

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, JANUARY 24, 2005

SESSION OF 2005

189TH OF THE GENERAL ASSEMBLY

No. 4

HOUSE OF REPRESENTATIVES

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

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

PRAYER

HON. GORDON R. DENLINGER, member of the House of Representatives, offered the following prayer:

Please join me in prayer:

Father in heaven, we come before You today in humble recognition of Your sovereign and controlling hand over the affairs of mankind. Truly, You hold all things in Your mighty hands. We pray to You today for Your love and mercy extended to all of us, in spite of our constant tendency to stray from the wisdom of Your counsel. You alone are worthy of praise and adoration, and we lift up Your name today.

Father, we come before You as men and women who have been sent here by the people to legislate that which is good and just for our Commonwealth. We face many issues which are important to the future of this great land, yet in times of quiet reflection, we are forced to concede that the problems seem great and the answers too often inadequate. But we come today as people who are called by You, believing we have been sent to this House of Representatives for such a time as this.

Father, as people who seek to fulfill our calling, we ask that You would grant us a measure of Your wisdom. Keep us ever mindful of the opportunity we have, both personally and professionally, to search Your holy Word for truths that transcend our poor and feeble ideas. Help us to recognize that through the power of prayer, You have provided guidance and solace to so many who have labored in this place. And, Father, as we labor on behalf of the citizens of Pennsylvania, help us to consider the words of the psalmist who wrote, "Except the Lord build the house, they labour in vain that build it."

Today, Father, we lift up before You those among us who are suffering physically, and we ask that You would touch each one with Your hand of healing. For our friends who are struggling with family or relational strife, we pray for Your guidance and that a spirit of forgiveness might triumph over bitterness. And, Father, for those who are broken in spirit and in search of purpose in this life, I pray that You would draw them to yourself through the power of Your spirit.

Father, with the realization that our lives are in Your hands, we humbly submit these, our petitions, before Your throne, and we will be careful to give You all praise and glory for that which is accomplished. 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 Wednesday, January 19, 2005, will be postponed until printed.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 27 By Representative S. H. SMITH

A Resolution adopting Temporary Rules of the House of Representatives.

Referred to Committee on RULES, January 24, 2005.

REPORT SUBMITTED

The SPEAKER. The Speaker acknowledges the Joint State Government Commission's Report on Exotic Wildlife in Pennsylvania submitted pursuant to HR 797 of 2004.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence.

The Chair recognizes the majority whip, who moves for a leave of absence for the gentleman from Delaware, Mr. CIVERA, for the week; the gentleman from Chester, Mr. FLICK, for the day; and the gentelady from Chester, Mrs. TAYLOR. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for the gentelady from Philadelphia, Ms. MANDERINO, for the week; the gentleman from Fayette, Mr. ROBERTS, for the day; the gentleman from Westmoreland, Mr. TANGRETTI, and the gentleman from Bucks, Mr. CORRIGAN, for the week; the gentelady from Philadelphia, Mrs. LEDERER, and the gentelady from Philadelphia, Ms. Babette JOSEPHS, for today; the gentleman from Philadelphia, Mr. RIEGER, for today; the gentelady from Erie, Ms. BEBKO-JONES, for the week; the gentleman from Philadelphia, Mr. JAMES, for the week; the gentleman from Washington, Mr. DALEY, for today; and the gentelady from

Philadelphia, Ms. BISHOP, for today. Without objection, those leaves will be granted.

GUESTS INTRODUCED

The SPEAKER. The Chair welcomes to the hall of the House David Allen, Janet Allen, Alaina Allen, and Robert Weyhmuller. They are winners of a day at the Capitol by an auction at Nativity BVM Church. They are the guests today of Representative Tom Killion. Would those guests please rise and be recognized.

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—188

Adolph	Fichter	Major	Sainato
Allen	Fleagle	Mann	Samuelson
Argall	Forcier	Markosek	Santoni
Armstrong	Frankel	Marsico	Sather
Baker	Freeman	McCall	Saylor
Baldwin	Gabig	McGeehan	Scavello
Barrar	Gannon	McGill	Schroder
Bastian	Geist	McIlhattan	Semmel
Belardi	George	McIlhinney	Shaner
Belfanti	Gerber	McNaughton	Shapiro
Benninghoff	Gergely	Melio	Smith, B.
Biancucci	Gillespie	Metcalfe	Smith, S. H.
Birmelin	Gingrich	Micozzie	Solobay
Blackwell	Godshall	Millard	Sonney
Blaum	Good	Miller, R.	Staback
Boyd	Goodman	Miller, S.	Stairs
Browne	Grell	Mundy	Steil
Bunt	Grucela	Mustio	Stern
Butkovitz	Gruitza	Myers	Stetler
Buxton	Habay	Nailor	Stevenson, R.
Caltagirone	Haluska	Nickol	Stevenson, T.
Cappelli	Hanna	O'Brien	Sturla
Casorio	Harhai	Oliver	Surra
Causar	Harhart	O'Neill	Taylor, J.
Cawley	Harper	Pallone	Thomas
Clymer	Harris	Payne	Tigue
Cohen	Hasay	Petrarca	True
Cornell	Hennessey	Petri	Turzai
Costa	Herman	Petrone	Veon
Crahalla	Hershey	Phillips	Vitali
Creighton	Hess	Pickett	Walko
Cruz	Hickernell	Pistella	Wansacz
Curry	Hutchinson	Preston	Washington
Dally	Kauffman	Pyle	Waters
DeLuca	Keller, M.	Quigley	Watson
Denlinger	Keller, W.	Ramaley	Wheatley
Dermody	Kenney	Rapp	Williams
DeWeese	Killion	Raymond	Wilt
DiGiolamo	Kirkland	Readshaw	Wojnaroski
Diven	Kotik	Reed	Wright
Donatucci	LaGrotta	Reichley	Yewcic
Eachus	Leach	Roebuck	Youngblood
Ellis	Leh	Rohrer	Yudichak
Evans, D.	Lescovitz	Rooney	Zug
Evans, J.	Levdansky	Ross	
Fabrizio	Mackereth	Rubley	
Fairchild	Maher	Ruffing	Perzel,
Feese	Maitland		Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—14

