

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, SEPTEMBER 27, 2004

SESSION OF 2004

188TH OF THE GENERAL ASSEMBLY

No. 53

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (BRETT FEESE) PRESIDING

PRAYER AND PLEDGE OF ALLEGIANCE DISPENSED WITH

The SPEAKER pro tempore. Without objection, the prayer and the Pledge of Allegiance will be dispensed with. The Chair hears no objection.

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Tuesday, July 6, 2004, will be postponed until printed.

RESIGNATION OF MEMBER

The SPEAKER pro tempore. A communication, which the clerk will read.

The following letter was read:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

September 2, 2004

Hon. John M. Perzel, Speaker
Pennsylvania House of Representatives
139 Main Capitol Building
Harrisburg PA 17120

Dear Mr. Speaker:

I hereby resign as a member of the Pennsylvania House of Representatives effective this date.

Sincerely yours,
Jeffrey W. Coy
State Representative
89th District

COMMUNICATION FROM AUDITOR GENERAL

The SPEAKER pro tempore. The Speaker acknowledges receipt of a certificate from the Auditor General pursuant to Article VIII, section 7(a)(4), of the Pennsylvania Constitution stating debt and obligations for the Commonwealth as of September 2004 in accordance with the Capital Facilities Debt Enabling Act.

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

COMMUNICATION FROM PENNSYLVANIA PUBLIC UTILITY COMMISSION

The SPEAKER pro tempore. The Speaker acknowledges receipt of a report from the Pennsylvania Public Utility Commission entitled "Electric Power Outlook for Pennsylvania 2003-2008."

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

COMMUNICATION FROM PHILADELPHIA PARKING AUTHORITY

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Philadelphia Parking Authority's fiscal year 2004 audit.

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

REPORT SUBMITTED

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Joint State Government Commission's report on certified school nurses submitted pursuant to HR 427.

(Copy of report is on file with the Chief Clerk.)

COMMUNICATION FROM DEPARTMENT OF HEALTH

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Department of Health's Report of Maternal Deaths, Pennsylvania Occurrences 2002.

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

**COMMUNICATION FROM
DEPARTMENT OF COMMUNITY
AND ECONOMIC DEVELOPMENT**

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Department of Community and Economic Development's 2004 Mid-Year Allocation Report as required by Act 113, section 2706, of the Job Enhancement Act of 1996.

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

**COMMUNICATION FROM
DEPARTMENT OF HEALTH**

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Department of Health's annual Quality Assurance Report for the period of July 1, 2002, through June 30, 2003.

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

REPORTS SUBMITTED

The SPEAKER pro tempore. The Speaker acknowledges receipt, in accordance with the Abortion Control Act of 1988, two reports: 2003 Abortion Statistics and the Report of Maternal Deaths in Pennsylvania Occurrences 2002.

(Copy of reports are on file with the Chief Clerk.)

**COMMUNICATION FROM
DEPARTMENT OF REVENUE**

The SPEAKER pro tempore. The Speaker acknowledges receipt, in accordance with the provisions of Act 4 of 2001, the Department of Revenue's list of all scholarship and educational improvement organizations receiving a tax credit.

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

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2700 By Representatives S. E. CORNELL, GEORGE, JAMES, FLICK, HERSHEY, HERMAN, TIGUE, WASHINGTON, BISHOP, MANN, E. Z. TAYLOR, FAIRCHILD, CAUSER, STABACK, PETRARCA, GODSHALL, SCAVELLO, CRAHALLA, ALLEN, GOODMAN, PICKETT, HENNESSEY, BUNT, BOYD, WEBER, GRUCELA, SATHER, LEACH, DeWEESE, O'NEILL, HESS, McILHATTAN, B. SMITH, BROWNE, R. MILLER, CRUZ, KOTIK, J. EVANS, WRIGHT, REICHLEY, MARKOSEK, BEBKO-JONES, HARPER, S. MILLER, STERN, ADOLPH, LaGROTTA, MAHER, DAILEY, LEH, SURRA and RAYMOND

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for school lunch and breakfast reimbursement.

Referred to Committee on EDUCATION, September 27, 2004.

No. 2804 By Representatives HUTCHINSON, CAUSER, DALLY, FORCIER, LYNCH, McILHATTAN, METCALFE, R. STEVENSON and WILT

An Act amending the act of December 18, 1984 (P.L.1069, No.214), known as the Coal and Gas Resource Coordination Act, further providing for minimum distance between gas wells, for voluntary agreements and for validity of voluntary agreements.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, July 16, 2004.

No. 2805 By Representatives BROWNE, THOMAS, GEORGE, HORSEY, JAMES, MANDERINO, WILT and YOUNGBLOOD

An Act amending the act of April 6, 1951 (P.L.69, No.20), known as The Landlord and Tenant Act of 1951, further providing for appeal by tenants.

Referred to Committee on JUDICIARY, July 16, 2004.

No. 2806 By Representatives BROWNE, BALDWIN, CAPPELLI, CAWLEY, CRAHALLA, DAILEY, DENLINGER, GEIST, GEORGE, GOODMAN, HARHART, HENNESSEY, HERSHEY, HORSEY, JAMES, MACKERETH, MILLARD, MUNDY, SCAVELLO, SEMMEL, THOMAS, TIGUE, WEBER, YOUNGBLOOD, YUDICHAK, E. Z. TAYLOR and GINGRICH

An Act amending the act of December 18, 1996 (P.L.1066, No.159), known as the Accident and Health Filing Reform Act, further providing for required group rate filings.

Referred to Committee on INSURANCE, July 16, 2004.

No. 2807 By Representatives BROWNE, BELFANTI, CAPPELLI, CORRIGAN, CREIGHTON, GRUCELA, HARHART, HARPER, HESS, HORSEY, KILLION, MANN, MARSICO, MELIO, PICKETT, SCAVELLO, SEMMEL, E. Z. TAYLOR, WATSON, YOUNGBLOOD, GEIST, BENNINGHOFF and CRAHALLA

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, imposing a criminal justice information sharing fee for convictions; and establishing the Criminal Justice Information Sharing Fund.

