

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, OCTOBER 5, 2004

SESSION OF 2004

188TH OF THE GENERAL ASSEMBLY

No. 57

HOUSE OF REPRESENTATIVES

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

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

PRAYER

HON. GIBSON C. ARMSTRONG, member of the House of Representatives, offered the following prayer:

Let us pray:

Eternal Father, You are the creator of the universe, the author of life, and the bestower of liberty.

We are here today as representatives of our friends and neighbors, who have sent us here in good faith to build a better Commonwealth. While we often are divided by politics and ideology, let us never forget that we are united as Pennsylvanians, as Americans, and as men and women created in Your image. Remind us that while we have differing views and ideas about how to get there, we generally share the same goals for our State. We all want safer neighborhoods, cleaner drinking water, quality education for our children, and liberty and opportunity for ourselves and our families.

Bless us as we deliberate today and every day. May we in humility remember that You have placed us here not to do our own will but Yours. May You teach us to seek You in Your will as we debate the issues before us and in our lives as well.

In Your holy name we pray. 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, October 4, 2004, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2830 By Representatives FLICK, TIGUE, KILLION, WILT, ARGALL, ARMSTRONG, BOYD, CRAHALLA, DENLINGER, FREEMAN, HARRIS, HERSHEY, PHILLIPS, REICHLEY and SCHRODER

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, requiring presidential electors to vote for party nominees; and prescribing a penalty.

Referred to Committee on STATE GOVERNMENT, October 5, 2004.

No. 2884 By Representatives JOSEPHS, MAHER, JAMES, DeWEESE, VEON, BEBKO-JONES, MUNDY, CRUZ, FREEMAN, McCALL, COHEN, BISHOP, DONATUCCI, FABRIZIO, MANDERINO, FRANKEL, MANN, GEORGE, McGEEHAN, WATERS, STURLA, SURRA, PALLONE, SANTONI, ROEBUCK, WASHINGTON, WALKO, WILLIAMS, LEACH, CURRY, SCRIMENTI, PRESTON, LEVDANSKY, VITALI, YOUNGBLOOD and TANGRETTI

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for functions of the Secretary of the Commonwealth, for functions of county boards, for postelection procedures, for election recounts, for returns, registers and verification, for public inspection of returns, for computation and certification, for judicial review, for opening ballot boxes to determine fraud, for recanvassing to determine fraud and for correction of returns.

Referred to Committee on STATE GOVERNMENT, October 5, 2004.

No. 2885 By Representatives McGEEHAN, ALLEN, ARMSTRONG, BARRAR, BEBKO-JONES, BELFANTI, BISHOP, BOYD, BROWNE, CAPPELLI, CASORIO, COSTA, DALEY, DeLUCA, DONATUCCI, FRANKEL, GEORGE, GERGELY, GOODMAN, HASAY, HERSHEY, HORSEY, JAMES, KENNEY, LAUGHLIN, LEACH, LEDERER, MANN, McILHINNEY, MILLARD, MYERS, PALLONE, PETRARCA, PISTELLA, READSHAW, REICHLEY, SAINATO, SHANER, SOLOBAY, STABACK, R. STEVENSON, TANGRETTI, THOMAS, WALKO, WASHINGTON and YOUNGBLOOD

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for a sales tax holiday on school supplies.

Referred to Committee on FINANCE, October 5, 2004.

No. 2886 By Representatives WANSACZ, CAWLEY, STABACK, BELARDI, YUDICHAK and TIGUE

An Act providing for third-party binding resolution of collective bargaining disputes between public school employees and their public employers; imposing duties on the Secretary of the Commonwealth and the Legislative Reference Bureau; and making repeals.

Referred to Committee on LABOR RELATIONS, October 5, 2004.

