

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, SEPTEMBER 9, 2003

SESSION OF 2003

187TH OF THE GENERAL ASSEMBLY

No. 69

### HOUSE OF REPRESENTATIVES

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

**THE SPEAKER (JOHN M. PERZEL)**

**PRESIDING**

#### PRAYER

REV. HAROLD L. MELE, JR., Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

In the name of the Father and of the Son and of the Holy Spirit. Amen.

Dear Father, I lift up the leaders of our Commonwealth to You. I know that these leaders' hearts are in Your hands, so I ask You to guide the leaders of this Commonwealth in the way You would have them to go.

Father, I pray that You would surround these Representatives with wise counsel, men and women of integrity who place Your agenda and the good of this Commonwealth above their own and whose motives are for that which is right. I pray that You would give these leaders discernment, understanding, and knowledge so that the Commonwealth of Pennsylvania may know stability, internally and externally.

We give thanks that this presiding body of elected leaders has worked diligently so that we might lead peaceable lives in godliness and honesty. Guide the direction of the business being conducted here today with Your illumination and revelation.

We pray all these things in the name of the Father and of the Son and of the Holy 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 Tuesday, August 5, 2003, will be postponed until printed.

#### JOURNALS APPROVED

The SPEAKER. However, the following Journals are in print and, without objection, will be approved:

Monday, May 12;  
Tuesday, May 13;  
Wednesday, May 14;  
Monday, June 2;  
Tuesday, June 3;  
Wednesday, June 4; and  
Monday, June 9, 2003.

#### HOUSE BILLS INTRODUCED AND REFERRED

**No. 1817** By Representatives GINGRICH, CRUZ, FICHTER, STETLER, BROWNE, CRAHALLA, CURRY, DALEY, FRANKEL, HERSHEY, JOSEPHS, LEACH, MANN, MELIO, PHILLIPS, PISTELLA, REICHLEY, ROONEY, ROSS, RUBLEY, SANTONI, SAYLOR, STURLA, E. Z. TAYLOR, TIGUE, WATSON, YOUNGBLOOD and FREEMAN

An Act establishing a Barrio Nuevo Latino Workforce Development Program to be administered through the Department of Labor and Industry Workforce Investment Act to the Pennsylvania Association of Latino Organizations.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, August 15, 2003.

**No. 1818** By Representatives FICHTER, CRUZ, GINGRICH, STETLER, BROWNE, CRAHALLA, CURRY, DALEY, FRANKEL, HERSHEY, JOSEPHS, LEACH, MANN, MELIO, PISTELLA, REICHLEY, ROONEY, ROSS, SANTONI, SAYLOR, STURLA, E. Z. TAYLOR, WATSON, YOUNGBLOOD and FREEMAN

An Act providing for a Statewide Latino Community Learning Program to be administered by the Department of Education to the Pennsylvania Association of Latino Organizations.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, August 15, 2003.

**No. 1819** By Representatives STETLER, CRUZ, FICHTER, GINGRICH, BROWNE, CRAHALLA, CURRY, DALEY, FRANKEL, JOSEPHS, LEACH, MANN, MELIO, PHILLIPS, PISTELLA, REICHLEY, ROONEY, ROSS, RUBLEY, SANTONI, SAYLOR, STURLA, E. Z. TAYLOR, WATSON, YOUNGBLOOD and FREEMAN

An Act establishing a Barrio Nuevo Latino Behavioral Health Partnership to be administered by the Department of Health through the Pennsylvania Association of Latino Organizations.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, August 15, 2003.

**No. 1820** By Representatives CALTAGIRONE, CRUZ, FICHTER, GINGRICH, STETLER, BROWNE, CRAHALLA, CURRY, DALEY, FRANKEL, HERSHEY, JOSEPHS, LEACH, MANN, MELIO, PHILLIPS, PISTELLA, REICHLEY, ROONEY, ROSS, SANTONI, SAYLOR, STURLA, E. Z. TAYLOR, YOUNGBLOOD and FREEMAN

An Act providing for a Statewide Barrio Nuevo Latino Community and Economic Development Program to be established and administered by the Department of Community and Economic Development as a specific line item allocation to the Pennsylvania Association of Latino Organizations.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, August 15, 2003.

**No. 1922** By Representatives HUTCHINSON, BASTIAN, COLEMAN, FABRIZIO, HARPER, HESS, LAUGHLIN, MARKOSEK, McILHATTAN, R. STEVENSON, E. Z. TAYLOR, WASHINGTON, WILT, YOUNGBLOOD, MELIO, THOMAS, LEWIS and HORSEY

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, providing for additional creditable nonschool service as a county employee.

Referred to Committee on EDUCATION, August 15, 2003.

**No. 1923** By Representatives HUTCHINSON, ARMSTRONG, CAPPELLI, CAUSER, CIVERA, COLEMAN, FABRIZIO, GEIST, GINGRICH, GODSHALL, HALUSKA, HANNA, HARHAI, HARPER, HARRIS, HERSHEY, KELLER, McILHATTAN, R. MILLER, O'NEILL, PHILLIPS, REICHLEY, ROHRER, SAYLOR, SHANER, R. STEVENSON, E. Z. TAYLOR, WILT, WOJNAROSKI and YOUNGBLOOD

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for regulations of the Pennsylvania Game Commission.

Referred to Committee on GAME AND FISHERIES, August 15, 2003.

**No. 1924** By Representatives GEORGE, BEBKO-JONES, BELFANTI, DeLUCA, DeWEESE, FABRIZIO, GRUCELA, JAMES, McILHATTAN and ROSS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for acknowledgment of guilt and receipt for payment.

Referred to Committee on GAME AND FISHERIES, August 15, 2003.

**No. 1926** By Representative PICKETT

An Act authorizing the Department of Transportation to convey to Elkland Township a tract of land situate in Elkland Township, Sullivan County, Pennsylvania.

Referred to Committee on STATE GOVERNMENT, August 15, 2003.

**No. 1927** By Representatives B. SMITH, STABACK, FEESE, SURRA, J. EVANS, ADOLPH, BALDWIN, BASTIAN, BELFANTI, BLAUM, CAPPELLI, CAUSER, CIVERA, CLYMER, CORNELL, CRAHALLA, DALEY, DALLY, DeLUCA, DENLINGER, EGOLF, FABRIZIO, FLEAGLE, GEIST, GERGELY, GILLESPIE, GRUCELA, HARHAI, HARPER, HARRIS, HENNESSEY, HERMAN, HESS, HUTCHINSON, KELLER, LEVDANSKY, LYNCH, MAJOR, McCALL, McGEEHAN, McILHATTAN, McNAUGHTON, R. MILLER, S. MILLER, NAILOR, O'NEILL, PAYNE, PISTELLA, REED, SATHER, SAYLOR, SCAVELLO, SHANER, SOLOBAY, STERN, TANGRETTI, E. Z. TAYLOR, TIGUE, WATSON, WOJNAROSKI and YOUNGBLOOD

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for the penalty for a felony violation of the second degree.

Referred to Committee on GAME AND FISHERIES, August 15, 2003.

**No. 1928** By Representatives GODSHALL, ARMSTRONG, BALDWIN, BELFANTI, CAUSER, CIVERA, EGOLF, GILLESPIE, GOODMAN, HANNA, HARHAI, HERSHEY, HESS, HUTCHINSON, LAUGHLIN, LEDERER, LEH, R. MILLER, S. MILLER, PAYNE, PICKETT, SEMMEL, B. SMITH, SOLOBAY, STABACK, STERN, TANGRETTI, WALKO, WASHINGTON and YOUNGBLOOD

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, adding an offense and a civil action relating to ecoterrorism.

Referred to Committee on JUDICIARY, August 15, 2003.

**No. 1929** By Representatives PERZEL, DeWEESE, ALLEN and BELFANTI

An Act providing for the regulation of manufactured housing and for the powers and duties of the Department of Community and Economic Development.

Referred to Committee on LOCAL GOVERNMENT, September 8, 2003.

**No. 1930** By Representatives GINGRICH, TIGUE, BAKER, GEIST, WEBER, REICHLEY, HORSEY, CAPPELLI, ARMSTRONG, O'NEILL, J. TAYLOR, RUBLEY, SCAVELLO, E. Z. TAYLOR, CRAHALLA, BROWNE, CIVERA and EGOLF

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for probable cause arrests in misdemeanor sex offenses.

Referred to Committee on JUDICIARY, August 15, 2003.

**No. 1931** By Representatives GEORGE, BEBKO-JONES, CORRIGAN, FABRIZIO, FRANKEL, GRUCELA, HALUSKA, HARHAI, HERSHEY, HORSEY, KIRKLAND, LAUGHLIN, LEDERER, McILHATTAN, MELIO, PISTELLA, SCAVELLO, SHANER, SURRA, TANGRETTI, THOMAS, WANSACZ and WATERS

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 forests.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, August 15, 2003.

**No. 1932** By Representatives GEORGE, BEBKO-JONES, BELFANTI, BENNINGHOFF, BROWNE, BUNT, BUXTON, CIVERA, CORRIGAN, COY, CRAHALLA, DALEY, DALLY, DeLUCA, DENLINGER, DeWEESE, FABRIZIO, FICHTER, GERGELY, HARHAI, HARRIS, JAMES, JOSEPHS, KELLER, KOTIK, LAUGHLIN, LEH, McGEEHAN, MELIO, PALLONE, PISTELLA, READSHAW, ROBERTS, ROONEY, SAINATO, SHANER, SOLOBAY, THOMAS, TIGUE and WALKO

An Act authorizing the Department of Transportation to sell certain vehicles used by the department to municipalities.

Referred to Committee on TRANSPORTATION, August 15, 2003.

**No. 1933** By Representatives BALDWIN, ARGALL, BOYD, BUNT, CAPPELLI, CLYMER, COLEMAN, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FABRIZIO, FLICK, FORCIER, GEIST, GILLESPIE, GINGRICH, HARHAI, HARRIS, HENNESSEY, HERMAN, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, R. MILLER, NICKOL, O'NEILL, PAYNE, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, E. Z. TAYLOR, TIGUE, TURZAI, WEBER, WOJNAROSKI, YOUNGBLOOD and J. TAYLOR

An Act repealing the act of December 1, 1965 (P.L.977, No.357), entitled "An act authorizing cities of the first class and counties of the first class to adopt the food stamp program and providing for payment of the costs of administration thereof."