Bebko-Jones	Daley	Lederer	Roberts
Bishop	Flick	Manderino	Tangretti
Civera	James	Rieger	Taylor, E. Z.
Corrigan	Josephs		

LEAVES ADDED—1

Maher

CANADIAN DELEGATION INTRODUCED

The SPEAKER. For the information of the members, today we are pleased to have a group of distinguished neighbors from the north who come to us from the second largest country in the world. Canada has over 2 million lakes, 38 national parks, crosses 6 time zones, and its citizens speak two official languages, French and English. It gives me great pleasure to introduce these notable Canadians. They are Consul General Roger J. Marsham, Consul and Senior Trade Commissioner David Weiner, and Delegate General Michelle Robitaille.

REMARKS BY CANADIAN AMBASSADOR MICHAEL KERGIN

The SPEAKER. Finally, I am honored to have the special privilege of introducing the Canadian Ambassador to the United States, His Excellency, Michael Kergin, who will say a few words. Ambassador, please join me at the rostrum.

The AMBASSADOR. Thank you.

Now, that is what I call a warm Pennsylvania welcome on a cold day. Thank you very much.

Mr. Speaker, members of the House of Representatives of the great State of Pennsylvania, I must say how pleased and honored I am to be today here in Harrisburg, and a particular honor for a Canadian representative to have the privilege of addressing, albeit briefly, the House of Representatives at the beginning of a new 2-year session of your State Assembly.

Thank you, Mr. Speaker, John Perzel; House Majority Leader Samuel Smith; and House Minority Leader William DeWeese, for this unique distinction. The Speaker very kindly introduced my delegation, but I would not want to overlook the two most colorful members of our delegation, our two members of the Royal Canadian Mounted Police, who are there standing at attention in front of you.

You know, Canada and Pennsylvania share a rich and very colorful history. From the pre-Revolutionary era through to the present day, we have been shaped by our common experiences and mutual influences. Pennsylvania's impact on Canada has been significant, from the Pennsylvania loyalists who came to Canada after the Revolutionary War to a common immigrant settlement by Mennonite communities from Europe seeking refuge, to the Underground Railroad that wound its way through Pennsylvania with its terminus in Canada. During the past century, our sons and daughters have labored together to defend freedom and to aid society suffering from dictatorship or

subjugation, and in some cases, regrettably, they paid with the ultimate sacrifice.

Canada and U.S. relations operate on so many levels. Critical to our overall bilateral relationship is the role of State governments. This is particularly true in the case of Pennsylvania, exemplified by Canada's opening of a new consulate in Philadelphia last fall and the appointment of an honorary consul in Pittsburgh last spring.

If nothing else, ladies and gentlemen, we want to be part of Pennsylvania's football prowess, and if we cannot witness an epic final between the Eagles and the Steelers, we can still watch the Eagles soar.

We have brought with us today a wide-ranging delegation of individuals to meet with their respective partners in your State Capitol, and we very much hope to see you at our Canada Night in Harrisburg reception later today in the main rotunda.

In 2003 Canada was Pennsylvania's leading export market. Your State delivered 36 percent of its foreign-bound exports, a total of \$5.3 billion, to Canada. Our total two-way trade is worth over \$13 billion annually, and on an average day, we exchange \$36 million worth of merchandise alone. Of U.S. States, Pennsylvania has the seventh largest trading relationship with Canada, and we are here to make sure that we can do more.

In a recent study commissioned by our Embassy, Canada-U.S. trade supported some 219,000 jobs in Pennsylvania alone. In 2003 over 1.2 million Canadians visited Pennsylvania, enjoying your wonderful Commonwealth as tourists. This year marks the 10th anniversary of the Canada-U.S. Air Services Agreement, resulting in direct air Canada flights between Harrisburg and Toronto, linking the capitals of Pennsylvania and Ontario.

