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SESSION OF 2002

186TH OF THE GENERAL ASSEMBLY

No. 68

HOUSE OF REPRESENTATIVES

The House convened at 1 p.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:

Thank you.

May we pause in a moment of silence as I offer these words:

O Lord God, we pause as we begin this session to be aware of Thy presence of Thy Spirit in our midst. Gathered as elected leaders within this great Commonwealth, I ask of You, O Lord, that You be their guide as they handle the matters before them.

May You give to each a mind that can weigh the issues and make clear and concise decisions about the situations so that significant action and sound direction will accomplish the best for our people.

May You give to each a heart that is willing to listen to the fears and the heartaches of the people, their worries about the future for their families and their neighborhoods, for this body has an awesome task to work diligently for solutions that will steady the hearts of our people.

May You give to each a soul that is driven by a great desire and a sincere compassion to improve the quality of life among the people of Pennsylvania, so these leaders can sense their decisions are more than a legal process but are really a part of Your will, O God, for this land.

As this day comes to a close for all of us gathered here, will You grant to us a sense of Your peace that comes from knowing that we have lived this day to its fullest with the integrity of heart, mind, and soul.

Hear our prayer, we ask. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Wednesday, October 9, 2002, will be postponed until printed. The Chair hears no objection.

JOURNALS APPROVED

The SPEAKER. Approval of the Journals of Tuesday, June 11, 2002, and Wednesday, June 12, 2002, is before the House. Without objection, these Journals will stand approved, unless objected to. The Chair hears no objection.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2751 By Representatives BARD, HERSHEY, FREEMAN, TULLI, E. Z. TAYLOR, CAPPELLI, CREIGHTON, DALEY, FAIRCHILD, GODSHALL, HORSEY, LEVDANSKY, MANN, R. MILLER, MUNDY, RUBLEY, SATHER, STEELMAN, THOMAS, TIGUE and M. WRIGHT

An Act authorizing tax credits for qualified alternative fuel producers; establishing the Alternative Fuel and Energy Infrastructure Improvement Fund; and making an appropriation.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 16, 2002.

No. 2912 By Representatives YUDICHAK, ARGALL, THOMAS, KELLER, BEBKO-JONES, BROWNE, CAPPELLI, CAWLEY, COY, CREIGHTON, CURRY, FRANKEL, FREEMAN, GEORGE, GRUCELA, HARHAI, HASAY, HERSHEY, HORSEY, JOSEPHS, KAISER, MANN, MCGEEHAN, MELIO, MUNDY, PETRARCA, PISTELLA, ROBERTS, ROONEY, SAINATO, SATHER, SAYLOR, SHANER, SOLOBAY, STABACK, TIGUE, WASHINGTON, J. WILLIAMS, YOUNGBLOOD, HENNESSEY and G. ARMSTRONG

An Act amending the act of December 19, 1996 (P.L.1478, No.190), entitled "An act relating to the recycling and reuse of waste tires; providing for the proper disposal of waste tires and the cleanup of stockpiled tires; authorizing investment tax credits for utilizing waste tires; providing remediation grants for the cleanup of tire piles and for pollution prevention programs for small business and households; establishing the Small Business and Household Pollution Prevention Program and management standards for small business hazardous waste; providing for a household hazardous waste program and for grant programs; making appropriations; and making repeals," defining "waste tire recycling facility"; and prohibiting waste tire recycling facilities in certain locations.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 15, 2002.

No. 2913 By Representatives O'BRIEN, BEBKO-JONES, BELARDI, BELFANTI, L. I. COHEN, CORRIGAN, DAILEY, FLICK, FREEMAN, GEORGE, HARHAI, HARPER, JAMES, KIRKLAND, MANN, McGEEHAN, MELIO, MICOZZIE, PERZEL, PISTELLA, READSHAW, SAINATO, SHANER, STABACK, E. Z. TAYLOR, J. TAYLOR, TIGUE and YOUNGBLOOD

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further defining "occupational disease."

Referred to Committee on LABOR RELATIONS, October 15, 2002.

No. 2914 By Representatives DeLUCA, TANGRETTI, HENNESSEY, MELIO, BEBKO-JONES, BISHOP, CALTAGIRONE, CORRIGAN, CREIGHTON, FREEMAN, JOSEPHS, PETRARCA, PRESTON, STEELMAN, TRAVAGLIO, WALKO, M. WRIGHT, YOUNGBLOOD and G. ARMSTRONG

An Act requiring certain disclosures by pharmaceutical manufacturing companies to the State Board of Pharmacy; and providing for enforcement by the Office of Attorney General.

Referred to Committee on PROFESSIONAL LICENSURE, October 15, 2002.

No. 2915 By Representatives CRUZ, YOUNGBLOOD, McGEEHAN, CALTAGIRONE, HORSEY, LAUGHLIN, LEWIS, MELIO, KELLER, CAPPELLI, PHILLIPS, EGOLF, D. EVANS, GRUCELA, HARHAI, SOLOBAY and STABACK

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for registration procedures and applicability relating to certain sexual offenders.

Referred to Committee on JUDICIARY, October 15, 2002.

No. 2916 By Representatives J. TAYLOR, BUNT, CAPPELLI, L. I. COHEN, CORRIGAN, CREIGHTON, HORSEY, JAMES, KELLER, McGEEHAN, McNAUGHTON, MELIO, S. MILLER, PERZEL, RAYMOND, SAINATO, THOMAS, TIGUE, VANCE, WASHINGTON and G. ARMSTRONG

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, providing for use of electronic age verification equipment and for an affirmative defense to certain violations.

Referred to Committee on LIQUOR CONTROL, October 15, 2002.

