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SESSION OF 2004

188TH OF THE GENERAL ASSEMBLY

No. 27

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

PRAYER

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

May you pause in a moment of silence as I share this thought:

O Lord Almighty, we pause for a brief moment as we begin this session to sense the presence of Your Spirit within our hearts. In many ways it is just another day of participation in the working of our government, but in one way it is a different day – a time when we are touched by the sad circumstances of our fellow Pennsylvanians who are a part of the Iraq scene.

Around our Commonwealth there are families who are dealing with the intense pain of a recent death of one who was a soldier, a death of another who was a civilian working to restore their land, and another who has had disgrace brought upon her. It is not a day as usual for these families as well as many others who have loved ones serving our great nation around the world. O Lord God, please come and embrace each of them with the warmth of Your Spirit that brings Your abiding comfort upon their souls.

Within our great Commonwealth there are many other persons who feel the frustration of war and the hurt of hatred. Many of us gathered here are touched by the hurt of some recent events in the war on terrorism. Our souls have been filled with anger, frustration, and sadness. O Lord God, please come among us and take our frustrations and transform them into lasting perseverance; take our anger and reshape it into endless energy; and touch our sadness with Your reassuring hope that someday goodness shall prevail – someday Your children around the world will be able to live peacefully with each other.

O Lord God, in whatever way we can help You to bring Your peace upon this world, show us and we will do it. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Tuesday, May 11, 2004, will be postponed until printed.

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1412 be taken off the table.

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1412 be placed on the table.

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

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there requests for leaves of absence?

The Chair recognizes the majority whip, who requests a leave of absence for Mrs. Sheila MILLER from Berks County. Without objection, the leave of absence is granted.

The Chair recognizes the minority whip, who requests a leave of absence for Representative Dwight EVANS of Philadelphia and Representative LEVDANSKY from Allegheny County. The Chair, without objection, grants leaves of absence.

MASTER ROLL CALL

The SPEAKER pro tempore. The Chair is about to take the master roll call. Members will proceed to vote.

The following roll call was recorded:

PRESENT—199

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Cruz	Evans, D.	Levdansky	Miller, S.
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LEAVE ADDED—1

Kenney

**COCALICO HIGH SCHOOL
BOWLING TEAM INTRODUCED**

The SPEAKER pro tempore. The House will come to order. Members will please take their seats.

The Chair recognizes the gentleman, Mr. Creighton, who would like to make an introduction. The gentleman may proceed.

Mr. CREIGHTON. Mr. Speaker, it is a privilege to present Pennsylvania's State high school bowling team from my district, Cocalico Senior High School, the Eagles of Cocalico. If they would please stand, and we can honor them with—

The SPEAKER pro tempore. Mr. Creighton has submitted the names of the team members. They are Josh Stegeman, Jason Weaver, Zach Sweigart, Maxwell Forsythe, Jon Roghers, and Mike Leshar. Again, welcome to the hall of the House, and congratulations.

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair returns to leaves of absence, and Representative KENNEY is on leave for the remainder of the day.

**LOYALSOCK TOWNSHIP HIGH SCHOOL
WRESTLING TEAM PRESENTED**

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Cappelli, for a citation presentation. The gentleman may proceed.

Mr. CAPPELLI. Thank you, Mr. Speaker.

Fellow colleagues of the House of Representatives, I had the distinct privilege at about this time last year of introducing two PIAA Class AA State high school wrestling champions from Loyalsock Township High School. This year I have somewhat of a repeat opportunity to present to you not only a two-time defending PIAA State high school wrestling champion but the best high school wrestling team in the State of Pennsylvania, the Loyalsock Lancers from Loyalsock Township High School, the 2004 PIAA Class AA State champions.

They are represented here today by wrestlers and brothers, quite frankly, Ricky Tedesco, Brandon Tedesco, and Bryan Tedesco; returning two-time State champion Isaiah Britton – Isaiah captured the title last year at 135 pounds, and this March, 140-pound champion – and the coach's son, an outstanding wrestler himself and member of this team, Ben Hepburn. They are coached by Ben Hepburn, Sr., who is with us, and Rick Hagemeyer, the assistant coach, who could not make it.

Also with us today, in my opinion the finest high school principal in the Commonwealth, Allen DiMarco, and the finest athletic director in the Commonwealth, Barbara Anderson. They are both in the gallery. Would you please rise for a moment. Welcome.

Several of the wrestlers' parents have also joined us today. They are seated to the left of the Speaker's rostrum, if they would rise as well to be introduced. We have Rick and Mindy Tedesco. Did Mindy make it? Yes. And we have Donna Britton. Did Mrs. Hepburn make it? She did not make it. Okay.

Ladies and gentlemen, please welcome and help me congratulate the 2004 PIAA Class AA State high school wrestling champions, the Loyalsock Lancers.

EASTON AREA HIGH SCHOOL WRESTLING TEAM PRESENTED

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Grucela, for a citation presentation.

May we have some order in the House. The gentleman is entitled to be heard. He would like to make a citation presentation, and he may proceed when he is ready.

Mr. GRUCELA. Thank you, Mr. Speaker.

Members of the House, it is once again my honor and pleasure to join Representative Bob Freeman to welcome to the hall of the House of Representatives for the fourth consecutive year the PIAA State wrestling champions from the AAA class. You just had the AA champs. This is the AAA class, Easton Area High School; coach Steve Powell. Also behind me is captain Mike Rogers. Mike is a two-time State champion from Easton. Michael joins a long list of Easton Area High School State wrestling champions that include current North Carolina State head football coach Chuck Amato; Bobby Weaver, who was a three-time State champion and eventually a Gold Medal winner at the Olympics; and three-time Pennsylvania State champ, two-time NCAA champ, Jack Cuvo – all former students of mine, except for Chuck Amato, who was a classmate of mine at Easton Area High School.

Again, this is the fourth consecutive year that the Easton wrestling team has won the State PIAA AAA championship.

Also with State champ Mike Rogers are captains Marcus Millen, Jason Groller, and Sean Richmond.

So along with Representative Freeman, I congratulate Coach Powell and the Easton Area High School wrestling team.

WRESTLING CHAMPION PRESENTED

Mr. GRUCELA. The 137th Legislative District is rich in wrestling tradition. I also have the honor today to have from a different school in my district but another State champion, the 135-pound Class AAA State champion from Nazareth Area High School, Joe Caramonica, who is also joined with his mother, Jackie Caramonica, and Representative Craig Dally and I represent Nazareth Area High School. Representative Dally and I are proud to honor and welcome to the House floor champion Joe Caramonica and his mother, Jackie, as well.

Thank you.

EASTON AREA HIGH SCHOOL VARSITY CHEERLEADING SQUAD PRESENTED

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Freeman, for a citation presentation. The gentleman may proceed.

Mr. FREEMAN. Thank you, Mr. Speaker.

Mr. Speaker, it is my privilege, along with Representative Grucela, to be able to introduce in the hall of the House another group of champions from the Easton Area School District.

Earlier this year the Easton Area varsity cheerleading squad competed in the national high school cheerleader championships in Orlando, Florida, and I am very pleased to announce that they took first place in the medium varsity division, a national recognition for the fine job they have done as a cheerleading squad.

