

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, MAY 4, 2005

SESSION OF 2005

189TH OF THE GENERAL ASSEMBLY

No. 29

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (JERRY BIRMELIN) PRESIDING

PRAYER

REV. WARREN D. SICKMAN, Chaplain of the House of Representatives, offered the following prayer:

O great and kind spirit, You have always been and before You nothing has been. There is no one to pray to but You. The star nations all over the heavens are Yours, and Yours are the grasses of the earth. You are older than all need, older than all pain and prayer.

O great and kind spirit, all over the world the faces of living ones are alike. With tenderness have they come out of the earth from which You give us food. Look on Your children. With children in their arms, they face the wind and walk the red road to the day of quiet.

O great and kind spirit, fill us with light; give us strength to understand and eyes to see deeply; teach us to walk on soft earth as relatives to all that live. Help us. Without You, we are nothing. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Tuesday, May 3, 2005, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1411 By Representatives CAWLEY and BELARDI

An Act amending the act of July 3, 1947 (P.L.1242, No.507), entitled "An act relating to police and firemen's pension funds in cities of the second class A, and directing such cities to appropriate certain moneys thereto, and requiring reports and audits," further providing for credit for military service.

Referred to Committee on FINANCE, May 4, 2005.

No. 1528 By Representatives WILT, ARMSTRONG, BOYD, CALTAGIRONE, CREIGHTON, DENLINGER, J. EVANS, GERGELY, GOODMAN, HALUSKA, HENNESSEY, HERSHEY, PHILLIPS, SHANER, B. SMITH, STABACK, STERN, R. STEVENSON, SURRA, THOMAS, YOUNGBLOOD and J. TAYLOR

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for licenses and fees relating to taxidermists.

Referred to Committee on GAME AND FISHERIES, May 4, 2005.

No. 1529 By Representatives CALTAGIRONE, BELFANTI, CREIGHTON, GEIST, HARPER, JAMES, KIRKLAND, B. SMITH, SOLOBAY, YOUNGBLOOD and THOMAS

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, providing for a probationary period for police officers and firefighters.

Referred to Committee on LOCAL GOVERNMENT, May 4, 2005.

No. 1530 By Representatives CURRY, CALTAGIRONE, CAWLEY, CRAHALLA, FABRIZIO, FREEMAN, GEORGE, JAMES, KOTIK, LEDERER, MUNDY, READSHAW, ROEBUCK, SHANER, SHAPIRO, SOLOBAY, STABACK and YOUNGBLOOD

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the Office of Criminal History Review; and abrogating a regulation.

Referred to Committee on EDUCATION, May 4, 2005.

No. 1531 By Representatives SHAPIRO, BUXTON, SANTONI, MANN, READSHAW, STURLA, HALUSKA, McILHATTAN, CAPPELLI, GOODMAN, WALKO, WHEATLEY, JOSEPHS, CALTAGIRONE, SHANER, HERSHEY, ROHRER, YOUNGBLOOD, PETRARCA, MARKOSEK, MUNDY, YUDICHAK, FREEMAN, BIANCUCCI, BLAUM, BLACKWELL, DIVEN, CORRIGAN, LEVDANSKY, McCALL, MELIO, RAMALEY, WANSACZ, TANGRETTI, STABACK, SAINATO, FRANKEL, EACHUS, CREIGHTON, BELFANTI, GRUCELA, O'NEILL, DERMODY, GEORGE, FABRIZIO, PRESTON, TIGUE, MANDERINO, JAMES, PALLONE, STEIL, CRAHALLA, BELARDI, BISHOP, BAKER, LEACH, SAYLOR, LaGROTTA, STERN, McGEEHAN, GOOD,

SURRA, CURRY, BARRAR, SOLOBAY, HARHAI, KENNEY, THOMAS, GERGELY, COSTA, KAUFFMAN, BROWNE, GEIST, CORNELL, HARPER, WOJNAROSKI, BEBKO-JONES, PISTELLA, GERBER, SIPTROTH and SCAVELLO

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, further providing for issuance of group accident and sickness insurance.

Referred to Committee on INSURANCE, May 4, 2005.

No. 1532 By Representatives WALKO, DeWEESE, BASTIAN, BLACKWELL, CALTAGIRONE, CASORIO, CRAHALLA, CURRY, DONATUCCI, FREEMAN, GEIST, GEORGE, GERGELY, GOODMAN, GRUCELA, HARHAI, HARRIS, HERSHEY, W. KELLER, KOTIK, LEACH, LEVDANSKY, R. MILLER, MUNDY, PETRARCA, PHILLIPS, PISTELLA, READSHAW, SCAVELLO, SHANER, SURRA, WHEATLEY, YOUNGBLOOD, MCGEEHAN, JAMES and THOMAS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for scattering rubbish.

Referred to Committee on JUDICIARY, May 4, 2005.

No. 1533 By Representatives WALKO, CALTAGIRONE, DENLINGER, FABRIZIO, FRANKEL, GERGELY, JAMES, KOTIK, LaGROTTA, PISTELLA, SHANER, T. STEVENSON, WHEATLEY and YOUNGBLOOD

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

Referred to Committee on LOCAL GOVERNMENT, May 4, 2005.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 285 By Representatives STEIL and WRIGHT

A Resolution expressing condolences on the passing of the Honorable John S. Renninger, formerly a member of the House of Representatives of Pennsylvania.

Referred to Committee on RULES, May 4, 2005.

BILLS REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 102 and HB 1488 be taken from the table.

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

BILLS ON SECOND CONSIDERATION

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

HB 102, PN 95; and HB 1488, PN 1831.

BILLS RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 102 and HB 1488 be recommitted to the Committee on Appropriations.

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

WRIT OF SPECIAL ELECTION

The SPEAKER pro tempore. The Chair submits for the record the writ for special election for the 131st Legislative District.

The following writ of special election was submitted:

COMMONWEALTH OF PENNSYLVANIA, SS:

TO THE HONORABLE PEDRO CORTÉS, SECRETARY OF THE COMMONWEALTH, AND TO CYNTHIA A. LAMBERT, JANE M. GEORGE AND DORIS A. GLAESSMANN, CONSTITUTING THE BOARD OF ELECTIONS OF LEHIGH COUNTY; AND TO CARTER ATKINS, WALTER GARVIN, IRENE GILBERT, JOAN ROSENTHAL AND DANIEL P. STOHL, CONSTITUTING THE BOARD OF ELECTIONS OF NORTHAMPTON COUNTY.

GREETINGS: WHEREAS, A VACANCY EXISTS IN THE OFFICE OF REPRESENTATIVE OF THE COMMONWEALTH OF PENNSYLVANIA FOR THE ONE HUNDRED THIRTY-FIRST LEGISLATIVE DISTRICT OF THE COUNTIES OF LEHIGH AND NORTHAMPTON CAUSED BY THE REASON OF THE RESIGNATION OF PATRICK M. BROWNE, THE REPRESENTATIVE FROM SAID DISTRICT, ON THE 3RD DAY OF MAY, TWO THOUSAND FIVE.

NOW, THEREFORE, I, JOHN M. PERZEL, SPEAKER OF THE HOUSE OF REPRESENTATIVES, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION OF THE COMMONWEALTH OF PENNSYLVANIA, AND BY THE ACT OF ASSEMBLY IN SUCH CASE MADE AND PROVIDED, DO HEREBY COMMAND YOU:

THAT YOU CAUSE AN ELECTION TO BE HELD IN THE SAID COUNTIES OF LEHIGH AND NORTHAMPTON ON THE 19TH DAY OF JULY, TWO THOUSAND FIVE TO CHOOSE A PERSON TO REPRESENT SAID LEGISLATIVE DISTRICT IN THE HOUSE OF REPRESENTATIVES OF PENNSYLVANIA, FOR THE REMAINDER OF THE TERM EXPIRING NOVEMBER THIRTIETH TWO THOUSAND SIX, AND THAT YOU GIVE DUE AND PUBLIC NOTICE OF SAID ELECTION THROUGHOUT SAID DISTRICT, IN THE FORM AND MANNER DIRECTED BY LAW.

GIVEN UNDER MY HAND AND THE SEAL OF THE HOUSE OF REPRESENTATIVES AT HARRISBURG, PENNSYLVANIA, THIS 3RD DAY OF MAY, TWO THOUSAND FIVE.

JOHN M. PERZEL
SPEAKER OF THE
HOUSE OF REPRESENTATIVES

(SEAL)

ATTEST:
TED MAZIA
CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES

ACTUARIAL NOTES

The SPEAKER pro tempore. The Chair acknowledges the receipt of the following actuarial notes: SB 118, PN 101; HB 1030, PN 1186; and SB 588, PN 612.