No. 2887 By Representatives DENLINGER, CIVERA, BENNINGHOFF, ADOLPH, ARMSTRONG, BAKER, BALDWIN, BARRAR, BASTIAN, BIRMELIN, BOYD, BROWNE, CAPPELLI, CLYMER, COLEMAN, CRAHALLA, DAILEY, DALLY, EGOLF, FAIRCHILD, FEESE, FLEAGLE, FLICK, FORCIER, FRANKEL, FREEMAN, GABIG, GEIST, GEORGE, GILLESPIE, GINGRICH, GOOD, GOODMAN, GRUCELA, HARHART, HARRIS, HENNESSEY, HERMAN, HERSHEY, HICKERNELL, HUTCHINSON, LEACH, MARKOSEK, R. MILLER, S. MILLER, MUSTIO, NAILOR, NICKOL, PAYNE, PHILLIPS, PISTELLA, RAYMOND, REICHLEY, ROHRER, RUBLEY, SATHER, SAYLOR, SCAVELLO, SCHRODER, SCRIMENTI, SOLOBAY, STERN, R. STEVENSON, T. STEVENSON, TIGUE, TRUE, TURZAI, WILT, WRIGHT, YUDICHAK and ZUG

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for definitions, for Pennsylvania Gaming Control Board established, for general and specific powers, for collection of fees and fines, for slot machine license fee, for Category 2 slot machine license, for Category 3 slot machine license, for slot machine license application, for slot machine license application business entity requirements, for divestiture of disqualifying applicant, for slot machine license application financial fitness requirements, for alternative Category 1 licensing standards, for conditional Category 1 licenses, for bond for issuance of slot machine license, for supplier and manufacturer licenses application, for alternative manufacturer licensing standards, for public official financial interest, for prohibited acts and penalties, for duty to provide and for submission of fingerprints.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, October 5, 2004.

No. 2888 By Representatives FICHTER, RAYMOND, RUBLEY, BUNT, WATSON, MCGILL, WEBER, DAILEY and HARPER

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for limited wineries.

Referred to Committee on LIQUOR CONTROL, October 5, 2004.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 876 By Representatives ROEBUCK, DeWEESE, VEON, BISHOP, GRUCELA, PALLONE, SHANER, STURLA, SURRA, YUDICHAK, O'NEILL, BEBKO-JONES, BELARDI, BIANCUCCI, BROWNE, DONATUCCI, FABRIZIO, FRANKEL, FREEMAN, GABIG, GOODMAN, KOTIK, LAUGHLIN, LEDERER, LESCOVITZ, McCALL, NICKOL, SANTONI, STABACK, TIGUE, WALKO, MCGEEHAN, JOSEPHS, SCRIMENTI, REICHLEY, LEACH, CURRY, YOUNGBLOOD and TANGRETTI

A Resolution directing the Legislative Budget and Finance Committee to study and report on the costs to the Commonwealth and its public schools to implement the provisions of the No Child Left Behind Act of 2001.

Referred to Committee on EDUCATION, October 5, 2004.

BILLS REMOVED FROM TABLE

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

HB 2561;
HB 2587;
HB 2789;
HB 2795;
HB 2821;
SB 95;
SB 346;
SB 1208;
SB 1222;
HB 1019;
HB 2637;
HB 2748; and
HB 2771.

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

BILLS ON SECOND CONSIDERATION

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

HB 2561, PN 4461; HB 2587, PN 4462; HB 2789, PN 4275; HB 2795, PN 4289; HB 2821, PN 4349; SB 95, PN 1847; SB 346, PN 363; SB 1208, PN 1852; SB 1222, PN 1820; HB 1019, PN 1194; HB 2637, PN 3907; HB 2748, PN 4285; and HB 2771, PN 4186.

BILLS RECOMMITTED

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

HB 2561;
HB 2587;
HB 2789;
HB 2795;
HB 2821;
SB 95;
SB 346;
SB 1208;
SB 1222;
HB 1019;
HB 2637;
HB 2748; and
HB 2771.

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

SENATE MESSAGE

**ADJOURNMENT RESOLUTION
FOR CONCURRENCE**

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate
October 4, 2004

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Tuesday, October 12, 2004, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the Senate adjourns the week of October 12th, it reconvene on Monday, November 8, 2004, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, That when the House of Representatives adjourns this week, it reconvene on Monday, October 18, , 2004, unless sooner recalled by the Speaker of the House of Representatives; and be it further

RESOLVED, That when the House of Representatives adjourns the week of October 18th, it reconvene on Monday, November 8, 2004, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.
Ordered, That the clerk inform the Senate accordingly.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip, who moves for a leave of absence for the gentleman from Chester, Mr. HENNESSEY. Without objection, that leave will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for the gentleman from Philadelphia, Mr. EVANS, and the gentleman from Philadelphia, Mr. CRUZ. Without objection, those leaves 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	Fairchild	Mackereth	Samuelson
Allen	Feese	Maher	Santoni
Argall	Fichter	Maitland	Sather
Armstrong	Fleagle	Major	Saylor
Baker	Flick	Manderino	Scavello
Baldwin	Forcier	Mann	Schroder
Bard	Frankel	Markosek	Scrimenti
Barrar	Freeman	Marsico	Semmel
Bastian	Gabig	McCall	Shaner

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, D. Hennessey

CALENDAR

BILL ON SECOND CONSIDERATION

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

HB 2856, PN 4404.