No. 2917 By Representatives MAHER, GEIST, BENNINGHOFF, BROWNE, CAPPELLI, COSTA, HERMAN, HUTCHINSON, NICKOL, TIGUE, WANSACZ, WILT and YUDICHAK

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of trespassing on railroad property; and providing for penalties.

Referred to Committee on JUDICIARY, October 15, 2002.

No. 2918 By Representatives HUTCHINSON, G. ARMSTRONG, CRUZ, McGEEHAN, FAIRCHILD, M. BAKER, BARRAR, CLARK, COLEMAN, EGOLF, FORCIER, GEIST, HARHART, HASAY, LEH, MAITLAND, McILHATTAN, METCALFE, R. MILLER, PETRARCA, ROBERTS, ROHRER, SATHER, SCRIMENTI, SHANER, S. H. SMITH, STERN, R. STEVENSON, T. STEVENSON, SURRA, TURZAI, YOUNGBLOOD and CAWLEY

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

Referred to Committee on JUDICIARY, October 15, 2002.

No. 2919 By Representatives HABAY, BARRAR, BELFANTI, BROWNE, BUNT, CAPPELLI, CAWLEY, CORRIGAN, EGOLF, GABIG, GEORGE, HARHART, HENNESSEY, HERSHEY, HUTCHINSON, LAUGHLIN, LESCOVITZ, LUCYK, MELIO, S. MILLER, PETRARCA, PISTELLA, READSHAW, ROBERTS, SAINATO, SCAVELLO, SCHRODER, STABACK, R. STEVENSON, E. Z. TAYLOR, THOMAS, WALKO and YOUNGBLOOD

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing for an exemption from tax for certain totally and permanently disabled veterans and for surviving spouses of veterans.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 16, 2002.

No. 2920 By Representatives HABAY, BROWNE, BUNT, CAPPELLI, CAWLEY, CLARK, COLAFELLA, DALEY, EGOLF, GABIG, GEORGE, GRUCELA, HARPER, HENNESSEY, HERSHEY, HUTCHINSON, LAUGHLIN, LEDERER, LUCYK, McCALL, McNAUGHTON, MELIO, R. MILLER, PETRARCA, READSHAW, SCAVELLO, SCHULER, SHANER, STABACK, R. STEVENSON, TIGUE, WALKO and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, exempting the purchase and sale of certain vehicles by disabled veterans.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 16, 2002.

No. 2921 By Representatives HABAY and LAUGHLIN

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further defining "eligibility test"; and further providing for establishment of Education Support Services Program.

Referred to Committee on EDUCATION, October 16, 2002.

No. 2922 By Representatives HABAY, BARRAR, GEORGE, HARHART, HENNESSEY, LAUGHLIN, LESCOVITZ, LUCYK, ROBERTS and YOUNGBLOOD

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for admissions tax exemption, for State park fee exemption and for municipal parking meter fee exemption.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, October 16, 2002.

No. 2923 By Representatives ROSS, E. Z. TAYLOR, BARRAR, FLICK, HERSHEY and RUBLEY

An Act authorizing the Department of General Services, with the approval of the Department of Public Welfare and the Governor, to grant and convey to the Society for the Prevention of Cruelty to Animals of Chester County, Inc., certain land situate in West Bradford Township, Chester County.

Referred to Committee on STATE GOVERNMENT, October 16, 2002.

No. 2924 By Representative ROSS

An Act amending the act of December 11, 1986 (P.L.1508, No.163), entitled "An act authorizing and directing the Department of General Services, with the approval of the Governor, to convey to Emsworth Borough 7.5 acres of land, more or less, situate in Kilbuck Township, Allegheny County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Agriculture, to convey to the County of Chester 230.693 acres of land, more or less, situate in Newlin and West Bradford Townships, Chester County, Pennsylvania; authorizing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to convey to North Penn Comprehensive Health Services 8.7 acres of land, more or less, situate in the Borough of Blossburg, Tioga County, Pennsylvania; authorizing and directing the Department of General Services, with the approval of the Governor and the Department of Environmental Resources, to convey to Gilbert Collussy, Lena M. Collussy, James T. Dresher and Virginia M. Dresher, a tract of land situate in North Shenango Township, Crawford County, Pennsylvania, in exchange for a tract of land in the same township, and for other consideration; and authorizing and directing the Department of General Services, with the approval of the Governor and the Departments of Environmental Resources and Transportation, to convey to the Mid-State Regional Airport Authority a tract of land situate in Rush Township, Centre County, Pennsylvania," further providing for deed of conveyance; and providing for conveyance in West Bradford Township, Chester County, Pennsylvania.

Referred to Committee on STATE GOVERNMENT, October 16, 2002.

No. 2925 By Representatives BARD, McILHINNEY, BUNT, CAPPELLI, CLYMER, CORNELL, CORRIGAN, DALEY, DiGIROLAMO, FICHTER, HORSEY, McCALL, REINARD, STEIL, STERN, WASHINGTON, WATSON, M. WRIGHT and YOUNGBLOOD

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, further providing for registration districts and compensation for registrars.

Referred to Committee on HEALTH AND HUMAN SERVICES, October 16, 2002.

No. 2929 By Representatives WALKO, BEBKO-JONES, BELARDI, BUXTON, CALTAGIRONE, CAPPELLI, COSTA, CURRY, DALLY, DeLUCA, DERMODY, DeWEESE, FREEMAN, GEORGE, HARHAI, JOSEPHS, LEVDANSKY, McGEEHAN, McNAUGHTON, S. MILLER, PISTELLA, ROEBUCK, SAINATO, SOLOBAY, STEELMAN, TIGUE, WANSACZ, YOUNGBLOOD, D. EVANS, GEIST, GRUCELA, JAMES, LAUGHLIN, MANDERINO, McILHATTAN, MELIO, PALLONE, PRESTON, ROONEY, SCRIMENTI, STABACK, THOMAS, TRAVAGLIO and WOJNAROSKI

An Act establishing a grant program to assist municipalities in the eradication of blighted property; conferring powers and duties upon the Department of Community and Economic Development; establishing the Blighted Property Eradication Grant Fund; creating the Blighted Property Eradication Grant Sinking Fund; authorizing the incurring of indebtedness of \$100,000,000 to assist in the eradication of blighted property; and making an appropriation.