(Copies of actuarial notes are on file with the Journal clerk.)

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair calls for an immediate meeting of the Rules Committee at the majority leader's desk.

RESOLUTION REPORTED FROM COMMITTEE

HR 172, PN 1275

By Rep. S. SMITH

A Concurrent Resolution designating April 24, 2005, as "Pennsylvania's Day of Remembrance of the Armenian Genocide of 1915-1923."

RULES.

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there any requests for leaves of absence? The Chair recognizes the majority whip, Mr. Argall, who asks for leave for the day for Representative PERZEL from Philadelphia County and Representative REICHLEY from Lehigh County. Without objection, the leaves of absence are granted.

The Chair recognizes the minority whip, Representative Veon, from Beaver County, who asks for leave for the day for Representative RUFFING from Allegheny County; Representative MANDERINO from Philadelphia County; Representative HALUSKA from Cambria County; Representative OLIVER from Philadelphia County; and Representative RIEGER from Philadelphia County. Without objection, the leaves of absence are granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—193

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

ADDITIONS—1

Habay

NOT VOTING—0

EXCUSED—8

Haluska	Nailor	Reichley	Ruffing
Manderino	Oliver	Rieger	Perzel, Speaker

LEAVES ADDED—2

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

HB 122, PN 127

By Rep. STAIRS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for exceptions for certain payments made to community colleges in determining costs excepted from certain referendum requirements.

EDUCATION.

HB 178, PN 183

By Rep. STAIRS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for Office for Safe Schools; and encouraging the establishment of pupil harassment, bullying and intimidation policies.

EDUCATION.

HB 488, PN 527

By Rep. STAIRS

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for a prototypical school facility design clearinghouse.

EDUCATION.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair is in receipt of a note from Representatives Kerry Benninghoff and Lynn Herman, who are asking for the recognition of their guests seated in the gallery. The Nittany Valley Symphony is recognized with HR 244 for their contributions to National Music Week's 82d anniversary this week, which is May 1 through 8. We welcome you to Harrisburg. Let us give them a warm greeting from the House.

Members, please take your seats. Members, please take your seats. Members, please take your seats. Please end your conversations. We have some members who have some guests they want to introduce to us this morning. Please extend to those members the same courtesy you expect to be extended to you when you are up here.

**BISHOP O'REILLY HIGH SCHOOL
BOYS BASKETBALL TEAM PRESENTED**

The SPEAKER pro tempore. The Chair recognizes the lady, Ms. Mundy, for the introduction of her guests.

Ms. MUNDY. Thank you, Mr. Speaker.

If I could just have your attention for a couple of minutes. I promise I will be brief.

Mr. Speaker and members of the House, I am very proud to introduce the Bishop O'Reilly High School Boys Basketball Team from Kingston in Luzerne County. The Bishop O'Reilly Queensmen have brought great honor and distinction to their school and our community by capturing their second consecutive PIAA Class A Boys Basketball Championship, and boy, are we proud of them, their second consecutive

championship, a little school from Kingston. We are so thrilled to honor them today on the House floor.

Not only did the Queensmen win the Pennsylvania Class A title for the second year in a row, but their head coach, Mark Belenski, was named for the Associated Press Class A Coach of the Year for the second consecutive year, and Bishop O'Reilly player, senior guard Tim Crossin was selected Class A Player of the Year for the second time as well. That is quite an honor for a little school from Kingston, Pennsylvania.

At this time I would like to recognize the captains of the Bishop O'Reilly championship basketball team: senior Chris Kester; junior Josh Aciukewicz – Josh was named to the Associated Press Third Team All-State Squad, and he is only a junior, so he will be back to haunt all your teams next year – and senior Tim Crossin, again, Associated Press Class A Player of the Year. Tim was also selected as the Associated Press First Team All-State Squad and will play very proudly for Division I, Towson University, in the fall. Assistant coaches Joe Darling and Paul Guido are seated in the back along with Bishop O'Reilly principal Susan Dennen and athletic director Keith Keiper and the other members of this championship team. All of you deserve our admiration and respect for your commitment to a common goal and your spirit of hard work and personal sacrifice.

Mr. Speaker and House members, please join me in congratulating the Bishop O'Reilly Class A Boys Basketball Team upon the completion of a second championship season.

MEMBER'S PRESENCE RECORDED

The SPEAKER pro tempore. The Chair notes the presence on the House floor of Representative Habay and asks that he be added to the master roll call.

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair would like to make further note for the record that Representative Daylin LEACH from Montgomery County is to be placed on leave for the balance of the day.

GUESTS INTRODUCED

The SPEAKER pro tempore. We have today with us guests of Representative Melio, who are in the gallery. These are students from Fitch Elementary School from Levittown, Pennsylvania. Welcome to Harrisburg, young people.

**DELONE CATHOLIC HIGH SCHOOL
GIRLS BASKETBALL TEAM PRESENTED**

The SPEAKER pro tempore. The Chair at this time recognizes the gentlemen, Mr. Maitland and Mr. Nickol, for the introduction of some of their guests today. Gentlemen, if you would come forward.

Mr. MAITLAND. Ladies and gentlemen of the House, it is a real honor for me for the first time in my 13 years in this chamber to have a State champion to introduce. Actually, I did have a couple of prior opportunities. Back in the midnineties there was a Gettysburg wrestler that won a State championship,

and then there was the Delone Catholic Girls Basketball Team, known as the Squirettes, that won the 2002-2003 Girls PIAA Class AA Basketball Championship, but we could not make arrangements for them to be on the House floor then. Then we had the 2003-2004 Delone Catholic High School Girls Basketball Team win the State championship, and again it did not work out to get them on the House floor. So I told them that they are going to have to win a third time so that we can get them up here. And so I am proud to introduce the three-peat champion, Delone Catholic High School Girls Basketball Team, the Squirettes, the 2004-2005 PIAA State Class AA Girls Basketball Champions. Let us give them a hand.

With me today are coach Gerry Eckenrode and the team captains, Marisa Elliot, Christine Schleich, Kim Staub, and Jen Noel, and Representative Nickol and I represent the bulk of the area that Delone Catholic covers.

So I would like to present the citation that says: "WHEREAS, The Delone Catholic High School Girls' Basketball Team has distinguished itself by winning the 2004-2005 PIAA State Class AA Girls' Basketball Championship; and

"WHEREAS, The Squirettes progressed through the State Championship games and succeeded in besting the Westmont-Hilltop High School Girls' Basketball Team with a score of 47 to 43 on March 18, 2005. Under the expert guidance of Head Coach Gerry Eckenrode and Assistant Coaches Beth Felix, Dick McKim and Donald Smith, the team was comprised of Marisa Elliot, Christine Schleich, Kim Staub, Jen Noel, Liz Hertzog, Meredith Cox, Kati Tompkins, Kelsey Roth, Felice Herman, Michele Schleich, Caitlin Munchel, Laura Smith, Nicole Kozera, Casey Lawrence, Jess Smith and Jen Scherer. Also providing support and assistance for the team were Dennis Frew, Athletic Director; Donald Smith, Assistant Athletic Director; and Kim Robinson, Eva Crabbs, Tori Geesey and Brian Eckenrode, Managers.

"NOW THEREFORE, The House of Representatives of the Commonwealth of Pennsylvania heartily congratulates the members and coaches of the Delone Catholic High School Girls' Basketball Team, as well as all those who assisted the team, upon their stellar season and championship victory; commends them for skillfully using their abilities with unflinching dedication in pursuit of athletic excellence; offers best wishes for every future success;

"And directs that a copy of this citation, sponsored by..." Representative Nickol and me, "...be transmitted to the Delone Catholic High School Girls' Basketball Team...."

Thank you for your attention.

The SPEAKER pro tempore. The Chair would like to ask the members to take their seats. Conversations in the aisles should either be ended or taken to the outer rooms. Members, please take your seats. Members, please, let us quiet down. We have only two more presentations to do. We are going to be doing the business of the House. You only have a few bills to do today. The sooner you are quiet and the sooner we can proceed, the sooner you will be on your way home. I am sure that should encourage you to be quieter. There are still a number of members who are out of their seats. Please take your seats. Sergeants at Arms, there are still several members and other staff people in the aisles along the walls. Would you please clear them.