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that HB 2856 be recommended to the Committee on Appropriations.

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

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

HB 2874, PN 4478 (Amended) By Rep. O'BRIEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for corrupt organizations; and further providing, in wiretapping and electronic surveillance, for orders and for expiration.

JUDICIARY.

SB 959, PN 1855 (Amended) By Rep. O'BRIEN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the Constables' Education and Training Account and for information required upon commitment and subsequent disposition.

JUDICIARY.

RESOLUTIONS PURSUANT TO RULE 35

Mr. LEH called up **HR 634, PN 3527**, entitled:

A Resolution recognizing the week of November 8, 2004, as "Meningitis Awareness and Prevention Week."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, D. Hennessey

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

Mrs. TAYLOR called up **HR 841, PN 4392**, entitled:

A Resolution designating November 16, 2004, as "Prematurity Awareness Day" in Pennsylvania and encouraging efforts to fund research and programs to find causes of prematurity.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz	Evans, D.	Hennessey
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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Mr. SAYLOR called up **HR 864, PN 4434**, entitled:

A Resolution designating the month of November 2004 as "Pancreatic Cancer Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. Would the clerk strike the board.
Does the gentleman, Mr. Geist, seek recognition?
Mr. GEIST. Thank you, Mr. Speaker.
Mr. Speaker, would it be in order to call a meeting of the Transportation Committee now or should we wait until later?
The SPEAKER. We were in the midst of the vote. As soon as the vote is over, we will recognize you for the meeting.
Mr. GEIST. Thank you.

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

The following roll call was recorded:

YEAS-199

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz	Evans, D.	Hennessey
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

TRANSPORTATION COMMITTEE MEETING

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

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

Before I call the committee meeting, could I ask a question of the Chair, please?

The SPEAKER. The gentleman is in order.

Mr. GEIST. I saw in the back of the room Representative Davies and Representative Freind, and I thought the question would be in order of the Chair if gentlemen would be allowed to remove their outer garments.

The SPEAKER. Would you like to call a committee meeting, Mr. Geist?

Mr. GEIST. Thank you very much, Mr. Speaker. I would be delighted to.

At the break the Transportation Committee will meet in 205 of the Ryan Office Building. We have a very short meeting and would ask the members to attend promptly; 205, Ryan Office Building, Transportation Committee, at the break.

Thank you, Mr. Speaker.

The SPEAKER. The Transportation Committee will meet in room 205, Ryan Office Building, at the break.

Would the members please take their seats.

We are about to honor — please keep the noise levels down — we are about to honor some special Americans here.

I would like at this time to recognize Representative Mario—

RESOLUTION PURSUANT TO RULE 35

Mr. CIVERA called up **HR 843, PN 4394**, entitled:

A Resolution commending Sgt. Matthew Crawford, United States Marine Corps, Bridge Company Bravo of the 6th Engineer Support Battalion, for his valor in the ongoing Iraqi Freedom campaign in suffering injuries as a result of an explosion.

On the question,

Will the House adopt the resolution?

The SPEAKER. On that question, the Chair recognizes the gentleman from Delaware, Mr. Civera.

Mr. CIVERA. Thank you, Mr. Speaker.

Mr. Speaker, I rise today in support of HR 843, and my reasons are this: I would like to take a few moments to recognize a brave young man from Upper Darby Township in Delaware County, who was injured in the line of duty while serving in Iraq.

On June 29, while serving his second tour of duty, Sergeant Crawford faced every soldier's worst nightmare. His Humvee was leading a 22-vehicle convoy on a mission for a bridge removal in Camp Aishwayra. Along the way they passed what was thought to be a watermelon stand when an explosion ripped through the vehicle, killing three marines, seriously wounding Sergeant Crawford and Cpl. Matheus Erszkowicz of New Jersey, who were riding in the lead vehicle.

