

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, JUNE 25, 2002

SESSION OF 2002

186 OF THE GENERAL ASSEMBLY

No. 52

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. ROBERT A. GRAYBILL, Chaplain of the House of Representatives, offered the following prayer:

May you remain in the spirit of prayer as I share these words:

O Gracious God, You have blessed us again with another day of life. Though You might hear us complain about the heat or the air-conditioning is too cold, please know that we do appreciate this day, another day to live and another day to love.

As these men and women work through the tasks of this day, may I ask of Thee to help all of us in our challenges to balance the things of life. We find ourselves at times attempting to balance the demands within our working day, to balance the routine tasks of our office with sufficient time to be creative in our search for solutions, or at other moments we find ourselves trying to balance the quality of life we share with our families with the amount of time we have to give, and then there is the task of balancing budgets, being faithful in addressing needs for the care of people we serve with the reality that resources are limited.

O Gracious God, we find ourselves often in the midst of balancing the things of life, trying to make decisions that are sound and wise and yet not always popular. So may You give to each of us this day the courage to risk for the good of our people and the confidence to believe that Your love shall remain steadfast as we live this day.

In the midst of our balancing, may You appear to us as the Spirit that guides our spirit. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, June 24, 2002, will be postponed until printed. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2738 By Representatives McCALL, BEBKO-JONES, BROWNE, BROOKS, COSTA, COY, CURRY, DALEY, DeLUCA, FRANKEL, GABIG, GEIST, GEORGE, GRUCELA, HARHAI, HENNESSEY, HERSHEY, HESS, HORSEY, KIRKLAND, LAUGHLIN, LEDERER, LESCOVITZ, MELIO, MUNDY, PETRARCA, PISTELLA, READSHAW, ROONEY, SCRIMENTI, SEMMEL, SHANER, B. SMITH, STABACK, E. Z. TAYLOR, J. TAYLOR, TIGUE, TRAVAGLIO, WATSON, J. WILLIAMS, WILT, G. WRIGHT and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for commercial and school vehicle drivers and for driving under influence of alcohol or controlled substance.

Referred to Committee on TRANSPORTATION, June 25, 2002.

No. 2739 By Representatives ADOLPH, FLICK, RAYMOND, M. BAKER, BARD, BROWNE, BUNT, CAPPELLI, CLYMER, CREIGHTON, HARHAI, HARHART, HERSHEY, HORSEY, KELLER, LEDERER, MARSICO, MELIO, PICKETT, SATHER, SCHRODER, SOLOBAY, STABACK, E. Z. TAYLOR, J. TAYLOR, TIGUE, WATSON, WILT, G. WRIGHT and YOUNGBLOOD

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for legislative findings and declaration of policy relating to registration of sexual offenders, for sentencing court information and for verification of residence; imposing limitations on residence for sexually violent predators; and prescribing a penalty.

Referred to Committee on JUDICIARY, June 25, 2002.

No. 2740 By Representatives BROOKS, BELFANTI, BENNINGHOFF, BROWNE, CAPPELLI, FREEMAN, HARPER, HENNESSEY, HORSEY, LAUGHLIN, MANDERINO, MYERS, PALLONE, ROEBUCK, ROSS, SAYLOR, SCRIMENTI, SEMMEL, E. Z. TAYLOR, WASHINGTON, WATSON and YOUNGBLOOD

An Act establishing a pilot program to enrich classroom instruction in primary grades by increasing the teacher instructional time per pupil through the placement of a teaching aide in participating classrooms.

Referred to Committee on EDUCATION, June 25, 2002.

No. 2741 By Representatives PIPPY, GEIST and McCALL

A Supplement to the act of December 8, 1982 (P.L.848, No.235), known as the Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983, itemizing additional local and State bridge projects.

Referred to Committee on TRANSPORTATION, June 25, 2002.

No. 2742 By Representatives SOLOBAY, VEON, BELFANTI, O'BRIEN, GEORGE, DeLUCA, YUDICHAK, GRUCELA, COSTA, MICHLOVIC, EACHUS, HALUSKA, LESCOVITZ, BISHOP, WALKO, LAUGHLIN, BEBKO-JONES, HARHAI, SHANER, RAYMOND, PETRARCA, LEVDANSKY, PISTELLA, WANSACZ, FREEMAN, YOUNGBLOOD, HORSEY, STEELMAN, J. WILLIAMS, TANGRETTI, WATERS, CURRY, BOYES, BROWNE, SURRA and WASHINGTON

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for purposes, for definitions, for powers of the Department of Health, for administration and for licensure; providing for compliance with staffing plans and recordkeeping, for work assignment policies and for public disclosure of staffing requirements; further providing for license standards, reliance on accrediting agencies and Federal Government, for medical assistance payments and for civil penalties; and providing for private cause of action, for grants and loan programs for nurse recruitment.

Referred to Committee on HEALTH AND HUMAN SERVICES, June 25, 2002.

No. 2743 By Representatives ARMSTRONG, BARRAR, BELFANTI, BISHOP, BROWNE, CAPPELLI, CREIGHTON, DeLUCA, GEORGE, HARHAI, HERSHEY, HORSEY, HUTCHINSON, MAITLAND, MANDERINO, McILHATTAN, NICKOL, SAYLOR, SHANER, STABACK, STEELMAN, SURRA, J. TAYLOR, TIGUE, WALKO, WASHINGTON, YOUNGBLOOD and MYERS

An Act amending the act of July 22, 1974 (P.L.589, No.205), known as the Unfair Insurance Practices Act, further providing for unfair acts.

Referred to Committee on INSURANCE, June 25, 2002.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 615 By Representatives CURRY, CALTAGIRONE, BELFANTI, HANNA, LAUGHLIN, RUBLEY, SCHRODER, SHANER, T. STEVENSON, TIGUE, WANSACZ, WATSON, G. WRIGHT, ROEBUCK, MICHLOVIC, BARD, BARRAR, BEBKO-JONES, BISHOP, BROWNE, BUNT, CAWLEY, M. COHEN, CREIGHTON, DeLUCA, DERMODY, BROOKS, D. EVANS, FEESE, FRANKEL, FREEMAN, GEORGE, GORDNER, HENNESSEY, HERSHEY, HESS, HORSEY, JAMES, JOSEPHS, MANDERINO, MELIO, MUNDY, PISTELLA, SATHER, SCRIMENTI, SOLOBAY, THOMAS, TRICH, WASHINGTON, J. WILLIAMS, YOUNGBLOOD and PALLONE

A Resolution directing the Legislative Budget and Finance Committee to conduct an economic/actuarial study of health insurers in this Commonwealth in order to evaluate the adequacy of reimbursement rates for physicians and hospitals.

Referred to Committee on RULES, June 25, 2002.

No. 616 By Representatives MELIO, BELARDI, BROWNE, CALTAGIRONE, DALEY, DeLUCA, GEORGE, JAMES, KIRKLAND, READSHAW, SHANER, TIGUE, J. WILLIAMS, G. WRIGHT, HARHAI, WASHINGTON, FREEMAN, GRUCELA, JOSEPHS, MUNDY, SCRIMENTI, SURRA, VEON, WOJNAROSKI, YOUNGBLOOD and STEELMAN

A Resolution directing the Joint State Government Commission to establish a task force to study issues relating to the charitable assets of nonprofit insurers.

Referred to Committee on RULES, June 25, 2002.

No. 621 By Representatives CURRY, BEBKO-JONES, BELARDI, BELFANTI, BISHOP, CAPPELLI, CAWLEY, COLAFELLA, DeLUCA, DERMODY, DeWEESE, D. EVANS, FRANKEL, FREEMAN, GEORGE, HARHAI, HENNESSEY, HORSEY, HUTCHINSON, JAMES, JOSEPHS, LAUGHLIN, LESCOVITZ, LEWIS, MANN, McCALL, MELIO, MUNDY, PETRARCA, PICKETT, ROEBUCK, SATHER, SHANER, SOLOBAY, STABACK, STEELMAN, TIGUE, WALKO, WATSON, YOUNGBLOOD and J. WILLIAMS

A Resolution calling upon the General Assembly to restore funding for medical assistance nursing facility care and memorializing the Governor to support maintenance of the current medical assistance regulations for determining eligibility for nursing facility care for elderly married Pennsylvanians.

Referred to Committee on RULES, June 25, 2002.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 751, PN 4066**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that HB 705 be taken from the table.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move that HB 705 be placed back upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move SB 1225 from the table.

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

BILL ON SECOND CONSIDERATION

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

SB 1225, PN 2078.

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. PERZEL. Mr. Speaker, I move SB 1225 be recommitted to Appropriations.

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

BILLS REREPORTED FROM COMMITTEE

SB 589, PN 2138 (Amended) By Rep. ARGALL

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

APPROPRIATIONS.

SB 1100, PN 2139 (Amended) By Rep. ARGALL

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for governing body of municipal authorities and for certain fiscal reporting.

APPROPRIATIONS.

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence.
The gentleman, Mr. Smith, indicates there is no request for leave on the part of the Republican Caucus.

The gentleman, Mr. Veon, requests a leave for the gentleman, Mr. LaGROTTA, for today's session; the gentleman, Mr. HORSEY, for today's session. Without objection, these leaves will be granted. The Chair hears no objection.

The gentleman, Mr. Smith, requests a leave for the lady, Mrs. TAYLOR, without objection. The Chair hears no objection.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—199

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Horsey LaGrotta Taylor, E. Z.

LEAVES CANCELED—1

Taylor, E. Z.

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guest of Representative Dwight Evans, Andrew Davis from Philadelphia, a committeeperson of the 10th ward, 7th division. Would this gentleman please rise.

PENNS VALLEY AREA HIGH SCHOOL SOFTBALL TEAM PRESENTED

The SPEAKER. Mr. Benninghoff.

The House will come to order. Members, please take your seats. Conferences on the side aisle, please break up. The conference on the— Members, please take your seats.

The Chair recognizes the gentleman, Mr. Benninghoff.

Mr. BENNINGHOFF. Thank you, Mr. Speaker.

