

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

SUNDAY, JULY 3, 2005

SESSION OF 2005

189TH OF THE GENERAL ASSEMBLY

No. 48

HOUSE OF REPRESENTATIVES

The House convened at 3 p.m., e.d.t.

THE SPEAKER (JOHN M. PERZEL) PRESIDING

PRAYER

HON. MATTHEW E. BAKER, member of the House of Representatives, offered the following prayer:

The first day of prayer was declared by the Continental Congress in 1775. Benjamin Franklin and former Speaker of this chamber said, "...I therefore beg leave to move that henceforth prayers imploring the assistance of Heaven, and its blessing on our deliberations, be held in this Assembly every morning before we proceed to business...."

Let us pray:

Heavenly Father, we bow our heads and hearts and thank You for Your love. We praise You that You are all-knowing, all-powerful, and omnipresent. Accept our thanks, for You hold our lives in Your hands, that You see our past and our future; that it may humble us. Make us strong to heed and hear Your will to better serve You and the people we represent. May we use what we have for Your glory. Lift us up to see things from Your perspective, and help us to rise above our limitations. We do not want to limit what You can do in and through us as we desire to help and serve people with integrity.

We honor You, Almighty God. You have given each person here certain abilities, gifts, and talents. May we always remember to use them judiciously and humbly to serve You and our citizens faithfully with wisdom and truth, tempered with love.

Lord, we ask You for protection for our troops as we celebrate our freedoms this weekend. Bless them and their families for their selfless acts.

To Your honor, glory, and kingdom to come, we pray, our Lord. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Saturday, July 2, 2005, will be postponed until printed.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 271, PN 1616**, with information that the Senate has passed the same without amendment.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 136, PN 2243; HB 266, PN 2244; HB 267, PN 2245; HB 279, PN 2430; HB 1589, PN 2493; and HB 1745, PN 2492**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HB 271, PN 1616

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.

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 1853 By Representatives BAKER, CLYMER, ARMSTRONG, CAPPELLI, CAUSER, FAIRCHILD, GOOD, M. KELLER, MAJOR, McILHATTAN, MUSTIO, SATHER, SCAVELLO, SONNEY and R. STEVENSON

An Act amending the act of May 17, 1929 (P.L.1798, No.591), referred to as the Forest Reserves Municipal Financial Relief Law, providing for distribution from the State Gaming Fund to certain counties, townships and school districts; and repealing provisions in the Pennsylvania Race Horse Development and Gaming Act relating to certain transfers from the State Gaming Fund.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, July 3, 2005.

No. 1854 By Representatives KAUFFMAN, HERMAN, BIANCUCCI, LESCOVITZ, HANNA, ROSS, GINGRICH, HICKERNELL, HARHAI, HARPER, T. STEVENSON, HENNESSEY, M. KELLER, PETRI, O'NEILL, McNAUGHTON, WATSON, CAPPELLI, DeWEESE, PHILLIPS, ARMSTRONG, DENLINGER, BALDWIN, DALLY, BOYD, GEIST, HARRIS, R. MILLER, HERSHEY, SCAVELLO, FRANKEL, McILHATTAN and PICKETT

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for competitive bidding of contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1855 By Representatives McNAUGHTON, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, GINGRICH, HICKERNELL, HARHAI, HARPER, KAUFFMAN, T. STEVENSON, HENNESSEY, M. KELLER, PETRI, O'NEILL, DENLINGER, BALDWIN, DALLY, BOYD, GEIST, HARRIS, R. MILLER, HERSHEY, SCAVELLO, FRANKEL, McILHATTAN, WATSON, CAPPELLI, DeWEESE, ARMSTRONG and PHILLIPS

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for contracts and acquisition of property and for general regulations concerning contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1856 By Representatives HARHAI, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, GINGRICH, HICKERNELL, HARPER, KAUFFMAN, T. STEVENSON, HENNESSEY, M. KELLER, PETRI, McNAUGHTON, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further regulating contracts as to purchasing and advertising requirements.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1857 By Representatives GINGRICH, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, HARPER, KAUFFMAN, T. STEVENSON, HENNESSEY, M. KELLER, PETRI, McNAUGHTON, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for regulation of contracts, for evasion of advertising requirements and for certain purchase contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1858 By Representatives MILLARD, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, HARPER, KAUFFMAN, T. STEVENSON, HENNESSEY, M. KELLER, PETRI, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for regulation of contracts; providing for annual adjustment; further providing for evasion of advertising requirements, for contracts between \$750 and \$10,000 and for separate bids for plumbing, heating, ventilating and electrical work.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1859 By Representatives RAMALEY, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, HARPER, KAUFFMAN, T. STEVENSON, HENNESSEY, M. KELLER, PETRI, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of April 6, 1956 (1955 P.L.1414, No.465), known as the Second Class County Port Authority Act, further providing for competitive bidding of contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1860 By Representatives T. STEVENSON, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, HARPER, KAUFFMAN, HENNESSEY, M. KELLER, PETRI, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of July 5, 1947 (P.L.1217, No.498), known as the State Public School Building Authority Act, further providing for competitive bidding of contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1861 By Representatives O'NEILL, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, HARPER, KAUFFMAN, HENNESSEY, M. KELLER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending Titles 53 (Municipalities Generally) and 74 (Transportation) of the Pennsylvania Consolidated Statutes, further providing for competitive bidding of contracts by intergovernmental units, by parking authorities, by municipal authorities and by metropolitan transportation authorities.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1862 By Representatives HARPER, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, O'NEILL, KAUFFMAN, HENNESSEY, M. KELLER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of August 6, 1936 (Sp.Sess., P.L.95, No.38 1/2), entitled "An act to authorize and empower cities, boroughs, towns, and townships, separately or jointly, to provide for protection against floods by erecting and constructing certain works and improvements, located within or without their territorial limits, and within or without the county in which situate; and to expend moneys and incur indebtedness; to assess benefits against property benefited; to issue improvement bonds imposing no municipal liability; and to acquire, take, injure or destroy property for such purposes," further providing for competitive bidding of contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1863 By Representatives M. KELLER, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, ROSS, HARHAI, HICKERNELL, O'NEILL, KAUFFMAN, HENNESSEY, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for commissioners sole contractors for county, for contract procedures, terms and bonds and advertising for bids and for evasion of advertising requirements.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1864 By Representatives ROSS, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, M. KELLER, HARHAI, HICKERNELL, O'NEILL, KAUFFMAN, HENNESSEY, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of August 7, 1936 (1st Sp.Sess., P.L.106, No.46), referred to as the Flood Control Law, further providing for contracts and acquisition of property; and providing for annual adjustment.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1865 By Representatives HENNESSEY, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, M. KELLER, HARHAI, HICKERNELL, O'NEILL, KAUFFMAN, ROSS, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of November 20, 1968 (P.L.1075, No.329), referred to as the Public Television Network System Law, further providing for contracts.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1866 By Representatives HERMAN, HENNESSEY, LESCOVITZ, BIANCUCCI, HANNA, M. KELLER, HARHAI, HICKERNELL, O'NEILL, KAUFFMAN, ROSS, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for adjustments based on Consumer Price Index; and further providing for work to be done under contract let on bids, for purchase of supplies, for contracts for construction, repair, renovation or maintenance, for project contracts and for powers and duties of institution presidents.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1867 By Representatives PYLE, HERMAN, LESCOVITZ, BIANCUCCI, HANNA, M. KELLER, HARHAI, HICKERNELL, O'NEILL, KAUFFMAN, ROSS, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, HENNESSEY, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of April 29, 1937 (P.L.526, No.118), entitled, as reenacted and amended, "An act providing for and regulating joint purchases by counties (other than counties of the