Under the expert direction of their coach, Kendra Durrah, the Easton Area cheerleaders have had a remarkable run of years in terms of the competitions, but this is the first time that they took first place in the medium varsity division, and we are extremely proud of their achievement.

With me, behind me are, of course, Representative Grucela; coach Kendra Durrah; Kate-Lyn Snare, who is a senior in the squad; as well as captain Patrisha Kichline. The other captain, Courtney Regan, was not able to attend today because she is competing in a track meet.

But that brings home the fact that today's cheerleading is definitely not the cheerleading of when all of us in this chamber were in high school. It is intense athletic competition. These cheerleaders go through some tremendous training. They learn the basics of gymnastics. The routines have the quality of synchronized dance. They are truly athletes in their own right and deserve the praise and recognition that we are giving them here today through this citation. We are extremely proud of their achievement, and I ask the House to please join me in congratulating them on this great achievement.

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Alexandra Croxall, who is serving as a guest page. Alexandra is a seventh grade student at Hershey Middle School, who is a guest of Representative John Payne and is located on the House floor. Welcome.

THE SPEAKER (JOHN M. PERZEL) PRESIDING

STATEMENT BY MR. HUTCHINSON

LETTER SUBMITTED FOR THE RECORD

The SPEAKER. The Chair now recognizes the gentleman, Mr. Hutchinson, for unanimous consent.

Mr. HUTCHINSON. Thank you, Mr. Speaker.

Mr. Speaker, a couple of weeks ago the Oil City community lost a hero in Iraq. Army Spc. Jonathan Roy Kephart was killed in the line of duty. Although we as a community and as a nation are joining the Kephart family in their grieving, I would also like to join in honoring the memory of this young hero.

So I have a letter in my hands that was written by Jonathan's platoon sergeant, and it was written to Jonathan's parents, and it really describes in great detail the valor under fire that Jonathan exhibited, and I would like to ask that this letter be entered into the record of the House.

Thank you, Mr. Speaker.

The SPEAKER. Without objection, it will be so entered into the record.

Mr. HUTCHINSON submitted a letter for the Legislative Journal.

(For letter, see Appendix.)

STATEMENT BY SPEAKER

The SPEAKER. The Commonwealth received tragic news concerning one of her own from Iraq just last night. As we continue our day and we go to lunch or call our families, I ask each one of you to pause and remember Pennsylvania's sons and daughters who are on the distant shores of Iraq and Afghanistan.

STATEMENT BY MR. LEACH

The SPEAKER. Does the gentleman, Mr. Leach, seek recognition?

Mr. LEACH. Thank you, Mr. Speaker.

Back on March 16 we passed a resolution declaring June 12 Alex Scott Lemonade Stand Day in Pennsylvania. We pass a lot of resolutions around here, and sometimes the substance gets lost in the shuffle. So I wanted to tell you a little about Alex Scott.

Now, she came here yesterday, but due to traffic and other issues, she did not get here until we broke, and she could not stay the entire time, so I told her I would read a few remarks and send her a videotape.

She is a little girl who right on her first birthday was diagnosed with neuroblastoma, one of the more common pediatric cancers. Alex has bravely fought that cancer for 8 years. She has had difficult times, and she continues to have difficult times.

In 2000 Alex told her mother she wanted to open a lemonade stand to raise money for cancer research. Her mother thought it was a cute idea, but the local newspapers picked it up, and Alex's Lemonade Stands exploded.

Now Alex has raised over \$200,000 for cancer research from her lemonade stands. She has been on the Today Show, she has been on CBS Evening News, and just today she flew out to be on the Oprah Winfrey Show.

She has a foundation, and on June 12 there will be over 275 Alex's Lemonade Stands all over the United States of America. Alex will be staffing her own lemonade stand in Lower Merion, and I will be running the lemonade stand in Upper Merion at my home.

If anyone else is interested in setting up a lemonade stand, you can go to Alex's foundation's Web site at alexslemonade.com or you can contact me.

As a Representative, we all hear inspiring stories, and we are all proud of our constituents who go the extra mile, but there is no constituent I am more proud of than this brave young girl. There is no better example of how glorious the human spirit can be.

Maya Angelou said, "Life loves to be taken by the lapel and told, 'I am with you kid. Let's go!'"

Despite everything, Alex has taken life by the lapels and shown us all what courage means.

It gives me great pleasure to publicize this Lemonade Stand Day, to have passed the resolution, and on June 12, I look forward to the best glass of lemonade I have ever had.

Thank you, Mr. Speaker.

ANNOUNCEMENT BY SPEAKER

The SPEAKER. I am pleased to announce that the Chief Clerk of the House, Ted Mazia, is the proud first-time grandfather of a baby girl, Madison Leigh Wenrich, who was born this morning at 12:47 a.m., weighed 7 pounds 12 ounces. Both the mother and the baby are doing fine. Congratulations, Ted.

CALENDAR

BILL ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 832, PN 3805**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for tattooing; prohibiting certain body piercing; and defining the offense of greyhound racing.

On the question,

Will the House concur in Senate amendments?

The SPEAKER. It is moved by the gentleman, Mr. Maitland, that the House do concur in the amendments inserted by the Senate.

MOTION TO SUSPEND RULES

The SPEAKER. On that question, the Chair recognizes the gentlelady from Philadelphia, Ms. Josephs.

Ms. JOSEPHS. Thank you, Mr. Speaker.

Several weeks ago we voted on a bill to make tongue splitting, strange as that is, a more safe procedure. What I would like to do is suspend the rules in order to introduce the same amendment, which passed unanimously; no objection.

I think it would be irresponsible if we did not grab this bill and do that, so I ask for a positive vote on my motion to suspend the rules on HB 832 concurrence.

Thank you, Mr. Speaker.

On the question,

Will the House agree to the motion?

The SPEAKER. For the information of the members, only the leadership can debate this issue, so with that, the Chair recognizes the majority leader, the gentleman, Mr. Smith.

Mr. S. SMITH. Thank you, Mr. Speaker.

Mr. Speaker, the prior speaker is correct that the substance of this amendment was considered and passed by the House. It is in the Senate.

Given the timeframe and the fact that this particular bill before us is ready to go to the Governor's desk based on the probable concurrence of the House, I would oppose the suspension of the rules. I would like to see this bill go ahead and have its opportunity to be on the Governor's desk for his consideration. The issue embodied in the amendment is

something that we have passed, and I am more than willing to deal with it if the Senate refuses at some point. I mean, I understand the tactics here.

But at this point in time, Mr. Speaker, I would appreciate a vote against the suspension of the rules so that we can allow this particular piece of legislation to clear its way to the Governor's desk.

Thank you, Mr. Speaker.

The SPEAKER. Does the minority leader defer to the gentledady, Ms. Josephs? Does the minority whip defer to the gentledady, Ms. Josephs? Does anybody defer to the gentledady, Ms. Josephs? Thank you, sir.

Ms. Josephs.

Ms. JOSEPHS. Thank you, Mr. Speaker.

I am sorry that I have to do this rules suspension, but part of the problem was, we did not hear about this bill – nobody did – until this morning. Nobody on our side did. So you know, I am sorry about that, and I do think that if we had— The reason why we have a deliberate procedure in the legislature is so that everybody gets a chance to participate. All of us voted on the substance of my amendment. If it takes a couple more weeks to come back again, then it will be a better bill for that time.