Referred to Committee on JUDICIARY, July 16, 2004.

No. 2808 By Representatives SOLOBAY, ARGALL, BEBKO-JONES, BELFANTI, BROWNE, CAPPELLI, COSTA, COY, CREIGHTON, CRUZ, DALEY, DeWEESE, GINGRICH, GRUCELA, HESS, HUTCHINSON, KOTIK, MANN, MUSTIO, PHILLIPS, PISTELLA, REICHLEY, SAYLOR, THOMAS, WASHINGTON, WOJNAROSKI, GEORGE, GOODMAN, HERSHEY, HORSEY, JAMES, LAUGHLIN, McGEEHAN, PAYNE, PICKETT, READSHAW, ROHRER, SURRA, WANSACZ, WILT and YOUNGBLOOD

An Act amending the act of June 13, 1907 (P.L.560, No.373), entitled "An act designating the official flag of the Commonwealth of Pennsylvania, and describing the same; providing for the carrying of such flag by the regiments of the National Guard of Pennsylvania; authorizing the Secretary of the Commonwealth to provide, and have deposited in the office of Secretary of the Commonwealth, a model of said flag, and making an appropriation therefor," further providing for specifications for the official flag of the Commonwealth.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 29, 2004.

No. 2809 By Representatives GEORGE, DeWEESE, BEBKO-JONES, BELFANTI, BROWNE, COY, CRAHALLA, DeLUCA, FABRIZIO, FREEMAN, GOOD, GOODMAN, GRUCELA, HALUSKA, HENNESSEY, JAMES, JOSEPHS, LAUGHLIN, MARKOSEK, NAILOR, SOLOBAY, THOMAS, TIGUE, WALKO, WANSACZ, WASHINGTON, WATERS, WHEATLEY, WOJNAROSKI and YOUNGBLOOD

An Act requiring the Insurance Department to conduct a study relating to the availability of health insurance coverage for individuals with preexisting conditions; and providing for a report to the General Assembly.

Referred to Committee on INSURANCE, July 29, 2004.

No. 2810 By Representatives FLICK, MAITLAND, THOMAS, TIGUE, ARMSTRONG, BOYD, CREIGHTON, DENLINGER, LEDERER, McILHATTAN, METCALFE, E. Z. TAYLOR, WILT and VANCE

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for duties of electors.

Referred to Committee on STATE GOVERNMENT, July 29, 2004.

No. 2811 By Representatives JAMES, WILLIAMS, MYERS, LaGROTTA, PALLONE, WASHINGTON, WATERS, FAIRCHILD, HARHAI, READSHAW, LYNCH, BOYD, SCAVELLO, KIRKLAND and GEIST

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, providing for candidate drug testing.

Referred to Committee on STATE GOVERNMENT, July 29, 2004.

No. 2812 By Representatives CRUZ, YOUNGBLOOD, THOMAS, GOODMAN, ROBERTS, JAMES, KIRKLAND and HORSEY

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for qualification of electors.

Referred to Committee on STATE GOVERNMENT, July 29, 2004.

No. 2813 By Representatives CRUZ, YOUNGBLOOD, McNAUGHTON, KIRKLAND and THOMAS

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

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, July 29, 2004.

No. 2814 By Representative HUTCHINSON

An Act authorizing the Department of General Services, with the approval of the Governor and the Department of Public Welfare, to grant and convey to Frenchcreek Township, Venango County, approximately 65.36 acres which includes the sewage treatment facilities, conveyance system, all improvements thereon and easements, at Polk Center in Polk Borough, Venango County.

Referred to Committee on STATE GOVERNMENT, July 29, 2004.

No. 2815 By Representatives FRANKEL, BROWNE, DeLUCA, EGOLF, MUNDY, STABACK, THOMAS and TRUE

An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further defining "crimes related to public office or public employment."

Referred to Committee on FINANCE, July 29, 2004.

No. 2816 By Representatives METCALFE, ARMSTRONG, BOYD, DENLINGER, EGOLF, FORCIER, GEIST, MUSTIO, PICKETT, SCRIMENTI and WEBER

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for nomination petitions.

Referred to Committee on STATE GOVERNMENT, July 29, 2004.

No. 2817 By Representative CAWLEY

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, requiring health insurers to cover positron emissions tomography scans.

Referred to Committee on INSURANCE, July 29, 2004.

No. 2818 By Representatives McNAUGHTON, KILLION, BELARDI, BUNT, DENLINGER, FLEAGLE, HARRIS, HERSHEY, HORSEY, PAYNE, PICKETT, SAYLOR, SCAVELLO, STERN, WASHINGTON and YOUNGBLOOD

An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, further providing for the civil service status of Pennsylvania Emergency Management Agency staff.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, July 29, 2004.

No. 2819 By Representatives SURRA, GRUCELA, THOMAS, BARRAR, BEBKO-JONES, BELARDI, BIANCUCCI, BISHOP, CAPPELLI, CORRIGAN, CRUZ, DALEY, DAILEY, DeWEESE, FABRIZIO, FLEAGLE, GEORGE, GERGELY, GOODMAN, HALUSKA, HARHAI,

HERSHEY, HORSEY, JAMES, LaGROTTA, LEACH, LEDERER, MANDERINO, McCALL, McILHATTAN, PALLONE, PETRARCA, READSHAW, REICHLEY, ROEBUCK, SAINATO, SAYLOR, SCAVELLO, SHANER, SOLOBAY, STABACK, VEON, WILT, YOUNGBLOOD, YUDICHAK and McILHINNEY

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 certificates qualifying persons to teach.

Referred to Committee on EDUCATION, July 29, 2004.