first class), cities of the second and third class, boroughs, towns, townships, school districts, institution districts, and poor districts,” increasing the amount of purchases that may be made subject to certain conditions.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1868 By Representatives BIANCUCCI, HERMAN, LESCOVITZ, HANNA, M. KELLER, HARHAI, HICKERNELL, O’NEILL, KAUFFMAN, ROSS, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, HENNESSEY, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of March 7, 1901 (P.L.20, No.14), referred to as the Second Class City Law, further regulating contracts, contract procedures and advertising for bids.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1869 By Representatives PAYNE, HERMAN, LESCOVITZ, HANNA, M. KELLER, HARHAI, HICKERNELL, O’NEILL, KAUFFMAN, ROSS, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, HENNESSEY, BIANCUCCI, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of May 28, 1937 (P.L.955, No.265), known as the Housing Authorities Law, further providing for awards of contracts, completion bond, additional bond for protection of materialmen and others.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1870 By Representatives HICKERNELL, HERMAN, LESCOVITZ, HANNA, M. KELLER, HARHAI, O’NEILL, KAUFFMAN, ROSS, HARPER, PETRI, T. STEVENSON, McNAUGHTON, GINGRICH, HENNESSEY, BIANCUCCI, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, PICKETT, SCAVELLO and WATSON

An Act amending the act of May 1, 1913 (P.L.155, No.104), entitled “An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings,” increasing the minimum bid requirement.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1871 By Representatives PETRI, HERMAN, LESCOVITZ, HANNA, M. KELLER, HARHAI, O’NEILL, KAUFFMAN, ROSS, HARPER, HICKERNELL, T. STEVENSON, McNAUGHTON, GINGRICH, HENNESSEY, BIANCUCCI, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE,

FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of July 29, 1953 (P.L.1034, No.270), known as the Public Auditorium Authorities Law, increasing the dollar amount of supplies and materials which may be purchased without advertising.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1872 By Representatives LESCOVITZ, HERMAN, PETRI, HANNA, M. KELLER, HARHAI, O’NEILL, KAUFFMAN, ROSS, HARPER, HICKERNELL, T. STEVENSON, McNAUGHTON, GINGRICH, HENNESSEY, BIANCUCCI, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, DALLY, DENLINGER, DeWEESE, FRANKEL, GEIST, HARRIS, HERSHEY, McILHATTAN, PHILLIPS, SCAVELLO and WATSON

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further regulating contracts and purchases.

Referred to Committee on LOCAL GOVERNMENT, July 3, 2005.

No. 1873 By Representatives CLYMER, READSHAW, BENNINGHOFF, CALTAGIRONE, CAWLEY, CRAHALLA, CURRY, DENLINGER, FICHTER, FORCIER, FREEMAN, GEORGE, GINGRICH, HANNA, HERSHEY, HESS, JAMES, LEDERER, MACKERETH, MARKOSEK, R. MILLER, MUNDY, MYERS, REICHLEY, RUBLEY, SAINATO, SCAVELLO, SCHRODER, B. SMITH, R. STEVENSON, E. Z. TAYLOR, THOMAS, TIGUE, WILT and YOUNGBLOOD

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

Referred to Committee on FINANCE, July 3, 2005.

No. 1874 By Representatives CLYMER, ARMSTRONG, BASTIAN, BOYD, CAUSER, CREIGHTON, DENLINGER, FORCIER, GINGRICH, LEH, McILHATTAN, METCALFE, REICHLEY, ROHRER, RUBLEY, SCHRODER and R. STEVENSON

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for supplier and manufacturer licenses.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, July 3, 2005.

No. 1875 By Representatives CLYMER, ARMSTRONG, CREIGHTON, DENLINGER, LEH and ROHRER

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 objections to examination or treatment on religious grounds.

Referred to Committee on EDUCATION, July 3, 2005.

No. 1876 By Representatives VEON, DeWEESE and SOLOBAY

An Act providing for preemption of land use regulation of gaming; and making a repeal.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, July 3, 2005.

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING**

CALENDAR

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1139, PN 1345**, entitled:

An Act amending the act of June 21, 1939 (P.L.626, No.294), referred to as the Second Class County Assessment Law, repealing provisions relating to triennial assessments.

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1139 be placed on the table.

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

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1139 be taken off the table.

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

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 349 be taken off the table.

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 349 be placed on the table.

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

BILLS REREPORTED FROM COMMITTEE

HB 1690, PN 2305

By Rep. FEESE

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for unlawful devices and methods.

APPROPRIATIONS.

SB 126, PN 109

By Rep. FEESE

An Act designating a certain bridge carrying State Route 322 over Conestoga River in Earl Township, Lancaster County as the Representative Leroy M. Zimmerman Memorial Bridge.

APPROPRIATIONS.

SB 141, PN 128

By Rep. FEESE

An Act designating a bridge in Westtown Township, Chester County, the L. Charles Scipione Bridge.

APPROPRIATIONS.