Our common interests cross many fronts, from the highly technological to the natural, for we both claim shorelines to the largest basin of fresh water in the world. With 20 percent of the world's fresh water flowing through the Great Lakes St. Lawrence System, Canada and the United States share an extraordinary resource as well as the responsibility to protect and manage the lakes for the benefit of generations to come, and I believe both countries have risen to the challenge through such historic and precedent-setting agreements as the Boundary Waters Treaty of 1909 and the 1972 Great Lakes Water Quality Agreement.

As great as the challenges before us have sometimes been, the response by our two countries to those challenges has always been greater. Our geography, cooperative spirit, and shared ideals have resulted in agreements across so many sectors, many inspired by actions taken at the State level. For example, much past collaboration between Canada and Pennsylvania was initiated under then Governor Ridge, chairman of the Great Lakes Governors association. More recently, in his role at Homeland Security, State Secretary Ridge with his Canadian counterpart pioneered techniques of risk management, facilitated the use of information technologies, to make our border more secure while minimizing the obstacles to our mutually beneficial exchange. His role as Governor of this Commonwealth and his firsthand experience with Canada have been a great benefit to our wider binational relationship, and I know that the close partnership will continue under Governor Rendell and future Governors-to-be. So we have a long history of friendship, close linkages, and much in common.

More than 50 years ago Winston Churchill pointed to the Canada-U.S. relationship as a model of international harmony when he said, and I quote, "That long frontier from the Atlantic to the Pacific Oceans, guarded only by neighborly respect and honorable obligations, is an example to every country and a pattern for the future of the world," end of quote. That neighborly respect and those honorable obligations are found in abundance in the Canada-Pennsylvania relationship.

So as you embark on your 2-year session, allow me to wish you every success in your deliberations. We look to Pennsylvania's leadership in the region and nationally in strengthening our stewardship over shared natural resources, our economic prosperity, and vibrant and ever-growing partnership.

Thank you very much.

The SPEAKER. The Chair would like to thank Ambassador Kergin for those kind remarks.

DOWNINGTOWN HIGH SCHOOL WEST GIRLS SOCCER TEAM PRESENTED

The SPEAKER. The Chair recognizes the gentleman, Mr. Schroder, for the purpose of a citation. Mr. Schroder.

Mr. SCHRODER. Thank you, Mr. Speaker.

Mr. Speaker, it is a great honor today to recognize and congratulate the 2004 PIAA Class AAA State Champion Downingtown High School West Girls Soccer Team. These young women have shown how hard work, dedication, and sportsmanship come together and unite them as a team. Each of them shared their talents and abilities to help one another. They have done a fine job representing their school and our community. They have also had wonderful support from their head coach, Rob Smith, and their families.

Throughout the season they had a lot of ups and downs, but they stayed focused. They learned from the experience, and it made them stronger as a team. As team member Katelyne Capps was quoted in a newspaper article saying, winning was not luck; "it was talent and heart."

It is a privilege that I join today with Representatives Tim Hennessey and Chris Ross to present the team with a citation from the House of Representatives in honor of their achievement. Joining me at the podium this afternoon, along with Representatives Hennessey and Ross, are Rob Smith, head coach; Jill Conaboy, cocaptain; Adrienne Weisser, cocaptain; and Katie Shannon, team member.

At this time I will ask the rest of the championship Downingtown West Girls Soccer Team, who are in the rear of the House, to please stand, and let us give the entire team a great round of applause.

The SPEAKER. Representative Hennessey.

Mr. HENNESSEY. Thank you, Mr. Speaker.

I am pleased to join in this recognition of the State champion girls varsity soccer team from Downingtown West High School. Congratulations to these young ladies for what they have accomplished, and thanks for setting a standard of excellence for their classmates and for their school. We in Chester County are very proud of what they have accomplished. Thank you.

Thank you, Mr. Speaker.

The SPEAKER. Representative Ross.

Mr. ROSS. Thank you, Mr. Speaker.

I, too, want to add my congratulations to the team, particularly to those fine young ladies from West Bradford Township. Way to go.

HUMPHREY FELLOWS INTRODUCED

The SPEAKER. This afternoon we have some very special guests from around the entire world visiting Harrisburg. Our guests are accomplished midcareer educators. They are part of the Fulbright Program and are visiting Penn State University for 1 year.

This program was established in 1978 to honor the late Senator and Vice President Hubert H. Humphrey. This year Penn State University welcomes 16 fellows to the University Park campus. We are delighted to have them here with us today.

I will ask the reading clerk to read their names and that our guests stand, and I would ask that you hold your applause until the last name is read.

The following names were read:

Ms. Mariela Beatriz Acosta, from Uruguay; Mr. Rodrigo Maria Agrelo, from Argentina; Mr. Michel Andrianasolo Randreth, from Madagascar; Mr. Bensadat Benhouana, from Algeria; Ms. Hala Hallak, from Syria; Mr. Alhaji Adam Yakubu Baba Ibrahimah, from Ghana; Ms. Zarifeh Geries Jarjour, from Lebanon; Mr. Maged Fikry Khalil, from Egypt; Dr. Sabiha Khuram, from Pakistan; Ms. Swe Swe Myint, from Burma; Ms. Sibili Precious Nsibande, from Swaziland; Ms. Burmaa Tsoodol, from Mongolia; Ms. Maiki Udam, from Estonia; Ms. Kovilah Veeraragoo, from Mauritius; Mr. Jean-Marie Yebouet, from Cote d'Ivoire; and Mr. Tiago Carlos Cubenda Yequenha, from Angola.

