglio
Cawley	Hershey	Perzel	Trello
Civera	Hess	Petrarca	Trich
Clark	Horsey	Petrone	Tulli
Clymer	Hutchinson	Phillips	Turzai
Cohen, L. I.	Jadlowiec	Pickett	Veon
Cohen, M.	James	Pippy	Vitali
Colafella	Josephs	Pistella	Walko
Coleman	Kaiser	Preston	Wansacz
Corrigan	Keller	Raymond	Washington
Costa	Kenney	Readshaw	Waters
Coy	Kirkland	Reinard	Watson
Creighton	Krebs	Rieger	Williams, J.
Cruz	LaGrotta	Roberts	Wilt
Curry	Laughlin	Robinson	Wojnaroski

Dailey	Lawless	Roebuck	Wright, G.
Daley	Lederer	Rohrer	Wright, M.
Dally	Leh	Rooney	Yewcic
DeLuca	Lescovitz	Ross	Youngblood
DeWeese	Levdansky	Rubley	Yudichak
DiGirolamo	Lewis	Ruffing	Zimmerman
Diven	Lucyk	Sainato	Zug
Donatucci	Lynch	Samuelson	
Eachus	Mackereth	Santoni	
Evans, D.	Maher	Sather	Ryan,
Evans, J.	Maitland	Saylor	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

* * *

Mr. McGEEHAN called up **HR 452, PN 3389**, entitled:

A Resolution declaring March 2002 as “Irish American Heritage Month” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Dermody	Egolf	Vance
Cornell			

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

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased at this time to welcome to the floor of the House today, as the guest of Representative Sturla, Adriana Gonzales, an eighth grade student at the Lincoln Middle School. She is seated to the left of the Speaker. Adriana, would you please rise.

As the guests of Greg Vitali, the Chair is particularly pleased to welcome two students from Villanova University – Peter Lucas and Michael Molino. They are the guests of Mr. Vitali. They are seated in the gallery.

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair returns to leaves of absence and notes the presence on the floor of the House of the lady, Mrs. Vance, and asks that she be placed on the master roll call.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. In addition to the Irish potatoes that we find on our desks today, you will find also a gift from the Advanced Practice Nurse Alliance. They have distributed a Hershey bar to each of us. So after you get your insulin shots, go ahead and have your Hershey bar and your Irish potatoes. Thank you, Mrs. Vance, and tell the nurses we thank them, too.

BILLS ON THIRD CONSIDERATION

BILLS PASSED OVER

The SPEAKER. The Chair turns to page 1 of today's calendar. The first two bills, HB 1974 and HB 19, are over.

* * *

The House proceeded to third consideration of **HB 50, PN 36**, entitled:

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 per capita taxes.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 50 be placed on the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. PERZEL. Mr. Speaker, I move that HB 50 be removed from the table.

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

* * *

The House proceeded to third consideration of **HB 102, PN 3290**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for superintendent compliance with board of school directors action.

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

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

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—4

Bebko-Jones	Cornell	Dermody	Egolf
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

* * *

BILL PASSED OVER

The SPEAKER. HB 2059 is over.

* * *

The House proceeded to third consideration of **SB 1115, PN 1719**, entitled:

An Act establishing within the Department of Environmental Protection an accreditation program for environmental laboratories.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

(The bill analysis was read.)

The SPEAKER. The gentleman, Mr. Godshall, desires recognition on this bill?

Mr. GODSHALL. Yes, Mr. Speaker.

The SPEAKER. The gentleman is recognized.

Mr. GODSHALL. Thank you, Mr. Speaker.

I had an amendment filed to this bill, and what the amendment was going to do— If I could have your attention just for a couple of minutes, I would appreciate it.

The SPEAKER. Conferences on the floor, please break up. Staff people on the floor not involved in matters presently pending, please take your seats.

Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

The amendment that I filed to this bill would have gutted the bill and replaced it with another amendment that we had passed unanimously some time ago in this chamber. It was our MTBE (methyl tertiary butyl ether) bill, which is a gasoline additive, which is polluting our drinking water and killing, literally killing our people where MTBE is added to the gasoline.

We had a hearing on this bill last week in Philadelphia. We had a doctor, Peter Joseph, Ph.D. in physics from Harvard University and now teaching at the University of Pennsylvania, tell us of the research he has done on MTBE. We had Thomas Jefferson University corroborate that testimony with their own findings.

Right now in the city of Philadelphia where asthma is being monitored, since MTBE has been added to the gasoline with a countrywide average of 7 percent, the schoolkids in Philadelphia are experiencing a 27-percent asthma rating. The number of fatalities since MTBE has been added to the gasoline from asthma has increased – this goes back 5 years – from 2,000 to over 5,500 people dying from asthma. There is an absolute correlation between asthma and even attention deficit disorder and MTBE in the gasoline.

I have been doing my best to get this bill run in the Senate, and I have not been able to do so. I had every intention today of running that bill as a substitute, gutting the bill that was before us, which, as you know, came from Senator White over in the Senate,

and putting in the MTBE legislation. I have been assured by my leadership that there will be another opportunity, and this bill is part of a package of bills that have been agreed to by both sides.

So at this point I am going to withdraw this legislation, but I can assure this caucus and I am going to supply – not this caucus, this House – I am going to supply the members of the House with the information that we have as to the volatility of MTBE. It is polluting our water, it is making our kids sick, and it is killing our people. Eleven to twelve other States have banned it already. Chicago just recently banned it for use in their city, and Anchorage, Alaska, has done the same thing because of the asthma problem. You know, we have to do something, and it is going to be done. But I will withdraw the amendment as of this time, and I thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Mr. MELIO. Mr. Speaker?

The SPEAKER. Mr. Melio.

Mr. MELIO. Thank you, Mr. Speaker.

I just want to concur with Representative Godshall.

I had a bill on the same avenue of the MTBE and its horrible effects, and anything that we can do I would appreciate, Mr. Speaker. Thank you.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—198

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

Creighton	Krebs	Rieger	Watson
Cruz	LaGrotta	Roberts	Williams, J.
Curry	Laughlin	Robinson	Wilt
Dailey	Lawless	Roebuck	Wojnaroski
Daley	Lederer	Rohrer	Wright, G.
Dally	Leh	Rooney	Wright, M.
DeLuca	Lescovitz	Ross	Yewcic
DeWeese	Levdansky	Rubley	Youngblood
DiGirolamo	Lewis	Ruffing	Yudichak
Diven	Lucyk	Sainato	Zimmerman
Donatucci	Lynch	Samuelson	Zug
Eachus	Mackereth	Santoni	
Evans, D.	Maher	Sather	Ryan,
Evans, J.	Maitland	Saylor	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-4

Bebko-Jones	Cornell	Dermody	Egolf
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

* * *

The House proceeded to third consideration of **HB 412, PN 3294**, entitled:

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 health recommendations.