Referred to Committee on LOCAL GOVERNMENT, September 8, 2003.

**No. 1934** By Representatives BALDWIN, ARGALL, BOYD, BUNT, CAPPELLI, CLYMER, COLEMAN, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FABRIZIO, FLICK, FORCIER, GEIST, GILLESPIE, GINGRICH, HARHAI, HARRIS, HENNESSEY, HERMAN, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, R. MILLER, NICKOL, O'NEILL, PAYNE, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, E. Z. TAYLOR, TIGUE, TURZAI, WEBER, WOJNAROSKI, YOUNGBLOOD and J. TAYLOR

An Act amending the act of October 11, 1984 (P.L.906, No.179), known as the Community Development Block Grant Entitlement Program for Nonurban Counties and Certain Other Municipalities, repealing the allocation mechanism.

Referred to Committee on LOCAL GOVERNMENT, September 8, 2003.

**No. 1935** By Representatives BALDWIN, ARGALL, BOYD, BUNT, CAPPELLI, CLYMER, COLEMAN, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FABRIZIO, FLICK, FORCIER, GEIST, GILLESPIE, GINGRICH, HARHAI, HARRIS, HENNESSEY, HERMAN, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, R. MILLER, NICKOL, O'NEILL, PAYNE, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, E. Z. TAYLOR, TIGUE, TURZAI, WEBER, WOJNAROSKI, YOUNGBLOOD and J. TAYLOR

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, repealing the food stamp program.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, September 8, 2003.

**No. 1936** By Representatives ALLEN, CORRIGAN, BUNT, ADOLPH, CAPPELLI, DENLINGER, EGOLF, FLICK, FORCIER, GEIST, GEORGE, GOODMAN, HARHAI, HARHART, HENNESSEY, HORSEY, HUTCHINSON, JAMES, KELLER, LAUGHLIN, R. MILLER, S. MILLER, NAILOR, O'NEILL, PAYNE, REED, REICHLEY, SAYLOR, SCHRODER, SHANER, SOLOBAY, T. STEVENSON, SURRA, E. Z. TAYLOR, THOMAS, TURZAI, YOUNGBLOOD and HESS

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for classes of income.

Referred to Committee on FINANCE, September 8, 2003.

**No. 1937** By Representatives WOJNAROSKI, HALUSKA, McCALL, GEIST, LEDERER, MANN, COHEN, FICHTER, CORRIGAN, PAYNE, GEORGE, TIGUE, SOLOBAY, ROBERTS, DeWEESE, KOTIK, SCAVELLO, PETRARCA, DeLUCA, HERSHEY, TANGRETTI, BEBKO-JONES, HARHAI, DENLINGER, SURRA, LEH, SATHER, GOODMAN, ALLEN, HENNESSEY, SHANER, LEWIS, COY, KELLER, PHILLIPS, HUTCHINSON, JAMES, ROHRER, BALDWIN, LAUGHLIN, STERN, YOUNGBLOOD, GRUCELA, MELIO, BUNT, SAYLOR, FABRIZIO, GERGELY, CAPPELLI, PISTELLA, CAWLEY, HORSEY, BIANCUCCI and HESS

An Act redesignating the bridge known as the Napoleon Street Bridge, in the City of Johnstown, Cambria County, as the Edward A. Silk Memorial Bridge.

Referred to Committee on STATE GOVERNMENT, September 8, 2003.

**No. 1938** By Representatives DeLUCA, BARD, COY, CREIGHTON, CRAHALLA, EGOLF, GOODMAN, HORSEY, FABRIZIO, McGEEHAN, MELIO, MUNDY, READSHAW, ROONEY, REICHLEY and WALKO

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing audits of tax collectors.

Referred to Committee on FINANCE, September 8, 2003.

**No. 1939** By Representatives DeLUCA, BARD, COY, CRAHALLA, CREIGHTON, EGOLF, GOODMAN, FABRIZIO, HORSEY, McGEEHAN, MELIO, MUNDY, READSHAW, REICHLEY, ROONEY and WALKO

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, providing for records in possession of tax collector.

Referred to Committee on FINANCE, September 8, 2003.

**No. 1940** By Representatives LEVDANSKY, BEBKO-JONES, BELFANTI, BIANCUCCI, CRUZ, CURRY, DALEY, DONATUCCI, FABRIZIO, FRANKEL, GERGELY, JAMES, JOSEPHS, LAUGHLIN, LEACH, LEDERER, McCALL, McGEEHAN, MELIO, PISTELLA, SURRA, THOMAS, WALKO, WASHINGTON, YOUNGBLOOD, YUDICHAK and FREEMAN

An Act relating to family leave; and providing certain enhancements.

Referred to Committee on AGING AND OLDER ADULT SERVICES, September 8, 2003.

**No. 1941** By Representatives SOLOBAY, DALEY, CAPPELLI, CORRIGAN, DeWEESE, FABRIZIO, GODSHALL, GOODMAN, GRUCELA, HARHAI, HORSEY, KOTIK, MANN, PHILLIPS, SHANER, STABACK, WALKO, WASHINGTON, YOUNGBLOOD and HESS

An Act establishing an integrated coyote predation management program; and providing for powers of the Department of Agriculture.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, September 8, 2003.

**No. 1942** By Representatives VEON and DeWEESE

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for nursing facility assessments.

Referred to Committee on FINANCE, September 8, 2003.

**No. 1943** By Representatives NICKOL, CAPPELLI, CRAHALLA, DENLINGER, FRANKEL, GANNON, GEIST, GRUCELA, HESS, JAMES, KOTIK, LAUGHLIN, MAITLAND, McILHATTAN, R. MILLER, NAILOR, PHILLIPS, REICHLEY, SAYLOR, SCHRODER, SEMMEL, STEIL, STERN, E. Z. TAYLOR, THOMAS, TURZAI,

WASHINGTON, WATSON, YOUNGBLOOD, GINGRICH and FREEMAN

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for definitions relating to local government unit debt; authorizing qualified prepayment agreements; and further providing for limitations on stated maturity dates relating to bonds and notes.

Referred to Committee on URBAN AFFAIRS, September 8, 2003.

**No. 1944** By Representatives BELFANTI, GOODMAN, DeWEESE, McCALL, SHANER, BEBKO-JONES, KOTIK, LAUGHLIN, PISTELLA, TANGRETTI, CURRY, GRUCELA, HARHAI, WALKO, YUDICHAK, HALUSKA, HORSEY, LEDERER, MELIO and WASHINGTON

An Act amending the act of June 2, 1915 (P.L.736, No.338), known as the Workers' Compensation Act, further providing for compromise and release agreements.

Referred to Committee on LABOR RELATIONS, September 9, 2003.

**No. 1945** By Representatives GODSHALL, ALLEN, BENNINGHOFF, CAPPELLI, CRAHALLA, CREIGHTON, FRANKEL, GEIST, GOODMAN, GORDNER, HARHAI, HARRIS, HERSHEY, HUTCHINSON, KELLER, LEWIS, R. MILLER, PAYNE, RAYMOND, REICHLEY, SATHER, SCHRODER, R. STEVENSON, THOMAS, TURZAI and YOUNGBLOOD

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, providing for autopsies.

Referred to Committee on JUDICIARY, September 8, 2003.

**No. 1946** By Representatives LEACH, TIGUE, BROWNE, CORRIGAN, CRAHALLA, FABRIZIO, FREEMAN, GERGELY, HARHAI, HORSEY, JOSEPHS, McGEEHAN, McILHATTAN, MELIO, READSHAW, RUBLEY, SCRIMENTI, TANGRETTI, THOMAS, VITALI, WANSACZ, STURLA and ARMSTRONG

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for the procurement of hybrid electric vehicles.

Referred to Committee on STATE GOVERNMENT, September 8, 2003.

**No. 1947** By Representatives HANNA, BELFANTI, DeWEESE, DONATUCCI, FABRIZIO, FREEMAN, GEORGE, GOODMAN, GRUCELA, HALUSKA, HARHAI, HERSHEY, HESS, LEVDANSKY, R. MILLER, SCRIMENTI, SHANER, SURRA, TIGUE, WOJNAROSKI, YOUNGBLOOD, KELLER, DALEY, ARMSTRONG, ROBERTS and THOMAS

An Act amending the act of December 19, 1984 (P.L.1140, No.223), known as the Oil and Gas Act, providing for securing compensation for surface damage.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 8, 2003.

**No. 1948** By Representatives HANNA, ALLEN, BAKER, BELARDI, CAPPELLI, CAUSER, CAWLEY, CORRIGAN, CREIGHTON, CURRY, DeWEESE, DONATUCCI, FREEMAN, GODSHALL, GOODMAN, GRUCELA, HARHAI, HENNESSEY, HERMAN, JAMES, KIRKLAND, LEVDANSKY, MUNDY, READSHAW, SAYLOR, SCHRODER, SHANER, SOLOBAY, E. Z. TAYLOR, TIGUE, WANSACZ, WOJNAROSKI, YOUNGBLOOD, SAINATO, KELLER, DALEY, CRAHALLA, BROWNE and JOSEPHS

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for review and update of state, county and local flood maps.

Referred to Committee on STATE GOVERNMENT, September 8, 2003.

**No. 1949** By Representatives HANNA, BAKER, CAPPELLI, CAWLEY, CORRIGAN, CURRY, DALLY, FABRIZIO, FREEMAN, GOODMAN, GRUCELA, HARHAI, HARRIS, HERMAN, HESS, LEVDANSKY, McILHATTAN, MUNDY, SAYLOR, SCAVELLO, SCRIMENTI, SHANER, SOLOBAY, TIGUE, WANSACZ, YOUNGBLOOD, SAINATO and BROWNE

An Act providing for in-kind service contributions by municipalities as part of cost-share in State programs.

