

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

TUESDAY, MAY 25, 2004

SESSION OF 2004

188TH OF THE GENERAL ASSEMBLY

No. 32

### HOUSE OF REPRESENTATIVES

The House convened at 10 a.m., e.d.t.

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

**PRESIDING**

#### PRAYER

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

Pause with me for a moment:

O Lord God, we quietly pause in this great chamber of our government and invite Your Spirit to draw near to our hearts as this day unfolds before us. We know this day is a gift from You, so with each moment, help us to realize Your goodness is upon us.

In the moments we share outside today, we ask that You focus our eyes upon the great beauty of Your creation – from the simple wild flower to the grand view of our Pennsylvania mountains. May our experiences in the world of nature rekindle our spirits to care the best we can for them.

In those moments we walk the halls of government, we ask of You that our ears are reopened to hear the joys of Your creation and the voices of the schoolchildren, making their visits to the Capitol. May their excitement and their smiles lift our spirits to care for them the best we can.

In our moments alone, perhaps sitting behind our desks with no fingers on the keys and no phones in our ears, we ask that our minds have a time of quiet and our hearts have a moment of calm to realize that each of us are a part of God's creation. May the quiet and the calm renew our desires to care for our own souls the best we can.

O Lord God, be our partner throughout this day so we can live to the fullest and do the best we can to care for Your creation as we live out this day. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, May 24, 2004, will be postponed until printed.

### APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The gentleman from Schuylkill, Mr. Argall, is recognized to call for an immediate meeting of the Appropriations Committee in room 245, and he asks all the members of the Appropriations Committee to please immediately report to room 245 for an Appropriations Committee hearing meeting.

#### BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that the following bills be taken off the table:

HB 121;  
HB 1273; and  
SB 255.

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

#### BILLS TABLED

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

HB 121;  
HB 1273; and  
SB 255.

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

#### LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence and recognizes the majority leader, who moves for a leave of absence for the gentleman from Delaware, Mr. RAYMOND; the gentlelady from Bucks, Mrs. WATSON; and the gentlelady from Susquehanna, Miss MAJOR. Without objection, those leaves will be granted.

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

**MASTER ROLL CALL**

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

The following roll call was recorded:

**PRESENT—199**

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

**ADDITIONS—0****NOT VOTING—0****EXCUSED—4**

Major	Oliver	Raymond	Watson
-------	--------	---------	--------

**LEAVES CANCELED—1**

Raymond

**GUEST INTRODUCED**

The SPEAKER. Representative Mark McNaughton is pleased to welcome Skye Hisiro, who is a guest page today from the 104th Legislative District. Would that guest please rise and be recognized.

**REMARKS SUBMITTED FOR THE RECORD**

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

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the name of Carl A. Emilius IV, who has recently been awarded Scouting's highest honor – Eagle Scout.

Mr. Speaker, I would like to read to the members of the House of Representatives the following citation of merit honoring Carl A. Emilius IV.

Whereas, Carl A. Emilius IV earned the Eagle Award in Scouting. This is the highest award that Boy Scouts can bestow and as such represents great sacrifice and tremendous effort on the part of this young man. Carl is a member of Troop 147.

Now therefore, Mr. Speaker and members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the name of Carl A. Emilius IV.

**GUESTS INTRODUCED**

The SPEAKER. I would also like to welcome to the hall of the House today Jason Russell, the guest of Representative Jennifer Mann. Jason is an intern in her district office. Jason will be a sophomore this fall at Lehigh University, and he is majoring in urban studies and plays on the football team. Jason is seated in the gallery. Would Jason please rise.

We have guests here today from Representative Bob Bastian. They are on the floor of the hall of the House. It is Susie Bastian, his wife; and Lois Gabbot, his cousin, from Delaware County. Would those two guests please rise.

**NORTH PENN HIGH SCHOOL  
BOYS SWIMMING TEAM AND  
ACADEMIC DECATHLON TEAM  
PRESENTED**

The SPEAKER. The Chair would like to recognize Representative Godshall for the purpose of a citation.

Mr. GODSHALL. Thank you, Mr. Speaker.

I, along with Representative Fichter and Representative Harper and Representative McGill, am pleased to present to the members of the House of Representatives a group of truly outstanding young people, again from North Penn High School in Montgomery County.

These students, members of two separate school teams, have excelled in two separate but equally important competitions – PIAA boys swimming and the academic decathlon.

North Penn High School continues its drive to excel in both academic and athletic venues as both its boys swimming team and academic decathlon team brought home State championship trophies.

Last December I had the privilege of introducing to you the winning PIAA AAAA football team for 2003 – the North Penn High School Knights.

