

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 16, 2004

SESSION OF 2004

188TH OF THE GENERAL ASSEMBLY

No. 69

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. JULIANN V. WHIPPLE, Chaplain of the House of Representatives, offered the following prayer:

History is our greatest teacher. With that said, today's prayer was a prayer given by President Thomas Jefferson in Washington, DC, on March 4, 1801.

Let us pray:

May that Infinite Power which rules the destinies of the universe lead our councils to what is best, and give them favorable issue for your peace and prosperity.

...I shall need, too, the favor of the Being in whose hands we are, who led our fathers, as Israel of old, from their native land and planted them in a country flowing with all the necessaries and comforts of life; who has covered our infancy with His providence and our riper years with His wisdom and power, and to whose goodness I ask you to join in supplications with me that He will so enlighten the minds of your servants, guide their councils, and prosper their measures that whatsoever they do shall result in your good, and shall secure to you the peace, friendship, and approbation of all nations.

Almighty God, Who has given us this good land for our heritage; We humbly beseech Thee that we may always prove ourselves a people mindful of Your favor and glad to do Your will. Bless our land with honorable ministry, sound learning, and pure manners. Save us from violence, discord, and confusion, from pride and arrogance, and from evil in every way. Defend our liberties, and fashion into one united people, the multitude brought hither out of many kindreds and tongues. Endow with Thy spirit of wisdom those whom in Your name we entrust the authority of government, that there may be justice and peace at home, and that through obedience to Your law, we may show forth Your praise among the nations of the earth. In time of prosperity fill our hearts with thankfulness, and in the day of trouble, suffer not our trust in Thee to fail; all of which we ask through our Lord. 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, November 15, 2004, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2996 By Representatives MACKERETH, R. MILLER, ARMSTRONG, BASTIAN, BELFANTI, BOYD, BROWNE, CAPPELLI, CRAHALLA, DENLINGER, GINGRICH, GOOD, PICKETT, RUBLEY, SCAVELLO, THOMAS, WEBER and WILT

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for lawyer referral service civil immunity.

Referred to Committee on JUDICIARY, November 16, 2004.

No. 2997 By Representatives THOMAS, BEBKO-JONES, CRUZ, DALEY, HORSEY, JAMES, KELLER, WASHINGTON and YOUNGBLOOD

An Act providing for the regulation of fuel dispensing at gasoline stations; providing for the powers and duties of the Secretary of Labor and Industry; and prescribing penalties.

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

No. 2998 By Representatives DeLUCA, BEBKO-JONES, BELARDI, CASORIO, CURRY, FABRIZIO, FREEMAN, GEORGE, GOOD, GOODMAN, GRUCELA, HERSHEY, JOSEPHS, KOTIK, LAUGHLIN, LEVDANSKY, McGEEHAN, PALLONE, PISTELLA, SURRA, TANGRETTI, THOMAS, TIGUE, VEON, WALKO and YOUNGBLOOD

An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, regulating charitable expenditures; and providing for additional duties of the Insurance Department.

Referred to Committee on INSURANCE, November 16, 2004.

No. 2999 By Representatives HANNA, CREIGHTON, DALEY, DeWEESE, LEACH, MAITLAND, SAYLOR, STABACK, WHEATLEY, YOUNGBLOOD and WALKO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for prohibition on use of tobacco in schools.

Referred to Committee on JUDICIARY, November 16, 2004.

No. 3000 By Representatives HANNA, CAWLEY, HARHAI, LEDERER, SHANER, J. TAYLOR, THOMAS, WASHINGTON and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for exhaust systems, mufflers and noise control.

Referred to Committee on TRANSPORTATION, November 16, 2004.

No. 3001 By Representatives HANNA, BARRAR, BEBKO-JONES, CREIGHTON, DALEY, DeLUCA, EGOLF, FAIRCHILD, GOODMAN, GRUCELA, JAMES, KOTIK, LESCOVITZ, MANDERINO, PICKETT, READSHAW, J. TAYLOR, TIGUE, WRIGHT 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 voting by absentee ballots and for canvassing of official absentee ballots.

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

SENATE BILL FOR CONCURRENCE

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

SB 1079, PN 1439

Referred to Committee on LOCAL GOVERNMENT, November 16, 2004.

SENATE MESSAGE

HOUSE AMENDMENTS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to the Senate amendments to **HB 2027, PN 4051**.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE AND REFERRED TO COMMITTEE ON RULES

The clerk of the Senate, being introduced, returned **HB 552, PN 4690**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 553, PN 655; HB 561, PN 663; HB 595, PN 697; HB 604, PN 1484; and HB 2298, PN 3198**, with information that the Senate has passed the same without amendment.

BILLS REMOVED FROM TABLE

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

HB 42;
HB 1355;
HB 1558;
HB 2138;
HB 2370;
HB 2488;
HB 2646; and
HB 2773.

