

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, MARCH 26, 2002

SESSION OF 2002

186TH OF THE GENERAL ASSEMBLY

No. 23

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER PRO TEMPORE (BRETT FEESE) PRESIDING

#### PRAYER

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

Let us pray:

God of all that is, all that was, and all that will be, we come to You this morning and ask for You to hear us in this place, hear us together as a group, and hear the silent prayers of our individual hearts.

Remind us that You do hear us when we pray – the tender voices whispered at the bedside of a child, the tired spirit whimper of a homeless person, and the loud passionate cries of one who challenges Your existence. You hear us all – our groanings, our pleas, our ramblings.

Enlighten our souls and clean out our cavernous ears so that we, too, may hear You. Open our hearts so that we may learn to love one another, even those that really get under our skin, or is that too much to ask? Perhaps You can temper our desire to change them into clones of ourselves and instead steer us into wide understanding, deep sympathies, and broad tolerance.

Preserve us from growing uneasy that we are not You. Shove us out of the places set aside for Yourself, and guide us in the ways in which we are to play out the parts of our lives that would be pleasing unto You.

Help us to approach You now without pretension so that You may hear the true pleas of our hearts – our fears of being inadequate in the positions we hold, our need for acceptance from our peers, our desire to be closer to our loved ones, the need for reconciliation with a friend, and the healing of a past hurt or grief which just will not seem to heal. Let not our weakness leave us querulous or our strength make us proud. Help us even when we do not want Your help. Giver of all, teach us to be grateful.

We have lifted our hearts to Your glory, O God. Lure them now, we pray, to Your service. Nurture us in friendship, peace, and sacrifice. Hear this our common prayer. Amen.

#### PLEDGE OF ALLEGIANCE

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

### JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, March 25, 2002, will be postponed until printed. The Chair hears no objection.

### HOUSE BILLS INTRODUCED AND REFERRED

**No. 2446** By Representatives GRUITZA, M. COHEN, HARHAI, JAMES, KIRKLAND, MANN, MARKOSEK, MELIO, MICHLOVIC, PISTELLA, ROEBUCK, J. WILLIAMS, WOJNAROSKI, G. WRIGHT, YOUNGBLOOD, BROWNE, CAPPELLI, FICHTER, GEIST, PIPPY and SAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for windshield obstructions.

Referred to Committee on TRANSPORTATION, March 26, 2002.

**No. 2448** By Representatives TURZAI, MAHER, ARGALL, M. BAKER, BROWNE, L. I. COHEN, CREIGHTON, DeWEESE, FORCIER, GORDNER, HENNESSEY, HORSEY, HUTCHINSON, LAUGHLIN, LEH, PICKETT, PIPPY, SATHER, SCRIMENTI, R. STEVENSON, E. Z. TAYLOR, TRELLO, WATSON and YOUNGBLOOD

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 imposition of sales and use tax on certain services.

Referred to Committee on FINANCE, March 26, 2002.

**No. 2449** By Representatives J. TAYLOR, ALLEN, M. BAKER, BELFANTI, BISHOP, BROWNE, BUNT, CLARK, L. I. COHEN, M. COHEN, COLAFELLA, COY, BROOKS, CRUZ, CURRY, DALEY, DeWEESE, DiGIROLAMO, FREEMAN, GEORGE, GRUCELA, HARHAI, HENNESSEY, HERMAN, HERSHEY, JOSEPHS, KELLER, KIRKLAND, LAUGHLIN, LEDERER, MACKERETH, MANDERINO, McGEEHAN, McGILL, MELIO, MICOZZIE, PALLONE, PETRARCA, PIPPY, PISTELLA, PRESTON, ROEBUCK, ROSS, RUBLEY, SANTONI, SHANER, SOLOBAY, STABACK, STEELMAN, STURLA, THOMAS, TIGUE, TRELLO, WALKO, WATSON, G. WRIGHT and YOUNGBLOOD

An Act establishing the Youth Development Fund; providing for powers and duties of the Secretary of Community and Economic Development; providing for grants; requiring certain reports; and making an appropriation.

Referred to Committee on CHILDREN AND YOUTH, March 26, 2002.

**No. 2451** By Representatives J. TAYLOR, ARMSTRONG, M. BAKER, BARRAR, BASTIAN, BELARDI, BROWNE, CALTAGIRONE, CAPPELLI, CLYMER, CORRIGAN, CREIGHTON, DALEY, DeLUCA, DeWEESE, DIVEN, FICHTER, FREEMAN, GABIG, GEIST, GEORGE, GRUCELA, HASAY, HENNESSEY, HESS, HUTCHINSON, JOSEPHS, KAISER, KELLER, LAUGHLIN, LEDERER, LEH, LUCYK, MARKOSEK, McCALL, McGEEHAN, MELIO, R. MILLER, S. MILLER, PALLONE, PISTELLA, SAMUELSON, SANTONI, SATHER, SAYLOR, SCHRODER, SHANER, B. SMITH, SOLOBAY, STABACK, E. Z. TAYLOR, TIGUE, TURZAI, WALKO, WATSON, YUDICHAK and ZUG

An Act providing compensation to persons in active service in connection with the Persian Gulf Conflict or their beneficiaries; authorizing the incurring of indebtedness and the issue and sale of bonds by the Commonwealth for the payment of compensation, contingent upon electorate approval; creating a special fund in the State Treasury to be known as the Persian Gulf Conflict Veterans' Compensation Bond Fund; imposing powers and duties on the Department of General Services; and making appropriations.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 26, 2002.

**No. 2452** By Representatives S. H. SMITH, DeWEESE, COLEMAN, ALLEN, ARGALL, BARD, BASTIAN, BEBKO-JONES, BELFANTI, CAPPELLI, CLYMER, M. COHEN, COLAFELLA, COSTA, CREIGHTON, DALEY, FICHTER, FORCIER, FRANKEL, GEIST, GRUCELA, HALUSKA, HARHAI, HENNESSEY, HERMAN, HERSHEY, HESS, HORSEY, JAMES, KIRKLAND, LAUGHLIN, LEVDANSKY, LUCYK, LYNCH, MARKOSEK, McILHATTAN, McNAUGHTON, MICOZZIE, R. MILLER, NAILOR, PALLONE, PETRARCA, PICKETT, PIPPY, ROBERTS, SATHER, SAYLOR, SHANER, STAIRS, STEELMAN, R. STEVENSON, J. TAYLOR, THOMAS, TRELLO, WANSACZ, WOJNAROSKI, YOUNGBLOOD and YUDICHAK

An Act amending the act of July 17, 1961 (P.L.659, No.339), known as the Pennsylvania Bituminous Coal Mine Act, further providing for underground use, for exhaust emissions controls, for ventilation, for fuel storage facilities, for containers, for fueling, for certain records, for scheduled maintenance, for emissions monitoring and control, for diagnostic testing and for Technical Advisory Committee on Diesel Powered Equipment.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, March 26, 2002.

**No. 2453** By Representatives MAITLAND, CREIGHTON, HORSEY, McILHATTAN, S. MILLER, R. STEVENSON and TIGUE

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

Referred to Committee on STATE GOVERNMENT, March 26, 2002.

**No. 2454** By Representatives FREEMAN, BROWNE, COLAFELLA, BELARDI, BELFANTI, BISHOP, CALTAGIRONE, COSTA, CRUZ, CURRY, EACHUS, FRANKEL, GEIST, GEORGE, GRUCELA, HENNESSEY, HORSEY, JAMES, JOSEPHS, LAUGHLIN, McCALL, MELIO, PETRARCA, PISTELLA, PRESTON, ROBINSON, SAMUELSON, SANTONI, SCHULER, SOLOBAY, STABACK, STEELMAN, SURRA, THOMAS, TRELLO, TRICH, WALKO, WANSACZ, YOUNGBLOOD and YUDICHAK

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

Referred to Committee on EDUCATION, March 26, 2002.

**No. 2455** By Representative WILT

An Act amending the act of November 24, 1976 (P.L.1176, No.261), known as the Mobile Home Park Rights Act, providing for mandatory insurance coverage for mobile homes.

Referred to Committee on CONSUMER AFFAIRS, March 26, 2002.

**No. 2456** By Representatives STERN, TIGUE, HERMAN, BARRAR, CAWLEY, TRELLO, DALEY, HERSHEY, DeWEESE, L. I. COHEN, SCHULER, RUBLEY, CAPPELLI, PETRARCA, JAMES, STABACK, CORRIGAN, M. BAKER, BUNT, CREIGHTON, GEORGE, BELFANTI, HESS, BEBKO-JONES, GRUCELA, E. Z. TAYLOR, SHANER, SOLOBAY, MACKERETH, McCALL, HENNESSEY, HUTCHINSON, T. STEVENSON, BASTIAN, TRICH, ROBERTS, MAYERNIK, HARHAI, YUDICHAK, COLAFELLA, DALLY, YOUNGBLOOD, THOMAS and PALLONE

An Act amending the act of February 9, 1984 (P.L.3, No.2), known as the Deputy Sheriffs' Education and Training Act, further providing for reimbursement to counties.

Referred to Committee on JUDICIARY, March 26, 2002.

**No. 2457** By Representatives HUTCHINSON, McILHATTAN and R. STEVENSON

An Act authorizing counties to impose sales, use, occupancy, personal income or earned income and net profits taxes; authorizing municipalities to impose personal income, earned income and net profits and municipal service taxes; empowering municipalities to require county sales and use taxes; providing for the levying, assessment and collection of such taxes; and providing for the powers and duties of the Department of Community and Economic Development, the Department of Revenue and the State Treasurer.

Referred to Committee on FINANCE, March 26, 2002.

**No. 2458** By Representatives GEORGE, BEBKO-JONES, CAWLEY, M. COHEN, CREIGHTON, CURRY, DeLUCA, GRUCELA, HANNA, HARHAI, HORSEY, KIRKLAND, LAUGHLIN, McGEEHAN, MELIO, MUNDY, MYERS, PISTELLA, SHANER, STABACK, STEELMAN, TANGRETTI, THOMAS, TIGUE, TRELLO, WANSACZ, J. WILLIAMS, WOJNAROSKI, YOUNGBLOOD and YUDICHAK

An Act requiring public notice of certain real property purchases by the Commonwealth; and providing for a right of certain public officials to examine and review Inspector General reports.

Referred to Committee on STATE GOVERNMENT, March 26, 2002.

**No. 2459** By Representatives BENNINGHOFF, CAPPELLI, M. COHEN, CREIGHTON, FEESE, GEIST, HALUSKA, HARHAI, HENNESSEY, HERSHEY, HORSEY, McNAUGHTON, R. MILLER, S. MILLER, ROHRER, SATHER, SOLOBAY, STEELMAN, SURRA, E. Z. TAYLOR, WATSON, WILT and YOUNGBLOOD

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, requiring the Pennsylvania Game Commission to notify certain municipalities when a permit relating to wildlife is issued.

Referred to Committee on GAME AND FISHERIES, March 26, 2002.

**No. 2460** By Representatives BENNINGHOFF, ARMSTRONG, CAPPELLI, CLYMER, COSTA, CREIGHTON, FEESE, HALUSKA, HARPER, HERMAN, LAUGHLIN, MICHLOVIC, READSHAW, SCHULER, B. SMITH, THOMAS, WILT, ZIMMERMAN, EGOLF and HANNA

An Act authorizing counties to impose sales, use, occupancy, personal income or earned income and net profits taxes; authorizing municipalities to impose personal income, earned income and net profits and municipal service taxes; empowering municipalities and school districts to require county sales and use taxes; authorizing school districts to impose taxes on personal income, earned income and net profits; providing for the levying, assessment and collection of such taxes; providing for the powers and duties of the Department of Community and Economic Development, the Department of Revenue and the State Treasurer; providing an additional exemption from the tax on intangible personal property; and providing for limitations on debt of school districts.

Referred to Committee on LOCAL GOVERNMENT, March 26, 2002.

**No. 2461** By Representatives BENNINGHOFF, BELFANTI, M. BAKER, BASTIAN, BEBKO-JONES, BELARDI, BISHOP, BUNT, CAPPELLI, CORRIGAN, COSTA, CREIGHTON, DeLUCA, DeWEESE, DONATUCCI, FEESE, GEIST, GEORGE, GRUCELA, HALUSKA, HERMAN, HESS, HUTCHINSON, JAMES, LEDERER, LEH, LESCOVITZ, MANDERINO, MANN, McILHATTAN, MICOZZIE, MUNDY, READSHAW, SATHER, SCHRODER, B. SMITH, SOLOBAY, TRAVAGLIO, TRICH, WATSON, WILT, WOJNAROSKI, M. WRIGHT, ZIMMERMAN, McNAUGHTON, LAUGHLIN, WALKO, DIVEN, PIPPY, SHANER, TANGRETTI, LYNCH, FICHTER, HANNA, SANTONI, E. Z. TAYLOR, THOMAS and YOUNGBLOOD

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for supplemental annuities commencing 2002.

Referred to Committee on EDUCATION, March 26, 2002.

### SENATE BILL FOR CONCURRENCE

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

#### SB 212, PN 219

Referred to Committee on CHILDREN AND YOUTH, March 26, 2002.

### SENATE MESSAGE

#### ADJOURNMENT RESOLUTION FOR CONCURRENCE

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

In the Senate  
March 25, 2002

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 8, 2002, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, April 8, 2002, unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,

Will the House concur in the resolution of the Senate?

Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

### COMMUNICATION FROM SPEAKER

#### SPEAKER PRO TEMPORE APPOINTED

The SPEAKER pro tempore. A communication from the Speaker of the House, which the clerk will read.

The following communication was read:

House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

To the Honorable House of Representatives

Pursuant to House Rule 1, this is to advise you that I have appointed the Honorable Brett Feese, as Speaker Pro Tempore, to perform all the duties of the Chair for Tuesday, March 26, 2002.

Very truly yours,  
Matthew J. Ryan  
The Speaker

### RESIGNATION OF MEMBER

The SPEAKER pro tempore. A communication addressed to the Speaker of the House, which the clerk will read.

The following communication was read:

House of Representatives  
Commonwealth of Pennsylvania  
Harrisburg

March 25, 2002

The Honorable Matthew J. Ryan  
Speaker of the House  
139 Main Capitol Building  
Harrisburg, PA 17120

Dear Matt:

This letter is to inform you that I am resigning my position as Appropriations Committee Chairman and my seat in the Pennsylvania General Assembly effective Tuesday, April 2, 2002.

I have enjoyed the 18 years that I have represented the people of Lancaster County and am proud of the Republican philosophy and conservative values that led me to a life of public service.

Sincerely,  
Representative John E. Barley  
100th Legislative District

### BILL REMOVED FROM TABLE

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

Mr. PERZEL. Mr. Speaker, I move that HB 1733 be removed from the table.

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

### BILL TABLED

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

Mr. PERZEL. Mr. Speaker, I move that HB 1733 be laid on the table.

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

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome today, as the guest pages of Representative Nailor, Mike Klaiber and Phil Costabile. Mike and Phil are from Cedar Cliff High School. Will Mike and Phil please rise. Welcome to the hall of the House.

The Chair is pleased to welcome today to the hall of the House Ryan Seltzer and William Manley. Both Ryan and William are Eagle Scouts and honor students at Wyoming Valley West High School. Ryan's father, Ralph Seltzer, is accompanying them today, and they are the guests of Representative Phyllis Mundy. Welcome to the hall of the House, Ryan and Bill.

The Chair is also pleased to welcome today as guest pages Allison Cappel and Alexandra Varacallo. Allison and Alexandra are the guests of Representative Surra. Allison and Alexandra, would you please stand. Welcome to the hall of the House, ladies.

### BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

**HB 1286, PN 1503**

By Rep. GANNON

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

JUDICIARY.

**HB 2237, PN 3077**

By Rep. GANNON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offenses of rape, involuntary deviate sexual intercourse and aggravated indecent assault.

JUDICIARY.

**HB 2445, PN 3469**

By Rep. GANNON

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

JUDICIARY.

**SB 380, PN 1841 (Amended)**

By Rep. GANNON

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for definitions, for rights of victims, for responsibilities of State and local law enforcement agencies and for powers and duties of bureau; amending provisions relating to compensation; and further providing for establishment of basic services for victims of crime.

JUDICIARY.

### LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Smith, who requests that the gentleman from Delaware, Mr. RYAN, be placed on leave of absence for the remainder of the day. Without objection, the leave will be granted. The Chair hears no objection.

The Chair recognizes the gentleman, Mr. Veon, who indicates that there are no requests for leave from the Democrat Caucus.

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is also pleased to welcome today additional guest pages. They are the guests of Representative Lita Cohen. Ethan and Ben Goldberg are serving as our guest pages. Will Ethan and Ben rise. Welcome to the hall of the House, gentlemen.

### MASTER ROLL CALL

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

The following roll call was recorded:

#### PRESENT—196

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

LEAVES ADDED—1

Vitali

### BILL SIGNED BY SPEAKER PRO TEMPORE

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

#### HB 1402, PN 3035

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for the definition of "public utility" and for telecommunications services provided to State correctional institutions; and providing for limousine service in counties of the second class.

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

### GUESTS INTRODUCED

The SPEAKER pro tempore. The House will come to order. Members, please take your seats. Sergeants at Arms, please clear the aisles of the House. Members will please take their seats. The members will please take their seats.

The Chair recognizes the gentleman from Allegheny County, Mr. Michlovic.

Mr. MICHLOVIC. Thank you, Mr. Speaker.

I am delighted this morning to introduce a group of students from the University of Pittsburgh's Legislator for a Day Program sponsored by the Institute of Politics. These students are shadowing various Representatives during the day. I will announce them individually and the legislator they are with, and if you would hold your applause until the end. First — and they are seated in the rear of the House — Mathew Sampson with myself; Garland Waleko with Dave Levdansky; Alik Widge with Dan Frankel; Anne Kearney, a native of Ireland, with Frank Dermody; Thu-Thao Nguyen with Bill Robinson; Courtney Kaplan with Tom Tangretti; Stephanie Hoogendoorn with Sara Steelman; and Kate Lukaszewicz with Frank Pistella. Would you please welcome them to the hall of the House.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### FILMING PERMISSION

The SPEAKER pro tempore. For the information of the members, the Chair wishes to advise the members that he has given permission to LaShinda Clark from the Philadelphia Inquirer to take still photographs on the floor of the House.

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome today, as the guests of Representative Kate Harper from Montgomery County, Matt and Debbie Crouse and their children, Stephanie and Daniel Crouse. The Crouses are seated in the gallery. Welcome to the hall of the House.

### ARTS IN EDUCATION DAY PROGRAM

The SPEAKER pro tempore. Members, please take your seats. We are about to begin today's Arts in Education celebration. Please take your seats. The House will come to order. The House will come to order. Conferences, please break up.

Today we will be celebrating Pennsylvania's seventh annual Arts in Education Day.

During this day, members and visitors to the Capitol will hear and see some of Pennsylvania's finest young artists, student dancers, actors, singers, musicians, students reciting poetry, while hundreds of other students have displayed their works of art for our enjoyment and the beautification here in the Capitol as well as in the Department of Education.

As I speak, there is Italian painting going on in Strawberry Square, and I invite the members to go to Strawberry Square and see these colorful works of art and their dedicated teachers.

I think it is most fitting that we have Arts in Education Day here in this splendid Capitol Building, here in the hall of the House,

and it is appropriate that we honor those students and their art educators today.

We are grateful for the inspiration and the joy that the young artists and art in general brings to the lives of Pennsylvanians, and we thank the students and we thank the educators who spend time with those students and encourage and support our young and talented artists. We recognize the teachers' contribution as well.

Before I call on Representative Lawrence Curry, who will introduce some of the young friends from his district who will share their talent with the rest of Pennsylvania, I would like to acknowledge several guests seated to my left.

Let us honor and recognize our special guests here today, and if they would rise and we will hold our applause to the end: Rick Coulter, chairman of the Pennsylvania Alliance for Arts Education; John Broomall, the executive director of the alliance; James Ritchey, coordinator of State College Area High School South; Anne Spector from Cheltenham Township School District; Beth Cornell, fine arts and humanities adviser for the State Department of Education; Kim Gnall, the music director at Armstrong Middle School; Linda Huber from the Pennsylvania State Association for Health, Physical Education, Recreation and Dance; and finally, I would like all of you to meet the State director of Pennsylvania Arts in Education and Speaker Ryan's full-time college intern this semester, Ann Pierce. She is a recent graduate of Dickinson College, and she is accompanied by her

parents, Bill and Karin Pierce. Let us give our guests a round of applause.

And now the Chair recognizes the gentleman, Representative Curry, who has an introduction to make. Will the gentleman suspend.

Members, will you please extend to Representative Curry the courtesy of your attention.

The gentleman, Mr. Curry.

Mr. CURRY. Thank you, Mr. Speaker.

Mr. Speaker, it is my privilege to introduce to the House this morning the Cheltenham High School Ensemble under the direction of Robert D. Goltz, choral director of Cheltenham High School. The ensemble is participating today in the Arts in Education Program. They are accompanied by Anne Spector of the school district and several parents. Welcome to Harrisburg.

The ensemble performs for many senior citizens and retirement home groups, civic organizations, and schools throughout the school year. This remarkable community service is the activity for which these young people are most proud and communities are most grateful.

The Cheltenham High School Ensemble won first place with a superior rating at the Music In The Parks Adjudication Festival in Hershey, Pennsylvania. The group received this distinguished recognition for the 1999-2000 and 2000-2001 festival. The Cheltenham High School Ensemble also received the Judge's Choice Award as the best overall choir at the festival.

As proud as I am of these remarkable achievements, today I would ask you to join me in applauding this year's ensemble for choosing to donate the money raised in its fundraising efforts, money which usually went for the group's trip, to the education fund for the children of the Trade Center disaster.

Please join me in welcoming the Cheltenham High School Ensemble.

RAHSAAN KERNS. At this time would all members and guests please rise for the singing of the national anthem.

("The Star-Spangled Banner" and "One Day More" were sung by the Cheltenham High School Ensemble.)

The SPEAKER pro tempore. The House thanks the Cheltenham Choir for those two beautiful renditions. We thank you for your service, what you have done, and we thank you for coming to Harrisburg today to share that with us. Thank you very much.

### THE SPEAKER PRO TEMPORE (PATRICIA H. VANCE) PRESIDING

### CALENDAR

### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 959, PN 1100**, entitled:

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

On the question,

Will the House agree to the bill on third consideration?

Mr. HANNA offered the following amendment No. **A1101**:

Amend Title, page 1, line 3, by inserting after “for”  
administration of assistance and for

Amend Title, page 1, line 4, by removing the period after  
“recipients” and inserting  
; and abrogating a regulation.

Amend Bill, page 1, lines 7 through 9, by striking out all of said  
lines and inserting

Section 1. Section 403 of the act of June 13, 1967 (P.L.31, No.21),  
known as the Public Welfare Code, amended May 16, 1996 (P.L.175,  
No.35), is amended to read:

Section 403. Uniformity in Administration of Assistance;  
Regulations as to Assistance.—(a) The department is responsible for  
maintaining uniformity in the administration of public welfare, including  
general assistance, throughout the Commonwealth.