SB 677, PN 815

By Rep. FEESE

An Act designating a portion of State Route 322 in Delaware County as the Senator Clarence D. Bell Memorial Highway.

APPROPRIATIONS.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority leader, who requests leaves of absence for the gentleman, Mr. DALLY; the gentleman, Mr. WILT; the gentleman, Mr. SATHER. Without objection, the leaves of absence will be granted.

The Chair recognizes the minority leader, who moves for a leave of absence for the day for the gentlemen, Mr. RIEGER, Mr. SHAPIRO, Mr. WHEATLEY, and Mr. LEVDANSKY. Without objection, the leaves of absence are granted.

VOTE CORRECTION

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Kauffman, rise?

Mr. KAUFFMAN. Mr. Speaker, I just wanted to change my vote on HB 846. I was recorded in the negative and wanted to be recorded in the affirmative.

The SPEAKER pro tempore. The Chair thanks the gentleman, and his remarks will be spread upon the record.

MASTER ROLL CALL

The SPEAKER pro tempore. Moving to the master roll call, members will proceed to vote.

The following roll call was recorded:

PRESENT—194

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

RESOLUTIONS PURSUANT TO RULE 35

Mr. WRIGHT called up **HR 349, PN 2180**, entitled:

A Resolution designating the month of October 2005 as "Agent Orange Recognition Month" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

* * *

Mr. PISTELLA called up **HR 396, PN 2466**, entitled:

A Resolution commemorating the 250th anniversary of Braddock's defeat on the Monongahela River in 1755 and honoring the heroic efforts of those men who fought and lost their lives at the Battle of the Monongahela.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

* * *

Mr. SOLOBAY called up **HR 397, PN 2467**, entitled:

A Resolution supporting Firefighter Life Safety Summit initiatives.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

Evans, J. Fabrizio	Lederer Leh	Roebuck Rohrer	Perzel, Speaker
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NAYS—0

NOT VOTING—0

EXCUSED—7

Dally Levdansky	Rieger Sather	Shapiro Wheatley	Wilt
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

* * *

Mr. WILLIAMS called up **HR 402, PN 2471**, entitled:

A Resolution expressing condolences on the death of radio personality Georgie Woods.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

DeWeese	Keller, W.	Ramaley	Wojnaroski
DiGirolamo	Kenney	Rapp	Wright
Diven	Killion	Raymond	Yewcic
Donatucci	Kirkland	Readshaw	Youngblood
Eachus	Kotik	Reed	Yudichak
Ellis	LaGrotta	Reichley	Zug
Evans, D.	Leach	Roberts	
Evans, J.	Lederer	Roebuck	Perzel,
Fabrizio	Leh	Rohrer	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally Levdansky	Rieger Sather	Shapiro Wheatley	Wilt
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The majority having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

* * *

Mr. COSTA called up **HR 403, PN 2472**, entitled:

A Resolution condemning the National Football League's recent actions restricting the availability of televised games.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—194

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

Creighton	Hess	Petrone	Veon
Cruz	Hickernell	Phillips	Vitali
Curry	Hutchinson	Pickett	Walko
Daley	James	Pistella	Wansacz
DeLuca	Josephs	Preston	Waters
Denlinger	Kauffman	Pyle	Watson
Dermody	Keller, M.	Quigley	Williams
DeWeese	Keller, W.	Ramaley	Wojnaroski
DiGirolamo	Kenney	Rapp	Wright
Diven	Killion	Raymond	Yewcic
Donatucci	Kirkland	Readshaw	Youngblood
Eachus	Kotik	Reed	Yudichak
Ellis	LaGrotta	Reichley	Zug
Evans, D.	Leach	Roberts	
Evans, J.	Lederer	Roebuck	Perzel,
Fabrizio	Leh	Rohrer	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. RAMALEY called up **HR 404, PN 2494**, entitled:

A Resolution paying tribute to and honoring the memory of Specialist Robert E. Hall, Jr., a member of the Army Reserve's 467th Engineer Battalion, who tragically lost his life on June 28, 2005, while on active duty in Iraq.

On the question,
Will the House adopt the resolution?

The SPEAKER pro tempore. On that question, the gentleman, Mr. Ramaley, is recognized.

Mr. RAMALEY. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to join the growing list of members who have taken the floor to pay tribute to one of Pennsylvania's finest who has made the ultimate sacrifice in service to our country.

Two days ago we learned that on Tuesday Army Spc. Robert E. Hall, Jr., was suddenly and tragically killed by a car bomb while on duty guarding the gate at his base in Iraq.

Specialist Hall has served his country since 1997, when he enlisted in the United States Army Reserve. He completed his tour of duty and was on Inactive Ready Reserve when on September 11, 2004, he was activated for a tour of duty in Iraq and deployed on January 1 of this year. Specialist Hall was assigned to the Army Reserve's 467th Engineer Battalion out of Greenwood, Mississippi.

Specialist Hall lived in Bellevue, and he worked in Ambridge and undoubtedly touched many lives throughout my district. Now he will touch lives throughout this Commonwealth

and this nation as a young man who gave us everything for the cause of freedom.

His family observed that he was quiet and often kept to himself but was a great father and loved to spend time with his daughter. He has been described by his peers as a friendly man who got along with everyone.

Specialist Hall has demonstrated honor, a commitment to his duty, and a willingness to give his all for all of us. My hope is that his spirit and dedication lives on in all those he touched, and his selflessness and sacrifice are a constant reminder of the best America has to offer.

Mr. Speaker, I want to acknowledge those who have helped make the legislative process to honor Specialist Hall move so quickly. The research staff, the drafting and printing personnel, and the bipartisan floor staff have been working diligently to have a resolution to this chamber before we recess. I now ask my colleagues to pass HR 404, honoring Specialist Hall's selfless sacrifice and devotion to our country.

In addition, many thanks to fast-acting individuals, a citation has been drafted to be presented to Specialist Hall's family. Cosponsoring this citation are Representatives Pistella and Walko, who along with their staffs helped my staff quickly gather the relevant information.

In closing, Mr. Speaker, I offer deepest sympathy to Specialist Hall's family: his mother, Midge; his stepfather; his siblings; his wife, Tracie; and his 3-year-old daughter, Rachael. And I express profound gratitude for Specialist Hall's service to our nation and his sacrifice for freedom throughout the world.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

With reverence and honor, those in favor will vote "aye"; those opposed, "no."