The SPEAKER. Welcome to the House of Representatives.

FAREWELL ADDRESS BY MR. LEWIS

The SPEAKER. At this time the Chair would like to welcome Representative Kelly Lewis for a few farewell remarks. Kelly.

Mr. LEWIS. Thank you, Mr. Speaker.

Today it is indeed an honor and special privilege to present final remarks to the Pennsylvania House of Representatives. To my House colleagues on both sides of the aisle, Minority Leader DeWeese, Majority Leader Sam Smith, and Speaker John Perzel, I thank you for this opportunity.

My family has lived in Pennsylvania for more than 300 years. All four of my grandparents had ancestors in the Continental Army that fought the English and won our freedom. We helped settle parts of Bucks, Northampton, Lehigh, Sullivan, Lycoming, and Monroe Counties. We have lived in Monroe County since before 1736. We are proud to be Pennsylvanians, and my service in the Pennsylvania House of Representatives was rewarding to many family members, relatives, and to me.

So let me begin where all politics starts, at the family dinner table. I first want to thank my parents, Horace and Sonya Cole and Harry Lewis; my siblings, Kevin, Chris, Brandon, Adam, and Denise; my friend, Deb; my extended family; and especially

my two beautiful children, Nashua and McKenna. My children remain the focus of my life, and they make me a very happy man.

Second, I want to thank my district team. I had a great team of energetic leaders, including Gwen Stettler, Jon Jorgenson, Laura Statler, Bob Marinellie, Patty Beecher, Michael Iadarola; my many interns; and from my campaign, Dave Piatt, Robert Weseloh, and my campaign committee members; Daphne Uliana; and my friends at HRCC (House Republican Campaign Committee).

Just like summer patriots, it is easy to support elected officials when everything is going well, when victory is in sight. To my faithful supporters, family, and friends that stayed the course when times were tough, that stayed true to the cause when victory was in doubt, to you I express my deepest thanks, love, and appreciation.

I enjoyed every moment of my 8 years in public service, 4 years as Monroe County controller and 4 years in the Pennsylvania House. To me, politics is about fighting for what you believe. Just like Theodore Roosevelt always said, "The Victory goes to those who step in the ring!" To those of you in the ring, my House colleagues, I send you warm regards and best wishes. Keep fighting the good fight.

Many people, including our excellent committee staff, helped our team get a lot of great things done for Monroe and Pike Counties in a very short amount of time. The public record speaks for itself. Our team helped change the school funding formula and added the growth supplement to help school districts with enrollment growth. I encourage my colleagues to stay the course, increase the growth supplement, and maintain fairness in per-student education funding.

In 2004 we passed Act 72, the Homeowner Tax Relief Act, which provides major school property tax relief to homeowners that need it most. Accordingly, I urge every school district to fully pass and enact Act 72 tax relief as soon as possible.

There is a laundry list of other issues we helped lead, including highway safety, fund balance caps, wireless and statewide radio rollout, electric DSIC (distribution system improvement charge), Megan's Law updates, safe-baby legislation, and Right-to-Know Law protections and many others.

In 2001, in memory of 15-year-old Gregory Moyer, we helped Pennsylvania become the national leader in placing heart defibrillators in our schools and public buildings. Our good work continues to save lives. Many people in this chamber helped advance this issue, and I thank you. I encourage my colleagues to continue to invest in public safety technology and medical technology to improve our lives. When technology advancements provide the cure for killer diseases like colon cancer and other illnesses, I encourage my colleagues to act promptly to save lives and reduce health-care costs.

In our world, technology leadership is vitally important, and I take my leave from public service to help Pennsylvania get the technology and technology investment we need to compete against other States and nations. We are at a dynamic crossroads in history. Today's technology permits the immediate outsourcing of entire industries to other States and nations. As president and CEO (chief executive officer) of the Technology Council of Central Pennsylvania along with our 350 members, I will lead efforts to help our Pennsylvania companies become and remain the technology leaders in their industries so they can compete nationally and globally.

To compete, we absolutely need the best telecommunications systems in the world and we need better infrastructure. To remain competitive, we need lower taxes, less red tape, and corporate and public policies that tirelessly promote Pennsylvania.

A lesson can be learned from football. When recruiting high school athletes to play football at Penn State or Pitt, recruiters do not complain about being 45th in this category or 48th in that category. No; instead, football recruiters talk about the positives. They talk about Pitt and Penn State traditions, their game plans for the future, their excellent educational programs, and most importantly, their excellent graduation rates. For economic development, I encourage Pennsylvania to do the same. To keep our top students, we need to promote the great things happening in Pennsylvania right now. We need to promote our strengths and quickly correct our weaknesses.

I end my remarks with some hopes, thoughts, and special thank-yous. To the new members, I encourage you to listen and learn. There is amazing history within these walls and a great opportunity to do great deeds. Very soon I look forward to working with my successor in the House. I believe she will do a great job.