(b) The department shall establish rules, regulations and standards,  
consistent with the law, as to eligibility for assistance and as to its nature  
and extent. The department is authorized to seek waivers from the  
Federal Government to enhance consistency between Federal program  
standards, requirements or procedures. This shall not be interpreted to  
require the department to seek waivers to achieve consistency among  
standards, requirements or procedures in Federal programs, except as  
specifically required under other provisions in this article. Whenever  
possible, except for residency requirements for general assistance, and  
consistent with State law, the department shall establish rules, regulations  
and standards for general assistance consistent with those established for  
aid to families with dependent children. In no instance shall the rules,  
regulations and standards established for general assistance provide for  
assistance greater than that provided for aid to families with dependent  
children. If three or more general assistance recipients reside together in  
the same household, their income eligibility and cash assistance shall be  
no greater than income eligibility and cash assistance from aid to families  
with dependent children for a household of the same size. Regulations  
under this subsection shall provide for a personal needs allowance  
deduction of fifty dollars (\$50) from the gross income of an individual  
eligible for medical assistance. The secretary or a written designee is the  
only person authorized to adopt regulations, orders, or standards of  
general application to implement, interpret, or make specific the law  
administered by the department. The secretary shall issue interim  
regulations whenever changes in Federal laws and regulations supersede  
existing statutes. In adopting regulations, orders, or standards of general  
application, the secretary shall strive for clarity of language which may be  
readily understood by those administering assistance and by those who  
apply for or receive assistance. For the purpose of this subsection, the  
term “household” does not include single-room occupancy residences,  
rooming houses, nonprofit residential programs or personal care facilities  
receiving charitable funding or Federal, State or local government  
funding.

(c) Whenever a recipient of public assistance, as a prerequisite to  
receiving assistance or otherwise, has been required to encumber in favor  
of the Commonwealth any property, or to give any bond, note or other  
obligation in any sum to secure the repayment of moneys received as  
assistance or for any other purposes, and such bonds, notes, judgments,  
mortgages, or other obligations are thereafter assigned by the  
Commonwealth to any third party, the assignee shall not be entitled to  
collect, and the person liable for the payment of the lien or obligation  
shall not be liable for the payment of, any amount greater than the amount  
the assignee paid for the assignment, notwithstanding the face amount of  
such lien or obligation. This provision shall not be effective as to the  
collection of interest accruing after the date of the assignment or costs of  
collection.

(d) No general assistance shall be paid to any full-time student at a  
college or university who has not participated in a Federally subsidized  
program for dependent children within the previous five years.

(e) Beginning no later than December 31, 1982, the department  
shall conduct annual quality control reviews of the general assistance  
caseload in accordance with a methodology and scope determined by the

department.

(f) No general assistance shall be paid to initial applicants who  
voluntarily terminate their employment until thirty days after the date of  
termination.

(g) Regulations which authorize payment for purchase of an  
automobile, for parts for an automobile or for repair of an automobile for  
a recipient of public assistance shall provide that the payment shall be  
made jointly to the seller of the automobile or parts or the garage or  
mechanic which made the repairs and the recipient.

Section 2. Section 442.2 of the act, added June 16, 1994 (P.L.319,  
No.49), is amended to read:

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

Section 3. The provisions of 55 Pa.Code § 181.452(d)(1)(i) are  
abrogated.

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

4

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

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

Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

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

The following roll call was recorded:

YEAS—196

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

Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnarowski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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 2302, PN 3314**, entitled:

An Act amending the act of May 20, 1993 (P.L.38, No.11), known as the Department of Environmental Resources Agricultural Advisory Board Act, further providing for establishment of board; and making editorial changes.

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

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—196

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayernik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.
Belardi	Freeman	McGeehan	Solobay
Belfanti	Gabig	McGill	Staback



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

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

\* \* \*

The House proceeded to third consideration of **SB 218, PN 224**, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for monthly meetings, quorum and voting.

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

The SPEAKER pro tempore. This bill has been considered on

three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS-196

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

\* \* \*

The House proceeded to third consideration of **SB 219, PN 225**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for monthly meetings, quorum and voting.

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

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—196

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

Costa	Keller	Preston	Wansacz
Coy	Kenney	Raymond	Washington
Creighton	Kirkland	Readshaw	Waters
Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

\* \* \*

The House proceeded to third consideration of **SB 220, PN 226**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for organization of council, quorum, voting, compensation and eligibility.

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

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—196

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

### RESOLUTIONS PURSUANT TO RULE 35

Mrs. COHEN called up **HR 450, PN 3387**, entitled:

A Resolution designating March 2002 as “Arts in Education Month” and March 26, 2002, as “Arts in Education Day” in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mr. ROHRER called up **HR 464, PN 3427**, entitled:

A Resolution declaring the week of April 14 through 20, 2002, as "Pennsylvania Home Education Week."

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mr. CURRY called up **HR 465, PN 3428**, entitled:

A Resolution recognizing the week of April 14 through 20, 2002, as "National Library Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mr. BASTIAN called up **HR 471, PN 3464**, entitled:

A Resolution designating the week of March 25 through 29, 2002, as "Maple Producers Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

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

Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mr. WOJNAROSKI called up **HR 472, PN 3465**, entitled:

A Resolution designating the month of April 2002 as "Child Abuse Prevention Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

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

Cornell	James	Pippy	Vitali
Corrigan	Kaiser	Pistella	Walko
Costa	Keller	Preston	Wansacz
Coy	Kenney	Raymond	Washington
Creighton	Kirkland	Readshaw	Waters
Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mr. GEIST called up **HR 474, PN 3467**, entitled:

A Resolution honoring the Pennsylvania AAA Federation as AAA marks 100 years of service.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

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

Civera	Hennessey	Oliver	Travaglio
Clark	Herman	Pallone	Trello
Clymer	Hershey	Perzel	Trich
Cohen, L. I.	Hess	Petrarca	Tulli
Cohen, M.	Horsey	Petrone	Turzai
Colafella	Hutchinson	Phillips	Vance
Coleman	Jadlowiec	Pickett	Veon
Cornell	James	Pippy	Vitali
Corrigan	Kaiser	Pistella	Walko
Costa	Keller	Preston	Wansacz
Coy	Kenney	Raymond	Washington
Creighton	Kirkland	Readshaw	Waters
Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

**SUPPLEMENTAL CALENDAR A**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. BAKER called up **HR 478, PN 3481**, entitled:

A Resolution designating the week of April 1 through 7, 2002, as "Volunteer Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayernik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.
Belardi	Freeman	McGeehan	Solobay
Belfanti	Gabig	McGill	Staback
Benninghoff	Gannon	McIlhattan	Stairs
Birmelin	Geist	McIlhinney	Steelman
Bishop	George	McNaughton	Steil
Blaum	Godshall	Melio	Stern

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

## NAYS—0

## NOT VOTING—0

## EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mr. PHILLIPS called up **HR 479, PN 3482**, entitled:

A Resolution congratulating the Marine Corps League on its 65th anniversary.

On the question,  
Will the House adopt the resolution?

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

Mr. PHILLIPS. Thank you, Madam Speaker.

Madam Speaker, HR 479 congratulates the Marine Corps League on its 65th anniversary of its congressional charter.

As a marine and a lifetime member of the Marine Corps League, it is my great honor to introduce this resolution which not only commemorates the 65th anniversary of the veterans service organization but also denotes the fact that the Marine Corps League's 2002 National Convention is being held here in the city of Harrisburg during the week of August 5, 2002.

I am proud to have the Commonwealth host this year's Marine Corps League National Convention, and furthermore, I am proud to point out that five former national commanders of this organization were from the great State of Pennsylvania, one of which is Mr. Paul Hastings, who currently serves the veterans community of this Commonwealth in his capacity as chairman of the Pennsylvania State Veterans' Commission.

I would ask my colleagues, some of whom are Marine Corps veterans themselves, to show their support for this much-needed veterans service organization by voting to adopt HR 479.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

## YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

\* \* \*

Mrs. RUBLEY called up **HR 481, PN 3484**, entitled:

A Resolution declaring the week of April 1 through 7, 2002, as “Public Health Awareness Week” in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

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

Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

**GUEST INTRODUCED**

The SPEAKER pro tempore. The Chair is pleased to welcome to the hall of the House Mary Graziano from Erie County. She is here as the guest of Representative Linda Bebko-Jones. She is seated in the gallery. Will the lady please rise.

**CALENDAR CONTINUED**

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 387, PN 3220**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for carrying and exhibiting driver’s license on demand and for notice of change of name or address.

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

Mr. **GEORGE** offered the following amendment No. **A0657**:

Amend Title, page 1, line 4, by removing the period after “address” and inserting

; and providing for inspection of waste transportation vehicles or waste trailers.

Amend Bill, page 3, 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 3, line 6, by striking out "2" and inserting  
3

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

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

Mr. GEORGE. Thank you, Madam Speaker.

I believe this is an agreed-to amendment, but if I can explain. Over the past couple months there has been much to say and much to do about all these trucks that have been hauling trash and causing accidents. On one given day, over 480 citations were issued, but please remember, just in Clearfield County last week there were fatalities because of trucks that had been improperly inspected. That is the reason that an individual was killed.

All this amendment says, for these fleet inspection stations that inspect their own trucks, if it is found, number one, that a citation had not been corrected, then action can be taken against the inspection station.

And secondly, if the truck is hauling trash, Madam Speaker, and is stopped by a police person or a Commonwealth employee and it is determined that the vehicle had been cited for previous violations and is still in need of repair and their truck was inspected under certificate appointment, then that certificate appointment shall be suspended.

Madam Speaker, we have been talking for months about doing something right about protecting the traveling public and the motoring public, and this amendment will do it. I ask that we agree to that.

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

The following roll call was recorded:

YEAS—196

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayernik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.
Belardi	Freeman	McGeehan	Solobay
Belfanti	Gabig	McGill	Staback
Benninghoff	Gannon	McIlhattan	Stairs

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

The SPEAKER pro tempore. The Chair again recognizes the gentleman, Mr. George, for the purpose of an amendment.

Mr. GEORGE. Thank you, Madam Speaker.

Madam Speaker, this is an agreed-to amendment. This is similar—

The SPEAKER pro tempore. Will the gentleman, Mr. George, cease.

It was my error. The clerk did not read the amendment first. The clerk will first read the amendment.

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

Mr. GEORGE offered the following amendment No. A0948:

Amend Title, page 1, line 3, by inserting after "DEMAND"  
 , for expiration and renewal of drivers' licenses  
 Amend Sec. 1, page 1, line 7, by inserting after "1511"  
 , 1514(b)

Amend Sec. 1, page 2, by inserting between lines 17 and 18  
 § 1514. Expiration and renewal of drivers' licenses.

\* \* \*

(b) Examination of applicants for renewal.—

(1) The department may require persons applying for renewal of a driver's license to take and successfully pass a physical examination or a vision examination by an optometrist or ophthalmologist, or both examinations, if the department has reason to believe, either based on knowledge of the person or on statistical inference, that the person may be a traffic safety hazard.

(2) The department may require the applicant to take and successfully pass such additional tests as the department may find reasonably necessary to determine the applicant's qualification according to the type or general class of license applied for and such examination may include any or all of the other tests required or authorized upon original application by section 1508 (relating to examination of applicant for driver's license).

(3) A person who is required to take and successfully pass an additional test that includes parking skills shall be given the option to demonstrate such skills by parking in an angled space instead of a parallel parking space. This paragraph shall not apply to renewal of commercial drivers' licenses.

(4) Upon refusal or neglect of the person to submit to the examination, the driver's license shall not be renewed until such time as the examination is successfully completed.

\* \* \*

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

The SPEAKER pro tempore. The Chair apologizes to the gentleman and now recognizes the gentleman, Mr. George.

Mr. GEORGE. Thank you, Madam Speaker.

This amendment is the amendment that was offered yesterday and it was adopted.

It basically gives an individual the right to determine in which way he wants to be tested for that type of parking that has been an insidious answer to a lot of elderly people and disabled people.

So I believe that testing for parallel parking is a matter that is not conducive to the ability for someone to drive. It does not make sense that someone can drive 40 miles to a testing site and then be turned down and not inspected because of parallel parking. This simply gives an individual the right. It is not discriminatory. It is a fact that it will do much. In fact, I believe the Department of Transportation would agree with this.

Thank you, Madam Speaker.

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

The following roll call was recorded:

YEAS—165

Adolph	Diven	Levdansky	Sainato
Allen	Donatucci	Lucyk	Santoni
Armstrong	Eachus	Lynch	Sather
Baker, J.	Egolf	Maher	Saylor
Baker, M.	Evans, D.	Major	Schuler
Barrar	Evans, J.	Manderino	Scrimenti

Bastian	Feese	Mann	Semmel
Bebko-Jones	Fichter	Markosek	Shaner
Belardi	Fleagle	Marsico	Smith, B.
Belfanti	Flick	Mayernik	Solobay
Benninghoff	Forcier	McCall	Staback
Birmelin	Frankel	McGeehan	Stairs
Bishop	Gabig	McIlhatten	Steelman
Blaum	Gannon	McIlhinney	Steil
Boyes	Geist	Metcalfe	Stevenson, R.
Brooks	George	Michlovic	Stevenson, T.
Browne	Grucela	Micozzie	Strittmatter
Bunt	Gruitza	Miller, S.	Sturla
Butkovitz	Habay	Mundy	Surra
Buxton	Haluska	Myers	Tangretti
Caltagirone	Hanna	Nailor	Taylor, E. Z.
Cappelli	Harhai	O'Brien	Thomas
Casorio	Harhart	Oliver	Tigue
Cawley	Harper	Pallone	Travaglio
Civera	Hasay	Perzel	Trello
Clymer	Herman	Petrarca	Trich
Cohen, L. I.	Hershey	Petrone	Tulli
Cohen, M.	Horsley	Phillips	Vance
Colafella	Hutchinson	Pickett	Veon
Cornell	Jadlowiec	Pippy	Walko
Corrigan	James	Pistella	Wansacz
Costa	Kaiser	Raymond	Washington
Coy	Keller	Readshaw	Waters
Creighton	Kirkland	Reinard	Watson
Curry	Krebs	Rieger	Williams, J.
Dailey	LaGrotta	Roberts	Wojnaroski
Daley	Laughlin	Robinson	Wright, M.
Dally	Lawless	Rohrer	Youngblood
DeLuca	Lederer	Rooney	Yudichak
Dermody	Leh	Rublely	Zimmerman
DeWeese	Lescovitz	Ruffing	Zug
DiGirolamo			

NAYS—30

Argall	Hennessey	Miller, R.	Stern
Bard	Hess	Nickol	Stetler
Clark	Lewis	Preston	Turzai
Coleman	Mackereth	Ross	Vitali
Fairchild	Maitland	Samuelson	Wilt
Freeman	McGill	Schroder	Wright, G.
Godshall	McNaughton	Smith, S. H.	Yewcic
Gordner	Melio		

NOT VOTING—1

Kenney

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. SOLOBAY offered the following amendment No. A0944:

Amend Title, page 1, line 4, by removing the period after “address” and inserting

; prohibiting avoidance of traffic signal or sign or intersection; and providing a penalty.

Amend Bill, page 3, by inserting between lines 5 and 6

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

§ 3710.1. Prohibiting avoidance of traffic signal or sign or an intersection.

(a) Offense defined.—No person shall drive upon or across a sidewalk, driveway, parking lot or other public or private property, or otherwise drive off a roadway, in order to avoid a traffic signal or sign or an intersection.

(b) Penalty.—A person who violates subsection (a) commits a summary offense and shall, upon conviction, be subject to a fine of \$100.

Amend Sec. 2, page 3, 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—185

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

Eachus

NAYS—8

Forcier	Mackereth	Miller, S.	Stevenson, R.
Jadlowiec	Miller, R.	Nickol	Thomas

NOT VOTING—3

Allen	Argall	Fairchild
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EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. SAYLOR offered the following amendment No. A1083:

Amend Title, page 1, line 3, by striking out “AND” and inserting a comma

Amend Title, page 1, line 4, by removing the period after “address” and inserting

, for required financial responsibility and for vehicle insurer cancellations and penalties.

Amend Sec. 1, page 1, lines 7 and 8, by striking out all of said lines and inserting

Section 1. Sections 1511, 1515, 1786(d)(1) and 1799.3(a) of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:  
Amend Sec. 1, page 3, by inserting between lines 5 and 6

§ 1786. Required financial responsibility.

\*\*\*

(d) Suspension of registration and operating privilege.—The Department of Transportation shall suspend the registration of a vehicle for a period of three months if it determines the required financial responsibility was not secured as required by this chapter and shall suspend the operating privilege of the owner or registrant for a period of three months if the department determines that the owner or registrant has operated or permitted the operation of the vehicle without the required financial responsibility. The operating privilege shall not be restored until the restoration fee for operating privilege provided by section 1960 (relating to reinstatement of operating privilege or vehicle registration) is paid. Whenever the department revokes or suspends the registration of any vehicle under this chapter, the department shall not restore the registration until the vehicle owner furnishes proof of financial responsibility in a manner determined by the department and submits an application for registration to the department, accompanied by the fee for restoration of registration provided by section 1960. This subsection shall not apply in the following circumstances:

(1) The owner or registrant proves to the satisfaction of the department that the lapse in financial responsibility coverage was for a period of less than 31 days from the effective date of the lapse under section 1799.3(a)(2) (relating to limit on cancellations, refusals to renew, refusals to write, surcharges, rate penalties and point assignments) and that the owner or registrant did not operate or permit the operation of the vehicle during the period of lapse in financial responsibility.

\*\*\*

§ 1799.3. Limit on cancellations, refusals to renew, refusals to write,

surcharges, rate penalties and point assignments.

(a) [Damage claims] Grounds and procedure.—

(1) No insurer shall cancel or refuse to renew a policy or apply any surcharge, rate penalty or driver record point assignment [where, during] under any of the following circumstances:

(i) The insured fails to pay a late payment fee.

(ii) During the preceding three-year period, the aggregate cost to the insurer for any person injured or property damaged is determined to be less than \$650 in excess of any self-insured retention or deductible applicable to the named insured.

(2) A cancellation or refusal to renew shall not take effect unless the insured does all of the following:

(i) Provides to the insured, in writing, 15 days' notice of intent to cancel or to refuse to renew.

(ii) Refunds payment for the anticipated coverage which is being rejected. The insurer may deduct from the refund a premium to cover the notice period under subparagraph (i).

\* \* \*

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

(Members proceeded to vote.)

Mr. VITALI. Madam Speaker?

The SPEAKER pro tempore. There is nothing in order at the moment except the taking of the roll. Nothing is in order except the taking of the roll.

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

The following roll call was recorded:

YEAS—193

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

Colafella	Jadlowiec	Pickett	Veon
Coleman	James	Pippy	Vitali
Cornell	Kaiser	Pistella	Walko
Corrigan	Keller	Preston	Wansacz
Costa	Kenney	Raymond	Washington
Coy	Kirkland	Readshaw	Waters
Creighton	Krebs	Reinard	Watson
Curry	LaGrotta	Rieger	Williams, J.
Dailey	Laughlin	Roberts	Wilt
Daley	Lawless	Robinson	Wojnarowski
Dally	Lederer	Rohrer	Wright, G.
DeLuca	Leh	Rooney	Wright, M.
Dermody	Lescovitz	Ross	Yewcic
DeWeese	Levdansky	Rubley	Youngblood
DiGirolo	Lewis	Ruffing	Yudichak
Diven	Lucyk	Sainato	Zimmerman
Donatucci	Lynch	Samuelson	Zug
Eachus			

NAYS—0

NOT VOTING—3

Fairchild	Pallone	Thomas
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EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

POINT OF ORDER

Mr. VITALI. Point of order, Madam Speaker.

The SPEAKER pro tempore. There is nothing in order at this moment.

The Chair recognizes the gentleman, Mr. Vitali.

Mr. VITALI. Point of order, Madam Speaker.

I tried to get your attention, obviously, before that vote.

House rules require that prior to an amendment being voted on, a brief description be given. Now, this is just another example of House members being forced to vote blindly because that amendment was not explained. Normally we get it, but sometimes we do not. This was one of those cases.

I would ask that that rule be enforced so that we do not have to vote blindly in the future.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

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

Mr. HANNA offered the following amendment No. A0890:

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

Amend Title, page 1, line 4, by removing the period after "address" and inserting

and for scope and application of provisions relating to size, weight and load.

Amend Bill, page 3, by inserting between lines 5 and 6 Section 2. Section 4901(c) of Title 75 is amended and the section is

amended by adding a subsection to read:  
§ 4901. Scope and application of chapter.

\* \* \*

(c) Permit authorizing prohibited movement.—If an overweight or oversize movement cannot be made in any other feasible manner, the permit may authorize the movement to be made in contravention to any provision of this title provided that:

(1) the department or local authority determines that the movement is in the public interest; and

(2) the movement is escorted by the Pennsylvania State Police, extra-duty Pennsylvania State Police or department personnel [while any provision of this title is being contravened]. If the movement is escorted by extra-duty Pennsylvania State Police or department personnel, the following shall apply:

(i) Approval must be obtained from the Pennsylvania State Police.

(ii) The permittee shall bear the expense of escorting the movement.

(iii) Extra-duty Pennsylvania State Police and department personnel shall be immune from civil or criminal liability arising from escorting a movement in accordance with this paragraph.

\* \* \*

(e) Definition.—As used in this section, the term “extra-duty Pennsylvania State Police” means sworn members of the Pennsylvania State Police assigned, on a voluntary basis, to perform work outside of their regularly scheduled shift on an overtime basis, to a detail that is the exclusive activity to be performed during the shift assignment.

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

3

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

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

Mr. HANNA. Thank you, Madam Speaker.

Amendment A0890 has been agreed to by this House on several occasions in the last 2 weeks to other transportation bills. Unless there are questions, that is all I have.