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

The following roll call was recorded:

YEAS—194

Adolph	Fairchild	Lescovitz	Rooney
Allen	Feese	Mackereth	Ross
Argall	Fichter	Maher	Rubley
Armstrong	Fleagle	Maitland	Ruffing
Baker	Flick	Major	Sainato
Baldwin	Forcier	Manderino	Samuelson
Barrar	Frankel	Mann	Santoni
Bastian	Freeman	Markosek	Saylor
Bebko-Jones	Gabig	Marsico	Scavello
Belardi	Gannon	McCall	Schroder
Belfanti	Geist	McGeehan	Semmel
Benninghoff	George	McGill	Shaner
Biancucci	Gerber	McIlhatten	Siptroth
Birmelin	Gergely	McIlhinney	Smith, B.
Bishop	Gillespie	McNaughton	Smith, S. H.
Blackwell	Gingrich	Melio	Solobay
Blaum	Godshall	Metcalfe	Sonney
Boyd	Good	Micozzie	Staback
Bunt	Goodman	Millard	Stairs
Butkovitz	Grell	Miller, R.	Steil
Buxton	Grucela	Miller, S.	Stern
Caltagirone	Gruitza	Mundy	Stetler
Cappelli	Habay	Mustio	Stevenson, R.
Casorio	Haluska	Myers	Stevenson, T.
Causler	Hanna	Nailor	Sturla
Cawley	Harhai	Nickol	Surra

Civera	Harhart	O'Brien	Tangretti
Clymer	Harper	Oliver	Taylor, E. Z.
Cohen	Harris	O'Neill	Taylor, J.
Cornell	Hasay	Pallone	Thomas
Corrigan	Hennessey	Payne	Tigue
Costa	Herman	Petrarca	True
Crahalla	Hershey	Petri	Turzai
Creighton	Hess	Petrone	Veon
Cruz	Hickernell	Phillips	Vitali
Curry	Hutchinson	Pickett	Walko
Daley	James	Pistella	Wansacz
DeLuca	Josephs	Preston	Waters
Denlinger	Kauffman	Pyle	Watson
Dermody	Keller, M.	Quigley	Williams
DeWeese	Keller, W.	Ramaley	Wojnaroski
DiGirolamo	Kenney	Rapp	Wright
Diven	Killion	Raymond	Yewcic
Donatucci	Kirkland	Readshaw	Youngblood
Eachus	Kotik	Reed	Yudichak
Ellis	LaGrotta	Reichley	Zug
Evans, D.	Leach	Roberts	
Evans, J.	Lederer	Roebuck	Perzel,
Fabrizio	Leh	Rohrer	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 565, PN 1038**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for qualifications, eligibility and compensation for district attorneys; and making repeals.

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

The SPEAKER pro tempore. On that question, the gentleman, Mr. James, is recognized.

Mr. JAMES. Thank you, Mr. Speaker.

Mr. Speaker, this is in regards to my amendment?

The SPEAKER pro tempore. Yes, it is, sir.

Mr. JAMES. Mr. Speaker, I have been informed that there may be some constitutional issues with the amendment. However, I would just like to make a brief remark and then submit some statements for the record.

The SPEAKER pro tempore. The Chair thanks the gentleman and may submit his remarks to the clerk.

Mr. James, you would like to make a few comments?

Mr. JAMES. Yes. I just want to make a few comments, yes.

The SPEAKER pro tempore. You may proceed, sir.

Mr. JAMES. All right. Thank you.

Mr. Speaker, I had planned to introduce an amendment to establish greater accountability for our district attorneys. I think that they are elected and charged with a tremendous responsibility to the truth and justice. My amendment would have created a process in which to report cases where people think that a district attorney or a member of their staff has acted in an unethical manner.

Cases of prosecutorial misconduct have happened too frequently throughout our State and throughout our country, and people are silenced because they do not have a uniform way to express their dissatisfaction. There are avenues to take if a person wants to make a complaint against a police officer or against an attorney or against businesses but no real venue to place a complaint against a prosecutor or their staff.

The foundation for this amendment would have been a piece of Federal legislation passed in 1998 which requires the Department of Justice employees to act ethically and that they should be subject to State laws and rules, and it is not unreasonable to expect that district attorneys may or may not alter or mistake evidence or to release evidence that may exonerate a defendant or witness or not to disseminate information to be inappropriate.

And two Congressmen from Pennsylvania, Congressman Murtha and Congressman McDade, back in '98 had a bill passed in Congress because of prosecutorial misconduct, and I would like to submit information in regard to those issues and those remarks for the record, and I will withdraw my amendment.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

LETTER SUBMITTED FOR THE RECORD

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

Pennsylvania General Assembly
Commonwealth of Pennsylvania
Harrisburg

Pennsylvania Legislative Black Caucus
April 29, 1997

The Honorable Arlen Specter,
Senator
United States Senate
711 Hart Senate Office Building
Washington, D.C. 20510

Dear Sen. Specter:

Thank you for allowing me to speak with you recently concerning my request that the Senate Judiciary Committee conduct oversight hearings on the Department of Justice (D.O.J.) and F.B.I. regarding the harassment of Black elected officials. As I stated during our meeting, I believe that there is a deliberate, systematic attempt by some individuals within the D.O.J. to target Black elected officials at all levels – local, state and federal. Disturbing allegations concerning the F.B.I. crime laboratory, revelations concerning tainted evidence in the Judge Alcee Hastings case and the dismissal of the "Operation Lost Trust" indictments have all served to highlight a problem within the Department that has been allowed to continue unchecked for far too long.

There exists within the D.O.J. a permanent bureaucracy that has routinely engaged in reprehensible practices that include cover-up, corruption, fraud, judicial abuse, and prosecutorial misconduct. Several recent developments should be noted:

- No less the authority than F.B.I. Director Louis Freeh himself disclosed on February 25, 1997 that a D.O.J. investigation into questionable conduct in the handling of evidence at the bureau's crime lab in Quantico, Virginia, "seemed to indicate" that the F.B.I. intentionally mishandled evidence and gave false testimony to a judicial panel that later recommended the impeachment of Judge Hastings. Later, it was revealed that, even when the F.B.I. supervisors were in possession of evidence that this outrageous behavior had occurred, they covered up this information, and knowingly permitted the false evidence and testimony to be presented to the U.S. Senate during the actual impeachment proceedings!
- On February 28, 1997, U.S. District Judge Falcon Hawkins of South Carolina issued a stinging 86-page order in which he dismissed "with prejudice" the Operation Lost Trust cases. The landmark decision represented an unprecedented castigation of the Department of Justice and specifically identified the perpetrators of what Hawkins called "appalling and egregious prosecutorial misconduct," as ranging from the local U.S. attorney's office to the D.O.J.'s Office of Professional Responsibility, the D.O.J.'s Public Integrity Section and to F.B.I. Director Louis Freeh. In going after the heart of the Department's permanent bureaucracy by name, Justice Hawkins charged that the misconduct is not only serious, but, "repetitious, flagrant, and long-standing...amounting to a pattern of misconduct."