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

BILLS TABLED

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

HB 42;
HB 1355;
HB 1558;
HB 2138;
HB 2370;
HB 2488;
HB 2646; and
HB 2773.

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

ACTUARIAL NOTE

The SPEAKER. The Speaker acknowledges the receipt of the following actuarial note: SB 732, PN 850.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that the following bills be taken from the table:

SB 677;
SB 921;
SB 936;
SB 981;
SB 1032;
SB 1233;
SB 79;
SB 927;
SB 966;
SB 904; and
SB 997.

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:

SB 677, PN 1283; SB 921, PN 1326; SB 936, PN 1250; SB 981, PN 1332; SB 1032, PN 1920; SB 1233, PN 1848; SB 79, PN 1944; SB 927, PN 1941; SB 966, PN 1927; SB 904, PN 1905; and SB 997, PN 1906.

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that the following bills be recommended to the Committee on Appropriations:

SB 677;
SB 921;
SB 936;
SB 981;
SB 1032;
SB 1233;
SB 79;
SB 927;
SB 966;
SB 904; and
SB 997.

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

LEAVES OF ABSENCE

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

The Chair recognizes the minority leader, who moves for a leave of absence for today for the following members: the gentleman, Mr. WOJNAROSKI, from Cambria; the gentleman, Mr. LEVDANSKY, from Allegheny; the gentleman from Philadelphia, Mr. RIEGER; the gentleman from Lackawanna, Mr. STABACK. 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—192

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

Donatucci Eachus	Leach Lederer	Sainato	Perzel, Speaker
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ADDITIONS—1

Roebuck

NOT VOTING—0

EXCUSED—9

Godshall Levdansky Lynch	Mackereth Major	Nailor Rieger	Staback Wojnaroski
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LEAVES ADDED—1

Sather

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HB 553, PN 655

An Act amending the act of December 5, 1972 (P.L.1280, No.284), known as the Pennsylvania Securities Act of 1972, authorizing the commission to petition for the escrow of extraordinary payments by issuers in certain circumstances.

HB 561, PN 663

An Act amending act of December 5, 1972 (P.L.1280, No.284), known as the Pennsylvania Securities Act of 1972, further defining "institutional investor"; adding a definition; and further providing for prohibited advisory activities and for prohibited transactions involving public school districts in this Commonwealth.

HB 595, PN 697

An Act amending the act of December 5, 1972 (P.L.1280, No.284), known as the Pennsylvania Securities Act of 1972, further providing for right of commission to bring actions for injunctions and equitable relief.

HB 604, PN 1484

An Act amending the act of December 5, 1972 (P.L.1280, No.284), known as the Pennsylvania Securities Act of 1972, further providing for definitions, for registration sanctions and for criminal penalties.

HB 2027, PN 4051

An Act amending the act of May 24, 1945 (P.L.991, No.385), known as the Urban Redevelopment Law, further providing for appointment and qualifications of members of authority.

HB 2298, PN 3198

An Act relating to the permanent identification labeling of dentures.

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

MEMBER'S PRESENCE RECORDED

The SPEAKER. The Chair notes the presence on the floor of the hall of the House of the gentleman from Philadelphia, Mr. Roebuck. His name will be added to the master roll.

**BETHLEHEM STARS GIRLS
SOFTBALL TEAM PRESENTED**

The SPEAKER. The Chair at this time recognizes the gentleman from Northampton, Mr. Samuelson, for the purpose of a citation.

The gentleman, Mr. Samuelson, deserves to be heard. Please. Please keep the noise levels down in the chamber. Please.

Mr. Samuelson.

Mr. SAMUELSON. Thank you, Mr. Speaker.

Well, 2000 years ago the star of Bethlehem shined brightly as a beacon to shepherds and wise men. Today I bring you the Bethlehem Stars, who have shined brightly on the softball field, earning a State championship. These girls have demonstrated incredible teamwork and commitment throughout this championship season. In fact, they are already training for next year.

In June of 2004 in Sunbury, Pennsylvania, they won the 2004 Amateur Softball Association 14-and-Under Class B Fast Pitch State championship. Then in August of 2004 they went to the east national tournament in Decatur, Alabama, and they placed fifth in that tournament.

I am joined here up front by head coach Rich Giering and also three of the teammates, pitchers Ashley Giering and Kellie Reese, and also in the middle, Katlyn Snyder, who hit a clutch home run in the State tournament. In the rear of the House are the other teammates – Mercedes Spengler, Janet Krauss, Kali Brong, Alex Schlener, Becca Yaple, Ashley Hahn, Ellen Svetec, Hannah Mugavero, and Kirsten Machain – and also assistant coaches John Reese, Craig Hahn, and Dean Krauss, who are standing in the back of the hall of the House.