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

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Mackereth	Sather
Allen	Evans, D.	Maher	Saylor
Argall	Evans, J.	Maitland	Schroder
Armstrong	Fairchild	Major	Schuler
Baker, J.	Feese	Manderino	Scrimenti
Baker, M.	Fichter	Mann	Semmel
Bard	Fleagle	Markosek	Shaner
Barrar	Flick	Marsico	Smith, B.
Bastian	Forcier	Mayernik	Smith, S. H.
Bebko-Jones	Frankel	McCall	Solobay
Belardi	Freeman	McGeehan	Staback
Belfanti	Gabig	McGill	Stairs
Benninghoff	Gannon	McIlhattan	Steelman
Birmelin	Geist	McIlhinney	Steil
Bishop	George	McNaughton	Stern
Blaum	Godshall	Melio	Stetler
Boyes	Gordner	Metcalfe	Stevenson, R.
Brooks	Grucela	Michlovic	Stevenson, T.
Browne	Gruitza	Micozzie	Strittmatter

Bunt	Habay	Miller, R.	Sturla
Butkovitz	Haluska	Miller, S.	Surra
Buxton	Hanna	Mundy	Tangretti
Caltagirone	Harhai	Myers	Taylor, E. Z.
Cappelli	Harhart	Nailor	Thomas
Casorio	Harper	Nickol	Tigue
Cawley	Hasay	O’Brien	Travaglio
Civera	Hennessey	Oliver	Trello
Clark	Herman	Perzel	Trich
Clymer	Hershey	Petrarca	Tulli
Cohen, L. I.	Hess	Petrone	Turzai
Cohen, M.	Horsey	Phillips	Vance
Colafella	Hutchinson	Pickett	Veon
Coleman	Jadlowiec	Pippy	Vitali
Cornell	James	Pistella	Walko
Corrigan	Kaiser	Preston	Wansacz
Costa	Keller	Raymond	Washington
Coy	Kenney	Readshaw	Waters
Creighton	Kirkland	Reinard	Watson
Curry	Krebs	Rieger	Williams, J.
Dailey	LaGrotta	Roberts	Wilt
Daley	Laughlin	Robinson	Wojnaroski
Dally	Lawless	Rohrer	Wright, G.
DeLuca	Lederer	Rooney	Wright, M.
Dermody	Leh	Ross	Yewcic
DeWeese	Lescovitz	Rubley	Youngblood
DiGirolo	Levdansky	Ruffing	Yudichak
Diven	Lewis	Sainato	Zimmerman
Donatucci	Lucyk	Samuelson	Zug
Eachus	Lynch	Santoni	

NAYS—0

NOT VOTING—1

Pallone

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

The SPEAKER pro tempore. The Chair is about to recess until 2 p.m.

Do either the Republican or Democratic caucus chairs have any announcements to make?

### DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The Chair recognizes the Democrat chairman, Mr. Cohen.

Mr. COHEN. Thank you, Madam Speaker.

Madam Speaker, there will be a Democratic caucus to go over any last-minute bills or amendments that may have been filed and to have informal discussions immediately upon the call of the recess.

### EDUCATION COMMITTEE MEETING

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

Mr. STAIRS. Madam Speaker, I would like to inform the members that there is going to be an Education Committee meeting momentarily as we recess from the floor at the back of the hallway. Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### RECESS

The SPEAKER pro tempore. This House will now stand in recess until 2 p.m.

### RECESS EXTENDED

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

### AFTER RECESS

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

### BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

**HB 2442, PN 3502** (Amended)

By Rep. BOYES

An Act authorizing payment for school property tax increases to certain claimants who occupied homesteads; and providing for the powers and duties of the Department of Revenue.

FINANCE.

### GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is pleased to welcome to the hall of the House Sandra Wojnaroski and Jackie Janak, who are guests of Representative Wojnaroski, who are seated to the left of the Speaker. Would the ladies please rise.

### POINT OF ORDER

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

Mr. LESCOVITZ. A point of order, Madam Speaker.

The SPEAKER pro tempore. You may proceed.

Mr. LESCOVITZ. Madam Speaker, so we do not get into the same situation we entered in before we broke on amendments not being read before they are voted on – I believe that is rule 24 that was passed recently in HR 379 – how do we make sure or ensure to the members that it is clear not only bills should be read by the House but also amendments? So maybe my point of order is, does that rule also include amendments, and if so, how do we ensure that that rule will be enforced?

The SPEAKER pro tempore. The resolution, 379, contained nothing about amendments, but that information is contained in rule 27. We would hope that the sponsor of the amendments would be available on the floor to explain their amendments.

Mr. LESCOVITZ. Madam Speaker, to continue on the point of order, I just want to make sure it is clear that an analysis or a brief description is given for amendments and bills is currently in our rules. Is that correct? I am sorry; a reading.

The SPEAKER pro tempore. We will make every effort to have the sponsor be here to give a brief description of the amendment.

Mr. LESCOVITZ. Okay. Thank you, Madam Speaker.

### REMARKS SUBMITTED FOR THE RECORD

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

Mr. MARKOSEK. Madam Speaker, I rise with the intent of offering some comments for the record, please.

The SPEAKER pro tempore. The Chair thanks the gentleman. Your remarks will be cast upon the record.

Mr. MARKOSEK. Thank you.

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

Mr. Speaker, yesterday, March 25, 2002, this House passed SBs 1011 and 1012, amending both the Pennsylvania Physical Therapy and Chiropractic Practice Acts. Comments were submitted to this body concerning these bills. I wish to submit comments clarifying the focus of these bills.

First, these two (2) bills simply focus on defining certain aspects of the practices of both physical therapy and chiropractic. Both bills describe the nature of these practice regimens on a permissive basis. Chiropractors provide chiropractic procedures; physical therapists provide physical therapy under the definitions.

Second, the comments yesterday (by Representative Phillips) attempted to interpret the meaning of SB 1011's provision regarding the phrase "without limitation." This interpretation is not correct as this phrase quite clearly refers to all of the procedures encompassed in SB 1011 which licensed physical therapists by law always employ throughout the entire musculoskeletal system of a patient. SB 1011 simply defines this procedure of mobilization/manual therapy.

Finally, SB 1011 and SB 1012 are quite clear and straightforward on their faces and should not be subject to varied interpretations after both the Pennsylvania Physical Therapy and Chiropractic Associations agreed to the wording and meaning of these two (2) definitions.

### BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

**HB 955, PN 3506** (Amended)

By Rep. MICOZZIE

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing cranial hair vacuum prostheses coverage standards for health insurance policies.

INSURANCE.

**HB 1560, PN 1956**

By Rep. MICOZZIE

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, mandating health insurance coverage for colorectal cancer screening.

INSURANCE.

### ANNOUNCEMENT BY MR. CIVERA

The SPEAKER pro tempore. The Chair recognizes the gentleman from Delaware County, Mr. Civera, for the purpose of an announcement.

Mr. CIVERA. Thank you, Madam Speaker.

Madam Speaker, I would like to say today that the little box that is on your desk was provided by the anesthesiologists. Just let me give you a little history background.

Today, many years ago, was the first day that they ever administered anesthesia in Pennsylvania, and because of that they call it Doctor's Day. So they were very nice to provide us a little box of candy on every member's desk in the House of Representatives.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### CALENDAR CONTINUED

#### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2059, PN 2709**, 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 high school certificates.

On the question,

Will the House agree to the bill on third consideration?

Ms. **STEELMAN** offered the following amendment No. **A0322**:

Amend Title, page 1, line 5, by inserting after "providing"  
for health services, for dental examinations and  
dental hygiene services and

Amend Bill, page 1, lines 9 through 11, by striking out all of said  
lines and inserting

Section 1. Section 1402(a.1) and (e) of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, amended or added July 15, 1957 (P.L.937, No.404) and December 7, 1965 (P.L.1041, No.390), are amended to read:

Section 1402. Health Services.—\* \* \*

(a.1) Every child of school age shall be provided with school nurse services: Provided, however, That the number of pupils under the care of each school nurse shall not exceed [one thousand five hundred (1,500)] seven hundred fifty (750).

\* \* \*

(e) The school physicians of each district or joint board shall make a medical examination and a comprehensive appraisal of the health of every child of school age, (1) upon original entry into school in the Commonwealth, (2) while in [sixth] fifth grade, (3) while in [eleventh] eighth grade, and (4) [prior to the issuance of a farm or domestic service permit unless the child has been given a scheduled or special medical examination within the preceding four months.] while in eleventh grade. The health record of the child shall be made available to the school physician at the time of the regularly scheduled health appraisals.

\* \* \*

Section 2. Section 1403 of the act, amended August 27, 1963 (P.L.1380, No.535), is amended to read:

Section 1403. Dental Examinations and Dental Hygiene Services.—

(a) All children of school age in the Commonwealth, (i) upon original entry into the school, (ii) while in the third grade, [and] (iii) while in the seventh grade, and (iv) while in the tenth grade, shall be given a dental examination by a school dentist: Provided, however, That this requirement shall not apply to those school districts or joint school boards which have instituted a program of dental hygiene services as provided in subsection (b) of this section.

(b) Any school district or joint school board may institute a program of dental hygiene services for children of school age, which program shall be approved by the Secretary of Health, and for that purpose may employ dental hygienists.

Section 3. Section 1613(a) of the act, amended June 22, 2001 (P.L.530, No.35), is amended to read:

Amend Sec. 2, page 2, line 1, by striking out “2” and inserting  
4

Amend Sec. 3, page 2, line 3, by striking out “3” and inserting  
5

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

The SPEAKER pro tempore. On the amendment, the Chair recognizes the lady, Ms. Steelman.

Ms. STEELMAN. This amendment would save \$4 million for the Commonwealth of Pennsylvania by stopping the work on the PSSA (Pennsylvania System of School Assessment) science assessment and would return us to the original format of the PSSA – mathematics, reading, and writing.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman from Delaware County, Mr. Vitali.

Mr. VITALI. Thank you, Madam Speaker.

I think my eyes are failing. I just want to make sure we are dealing with this amendment. In our program, this amendment is described as an amendment that deals with school nurses.

The SPEAKER pro tempore. The gentleman will cease for just a moment.

The lady, Ms. Steelman.

Ms. STEELMAN. Madam Speaker, as I understand it, all of my amendments except the one dealing with the PSSA have been withdrawn. So when I got a call on that, that is the one I responded to.

The SPEAKER pro tempore. Would the lady please approach— Would you please come here a moment.

The House will be at ease for a few minutes.

(Conference held at Speaker’s podium.)

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. The Chair recognizes the lady, Ms. Steelman, from Indiana County.

Ms. STEELMAN. Thank you, Madam Speaker.

Amendment 0322 is withdrawn.

The SPEAKER pro tempore. The Chair thanks the lady.

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

Mr. HALUSKA offered the following amendment No. A0325:

Amend Title, page 1, line 5, by inserting after “thereto,” ” providing for firefighter and emergency service training as creditable high school courses; and

Amend Sec. 1, page 1, lines 9 through 11, by striking out all of said lines and inserting

Section 1. The act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, is amended by adding a section to read:

Section 1550. Firefighter and Emergency Service Training.—(a) Firefighter and emergency service training may be added to high school curricula as credit-earning courses.

(b) The courses may be made available only to students sixteen (16) years of age or older and may include:

(1) Training as a firefighter I from the National Board of Professional Qualifications.

(2) Training as an emergency medical technician by the Department of Health under the act of July 3, 1985 (P.L.164, No.45) known as the “Emergency Medical Services Act.”

(c) If the school district adds firefighter and emergency service training as credit-earning courses, the school district shall provide transportation and supervision for firefighter and emergency service training that takes place off school grounds.

Section 2. Section 1613(a) of the act, amended June 22, 2001 (P.L.530, No.35), is amended to read:

Amend Sec. 2, page 2, line 1, by striking out “2” and inserting  
3

Amend Sec. 3, page 2, line 3, by striking out “3” and inserting  
4

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

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

Mr. HALUSKA. Thank you, Madam Speaker.

What this amendment would do would allow high schools, basically, to offer basic firefighter training and basic EMT (emergency medical technician) training as an eligible course for a credit in high school.

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

The following roll call was recorded:

YEAS—196

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayernik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.
Belardi	Freeman	McGeehan	Solobay



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

NAYS-0

NOT VOTING-0

EXCUSED-6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. COLAFELLA offered the following amendment No. A0333:

Amend Title, page 1, line 6, by removing the period after "certificates" and inserting

and for approved reimbursable rental for leases hereafter approved and approved reimbursable

sinking fund charges on indebtedness.

Amend Bill, page 1, by inserting after line 19

Section 2. Section 2574(e) of the act, amended July 10, 1987 (P.L.286, No.50), is amended and subsections (b) and (c) are amended by adding clauses to read:

Section 2574. Approved Reimbursable Rental for Leases Hereafter Approved and Approved Reimbursable Sinking Fund Charges on Indebtedness.—\* \* \*

(b) For new school buildings the approved building construction cost shall be the lesser of

\* \* \*

(4) For school buildings for which the general construction contract is awarded on or after July 1, 2002, the product of the rated pupil capacity as determined by the Department of Education at the time the project is approved and (i) four thousand seven hundred dollars (\$4,700) in the case of elementary schools, (ii) six thousand two hundred dollars (\$6,200) in the case of secondary schools, (iii) an amount in the case of combined elementary-secondary schools obtained by multiplying the rated elementary pupil capacity by four thousand seven hundred dollars (\$4,700) and the rated secondary pupil capacity by six thousand two hundred dollars (\$6,200) and dividing the sum by the total rated pupil capacity.

(c) For additions or alterations to existing buildings approved building construction cost shall be the lesser of

\* \* \*

(4) For school buildings for which the general construction contract is awarded on or after July 1, 2002, the difference obtained by subtracting the appraisal value of the existing building from the product of the rated pupil capacity of the altered or expanded building as determined by the Department of Education at the time the project is approved and (i) four thousand seven hundred dollars (\$4,700) in the case of elementary schools, (ii) six thousand two hundred dollars (\$6,200) in the case of secondary schools, (iii) an amount in the case of combined elementary-secondary schools obtained by multiplying the rated elementary pupil capacity by four thousand seven hundred dollars (\$4,700) and the rated secondary pupil capacity by six thousand two hundred dollars (\$6,200) and dividing the sum by the total rated pupil capacity of the altered or expanded building.

\* \* \*

(e) For area vocational-technical school and technical institute projects leased subsequent to July 1, 1964, by or for lease to a board of school directors authorized to operate such a school, the Department of Education shall calculate an approved reimbursable rental charge.

For area vocational-technical school and technical institute projects constructed or purchased subsequent to July 1, 1964, by a board of school directors authorized to operate such a school, the Department of Education may calculate an approved reimbursable sinking fund charge.

Approved reimbursable rental or sinking fund charge shall consist of that part of the annual rental or sinking fund attributable to:

(1) Cost of acquiring land and preparing it for use to the extent that such costs are deemed reasonable by the Department of Education and the interest on such cost of acquisition, cost of preparation and the cost of sewage treatment and the interest on such cost.

(2) Machinery, apparatus, furniture and equipment and all other necessary expenses and interest charges, but excluding architects' fees in excess of six percent of the construction cost.

The approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved and two thousand two hundred dollars (\$2,200).

The provisions of the foregoing paragraph shall apply to all school building projects for which the general construction contract is awarded prior to July 1, 1966, and for approved school building projects for which a lease was approved by the Department of Education prior to July 1, 1966. For school buildings for which the general construction contract is awarded subsequent to July 1, 1966, and for approved school building projects for which the general construction contract was

awarded but for which a lease was not approved by the Department of Education prior to July 1, 1966, the approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved, and three thousand seven hundred dollars (\$3700).

For school buildings for which the general construction contract is awarded subsequent to July 1, 1984, and for approved school building projects for which the general construction contract was awarded but for which a lease or general obligation bond resolution was not approved by the Department of Education prior to July 1, 1984, the approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved, and six thousand three hundred dollars (\$6,300).

For school buildings for which the general construction contract is awarded on or after July 1, 2002, the approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved, and seven thousand six hundred dollars (\$7,600).

The Department of Education shall not approve the expenditure of any funds borrowed or obtained by the sale of bonds by any authority, nonprofit corporation, profit corporation, company or individual for construction of area vocational-technical schools or technical institutes for bleachers, athletic field, lighting equipment or apparatus used to promote and conduct interscholastic athletics.

\* \* \*

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

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

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

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

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

Madam Speaker, my amendment provides a 20-percent increase in school construction funds for the schools of Pennsylvania. There has not been an increase in school construction in Pennsylvania since 1987. This has caused many school districts the inability to construct new schools, and for those reasons I would appreciate very much an affirmative vote from all the members.

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

The following roll call was recorded:

YEAS—196

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayernik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.
Belardi	Freeman	McGeehan	Solobay
Belfanti	Gabig	McGill	Staback

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. COLAFELLA offered the following amendment No. **A0334**:

Amend Title, page 1, line 5, by inserting after "thereto," " providing for conditional employment; and

Amend Bill, page 1, lines 9 through 11, by striking out all of said lines and inserting

Section 1. The act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, is amended by adding a section to read:

Section 1109.2. Conditional Employment.—A board of school directors may enter into a provisional contract to employ an individual as a temporary professional employe who presents a letter within six months of the date of expected graduation from an approved Pennsylvania college

or university verifying that he is enrolled in an approved teacher preparation program in that institution and will complete all requirements for the awarding of a bachelor's degree on a date certain as specified. The validity of the provisional contract shall be contingent upon the following conditions being met prior to the actual commencement of employment; the awarding of a bachelor's degree; and, the individual having obtained the appropriate teaching certificate in the area of assignment for which the contract is being entered.

Section 2. Section 1613(a) of the act, amended June 22, 2001 (P.L.530, No.35), is amended to read:

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

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

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

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

Mr. COLAFELLA. Thank you, Madam Speaker.

Madam Speaker, this amendment allows school districts to offer conditional employment to persons not yet finished with their certification. The person, however, must complete teacher certification and obtain their degree for starting their job.

Madam Speaker, by Pennsylvania not having this particular law in place, school district superintendents are unable to provide an opportunity for a Pennsylvania senior a position until they graduate, and what is happening is a lot of our seniors in college are going to other States and getting a conditional approval for a job in January and February, and therefore, leaving Pennsylvania when they graduate. This will certainly help the Pennsylvania teachers in the future. The colleges and universities of Pennsylvania are very much in favor of it, and I think it is a very good thing for the future teachers of Pennsylvania.

For those reasons I ask for your support.

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

The following roll call was recorded:

YEAS—194

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

Cappelli	Harper	Nickol	Taylor, E. Z.
Casorio	Hasay	O'Brien	Thomas
Civera	Hennessey	Oliver	Travaglio
Clark	Herman	Pallone	Trello
Clymer	Hershey	Perzel	Trich
Cohen, L. I.	Hess	Petrarca	Tulli
Cohen, M.	Horsey	Petrone	Turzai
Colafella	Hutchinson	Phillips	Vance
Coleman	Jadlowiec	Pickett	Veon
Cornell	James	Pippy	Vitali
Corrigan	Kaiser	Pistella	Walko
Costa	Keller	Preston	Wansacz
Coy	Kenney	Raymond	Washington
Creighton	Kirkland	Readshaw	Waters
Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	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		

NAYS—2

Cawley	Tigue
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NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. **LESCOVITZ** offered the following amendment No. **A0384**:

Amend Title, page 1, line 5, by inserting after "providing"  
for education support services providers, for grants  
and

Amend Bill, page 1, lines 9 through 11, by striking out all of said lines and inserting

Section 1. Sections 1505-C and 1507-C(a) and (b) of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, added May 17, 2001 (P.L.4, No.4), are amended to read:  
Section 1505-C. Providers.

A prospective provider shall submit an application to the department for approval to provide education support services under this article. The application shall include a description of the services to be provided, the cost of the services, the qualification of all individuals providing those services, including evidence of compliance with section 111, and such other information as may be required by the department. Approval is subject to a provider agreeing not to seek payment directly from the grant recipient for education support services for which reimbursement will be provided under this article.

Section 1507-C. Payment of grants.

(a) Certificates.—A certificate for education support services under this article shall be issued by the department in an amount authorizing up to \$500 for each eligible student identified on the certificate. The certificate shall be issued to the grant recipient and shall be valid only for the fiscal year in which it is issued. After receiving the certificate from a grant recipient, the provider shall include the following information, verified by the grant recipient, on the certificate: name of eligible student served, type of instruction, date and length of instruction and cost of instruction provided to the eligible student. When the amount of the certificate has been utilized or when the eligible student is no longer receiving education support services from the provider, the provider shall return the completed certificate [to the grant recipient for submission] to the department for payment. The department shall make payment directly to the [grant recipient for the amount due. Grant recipients must send all outstanding certificates to the department for payment no later than 90 days after receiving the completed certificate from the] provider.

(b) Penalty for grant recipients.—A grant recipient who knowingly defrauds the Commonwealth by [receiving reimbursement for] verifying the receipt of education support services not rendered to the eligible student and grant recipient identified on the certificate commits a misdemeanor of the third degree and shall, upon conviction, be sentenced to pay a fine of not more than \$1,000 per violation and shall be disqualified from eligibility for an additional grant for a period of not less than five years.

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Section 2. Section 1613(a) of the act, amended June 22, 2001 (P.L.530, No.35), is amended to read:

Amend Sec. 2, page 2, line 1, by striking out “2” and inserting  
3

Amend Sec. 3, page 2, line 3, by striking out “3” and inserting  
4

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

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

Mr. LESCOVITZ. Thank you, Madam Speaker.

This amendment basically does three things dealing with the grant program that we currently have: the provider cannot seek direct payment from the recipient; there has to be verification sent to the Department of Education that the tutoring was done; and also, after a receipt from the Department of Education, the payment would go directly to the provider.

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

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Maher	Sather
Allen	Evans, D.	Maitland	Saylor
Argall	Evans, J.	Major	Schroder
Armstrong	Fairchild	Manderino	Schuler
Baker, J.	Feese	Mann	Scrimenti
Baker, M.	Fichter	Markosek	Semmel
Bard	Fleagle	Marsico	Shaner
Barrar	Flick	Mayernik	Smith, B.
Bastian	Forcier	McCall	Smith, S. H.
Bebko-Jones	Frankel	McGeehan	Solobay
Belardi	Freeman	McGill	Staback
Belfanti	Gabig	McIlhattan	Stairs
Benninghoff	Gannon	McIlhinney	Steelman
Birmelin	Geist	McNaughton	Steil
Bishop	George	Melio	Stern

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

NAYS—1

Harper

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. FREEMAN offered the following amendment No. **A0916**:

Amend Sec. 1, page 1, line 11, by inserting after “amended”  
and the section is amended by adding a subsection  
Amend Sec. 1 (Sec. 1613), page 1, by inserting after line 19

(e) Voter registration forms shall be given to pupils issued certificates under subsection (a) and who will be eligible to vote in the first election following their graduation. This subsection shall not apply to pupils in schools operated by a bona fide church or other religious body which has at any time filed an objection in writing with the Secretary of Education on the basis of a strong moral or ethical conviction constituting or similar to a religious belief.

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

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

Mr. FREEMAN. Thank you, Madam Speaker.

Madam Speaker, this amendment would require that voter registration forms be issued to students who will be receiving their diplomas, will be graduating from a high school in Pennsylvania, as long as they will be old enough to vote in the next subsequent election. This provision would not apply to those schools that have a religious affiliation or in some way might object to the idea of the issuing of a voter registration form, but it would apply to all other schools here in Pennsylvania issuing a diploma.

This amendment had passed in previous sessions of the legislature. We did pass it by the House, though it was not moved by the Senate in those previous sessions.

According to the National Association of Secretaries of State, the participation of eligible voters in the 18-to-24-year-old bracket has continued to decline since the granting of the vote to 18-year-olds in 1971. In 1972 only 50 percent of those eligible to vote actually voted. By 1998 that number had dropped to only 20 percent of the eligible people voting. As we all recognize, graduation from high school is a sort of rite of passage into the adult world. With it comes adult responsibilities and civic responsibilities, and obviously the most important civic responsibility in a democracy is the right to vote and to participate in elections.

I would urge the members to support this amendment and, hopefully through this symbolic gesture, help to establish a lifetime of voting amongst those who will be receiving the voter registration forms. Thank you.