I share with you a belief in the fundamental goodness of government service. Like you, I believe that it is a noble endeavor; one that should be encouraged, not discouraged in any manner. I also once believed wholeheartedly in the essential fairness of government and those who served within, particularly at the D.O.J. In fact, there was a time in America's history when Blacks had only the D.O.J. to turn to when many bigoted upholders of "justice" ruled without regard to law or fairness, especially in the south. Based on recent events, my faith in the Department has been shaken.

Nevertheless, I still sincerely believe that there still exists within the government individuals who consistently maintain all public record beyond reproach and who will fight to maintain the integrity of the justice system. I consider you to be among those.

I am hopeful that you will look further into this matter and begin the process of conducting the oversight that you and your fellow Judiciary Committee members are uniquely qualified to do. Should you desire further information, please call.

Sincerely,
Harold James,
Chairman

ARTICLES SUBMITTED FOR THE RECORD

Mr. JAMES submitted articles for the Legislative Journal.

(For articles, see Appendix.)

On the question recurring,
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?

On that question, the gentleman from Philadelphia County, Mr. O'Brien, is recognized. The gentleman waives off.

The gentleman from Washington County, Mr. Daley, is recognized.

Mr. DALEY. Thank you, Mr. Speaker.

I rise in support of SB 565. My colleague, Representative Denny O'Brien, and I have been working on this bill for the last 4 years. As a matter of fact, if you look at the bill, it is our full-time D.A. bill that we had sent to the Senate on two separate sessions and passed almost unanimously in this House. This bill passed this House twice before.

A full-time D.A. would provide greater strength to the criminal justice system. We need full-time prosecutors the same reason we need full-time judges. A locally elected prosecutor can reflect the community's values and attitudes, and this is something we have all agreed on over the last several years. The district attorney is more than just a chief prosecutor in the county. He or she is also the chief law enforcement officer in that county, and they also serve on numerous official and voluntary boards in the counties. We all know that.

Under this measure in the bill, the State would pay for the additional salary burden for each county's district, and this would help to reduce the financial burdens and limitations the counties face for employing a full-time D.A.

Working as a part-time prosecutor and as part of a private practice can present the appearance of a conflict of interest, and that is something we have been striving for, for several years. Current law prohibits full-time D.A.s from holding outside employment. Pennsylvania already has 27 full-time D.A.s, and of the remaining counties, 28 have part-time district attorneys who also have private law practices. However, counties treating the position as part time allow prosecutors to support themselves through private practices. This measure eliminates that specific conflict.

As the statutes, rules, and case law have become more complex, we need thoroughly trained prosecutors. Mr. Speaker, we cannot expect part-time district attorneys to keep up with the demand of the new laws and the new burdens that are placed upon them regarding DNA and other types of evidence that is used in court today.

I do not think anyone would disagree with the argument that Pennsylvania deserves to be represented by full-time attorneys whose entire attention is devoted to the administration of justice. This is just good public policy. This is something this House has recognized for 4 years, and now this bill comes to us from the Senate. We all understand the politics of the game. Unfortunately, now the ball has come on our court, which really was originally our ball.

The volume and complexity of cases continue to increase, making the job more and more demanding. Mr. Speaker, I have a D.A. back in Fayette County, and she has been practicing as D.A. for almost 3 years now. She has prosecuted 26 murder cases in the last year and a half. She has a case load of about 270 cases every trial term, with 8 part time.

Mr. Speaker, we ask that we pass this bill. We passed it before; we passed it before that. Let us get this bill and get it signed by the Governor.

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—194

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority leader, who calls for an immediate meeting of the Rules Committee.

BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

HB 136, PN 2243

By Rep. S. SMITH

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, authorizing appropriations to watershed associations.

RULES.

HB 266, PN 2244

By Rep. S. SMITH

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

RULES.

HB 267, PN 2245

By Rep. S. SMITH

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for specific powers.

RULES.

HB 279, PN 2430

By Rep. S. SMITH

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

RULES.

HB 1589, PN 2493

By Rep. S. SMITH

An Act amending the act of June 30, 2003 (P.L.15, No.7), known as the Medicare Hospital Service Payment Designation Act, further providing for designation of hospitals.

RULES.

HB 1745, PN 2492

By Rep. S. SMITH

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to convey tracts of land and buildings, consisting of a portion of the former Laurelton Center, located in Hartley Township, Union County, Pennsylvania; authorizing the Department of Transportation to convey to Montour County two tracts of land situate in the Borough of Danville, Montour County, Pennsylvania; and making a related repeal.

RULES.

SUPPLEMENTAL CALENDAR B

BILLS ON CONCURRENCE
IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 136, PN 2243**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, authorizing appropriations to watershed associations.

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentleman, Mr. Fleagle, that the House concur in the amendments inserted by the Senate.

On the question recurring,
Will the House concur in Senate amendments?