I am presenting a House citation, which concludes by saying, "Throughout the season, the team displayed exceptional sportsmanship and athletic excellence, and it has become a symbol of community pride," in Bethlehem and throughout the Lehigh Valley.

"NOW THEREFORE, The House of Representatives...heartily congratulates the Bethlehem Stars...upon its stellar season and meritorious accomplishments; notes with pride the hard work and determination manifested by the team members and coaches in competing on a level which demands perfection; offers best wishes for every future success and happiness...."

Congratulations to the Bethlehem Stars.

GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome to the hall of the House Theo Merkel, who is a junior at Marian Catholic High School. He is today job shadowing Representative Keith McCall. Obviously he is the guest of Representative McCall, and he is standing to the left of the Speaker. Please rise and be recognized. Good luck, Theo.

The Chair would like to welcome to the hall of the House Michael Lamb, who is the prothonotary of Allegheny County. He is the guest of Representative Ken Ruffing. He is located to the left of the Speaker. Would he please rise and be recognized.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 970, PN 1140**, entitled:

An Act amending the act of June 22, 2000 (P.L.318, No.32), known as the Downtown Location Law, further providing for definitions.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Godshall	Mackereth	Nailor	Staback
Levdansky	Major	Rieger	Wojnaroski
Lynch			

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

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

* * *

The House proceeded to third consideration of **SB 432, PN 1901**, entitled:

An Act amending the act of July 9, 1990 (P.L.340, No.78), known as the Public Safety Emergency Telephone Act, further providing for the Wireless E-911 Emergency Services Fund.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Godshall	Mackereth	Nailor	Staback
Levdansky	Major	Rieger	Wojnaroski
Lynch			

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

BILL ON FINAL PASSAGE

The House proceeded to consideration on final passage of **HB 1116, PN 4245**, entitled:

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

On the question recurring,
Shall the bill pass finally?

DECISION OF CHAIR RESCINDED

The SPEAKER. Without objection, the Chair rescinds its announcement that HB 1116, PN 4245, was agreed to for the third time.

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

Mr. DeLUCA offered the following amendment No. **A3282**:

Amend Sec. 6, page 5, line 3, by inserting after “institutions”
, construction associations

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

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

Mr. VITALI. To ask the maker of the amendment to give a brief explanation.

The SPEAKER. The gentleman indicates that he will stand and give a brief explanation. Mr. DeLuca? The Chair recognizes the gentleman.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, what we are doing here, all we are doing is changing the word “institutions” to “construction associations” to clarify it.

The SPEAKER. The gentleman, Mr. Metcalfe.

Mr. METCALFE. Mr. Speaker, this amendment is not appearing on the system yet, at least not on my computer. If it is not available, I would ask that we wait until it is.

The SPEAKER. The gentleman is correct.

Would the gentleman, Mr. DeLuca, read the amendment.

Mr. DeLUCA. Thank you, Mr. Speaker.

It is a two-sentence amendment. It says, “Amend Sec. 6, page 5, line 3, by inserting after ‘institutions’ , construction associations,” and this was requested the last time we ran the bill by the ABC (Associated Builders and Contractors) contractors association.

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

The following roll call was recorded:

YEAS—192

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

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence and notes a leave of absence for the gentleman, Mr. SATHER. Without objection, that leave will be granted.

CONSIDERATION OF HB 1116 CONTINUED

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

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

The following roll call was recorded:

YEAS-101

Bebko-Jones	Fabrizio	Lescovitz	Scrimenti
Belardi	Frankel	Manderino	Shaner
Belfanti	Freeman	Mann	Solobay
Bianucci	Gannon	Markosek	Stetler
Bishop	George	McCall	Sturla
Blaum	Gergely	McGeehan	Surra
Butkovitz	Good	Melio	Tangretti
Buxton	Goodman	Micozzie	Taylor, J.
Caltagirone	Grucela	Mundy	Thomas

Casorio	Gruitza	Mustio	Tigue
Cawley	Habay	Myers	Travaglio
Civera	Haluska	O'Brien	Veon
Cohen	Hanna	Oliver	Vitali
Corrigan	Harhai	Pallone	Walko
Costa	Hasay	Petrarca	Wansacz
Cruz	Horsey	Petrone	Washington
Curry	James	Pistella	Waters
Daley	Josephs	Preston	Wheatley
DeLuca	Keller	Readshaw	Williams
Dermody	Kenney	Roberts	Yewcic
DeWeese	Kirkland	Roebuck	Youngblood
DiGirolamo	Kotik	Rooney	Yudichak
Diven	LaGrotta	Ruffing	
Donatucci	Laughlin	Sainato	
Eachus	Leach	Samuelson	Perzel,
Evans, D.	Lederer	Santoni	Speaker