COATESVILLE AREA SENIOR HIGH SCHOOL PERCUSSION ENSEMBLE PRESENTED

The SPEAKER pro tempore. At this time the Chair recognizes the gentleman, Mr. Hennessey, for the introduction of his guests.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Ladies and gentlemen of the House, I am joined today by Representatives Chris Ross and Curt Schroder to recognize the Coatesville Area High School championship band. Actually, this band has won three championships recently in the last 6 months. They won the Liberty cavalcade of marching bands in Hershey in November, the 2005 Mid-Atlantic Percussion Society Open Championship in early April, and most recently, the Chapter III Tournament Indoor Championship at the end of April. The band is called Steel Thunder, drawing upon the Coatesville area's historic ties to the steel industry in Pennsylvania and in America, and I am proud to report we still have a vibrant and vital steel company operating in Coatesville in Chester County.

We frequently honor sports teams who win championships. I am very happy to tell you this band is similarly athletic. Their floor movements, their routines, are performed between 85 beats and 190 beats per minute, and some of the band instruments that they move around during their routines weigh up to 75 pounds. They are in good physical shape, obviously. They are also very, very good students, and we are proud to ask them to stand.

Will the members of the Steel Thunder Band from Coatesville, Pennsylvania, please stand in the rear of the House. I have four members behind me. Please give them your congratulations – the 2005 Mid-Atlantic champions.

Thank you. Thank you, Mr. Speaker.

GUESTS INTRODUCED

The SPEAKER pro tempore. In the gallery today are the guests of Representative Lawrence Curry from Jenkintown, Pennsylvania. It is the Jenkintown High School Jazz Band and their band director, Dominic Minni; the guidance counselor, Laura Michaels-Nessbaum; and student teacher from Temple University, Meredith Donahue. We welcome you to Harrisburg.

CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 253**, **PN 1454**, entitled:

An Act amending the act of December 12, 1973 (P.L.397, No.141), known as the Professional Educator Discipline Act, further providing for reporting to department; providing for the public notification of disciplinary actions imposed against professional educators and charter school staff members; and further providing for confidentiality.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Ruffing	Speaker
Manderino	Reichley		

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

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

* * *

The House proceeded to third consideration of **HB 628, PN 701**, entitled:

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for annual budget; prescribing a penalty; and making an editorial change.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

The SPEAKER pro tempore. 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?

Are there any of the members who wish to make comment on this bill?

The Chair recognizes the gentleman, Mr. Curry, for comments.

Mr. CURRY. Thank you, Mr. Speaker.

As I am sure we are all aware, the safety and well-being of our children is of supreme importance, and because of that, I have been working for months to develop legislation aimed at requiring Federal background checks for individuals that are employed in our school districts. Incidents in my own district have shown that efforts to expose issues involving an employee's history are important to make sure our students are safe, but there are holes in our present background check system, and they simply must be closed.

In an effort to move the issue to the forefront, I filed an amendment today, but given the magnitude of this issue, I believe it should be something that is deliberated fully. As such, I am pleased that the chairman of the Education Committee has agreed to have my bill considered in committee later on. Clearly this issue is too important for us to ignore. It is urgent.

With that said, I agree to withdraw my amendment today to this bill. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Samuelson, for comments.

Mr. SAMUELSON. Thank you, Mr. Speaker.

I would like to interrogate the prime sponsor of the bill.

The SPEAKER pro tempore. The gentleman, Mr. Schroder, indicates that he is willing to stand for interrogation. You may begin.

Mr. SAMUELSON. Thank you.

My question is, in the text of this bill, this legislation to provide citizens with access to information about school budgets and rights to photocopy school budgets and making the information public applies to second-, third-, and fourth-class school districts, but as I read it, it does not apply to first-class school districts, which would be the school district of the city of

Philadelphia. So I wanted to ask, what is the reason there or would the gentleman be receptive to an amendment to make sure that the Philadelphia School District is also covered?

Mr. SCHRODER. Thank you, Mr. Speaker.

Mr. Speaker, the gentleman is correct in his observation that the city of Philadelphia's school district does not come under these provisions. The reason that is is that the section of existing law that we amended, which is section 687(a) of the Public School Code of 1949, for whatever reason did not apply to the city of Philadelphia in the first place.

So I believe the gentleman does raise a valid point. I would be happy to work on legislation to bring that school district under the same provisions as this, but the only reason it was done this way, it was not intentionally excluding any school district; it was just a matter of the section of the education code that we amended, you know, from however far back did not apply to the city of Philadelphia.

I appreciate the fact that he has brought it to my attention. I would respectfully ask the body that we pass this measure today, and I would be happy to work with the gentleman or any other Representative to fashion legislation that we can bring the city of Philadelphia under, but I believe we would need to do that in a separate provision.

Mr. SAMUELSON. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Schroder, for comments. The gentleman is waiving off.

Any other members wishing to make comments on this particular bill?

The gentleman from Delaware County, Mr. Vitali, is recognized.

Mr. VITALI. Will the maker of the bill stand for brief interrogation?

The SPEAKER pro tempore. The gentleman, Mr. Schroder, indicates that he will. You may proceed.

Mr. VITALI. I just wanted to follow up on the previous question. Now, just as a suggestion, passing it over perhaps until next Monday, or would something like that be a motion you would support? And the reason I ask is, I mean, the way things work up here, I feel if the issues are separated – the 500 school districts on one hand and Philadelphia on the other hand – the issue with regard to Philadelphia will simply be forgotten.

So my question is, would you be supportive today, or perhaps make it yourself, of a motion to pass over this bill until a time certain, perhaps next Monday or Tuesday, when the appropriate amendment could be filed?

Mr. SCHRODER. I understand the gentleman's concern and the point he is making. Mr. Speaker, as I said before, the existing section of the code that we are amending does not apply to Philadelphia. So I am not sure at this point whether we could amend this bill or have to go to a separate piece of legislation. What I would prefer to do, Mr. Speaker, is see us move this today, and as I said, I will certainly give my support. In fact, the commitment is, I will actually introduce the bill, if Mr. Samuelson or someone else is not already intending to do so, to make sure that that does apply to the city of Philadelphia's school district.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Ruffing	Speaker
Manderino	Reichley		

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

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

* * *

The House proceeded to third consideration of **HB 153, PN 153**, entitled:

An Act relating to organ and bone marrow donation; providing for a special leave of absence for organ and bone marrow donors; and providing for a tax credit and for additional duties of the Department of Health and the Department of Revenue.

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

The SPEAKER pro tempore. 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	Fabrizio	Lescovitz	Rubley
Allen	Fairchild	Levdansky	Sainato
Argall	Feese	Mackereth	Samuelson
Armstrong	Fichter	Maher	Santoni
Baker	Fleagle	Maitland	Sather
Baldwin	Flick	Major	Saylor
Barrar	Forcier	Mann	Scavello
Bastian	Frankel	Markosek	Schroder
Bebko-Jones	Freeman	Marsico	Semmel
Belardi	Gabig	McCall	Shaner
Belfanti	Gannon	McGeehan	Shapiro
Benninghoff	Geist	McGill	Siptroth
Biancucci	George	McIlhattan	Smith, B.
Birmelin	Gerber	McIlhinney	Smith, S. H.
Bishop	Gergely	McNaughton	Solobay
Blackwell	Gillespie	Melio	Sonney
Blaum	Gingrich	Metcalfe	Staback
Boyd	Godshall	Micozzie	Stairs
Bunt	Good	Millard	Steil
Butkovitz	Goodman	Miller, R.	Stern
Buxton	Grell	Miller, S.	Stetler
Caltagirone	Grucela	Mundy	Stevenson, R.
Cappelli	Gruitza	Mustio	Stevenson, T.
Casorio	Habay	Myers	Sturla
Causar	Hanna	Nickol	Surra
Cawley	Harhai	O'Brien	Tangretti
Civera	Harhart	O'Neill	Taylor, E. Z.
Clymer	Harper	Pallone	Taylor, J.
Cohen	Harris	Payne	Thomas
Cornell	Hasay	Petrarca	Tigue
Corrigan	Hennessey	Petri	True
Costa	Herman	Petrone	Turzai
Crahalla	Hershey	Phillips	Veon
Creighton	Hess	Pickett	Vitali
Cruz	Hickernell	Pistella	Walko
Curry	Hutchinson	Preston	Wansacz
Daley	James	Pyle	Washington
Dally	Josephs	Quigley	Waters
DeLuca	Kauffman	Ramaley	Watson
Denlinger	Keller, M.	Rapp	Wheatley
Dermody	Keller, W.	Raymond	Williams
DeWeese	Kenney	Readshaw	Wilt

DiGirolamo	Killion	Reed	Wojnaroski
Diven	Kirkland	Roberts	Wright
Donatucci	Kotik	Roebuck	Yewcic
Eachus	LaGrotta	Rohrer	Youngblood
Ellis	Lederer	Rooney	Yudichak
Evans, D.	Leh	Ross	Zug
Evans, J.			