The SPEAKER pro tempore. Could we have some quiet in the House. It is almost impossible to hear the speaker.

On the amendment, the Chair recognizes the gentleman from Wayne County, Mr. Birmelin.

Mr. BIRMELIN. Madam Speaker, I would like to interrogate the maker of this amendment briefly, if I may.

The SPEAKER pro tempore. The gentleman agrees. You may proceed.

Mr. BIRMELIN. Madam Speaker, as I read the amendment – and this is the first time I have seen it, so I am really genuinely asking this question and do not know the answer to it – first of all, who would issue these voter registration forms to these pupils?

Mr. FREEMAN. The school district would issue the voter registration forms to those graduating seniors who would qualify.

Mr. BIRMELIN. In the situation where we have a church-run school, which is part of your amendment, who would issue them?

Mr. FREEMAN. Again, the school itself would issue them; they can obtain the forms from the voter registration office in their county. But again, they would have the option of opting out of that process if it violated their own religious convictions.

Mr. BIRMELIN. So this would be a mandate on religious schools then to make sure that the students had these unless they opted out?

Mr. FREEMAN. It is a requirement of all schools that have the ability or the right under Pennsylvania law to issue a diploma. But again, those that are of a religious nature who would find it in conflict with their teachings can opt out of the process.

Mr. BIRMELIN. Thank you.

That ends my interrogation. I would like to make a few

comments, if I could, on the amendment.

The SPEAKER pro tempore. You may proceed.

Mr. BIRMELIN. I understand that the maker of the amendment wants to get as many young people registered as possible, and I agree that that is an admirable trait or an admirable goal in society. The problem I have with this amendment is that it is an opt-out situation, not an opt-in. So what we have done in essence by passing this amendment, should we, is to force on our religious schools this mandate to hand out these voter registration forms to students, and they can only get out of it if they opt out of it. To me, that is sort of putting the cart before the horse and is a reverse of what I would like to see, and I think if the maker of this amendment had reversed that language such that we would allow them to opt in to do that, I probably would vote for this. But in its current form I do not think I can, and I would encourage the members not to vote for it, because I think we are, again, you know, we are always crying about separation of church and state, and oftentimes it is often misquoted and is misapplied. But I think in this particular case it does have some validity to it, because we are forcing our religious schools to do something that the government thinks is a good thing to do but is not necessary. It may be admirable to get people registered to vote, but I do not think we should be forcing our religious schools to hand out voter registration forms, as innocuous as that may sound.

So I am going to ask members to vote “no” on this particular case, based on my objection that this is really a crossover between the freedom of the church to be free from State intervention. Thank you.

The SPEAKER pro tempore. On the amendment, does the gentleman, Mr. Coy, wish to be recognized? No?

The Chair recognizes the gentleman, Mr. Freeman, for the second time.

Mr. FREEMAN. Thank you, Madam Speaker.

Madam Speaker, perhaps I need to reiterate the low turnout figures, the low participation figures, that we are getting from that age group which this amendment is trying to target. The 18-to-24-year-old population in the 1998 elections, only 20 percent, 1 in 5 of those individuals who are citizens of this country, who should share in the civic responsibilities of being part of democracy, bothered to vote. That is an appalling figure. We have young men and women in service to this country fighting for democracy in Afghanistan and thousands of hotspots around the world, laying their lives on the line for our democracy, and yet we see such a terrible turnout figure in this age group.

Graduation is a rite of passage into the adult world. You take on certain responsibilities as an adult, and by far in a democracy the most important responsibility is participating in the electoral process. This amendment is designed to reinforce that message, which every American should hear, particularly Americans graduating from high schools here in the Commonwealth of Pennsylvania.

Now, we purposely put in a provision so that if this is in conflict with the ethical or religious teachings of an institution, they do not have to participate; they can opt out. I think it is incumbent upon us as members of an elective body, who are here because of the democratic process, that we encourage young people to register to vote, to participate in our elections. This is a proposal which has practically no cost whatsoever involved with it, and yet it would send a very important and dramatic message to the young people of this Commonwealth that registering to vote, participating in elections, is a civic right, a civic duty, and

something which other Americans who preceded them laid down their lives to protect and defend. I think they need to hear that message, and I urge this chamber to please vote for this very reasonable proposal.

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

Mrs. COHEN. Thank you, Madam Speaker.

Madam Speaker, I think that the maker of this amendment is correct when he says that it is appalling that our young people who are eligible do not vote. However, this amendment is not the way we should go about encouraging our young people to vote, and there are several problems that I have with this amendment.

Number one, I believe that it is an incursion upon religious schools. To mandate that religious schools opt out of this mandate I think is wrong. We should not require them to take steps to opt out of this program. The burden, it seems to me, should be on us to make voting more palatable, to make our young people think that it is indeed more worthwhile and very worthwhile to come out and to exercise their right, their duty, and their privilege to vote, and perhaps the blame belongs on all of us in this body that we are not getting the message out that it is indeed vital and critical for our young people to vote. But to mandate our religious institutions and even to mandate our public schools to distribute voter registration forms is wrong.

I know in my district I bring voter registration forms to the school. I talk to the children and to the faculty about the importance of voting, and we do encourage our young people to vote. But to mandate this, I think, is really overstepping our bounds and simply should not be done.

I would ask everyone to vote “no” on this. Thank you.

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

The following roll call was recorded:

YEAS—107

Allen	Frankel	Manderino	Staback
Argall	Freeman	Mann	Steelman
Bebko-Jones	George	Markosek	Steil
Belardi	Gordner	Mayernik	Stetler
Belfanti	Grucela	McCall	Strittmatter
Bishop	Gruitza	McGeehan	Sturla
Blaum	Habay	Melio	Surra
Butkovitz	Haluska	Michlovic	Tangretti
Buxton	Hanna	Myers	Taylor, E. Z.
Caltagirone	Harhai	Oliver	Thomas
Cawley	Harper	Pallone	Travaglio
Cohen, M.	Hasay	Perzel	Trello
Colafella	Horsey	Petrone	Trich
Corrigan	James	Pistella	Vance
Costa	Kaiser	Preston	Veon
Coy	Keller	Readshaw	Vitali
Curry	Kirkland	Rieger	Walko
Daley	Krebs	Roberts	Wansacz
DeLuca	LaGrotta	Robinson	Washington
Dermody	Laughlin	Rooney	Waters
DeWeese	Lawless	Ruffing	Williams, J.
Diven	Lederer	Sainato	Wojnaroski
Donatucci	Leh	Samuelson	Wright, G.
Eachus	Lescovitz	Santoni	Youngblood
Evans, D.	Levdansky	Scrimenti	Yudichak
Fairchild	Lucyk	Smith, B.	Zug
Feese	Maher	Solobay	

NAYS—87

Adolph	Dailey	Lynch	Ross
Armstrong	Dally	Mackereth	Rubley
Baker, J.	DiGirolamo	Maitland	Sather
Baker, M.	Egolf	Major	Saylor
Bard	Evans, J.	Marsico	Schroder
Barrar	Fichter	McGill	Schuler
Bastian	Fleagle	McIlhattan	Semmel
Benninghoff	Flick	McNaughton	Shaner
Birmelin	Forcier	Metcalfe	Smith, S. H.
Boyes	Gabig	Micozzie	Stairs
Brooks	Gannon	Miller, R.	Stern
Browne	Geist	Miller, S.	Stevenson, R.
Bunt	Godshall	Mundy	Stevenson, T.
Cappelli	Harhart	Nailor	Tigue
Casorio	Hennessey	Nickol	Tulli
Civera	Herman	O'Brien	Turzai
Clark	Hershey	Phillips	Watson
Clymer	Hess	Pickett	Wilt
Cohen, L. I.	Hutchinson	Pippy	Wright, M.
Coleman	Jadlowiec	Raymond	Yewcic
Cornell	Kenney	Reinard	Zimmerman
Creighton	Lewis	Rohrer	

NOT VOTING—2

McIlhinney	Petrarca
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EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

(The bill analysis was read.)

DECISION OF CHAIR RESCINDED

The SPEAKER pro tempore. Without objection, the Chair will rescind the announcement that the bill has been agreed to on 3 different days.

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

AMENDMENT A0916 RECONSIDERED

The SPEAKER pro tempore. The Chair is in receipt of a reconsideration of a vote on amendment 0916.  
The gentleman, Mr. Birmelin, moves that the vote by which

amendment 0916 was passed to HB 2059, PN 2709, on the 26th day of March be reconsidered.

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

The following roll call was recorded:

YEAS—190

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

NAYS—6

Costa	Frankel	Solobay	Tangretti
Diven	Santoni		

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
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Cruz Roebuck Speaker

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. **A0916**:

Amend Sec. 1, page 1, line 11, by inserting after “amended”  
and the section is amended by adding a subsection  
Amend Sec. 1 (Sec. 1613), page 1, by inserting after line 19  
(e) Voter registration forms shall be given to pupils issued certificates under subsection (a) and who will be eligible to vote in the first election following their graduation. This subsection shall not apply to pupils in schools operated by a bona fide church or other religious body which has at any time filed an objection in writing with the Secretary of Education on the basis of a strong moral or ethical conviction constituting or similar to a religious belief.

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman from Wayne County, Mr. Birmelin.

Mr. BIRMELIN. Thank you, Madam Speaker.

I asked for the reconsideration motion because I think there were members who were not following the debate, number one, and there may have been some members who were on automatic pilot that were not really paying attention either. So I wanted to share with you a couple of the points that I wanted to make on this particular amendment, and after I interrogated the maker of the amendment last time, it became very clear that this was a mandate that we were forcing our religious schools to do and only allowing them to opt out of. And I agreed with him that we do want more young people to be registered to vote; unfortunately, sometimes giving them a registration form does not accomplish that, but it is a step perhaps in the right direction. But what I had a concern about was that you are now going to be telling the religious schools, you must hand out voter registration forms to every graduating senior unless you file some sort of an exemption with us, but what happens to the school that does not know that they need to file an exemption? What happens to the school that on its face opposes being told they have to file an optional exemption?

I think we are in an area here that really is crossing the line – government intervention in the free practice of the religion of these schools. I think it is one that while well intentioned ought not to be passed into law, at least not in its current form. I would have no objection to them being given the opportunity to avail themselves of registration forms or to have somebody who would provide them for them if they requested them. But to mandate that these religious schools have to hand these out unless they affirmatively say, no, I do not want to because I have some objection, I think is, again, a reverse of what ought to be the situation.

So I would again ask the members to think about this carefully and to reject this amendment. Thank you.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman from Delaware County, Mr. Vitali.

Mr. VITALI. Thank you, Madam Speaker.

I just wanted to briefly rise in support of the amendment. It is

difficult to understand why anyone would object to this since it is such a minor burden to put on the school, to simply hand out one piece of paper to graduating students. It seems to me that it is such an important thing to encourage young people to vote. Day after day they are sent home with so many pieces of paper. What is the problem with this? We did the same idea with motor-voter, simply making it easier for people to vote. I think religious schools today are active parts of the political process. We are lobbied on many issues, vouchers and other issues. I do not think we are putting them out in any way.

This is just a very minor, harmless, civic-minded amendment, and really, I think we are sending the wrong message if we object to something like this.

Thank you, Madam Speaker.

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

Mr. FREEMAN. Thank you, Madam Speaker.

Madam Speaker, I think this debate has gotten overblown and gone into areas it need not go into. The gentleman, Mr. Birmelin, has raised some red herrings, frankly. We specifically drafted the language with sensitivity to religious schools in mind, giving them an avenue not to have to participate in this process. But I do not want to minimize the importance of what we are trying to achieve here today. We are trying to send a message to the young people of Pennsylvania who are old enough to vote that voting is important, that it is part of their civic duty as citizens of this Commonwealth, part of their responsibility as adults, to participate in the democratic process and to be engaged in their government in the course of their society.

The gentleman, Mr. Vitali, is exactly right. This is a harmless amendment. This is not a burden on any school. The forms are readily available. But just as every school is required to teach some form of civics, would it not be the ultimate civics lesson to hammer home the point that young people graduating from schools, which we here in the Commonwealth of Pennsylvania certify through the diploma process, that those very same young people should vote, should participate in elections, should register? No one is telling them they have to fill out the form, but it sends a clear message that participation in a democracy is a very important part of our democracy, and the low level of participation by those who are 18 to 24 years old is alarming. Twenty percent of the eligibles voted in 1998 – 1 in 5. This is a reasonable, mild measure to try and combat that, by sending an important message to the young people in that age group that they should register, they should participate in their democracy, and again, there are provisions for any institution that because of its religious convictions, its ethical convictions, does not want to participate in this process, they do not have to. We designed it specifically with them in mind to give them a way out of this process.

Let us not stand in the way of trying to promote greater participation and greater democracy here in the Commonwealth of Pennsylvania. Vote for this very reasonable measure to enlist the young people of this Pennsylvania Commonwealth in the electoral process.

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

Mrs. COHEN. Thank you, Madam Speaker.

Will the maker of the amendment stand for interrogation, please?

The SPEAKER pro tempore. The gentleman agrees. You may proceed.

Mrs. COHEN. Thank you, Madam Speaker.

Madam Speaker, we are dealing with the budget now, and as we all know, this is not a particularly lucrative year where we have extra dollars to spend. My question is, how much will it cost our public schools but particularly our private and religious schools to hire someone to be sure that the school is complying with the law?

Mr. FREEMAN. Madam Speaker, there is no need for any institution to hire anyone to comply with this law; it is a very basic measure, and I would direct the member, Madam Speaker, to the fiscal note, which says that there is no fiscal impact on the Commonwealth in regard to this amendment.

Mrs. COHEN. Madam Speaker, I believe that my question was the cost to the schools, because as we all know, many of our smaller schools, especially our religious schools that have so few pupils, everyone is doing double, triple duty, and no one seems to have time for any additional burden or any additional duties that they have to take on. Many of our teachers and private-school, religious-school personnel are working early in the morning, late at night, just trying to hold the school together because finances are so difficult. How in the world, Madam Speaker, will the personnel at the school be able to go and pick up voter registration forms and have the time to make sure that all of the graduating students get a form in their certificate of graduation?

Mr. FREEMAN. Madam Speaker, this is truly a red herring. There is no cost involved. The fiscal note prepared by the Appropriations Committee made that very clear. I do not see how it is going to in any way burden any institution regardless of its size to be able to obtain a handful of voter registration forms and make sure they go out with the general mailings that go to all graduating students.

I would remind the gentledady that she is actually a prime sponsor of this proposal in bill form. I am surprised by her objections this day on the floor given the fact that she is a cosponsor of the measure itself. Obviously she felt that it was a good measure when she cosponsored my bill, and I am curious why she objects to it now.

Mrs. COHEN. Madam Speaker, that concludes my interrogation. May I speak on the amendment, please?

The SPEAKER pro tempore. You may proceed.

Mrs. COHEN. Thank you.

Madam Speaker, in reference to my cosponsoring a measure, this measure or a measure exactly like it, I would encourage the maker of the amendment to read the material that I have sponsored, which I do believe is significantly different.

Secondly, Madam Speaker, I think once again we are placing burdens upon all schools – public, private, and religious – to do something that is our job. It may not be a cost to the Commonwealth; it is a burden placed upon religious schools. It will cost them to send someone to pick up these voter registration forms, to get them, to put them in the diplomas. We are shirking our duties. If we made and did our jobs and made it more palatable and encouraged young people to vote, we would get them out there; we are absolutely shirking our responsibilities.

I believe that this is an unfair burden on all of our schools but primarily the schools that are struggling with personnel. There are people that are working so hard doing double, triple duty, and they simply do not have the time to do this. Granted, we have to teach civics. We should teach positively and encourage but not punish our schools by forcing them to pick up and deliver



voter registration forms.

I would urge everyone once again to vote “no” on this and to consider our responsibilities of encouraging young people to vote, because they should.

Thank you, Madam Speaker.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman from Dauphin County, Mr. McNaughton.

Mr. McNAUGHTON. Thank you, Madam Speaker.

Would the maker of the amendment stand for brief interrogation? And could I have some order, please, Madam Speaker.

The SPEAKER pro tempore. The gentleman agrees. You may proceed.

It is awfully noisy here. They are having difficulty hearing one another. Could we please have order in the hall, and those in the aisles, could they please find a seat.

You may proceed.

Mr. McNAUGHTON. Thank you, Madam Speaker.

Madam Speaker, I notice in reading your amendment that you require someone to make an affirmative action not to hand out or to object to handing out these voter registration application forms. What is the penalty for a school that fails to do so?

Mr. FREEMAN. To the best of my knowledge, Madam Speaker, there is no specific penalty in the language. It is merely a requirement, and they are asked to do so. If they wish to opt out, they just simply send a letter to the Secretary of Education saying they object doing so based on religious or ethical convictions or similar type convictions.

Mr. McNAUGHTON. So you are telling me you are making an amendment with a mandate that does not have an enforcement provision. Is that correct?

Mr. FREEMAN. We are making an amendment, Madam Speaker, which hopefully will encourage young people to register to vote and to participate in the electoral process. I am truly flabbergasted to see members of the other side of the aisle get up and object to a process which is designed to engage people in the electoral process and one in which we have specifically provided an opt-out provision, being sensitive to the fact that some schools that issue diplomas in Pennsylvania might have religious problems with it.

Mr. McNAUGHTON. Thank you for that answer. I believe you avoided the question. The question was, you are doing a mandate, you are imposing a mandate, on school districts without a provision for enforcement. Is that correct?

Mr. FREEMAN. Well, if the gentleman has the idea that we should put in some sort of penalty, I will leave them up to him, but I do not think that is required at this point. The idea is a directive. We are not trying to be punitive in this amendment; we are trying to be proactive in encouraging young people to register to vote.

Mr. McNAUGHTON. Thank you, Madam Speaker.

What are your statistics? You mentioned statistics about the number of people who vote, which I believe is alarming also. Please tell me what your statistics are for those people who receive a voter registration form and then their going out and actually voting, or even filling out the form and sending it in. What is the percentage of people who do that?

Mr. FREEMAN. Madam Speaker, I have no idea what the percentage of people are who do that. I doubt that there have been any surveys done to that effect. If there are, I am sure the gentleman would be happy to share that information with the

chamber.

I would say that I do not think whether or not that is a factor really plays into this. We are trying in this amendment to drive home the point to young people that registering and voting and establishing a lifelong activity of participating in elections is an important civic duty, is an important part of being in a democracy, and whether they choose to fill out the form or not is really not what this amendment is all about. What is important is that we tell them through this process that voting, registering to vote, participating in elections, is a civic duty. We want to send that message. We cannot control what people will do with the forms once they have them, whether they will send them in or discard them, but I think it is important that they hear from their school district that it is important for them to participate in the electoral process. That is what civics classes are all about. This is the ultimate civics test, and I do not think we should be standing in the way of trying to send that message to the students of Pennsylvania.

Mr. McNAUGHTON. Thank you, Madam Speaker.

Madam Speaker, on the bill, please, and that concludes my interrogation.

The SPEAKER pro tempore. You may proceed.

Mr. McNAUGHTON. While I laud the gentleman’s approach to wanting to get individuals to participate in the electoral process, the statistics that he does not have would prove time and time again receiving a voter registration form does not correlate with someone going out and actually casting a vote, and if he really wants to educate the young people of the Commonwealth of Pennsylvania, the best place to do that is in the classroom of the importance of their civic duty, and I think that if he wants to do that, he should incorporate that and ask the Department of Education to incorporate that in the classes actually taught in the school. I do not believe that handing out a voter registration form to anyone is going to spur them to participate in the electoral process if they have no desire to do so.

I think the gentleman will find that voter registration forms are in every public school in the guidance counselor’s office. If someone truly wants to be active, they will go and obtain the voter registration form and submit it. I do not like the application of an unfunded or a funded, unfunded mandate on religious schools, making them opt out of this provision rather than having them opt in, and for those reasons I would ask that the members oppose this amendment. Thank you.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman from Cumberland, Mr. Gabig.

Mr. GABIG. Thank you, Madam Speaker.

Is the maker still standing for interrogation, and might I interrogate him?

The SPEAKER pro tempore. The gentleman agrees. You may proceed.

Mr. GABIG. Madam Speaker, I understand that 18-year-olds have a low turnout. It is also my understanding that 19-year-olds and 20-year-olds, and believe it or not even 45-year-olds like myself, have a continuing decline in the turnout over the last probably 20 years. Does the maker agree with that?

Mr. FREEMAN. Madam Speaker, the issue that this amendment deals with is the 18-year-old vote, and I am sure the gentleman must have seen statistics to some extent regarding whether there is low turnout in other age groups. Sadly enough, the worst turnout is in the youngest group. If you compare

voter turnout by age group, it is the youngest group, the 18-to-24-year-old category, which will consistently have a lower participation in the electoral process.

Mr. GABIG. But, Madam Speaker, does the maker agree that we have had a continual decline in turnout also in 19-year-olds and 20-year-olds and probably throughout the ages, that the 19-year-old turnout is probably 15 percent or 16 percent in the previous election? Does the maker agree with that, Madam Speaker?

Mr. FREEMAN. From my statistics, Madam Speaker, it indicates that the 18-to-24-year-old bracket, which is the way in which these age groups are usually analyzed, notoriously has the lowest voter turnout, and as I mentioned in my earlier remarks, their participation in elections has declined. In 1972, 50 percent of that age bracket that was eligible to vote actually voted; in 1998, it was down to 20 percent, and I think we need to combat that apathy by trying to send a very clear message to those who are leaving our schools, going into the adult world, taking on the civic responsibilities of adulthood, that it is important for them to vote, important for them to participate in the process, and this is a clear way of doing it at low if no cost to anyone, but to send a very important civic message in the process.

Mr. GABIG. That concludes my interrogation, Madam Speaker. On the amendment?

The SPEAKER pro tempore. You may proceed.

Mr. GABIG. Madam Speaker, it seems to me that if we are having low turnout and people are becoming disaffected with the electoral process, which I think many of us agree with and are concerned about, that it is just not one age group in the electorate, the 18-year-olds. We should be encouraging all ages, 19, 20, 30, 40, all the age groups, and to pick out one specific age and to try to target them versus reaching out to all age groups I do not think is effective.

And I also think, I know there are some environmentalists on the other side that have a lot of concerns. I think just sending all these out to these 18-year-olds is they are going to wind up in a trash can and kill all those trees. It is not an environmentally sound and efficient way to go about trying to get registration. What I would encourage the gentleman to do, although I think it is well intended, is to send some voter registration or actually meet with his 18-year-olds in his district and talk to them and persuade them to register to vote. I think that would be a much more effective and environmentally friendly way to accomplish his laudable goals in a flawed manner.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Delaware County, Mr. Vitali, on the amendment.

Mr. VITALI. Thank you, Madam Speaker.

Two quick points. First of all, I want to address the burden issue, because I am really quite surprised that this would be viewed as a major burden on school districts. Think about this. We all have voter registration forms in our own offices. We have cartons of them. I mean, how much of a burden is it on our offices with our limited staffs to keep these in stock? Is it really any burden at all? And all we are talking about here is if you have, let us say, a 200-person graduating class, maybe 4 or 5 of those packets. Is that really a burden? I mean, you know, we could have these sent to the schools, legislators could drop them off, but really, is it a burden physically getting these packets here?