The brave marines whose lives were taken that day were Sgt. Alan Sherman of New Jersey, Cpl. John Todd III of Pennsylvania, and Lance Cpl. Patrick Adle of Maryland.

Following the explosion, Sergeant Crawford was taken to Ramstein Air Base in Germany for medical treatment.

His injuries included eye trauma, shrapnel that went completely through his leg, a punctured eardrum, many cuts and abrasions, and shrapnel lodged throughout his body and face. He lost his eyesight on that day also.

He was sent home on July 4, where he continues to be treated for his injuries while still serving active duty at his home base in Folsom, Pennsylvania. He is still awaiting surgery for nerve damage to his hand and loss of sight in the left eye.

In recognition of his bravery, Sergeant Crawford has been approved for the Purple Heart and has received a United States Army Commendation for a previous bridge mission.

I have had the privilege of knowing Matt and his family for many years, because his mom, Mary Ann, works in my legislative office back home. I knew his grandmom; I know his dad. The whole family, Mr. Speaker, were connected and served our country to protect you and me. This young man he has become, and I have witnessed the sacrifices and many prayers his family has made on his behalf.

His commitment to this country deserves recognition. It is my distinct honor to introduce a House resolution commending Sgt. Matthew Crawford of the United States Marine Corps, Bridge Company Bravo of the 6th Engineer Support Battalion, for his valor in the ongoing Iraqi Freedom campaign. Please join me in supporting HR 843.

Mr. Speaker, I do not want to belabor this any more than it has to be, but this is a day that I was proud to bring this family to the Pennsylvania House of Representatives and to this chamber and to share that on June 29 we were just completing our budget for this fiscal year when the call came into the district office and his dad walked into my district office to tell his wife that their son had been seriously injured. For 2 weeks in Upper Darby Township, the outcry of the residents came to that home. You might have thought it was— The support just made your blood run cold, and you know something? We sit here day in and day out and we think about what it takes to protect this great nation, but when it comes that close to home and to somebody that you personally know, somebody that you have seen as a little, young man growing up in Upper Darby, going to school, and their parents, and the look on their face when it hits that close to home, there is nothing else you can do but to say, I am in the Lord's hands; God, make this work for us and for the three marines that were killed that day.

Now, there is a story behind that. He was driving that Humvee most of the day. It was a long mission where they had to go to get to fix this bridge, and one of the marines said, "You know what, Matt? Why don't you let me drive." "No. Let me continue to do what I have to do." He says, "I'm okay." They pulled on the side of the road. He says, "No. You need a rest." He got in the back, and 10 minutes later that bomb went off. The bomb went off, and it was videoed because it was planned, and the marine that wanted to change seats with him was killed. He was one of the three that were killed.

So when that comes that close to you and life that we take for granted every day of our lives is taken away that fast, that is something that you just have to evaluate the whole picture and look what it is about, and I guess over the years, over the years, with the First World War, the Second World War, the Korean war and what this country has done and the stands it has taken, there are people like this, men and women like this, that protect us every day of our lives, and, you know, I do not have to tell you any more because I am basically preaching to the choir.

This was some sad day, but in one respect it was what we are all about as a government and as a free people.

So with this, I would like to ask you to support the resolution, if the Speaker would call for the vote, and then if I can, Mr. Speaker, at the end, if it is proper, could I introduce them on the floor after the vote is taken?

Thank you, Mr. Speaker.

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

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, D. Hennessey

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

GUESTS INTRODUCED

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

Mr. CIVERA. Thank you, Mr. Speaker.

At this time I would like to introduce Ed Crawford, who is the dad and he was a former marine. Ed, if you would stand up; Mary Ann Crawford, who works in my district office, who is the mom; Sgt. Matthew Crawford, if he would stand up; Capt. Samuel Bakion; Gy. Sgt. Vaughn Peterson; Sgt. Timothy Kilgore; Cpl. Christel Helton; and Jennifer Peterson. All please rise. Thank you.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

“THE HOUSE COMES HOME” CEREMONY

The SPEAKER. Today is also an extraordinary day for the House of Representatives as we celebrate a historic homecoming. Last year for the first time ever we had a reunion of our former House members who we could locate from across the country.

I would like to introduce two of the guests who are up here to my left, two former Speakers. We have former Speaker Robert O'Donnell and former Speaker K. Leroy Irvis. If they would like to just stand for one moment.