Before I discuss the accomplishments of the two most current winning teams, I would like to give you a little background on North Penn High School's athletic and academic achievements.

Since 1976 North Penn has won 21 State athletic championships. Two members of the 2003 football team were named to the All-State first team. In 2003 North Penn had eight National Merit Scholarship finalists and won the National Achievement Scholarship Program. The class of 2004 has 9 National Merit semifinalists, 22 commended students, and 5 seniors with perfect SAT (scholastic aptitude testing) scores of 800 in either the verbal or math portion of the test.

Now, with this list of outstanding accomplishments in mind, let me tell you about the boys swim team, whose members continue North Penn's legacy for athletic prowess by taking the AAAA 2003 overall swim team trophy.

Coach Brian Faikish attributed the swim team's overall win, capturing 168 total points, to its coordinated and united team effort. Parkland finished in second place with 132 points.

This was our second consecutive PIAA State championship, fourth in 6 years and ninth overall since 1990.

However, Mr. Speaker, although producing excellent athletes, North Penn knows the first priority of a topnotch high school is to develop the minds of its students. The achievement made by the academic decathlon team epitomizes the dedication of the school's teachers and administrators in pursuing that priority.

It is significant to note that members of the academic team, coached by social studies teacher Sue Masty, participated as an extracurricular activity. Most other teams in the State competition classify the decathlon as a separate course for credit.

The decathlon tests students' knowledge in math, science, music, art, and literature. It also includes three events in speech, language, and literature, as well as a written essay.

North Penn team members went head-to-head with teams from 15 other schools and scored an impressive 44,992 points out of a possible 60,000, beating its closest opponent by 2,313 points. They brought home 12 gold medals, 3 gold overall awards, and a perfect score in math by senior Mayank Prasad.

It is also very impressive that North Penn placed eighth of the 50 States competing in the national event in Boise, Idaho. I think that is quite an accomplishment.

These hardworking students are seated in the rear of the hall of the House, and joining me up front for the citation presentation, along with Representatives Fichter and Harper, are the people who led the effort, and they are Brian Faikish, head swimming and diving coach; Sue Masty and Rachel Faust, coadvisers of the academic decathlon team; and Frank Perry, assistant principal; along with the captain of the decathlon team, Phil Cerami, and captain of the swimming team, Dan McKeever.

I am extremely proud of these coaches and outstanding young people who represent the best of the best in both academic and athletic endeavors and, on behalf of the House of Representatives, am pleased to present them and their coaches with congratulatory citations.

Congratulations again, and best wishes in all of your future endeavors, and thank you, Mr. Speaker, and thank you, House of Representatives, for your attendance.

The SPEAKER. The Chair would like to ask the rest of the teams, the North Penn swimming and diving State champions and the North Penn decathlon State champions, would the rest of the teams please rise and be recognized by the members of the General Assembly. Congratulations.

### **CENTRAL DAUPHIN CHEERLEADERS PRESENTED**

The SPEAKER. The Chair at this time would like to recognize the gentleman from Dauphin, Mr. Marsico, for the purpose of a citation.

Mr. MARSICO. Thank you, Mr. Speaker.

For the members, I want you to notice, if you would, all those good-looking cheerleaders in the back of the chamber, wearing those bright-green T-shirts. Thank you.

Let me tell you a little bit about their accomplishments, an amazing accomplishment.

Three of the squads are cheerleaders from the Central Dauphin Youth Cheerleading Association. They consist of a peewee, pony, and midget squad. They are joined by two squads from the mighty Central Dauphin High School Rams, a varsity and coed squad.

This association, the Central Dauphin Youth Cheerleading Association, is still very young as compared to some of the teams they compete against. The association was formed in January of 2000 and began with a pony and midget team. In 2003 the CDYC peewee and midget teams were named national champions by the Cheerleaders of America, and the association was recognized as the Program of the Year.

I have brought these athletes here to the Capitol today to present them with House citations for their hard work and dedication that culminated in all five of these teams winning the Cheerleaders of America national championships in their respective divisions. This competition was recently held in Orlando, Florida. Amazing sweet sweep, 5-for-5 champions, national championships – the Central Dauphin Youth Cheerleading Association. Cheerleading, by the way, if you probably do not already know, is becoming recognized by many as a sport. It requires a lot of skill and practice to coordinate a combination of dance, gymnastics, and stunts into an award-winning program.

Here with me to accept the citations are Diane Horner, districtwide coordinator; Faith Horner, youth squad coordinator; Sally Kohr, president of the High School Booster Association; and my good friend, District Justice Bill Wenner, president of the Youth Booster Association. Congratulations.

The SPEAKER. I would like to ask the cheerleaders to please rise and be recognized again by the members of the General Assembly. Please rise. Congratulations.