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

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

The question is, shall the bill pass finally?

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS-198

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback

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

NAYS-0

NOT VOTING-0

EXCUSED-4

Bebko-Jones	Cornell	Dermody	Egolf
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

* * *

BILLS PASSED OVER

The SPEAKER. SB 955 is over.
Page 3. HB 1716 is over.

* * *

The House proceeded to third consideration of **HB 46, PN 3219**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for stopping at posted cattle crossings.

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

Mr. **SCRIMENTI** offered the following amendment No. **A0638**:

Amend Title, page 1, line 2, by removing the period after “crossings” and inserting

and for lighted lamp requirements for motorcycles;
and further providing for periods for requiring lighted lamps.

Amend Bill, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. Title 75 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 3526. Lighted lamp requirements for motorcycles.

Notwithstanding the provisions of section 4302 (relating to periods for requiring lighted lamps), the operator of a motorcycle upon a highway shall display the lighted head lamps and other lamps and illuminating devices required under Chapter 43 (relating to lighting equipment) at all times.

Section 2. Section 3710 of Title 75 is amended to read:

Amend Bill, page 2, by inserting between lines 5 and 6

Section 3. Section 4302 of Title 75 is amended by adding a subsection to read:

§ 4302. Periods for requiring lighted lamps.

* * *

(c) Applicability.—This section shall not apply to motorcycles.

Amend Sec. 2, page 2, line 6, by striking out “2” and inserting
4

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

The following roll call was recorded:

YEAS—192

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

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

NAYS—6

Baker, M.	Forcier	Nickol	Smith, S. H.
Birmelin	Metcalfe		

NOT VOTING—0

EXCUSED—4

Bebko-Jones	Cornell	Dermody	Egolf
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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. **GEORGE** offered the following amendment No. **A0654**:

Amend Title, page 1, line 2, by removing the period after “crossings” and inserting

and for inspection of waste transportation vehicles or waste trailers.

Amend Bill, page 2, by inserting between lines 5 and 6

Section 2. Title 75 is amended by adding a section to read:

§ 4734. Inspection of waste transportation vehicles or waste trailers.

(a) General rule.—In the event a combination used to transport solid waste to a municipal waste processing or disposal facility, in the reasonable judgment of a qualified Commonwealth employee, is in such condition that further operation would be hazardous, the department shall make a determination if the certificate of inspection for the waste transportation vehicle or waste trailer was issued by an official inspection station appointed pursuant to section 4723 (relating to certificate of appointment for inspecting fleet vehicles).

(b) Suspension.—After making such determination, the department may suspend the certificate of appointment for inspecting fleet vehicles pursuant to section 4724 (relating to suspension of certificates of appointment) if an item of a combination’s equipment did not meet standards established in department regulations.

(c) Inspections involving previous citations.—

(1) When inspections performed pursuant to section 4704 (relating to inspection by police or Commonwealth personnel) result in equipment violations in combinations used to transport solid waste to a municipal processing or disposal facility that has previously been cited but has not been satisfactorily repaired, the department shall make a determination if the certificate of inspection for the waste transportation vehicle or waste trailer was issued by an official inspection station appointed pursuant to section 4723.

(2) After making such determination, the department shall suspend the certificate of appointment for inspecting fleet vehicles pursuant to section 4724 if an item of a combination's equipment did not meet standards established in department regulations.

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

3

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

The SPEAKER. May I have your attention, please. Conferences in the vicinity of the Democratic leader's desk, please.

Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, it has been on the minds of all of us along with our constituency in the past several months to have read and to have been notified where there have been a multitude, a great number of trucks that have been involved with the waste industry that were stopped in one given day and there were more than 412 violations of safety that were involved with those individual trucks.

Now, Mr. Speaker, this so-called investigation was carried on with the previous administration; it is carried on today, rightfully so, but there has got to be an action, and the action that I suggest and offer to you as responsible legislators is that these big trucking companies that care very little about the safety of the motorist on the highway – and the fact is that the law insists that their trucks be safe – we recognize that many of these trucking fleets have their own inspection apparatus where they inspect their own trucks. So, Mr. Speaker, I am saying where you have this violation, then I believe that it ought to be the obligation of the department to take an action to remove, if one of those trucks is found in violation of the safety of the rules and regulations that the Department of Transportation insists upon, that we remove that opportunity for them to inspect their own trucks.

So, Mr. Speaker, this has gone on and on and on, and it can only be stopped if we say to those people, if you want the right to be trusted, if you want the right to be able to conduct the business, if you want the right and the obligation to do your own truck inspection, then you make darn well they are safe for the roads and that they will not be responsible for killing someone, and I would urge that we would accept this amendment, Mr. Speaker.

The SPEAKER. Mr. Casorio.

Mr. CASORIO. Thank you, Mr. Speaker.

I rise in support of the George amendment.

As the floor knows and the constituents in my district know, I have a landfill, one of the 50 operating landfills, in my district, and I also have a parking facility, a truck depot, a storage depot, that Secretary Hess and the DEP (Department of Environmental Protection) came to inspect last July and August that put 80 percent, 80 percent of the trucks, several hundred garbage

trucks, out of service for mechanical defects, safety violations, that were rumbling through our community.

This amendment goes a long way in helping the residents of my community. I witnessed that firsthand; the people of my district witness that every single day. This is a good operations bill. This bill allows Secretary Hess of the DEP to continue to inspect waste haulers, make sure that they provide service, and make sure that those trucks are safe when they rumble through our communities, Mr. Speaker, where our children and our senior citizens work and play.

I would ask that for all of those individuals in this chamber that have landfills and parking facilities for waste disposal trucks to support the George amendment to HB 46.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—198

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

Eachus	Mackereth	Santoni	
Evans, D.	Maher	Sather	Ryan,
Evans, J.	Maitland	Saylor	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—4

Bebko-Jones	Cornell	Dermody	Egolf
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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. **WILT** offered the following amendment No. **A0773**:

Amend Title, page 1, line 2, by removing the period after “crossings” and inserting

; and further providing for refunds.