Referred to Committee on URBAN AFFAIRS, October 15, 2002.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 706 By Representatives STEELMAN, CAPPELLI, COLAFELLA, CORRIGAN, DALEY, DeLUCA, DeWEESE, D. EVANS, FRANKEL, FREEMAN, GRUCELA, HUTCHINSON, JOSEPHS, LAUGHLIN, LESCOVITZ, McGILL, McILHATTAN, MELIO, PETRARCA, PISTELLA, READSHAW, ROBERTS, ROEBUCK, SCHULER, SHANER, TIGUE, WOJNAROSKI and YOUNGBLOOD

A Resolution memorializing Congress to enact the Paths to the Ohio Trail Study Act of 2002.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, October 15, 2002.

No. 708 By Representatives GEORGE, RUBLEY, DeWEESE, D. EVANS, BEBKO-JONES, BELARDI, CALTAGIRONE, CAWLEY, CORRIGAN, COY, CRUZ, CURRY, DeLUCA, DERMODY, FREEMAN, GRUCELA, HALUSKA, HARHAI, HORSEY, JAMES, JOSEPHS, KELLER, KIRKLAND, LAUGHLIN, LEVDANSKY, MANDERINO, McCALL, McGEEHAN, McILHATTAN, MELIO, MUNDY, PISTELLA, READSHAW, ROONEY, SAINATO, SAMUELSON, SHANER, SOLOBAY, STABACK, STURLA, SURRA, TANGRETTI, THOMAS, TIGUE, WALKO, WANSACZ, WASHINGTON, WOJNAROSKI, YOUNGBLOOD and BELFANTI

A Resolution acknowledging the critical role PENNVEST plays in funding water, wastewater and storm water projects throughout this Commonwealth.

Referred to Committee on RULES, October 16, 2002.

SENATE BILLS FOR CONCURRENCE

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

SB 1439, PN 2280

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 15, 2002.

SB 1452, PN 2297

Referred to Committee on JUDICIARY, October 15, 2002.

SB 1466, PN 2298

Referred to Committee on JUDICIARY, October 15, 2002.

SB 1469, PN 2299

Referred to Committee on JUDICIARY, October 15, 2002.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 2060, PN 4466**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE AMENDMENTS
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 612, PN 2228; SB 832, PN 2296; and SB 1213, PN 2292**.

COMMUNICATION FROM GOVERNOR

APPROVAL OF HOUSE BILL

The Speaker laid before the House a communication in writing from the office of His Excellency, the Governor of the Commonwealth, advising that the following House bill had been approved and signed by the Governor:

HB 1215.**BILLS REMOVED FROM TABLE**

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

HB 1414;
HB 1443;
HB 1465;
HB 1660;

HB 609; and
HB 612.

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

BILLS TABLED

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

HB 1414;
HB 1443;
HB 1465;
HB 1660;
HB 609; and
HB 612.

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

**COMMUNICATION FROM
OFFICE OF CONSUMER ADVOCATE**

The SPEAKER. The Chair acknowledges receipt of the Annual Report of the Office of Consumer Advocate for the year 2001-2002.

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

**COMMUNICATION FROM
DEPARTMENT OF EDUCATION**

The SPEAKER. The Chair acknowledges receipt of the annual report of the Mandate Waiver Program for 2001-2002.

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

**COMMUNICATION FROM
DEPARTMENT OF EDUCATION**

The SPEAKER. The Chair acknowledges receipt further of the Education Empowerment Act for 2001-2002 submitted by the Department of Education.

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

BILLS REMOVED FROM TABLE

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

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

HB 408;
HB 2208;
HB 2209;

HB 2745;
 HB 2839;
 HB 2855;
 HB 2874;
 HB 2883;
 HB 2892;
 SB 82;
 SB 1419; and
 SB 1528.

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

BILLS ON SECOND CONSIDERATION

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

HB 408, PN 425; HB 2208, PN 4430; HB 2209, PN 4431; HB 2745, PN 4464; HB 2839, PN 4300; HB 2855, PN 4318; HB 2874, PN 4451; HB 2883, PN 4384; HB 2892, PN 4444; SB 82, PN 923; SB 1419, PN 2295; and SB 1528, PN 2244.

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
 Mr. PERZEL. Mr. Speaker, I move that the following bills be recommended to the Committee on Appropriations:

HB 408;
 HB 2208;
 HB 2209;
 HB 2745;
 HB 2839;
 HB 2855;
 HB 2874;
 HB 2883;
 HB 2892;
 SB 82;
 SB 1419; and
 SB 1528.

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

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today a Dauphin County commissioner, Mr. John Payne. He is a candidate for the 106th District House seat. He is here as the guest of Representative Tulli. Would the gentleman please rise.

The Chair is pleased to recognize a number of guests of Representative Mario Scavello. They include a number of senior volunteers from Monroe County and also a group of at least 16 of the county's veterans. Would the veterans please rise especially; just the veterans rise for a moment.

All of this group is here today with one of the outstanding citizens of that area, Dorothy Kaufman, the executive director of the Monroe County Area Agency on Aging. Would she please stand up especially and the rest of the group wave or stand up as you please.

PALISADES HIGH SCHOOL KIDS FOR KINDNESS INTRODUCED

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, on behalf of Representative Chuck McIlhinney, whose arrival here today has been delayed, and on behalf of the entire Bucks County delegation, I am pleased to introduce some very special students. They are Kids for Kindness.