### **LEAVE OF ABSENCE CANCELED**

The SPEAKER. The Chair notes the presence on the floor of the hall of the House of the gentleman from Delaware, Mr. Raymond. The gentleman's name will be added to the master roll.

### GUESTS INTRODUCED

The SPEAKER. We have guests here today from the Sportsmen's Club. They are Senator John Astle of Maryland and Bill Mile, vice president of the Maryland Legislative Sportsmen's Foundation. Would those two gentlemen please rise and be recognized by the House.

### MS. SUSAN BUSSE PRESENTED

The SPEAKER. Next we have a citation from Representative Fabrizio and Representative Evans. Would they please come forward to present those citations.

Mr. FABRIZIO. Thank you, Mr. Speaker.

As we strive to effectuate change that will recondition our economic climate in Pennsylvania, the momentous import of women-owned businesses in our Commonwealth has become evidently clear.

As of this year, nearly 350,000 or 40.5 percent of all privately held firms in the State are 50 percent or more women owned. These privately held firms generate \$80 billion in sales and employ nearly 700,000 people.

Nationally, Pennsylvania ranks eighth in the number of privately held 50-percent-or-more women-owned companies, seventh in employment and seventh in sales.

Obviously, the distaff owning businesses in this Commonwealth is pulsating with energy, and it is incumbent upon us as responsible legislators to recognize the magnitude and prevailing impact of this component in our business community.

If we are to stimulate, energize, and stabilize the economy of Pennsylvania; if we are to enact and to dispense laws which provide for a constancy, consistency, and vibrancy of the economic character of this State; if we are to initiate aggressive measures to ease and alleviate Pennsylvania's economic woes in a fashion more significantly proactive than our concomitant rhetoric on the issue, then we are compelled to recognize the indelible imprint that women-owned businesses have placed on our commercial fabric.

This morning Representative Evans and I respectfully request that the Pennsylvania House of Representatives join us in recognizing, commending, and congratulating Ms. Susan Busse, president of Signature Mortgage Company, Inc., in Erie County as a recipient of Pennsylvania's 2004 Best 50 Women in Business Award.

Susan Busse was selected from numerous nominees by an independent panel of judges in recognition for her professional success, her business growth, and for her community involvement to enhance the general welfare.

Her professionalism, business acumen, and personal attributes have transcended the norm, and her dedication, commitment, and steeled resolve and determination to advance the cause of women's economic independence justifiably have earned her the respect and admiration of her colleagues as well as that of the entire business community which she represents.

She stands as a source of pride for us in Erie, and she personifies the essence of women-owned businesses. Susan Busse best objectifies what diligence, dedication, and an affinity for achievement can and will accomplish. Her innovative style, in conjunction with her unyielding advocacy

for women's empowerment, has earned her distinction within the Commonwealth.

It is our privilege and pleasure to extend the heartiest congratulations on behalf of the entire Erie delegation, including Representative Linda Bebeko-Jones, Representative Matthew Good, and Representative Tom Scrimenti, to Susan Busse in recognition for her selection as a Pennsylvania 2004 Best 50 Women in Business awardee.

Before we ask you to join with us for her continued success, Representative Evans has a few remarks.

Mr. J. EVANS. Thank you, Representative Fabrizio.

We are very proud to welcome Susan Busse and her son, Fritz, here to the hall of the House today in Harrisburg for this special award. She is being recognized as one of the top 50 women in business in Pennsylvania. She is the president of Signature Mortgage Company, which is a business in Representative Fabrizio's district. The Busse family resides in Edinboro, in Erie County, in my legislative district. And we are both very, very proud to recognize her today not only for her business success but for her community involvement. She sits on many boards in Erie County and is very active in community efforts.

So along with Representative Fabrizio, we would like to present a special citation from the hall of the House to Susan Busse.

### 2003 BITUMINOUS COAL QUEEN PRESENTED

The SPEAKER. At this time the Chair would like to ask the gentleman from Greene, Mr. DeWeese, to please come to the rostrum for the purposes of a citation. Mr. DeWeese.

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

Every year in many of our districts, there are summer festivals. Where Vic Lescovitz lives and where Larry Roberts lives and Jimmy Shaner lives and Timmy Solobay lives and where I live, there is a Coal Festival. It is a dynamic element of our summertime experiences along with our county fairs.

I am proud and esteemed today to introduce a young lady who is the queen of our Coal Festival in southwestern Pennsylvania, and I am going to ask her to take a bow. I would like to introduce her father, Jim Hawkins, and would like to also introduce folks who have come up from southwestern Pennsylvania: Kim Bartley and Joe Sbaffoni and Becky Mitchell of the King Coal Festival.