Referred to Committee on LOCAL GOVERNMENT, September 8, 2003.

**No. 1951** By Representatives DALLY, ALLEN, BELARDI, BELFANTI, BROWNE, CAPPELLI, DENLINGER, DeWEESE, FABRIZIO, GINGRICH, GOODMAN, GRUCELA, HARRIS, HENNESSEY, HESS, HORSEY, HUTCHINSON, JAMES, KELLER, LEACH, LEWIS, MELIO, O'NEILL, PAYNE, PHILLIPS, REICHLEY, SAYLOR, R. STEVENSON, TIGUE, WASHINGTON, WILT, YOUNGBLOOD and ARMSTRONG

An Act amending the act of February 1, 1974 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement Law, further providing for service allowance, change of employment and military service relating to municipal employees, municipal firemen and municipal police.

Referred to Committee on FINANCE, September 8, 2003.

**No. 1952** By Representatives CRUZ, YOUNGBLOOD, KELLER, PISTELLA, LEDERER, FABRIZIO, JOSEPHS, TIGUE, DALEY, COSTA and THOMAS

An Act amending the act of June 19, 1931 (P.L.589, No.202), referred to as the Barbers' License Law, further providing for licenses.

Referred to Committee on PROFESSIONAL LICENSURE, September 9, 2003.

**No. 1953** By Representatives CRUZ, YOUNGBLOOD, KELLER, PISTELLA, LEDERER, FABRIZIO, JOSEPHS and COSTA

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, further providing for display of licenses.

Referred to Committee on PROFESSIONAL LICENSURE, September 9, 2003.

**No. 1954** By Representatives CRUZ, KELLER, BISHOP, LEDERER, THOMAS and JOSEPHS

An Act amending the act of April 21, 1949 (P.L.665, No.155), known as the First Class City Home Rule Act, further providing for the general grant of power and authority.

Referred to Committee on URBAN AFFAIRS, September 9, 2003.

**No. 1955** By Representatives FRANKEL, COSTA, DIVEN, PETRONE, PISTELLA, PRESTON, READSHAW, WALKO, WHEATLEY, DeWEESE, VEON, D. EVANS, COHEN, COY, STETLER, CURRY, MANN and LaGROTTA

An Act amending the act of December 31, 1965 (P.L.1257, No.511), known as The Local Tax Enabling Act, further providing for delegation of taxing powers and restrictions thereon; and providing for second class city payroll expense tax.

Referred to Committee on FINANCE, September 9, 2003.

**No. 1956** By Representatives VITALI, CLYMER, CRUZ, CURRY, FABRIZIO, FREEMAN, GODSHALL, HALUSKA, HARPER, HORSEY, LEACH, MANN, MUNDY, SAMUELSON, SAYLOR, SOLOBAY, STEIL, TIGUE, WALKO, WANSACZ, WASHINGTON, WATSON, YOUNGBLOOD, CRAHALLA and THOMAS

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing for State government access to cable television.

Referred to Committee on STATE GOVERNMENT, September 9, 2003.

**No. 1957** By Representatives SCRIMENTI, GEORGE, YOUNGBLOOD, BELFANTI, HENNESSEY, CREIGHTON, HALUSKA, DeWEESE, GEIST, BROWNE, HARRIS, FRANKEL, SAYLOR, CLYMER, B. SMITH, McGEEHAN, LAUGHLIN, LEACH, FABRIZIO, CAPPELLI, TIGUE, DALEY, HARHAI, CORRIGAN, SHANER, JAMES, McILHATTAN, HORSEY, BEBKO-JONES, GODSHALL, BIANCUCCI, HESS, J. EVANS, SCAVELLO, WANSACZ, SAINATO, CRUZ, BASTIAN and McNAUGHTON

An Act authorizing prisoners in State and county prisons to donate organs.

Referred to Committee on HEALTH AND HUMAN SERVICES, September 9, 2003.

**No. 1958** By Representatives SCRIMENTI, RUBLEY, ROBERTS, GERGELY, TIGUE, DALEY, CORRIGAN, SHANER, NICKOL, LEVDANSKY, WANSACZ and BASTIAN

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, reducing the number of members of the House of Representatives.

Referred to Committee on STATE GOVERNMENT, September 9, 2003.

**No. 1959** By Representatives DeLUCA, DeWEESE, GRUCELA, HERSHEY, LAUGHLIN, PALLONE, READSHAW, ROBERTS, RUFFING, SCAVELLO, TANGRETTI, HARHAI, GEORGE, PISTELLA, FABRIZIO, THOMAS and WASHINGTON

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing for discounts, penalties and notice.

Referred to Committee on FINANCE, September 9, 2003.

**No. 1960** By Representatives PAYNE, ARGALL, ARMSTRONG, CAPPELLI, CLYMER, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FABRIZIO, FORCIER, GEIST, GILLESPIE, GINGRICH, GOODMAN, HARHAI, HARRIS, HERMAN, HERSHEY, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, McNAUGHTON, R. MILLER, MUSTIO, NICKOL, O'NEILL, PETRI, PHILLIPS, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, SOLOBAY, E. Z. TAYLOR, TIGUE, TURZAI, WASHINGTON, WEBER and YOUNGBLOOD

An Act repealing the act of May 14, 1874 (P.L.175, No.105), entitled "An act relating to accounts of the several county officers of this commonwealth."

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, September 9, 2003.

**No. 1962** By Representatives BLAUM, WEBER, TIGUE, COY, DALEY, EACHUS, KELLER, SCRIMENTI, GEIST, NAILOR, WASHINGTON, LAUGHLIN, BEBKO-JONES, YOUNGBLOOD, E. Z. TAYLOR, DeWEESE, HORSEY, HALUSKA, STABACK, CURRY, MANN, LEDERER, O'NEILL, CRUZ, BELFANTI, JAMES, THOMAS, HARPER, CIVERA and SURRA

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for required background checks for school employment.

Referred to Committee on JUDICIARY, September 9, 2003.

**No. 1963** By Representatives BLAUM, WEBER, TIGUE, COY, DALEY, EACHUS, KELLER, SCRIMENTI, GEIST, NAILOR, WASHINGTON, LAUGHLIN, BEBKO-JONES, YOUNGBLOOD, E. Z. TAYLOR, DeWEESE, HORSEY, HALUSKA, STABACK, CURRY, MANN, LEDERER, O'NEILL, CRUZ, BELFANTI, JAMES, THOMAS, HARPER, CIVERA and SURRA

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 background checks of prospective employees and for conviction of employees of certain offenses.

Referred to Committee on JUDICIARY, September 9, 2003.

**No. 1964** By Representatives PAYNE, ARGALL, ARMSTRONG, BALDWIN, CAPPELLI, CLYMER, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FORCIER, GEIST, GILLESPIE, GINGRICH, GOODMAN, HARHAI, HARRIS, HERMAN, HERSHEY, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, McNAUGHTON, R. MILLER, MUSTIO, NICKOL, O'NEILL, PETRI, PHILLIPS, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, SOLOBAY, E. Z. TAYLOR, TIGUE, TURZAI, WASHINGTON, WEBER and YOUNGBLOOD

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, repealing certain agency duties of local officials.

Referred to Committee on FINANCE, September 9, 2003.

**No. 1965** By Representatives PAYNE, ARGALL, ARMSTRONG, CAPPELLI, CLYMER, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FABRIZIO, FORCIER, GEIST, GILLESPIE, GINGRICH, GOODMAN, HARHAI, HARRIS, HERMAN, HERSHEY, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, McNAUGHTON, R. MILLER, MUSTIO, NICKOL, O'NEILL, PETRI, PHILLIPS, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, SOLOBAY, E. Z. TAYLOR, TIGUE, TURZAI, WASHINGTON, WEBER and YOUNGBLOOD

An Act repealing the act of June 4, 1945 (P.L.1191, No.413), entitled "An act to authorize the Pennsylvania Post-War Planning Commission under certain conditions to enter into agreements with political subdivisions of this Commonwealth for the financing of plans and specifications for public works; and making an appropriation."

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, September 9, 2003.

**No. 1966** By Representatives PAYNE, ARGALL, ARMSTRONG, CAPPELLI, CLYMER, CORRIGAN, CREIGHTON, DENLINGER, EGOLF, FABRIZIO, FORCIER, GEIST, GILLESPIE, GINGRICH, GOODMAN, HARHAI, HARRIS, HERMAN, HERSHEY, HICKERNELL, HORSEY, JAMES, KELLER, LEH, MACKERETH, MAITLAND, McNAUGHTON, R. MILLER, MUSTIO, NICKOL, O'NEILL, PETRI, PHILLIPS, REICHLEY, ROBERTS, ROSS, SATHER, SAYLOR, B. SMITH, SOLOBAY, E. Z. TAYLOR, TIGUE, TURZAI, WASHINGTON, WEBER and YOUNGBLOOD

An Act repealing the act of June 19, 1941 (P.L.142, No.77), entitled, "An act authorizing political subdivisions to appropriate money for participation in Federal Surplus Commodities Stamp plans; to borrow money and issue bonds for said purpose; providing for payment of such appropriations into a special fund in the State Treasury; appropriating the money in such fund, and authorizing the purchase of necessary insurance."

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, September 9, 2003.

**No. 1967** By Representatives GODSHALL, BROWNE, CAPPELLI, CLYMER, COY, FICHTER, HARPER, HARRIS, HENNESSEY, HERSHEY, HESS, LEH, NAILOR, PAYNE, RUBLEY, E. Z. TAYLOR, TIGUE, TRUE, WILT, WRIGHT, BALDWIN, ARMSTRONG and THOMAS

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for nursing facility assessments.

Referred to Committee on HEALTH AND HUMAN SERVICES, September 9, 2003.