As many of us had the honor to do, I have the honor today to stand before you and present a softball team from my legislative district. This team is an outstanding group of young people coached by some really tremendous coaches, and I know that personally. I will talk about that in a moment. This is the Penns Valley Area High School softball team, which were the State champions, the first State championship brought to this school in the history of the school, and we are very, very proud of that.

In the back we have the remainder of the team. Up front we have the two seniors, Megan Rockey and Sara Watson, directly behind me, along with their coaches, Don Lucas and Kris Vancas.

I want to present a citation to them, which I will not read here, but I just want to highlight two or three quick points of that. They were guided by a great young lady who pitched for them named Christine Wiest. I know Christine from the time she was only about 2 feet long. Her parents went to my church, and she has grown up to be a great young lady and a tremendous pitcher.

More importantly, I would like to take some credit for this team's win only because I know some of these young ladies and they have beaten my softball team time and time again, but I am very proud of them still.

This team exemplifies three words, and that is perseverance, hard work, and dedication.

And I ask the members of the House of Representatives to join me and ask the members of the team to stand while we congratulate them on their first State championship here in softball in the State of Pennsylvania. Congratulations, the Penns Valley Area High School.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today, as the guest of Representative LeAnna Washington, an intern, Richard Byamugisha, from the Penn State University. He is working this summer for the Representative and for the Pennsylvania Legislative Black Caucus. He is standing now in the rear of the House. Welcome to Harrisburg.

The Chair is pleased to welcome to the hall of the House today two guest pages of the gentleman, Mr. Sturla. They are Anthony Jimenez and Lewis Nixon, Jr. They are constituents of Representative Hershey and guests of Representative Sturla, where their father works for the Lancaster City Bureau of Police and their mother works for the School District of Lancaster. Would these guests please rise.

CALENDAR

BILL ON SECOND CONSIDERATION

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

HB 1429, PN 1978.

BILL ON THIRD CONSIDERATION

BILL PASSED OVER

The SPEAKER. HB 1325 is over.

RESOLUTION PURSUANT TO RULE 35

Mr. JAMES called up HR 614, PN 4070, entitled:

A Resolution honoring Philadelphia Mayor John Street and Philadelphia Police Commissioner Sylvester Johnson for establishing the Operation Safe Streets program in the City of Philadelphia.

On the question, Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

Table with 4 columns of names: Adolph, Allen, Argall, Armstrong, Baker, J., Baker, M., Bard, Barrar, Bastian, Bebko-Jones, Belardi, Belfanti, Benninghoff, Birmelin, Bishop, Blaum, Evans, D., Evans, J., Fairchild, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Freeman, Gabig, Gannon, Geist, George, Godshall, Gordner, Major, Manderino, Mann, Markosek, Marsico, Mayernik, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Metcalfe, Michlovic, Micozzie, Scavello, Schroder, Schuler, Scrimenti, Semmel, Shaner, Smith, B., Smith, S. H., Solobay, Staback, Stairs, Steelman, Steil, Stern, Stetler, Stevenson, R.

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Horsey LaGrotta Taylor, E. Z.

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

The SPEAKER. The Chair is about to declare a recess.

REPUBLICAN CAUCUS

The SPEAKER. The Republican whip advises me that the Republicans will go to caucus.

Pardon me, Mr. Feese. I am sorry. I did not see you.

Mr. FEESE. Thank you, Mr. Speaker.

Mr. Speaker, the Republicans will caucus upon the call of the recess, and we expect to return at 2 o'clock.

The SPEAKER. Very good. Thank you.

DEMOCRATIC CAUCUS

The SPEAKER. Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the Democrats will also caucus. We have at least eight bills plus amendments plus informal discussions plus presentations by our newly elected Democratic State chair, Allen Kukovich.

BILLS SIGNED BY SPEAKER

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

SB 986, PN 1197

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for expenses of elected county officers attending the annual meetings of their associations and for other meeting expenses paid by the counties.

SB 1324, PN 2038

An Act authorizing the Department of Public Welfare to enter into interstate compacts relating to adoption assistance; and providing for terms and implementation of the interstate compacts, for medical assistance benefits and for false claims.

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

RECESS

The SPEAKER. Are there any corrections to the record? Any announcements? Do the majority or minority leaders have any business before the declaration of the recess?

Hearing none, this House will stand in recess until 2 p.m., unless sooner recalled or extended by the Chair.

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.

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

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair would like to acknowledge that the Kutztown High School girls softball team visited the Capitol today. They captured the 2002 PIAA Class AA softball State championship. They were the guests of Representatives Argall and Semmel.

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND**

RECOMMITTED TO COMMITTEE ON RULES**HB 2061, PN 4108** (Amended) By Rep. GANNON

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for tattooing or body piercing.

JUDICIARY.

COMMUNICATION FROM SPEAKER

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

June 25, 2002

The Honorable Kelly Lewis
149B East Wing
Main Capitol Building
Harrisburg, PA 17120-2020

Dear Kelly:

Please be advised that I am appointing you to serve as Chairman of the Subcommittee on Care and Services of the Aging and Older Adult Services Committee for the remainder of the 2001-2002 Sessions of the General Assembly.

Very truly yours,
Matthew J. Ryan
The Speaker

ACTUARIAL NOTE

The SPEAKER pro tempore. The Chair acknowledges receipt of the following actuarial note: amendment No. 3162 to HB 2229, PN 3865.

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

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.

BILLS REREPORTED FROM COMMITTEE**HB 2294, PN 3156** By Rep. PERZEL

An Act amending the act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act, further providing for classification of documents.

RULES.

HB 2378, PN 4025

By Rep. PERZEL

An Act amending the act of December 14, 1992 (P.L.866, No.137), known as the Optional County Affordable Housing Funds Act, amending the title and short title of the act; further providing for legislative purpose, for definitions, for optional fee increases and for disposition of proceeds; and providing for economic development efforts.

RULES.

HB 2730, PN 4073

By Rep. PERZEL

An Act redesignating the Northeast Veterans Center as the Gino J. Merli Northeast Veterans Center.

RULES.

HB 2737, PN 4080

By Rep. PERZEL

An Act amending the act of July 6, 1995 (P.L.291, No.44), known as the Lead Certification Act, further defining "lead-based paint"; and further providing for enforcement and penalties.

RULES.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE****HB 599, PN 4107** (Amended)

By Rep. PERZEL

An Act amending the act of May 17, 1921 (P.L.682, No.284), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," further providing for requisites for foreign companies to do business; deleting provisions relating to admitted assets; further providing for standard nonforfeiture law for individual deferred annuities and for title insurance agents; further defining "wet marine and transportation insurance"; further providing for placement of surplus lines insurance, for requirements for eligible surplus lines insurers, for surplus lines licensee's duty to notify insured, for declarations, for licensing of surplus lines licensee, for records of surplus lines licensee, for suspension, revocation or nonrenewal of surplus lines licensee's license and for service of process in actions against surplus lines insurer; providing for fraternal benefit societies; and making a repeal.

RULES.

HB 751, PN 4066

By Rep. PERZEL

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for definitions; and providing for drug therapy protocol.

RULES.

BILLS ON SECOND CONSIDERATION

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

HB 2294, PN 3156; HB 2378, PN 4025; HB 2730, PN 4073; and HB 2737, PN 4080.

BILLS RECOMMITTED

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

Mr. PERZEL. Madam Speaker, I move that the following four House bills be recommitted to Appropriations:

- HB 2294;
- HB 2737;
- HB 2730; and
- HB 2378.

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

SUPPLEMENTAL CALENDAR C

RESOLUTION PURSUANT TO RULE 35

Mrs. DAILEY called up **HR 618, PN 4097**, entitled:

A Resolution congratulating the Borough of Pottstown, Montgomery County, on the 250th anniversary of its founding.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Horsey LaGrotta Taylor, E. Z.

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

LEAVE OF ABSENCE CANCELED

The SPEAKER pro tempore. The Chair notes the presence of the lady from Chester, Mrs. Taylor, and asks that she be placed on the master roll.

RESOLUTION PURSUANT TO RULE 35

Miss MAJOR called up **HR 620, PN 4099**, entitled:

A Resolution designating August 2002 as "Native American Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Horsey LaGrotta

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

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 630, PN 2127**, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto; and making a repeal.

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-200

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

NAYS-0

NOT VOTING—0

EXCUSED—2

Horseley LaGrotta

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

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

* * *

The House proceeded to third consideration of SB 824, PN 1954, entitled:

An Act amending the act of November 1, 1971 (P.L. 495, No.113), entitled, as amended, "An act providing for the compensation of county officers in counties of the second through eighth classes, for compensation of district attorneys in cities and counties of the first class, for compensation of district election officers in all counties, for the disposition of fees, for filing of bonds in certain cases and for duties of certain officers," providing for the compensation of district election officers; and making a repeal.

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

Mr. MAYERNIK offered the following amendment No. A3419:

Amend Sec. 1 (Sec. 10.3), page 2, line 8, by striking out "\$200" and inserting

\$225

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

The following roll call was recorded:

YEAS—200

Table listing names of members who voted 'YEAS' (200 total). Includes names like Adolph, Allen, Argall, Armstrong, Baker, J., Baker, M., Bard, Barrar, Bastian, Bebkco-Jones, Belardi, Belfanti, Benninghoff, Birmelin, Bishop, Blaum, Boyes, Brooks, Browne, Bunt, Butkovitz, Buxton, Evans, D., Evans, J., Fairchild, Feese, Fichter, Fleagle, Flick, Forcier, Frankel, Freeman, Gabig, Gannon, Geist, George, Godshall, Gordner, Grucela, Gruitza, Habay, Haluska, Hanna, Harhai, Manderino, Mann, Markosek, Marsico, Mayernik, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Metcalfe, Michlovic, Micozzie, Miller, R., Miller, S., Mundy, Myers, Nailor, Nickol, O'Brien, Schroder, Schuler, Scrimenti, Semmel, Shaner, Smith, B., Smith, S. H., Solobay, Staback, Stairs, Steelman, Steil, Stern, Stetler, Stevenson, R., Stevenson, T., Strittmatter, Sturla, Surra, Tangretti, Taylor, E. Z., Taylor, J.