This young lady is a ballerina and a jazz performer and a young academician.

I have been here long enough to know that you do not want me to read the whole citation, so I am just going to introduce you to a very special young constituent of mine, Mary Hawkins of Jefferson High School in Greene County, Pennsylvania.

Ms. HAWKINS. Hello.

I would like to start off by thanking all of you for giving me this wonderful opportunity to meet you and visit our State's capital.

My name is Mary Hawkins. I am the daughter of Jim and the late Martha Hawkins of Jefferson. I am an 18-year-old senior at Jefferson-Morgan High School and the 2003 Bituminous Coal Queen.

After graduation I plan on furthering my dance experience by dancing at Busch Gardens in Williamsburg. After my reign I plan to continue my education by attending college and majoring in marketing and dance.

During my reign as the Coal Queen, I have participated in numerous exciting things. I have been featured in parades, presided over the annual Bituminous Coal Festival. I was an advocate for the "Read Across America" campaign where I introduced the joys of reading to young children.

I was also given the opportunity to tour a working coal mine in my hometown. I was impressed by the courage and technical skills of the miners who work underground. They have been the backbone and roots of my community. Without them, my hometown would be nonexistent.

It is an honor and a privilege to represent the Coal Association and my community in our State's capital today.

Thank you.

### GUESTS INTRODUCED

The SPEAKER. Serving today as a guest page is Paul Geltmacher. Paul is the guest of Representative Stan Saylor. Paul is a sixth grade homeschooled student. The Geltmacher family is seated in the balcony. Would those guests all please rise and be recognized.

We are pleased to welcome, as guests of Representative Chris Ross, two guest pages from the Upland Country Day School in Chester County. They are Margot Waldron and Garrett Flasinski. Also, we are pleased that Garrett's father is seated in the gallery. He is Greg Flasinski. Would those three guests please rise and be recognized.

### CALENDAR

#### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2097, PN 3620**, entitled:

An Act providing for the establishment of the Pennsylvania Corporate Tax Reform Commission to evaluate the structure and system of taxation of business enterprises in this Commonwealth, for the appointment of the members of the commission, for the appointment of advisory panels, for the powers and duties of the commission and for the cooperation by other Commonwealth entities; and providing for legislative impact statements.

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

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

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

Mr. VITALI. I did not see a bill on the screen or a number up on the board. It is coming up now, but if we could just pause for a second so we can take a look at it.

#### DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its statement that the bill has been agreed to on third consideration.

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

#### BILL PASSED OVER

The SPEAKER. HB 2097 will be over for today.

\* \* \*

The House proceeded to third consideration of **HB 2351, PN 3279**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, providing for retirement benefits of employees transferred to wastewater authorities.

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

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

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

Mr. VITALI. Just looking for a very brief explanation.

The SPEAKER. The gentleman, Mr. Phillips, indicates that he will give that brief explanation to the gentleman, Mr. Vitali.

Mr. PHILLIPS. Thank you, Mr. Speaker.

This legislation addresses a situation where there is a change from a borough sewer plant to a regional sewer authority serving several municipalities, and the State agencies like the Department of Environmental Protection and PENNVEST (Pennsylvania Infrastructure Investment Authority) encourage such facilities, and they usually are more cost effective. They get into a regional authority.

However, authority employees are not eligible for State aid from municipal pensions. Therefore, these employees – and it is just a group of employees that is in my particular district – they are penalized because of the decision to go from a borough sewage plant to a regional sewer authority, and therefore, they are being penalized. The bill, HB 2351, merely tries to maintain the status quo.

Under this amendment, the existing borough employees would be able to maintain in the borough retirement plan and the borough would continue to receive pension aid. Any new authority employee would not be able to use this provision.

This amendment is patterned after Act 49 of 1992, where a similar situation happened in Erie, converting from a city water department to a water authority. The amendment also contains the details to ensure that full funding goes to the borough pension plan, and it only involves approximately 10 employees in my district.

Thank you, Mr. Speaker.

On the question recurring,  
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Major	Oliver	Watson
-------	--------	--------

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

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

\* \* \*

The House proceeded to third consideration of **HB 2467, PN 3519**, entitled:

An Act amending the act of December 18, 1984 (P.L.1005, No.205), known as the Municipal Pension Plan Funding Standard and Recovery Act, further providing for contents of actuarial valuation report.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

Dally	Kenney	Reichley	Wojnaroski
DeLuca	Killion	Rieger	Wright
Denlinger	Kirkland	Roberts	Yewcic
Dermody	Kotik	Roebuck	Youngblood
DeWeese	LaGrotta	Rohrer	Yudichak
DiGirolamo	Laughlin	Rooney	Zug
Diven	Leach	Ross	
Donatucci	Lederer	Rubley	
Eachus	Leh	Ruffing	Perzel,
Egolf	Lescovitz		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

Major	Oliver	Watson
-------	--------	--------

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.