**No. 1968** By Representatives GODSHALL, BEBKO-JONES, BELFANTI, BOYD, BROWNE, CAPPELLI, CRAHALLA, CURRY, DeLUCA, DONATUCCI, FABRIZIO, FEESE, GEIST, GEORGE, HENNESSEY, HERSHEY, HORSEY, KELLER, KOTIK, LAUGHLIN, LEACH, McILHATTAN, MUNDY, PAYNE, SANTONI, SAYLOR, SHANER, SOLOBAY, WALKO, WANSACZ, WASHINGTON, WHEATLEY, YOUNGBLOOD, KENNEY, O'NEILL, THOMAS and ARMSTRONG

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting a vehicle insurer from charging a deductible, canceling or refusing to renew a policy or applying a surcharge or driver record point assignments under certain circumstances.

Referred to Committee on TRANSPORTATION, September 9, 2003.

**No. 1969** By Representatives GOODMAN, ALLEN, BELFANTI, FREEMAN, HENNESSEY, GOOD, BARRAR, BASTIAN, BEBKO-JONES, BISHOP, BROWNE, CAPPELLI, CAWLEY, CORRIGAN, COY, CRAHALLA, CURRY, DAILEY, DeWEESE, FABRIZIO, GEORGE, GODSHALL, GRUCELA, HARHAI, HARPER, HASAY, HERMAN, HERSHEY, HESS, HUTCHINSON, KELLER, KENNEY, KOTIK, LAUGHLIN, LEACH, S.MILLER, MUNDY, PAYNE, PISTELLA, SAINATO, SANTONI, SAYLOR, SOLOBAY, STERN, SURRA, TANGRETTI, TIGUE, WANSACZ, WASHINGTON, WATSON, WEBER, WHEATLEY, WOJNAROSKI, YOUNGBLOOD, YUDICHAK and CREIGHTON

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, September 9, 2003.

**No. 1970** By Representatives PAYNE, BROWNE, CORRIGAN, CRAHALLA, CRUZ, DENLINGER, FRANKEL, FREEMAN, GINGRICH, HARHAI, HARRIS, HENNESSEY, HORSEY, JAMES, KIRKLAND, LEACH, MELIO, R. MILLER, O'NEILL, PHILLIPS, SCAVELLO, SEMMEL, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for relief.

Referred to Committee on JUDICIARY, September 9, 2003.

**No. 1971** By Representatives DENLINGER, ARGALL, HERSHEY, GODSHALL, ARMSTRONG, BALDWIN, BOYD, CREIGHTON, HICKERNELL, TRUE, STURLA, ALLEN, BAKER, BARRAR, CAPPELLI, CAUSER, CLYMER, COLEMAN, DALEY, DALLY, DeWEESE, FABRIZIO, FAIRCHILD, FICHTER, FLEAGLE, FORCIER, GEIST, GEORGE, GOODMAN, GORDNER, GRUCELA, HABAY, HALUSKA, HARRIS, HASAY, HENNESSEY, HERMAN, HORSEY, HUTCHINSON, JAMES, KELLER, KIRKLAND, LAUGHLIN, LEDERER, MANDERINO, MARKOSEK, MARSICO, McILHATTAN, R. MILLER, S. MILLER, NAILOR, PAYNE, PHILLIPS, PISTELLA, REICHLEY, ROHRER, ROSS, RUBLEY, SAINATO, SAMUELSON, SANTONI, SATHER, SAYLOR, SCAVELLO, SEMMEL, SHANER, B. SMITH, STERN, T. STEVENSON, E. Z. TAYLOR, TURZAI, WALKO, WASHINGTON, WATSON, WILT, WOJNAROSKI, YOUNGBLOOD, ZUG, ROBERTS and MAJOR

An Act designating a certain bridge carrying SR 322 over Conestoga River in Earl Township, Lancaster County as the Representative Leroy M. Zimmerman Memorial Bridge.

Referred to Committee on STATE GOVERNMENT, September 9, 2003.

**No. 1972** By Representatives DENLINGER, B. SMITH, GOODMAN, BALDWIN, BOYD, CAPPELLI, CLYMER, CRAHALLA, CREIGHTON, GINGRICH, HARRIS, HERSHEY, HUTCHINSON, KELLER, McGEEHAN, McNAUGHTON, S. MILLER, NAILOR, REICHLEY, SOLOBAY, STERN, TIGUE, TURZAI, WOJNAROSKI, YOUNGBLOOD and ARMSTRONG

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the offense of resisting or interfering with an officer; and prescribing penalties.

Referred to Committee on GAME AND FISHERIES, September 9, 2003.

**No. 1999** By Representatives McILHINNEY, BARRAR, BROWNE, COSTA, CRAHALLA, CURRY, GEORGE, HARPER, HENNESSEY, LEVDANSKY, MANN, R. MILLER, O'NEILL, PISTELLA, SCHRODER, SCRIMENTI, E. Z. TAYLOR, THOMAS, TIGUE, VITALI, WANSACZ, WASHINGTON and WATSON

An Act relating to environmental policy; establishing procedures for reviewing environmental policy actions; and providing for notice, hearings and appeals.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 9, 2003.

### HOUSE RESOLUTIONS INTRODUCED AND REFERRED

**No. 375** By Representatives WALKO, DeWEESE, PETRARCA, YUDICHAK, GEORGE, BEBKO-JONES, BELARDI, BIANCUCCI, BROWNE, CASORIO, CAWLEY, CORRIGAN, CRAHALLA, FABRIZIO, FAIRCHILD, FREEMAN, GERGELY, GOODMAN, GRUCELA, HARHAI, HORSEY, JAMES, JOSEPHS, KOTIK, LAUGHLIN, LEACH, LEVDANSKY, MELIO, MUNDY, PISTELLA, READSHAW, SHANER, TANGRETTI, WHEATLEY, YOUNGBLOOD and HESS

A Concurrent Resolution directing the Health Care Cost Containment Council to conduct a study on the impact of prescription drug advertising and promotion on drug prices in Pennsylvania.

Referred to Committee on HEALTH AND HUMAN SERVICES, September 8, 2003.

**No. 376** By Representatives HANNA, BAKER, BELFANTI, BIANCUCCI, CAPPELLI, CAWLEY, CORRIGAN, DALLY, DeLUCA, FABRIZIO, FREEMAN, GOODMAN, HARHAI, HARRIS, HERMAN, HERSHEY, HESS, LEVDANSKY, MUNDY, READSHAW, SCAVELLO, SCRIMENTI, SHANER, SOLOBAY, TIGUE, WANSACZ, WOJNAROSKI, YOUNGBLOOD, BROWNE and DALEY

A Resolution urging the Congress of the United States to enact legislation that would allow municipalities to contribute in-kind services as part of their cost-share under Federal grant programs.

Referred to Committee on FINANCE, September 8, 2003.

**No. 378** By Representatives VITALI, CURRY, FABRIZIO, FREEMAN, MANDERINO, SCRIMENTI, WASHINGTON, S. MILLER, LEVDANSKY and THOMAS

A Resolution providing for the amendment of House Rule 32.

Referred to Committee on STATE GOVERNMENT, September 9, 2003.

### CALENDAR

#### BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1359**, **PN 2157**, entitled:

An Act creating the Pennsylvania State Investment Authority; providing for loans to venture capital companies, for certified capital companies and for working capital loan guarantees; and making an appropriation.

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

### BILL TABLED

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that the following bill be laid upon the table: HB 1359.

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. S. SMITH. Mr. Speaker, I move that the following bill be taken off the table: HB 1359.

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. S. SMITH. Mr. Speaker, I move that the following bill be taken off the table: HB 778.

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. S. SMITH. Mr. Speaker, I move that the following bill be laid upon the table: HB 778.

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

### 2003 PROPERTY DISPOSITION PLAN SUBMITTED

The SPEAKER. The Chair acknowledges, in accordance with Act 48 of 1981, as amended, 71 P.S. section 651.1 et seq., the revised property disposition plan for consideration by the General Assembly and directs that to be placed on the calendar.

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

### COMMUNICATION FROM STATE SYSTEM OF HIGHER EDUCATION

The SPEAKER. The Chair acknowledges receipt of a communication from the State System of Higher Education regarding property they wish to sell. Pursuant to 24 P.S. section 209-2018, a resolution shall be placed upon tomorrow's legislative calendar.

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



### COMMUNICATION FROM PUBLIC UTILITY COMMISSION

The SPEAKER pro tempore. The Chair acknowledges receipt of the report entitled "Electric Power Outlook for Pennsylvania 2002-2007," pursuant to the Public Utility Code, 66 Pa. C.S.A., subsection 524 (b), from the Public Utility Commission.

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

### LEAVES OF ABSENCE

The SPEAKER. Are there requests for leaves of absence?

The Chair recognizes the majority whip, who moves for leaves of absence for the gentlelady from Montgomery, Mrs. DAILEY; the gentleman from Bucks, Mr. PETRI; the gentleman from Bucks for today, Mr. O'NEILL; and the gentleman from Allegheny, Representative MAHER. Without objection, these leaves will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for the gentleman from Westmoreland, Mr. HARHAI. Without objection, the leave will be granted.

### MASTER ROLL CALL

The SPEAKER. The Chair is about to take the master roll. The members will proceed to vote.