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	Fairchild	Lescovitz	Ross
Allen	Feese	Mackereth	Rubley
Argall	Fichter	Maitland	Ruffing
Armstrong	Fleagle	Major	Sainato
Baker	Flick	Manderino	Samuelson
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Saylor
Bastian	Freeman	Marsico	Scavello
Bebko-Jones	Gabig	McCall	Schroder
Belardi	Gannon	McGeehan	Semmel
Belfanti	Geist	McGill	Shaner
Benninghoff	George	McIlhattan	Siptroth
Biancucci	Gerber	McIlhinney	Smith, B.
Birmelin	Gergely	McNaughton	Smith, S. H.
Bishop	Gillespie	Melio	Solobay
Blackwell	Gingrich	Metcalf	Sonney
Blaum	Godshall	Micozzie	Staback
Boyd	Good	Millard	Stairs
Bunt	Goodman	Miller, R.	Steil
Butkovitz	Grell	Mundy	Stern
Buxton	Grucela	Mustio	Stetler
Caltagirone	Gruitza	Myers	Stevenson, R.
Cappelli	Habay	Nailor	Stevenson, T.
Casorio	Haluska	Nickol	Sturla
Causar	Hanna	O'Brien	Surra
Cawley	Harhai	Oliver	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	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Williams
Dermody	Keller, M.	Rapp	Wojnaroski

DeWeese	Keller, W.	Raymond	Wright
DiGirolamo	Kenney	Readshaw	Yewcic
Diven	Killion	Reed	Youngblood
Donatucci	Kirkland	Reichley	Yudichak
Eachus	Kotik	Roberts	Zug
Ellis	LaGrotta	Roebuck	
Evans, D.	Leach	Rohrer	
Evans, J.	Lederer	Rooney	Perzel,
Fabrizio	Leh		Speaker

NAYS—2

Maher Miller, S.

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 266, PN 2244**, entitled:

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

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentleman, Mr. Fleagle, that the House concur in the amendments inserted by the Senate.

On the question recurring,
Will the House concur in Senate amendments?

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	Fairchild	Lescovitz	Ross
Allen	Feese	Mackereth	Rubley
Argall	Fichter	Maitland	Ruffing
Armstrong	Fleagle	Major	Sainato
Baker	Flick	Manderino	Samuelson
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Saylor
Bastian	Freeman	Marsico	Scavello
Bebko-Jones	Gabig	McCall	Schroder
Belardi	Gannon	McGeehan	Semmel
Belfanti	Geist	McGill	Shaner
Benninghoff	George	McIlhattan	Siptroth
Biancucci	Gerber	McIlhinney	Smith, B.
Birmelin	Gergely	McNaughton	Smith, S. H.
Bishop	Gillespie	Melio	Solobay
Blackwell	Gingrich	Metcalf	Sonney
Blaum	Godshall	Micozzie	Staback

Boyd	Good	Millard	Stairs
Bunt	Goodman	Miller, R.	Steil
Butkovitz	Grell	Mundy	Stern
Buxton	Grucela	Mustio	Stetler
Caltagirone	Gruitza	Myers	Stevenson, R.
Cappelli	Habay	Nailor	Stevenson, T.
Casorio	Haluska	Nickol	Sturla
Causer	Hanna	O'Brien	Surra
Cawley	Harhai	Oliver	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	Waters
DeLuca	Josephs	Quigley	Watson
Denlinger	Kauffman	Ramaley	Williams
Dermody	Keller, M.	Rapp	Wojnaroski
DeWeese	Keller, W.	Raymond	Wright
DiGirolamo	Kenney	Readshaw	Yewcic
Diven	Killion	Reed	Youngblood
Donatucci	Kirkland	Reichley	Yudichak
Eachus	Kotik	Roberts	Zug
Ellis	LaGrotta	Roebuck	
Evans, D.	Leach	Rohrer	
Evans, J.	Lederer	Rooney	Perzel,
Fabrizio	Leh		Speaker

NAYS—2

Maher	Miller, S.
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NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 267, PN 2245**, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for specific powers.

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentleman, Mr. Fleagle, that the House concur in the amendments inserted by the Senate.

On the question recurring,
Will the House concur in Senate amendments?

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—191

Adolph	Fairchild	Lescovitz	Ross
Allen	Feese	Mackereth	Rubley
Argall	Fichter	Maitland	Ruffing
Armstrong	Fleagle	Major	Sainato
Baker	Flick	Manderino	Samuelson
Baldwin	Forcier	Mann	Santoni
Barrar	Frankel	Markosek	Saylor
Bastian	Freeman	Marsico	Scavello
Bebko-Jones	Gabig	McCall	Schroder
Belardi	Gannon	McGeehan	Semmel
Belfanti	Geist	McGill	Shaner
Benninghoff	George	McIlhattan	Siptroth
Biancucci	Gerber	McIlhinney	Smith, B.
Birmelin	Gergely	McNaughton	Smith, S. H.
Bishop	Gillespie	Melio	Solobay
Blackwell	Gingrich	Metcalfe	Sonney
Blaum	Good	Micozzie	Staback
Boyd	Goodman	Millard	Stairs
Bunt	Grell	Miller, R.	Steil
Butkovitz	Grucela	Mundy	Stern
Buxton	Gruitza	Mustio	Stetler
Caltagirone	Habay	Myers	Stevenson, R.
Cappelli	Haluska	Nailor	Stevenson, T.
Casorio	Hanna	Nickol	Sturla
Causer	Harhai	O'Brien	Surra
Cawley	Harhart	Oliver	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	Waters
DeLuca	Kauffman	Quigley	Watson
Denlinger	Keller, M.	Ramaley	Williams
Dermody	Keller, W.	Rapp	Wojnaroski
DeWeese	Kenney	Raymond	Wright
DiGirolamo	Killion	Readshaw	Yewcic
Diven	Kirkland	Reed	Youngblood
Donatucci	Kotik	Reichley	Yudichak
Eachus	LaGrotta	Roberts	Zug
Ellis	Leach	Roebuck	
Evans, D.	Lederer	Rohrer	Perzel,
Evans, J.	Leh	Rooney	Speaker
Fabrizio			

NAYS—3

Godshall	Maher	Miller, S.
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NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 279, PN 2430**, entitled:

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

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentleman, Mr. Herman, that the House concur in the amendments inserted by the Senate.

On the question recurring,
Will the House concur in Senate amendments?

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—194

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

Evans, J.
Fabrizio

Lederer
Leh

Roebuck
Rohrer

Perzel,
Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally
Levdansky

Rieger
Sather

Shapiro
Wheatley

Wilt

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 1589, PN 2493**, entitled:

An Act amending the act of June 30, 2003 (P.L.15, No.7), known as the Medicare Hospital Service Payment Designation Act, further providing for designation of hospitals.

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentlelady, Miss Major, that the House concur in the amendments inserted by the Senate.

On the question recurring,
Will the House concur in Senate amendments?