Mr. Speaker, let me explain. In a world that has so much bad news focusing on it and so many times we hear about teens that are not doing good things and where they are in trouble, how important it is that we take a few minutes to recognize the good, the positive, the community-minded young people who have made a difference to their peers.

This group of young people, as I just mentioned, Kids for Kindness, have done a number of important projects within their community. For example: United We Stand – United We Sew – sewing flags and doing other projects involving the remembrance of the victims of September 11, 2001. Adopt A Highway. We all know what that is. Pennies for Playground. Adopt A Grandparent – regular visitations to Pine Run and Heritage Towers to talk to our senior citizens. Clubhouse – talking with other students. Big Buddy program. Baby-Sitters Club. These are just a limited number of those projects that they have engaged in.

But the one event that really sets them apart is that every year since 1994, these students from Palisades High School, the Kids for Kindness, have baked and shipped chocolate chip cookies to U.S. servicemen stationed abroad who could not be with their loved ones for the winter holidays.

They have shipped no fewer than 13,000 dozen cookies to U.S. bases around the world – places like Kuwait, Afghanistan, Saudi Arabia, Egypt, Turkey, and many other places too numerous to mention. The Kids for Kindness achieved their latest goal of shipping 2,001 dozen cookies to our servicemen overseas.

Mr. Speaker, I would like the members of the House to join me in acknowledging the Kids for Kindness and their efforts in touching the hearts of our men and women in the military who are away from their loved ones and especially as we approach the holiday season.

Thank you, Mr. Speaker.

And would the faculty and members of Kids for Kindness from Palisades High School in the back of the hall please stand; please stand to be recognized.

CHAL-BRIT CONNIE MACK BASEBALL TEAM PRESENTED

The SPEAKER. Mrs. Watson. The Chair recognizes the lady, Mrs. Watson.

Mrs. WATSON. Thank you, Mr. Speaker.

You just met, ladies and gentlemen, some young people from Bucks County, and I have the great pleasure and honor of bringing you some more folks from Bucks County, this time a group of young men and their coaches and families who have achieved a really stellar moment in time. They are known as the Chal-Brit Connie Mack "A" League baseball team – Chal-Brit standing for Chalfont Borough and New Britain Township and Borough, all located in Bucks County, in my district, the 144th District. These young men have accumulated a baseball record of 24 wins and 2 losses and 1 tie, and as I said to them this morning, as a person who cannot play a sport no matter how hard she ever tried but a great baseball fan, it is a great pleasure to bring them to you today.

They have achieved the record of being then the State champions for that Connie Mack "A" League baseball team for 2002, and they did it along the way with also earning as a team the sportsmanship award during the tournament play, and I think that says something not just about their athletic ability but, more importantly, about their character and certainly about the coaches and the families who support them.

Behind me then you will see four starting pitchers, and these gentlemen, I am sure, all have hopes of being in the World Series someday, but indeed, they distinguished themselves in tournament play in that they pitched the entire game, and they are Phil Boyer, Denis Burge, John Rickards, and Frank Vesce, Jr.

Behind me and standing, if the gentlemen would stand for you to see, ladies and gentlemen, is the rest of the Chal-Brit Connie Mack team, State champions that they are, and their coaches. And in the gallery up there are their families, who, of course, are their fans who came along.

Would you please join me in giving them a round of applause for their achievement.

Thank you, Mr. Speaker.

GUESTS INTRODUCED

The SPEAKER. The Chair is pleased to welcome to the hall of the House today Josh Dabashinsky of Blue Mountain High School. He is here today as the guest of Representatives Allen, Argall, and Lucyk. Would the gentleman please rise. He is to the left of the Speaker.

The Chair is pleased to welcome to the hall of the House today, as the guests of Representative Phyllis Mundy, Anne Marie Price and Lisa Casagrande, seniors at Wyoming Area High School. Would these guests please rise. They are up in the balcony.

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 612, PN 2228

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the dissemination of criminal history record information to noncriminal justice agencies and individuals.

SB 832, PN 2296

An Act amending the act of February 9, 1999 (P.L.1, No.1), known as the Capital Facilities Debt Enabling Act, further defining "redevelopment assistance capital project"; and further providing for appropriation for and limitation on redevelopment assistance capital projects.

SB 1213, PN 2292

An Act providing for the capital budget for the fiscal year 2001-2002, itemizing public improvement projects, furniture and equipment projects, transportation assistance projects, redevelopment assistance capital projects, flood control projects, Keystone Recreation, Park and Conservation Fund projects, Environmental Stewardship Fund projects, Pennsylvania Fish and Boat Commission projects, Motor License Fund projects and Manufacturer's Fund projects to be constructed or acquired or assisted by the Department of General Services, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Pennsylvania Fish and Boat Commission, Pennsylvania Game Commission and the Department of Transportation, together with their estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed or acquired or assisted by the Department of General Services, the Department of Community and Economic Development, the Department of Conservation and Natural Resources, the Department of Environmental Protection, the Department of Transportation, the Pennsylvania Fish and Boat Commission or the Pennsylvania Game Commission; stating the estimated useful life of the projects; making appropriations; restricting certain funds; and making repairs.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair is about to take up today's master roll call. Prior to that, the Chair will take leaves of absence.

The Chair recognizes the gentleman, Mr. Smith, the majority whip of the House, who requests a leave for the lady from Montgomery County, Mrs. COHEN, for the week; the gentleman from Allegheny County, Mr. TURZAI, for the day. Without objection, these leaves will be granted. The Chair hears no objections.