The following roll call was recorded:

#### PRESENT—198

Adolph	Evans, D.	Lescovitz	Samuelson
Allen	Evans, J.	Levdansky	Santoni
Argall	Fabrizio	Lewis	Sather
Armstrong	Fairchild	Lynch	Saylor
Baker	Feese	Mackereth	Scavello
Baldwin	Fichter	Maitland	Schroder
Bard	Fleagle	Major	Scrimenti
Barrar	Flick	Manderino	Semmel
Bastian	Forcier	Mann	Shaner
Bebko-Jones	Frankel	Markosek	Smith, B.
Belardi	Freeman	Marsico	Smith, S. H.
Belfanti	Gabig	McCall	Solobay
Benninghoff	Gannon	McGeehan	Staback
Bianucci	Geist	McGill	Stairs
Birmelin	George	McIlhattan	Steil
Bishop	Gergely	McIlhinney	Stern
Blaum	Gillespie	McNaughton	Stetler
Boyd	Gingrich	Melio	Stevenson, R.
Browne	Godshall	Metcalfe	Stevenson, T.
Bunt	Good	Micozzie	Sturla
Butkovitz	Goodman	Miller, R.	Surra
Buxton	Gordner	Miller, S.	Tangretti
Caltagirone	Grucela	Mundy	Taylor, E. Z.
Cappelli	Gruitza	Mustio	Taylor, J.
Casorio	Habay	Myers	Thomas
Causer	Haluska	Nailor	Tigue
Cawley	Hanna	Nickol	Travaglio
Civera	Harhart	O'Brien	True
Clymer	Harper	Oliver	Turzai
Cohen	Harris	Pallone	Vance
Coleman	Hasay	Payne	Veon
Cornell	Hennessey	Petrarca	Vitali
Corrigan	Herman	Petrone	Walko
Costa	Hershey	Phillips	Wansacz
Coy	Hess	Pickett	Washington

Crahalla	Hickernell	Pistella	Waters
Creighton	Horsey	Preston	Watson
Cruz	Hutchinson	Raymond	Weber
Curry	James	Readshaw	Wheatley
Daley	Josephs	Reed	Williams
Dally	Keller	Reichley	Wilt
DeLuca	Kenney	Rieger	Wojnaroski
Denlinger	Killion	Roberts	Wright
Dermody	Kirkland	Roebuck	Yewcic
DeWeese	Kotik	Rohrer	Youngblood
DiGirolamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rubley	
Eachus	Lederer	Ruffing	Perzel,
Egolf	Leh	Sainato	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—5

Dailey	Maher	O'Neill	Petri
Harhai			

LEAVES ADDED—2

Crahalla	DeWeese
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### BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1733, PN 2421**, entitled:

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, recodifying provisions on the Pennsylvania Convention Center Authority; further providing for definitions and for expansion funding; providing for the unified show labor workforce; further providing for bond powers and for jurisdiction of the Pennsylvania Supreme Court; codifying and amending provisions imposing a tax for general public school purposes in school districts of the first class A on salaries, wages, commissions and other compensation earned by residents thereof, and on the net profits earned from businesses, professions or other activities conducted by residents thereof; providing for its levy and collection; requiring the filing of declarations and returns and the giving of information by employers and by those subject to the tax; imposing on employers the duty of collecting the tax at source; conferring and imposing powers and duties on boards of public education and school treasurers in such districts; providing for the administration and enforcement; imposing penalties; and making repeals.

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

### BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that the following bill, HB 1733, PN 2421, be recommitted to the Rules Committee.

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

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. CRUZ called up **HR 369, PN 2470**, entitled:

A Resolution recognizing and honoring the life of Celia Cruz.

On the question,  
Will the House adopt the resolution?

(Members proceeded to vote.)

**LEAVE OF ABSENCE**

The SPEAKER. Without objection, the Chair returns to leaves of absence and asks for a leave of absence for the gentleman from Greene, Mr. DeWEESE, for the week. Without objection, the leave will be granted.

**CONSIDERATION OF HR 369 CONTINUED**

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

The following roll call was recorded:

**YEAS—197**

Adolph	Evans, J.	Levdansky	Santoni
Allen	Fabrizio	Lewis	Sather
Argall	Fairchild	Lynch	Saylor
Armstrong	Feese	Mackereth	Scavello
Baker	Fichter	Maitland	Schroder
Baldwin	Fleagle	Major	Scrimenti
Bard	Flick	Manderino	Semmel
Barrar	Forcier	Mann	Shaner
Bastian	Frankel	Markosek	Smith, B.
Bebko-Jones	Freeman	Marsico	Smith, S. H.
Belardi	Gabig	McCall	Solobay
Belfanti	Gannon	McGeehan	Staback
Benninghoff	Geist	McGill	Stairs
Biancucci	George	McIlhattan	Steil
Birmelin	Gergely	McIlhinney	Stern
Bishop	Gillespie	McNaughton	Stetler
Blaum	Gingrich	Melio	Stevenson, R.
Boyd	Godshall	Metcalfe	Stevenson, T.
Browne	Good	Micozzie	Sturla
Bunt	Goodman	Miller, R.	Surra
Butkovitz	Gordner	Miller, S.	Tangretti
Buxton	Grucela	Mundy	Taylor, E. Z.
Caltagirone	Gruitza	Mustio	Taylor, J.
Cappelli	Habay	Myers	Thomas
Casorio	Haluska	Nailor	Tigue
Causer	Hanna	Nickol	Travaglio
Cawley	Harhart	O'Brien	True
Civera	Harper	Oliver	Turzai
Clymer	Harris	Pallone	Vance
Cohen	Hasay	Payne	Veon
Coleman	Hennessey	Petrarca	Vitali
Cornell	Herman	Petrone	Walko
Corrigan	Hershey	Phillips	Wansacz
Costa	Hess	Pickett	Washington
Coy	Hickernell	Pistella	Waters
Crahalla	Horsey	Preston	Watson
Creighton	Hutchinson	Raymond	Weber
Cruz	James	Readshaw	Wheatley
Curry	Josephs	Reed	Williams
Daley	Keller	Reichley	Wilt
Dally	Kenny	Rieger	Wojnaroski
DeLuca	Killion	Roberts	Wright
Denlinger	Kirkland	Roebuck	Yewcic

Dermody	Kotik	Rohrer	Youngblood
DiGirolamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rubley	
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	Perzel,
Evans, D.	Lescovitz	Samuelson	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—6

Dailey	Harhai	O'Neill	Petri
DeWeese	Maher		

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

\* \* \*

Mrs. TAYLOR called up **HR 370, PN 2488**, entitled:

A Resolution recognizing September 27, 2003, as "National Hunting and Fishing Day."

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—197**

Adolph	Evans, J.	Levdansky	Santoni
Allen	Fabrizio	Lewis	Sather
Argall	Fairchild	Lynch	Saylor
Armstrong	Feese	Mackereth	Scavello
Baker	Fichter	Maitland	Schroder
Baldwin	Fleagle	Major	Scrimenti
Bard	Flick	Manderino	Semmel
Barrar	Forcier	Mann	Shaner
Bastian	Frankel	Markosek	Smith, B.
Bebko-Jones	Freeman	Marsico	Smith, S. H.
Belardi	Gabig	McCall	Solobay
Belfanti	Gannon	McGeehan	Staback
Benninghoff	Geist	McGill	Stairs
Biancucci	George	McIlhattan	Steil
Birmelin	Gergely	McIlhinney	Stern
Bishop	Gillespie	McNaughton	Stetler
Blaum	Gingrich	Melio	Stevenson, R.
Boyd	Godshall	Metcalfe	Stevenson, T.
Browne	Good	Micozzie	Sturla
Bunt	Goodman	Miller, R.	Surra
Butkovitz	Gordner	Miller, S.	Tangretti
Buxton	Grucela	Mundy	Taylor, E. Z.
Caltagirone	Gruitza	Mustio	Taylor, J.
Cappelli	Habay	Myers	Thomas
Casorio	Haluska	Nailor	Tigue
Causer	Hanna	Nickol	Travaglio
Cawley	Harhart	O'Brien	True
Civera	Harper	Oliver	Turzai
Clymer	Harris	Pallone	Vance
Cohen	Hasay	Payne	Veon
Coleman	Hennessey	Petrarca	Vitali
Cornell	Herman	Petrone	Walko
Corrigan	Hershey	Phillips	Wansacz
Costa	Hess	Pickett	Washington
Coy	Hickernell	Pistella	Waters

Crahalla	Horse	Preston	Watson
Creighton	Hutchinson	Raymond	Weber
Cruz	James	Readshaw	Wheatley
Curry	Josephs	Reed	Williams
Daley	Keller	Reichley	Wilt
Dally	Kenney	Rieger	Wojnaroski
DeLuca	Killion	Roberts	Wright
Denlinger	Kirkland	Roebuck	Yewcic
Dermody	Kotik	Rohrer	Youngblood
DiGirolamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rubley	
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	Perzel,
Evans, D.	Lescovitz	Samuelson	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-6

Dailey	Harhai	O'Neill	Petri
DeWeese	Maher		

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

\* \* \*

Mrs. CRAHALLA called up **HR 371, PN 2489**, entitled:

A Resolution memorializing the Congress of the United States to pass H.R. 1516.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

Adolph	Evans, J.	Levdansky	Santoni
Allen	Fabrizio	Lewis	Sather
Argall	Fairchild	Lynch	Saylor
Armstrong	Feese	Mackereth	Scavello
Baker	Fichter	Maitland	Schroder
Baldwin	Fleagle	Major	Scrimenti
Bard	Flick	Manderino	Semmel
Barrar	Forcier	Mann	Shaner
Bastian	Frankel	Markosek	Smith, B.
Bebko-Jones	Freeman	Marsico	Smith, S. H.
Belardi	Gabig	McCall	Solobay
Belfanti	Gannon	McGeehan	Staback
Benninghoff	Geist	McGill	Stairs
Biancucci	George	McIlhattan	Steil
Birmelin	Gergely	McIlhinney	Stern
Bishop	Gillespie	McNaughton	Stetler
Blaum	Gingrich	Melio	Stevenson, R.
Boyd	Godshall	Metcalfe	Stevenson, T.
Browne	Good	Micozzie	Sturla
Bunt	Goodman	Miller, R.	Surra
Butkovitz	Gordner	Miller, S.	Tangretti
Buxton	Grucela	Mundy	Taylor, E. Z.
Caltagirone	Gruitza	Mustio	Taylor, J.
Cappelli	Habay	Myers	Thomas
Casorio	Haluska	Nailor	Tigue
Causar	Hanna	Nickol	Travaglio
Cawley	Harhart	O'Brien	True