Table listing names of members who did not vote or were excused. Includes names like Caltagirone, Cappelli, Casorio, Cawley, Civera, Clark, Clymer, Cohen, L. I., Cohen, M., Colafella, Coleman, Cornell, Corrigan, Costa, Coy, Creighton, Cruz, Curry, Dailey, Daley, Dally, DeLuca, Dermody, DeWeese, DiGirolamo, Diven, Donatucci, Eachus, Egolf, Harhart, Harper, Hasay, Hennessey, Herman, Hershey, Hess, Hutchinson, Jadlowiec, James, Josephs, Kaiser, Keller, Kenney, Kirkland, Krebs, Laughlin, Lawless, Lederer, Leh, Lescovitz, Levdansky, Lewis, Lucyk, Lynch, Mackereth, Maher, Maitland, Major, Oliver, Pallone, Perzel, Petrarca, Petrone, Phillips, Pickett, Pippy, Pistella, Preston, Raymond, Readshaw, Reinard, Rieger, Roberts, Robinson, Roebuck, Rohrer, Rooney, Ross, Rubley, Ruffing, Sainato, Samuelson, Santoni, Sather, Saylor, Scavello, Thomas, Tighe, Travaglio, Trello, Trich, Tulli, Turzai, Vance, Veon, Vitali, Walko, Wansacz, Washington, Waters, Watson, Williams, J., Wilt, Wojnaroski, Wright, G., Wright, M., Yewcic, Youngblood, Yudichak, Zimmerman, Zug, Ryan, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—2

Horseley LaGrotta

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. METCALFE offered the following amendment No. A3787:

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

Amending the act of June 3, 1937 (P.L.1333, No.320), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," defining "unincorporated association"; further providing for qualifications of election officers and for vacancies in election boards; providing for the compensation of district election officers; further providing for manner of applying to vote and for assistance in voting, for canvassing of official absentee ballots and for enforcement; and making repeals.

Amend Bill, page 1, lines 12 through 20; pages 2 and 3, lines 1 through 30; page 4, lines 1 through 9, by striking out all of said lines on said pages and inserting

Section 1. Section 102 of the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, is amended by adding a clause to read:

Section 102. Definitions.—The following words, when used in this act, shall have the following meanings, unless otherwise clearly apparent from the context:

* * *

(v.1) The words “unincorporated association” shall mean any form of unincorporated enterprise owned by two or more persons, other than a partnership, a limited liability partnership or a limited liability company that is treated as a partnership for Federal income tax purposes. For purposes of this definition, the words “partnership,” “limited liability partnership” and “limited liability company” shall not include an organization, agency or employe representation committee or plan in which employes participate and which exists for the purpose, in whole or in part, of dealing with disputes between an employer and its employes involving grievances, labor disputes, wages, rates of pay, hours of employment or conditions of work.

* * *

Section 2. Section 402 of the act, amended May 5, 1982 (P.L.374, No.108), is amended to read:

Section 402. Qualifications of Election Officers.—[Election] (a) Except as provided in subsection (b) and section 405(c), election officers shall be qualified registered electors of the district in which they are elected or appointed. No person shall be qualified to serve as an election officer who shall hold, or shall within two months have held, any office, appointment or employment in or under the Government of the United States or of this State or of any city or county or poor district, of any municipal board, commission or trust in any city, save only district justices, notaries public and persons in the militia service of the State; nor shall any election officer be eligible to any civil office to be voted for at a primary or election at which he shall serve, except that of an election officer.

(b) The county board of elections may permit a person who is seventeen (17) years of age to be appointed to serve as a machine inspector at an election if the county board of elections, in permitting the person to serve, complies with all applicable Federal and State laws and if the person meets all of the following requirements:

(1) The person is at least seventeen (17) years of age at the time of the election.

(2) The person is a United States citizen.

(3) The person is a resident of the county in which the person will serve at the time of the election.

(4) The person is enrolled as a student in a high school program which meets the requirements for compulsory attendance under sections 1327 and 1327.1 of the act of March 10, 1949 (P.L.30, No.14), known as the “Public School Code of 1949.”

(5) The person has obtained written permission from the following people and provided it to the board:

(i) The person’s parent or legal guardian.

(ii) The person’s school principal or chief administrator, whomever may be applicable.

(c) The county board of elections shall compensate any person appointed under subsection (b) unless the person waives compensation.

Section 3. Section 405 of the act, repealed in part April 28, 1978 (P.L.202, No.53) and amended June 1, 1978 (P.L.456, No.58), is amended to read:

Section 405. Vacancies in Election Boards; Appointment; Judge and Majority Inspector to Be Members of Majority Party; Minority Inspector to Be Member of Minority Party.—(a) Vacancies in election boards existing by reason of the disqualification, removal, resignation or death of an election officer, or from any other cause, occurring prior to [the day of] the fifth day before any primary or election, shall, in all cases, be filled by appointment, by the court of the

proper county, of competent persons, qualified in accordance with the provisions of this act, who shall serve for the unexpired term of the person whose place he is appointed to fill: Provided, however, That any district election officer who, after his election or appointment, changes his political affiliation, shall not thereby become disqualified to serve on said election board, and shall not thereby be subject to removal. In making such appointments, the court shall receive and consider any petitions filed by qualified electors of the district affected, and shall make no appointment to fill any vacancy [occurring more than five days before any primary or election,] unless notice of the time at which they will make such appointment shall have been posted on the polling place of such district, and in the immediate vicinity thereof, at least five days prior thereto. In the appointment of inspectors in any election district, both shall not be of the same political party at the time of said appointment, but one shall be of the party having the largest number of votes and the other shall be of the party having the second largest number of votes in said district at the last preceding November election, as nearly as the judge or judges can ascertain the fact. The judge of election shall, in all cases of appointment, be of the political party having the majority of votes in said district at the last preceding November election, as nearly as the judge or judges can ascertain the fact. Immediately upon the entry of an order of court filling any vacancy on an election board, the clerk of said court shall forthwith transmit a certified copy of said order to the county board, giving the name and address of said appointee. Notwithstanding any provisions to the contrary, in counties which have adopted home rule charters or optional plans and which appoint the members of the county election board under section 301(b), vacancies in the county board of elections shall be filled consistent with the provisions for appointment of county election board members under that section.

(b) The first election board for any new district shall be selected, by the court of the proper county, of competent persons, qualified in accordance with the provisions of this act, who shall serve until the next municipal election at which all election officials are elected under the provisions of section 401.

(c) Vacancies in election boards occurring at any time during the five days immediately preceding any primary or election or on the day of the primary or election may be filled by appointment by the county board of elections from a pool of competent persons who are qualified registered electors of the county and who have been trained by the county to perform the duties of election officers which are required by this act. Any person appointed to fill a vacancy in accordance with this subsection shall serve as a member of the election board on the day of the primary or election only. Any election board position filled in accordance with this subsection shall be deemed vacant on the day immediately following the primary or election and subsequently shall be filled in accordance with subsection (a).

Section 4. The act is amended by adding a section to read:

Section 412.2. (a) In all counties regardless of class, the compensation of judges of election, inspectors of election, clerks and machine operators shall be fixed by the county board of elections for each election in accordance with the following:

<u>Election Officers</u>	<u>Minimum Compensation</u>	<u>Maximum Compensation</u>
<u>Judges of election</u>	<u>\$45</u>	<u>\$200</u>
<u>Inspectors of election</u>	<u>\$45</u>	<u>\$195</u>
<u>Clerks and machine operators</u>	<u>\$40</u>	<u>\$195</u>

(b) If a county board of elections authorizes that the duties of a clerk of elections or machine operator may be performed by two individuals who each perform such duties for one-half of an election day, such individuals shall each be compensated at one-half of the rate authorized for a single individual who performs the duties for the entire election day.

(c) The county board of elections may, in its discretion, establish different per diem rates within the minima and maxima provided for in subsection (a) based on the number of votes cast for the following groups:

(1) 150 votes or fewer.

(2) 151 to 300 votes.

(3) 301 to 500 votes.

(4) 501 to 750 votes.

(5) 751 votes and over.

(d) For transmitting returns of elections and the ballot box or boxes, all judges of election shall be entitled to receive the additional sum of twenty dollars (\$20).

(e) The county board of elections may, in its discretion, require the minority inspector of election to accompany the judge of election in transmitting the returns of elections, in which case the minority inspector of election shall be entitled to receive the additional sum of twenty dollars (\$20).

(f) The person furnishing transportation to the judge of election and the minority inspector in transmitting returns and ballot boxes shall be entitled to a minimum of thirty-five cents (35¢) per circular mile from the polling place to the county court house. The name of such person shall appear on the voucher of the judge of election, and only one person shall receive mileage compensation.

(g) A constable or deputy constable performing duties under section 1207 of this act shall receive compensation at the same rate payable to an inspector.

(h) When a primary and special election or a special election and a general or municipal election take place on the same date, they shall be construed as one election for the purpose of receiving compensation.

(i) Compensation and other payments received by election officials pursuant to this section shall not be deemed income classified and categorized under section 303 of the act of March 4, 1971 (P.L.6, No.2), known as the "Tax Reform Code of 1971."

Section 5. Section 1210 of the act, amended June 10, 1982 (P.L.458, No.135), is amended to read:

Section 1210. Manner of Applying to Vote; Persons Entitled to Vote; Voter's Certificates; Entries to Be Made in District Register; Numbered Lists of Voters; Challenges.—(a) At every primary and election each elector who desires to vote shall first present to an election officer a voter's identification card issued by the county registration commission or any one of the following forms of photo identification:

(1) a valid driver's license or identification card issued by the Department of Transportation;

(2) a valid identification card issued by any other agency of the Commonwealth;

(3) a valid identification card issued by an agency of another state or the United States Government;

(4) a valid United States passport;

(5) a valid student identification card;

(6) a valid employe identification card; or

(7) a valid armed forces of the United States identification card.

The election officer shall examine the identification presented by the elector.