Amend Bill, page 2, by inserting between lines 5 and 6

Section 2. Section 9017(d) of Title 75 is amended and the section is amended by adding a subsection to read:
§ 9017. Refunds.

* * *

(d) Off-highway recreational vehicles.—

(1) When the tax imposed by this chapter has been paid on fuel used in off-highway recreational vehicles within this Commonwealth, an amount equal to the revenue generated by the tax, but not derived therefrom, may be appropriated through the General Fund to the Department of Conservation and Natural Resources. It is the intent of this chapter that all proceeds from the tax paid on fuel used in off-highway recreational vehicles within this Commonwealth be paid without diminution of the Motor License Fund.

(2) The Department of Conservation and Natural Resources shall biennially calculate the amount of liquid fuel consumed by off-highway recreational vehicles and furnish information relating to its calculations and data as may be required by the Appropriations Committee of the Senate and the Appropriations Committee of the House of Representatives.

(3) The General Assembly shall review the fuel consumption calculations of the Department of Conservation and Natural Resources to determine the amount of liquid fuels tax paid on liquid fuels consumed in the propulsion of off-highway recreational vehicles in this Commonwealth and may annually appropriate to the Department of Conservation and Natural Resources the amount so determined.

(4) Money appropriated under paragraph (3) shall be used for the benefit of motorized and nonmotorized recreational trails by the Department of Conservation and Natural Resources as provided in the Intermodal Surface Transportation Efficiency Act of 1991 (Public Law 102-240, 105 Stat. 1914).]

(d.1) Motorized recreational vehicles.—An amount equal to 50% of the tax imposed by section 9004(a) (relating to imposition of tax, exemptions and deductions) on fuel consumed in the operation of motorized recreational vehicles within this Commonwealth, but not to exceed \$1,000,000, shall be refunded out of the Liquid Fuels Tax Fund to the Department of Conservation and Natural Resources in the following manner:

(1) There is hereby established a special nonlapsing

restricted receipts account in the State Treasury to be known as the Recreational Trails Trust Fund.

(2) One-half of the tax revenues, not to exceed \$1,000,000, generated by the tax imposed by section 9004(a) on fuel used in motorized recreational vehicles used within this Commonwealth, as determined by the Department of Conservation and Natural Resources, shall be annually refunded to the department through the Recreational Trails Trust Fund.

(3) All moneys in the fund are hereby appropriated on a continuing nonlapsing basis to the Department of Conservation and Natural Resources for the activities referred to in paragraph (5).

(4) All interest earned by the fund and refunds or repayments shall be credited to the fund and are hereby appropriated in the same manner as paragraph (3).

(5) All money in the fund shall be used by the Department of Conservation and Natural Resources in accordance with the recommendations of the Snowmobile and ATV Advisory Committee for the acquisition, creation and maintenance of trails used by motorized recreational vehicles and for enforcement in State forests and State parks.

* * *

Amend Sec. 2, page 2, line 6, by striking out “2” and inserting
3

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

The following roll call was recorded:

YEAS—198

Adolph	Fairchild	Major	Schroder
Allen	Feeze	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayernik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback
Bastian	Gannon	McIlhattan	Stairs
Belardi	Geist	McIlhinney	Steelman
Belfanti	George	McNaughton	Steil
Benninghoff	Godshall	Melio	Stern
Birmelin	Gordner	Metcalfe	Stetler
Bishop	Grucela	Michlovic	Stevenson, R.
Blaum	Gruitza	Micozzie	Stevenson, T.
Boyes	Habay	Miller, R.	Strittmatter
Brooks	Haluska	Miller, S.	Sturla
Browne	Hanna	Mundy	Surra
Bunt	Harhai	Myers	Tangretti
Butkovitz	Harhart	Nailor	Taylor, E. Z.
Buxton	Harper	Nickol	Taylor, J.
Caltagirone	Hasay	O’Brien	Thomas
Cappelli	Hennessey	Oliver	Tigue
Casorio	Herman	Pallone	Travaglio
Cawley	Hershey	Perzel	Trello
Civera	Hess	Petrarca	Trich
Clark	Horsey	Petrone	Tulli
Clymer	Hutchinson	Phillips	Turzai
Cohen, L. I.	Jadlowiec	Pickett	Vance
Cohen, M.	James	Pippy	Veon
Colafella	Josephs	Pistella	Vitali
Coleman	Kaiser	Preston	Walko
Corrigan	Keller	Raymond	Wansacz
Costa	Kenney	Readshaw	Washington
Coy	Kirkland	Reinard	Waters
Creighton	Krebs	Rieger	Watson
Cruz	LaGrotta	Roberts	Williams, J.
Curry	Laughlin	Robinson	Wilt
Dailey	Lawless	Roebuck	Wojnaroski

Daley	Lederer	Rohrer	Wright, G.
Dally	Leh	Rooney	Wright, M.
DeLuca	Lescovitz	Ross	Yewcic
DeWeese	Levdansky	Rubley	Youngblood
DiGirolamo	Lewis	Ruffing	Yudichak
Diven	Lucyk	Sainato	Zimmerman
Donatucci	Lynch	Samuelson	Zug
Eachus	Mackereth	Santoni	
Evans, D.	Maher	Sather	Ryan,
Evans, J.	Maitland	Saylor	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-4

Bebko-Jones	Cornell	Dermody	Egolf
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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?

AMENDMENT A0638 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. Fleagle, who moves that the vote by which amendment 638 passed to HB 46, PN 3219, today be reconsidered. This is the Scrimenti amendment.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS-198

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

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

NAYS-0

NOT VOTING-0

EXCUSED-4

Bebko-Jones	Cornell	Dermody	Egolf
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The majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the amendment?

The clerk read the following amendment No. **A0638**:

Amend Title, page 1, line 2, by removing the period after "crossings" and inserting

and for lighted lamp requirements for motorcycles; and further providing for periods for requiring lighted lamps.

Amend Bill, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. Title 75 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 3526. Lighted lamp requirements for motorcycles.

Notwithstanding the provisions of section 4302 (relating to periods for requiring lighted lamps), the operator of a motorcycle upon a highway shall display the lighted head lamps and other lamps and illuminating devices required under Chapter 43 (relating to lighting equipment) at all times.