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—194

Adolph	Fairchild	Lescovitz	Rooney
Allen	Feese	Mackereth	Ross
Argall	Fichter	Maher	Rubley
Armstrong	Fleagle	Maitland	Ruffing
Baker	Flick	Major	Sainato
Baldwin	Forcier	Manderino	Samuelson
Barrar	Frankel	Mann	Santoni
Bastian	Freeman	Markosek	Saylor
Bebko-Jones	Gabig	Marsico	Scavello
Belardi	Gannon	McCall	Schroder
Belfanti	Geist	McGeehan	Semmel
Benninghoff	George	McGill	Shaner
Biancucci	Gerber	McIlhattan	Siptroth
Birmelin	Gergely	McIlhinney	Smith, B.
Bishop	Gillespie	McNaughton	Smith, S. H.
Blackwell	Gingrich	Melio	Solobay
Blaum	Godshall	Metcalf	Sonney
Boyd	Good	Micozzie	Staback
Bunt	Goodman	Millard	Stairs
Butkovitz	Grell	Miller, R.	Steil
Buxton	Grucela	Miller, S.	Stern
Caltagirone	Gruitza	Mundy	Stetler
Cappelli	Habay	Mustio	Stevenson, R.
Casorio	Haluska	Myers	Stevenson, T.
Causar	Hanna	Nailor	Sturla
Cawley	Harhai	Nickol	Surra

Civera	Harhart	O'Brien	Tangretti
Clymer	Harper	Oliver	Taylor, E. Z.
Cohen	Harris	O'Neill	Taylor, J.
Cornell	Hasay	Pallone	Thomas
Corrigan	Hennessey	Payne	Tigue
Costa	Herman	Petrarca	True
Crahalla	Hershey	Petri	Turzai
Creighton	Hess	Petrone	Veon
Cruz	Hickernell	Phillips	Vitali
Curry	Hutchinson	Pickett	Walko
Daley	James	Pistella	Wansacz
DeLuca	Josephs	Preston	Waters
Denlinger	Kauffman	Pyle	Watson
Dermody	Keller, M.	Quigley	Williams
DeWeese	Keller, W.	Ramaley	Wojnaroski
DiGirolamo	Kenney	Rapp	Wright
Diven	Killion	Raymond	Yewcic
Donatucci	Kirkland	Readshaw	Youngblood
Eachus	Kotik	Reed	Yudichak
Ellis	LaGrotta	Reichley	Zug
Evans, D.	Leach	Roberts	
Evans, J.	Lederer	Roebuck	Perzel,
Fabrizio	Leh	Rohrer	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 1745, PN 2492**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to convey tracts of land and buildings, consisting of a portion of the former Laurelton Center, located in Hartley Township, Union County, Pennsylvania; authorizing the Department of Transportation to convey to Montour County two tracts of land situate in the Borough of Danville, Montour County, Pennsylvania; and making a related repeal.

On the question,
Will the House concur in Senate amendments?

The SPEAKER pro tempore. Moved by the gentleman, Mr. Fairchild, that the House concur in the amendments inserted by the Senate.

On the question recurring,
Will the House concur in Senate amendments?

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—194

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the clerk inform the Senate accordingly.

SUPPLEMENTAL CALENDAR C

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1690, PN 2305**, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for unlawful devices and methods.

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

Ellis	LaGrotta	Roberts	
Evans, D.	Leach	Roebuck	
Evans, J.	Lederer	Rohrer	Perzel,
Fabrizio	Leh	Rooney	Speaker

NAYS—1

O'Neill

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

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

* * *

The House proceeded to third consideration of **SB 126, PN 109**, entitled:

An Act designating a certain bridge carrying State Route 322 over Conestoga River in Earl Township, Lancaster County as the Representative Leroy M. Zimmerman Memorial Bridge.

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—194

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

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

* * *

The House proceeded to third consideration of **SB 141, PN 128**, entitled:

An Act designating a bridge in Westtown Township, Chester County, the L. Charles Scipione Bridge.

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—194

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

* * *

The House proceeded to third consideration of **SB 677, PN 815**, entitled:

An Act designating a portion of State Route 322 in Delaware County as the Senator Clarence D. Bell Memorial Highway.

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

The SPEAKER pro tempore. On that question, the gentlelady, Mrs. Forcier, is recognized.

Mrs. FORCIER. Thank you, Mr. Speaker.

I rise in deep respect for a very fine Senator from Delaware County, Senator Clarence D. Bell. It is very appropriate that we name a section of highway to honor his memory. We will always remember and he will always be known as a strong advocate and supporter of motorcyclists' rights. On behalf of ABATE (Alliance of Bikers Aimed Toward Education) of Pennsylvania and all motorcyclists in this Commonwealth, he will always be known as our dear friend and was very much loved and respected.

I rise to ask all my colleagues on both sides of the aisle to support SB 677 in honor of Senator Clarence D. Bell.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the lady.

On the question recurring,
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—194

Adolph	Fairchild	Lescovitz	Rooney
Allen	Feese	Mackereth	Ross
Argall	Fichter	Maher	Rubley
Armstrong	Fleagle	Maitland	Ruffing
Baker	Flick	Major	Sainato
Baldwin	Forcier	Manderino	Samuelson
Barrar	Frankel	Mann	Santoni
Bastian	Freeman	Markosek	Saylor
Bebko-Jones	Gabig	Marsico	Scavello
Belardi	Gannon	McCall	Schroder
Belfanti	Geist	McGeehan	Semmel
Benninghoff	George	McGill	Shaner
Biancucci	Gerber	McIlhatten	Siptroth
Birmelin	Gergely	McIlhinney	Smith, B.
Bishop	Gillespie	McNaughton	Smith, S. H.
Blackwell	Gingrich	Melio	Solobay
Blaum	Godshall	Metcalfe	Sonney
Boyd	Good	Micozzie	Staback
Bunt	Goodman	Millard	Stairs
Butkovitz	Grell	Miller, R.	Steil
Buxton	Grucela	Miller, S.	Stern
Caltagirone	Gruitza	Mundy	Stetler
Cappelli	Habay	Mustio	Stevenson, R.
Casorio	Haluska	Myers	Stevenson, T.