NAYS—0

NOT VOTING—0

EXCUSED—9

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Ruffing	Speaker
Manderino	Reichley		

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.

REMARKS SUBMITTED FOR THE RECORD

The SPEAKER pro tempore. Why does the gentleman, Mr. Godshall, rise?

Mr. GODSHALL. Mr. Speaker, I would like to submit some comments for the record, and at the same time, I would like to thank the House for their support for this much-needed legislation.

The SPEAKER pro tempore. The Chair thanks the gentleman, and please submit your comments for the record.

Mr. GODSHALL. Thank you.

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

- Since passage of Act 102 of 1994, Pennsylvania has been a national and international leader in organ donation for transplants.
- Organ donations in the State have increased by over 50 percent in 10 years.
- Many other States have copied our law, and now the U.S. Department of Health and Human Services has adopted it as national policy.
- With HB 153, Pennsylvania can retain its place in the forefront of organ donation and transplantation.
- During 2003 there were 2,001 organ transplants in Pennsylvania, an increase of almost 21 percent in just 4 years.
- Of that number, approximately 389, or 1 in 5, involved a living organ donor. Living donors are obviously a crucial part of the donor pool.
- In the vast majority of those cases, about 90 percent, the living donor gave up a kidney for transplantation.
- In some cases a section of lung or liver can be resected and transplanted. This is usually done by a parent or close relative for a young child.
- The current national list of people waiting for life-saving organ transplants is more than 87,000. Of those, approximately 16 die every day due to the lack of available organs.

- In Pennsylvania the waiting list is more than 6,000 people. Many of those people would benefit from a donation by a living organ donor.
- Most living organ donors are back at work within 4 to 6 weeks. New surgical techniques for kidney donors can cut that time in half.
- Those who work with organ donors cite possible loss of income or a loss of a job as common disincentives for people to not become living organ donors.
- HB 153 would remove that disincentive for bone marrow donors and for kidney, lung, and liver donors as well.
- There could be considerable cost savings from this bill due to the ability to take many individuals off of kidney dialysis after receiving a donated kidney, thereby reducing all health-care costs, including Medicare and Medicaid.
- Most important of all, it could save lives.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 504, PN 542**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for tax incentives for historic preservation.

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

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

The question is, shall the bill pass finally?

The Chair recognizes the gentleman from Delaware County, Mr. Killion.

Mr. KILLION. Thank you, Mr. Speaker.

My comments on this bill will be fairly brief.

The House minority leader was very kind yesterday to me and pointed out to the House that we would be voting this bill today, so I do not think I need to do too much speaking here.

I am very proud to stand before the House for this bill, and I do want to talk a little bit about the debate yesterday, which really was not about the merits of the bill. There seemed to be bipartisan support that it is in fact good legislation. Most of the debate of the bill was about pride of authorship, and I want to be the first to admit that this is not a new idea. This has been around the House for a long time, and I want to recognize both Representatives Tangretti and Frankel for their hard work on this legislation. This House has passed this bill on numerous occasions, only to have it go to the Senate floor, to the Senate, and die and never become law, and in the little less than 2 years that I have been here, the one thing I have learned quickly is that many, many pieces of good legislation end up on the cutting floor and never become law.

With this bill, I have been working along with members of the Senate, and I have gotten some commitments from Senators from the two counties that I represent to move this legislation forward, and I think that is important. Now, I may be naive thinking that is actually going to happen, but I am counting on it, and I am hopeful that when the Senate moves this bill, we can count on my friends from the other side of the aisle to have

the Governor sign it, because it is only when this bill becomes law, will we be able to preserve historic properties, both residential and commercial properties, in the Commonwealth of Pennsylvania, treasures just like this room and this building we sit in today that deserve to be protected.

I want to thank all the staff, all the members on both sides of the aisle, that have worked very hard on this bill over many, many years, and in recognition of that, I would ask all members to vote "yes" on HB 504.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

NAYS-0

NOT VOTING-0

EXCUSED-9

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Ruffing	Speaker
Manderino	Reichley		

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

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

* * *

The House proceeded to third consideration of **HB 1180, PN 1637**, entitled:

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for contributions to the Military Family Relief Fund on individual income tax return forms through checkoff boxes.

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

The SPEAKER pro tempore. 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?

Does the gentleman, Mr. Semmel, have an amendment to this bill?

Mr. SEMMEL. Thank you, Mr. Speaker.

DECISION OF CHAIR RESCINDED

The SPEAKER pro tempore. Without objection, the Chair rescinds the announcement that the bill has been agreed to on 3 consecutive days.

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

The SPEAKER pro tempore. The Chair asks the gentleman, Mr. Semmel, give us the number of your amendment, please.

Mr. SEMMEL. It would be amendment 00975.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Mr. SEMMEL. Thank you, Mr. Speaker.

The SPEAKER pro tempore. Just a minute, Mr. Semmel.

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

Mr. SEMMEL (for Mr. NAILOR) offered the following amendment No. **A00975**:

Amend Title, page 1, line 12, by removing the period after "boxes" and inserting

and for military tax credits for employers who pay or subsidize the wages of an employee called to active duty.

Amend Sec. 1, page 1, line 16, by striking out "a section" and inserting

sections

Amend Sec. 1 (Sec. 315.8), page 1, line 19, by striking out "on or"

Amend Bill, page 4, by inserting between lines 4 and 5

Section 3003.16. Military Tax Credit.—(a) A credit shall exist for an employer who pays an employee's difference in wages between the employee's civilian employment and the employee's military wages pursuant to 51 Pa.C.S. § 7302 (relating to granting military leaves of absence) against any tax due from that employer under Article III, IV, VI, VII, VII-A, VIII, IX, XII or XV of this act and against any payment of estimated tax or payment of tentative tax due from the employer on account of taxes.

(b) The amount of the tax credit available to an employer under subsection (a) who elects to subsidize the employee's difference in wages from the employee's civilian employment wages and the employee's military wages shall be equal to one hundred per cent of the employee's subsidized difference in earnings between the employee's civilian wages and the employee's military wages for the period in which the employee is absent from work due to being granted a military leave of absence in accordance with 51 Pa.C.S. § 7302(a).

(c) The Secretary of Revenue shall promulgate regulations necessary for the administration of this section.

Amend Sec. 2, page 4, lines 5 and 6, by striking out all of said lines and inserting

Section 2. This act shall apply as follows:

- (1) The addition of section 315.8 of the act shall apply to taxable years ending after December 31, 2004.
- (2) The addition of section 3003.16 of the act shall apply to all tax years commencing after December 31, 2005.

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

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. Semmel.

Mr. SEMMEL. Thank you, Mr. Speaker.

Amendment 975 provides for a tax credit that would be equal to 100 percent of the difference between the military and the civilian salaries paid by the employer to the employee while the employee is federally activated for a war or national emergency.

I certainly want to ask for an affirmative vote on this amendment on behalf of Representative Nailor, and this legislation is identical to one that was passed in this chamber in 2001.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Is there any other member wishing to speak on this amendment?

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

Mr. VITALI. Thank you, Mr. Speaker.

Will the maker of the amendment stand for brief interrogation?

The SPEAKER pro tempore. The gentleman, Mr. Semmel, is willing to stand for interrogation. You may begin.

Mr. SEMMEL. Yes, Mr. Speaker.

Mr. VITALI. I just want to understand this. Does this mean that any employer in Pennsylvania who has an employee who is in the military and goes on active duty, be it National Guard or otherwise, basically, through the tax credit, the State of Pennsylvania would be paying 100 percent of the difference between the employer's pay and the active-duty pay?

Mr. SEMMEL. Yes, Mr. Speaker. It would be 100 percent of what the employer would want to subsidize.

Mr. VITALI. When you say "want to subsidize," I am not sure what you mean by that.

Mr. SEMMEL. Basically, it is not required. It is a voluntary situation.

Mr. VITALI. This description I am reading seems a little different. Let us say the employee works for, you know, ABC Widget Company based in Pennsylvania earning \$100,000 a year and he goes on active duty and now he is getting paid – I do not know what they are paying – \$30,000 a year. Does that mean that Pennsylvania would have to offer ABC Widget a tax credit in the amount of \$70,000 a year, being the differential between his former salary and his military salary?