Please support me and vote “yes” on suspension of the rules.

Thank you.

The SPEAKER. The Chair thanks the gentledady.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—91

Bekbo-Jones	Fabrizio	Mann	Shaner
Belardi	Frankel	Markosek	Solobay
Belfanti	Freeman	McCall	Staback
Biancucci	George	McGeehan	Stetler
Bishop	Gergely	Melio	Sturla
Blaum	Goodman	Mundy	Surra
Butkovitz	Grucela	Myers	Tangretti
Buxton	Gruitza	Oliver	Thomas
Caltagirone	Haluska	Pallone	Tigue
Casorio	Hanna	Petrarca	Travaglio
Cawley	Harhai	Petrone	Veon
Cohen	Horsey	Pistella	Vitali
Corrigan	James	Preston	Walko
Costa	Josephs	Readshaw	Wansacz
Coy	Keller	Rieger	Washington
Curry	Kirkland	Roberts	Waters
Daley	Kotik	Roebuck	Wheatley
DeLuca	LaGrotta	Rooney	Williams
Dermody	Laughlin	Ruffing	Wojnaroski
DeWeese	Leach	Sainato	Yeweic
Diven	Lederer	Samuelson	Youngblood
Donatucci	Lescovitz	Santoni	Yudichak
Eachus	Manderino	Scrimenti	

NAYS—107

Adolph	Fairchild	Lynch	Ross
Allen	Feese	Mackereth	Rubley
Argall	Fichter	Maher	Sather
Armstrong	Fleagle	Maitland	Saylor
Baker	Flick	Major	Scavello
Baldwin	Forcier	Marsico	Schroder
Bard	Gabig	McGill	Semmel
Barrar	Gannon	McIlhattan	Smith, B.
Bastian	Geist	McIlhinney	Smith, S. H.

Benninghoff	Gillespie	McNaughton	Stairs
Birmelin	Gingrich	Metcalfe	Steil
Boyd	Godshall	Micozzie	Stern
Browne	Good	Millard	Stevenson, R.
Bunt	Habay	Miller, R.	Stevenson, T.
Cappelli	Harhart	Mustio	Taylor, E. Z.
Causer	Harper	Nailor	Taylor, J.
Civera	Harris	Nickol	True
Clymer	Hasay	O'Brien	Turzai
Coleman	Hennessey	O'Neill	Vance
Cornell, S. E.	Herman	Payne	Watson
Crahalla	Hershey	Petri	Weber
Creighton	Hess	Phillips	Wilt
Dailey	Hickernell	Pickett	Wright
Dally	Hutchinson	Raymond	Zug
Denlinger	Killion	Reed	
DiGirolamo	Leh	Reichley	Perzel,
Egolf	Lewis	Rohrer	Speaker
Evans, J.			

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House concur in Senate amendments?

The SPEAKER. On the question of concurrence, the Chair recognizes the gentleman, Mr. Maitland.

Mr. MAITLAND. Thank you, Mr. Speaker.

HB 832 makes it a third-degree misdemeanor for anyone to pierce or tattoo a minor unless a parent or the guardian of that minor gives consent at the time of the tattooing or piercing, and for a second or subsequent offense, it would be a second-degree misdemeanor.

The Senate put two amendments in this bill. The first is to make greyhound racing a misdemeanor of the first degree: “A PERSON WHO HOLDS, CONDUCTS OR OPERATES A GREYHOUND RACE FOR PUBLIC EXHIBITION IN THIS COMMONWEALTH FOR MONETARY REMUNERATION COMMITS A MISDEMEANOR OF THE FIRST DEGREE.” The second amendment, under part (b), “Body piercing,” the Senate added the words “FOR COMPENSATION”: “A person commits an offense if FOR COMPENSATION he punctures a part of the body...” et cetera.

And in discussing the legislative intent of the words “for compensation,” I would like to put on the record that we do not mean a commercial establishment can avoid criminal culpability by saying if you buy a piece of jewelry here for the piercing, we will perform your piercing for free. That is not the sense of the Senate. What that phrase “for compensation” is intended to mean is like children at a slumber party that decide to pierce their ears. That is the sense of what “for compensation” means.

So I would ask for the members to concur with the Senate amendments in HB 832, with that understanding that for the courts, should they come to interpret that phrase, this is not

a dodge for a commercial establishment to give away free piercings.

Thank you, Mr. Speaker.

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—197

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

NAYS—1

Creighton

NOT VOTING—0

EXCUSED—5

Cruz Kenney Levdansky Miller, S.
Evans, D.

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.

GUESTS INTRODUCED

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

Mr. McILHINNEY. Personal privilege, Mr. Speaker.

The SPEAKER. The gentleman will state his point.

Mr. McILHINNEY. I would like to recognize in the presence of the hall of the House Cheri Stewart and Ellie Scuirba, also known as the greyhound ladies, who have worked very diligently to get this piece of legislation passed. I want to commend them. They probably came by and visited you all throughout the past year or year and a half, and I just want to say, great job in finally getting this piece of legislation passed.

Thank you.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1912, PN 3499**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the person with disability plate and placard, for physical examinations by certified registered nurse practitioners and physician assistants, for reports on mental or physical disabilities or disorders and for determination of incompetency.

On the question,

Will the House agree to the bill on third consideration?

The SPEAKER. The gentleman, Mr. Hanna, offers the following amendment, which the clerk will read. That amendment has been withdrawn.

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. **TRAVAGLIO** offered the following amendment No. **A0927**:

Amend Title, page 1, line 5, by striking out "and" and inserting a comma

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

and for authority to erect traffic-control devices.

Amend Bill, page 7, by inserting between lines 27 and 28

Section 2. Section 6122 of Title 75 is amended by adding a subsection to read:

§ 6122. Authority to erect traffic-control devices.

* * *

(e) Costs.—The Commonwealth shall bear the cost of designing, constructing, installing and maintaining traffic-control signals on State-designated highways and at intersections of State-designated

highways and local roads. The department shall reimburse local authorities for costs incurred for electricity used for traffic signals located on State-designated highways.

Amend Sec. 2, page 7, line 28, by striking out “2” and inserting
3

Amend Sec. 3, page 8, line 1, by striking out “3” and inserting
4

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

AMENDMENT WITHDRAWN

The SPEAKER. It has been withdrawn.

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

Miss MANN offered the following amendment No. **A0935**:

Amend Sec. 1 (Sec. 1338), page 3, line 25, by inserting after
“physician,”

podiatrist,

Amend Sec. 1 (Sec. 1338), page 4, line 3, by inserting after
“physician,”

podiatrist,

Amend Sec. 1 (Sec. 1338), page 5, by inserting between lines 7
and 8

(e) Definitions.—As used in this section, the term “podiatrist” means a podiatrist acting within the scope of practice contained in the act of March 2, 1956 (1955 P.L.1206, No.375), known as the Podiatry Practice Act.

Amend Sec. 1 (Sec. 1518), page 5, line 16, by inserting after
“physicians,”

podiatrists.