(a.1) If the elector has presented any one of the forms of identification listed in subsection (a) the elector shall subsequently sign a voter's certificate, and, unless he is a State or Federal employe who has registered under any registration act without declaring his residence by street and number, he shall insert his address therein, and hand the same to the election officer in charge of the district register. Such election officer shall thereupon announce the elector's name so that it may be heard by all members of the election board and by all watchers present in the polling place and shall compare the elector's signature on his voter's certificate with his signature in the district register. If, upon such comparison, the signature upon the voter's certificate appears to be genuine, the elector who has signed the certificate shall, if otherwise qualified, be permitted to vote: Provided, That if the signature on the voter's certificate, as compared with the signature as recorded in the district register, shall not be deemed authentic by any of the election officers, such elector shall not be denied the right to vote for that reason, but shall be considered challenged as to identity and required to make the affidavit and produce the evidence as provided in subsection (d) of this section. When an elector has been found entitled to vote, the election officer who examined his voter's certificate and compared his signature

shall sign his name or initials on the voter's certificate, shall, if the elector's signature is not readily legible, print such elector's name over his signature, and the number of the stub of the ballot issued to him or his number in the order of admission to the voting machines, and at primaries a letter or abbreviation designating the party in whose primary he votes shall also be entered by one of the election officers or clerks. As each voter is found to be qualified and votes, the election officer in charge of the district register shall write or stamp the date of the election or primary, the number of the stub of the ballot issued to him or his number in the order of admission to the voting machines, and at primaries a letter or abbreviation designating the party in whose primary he votes, and shall sign his name or initials in the proper space on the registration card of such voter contained in the district register.

As each voter votes, his name in the order of voting shall be recorded in two (2) numbered lists of voters provided for that purpose, with the addition of a note of each voter's party enrollment after his name at primaries.

(b) If any elector was unable to sign his name at the time of registration, or, if having been able to sign his name when registered, he subsequently shall have lost his sight or lost the hand with which he was accustomed to sign his name, or shall have been otherwise rendered by disease or accident unable to sign his name when he applies to vote, he shall establish his identity to the satisfaction of the election officers, and in such case he shall not be required to sign a voter's certificate, but a certificate shall be prepared for him by one of the election officers, upon which the facts as to such disability shall be noted and attested by the signature of such election officer.

(c) No person who applies to vote shall be permitted by any election officer or clerk or other person to see the signature recorded as his in the district register until after he shall have signed his name to the voter's certificate.

(d) No person, except a qualified elector who is in actual military or naval service under a requisition of the President of the United States or by the authority of this Commonwealth, and who votes under the provisions of Article XIII of this act, shall be entitled or permitted to vote at any primary or election at any polling place outside the election district in which he resides, nor shall he be permitted to vote in the election district in which he resides, unless he has been personally registered as an elector and his registration card appears in the district register of such election district, except by order of the court of common pleas as provided in this act, and any person, although personally registered as an elector, may be challenged by any qualified elector, election officer, overseer, or watcher at any primary or election as to his identity, as to his continued residence in the election district or as to any alleged violation of the provisions of section 1210 of this act, and if challenged as to identity or residence, he shall produce at least one qualified elector of the election district as a witness, who shall make affidavit of his identity or continued residence in the election district: Provided, however, That no person shall be entitled to vote as a member of a party at any primary, unless he is registered and enrolled as a member of such party upon the district register, which enrollment shall be conclusive as to his party membership and shall not be subject to challenge on the day of the primary.

Section 6. Section 1218 of the act, amended February 13, 1989 (P.L.1, No.1), is amended to read:

Section 1218. Assistance in Voting.—

(a) No voter shall be permitted to receive any assistance in voting at any primary or election, unless there is recorded upon his registration card his declaration that, by reason of blindness, disability, or inability to read or write, he is unable to read the names on the ballot or on the voting machine labels, or that he has a physical disability which renders him unable to see or mark the ballot or operate the voting machine, or to enter the voting compartment or voting machine booth without assistance, the exact nature of such condition being recorded on such registration card, and unless the election officers are satisfied that he still suffers from the same condition.

(b) Any elector who is entitled to receive assistance in voting under the provisions of this section shall be permitted by the judge of election to select a person of the elector's choice to enter the voting compartment or voting machine booth with him to assist him in voting, such assistance to be rendered inside the voting compartment or voting machine booth except that the judge of election, the elector's employer or an agent of the employer or an officer or agent of the elector's union shall not be eligible to assist the elector.

(c) In every case of assistance under the provisions of this section, the judge of election shall forthwith enter in writing in a book to be furnished by the county board of elections, to be known as the record of assisted voters—(1) the voter's name; (2) a statement of the facts which entitle him to receive assistance; and (3) the name of the person furnishing the assistance. The record of assisted voters shall be returned by the judge of election to the county board of elections with the other papers, as hereinafter provided, and said county board shall permit the same to be examined only upon the written order of a judge of the court of common pleas: Provided, however, That such record shall be subject to subpoena to the same extent to which other election records may be subpoenaed: And provided further, That the county election board shall permit any registration commission to examine any records of assisted voters without a court order, in order that the registration commission may ascertain whether electors, who have declared, at the time of registration, their need for assistance, actually did receive assistance when voting at any election.

Section 7. Section 1306.1 of the act, added August 13, 1963 (P.L.707, No.379), is amended to read:

Section 1306.1. Assistance in Voting by Certain Absentee Electors.—

Any elector qualified to vote an official absentee ballot in accordance with the provisions of section 1301, subsection (k), may receive assistance in voting (1) if there is recorded on his registration card his declaration that he has a physical disability which renders him unable to see or mark the official absentee ballot, the exact nature of such disability being recorded on such registration card; (2) if such elector requiring assistance submits with his application for an official absentee ballot, a statement setting forth the precise nature of the disability which renders him unable to see or mark the official absentee ballot and that to the best of his knowledge and belief he will still suffer from the said physical disability at the time of voting his official absentee ballot. He shall acknowledge the same before an officer qualified to take acknowledgement of deeds. Such statement shall be in substantially the following form:

Statement of Absentee Elector Requiring Assistance
I,, hereby state

(Name of voter requiring assistance)
that I require assistance in marking the official absentee ballot for the primary or election held,

(Date)
19..., that will be issued to me for the following reason:

.....
(Insert nature of disability)

.....
(Signature or mark of elector)

.....
(Date of signature or mark)

Commonwealth of Pennsylvania: ss
County of

On this.....day of....., 19..., before me,,
the undersigned officer personally appeared.....,
known to me (or satisfactorily proven) to be the person whose
signature or mark appears on the within instrument and
acknowledged the same for the purposes therein contained.

In witness whereof, I have hereunto set my hand and
official seal
.....

(Title of Officer)

Upon receipt of the official absentee ballot, such elector requiring assistance may select [an adult] a person to assist him in voting, such assistance to be rendered in secret[.]; Provided, however, That the person rendering assistance may not be the elector's employer or an agent of the employer or an officer or agent of the elector's union. The [adult] person rendering the assistance in voting [should be required to fill out] shall complete, date and sign the declaration in such form approved by the Secretary of the Commonwealth, or substantially in the form as set forth below, [as he] that the person has caused the elector's ballot to be marked in accordance with such elector's desires and instruction. Such declaration form shall be returned to the county board of elections in the mailing envelope addressed to the county board of elections within which the small "official absentee ballot" is returned.

Declaration of Person Rendering Assistance
I,, [an adult person]

(Name of Person rendering assistance)
hereby declare that I have witnessed the aforesaid elector's signature or mark and that I have caused the aforesaid elector's ballot to be marked in accordance with the desires and instructions of the aforesaid elector.

.....
(Signature of Person Rendering Assistance)

.....
(Address)

Section 8. Section 1308(b.1) of the act, added July 11, 1980 (P.L.600, No.128), is amended to read:

Section 1308. Canvassing of Official Absentee Ballots.
* * *

(b.1) [(1) In the event that an electronic voting system provides for central tabulations of ballots, such absentee ballots shall be opened and deposited in the ballot box without being counted except as to the number of absentee ballots cast. The absentee ballots shall be counted along with the other ballots from the election district at the location and in the manner specified by the county board of elections and provided for by the electronic voting system utilized.

(2) In the event that an electronic voting system provides for tabulation of votes at the election district, such] In all election districts in which electronic voting systems are used absentee ballots shall be opened at the election district, checked for write-in votes in accordance with section 1113-A and then either hand-counted or counted by means of the automatic tabulation equipment, whatever the case may be.

* * *
Section 9. Section 1642 of the act, added October 4, 1978 (P.L.893, No.171), is amended to read:

Section 1642. Enforcement.—

(a) The Attorney General shall have prosecutorial jurisdiction over all violations [connected with any statement or report and the contents thereof which is to be filed with the Secretary of the Commonwealth.

(b) The district attorneys of the respective counties shall have jurisdiction over any other violations] committed under this act.

(c) The district attorney of any county in which a violation[, referred to in subsection (a) occurs,] occurred has concurrent powers and responsibilities with the Attorney General over such violations.

Section 10. The following acts are repealed:

(1) All acts and parts of acts are repealed insofar as they are inconsistent with the amendment of sections 402 and 405 of the act.

(2) The provisions of 25 Pa.C.S. Ch. 7 Subch. B are repealed.

Section 11. The addition of section 412.2 of the act shall be applicable as constitutionally permissible.

Section 12. This act shall take effect as follows:

(1) The following provisions shall take effect immediately:
(i) The amendment of sections 102 and 1642 of the act.

(ii) The addition of section 412.2 of the act.

- (iii) Sections 10(2) and 11 of this act.
 - (iv) This section.
- (2) The remainder of this act shall take effect in 30 days.

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

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

Mr. METCALFE. Thank you, Madam Speaker.

The amendment that we are offering today is an amendment that is being advanced to combat election fraud and make sure that our polling places are properly staffed on election day, and I would appreciate the members' support.

The SPEAKER pro tempore. On the amendment, the Chair recognizes the gentleman from Westmoreland, Mr. Casorio.

Mr. CASORIO. Thank you, Madam Speaker.

I would like to interrogate the maker of the amendment, please.

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

Mr. CASORIO. Thank you, Madam Speaker.