Mr. SEMMEL. Mr. Speaker, again, if the business chooses to do so. The intent of this is to encourage the employer to participate.

Mr. VITALI. Okay.

What I am not getting is the employer's choice here, and again, I am just basically going from a one-sentence description. I am not getting the employer's choice here. You have an employer whose employee goes on active duty, has to leave the employment, and his salary presumably drops. What is the choice on the part of the employer? I mean, what is the choice here? I am not getting that.

Mr. SEMMEL. Mr. Speaker, again, it is the choice of the employer. It is to encourage so they can get the tax credit.

Mr. VITALI. Well, this is a 100-percent tax credit. Right? So it does not cost the employer a dime to give his employee, in this case, a \$70,000 break of some sort. Right?

Mr. SEMMEL. In response to that, the cost would be administrative.

Mr. VITALI. So I am sure you have a fiscal note. Do you have an estimate for what this will cost?

Mr. SEMMEL. Basically, at this time the fiscal note says "...an estimated \$2.3 million...on approximately 1,200 residents being called to active duty in any one year ranging from 3 days to 180 days."

Mr. VITALI. This would cost, if passed, \$2.3 million.

I am just wondering, you know, someone just cited the example of the professional football player who was called to active duty, and I am sure there are other examples of high-income people who are called to active duty. Has there been any thought given to perhaps limiting this tax credit so that a given employee would not get too much from the State for their choice to go on active duty?

Mr. SEMMEL. At this point in time, certainly we are not aware of how many high-priced professional athletes might be encumbered by this. Again, it is situational.

Mr. VITALI. Right. But I am saying, I mean, have you given any consideration of perhaps limiting the tax credit in circumstances where you do have a high-income employee – in other words, limiting so that a given active-duty member would

not get more than, you know, \$20,000 or \$30,000 or \$40,000 from the State?

Mr. SEMMEL. Mr. Speaker, I think that would be a very distinct possibility working with the sponsor on the bill.

Mr. VITALI. As I understand this, this is not limited to any given war. In other words, this is not limited to the war in Iraq or the war in Afghanistan or should, God forbid, our President get us into a war with North Korea or Iran. This would not be limited, this would not be limited to current wars. Is that correct?

Mr. SEMMEL. Well, the basic premise here, activated for war or emergencies.

Mr. VITALI. Okay. Thank you very much.

Mr. SEMMEL. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Bucks County, Mr. Petri.

Mr. PETRI. Thank you, Mr. Speaker.

For the members, I think there is one other way of looking at this package of bills that we worked on yesterday and today, and one thing that has not been mentioned that all members should keep in mind is the economic impact of our bases located in Pennsylvania and our military contracts. It is literally billions of dollars of revenue to Pennsylvania.

With the Federal government now considering base closings, I wanted to remind members to be very mindful of making sure that Pennsylvania is militarily friendly in order to try and counteract some of those potentials that are occurring at the Federal level.

This is a very, very important issue to our economy, and I would encourage members to vote in favor of this very important bill. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Clearfield County, Mr. George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, we have heard what has gone on here, and legitimately, the questions, either pro or con, are honest questions with deep concerns, but the concern that we must face today that we could have faced 3 years ago is that when we asked our men and women who are Pennsylvania residents and are in the National Guard or in the Reserves, as they are placed in an area where there is a war-torn zone, the future is not very bright, and we do not know whether they will all come back.

Some might say, well, you know, these businesses are being put in a very difficult position. I would not want to dare to presume that what we have is perfect here, but you know there is a Federal law that states while an individual is in service and deployed, that you cannot take his or her home and you cannot take the car, and that is one great thing, but the sad thing is, when they get home, there might be 15 or 18 months where they did not make the payments, and from that time on, they have got to catch up with those payments. In many cases they will be paying for something that does not have the worth of the amount of the lien.

Now, listen to what I am saying. Lots of times they will be coming back to make a payment on the car that basically does not have the NADA (National Auto Dealer Association) worth of the 15 or 16 payments that have not been paid.

So what I am saying to you is that here we are. I tried to do this 3 years ago. I am very proud of Mr. Nailor and this House of Representatives. That is why I stood yesterday. I did not want to cut anybody up. I wanted to bring everybody together. You do right. What we do may not be all-inclusive, but we are trying

to do something that is right. I think we ought to vote for this bill and let those fellows and gals over there know we are thinking about them.

Thank you.

The SPEAKER pro tempore. The gentleman, Mr. Levdansky, is recognized.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Would the sponsor stand for a brief interrogation?

The SPEAKER pro tempore. The gentleman, Mr. Semmel, indicates that he is willing to do so. You may proceed.

Mr. LEVDANSKY. Mr. Speaker, essentially, the difference between what the military pay is and their private-sector pay will be a tax credit for the business. Is that correct?

Mr. SEMMEL. That is correct.

Mr. LEVDANSKY. Okay. Now, separate from that, salary and wage costs are an expensive business. So will the business also be able to deduct that salary or wage? Will that count as a business expense?

Mr. SEMMEL. Mr. Speaker, there is nothing in the amendment that prohibits that.

Mr. LEVDANSKY. Okay. I only raise that because on one hand it will be a tax credit, which I think is appropriate, but if it is also going to be an expense, it is going to lower the corporation's tax obligation as well. That could be a situation where they are benefiting twice from essentially the same expenditure.

Mr. SEMMEL. Mr. Speaker, on the State level, you are correct; on the Federal level, it would not.

Mr. LEVDANSKY. Okay. So you say at least for State taxes, it may in fact be counted twice – once as a tax credit and the other as an expense – but it is different for the Federal.

Mr. SEMMEL. I believe this could be taken care of by regulation.

Mr. LEVDANSKY. Okay.

On the amendment, Mr. Speaker.

The SPEAKER pro tempore. The gentleman is in order and may proceed.

Mr. LEVDANSKY. I guess this is one of the times I wish I were a tax accountant instead of an economist. I would understand this probably better.

Also, this might point to the reason why we have a bicameral legislature. If we pass something, fortunately there is an opportunity in the other chamber to look at this a little bit deeper. I just want to go on the record reflecting that concern that this, at least for the State and maybe Federal purposes, is likely a double benefit. I mean, it is both. It will count as a tax credit and it will count as a business expense, which allows for a deduction, you know, from the business expenses, thus lowering the tax obligation of the business or corporation.

So while I have real concerns about that and wish maybe we could clarify this and be certain, I do not think it is appropriate that it counts twice, but I just want to go on the record to reflect this concern and at least somewhere in the process, perhaps in the Senate, this matter could be fleshed out a little more deeply and examined a little more closely so in fact it is not a double benefit. But we want to do everything we can to in fact support our people who serve in the Guard, who serve in the military, and who are defending our country, and I think it is an appropriate, an appropriate tax credit, but I do have some concerns about the business deduction of the salary or wage and would hope that at some point in the legislative process that issue could be further examined and addressed.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Are any other members seeking recognition on this amendment?

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—192

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

NAYS—1

Vitali

NOT VOTING—0

EXCUSED—9

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Ruffing	Speaker
Manderino	Reichley		

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

NAYS—0

NOT VOTING—0

EXCUSED—9

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Ruffing	Speaker
Manderino	Reichley		

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.

**WESTERN PENNSYLVANIA
SCHOOL FOR THE DEAF
SOCCER TEAM PRESENTED**

The SPEAKER pro tempore. At this time we have the guests of Representatives Paul Costa and Ted Harhai with us for a brief recognition by those gentlemen.

Mr. COSTA. Good afternoon, everybody.

Thank you very much.

I am truly honored and privileged to be standing up here today with my colleague, Representative Ted Harhai, to recognize the accomplishments of the Western Pennsylvania School for the Deaf Boys Soccer Team, who has been selected as the National Fraternal Society of the Deaf National Soccer Team of the Year. By the way, this is the fourth time since 1987 that they have received this prestigious title.

Along the way to their national title, WPSD compiled an 11-4-1 record, including winning the First Annual Mid-American Classic and also the Upstate Soccer Tournament.

Accepting the citation on behalf of the team are their head coach, Val Wojton; team members Jimmy MacGill, Josh Sechman, and Anthony Passante. We are also joined by my good friend in the rear of the House, the superintendent of WPSD, Don Rhoten; the head of the Athletic Department, Gregg Bowers; and the rest of the team, seated in the rear of the House. I would hope that you would all join myself and Representative Harhai in congratulating the WPSD for winning their fourth national title. Thank you.