We do have one former Speaker I did not announce yet, but we want to make sure he is always a former Speaker, and that is Mr. DeWeese. All right. Okay. I am only teasing. One day he will win, but not this time.

It was a success last year, as many of you know, and we decided to make it more of a tradition to welcome our colleagues back. They have gone on, a number of them, to a number of other professions. Over a quarter of the almost 450 former members from across Pennsylvania and other States — over 100 — have joined us here this morning and are seated in the rear of the hall of the House. On behalf of the current members of the House of Representatives, one who told me he knew more of the retired members than he knew current members, on behalf of all of us here, welcome back and thank you very much for coming.

Retired legislators, gentlemen, gentlewomen: Our current members, especially the newer ones who are with us, can learn an awful lot from your experiences here and the experiences you have had since you left this House of Representatives. Many of you have gone on to do great things. From your midst are members of the United States Congress; gubernatorial candidates; Cabinet Secretaries; Federal, State judges; members of the Senate; mayors; some of you have gone on to business, to become business leaders; lobbyists; educators; and many more. Whatever your calling was when you left the House of Representatives, you share with the current members an

enduring bond that will last a lifetime and which began on swearing-in day for each and every one of us in this chamber. We invite you to share your stories today and tonight when we will all be having dinner together.

Today's reunion and celebration includes the Harrisburg premiere of a film entitled "K. Leroy Irvis: The Lion of Pennsylvania," at 3 o'clock this afternoon at the State Museum. It will be shown across the street. It is a beautiful tribute to an incredible Pennsylvanian, who is here today with us for the reunion, who I introduced a little bit earlier. I encourage all of you to take a look at this marvelous program.

Former members, we are very pleased that you have come here today for recognition. So that we may know who you are on "Coming Home Day" this October 5, I would like to ask the Chief Clerk to read your names and ask that you stand when your name is called so we can acknowledge and honor you for the service to this great institution and to the citizens of the Commonwealth of Pennsylvania.

Mr. Chief Clerk.

The CHIEF CLERK. Welcome, former members:

Roy Afflerbach;
Jane Alexander;
William Baldwin;
John Barley;
Raymond Book;
Bob Borski;
Michael Bortner;
Curt Bowley;
James Burd;
Mike Cassidy;
Rick Cessar;
J. Scot Chadwick;
Daniel Clark;
Nick Colafella;
Kenneth Cole;
Joe Conti;
Ronald Cowell;
Paul Crowley;
John Davies;
David DiCarlo;
Ronald Donatucci;
Kathrynann Durham;
Edward Early;
Greg Fajt;
Roger Raymond Fischer;
Stephen Freind;
Jim Gallen;
Peg George;
Frank Gigliotti;
Joseph Gladeck;
Francis Gleeson;
Jim Goodman;
James Green;
James Greenlee;
Jim Greenwood;
Lois Sherman Hagarty;
Ken Halverson;
Ruth Harper;
David Hayes;
Ed Holl;
Ralph Kaiser;

James Kelly;
David King;
Ted Kondrich;
Gerry Kosinski;
Franklin Kury;
Joe Lashinger;
Ron Lench;
Steve Levin;
Gordon Linton;
William Lloyd;
Edward Lucyk;
Dave Mayernik;
Jerry McKelvey;
Gerald McMonagle;
Mitchell Melton;
Tom Michlovic;
John Milliron;
Carl Nelson;
Bob Nyce;
H. Sheldon Parker;
John Pittenger;
Todd Platts;
Vern Pyles;
Roy Reinard;
Frank Salvatore;
George Saurman;
J. Michael Schweder;
Bill Shane;
L. Eugene Smith;
Gerald Spitz;
H. John Stahl;
Joe Steighner;
Jere Strittmatter;
David Sweet;
Lee Taddonio;
James Tayoun;
Leo Trich;
Frank Tulli;
Terry Van Horne;
Jonathan Vipond;
Pete Wambach;
James Whelan;
Hardy Williams;
Chris Wogan;
Steve Wojdak;
Robert Wright;
David Wright;
Gayle Wright; and last but not least,
Kurt Zwikl.

Welcome back, former members.

The SPEAKER. If I could, just for the information of the members, this was instituted by two of our colleagues, Representative Costa and Representative Diven. It was really, basically, their idea.