I want to thank my good friend, Mario Scavello, for his friendship and his tireless hard work for Monroe County. I also want to thank my good friend, Craig Dally, for his counsel, diet sodas, and many car rides to dinner.

To the karaoke caucus, you will sound much better without me.

To my House colleagues, House classmates of 2001, I wish you all well.

I thank Representative Sam Smith for his excellent advice, sometimes late into the evening. I thank Representative Dave Argall for his ski tips and his help on our downtown initiatives. I thank Representative Brett Feese for his first pep talk and many others and many long conversations.

I thank my friends at HRCC for letting me help. It was always fun, and as always, no matter who is singing, it is never over.

I also want to publicly thank our former Speaker, Matthew Ryan. He remains an inspiration to me and to many others.

Finally, Speaker John Perzel. In 1999 I met you in a McDonald's in Lake Harmony, and my life has never been the same. On many occasions you stuck with me when others would not and did not, and for that, you have my gratitude, my respect and admiration. Thank you.

To all of you, enjoy the day. God bless you and keep you.
Thank you.

GUEST INTRODUCED

The SPEAKER. The Chair would like to welcome a special guest to the chamber, Ed Koval, who is seated to the left of the Speaker. He is the guest today of Representative Rick Geist.

REPUBLICAN CAUCUS

The SPEAKER. The Chair at this time recognizes Representative Bunt for the purpose of a caucus announcement.

Mr. BUNT. Thank you, Mr. Speaker.

Mr. Speaker, the Republican members will caucus within 15 minutes after the call of the Chair.

The SPEAKER. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

The SPEAKER. Does the gentleman, Mr. Cohen, wish to be recognized? The Chair recognizes the gentleman, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, we are going to have a caucus to go over the temporary rules immediately upon the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

RECESS

The SPEAKER. This House is in recess until 3:15.

AFTER RECESS

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

STATEMENT BY MAJORITY LEADER

The SPEAKER. The Chair recognizes the gentleman from Jefferson, the distinguished majority leader, Sam Smith.

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

Mr. Speaker, the order of business that we have before us this afternoon is the adoption of temporary rules that will allow us to proceed with organizing the committees, therein would allow us to get the bills moving through the process. This set of four rules, four temporary rules really, that is embodied in HR 27 will also allow us to put in place the rules to deal with the rule 35 resolutions, the noncontroversial resolutions that we take on from time to time. We would like to be able to address some of those tomorrow just because of the timing of them and the proclamation that they represent.

So I am asking that we consider the adoption of HR 27 in order to provide temporary rules of the House.

CALENDAR

RESOLUTION

Mr. S. SMITH called up **HR 27, PN 5**, entitled:

A Resolution adopting Temporary Rules of the House of Representatives.

On the question,
Will the House adopt the resolution?

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

Mr. VITALI. I do not think they are on the screen yet, Mr. Speaker.

The SPEAKER. Mr. Vitali, I have been informed by the Parliamentarian that you were sent a copy to your office this morning.

Mr. VITALI. I am a little confused. On my screen there is a resolution involving mental illness, and I will not personalize that, but—

The SPEAKER. We would hope you would not, Mr. Vitali. Does the gentleman, Mr. Vitali, wish to be recognized?

Mr. VITALI. We just want to be clear. I know that at least one other member has HR 27. It seems to deal with a mental illness resolution. I know Mr.— I just want to be clear about what we are voting on.

The SPEAKER. You are in the year 2003, Mr. Vitali.

Mr. VITALI. It has come up now. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Blaum.

Mr. BLAUM. Thank you, Mr. Speaker.

Just to concur with the majority leader on the adoption of the permanent rules and ask for an affirmative vote.

The SPEAKER. The temporary rules. The Chair thanks the gentleman.

Mr. Samuelson.

Mr. SAMUELSON. Thank you, Mr. Speaker.

In our caucus discussion, there was some talk that what the intent is here today is to increase the membership of each committee by 2, from the current membership of 26 to 28. Our current rules do talk about 26 members, and the resolution that is on the computer screen also talks about 26 members. Is it no longer the intent to add those two extra members? I am looking at line 20 on page 4, and it says 26 members.

The SPEAKER. If the gentleman would look to lines 24 and 25, you will see that the increase is there. You are correct that on line 21 it says 26 and not 28, but the next 2 lines down do talk about the additional members on each committee.

PARLIAMENTARY INQUIRY

Mr. SAMUELSON. A parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. SAMUELSON. Do we have a problem that part of that paragraph talks about a membership of 16 members of the majority party and 12 members of the minority party, which adds up to 28, yet 3 lines before, it says the membership of the committee is 26? Should not we be consistent, and should not that resolution say 28 there?

The SPEAKER. It should, and we will make that change when we adopt the permanent rule.