The Chair recognizes the Democratic whip, Mr. Veon, who requests a leave for the following members from Philadelphia: Mr. ROEBUCK, Mr. BUTKOVITZ, and Ms. BISHOP, for today's session; and Mr. TANGRETTI from Westmoreland County. All of these are for today's session only. The leaves will be granted, absent objection. The Chair hears no objection, and the leaves are granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

Adolph	Evans, J.	Maitland	Scavello
Allen	Fairchild	Major	Schroder
Argall	Feese	Manderino	Schuler
Armstrong, G.	Fichter	Mann	Scrimenti

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

Bishop	Cohen, L. I.	Tangretti	Turzai
Butkovitz	Roebuck		

LEAVES ADDED—5

Donatucci	James	Myers	Youngblood
Horsey			

TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Geist. For what purpose does the gentleman seek recognition?

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

At the break there will be a meeting of the Transportation Committee in the back of the House. We are going to move the bridge bill. Thank you.

The SPEAKER. The Chair thanks the gentleman. There will be a meeting of the Transportation Committee in the back of the House at the break.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1226, PN 1417

By Rep. HASAY

An Act amending the act of May 9, 1986 (P.L.165, No.53), entitled, "An act requiring banks and other lending institutions to notify the mortgagor when the mortgage has been paid," requiring lending institutions holding mortgages for real estate to forward certain real estate tax bills.

COMMERCE AND ECONOMIC DEVELOPMENT.

SB 460, PN 2321 (Amended)

By Rep. HASAY

An Act amending the act of February 18, 1998 (P.L.146, No.22), known as the Check Casher Licensing Act, further providing for license terms and fees, for fees and charges and for applicability.

COMMERCE AND ECONOMIC DEVELOPMENT.

INSURANCE COMMITTEE MEETING

The SPEAKER. The gentleman, Mr. Nickol. For what purpose does the gentleman rise?

Mr. NICKOL. Committee announcement.

The SPEAKER. The gentleman will please state it.

Mr. NICKOL. I would like to remind the members of the House Insurance Committee that the Insurance Committee will be meeting in room 39 at the break. SB 1416 and any other business that may come before the committee will be considered. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The House Insurance Committee will meet in room 39 at the break.

The gentleman, Mr. Feese. Mr. Feese, you are not going to announce a caucus break, are you, right now?

Mr. FEESE. Yes, Mr. Speaker.

The SPEAKER. We have some bills to run. I will recognize you when we have completed the calendar, the morning calendar.

Mr. FEESE. All right. Thank you, Mr. Speaker.

CALENDAR

RESOLUTIONS PURSUANT TO RULE 35

Mr. T. ARMSTRONG called up **HR 692, PN 4414**, entitled:

A Resolution joining in the observance of the Great American Smokeout on November 21, 2002.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Bishop	Cohen, L. I.	Tangretti	Turzai
Butkovitz	Roebuck		

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

* * *

Mr. ROBINSON called up **HR 695, PN 4454**, entitled:

A Resolution recognizing the week of November 17 through 23, 2002, as "Hunger and Homelessness Awareness Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Bishop Cohen, L. I. Tangretti Turzai
Butkovitz Roebuck

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

REPUBLICAN CAUCUS

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

Mr. FEESE. Thank you, Mr. Speaker.

Mr. Speaker, the Republicans will caucus immediately upon the call of the recess. We will be prepared to return to the floor around 3 o'clock.

DEMOCRATIC CAUCUS

The SPEAKER. Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will also be a Democratic caucus upon the call of the recess.

The SPEAKER. Will 3 o'clock suit your needs?

Mr. COHEN. I believe 3 o'clock is adequate, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Does the majority leader or minority leader have any further business?

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. Mr. Argall.

Mr. ARGALL. Thank you, Mr. Speaker.

At the declaration of the recess, the Appropriations Committee will meet in room 245.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet in room 245 upon the recess.

RECESS

The SPEAKER. Anybody further?

Seeing and hearing no one, this House will stand in recess until 3 p.m., unless sooner recalled by the Chair or extended by the Chair.

AFTER RECESS

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

The SPEAKER. The House will continue at ease. The Republicans are in caucus. They probably need another 5 or 10 minutes, so make the best of it.

GUESTS INTRODUCED

The SPEAKER. I would like to welcome, however, to the hall of the House today students of the eighth grade class of the Clarion Immaculate Conception School. They are guests of Representative McIlhattan and are up in the balcony in the rear of the hall of the House. I am sorry we do not have more people here to greet you, but welcome to the hall of the House.

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to the gentleman, Mr. Veon, who requests additional leaves for the day for the gentleman, Mr. DONATUCCI; the gentleman, Mr. JAMES; and the gentleman, Mr. MYERS. Without objection, these leaves will be granted. The Chair hears no objections.

BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND TABLED

HB 2741, PN 4104

By Rep. GEIST

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.

TRANSPORTATION.

BILLS REREPORTED FROM COMMITTEE

HB 796, PN 4366

By Rep. ARGALL

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

APPROPRIATIONS.

HB 805, PN 895

By Rep. ARGALL

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, further providing for electricity supplied to certain organizations.

APPROPRIATIONS.

HB 1742, PN 4429

By Rep. ARGALL

An Act amending the act of December 27, 1974 (P.L.995, No.326), known as the Veterinary Medicine Practice Act, further providing for definitions, for board approval of certain schools and colleges, for additional duties of board, for biennial education requirements and for grounds for disciplinary proceedings; providing for records and inspection of records; further providing for exemptions and exceptions; and providing for privileged communications.

APPROPRIATIONS.

HB 2359, PN 3424

By Rep. ARGALL

An Act establishing the Office of Community, Business and Education Partnerships and its powers and duties.

APPROPRIATIONS.

HB 2407, PN 4362 By Rep. ARGALL

An Act regulating crematories; providing for licenses, for licensure requirements, for inspections and enforcement; and prescribing penalties.

APPROPRIATIONS.

HB 2765, PN 4400 By Rep. ARGALL

An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, further defining "dispensing machine" and "games of chance."