And the second point as far as distributing them, I have not been around a graduation of high school in a while, but they all get graduation packets with instructions about how to dress and so forth and so on. Just putting another piece of paper in that packet, is that any burden at all? I mean, if you just look at this in practical terms, is it really going to be a burden?

The second point I want to make, because I know there is some concern with regard to religious schools, I just want you to think about it. I mean, it just seems to me what religious schools have been doing and want to be doing is have more political clout. They want more clout at the ballot box because of being more and more active in these issues, like vouchers and other issues. So it just seems to me this would be in the best interests of religious schools.

So my thought is, this is really a very minor civic-minded endeavor, and it just seems to me this should have passed long ago without a lot of discussion, and the right thing to do is just to let this thing happen.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Cambria County, Mr. Yewcic.

Mr. YEWIC. Thank you, Madam Speaker.

I am not going to support the amendment. You know, not long ago we passed legislation requiring all schools, of course, to do the Pledge of Allegiance, which I support. But I had a call from a pastor who is the head of a religious school in Somerset County who said, you know, we are patriotic and, you know, our sons and daughters will serve our country; we do things in a patriotic manner in our schools. But it is the process that you are making mandates with the State over their religious freedom, and for that reason they do not support this kind of legislation, and this is exactly the problem here. It is not the idea that we are requiring kids to get voter registration forms; it is the process that we are putting religious institutions in that they have to conform to a State mandate. It is the process that they find offensive, and many of these religious schools want to separate themselves from that process for their own particular freedoms, and I support that.

So therefore, I will not be voting for this amendment.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Warren County, Mr. Lynch.

Mr. LYNCH. Thank you, Madam Speaker.

I just have one comment and then a suggestion for the maker of the amendment. I know the amendment indicates that, you know, the exclusion of those who will voice a strong, you know, moral conviction, if you will, and I do not know who is going to decide what is strong and what is not strong, but I sure do not want to leave it up to the State to make that decision. But I have a suggestion for you, and I appreciate what you are trying to do, you know, trying to get the young people involved, but my suggestion to you is to encourage the schools to start a Young Democrats Club to get people signed up, or better yet, a Young Republicans Club.

I am going to vote "no" on this amendment.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Beaver County, Mr. Colafella.

Mr. COLAFELLA. Thank you, Madam Speaker.

Madam Speaker, I find it hard to believe that there is something wrong with us disseminating the opportunity for young people to vote. My God, people all over the world, they fight, they die, so that they have the right to vote. We are going to help young people

and give them a better opportunity to vote in this great country, and we are saying that is a problem? It is too much work for a schoolteacher to pass out one of these to every kid in his homeroom? That is ridiculous.

You ought to vote for this amendment.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Northampton County, Mr. Samuelson.

Mr. SAMUELSON. Thank you, Madam Speaker.

I rise in support of the Freeman amendment. I note that just 2 weeks ago today this House of Representatives passed HB 412 requiring that information about the Children's Health Insurance Program be distributed through school districts. A year ago we asked that children's health insurance information be distributed with birth certificates that the State sends out. That was HB 413; it passed unanimously. What about the bill that we passed 2 weeks ago that school districts should be required to distribute information about children's health insurance? The vote in this chamber 2 weeks ago today was 198 to nothing. Democrats and Republicans stood together to encourage the distribution of information regarding the Children's Health Insurance Program.

Today we are talking about encouraging our young people to sign up to register to vote by simply distributing a voter registration form to high school graduates. Somehow – I do not understand why – somehow this has turned into a partisan issue. It should not be viewed as a partisan issue. We are trying to encourage young people in our Commonwealth to sign up, to participate in our democracy, and to register to vote.

I urge a "yes" vote on the Freeman amendment.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the minority leader, Mr. DeWeese.

Mr. DeWEESE. Thank you, Madam Speaker.

As my colleagues are vexed at how this issue could engender conservative recalcitrance, how the Republicans and one of my Democratic colleagues, my good friend from the center of the State, could find fault with this measure is beyond my ability to comprehend, and having worked in this room for a long, long time, my imagination is elastic. I can comprehend many things, but to have a fight on the floor of the House when the nub of the issue is whether to give a graduating senior a voter registration form, it is an exceptionally sad state of affairs.

After September 11, the world changed. The United States of America is on a war footing. The most integral element of the fabric of our democracy is the voting process. It is nonpareil. And for the exceptionally circuitous and lame and gossamer excuses trundled out by some of the backbenchers of the Republican Party, for them to gainsay the efficacy of giving a youngster a voter registration form for these meandering and elongated reasons makes no sense. In fact, Governor Ridge not too long before he departed had a program of bringing a vet to vote. There have been all kinds of areas where Republicans historically have tried to get people interested to vote.

You people that vote "no" on this amendment should be ashamed of yourselves. There is absolutely no intellectual reason to countervail Mr. Freeman's amendment. I heard the gentleman from the 119th District of Carlisle, I heard him say a little while ago in what I consider to be undiluted sophistry that he did not want to cut down too many more trees. What a pernicious abstraction that is. If it were not so sad, it would be funny.

We should not have to try to ferret out people to vote, we should encourage them to vote. It seems axiomatic to me, Madam Speaker, that a registration form on graduation day is a

perfect, perfect addition to that wonderfully memorable moment when we leave secondary school and advance either to the military service or to junior college or to alma mater or amongst the Long Gray Line at West Point, as some of our colleagues have done. But I would accuse anybody in here who votes "no" of attempting in some way to asphyxiate the nascent enthusiasms of Pennsylvania's young boys and girls who want to get registered, who sometimes might be casual because of the illimitable diversions of adolescence. We in this room should encourage kids to vote. There is no better way than to give them a voter registration form on graduation day. And one more time, if some Ph.D. student someday 20 years from now reads the record and hears what that man from Carlisle said a little bit ago and what many of you will remember having been said earlier today, they will be amazed, they will be amazed at the unutterable vacuity of some of your logic.

This deserves an affirmative vote, and I would encourage Mr. Freeman's amendment to be adopted.

Thank you very much, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Freeman, for the second time.

Mr. FREEMAN. Thank you, Madam Speaker.

Madam Speaker, I want to reiterate a couple of very key points.

First off, I think the objections that have been raised in this chamber truly are red herrings. All we are doing in this amendment is sending a very symbolic message to those graduating seniors who will be old enough to vote in the next election that it is important to participate in the electoral process, that by graduating they have become a member of the adult world and should assume the civic responsibilities of any adult in this country.

This amendment, this issue, is not a Democratic issue, it is not a Republican issue; it is an issue of citizenship. It is an issue of trying to encourage the young people of this State who are not participating in the electoral process to wake up and recognize that they have a right, indeed a responsibility, to be involved in the electoral process.

I would urge the members of this House to send a clear message to the 18-year-olds who will be old enough to vote that, yes, we believe as a body, we believe as a part of the State government of the Commonwealth of Pennsylvania, that you should participate, that you should be involved, that you owe it as a citizen to be a part of this process. That is what this amendment is all about. We have provided options to ensure that those schools that issue diplomas that have objections to it do not have to participate in the program; they do not have to be involved, but I think we send a horrible message today if this amendment does not pass. If this amendment does not become a part of this bill, we are saying, we do not care whether you are an 18-year-old or vote; we do not care whether you participate in the process.

We can, however, send a very clear message that we do care; that we do want to see people who are going to be old enough to vote, who graduate from our high schools, to be a part of the electoral process, to assume their civic responsibilities, and to strengthen this democracy, which we are all a part of. I urge the House to adopt this amendment.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Wayne County, Mr. Birmelin, for the second time on the amendment.

Mr. BIRMELIN. Thank you, Madam Speaker.

I appreciate the arguments that have been set forth by the maker of this amendment. As I have indicated earlier, I think he has good

reason and good motivation for what he is doing.

However, the speaker that spoke before him that spent about 5 minutes in invective and sort of insulting anyone who disagrees with him, and I take umbrage with that. I think he just shoots from the hip too often, and he just shot himself this time because of his insulting remarks.

**POINT OF ORDER**

Mr. DeWEESE. Madam Speaker? Madam Speaker, point of order.

The SPEAKER pro tempore. The gentleman is recognized.

Mr. DeWEESE. I addressed a subject. The gentleman is making an ad hominem attack, and he should be reprimanded from the podium.

The SPEAKER pro tempore. The gentleman will confine his remarks to the subject at hand, which is the amendment.

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

I still will repeat what I have said in earlier arguments.

Those of you who think this is just a piece of paper, those of you who think this is just a simple, little thing to do, I do not think really appreciate the First Amendment to the Constitution of the United States when it speaks about there shall be no abridgement of freedom of religion.

What we are seeing in this amendment is the fact that we are forcing a mandate on religious schools to do something and only to opt out of it, and the way they opt out of it is to write a letter to the Secretary of Education. Well, what if the Secretary of Education does not accept that excuse or that reason or whatever? Somewhere down the road that could happen. I know that is not envisioned by the maker of this amendment, but it could happen. They could set a boundary and say, we will only allow you to opt out for certain circumstances.

You have created a situation where you have put the onus on those who wish to practice the freedom of religion to prove that what they are doing is a practice of the freedom of religion, and I think that is wrong, and I think that is an abridgement of the First Amendment to the Constitution of the United States, and, Madam Speaker, I think for that and if not for some other reasons, I think it is a good idea to vote “no” on this amendment.

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

The following roll call was recorded:

**YEAS—108**

Bebko-Jones	Fairchild	Manderino	Scrimenti
Belardi	Frankel	Mann	Shaner
Belfanti	Freeman	Markosek	Solobay
Bishop	George	Mayernik	Staback
Blaum	Gordner	McCall	Steelman
Browne	Grucela	McGeehan	Steil
Butkovitz	Gruitza	Melio	Stetler
Buxton	Habay	Michlovic	Sturla
Caltagirone	Haluska	Mundy	Surra
Casorio	Hanna	Myers	Tangretti
Cawley	Harhai	Nailor	Thomas
Cohen, M.	Harhart	Oliver	Travaglio
Colafella	Harper	Pallone	Trello
Corrigan	Horsey	Petrarca	Trich
Costa	James	Petrone	Veon

Coy	Kaiser	Pistella	Vitali
Curry	Keller	Preston	Walko
Daley	Kirkland	Readshaw	Wansacz
Dally	Krebs	Rieger	Washington
DeLuca	LaGrotta	Roberts	Waters
Dermody	Laughlin	Robinson	Williams, J.
DeWeese	Lawless	Rooney	Wojnaroski
DiGirolamo	Lederer	Ruffing	Wright, G.
Diven	Lescovitz	Sainato	Wright, M.
Donatucci	Levdansky	Samuelson	Youngblood
Eachus	Lucyk	Santoni	Yudichak
Evans, D.	Maher	Schroder	Zug

**NAYS—87**

Adolph	Dailey	Lynch	Ross
Allen	Egolf	Mackereth	Rubley
Argall	Evans, J.	Maitland	Sather
Armstrong	Feese	Major	Saylor
Baker, J.	Fichter	Marsico	Schuler
Baker, M.	Fleagle	McGill	Semmel
Bard	Flick	McIlhattan	Smith, B.
Barrar	Forcier	McIlhinney	Smith, S. H.
Bastian	Gabig	McNaughton	Stairs
Benninghoff	Gannon	Metcalfe	Stern
Birmelin	Geist	Micozzie	Stevenson, R.
Boyes	Godshall	Miller, R.	Stevenson, T.
Brooks	Hasay	Miller, S.	Strittmatter
Bunt	Hennessey	Nickol	Taylor, E. Z.
Cappelli	Herman	O'Brien	Tigue
Civera	Hershey	Perzel	Tulli
Clark	Hess	Phillips	Turzai
Clymer	Hutchinson	Pickett	Watson
Cohen, L. I.	Jadlowiec	Pippy	Wilt
Coleman	Kenney	Raymond	Yewcic
Cornell	Leh	Reinard	Zimmerman
Creighton	Lewis	Rohrer	

**NOT VOTING—1**

Vance

**EXCUSED—6**

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

(The bill analysis was read.)

The SPEAKER pro tempore. On final passage, the Chair recognizes the gentleman, Mr. Grucela.

Mr. GRUCELA. Thank you, Madam Speaker.

Madam Speaker, I rise in support of final passage of HB 2059, which essentially will allow the mandated State seals to rather be a

decision for local boards of education. Although personally I would prefer we totally remove the mandate, I think this bill at least allows the local boards of education to have that discretion as to what should be and should not be affixed to any diploma.

I am not opposed to standardized testing per se. I am opposed, however, to the PSSA Test being one judgment used for the State seals. I think we could certainly have a more composite type of criteria that could be used in that regard. I do not think anyone, especially students, ought to be judged on one day's performance. I do not know that we should be judged on one day's performance here in the House of Representatives, especially today.

I would therefore ask for your support for HB 2059.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The gentleman, Mr. Surra, is recognized on final passage.

Mr. SURRA. Madam Speaker, I rise to support HB 2059.

I just want known for the record that I have withdrawn my amendment on cyber charter schools and the 2-year moratorium on that issue to allow this important measure to move forward. The Republican leadership assured me that we were going to address that issue. It is a very important issue.

I think cyber schools and I would think everybody in this chamber would agree that cyber schools will play an important role in the educational mix for Pennsylvania in the future. However, what we passed a couple years ago needs some tuning up. It is something we must address, and I encourage the Republican leadership to hold true on their word and address the cyber charter school issue in this year's budget. Thank you.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—196

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

Cohen, L. I.	Hess	Petrarca	Tulli
Cohen, M.	Horsey	Petrone	Turzai
Colafella	Hutchinson	Phillips	Vance
Coleman	Jadlowiec	Pickett	Veon
Cornell	James	Pippy	Vitali
Corrigan	Kaiser	Pistella	Walko
Costa	Keller	Preston	Wansacz
Coy	Kenney	Raymond	Washington
Creighton	Kirkland	Readshaw	Waters
Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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 2200, PN 2965**, entitled:

An Act amending the act of March 10, 1949, (P.L.30, No.14), known as the Public School Code of 1949, imposing penalties for submitting a false affidavit.

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

The SPEAKER pro tempore. Does the gentleman, Mr. Haluska, wish to offer the amendment to this bill as well?

Mr. HALUSKA. Yes, Madam Speaker. It is the same amendment.

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

Mr. HALUSKA offered the following amendment No. **A0888**:

Amend Title, page 1, line 6, by, removing the period after "affidavit" and inserting

; and providing for firefighter and emergency service training as creditable high school courses.

Amend Sec. 1, page 1, lines 10 and 11, by striking out "a section" and inserting

sections

Amend Sec. 1, page 2, by inserting between lines 16 and 17  
Section 1550. Firefighter and Emergency Service Training.—(a)  
Firefighter and emergency service training may be added to high school  
curricula as credit-earning courses.

(b) The courses may be made available only to students  
sixteen (16) years of age or older and may include:

(1) Training as a firefighter I from the National Board of  
Professional Qualifications.

(2) Training as an emergency medical technician by the  
Department of Health under the act of July 3, 1985 (P.L.164, No.45),  
known as the “Emergency Medical Services Act.”

(c) If the school district adds firefighter and emergency service  
training as credit-earning courses, the school district shall provide  
transportation and supervision for firefighter and emergency service  
training that takes place off school grounds.

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. Haluska, for a brief explanation.

Mr. HALUSKA. Once again, Madam Speaker, what it does is allow high schools to offer basic firefighting and basic paramedic training as a credited course in high school, as an elective. Thank you.

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

The following roll call was recorded:

YEAS—196

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

Coy	Kenney	Raymond	Washington
Creighton	Kirkland	Readshaw	Waters
Curry	Krebs	Reinard	Watson
Dailey	LaGrotta	Rieger	Williams, J.
Daley	Laughlin	Roberts	Wilt
Dally	Lawless	Robinson	Wojnaroski
DeLuca	Lederer	Rohrer	Wright, G.
Dermody	Leh	Rooney	Wright, M.
DeWeese	Lescovitz	Ross	Yewcic
DiGirolamo	Levdansky	Rubley	Youngblood
Diven	Lewis	Ruffing	Yudichak
Donatucci	Lucyk	Sainato	Zimmerman
Eachus	Lynch	Samuelson	Zug

NAYS—0

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. **LESCOVITZ** offered the following amendment No. **A0893**:

Amend Title, page 1, line 6, by removing the period after “affidavit” and inserting

; and further providing for education support services providers and for grants.

Amend Bill, page 2, by inserting between lines 16 and 17

Section 2. Sections 1505-C and 1507-C(a) and (b) of the act, added May 17, 2001 (P.L.4, No.4), are amended to read:  
 Section 1505-C. Providers.

A prospective provider shall submit an application to the department for approval to provide education support services under this article. The application shall include a description of the services to be provided, the cost of the services, the qualification of all individuals providing those services, including evidence of compliance with section 111, and such other information as may be required by the department. Approval is subject to a provider agreeing not to seek payment directly from the grant recipient for education support services for which reimbursement will be provided under this article.  
 Section 1507-C. Payment of grants.

(a) Certificates.—A certificate for education support services under this article shall be issued by the department in an amount authorizing up to \$500 for each eligible student identified on the certificate. The certificate shall be issued to the grant recipient and shall be valid only for the fiscal year in which it is issued. After receiving the certificate from a grant recipient, the provider shall include the following information, verified by the grant recipient, on the certificate: name of eligible student served, type of instruction, date and length of instruction and cost of instruction provided to the eligible student. When the amount of the certificate has been utilized or when the eligible student is no longer receiving education support services from the provider, the provider shall return the completed certificate [to the grant recipient for submission] to the department for payment. The department shall make payment directly to the [grant recipient for the amount due. Grant recipients must send all outstanding certificates to the department for payment no later than

90 days after receiving the completed certificate from the] provider.

(b) Penalty for grant recipients.—A grant recipient who knowingly defrauds the Commonwealth by [receiving reimbursement for] verifying the receipt of education support services not rendered to the eligible student and grant recipient identified on the certificate commits a misdemeanor of the third degree and shall, upon conviction, be sentenced to pay a fine of not more than \$1,000 per violation and shall be disqualified from eligibility for an additional grant for a period of not less than five years.

\* \* \*

Amend Sec. 2, page 2, line 17, by striking out “2” and inserting  
3

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

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

Mr. LESCOVITZ. Thank you, Madam Speaker.

This is the same amendment that was in the previous bill. It deals with the tutoring program, making sure that the grant recipient, the tutoring, did comply, and it is sent to the Department of Education, and the program then is submitted for reimbursement back to the provider.

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

The following roll call was recorded:

YEAS—195

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

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

NAYS—1

Harper

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. COLAFELLA offered the following amendment No. **A0908**:

Amend Title, page 1, line 6, by removing the period after “affidavit”

; and further providing for approved reimbursable rental for leases hereafter approved and approved reimbursable sinking fund charges on indebtedness.

Amend Bill, page 2, by inserting between lines 16 and 17

Section 2. Section 2574(e) of the act, amended July 10, 1987 (P.L.286, No.50), is amended and subsections (b) and (c) are amended by adding clauses to read:

Section 2574. Approved Reimbursable Rental for Leases Hereafter Approved and Approved Reimbursable Sinking Fund Charges on Indebtedness.—\* \* \*

(b) For new school buildings the approved building construction cost shall be the lesser of  
\* \* \*

(4) For school buildings for which the general construction contract is awarded on or after July 1, 2002, the product of the rated pupil capacity as determined by the Department of Education at the time the project is approved and (i) four thousand seven hundred dollars (\$4,700) in the case of elementary schools, (ii) six thousand two hundred dollars (\$6,200) in the case of secondary schools, (iii) an amount in the case of combined elementary-secondary schools obtained by multiplying the rated elementary pupil capacity by four thousand seven hundred dollars (\$4,700) and the rated secondary pupil capacity by six thousand two hundred dollars (\$6,200) and dividing the sum by the total rated pupil capacity.

(c) For additions or alterations to existing buildings approved building construction cost shall be the lesser of  
\* \* \*

(4) For school buildings for which the general construction contract is awarded on or after July 1, 2002, the difference obtained by subtracting

the appraisal value of the existing building from the product of the rated pupil capacity of the altered or expanded building as determined by the Department of Education at the time the project is approved and (i) four thousand seven hundred dollars (\$4,700) in the case of elementary schools, (ii) six thousand two hundred dollars (\$6,200) in the case of secondary schools, (iii) an amount in the case of combined elementary-secondary schools obtained by multiplying the rated elementary pupil capacity by four thousand seven hundred dollars (\$4,700) and the rated secondary pupil capacity by six thousand two hundred dollars (\$6,200) and dividing the sum by the total rated pupil capacity of the altered or expanded building.

\* \* \*

(e) For area vocational-technical school and technical institute projects leased subsequent to July 1, 1964, by or for lease to a board of school directors authorized to operate such a school, the Department of Education shall calculate an approved reimbursable rental charge.

For area vocational-technical school and technical institute projects constructed or purchased subsequent to July 1, 1964, by a board of school directors authorized to operate such a school, the Department of Education may calculate an approved reimbursable sinking fund charge.

Approved reimbursable rental or sinking fund charge shall consist of that part of the annual rental or sinking fund attributable to:

(1) Cost of acquiring land and preparing it for use to the extent that such costs are deemed reasonable by the Department of Education and the interest on such cost of acquisition, cost of preparation and the cost of sewage treatment and the interest on such cost.

(2) Machinery, apparatus, furniture and equipment and all other necessary expenses and interest charges, but excluding architects' fees in excess of six percent of the construction cost.

The approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved and two thousand two hundred dollars (\$2,200).

The provisions of the foregoing paragraph shall apply to all school building projects for which the general construction contract is awarded prior to July 1, 1966, and for approved school building projects for which a lease was approved by the Department of Education prior to July 1, 1966. For school buildings for which the general construction contract is awarded subsequent to July 1, 1966, and for approved school building projects for which the general construction contract was awarded but for which a lease was not approved by the Department of Education prior to July 1, 1966, the approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved, and three thousand seven hundred dollars (\$3700).

For school buildings for which the general construction contract is awarded subsequent to July 1, 1984, and for approved school building projects for which the general construction contract was awarded but for which a lease or general obligation bond resolution was not approved by the Department of Education prior to July 1, 1984, the approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved, and six thousand three hundred dollars (\$6,300).

For school buildings for which the general construction contract is awarded on or after July 1, 2002, the approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved, and seven thousand six hundred dollars (\$7,600).

The Department of Education shall not approve the expenditure of any funds borrowed or obtained by the sale of bonds by any authority, nonprofit corporation, profit corporation, company or individual for construction of area vocational-technical schools or technical institutes for bleachers, athletic field, lighting equipment or apparatus used to promote and conduct interscholastic athletics.

\* \* \*

Amend Sec. 2, page 2, line 17, by striking out "2" and inserting  
3

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

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

Mr. COLAFELLA. Thank you, Madam Speaker.