NAYS-91

Adolph	Denlinger	Leh	Ross
Allen	Egolf	Lewis	Rubley
Argall	Evans, J.	Maher	Saylor
Armstrong	Fairchild	Maitland	Scavello
Baker	Feese	Marsico	Schroder
Baldwin	Fichter	McGill	Semmel
Bard	Fleagle	McLhattan	Smith, B.
Barrar	Flick	McIlhinney	Smith, S. H.
Bastian	Forcier	McNaughton	Stairs
Benninghoff	Gabig	Metcalfe	Steil
Birmelin	Geist	Millard	Stern
Boyd	Gillespie	Miller, R.	Stevenson, R.
Browne	Gingrich	Miller, S.	Stevenson, T.
Bunt	Harhart	Nickol	Taylor, E. Z.
Cappelli	Harper	O'Neill	True
Causar	Harris	Payne	Turzai
Clymer	Hennessey	Petri	Vance
Coleman	Herman	Phillips	Watson
Cornell, S. E.	Hershey	Pickett	Weber
Crahalla	Hess	Raymond	Wilt
Creighton	Hickernell	Reed	Wright
Dailey	Hutchinson	Reichley	Zug
Dally	Killion	Rohrer	

NOT VOTING-0

EXCUSED-10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

RESOLUTION PURSUANT TO RULE 35

Mrs. FORCIER called up **HR 923, PN 4710**, entitled:

A Resolution recognizing November 17, 2004, as "National Education Support Professionals Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnarowski
Lynch	Nailor		

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 871, PN 1940**, entitled:

An Act amending Title 22 (Detectives and Private Police) of the Pennsylvania Consolidated Statutes, further providing for appointment by nonprofit corporations; providing for humane society police officers' appointment, qualifications, authority and discipline; conferring powers and duties on the Department of Agriculture; establishing the Humane Society Police Officer Advisory Board; and making a related repeal.

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

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

The question is, shall the bill pass finally?

The gentleman from Dauphin, Mr. Buxton.

Mr. BUXTON. Thank you, Mr. Speaker.

Mr. Speaker, is there someone that I could interrogate regarding this bill? I support this legislation, but I have one question to ask, if somebody could stand for interrogation for one question. Is the committee chairman where this bill was reported from willing to stand for interrogation?

The SPEAKER. The Chair recognizes the gentleman from Somerset, Mr. Bastian.

Mr. BUXTON. Thank you, Mr. Speaker.

Section 3704 of this bill indicates that if a humane officer applicant meets the stated qualifications, he shall be appointed. For the record, if an applicant for appointment as a humane officer comes before a court in a county other than the original county where the humane officer was appointed, can the court deny that appointment?

Mr. BASTIAN. It will be up to the court, but if they are qualified, they will be appointed by the court.

Mr. BUXTON. So if I am originally appointed, for example, from Dauphin County and I have all the qualifications, I meet all of the qualifications of the law, and I seek to be appointed in Cumberland County, there would be no reason under this law for the court not to appoint me as a humane officer in another county.

Mr. BASTIAN. That is correct.

Mr. BUXTON. Thank you very much.

That is all I have, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—192

Adolph	Egolf	Leh	Sainato
Allen	Evans, D.	Lescovitz	Samuelson
Argall	Evans, J.	Lewis	Santoni
Armstrong	Fabrizio	Maher	Saylor
Baker	Fairchild	Maitland	Scavello

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

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:

SB 844, PN 1922.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 931, PN 1929**, entitled:

An Act amending the act of December 16, 1998 (P.L.980, No.129), known as the Police Officer, Firefighter, Correction Employee and National Guard Member Child Beneficiary Education Act, extending the Postsecondary Educational Gratuity Program to certain children of sheriffs and deputy sheriffs; and further providing for National Guard eligibility.

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

Mr. **YUDICHAK** offered the following amendment No. **A4771**:

Amend Sec. 1 (Sec. 3), page 2, line 2, by inserting after "**CERTAIN**"

other

Amend Sec. 1 (Sec. 3), page 3, by inserting between lines 20 and 21

(4.2) An individual who is on Federal or State active military duty who is a resident of this Commonwealth shall be deemed to have been killed in the performance of duty if death results from performance of a duty required by his or her orders or commander while in an official duty status.

Amend Sec. 1 (Sec. 3), page 4, line 30, by inserting after "Guard"

or other individual who is on Federal or State active military duty who is a resident of this Commonwealth

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

The following roll call was recorded:

YEAS-192

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

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

On the question,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

The Chair recognizes the gentleman.

Mr. YUDICHAK. Thank you, Mr. Speaker.