APPROPRIATIONS.

HB 2834, PN 4401 By Rep. ARGALL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for collection of realty transfer tax and for the administration of local real estate transfer tax.

APPROPRIATIONS.

HB 2860, PN 4329 By Rep. ARGALL

An Act amending the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, further providing for PACE reinstatement.

APPROPRIATIONS.

HB 2863, PN 4339 By Rep. ARGALL

An Act designating the Keystone Building as the K. Leroy Irvis Office Building.

APPROPRIATIONS.

The SPEAKER. The House will be at ease.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2894, PN 4398**, entitled:

An Act amending the act of December 20, 2001 (P.L.969, No.116), known as the Dormitory Sprinkler System Act, further providing for the sprinkler system program.

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

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Bishop	Donatucci	Myers	Tangretti
Butkovitz	James	Roebuck	Turzai
Cohen, L. I.			

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

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

* * *

The House proceeded to third consideration of **HB 1298, PN 4291**, entitled:

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for the appointment of a single collector of taxes; and making a repeal.

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

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

(The bill analysis was read.)

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

The following roll call was recorded:

YEAS—193

Adolph	Evans, J.	Major	Schroder
Allen	Fairchild	Manderino	Schuler
Argall	Feese	Mann	Scrimenti
Armstrong, G.	Fichter	Markosek	Semmel
Armstrong, T.	Fleagle	Marsico	Shaner
Baker, J.	Flick	Mayermik	Smith, B.
Baker, M.	Forcier	McCall	Smith, S. H.
Bard	Frankel	McGeehan	Solobay
Barrar	Freeman	McGill	Staback
Bastian	Gabig	McIlhattan	Stairs
Bebko-Jones	Gannon	McIlhinney	Steelman
Belardi	Geist	McNaughton	Steil
Belfanti	George	Melio	Stern
Benninghoff	Godshall	Metcalfe	Stetler
Birmelin	Gordner	Michlovic	Stevenson, R.
Blaum	Grucela	Micozzie	Stevenson, T.
Boyes	Gruitza	Miller, R.	Strittmatter
Brooks	Habay	Miller, S.	Sturla
Browne	Haluska	Mundy	Surra
Bunt	Hanna	Nailor	Taylor, E. Z.
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	Vance
Cohen, M.	Horsey	Pickett	Veon
Colafella	Hutchinson	Pippy	Vitali
Coleman	Jadlowiec	Pistella	Walko
Cornell	Josephs	Preston	Wansacz
Corrigan	Kaiser	Raymond	Washington
Costa	Keller	Readshaw	Waters
Coy	Kenney	Reinard	Watson
Creighton	Kirkland	Rieger	Williams, J.
Cruz	Krebs	Roberts	Wilt
Curry	LaGrotta	Robinson	Wojnaroski
Dailey	Laughlin	Rohrer	Wright, G.
Daley	Lawless	Rooney	Wright, M.
Dally	Lederer	Ross	Yewcic
DeLuca	Leh	Rubley	Youngblood

Dermody	Lescovitz	Ruffing	Yudichak
DeWeese	Levdansky	Sainato	Zimmerman
DiGirolamo	Lewis	Samuelson	Zug
Diven	Lucyk	Santoni	
Eachus	Lynch	Sather	
Egolf	Mackereth	Saylor	Ryan,
Evans, D.	Maitland	Scavello	Speaker

NAYS—0

NOT VOTING—1

Maher

EXCUSED—9

Bishop	Donatucci	Myers	Tangretti
Butkovitz	James	Roebuck	Turzai
Cohen, L. I.			

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.

RULES COMMITTEE MEETING

The SPEAKER. The majority leader calls an immediate meeting of the Rules Committee at the majority leader's desk.

**BILLS ON CONCURRENCE
REPORTED FROM COMMITTEE**

HB 227, PN 3199 By Rep. PERZEL

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the definition of "offensive weapons," for use or possession of electric or electronic incapacitation devices, for penalties, for aggravated assault and for use of tear or noxious gas in labor disputes; imposing a penalty; and making an editorial change.

RULES.

HB 412, PN 4206 By Rep. PERZEL

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for employment criminal background checks, for health recommendations, for high school certificates and for mandated waivers; and making a repeal.

RULES.

SB 834, PN 2319 By Rep. PERZEL

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual abuse of children and for unlawful contact or communication with minor; and making editorial changes.

RULES.

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the gentleman, Mr. Veon, who asks that the House return to leaves of absence and add Mr. HORSEY to the leave list. Without objection, the leave is granted. The Chair hears no objection.

SUPPLEMENTAL CALENDAR A

**BILLS ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 227, PN 3199**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the definition of “offensive weapons,” for use or possession of electric or electronic incapacitation devices, for penalties, for aggravated assault and for use of tear or noxious gas in labor disputes; imposing a penalty; and making an editorial change.

On the question,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—193

Adolph	Evans, J.	Major	Schroder
Allen	Fairchild	Manderino	Schuler
Argall	Feese	Mann	Scrimenti
Armstrong, G.	Fichter	Markosek	Semmel
Armstrong, T.	Fleagle	Marsico	Shaner
Baker, J.	Flick	Mayernik	Smith, B.
Baker, M.	Forcier	McCall	Smith, S. H.
Bard	Frankel	McGeehan	Solobay
Barrar	Freeman	McGill	Staback
Bastian	Gabig	McIlhattan	Stairs
Bebko-Jones	Gannon	McIlhinney	Steelman
Belardi	Geist	McNaughton	Steil
Belfanti	George	Melio	Stern
Benninghoff	Godshall	Metcalfe	Stetler
Birmelin	Gordner	Michlovic	Stevenson, R.
Blaum	Grucela	Micozzie	Stevenson, T.
Boyes	Gruitza	Miller, R.	Strittmatter
Brooks	Habay	Miller, S.	Sturla
Browne	Haluska	Mundy	Surra
Bunt	Hanna	Nailor	Taylor, E. Z.
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	Vance
Cohen, M.	Hutchinson	Pickett	Veon
Colafella	Jadlowiec	Pippy	Vitali
Coleman	Josephs	Pistella	Walko
Cornell	Kaiser	Preston	Wansacz
Corrigan	Keller	Raymond	Washington
Costa	Kenney	Readshaw	Waters
Coy	Kirkland	Reinard	Watson
Creighton	Krebs	Rieger	Williams, J.
Cruz	LaGrotta	Roberts	Wilt
Curry	Laughlin	Robinson	Wojnaroski
Dailey	Lawless	Rohrer	Wright, G.