Amend Sec. 1 (Sec. 1518), page 6, by inserting between lines 7
and 8

(g) Definitions.—As used in this section, the term “podiatrist” means a podiatrist acting within the scope of practice contained in the act of March 2, 1956 (1955 P.L.1206, No.375), known as the Podiatry Practice Act.

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

The following roll call was recorded:

YEAS—198

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

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

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

Mr. CORRIGAN offered the following amendment No. **A0989**:

Amend Title, page 1, line 5, by striking out “and” and inserting a comma

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

and for penalties for driving under the influence.

Amend Sec. 1, page 1, line 9, by striking out “and 1519” and inserting

, 1519 and 3742(b)

Amend Sec. 1, page 7, by inserting between lines 27 and 28 § 3742. Accidents involving death or personal injury.

(b) Penalties.—

(1) Except as otherwise provided in this section, any person violating this section commits a misdemeanor of the first degree; and the sentencing court shall order the person to pay a fine of not less than \$300 and serve a minimum term of imprisonment of not less than 48 consecutive hours.

(2) If the victim suffers serious bodily injury, any person violating subsection (a) commits a felony of the third degree, and the sentencing court shall order the person to serve a minimum term of imprisonment of not less than 90 days and a mandatory minimum fine of \$1,000, notwithstanding any other provision of law.

(3) If the victim dies, any person violating subsection (a) commits a felony of the [third] second degree, and the sentencing court shall order the person to serve a minimum term of imprisonment of not less than [one year] three years and a mandatory minimum fine of [\$2,500, notwithstanding any other provision of law.] \$5,000. An additional fine and term of imprisonment under this paragraph shall be imposed for each victim whose death is the result of the violation of subsection (a).

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

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz
Evans, D. Kenney Levdansky Miller, S.

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

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

Mr. PHILLIPS offered the following amendment No. **A0998**:

Amend Title, page 1, line 3, by inserting after “placard,”
for physical examinations,
Amend Sec. 1, page 1, line 9, by inserting after “1338,”
1508.1,

Amend Sec. 1 (Sec. 1338), page 3, line 25, by inserting after
“physician,”

chiropractor, physician assistant or
Amend Sec. 1 (Sec. 1338), page 3, line 26, by striking out
“or physician assistant”

Amend Sec. 1 (Sec. 1338), page 4, line 3, by inserting after
“physician,”

chiropractor, physician assistant or
Amend Sec. 1 (Sec. 1338), page 4, line 4, by striking out
“or physician assistant”

Amend Sec. 1, page 5, by inserting between lines 7 and 8
(e) Definition.—As used in this section, the term “chiropractor” means a chiropractor acting within the scope of practice contained in the act of December 16, 1986 (P.L.1646, No.188), known as the Chiropractic Practice Act.
§ 1508.1. Physical examinations.

(a) Authorization to conduct examinations.—The department shall promulgate regulations to authorize specific classes of licensed practitioners of the healing arts, to include, but not be limited to, physicians, chiropractors, physician assistants and certified registered nurse practitioners, to conduct examinations required for the issuance of a driver’s license and a school bus driver endorsement.

(b) Definition.—As used in this section, the term “chiropractor” means a chiropractor acting within the scope of practice contained in the act of December 16, 1986 (P.L.1646, No.188), known as the Chiropractic Practice Act.

Amend Sec. 1 (Sec. 1518), page 5, line 16, by inserting after
“physicians,”

chiropractors, physician assistants,
Amend Sec. 1 (Sec. 1518), page 5, lines 16 and 17, by striking out
“physician assistants”

Amend Sec. 1 (Sec. 1518), page 6, by inserting between lines 7 and 8

(g) Definition.—As used in this section, the term “chiropractor” means a chiropractor acting within the scope of practice contained in the act of December 16, 1986 (P.L.1646, No.188), known as the Chiropractic Practice Act.

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

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

On the question recurring,

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

Mr. WATERS offered the following amendment No. A1519:

Amend Title, page 1, line 6, by removing the period after “incompetency” and inserting
; and providing for use of mobile telephone in school zone.

Amend Bill, page 7, by inserting between lines 27 and 28

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

§ 3315. Use of mobile telephone in school zone.

(a) General rule.—No person shall use a mobile telephone while operating a motor vehicle or school bus in a school zone during the restricted hours of operation of the school zone.

(b) Notice.—Local authorities or school districts may post a sign or signs approved by the department in advance of a school zone to indicate that the use of a mobile telephone while operating a motor vehicle or school bus in a school zone is prohibited during the restricted hours of operation of the school zone.

(c) Exceptions.—The section shall not apply to the following:

(1) Use of a mobile telephone for communicating with any of the following regarding an emergency:

(i) an emergency response operator or police dispatcher;

(ii) a physician's office, medical clinic or hospital;

(iii) an ambulance service or rescue squad;

(iv) a fireman or fire department; or

(v) a law enforcement officer or police department.

(2) Use of a mobile telephone to call for assistance in the event of a mechanical breakdown or other mechanical problem which impairs the safe operation of the motor vehicle or school bus.

(3) Use of a mobile telephone, which has a digital two-way radio, service capability owned and operated by the school district, when that device is being used as a digital two-way radio to communicate to and from a central dispatch, school transportation department or its equivalent.

(4) Use of a mobile telephone for the purpose of communicating with law enforcement officials or emergency service providers regarding a nonemergency police, public safety or medical situation.

(5) When the motor vehicle or school bus is parked.

(d) Nature of offense.—A summary conviction under this section:

(1) Shall not constitute a moving violation under the applicable provisions of this title, unless the offense involves a motor vehicle accident or other serious traffic offense.

(2) Shall not be a criminal offense of record and shall not be reportable as a criminal act.

(3) Shall not be placed on the criminal record of the offending individual if any such record exists.

(e) Affirmative defense.—It is an affirmative defense to prosecution under this section, which must be proven by a preponderance of the evidence, that the motor vehicle or a school bus driver's use of a mobile telephone was necessitated by a bona fide emergency or a nonemergency public safety, police, medical or vehicle mechanical situation.

(f) Penalty.—Any person who violates this section commits a summary offense and shall, upon conviction, pay a fine of not more than \$50.

(g) Definitions.—As used in this section, the following words and phrases shall have the meanings given to them in this subsection:

“Local authorities.” County, municipal and other local boards or bodies having authority to enact laws relating to traffic.

“Mobile telephone.” Any handheld wireless, cellular mobile or cellular telephone that uses radio wave transmission or a combination of radio wave transmission and conventional telephone switching to permit communication to and from users within a specified area.

“Restricted hours.” The time during which children are going to or from school for the opening or closing of the school day, and the time during school recess.

“School zone.” A street or highway adjacent to or near school buildings or grounds from which children have direct access to or regress from school buildings or grounds.

“Uses a mobile telephone.” To use a mobile telephone to communicate with another person either by talking or listening to the person or to use a mobile telephone to dial the telephone number of a person.

Amend Sec. 2, page 7, line 28, by striking out “2” and inserting
3

Amend Sec. 3, page 8, line 1, by striking out “3” and inserting
4

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

AMENDMENT WITHDRAWN

The SPEAKER. Mr. Waters withdraws.

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

Mr. **TRAVAGLIO** offered the following amendment No. **A0931**:

Amend Title, page 1, line 5, by striking out “and” and inserting a comma

Amend Title, page 1, line 6, by removing the period after “incompetency” and inserting
and for the fee for identification cards.