Madam Speaker, this is the same amendment that passed a little while ago. It simply increases the percentage that the State will pay for school construction by 20 percent. There has not been an increase since 1987, and I urge an affirmative vote.

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

The following roll call was recorded:

#### YEAS—196

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



NAYS—0

NOT VOTING—0

EXCUSED—6

Barley Cruz	Josephs Roebuck	Taylor, J.	Ryan, Speaker
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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. COLAFELLA offered the following amendment No. **A0909**:

Amend Title, page 1, line 5, by inserting after “thereto,” ” providing for conditional employment; and

Amend Sec. 1, page 1, lines 10 and 11, by striking out “a section” and inserting

sections

Amend Sec. 1, page 1, by inserting between lines 11 and 12

Section 1109.2. Conditional Employment.—A board of school directors may enter into a provisional contract to employ an individual as a temporary professional employe who presents a letter within six months of the date of expected graduation from an approved Pennsylvania college or university verifying that he is enrolled in an approved teacher preparation program in that institution and will complete all requirements for the awarding of a bachelor’s degree on a date certain as specified. The validity of the provisional contract shall be contingent upon the following conditions being met prior to the actual commencement of employment; the awarding of a bachelor’s degree; and, the individual having obtained the appropriate teaching certificate in the area of assignment for which the contract is being entered.

On the question,

Will the House agree to the amendment?

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

Mr. COLAFELLA. Thank you, Madam Speaker.

Madam Speaker, this is also the same amendment that passed earlier, which provides conditional employment to persons not yet finished with their graduation. This will give our college seniors the same opportunity that the seniors have in other States.

Thank you very much.

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

Mr. TIGUE. Thank you, Madam Speaker.

Madam Speaker, on the previous bill when this was offered, I was one of the few people who opposed it, and I think this is not a good idea for a couple of reasons, first of which we in Pennsylvania graduate approximately 6,000 or more students each year who are certified to teach, and obviously, there are like 4,000 who are looking for jobs. I do not see any reason why we have to have a provisional situation where someone 6 months before they graduate, which actually puts them two semesters

before they graduate; it puts them in the middle of their seventh semester at the earliest, and then they would have to go through another semester.

In my opinion, when we hire people to teach, the best way to evaluate these people is not by their academic record alone but as substitute teachers. Those people in our school districts, especially in my area, who are currently substitute teachers, I am sure, would not support this because they have given the time and put forth the effort, and if they are properly evaluated, they should be the ones that are hired as teachers, as full-time teachers, in that district. They are the ones that deserve it. If they are not qualified, then they should be rated as such and they should not be substitutes.

I see no reason for doing this now, and in fact, what we are doing is, we will allow school boards to give a contract to someone who is in fact not a certified teacher because they have not graduated. They probably have not passed the test that we require in Pennsylvania.

I have heard arguments that teachers are leaving, people are leaving Pennsylvania to go to other States. That is true, because the jobs are not available in the areas in which they want to work, not because of a problem that we have with the certification process. There are areas in our State, such as Philadelphia and rural areas, where we cannot get the proper certified teachers. It is not because there is a teacher shortage. Unfortunately, for a variety of reasons, some of which I am sure you can figure out for yourself, these people, these teachers, these certified teachers, do not want to teach in these areas.

This may sound like a good idea, but again, we talk about education; we talk about certification; we talk about professional development. There is no reason for us to make it more lax for school boards to hire a teacher who is not completely certified, graduated, and ready to go to work.

That is why I did not support this in the last bill, and I will vote against this, and I would ask for your consideration to oppose this.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. STAIRS. Thank you, Madam Speaker.

This amendment, I guess you can look at it several ways. I tend to look at it in a manner that maybe we have not thought of, and I commend the sponsor of the amendment for introducing this.

I see it as an opportunity for the school districts of Pennsylvania to hire the best of our teacher candidates.

I will give you an example of what is happening here, and it is kind of unfortunate. Yes, Pennsylvania does produce more teacher candidates, more students graduate from college each year in the teaching profession, than we can hire, and as a result – I think we all know this – we have a large number of our graduates that go to other States, whether it be to the south or to the west or where there is a great demand for teachers. And what has been happening, unfortunately – and you know, people know this; you do not have to be at your last week of class to find out who the good students are – but the recruiters from these other States find out some of our outstanding teacher candidates, and what they do is, they offer them a job early on in their senior year, before they graduate. Now, our school districts are prohibited from doing that. We have to wait till they graduate in June and then in a few months try to find a job for September. But some of these other States who know Pennsylvania has a great reputation in preparing

teachers and they certainly look at Pennsylvania as a very fertile ground, but we are losing a lot of our topnotch candidates who are going to be great teachers in the future, and this only lets Pennsylvania be competitive and try to early on get the students before they graduate.

We have talked about this a number of times with regard to the brain drain. Not to belabor that – I think we know what that is also – but we find a lot of our outstanding students go elsewhere, and this is another example of the brain drain. So I compliment the sponsor of this amendment. This is one of the subjects that was brought up during the Keystone Commission hearings, when they are trying to keep the best and the brightest in Pennsylvania.

So I would hope that we could continue to hire the best teachers out there and not restrict or hold back our districts from doing that.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the lady from Indiana County, Ms. Steelman.

Ms. STEELMAN. Thank you, Madam Speaker.

Further, to emphasize the importance of this amendment, we particularly need to make the possibility of hiring on a provisional contract available to school boards with regard to students who are graduating with specialties in which we do not have enough teachers in Pennsylvania, particularly in areas of mathematics and science. These are the students for whom every State and every school district is competing, and at this point, if we cannot offer these outstanding students the opportunity to stay here in Pennsylvania, they are going to take an appointment somewhere else, because that will confirm that they have a job and that they can start paying off their enormous student loans at a reasonable time.

It seems to me that we need to put our school boards on a level playing field with school boards in other States and make it possible for them to compete successfully for the most highly desirable students by allowing them to offer provisional contracts to outstanding graduates. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Franklin County, Mr. Coy.

Mr. COY. Thank you, Madam Speaker.

Madam Speaker, I applaud the gentleman, Mr. Colafella, for the amendment, and I certainly plan on supporting it, and I simply want to point out to my colleagues what the gentlelady from Indiana County, first of all, indicated, and that was that other States are now getting the jump on us. They are able to sign a lot of these new teachers before we can, before our school boards can take a look at them and sign them because they do not have this flexibility other States do.

Now, if we are serious about keeping Pennsylvania's best and brightest in the State to teach, if we are serious about enhancing the quality of teachers and the folks who are teaching our young people in Pennsylvania, then this is one more option for our school boards.

Finally, Madam Speaker, I do not think there is any question but the fact that this gives an advantage to students who attend Pennsylvania colleges and universities, and I think we ought to give them an advantage. I think we can say by passing this amendment that we believe that if you attend a Pennsylvania college or university, we will invest in you and give you an advantage in terms of being able to apply early for a job.

Now, I recognize what the gentleman from Luzerne County said earlier about the use of substitute teachers and I recognize that many school districts are doing that, and this does not say that

those folks cannot be employed, but this indeed says and speaks volumes about giving an advantage to Pennsylvanians, to Pennsylvanians who are attending our colleges and universities in our State, and helping them to get to the position of teachers in Pennsylvania, and I applaud the gentleman for it. I think the amendment is very worthwhile and will result in better teachers in our State.

Thank you, Madam Speaker.

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

The following roll call was recorded:

#### YEAS—188

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

#### NAYS—8

Cawley	Kaiser	Readshaw	Tigue
Godshall	Maier	Ruffing	Wojnaroski

#### NOT VOTING—0

## EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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. FREEMAN offered the following amendment No. A0915:

Amend Title, page 1, line 6, by removing the period after “affidavit” and inserting

; and providing for voter registration forms to be given to high school graduates.

Amend Bill, page 2, by inserting between lines 16 and 17

Section 2. Section 1613 of the act is amended by adding a subsection to read:

Section 1613. High School Certificates.—\* \* \*

(e) Voter registration forms shall be given to pupils issued certificates under subsection (a) and who will be eligible to vote in the first election following their graduation. This subsection shall not apply to pupils in schools operated by a bona fide church or other religious body which has at any time filed an objection in writing with the Secretary of Education on the basis of a strong moral or ethical conviction constituting or similar to a religious belief.

Amend Sec. 2, page 2, line 17, by striking out “2” and inserting  
3

On the question,

Will the House agree to the amendment?

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

Mr. FREEMAN. Thank you, Madam Speaker.

Madam Speaker, I will not take too much of the House’s time.

This is the same amendment that we offered before which passed. For the very same reasons of trying to encourage young

people who are graduating from high school to register to vote, I would urge the House to support this amendment once again.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Wayne County, Mr. Birmelin.

Mr. BIRMELIN. Thank you, Madam Speaker.

And for the same reasons, I would ask for a “no” vote, as I presented to the members of the House last time. Thank you.

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

Mr. TURZAI. Madam Speaker, I think it is clear. I know we voted on this once, but I think something that did not get stated before needs to be stated. You know, over and over in my school districts, I am hearing about unfunded mandates. They use that phrase again and again, and this is what this amounts to. You are giving a task to a school district and asking them to pick up the tab and pick up the responsibility. This is just another task that we are sloughing off on our school districts, and I think we should be voting “no.” Thank you.

The SPEAKER pro tempore. The Chair recognizes the

gentleman, Mr. Coleman.

Mr. COLEMAN. Madam Speaker, I want to take just a brief opportunity to offer my opposition to this particular amendment.

I speak first as the graduate of a Christian school. I speak secondly as someone who spent my early years in Christian education as an active participant in Young Republicans, and in college years, in the College Republicans, and one of the disappointing messages, I think, that is being sent by this amendment is that somehow the Christian community and Christian schools and religious schools have abandoned their civic duty and responsibility to educate the people of my generation about the importance of voting. I do not doubt the statistics that say that there are plummeting results in the 18-to-24-year-old category in voting, single-digit across-the-board participation from my generation. I will disagree, though, with the categorization that young people in Christian schools are not active participants in public service. That was not my case, and it is certainly proof positive, as the good fortune I have of being the youngest member of the Pennsylvania House, that there are some of us, products of Christian education, many of us, actively on the front lines in public service.

So I would urge members to reconsider their vote, their previous vote on the amendment, if they had voted in the affirmative.

This last year, Madam Speaker, I had the opportunity to speak to over 6,000 high school students in public schools and in Christian schools. I have been to over 250 public school classrooms, talking to young people about our civic duty and responsibility as one young person to another. That is the real genuine way to reach out to my generation to talk to us about the importance of civic involvement and really reversing the distractions and the apathy of my generation.

Thank you very much, Madam Speaker.

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

Mr. PIPPY. Thank you, Madam Speaker.

I will be very brief.

I just want to echo the comments of my colleague previous. This is an unfunded mandate, and anyone who has been actively involved with school districts, as many of our younger legislators have been, we are there in the schools; we are meeting with the constituency. We are giving out the forms to the children. We do not preregister them. We do not tell them which party to choose. And if a school district wants to pass out voter registration cards or forms to their students, they can and do do that now. I just do not think we should make them do that. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Luzerne County, Mr. Blaum.

Mr. BLAUM. Thank you, Madam Speaker.

I rise in support of the Freeman amendment and did not want to get up, but like my colleague, Representative DeWeese, I think some of the arguments are absurd.

Before I had the honor of coming here to the Pennsylvania House, I taught government and American history at Bishop Hoban High School in the city of Wilkes-Barre and each year to my seniors handed out voter registration forms. Every good teacher should do that. Too many of them do not. Very few do it.

There is no penalty attached to what the gentleman’s amendment mandates. There is no cost to what the amendment says. It is good for kids. Why is it good for kids? Because hopefully they will get registered to vote in whichever political

party they so choose, but if they throw it away, then they consciously made that decision, and they will think about that decision. Every time they see a political commercial, every time they will see an ad, they will understand that they threw away their opportunity to register to vote, and hopefully that thought will prompt them to vote, or if they do not throw it away but just leave it lying around the house, every once in a while they are going to come across it and one day fill it out.

There is nothing wrong with this amendment. It is a good thing that we say to the school districts, with no penalty attached, we require you to do it. It is good for kids, and that is why we should vote “yes.”

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Beaver County, Mr. Colafella.

Mr. COLAFELLA. Thank you, Madam Speaker.

Madam Speaker, there was a book once called “All Politics Is Local,” and it was about Tip O’Neill, and when Tip O’Neill ran for Congress the first time, his fourth grade teacher was coming out after she had voted, and Tip O’Neill said, “Sister, thank you very much for voting for me,” and she said, “You know what, Tip? I didn’t vote for you.” And he said, “Why not?” “Because,” she said, “you never asked me for your vote.”

And you know, that kind of reminds me of this particular amendment. First of all, if you people are going to use the excuse not to vote for this bill because it costs money, let me tell you what it is going to cost. It is going to cost a homeroom teacher to pass out this thing, which will take 30 seconds, so that is a bogus argument. My God, how lucky we are to have the opportunity in this country to ask young people to register to vote. You know how many nations in this world would like to have that kind of freedom to say to kids, “You know what? Here’s an opportunity to vote.” People have died in countries for this opportunity.

So do not use the argument about financially it is going to cost us something. My God, I have been in this House 22 years, and I have seen some votes that I never understood, but this one tops it all. Thank you very much.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Franklin County, Mr. Coy.

Mr. COY. Thank you, Madam Speaker.

Madam Speaker, I resisted the opportunity from speaking the first time around on this, but I want to follow up just briefly on the good comments of my friend from Luzerne County, Representative Blaum, because he made a good point that this amendment comes without penalty, and it does.

But following up just a little bit about that, how many times have we been contacted by private schools and the families who attend private schools, religious schools, about their concern about government regulation, about their concern about other subjects that we know very well and their advocacy for or their advocacy against one issue or another. Now, how and what better way to encourage the children, young people who graduate from those schools, to become involved in the governmental process than by giving them the opportunity to register to vote upon their graduation?

Now, it just makes sense to me that if you are concerned about the policies that this government and the government in Washington, DC, and other States enact about those policies which affect those private and religious schools, what better way to show the young people who attend those schools that they ought to be

involved in the process than by registering to vote? This seems rather simple to me.

And I, like my colleague, the minority leader, who earlier mentioned some of the excuses for not putting this program into place, I also lament some of those earlier comments, only because it seemed to me that folks were looking for reasons just to be against this. It seems like we were just looking for one reason or another to, no matter how silly they may have been or may not have been, just to be against it, but what does it hurt to encourage participation in the public process?

Every time I go to a school classroom, public or private, I always encourage young people to register to vote and participate in the process. Now, I hope that none of us have to say, when we go to our next classroom, public or private, that while I want you to vote and while I want you to be a part of the process, I do not feel it is important enough for your school to give you a voter registration form when you graduate.

Let us just try to be a little consistent, and I think Representative Freeman’s amendment is a way for us to be consistent with our encouragement of political participation in its most basic form, registering to vote. I support the amendment.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Northampton, Mr. Grucela, on the amendment.

Mr. GRUCELA. Thank you, Madam Speaker.

Madam Speaker, I would just like to echo the comments of my good friend and colleague from Wilkes-Barre, because I, too, taught American government for roughly 30 years, and I can tell you that with the young people, simply giving them the voter registration form will at least enhance their ability to be cognizant of the process, but they take into consideration a lot more than simply giving them the form.

But I think it is a good idea, I think it is a good amendment, and for those members of the House who do not know, I would tell you that Representative Freeman was one of my students when he was in high school, and I am extremely proud of him, and I am glad that I gave him a voter registration form and that he registered to vote.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Delaware County, Mr. Adolph.

Mr. ADOLPH. Thank you, Madam Speaker.

I would like to interrogate the maker of the amendment.

The SPEAKER pro tempore. The gentleman agrees. You may proceed.

Mr. ADOLPH. Madam Speaker, these voter registration forms are going to be given out the day of graduation up on stage?

Mr. FREEMAN. No; there is no requirement to that effect in the amendment.

Mr. ADOLPH. When will they be given out?

Mr. FREEMAN. That is at the discretion of the school district, Madam Speaker.

Mr. ADOLPH. In order to receive the voter registration form, do you have to graduate?

Mr. FREEMAN. You have to be receiving a certificate of graduation.

Mr. ADOLPH. So a senior who has to go to summer school will not be given a voter registration form, Madam Speaker?

Mr. FREEMAN. Madam Speaker, I am once again just surprised by the red herrings that are put in the path of this good piece of civic legislation. You know, I do not think there is a need

to micromanage. There is a requirement that they be issued to those seniors who will be graduating, who will be old enough to vote in the next election. I am sure there is a way to be found in the flexibility of this language to ensure that all those pupils receive the registration form and send that good message to them that they should register to vote and participate in elections.

Mr. ADOLPH. Do you not think that since we are mandating this on the school districts, that we should decide whether, are you going to give it to the graduating seniors or are you going to give it to someone who is just going there for 4 years and has to go to summer school? Why are we putting the decision on our local school districts?

Mr. FREEMAN. I am sorry. Could the gentleman please repeat—

Mr. ADOLPH. Why are we mandating to the local school districts to be the heavy whether to give a voter registration form to someone who is not graduating? Why are we bringing politics into the graduation ceremony?

Mr. FREEMAN. Madam Speaker, there is no politics being brought into the graduation process; there is a civic lesson being brought into the graduation process. And I would hope that somehow the students graduating from Pennsylvania high schools will have been imbued with some sense of civic pride, some sense of civic responsibility, some sense of civic duty, and all this amendment seeks to achieve is that they be sent the message that as adults entering the adult world who will be eligible to vote, they should definitely consider registering to vote; here is a form. I am amazed at the potential opposition to this.

Mr. ADOLPH. On the amendment, Madam Speaker?

The SPEAKER pro tempore. You may proceed.

Mr. ADOLPH. You know, the worst thing that we can do is to bring politics into the classroom. I think making graduation a prerequisite in order to receive a voter registration form from a high school is ridiculous.

I also think that the problem here is not people registering to vote. Voting is the problem, okay? We have plenty of people registered in Pennsylvania to vote. That is not the problem. The emphasis should be put on going out to vote. By mandating that our high schools get involved in politics and handing out voter registration forms to graduating seniors and not to seniors that have to go to summer school, we are bringing politics into a graduation ceremony that has nothing to do with graduation.

I think this is State government getting involved in high school graduation, which is ridiculous. I think we should be emphasizing, get out to vote. Registering to vote is not hard to do. I do not think we should mandate this to our high schools to get involved in.

I urge my colleagues to vote “no” on this amendment.

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

Mr. MELIO. Thank you, Madam Speaker.

Madam Speaker, I have in front of me an Appropriations Committee fiscal note that says that the amendment has no adverse impact on the Commonwealth, so I do not know how this could be considered an unfunded mandate.

It is not going to cost anything, and as far as registering people, I have registered a lot of people in my lifetime, and I cannot see it as political, unless you tell that person that they have to register a certain party. If you are giving someone a registration form, they can register anything under the Commonwealth’s terms to register.

So I do not understand how anyone could say it is political. To me, it is getting people to vote. This is one of the big problems that

we have, and to encourage our younger citizens to register to vote is a good idea.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny County, Mr. Turzai, for the second time on the amendment.

Mr. TURZAI. Thank you, Madam Speaker.

You know, with all due respect, this bill does not encourage. This is not about voting or the virtues of voting; it is about the purpose of education, and it is about jurisdiction. Who knows better – the local school districts, the parents, the teachers, or us?

The superintendent is going to have to decide exactly whose job it is to pass out these forms, and anybody who thinks that just because there is not an enforcement mechanism, that this thing cannot ultimately end up in court is mistaken. Do not think that when a school district does not comply, someone will not go into court and ask for an implied private cause of action.

And exactly what letter does a Christian school or a religious school have to indicate and opt out of compliance? Are we going to need a regulation that now has to get passed to specify exactly what the form is?

With all due respect, this is feel-good legislation. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Freeman, on the amendment for the second time.

Mr. FREEMAN. Madam Speaker, very briefly, a lot of red herrings have been put in front of this proposal. It simply is a proposal to encourage young people who will be eligible to vote when they turn 18 and are graduating from a school that is allowed to issue a diploma to also issue a registration form. It does not have to be during the day of graduation, but they have to issue a voter registration form to those who will graduate and who will be old enough to vote in the next election. That is good civics. That is good government. That is sending the message to our young people that they have a civic responsibility to participate in the electoral process. That is all it is.

The gentleman, Mr. Melio, brought up the point that the fiscal note that is attached to this amendment shows there is no negative impact. It is not an unfunded mandate, because funding is not an issue here. And we did provide the opportunity for those schools who for religious reasons object to this not to have to do it.

It is very simple. It is very basic. We should not be reading into it more than is here, but we should be sending a clear message to the young people of Pennsylvania who will be graduating from our high schools that we feel as a legislative body they should participate in the electoral process; they should register to vote; they should become active members of this democracy. That is all this amendment is about.

As I said earlier on the previous amendment, it is not a Democratic issue, it is not a Republican issue; it is a citizenship issue, and let us stand by the active participation of our citizens by encouraging them to register to vote. I urge a “yes” vote.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Cumberland County, Mr. Gabig.

Mr. GABIG. Thank you, Madam Speaker.

I rise as the Representative from Carlisle and Cumberland County and the 199th Legislative District, proudly representing my constituents on this very important issue, and I heard some statements on this debate that I would like to address.

We heard that no one can encourage a student to register in one party or the other. Well, there is nothing in this amendment that prevents that. For example, if you had a teacher, a teacher who was

handing out these registrations, who was the wife of a Democratic State Representative and said, well, why do you not go ahead and register Democrat to help my husband and help me and my family, would that be right, or to say that to a Republican on the other end? I am not saying either party, but there is an undue influence that teachers have over their students, and we should not be mixing partisan politics with schools.

I register people to vote all the time. We have had registration drives. In fact, my first year last year we sent to the seniors of my district a letter with a registration card, saying preregister, and I do not think we got anybody to register, quite frankly, but I did not put in there, hey, I am a Republican; register Republican. But I guess there is nothing in the law and certainly in this law that would have prevented that.

We all want to encourage registration. That is not the issue, and I do not think any of us that oppose this should be accused of trying to prevent 18-year-olds from participating in the democratic process. We are concerned, however, about having local school districts do their job and not have the State legislatures be local school boards.

Additionally, in my district, there are Mennonite and Amish schools that would be offended by having to come up with some form, State-created form, to say, no, I do not want to register to vote, and be accused of perhaps being unpatriotic. There might be similar religious schools in Philadelphia that would be put off, and they could be accused of being unpatriotic because they did not want to participate in this. What is the State telling a religious school what to do with registering their students or not? That is simply a violation of the First Amendment, and the people on the other side, I believe, should understand that.

So if some of those arguments were specious that we are not just wasting paper that is going to get thrown away, perhaps you are right, and if I offended anybody about that, I apologize, but there are solid reasons not to vote for this, and I would encourage those people to consider again on this amendment that voted for it the last time to reconsider these strong amendments.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the minority leader, Mr. DeWeese.