Section 2. Section 3710 of Title 75 is amended to read:

Amend Bill, page 2, by inserting between lines 5 and 6

Section 3. Section 4302 of Title 75 is amended by adding a subsection to read:

§ 4302. Periods for requiring lighted lamps.

* * *

(c) Applicability.—This section shall not apply to motorcycles.

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

4

On the question recurring,

Will the House agree to the amendment?

The SPEAKER. On the question of the adoption of the Scrimenti amendment, the gentleman, Mr. Fleagle, is recognized.

Mr. FLEAGLE. Thank you, Mr. Speaker.

Mr. Speaker, it is my understanding that this bill—

The SPEAKER. Will the gentleman yield.

Please. Conferences on the floor, please.

The gentleman may proceed.

Mr. FLEAGLE. Thank you, Mr. Speaker.

Mr. Speaker, it is my understanding that this amendment would require motorcycles to have their lights on at all times during operation. I will stand corrected if the prime sponsor wants to. But this amendment came through fast and furious. I must say I was asleep at the switch, and I am a “no” on this and would certainly encourage everyone else to vote “no” on that.

I know this amendment was presented with good intentions, but I think this just goes too far. I do not think automobiles are required to have lights on, and I certainly do not think that motorcycles should be required at all times to have them on, Mr. Speaker. Thank you.

The SPEAKER. The Chair thanks the gentleman.

Mr. Scrimenti.

Mr. SCRIMENTI. Thank you, Mr. Speaker.

Just short and simple. This issue is simply about safety, and this is not a fast issue we are trying to rush through the chamber. It is a simple—

The SPEAKER. Will the gentleman yield.

Please. Conferences on the floor, please be quiet for a moment.

Mr. Scrimenti.

Mr. SCRIMENTI. This is simply a safety issue, and it is very important for motorcycles to be seen on the road. I hope that all members here will support this bill for all motorists, whether they are on a motorcycle or in a car or in a truck, that we can make the roads safer.

Thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—131

Adolph	Donatucci	Levdansky	Schuler
Allen	Eachus	Lewis	Scrimenti
Argall	Evans, D.	Lynch	Semmel
Bard	Evans, J.	Manderino	Solobay
Barrar	Feese	Mann	Staback
Belardi	Flick	Markosek	Stairs
Belfanti	Frankel	Marsico	Steelman
Bishop	Freeman	Mayernik	Steil
Blaum	Gabig	McCall	Stetler
Boyes	Gannon	McGeehan	Sturla
Brooks	George	Mclhinney	Surra
Bunt	Gordner	Michlovic	Taylor, J.
Butkovitz	Grucela	Micozzie	Thomas
Buxton	Haluska	Mundy	Tigue
Caltagirone	Hanna	Myers	Trello
Casorio	Harhai	O'Brien	Trich
Cawley	Harper	Oliver	Tulli
Clark	Hennessey	Pallone	Veon
Cohen, L. I.	Herman	Perzel	Vitali
Cohen, M.	Hershey	Petrone	Walko
Colafella	Horsley	Pistella	Wansacz

Coleman	James	Preston	Washington
Corrigan	Josephs	Raymond	Waters
Costa	Kaiser	Reinard	Watson
Coy	Keller	Rieger	Williams, J.
Creighton	Kenney	Roberts	Wright, G.
Cruz	Kirkland	Robinson	Wright, M.
Curry	Krebs	Roebuck	Youngblood
Dailey	LaGrotta	Rooney	Yudichak
Daley	Laughlin	Ross	Zimmerman
DeLuca	Lederer	Rublely	
DeWeese	Leh	Samuelson	Ryan,
DiGirolamo	Lescovitz	Schroder	Speaker
Diven			

NAYS—67

Armstrong	Godshall	Melio	Shaner
Baker, J.	Gruitza	Metcalfe	Smith, B.
Baker, M.	Habay	Miller, R.	Smith, S. H.
Barley	Harhart	Miller, S.	Stern
Bastian	Hasay	Nailor	Stevenson, R.
Benninghoff	Hess	Nickol	Stevenson, T.
Birmelin	Hutchinson	Petrarca	Strittmatter
Browne	Jadlowiec	Phillips	Tangretti
Cappelli	Lawless	Pickett	Taylor, E. Z.
Civera	Lucyk	Pippy	Travaglio
Clymer	Mackereth	Readshaw	Turzai
Dally	Maher	Rohrer	Vance
Fairchild	Maitland	Ruffing	Wilt
Fichter	Major	Sainato	Wojnaroski
Fleagle	McGill	Santoni	Yewcic
Forcier	Mclhattan	Sather	Zug
Geist	McNaughton	Saylor	

NOT VOTING—0

EXCUSED—4

Bebko-Jones	Cornell	Dermody	Egolf
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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?

GUESTS INTRODUCED

The SPEAKER. The gentleman from Philadelphia County, Mr. Waters, has a number of guests seated in the gallery this morning. I am going to take this opportunity to welcome them to the floor while I am awaiting some paperwork from the minority leader’s desk prior to completing the bill that is before us.

These guests are students from the Anderson Elementary School, Catherine Elementary, and Walnut Street Elementary. They recently participated in the Representative’s “There Ought To Be a Law” contest. Tyree Robinson was selected as the winner on behalf of the House, and we congratulate you and all of the students for your participation.

I would like to mention that Mrs. Maxine Collier, the principal of Anderson Elementary; Ms. Sallie Flanagan, principal of Catherine Elementary School; and Ms. Lynn Sharps, the vice principal of Walnut Street Elementary School, are also in attendance. We welcome all of you and your sponsors and officials of the schools. Welcome to the House of Representatives.

At this time the gentleman, Mr. Waters, has a few remarks to make in connection with this visit.

Mr. WATERS. Thank you, Mr. Speaker.

I would like to take this opportunity to thank the school faculty and administration, parents and students for their participation in the 191st Legislative District's "There Ought To Be a Law" contest. Each one of the participants did an excellent job and deserves to be recognized for his or her achievements. There were 10 finalists whose essays were among the best of all that my office received, but the winner of this contest is Tyree Robinson, a third grader from Anderson Elementary School.

The SPEAKER. Will the gentleman yield for a moment.

Please. Mr. Waters has the floor. Conferences, please cease. Now, I mean it. Mr. Waters deserves the respect and attention that the rest of us do, and he is going to get it.

Mr. Waters.

Mr. WATERS. Thank you, Mr. Speaker.

Tyree Robinson is here today, and his mother, Terry Jones, is here. Congratulations, Tyree, for your wonderful essay.