No. 2820 By Representatives GODSHALL, BARD, BASTIAN, BEBKO-JONES, BELFANTI, CAPPELLI, CAUSER, S. E. CORNELL, CORRIGAN, CRAHALLA, CREIGHTON, FICHTER, GEORGE, GINGRICH, GOOD, GRUCELA, HARPER, HENNESSEY, HERSHEY, HESS, HORSEY, KILLION, LEDERER, MAJOR, S. MILLER, NAILOR, PICKETT, READSHAW, SCAVELLO, SCHRODER, SEMMEL, STABACK, T. STEVENSON, R. STEVENSON, E. Z. TAYLOR, THOMAS, TIGUE, WOJNAROSKI and YOUNGBLOOD

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for delivering or mailing of ballots and for certain notice to county board of elections.

Referred to Committee on STATE GOVERNMENT, August 16, 2004.

No. 2821 By Representatives S. E. CORNELL, SOLOBAY, GOODMAN, LYNCH, THOMAS, CAUSER, SCAVELLO, BUNT, STABACK, HALUSKA, SATHER, CAPPELLI, RUBLEY, J. TAYLOR, CRUZ, GEORGE, LEVDANSKY, WATSON, CREIGHTON, E. Z. TAYLOR, HERSHEY, SCHRODER, GINGRICH, GRUCELA, LEWIS, CLYMER, HERMAN, R. MILLER, HARPER, CRAHALLA, GEIST and HORSEY

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of destruction of a survey monument.

Referred to Committee on JUDICIARY, August 16, 2004.

No. 2822 By Representatives S. E. CORNELL, STERN, GOODMAN, LYNCH, THOMAS, T. STEVENSON, SCAVELLO, BUNT, PICKETT, HALUSKA, LEACH, CAPPELLI, HARRIS, J. TAYLOR, TURZAI, GEORGE, LEVDANSKY, WATSON, DALLY, E. Z. TAYLOR, HERSHEY, WEBER, GINGRICH, LEWIS, CRAHALLA and GEIST

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for actions relating to land surveying.

Referred to Committee on JUDICIARY, August 16, 2004.

No. 2823 By Representatives S. E. CORNELL, BUNT, SATHER, STERN, E. Z. TAYLOR, BOYD, PETRI,

GINGRICH, LEWIS, RUBLEY, WATSON, CRAHALLA, SCHRODER and GEIST

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the offense of the destruction of a survey monument; and further providing for actions relating to land surveying.

Referred to Committee on JUDICIARY, August 16, 2004.

No. 2824 By Representative CAWLEY

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for protection of children from secondhand smoke.

Referred to Committee on TRANSPORTATION, August 16, 2004.

No. 2825 By Representatives MUSTIO, TURZAI, ARGALL, ARMSTRONG, BAKER, BALDWIN, BIRMELIN, BOYD, CAPPELLI, CAUSER, CLYMER, COLEMAN, COSTA, CRAHALLA, DAILEY, DALLY, DENLINGER, EGOLF, FAIRCHILD, HANNA, HARHART, HARPER, HARRIS, HENNESSEY, HERMAN, HERSHEY, HESS, HICKERNELL, HUTCHINSON, LEH, MARSICO, McNAUGHTON, METCALFE, MILLARD, NICKOL, PETRARCA, PISTELLA, RAYMOND, READSHAW, REICHLEY, RUBLEY, SATHER, SAYLOR, SCAVELLO, SCHRODER, FLICK, SCRIMENTI, R. STEVENSON, T. STEVENSON, TIGUE, TRUE, WALKO, WATSON, WILT, WRIGHT, YUDICHAK, S. MILLER, GOOD, STERN and GRUCELA

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for public official financial interest relating to gaming.

Referred to Committee on RULES, August 16, 2004.

No. 2826 By Representative SATHER

An Act designating the bridge on State Route 522 crossing the Black Log Creek, just south of Orbisonia, Cromwell Township, Huntingdon County, as the Huntingdon County World War II Veterans Memorial Bridge.

Referred to Committee on TRANSPORTATION, August 16, 2004.

No. 2827 By Representatives LEDERER, McGEEHAN, BROWNE, GEORGE, GRUCELA, HARHAI, HESS, LaGROTTA, LYNCH, MELIO, PAYNE, PETRARCA, SHANER, B. SMITH, SOLOBAY, TIGUE and WATSON

An Act amending Title 15 (Corporations and Unincorporated Associations) of the Pennsylvania Consolidated Statutes, providing for outsourcing of jobs.

Referred to Committee on LABOR RELATIONS, August 16, 2004.

No. 2828 By Representatives VANCE, B. SMITH, NAILOR, TIGUE, BALDWIN, BARD, BELFANTI, BUNT, CAPPELLI, CAUSER, CLYMER, CRAHALLA, EGOLF, J. EVANS,

FAIRCHILD, FEESE, GEIST, GINGRICH, GRUCELA, HALUSKA, HENNESSEY, HERSHEY, HESS, HUTCHINSON, KILLION, LEH, LEWIS, R. MILLER, NICKOL, O'NEILL, PHILLIPS, PISTELLA, REICHLEY, ROSS, RUBLEY, SAYLOR, SCHRODER, STABACK, TRUE, TURZAI, WILT, E. Z. TAYLOR, BASTIAN and PALLONE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing immunity for employers from certain acts of their employees.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, September 2, 2004.

No. 2829 By Representatives PALLONE, ARMSTRONG, BELFANTI, BOYD, CAPPELLI, CLYMER, DENLINGER, DeWEESE, EGOLF, FAIRCHILD, FEESE, FLEAGLE, GABIG, GEORGE, GERGELY, GODSHALL, GOODMAN, HALUSKA, HARHAI, HARRIS, HENNESSEY, HORSEY, JAMES, KOTIK, LEVDANSKY, McILHATTAN, McNAUGHTON, NICKOL, PAYNE, PISTELLA, PRESTON, REICHLEY, SATHER, SOLOBAY, STABACK, R. STEVENSON, SURRA, J. TAYLOR, TIGUE, WASHINGTON, WATERS and WILT

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for firearms not to be carried without a license and for firearms licenses.