Madam Speaker, we are looking at this amendment; it is rather lengthy, and actually, this guts the bill's provisions which would grant raises to machine operators and elections inspectors.

I have a question, Madam Speaker, and I am reading from the amendment with regards to voters requiring assistance. The gentleman's amendment provides that a person rendering assistance may not be "...the elector's employer or an agent of the employer or an officer or agent of the elector's union...." Can I have the gentleman expand a little bit on that, please?

Mr. METCALFE. Thank you, Madam Speaker.

I appreciate the opportunity to answer a couple of those concerns that were expressed by the gentleman. The first is that this does not gut the current language. Actually, that still remains as far as the compensation due to the workers, but what we are doing here in this amendment is to try and ensure that if someone is receiving assistance, that the assistance is being given by somebody who is there to assist and not to direct. As I understand, there have been problems in the past by certain individuals that may be coming in to lend assistance when actually that assistance may be more of a direction to the voting than actually just assisting to cast a vote.

Mr. CASORIO. Thank you, Madam Speaker.

Madam Speaker, how would the judges and inspectors who toil long hours for little pay, how would they be able to differentiate or what mechanism would they use to ask an individual assisting a voter whether that individual was an agent of the elector's union or an agent of the employer?

Mr. METCALFE. To answer the gentleman's question, as I understand it, there is a form that is filled out when someone is providing assistance and that they would make an indication on that form as to what relationship they would have to the person that they are assisting and that that would be one of the criteria that they would have to meet to provide assistance, that they would not be the person's employer or a union official or some sort.

Mr. CASORIO. Madam Speaker, would it not call into question, actually, the constitutionality of asking an individual who was assisting a voter what their relationship is, what employment they hold, who they are?

Mr. METCALFE. I do not believe that there would be any constitutional problem with asking somebody their relationship to the person they are assisting. I am not aware of any provision in the Constitution that would keep someone from being able to do that.

Mr. CASORIO. Thank you, Madam Speaker.

Let me ask you this: What problem do you perceive – and I am reading again from the brief that we have – the person assisting the voter may not be an officer or an agent of the elector's union. So let us say that the individual requiring assistance belongs to the United Steelworkers and they are going in to vote and they have a gentleman or a lady with this man or woman going in to vote, and they go up to the machine inspector and the judge and say, I am here to help Mr. Smith; we are offering him assistance to vote today; he has a disability that is medically detailed. If this individual was a member of that same United Steelworkers local, in your estimation, obviously, you are the maker of this amendment, how or why would that preclude that same member of the United Steelworkers from assisting another member of the United Steelworkers union from voting?

Mr. METCALFE. Would the gentleman mind restating that one more time for me, please?

Mr. CASORIO. Thank you, Madam Speaker.

Mr. METCALFE. Maybe the early, early part of your question.

Mr. CASORIO. We are using a hypothetical, Madam Speaker. A gentleman or a lady requiring assistance to vote goes into the polling place and they have a medically detailed disability. They bring with them a man or a woman to assist them in voting. The individual that needs the assistance happens to be a member of the United Steelworkers of America. The individual that they bring with them, that man or woman, to assist this person in carrying out their patriotic duty to cast their ballot for whatever office happens to be also a member of that same United Steelworkers local or maybe a local of the United Steelworkers from another part of the area. You are the maker of the amendment. Why would that preclude that individual from assisting the individual needing help just because they happen to both belong to the United Steelworkers of America?

THE SPEAKER (MATTHEW J. RYAN) PRESIDING

Mr. METCALFE. Madam Speaker— Mr. Speaker, I am sorry. The SPEAKER. Madam Speaker stepped down.

Mr. METCALFE. Thank you, Mr. Speaker.

To answer the gentleman's question, the intent of the legislation and I believe the wording of the legislation would disallow someone who is an officer of the union from assisting, but not just a fellow union member. A friend, a family member who is in the same union would still be able to assist that person in their voting. They just would not be allowed to be an officer.

Mr. CASORIO. Mr. Speaker, also on an agent of the employer. Let us say, for example, that the person needing assistance is leaving on their lunch half hour to vote and another individual takes their lunch half hour to take this person, as a good Samaritan, to vote because they require assistance. Your amendment would prohibit that agent of the employer. I am assuming that an individual employed by XYZ company that takes another employee of XYZ company to vote would be an agent of that employer. Yes? No?

Mr. METCALFE. I believe an agent of the employer would be

somebody who was working at the request of the employer and paid by the employer to do so. If it was just a fellow employee that was taking a break, taking a lunch break, taking time off to ensure that their fellow colleague was able to make it to the polls to vote, I do not believe that would be a problem, but being an agent would be somebody who would be representing working on the company's behalf to promote whatever the advances of that company would be and I think would have an intimidating effect on our voters. I believe that all of us want to ensure that we have an election process that is intimidation free, that we actually have a process put in place so that people are able to vote without fear of intimidation from their employer, from their union, or from anybody else, for that matter.

Mr. CASORIO. Mr. Speaker, also I understand that the judge of elections, who we find, all of us, I believe, find some problem recruiting folks to work as judge of elections, would now under this amendment be prohibited from assisting that voter who has a need for assistance. Is that correct?

Mr. METCALFE. Thank you, Mr. Speaker.

The legislation does address the ability for a judge of elections to help someone and assist someone as they are actually casting their vote, and as I understand, there was a problem that had occurred in a recent election in Philadelphia where someone was actually moved in a direction of voting other than they would have chosen to because of the intimidating actions of a judge of elections. So I think it is important to make sure that those people who are elected to oversee that we are having a fair process certainly are not people that are put in a situation where they can intimidate the voters, and that is why we are advancing that change to the Election Code.

Mr. CASORIO. Mr. Speaker, I appreciate your concern for the city of Philadelphia, but I hope you are not by that comment insinuating that the folks that volunteer for what are actually measly stipends, minimum wages, would coerce an individual into voting one way or the other. I think the majority of those folks are there as a volunteer service.

Mr. METCALFE. And I would agree with the gentleman that the majority of people that run for judge of election are making a great sacrifice to ensure that we have fair and just elections, but as you know, as I know, there are opportunities for people in that position to try and move things in a direction they would see fit. And as no human being is ultimately moving forward on always pure objectives, I think there are situations that could occur, although the majority of people, as you said, would not be looking to do that.

Mr. CASORIO. Mr. Speaker, let us move to the amendment portion, the portion of the amendment that requires voters to produce a valid form of ID, and here we go with the valid ID forms – the photo cards, the U.S. government or other State passport valid ID card, valid employee ID card. You are asking that they can use a valid employee ID card. Then in one provision I understand that you have a concern of an individual from an employer coming in to assist this person to vote. Would there be some type of training and at what cost would this training be to the judges and inspectors in the issuance of what are valid forms of ID and how to check properly?

Mr. METCALFE. I think the gentleman's question is certainly a valid question as far as voter identification and one that I think many voters in this Commonwealth, many voters across the nation, would question as to, why have we not done something already

and in other States they have? In certain States, as we hope to in Pennsylvania if the General Assembly approves this legislation, is that we would put forth this commonsense approach to ensuring that one who shows up at the polling place to vote and cast a vote on their behalf is actually that person. When you go forth and you make purchases of cigarettes or alcohol, you buy a hunting license, you put forth your driver's license; there are other things that we have to show ID for, and in such an important process as voting, we are not called upon to show voter ID. Something as simple as the voter identification card that is given to us when we register to vote is acceptable identification, along with if you would misplace that, you can certainly get an ID card, a duplicate, from the Election Bureau; you also have your driver's license, passport, many other forms of identification which are outlined in the legislation.

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, so if someone does not have their county-issued card for voting, their election card, which I know many of us can probably attest to, not having those as we go in to vote – most of our judges and inspectors have known us for years and years and our families – say someone goes in to vote, Mr. Speaker, and they do not have their valid card from the—

Mr. METCALFE. Mr. Speaker, I am having a hard time hearing the gentleman. There is noise in the—

The SPEAKER. Will the gentleman yield.

Conferences in the back of the House, please break up. Conferences, please break up.

Let us try it now, Mr. Casorio.

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, again, if you do not have your county-issued card and you go in to vote, and say you are a senior citizen or someone at work – I hope your intention is trying to encourage people to vote; I think that is what we all want – if you do not have your photo ID, and you do not have a passport with you, and you do not have a valid identification card issued by the United States government, whatever that is, and you do not have an employee identification card, and you are not a student and you do not have your student ID, and you are not a member of the armed services and you do not have your armed services ID, then what happens to that senior citizen or working-class person that comes in to vote and does not have the form of ID with them after making that attempt to go to the polls and cast their ballot, Mr. Speaker?

Mr. METCALFE. Well, as the gentleman mentioned, this is certainly not a measure that is being promoted to discourage anybody from voting, but it is being promoted to ensure that we have fair and just elections, that everybody's vote does count, and they would be, a voter would be expected to be able to show that they are who they are, and as you just went through and mentioned many of the forms of identification that could be used along with that card from the Election Bureau. I think that it is important that as citizens we all have certain rights, but with those rights come responsibilities, and I believe that it is our responsibility as we vote to show that we are who we are. As we register, we have to sign our name. Signing our name certainly shows, as they compare that along with this secondary measure of voter ID, we would be able to ensure that we have fair and just elections and everyone's vote did count.

If the person who was attempting to vote was not able to produce their identification, either their driver's license, some form of ID, to show to the people working the polls, if they were not able to show that, they would have the process still available to

petition the court to allow them to vote even without the ID. I do not think that it is something that is a high standard to set that you should say you should be able to show some form of identification. We receive those voter ID cards. I, as you, have not been asked to present that, and I think because people are not asked to present that card, many of us file it away and would have a hard time coming up with that, but the counties do offer to provide those backup cards. They can produce a second card for you at a minimal charge. I think it is \$1 for a couple of the counties, and other counties provide it free, as I understand.

Mr. CASORIO. Mr. Speaker, would a Social Security card be a valid form of identification?

Mr. METCALFE. No, Mr. Speaker, it would not.

Mr. CASORIO. And why would that not be a valid form of identification, Mr. Speaker?

Mr. METCALFE. That is not one of the forms listed in the legislation.