On a personal note, I always felt that I have been very fortunate, especially to represent the 34th Legislative District, and one of the crown jewels that does not shine brighter, there is not one that shines brighter than WPSD school. They are phenomenal. If you ever have the opportunity and you are in Pittsburgh, I would love to bring you over to give you a tour of the facility. They are just such an asset to our community and the Commonwealth of Pennsylvania, and I am honored to stand here to not only represent them but, again, to congratulate them on the success that they have always had.

I also know that Representative Harhai would like to make a couple comments.

Mr. HARHAI. Thank you, Representative Costa.

Mr. Speaker, ladies and gentlemen, it is an honor for me to help honor the WPSD Soccer Champs. If it is not noted, I have a hearing impairment myself, so I have a special place in my heart for these young men and the young people that attend WPSD, whom I have gotten to know pretty well.

I was just out there last week meeting with Don Rhoten, and hopefully we are going to do some good things for the school. I know Representative Costa and also Senator Costa are very involved with the school, and I want to stay involved very much also. But once again, I personally would like to congratulate the team and the school and the administration for the fine job that they do in helping these people.

Thank you.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 182, PN 240**, entitled:

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for investment powers for the State Workers' Insurance Board; and making editorial changes.

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

The SPEAKER pro tempore. 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?

Is there a member seeking recognition?

The Chair recognizes the gentleman, Mr. Belfanti, for comments on the bill.

Mr. BELFANTI. Thank you, Mr. Speaker.

It is my understanding there are a number of members who may have a question or two about this legislation.

Let me start off by saying that this bill is being introduced at the request of the Department of Labor, who, as you are aware, is the managing agency for SWIF, our State Workers' Insurance Fund. They are the insurer of last resort for all of Pennsylvania's employers who are unable to secure workers' compensation on the open market, and they have been doing a magnificent job, I might add.

The SWIF Board presently is restricted in their portfolio to have 92 1/2 percent of their assets in a fixed account, and they are only allowed to invest 7 1/2 percent in equities. This bill would allow the equity portion of that investment portfolio to go from 7 1/2 percent to 20 percent.

SWIF does not have any foreign or international investments. Their investments are restricted to American companies and the American exchanges, and we believe that on behalf of the business community, who supports this unanimously – again, this is a business bill – it is to insure that the SWIF reserves remain solvent and they can keep their premiums at the lowest possible level by having the option of making a larger investment in equities and not restricting them to only 7 1/2 percent.

So with that, Mr. Speaker, I am asking for very bipartisan support of this measure, and I am again of the impression that there may be a question or two.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Delaware County, Mr. Civera.

Mr. CIVERA. Thank you, Mr. Speaker.

Mr. Speaker, I am not opposed to this HB 182, but if the prime sponsor could just answer a question or brief interrogation on—

The SPEAKER pro tempore. The gentleman, Mr. Belfanti, is willing to stand for interrogation. You may begin.

Mr. CIVERA. Mr. Speaker, SWIF does an excellent job, like you said, but over the years I have always wondered, since 1991 when the General Assembly went in to bail itself out as far as taxes were concerned and they maneuvered with SWIF a little bit, what exactly is the – or if somebody could tell me; I do not know if you could tell me – the exact number, dollar amount, that they have in their fund right at the moment. Does anybody—

Mr. BELFANTI. I do not believe I have that number with me. I certainly can get it. I believe it is— Okay; let me give you the numbers that I have handy. The current total reserves, I believe, and maybe this is your question, are \$1.366 billion; the total premiums written in 2004 for the private-sector employers were \$385 million; and the projected amount of the surplus – that is in moneys in excess of projected liabilities – is about \$158 million at this point in time.

Mr. CIVERA. When we go to the next level – what you want to do here, which I think is a good idea, to go to the 20 percent – what exactly are the dollars that the investment part that you want to, you know, that they put aside, what is that number? Because, see, I just feel that they have more in excess than what they are telling us, and I just wanted to just know what they are doing over there. That is all.

Mr. BELFANTI. I believe it is the surplus dollars that are the subject of their investment policies, and again, at present their portfolio requires 92.5 percent to remain in fixed accounts, which can pay as low as 4 or 5 percent, and only 7 1/2 percent can be invested in the American stock markets, which even in the sluggish economy, the SWIF Board believes that they have lost millions of dollars over the course of the past 3 or 4 years, even with the market not doing that well, by being restricted to this 7 1/2 percent. If the market would really take off, of course, that would be a tremendous asset to SWIF and also, again, help keep the premium dollars down for our employers that cannot write anywhere else.

Mr. CIVERA. Mr. Speaker, if I could just make a brief comment.

The SPEAKER pro tempore. The gentleman is in order and may proceed.

Mr. CIVERA. Mr. Speaker, I think this is a good idea. I think the prime sponsor is doing the right thing, and it is something that I just wanted to be sure that there was enough money in reserves to back the claims up, because what was coming, the information that I was receiving, was not clear, but I have no problem in supporting HB 182.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Schuylkill County, Mr. Allen.

Mr. ALLEN. Thank you, Mr. Speaker.

The Labor Relations Committee had a thorough hearing and discussion on this bill. The Secretary of Labor and Industry, Secretary Schmerin, came and testified, and I would urge all the members on this side of the aisle to support the bill.

Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Any other members seeking recognition? The Chair recognizes the gentleman from Montgomery County, Mr. Godshall.

Mr. GODSHALL. I would just like to say on this bill, Mr. Speaker – and thank you – that on the SERS (State Employees’ Retirement System) Board, which I serve, I think we have someplace between 50 percent and two-thirds of our money in equities, and this limitation of 7 1/2 percent, you know, in this day and age is ridiculous. It costs millions of dollars to the SWIF fund with that restriction in there, and I commend also the author for doing away with the archaic portion of this law.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair makes note that Representative ROONEY should have been placed on the excused list for the day, and consequently, his vote is not showing on the board.

CONSIDERATION OF HB 182 CONTINUED

The following roll call was recorded:

YEAS—192

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

Cornell	Harris	Payne	Tigue
Corrigan	Hasay	Petrarca	True
Costa	Hennessey	Petri	Turzai
Crahalla	Herman	Petrone	Veon
Creighton	Hershey	Phillips	Vitali
Cruz	Hess	Pickett	Walko
Curry	Hickernell	Pistella	Wansacz
Daley	Hutchinson	Preston	Washington
Dally	James	Pyle	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Wheatley
Dermody	Keller, M.	Rapp	Williams
DeWeese	Keller, W.	Raymond	Wilt
DiGirolamo	Kenney	Readshaw	Wojnaroski
Diven	Killion	Reed	Wright
Donatucci	Kirkland	Roberts	Yewcic
Eachus	Kotik	Roebuck	Youngblood
Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

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

* * *

The House proceeded to third consideration of **HB 271, PN 1616**, entitled:

An Act authorizing the Pennsylvania Fish and Boat Commission to convey a portion of a Project 70 tract of land in the Township of North Newton, Cumberland County, under certain conditions, to the Township of North Newton, a municipal corporation of the Commonwealth of Pennsylvania; and authorizing the Pennsylvania Fish and Boat Commission to convey a portion of a Project 70 tract of land in the Township of West Pennsboro, Cumberland County, under certain conditions, to the Township of West Pennsboro, a municipal corporation of the Commonwealth of Pennsylvania.

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

The SPEAKER pro tempore. 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—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

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

* * *

The House proceeded to third consideration of **HB 1110, PN 1317**, entitled:

An Act designating State Route 56 in Seward, Westmoreland County, as the Ricky Hafer Highway; and designating State Route 711 in Seward, Westmoreland County, as Aaron Rusin Boulevard.

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

The SPEAKER pro tempore. 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?

Is the gentleman, Mr. Stairs, seeking recognition?
Mr. STAIRS. Thank you, Mr. Speaker.

I have no speech on the bill but just to remind the members that these highway name changes on behalf of two young men from the small community of Seward in Westmoreland County are two men who died in Iraq, and the town, the veterans' organizations in that community, certainly want to remember them, and it was suggested for the Memorial Day parade coming up in a few weeks that we pass this legislation on their behalf. So I appreciate the consideration of these two bills today to rename these highways after Ricky Hafer and Aaron Rusin in this small community.