Referred to Committee on JUDICIARY, September 2, 2004.

No. 2831 By Representatives PALLONE, SAYLOR, BEBKO-JONES, BELFANTI, BIANCUCCI, CAWLEY, CORRIGAN, CREIGHTON, CURRY, DONATUCCI, FABRIZIO, FREEMAN, GEORGE, GRUCELA, HALUSKA, HARHAI, HENNESSEY, WEBER, YOUNGBLOOD, YUDICHAK, READSHAW, PRESTON, PISTELLA, MUNDY, HERSHEY, HORSEY, JAMES, KELLER, KOTIK, LAUGHLIN, LEACH, LEDERER, LEVDANSKY, MANDERINO, MARKOSEK, McCALL, McILHATTAN, REICHLEY, SHANER, SOLOBAY, R. STEVENSON, SURRA, E. Z. TAYLOR, THOMAS, TIGUE, WASHINGTON and WATERS

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for proper notification of intention to cancel.

Referred to Committee on INSURANCE, September 2, 2004.

No. 2832 By Representatives FRANKEL, BROWNE, GRUCELA, HARPER, HUTCHINSON, MARKOSEK, R. MILLER, PETRARCA, PISTELLA, READSHAW, SCAVELLO, WALKO, YOUNGBLOOD, COSTA and PALLONE

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

Referred to Committee on FINANCE, September 2, 2004.

No. 2833 By Representatives BAKER, PERZEL, S. H. SMITH, FEESE, CIVERA, PHILLIPS, CLYMER, ARMSTRONG, BALDWIN, BARRAR, BASTIAN, BENNINGHOFF, BOYD, BROWNE, CRAHALLA, DAILEY, DALLY, EGOLF, FAIRCHILD, FICHTER, FLEAGLE, FLICK, FREEMAN, GINGRICH, GOOD, GRUCELA, HARPER, HARRIS, HENNESSEY, HERMAN, HERSHEY, HESS, HICKERNELL, HUTCHINSON, MARSICO, McILHATTAN, McNAUGHTON, METCALFE, MILLARD, R. MILLER, S. MILLER, MUSTIO, REICHLEY, RUBLEY, SATHER, SCAVELLO, SCHRODER, STERN, T. STEVENSON, R. STEVENSON, TRUE, TURZAI, VITALI, WEBER, WILT, YOUNGBLOOD, ZUG, E. Z. TAYLOR and GABIG

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for general and specific powers of the Pennsylvania Gaming Control Board and for enforcement by the Bureau of Investigation and Enforcement; and prohibiting certain activities relating to corrupt organizations.

Referred to Committee on RULES, September 2, 2004.

No. 2834 By Representatives CRUZ, YOUNGBLOOD, BEBKO-JONES, LEDERER, HARHAI, WILT, JAMES, YUDICHAK, LEH, TIGUE, WASHINGTON, BOYD, GERGELY, BISHOP and GINGRICH

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for DNA tests to determine paternity.

Referred to Committee on JUDICIARY, September 2, 2004.

No. 2835 By Representatives LEACH, BEBKO-JONES, BELFANTI, BROWNE, COLEMAN, CRAHALLA, CRUZ, DeWEESE, GERGELY, HARHAI, MANN, MARKOSEK, MYERS, PISTELLA, READSHAW, SCAVELLO and TANGRETTI

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for an offense relating to drug-free park zones.

Referred to Committee on JUDICIARY, September 2, 2004.

No. 2836 By Representatives TANGRETTI, MICOZZIE, LEVDANSKY, ARMSTRONG, BAKER, BEBKO-JONES, BELFANTI, CASORIO, CAWLEY, CRAHALLA, DALEY, DALLY, EGOLF, FAIRCHILD, FLEAGLE, FLICK, FRANKEL, GEORGE, GOOD, GOODMAN, GRUCELA, HANNA, HARHAI, HARPER, HARRIS, HENNESSEY, HERMAN, HERSHEY, HESS, HICKERNELL, HUTCHINSON, KENNEY, LEACH, LEH, MANDERINO, MARKOSEK, McILHATTAN, MYERS, O'NEILL, PALLONE, PETRARCA, PISTELLA, READSHAW, REICHLEY, RUBLEY, SCHRODER, SCRIMENTI, SHANER, STABACK, R. STEVENSON, T. STEVENSON, TIGUE, TRUE, VITALI, WALKO, WILT, WOJNAROSKI, WRIGHT, YOUNGBLOOD, YUDICHAK, TURZAI and BASTIAN

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for public officials' financial interests in racing and gaming.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, September 2, 2004.

No. 2837 By Representative KENNEY

An Act amending the act of July 5, 2004 (P.L.654, No.72), known as the Homeowner Tax Relief Act, further providing for the reduction of wage taxes in cities of the first class; and providing for senior citizen real property tax rebates in cities of the first class.

Referred to Committee on FINANCE, September 17, 2004.

No. 2838 By Representatives DiGIROLAMO, SOLOBAY, SEMMEL, ARGALL, ARMSTRONG, BASTIAN, BOYD, BROWNE, BUNT, CAUSER, CLYMER, S. E. CORNELL, CRAHALLA, CURRY, DAILEY, DALEY, DeLUCA, DENLINGER, DeWEESE, J. EVANS, FAIRCHILD, FEESE, FLEAGLE, FORCIER, FREEMAN, GEORGE, GERGELY, GILLESPIE, GINGRICH, GOOD, GOODMAN, GRUCELA, HALUSKA, HARHAI, HARPER, HARRIS, HERSHEY, HESS, HORSEY, JAMES, KELLER, KENNEY, KILLION, KOTIK, LaGROTTA, LEACH, LEDERER, LEVDANSKY, LEWIS, MANDERINO, MANN, MARKOSEK, McCALL, MELIO, MICOZZIE, MILLARD, S. MILLER, MUNDY, O'NEILL, PAYNE, PETRARCA, PHILLIPS, PICKETT, PISTELLA, RAYMOND, READSHAW, SAINATO, SAYLOR, SCAVELLO, SHANER, B. SMITH, STABACK, STERN, SURRA, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, WALKO, WATERS, WATSON, WEBER, WILT, WOJNAROSKI, YOUNGBLOOD, YUDICHAK, EACHUS, PETRI, WRIGHT and PALLONE

An Act providing for automobile insurance coverage for members of volunteer fire companies and volunteer ambulance services.