I rise to thank the members of the House for supporting my amendment to SB 931. The amendment that we just voted on is language relative to the Sergeant Baker bill, a bill I introduced earlier in the session honoring one of our Pennsylvania National Guardsmen, Sgt. Sherwood Baker, who was killed in Iraq in April of this year. On that solemn occasion, in working with the National Guard, we found out that there was a loophole in current law. Sgt. Sherwood Baker, if he was killed in active service in the Commonwealth of Pennsylvania, his children would have been provided the benefit of a free college education. Because he was killed in Iraq, his family, under current law, does not qualify for that benefit. The bill that we pass here today will change that law and do what I believe is the moral responsibility of government: to protect and support the families of our military who sacrifice their lives for our peace and freedom.

So I want to thank the members for passing the Sergeant Baker bill in this SB 931 and then ask for your affirmative vote.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS-192

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **HB 2844, PN 4660**, entitled:

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.

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

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

The Chair recognizes the gentleman, Mr. Fleagle.
Mr. FLEAGLE. Thank you, Mr. Speaker.

Would the prime sponsor submit to a brief interrogation?

The SPEAKER. The gentleman indicates that he will stand for interrogation. The gentleman, Mr. Fleagle, is in order and may proceed.

Mr. FLEAGLE. Mr. Speaker, I have had several people from the sheriff's department call me about this bill, and they are very supportive of it, but they just wanted to know, for legislative intent on this, are sheriffs in this bill considered "law enforcement"?

Mr. MAITLAND. Thank you, Mr. Speaker.

The Federal law, H.R. 218, defines "law enforcement officers" to include those who are or, in the case of retired officers, were "authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and has statutory powers of arrest. . . ." Since the Federal law contains the applicable definition, I did not define it, the term, in my bill. It is possible that there are some agencies which fall into a gray area, and they would need to work that out with the appropriate Federal agency, whether the Department of Justice or the Bureau of Alcohol, Tobacco and Firearms, which is implementing the legislation on the Federal level. But it would seem to me that, at a minimum, this includes the Pennsylvania State Police, our municipal police departments, the Game Commission, and the Fish and Boat Commission law enforcement officers and sheriffs and their deputies. I am sure that I am missing some law enforcement officers by reciting this list, and I do not intend it to be all-inclusive.

Mr. FLEAGLE. Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

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

HB 1116 RECONSIDERED

The SPEAKER. The Chair recognizes the gentleman, Mr. DeLuca, who moves that the vote by which HB 1116, PN 4245, was defeated on the 16th day of November be reconsidered.

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

The following roll call was recorded:

YEAS—186

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

NAYS—6

Benninghoff	Gillespie	McNaughton	Nickol
Gabig	Hutchinson		

NOT VOTING—0

EXCUSED—10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

On the question recurring,
Shall the bill pass finally?

The SPEAKER. The gentleman, Mr. DeLuca, is recognized. Mr. DeLUCA. Thank you, Mr. Speaker.

First of all, I want to thank the House for reconsidering HB 1116.

Let me just read a little bit of something to the members here when they vote on this piece of legislation. I just want to bring some facts out to the membership.

I want you to know that a retired professional painter collects a pension, on average, on average, Mr. Speaker, 13 months, 13 months, and when you ask yourself why, because with each breath during the workday, they are exposed to a variety of toxins, paints, stains, chemical strippers, and solvents.

Now, this problem is far reaching. Even after workers leave the workplace, studies reveal that their cars, homes, and families are indirectly exposed through personal contact.

HB 1116 will protect workers by requiring special training to learn how to safely handle hazardous material in the workplace. It will protect them by teaching them. Workers will learn how proper ventilation and respirators will protect them. Workers will learn about how body tissues react to chemicals and the proper use of painting tools. They will learn about the laws and regulations that apply to their profession and how these laws give them rights and protection.

Now, some of you may believe that OSHA (Occupational Safety and Health Administration) already protects these workers. In reality, OSHA inspects only a fraction of the construction projects and cannot protect workers with any predictability. Even when inspections do occur, OSHA investigators have discretionary authority to decide which violations merit enforcement action.

Today a vote on HB 1116 is a vote – and let me specify this – a vote for decency and fairness for the hardworking men and women we see every day and we represent. If you look at this ceiling up here, Mr. Speaker, and the walls of this chamber, skilled craftsmen proudly restored this historic structure for the people of the Commonwealth and future generations. Today I ask for your support for these skilled workers and painters.

I know there are problems, some problems, with this legislation, but I believe, in talking to the Senate over there, some of the problems that the other side of the aisle has addressed to me will be taken care of over in the Senate.