Amend Bill, page 7, by inserting between lines 27 and 28

Section 2. Section 1951 heading and (c) of Title 75 are amended to read:

§ 1951. Driver’s license [and], learner’s permit and identification card.

* * *

(c) Identification card.—The fee for an identification card shall be \$5 plus the cost of the photograph[.], except that, if the person to whom the identification card is issued is an anatomical organ donor under section 1510(c), the fee and the cost of the photograph shall be waived.

* * *

Amend Sec. 2, page 7, line 28, by striking out “2” and inserting
3

Amend Sec. 3, page 8, line 1, by striking out “3” and inserting
4

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Mr. Travaglio.

Mr. TRAVAGLIO. This amendment has to do with identification cards. The fee for identification cards shall be \$5 plus the cost of the photograph, except if the person to whom the identification card is issued is an anatomical organ donor. Under these circumstances, the fee for the card and the photograph would be waived.

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—189

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

NAYS—9

Birmelin	Crahalla	Maitland	Reichley
Bunt	Forcier	Metcalf	Wilt
Coleman			

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

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

HB 2512, PN 3854 (Amended) By Rep. HERSHEY

An Act amending the act of July 6, 1984 (P.L.652, No.136), known as the Milk Producers' Security Act, further providing for definitions; providing for passage of title to milk; further providing for security bonds, for bonds, for the security fund and for new licenses; providing for review of security; and further providing for trusteeship, for prohibitions and violations and for penalties.

AGRICULTURE AND RURAL AFFAIRS.

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 832, PN 3805

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for tattooing; prohibiting certain body piercing; and defining the offense of greyhound racing.

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

CONSIDERATION OF HB 1912 CONTINUED

On the question recurring,

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

AMENDMENT A0989 RECONSIDERED

The SPEAKER. The Chair is in receipt of a reconsideration motion filed by the gentleman, Mr. Vitali, who moves that the vote by which amendment No. 0989 passed to HB 1912, PN 3499, on the 12th day of May be reconsidered.

On the question,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—198

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

Blum	Gingrich	Metcalfe	Stetler
Boyd	Godshall	Micozzie	Stevenson, R.
Browne	Good	Millard	Stevenson, T.
Bunt	Goodman	Miller, R.	Sturla
Butkovitz	Grucela	Mundy	Surra
Buxton	Gruitza	Mustio	Tangretti
Caltagirone	Habay	Myers	Taylor, E. Z.
Cappelli	Haluska	Nailor	Taylor, J.
Casorio	Hanna	Nickol	Thomas
Causar	Harhai	O'Brien	Tigue
Cawley	Harhart	Oliver	Travaglio
Civera	Harper	O'Neill	True
Clymer	Harris	Pallone	Turzai
Cohen	Hasay	Payne	Vance
Coleman	Hennessey	Petrarca	Veon
Cornell, S. E.	Herman	Petri	Vitali
Corrigan	Hershey	Petrone	Walko
Costa	Hess	Phillips	Wansacz
Coy	Hickernell	Pickett	Washington
Crahalla	Horsey	Pistella	Waters
Creighton	Hutchinson	Preston	Watson
Curry	James	Raymond	Weber
Dailey	Josephs	Readshaw	Wheatley
Daley	Keller	Reed	Williams
Dally	Killion	Reichley	Wilt
DeLuca	Kirkland	Rieger	Wojnarowski
Denlinger	Kotik	Roberts	Wright
Dermody	LaGrotta	Roebuck	Yewcic
DeWeese	Laughlin	Rohrer	Youngblood
DiGirolamo	Leach	Rooney	Yudichak
Diven	Lederer	Ross	Zug
Donatucci	Leh	Rubley	
Eachus	Lescovitz	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

On the question recurring,

Will the House agree to the amendment?

The clerk read the following amendment No. **A0989**:

Amend Title, page 1, line 5, by striking out "and" and inserting a comma

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

and for penalties for driving under the influence.

Amend Sec. 1, page 1, line 9, by striking out "and 1519" and inserting

, 1519 and 3742(b)

Amend Sec. 1, page 7, by inserting between lines 27 and 28

§ 3742. Accidents involving death or personal injury.

* * *

(b) Penalties.—

(1) Except as otherwise provided in this section, any person violating this section commits a misdemeanor of the first degree; and the sentencing court shall order the person to pay a fine of not less than \$300 and serve a minimum term of imprisonment of not less than 48 consecutive hours.

(2) If the victim suffers serious bodily injury, any person violating subsection (a) commits a felony of the third degree, and the sentencing court shall order the person to serve a minimum term of imprisonment of not less than 90 days and a mandatory minimum fine of \$1,000, notwithstanding any other provision of law.

(3) If the victim dies, any person violating subsection (a) commits a felony of the [third] second degree, and the sentencing court shall order the person to serve a minimum term of imprisonment of not less than [one year] three years and a mandatory minimum fine of [\$2,500, notwithstanding any other provision of law.] \$5,000. An additional fine and term of imprisonment under this paragraph shall be imposed for each victim whose death is the result of the violation of subsection (a).
* * *

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

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

Let me say this. I asked for a reconsideration, because as these bills were going by quickly, some language in this caught my eye, and I wanted to make sure of what I was voting on, and so if I could interrogate the maker of the amendment.

The SPEAKER. The gentleman, Mr. Corrigan, agrees to interrogation. The gentleman, Mr. Vitali, is in order and may proceed.

Mr. VITALI. What I was really focusing in on was, does this increase a minimum mandatory sentence? And I was looking in subpart (3). Could you tell us what the amendment does and whether this involves any increase in mandatory sentencing?

Mr. CORRIGAN. Thank you, Mr. Speaker.

No, it does not involve an increase in mandatory sentencing. Let me give you a little bit of a background.

Representative Rooney and I had a similar incident in our districts a year ago, in April, where young people were killed. In my situation, a young boy was returning home with his brother from a fishing expedition, just about 500 yards from his home; was struck crossing a highway, driven 150 feet, and of course, killed. The person fled the scene of the accident. The thought is that the person fled the scene because they were drinking and driving. Sometime later that person turned themselves in, after time enough to sober up or to become more presentable.

What this bill does is create a deterrent in the case where somebody might want to flee. It increases the fines and penalties, hopefully causing people to stop at a scene of an accident rather than to flee the scene of an accident because of a drinking situation.

Mr. VITALI. Now, what I am really concerned about is the years of incarceration, and what caught my eye was, I am looking at line 27 of this amendment when it says, "term of imprisonment of not less than," and then it has bracketed out "one year" and underlined "three years."

So are we by this amendment tripling the amount of incarceration in a situation where a person leaves the scene of an accident where a victim dies? Are we increasing the mandatory sentence, the minimum mandatory, from 1 to 3 years with this amendment?

Mr. CORRIGAN. Yes, we are, and we are bringing it into line with the DUI (driving under the influence) law.

Mr. VITALI. Okay. So this does increase the minimum mandatory then from 1 to 3 years?

Mr. CORRIGAN. The answer is yes.

Mr. VITALI. Okay. I just wanted to underscore that and inform those members who have concerns with minimum mandatory sentencing that this amendment in fact does that.

Thank you.