So I appreciate the Speaker moving this, and I would hope that the members would unanimously support this bill on behalf of their memories. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—192

Adolph	Evans, J.	Leh	Rubley
Allen	Fabrizio	Lescovitz	Sainato
Argall	Fairchild	Levdansky	Samuelson
Armstrong	Feese	Mackereth	Santoni
Baker	Fichter	Maher	Sather
Baldwin	Fleagle	Maitland	Saylor
Barrar	Flick	Major	Scavello
Bastian	Forcier	Mann	Schroder
Bebko-Jones	Frankel	Markosek	Semmel
Belardi	Freeman	Marsico	Shaner
Belfanti	Gabig	McCall	Shapiro
Benninghoff	Gannon	McGeehan	Siptroth
Biancucci	Geist	McGill	Smith, B.
Birmelin	George	McIlhattan	Smith, S. H.
Bishop	Gerber	McIlhinney	Solobay
Blackwell	Gergely	McNaughton	Sonney
Blaum	Gillespie	Melio	Staback
Boyd	Gingrich	Metcalfe	Stairs
Bunt	Godshall	Micozzie	Steil
Butkovitz	Good	Millard	Stern
Buxton	Goodman	Miller, R.	Stetler
Caltagirone	Grell	Miller, S.	Stevenson, R.

Cappelli	Grucela	Mundy	Stevenson, T.
Casorio	Gruitza	Mustio	Sturla
Causer	Habay	Myers	Surra
Cawley	Hanna	Nickol	Tangretti
Civera	Harhai	O'Brien	Taylor, E. Z.
Clymer	Harhart	O'Neill	Taylor, J.
Cohen	Harper	Pallone	Thomas
Cornell	Harris	Payne	Tigue
Corrigan	Hasay	Petrarca	True
Costa	Hennessey	Petri	Turzai
Crahalla	Herman	Petrone	Veon
Creighton	Hershey	Phillips	Vitali
Cruz	Hess	Pickett	Walko
Curry	Hickernell	Pistella	Wansacz
Daley	Hutchinson	Preston	Washington
Dally	James	Pyle	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Wheatley
Dermody	Keller, M.	Rapp	Williams
DeWeese	Keller, W.	Raymond	Wilt
DiGirolamo	Kenney	Readshaw	Wojnaroski
Diven	Killion	Reed	Wright
Donatucci	Kirkland	Roberts	Yewcic
Eachus	Kotik	Roebuck	Youngblood
Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS-0

NOT VOTING-0

EXCUSED-10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

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

RESOLUTIONS PURSUANT TO RULE 35

Mrs. GINGRICH called up **HR 281, PN 1821**, entitled:

A Resolution honoring the League of Women Voters on the occasion of its 85th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

Adolph	Evans, J.	Leh	Rubley
Allen	Fabrizio	Lescovitz	Sainato
Argall	Fairchild	Levdansky	Samuelson
Armstrong	Feese	Mackereth	Santoni
Baker	Fichter	Maher	Sather
Baldwin	Fleagle	Maitland	Saylor
Barrar	Flick	Major	Scavello
Bastian	Forcier	Mann	Schroder
Bebko-Jones	Frankel	Markosek	Semmel
Belardi	Freeman	Marsico	Shaner
Belfanti	Gabig	McCall	Shapiro
Benninghoff	Gannon	McGeehan	Siptroth

Biancucci	Geist	McGill	Smith, B.
Birmelin	George	McIlhattan	Smith, S. H.
Bishop	Gerber	McIlhinney	Solobay
Blackwell	Gergely	McNaughton	Sonney
Blaum	Gillespie	Melio	Staback
Boyd	Gingrich	Metcalfe	Stairs
Bunt	Godshall	Micozzie	Steil
Butkovitz	Good	Millard	Stern
Buxton	Goodman	Miller, R.	Stetler
Caltagirone	Grell	Miller, S.	Stevenson, R.
Cappelli	Grucela	Mundy	Stevenson, T.
Casorio	Gruitza	Mustio	Sturla
Causer	Habay	Myers	Surra
Cawley	Hanna	Nickol	Tangretti
Civera	Harhai	O'Brien	Taylor, E. Z.
Clymer	Harhart	O'Neill	Taylor, J.
Cohen	Harper	Pallone	Thomas
Cornell	Harris	Payne	Tigue
Corrigan	Hasay	Petrarca	True
Costa	Hennessey	Petri	Turzai
Crahalla	Herman	Petrone	Veon
Creighton	Hershey	Phillips	Vitali
Cruz	Hess	Pickett	Walko
Curry	Hickernell	Pistella	Wansacz
Daley	Hutchinson	Preston	Washington
Dally	James	Pyle	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Wheatley
Dermody	Keller, M.	Rapp	Williams
DeWeese	Keller, W.	Raymond	Wilt
DiGirolamo	Kenney	Readshaw	Wojnaroski
Diven	Killion	Reed	Wright
Donatucci	Kirkland	Roberts	Yewcic
Eachus	Kotik	Roebuck	Youngblood
Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS-0

NOT VOTING-0

EXCUSED-10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. McGEEHAN called up **HR 283, PN 1822**, entitled:

A Resolution congratulating the Mayo Association of Philadelphia on the 100th anniversary of its founding.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

Adolph	Evans, J.	Leh	Rubley
Allen	Fabrizio	Lescovitz	Sainato
Argall	Fairchild	Levdansky	Samuelson
Armstrong	Feese	Mackereth	Santoni
Baker	Fichter	Maher	Sather

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. HASAY called up **HR 284, PN 1823**, entitled:

A Resolution designating the month of May 2005 as "Community Action Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

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

NAYS-0

NOT VOTING-0

EXCUSED-10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. S. SMITH called up **HR 285, PN 1824**, entitled:

A Resolution expressing condolences on the passing of the Honorable John S. Renninger, formerly a member of the House of Representatives of Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that HR 285 be recommitted to the Rules Committee.

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

* * *

Mr. STERN called up **HR 286, PN 1825**, entitled:

A Resolution honoring the memory of the law enforcement officers who gave their lives in the line of duty in this Commonwealth and recognizing the memorial service in their honor in Soldiers' Grove at the State Capitol Complex on May 9, 2005.

On the question,
Will the House adopt the resolution?

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Stern.

Mr. STERN. Thank you, Mr. Speaker.

I just wanted to remind the members that this resolution honors the memory of the fallen police officers who gave the ultimate sacrifice in the line of duty last year in the Commonwealth. Seven officers gave their lives in the line of duty, and there will be, as in past tradition, at 12 m. on Monday, May 9, 2005, the Fraternal Order of Police, Pennsylvania State Lodge, will conduct its annual police memorial ceremony in the rear of the Capitol Building adjacent to the Soldiers' and Sailors' Grove near the fountain.

The Fraternal Order of Police will honor the memory of all law enforcement officers who were killed in the line of duty throughout Pennsylvania. The surviving families of those killed in the line of duty will also be honored with the presence of police officers from around the Commonwealth of Pennsylvania.

I would respectfully request your support for this House resolution. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—192

Adolph	Evans, J.	Leh	Ruble
Allen	Fabrizio	Lescovitz	Sainato
Argall	Fairchild	Levdansky	Samuelson
Armstrong	Feese	Mackereth	Santoni
Baker	Fichter	Maher	Sather
Baldwin	Fleagle	Maitland	Saylor
Barrar	Flick	Major	Scavello
Bastian	Forcier	Mann	Schroder

Bebko-Jones	Frankel	Markosek	Semmel
Belardi	Freeman	Marsico	Shaner
Belfanti	Gabig	McCall	Shapiro
Benninghoff	Gannon	McGeehan	Siptroth
Bianucci	Geist	McGill	Smith, B.
Birmelin	George	McIlhattan	Smith, S. H.
Bishop	Gerber	McIlhinney	Solobay
Blackwell	Gergely	McNaughton	Sonney
Blaum	Gillespie	Melio	Staback
Boyd	Gingrich	Metcalfe	Stairs
Bunt	Godshall	Micozzie	Steil
Butkovitz	Good	Millard	Stern
Buxton	Goodman	Miller, R.	Stetler
Caltagirone	Grell	Miller, S.	Stevenson, R.
Cappelli	Grucela	Mundy	Stevenson, T.
Casorio	Gruitza	Mustio	Sturla
Causar	Habay	Myers	Surra
Cawley	Hanna	Nickol	Tangretti
Civera	Harhai	O'Brien	Taylor, E. Z.
Clymer	Harhart	O'Neill	Taylor, J.
Cohen	Harper	Pallone	Thomas
Cornell	Harris	Payne	Tigue
Corrigan	Hasay	Petrarca	True
Costa	Hennessey	Petri	Turzai
Crahalla	Herman	Petrone	Veon
Creighton	Hershey	Phillips	Vitali
Cruz	Hess	Pickett	Walko
Curry	Hickernell	Pistella	Wansacz
Daley	Hutchinson	Preston	Washington
Dally	James	Pyle	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Wheatley
Dermody	Keller, M.	Rapp	Williams
DeWeese	Keller, W.	Raymond	Wilt
DiGirolo	Kenney	Readshaw	Wojnaroski
Diven	Killion	Reed	Wright
Donatucci	Kirkland	Roberts	Yewcic
Eachus	Kotik	Roebuck	Youngblood
Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Bruce Hanfy, who is the guest of Representative Rick Geist, and he is located to the left of the Speaker. Mr. Hanfy, would you please rise and be recognized. Let us welcome him to Harrisburg.