So I would appreciate your support on this important bill for workers.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—112

Barrar	Evans, J.	Lescovitz	Scrimenti
Bebko-Jones	Fabrizio	Manderino	Shaner
Belardi	Flick	Mann	Smith, S. H.
Belfanti	Frankel	Markosek	Solobay
Biancucci	Freeman	McCall	Stetler
Bishop	Gannon	McGeehan	Stevenson, T.
Blaum	George	Melio	Sturla
Butkovitz	Gergely	Micozzie	Surra
Buxton	Good	Mundy	Tangretti
Caltagirone	Goodman	Mustio	Taylor, J.
Casorio	Grucela	Myers	Thomas
Cawley	Gruitza	O'Brien	Tigue
Civera	Habay	Oliver	Travaglio
Cohen	Haluska	O'Neill	Veon
Corrigan	Hanna	Pallone	Vitali
Costa	Harhai	Petrarca	Walko
Crahalla	Harhart	Petrone	Wansacz
Cruz	Hasay	Phillips	Washington
Curry	Horsey	Pistella	Waters
Daley	James	Preston	Wheatley
Dally	Josephs	Readshaw	Williams
DeLuca	Keller	Roberts	Wright
Dermody	Kenney	Roebuck	Yewcic
DeWeese	Kirkland	Rooney	Youngblood
DiGirolamo	Kotik	Ruffing	Yudichak
Diven	LaGrotta	Sainato	
Donatucci	Laughlin	Samuelson	
Eachus	Leach	Santoni	Perzel,
Evans, D.	Lederer		Speaker

NAYS—80

Adolph	Denlinger	Leh	Rohrer
Allen	Egolf	Lewis	Ross
Argall	Fairchild	Maher	Rubley
Armstrong	Feese	Maitland	Saylor
Baker	Fichter	Marsico	Scavello
Baldwin	Fleagle	McGill	Schroder
Bard	Forcier	McIlhattan	Semmel
Bastian	Gabig	McIlhinney	Smith, B.
Benninghoff	Geist	McNaughton	Stairs
Birmelin	Gillespie	Metcalfe	Steil
Boyd	Gingrich	Millard	Stern
Browne	Harper	Miller, R.	Stevenson, R.
Bunt	Harris	Miller, S.	Taylor, E. Z.
Cappelli	Hennessey	Nickol	True
Causar	Herman	Payne	Turzai
Clymer	Hershey	Petri	Vance
Coleman	Hess	Pickett	Watson
Cornell, S. E.	Hickernell	Raymond	Weber
Creighton	Hutchinson	Reed	Wilt
Dailey	Killion	Reichley	Zug

NOT VOTING—0

EXCUSED—10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

FAREWELL ADDRESS BY MRS. LAUGHLIN

The SPEAKER. The Chair at this time would like to invite Representative Susan Laughlin, who would like to give some remarks to this body. At this time, Representative Susan Laughlin.

Mrs. LAUGHLIN. Thank you, Mr. Speaker.

I had two speeches that I wanted to give, and I did not know which one I wanted to give you, but Mike McCue said, "Why don't you give both of them?" So maybe I will do that. I will give the short one first.

Old folks are worth a fortune: with silver in their hair, gold in their teeth, stones in their kidneys, lead in their feet, and gas in their stomachs.

I have become a lot more social with the passing of the years. Some might even call me a frivolous old gal. I am seeing five gentlemen every day.

As soon as I wake, Will Power helps me get out of bed. Then I go to see John. Then Charlie Horse comes along, and when he is here, he takes a lot of my time and attention. When he leaves, Arthur Ritis shows up and stays the rest of the day. He does not like to stay in one place very long, so he takes me from joint to joint. After such a busy day, I am really tired and glad to go to bed – with Ben Gay. What a life.

P.S. The preacher came to call the other day. He said that at my age I should be thinking about the hereafter. I told him I do, all the time. No matter where I am – in the parlor, upstairs in the kitchen, or down in the basement – I ask myself, "Now, what am I here after?"

Well, that was the end of the first speech.

Dear friends and colleagues:

After 32 years as a public servant, the first 16 years as my husband's, former Representative Charlie Laughlin's legislative aide, unpaid aide, and the second 16 years as the State Representative in my own right, I am honored by the confidence that the people of the 16th Legislative District have placed first in my husband and then in me these many years.

When Charlie was elected in 1972, he was an ambitious young man who took his God-given talents of leadership, conviction, and tenacity on a crusade to represent the people. While I worked with Charlie, I learned what it meant to be a representative of the people.

When Charlie passed away in 1988, just 16 days before the primary, one of his last wishes was that I run for his seat to continue the level of service that he felt the people of the 16th District deserved. So with the enormous help of our many staunch supporters, we launched a write-in campaign, one that required a letter be sent to the entire district asking them to vote for me instead of my husband, Charlie. I won that first primary against three other challengers with 9,000 write-in votes. Charlie had always said I would be the only person who could have beaten him on the ballot, and he was right.

So now I had very large shoes to fill. For those who did not know my husband, he was not small in stature, but I knew I was up to the challenge.

I have devoted myself to the individual needs of the people of the 16th District. I believe that I have served them well, with the help of my outstanding staff. I have been able to hold my own in an often male-dominated arena and not sacrifice

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

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

my principles while accomplishing much for the people of the 16th District.