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—194

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

NAYS—4

Manderino	Vitali	Wheatley	Williams
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NOT VOTING—0

EXCUSED—5

Cruz Kenney Levdansky Miller, S.
Evans, D.

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

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

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

The following roll call was recorded:

YEAS—197

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

Donatucci	Leh	Rubley	
Eachus	Lescovitz	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS—1

Vitali

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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.

RESOLUTION

Mr. GEORGE called up **HR 63, PN 338**, entitled:

A Resolution memorializing the President and Congress of the United States to take the steps necessary to use the estimated \$1.5 billion surplus to immediately fund additional reclamation projects in the Commonwealth of Pennsylvania and across the nation.

On the question,
Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, there are 2.7 million people living within a couple of miles of an abandoned mine, one of these devastations that could cause many problems. More than 25 years ago, the Federal Congress passed a law which would attempt to clean up these areas, but if the Congress does not act soon, their authority to collect the money will expire on September 30, 2004, and even with \$1.6 billion in a slush fund, Pennsylvania is not getting the money necessary.

I urge us all to accept this resolution to give them a message that the money belongs back in Pennsylvania, and that is what they should be doing.

Thank you.
The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—198

Adolph	Evans, J.	Lynch	Samuelson
Allen	Fabrizio	Mackereth	Santoni
Argall	Fairchild	Maher	Sather
Armstrong	Feese	Maitland	Saylor
Baker	Fichter	Major	Scavello
Baldwin	Fleagle	Manderino	Schroder
Bard	Flick	Mann	Scrimenti
Barrar	Forcier	Markosek	Semmel

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

RESOLUTIONS PURSUANT TO RULE 35

Mr. ZUG called up **HR 716, PN 3811**, entitled:

A Resolution acknowledging the leadership and service of the Rev. Dr. Kirby Nelson Keller, president of the Evangelical School of Theology in Myerstown.

On the question,
Will the House adopt the resolution?

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

Mr. ZUG. Thank you, Mr. Speaker.

Just to take a moment of time here this morning.

Dr. Keller has served the community of Myerstown as president of the Evangelical School of Theology for a number of years. He is retiring in that position but staying on as a professor. He has served up here in the House as Guest Chaplain on a number of occasions over the past 6 or 7 years, so he has not only a lot of friends in Myerstown but several up here, and I just wanted to bring that to everyone's attention.

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz Kenney Levdansky Miller, S.
Evans, D.

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

* * *

Mrs. WATSON called up **HR 717, PN 3812**, entitled:

A Resolution designating the month of May 2004 as “Amyotrophic Lateral Sclerosis (ALS) Month” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

Diven	Lederer	Ross	
Donatucci	Leh	Rubley	
Eachus	Lescovitz	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS—1

Thomas

NOT VOTING—0

EXCUSED—5

Cruz Kenney Levdansky Miller, S.
Evans, D.

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

* * *

Miss MANN called up **HR 718, PN 3813**, entitled:

A Resolution recognizing the month of May 2004 as “Amyotrophic Lateral Sclerosis Awareness Month” in Pennsylvania and urging the President and Congress of the United States to enact legislation to provide additional funding for research in order to find a treatment and a cure for ALS.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Miss MANN called up **HR 719, PN 3814**, entitled:

A Resolution designating the month of May 2004 as "Arthritis Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

Adolph	Evans, J.	Lynch	Samuelson
Allen	Fabrizio	Mackereth	Santoni
Argall	Fairchild	Maher	Sather
Armstrong	Feese	Maitland	Saylor
Baker	Fichter	Major	Scavello
Baldwin	Fleagle	Manderino	Schroder
Bard	Flick	Mann	Scrimenti
Barrar	Forcier	Markosek	Semmel
Bastian	Frankel	Marsico	Shaner
Bebko-Jones	Freeman	McCall	Smith, B.
Belardi	Gabig	McGeehan	Smith, S. H.
Belfanti	Gannon	McGill	Solobay
Benninghoff	Geist	McIlhattan	Staback
Biancucci	George	McIlhinney	Stairs
Birmelin	Gergely	McNaughton	Steil
Bishop	Gillespie	Melio	Stern
Blaum	Gingrich	Metcalfe	Stetler
Boyd	Godshall	Micozzie	Stevenson, R.
Browne	Good	Millard	Stevenson, T.
Bunt	Goodman	Miller, R.	Sturla
Butkovitz	Grucela	Mundy	Surra
Buxton	Gruitza	Mustio	Tangretti
Caltagirone	Habay	Myers	Taylor, E. Z.
Cappelli	Haluska	Nailor	Taylor, J.
Casorio	Hanna	Nickol	Thomas

Causer	Harhai	O'Brien	Tigue
Cawley	Harhart	Oliver	Travaglio
Civera	Harper	O'Neill	True
Clymer	Harris	Pallone	Turzai
Cohen	Hasay	Payne	Vance
Coleman	Hennessey	Petrarca	Veon
Cornell, S. E.	Herman	Petri	Vitali
Corrigan	Hershey	Petrone	Walko
Costa	Hess	Phillips	Wansacz
Coy	Hickernell	Pickett	Washington
Crahalla	Horsey	Pistella	Waters
Creighton	Hutchinson	Preston	Watson
Curry	James	Raymond	Weber
Dailey	Josephs	Readshaw	Wheatley
Daley	Keller	Reed	Williams
Dally	Killion	Reichley	Wilt
DeLuca	Kirkland	Rieger	Wojnaroski
Denlinger	Kotik	Roberts	Wright
Dermody	LaGrotta	Roebuck	Yewcic
DeWeese	Laughlin	Rohrer	Youngblood
DiGirolamo	Leach	Rooney	Yudichak
Diven	Lederer	Ross	Zug
Donatucci	Leh	Rublely	
Eachus	Lescovitz	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Ms. WASHINGTON called up **HR 724, PN 3833**, entitled:

A Resolution recognizing the contributions of Pennsylvania's human service workers and designating the month of May 2004 as "Human Service Worker Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

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

Blaum	Gingrich	Metcalf	Stetler
Boyd	Godshall	Micozzie	Stevenson, R.
Browne	Good	Millard	Stevenson, T.
Bunt	Goodman	Miller, R.	Sturla
Butkovitz	Grucela	Mundy	Surra
Buxton	Gruitza	Mustio	Tangretti
Caltagirone	Habay	Myers	Taylor, E. Z.
Cappelli	Haluska	Nailor	Taylor, J.
Casorio	Hanna	Nickol	Thomas
Causer	Harhai	O'Brien	Tigue
Cawley	Harhart	Oliver	Travaglio
Civera	Harper	O'Neill	True
Clymer	Harris	Pallone	Turzai
Cohen	Hasay	Payne	Vance
Coleman	Hennessey	Petrarca	Veon
Cornell, S. E.	Herman	Petri	Vitali
Corrigan	Hershey	Petrone	Walko
Costa	Hess	Phillips	Wansacz
Coy	Hickernell	Pickett	Washington
Crahalla	Horsey	Pistella	Waters
Creighton	Hutchinson	Preston	Watson
Curry	James	Raymond	Weber
Dailey	Josephs	Readshaw	Wheatley
Daley	Keller	Reed	Williams
Dally	Killion	Reichley	Wilt
DeLuca	Kirkland	Rieger	Wojnaroski
Denlinger	Kotik	Roberts	Wright
Dermody	LaGrotta	Roebuck	Yewcic
DeWeese	Laughlin	Rohrer	Youngblood
DiGirolamo	Leach	Rooney	Yudichak
Diven	Lederer	Ross	Zug
Donatucci	Leh	Rubley	
Eachus	Lescovitz	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Ms. WASHINGTON called up **HR 725, PN 3834**, entitled:

A Resolution memorializing the 10th anniversary of the Rwandan conflict in memory of Rwandese genocide victims and in recognition of genocide survivors and other innocents who bore witness to the atrocities in Rwanda in the spring of 1994.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

Adolph	Evans, J.	Lynch	Samuelson
Allen	Fabrizio	Mackereth	Santoni
Argall	Fairchild	Maher	Sather
Armstrong	Feese	Maitland	Saylor
Baker	Fichter	Major	Scavello
Baldwin	Fleagle	Manderino	Schroder

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Mr. BENNINGHOFF called up **HR 726, PN 3835**, entitled:

A Resolution honoring the Penn State men's gymnastics team for beating two-time champion Oklahoma and top-ranked Illinois for their 11th NCAA men's gymnastics title, the most of any school.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Mr. BENNINGHOFF called up **HR 727, PN 3836**, entitled:

A Resolution commending the Women's Intercollegiate Athletics Program of The Pennsylvania State University on its 40th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Mr. WHEATLEY called up **HR 729, PN 3838**, entitled:

A Resolution designating the week of May 10 through 16, 2004, as "Cover the Uninsured Week."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz	Kenney	Levdansky	Miller, S.
Evans, D.			

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

* * *

Mr. WHEATLEY called up **HR 730, PN 3839**, entitled:

A Resolution designating the month of May 2004 as "Mental Health Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz Kenney Levdansky Miller, S.
Evans, D.

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

* * *

Mr. FAIRCHILD called up **HR 731, PN 3840**, entitled:

A Resolution observing the week of May 22 through 28, 2004, as “National Safe Boating Week.”

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

Eachus Lescovitz Ruffing Perzel,
Egolf Lewis Sainato Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Cruz Kenney Levdansky Miller, S.
Evans, D.

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

ANNOUNCEMENT BY MR. STURLA

The SPEAKER. The Chair recognizes the gentleman from Lancaster, Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I would like to bring something to the attention of the members about an event that is occurring in Lancaster this weekend. This Saturday over 400 volunteers will gather in Long’s Park in Lancaster for what is the Guinness Book of World Records largest chicken barbecue. In that day we cook more meat than any other barbecue in the world. We will cook over 33,400 chickens for a total of 50,000 pounds of chicken cooked.

This event starts off shortly after midnight Friday night with the ceremonial lighting of the pits and continues throughout the day. The first chicken dinners are started to be served at 10 a.m. and go until 6 p.m.

I would like to welcome any members who want to join the world’s largest chicken barbecue to join us in Lancaster for the Sertoma chicken barbecue.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

ANNOUNCEMENT BY MRS. TAYLOR

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

Mrs. TAYLOR. Thank you, Mr. Speaker.

At the declaration of the close of this session, the Republicans will have an informal caucus meeting schedule.

The SPEAKER. The Chair thanks the gentlelady.

ANNOUNCEMENT BY MR. COHEN

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the Democrats will also have informal discussions upon the recess.

The SPEAKER. The Chair thanks the gentleman.

STATEMENT BY MR. FLICK

The SPEAKER. The gentleman from Chester, Mr. Flick.

Mr. FLICK. Thank you, Mr. Speaker.

If I could have the members' attention for a second.

You will recall back in April we had the winners of the Keystone State Games regional competition with us and we had the Kelly Cup winner. At that time Owen Costello, who is the president and chief executive officer, brought with him commemorative pens, which I have for the members here in the House and the Senate, if there are any left when we get them done here.

But Representative Cawley and I would like to thank you for your support of the funding for the Keystone State Games, and if you would stop by my office, which is room 315, Main Capitol, up over there, we have a commemorative pen for you.

The SPEAKER. There will be no further votes cast on the floor of the House today. We will be in nonvoting session on Monday.

VOTE CORRECTIONS

The SPEAKER. The Chair recognizes the gentlelady from Philadelphia, Ms. Manderino.

Ms. MANDERINO. Thank you, Mr. Speaker.

For a correction of the record.

The SPEAKER. The gentlelady is in order.

Ms. MANDERINO. On amendment 989, the Corrigan amendment to HB 1912, I inadvertently voted "no." It was my intention to vote "yes." I would like the record to reflect that.

Thank you.

The SPEAKER. The Chair thanks the gentlelady.

The Chair recognizes the gentleman from Philadelphia, Mr. Williams.

Mr. WILLIAMS. I would like to correct the record on HB 1912, amendment A0989. My switch malfunctioned, and I would like to be recorded in the positive.

The SPEAKER. The gentleman's remarks will be spread across the record.

Mr. WILLIAMS. Thank you.

The SPEAKER. The Chair thanks the gentleman.

STATEMENT BY MR. MCGEEHAN

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. McGeehan.

Mr. MCGEEHAN. Thank you, Mr. Speaker.

Mr. Speaker, I would like to speak on unanimous consent.

The SPEAKER. The gentleman, Mr. McGeehan, has a right to be heard. Please keep the noise levels down.

Mr. McGeehan.

Mr. MCGEEHAN. Thank you, Mr. Speaker.

I had not meant to speak today, but the events of yesterday and certainly the headlines of the newspapers today, the fate of our fellow Pennsylvanian, Nick Berg.

Mr. Speaker, I was saddened and outraged and sickened, as I am sure every decent person not only in this Commonwealth and this country but around the world, at the inhumanity and the

disgusting way in which this malignant movement has treated our fellow Pennsylvanian.

Mr. Speaker, while the hand-wringing goes on in Washington about the embarrassing and, yes, humiliating pictures of U.S. servicemen and the treatment of some Iraqi prisoners, I want the record to show, Mr. Speaker, and I want history to show the way in which a fellow Pennsylvanian has been treated in Iraq. Mr. Speaker, I want to take the extraordinary step of asking that this paper, the New York Post, in its headline, and it says it all – "SAVAGES" – be read into the record so history never forgets the movement that we are fighting against.

I know that I speak for every Pennsylvanian when I send our deepest condolences to the Berg family and hope and trust that this fate is not shared by any individual.

Thank you very much.

The SPEAKER. The Chair thanks the gentleman, Mr. McGeehan.

Would the gentleman please send the newspaper up front for the stenographers.

VOTE CORRECTION

The SPEAKER. The gentleman from Adams, Mr. Maitland.

Mr. MAITLAND. Thank you, Mr. Speaker.

To correct the record.

The SPEAKER. The gentleman is in order.

Mr. MAITLAND. On HB 1912, amendment 0931, I was recorded in the negative. I meant to cast an affirmative vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. This House will be in recess until 2 p.m. for the sole purpose of taking committee reports.