Mr. DeWEESE. Thank you, Madam Speaker.

On December 19, 1944, in the windswept Ardennes in faraway Belgium, a German officer came out of the wood line with a white flag, and he offered a parley to the commander of the 101st Airborne Division, surrounded by Panzer divisions and Nazi aggressors. The Airborne general, Anthony McAuliffe, read the proffered letter asking for the surrender of the besieged American soldiers. His response was, to the German general from the American general, regarding surrender, "...Nuts!"

The idea of a mandate is nuts. Any one of these private schools, within about 15 seconds, can have its principal or its superintendent craft a one-sentence note to the Secretary of Education: From the superintendent of X, Y, Z school district to the Secretary of Education, relative to voter registration forms, we respectfully decline. Now, that is not a mandate, and as someone said, a couple people have said, it would only be one stamp; it would be a 34-cent mandate if it is a mandate at all.

And I happen to subscribe to the effectiveness of the gentleman from Franklin's comments, Mr. Coy. The gentleman said that – and I have had this experience myself when I have lectured in Christian schools and private schools in my home district – the enthusiasms of those youngsters would be enhanced and focused

and propelled forward past graduation day, and whether it is school vouchers, which I disagree with but what some of my constituents embrace, or a variety of other issues that private schools and church schools want to project, having their youngsters have a very focused and immediate sense of identification with the electoral system would prove positive.

I cannot help but regret the utter superficiality undergirding some of the arguments on the other side. Notwithstanding the fact that many of them are good friends of mine, in essence they are moonshine. I hope they are rejected, and I hope the Freeman amendment passes.

Thank you, Madam Speaker.

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

Mr. THOMAS. Thank you, Madam Speaker.

I rise in support of the Freeman amendment, and I only ask the question that if this body is really concerned about the problem of one party or the other having an unfair advantage in the distribution of voter registration forms to graduates, then let us start with the Pennsylvania Department of Transportation, who has unilaterally assigned people to one party over another in contravention of that person's particular interests. So I do not think that we need to start raising the question of undue influence until we clear up a situation that we have in front of us. There is no undue influence as it relates to providing young people with the opportunity to participate.

If 9/11, September 11, did not teach us anything, it taught us that all Americans must stand together, that we must come together as a country. Young people need to be involved in the process. We need as elected officials to provide every avenue of opportunity to recruit and encourage young people to participate in the process. The Freeman amendment is not determining outcome. The Freeman amendment is only saying that it is okay and that we should be about the business of providing young people, especially those who are 18 or turning 18, providing them with a voter registration form so that they can participate.

Madam Speaker, I urge members from both sides of the aisle to vote "yes" on the Freeman amendment. Thank you.

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

Mr. PETRONE. Thank you, Madam Speaker.

Madam Speaker, I really do not care how anybody in this room votes. I do not even care if you are registered. I just want to share a story with you that happens to be true, and it occurred last year when a young gentleman who just turned 18 years old came to vote, and I happened to be at the polling place when he came to vote. This was in Pittsburgh. His grandfather was a teacher of mine. His grandfather was a wonderful teacher. His grandfather was a navigator on a B-24 in the Ploiesti oil raids of the Second World War, and he taught problems of democracy in my school, and he encouraged us to be involved in the problems of democracy and how to solve them.

When I graduated from Crafton High that year, I enlisted in the U.S. Navy, but I could not vote, because you had to be 21 years old, but I believed what that teacher taught and I believed what he said about America and why we have to care, and I was thrilled and honored that his grandson, when he turned 18, came to vote. That was the first time he voted, and he remembered that I had honored his grandfather. He went on to teach at Mount Lebanon High School. His name was Glenn Aston-Reese, and I know my colleagues who represent that district might know him.

But that is just the story I want to relate to you and the importance of why none of us should question the honor of this amendment, what it intends, because it certainly is not going to discourage young Americans; it is going to help encourage them.

Thank you very much.

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

Mr. PALLONE. Thank you, Madam Speaker.

I rise in support of the Freeman amendment, particularly noting that voting is an inalienable right that is most cherished throughout this world, and our country is viewed as the leaders because we have the right to vote and the ability to vote. It saddens me to learn that my colleagues will try to defeat something as important as voting. While we are members of this great democracy, we do not want other participants in it. It saddens me to learn that we will use the most heinous scare tactics – unfunded mandate, court action, things to that effect that automatically have a negative connotation to them – when in fact all we are asking is to permit young men and young women to have the opportunity to register to vote.

We already allow these same 18-year-old young men and young women to have the choice to register to vote when they go from a junior license to a senior license. We already survey them in the school as it relates to medical and emergency formulations and other information and data collection surveys. We already allow the United States military to come into our schools and encourage our young men and women to enlist. We are not telling them they have to enlist; we are just making the opportunity available.

This is nothing more than distributing a form that would permit an 18-year-old man or an 18-year-old woman the choice of whether they participate in a democracy or not.

Again, I rise in support, and I would encourage all of my colleagues to vote in favor of the Freeman amendment. Thank you.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—109

Bebko-Jones	Frankel	Mann	Shaner
Belardi	Freeman	Markosek	Solobay
Belfanti	George	Mayernik	Staback
Bishop	Gordner	McCall	Steelman
Blaum	Grucela	McGeehan	Steil
Browne	Gruitza	Melio	Stetler
Butkovitz	Habay	Michlovic	Sturla
Buxton	Haluska	Mundy	Surra
Caltagirone	Hanna	Myers	Tangretti
Casorio	Harhai	Nailor	Thomas
Cawley	Harhart	Oliver	Travaglio
Cohen, M.	Harper	Pallone	Trello
Colafella	Horsey	Petrarca	Trich
Corrigan	James	Petrone	Vance
Costa	Kaiser	Pistella	Veon
Coy	Keller	Preston	Vitali
Curry	Kirkland	Readshaw	Walko
Daley	Krebs	Rieger	Wansacz
Dally	LaGrotta	Roberts	Washington
DeLuca	Laughlin	Robinson	Waters
Dermody	Lawless	Rooney	Williams, J.
DeWeese	Lederer	Ruffing	Wojnaroski
DiGirolamo	Lescovitz	Sainato	Wright, G.
Diven	Levdansky	Samuelson	Wright, M.
Donatucci	Lucyk	Santoni	Youngblood
Eachus	Maher	Schroder	Yudichak

Evans, D. Fairchild	Manderino	Scrimenti	Zug
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NAYS—87

Adolph	Dailey	Lynch	Ross
Allen	Egolf	Mackereth	Rubley
Argall	Evans, J.	Maitland	Sather
Armstrong	Feese	Major	Saylor
Baker, J.	Fichter	Marsico	Schuler
Baker, M.	Fleagle	McGill	Semmel
Bard	Flick	McIlhattan	Smith, B.
Barrar	Forcier	McIlhinney	Smith, S. H.
Bastian	Gabig	McNaughton	Stairs
Benninghoff	Gannon	Metcalfe	Stern
Birmelin	Geist	Micozzie	Stevenson, R.
Boyes	Godshall	Miller, R.	Stevenson, T.
Brooks	Hasay	Miller, S.	Strittmatter
Bunt	Hennessey	Nickol	Taylor, E. Z.
Cappelli	Herman	O'Brien	Tigue
Civera	Hershey	Perzel	Tulli
Clark	Hess	Phillips	Turzai
Clymer	Hutchinson	Pickett	Watson
Cohen, L. I.	Jadlowiec	Pippy	Wilt
Coleman	Kenney	Raymond	Yewcic
Cornell	Leh	Reinard	Zimmerman
Creighton	Lewis	Rohrer	

NOT VOTING—0

EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

The question is, shall the bill pass finally?

(The bill analysis was read.)

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny County, Mr. DeLuca, on final passage.

Mr. DeLUCA. Thank you, Madam Speaker.

Madam Speaker, HB 2200 adds a section to the School Code to provide penalties for filing a false affidavit.

Over the years school districts have had a considerable amount of students who have enrolled in the respective districts whose residency was in question. In a lot of these cases, the districts were required to expend a valuable amount of money and resources to remove these students from their districts, once the students were determined that their families did not reside in the district.

What HB 2200 attempts to do is deter these individuals from filing false affidavits and also to save valuable resources and tax dollars for the school districts, the respective school districts.

I also, Madam Speaker, want to commend the Quaker Valley School District, the Penn Hills School District, South Allegheny and Duquesne School Districts, for having the initiative to pass resolutions supporting this House bill. This is something that has been needed for years. Under the present School Code, there are no penalties.

And I also want to thank the majority chairman of the Education Committee and his committee for letting this bill out.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Horsey, on final passage.

Mr. HORSEY. Thank you, Madam Speaker.

Madam Speaker, I rise to oppose HB 2200.

It is a very, very bad bill, and it is a bad bill for one reason: because it places the responsibility on parents and parents alone as if they are doing and they are the only ones who are doing the wrong thing in this. There are school districts, administrators, who go out and actively solicit students from other districts to be in their districts, and we are not imposing any penalty whatsoever on those people, on those administrators.

How many times have we heard stories about great basketball players, great football players who somehow wind up in another school district and become All-Americans, and they were solicited to be in those other districts for one reason: because of their physical prowess. There are districts and administrators that know this, and they are the ones who are initiating this in conjunction with conspiring with parents – and do it, you are right – but there is no penalty being implemented on those administrators. It is not always parents who are registering their children out of the school district; it is sometimes administrators, because they want to have a winning football team or they want to have a winning basketball team. This bill does not address that.

This bill allows us and tells us that we should be imposing a penalty that goes to jail sentencing, as a matter of fact. We should be locking parents up because they want better for their children, and all along they are using public dollars along the way.

Madam Speaker, I am opposed to this process, and I would ask my colleagues to be opposed to it also. It is not a very good idea.

Thank you, Madam Speaker.

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

Mr. THOMAS. Thank you, Madam Speaker.

Madam Speaker, first let me thank the author of HB 2200. I know that at the end of the day he is trying to accomplish some good through this public policy statement.

But, Madam Speaker, if the world was as we wanted it to be, I could support HB 2200, but, Madam Speaker, as long as we have the disparaging circumstances which exist with school districts all across the Commonwealth of Pennsylvania, as long as we have some school districts able to spend \$12,000 to \$15,000 per year on a child's education while a district in Northumberland County is limited to spending \$3,300 and in Philadelphia County less than \$10,000, as long as we totally rely on property taxes as the sole source of revenue for public education in the Commonwealth of Pennsylvania, as long as we have classrooms that are without books, we have school buildings where the paint is peeling and is in need of major capital improvements, where we have uncertified teachers or certified teachers in math having to teach social studies, where we have administrators who do not have the authority to hire and fire, where we have classrooms with kids 30 and 40 to a classroom, Madam Speaker, as long as we have

inequity in the way we fund public education in the Commonwealth of Pennsylvania, as long as we have dark days for some kids and light days for others, I cannot, I cannot endorse a legislative proposal which says to a parent that I am prepared to lock you up and fine you for you doing all that you can to try to provide your child with a quality education, because the district and/or community which you live in is riddled with abandonment, is riddled with disinvestment, is riddled with schools that are falling apart. So I use my uncle's address or my brother's address because I desire to try and provide my child with a quality education. As long as that inequity exists in the Commonwealth of Pennsylvania, I cannot in good faith support HB 2200.

I say to the author, once we have a level playing field where every child has access to a quality education regardless of his or her color of their skin, regardless of where they live, regardless of their economic social circumstances, regardless of what part of the State that they live in, once we have a level playing field and once we step away from creating the circumstances which provide for a separate and unequal public education system in the Commonwealth of Pennsylvania, once that happens, count me in in supporting HB 2200. Until that is, count me out in supporting HB 2200.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny County, Mr. DeLuca, for the second time.

Mr. DeLUCA. Thank you, Madam Speaker.

Madam Speaker, as of right now it is illegal to send your child to a school if you are falsifying affidavits. I did not know we opened the borders to all our public schools and we could just send them anyplace we want to send them. It takes taxpayers' dollars in the respective school districts when you have a child going to somebody else's school district and your parents are paying taxes someplace else.

This has nothing to do but make the people honest. There is no reason we should have parents falsifying affidavits so they could send their kids to school. That is ridiculous. There is no reason to have grandparents falsifying their affidavits so they could send them to school, or uncles or aunts. There has to be a penalty, and that is what this bill does. It sets up a penalty so that people will not falsify affidavits.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Horsey, for the second time.

Mr. HORSEY. Thank you, Madam Speaker.

You are absolutely right. It imposes a penalty on parents who want to send their kids to a better school district, but it does nothing for the administrator who conspires in the process. For the ones who say, I want the best basketball player to play basketball in my school district and I am willing to allow the parent to lie to me and I know it is a lie, your bill does nothing to the administrators. It only imposes a duty against parents. There are administrators who are conspiring and allowing this foolishness to go on, and it has to stop.

I want parents to have the same right that teachers have. Teachers in Philadelphia can live anywhere in the State of Pennsylvania. If they can get to the city of Philadelphia, they can live in Erie, and I want a child, if they can get from Erie to Philadelphia and they want to go to school in Philadelphia, they should be able to.

Thank you, Madam Speaker.



The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Thomas, for the second time on final passage.

Mr. THOMAS. Madam Speaker, this is the last time, but, Madam Speaker, I could not sit without responding to whether or not parents should sign false affidavits.

To the author, I concur with you. Parents, students, teachers, administrators, we all should be required to tell the truth and provide correct information. However, Madam Speaker, it was important that I tried to convey to you and my colleagues, who I respect very dearly, when you create the circumstances under which you put parents in a situation where all they want is the best for their child, there is not a member in this General Assembly that has children that will not do what they believe is necessary to make sure that their children receive a good education.

Madam Speaker, we set up a charter school system which allows parents to go from one district to another. There is a district, there is a charter school in Bucks County that has more kids from Philadelphia County than it does from Bucks County. There is a charter school in Montgomery County which has kids from Philadelphia County. Madam Speaker, we created that system; parents did not create it. We created the system that allows for separate and unequal circumstances, separate and unequal pay for teachers, separate and unequal physical conditions for kids, separate and unequal classrooms, separate and unequal neighborhoods. We created those circumstances when just a few years ago we changed a formula by which public education was funded.

Madam Speaker, I join you in saying to parents, tell the truth, but let us not penalize parents when they try to do what is in the best interest of their children, and in some cases, they will transfer, transfer the support of their children to a family member or to a friend so that that child can have access to a quality education.

Thank you, Madam Speaker.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—184

Adolph	Donatucci	Lynch	Sainato
Allen	Eachus	Mackereth	Samuelson
Argall	Egolf	Maher	Santoni
Armstrong	Evans, D.	Maitland	Sather
Baker, J.	Evans, J.	Major	Saylor
Baker, M.	Fairchild	Manderino	Schroder
Bard	Feese	Mann	Schuler
Barrar	Fichter	Markosek	Scrimenti
Bastian	Fleagle	Marsico	Semmel
Bebko-Jones	Flick	Mayernik	Shaner
Belardi	Forcier	McCall	Smith, B.
Belfanti	Frankel	McGeehan	Smith, S. H.
Benninghoff	Freeman	McGill	Solobay
Birmelin	Gabig	McIlhattan	Staback
Blaum	Gannon	McIlhinney	Stairs
Boyes	Geist	McNaughton	Steelman
Brooks	George	Melio	Steil
Browne	Gordner	Metcalfe	Stern
Bunt	Grucela	Michlovic	Stetler
Butkovitz	Gruitza	Micozzie	Stevenson, R.
Buxton	Habay	Miller, R.	Stevenson, T.

Caltagirone	Haluska	Miller, S.	Strittmatter
Cappelli	Hanna	Mundy	Sturla
Casorio	Harhai	Nailor	Surra
Cawley	Harhart	Nickol	Tangretti
Civera	Harper	O'Brien	Taylor, E. Z.
Clark	Hasay	Pallone	Tigue
Clymer	Hennessey	Perzel	Travaglio
Cohen, L. I.	Herman	Petrarca	Trello
Cohen, M.	Hershey	Petrone	Trich
Colafella	Hess	Phillips	Tulli
Coleman	Hutchinson	Pickett	Turzai
Cornell	Jadlowiec	Pippy	Vance
Corrigan	Kaiser	Pistella	Veon
Costa	Keller	Preston	Vitali
Coy	Kenney	Raymond	Walko
Creighton	Krebs	Readshaw	Wansacz
Curry	LaGrotta	Reinard	Watson
Dailey	Laughlin	Rieger	Wilt
Daley	Lawless	Roberts	Wojnaroski
Dally	Lederer	Robinson	Wright, G.
DeLuca	Leh	Rohrer	Wright, M.
Dermody	Lescovitz	Rooney	Yewcic
DeWeese	Levdansky	Ross	Yudichak
DiGirolamo	Lewis	Rubley	Zimmerman
Diven	Lucyk	Ruffing	Zug

NAYS—12

Bishop	James	Oliver	Waters
Godshall	Kirkland	Thomas	Williams, J.
Horsey	Myers	Washington	Youngblood

NOT VOTING—0  
EXCUSED—6

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck		Speaker

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

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

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 1469, PN 3507**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE AMENDMENTS  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 1115, PN 1719**.

**SENATE MESSAGE**

**AMENDED SENATE BILLS RETURNED  
FOR CONCURRENCE AND  
REFERRED TO COMMITTEE ON RULES**

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives by amending said amendments to **SB 16, PN 1842**; and **SB 769, PN 1843**.

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

**RULES COMMITTEE MEETING**

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

**BILL ON CONCURRENCE  
REPORTED FROM COMMITTEE**

**HB 1469, PN 3507**

By Rep. PERZEL

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, defining "established business relationship," "listing administrator" and "telephone solicitation call"; prohibiting blocking of caller identification and other telemarketing screening products or services; prohibiting unwanted telephone solicitation calls.

RULES.

**LEAVE OF ABSENCE**

The SPEAKER pro tempore. The minority whip requests that the gentleman, Mr. VITALI, be placed on leave for the remainder of the day. The Chair hears no objection.

**SUPPLEMENTAL CALENDAR C**

**RESOLUTION PURSUANT TO RULE 35**

Mr. HORSEY called up **HR 490, PN 3509**, entitled:

A Resolution urging the National Park Service to erect a commemorative plaque in recognition of the history of the slave quarters located on the site of the planned Liberty Bell Pavilion.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bar	Fleagle	Markosek	Semmel

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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

**SUPPLEMENTAL CALENDAR B**

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 1469, PN 3507**, entitled:

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, defining "established business relationship," "listing administrator" and "telephone solicitation call"; prohibiting blocking of caller identification and other telemarketing screening products or services; prohibiting unwanted telephone solicitation calls.

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

The SPEAKER pro tempore. Moved by the gentleman, Mr. Raymond, that the House concur in the amendments inserted by the Senate.

On that question, the Chair recognizes the gentleman, Mr. Raymond.

Mr. RAYMOND. Thank you, Madam Speaker.

Madam Speaker, HB 1469 is a telemarketing bill that we unanimously sent to the Senate, and it has three or four changes that I just want to mention to the House before we vote on this. One change that was enacted in the Senate indicates a telemarketer soliciting Pennsylvania consumers would also be prohibited from withholding identifying characteristics of the caller, including the telemarketer's name, the name of the person or business the telemarketer is calling on behalf of, and a telephone number or address where the person or company can be reached.

The second change they did in the Senate was, when utilizing an automatic dialer or prerecorded message to solicit Pennsylvania consumers, telemarketers must refrain from rendering long-distance or 900 telephone numbers as points of contact.

The third change is that it requires the Attorney General's Office to investigate violations of the act and to provide consumers with 10 percent of the penalty awarded in a civil action and issue an annual report to the General Assembly.

The fourth change is that they added the F.O.P. (Fraternal Order of Police) as an exemption to the bill.

They are the changes that the Senate made, and I would recommend concurrence to the Senate amendments. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Carbon County, Mr. McCall.

Mr. McCALL. Thank you, Madam Speaker.

Madam Speaker, I would ask the members to concur in the amendments inserted by the Senate in HB 1469. This is a very good piece of legislation, a bill that is long overdue. Representative Raymond put a lot of work into it, a lot of time and a lot of effort, and it deserves the affirmative vote of the members of the House.

Thank you, Madam Speaker.

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

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

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayermik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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

Ordered, That the clerk inform the Senate accordingly.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1716, PN 3017**, entitled:

An Act regulating professional employer organizations; providing for penalties and remedies; and conferring powers and duties on the Department of Labor and Industry.

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

Mr. WILT offered the following amendment No. A0813:

Amend Sec. 14, page 24, by inserting between lines 17 and 18

(c) Insurance products.—If benefits are classified as insurance products by the Insurance Department, the following apply:

(1) The benefits shall be governed by statutes and regulations relating to sales, negotiation and solicitation.

(2) The benefits shall be handled only by insurance carriers authorized to conduct insurance business in this Commonwealth.

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

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

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

This amendment to HB 1716 basically says that if a professional employer organization is in the business of operating as an insurance agent for the purpose of selling insurance, that they be licensed as required by the law.

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

The following roll call was recorded:

YEAS—193

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

Dermody	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			

NAYS—2

Curry	Melio
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NOT VOTING—0

EXCUSED—7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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. WILT offered the following amendment No. A1051:

Amend Sec. 3, page 4, line 25, by striking out “AT” and inserting Employees assigned under paragraph (1) constitute at

Amend Sec. 3, page 4, lines 26 and 27, by striking out “CONSISTS OF PREVIOUSLY EMPLOYED EMPLOYEES OF THE CLIENT”

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

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

Mr. WILT. Madam Speaker, this is a technical amendment that clarifies the definition of what a professional employer arrangement is so that it could not be interpreted as a 75-percent threshold.

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

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner
Bastian	Forcier	Mayernik	Smith, B.
Bebko-Jones	Frankel	McCall	Smith, S. H.
Belardi	Freeman	McGeehan	Solobay
Belfanti	Gabig	McGill	Staback
Benninghoff	Gannon	McIlhattan	Stairs
Birmelin	Geist	McIlhinney	Steelman
Bishop	George	McNaughton	Steil

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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

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

The SPEAKER pro tempore. Are there any other amendments? Did the gentleman finish offering amendments?  
Mr. WILT. That is correct, Madam Speaker. A0814 has been withdrawn, as has 0816.  
The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. **GEORGE** offered the following amendment No. **A0959**:  
Amend Table of Contents, page 2, by inserting between lines 6 and 7  
Section 19. Preference for nondiscrimination in economic development programs.

Amend Bill, page, 26, by inserting between lines 17 and 18  
Section 19. Preference for nondiscrimination in economic development programs.

(a) General rule.—When a Commonwealth agency issues or approves grants, loans or tax credits for the creation or retention of jobs within this Commonwealth and accepts applications from clients who propose to count employees of a professional employer organization toward the job creation and retention goals of the grant, loan or tax credit program, the Commonwealth agency shall give preference to any client who agrees to the nondiscrimination provision set forth in subsection (b) if the application is approved, over other clients who do not agree to such nondiscrimination.