His essay was about children being left alone in public places and how frightening it can be and how his mother always cautions him to stay with her in public places. Tyree suggested stores put up posters to tell parents to keep a close watch on their children in public places. I want to say that this resolution was introduced yesterday, and it was introduced with the signature of a lot of the members of the House of Representatives, and I just want to thank all of you for your support for this resolution. The resolution has a number, and its number is 453.

Statistics show that thousands of missing children are reported each year. Because of this and Tyree's concerns, I have introduced a resolution that would require the Committee on Children and Youth to study the safety of unattended children in public places and to review national and community safety programs. The committee would have to report its findings and recommendations to the House of Representatives. Hopefully, this resolution will be the start of something Pennsylvania and other parts of this great country we live in can develop to protect children like Tyree, his classmates, and other children from danger in public places.

Again, congratulations, Tyree, for your participation in this contest.

Before I end, before I end, I want to make mention that we have with the class from Anderson School, we have a young lady here named Sabrina Sample. Sabrina Sample just happens to be the daughter of the legendary football player Johnny Sample, and he is upstairs, too. Johnny Sample, could you please stand up, and he has the Super Bowl ring to prove it, too.

Thank you. Thank you for your time, Mr. Speaker.

CONSIDERATION OF HB 46 CONTINUED

AMENDMENT A0773 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. Vitali, who moves that the vote by which amendment 773 passed to HB 46, PN 3219, this morning be reconsidered. This was the Wilt amendment.

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

The following roll call was recorded:

YEAS—188

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

NAYS—10

Evans, J.	Harper	Rohrer	Turzai
Feese	Leh	Stevenson, R.	Wilt
Geist	Metcalfe		

NOT VOTING—0

EXCUSED—4

Bebko-Jones	Cornell	Dermody	Egolf
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The majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

The clerk read the following amendment No. **A0773**:

Amend Title, page 1, line 2, by removing the period after “crossings” and inserting

; and further providing for refunds.

Amend Bill, page 2, by inserting between lines 5 and 6

Section 2. Section 9017(d) of Title 75 is amended and the section is amended by adding a subsection to read:

§ 9017. Refunds.

[(d) Off-highway recreational vehicles.—

(1) When the tax imposed by this chapter has been paid on fuel used in off-highway recreational vehicles within this Commonwealth, an amount equal to the revenue generated by the tax, but not derived therefrom, may be appropriated through the General Fund to the Department of Conservation and Natural Resources. It is the intent of this chapter that all proceeds from the tax paid on fuel used in off-highway recreational vehicles within this Commonwealth be paid without diminution of the Motor License Fund.

(2) The Department of Conservation and Natural Resources shall biennially calculate the amount of liquid fuel consumed by off-highway recreational vehicles and furnish information relating to its calculations and data as may be required by the Appropriations Committee of the Senate and the Appropriations Committee of the House of Representatives.

(3) The General Assembly shall review the fuel consumption calculations of the Department of Conservation and Natural Resources to determine the amount of liquid fuels tax paid on liquid fuels consumed in the propulsion of off-highway recreational vehicles in this Commonwealth and may annually appropriate to the Department of Conservation and Natural Resources the amount so determined.

(4) Money appropriated under paragraph (3) shall be used for the benefit of motorized and nonmotorized recreational trails by the Department of Conservation and Natural Resources as provided in the Intermodal Surface Transportation Efficiency Act of 1991 (Public Law 102-240, 105 Stat. 1914.)

(d.1) Motorized recreational vehicles.—An amount equal to 50% of the tax imposed by section 9004(a) (relating to imposition of tax, exemptions and deductions) on fuel consumed in the operation of motorized recreational vehicles within this Commonwealth, but not to exceed \$1,000,000, shall be refunded out of the Liquid Fuels Tax Fund to the Department of Conservation and Natural Resources in the following manner:

(1) There is hereby established a special nonlapsing restricted receipts account in the State Treasury to be known as the Recreational Trails Trust Fund.

(2) One-half of the tax revenues, not to exceed \$1,000,000, generated by the tax imposed by section 9004(a) on fuel used in motorized recreational vehicles used within this Commonwealth, as determined by the Department of Conservation and Natural Resources, shall be annually refunded to the department through the Recreational Trails Trust Fund.

(3) All moneys in the fund are hereby appropriated on a continuing nonlapsing basis to the Department of Conservation and Natural Resources for the activities referred to in paragraph (5).

(4) All interest earned by the fund and refunds or repayments shall be credited to the fund and are hereby appropriated in the same manner as paragraph (3).

(5) All money in the fund shall be used by the Department of Conservation and Natural Resources in accordance with the recommendations of the Snowmobile and ATV Advisory Committee for the acquisition, creation and maintenance of trails used by motorized recreational vehicles and for enforcement in State forests and State parks.

Amend Sec. 2, page 2, line 6, by striking out “2” and inserting
3

On the question recurring,

Will the House agree to the amendment?

The SPEAKER. On the question of the adoption of the amendment, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

Will the maker of the amendment stand for brief interrogation?

The SPEAKER. The gentleman indicates he will. You may proceed.

Mr. VITALI. Thank you, Mr. Speaker.

Quite frankly, this amendment really slipped through before I had a chance to scrutinize it, and the only thing I really saw as it was being considered was the issue of ATVs (all-terrain vehicles), which is a sensitive issue in some circles. So I just wanted to ask the maker of the amendment some questions to understand more fully what we are voting on. I know this might be of particular concern to sportsmen and environmentalists.

Mr. Speaker, I mean, just briefly could you initially outline the intent of this amendment before any more specific questions. Just outline, what does this amendment do?

Mr. WILT. Mr. Speaker, this amendment does two things: number one, it clearly defines what a recreational trail is in Pennsylvania; and number two, it takes \$1 million out of the Motor License Fund, which has been contributed by snowmobilers and ATVers into the Motor License Fund at PENNDOT. There is about \$7 1/2 million over there on an annual basis, and we take \$1 million of that and give it to DCNR (Department of Conservation and Natural Resources) so that their trail advisory group can push that money out through trail projects throughout the Commonwealth.

Mr. VITALI. Mr. Speaker, is the expected result of this amendment to expand the creation of ATV trails in State parks and forests?

Mr. WILT. The expansion of any trails would be at the discretion of the trail advisory group, of which all the stakeholders are members. They meet on a regular basis. They review plans and grant requests from around the State, and as they see fit, they approve projects, and those projects are funded through the fund that is over at DCNR.