Mr. CASORIO. And this is an arbitrary decision on your part listed in this legislation to preclude Social Security cards from being valid forms of ID?

Mr. METCALFE. I would not say it is an arbitrary decision. I would say that there was a lot of thought that went into this amendment. As you can see, we list over seven different forms of identification – a valid driver's license or a valid identification card issued from the Department of Transportation, a valid identification card issued by any other agency of the Commonwealth, an identification card issued by agencies in another State or United States government, a valid United States passport, a valid student ID card, a valid employee ID card, a valid Armed Forces ID card, and of course, your county voter registration card. So it is not an arbitrary decision. It is a very thought out decision and one that lays out a number of forms of identification that can be trusted to ensure that the voter voting is actually the person they say they are.

Mr. CASORIO. Mr. Speaker, page 4 that lists these types of IDs that you have outlined, line 54, "...a valid identification card issued by an agency of another state or the United States Government." Would not a Social Security card be a valid identification card issued by the United States government?

Mr. METCALFE. If the gentleman would look to lines 47 through 49, the change is "...present to an election officer a voter's identification card issued by the county registration commission or any one of the following forms of photo identification" card, and since the Social Security card is not a photo identification, then it would not be appropriate.

Mr. CASORIO. So again then, Mr. Speaker, you are going to discourage people from voting. Let us use an 80-year-old senior citizen individual, man or woman, who has never driven in their life, and we can probably all name a few folks like that.

The SPEAKER. Mr. Casorio?

Mr. CASORIO. Yes, sir, Mr. Speaker.

The SPEAKER. I have been listening carefully, and you are asking questions, but it seems to me you are principally debating the bill. I ask you, ask the questions and then save your debate and make your argument at the end, if you do not mind.

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, what provision would be in this amendment for an individual who has no form of identification with them and has not driven, is not a student, has never been a member of the Armed Forces? What would that 80-year-old senior citizen do on election day, Mr. Speaker?

Mr. METCALFE. Well, as the gentleman knows, election day is not something that comes upon us with no notice. Every one of us has to take time to register to vote. So when you register to vote, you are issued a voter registration card, and for someone who has no other form of photo identification, they would clearly be able to secure their voter registration card prior to the election if they have found that they have misplaced it as they prepare, as all of us who are responsible citizens do, for election day.

Mr. CASORIO. Mr. Speaker, this 80-year-old person who just got out of the hospital and they are coming to election a little bit ill prepared – they do not have their county form; they are not sure, actually, what form of ID they need; they have never had a photo ID taken in their life – what would they do on election day?

Mr. METCALFE. They would still have the recourse to petition the court of common pleas that day to enable them to vote.

Mr. CASORIO. So in your estimation, Mr. Speaker, that 80-year-old individual just fresh out of the hospital, not having an ID, needing to petition the court of common pleas in that county to vote, would that discourage or encourage that person from voting, Mr. Speaker?

Mr. METCALFE. I think it would encourage citizens that exercise their right and responsibility to vote to be prepared for election day and that we all would have that form of ID with us to ensure that the election process is carried forward. I believe that the fictitious person that you have created, sir, would actually probably commend us on trying to ensure that their vote counts when they go to the polls and that they are actually the person they say they are, which is what most citizens of this Commonwealth and nation have been asking for since the multitudes of fraud have been alleged since especially the election of 2000.

Mr. CASORIO. Mr. Speaker, on the amendment, please.

The SPEAKER. The gentleman is in order. Will the gentleman yield for a moment.

The gentleman, Mr. Casorio, has been recognized on the amendment. Would you kindly give him your attention.

Mr. Casorio.

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, this is an egregious attempt to discourage voters from participating in the electoral process. When we are barely able to get 20 percent of our legislative district's registered voters, not including the 25,000 or so out of the 60,000 that are not even registered to vote, to the polls, now we are going to implement some gestapo-like tactic of having them provide some form of ID that the gentleman has arbitrarily provided for in this amendment.

Mr. Speaker, this is an affront to everyone in this Commonwealth who would participate in the electoral process, especially those, Mr. Speaker, who are senior citizens, who may be intimidated easily, and for God's sake, maybe those even that belong to a union. We are arbitrarily picking people out, Mr. Speaker, because the gentleman does not agree with their opinion, does not agree with their political views, and does not agree with their work ethic. We are going to subject them to more and more hoops and hurdles to jump through when we cannot even get 20 percent of the electoral registered voters out to vote on an election day, Mr. Speaker.

This is an abomination. This amendment is one of the worst amendments for discouraging voters that I have seen in the 6 years that I have been here, and, Mr. Speaker, if any member of this House would vote for this, I would challenge them how they would rationalize that vote to their constituents and their seniors and their union members throughout their legislative district.

This is a rotten amendment, Mr. Speaker, and it deserves a “no” vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia County, Mr. Cohen. The gentleman will first yield.

Sergeants at Arms, keep the area behind the rail clear.

Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, will the sponsor of this amendment consent to interrogation?

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

Mr. COHEN. Thank you.

Mr. Speaker, could the gentleman share with us what the fiscal note says the cost of this amendment is?

Mr. METCALFE. We have a request for a fiscal note. I do not have it in hand. We are working on seeing if we can provide that for you.

AMENDMENT RULED OUT OF ORDER

The SPEAKER. The Chair has determined that there is no fiscal note available, and accordingly, the amendment is out of order.

GUEST INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Valarie Bova, a senior at Washington and Jefferson College, here today as the guest of Representative Tim Solobay. Would the guest please rise.

CONSIDERATION OF SB 824 CONTINUED

BILL PASSED OVER TEMPORARILY

The SPEAKER. Without objection, SB 824, together with the amendments, is over temporarily.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2595, PN 3748**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for employees eligible for retirement allowances.

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

The SPEAKER. The gentleman, Mr. Pippy, has an amendment for this bill; the gentleman, Mr. Petrone, has an amendment for this bill; and the gentleman, Mr. DeLuca, has an amendment for this bill, none of which are in order because they lack actuarial notes;

they lack actuarial notes. That is statutory. We cannot suspend the rules and take them.

Mr. DeLuca, the reason yours is covered by this same rule is the last portion of your amendment changes the effective date, which in fact then changes the effect of the law on matters that are

covered by actuarial notes. If you would like to discuss this at greater length, I invite you to come to the rostrum.

(Conference held at Speaker’s podium.)

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Horsey

LaGrotta

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.

CONSIDERATION OF SB 824 CONTINUED

The SPEAKER. The Chair returns to SB 824, PN 1954.

The taking of the vote on the Metcalfe amendment was delayed when it was called to the attention of the Chair by the gentleman, Mr. Cohen, that a fiscal note was not available. The Chair is advised that a fiscal note is now available and one has been delivered to the gentleman, Mr. Cohen, as well as anybody else that has requested one.

On the question of the adoption of the Metcalfe amendment, Mr. Cohen.

Mr. COHEN. Mr. Speaker, will the gentleman share with us what the cost of this bill is according to the fiscal note?

The SPEAKER. The gentleman, Mr. Metcalfe.

Mr. METCALFE. According to the fiscal note, the Commonwealth will incur no fiscal impact.

Mr. COHEN. There will be no fiscal impact of this bill?

Mr. METCALFE. On the Commonwealth funds.

Mr. COHEN. On Commonwealth— What is the cost on local government?

Mr. METCALFE. The counties who would choose to increase their compensation rates would, of course, incur, you know, the associated costs of doing so, but that would be their choice.

Mr. COHEN. And what about all the many, many thousands of people in each county who will be asking for new registration cards in order to comply with this act? What is the cost of that estimated to be?

Mr. METCALFE. The fiscal note just deals with the impact on the Commonwealth's funds, as you know, and they said that there would be no fiscal impact on the Commonwealth funds from the Appropriations Committee through the fiscal note.

PARLIAMENTARY INQUIRY

Mr. COHEN. A point of parliamentary inquiry, Mr. Speaker.

The SPEAKER. You are right, Mr. Cohen. The fiscal note covers both the State and the local government funds that are expended. This fiscal note, however, indicates that apparently there is no fiscal impact to local government.

Mr. COHEN. Well, does it indicate that, Mr. Speaker, or does it just omit that?

The SPEAKER. That is just what I understood him to say. I am sorry.

Mr. METCALFE. The fiscal note shows that there is no fiscal impact to the Commonwealth; however, counties who

choose to increase their compensation rates will incur additional costs, which is the information that I already shared with the gentleman.

Mr. COHEN. Mr. Speaker, I think we have an incomplete fiscal note here.

The SPEAKER. I do not know who defines "complete fiscal note."

Mr. COY. Well, Mr. Speaker—

The SPEAKER. We were provided a fiscal note by the Appropriations Committee in accordance with our rules.

Mr. COHEN. Mr. Speaker, I yield to Mr. Coy.

PARLIAMENTARY INQUIRY

The SPEAKER. Mr. Coy.

Mr. COY. A point of parliamentary inquiry.

The SPEAKER. The gentleman.

Mr. COY. My understanding, and I would ask the Chair for a ruling, is that the fiscal note requires expenditures that are incurred by the Commonwealth but all of the Commonwealth entities.

The SPEAKER. Yes; I agree with that.

Mr. COY. And so it does not reflect the cost to the Commonwealth's 67 entities, which we call counties.

The SPEAKER. I am not going to debate the note. I think you are accurate when you say that, that it does not reflect a cost. It does say, however – and I have not read it; I am just listening to it – it does say that if the counties choose to implement this, they incur whatever costs they incur at their convenience. There is no way to estimate what they may wish or not wish to get involved in.

Mr. COY. And, Mr. Speaker, my recollection of fiscal notes over a period of time is that we attempt to put, the Appropriations Committee attempts to put, a cost on these figures, and it sounds to me like there was not an attempt to do that.

The SPEAKER. Again, Mr. Coy, I do not want to debate this thing, but my recollection of fiscal notes is not the same as yours. If the Appropriations Committee says there is no way to estimate because it is at the option of some government or another, they cannot estimate a cost, and they have never estimated a cost under circumstances such as that that I know of. I do not know how they could.