Referred to Committee on INSURANCE, September 17, 2004.

No. 2839 By Representatives CASORIO, DENLINGER, GERGELY, HARHAI, LYNCH, McILHATTAN and REICHLEY

An Act amending the act of May 31, 1933 (P.L.1108, No.272), entitled "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employees of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the third class; defining the powers and duties of civil service commissions for such purposes; and fixing penalties," providing for residency requirements.

Referred to Committee on LOCAL GOVERNMENT, September 8, 2004.

No. 2840 By Representatives FRANKEL, BEBKO-JONES, JAMES, LAUGHLIN, LEACH, LEDERER, LEVDANSKY, MUNDY, NICKOL, PISTELLA, ROONEY, STURLA, THOMAS, WEBER, WHEATLEY and JOSEPHS

An Act amending Titles 20 (Decedents, Estates and Fiduciaries) and 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for right to dispose of decedent's remains;

providing for persons authorized to make medical decisions; further providing for persons who may execute anatomical gift, for rights and duties at death, for The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund and for confidentiality of organ donor information; and providing for life partnerships, for life partnership forms and records for fees, for termination of life partnerships, for medical facility visitation and for rights during medical emergencies.

Referred to Committee on JUDICIARY, September 8, 2004.

No. 2841 By Representatives MAITLAND, SAYLOR, ARMSTRONG, BELFANTI, BOYD, S. E. CORNELL, EGOLF, FAIRCHILD, GEORGE, GOOD, GOODMAN, HALUSKA, JAMES, KOTIK, MANDERINO, ROHRER, SHANER, STABACK, E. Z. TAYLOR, THOMAS, TIGUE, WASHINGTON, WEBER and SOLOBAY

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

Referred to Committee on INSURANCE, September 8, 2004.

No. 2842 By Representatives TRUE, THOMAS, SCAVELLO, ARMSTRONG, BAKER, BALDWIN, BASTIAN, BOYD, CLYMER, CRAHALLA, CREIGHTON, DALLY, DENLINGER, EGOLF, FAIRCHILD, FLEAGLE, FLICK, GABIG, GINGRICH, GRUCELA, HARPER, HARRIS, HENNESSEY, HERSHEY, HESS, HICKERNELL, LEH, LEVDANSKY, MAHER, McNAUGHTON, S. MILLER, NAILOR, REICHLEY, ROHRER, RUBLEY, SAYLOR, STERN, R. STEVENSON, T. STEVENSON, TURZAI, VANCE, WALKO, WATSON, WEBER, WILT, BENNINGHOFF and SCHRODER

An Act repealing a provision of law which provides for preemption of authority relating to zoning or land use for licensed gaming entities, licensed racetracks and proposed racetracks.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, September 17, 2004.

No. 2843 By Representatives FRANKEL, CRAHALLA, DeLUCA, GOODMAN, JAMES, JOSEPHS, LEDERER, ROONEY, SATHER, WALKO, YOUNGBLOOD and LEACH

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for restricted use commercial fertilizers and agricultural minerals, for duties of the Department of Agriculture and for violations.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, September 17, 2004.

No. 2844 By Representatives MAITLAND, FAIRCHILD, CORRIGAN, BOYD, CAWLEY, HARRIS, PAYNE, PHILLIPS, REICHLEY, STERN, WHEATLEY, WILT, BENNINGHOFF, PETRARCA, HESS, YOUNGBLOOD, SCRIMENTI, DENLINGER, CAPPELLI, GEIST, ARMSTRONG, LEACH, SCAVELLO, B. SMITH, PALLONE, BASTIAN and KILLION

An Act providing for the issuance of identification cards for retired law enforcement officers; and providing for the powers and duties of law enforcement agencies and the Pennsylvania State Police.

Referred to Committee on JUDICIARY, September 17, 2004.

No. 2845 By Representatives MUSTIO, ARMSTRONG, BARRAR, BELFANTI, DALEY, DENLINGER, JAMES, McNAUGHTON, PAYNE, RAYMOND, REICHLEY, SATHER, SOLOBAY, T. STEVENSON, THOMAS, WASHINGTON, WATSON, YOUNGBLOOD and PALLONE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for registration of personnel authorized to display visual and audible signals on emergency vehicles.

Referred to Committee on TRANSPORTATION, September 17, 2004.

No. 2846 By Representatives MUSTIO, ARMSTRONG, BALDWIN, CAPPELLI, CAUSER, CLYMER, CRAHALLA, DENLINGER, HENNESSEY, HERSHEY, KILLION, LEACH, LEWIS, O'NEILL, PISTELLA, REICHLEY, SCAVELLO, SCRIMENTI, SOLOBAY, WILT, YOUNGBLOOD and PALLONE

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for general powers of mayor.

Referred to Committee on LOCAL GOVERNMENT, September 17, 2004.

No. 2847 By Representatives VANCE, TRUE, DeWEESE, BIRMELIN, ARMSTRONG, BALDWIN, BELFANTI, BENNINGHOFF, BOYD, CAPPELLI, CRAHALLA, DeLUCA, DENLINGER, FLEAGLE, FRANKEL, GEIST, GOOD, GOODMAN, HARRIS, HENNESSEY, HERSHEY, LEACH, LEH, McNAUGHTON, R. MILLER, NICKOL, PISTELLA, ROSS, RUBLEY, B. SMITH, STERN, E. Z. TAYLOR, THOMAS, TIGUE, WALKO, WATSON, WEBER, WILT, YUDICHAK, WANSACZ, YOUNGBLOOD and SCHRODER

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

Referred to Committee on JUDICIARY, September 27, 2004.