Mr. VITALI. But the moneys that we are appropriating today, it is contemplated that some of those funds will be used for additional trails in State parks and forests. Am I reading that correctly?

Mr. WILT. That would only occur if the trail advisory group approved those trails to be built in those areas. This does not mandate that they are built in those State parks and State forest lands. That is not what this legislation is all about. That is what the trail advisory council is all about – approving those trails where they see fit – and all the stakeholders are in that process at this point, and we are going to keep them at the table reviewing these projects as they come through.

This is simply an additional appropriation from the Motor License Fund to DCNR for the construction of more recreational trails in Pennsylvania as approved by the trail advisory group.

Mr. VITALI. This would be up to \$1 million for more trails in

State parks and forests. Would that be correct? Up to \$1 million for more trails in State parks and forests?

Mr. WILT. Mr. Speaker, I do not think you are getting my point. We are not mandating where the trails go. That is left to the trail advisory group. We are simply adding another million dollars to create opportunities for recreational trails in Pennsylvania. The source of the million dollars is the Motor License Fund.

Mr. VITALI. Okay.

I am looking at your amendment. This would be the final page, page 2—

Mr. WILT. Mr. Speaker, can I interrupt you for one second?

Mr. VITALI. Sure.

Mr. WILT. Over the past several years—

The SPEAKER. Mr. Vitali, for what purpose do you seek to interrupt?

Oh, Wilt. Mr. Wilt, you are interrupting.

Mr. WILT. Just as a point of clarification, Mr. Speaker, because I want to make a point to the person asking me questions, because I keep getting the same question and I keep issuing the same answer. So I want to add one thing to my answer and hope that I will not get the same question again.

Mr. VITALI. Sure.

The SPEAKER. Go ahead and try.

Mr. WILT. During the budget process over the last few years, we have, through our budget process, taken \$1 million out of the General Fund and matched the million dollars that we get from the Federal government in our trail program that is administered by DCNR. What this amendment does, and we have passed this amendment several times in this body, it replaces that General Fund amount of \$1 million with fees from the Motor License Fund, and the fees at the Motor License Fund are created by the snowmobilers and ATVers at the gas pumps in Pennsylvania. Right now, all that money is being spent by PENNDOT. All we want to do is take \$1 million of about \$7 1/2 million that is created every year and use that as the money to match the Federal funds. That is all we are doing.

Mr. VITALI. Am I incorrect in assuming right now, Mr. Speaker, that the department is not using funds right now to build new trails in State parks and game lands? Is that correct, they are not using it now? Is that correct?

Mr. WILT. That is correct.

Mr. VITALI. Okay. Now, I am reading this; I am reading page 2, section (5). It talks about creation of trails – I am skipping a few words – but creation of trails in State parks and forests. Is that correct?

Mr. WILT. No; you are leaving out the key word, Mr. Speaker—

Mr. VITALI. Okay.

Mr. WILT. —which is on the last line. This is going to be used for enforcement, which is the biggest problem we have with off-road users in Pennsylvania.

Mr. VITALI. Okay.

Mr. WILT. So to the extent that we can improve enforcement where these ATV or snowmobile trails already exist – in my area, it is the Allegheny National Forest, which is obviously done through the Department of Interior, not through DCNR – but those sections that do come onto State lands, we want to make sure that there is enough money there to repair any damage and to enforce illegal use, and that is what we are trying to accomplish through the definition, and that is something that DCNR has asked for, it is something that the trail advisory group needs, and all we are doing

with this piece of legislation is creating the funds to do what they have said they have not had funds to do in the past.

Mr. VITALI. The question is, can this money be used to create new trails in State parks and forests?

Mr. WILT. Mr. Speaker, with all due respect, there is nothing in this amendment that lifts the current moratoriums, that changes the parameters, that does anything to change the authority that the trail advisory group has already in the process of reviewing applications for recreational trails in Pennsylvania. The stakeholders already exist. We want to give them the resources to do a better job of creating recreational opportunities within Pennsylvania and maintaining the trails that exist and enforcing the laws as they pertain to illegal use. That is it. We are not stepping on anybody's toes; we are not making any mandates. We are simply creating a funding source that can go on in perpetuity so that we have a process for driving these dollars out to be used in efficient and effective ways throughout the Commonwealth. That is why we need to have this transfer, so that we do not have to come back to the well every year and match the money that we get from the Federal government through the General Fund process, that we have gas-tax dollars being transferred over. It makes a lot of sense to do it this way. It is the same model that we use for the Fish and Boat Commission on our waterways in Pennsylvania, where boaters have their gas taxes transferred over to the Fish and Boat Commission. The same model, the same thing we do; I cannot say it any better than that.

Mr. VITALI. Mr. Speaker, have any groups such as the sportsmen's groups or the environmental groups taken a position pro or con on this amendment?

Mr. WILT. They have never opposed it before. We have passed it in this body a number of times. Those are the stakeholders that I am referring to that sit on the trail advisory council, that have an opportunity to review trail requests as they come in for either reconstruction or new construction. They make the call over there. All I am doing is providing them with a funding source.

Mr. VITALI. Thank you, Mr. Speaker. That concludes my interrogation.

The SPEAKER. On the question of the adoption of the Wilt amendment, those in favor—

Mr. SURRA. Mr. Speaker?

The SPEAKER. Mr. Surra. Pardon me.

Mr. SURRA. Thank you, Mr. Speaker.

Will the maker of the amendment rise for a brief interrogation?

The SPEAKER. The gentleman may proceed.

Mr. SURRA. Thank you, Mr. Speaker.

When a gallon of gas is purchased in Pennsylvania, Mr. Speaker, approximately how much of that in dollars and cents goes to taxation?

Mr. WILT. I cannot answer that in total, but I will say this: When it comes to the amount of gas taxes that are generated by off-road users – and these are numbers given to us by the Department of Transportation – it equates to about \$7 1/2 million a year based on the number of registered vehicles, the amount that they are used, and there is a formula – obviously they do not have odometers on a lot of them, so it is difficult to say exactly – it is the same formula we use for the boats, for the transfer that occurs for the Fish and Boat Commission.

Mr. SURRA. I was under the impression, Mr. Speaker, that it is somewhere around 45 cents a gallon for the—

Mr. WILT. Well, that is the total excise tax; end total, yes.