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. GOODMAN called up **HR 736, PN 3876**, entitled:

A Resolution congratulating the Borough of Palo Alto, Schuylkill County, Pennsylvania, on the 150th anniversary of its founding.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

Coleman	Hasay	Payne	Vance
Cornell, S. E.	Hennessey	Petrarca	Veon
Corrigan	Herman	Petri	Vitali
Costa	Hershey	Petrone	Walko
Coy	Hess	Phillips	Wansacz
Crahalla	Hickernell	Pickett	Washington
Creighton	Horsey	Pistella	Waters
Cruz	Hutchinson	Preston	Weber
Curry	James	Raymond	Wheatley
Dailey	Josephs	Readshaw	Williams
Daley	Keller	Reed	Wilt
Dally	Kenney	Reichley	Wojnaroski
DeLuca	Killion	Rieger	Wright
Denlinger	Kirkland	Roberts	Yewcic
Dermody	Kotik	Roebuck	Youngblood
DeWeese	LaGrotta	Rohrer	Yudichak
DiGirolamo	Laughlin	Rooney	Zug
Diven	Leach	Ross	
Donatucci	Lederer	Rubley	
Eachus	Leh	Ruffing	Perzel,
Egolf	Lescovitz		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

Major	Oliver	Watson
-------	--------	--------

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

\* \* \*

Mr. BARRAR called up **HR 737, PN 3877**, entitled:

A Resolution designating May 21, 2004, as “Bike to Work Day” in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Major Oliver Watson

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

\*\*\*

Mr. SCHRODER called up **HR 739, PN 3879**, entitled:

A Resolution observing June 5, 2004, as “Kids’ Day” in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Adolph	Evans, D.	Levdansky	Sainato
Allen	Evans, J.	Lewis	Samuelson
Argall	Fabrizio	Lynch	Santoni
Armstrong	Fairchild	Mackereth	Sather
Baker	Feese	Maher	Saylor
Baldwin	Fichter	Maitland	Scavello
Bard	Fleagle	Manderino	Schroder
Barrar	Flick	Mann	Scrimenti
Bastian	Forcier	Markosek	Semmel
Bebko-Jones	Frankel	Marsico	Shaner
Belardi	Freeman	McCall	Smith, B.
Belfanti	Gabig	McGeehan	Smith, S. H.
Benninghoff	Gannon	McGill	Solobay
Bianucci	Geist	McIlhattan	Staback

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Major Oliver Watson

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

\*\*\*

Mr. LEWIS called up **HR 740, PN 3880**, entitled:

A Resolution designating 2004 as “The Year of Polio Awareness” in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

Adolph	Evans, D.	Levdansky	Sainato
Allen	Evans, J.	Lewis	Samuelson
Argall	Fabrizio	Lynch	Santoni
Armstrong	Fairchild	Mackereth	Sather
Baker	Feese	Maher	Saylor
Baldwin	Fichter	Maitland	Scavello



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

NAYS—0

NOT VOTING—0

EXCUSED—3

Major                      Oliver                      Watson

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

### RESOLUTION

Mr. KILLION called up **HR 741, PN 3881**, entitled:

A Concurrent Resolution establishing the Commission on the Future of the Philadelphia International Airport.

On the question,  
Will the House adopt the resolution?

### MOTION TO SUSPEND RULES

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

Mr. KILLION. Thank you, Mr. Speaker.

I would ask for a suspension of the rules so that I could offer an amendment to this resolution.

The SPEAKER. The gentleman is in order, but we have not seen the amendment. Could we get a copy of that, Mr. Killion.

The gentleman, Mr. Killion, moves that the rules of the House be suspended to offer amendment A1838 to HR 741.

Those in favor of the suspension will vote "aye"; those opposed, "no." The members—

Mr. COY. Mr. Speaker?

The SPEAKER. The Chair rescinds.

The Chair recognizes the gentleman from Franklin, Mr. Coy.

Mr. COY. Could we be at ease for just a moment, please.

The SPEAKER. The gentleman asks for us to be at ease for one moment. The House will be at ease.

(Conference held.)

### GUESTS INTRODUCED

The SPEAKER. While we are waiting for the members to get their act together here on the resolution, the gentleman from Allegheny, Mr. Mustio, would like us to introduce several guests that he has here on the floor of the House of Representatives: Merrin Carter and Maria Mauti. They are seniors at Abundant Life International Academy in Imperial, PA. Merrin and Maria will be taking a year off from their education in order to do mission work at their church and in Cambodia. Susan Beninate is the pastor of Abundant Life Church. Marianne Mauti, mother of Maria Mauti, is the art teacher and chaplain at Abundant Life Church. Would those guests just stand and be recognized.