No. 2848 By Representatives T. STEVENSON, ARMSTRONG, BOYD, CAUSER, GILLESPIE, HARRIS, HENNESSEY, HERSHEY, KILLION, LEACH, LEDERER, NAILOR, O'NEILL, PAYNE, REICHLEY, SCAVELLO, SCHRODER, TIGUE, WASHINGTON, WEBER and B. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting the presence of radar detectors in a motor vehicle used to transport school children.

Referred to Committee on TRANSPORTATION, September 27, 2004.

No. 2849 By Representatives HERMAN and BENNINGHOFF

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing a tuition containment grant program for eligible institutions which limit the annual increases in tuition and fees.

Referred to Committee on EDUCATION, September 27, 2004.

No. 2850 By Representatives DALEY, READSHAW, MYERS, LEACH, FABRIZIO, LEDERER, SAINATO, HARHAI, BOYD, ROEBUCK, SHANER, HARPER, PETRARCA, TIGUE, PALLONE, GOODMAN, KIRKLAND, STABACK, PISTELLA, McGEEHAN, GRUCELA, GERGELY, MANN, BEBKO-JONES, MELIO, YOUNGBLOOD, FRANKEL, GEORGE, COSTA, JAMES, WASHINGTON, DERMODY and SCRIMENTI

An Act amending the act of May 21, 1937 (P.L.774, No.211), referred to as the Pennsylvania Turnpike Commission Act, providing for waiver of tolls for funeral procession.

Referred to Committee on TRANSPORTATION, September 27, 2004.

No. 2851 By Representatives GRUCELA, FREEMAN, DALLY, SCAVELLO, DeWEESE, MANN, SOLOBAY, YUDICHAK, CAPPELLI, REICHLEY, TIGUE and McCALL

An Act relating to joint action by the State of New Jersey and the Commonwealth of Pennsylvania and through the instrumentality of the Delaware River Joint Toll Bridge Commission; authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey, supplementing the compact or agreement entitled "Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties," as heretofore amended and supplemented; establishing notice, hearing, information and financial record requirements for the increase of tolls; requiring a detailed annual fiscal report to the governors and the legislatures; establishing requirements for the approval of capital plans and the authorization of projects; requiring the revision of open public records policies; regulating the use of credit cards and charge cards; and authorizing the Governor to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent to such supplemental compact or agreement.

Referred to Committee on STATE GOVERNMENT, September 27, 2004.

No. 2852 By Representatives REED, ARGALL, ARMSTRONG, BUNT, GEIST, GINGRICH, HERSHEY, HESS, HORSEY, JAMES, LYNCH, R. MILLER, SCAVELLO, SOLOBAY, E. Z. TAYLOR and THOMAS

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 sale of unused and unnecessary lands and buildings.

Referred to Committee on EDUCATION, September 27, 2004.

No. 2853 By Representatives REED, ALLEN, BARRAR, BASTIAN, BEBKO-JONES, BELFANTI, CAPPELLI, CAUSER, COLEMAN, CRAHALLA, CURRY, DALLY, FAIRCHILD, FICHTER, GEIST, GOOD, GOODMAN, HANNA, HARHART, HARRIS, HENNESSEY, HERSHEY, HESS, HORSEY, JAMES, KOTIK, LAUGHLIN, MICOZZIE, S. MILLER, O'NEILL, PISTELLA, SANTONI, SATHER, SCAVELLO, SCRIMENTI, SEMMEL, SHANER, B. SMITH, STERN, THOMAS, TIGUE, TURZAI and YOUNGBLOOD

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for the definition of "eligible annuitants" and for health insurance premium assistance.

Referred to Committee on FINANCE, September 27, 2004.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 832 By Representatives WOJNAROSKI, TIGUE, GOODMAN, PALLONE, FABRIZIO, KOTIK, PISTELLA, STABACK, YOUNGBLOOD, JOSEPHS, LEVDANSKY, FREEMAN, REICHLEY, HESS and GERGELY

A Resolution memorializing the Congress of the United States to support the suspension for one year of the use of Federal dollars to build new logging roads in Alaska's Tongass National Forest.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, July 29, 2004.

No. 833 By Representatives WRIGHT, E. Z. TAYLOR, DIGIROLAMO, GEIST, HERSHEY, MCGILL, BEBKO-JONES, CAUSER, CRUZ, DALEY, FORCIER, FRANKEL, GILLESPIE, GRUCELA, HARHART, HENNESSEY, HESS, JAMES, KOTIK, LAUGHLIN, LEDERER, LEH, MAJOR, MARKOSEK, O'NEILL, PICKETT, READSHAW, ROBERTS, ROSS, RUBLEY, SAINATO, SATHER, SCAVELLO, STABACK, T. STEVENSON, THOMAS, TIGUE, WALKO, WEBER, BROWNE and B. SMITH

A Resolution recognizing the week of September 27 through October 3, 2004, "Equal Parents' Week."

Referred to Committee on JUDICIARY, August 16, 2004.

No. 836 By Representatives PALLONE, ARMSTRONG, BARRAR, BELFANTI, BENNINGHOFF, CAPPELLI, CRUZ, DIGIROLAMO, EGOLF, FABRIZIO, FEESE, FLEAGLE, GEIST, GEORGE, GERGELY, GOODMAN, GRUCELA, HERSHEY, HORSEY, JAMES, LEVDANSKY, PISTELLA, PRESTON, ROBERTS, SOLOBAY, R. STEVENSON, J. TAYLOR, TIGUE and WASHINGTON

A Resolution urging the Congress of the United States to favorably consider and adopt H.R. 915, which would establish a national carrying standard in order to allow any individual who possesses a valid and lawfully issued firearms carrying permit or license issued by one state to carry in any other state.

Referred to Committee on JUDICIARY, September 2, 2004.