RESOLUTIONS PURSUANT TO RULE 35

Mr. HERMAN called up **HR 287, PN 1826**, entitled:

A Resolution designating May 12, 2005, as "Fibromyalgia Awareness Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. KENNEY called up **HR 288, PN 1827**, entitled:

A Resolution honoring mothers on Mother's Day.

On the question,
Will the House adopt the resolution?

The **SPEAKER pro tempore**. Nobody better vote "no" on this one or we are going to be in trouble.

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

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. CREIGHTON called up **HR 289, PN 1828**, entitled:

A Resolution recognizing and extending appreciation for volunteer fire police officers.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. CLYMER called up **HR 290, PN 1829**, entitled:

A Resolution recognizing the month of May 2005 as "National Preservation Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

Denlinger	Kauffman	Ramaley	Wheatley
Dermody	Keller, M.	Rapp	Williams
DeWeese	Keller, W.	Raymond	Wilt
DiGirolamo	Kenney	Readshaw	Wojnarowski
Diven	Killion	Reed	Wright
Donatucci	Kirkland	Roberts	Yewcic
Eachus	Kotik	Roebuck	Youngblood
Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS-0

NOT VOTING-0

EXCUSED-10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

* * *

Mr. CLYMER called up **HR 291, PN 1830**, entitled:

A Resolution recognizing the week of May 1 through 7, 2005, as "National Postcard Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-192

Adolph	Evans, J.	Leh	Ruble
Allen	Fabrizio	Lescovitz	Sainato
Argall	Fairchild	Levdansky	Samuelson
Armstrong	Feese	Mackereth	Santoni
Baker	Fichter	Maher	Sather
Baldwin	Fleagle	Maitland	Saylor
Barrar	Flick	Major	Scavello
Bastian	Forcier	Mann	Schroder
Bebko-Jones	Frankel	Markosek	Semmel
Belardi	Freeman	Marsico	Shaner
Belfanti	Gabig	McCall	Shapiro
Benninghoff	Gannon	McGeehan	Siptroth
Biancucci	Geist	McGill	Smith, B.
Birmelin	George	McIlhatten	Smith, S. H.
Bishop	Gerber	McIlhinney	Solobay
Blackwell	Gergely	McNaughton	Sonney
Blaum	Gillespie	Melio	Staback
Boyd	Gingrich	Metcalfe	Stairs
Bunt	Godshall	Micozzie	Steil
Butkovitz	Good	Millard	Stern
Buxton	Goodman	Miller, R.	Stetler
Caltagirone	Grell	Miller, S.	Stevenson, R.
Cappelli	Grucela	Mundy	Stevenson, T.
Casorio	Gruitza	Mustio	Sturla
Causler	Habay	Myers	Surra
Cawley	Hanna	Nickol	Tangretti
Civera	Harhai	O'Brien	Taylor, E. Z.
Clymer	Harhart	O'Neill	Taylor, J.

Cohen	Harper	Pallone	Thomas
Cornell	Harris	Payne	Tigue
Corrigan	Hasay	Petrarca	True
Costa	Hennessey	Petri	Turzai
Crahalla	Herman	Petrone	Veon
Creighton	Hershey	Phillips	Vitali
Cruz	Hess	Pickett	Walko
Curry	Hickernell	Pistella	Wansacz
Daley	Hutchinson	Preston	Washington
Dally	James	Pyle	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Wheatley
Dermody	Keller, M.	Rapp	Williams
DeWeese	Keller, W.	Raymond	Wilt
DiGirolamo	Kenney	Readshaw	Wojnarowski
Diven	Killion	Reed	Wright
Donatucci	Kirkland	Roberts	Yewcic
Eachus	Kotik	Roebuck	Youngblood
Ellis	LaGrotta	Rohrer	Yudichak
Evans, D.	Lederer	Ross	Zug

NAYS-0

NOT VOTING-0

EXCUSED-10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

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

STATEMENT BY MR. CLYMER

The SPEAKER pro tempore. Mr. Clymer, I guess you did not get up fast enough to be recognized, but I will allow you, under personal privilege, to make the few brief comments you would have made had I recognized you before the vote was taken.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, as we have passed HR 291 recognizing National Postcard Week, I just want to remind the members for a second time that we have available these very highly collectible postcards. We have the canceled postcards, the set of four, and the uncanceled set of four postcards, and I would recommend that if the members want a piece of this Capitol history for their legacy, to purchase these postcards, because they are a limited edition. There is a package of four. They can call the Capitol Preservation Committee up on the sixth floor and reserve their orders or go up there and purchase these cards. These are cards that have been printed in Pennsylvania, and they will certainly make a wonderful addition to anyone who has collected postcards or, again, wants to capture a piece of Pennsylvania history.

Thank you very much, Mr. Speaker, for allowing me to make these comments.

The SPEAKER pro tempore. The gentleman did a very good commercial there. That was very good. Thank you.

SUPPLEMENTAL CALENDAR A

RESOLUTION

Mr. BALDWIN called up **HR 172, PN 1275**, entitled:

A Concurrent Resolution designating April 24, 2005, as "Pennsylvania's Day of Remembrance of the Armenian Genocide of 1915-1923."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—192

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

NAYS—0

NOT VOTING—0

EXCUSED—10

Haluska	Nailor	Rieger	Perzel,
Leach	Oliver	Rooney	Speaker
Manderino	Reichley	Ruffing	

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

GAME AND FISHERIES
COMMITTEE MEETING

The SPEAKER pro tempore. The Chair has a series of committee chairmen who wish to make announcements and would encourage them to proceed to a microphone as quickly as possible to make those, and my very good friend and roommate, Mr. Bruce Smith, chairman of the Game and Fish Committee, would like to be first in line. The chairman is recognized.

Mr. B. SMITH. Thank you, Mr. Speaker.

There will be a very brief meeting of the Game and Fisheries Committee. We will be considering one bill. Thank you, Mr. Speaker.

We will be in the rear of the floor of the House of Representatives. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Game and Fisheries Committee will meet in the rear of the House.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lehigh County, Mr. Semmel, for the purpose of making a committee announcement.

Mr. SEMMEL. Thank you, Mr. Speaker.

The Veterans Affairs and Emergency Preparedness Committee will also hold a very brief meeting at the rear of the hall of the House.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Veterans Affairs and Emergency Preparedness Committee will meet at the rear of the hall of the House.

LOCAL GOVERNMENT
COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman from Centre County, Mr. Herman, for the purpose of a committee announcement.

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

Likewise, the House Local Government Committee will meet at the rear of the House at the call of the recess. To the left side in front of the lounge area; that is where we will meet.

Thank you.

The SPEAKER pro tempore. Local Government will meet at the rear of the House in front of the lounge area.

LETTER SUBMITTED FOR THE RECORD

Mr. VEON submitted the following letter for the Legislative Journal:

House of Representatives
Commonwealth of Pennsylvania
Harrisburg

May 4, 2005

The Honorable John M. Perzel
Speaker
PA House of Representatives
139 Main Capitol Building
Harrisburg, PA 17120-2020

Dear Speaker Perzel:

On May 4, 2005, my office was advised to place Representative Daylin Leach on leave for the day. On May 4th, he was inadvertently placed onto the Master Roll, but was placed on leave for the rest of the day immediately afterwards. I am requesting that a copy of this letter be inserted in the House Journal to accurately reflect Rep. Leach's requested status for the session day on May 4, 2005.

In accordance with Rep. Leach's request to be placed on leave for May 4th, I am also requesting that a per diem payment for May 4th not be processed for Representative Leach.

Thank you for your attention to this matter.

Sincerely,
Mike Veon
Democratic Whip

The SPEAKER pro tempore. Any members have any other announcements? Either the majority leader or minority leader?
There will be no further votes today.

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.

RECESS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Keller, from Perry County.

Mr. M. KELLER. Mr. Speaker, I move that this House do now recess until Monday, May 9, 2005, at 1 p.m., e.d.t., unless sooner recalled by the Speaker.

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

Motion was agreed to, and at 12:31 p.m., e.d.t., the House recessed.