Last year at the first dinner that we had, we announced two scholarships — one in the name of James Manderino and one in the name of Matthew J. Ryan. So I want to thank you all for your contributions and for helping us set that up so that it is a program that will continue on.

So thank you.

GUESTS INTRODUCED

The SPEAKER. We have with us in the gallery the local government class of Lehigh Carbon Community College of Tamaqua. Their instructor is also with them – Todd Zimmerman – and they are the guests of Representative David Argall. Would they please stand and be recognized by the House.

The Chair would like to welcome Michael Tellep, John Jones, and Kyle Lisowski, who are also the guests of Representative Robert Allen. They are located at the page bench. Would those guests please rise and be recognized.

COMMERCE COMMITTEE MEETING

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

Mr. HASAY. Thank you, Mr. Speaker.

Mr. Speaker, I would like to call a meeting of the House Commerce Committee in the rear of the chamber at the end of today's session. The House Commerce Committee at the rear of the chamber – I would like to have a meeting at the end of the day when adjournment is.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Commerce Committee will meet at the rear of the chamber at the end of today's session.

SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Mr. COHEN called up **HR 872, PN 4465**, entitled:

A Resolution designating the week of October 3 through 9, 2004, as "Archives Week" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz	Evans, D.	Hennessey
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

Mr. HERMAN called up **HR 874, PN 4466**, entitled:

A Resolution designating the month of October 2004 as "Planning Great Communities Month" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz Evans, D. Hennessey

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

Mr. STAIRS called up **HR 875, PN 4467**, entitled:

A Resolution supporting civic education and declaring the month of September 2004 as "Pennsylvania's Legislators Back to School Month."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

Adolph	Fairchild	Mackereth	Samuelson
Allen	Feese	Maher	Santoni
Argall	Fichter	Maitland	Sather
Armstrong	Fleagle	Major	Saylor
Baker	Flick	Manderino	Scavello
Baldwin	Forcier	Mann	Schroder

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz Evans, D. Hennessey

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

Mr. STETLER called up **HR 877, PN 4469**, entitled:

A Resolution designating the month of October 2004 as "Child Booster Seat Safety Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz	Evans, D.	Hennessey
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

Mr. CLYMER called up **HR 878, PN 4470**, entitled:

A Resolution recognizing the week of October 3 through 9, 2004, as "National Newspaper Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-199

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz	Evans, D.	Hennessey
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

Mr. WALKO called up **HR 879, PN 4471**, entitled:

A Resolution designating October 26, 2004, as "Little Sisters of the Poor Day."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz	Evans, D.	Hennessey
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

HR 634 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. Leh, who moves for a reconsideration of the vote by which HR 634, PN 3527, was passed on the 5th day of October.

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

The SPEAKER. On that question, does the gentleman, Mr. Leh, desire recognition? The Chair recognizes the gentleman, Mr. Leh.

Mr. LEH. Yes, Mr. Speaker.

I have an announcement to make concerning a committee meeting.

The SPEAKER. I am on the reconsideration. I apologize, Mr. Leh. I saw it was your name, and I thought you wanted to speak.

Mr. LEH. I know. There were two issues at the same time.

The SPEAKER. Let me do this, and then I will recognize you.

Mr. LEH. Yes, sir.

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

The following roll call was recorded:

YEAS—199

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

Dailey	Kenney	Raymond	Weber
Daley	Killion	Readshaw	Wheatley
Dally	Kirkland	Reed	Williams
DeLuca	Kotik	Reichley	Wilt
Denlinger	LaGrotta	Rieger	Wojnarowski
Demody	Laughlin	Roberts	Wright
DeWeese	Leach	Roebuck	Yewcic
DiGirolamo	Lederer	Rohrer	Youngblood
Diven	Leh	Rooney	Yudichak
Donatucci	Lescovitz	Ross	Zug
Eachus	Levdansky	Rubley	
Egolf	Lewis	Ruffing	Perzel,
Evans, J.	Lynch	Sainato	Speaker
Fabrizio			

NAYS-0

NOT VOTING-0

EXCUSED-3

Cruz Evans, D. Hennessey

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

The SPEAKER. There will be no further votes cast today.

FINANCE COMMITTEE MEETING

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

Mr. LEH. Mr. Speaker, I rise to announce a committee meeting.