No. 837 By Representatives TANGRETTI, LEVDANSKY, DeWEESE, VEON, MICOZZIE, ARMSTRONG, BAKER, BEBKO-JONES, BELFANTI, CASORIO, CAWLEY, CRAHALLA, DALEY, DALLY, EGOLF, FAIRCHILD, FLEAGLE, FLICK, FRANKEL, GEORGE, GOOD, GOODMAN, GRUCELA, HANNA, HARHAI, HARPER, HARRIS, HENNESSEY, HERMAN, HERSHEY, HESS, HICKERNELL, HUTCHINSON, KENNEY, LEACH, LEH, MANDERINO, MARKOSEK, McILHATTAN, MYERS, O'NEILL, PALLONE, PETRARCA, PISTELLA, READSHAW, REICHLEY, RUBLEY, SCHRODER, SCRIMENTI, SHANER, R. STEVENSON, T. STEVENSON, TIGUE, TRUE, VITALI, WALKO, WILT, WOJNAROSKI, WRIGHT, YOUNGBLOOD, YUDICHAK, TURZAI and BASTIAN

A Resolution amending the Rules of the House of Representatives, providing for financial interests in gaming licenses.

Referred to Committee on RULES, September 2, 2004.

No. 838 By Representatives YUDICHAK, HERMAN, CAWLEY, COSTA, HERSHEY, ARMSTRONG, BELFANTI, CAPPELLI, DALEY, DeWEESE, FLEAGLE, FRANKEL, GEORGE, GODSHALL, GOOD, GOODMAN, HANNA, HARRIS, HENNESSEY, KOTIK, LEDERER, MANN, MUNDY, O'NEILL, PALLONE, PETRARCA, RUBLEY, SAYLOR, SCRIMENTI, R. STEVENSON, STURLA, SURRA, TANGRETTI, THOMAS, TIGUE, WILT, SHANER, GRUCELA, SOLOBAY, McCALL, JOSEPHS and WANSACZ

A Concurrent Resolution establishing a commission to study the Commonwealth's fragmented system of local governance and identify methods to promote more regional collaboration in the delivery of municipal services and the execution of local government.

Referred to Committee on LOCAL GOVERNMENT, September 8, 2004.

SENATE BILLS FOR CONCURRENCE

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

SB 1149, PN 1675

Referred to Committee on HEALTH AND HUMAN SERVICES, July 16, 2004.

SB 1190, PN 1769

Referred to Committee on FINANCE, July 16, 2004.

SB 1192, PN 1770

Referred to Committee on FINANCE, July 16, 2004.

COMMUNICATION FROM GOVERNOR**VETO OF HOUSE BILL**

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

HB 2758.

Said bill having been returned with the following message:

Commonwealth of Pennsylvania
Office of the Governor
Harrisburg

July 21, 2004

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania

I am returning herewith, without my approval, House Bill 2758, Printer's No. 4224, entitled "An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, providing for fire company reduction and closure provisions for cities of the first class."

House Bill 2758 imposes certain requirements upon the City of Philadelphia before the City can reduce or eliminate any ladder or engine fire company. The bill requires that the City provide written notice to all firefighters and paramedics assigned to the affected company and their respective labor organizations as well as all citizens served by the affected company. Under the Bill the City would also have to commission a study of the proposed reduction or elimination. The study would have to include projected cost savings and an analysis of the impact on emergency response time, delivery of services to the public, homeowner fire insurance premium coverage implications and the safety of firefighters, paramedics and citizens. The City is then required to hold a public hearing on the results of the study.

During my tenure as Mayor of Philadelphia, in 1992 I re-opened firehouses that my predecessor had ordered closed. I did so because our cost benefit analysis conducted in the context of the overall City budget established that at that time the benefits to public safety outweighed the potential cost savings. Those are the type of analyses and decisions that the elected officials of the City must make as an essential part of their job. House Bill 2758 usurps this vitally important management prerogative of the elected executive and council members of the largest city in our Commonwealth.

Put simply, House Bill 2758 impinges upon the City's ability to manage its fiscal affairs and to govern its budget. The restrictions in this bill interfere with the City's fiscal management when deciding the necessary level of services offered to the public in relation to the burden that such services have on the municipal tax base. The restrictions may also implicate labor management issues. Moreover, the requirements of House Bill 2758 apply only to the City of Philadelphia; the bill does not address or constrain other municipalities' actions with respect to fire protection services. There is simply no rational distinction for applying these restrictions to only one of our thousands of municipalities. The Commonwealth should not be involved in managing municipal fiscal decisions to this degree.

When contemplating my decision as to House Bill 2758, I received a unsolicited letter from Fire Commission Ed Mann and PEMA Director Dave Sanko. Their logic was very persuasive and I am incorporating that letter in this message.

For these reasons, I must withhold my signature from House Bill 2758, Printer's Number 4224.

Edward G. Rendell
Governor

COMMUNICATIONS FROM GOVERNOR**APPROVAL OF HOUSE BILLS**

The Speaker pro tempore laid before the House communications in writing from the office of His Excellency, the Governor of the Commonwealth, advising that the following House bills had been approved and signed by the Governor:

HB 147, HB 564, HB 1039, HB 1117, HB 1130, HB 1912, HB 1965, HB 1996, HB 2081, HB 2230, HB 2330, HB 2351, HB 2433, HB 2467, HB 2472, HB 2512, HB 2521, HB 2529, HB 2531, HB 2532, HB 2533, HB 2534, HB 2535, HB 2536, HB 2537, HB 2538, HB 2539, HB 2540, HB 2541, HB 2542, HB 2543, HB 2544, HB 2545, HB 2546, HB 2547, HB 2548, HB 2549, HB 2550, HB 2551, HB 2552, HB 2553, HB 2554, HB 2555, HB 2556, HB 2557, HB 2558, HB 2559, HB 2579, HB 2590, HB 2654, and HB 2726.

BILL AND VETO MESSAGE TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2758 and the Governor's veto message be laid on the table.