AFTER RECESS

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

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING****HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2010 By Representatives SURRA, LEVDANSKY, VEON, STABACK, DeWEESE, HORSEY, LaGROTTA, ROONEY, YOUNGBLOOD and GRUCELA

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, establishing a disposal fee for municipal waste landfills and for residual waste and construction and demolition waste processing and disposal fees; further providing for the deposit of and surcharge for various fees and for allocations from the Environmental Stewardship Fund; establishing a Toxics Release Inventory fee for deposit in the establishing a Toxics Release Inventory fee for deposit in the Hazardous Sites Cleanup Fund; and making repeals.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, May 12, 2004.

No. 2600 By Representatives FLICK, LEH, SAYLOR, SHANER, ADOLPH, ALLEN, ARMSTRONG, BAKER, BALDWIN, BARRAR, BASTIAN, BENNINGHOFF, BOYD, BROWNE, BUNT, CAPPELLI, CAUSER, CRAHALLA, CREIGHTON, DALEY, DALLY, DeLUCA, DENLINGER, EGOLF, FAIRCHILD, FICHTER, FORCIER, GABIG, GANNON, GEIST, GERGELY, GILLESPIE, HANNA, HARRIS, HERSHEY, HESS, HICKERNELL, HUTCHINSON, KILLION, LEWIS, MAHER, MAJOR, MARKOSEK, MARSICO, McNAUGHTON, METCALFE, MUSTIO, NAILOR, NICKOL, PETRARCA, PHILLIPS, PICKETT, REICHLEY, SAINATO, SATHER, SCAVELLO, SCHRODER, STERN, R. STEVENSON, E. Z. TAYLOR, TRUE, WATSON, WILT, WOJNAROSKI, WRIGHT and YOUNGBLOOD

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing for funding for the Budget Stabilization Reserve Fund.

Referred to Committee on FINANCE, May 12, 2004.

No. 2607 By Representatives REICHLEY, BUNT, CAWLEY, DALLY, DeWEESE, FABRIZIO, GOOD, HARRIS, KOTIK, RUBLEY, SOLOBAY and YOUNGBLOOD

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining "public venue."

Referred to Committee on LIQUOR CONTROL, May 12, 2004.

No. 2608 By Representatives REICHLEY, BARRAR, BASTIAN, BELFANTI, BROWNE, BUNT, CAPPELLI, CRAHALLA, DALLY, DENLINGER, DeWEESE, GINGRICH, HARPER, HARRIS, HENNESSEY, HERSHEY, HORSEY, KILLION, LEACH, McCALL, McILHATTAN, PETRI, STEIL, E. Z. TAYLOR, TIGUE, WEBER and YOUNGBLOOD

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for purchase of agricultural conservation easements.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, May 12, 2004.

No. 2609 By Representatives CASORIO, BEBKO-JONES, CORRIGAN, CRAHALLA, DENLINGER, GERGELY, GOODMAN, GRUCELA, HARRIS, HESS, KOTIK, LEDERER, PISTELLA, READSHAW, ROONEY, SOLOBAY, WASHINGTON and YOUNGBLOOD

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentences for offenses against elderly persons.

Referred to Committee on JUDICIARY, May 12, 2004.

No. 2610 By Representatives CASORIO, BEBKO-JONES, CORRIGAN, CRAHALLA, DENLINGER, GERGELY, GOODMAN, GRUCELA, HARRIS, HESS, KOTIK, LEDERER, PISTELLA, READSHAW, ROONEY, SOLOBAY, WASHINGTON and YOUNGBLOOD

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentences for offenses against elderly persons.

Referred to Committee on JUDICIARY, May 12, 2004.

No. 2611 By Representatives SCAVELLO, THOMAS, ARMSTRONG, BELFANTI, CRAHALLA, CREIGHTON, DAILEY, DALEY, DALLY, FABRIZIO, FREEMAN, GEORGE, HENNESSEY, HORSEY, JAMES, KELLER, LEDERER, LEWIS, McGEEHAN, MILLARD, O'NEILL, PICKETT, SAYLOR, E. Z. TAYLOR, TIGUE, TURZAI, WASHINGTON and YOUNGBLOOD

An Act establishing the State Board of Orthotics, Prosthetics and Pedorthics; providing for licensure of orthotists, prosthetists and pedorthists and for discipline for practice without a license; authorizing investigations and hearings by Department of State; imposing criminal penalties; and providing for the adoption of rules and regulations.

Referred to Committee on PROFESSIONAL LICENSURE, May 12, 2004.

No. 2612 By Representatives PHILLIPS, FAIRCHILD, ALLEN, CAPPELLI, CAWLEY, CRAHALLA, DALEY, DeWEESE, FICHTER, GEORGE, HERSHEY, McNAUGHTON, R. MILLER, NICKOL, RUBLEY, SCHRODER, STERN, TIGUE, VANCE, YOUNGBLOOD and YUDICHAK

An Act making an appropriation to the Department of Environmental Protection for the Susquehanna River Basin Commission for water resource planning assistance for the fiscal year beginning July 1, 2004.

Referred to Committee on APPROPRIATIONS, May 12, 2004.

No. 2613 By Representatives FLICK, LEH, SCAVELLO, RUBLEY, BARRAR, BENNINGHOFF, DeLUCA, DENLINGER, FAIRCHILD, GEORGE, GRUCELA, HARHART, HERSHEY, HORSEY, KILLION, KOTIK, LAUGHLIN, MARKOSEK, McCALL, MICOZZIE, PETRI, REICHLEY, SCRIMENTI, SOLOBAY, TIGUE, WATSON and WEBER

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

Referred to Committee on FINANCE, May 12, 2004.

No. 2614 By Representatives ADOLPH, KILLION, BUNT, E. Z. TAYLOR, ARMSTRONG, EGOLF, GEIST, GILLESPIE, HARRIS, HERSHEY, KELLER, KOTIK, R. MILLER, NAILOR, O'NEILL, SOLOBAY, TANGRETTI, J. TAYLOR, WEBER, WILT and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for period of disqualification, revocation or suspension of operating privilege.

Referred to Committee on TRANSPORTATION, May 12, 2004.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 2447, PN 3459**, with information that the Senate has passed the same without amendment.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1434, PN 3867 (Amended) By Rep. O'BRIEN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for intermediate punishment guidelines; providing for State intermediate punishment guidelines; further providing for sentencing generally, for partial confinement, for total confinement, for intermediate punishment and for modification of intermediate punishment; providing for revocation of State intermediate punishment; further providing for county intermediate punishment; providing for State intermediate punishment; codifying provisions relating to reporting functions of the Department of Corrections; making a repeal related to the codification; and making editorial changes.

JUDICIARY.

HB 2057, PN 3868 (Amended) By Rep. O'BRIEN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for action for gender-motivated violence.

JUDICIARY.

HB 2262, PN 3869 (Amended) By Rep. O'BRIEN

An Act providing for protection of children from obscene material, child pornography and other material that is harmful to minors on the Internet in public schools and public libraries; and providing for the duties of the Secretary of Education.

JUDICIARY.

SB 97, PN 1623 (Amended) By Rep. O'BRIEN

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.

JUDICIARY.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. The gentleman, Mr. Kotik, is recognized, from Allegheny County.

Mr. KOTIK. Mr. Speaker, I move that this House do now adjourn until Monday, May 17, 2004, at 1 p.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 2:02 p.m., e.d.t., the House adjourned.