### FINANCE COMMITTEE MEETING

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

Mr. LEH. Thank you, Mr. Speaker.

Would it be appropriate at this time to make a committee meeting announcement?

The SPEAKER. The gentleman is in order.

Mr. LEH. Thank you, Mr. Speaker.

I would like to announce that there will be a continuation of the House Finance Committee immediately at the call of recess in the rear of this House.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Finance Committee will be meeting in the back of the House at the recess.

### JUDICIARY COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. O'Brien.

Mr. O'BRIEN. Thank you, Mr. Speaker.

The Judiciary meeting that was originally scheduled for 10 a.m. will be held at the call of the recess in 205 Ryan Office Building.

The SPEAKER. The Judiciary Committee will be meeting at the recess in room 205, Ryan Office Building.

### STATE GOVERNMENT COMMITTEE MEETING

The SPEAKER. The gentleman from Bucks, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, at the call of recess, there will be a State Government meeting at the rear of the House.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The State Government Committee will be meeting at the rear of the House at the call of recess.

### REPUBLICAN CAUCUS

The SPEAKER. For what purpose does the gentlelady, Mrs. Taylor, rise?

Mrs. TAYLOR. Thank you, Mr. Speaker.

There will be a Republican majority caucus meeting tomorrow at 9:30 in the caucus room. It will be a very important caucus, Mr. Speaker, and it will start at 9:30.

Thank you.

The SPEAKER. The Chair thanks the gentlelady.

### LABOR RELATIONS COMMITTEE MEETING

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

Mr. ALLEN. Mr. Speaker, I would like to change the Labor Relations Committee meeting originally scheduled for tomorrow morning at 9:30 to 9:15; 9:15 tomorrow morning.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Labor Relations Committee will be meeting at 9:15 tomorrow morning.

### CONSIDERATION OF HR 741 CONTINUED

#### RESOLUTION PASSED OVER

The SPEAKER. HR 741 will be over.

### BILLS REREPORTED FROM COMMITTEE

**HB 1867, PN 2433**

By Rep. ARGALL

An Act amending the act of April 12, 1842 (P.L.262, No.91), entitled "A supplement to an act, entitled 'An act authorizing the Governor to incorporate the Tioga Navigation Company,' passed the twenty-six day of February, one thousand eight hundred and twenty-six, and for other purposes," repealing provisions relating to fees for measuring grain in Philadelphia.

APPROPRIATIONS.

**HB 1868, PN 2434**

By Rep. ARGALL

An Act amending the act of April 26, 1850 (P.L.618, No.364), entitled "An act to vest in Barbara Griffith and Polly Conrad certain supposed escheated personal estate; to incorporate the Delaware and Schuylkill plank road company; and relative to market stalls in the city of Philadelphia," repealing provisions relating to farmers who lease stalls or stands in Philadelphia to sublet them.

APPROPRIATIONS.

**HB 1960, PN 2560**

By Rep. ARGALL

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

APPROPRIATIONS.

**HB 1965, PN 2564**

By Rep. ARGALL

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

APPROPRIATIONS.

**HB 1966, PN 2565**

By Rep. ARGALL

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

APPROPRIATIONS.

**HB 2188, PN 2976**

By Rep. ARGALL

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing payments to school districts for Limited English Proficiency programs.

APPROPRIATIONS.

**HB 2267, PN 3741**

By Rep. ARGALL

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for definitions, for notification and for immunity for good faith conduct relative to sexual offender registration.

APPROPRIATIONS.

**HB 2288, PN 3622**

By Rep. ARGALL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, establishing a career development tax credit.

APPROPRIATIONS.

**HB 2350, PN 3278**

By Rep. ARGALL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing, in corporate net income tax, for the definition of "taxable income."

APPROPRIATIONS.

**HB 2373, PN 3731**

By Rep. ARGALL

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for the powers of the Department of Labor and Industry relating to State-owned buildings; and establishing the Uniform Construction Fund.

APPROPRIATIONS.

**HB 2442, PN 3592**

By Rep. ARGALL

An Act amending the act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act, further providing for legislative intent, for definitions and for proposed regulations and procedure for review.

APPROPRIATIONS.

**HB 2510, PN 3740**

By Rep. ARGALL

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for a semiannual performance audit of registration of sexual offenders.

APPROPRIATIONS.

**SB 815, PN 1543**

By Rep. ARGALL

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, providing for policyholder collateral, for deductible reimbursements and for other policyholder obligations.

APPROPRIATIONS.