Civera	Harper	Oliver	Turzai
Clymer	Harris	Pallone	Vance
Cohen	Hasay	Payne	Veon
Coleman	Hennessey	Petrarca	Vitali
Cornell	Herman	Petrone	Walko
Corrigan	Hershey	Phillips	Wansacz
Costa	Hess	Pickett	Washington
Coy	Hickernell	Pistella	Waters
Crahalla	Horse	Preston	Watson
Creighton	Hutchinson	Raymond	Weber
Cruz	James	Readshaw	Wheatley
Curry	Josephs	Reed	Williams
Daley	Keller	Reichley	Wilt
Dally	Kenney	Rieger	Wojnaroski
DeLuca	Killion	Roberts	Wright
Denlinger	Kirkland	Roebuck	Yewcic
Dermody	Kotik	Rohrer	Youngblood
DiGirolamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rubley	
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	Perzel,
Evans, D.	Lescovitz	Samuelson	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-6

Dailey	Harhai	O'Neill	Petri
DeWeese	Maher		

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

\* \* \*

Mr. LEWIS called up **HR 372, PN 2490**, entitled:

A Resolution designating the year 2003 as "Year of the Polio Survivor" and the month of September 2003 as "Polio Survivor Month" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

Adolph	Evans, J.	Levdansky	Santoni
Allen	Fabrizio	Lewis	Sather
Argall	Fairchild	Lynch	Saylor
Armstrong	Feese	Mackereth	Scavello
Baker	Fichter	Maitland	Schroder
Baldwin	Fleagle	Major	Scrimenti
Bard	Flick	Manderino	Semmel
Barrar	Forcier	Mann	Shaner
Bastian	Frankel	Markosek	Smith, B.
Bebko-Jones	Freeman	Marsico	Smith, S. H.
Belardi	Gabig	McCall	Solobay
Belfanti	Gannon	McGeehan	Staback
Benninghoff	Geist	McGill	Stairs
Biancucci	George	McIlhattan	Steil
Birmelin	Gergely	McIlhinney	Stern
Bishop	Gillespie	McNaughton	Stetler
Blaum	Gingrich	Melio	Stevenson, R.
Boyd	Godshall	Metcalfe	Stevenson, T.

Browne	Good	Micozzie	Sturla
Bunt	Goodman	Miller, R.	Surra
Butkovitz	Gordner	Miller, S.	Tangretti
Buxton	Grucela	Mundy	Taylor, E. Z.
Caltagirone	Gruitza	Mustio	Taylor, J.
Cappelli	Habay	Myers	Thomas
Casorio	Haluska	Nailor	Tigue
Causer	Hanna	Nickol	Travaglio
Cawley	Harhart	O'Brien	True
Civera	Harper	Oliver	Turzai
Clymer	Harris	Pallone	Vance
Cohen	Hasay	Payne	Veon
Coleman	Hennessey	Petrarca	Vitali
Cornell	Herman	Petrone	Walko
Corrigan	Hershey	Phillips	Wansacz
Costa	Hess	Pickett	Washington
Coy	Hickernell	Pistella	Waters
Crahalla	Horsey	Preston	Watson
Creighton	Hutchinson	Raymond	Weber
Cruz	James	Readshaw	Wheatley
Curry	Josephs	Reed	Williams
Daley	Keller	Reichley	Wilt
Dally	Kenney	Rieger	Wojnaroski
DeLuca	Killion	Roberts	Wright
Denlinger	Kirkland	Roebuck	Yewcic
Dermody	Kotik	Rohrer	Youngblood
DiGirolamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rubley	
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	Perzel,
Evans, D.	Lescovitz	Samuelson	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-6

Dailey	Harhai	O'Neill	Petri
DeWeese	Maher		

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

\* \* \*

Mr. GEORGE called up **HR 373, PN 2510**, entitled:

A Resolution urging support of the USS Arizona Memorial Foundation.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

Adolph	Evans, J.	Levdansky	Santoni
Allen	Fabrizio	Lewis	Sather
Argall	Fairchild	Lynch	Saylor
Armstrong	Feese	Mackereth	Scavello
Baker	Fichter	Maitland	Schroder
Baldwin	Fleagle	Major	Scrimenti
Bard	Flick	Manderino	Semmel
Barrar	Forcier	Mann	Shaner
Bastian	Frankel	Markosek	Smith, B.

Bebko-Jones	Freeman	Marsico	Smith, S. H.
Belardi	Gabig	McCall	Solobay
Belfanti	Gannon	McGeehan	Staback
Benninghoff	Geist	McGill	Stairs
Bianucci	George	McIlhattan	Steil
Birmelin	Gergely	McIlhinney	Stern
Bishop	Gillespie	McNaughton	Stetler
Blaum	Gingrich	Melio	Stevenson, R.
Boyd	Godshall	Metcalfe	Stevenson, T.
Browne	Good	Micozzie	Sturla
Bunt	Goodman	Miller, R.	Surra
Butkovitz	Gordner	Miller, S.	Tangretti
Buxton	Grucela	Mundy	Taylor, E. Z.
Caltagirone	Gruitza	Mustio	Taylor, J.
Cappelli	Habay	Myers	Thomas
Casorio	Haluska	Nailor	Tigue
Causer	Hanna	Nickol	Travaglio
Cawley	Harhart	O'Brien	True
Civera	Harper	Oliver	Turzai
Clymer	Harris	Pallone	Vance
Cohen	Hasay	Payne	Veon
Coleman	Hennessey	Petrarca	Vitali
Cornell	Herman	Petrone	Walko
Corrigan	Hershey	Phillips	Wansacz
Costa	Hess	Pickett	Washington
Coy	Hickernell	Pistella	Waters
Crahalla	Horsey	Preston	Watson
Creighton	Hutchinson	Raymond	Weber
Cruz	James	Readshaw	Wheatley
Curry	Josephs	Reed	Williams
Daley	Keller	Reichley	Wilt
Dally	Kenney	Rieger	Wojnaroski
DeLuca	Killion	Roberts	Wright
Denlinger	Kirkland	Roebuck	Yewcic
Dermody	Kotik	Rohrer	Youngblood
DiGirolamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rubley	
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	Perzel,
Evans, D.	Lescovitz	Samuelson	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-6

Dailey	Harhai	O'Neill	Petri
DeWeese	Maher		

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

**SUPPLEMENTAL CALENDAR A**

**RESOLUTION PURSUANT TO RULE 35**

Mr. HESS called up **HR 382, PN 2549**, entitled:

A Resolution designating the week of September 7 through 13, 2003, as "Assisted Living Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

Adolph	Evans, J.	Levdansky	Santoni
Allen	Fabrizio	Lewis	Sather
Argall	Fairchild	Lynch	Saylor
Armstrong	Feese	Mackereth	Scavello
Baker	Fichter	Maitland	Schroder
Baldwin	Fleagle	Major	Scrimenti
Bard	Flick	Manderino	Semmel
Barrar	Forcier	Mann	Shaner
Bastian	Frankel	Markosek	Smith, B.
Bebko-Jones	Freeman	Marsico	Smith, S. H.
Belardi	Gabig	McCall	Solobay
Belfanti	Gannon	McGeehan	Staback
Benninghoff	Geist	McGill	Stairs
Biancucci	George	McIlhattan	Steil
Birmelin	Gergely	McIlhinney	Stern
Bishop	Gillespie	McNaughton	Stetler
Blaum	Gingrich	Melio	Stevenson, R.
Boyd	Godshall	Metcalfe	Stevenson, T.
Browne	Good	Micozzie	Sturla
Bunt	Goodman	Miller, R.	Surra
Butkovitz	Gordner	Miller, S.	Tangretti
Buxton	Grucela	Mundy	Taylor, E. Z.
Caltagirone	Gruitza	Mustio	Taylor, J.
Cappelli	Habay	Myers	Thomas
Casorio	Haluska	Nailor	Tigue
Causar	Hanna	Nickol	Travaglio
Cawley	Harhart	O'Brien	True
Civera	Harper	Oliver	Turzai
Clymer	Harris	Pallone	Vance
Cohen	Hasay	Payne	Veon
Coleman	Hennessey	Petrarca	Vitali
Cornell	Herman	Petrone	Walko
Corrigan	Hershey	Phillips	Wansacz
Costa	Hess	Pickett	Washington
Coy	Hickernell	Pistella	Waters
Crahalla	Horsey	Preston	Watson
Creighton	Hutchinson	Raymond	Weber
Cruz	James	Readshaw	Wheatley
Curry	Josephs	Reed	Williams
Daley	Keller	Reichley	Wilt
Dally	Kenney	Rieger	Wojnaroski
DeLuca	Killion	Roberts	Wright
Denlinger	Kirkland	Roebuck	Yewcic
Dermody	Kotik	Rohrer	Youngblood
DiGiroloamo	LaGrotta	Rooney	Yudichak
Diven	Laughlin	Ross	Zug
Donatucci	Leach	Rublely	
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	Perzel,
Evans, D.	Lescovitz	Samuelson	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-6

Dailey	Harhai	O'Neill	Petri
DeWeese	Maher		

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

**RULES COMMITTEE MEETING**

The SPEAKER. The Chair recognizes the majority leader, who calls for an immediate meeting of the Rules Committee.

**BILL ON CONCURRENCE  
REPORTED FROM COMMITTEE**

**HB 276, PN 2326** By Rep. S. SMITH

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, further providing for definitions and for unwanted telephone solicitation calls.

RULES.

**BILLS REREPORTED FROM  
RULES COMMITTEE AND TABLED  
PURSUANT TO HOUSE RULE 22**

**HB 41, PN 2376** By Rep. S. SMITH

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 tax levies and information related to taxes; authorizing the imposition of personal income taxes by school district; making editorial changes; and making a repeal.

RULES.

**HB 138, PN 2095** By Rep. S. SMITH

An Act amending the act of June 29, 1953 (P.L.304, No.66), known as the Vital Statistics Law of 1953, providing for Department of Health transfer of funds; and further providing for local registrars' fees, for reports to county registration commissions and for issuance of certificates of death.

RULES.

**HB 146, PN 2194** By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for the sale or transfer of unused research and development tax credits.

RULES.

**HB 172, PN 192** By Rep. S. SMITH

An Act requiring the Department of General Services to establish energy profiles for certain State buildings.

RULES.

**HB 190, PN 219** By Rep. S. SMITH

An Act amending the act of June 26, 1931 (P.L.1379, No.348), referred to as the Third Class County Assessment Board Law, further providing for assessment appeals.