(b) Nondiscrimination provision.—The nondiscrimination provision shall provide that the client agrees not to discriminate in wages, benefits and severance pay for people with similar jobs and seniority on the basis of whether they are an employee of the client or an employee of the professional employer organization.

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

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

The gentleman, Mr. George, is recognized.

Mr. GEORGE. I apologize, Madam Speaker, in that I was conferring with my leader.

Madam Speaker, I think this is an agreed-to amendment. This is a nondiscriminatory amendment, and what we are saying is that for all of us here, Republican and Democrat alike, we are trying to create jobs; we want to create jobs, and we want people to be paid the most that they can possibly be paid so they can meet their obligations as their family needs, et cetera.

What this says is very simple yet very logical and very necessary. It says, if a company is applying for economic development funds from the Commonwealth that they will be receiving and they are going to use leased employees to fill those jobs, that these companies can get a preference if they sign a nondiscriminatory agreement that states that they will not use the fact that they are using some leased employees as a way to pay them less wages and offer less benefits or severance pay.

Madam Speaker, I believe we ought to support this amendment. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Wilt, on the amendment.

Mr. WILT. Thank you, Madam Speaker.

We have no objection to this amendment at this time. We urge our colleagues to please vote in favor of the George amendment. Thank you.

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

The following roll call was recorded:

YEAS—195

Adolph	Egolf	Mackereth	Santoni
Allen	Evans, D.	Maher	Sather
Argall	Evans, J.	Maitland	Saylor
Armstrong	Fairchild	Major	Schroder
Baker, J.	Feese	Manderino	Schuler
Baker, M.	Fichter	Mann	Scrimenti
Bard	Fleagle	Markosek	Semmel
Barrar	Flick	Marsico	Shaner

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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

On the question recurring,

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

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

Mr. BELFANTI. Is this on final passage, Madam Speaker?

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

Mr. BELFANTI. Madam Speaker, I do want to speak on final passage and then make a subsequent motion.

The SPEAKER pro tempore. The subsequent motion is not in order on final passage. If you wish to make a motion, you need to do that now before final passage.

## POINT OF ORDER

Mr. VEON. Madam Speaker, point of order.

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

Mr. VEON. The gentleman would like to, as he indicated, speak on final passage, and I respectfully would ask whether that is not, in fact, in order.

The SPEAKER pro tempore. Will the gentleman please come to the podium.

(Conference held at Speaker's podium.)

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

Mr. BELFANTI. Thank you, Madam Speaker.

Would the gentleman, Mr. Wilt, the maker of the legislation, please stand for brief interrogation?

The SPEAKER pro tempore. The gentleman agrees. You may proceed.

Mr. BELFANTI. I would like to ask the gentleman where we received the 25-percent threshold involved in this legislation. How was that number chosen or selected?

Mr. WILT. Madam Speaker, we have worked very hard over the last several years with the professional employer organizations around the State. It is a growing industry as well as the temporary agencies.

We have held public hearings on this bill. The temporary agencies had requested a 51-percent threshold. We have asked them and compromised with them on this bill and got them to agree to a 25-percent threshold, which is consistent with the arrangement of other States, after which we have modeled HB 1716. It is an arrangement that they have in other States that has worked very well in the industry.

And furthermore, Madam Speaker, I think it is also important for the members to note that this 25-percent threshold was also the same number that was amended into the bill in last session by the Senate Labor Relations Committee.

Mr. BELFANTI. Madam Speaker, what would be the effect of a client employer hiring four different PEOs to provide four separate services for that particular company and then being exempted from all of the provisions of this legislation?

Mr. WILT. Madam Speaker, in many other States that have this 25-percent threshold, they have never experienced four separate temporary employment agencies being involved at the same workplace. So I think that that argument is really a moot point in the marketplace.

However, we have had this bill through the Labor Relations Committee. We have accepted other amendments. We have looked at some other opportunities to amend the bill that did not fit with what the industry was after, and quite frankly, this language that would take care of this problem was never offered through the process, because we firmly believe, those of us who have been very active with working with both the temporary agencies and the PEOs to craft a piece of legislation that can pass both the House and Senate, that that really is not a practice that is accepted in the marketplace where four separate agencies would be participating in the same workplace.

**THE SPEAKER PRO TEMPORE  
(BRETT FEESE) PRESIDING**

Mr. BELFANTI. Mr. Speaker, first of all, I want to apologize. I neglected to turn around prior to my last question and did not notice that Madam Speaker has been replaced by Mr. Speaker. So I want to make that apology very brief.

I know the hour is late, and I do not want to go into my Carnac routine. I did not expect that the last bill would take quite as long, but I would like the members to at least pay a slight amount of attention to what is a fairly complicated issue, and please understand that this bill is now a mixture of temporary agencies and PEOs.

The legislation was requested originally some 4 or 5 years ago by professional employer organizations. Unlike temporary agencies, they go into a worksite and they take over the paperwork, oftentimes, for a company who already has its own employees. They do the paperwork functions; they provide a service.

A temporary agency, on the other hand, supplies temp employees to an employer on a temporary basis. Quite often migrant workers are temporary workers. Kelly Girls, secretaries, occasional bookkeepers, people that come in and take inventory once a year, they are provided by temp agencies. This bill was not supposed to be about temp agencies. This bill was asked for by the State's PEOs. They wanted to be regulated because they have a few unsavory folks within their industry that have practiced unfair competition. PEOs came to us.

The legislation was worked out for about 4 years with all of the stakeholders. The Department of Labor and Industry, the Ridge administration, organized labor, the small business community, NFIB (National Federation of Independent Business), and the chamber, et cetera, et cetera, were on board with the bill that was to be fast-tracked out of the House last November or December.

The gentleman, Mr. Wilt, is correct in saying that the 25-percent threshold was the brainchild of the Senate, and I cannot speak for their motivation nor will I attempt to, but please keep separate in your mind that we are talking today about PEOs. These are companies that go into a plant and they provide a service, whether it be the bookkeeping, the payroll, the accounting, for a company that hires and fires its own employees.

Under the language changes in this legislation, Mr. Speaker, PEOs are going to share the responsibilities for employees in the area of workers' compensation. They will end up being coemployers, according to the Department of Labor and Industry, and co-ly responsible.

Everyone in here received a letter within the last 2 days from Secretary of Labor Johnny Butler. The Department of Labor and Industry remains very strongly opposed to this version of the legislation. They do not like it. They know it cannot be implemented. They know that it is going to cost legitimate businesses in this State to see increases in their unemployment comp rates and their workers' comp rates because some companies are going to be able to run in and out of the PEO umbrella, whether they be temp agencies or PEOs/temp agencies.

Mr. Speaker, could I have just a little order for a few more minutes, then I will try to close?

The SPEAKER pro tempore. The gentleman is correct.

The House will come to order. Conferences, please break up.

The gentleman may proceed.

Mr. BELFANTI. Thank you, Mr. Speaker.

Similar legislation was adopted in the State of Florida back in 1997, and the Department of Labor and Industry at the hearings testified that they are very fearful that the temp language that has been added to this bill will cause the same damage here in the Commonwealth as it did in Florida. It is only a three-paragraph letter, but it comes from the chief of tax for the Bureau of Tax, Division of Unemployment Compensation, for the State of Florida.

What occurred in Florida, after similar legislation was adopted, was there were two related employee leasing companies. They were owned by the same folks, one reporting 60,000 employees and were paying a UC (unemployment compensation) rate of .110; the other partner company was reporting 30,000 employees at a rate of .335, almost three times the UC contribution rate of the other 60,000. After a similar bill passed, they formed a third company, moved all 90,000 employees under the third PEO, and reduced their contribution rate to .001. The one company that was reporting 60,000 employees had their unemployment comp contribution reduced 1,000 percent. The other company who had 30,000 people listed under their contract had their contribution rate reduced by 3,000 percent. Nine point four million dollars, actually – I am sorry – an estimated \$8.7 million was not paid by the company that really employed the 90,000 workers and had to be collected from every other business in Florida, just one company's 90,000 employees, because of the escape clauses and the way that you can dart in and out of a PEO and a temp service as this bill is in a position to allow to happen here in Pennsylvania.

So be careful what you wish for, Mr. Speaker, because I believe that we will be back here. We are going to have employers telling us that their UC rates are going up and their workers' comp rates are going up.

By the way, the workers' comp rating bureau also opposes this bill because they do not believe they will be able to keep track of the proper WC (workers' compensation) contribution, that each business right now is based on an experience rating. This will be such a confusing mess that they are not sure they are going to be able to properly categorize people for the purposes of workers' comp. Other employers in this State that have never used a temp agency or never used a PEO client relationship are going to pay the differences of what moneys we lose here in Pennsylvania.

Mr. Speaker, a year ago we had a bill that had the support of every stakeholder with the exception of temps. The temp agencies could have had their own bill but they did not want to be regulated.

**MOTION TO REVERT  
TO PRIOR PRINTER'S NUMBER**

Mr. BELFANTI. This bill has been so weakened by the provisions that were added during the present printer's number that at this time I would like to make a motion.

The SPEAKER pro tempore. The gentleman will state his motion.

Mr. BELFANTI. Mr. Speaker, I would like to make a motion that we revert to the printer's number that was agreed to by about 10 or 11 of the various stakeholders that had an interest in this bill to begin with, and that is PN 2131.

The SPEAKER pro tempore. The gentleman, Mr. Belfanti, moves that we revert to the prior printer's number, 2131.

On the question,

Will the House agree to the motion?

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman from Mercer County, Mr. Wilt.

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

Very briefly, we are absolutely opposed to this motion to revert to a prior printer's number. I know I am limited at this point to speak only on this motion, but I think that there is a lot of information that I need to get out about some of the comments that Chairman Belfanti made, because I think we have handled a lot of his concerns in this bill.

The bill you have before you today is the bill that can become law in Pennsylvania that can give a much-unregulated industry the regulation that they need. It is a result of compromise from everybody at the table over the last 5 years.

I would respectfully request that those of you who support this much-needed legislation vote against this motion to revert to a prior printer's number.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Mr. BELFANTI. Mr. Speaker?

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

Mr. BELFANTI. Thank you, Mr. Speaker.

Well, as I indicated, the maker of the bill did indicate that there has been some compromise. However, the compromise was not worked out. As I stand here today, I do not believe anyone in this chamber can refer to Secretary Butler as a screaming liberal over there in the Department of Labor and Industry, and the department itself is strongly opposed, opposed enough to send a two-page letter concerning this legislation, four pages of reasons why this legislation is not acceptable or workable in their opinion, and a letter from the State of Florida, as well as some other organizations. So while there have been attempts to call this or make this—

The SPEAKER pro tempore. The gentleman will suspend.

### PARLIAMENTARY INQUIRY

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

Mr. WILT. Point of parliamentary inquiry.

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

Mr. WILT. Mr. Speaker, if the maker of the motion is not limited to solely speaking on the motion and wants to continue to bring in new information, then I would like the opportunity to get to the point where I would have wanted to go in my comments on rebutting some of those things that are in that Department of Labor and Industry letter. I thought that we were only limited to this motion and the argument on this motion.

The SPEAKER pro tempore. The gentleman is correct.

The gentleman, Mr. Belfanti, will limit his remarks to the motion to revert.

Mr. BELFANTI. Thank you, Mr. Speaker.

I actually was responding to the gentleman's last comment that what we have before us is the end result of all the parties concerned agreeing, and I am just pointing out that that is not the case. I did not go into all of the other points.

Anyway, Mr. Speaker, again, I know the hour is late. Everyone has had a long day. I am not going to belabor the issue. This is a complicated, very complicated issue that could take hours and

hours to go over. I am not going to do that.

I am respectfully requesting that members of both sides of the aisle join me in reverting to a prior printer's number where I would then find the bill acceptable. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Jefferson County, Mr. Smith.

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

Mr. Speaker, I just want to urge the members to vote against this motion to revert to a prior printer's number.

This legislation has gone through a rather complete review by the committee. I have been assured that they have considered all of the various aspects of this and feel that they have put forth the best bill that we can bring to the floor at this point in time, and I would urge the members to oppose this motion.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

### YEAS—82

Bebko-Jones	Evans, D.	McGeehan	Shaner
Belardi	Freeman	Melio	Solobay
Belfanti	Gannon	Michlovic	Staback
Bishop	George	Mundy	Steelman
Blaum	Grucela	Myers	Stetler
Boyes	Gruitza	Pallone	Sturla
Butkovitz	Haluska	Petrarca	Surra
Buxton	Hanna	Petrone	Tangretti
Caltagirone	Harhai	Pistella	Tigue
Casorio	Hasay	Preston	Travaglio
Cawley	James	Readshaw	Trello
Cohen, M.	Kirkland	Rieger	Trich
Corrigan	LaGrotta	Roberts	Veon
Costa	Lawless	Robinson	Walko
Coy	Lescovitz	Rooney	Wansacz
Curry	Levdansky	Ruffing	Washington
Daley	Lucyk	Sainato	Williams, J.
DeLuca	Manderino	Samuelson	Wojnaroski
Dermody	Mann	Santoni	Wright, G.
DeWeese	Markosek	Scrimenti	Yewcic
Donatucci	McCall		

### NAYS—108

Adolph	Egolf	Lederer	Rohrer
Allen	Evans, J.	Leh	Ross
Argall	Fairchild	Lewis	Rubley
Armstrong	Feese	Lynch	Sather
Baker, M.	Fichter	Mackereth	Saylor
Bard	Fleagle	Maher	Schroder
Barrar	Flick	Maitland	Schuler
Bastian	Forcier	Major	Semmel
Benninghoff	Frankel	Marsico	Smith, B.
Birmelin	Gabig	Mayernik	Smith, S. H.
Brooks	Geist	McGill	Stairs
Browne	Godshall	McIlhattan	Steil
Bunt	Gordner	McIlhinney	Stern
Capelli	Habay	McNaughton	Stevenson, R.
Civera	Harhart	Metcalfe	Stevenson, T.
Clark	Harper	Micozzie	Strittmatter
Clymer	Hennessey	Miller, R.	Taylor, E. Z.
Cohen, L. I.	Herman	Miller, S.	Tulli
Colafella	Hershey	Nailor	Turzai



Coleman	Hess	Nickol	Vance
Cornell	Horsey	O'Brien	Watson
Creighton	Hutchinson	Perzel	Wilt
Dailey	Jadlowiec	Phillips	Wright, M.
Dally	Kaiser	Pickett	Youngblood
DiGirolamo	Keller	Pippy	Yudichak
Diven	Kenney	Raymond	Zimmerman
Eachus	Krebs	Reinard	Zug

NOT VOTING—5

Baker, J. Laughlin	Oliver	Thomas	Waters
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EXCUSED—7

Barley Cruz	Josephs Roebuck.	Taylor, J. Vitali	Ryan, Speaker
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Less than the majority having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—155

Adolph	Egolf	Maitland	Schroder
Allen	Evans, D.	Major	Schuler
Argall	Evans, J.	Mann	Scrimenti
Armstrong	Fairchild	Markosek	Sammel
Baker, J.	Feese	Marsico	Shaner
Baker, M.	Fichter	Mayermik	Smith, B.
Bard	Fleagle	McCall	Smith, S. H.
Barrar	Flick	McGeehan	Solobay
Bastian	Forcier	McGill	Staback
Belardi	Frankel	McIlhinney	Stairs
Benninghoff	Gabig	McNaughton	Steil
Birmelin	Geist	Metcalfe	Stern
Brooks	George	Micozzie	Stetler
Browne	Godshall	Miller, R.	Stevenson, R.
Bunt	Gordner	Miller, S.	Stevenson, T.
Butkovitz	Gruitza	Myers	Strittmatter
Buxton	Habay	Nailor	Sturla
Cappelli	Hanna	Nickol	Surra
Casorio	Harhai	O'Brien	Tangretti
Cawley	Harper	Perzel	Taylor, E. Z.
Civera	Hennessey	Petrarca	Travaglio
Clark	Herman	Petrone	Trello
Clymer	Hershey	Phillips	Trich
Cohen, L. I.	Hess	Pickett	Tulli
Colafella	Horsey	Pippy	Turzai
Coleman	Jadlowiec	Pistella	Vance
Cornell	James	Preston	Veon

Corrigan	Kaiser	Raymond	Wansacz
Costa	Keller	Readshaw	Washington
Coy	Kirkland	Reinard	Watson
Creighton	Krebs	Rieger	Williams, J.
Dailey	LaGrotta	Robinson	Wilt
Dally	Lawless	Rohrer	Wojnaroski
DeLuca	Lederer	Rooney	Wright, M.
DeWeese	Leh	Ross	Youngblood
DiGirolamo	Lescovitz	Rubley	Yudichak
Diven	Lewis	Sainato	Zimmerman
Donatucci	Lynch	Sather	Zug
Eachus	Mackereth	Saylor	

NAYS—35

Bebko-Jones	Dermody	Lucyk	Ruffing
Belfanti	Freeman	Maher	Samuelson
Bishop	Gannon	Manderino	Santoni
Blaum	Grucela	McIlhatten	Steelman
Boyes	Haluska	Melio	Tigue
Caltagirone	Harhart	Michlovic	Walko
Cohen, M.	Hasay	Mundy	Wright, G.
Curry	Hutchinson	Pallone	Yewcic
Daley	Levdansky	Roberts	

NOT VOTING—5

Kenney Laughlin	Oliver	Thomas	Waters
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EXCUSED—7

Barley Cruz	Josephs Roebuck.	Taylor, J. Vitali	Ryan, Speaker
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the bill passed finally.

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

SENATE MESSAGE

HOUSE BILL  
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1584, PN 1935**, with information that the Senate has passed the same without amendment.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 1536, PN 3477**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. For the information of the members, we have two more votes, but we need to wait for a supplemental calendar.

### VOTE CORRECTION

The SPEAKER pro tempore. For what reason does the gentleman, Mr. Thomas, rise?

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, my vote was not recorded on the last vote, HB 1716. I would like to be recorded in the affirmative.

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

The Chair recognizes the gentleman, Mr. Mayernik.

Mr. MAYERNIK. Regarding HR 492, brief comments.

The SPEAKER pro tempore. We have not yet called up that resolution, Mr. Mayernik. We will recognize you at that time.

Mr. MAYERNIK. Thank you.

### BILLS SIGNED BY SPEAKER PRO TEMPORE

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:

#### HB 1469, PN 3507

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, defining "established business relationship," "listing administrator" and "telephone solicitation call"; prohibiting blocking of caller identification and other telemarketing screening products or services; prohibiting unwanted telephone solicitation calls.

#### HB 1584, PN 1935

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

#### SB 218, PN 224

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for monthly meetings, quorum and voting.

#### SB 219, PN 225

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for monthly meetings, quorum and voting.

#### SB 220, PN 226

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for organization of council, quorum, voting, compensation and eligibility.

#### SB 1011, PN 1258

An Act amending the act of October 10, 1975 (P.L.383, No.110), known as the Physical Therapy Practice Act, adding a definition of "mobilization/manual therapy."

#### SB 1012, PN 1259

An Act amending the act of December 16, 1986 (P.L.1646, No.188), known as the Chiropractic Practice Act, adding a definition of "manipulation/adjustment."

#### SB 1115, PN 1719

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

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

### SUPPLEMENTAL CALENDAR D

#### RESOLUTIONS PURSUANT TO RULE 35

Mr. MAYERNIK called up **HR 492, PN 3511**, entitled:

A Resolution honoring the players of the University of Pittsburgh Basketball Team, Head Coach Ben Howland and the Panthers coaching staff on the occasion of winning the most games in team history, concluding the regular season with a top 10 national ranking, capturing the West Division in the Big East Conference, playing in the Big East Tournament Championship game, earning an NCAA Tournament berth and advancing to the "Sweet 16" for the first time since 1974.

On the question,

Will the House adopt the resolution?

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman from Allegheny County, Mr. Mayernik.

Mr. MAYERNIK. Thank you, Mr. Speaker.

I just want to take this time and let everyone recognize the University of Pittsburgh basketball team, the Pitt Panthers, for finishing the regular season with a record of 25 wins and 4 losses, and as Representative Markosek tells me, the two losses were to Notre Dame. We have to make sure that we recognize that. But let us hear a round of applause for the University of Pittsburgh basketball team.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

#### YEAS—191

Adolph	Egolf	Mackereth	Sather
Allen	Evans, D.	Maher	Saylor
Argall	Evans, J.	Maitland	Schroder
Armstrong	Fairchild	Major	Schuler
Baker, J.	Feese	Manderino	Scrimenti

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

NAYS-0

NOT VOTING-4

Butkovitz	Laughlin	Oliver	Ruffing
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EXCUSED-7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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

\* \* \*

Ms. JOSEPHS called up **HR 493, PN 3512**, entitled:

A Resolution recognizing April 3, 2002, as "Kick Butts Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

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

NAYS-0

NOT VOTING-3

Butkovitz	Oliver	Petrarca
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EXCUSED-7

Barley	Josephs	Taylor, J.	Ryan,
Cruz	Roebuck.	Vitali	Speaker

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

The SPEAKER pro tempore. For the information of members, there will be no further votes and tomorrow will be a nonvoting day.

Does the majority leader have any further business?

### JUDICIARY COMMITTEE MEETING

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

Mr. GANNON. Thank you, Mr. Speaker.

For two announcements. The first announcement is the meeting of the House Judiciary Committee convened on March 25, 2002, is adjourned.

And the second announcement is that there will be an immediate meeting of the House Judiciary Committee in the rear of the hall of the House upon the declaration of the adjournment.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### ANNOUNCEMENT BY MR. LEH

The SPEAKER pro tempore. The gentleman, Mr. Leh, is recognized for the purpose of an announcement.

Mr. LEH. Mr. Speaker, I would like to announce a meeting of the east-central Republican caucus in Representative Semmel's office immediately following this recess.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### STATEMENT BY DEMOCRATIC LEADER

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

Mr. DeWEESE. I do, sir. Thank you.

The SPEAKER pro tempore. The gentleman is recognized.

Mr. DeWEESE. Thank you, Mr. Speaker.

I would just like the gentleman from Jefferson County, the honorable whip from Punxsutawney, Pennsylvania, to politely adhere to my request, not my admonition, that during the Easter vacation, that the gentleman and his Republican colleagues follow through on the dialogue that we had several weeks ago on campaign finance reform. The gentlemen, Mr. Vitali and Mr. Levdansky, as well as some of the Republican colleagues have done a lot of legwork, and for the next couple of weeks while we are not in formal voting session, it would be my request that Mr. Smith, who indicated they would try to come up with some real campaign finance legislation in the ensuing weeks, would put his shoulder to the wheel and help us as we make some progress.

As I said, recently the United States Senate has passed campaign finance reform legislation, and I am hoping that during our budget negotiations during the weeks coming up, we will have time, we will have time for these deliberations in our committee system, and I would like the Republican whip to be aware of our enthusiasms along those lines.

Thank you very much, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

### BILLS AND RESOLUTIONS PASSED OVER

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

### ADJOURNMENT

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lycoming County, Mr. Cappelli.

Mr. CAPPELLI. Mr. Speaker, I move that this House do now adjourn until Wednesday, March 27, 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 5:46 p.m., e.s.t., the House adjourned.