Mr. SURRA. So then—

Mr. WILT. That is Federal and State.

Mr. SURRA. People that use dirt bikes, ATVs, snowmobiles, then are putting in about \$7 to \$8 million a year into the motor vehicle license fund?

Mr. WILT. Correct, and this amendment takes only a million of that and transfers it.

Mr. SURRA. And we would take a million dollars of the \$7 or \$8 million that these operators pay every year then and use that to develop trails. Is that what you are attempting to do?

Mr. WILT. Correct.

Mr. SURRA. And also provide additional enforcement.

Mr. WILT. Most importantly.

Mr. SURRA. Thank you, Mr. Speaker.

On the amendment?

Mr. Speaker, I support the Wilt amendment. You know, we recently passed legislation which requires all ATV users in the State of Pennsylvania to register them, to license them, and physically place a plate on them, and right now in the State of Pennsylvania, Mr. Speaker, I think there are 188 miles of trails that they can ride. Now, I invite everyone to go up on Interstate 80 on some Friday afternoon and watch SUV (sport utility vehicle) after SUV pulling a trailer with three or four ATVs on them from your areas, and they are coming up into the north-central part of Pennsylvania. They are not bringing those vehicles up there to wash and wax them, Mr. Speaker; they bring them up to ride them, and we do absolutely nothing or very little to provide opportunities for these people.

Now, I understand that Pennsylvania State forests are utilized by many groups, but I believe that they are big enough that we can utilize them with proper enforcement to provide some trails. Mr. Speaker, people are leaving Pennsylvania to other States that recognize how these enthusiasts can bring revenue into their States. Those other States are building trail systems so they can ride them and enjoy them. They are riding on the State forests and State game lands right now, and they are doing it illegally. It is happening everywhere. What we need to do is provide them someplace where they can legally enjoy this sport. There are hundreds of millions of dollars in ATVs being bought every year in Pennsylvania, and we provide very little places for them to ride.

I think the Wilt amendment is very fair. When somebody buys gasoline for their boat, we take that revenue and we use it to build docking ramps and places where people can access the waterways of Pennsylvania. The ATVers pay this tax and they get absolutely nothing for it, and we are taking \$1 million to provide additional enforcement and hopefully provide some trails which will be approved by a committee. I think it is a reasonable amendment. It is something we passed in the past, and I encourage the members of this Assembly to vote "yes."

Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Hanna, on the question.

Mr. HANNA. Thank you, Mr. Speaker.

I rise in support of the amendment as well. I would point out to the members that this is one area where I think the environmentalists and the ATV enthusiasts agree. In fact, what we need to do a better job with ATVs and with off-road transportation in this State is more money, and we need it for enforcement and we need it for trail development. So both sides agree that we need more money to do this, and Representative Wilt's amendment does that. So I rise in support of it, and I encourage all of you to vote in favor of it.

Thank you.

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

The following roll call was recorded:

YEAS—196

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

NAYS—2

Mundy	Vitali
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NOT VOTING—0
EXCUSED—4

Bebko-Jones	Cornell	Dermody	Egolf
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The majority having voted in the affirmative, the question was determined in the affirmative and the amendment was agreed to.

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

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

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

The SPEAKER. Prior to closing the vote, the Chair notes the presence on the floor of the House of the gentleman, Mr. Egolf, and asks that he be returned to the master roll call, his switch opened.

CONSIDERATION OF HB 46 CONTINUED

On the question recurring,
 Shall the bill pass finally?

The following roll call was recorded:

YEAS—199

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Baker, M.	Forcier	Mayermik	Smith, B.
Bard	Frankel	McCall	Smith, S. H.
Barley	Freeman	McGeehan	Solobay
Barrar	Gabig	McGill	Staback
Bastian	Gannon	McIlhattan	Stairs
Belardi	Geist	McIlhinney	Steelman
Belfanti	George	McNaughton	Steil
Benninghoff	Godshall	Melio	Stern
Birmelin	Gordner	Metcalfe	Stetler
Bishop	Grucela	Michlovic	Stevenson, R.
Blaum	Gruitza	Micozzie	Stevenson, T.
Boyes	Habay	Miller, R.	Strittmatter
Brooks	Haluska	Miller, S.	Sturla
Browne	Hanna	Mundy	Surra
Bunt	Harhai	Myers	Tangretti
Butkovitz	Harhart	Nailor	Taylor, E. Z.
Buxton	Harper	Nickol	Taylor, J.
Caltagirone	Hasay	O'Brien	Thomas
Cappelli	Hennessey	Oliver	Tigue
Casorio	Herman	Pallone	Travaglio
Cawley	Hershey	Perzel	Trello
Civera	Hess	Petrarca	Trich
Clark	Horsey	Petrone	Tulli
Clymer	Hutchinson	Phillips	Turzai
Cohen, L. I.	Jadlowiec	Pickett	Vance
Cohen, M.	James	Pippy	Veon
Colafella	Josephs	Pistella	Vitali
Coleman	Kaiser	Preston	Walko
Corrigan	Keller	Raymond	Wansacz
Costa	Kenney	Readshaw	Washington
Coy	Kirkland	Reinard	Waters
Creighton	Krebs	Rieger	Watson
Cruz	LaGrotta	Roberts	Williams, J.

Curry	Laughlin	Robinson	Wilt
Dailey	Lawless	Roebuck	Wojnaroski
Daley	Lederer	Rohrer	Wright, G.
Dally	Leh	Rooney	Wright, M.
DeLuca	Lescovitz	Ross	Yewcic
DeWeese	Levdansky	Rubley	Youngblood
DiGirolamo	Lewis	Ruffing	Yudichak
Diven	Lucyk	Sainato	Zimmerman
Donatucci	Lynch	Samuelson	Zug
Eachus	Mackereth	Santoni	
Egolf	Maher	Sather	Ryan,
Evans, D.	Maitland	Saylor	Speaker
Evans, J.			

NAYS—0

NOT VOTING—0

EXCUSED—3

Bebko-Jones	Cornell	Dermody
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

* * *

The House proceeded to third consideration of **HB 1247, PN 3221**, entitled:

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for definitions; and prohibiting railroads from operating railroad locomotives in reverse in certain instances.