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

The following roll call was recorded:

YEAS—188

Table with 4 columns of names: Adolph, Allen, Argall, Armstrong, Baker, Baldwin, Barrar, Bastian, Belardi, Belfanti, Benninghoff, Biancucci, Fichter, Fleagle, Forcier, Frankel, Freeman, Gabig, Gannon, Geist, George, Gerber, Gergely, Gillespie, Major, Mann, Markosek, Marsico, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Metcalfe, Sainato, Samuelson, Santoni, Sather, Saylor, Scavello, Schroder, Semmel, Shaner, Shapiro, Smith, B., Smith, S. H.

Table with 4 columns of names: Birmelin, Blackwell, Blaum, Boyd, Browne, Bunt, Butkovitz, Buxton, Caltagirone, Cappelli, Casorio, Causer, Cawley, Clymer, Cohen, Cornell, Costa, Crahalla, Creighton, Cruz, Curry, Dally, DeLuca, Denlinger, Dermody, DeWeese, DiGirolamo, Diven, Donatucci, Eachus, Ellis, Evans, D., Evans, J., Fabrizio, Fairchild, Feese, Gingrich, Godshall, Good, Goodman, Grell, Grucela, Gruitza, Habay, Haluska, Hanna, Harhai, Harhart, Harper, Harris, Hasay, Hennessey, Herman, Hershey, Hess, Hickernell, Hutchinson, Kauffman, Keller, M., Keller, W., Kenney, Killion, Kirkland, Kotik, LaGrotta, Leach, Leh, Lescovitz, Levdansky, Mackereth, Maher, Maitland, Micozzie, Millard, Miller, R., Miller, S., Mundy, Mustio, Myers, Nailor, Nickol, O'Brien, Oliver, O'Neill, Pallone, Payne, Petrarca, Petri, Petrone, Phillips, Pickett, Pistella, Preston, Pyle, Quigley, Ramaley, Rapp, Raymond, Readshaw, Reed, Reichley, Roebuck, Rohrer, Rooney, Ross, Rubley, Ruffing, Solobay, Sonney, Staback, Stairs, Steil, Stern, Stetler, Stevenson, R., Stevenson, T., Sturla, Surra, Taylor, J., Thomas, Tigue, True, Turzai, Veon, Vitali, Walko, Wansacz, Washington, Waters, Watson, Wheatley, Williams, Wilt, Wojnaroski, Wright, Yewcic, Youngblood, Yudichak, Zug, Perzel, Speaker

NAYS—0

NOT VOTING—0

EXCUSED—14

Table with 4 columns of names: Bebko-Jones, Bishop, Civera, Corrigan, Daley, Flick, James, Josephs, Lederer, Manderino, Rieger, Roberts, Tangretti, Taylor, E. Z.

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

RESOLUTIONS PURSUANT TO RULE 35

Mr. ROEBUCK called up HR 14, PN 1, entitled:

A Resolution designating the month of January 2005 as "Financial Aid Awareness Month" and commending the work of the Pennsylvania Higher Education Assistance Agency and the Pennsylvania Association of Student Financial Aid Administrators.

On the question, Will the House adopt the resolution?

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER. The Chair returns to leaves of absence.

A leave is requested by the majority whip for the gentleman from Allegheny, Mr. MAHER. Without objection, that leave will be granted.

CONSIDERATION OF HR 14 CONTINUED

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

The following roll call was recorded:

YEAS—187

Adolph	Fichter	Major	Sainato
Allen	Fleagle	Mann	Samuelson
Argall	Forcier	Markosek	Santoni
Armstrong	Frankel	Marsico	Sather
Baker	Freeman	McCall	Saylor
Baldwin	Gabig	McGeehan	Scavello
Barrar	Gannon	McGill	Schroder
Bastian	Geist	McIlhattan	Semmel
Belardi	George	McIlhinney	Shaner
Belfanti	Gerber	McNaughton	Shapiro
Benninghoff	Gergely	Melio	Smith, B.
Biancucci	Gillespie	Metcalfe	Smith, S. H.
Birmelin	Gingrich	Micozzie	Solobay
Blackwell	Millard	Millard	Sonney
Blaum	Good	Miller, R.	Staback
Boyd	Goodman	Miller, S.	Stairs
Browne	Grell	Mundy	Steil
Bunt	Grucela	Mustio	Stern
Butkovitz	Gruitza	Myers	Stetler
Buxton	Habay	Nailor	Stevenson, R.
Caltagirone	Haluska	Nickol	Stevenson, T.
Cappelli	Hanna	O'Brien	Sturla
Casorio	Harhai	Oliver	Surra
Causar	Harhart	O'Neill	Taylor, J.
Cawley	Harper	Pallone	Thomas
Clymer	Harris	Payne	Tigue
Cohen	Hasay	Petrarca	True
Cornell	Hennessey	Petri	Turzai
Costa	Herman	Petrone	Veon
Crahalla	Hershey	Phillips	Vitali
Creighton	Hess	Pickett	Walko
Cruz	Hickernell	Pistella	Wansacz
Curry	Hutchinson	Preston	Washington
Dally	Kauffman	Pyle	Waters
DeLuca	Keller, M.	Quigley	Watson
Denlinger	Keller, W.	Ramaley	Wheatley
Dermody	Kenney	Rapp	Williams
DeWeese	Killion	Raymond	Wilt
DiGirolamo	Kirkland	Readshaw	Wojnaroski
Diven	Kotik	Reed	Wright
Donatucci	LaGrotta	Reichley	Yewcic
Eachus	Leach	Roebuck	Youngblood
Ellis	Leh	Rohrer	Yudichak
Evans, D.	Lescovitz	Rooney	Zug
Evans, J.	Levdansky	Ross	
Fabrizio	Mackereth	Rubley	Perzel,
Fairchild	Maitland	Ruffing	Speaker
Feese			