I am proud that I have been successful in a number of projects, such as bridges, roads, and funding for many municipal needs. I am pleased that I have been able to have a role in the establishment of a national veterans cemetery in southwestern Pennsylvania. The site has been identified, funding has been acquired, and the project is well under way, and Paul Semmel was part of that committee that traveled to about seven different areas in southwestern Pennsylvania, along with Senator Pippy, myself, and Senator LaValle.

After 16 years as a State Representative, it is still humbling to know that I have been able to leave a lasting Laughlin legacy to the next generation of the 16th District.

I would like to take this opportunity to thank those who have been so helpful to me over the years: Jim Manderino, who was my mentor when I first arrived in this chamber. Matt Ryan, who, along with Leroy Irvis, spoke so eloquently at Charlie's funeral. It was there that Matt Ryan referred to Charlie as a statesman. I once thanked Matt Ryan for not giving my opponent any money, and he said, "Republicans don't believe in wasting money." Bill DeWeese, who I have known for 28 years and who has been a friend that I could always count on. Mike Veon and Senator LaValle, who have worked with me tirelessly to help the people of Beaver County. Keith McCall, who sat next to me the day I arrived in this chamber and welcomed me, and he also sat next to Charlie. Thank you for your friendship, Keith. Tony Melio, who also sat beside me. I will miss your enthusiasm for life, which means kisses and hugs. Frank LaGrotta, Vic Lescovitz, and Vince Biancucci for your support and friendship these many years. The Allegheny County delegation, who welcomed me with open arms when the 16th District extended into Allegheny County. John Perzel for never going after my seat, I think.

I would also like to thank the many Sergeants at Arms, pages, and messengers that have been so kind and helpful to me, but certainly, not least, I would like to thank my staff. I know that I could not have been as effective without the good support, working behind the scenes in my office.

Many have asked what I am going to do in my retirement. I am going to enjoy it. I know that when I am lounging on the beautiful beaches around the world, sipping pina colodas, that I will be thinking of you.

It has been a great honor and privilege to be a member of this great governing body and to represent the wonderful people of the 16th District. I have been blessed to learn and grow so much during my time as a Representative. It has been an Ivy League education in friendship, government, and life. It has been the experience of a lifetime, and I am grateful.

As I pass the Laughlin legacy of excellent public service to Sean Ramaley, who is replacing me, I am confident that he will serve the people of the 16th District as well.

My wish for those who will be sworn in for the 2005-2006 session is that you will commit yourselves to bipartisanship and service to the people, that you seek positive solutions for all the people of Pennsylvania.

I wish you all the very best in the future. May you all enjoy life, liberty, and the pursuit of happiness. I will remember you all and my years in this chamber fondly.

Thank you.

TRANSPORTATION COMMITTEE MEETING

The SPEAKER. The gentleman, Mr. Geist.

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

Would it be appropriate at this time to call a Transportation Committee meeting?

The SPEAKER. The gentleman may make the announcement.

Mr. GEIST. Thank you, Mr. Speaker.

At the break the Transportation Committee will be meeting in 39 East Wing; at the break, Transportation Committee, 39 East Wing.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

At the break the Transportation Committee will be meeting in 39 East Wing.

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. ARMSTRONG called up **HR 925, PN 4725**, entitled:

A Resolution designating November 17, 2004, as "Alternative Fuels and Renewable Energies Day" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Godshall	Mackereth	Rieger	Staback
Levdansky	Major	Sather	Wojnaroski
Lynch	Nailor		

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

ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE MEETING

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

Mr. ADOLPH. Thank you, Mr. Speaker.

Mr. Speaker, I would like to announce an Environmental Resources and Energy Committee meeting at adjournment in the back of the House. Thank you.

The SPEAKER. The Chair thanks the gentleman.

There will be an Environmental Resources and Energy Committee meeting at adjournment in the back of the House.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman, Mr. Argall, for the purpose of a committee announcement.

Mr. ARGALL. Thank you, Mr. Speaker.

At the declaration of the recess, the Appropriations Committee will meet in room 245.

The SPEAKER. At the declaration of the recess, the Appropriations Committee will meet in room 245.

Are there any further announcements?

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, the Health and Human Services Committee will meet in room 60 of the East Wing at 1 o'clock; 1 o'clock, room 60E.

Thank you.

The SPEAKER. The Chair thanks the gentleman. The Health and Human Services Committee will meet in room 60 of the East Wing at 1 o'clock.

REPUBLICAN CAUCUS

The SPEAKER. The gentlelady from Chester, Mrs. Taylor. Mrs. TAYLOR. Thank you, Mr. Speaker.

There will be an informal Republican caucus tomorrow at 8:30 and a formal caucus at 9 o'clock. That is tomorrow morning, 8:30, an informal caucus, and 9 o'clock, caucus.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentlelady.

DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, immediately upon the call of the recess, there will be informal discussions in the Democratic caucus room. Tomorrow morning at 9 o'clock, we will have both formal and informal discussions.

The SPEAKER. The Chair thanks the gentleman.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

SB 856, PN 1951 (Amended) By Rep. HERSHEY

An Act amending the act of May 15, 1939 (P.L.134, No.65), referred to as the Fireworks Law, regulating sale and use of fireworks.

AGRICULTURE AND RURAL AFFAIRS.

SB 912, PN 1851 By Rep. HERSHEY

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, providing for crop insurance premium payments and for a report by the Department of Agriculture; and making a repeal.

AGRICULTURE AND RURAL AFFAIRS.

The SPEAKER. There will be no further votes on the floor of the House today.

RECESS

The SPEAKER. The House will be in recess to the call of the Chair.

AFTER RECESS

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

THE SPEAKER PRO TEMPORE (PATRICIA H. VANCE) PRESIDING

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

SB 1041, PN 1621 By Rep. ADOLPH

An Act providing for the continuation of the Pennsylvania Senior Environment Corps volunteer program administered by the Department of Environmental Protection and the Department of Aging; and making appropriations.

ENVIRONMENTAL RESOURCES AND ENERGY.

SB 1167, PN 1955 (Amended) By Rep. KENNEY

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, defining "less expensive"; and further providing for generic drugs and for amount of rebate for certain prescription drugs.

HEALTH AND HUMAN SERVICES.

BILLS REREPORTED FROM COMMITTEE

HB 2137, PN 4557 By Rep. ARGALL

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

APPROPRIATIONS.

HB 2678, PN 4001 By Rep. ARGALL

An Act providing for multistate sales and use tax administration for commerce.

APPROPRIATIONS.

SB 668, PN 1952 (Amended) By Rep. ARGALL

An Act requiring institutions of higher education to provide students and employees with information relating to crime statistics and security measures and to provide similar information to prospective students and employees upon request; granting powers to the State Board of Education; establishing a uniform crime reporting program; requiring all county and municipal law enforcement agencies to report certain information occurring within the respective jurisdictions; imposing duties on the Pennsylvania Commission on Crime and Delinquency; authorizing the Pennsylvania State Police to collect and gather information on crime and make annual reports; providing for college and university faculty and staff criminal history background investigations and self-disclosure requirements; imposing penalties; and making a related repeal.

APPROPRIATIONS.

SB 1073, PN 1485 By Rep. ARGALL

An Act redesignating the bridge on State Route 228 which passes over Interstate 79 in Cranberry Township, Butler County, as the 79th Infantry Division Memorial Bridge.

APPROPRIATIONS.

SB 1099, PN 1953 (Amended) By Rep. ARGALL

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the number of judges of the courts of common pleas of certain judicial districts.

APPROPRIATIONS.

SB 1112, PN 1605 By Rep. ARGALL

An Act establishing the Board of Directors of the Rouse Estate; and making repeals.

APPROPRIATIONS.

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 844, PN 1922**, entitled:

An Act providing for the highway capital budget project itemization for the fiscal year 2003-2004 and for the additional capital budget transportation assistance project itemization for the fiscal year 2003-2004.

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

BILL RECOMMITTED

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

Mr. S. SMITH. Madam Speaker, I move that SB 844 be recommitted to the Appropriations Committee.

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

RECESS

The SPEAKER pro tempore. The House now stands in recess until the call of the Chair.

AFTER RECESS

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

JUDICIARY COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. O'Brien, for the purpose of a committee announcement.

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

There will be a meeting of the Judiciary Committee immediately in room 243, which is the Appropriations conference room.

The SPEAKER pro tempore. The gentleman, Mr. O'Brien, announces an immediate meeting of the Judiciary Committee in the Appropriations conference room; immediately, the Judiciary Committee.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

SB 93, PN 1963 (Amended) By Rep. O'BRIEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for costs, for the offense of burglary and for certain bullets prohibited.

JUDICIARY.

SB 895, PN 1141 By Rep. GEIST

An Act designating a portion of State Route 1040 known as Spur Road in East Cocalico Township, Lancaster County, Pennsylvania, as Colonel George Howard Boulevard.

TRANSPORTATION.

SB 1097, PN 1962 (Amended) By Rep. GEIST

An Act amending Title 74 (Transportation) of the Pennsylvania Consolidated Statutes, designating a portion of State Route 6 in Wyoming County as a scenic byway; and designating a certain portion of State Route 92 in Susquehanna County as a scenic byway.

TRANSPORTATION.

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 recognizes the gentleman from Erie, Mr. Fabrizio.

Mr. FABRIZIO. Madam Speaker, I move that this House do now adjourn until Wednesday, November 17, 2004, at 2:45 p.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 2:44 p.m., e.s.t., Wednesday, November 17, 2004, the House adjourned.