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Bishop	Donatucci	Myers	Tangretti
Butkovitz	Horsej	Roebuck	Turzai
Cohen, L. I.	James		

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

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 412, PN 4206**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for employment criminal background checks, for health recommendations, for high school certificates and for mandated waivers; and making a repeal.

On the question,

Will the House concur in Senate amendments?

LEAVE OF ABSENCE

The SPEAKER. The Chair interrupts the proceedings to recognize Mr. Veon, who asks that Ms. YOUNGBLOOD be placed on leave. Without objection, the leave will be granted.

CONSIDERATION OF HB 412 CONTINUED

The SPEAKER. Mr. Scrimenti, for what purpose do you seek recognition?

Mr. SCRIMENTI. On HB 412, please, on concurrence.

The SPEAKER. The question before the House is, will the House concur in the amendments inserted by the Senate?

On that question, the Chair recognizes the gentleman, Mr. Scrimenti.

Mr. SCRIMENTI. Thank you, Mr. Speaker.

Once again I would like to respectfully request, like I have in the past, that with each piece of legislation that comes back from the Senate on concurrence, that this chamber receive an explanation of those amendments that have been added to the bill from the Senate.

And out of response to the majority leader’s concerns that this information is reviewed in caucus, I am cognizant of that, and I am aware of the amendments, because I have participated

in our caucuses, but since we have made a decision to televise these proceedings, I think it is important for us to clearly communicate to our constituency, who are the viewers of our proceedings, so they can have a better understanding of what we are doing and what is taking place here today.

The SPEAKER. Mr. Scrimenti, would you explain the amendments to the House inasmuch as you have the floor and you said you have reviewed all of them.

Mr. SCRIMENTI. That is correct, sir, and, Mr. Speaker, I stand before you today on this amendment and I will stand before you today and other days—

The SPEAKER. No, no. I am asking if you would—

Mr. SCRIMENTI. I understand your question, and I am getting to the answer, sir.

And I understand that there will be other bills on concurrence today and other times, and you know, if I am the designated person to explain the amendments on concurrence, okay, but let us have that understanding prior to our proceedings. I believe there are people who are well versed on these issues, who are sponsors of the bills, that can more fully elaborate on the amendments, sir.

The SPEAKER. I do not see Mr. Kaiser on the floor or Mr. Perzel. Mr. DeWeese, who is a cosponsor, is on the floor. Would he be good enough to explain the amendment?

The gentleman, Mr. Lescovitz.

Mr. LESCOVITZ. Thank you, Mr. Speaker.

Mr. Speaker, to answer the gentleman from Erie's questions concerning the Senate amendments, the Senate amended the bill to require background checks made on prospective school district employees who were not Pennsylvania residents. They also amended the bill which grants the board of school directors with the authority to determine what shall be affixed or denoted to diplomas and transcripts. The Senate also amended the bill to prohibit school districts from waiving bidding requirements to school building contracts in the amount of \$10,000 or more.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—141

Adolph	Evans, D.	Manderino	Scrimenti
Allen	Feese	Mann	Semmel
Argall	Fichter	Markosek	Shaner
Baker, J.	Frankel	Marsico	Smith, S. H.
Bard	Freeman	Mayernik	Solobay
Barrar	Gannon	McCall	Staback
Bebko-Jones	Geist	McGeehan	Stairs
Belardi	George	McIlhattan	Steelman
Belfanti	Gordner	McNaughton	Stern
Blaum	Grucela	Melio	Stetler
Boyes	Gruitza	Metcalfe	Stevenson, R.
Browne	Habay	Michlovic	Sturla
Bunt	Haluska	Micozzie	Surra
Buxton	Hanna	Mundy	Taylor, J.
Caltagirone	Harhai	O'Brien	Thomas
Cappelli	Harhart	Oliver	Tigue
Casorio	Harper	Pallone	Travaglio
Cawley	Hasay	Perzel	Trello

Civera	Herman	Petrarca	Trich
Cohen, M.	Hess	Petrone	Tulli
Colafella	Hutchinson	Pickett	Veon
Coleman	Josephs	Pippy	Vitali
Corrigan	Kaiser	Pistella	Walko
Costa	Keller	Preston	Wansacz
Coy	Kenney	Raymond	Washington
Cruz	Kirkland	Readshaw	Waters
Curry	Krebs	Rieger	Williams, J.
Dailey	LaGrotta	Roberts	Wojnaroski
Daley	Laughlin	Robinson	Wright, G.
Dally	Lawless	Rooney	Yewcic
DeLuca	Lederer	Ruffing	Yudichak
Dermody	Lescovitz	Sainato	Zug
DeWeese	Levdansky	Samuelson	
DiGirolamo	Lucyk	Santoni	
Diven	Lynch	Sather	Ryan,
Eachus	Major	Schuler	Speaker

NAYS—51

Armstrong, G.	Fairchild	Maitland	Scavello
Armstrong, T.	Fleagle	McGill	Schroder
Baker, M.	Flick	McIlhinney	Smith, B.
Bastian	Forcier	Miller, R.	Steil
Benninghoff	Gabig	Miller, S.	Stevenson, T.
Birmelin	Godshall	Nailor	Strittmatter
Brooks	Hennessey	Nickol	Taylor, E. Z.
Clark	Hershey	Phillips	Vance
Clymer	Jadlowiec	Reinard	Watson
Cornell	Leh	Rohrer	Wilt
Creighton	Lewis	Ross	Wright, M.
Egolf	Mackereth	Rubley	Zimmerman
Evans, J.	Maher	Saylor	

NOT VOTING—0

EXCUSED—11

Bishop	Donatucci	Myers	Turzai
Butkovitz	Horsey	Roebuck	Youngblood
Cohen, L. I.	James	Tangretti	

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

Ordered, That the clerk inform the Senate accordingly.