NAYS—0

NOT VOTING—0

EXCUSED—15

Bebko-Jones	Daley	Lederer	Roberts
Bishop	Flick	Maher	Tangretti
Civera	James	Manderino	Taylor, E. Z.
Corrigan	Josephs	Rieger	

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

* * *

Mr. ADOLPH called up **HR 18, PN 2**, entitled:

A Resolution declaring the week of January 30 through February 5, 2005, as "Catholic Schools Week" in this Commonwealth.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

Adolph	Fichter	Major	Sainato
Allen	Fleagle	Mann	Samuelson
Argall	Forcier	Markosek	Santoni
Armstrong	Frankel	Marsico	Sather
Baker	Freeman	McCall	Saylor
Baldwin	Gabig	McGeehan	Scavello
Barrar	Gannon	McGill	Schroder
Bastian	Geist	McIlhattan	Semmel
Belardi	George	McIlhinney	Shaner
Belfanti	Gerber	McNaughton	Shapiro
Benninghoff	Gergely	Melio	Smith, B.
Biancucci	Gillespie	Metcalfe	Smith, S. H.
Birmelin	Gingrich	Micozzie	Solobay
Blackwell	Godshall	Millard	Sonney
Blaum	Good	Miller, R.	Staback
Boyd	Goodman	Miller, S.	Stairs
Browne	Grell	Mundy	Steil
Bunt	Grucela	Mustio	Stern
Butkovitz	Gruitza	Myers	Stetler
Buxton	Habay	Nailor	Stevenson, R.
Caltagirone	Haluska	Nickol	Stevenson, T.
Cappelli	Hanna	O'Brien	Sturla
Casorio	Harhai	Oliver	Surra
Causar	Harhart	O'Neill	Taylor, J.
Cawley	Harper	Pallone	Thomas
Clymer	Harris	Payne	Tigue
Cohen	Hasay	Petrarca	True
Cornell	Hennessey	Petri	Turzai
Costa	Herman	Petrone	Veon
Crahalla	Hershey	Phillips	Vitali
Creighton	Hess	Pickett	Walko
Cruz	Hickernell	Pistella	Wansacz
Curry	Hutchinson	Preston	Washington
Dally	Kauffman	Pyle	Waters
DeLuca	Keller, M.	Quigley	Watson
Denlinger	Keller, W.	Ramaley	Wheatley
Dermody	Kenney	Rapp	Williams
DeWeese	Killion	Raymond	Wilt
DiGirolamo	Kirkland	Readshaw	Wojnaroski
Diven	Kotik	Reed	Wright
Donatucci	LaGrotta	Reichley	Yewcic
Eachus	Leach	Roebuck	Youngblood
Ellis	Leh	Rohrer	Yudichak
Evans, D.	Lescovitz	Rooney	Zug
Evans, J.	Levdansky	Ross	

Fabrizio	Mackereth	Rubley	Perzel,
Fairchild	Maitland	Ruffing	Speaker
Feese			

NAYS—0

NOT VOTING—0

EXCUSED—15

Bebko-Jones	Daley	Lederer	Roberts
Bishop	Flick	Maher	Tangretti
Civera	James	Manderino	Taylor, E. Z.
Corrigan	Josephs	Rieger	

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

* * *

Mr. BENNINGHOFF called up **HR 21, PN 3**, entitled:

A Resolution designating the week of January 30 through February 5, 2005, as “Young Farmers Week” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

Adolph	Fichter	Major	Sainato
Allen	Fleagle	Mann	Samuelson
Argall	Forcier	Markosek	Santoni
Armstrong	Frankel	Marsico	Sather
Baker	Freeman	McCall	Saylor
Baldwin	Gabig	McGeehan	Scavello
Barrar	Gannon	McGill	Schroder
Bastian	Geist	McIlhattan	Semmel
Belardi	George	McIlhinney	Shaner
Belfanti	Gerber	McNaughton	Shapiro
Benninghoff	Gergely	Melio	Smith, B.
Biancucci	Gillespie	Metcalfe	Smith, S. H.
Birmelin	Gingrich	Micozzie	Solobay
Blackwell	Godshall	Millard	Sonney
Blaum	Good	Miller, R.	Staback
Boyd	Goodman	Miller, S.	Stairs
Browne	Grell	Mundy	Steil
Bunt	Grucela	Mustio	Stern
Butkovitz	Gruitza	Myers	Stetler
Buxton	Habay	Nailor	Stevenson, R.
Caltagirone	Haluska	Nickol	Stevenson, T.
Cappelli	Hanna	O'Brien	Sturla
Casorio	Harhai	Oliver	Surra
Causer	Harhart	O'Neill	Taylor, J.
Cawley	Harper	Pallone	Thomas
Clymer	Harris	Payne	Tigue
Cohen	Hasay	Petrarca	True
Cornell	Hennessey	Petri	Turzai
Costa	Herman	Petrone	Veon
Crahalla	Hershey	Phillips	Vitali
Creighton	Hess	Pickett	Walko
Cruz	Hickernell	Pistella	Wansacz
Curry	Hutchinson	Preston	Washington
Dally	Kauffman	Pyle	Waters
DeLuca	Keller, M.	Quigley	Watson
Denlinger	Keller, W.	Ramaley	Wheatley
Dermody	Kenney	Rapp	Williams