RULES.

**HB 191, PN 220** By Rep. S. SMITH

An Act amending the act of May 21, 1943 (P.L.571, No.254), known as The Fourth to Eighth Class County Assessment Law, further providing for appeal hearings.

RULES.

**HB 277, PN 1685**

By Rep. S. SMITH

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for information on child-care personnel; and providing for notice of arrest for school or child-care service employees.

RULES.

**HB 341, PN 2093**

By Rep. S. SMITH

An Act amending the act of December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment Compensation Law, further providing for compensation rates.

RULES.

**HB 428, PN 506**

By Rep. S. SMITH

An Act designating the polka as the official dance of Pennsylvania; and designating the square dance as the official American folk dance of Pennsylvania.

RULES.

**HB 445, PN 523**

By Rep. S. SMITH

An Act providing for the licensure of individuals providing sign language interpreting and transliterating services to individuals who are deaf or hard of hearing; and imposing duties on the Office for the Deaf and Hard of Hearing in the Department of Labor and Industry.

RULES.

**HB 509, PN 603**

By Rep. S. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, permitting certain military personnel to hunt without a license.

RULES.

**HB 517, PN 611**

By Rep. S. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for legislative review of State highway transfers and for allocation of proceeds from taxes for highway maintenance and construction.

RULES.

**HB 520, PN 614**

By Rep. S. SMITH

An Act establishing the Gambling Impact Commission; and providing for the commission's powers and duties.

RULES.

**HB 533, PN 627**

By Rep. S. SMITH

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.

RULES.

**HB 792, PN 924**

By Rep. S. SMITH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for a prototypical school facility design clearinghouse.

RULES.

**HB 856, PN 2187**

By Rep. S. SMITH

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 school police officers.

RULES.

**HB 857, PN 1010**

By Rep. S. SMITH

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for municipal police education and training.

RULES.

**HB 866, PN 1023**

By Rep. S. SMITH

An Act establishing annual performance standards for the provision of alcohol and drug abuse and dependency treatment.

RULES.

**HB 867, PN 1024**

By Rep. S. SMITH

An Act requiring carriers and health plans to make certain annual reports relating to the provision of alcohol and drug abuse and dependency treatment.

RULES.

**HB 869, PN 1899**

By Rep. S. SMITH

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for duties of the Bureau of Drug and Alcohol Programs over certain grievances; and making repeals.

RULES.

**HB 951, PN 1117**

By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for sales and use tax definitions, for sales and use tax exclusions, for personal income tax definitions and for classes of personal income; providing for a credit against personal income tax; further providing for realty transfer tax definitions, for realty transfer tax exclusions and for penalties for failing to fulfill a historic covenant; and conferring powers and duties on the Pennsylvania Historical and Museum Commission.

## RULES.

**HB 952, PN 1118** By Rep. S. SMITH

An Act providing for tax credits for historic commercial sites; and conferring powers and duties on the Department of Community and Economic Development, the Pennsylvania Historical and Museum Commission and the Department of Revenue.

## RULES.

**HB 983, PN 2118** By Rep. S. SMITH

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, further defining "waste transportation vehicle" relating to waste transportation safety.

## RULES.

**HB 990, PN 2112** By Rep. S. SMITH

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further defining "superannuation age."

## RULES.

**HB 1033, PN 1208** By Rep. S. SMITH

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, providing for the exchange of hotel licenses for restaurant licenses.

## RULES.

**HB 1041, PN 1216** By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for time limitations for the research and development tax credit and for termination of approval of the tax credit.

## RULES.

**HB 1073, PN 1253** By Rep. S. SMITH

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction and proceedings, for relief and order and for sentencing procedure for murder of the first degree; and providing for mental retardation of defendant.

## RULES.

**HB 1074, PN 1254** By Rep. S. SMITH

An Act establishing the Pennsylvania Long-term Care Council and providing for its powers and duties; and making a repeal.

## RULES.

**HB 1091, PN 1282** By Rep. S. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the issuance and renewal of nonresident commercial drivers' licenses.

## RULES.

**HB 1116, PN 1318** By Rep. S. SMITH

An Act providing for the certification of persons conducting hazardous painting; and providing for a penalty.

## RULES.

**HB 1173, PN 1389** By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further defining "poverty income" for purposes of personal income tax.

## RULES.

**HB 1221, PN 2115** By Rep. S. SMITH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further defining compulsory school age.

## RULES.

**HB 1279, PN 1589** By Rep. S. SMITH

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for sales on Saint Patrick's Day.

## RULES.

**HB 1284, PN 1690** By Rep. S. SMITH

An Act amending the act of March 20, 2002 (P.L.154, No.13), known as the Medical Care Availability and Reduction of Error (Mcare) Act, further providing for medical professional liability insurance.

## RULES.

**HB 1287, PN 1759** By Rep. S. SMITH

An Act establishing the Mcare Assessment Need Program.

## RULES.

**HB 1306, PN 1615** By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing, in research and development tax credits, for carrying and assigning credits and for limitation on credits.

## RULES.

**HB 1432, PN 1778** By Rep. S. SMITH

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, further providing for the certification of municipal pension costs, for the administration of the General Municipal Pension System State Aid Program and for the continuation of the financially distressed municipal pension system recovery program; adding

provisions for the establishment and administration of in-service retirement option plans in local governments; and repealing the financially distressed municipal pension plan determination procedure.

RULES.

**HB 1448, PN 1823**

By Rep. S. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, authorizing the Pennsylvania Game Commission to issue permits for foxhound training preserves and fixing the permit fee for foxhound training preserve permits.

RULES.

**HB 1455, PN 1805**

By Rep. S. SMITH

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for compensation laws allowed to the General Assembly.

RULES.

**HB 1464, PN 2377**

By Rep. S. SMITH

An Act amending the act of July 11, 1990 (P.L.465, No.113), known as the Tax Increment Financing Act, further providing for redevelopment area and for reporting requirements; and making an editorial change.

RULES.

**HB 1517, PN 1913**

By Rep. S. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for special plates for recipients of Purple Heart.

RULES.

**HB 1597, PN 2017**

By Rep. S. SMITH

An Act repealing the act of April 5, 1870 (P.L.47, No.28), entitled "An act for the draining of swampy and wet lands."

RULES.

**HB 1628, PN 2055**

By Rep. S. SMITH

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 distress in school districts of the first class.

RULES.

**HB 1654, PN 2104**

By Rep. S. SMITH

An Act providing for funding for an education and training program for municipal inspectors and for certain repairs to residential structures; and making repeals.

RULES.

**HB 1822, PN 2368**

By Rep. S. SMITH

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," "games of chance" and "passive selection device."

RULES.

### GUEST INTRODUCED

The SPEAKER. The Chair would like to recognize today Kyle Miller. He is a senior at Mechanicsburg. He is shadowing Mike Manzo. He is the guest today of Representative Jerry Nailor. Kyle, would you please stand.

### DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen, for the purposes of announcement.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will be a meeting of the House Democratic Caucus immediately upon the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

### REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady from Chester, Mrs. Taylor, for the purpose of an announcement.

Mrs. TAYLOR. Mr. Speaker, there will be a very important meeting of the Republican majority caucus immediately following the call for recess. I want to emphasize again that this meeting is very important, and all Republican majority members should attend. Thank you.

In about an hour and a half, I think.

The SPEAKER. The Chair thanks the gentlelady.

Are there any further announcements? The House will reconvene at 3 p.m.

### RECESS

The SPEAKER. This House is now in recess until 3 p.m.

### AFTER RECESS

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

### LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence, and the majority whip asks for a leave of absence for the gentlelady from Montgomery, Mrs. CRAHALLA. Without objection, leave will be granted.



CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of HB 774, PN 908, entitled:

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 "daily drawing."

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

Mr. SAYLOR offered the following amendment No. A2951:

Amend Sec. 2, page 2, line 20, by striking out "5(e)" and inserting

5(b), (e)

Amend Sec. 2 (Sec. 5), page 2, by inserting between lines 23 and 24

(b) Weekly limit.—No more than [\$5,000] \$15,000 in cash or merchandise shall be awarded by any eligible organization in any seven-day period.

\* \* \*

Amend Sec. 2 (Sec. 5), page 3, line 4, by inserting brackets before and after "\$5,000" and inserting immediately thereafter \$15,000

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

The SPEAKER. The Chair recognizes the gentleman, Mr. Saylor, for a brief explanation of the amendment.

Mr. SAYLOR. Mr. Speaker, this amendment simply increases the prize money amount that may be offered at the games of chance offered by our local fire companies across the Commonwealth and other organizations that qualify. I introduced this amendment due to the request of some local fire companies throughout Pennsylvania.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-179

Table listing names of members who voted YEAS-179, including Adolph, Allen, Argall, Armstrong, Bard, Barrar, Bastian, Bebkco-Jones, Belardi, Belfanti, Benninghoff, Biancucci, Birmelin, Bishop, Blaum, Browne, Bunt, Butkovitz, Fichter, Fleagle, Flick, Frankel, Freeman, Gabig, Gannon, Geist, George, Gergely, Gillespie, Gingrich, Godshall, Good, Goodman, Gordner, Grucela, Gruitza, Maitland, Major, Manderino, Mann, Markosek, Marsico, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Micozzie, Miller, R., Miller, S., Mundy, Mustio, Sather, Saylor, Scavello, Schroder, Scrimenti, Semmel, Shaner, Smith, B., Smith, S. H., Solobay, Staback, Stairs, Steil, Stetler, Stevenson, R., Stevenson, T., Sturla, Surra.