**SUPPLEMENTAL CALENDAR A**

**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 1867, PN 2433**, entitled:

An Act amending the act of April 12, 1842 (P.L.262, No.91), entitled "A supplement to an act, entitled 'An act authorizing the Governor to incorporate the Tioga Navigation Company,' passed the twenty-six day of February, one thousand eight hundred and twenty-six, and for other purposes," repealing provisions relating to fees for measuring grain in Philadelphia.

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

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

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

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—1

McGeehan

EXCUSED—3

Major Oliver Watson

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

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

\* \* \*

The House proceeded to third consideration of **HB 1868, PN 2434**, entitled:

An Act amending the act of April 26, 1850 (P.L.618, No.364), entitled "An act to vest in Barbara Griffith and Polly Conrad certain supposed escheated personal estate; to incorporate the Delaware and Schuylkill plank road company; and relative to market stalls in the city of Philadelphia," repealing provisions relating to farmers who lease stalls or stands in Philadelphia to sublet them.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

DeLuca	Killion	Rieger	Wright
Denlinger	Kirkland	Roberts	Yewcic
Dermody	Kotik	Roebuck	Youngblood
DeWeese	LaGrotta	Rohrer	Yudichak
DiGirolamo	Laughlin	Rooney	Zug
Diven	Leach	Ross	
Donatucci	Lederer	Rubley	
Eachus	Leh	Ruffing	Perzel,
Egolf	Lescovitz		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

Major	Oliver	Watson
-------	--------	--------

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

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

\* \* \*

The House proceeded to third consideration of **HB 1960, PN 2560**, entitled:

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

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Major	Oliver	Watson
-------	--------	--------

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

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

\* \* \*

The House proceeded to third consideration of **HB 1965, PN 2564**, entitled:

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

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Major	Oliver	Watson
-------	--------	--------

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

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

\* \* \*

The House proceeded to third consideration of **HB 1966, PN 2565**, entitled:

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

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

**YEAS—200**

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

DeWeese	LaGrotta	Rohrer	Yudichak
DiGirolamo	Laughlin	Rooney	Zug
Diven	Leach	Ross	
Donatucci	Lederer	Rubley	
Eachus	Leh	Ruffing	Perzel, Speaker
Egolf	Lescovitz		

NAYS—0

NOT VOTING—0

EXCUSED—3

Major Oliver Watson

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.

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

**HB 335, PN 381** By Rep. LEH

An Act providing for the exclusion of veterans' disability benefits as eligible income.

FINANCE.

**HB 2471, PN 3528** By Rep. LEH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for monthly, semimonthly and quarterly payment of taxes withheld by employers for purposes of personal income tax.

FINANCE.

**BILL REPORTED AND REREFERRED TO COMMITTEE ON STATE GOVERNMENT**

**HB 2513, PN 3711** By Rep. LEH

An Act amending Title 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for creditable nonstate service.

FINANCE.

**BILL REPORTED AND REREFERRED TO COMMITTEE ON LOCAL GOVERNMENT**

**HB 2520, PN 3718** By Rep. LEH

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, adding and amending certain definitions; prohibiting creation of local government police employee retirement systems; providing for mandatory membership of local government police employees; revising general municipal pension system State aid; and providing for supplemental local government police benefit accumulation plans and for local government contributions and guarantees.

FINANCE.

**HOUSE BILLS  
INTRODUCED AND REFERRED**

**No. 2638** By Representative CAPPELLI

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, further providing for alternative collection of delinquent property taxes, for proceeds of assignment to be paid to taxing district and for administrative reimbursement payment; and providing for assignment of claims by taxing district.

Referred to Committee on FINANCE, May 25, 2004.

**No. 2639** By Representatives McGEEHAN, BARRAR, CAPPELLI, CRAHALLA, FABRIZIO, FREEMAN, GEORGE, GOOD, GRUCELA, LaGROTTA, LEDERER, LEVDANSKY, LYNCH, McCALL, MUNDY, PETRARCA, PISTELLA, READSHAW, SCAVELLO, STURLA, SURRA, TIGUE, WANSACZ, WATSON, HALUSKA, WALKO, CASORIO, CORRIGAN and YOUNGBLOOD

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, requiring Commonwealth agencies to use as a criterion for selection for certain contracts whether all the contract work will be performed exclusively within the geographical boundaries of the United States.

Referred to Committee on COMMERCE, May 25, 2004.

**No. 2640** By Representatives WATSON, CLYMER, PICKETT, YOUNGBLOOD, BALDWIN, BEBKO-JONES, BOYD, BROWNE, CRAHALLA, DAILEY, GOODMAN, JAMES, S. MILLER, O'NEILL, PETRARCA, PISTELLA, SATHER, SOLOBAY, T. STEVENSON, E. Z. TAYLOR and TIGUE

An Act establishing adequate reimbursement standards for care attributed to Huntington's disease for patients; and providing for the powers and duties of the Department of Public Welfare.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 25, 2004.