Mr. Argall.

(Conference held at Speaker's podium.)

The SPEAKER. Mr. Coy, I agree with your line of argument. The Parliamentarian pointed out to me that I was looking only at the one expenditure, which was at the option of the local government. However, there may or may not be costs associated with the actual issuance of the cards, and I am suggesting that this go over and that the Appropriations Committee take another look at it and see if we cannot do better.

Mr. COY. Thank you, Mr. Speaker.

BILL PASSED OVER TEMPORARILY

The SPEAKER. Without objection, this bill together with the amendment is over temporarily.

PARLIAMENTARY INQUIRY

The SPEAKER. Mr. Sturla, for what purpose do you rise?

Mr. STURLA. A point of parliamentary inquiry, Mr. Speaker.

Mr. Speaker, given that the amendment was ruled out of order earlier, will that amendment need to be refiled with a new amendment number in order for it to be in order when it returns to the House?

The SPEAKER. No, no, it will not be.

Mr. STURLA. Thank you.

SUPPLEMENTAL CALENDAR A

RULES SUSPENDED

The SPEAKER. The Chair recognizes the Democratic floor leader, Mr. DeWeese, who moves the rules of the House be suspended to permit the immediate consideration of HB 599, PN 4107, on concurrence in Senate amendments as amended.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—199

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

Daley	Leh	Rooney	Wright, M.
Dally	Lescovitz	Ross	Yewcic
DeLuca	Levdansky	Rubley	Youngblood
Dermody	Lewis	Ruffing	Yudichak
DeWeese	Lucyk	Sainato	Zimmerman
DiGirolamo	Lynch	Santoni	Zug
Diven	Mackereth	Sather	
Donatucci	Maher	Saylor	Ryan,
Eachus	Maitland	Scavello	Speaker
Egolf			

NAYS—1

Samuelson

NOT VOTING—0

EXCUSED—2

Horsey

LaGrotta

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

The House proceeded to consideration of concurrence in Senate amendments to the following **HB 599, PN 4107**, as further amended by the House Rules Committee:

An Act amending the act of May 17, 1921 (P.L.682, No.284), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," further providing for requisites for foreign companies to do business; deleting provisions relating to admitted assets; further providing for standard nonforfeiture law for individual deferred annuities and for title insurance agents; further defining "wet marine and transportation insurance"; further providing for placement of surplus lines insurance, for requirements for eligible surplus lines insurers, for surplus lines licensee's duty to notify insured, for declarations, for licensing of surplus lines licensee, for records of surplus lines licensee, for suspension, revocation or nonrenewal of surplus lines licensee's license and for service of process in actions against surplus lines insurer; providing for fraternal benefit societies; and making a repeal.

On the question,

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

The SPEAKER. On that question, those in favor will vote "aye"— Mr. Samuelson, do you desire recognition?

Mr. SAMUELSON. Yes.

The SPEAKER. The gentleman will yield.

Conferences in the rear of the House, please. Sergeant at Arms, clear the area behind the rail, and in front of the rail, too.

Mr. Samuelson.

Mr. SAMUELSON. Yes. I would just like to ask the

prime sponsor of the bill for a summary of the amendments that were inserted in the Rules Committee this afternoon at 2:40.

The SPEAKER. The gentleman, Mr. Micozzie.

Mr. MICOZZIE. Thank you, Mr. Speaker.

There are three changes that have been made. The first one is the amendment moves the body of language of the Fraternal Benefit Societies Code to maintain the original changes contained in HB 599. These changes include increasing from \$100,000 to \$200,000 the annual value of life insurance policies that a part-time agent of a society may write without being licensed by the Insurance Department as an insurance agent. The bill also increases the level of civil penalties that may be imposed for the violation of the act.

The second change, the bill also makes a change to the insurance law— Mr. Speaker, could I have some—

The SPEAKER. Please. The conferences in the vicinity of the minority leader's desk, please break up. That includes staff. Conferences in the rear of the hall of the House, please break up.

Mr. Micozzie, try again.

Mr. MICOZZIE. The bill also makes changes to the insurance law by reducing from 3 percent to 1 1/2 percent the minimum guaranteed rate of interest that insurance companies must pay on surrendered annuity contracts. This interest rate reduction is only applicable to those annuity contracts taken out and then surrendered during a 30-month period beginning July 1, 2002, and going to January 1, 2005. This change will not affect any current annuities now held by the policyholders.

The third was, HB 599 would also repeal certain outdated and obsolete sections of the insurance law dealing with the licensing requirements of foreign insurance companies, the filing of certain financial information by insurance companies, and the licensing of banks as title insurance agents, which was made legal through Act 40 of 1997.

And finally, the bill will establish several minor changes to the various sections of the law addressing surplus-lines products. These changes are initiatives of the Insurance Department and are aimed at the clarifying or updating of these sections of law.

Mr. SAMUELSON. Thank you, Mr. Speaker. I appreciate the explanation for the public record.

I asked the question because my understanding is there was a 20-page amendment inserted in the Rules Committee between 2:40 and 2:42 this afternoon, and I wanted to make sure we had some explanation on the public record exactly what took place in that 2-minute meeting.

Mr. MICOZZIE. Now you know why I was reading it.

Mr. SAMUELSON. Thank you, Mr. Speaker.

RULES SUSPENDED

The SPEAKER. The Chair was in error when he recognized the gentleman, Mr. DeWeese, and jumped the gun.

The gentleman, Mr. DeWeese, also moves that the rules of the House be suspended to permit him to offer an amendment to HB 599 on concurrence in Senate amendments as amended.

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

(Conference held at Speaker's podium.)

The SPEAKER. Mr. Perzel. The question before the House is,

shall the House suspend its rules to permit the gentleman, Mr. DeWeese, to offer amendment A3888? On the question of suspension of the rules.

Mr. PERZEL. Yes, Mr. Speaker. I would ask the members to suspend the rules. Thank you.

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

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Horsey LaGrotta

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

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

Mr. DeWEESE offered the following amendment No. A3888:

Amend Title, page 1, line 20, by inserting after "ASSETS;" providing for cancellation of casualty or property insurance for mining damage;

Amend Bill, page 4, by inserting between lines 28 and 29 Section 2.1. The act is amended by adding a section to read:

Section 358. Cancellation of Casualty or Property Insurance for Mining Damage.—A company may not refuse to issue, cancel or refuse to renew a policy of casualty or property insurance because of underground mining damage under the act of April 27, 1966 (1st Sp.Sess., P.L.31, No.1), known as "The Bituminous Mine Subsidence and Land Conservation Act." as long as repairs are made within a reasonable time after the mining, as determined by the mine operator and the landowner.

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

The following roll call was recorded:

YEAS—200

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

Table listing names of members who did not vote, including Coy, Creighton, Cruz, Curry, Dailey, Daley, Dally, DeLuca, Dermody, DeWeese, DiGirolamo, Diven, Donatucci, Eachus, Egolf, Kirkland, Krebs, Laughlin, Lawless, Lederer, Leh, Lescovitz, Levdansky, Lewis, Lucyk, Lynch, Mackereth, Maher, Maitland, Major, Roberts, Robinson, Roebuck, Rohrer, Rooney, Ross, Rubley, Ruffing, Sainato, Samuelson, Santoni, Sather, Saylor, Scavello, Watson, Williams, J., Wilt, Wojnaroski, Wright, G., Wright, M., Yewcic, Youngblood, Yudichak, Zimmerman, Zug, Ryan, Speaker.

NAYS—0

NOT VOTING—0

EXCUSED—2

Horsey LaGrotta

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 concur in Senate amendments as amended? The SPEAKER. Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Horsey LaGrotta

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

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

CALENDAR CONTINUED

RESOLUTION

Mr. CURRY called up **HR 473, PN 3554**, entitled:

A Resolution establishing and directing a select committee of the House of Representatives to study and investigate the integration of human rights standards in Pennsylvania's laws and policies.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Horsey LaGrotta

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

RULES SUSPENDED

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

Mr. SATHER. Mr. Speaker, on page 6 of today's calendar, I move that the rules of the House be suspended to permit the immediate consideration of HR 590.

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

The following roll call was recorded:

YEAS-200

Adolph	Evans, D.	Manderino	Schroder
Allen	Evans, J.	Mann	Schuler
Argall	Fairchild	Markosek	Scrimenti
Armstrong	Feese	Marsico	Semmel
Baker, J.	Fichter	Mayernik	Shaner

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Horsey LaGrotta

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

RESOLUTION

Mr. SATHER called up HR 590, PN 3924, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a study on the need for the development of a

protective services program within this Commonwealth for physically and cognitively impaired adults between 18 and 59 years of age.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0
EXCUSED-2

Horsey LaGrotta

The majority having voted in the affirmative, the question was

determined in the affirmative and the resolution was adopted.

RULES SUSPENDED

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

Mr. VEON. Mr. Speaker, I move that the rules of the House be suspended to permit the immediate consideration of HR 627.

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

The SPEAKER. This is not on your machine right now, but sufficient hard copies— Oh, it is? I stand corrected. It is on your machine. Hard copies are being distributed.

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

The following roll call was recorded:

YEAS—200

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

Diven	Mackereth	Sather	
Donatucci	Maher	Saylor	
Eachus	Maitland	Scavello	Ryan,
Egolf	Major		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—2

Horsey	LaGrotta
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A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

RESOLUTION

Mr. VEON called up **HR 627, PN 4111**, entitled:

A Resolution urging the Governor to order all members of the Pennsylvania National Guard who are guarding nuclear power facilities in this Commonwealth to carry loaded weapons while performing their duties.

On the question,
Will the House adopt the resolution?

The SPEAKER. Mr. Veon, would you be kind enough to explain this resolution, because it was not on the system. The gentleman is recognized.

Mr. VEON. Thank you, Mr. Speaker.

Mr. Speaker, I think the clerk's reading very clearly stated what this resolution would do. This resolution would be a sense of the House of Representatives before we leave here for the summer recess, and the resolution would urge the Governor of this State to mandate, to require, that there be live ammunition in the guns of the National Guard that are patrolling the nuclear plants in this State.