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS
TO HOUSE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to House amendments to **SB 834, PN 2319**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual abuse of children and for unlawful contact or communication with minor; and making editorial changes.

On the question,

Will the House concur in Senate amendments to House amendments?

The SPEAKER. Will the gentleman, Mr. Baker, explain briefly what the Senate did to this bill?

Mr. BAKER. Thank you, Mr. Speaker.
The SPEAKER. Will the gentleman yield.

Members, please, please be seated. Sergeants at Arms, please ask the gentlemen to be seated. The area to the left of the Chair, please break up. The conferences should break up.

Mr. Baker.

Mr. BAKER. Thank you, Mr. Speaker.

Mr. Speaker, the bill does two things. First, it lets those people that peddle child pornography know that we are serious about punishing them. The bill increases the grading for a second or a subsequent offense for child pornography, increasing it from a felony of the third degree to a felony of the second degree.

Second, it beefs up our cyber-enticer statute. I was the prime sponsor of our cyber-enticer statute, HB 474, which became Act 62 in 1997. I was proud when my colleagues in this House passed that bill unanimously, and I hope again we do the same for this bill.

Existing law makes it a crime for a pedophile to contact a minor in Pennsylvania for the purposes of engaging in unlawful sexual activity. This applied to pedophiles within Pennsylvania and those that lived outside of Pennsylvania. SB 834 makes this law stronger by making it a crime for a pedophile who lives in Pennsylvania to contact a child outside of Pennsylvania.

Mr. Speaker, I ask for concurrence on this bill.

Thank you very much.

On the question recurring,

Will the House concur in Senate amendments to House amendments?

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

The following roll call was recorded:

YEAS—192

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

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

NAYS—0

NOT VOTING—0

EXCUSED—11

Bishop	Donatucci	Myers	Turzai
Butkovitz	Horsey	Roebuck	Youngblood
Cohen, L. I.	James	Tangretti	

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

Ordered, That the clerk inform the Senate accordingly.

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:

HB 227, PN 3199

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the definition of “offensive weapons,” for use or possession of electric or electronic incapacitation devices, for penalties, for aggravated assault and for use of tear or noxious gas in labor disputes; imposing a penalty; and making an editorial change.

HB 412, PN 4206

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, for health recommendations, for high school certificates and for mandated waivers; and making a repeal.

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

CALENDAR CONTINUED

RESOLUTION

Mr. KENNEY called up **HR 669, PN 4325**, entitled:

A Concurrent Resolution memorializing Congress to oppose the inclusion of a national Medicare competitive bidding program in any legislation considered this session.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—186

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

NAYS—5

Cohen, M. Josephs	Manderino	Samuelson	Williams, J.
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NOT VOTING—1

Vitali

EXCUSED—11

Bishop	Donatucci	Myers	Turzai
Butkovitz	Horsey	Roebuck	Youngblood
Cohen, L. I.	James	Tangretti	

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

The SPEAKER. The Chair is advised there will be no further votes in the regular session.

Does the majority leader or the minority leader have any further business in the regular session?

Are there any announcements in the regular session?

COMMITTEE MEETING CANCELED

The SPEAKER. Mr. Stairs.

Mr. STAIRS. Thank you, Mr. Speaker.

I want to announce a cancellation of a committee meeting on Wednesday. The Education Committee had planned to meet on Wednesday, and because of the change in the House calendar, we will cancel that meeting.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Any further announcements?

VOTE CORRECTION

The SPEAKER. Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

On HB 412 I was incorrectly recorded in the negative. I want to be recorded in the affirmative. Thank you.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

COMMERCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING

The SPEAKER. Mr. Hasay.

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, there will be a meeting of the House Commerce and Economic Development Committee tomorrow at the break. The House Commerce and Economic Development Committee will hold a voting meeting tomorrow at the break.

Thank you, Mr. Speaker.

The SPEAKER. The House Commerce and Economic Development Committee will hold a voting meeting tomorrow at the break.

VOTE CORRECTION

The SPEAKER. Mr. McGill, do you seek recognition?

Mr. MCGILL. Yes, Mr. Speaker.

On HB 412 I was voted in the negative. I wish to be voted in the positive.

The SPEAKER. The remarks of the gentleman will be spread upon the record.

Any further corrections to the record or announcements?

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

SB 1416, PN 2322 (Amended) By Rep. MICOZZIE

An Act amending the act of May 17, 1921 (P.L.789, No.285), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," providing for licensing and regulation of insurance producers, managers and exclusive general agents; conferring powers and imposing duties on the Insurance Commissioner and Insurance Department; imposing penalties; and making repeals.

INSURANCE.

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?

Hearing none, the Chair recognizes the lady from Lehigh, Ms. Baker.

Ms. BAKER. Mr. Speaker, I move that this House do now adjourn until Tuesday, October 22, 2002, at 11 a.m., e.d.t., unless sooner recalled or extended by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 3:51 p.m., e.d.t., the House adjourned.