**No. 2641** By Representatives WATSON, CLYMER, PICKETT, YOUNGBLOOD, BALDWIN, BEBKO-JONES, BOYD, BROWNE, CRAHALLA, DAILEY, GOODMAN, JAMES, S. MILLER, O'NEILL, PETRARCA, PISTELLA, SATHER, SOLOBAY, T. STEVENSON, E. Z. TAYLOR and TIGUE

An Act establishing standards of care for Huntington's disease patients; and providing for the powers and duties of the Department of Health.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 25, 2004.

**No. 2642** By Representatives HANNA, DENLINGER, FRANKEL, LEACH and YOUNGBLOOD

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

Referred to Committee on EDUCATION, May 25, 2004.

**HOUSE RESOLUTIONS  
INTRODUCED AND REFERRED**

**No. 745** By Representatives HARHART, WEBER, MACKERETH, ADOLPH, BEBKO-JONES, BELARDI, BELFANTI, BISHOP, BOYD, BUNT, CAPPELLI, CORRIGAN, CRAHALLA, DALEY, DALLY, DeLUCA, DENLINGER, DeWEESE, DiGIROLAMO, DONATUCCI, EGOLF, FABRIZIO, FLEAGLE, FRANKEL, GABIG, GEIST, GILLESPIE, GINGRICH, GOODMAN, GRUCELA, HARHAI, HARPER, HENNESSEY, HERSHEY, JAMES, KENNEY, LAUGHLIN, LEACH, LEDERER, LEH, LEWIS, MAJOR, MARKOSEK, MELIO, MILLARD, S. MILLER, MUSTIO, PALLONE, PAYNE, PHILLIPS, PICKETT, PISTELLA, READSHAW, REICHLEY, ROBERTS, ROSS, RUBLEY, SATHER, SCAVELLO, SCHRODER, SEMMEL, SHANER, B. SMITH, STERN, R. STEVENSON, E. Z. TAYLOR, TIGUE, TRUE, TURZAI, WALKO, WATSON, WOJNAROSKI, YOUNGBLOOD and YUDICHAK

A Resolution directing the Joint State Government Commission to investigate and report on the prevalence and burden of cervical cancer.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 25, 2004.

**No. 750** By Representatives DeWEESE and VEON

A Resolution directing the appointment of a task force to study the recruitment, training and retention of physicians in this Commonwealth, including rural and medically underserved areas of Pennsylvania.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 25, 2004.

**No. 752** By Representatives DeWEESE, HERSHEY, COY, CRAHALLA, DALEY, MUSTIO, BEBKO-JONES, GOOD, DERMODY, SCHRODER, FABRIZIO, SEMMEL, CRUZ, GEORGE, GILLESPIE, JAMES, LAUGHLIN, LEACH, LEDERER, LESCOVITZ, MANN, McCALL, PALLONE, PISTELLA, READSHAW, SAINATO, SHANER, WASHINGTON, ROBERTS and YOUNGBLOOD

A Resolution endorsing and supporting the American Sommelier Association as the official education organization of all sommeliers within this Commonwealth.

Referred to Committee on EDUCATION, May 25, 2004.

**No. 753** By Representatives BOYD, PALLONE, PAYNE, WATSON, WHEATLEY, WASHINGTON, TIGUE, READSHAW, HARRIS, DAILEY, WOJNAROSKI, GOOD, DENLINGER, JAMES, GOODMAN, E. Z. TAYLOR, DeLUCA, GEIST, GINGRICH, SAYLOR, CAUSER, CAPPELLI, SCAVELLO, HASAY, BARRAR, HICKERNELL, BALDWIN, McILHATTAN, PICKETT, YOUNGBLOOD, ROBERTS and BASTIAN

A Resolution urging the Centers for Medicare and Medicaid Services (CMS) to approve Pennsylvania's assessment.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 25, 2004.

### **DEMOCRATIC CAUCUS**

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I have two announcements.

First, there will be informal discussions in the Democratic caucus room upon the recess today.

Secondly, there will be a Democratic caucus to go over a very complex and demanding schedule tomorrow, at 10 a.m. tomorrow.

The SPEAKER. Just reminding the members, we are in session tomorrow at 11 a.m. There will be no further votes cast today.

### **BILLS AND RESOLUTIONS PASSED OVER**

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

### **ADJOURNMENT**

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Leach.

Mr. LEACH. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 26, 2004, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 11:18 a.m., e.d.t., the House adjourned.