Mr. Speaker, I have been working this issue for months. I think it is outrageous that the National Guard protecting our nuclear powerplants are not allowed and do not have live ammunition in their weapons. Mr. Speaker, I think it is important for the House of Representatives to pass a resolution to indicate this body's support for putting live ammunition into the weapons of the National Guard at the nuclear powerplants in Pennsylvania, and I would strongly encourage an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—200

Adolph	Evans, D.	Manderino	Schroder
Allen	Evans, J.	Mann	Schuler
Argall	Fairchild	Markosek	Scrimenti
Armstrong	Feese	Marsico	Semmel
Baker, J.	Fichter	Mayernik	Shaner
Baker, M.	Fleagle	McCall	Smith, B.

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Horsely LaGrotta

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair turns to today's tabled calendar and recognizes the majority leader.

Mr. PERZEL. Mr. Speaker, I move that HB 2402 on page 8 be taken from the table.

On the question,

Will the House agree to the motion?
Motion was agreed to.

BILL ON SECOND CONSIDERATION

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

HB 2402, PN 3721.

BILL RECOMMENDED

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

Mr. ARGALL. Mr. Speaker, I move that HB 2402 be recommitted to the Committee on Appropriations.

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

COMMUNICATIONS FROM SPEAKER

The SPEAKER. Communications from the Speaker of the House, which the clerk will please read.

The following communications were read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

June 25, 2002

The Honorable Scott Hutchinson
162B East Wing
Main Capitol Building
Harrisburg, PA 17120

Dear Scott:

Please be advised that I am appointing you to serve as Vice-Chairman of the State Government Committee for the remainder of the 2001-2002 Sessions of the General Assembly.

Very truly yours,
Matthew J. Ryan
The Speaker

* * *

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

June 25, 2002

The Honorable Stephen R. Maitland
405 South Office Building

Harrisburg, PA 17120

Dear Steve:

Please be advised that I am appointing you to serve as Chairman of the Subcommittee on Crime and Corrections of the Judiciary Committee for the remainder of the 2001-2002 Sessions of the General Assembly.

Very truly yours,
Matthew J. Ryan
The Speaker

The SPEAKER. The House will be temporarily at ease.

It is the understanding of the Chair there will be no further votes. However, there are announcements to be made.

STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, if I could get the attention of the members of the State Government Committee. We will be doing a few bills in the rear of the hall as soon as we adjourn. Members of the State Government Committee, please join me in the rear of the hall immediately. Thank you.

LIQUOR CONTROL COMMITTEE MEETING

The SPEAKER. Mr. Reinard.

Mr. REINARD. Thank you, Mr. Speaker.

Mr. Speaker, I am just trying to remind the members of the House Liquor Control Committee that there will be a meeting tomorrow at 10 o'clock.

The SPEAKER. The Chair thanks the gentleman.

AGRICULTURE AND RURAL AFFAIRS COMMITTEE MEETING

The SPEAKER. Mr. Bunt.

Mr. BUNT. Thank you, Mr. Speaker.

The SPEAKER. The gentleman will yield.

The House will come to order.

Mr. Bunt.

Mr. BUNT. Thank you, Mr. Speaker.

Mr. Speaker, at the immediate call of the break by the Speaker, there will be a meeting of the House Agriculture and Rural Affairs Committee at the rear of the House.

The SPEAKER. The Chair thanks the gentleman.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. The lady, Ms. Washington.

Ms. WASHINGTON. Thank you, Mr. Speaker.

I have some remarks to submit that I was not able to submit this afternoon on HR 614.

The SPEAKER. The lady will hand her remarks to one of the pages, who will bring them up.

Ms. WASHINGTON. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the lady.

Ms. WASHINGTON submitted the following remarks for the Legislative Journal:

Good afternoon.

Today I rise to lend my support to the resolution being introduced by my friend and colleague, Representative Harold James, to honor both Philadelphia Mayor John Street and Philadelphia Police Commissioner Sylvester Johnson for their development of the Operation Safe Streets program in Philadelphia.

For too long, residents in many neighborhoods have been intimidated by open-air drug markets and other forms of petty crime and antisocial behavior that lessens the quality of life in Philadelphia, causing a mass exodus of people. The proactive stance taken by Mayor Street and Commissioner Johnson will go a long way in improving the quality of life for residents in the city. Therefore, I urge my colleagues to vote in the affirmative for this resolution.

Thank you.

ANNOUNCEMENT BY MR. COHEN

The SPEAKER. Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to announce there will be informal discussions and perhaps discussions of any last-minute bills or amendments in the Democratic caucus room tomorrow from 8 a.m. to 10 a.m.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Mr. Argall.

Mr. ARGALL. Thank you, Mr. Speaker.

The House Appropriations Committee will meet upon the declaration of recess in room 243. It is very important.

The SPEAKER. The Chair thanks the gentleman.

Mr. Feese, do you have a caucus announcement for tomorrow morning?

Mr. Feese, it is the recollection of the Speaker that I saw a notice that the Republicans were having a meeting from 8 in the morning until 10. Is that incorrect?

Mr. FEESE. No, that is correct. It is not a caucus, Mr. Speaker; it is just an informal discussion.

The SPEAKER. All right.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER. Mr. James.

Mr. JAMES. Thank you, Mr. Speaker.

Mr. Speaker, I would like to submit some remarks for HR 614.

The SPEAKER. Do you have those remarks?

Mr. JAMES. Yes, I gave them to—

The SPEAKER. Very good. Send them to the desk.

Mr. JAMES. Thank you.

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

Mr. Speaker, I am urging my colleagues to support this resolution, HR 614.

Mayor John Street and Police Commissioner Sylvester Johnson should be commended for their efforts to combat the scourge of illegal drugs in Philadelphia.

Their Operation Safe Streets is unprecedented and it is working.

I know this firsthand after the mayor, police commissioner, council president Anna Verna, 30th ward leader Terry Gillen, Alison Sprague of Victims Witness Services of South Philadelphia, the Reverend Steven Avinger, Wayne Rachman of the South Philadelphia Block Association, and myself visited several neighborhoods in my district to see the positive changes from Operation Safe Streets.

We visited five areas near known drug hotspots and talked to residents who were happy about the increased police presence in their neighborhoods and the crackdown on the open-air drug markets.

Quite simply, their quality of life has improved since Operation Safe Streets began. Now they can send their children outside to play without being afraid they will get killed.

This antidrug initiative is helping Philadelphia residents reclaim their city.

Mayor Street and Commissioner Johnson should be applauded for making the city a safer place to live. That is why I encourage all members to support this resolution.

Thank you.

The SPEAKER. Any further members desire recognition?

The Chair will hold the desk open awaiting the reports of various committees. There will be no further votes at this time.

RECESS

The SPEAKER. The House will stand in recess to the call of the Chair.

AFTER RECESS

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

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

HB 472, PN 507 By Rep. KENNEY

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, providing for certificate of stillbirth.

HEALTH AND HUMAN SERVICES.

HB 2338, PN 3236 By Rep. KENNEY

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, further providing for medical assistance payments.

HEALTH AND HUMAN SERVICES.

BILL REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 1370, PN 2080 By Rep. BUNT

An Act amending the act of June 29, 1996 (P.L.434, No.67), known as the Job Enhancement Act, further providing for definitions, for the Pollution Prevention Assistance Account and for eligibility and terms and conditions of loans; providing for job training; and further providing for the power and authority for the Pennsylvania Economic Development Financing Authority; and making a repeal.

AGRICULTURE AND RURAL AFFAIRS.

BILLS REREPORTED FROM COMMITTEE

HB 1696, PN 2093 By Rep. ARGALL

An Act amending the act of June 28, 1995 (P.L.89, No.18), known as the Conservation and Natural Resources Act, further providing for transfer of funds for purposes of State forests.

APPROPRIATIONS.

HB 2683, PN 4054 By Rep. ARGALL

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 employment criminal background checks.

APPROPRIATIONS.

HB 2713, PN 4037 By Rep. ARGALL

An Act amending the act of December 22, 1989 (P.L.687, No.90), known as the Mortgage Bankers and Brokers and Consumer Equity Protection Act, defining "mortgage solicitor"; further providing for application for license; and providing for registration of mortgage solicitors.

APPROPRIATIONS.

HB 2730, PN 4073 By Rep. ARGALL

An Act redesignating the Northeast Veterans Center as the Gino J. Merli Northeast Veterans Center.

APPROPRIATIONS.

HB 2737, PN 4080 By Rep. ARGALL

An Act amending the act of July 6, 1995 (P.L.291, No.44), known as the Lead Certification Act, further defining "lead-based paint"; and further providing for enforcement and penalties.

APPROPRIATIONS.

SB 238, PN 2148 (Amended) By Rep. ARGALL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for definitions, for suspension of operating privileges, for driving with suspended or revoked licenses, for chemical testing to determine alcohol or controlled substance amounts, for probationary licenses, for alcohol restrictions for certain drivers and for insurance benefits; providing for automated red light enforcement systems in first class cities; and further providing for meeting or overtaking school buses, for parking regulations, for driving under the influence of alcohol or a controlled substance, for slow moving vehicle emblems, for suspensions of inspection stations, for limitations on record disclosure, for vehicle impoundment, for vehicle immobilization, towing and storage, for disposition of impounded vehicles, combinations and loads and for recidivism.

APPROPRIATIONS.

SB 592, PN 1438

By Rep. ARGALL

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, providing for dispositions of decedent's property independent of granting letters.

APPROPRIATIONS.

SB 1225, PN 2149 (Amended)

By Rep. ARGALL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for definitions, for vehicles not requiring certificate of title and for vehicles exempt from registration; providing for electric personal assistive mobility devices; and further providing for driving upon sidewalk and for inspection station certificates of appointment.

APPROPRIATIONS.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER. Does the majority leader or minority leader have any further business? Any corrections to the record? Announcements of committee meetings?

Hearing none, the Chair recognizes the gentleman from Mercer, Mr. Stevenson.

Mr. R. STEVENSON. Mr. Speaker, I move that this House do now adjourn until Wednesday, June 26, 2002, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:32 p.m., e.d.t., the House adjourned.