The Finance Committee will meet immediately upon recess in room 302 of the Leroy Irvis Building. I would appreciate if all Finance Committee members would be there as soon as possible.

Mr. Speaker, thank you.

The SPEAKER. The Chair thanks the gentleman.

The Finance Committee will meet immediately upon recess in room 302 of the Leroy Irvis Building.

DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, we are going to have a Democratic caucus at the call of the recess both for informal discussions and to go over the election bill that will be coming up tomorrow.

In addition, I would like any former members who are Democrats within the sound of my voice to join us at the caucus. If any members run into any former members who are not here in the hall of the House, I would urge the current members to invite the former members.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Schuylkill, Mr. Argall, for the purpose of calling a committee meeting.

Mr. ARGALL. Thank you, Mr. Speaker.

At the declaration of recess or adjournment, the House Appropriations Committee will meet promptly in room 245.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet in room 245 at recess or adjournment.

HEALTH AND HUMAN SERVICES COMMITTEE MEETING

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

Mr. KENNEY. Thank you, Mr. Speaker.

Mr. Speaker, at the declaration of adjournment, the House Health and Human Services Committee will meet in the rear of the House.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Health and Human Services Committee will meet in the rear of the House at adjournment.

ANNOUNCEMENT BY MS. BISHOP

The SPEAKER. Are there any further announcements?

The Chair recognizes the gentlelady from Philadelphia, Ms. Bishop.

Ms. BISHOP. Thank you, Mr. Speaker.

I would like to make an announcement that the Philadelphia delegation is being called to an emergency meeting in room 101 immediately after the break for just a few minutes.

Thank you.

The SPEAKER. The Chair thanks the gentlelady.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1951, PN 4479 (Amended)

By Rep. HERMAN

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

LOCAL GOVERNMENT.

HB 2796, PN 4290

By Rep. HERMAN

An Act amending the act of April 23, 2002 (P.L.298, No.39), known as the Main Street Act, further providing for the Main Street Program.

LOCAL GOVERNMENT.

HB 2798, PN 4292

By Rep. HERMAN

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

LOCAL GOVERNMENT.

**THE SPEAKER PRO TEMPORE
(SANDRA J. MAJOR) PRESIDING**

BILLS REREPORTED FROM COMMITTEE**SB 346, PN 363**

By Rep. ARGALL

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

APPROPRIATIONS.

SB 1222, PN 1820

By Rep. ARGALL

An Act providing for effect of standards adopted by the Voting Standards Development Board in the 2004 general election.

APPROPRIATIONS.

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

HB 941, PN 4480 (Amended)

By Rep. HESS

An Act establishing the Enhanced Senior Services Demonstration Program; and conferring powers and imposing duties on the Department of Aging, the Department of Public Welfare and the Pennsylvania Housing Finance Agency.

AGING AND OLDER ADULT SERVICES.

HB 2741, PN 4481 (Amended)

By Rep. HESS

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further providing for disposition of funds.

AGING AND OLDER ADULT SERVICES.

RECESS

The SPEAKER pro tempore. This House stands in recess until 2 p.m.

AFTER RECESS

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

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

HB 2501, PN 4483 (Amended)

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, providing for a disease management tax credit.

FINANCE.

SB 1149, PN 1675

By Rep. KENNEY

An Act amending the act of June 22, 2000 (P.L.394, No.54), known as the Tobacco Settlement Agreement Act, further providing for requirements.

HEALTH AND HUMAN SERVICES.

SB 1190, PN 1769

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, extending the employment incentive tax credit.

FINANCE.

SB 1192, PN 1770

By Rep. LEH

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing for investment of moneys of the Commonwealth; and making a related repeal.

FINANCE.

**ANNOUNCEMENT BY
SPEAKER PRO TEMPORE**

The SPEAKER pro tempore. I would like to remind all Republican members that there will be a caucus meeting at 10 a.m. tomorrow morning. All Republican members, caucus at 10 a.m.

Thank you.

BILLS AND RESOLUTIONS PASSED OVER

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

ADJOURNMENT

The SPEAKER pro tempore. The Chair now recognizes the gentleman from Dauphin County, Representative Payne.

Mr. PAYNE. Madam Speaker, I move that this House do now adjourn until Wednesday, October 6, 2004, at 11 a.m., e.d.t., unless sooner recalled by the Chair.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 2:02 p.m., e.d.t., the House adjourned.