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

**BILLS REREPORTED FROM
RULES COMMITTEE AND TABLED
PURSUANT TO RULE 22****HB 42, PN 46**

By Rep. S. SMITH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for school district real property tax relief for qualified owners of homesteads or farmsteads and for certain Commonwealth payments.

RULES.**HB 1019, PN 1194**

By Rep. S. SMITH

An Act amending the act of December 19, 1990 (P.L.1200, No.202), known as the Solicitation of Funds for Charitable Purposes Act, further providing for audit of certain financial reports.

RULES.**HB 1355, PN 1674**

By Rep. S. SMITH

An Act repealing the act of April 7, 1830 (P.L.387, No.193), entitled, "An act graduating the duties upon wholesale dealers and retailers of merchandize, and prescribing the mode of issuing licenses and collecting said duties."

RULES.

HB 1558, PN 4188

By Rep. S. SMITH

An Act amending the act of April 6, 1956 (1955 P.L.1414, No.465), known as the Second Class County Port Authority Act, further defining "port district"; authorizing second class A counties to create port authorities; and further providing for powers of port authorities, for membership of board, for power to convey property to port authorities and for short title.

RULES.

HB 1720, PN 4240

By Rep. S. SMITH

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, providing for delegation of functions necessary for the support of nursing services.

RULES.

HB 1723, PN 4241

By Rep. S. SMITH

An Act amending the act of March 2, 1956 (1955 P.L.1211, No.376), known as the Practical Nurse Law, providing for the delegation of functions.

RULES.

HB 1732, PN 4189

By Rep. S. SMITH

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

RULES.

HB 1922, PN 4239

By Rep. S. SMITH

An Act amending Title 24 (Education) of the Pennsylvania Consolidated Statutes, further providing for creditable nonschool service and for contributions for purchase of credit for creditable nonschool service.

RULES.

HB 2138, PN 4022

By Rep. S. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for occupational limited license.

RULES.

HB 2270, PN 3121

By Rep. S. SMITH

An Act providing for the development and implementation of pilot projects with the goal of establishing a Statewide system of family support services program for families of persons with disabilities; and providing for the powers and duties of the Department of Public Welfare.

RULES.

HB 2368, PN 4170

By Rep. S. SMITH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for funding for charter schools and for Commonwealth reimbursements for charter schools and cyber charter schools.

RULES.

HB 2370, PN 4099

By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for exclusions from the sales and use tax.

RULES.

HB 2440, PN 4222

By Rep. S. SMITH

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

RULES.

HB 2486, PN 3572

By Rep. S. SMITH

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for passing and overtaking streetcars.

RULES.

HB 2488, PN 3607

By Rep. S. SMITH

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

RULES.

HB 2500, PN 4225

By Rep. S. SMITH

An Act establishing a program to develop a disease management program to improve the health care of medical assistance recipients who are at risk of or diagnosed with certain ailments or chronic diseases that require frequent medical attention and to improve health care and health outcomes, reduce inpatient hospitalization and reduce the number of emergency room visits for medical assistance fee-for-service recipients diagnosed with certain illnesses.

RULES.

HB 2637, PN 3907

By Rep. S. SMITH

An Act requiring hospitals to obtain certain information relating to criminal history from prospective employees; providing for grounds for denying employment and for certificate of employability; prescribing penalties; providing for provisional employees for limited periods; imposing certain requirements for current hospital employees; and providing for civil immunity under certain circumstances.

RULES.

HB 2646, PN 3934

By Rep. S. SMITH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for contributions for hunger prevention efforts.

RULES.

HB 2657, PN 3964

By Rep. S. SMITH

An Act amending act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing, in employment incentive payments, for time limitations and report.

RULES.

HB 2694, PN 4216

By Rep. S. SMITH

An Act amending Title 62 (Procurement) of the Pennsylvania Consolidated Statutes, providing for consolidated contracts, for a transfer of funds to the Commonwealth Financing Authority and for the definition of "participation agreement"; and further providing for cooperative use of supplies or services.

RULES.

HB 2734, PN 4121

By Rep. S. SMITH

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

RULES.

HB 2738, PN 4126

By Rep. S. SMITH

An Act amending the act of June 27, 1939 (P.L.1199, No.404), entitled "An act relating to the assessment of real and personal property and other subjects of taxation in counties of the first class; providing for the appointment of members of the board of revision of taxes by the judges of the courts of common pleas; providing for the appointment, by the board, of personal property assessors, real estate assessors and assistant real estate assessors, clerks and other employees; fixing the salaries of members of the board, assessors and assistant assessors, and providing for the payment of salaries and expenses from the county treasury; prescribing the powers and duties of the board and of the assessors, the time and manner of making assessments, of the revision and notice of assessments and of appeals therefrom; prescribing the records of assessments; and repealing existing laws," providing for the definition of "assessment ratio"; and establishing a revenue-neutral tax rate after a countywide revision of real property assessment.

RULES.

HB 2745, PN 4137

By Rep. S. SMITH

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

RULES.

HB 2748, PN 4285

By Rep. S. SMITH

An Act amending the act of February 1, 1974 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement Law, providing for part-time employees; and further providing for existing local retirement systems and compulsory and optional membership and for return to

service relating to certain municipal employees and optional retirement plans.

RULES.

HB 2771, PN 4186

By Rep. S. SMITH

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for purpose of certain provisions, for definitions, for powers of the Department of Health, for administration and for issuance of license; and for the establishment of State clinical advisory committees.

RULES.

HB 2773, PN 4212

By Rep. S. SMITH

An Act amending the act of February 1, 1974 (P.L.34, No.15), known as the Pennsylvania Municipal Retirement Law, further providing for administrative expenses.

RULES.

CALENDAR**BILLS AND RESOLUTIONS PASSED OVER**

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

ADJOURNMENT

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Markosek.

Mr. MARKOSEK. Mr. Speaker, I move that this House do now adjourn until Tuesday, September 28, 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 1:16 p.m., e.d.t., the House adjourned.