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

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

The following roll call was recorded:

YEAS—198

Adolph	Fairchild	Major	Schroder
Allen	Feese	Manderino	Schuler
Argall	Fichter	Mann	Scrimenti
Armstrong	Fleagle	Markosek	Semmel
Baker, J.	Flick	Marsico	Shaner
Bard	Forcier	Mayermik	Smith, B.
Barley	Frankel	McCall	Smith, S. H.
Barrar	Freeman	McGeehan	Solobay
Bastian	Gabig	McGill	Staback
Belardi	Gannon	McIlhattan	Stairs
Belfanti	Geist	McIlhinney	Steelman
Benninghoff	George	McNaughton	Steil
Birmelin	Godshall	Melio	Stern
Bishop	Gordner	Metcalfe	Stetler

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

NAYS—1

Baker, M.

NOT VOTING—0

EXCUSED—3

Bebko-Jones Cornell Dermody

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.

INTERGOVERNMENTAL AFFAIRS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Taylor. Mr. Taylor, you want to call a meeting, is that—? You seek recognition for that purpose. The gentleman is recognized.

Mr. TAYLOR. Thank you, Mr. Speaker.

I would like to call a meeting at the break of the Intergovernmental Affairs Committee in the rear of the House.

ANNOUNCEMENT BY MR. WILT

The SPEAKER. Mr. Wilt.

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

For the benefit of the members, there will be a lunch in the majority caucus room sponsored by the Council of Independent Colleges. I encourage anyone that has an interest in their issues and their budget priorities for this year to please attend. We will be meeting down there at the call of the recess of the Chair. Thank you.

ANNOUNCEMENT BY MR. COHEN

The SPEAKER. Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will be informal discussions in the Democratic caucus room at the break today.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, there was a printing error in the schedule for meetings for this week. The State Government Committee is meeting at 10 o'clock tomorrow in room 40, not at 11 o'clock as printed in the bulletin. So that is members of the State Government Committee, 10 o'clock tomorrow morning.

The SPEAKER. The Chair thanks the gentleman.

There will be no further votes.

The Chair at this time recognizes, under unanimous consent, the gentleman from Montgomery County, Mr. Lawless.

Mr. LAWLESS. Thank you, Mr. Speaker.

The SPEAKER. The gentleman will yield for a moment.

Tomorrow is a voting session. Tomorrow is a voting session.

Mr. Lawless. The gentleman will yield.

Anyone leaving, leave quietly. Other than that, please take your seats. Sergeant at Arms, clear the area behind the rail.

A recess has not been declared, so this is an inappropriate time for a committee meeting. The committee meeting was called on the declaration of the recess or on adjournment. Sergeant at Arms, clear the area behind the rail.

STATEMENT BY MR. LAWLESS

The SPEAKER. Mr. Lawless.

Mr. LAWLESS. Thank you, Mr. Speaker.

Mr. Speaker, I want to update the members on that very important issue to me about a young girl in my district, Erin Jacobs, and what we attempted to make was Erin's Law to make E. coli a reportable disease in Pennsylvania and set sanitary standards in Pennsylvania.

As you know from previous conversations that I have had on the floor, this bill has been held up by the Senator from York. In fact, basically he has said it is dead and will not be reported out of his Agriculture Committee in the Senate, even though it passed this House unanimously.

Mr. Speaker, yesterday that same Senator from York reported a bill very similar to Erin's Law that we reported. He reported it out of committee yesterday. There is one huge difference. He has deleted petting zoos that would last for 2 days or less. They are exempt from such legislation. Mr. Speaker, why is this important?

This is important very simply because E. coli bacteria is not exempt from animals who attend zoos, petting zoos, or 4-H events of 2 days or less. See, E. coli bacteria does not know when an animal is going to go for only 2 days into a petting zoo. So it is not like the bacteria itself makes a decision and says, this is only going to be a 2-day affair; we will not attack these children.

Mr. Speaker, this legislation, which I assume moved through the Senate and will be coming over to the House, is absolutely ridiculous. The parents of Erin have asked me to oppose this legislation in the House when it comes here. We intend to amend the same language and send it back to the Senate, and hopefully the colleagues in here will understand that animals do not know whether it is 2 days or 3 days when they carry a bacteria that attacks children's kidneys, appendix, colon, large intestine, small intestine. See, animals do not understand as the gentleman from York, the Senator, thinks that animals do understand and have a brain to say to someone, no, we will not attack that child if you only keep us out here for 2 days. This is absolutely ridiculous legislation. It does nothing to protect the children of Pennsylvania.

Politics are still being played over in the Senate by the man from York. It is time we stopped playing politics. Move legitimate legislation to protect the children of Pennsylvania, and I would ask my colleagues to look at this bill closely, this Senate bill when it comes over, because it is nothing more than politics. It does not save one child in Pennsylvania from a deadly bacteria.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

HB 60, PN 3402 (Amended) By Rep. FLICK

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, providing for compensation for certain injuries suffered by off-duty law enforcement officers.

LABOR RELATIONS.

HB 725, PN 809 By Rep. FLICK

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, providing for correction of errors in filed decisions.

LABOR RELATIONS.

HB 731, PN 3403 (Amended) By Rep. FLICK

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for false statements and representations, for violation of the act and rules and regulations and for penalties.

LABOR RELATIONS.

HB 1616, PN 3404 (Amended) By Rep. FLICK

An Act amending the act of July 14, 1961 (P.L.637, No.329), known as the Wage Payment and Collection Law, further providing for the definition of "employer" and for remedies and penalties.

LABOR RELATIONS.

HB 1848, PN 3406 (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, further providing for the time period of and limitation on research and development tax credits.

FINANCE.

HB 2349, PN 3407 (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, further providing for the sale or transfer of unused research and development tax credits.

FINANCE.

The SPEAKER. Mr. Taylor, have you reported the resolution out of your committee? I note the presence of a quorum.

The House will be at ease awaiting the report of the Intergovernmental Affairs Committee.

RESOLUTION REPORTED FROM COMMITTEE

HR 455, PN 3391 By Rep. J. TAYLOR

A Resolution petitioning the Congress of the United States to enact legislation designating the September 11, 2001, United Airlines Flight 93 crash site in Somerset County, Pennsylvania, as a National Historic Battlefield.

INTERGOVERNMENTAL AFFAIRS.

BILLS AND RESOLUTION PASSED OVER

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

ADJOURNMENT

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

Hearing none, the Chair recognizes the gentleman from Erie County, Mr. Evans.

Mr. J. EVANS. Mr. Speaker, I move that this House do now adjourn until Wednesday, March 13, 2002, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 12:40 p.m., e.s.t., the House adjourned.