DeWeese	Killion	Raymond	Wilt
DiGirolamo	Kirkland	Readshaw	Wojnaroski
Diven	Kotik	Reed	Wright
Donatucci	LaGrotta	Reichley	Yewcic
Eachus	Leach	Roebuck	Youngblood
Ellis	Leh	Rohrer	Yudichak
Evans, D.	Lescovitz	Rooney	Zug
Evans, J.	Levdansky	Ross	
Fabrizio	Mackereth	Rubley	Perzel,
Fairchild	Maitland	Ruffing	Speaker
Feese			

NAYS—0

NOT VOTING—0

EXCUSED—15

Bebko-Jones	Daley	Lederer	Roberts
Bishop	Flick	Maher	Tangretti
Civera	James	Manderino	Taylor, E. Z.
Corrigan	Josephs	Rieger	

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

* * *

Mrs. RUBLEY called up **HR 22, PN 4**, entitled:

A Resolution designating the month of January 2005 as “Radon Action Month” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—187

Adolph	Fichter	Major	Sainato
Allen	Fleagle	Mann	Samuelson
Argall	Forcier	Markosek	Santoni
Armstrong	Frankel	Marsico	Sather
Baker	Freeman	McCall	Saylor
Baldwin	Gabig	McGeehan	Scavello
Barrar	Gannon	McGill	Schroder
Bastian	Geist	McIlhattan	Semmel
Belardi	George	McIlhinney	Shaner
Belfanti	Gerber	McNaughton	Shapiro
Benninghoff	Gergely	Melio	Smith, B.
Biancucci	Gillespie	Metcalfe	Smith, S. H.
Birmelin	Gingrich	Micozzie	Solobay
Blackwell	Godshall	Millard	Sonney
Blaum	Good	Miller, R.	Staback
Boyd	Goodman	Miller, S.	Stairs
Browne	Grell	Mundy	Steil
Bunt	Grucela	Mustio	Stern
Butkovitz	Gruitza	Myers	Stetler
Buxton	Habay	Nailor	Stevenson, R.
Caltagirone	Haluska	Nickol	Stevenson, T.
Cappelli	Hanna	O'Brien	Sturla
Casorio	Harhai	Oliver	Surra
Causer	Harhart	O'Neill	Taylor, J.
Cawley	Harper	Pallone	Thomas
Clymer	Harris	Payne	Tigue
Cohen	Hasay	Petrarca	True
Cornell	Hennessey	Petri	Turzai
Costa	Herman	Petrone	Veon

Crahalla	Hershey	Phillips	Vitali
Creighton	Hess	Pickett	Walko
Cruz	Hickernell	Pistella	Wansacz
Curry	Hutchinson	Preston	Washington
Dally	Kauffman	Pyle	Waters
DeLuca	Keller, M.	Quigley	Watson
Denlinger	Keller, W.	Ramaley	Wheatley
Dermody	Kenney	Rapp	Williams
DeWeese	Killion	Raymond	Wilt
DiGirolamo	Kirkland	Readshaw	Wojnaroski
Diven	Kotik	Reed	Wright
Donatucci	LaGrotta	Reichley	Yewcic
Eachus	Leach	Roebuck	Youngblood
Ellis	Leh	Rohrer	Yudichak
Evans, D.	Lescovitz	Rooney	Zug
Evans, J.	Levdansky	Ross	
Fabrizio	Mackereth	Rubley	Perzel,
Fairchild	Maitland	Ruffing	Speaker
Feese			

NAYS—0

NOT VOTING—0

EXCUSED—15

Bebko-Jones	Daley	Lederer	Roberts
Bishop	Flick	Maher	Tangretti
Civera	James	Manderino	Taylor, E. Z.
Corrigan	Josephs	Rieger	

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

SENATE MESSAGE

JOINT SESSION

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
January 24, 2005

RESOLVED, (the House of Representatives concurring), That the Senate and House of Representatives meet in Joint Session, Tuesday, February 8, 2005, at 11:30 a.m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, Governor Edward G. Rendell; and be it further

RESOLVED, That a committee of three, on the part of the Senate, be appointed to act with a similar committee on the part of the House of Representatives, to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall 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.

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

Tomorrow will be a committee organization day, just for the information of the members.

RECESS

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that this House do now recess until Tuesday, January 25, 2005, at 11 a.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 3:55 p.m., e.s.t., the House recessed.