Table listing names of members who did not vote, including Buxton, Caltagirone, Cappelli, Casorio, Causer, Cawley, Civera, Cohen, Cornell, Corrigan, Costa, Coy, Cruz, Curry, Daley, Dally, DeLuca, Dermody, DiGirolamo, Diven, Donatucci, Eachus, Egolf, Evans, D., Evans, J., Fabrizio, Fairchild, Feese, Habay, Haluska, Hanna, Harhart, Harper, Hasay, Hennessey, Herman, Hess, Horsey, Hutchinson, James, Josephs, Keller, Kenney, Killion, Kirkland, Kotik, LaGrotta, Laughlin, Leach, Lederer, Leh, Lescovitz, Levdansky, Lynch, Mackereth, Myers, Nailor, Nickol, O'Brien, Oliver, Pallone, Payne, Petrarca, Petrone, Phillips, Pickett, Pistella, Preston, Raymond, Readshaw, Reed, Reichley, Rieger, Roberts, Roebuck, Rooney, Ross, Rubley, Ruffing, Sainato, Samuelson, Santoni, Tangretti, Taylor, E. Z., Taylor, J., Thomas, Tigue, Travaglio, Turzai, Vance, Veon, Vitali, Walko, Wansacz, Washington, Waters, Watson, Weber, Wheatley, Williams, Wilt, Wojnaroski, Wright, Yewcic, Youngblood, Yudichak, Perzel, Speaker.

NAYS-17

Table listing names of members who voted NAYS-17, including Baker, Baldwin, Boyd, Clymer, Coleman, Creighton, Denlinger, Forcier, Harris, Hershey, Hickernell, Lewis, Metcalfe, Rohrer, Stern, True, Zug.

NOT VOTING-0

EXCUSED-7

Table listing names of members who were excused, including Crahalla, Dailey, DeWeese, Harhai, Maher, O'Neil, Petri.

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

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

The SPEAKER. 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-177

Table listing names of members who voted YEAS-177, including Adolph, Allen, Argall, Armstrong, Bard, Barrar, Feese, Fichter, Fleagle, Flick, Frankel, Freeman, Mackereth, Maitland, Major, Manderino, Mann, Markosek, Sather, Saylor, Schroder, Scrimenti, Semmel, Shaner.

Bastian	Gabig	Marsico	Smith, B.
Bebko-Jones	Gannon	McCall	Smith, S. H.
Belardi	Geist	McGeehan	Solobay
Belfanti	George	McGill	Staback
Benninghoff	Gergely	McIlhattan	Stairs
Biancucci	Gillespie	McIlhinney	Steil
Birmelin	Gingrich	McNaughton	Stetler
Bishop	Godshall	Melio	Stevenson, R.
Blaum	Good	Micozzie	Stevenson, T.
Browne	Goodman	Miller, R.	Sturla
Bunt	Gordner	Miller, S.	Surra
Butkovitz	Grucela	Mundy	Tangretti
Buxton	Gruitza	Mustio	Taylor, E. Z.
Caltagirone	Habay	Myers	Taylor, J.
Cappelli	Haluska	Nailor	Thomas
Casorio	Hanna	Nickol	Tigue
Causer	Harhart	O'Brien	Travaglio
Cawley	Harper	Oliver	Turzai
Civera	Hasay	Pallone	Vance
Cohen	Hennessey	Payne	Veon
Cornell	Herman	Petrarca	Vitali
Corrigan	Hess	Petrone	Walko
Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Cruz	James	Pistella	Waters
Curry	Josephs	Preston	Watson
Daley	Keller	Raymond	Weber
Dally	Kenney	Readshaw	Wheatley
DeLuca	Killion	Reichley	Williams
Dermody	Kirkland	Rieger	Wilt
DiGirolamo	Kotik	Roberts	Wojnaroski
Diven	LaGrotta	Roebuck	Wright
Donatucci	Laughlin	Rooney	Yewcic
Eachus	Leach	Ross	Youngblood
Egolf	Lederer	Rubley	Yudichak
Evans, D.	Leh	Ruffing	
Evans, J.	Lescovitz	Sainato	
Fabrizio	Levdansky	Samuelson	Perzel,
Fairchild	Lynch	Santoni	Speaker

NAYS—19

Baker	Creighton	Hickernell	Scavello
Baldwin	Denlinger	Lewis	Stern
Boyd	Forcier	Metcalfe	True
Clymer	Harris	Reed	Zug
Coleman	Hershey	Rohrer	

NOT VOTING—0

EXCUSED—7

Crahalla	DeWeese	Maher	Petri
Dailey	Harhai	O'Neill	

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.

**SUPPLEMENTAL CALENDAR A CONTINUED**

**BILL ON CONCURRENCE  
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 276, PN 2326**, entitled:

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, further providing for definitions and for unwanted telephone solicitation calls.

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

The SPEAKER. It is moved by the gentlelady, Mrs. Miller, that the House concur in the amendments inserted by the Senate.

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—196

Adolph	Fabrizio	Lewis	Santoni
Allen	Fairchild	Lynch	Sather
Argall	Feese	Mackereth	Saylor
Armstrong	Fichter	Maitland	Scavello
Baker	Fleagle	Major	Schroder
Baldwin	Flick	Manderino	Scrimenti
Bard	Forcier	Mann	Semmel
Barrar	Frankel	Markosek	Shaner
Bastian	Freeman	Marsico	Smith, B.
Bebko-Jones	Gabig	McCall	Smith, S. H.
Belardi	Gannon	McGeehan	Solobay
Belfanti	Geist	McGill	Staback
Benninghoff	George	McIlhattan	Stairs
Biancucci	Gergely	McIlhinney	Steil
Birmelin	Gillespie	McNaughton	Stern
Bishop	Gingrich	Melio	Stetler
Blaum	Godshall	Metcalfe	Stevenson, R.
Boyd	Good	Micozzie	Stevenson, T.
Browne	Goodman	Miller, R.	Sturla
Bunt	Gordner	Miller, S.	Surra
Butkovitz	Grucela	Mundy	Tangretti
Buxton	Gruitza	Mustio	Taylor, E. Z.
Caltagirone	Habay	Myers	Taylor, J.
Cappelli	Haluska	Nailor	Thomas
Casorio	Hanna	Nickol	Tigue
Causer	Harhart	O'Brien	Travaglio
Cawley	Harper	Oliver	True
Civera	Harris	Pallone	Turzai
Clymer	Hasay	Payne	Vance
Cohen	Hennessey	Petrarca	Veon
Coleman	Herman	Petrone	Vitali
Cornell	Hershey	Phillips	Walko
Corrigan	Hess	Pickett	Wansacz
Costa	Hickernell	Pistella	Washington
Coy	Horsey	Preston	Waters
Creighton	Hutchinson	Raymond	Watson
Cruz	James	Readshaw	Weber
Curry	Josephs	Reed	Wheatley
Daley	Keller	Reichley	Williams
Dally	Kenney	Rieger	Wilt
DeLuca	Killion	Roberts	Wojnaroski
Denlinger	Kirkland	Roebuck	Wright
Dermody	Kotik	Rohrer	Yewcic
DiGirolamo	LaGrotta	Rooney	Youngblood
Diven	Laughlin	Ross	Yudichak
Donatucci	Leach	Rubley	Zug
Eachus	Lederer	Ruffing	
Egolf	Leh	Sainato	
Evans, D.	Lescovitz	Samuelson	Perzel,
Evans, J.	Levdansky		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Crahalla	DeWeese	Maher	Petri
Dailey	Harhai	O'Neill	

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.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the Appropriations chairman, Mr. Argall, who calls for an immediate meeting of the Appropriations Committee. The Chair rescinds.

The Chair recognizes the gentleman, Mr. Argall.

Mr. ARGALL. Just a clarification, Mr. Speaker, that tomorrow's workshop session on SB 10 of the House Appropriations Committee will be held in room 39E at the declaration of either recess or adjournment tomorrow rather than at 3 o'clock.

The SPEAKER. The Chair thanks the gentleman.

Appropriations will meet tomorrow in room 39E at the break.

### BILL SIGNED BY SPEAKER

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

#### HB 276, PN 2326

An Act amending the act of December 4, 1996 (P.L.911, No.147), known as the Telemarketer Registration Act, further providing for definitions and for unwanted telephone solicitation calls.

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

### DEMOCRATIC CAUCUS

The SPEAKER. Are there any announcements?

The Chair recognizes the gentleman from Franklin, Mr. Coy. Mr. COY. Thank you, Mr. Speaker.

Just to remind the members on the Democratic side of the aisle, there will be a caucus tomorrow morning at 10:30, a caucus at 10:30 tomorrow morning, in the Democratic caucus room.

The SPEAKER. The Chair thanks the gentleman.

### PARLIAMENTARY INQUIRY

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Thomas. For what purpose does the gentleman rise?

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, a point of inquiry.

The SPEAKER. The gentleman will state his point of inquiry.

Mr. THOMAS. Mr. Speaker, do you have any idea on when we will be resolving the issue of nonpreferreds and completing the budget process?

The SPEAKER. The budget process is complete from the House side. The nonpreferreds are in the Senate, and we are waiting to vote on the education piece, which was also sent to the Senate.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, the reason I raised that inquiry is because, as you know, Pennsylvania is the only State that has not completed the budget process for the '03-04 fiscal year, so if there is any way that we can urge the Senate or encourage the Senate to act so that we can bring closure to some of those issues in front of us, I would appreciate it.

The SPEAKER. The Chair thanks the gentleman.

The Chair is sure that the Senate will read those remarks in the record.

### REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentlelady from Chester, Mrs. Taylor.

Mrs. TAYLOR. Mr. Speaker, I would just like to remind the Republican majority members that we will caucus tomorrow in the caucus room at 10 a.m.

Thank you.

The SPEAKER. The Chair thanks the gentlelady.

### FINANCE COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Flick.

Mr. FLICK. Thank you, Mr. Speaker.

I just want to remind the members of the Finance Committee that we are going to have a very brief meeting tomorrow at 10 o'clock in hearing room 1 of the North Office Building for the purposes of considering a few bills. So if everyone could be prompt at 10, we can be out of there and into our caucus real quickly.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Finance Committee will meet tomorrow at 10 o'clock in hearing room 1, North Office Building.

### BILLS AND RESOLUTIONS PASSED OVER

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

**ADJOURNMENT**

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. Fabrizio.

Mr. FABRIZIO. Mr. Speaker, I move that this House do now adjourn until Wednesday, September 10, 2003, 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 3:43 p.m., e.d.t., the House adjourned.