Causer	Hanna	Nailor	Sturla
Cawley	Harhai	Nickol	Surra
Civera	Harhart	O'Brien	Tangretti
Clymer	Harper	Oliver	Taylor, E. Z.
Cohen	Harris	O'Neill	Taylor, J.
Cornell	Hasay	Pallone	Thomas
Corrigan	Hennessey	Payne	Tigue
Costa	Herman	Petrarca	True
Crahalla	Hershey	Petri	Turzai
Creighton	Hess	Petrone	Veon
Cruz	Hickernell	Phillips	Vitali
Curry	Hutchinson	Pickett	Walko
Daley	James	Pistella	Wansacz
DeLuca	Josephs	Preston	Waters
Denlinger	Kauffman	Pyle	Watson
Dermody	Keller, M.	Quigley	Williams
DeWeese	Keller, W.	Ramaley	Wojnaroski
DiGirolamo	Kenney	Rapp	Wright
Diven	Killion	Raymond	Yewcic
Donatucci	Kirkland	Readshaw	Youngblood
Eachus	Kotik	Reed	Yudichak
Ellis	LaGrotta	Reichley	Zug
Evans, D.	Leach	Roberts	
Evans, J.	Lederer	Roebuck	Perzel,
Fabrizio	Leh	Rohrer	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same without amendment.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair welcomes two young ladies from New Castle, South Africa – Ms. Tokozo Zondy and Ms. Majoy N'gomezule. They are visiting with the congregation of Silver Spring Presbyterian Church in Mechanicsburg, who are the guests of Representative Glen Grell, and I hope I did not butcher the pronouncement too badly. They are located in the balcony. Please rise and be recognized.

CALENDAR CONTINUED

RULES SUSPENDED

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

Mr. STEIL. Mr. Speaker, I move for immediate suspension of the rules for consideration of HR 354.

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

RESOLUTION

Mr. STEIL called up **HR 354, PN 2221**, entitled:

A Concurrent Resolution designating the Garden of Reflection in Lower Makefield Township, Bucks County, as the Official State Memorial to the Victims of the September 11, 2001, terrorist attacks.

On the question,
Will the House adopt the resolution?

POINT OF ORDER

The SPEAKER pro tempore. The gentleman, Mr. Samuelson. Do you seek recognition? You may proceed, sir.

Mr. SAMUELSON. Just a point of order.

It is a House resolution that is up on the screen, HR 354, not House bill.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman, and the record will be corrected to reflect that it is HR 354.

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

The following roll call was recorded:

YEAS—194

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

Dermody	Keller, M.	Quigley	Williams
DeWeese	Keller, W.	Ramaley	Wojnaroski
DiGirolamo	Kenney	Rapp	Wright
Diven	Killion	Raymond	Yewcic
Donatucci	Kirkland	Readshaw	Youngblood
Eachus	Kotik	Reed	Yudichak
Ellis	LaGrotta	Reichley	Zug
Evans, D.	Leach	Roberts	
Evans, J.	Lederer	Roebuck	Perzel,
Fabrizio	Leh	Rohrer	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—7

Dally	Rieger	Shapiro	Wilt
Levdansky	Sather	Wheatley	

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.

THE SPEAKER (JOHN M. PERZEL) PRESIDING

BILLS SIGNED BY SPEAKER

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

HB 136, PN 2243

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, authorizing appropriations to watershed associations.

HB 266, PN 2244

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

HB 267, PN 2245

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for specific powers.

HB 279, PN 2430

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

HB 1589, PN 2493

An Act amending the act of June 30, 2003 (P.L.15, No.7), known as the Medicare Hospital Service Payment Designation Act, further providing for designation of hospitals.

HB 1745, PN 2492

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to convey tracts of land and buildings, consisting of a portion of the former Laurelton Center, located in Hartley Township, Union County, Pennsylvania; authorizing the Department of Transportation to convey to Montour County two tracts of land situate in the Borough of Danville, Montour County, Pennsylvania; and making a related repeal.

SB 724, PN 868

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, implementing the Federal Motor Carrier Safety Improvement Act of 1999.

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

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

RULES COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the majority leader, who requests an immediate meeting of the Rules Committee.

VOTE CORRECTIONS

The SPEAKER pro tempore. For what purpose does the gentlelady, Mrs. Crahalla, rise?

Mrs. CRAHALLA. Thank you, Mr. Speaker.

Yesterday I inadvertently voted in the negative on HB 102. I wish to be recorded in the positive, affirmative.

Thank you.

The SPEAKER pro tempore. The Chair thanks the lady, and her remarks will be spread upon the record.

The Chair recognizes the gentleman, Mr. Godshall, who was recorded on HB 136 and HB 266 in the affirmative and wishes to be recorded in the negative.

For the members' information, there will be no further votes, but tomorrow, tomorrow we will reconvene at 6 p.m.

For what purpose does the gentleman, Mr. Samuelson, rise?

Mr. SAMUELSON. Thank you, Mr. Speaker.

Did you say 6 p.m. on the Fourth of July?

The SPEAKER pro tempore. That is correct.

Mr. SAMUELSON. When would that session conclude? Would that session conclude after midnight, sir?

The SPEAKER pro tempore. We do not know.

Mr. SAMUELSON. Would it be more prudent to schedule a session for 8 a.m. in the morning on the 5th of July so that we could discuss the important business before us in the light of day?

The SPEAKER pro tempore. Apparently not.

STATEMENT BY MR. SAMUELSON

Mr. SAMUELSON. Could I read for the record one paragraph that is written in the Declaration of Independence,

one thing that Thomas Jefferson wrote about King George on this subject?

The SPEAKER pro tempore. Mr. Samuelson, that would have to be under unanimous consent in order for you to proceed.

Mr. SAMUELSON. I rise to speak on unanimous consent to read a sentence from the Declaration of Independence. Does anyone object to me reading a sentence from the Declaration of Independence?

The SPEAKER pro tempore. The Chair hears no objections, and you may proceed, sir.

Mr. SAMUELSON. Thomas Jefferson, writing about King George, wrote the following: "He has called together legislative bodies at places unusual, uncomfortable, and distant from the depository of their public records, for the sole purpose of fatiguing them into compliance with his measures."

This is one of the objections that Thomas Jefferson had about King George. I respectfully suggest it might be better to start a session at 8 in the morning on the 5th of July when everyone is fresh and we can discuss these items in the light of day rather than have a midnight session on the Fourth of July.

Thank you, Mr. Speaker.

Mr. S. SMITH. Mr. Speaker? Mr. Speaker? Mr. Speaker?

The SPEAKER pro tempore. The Chair recognizes the majority leader, Mr. Smith.

Mr. S. SMITH. If the gentleman was implying that we were trying to employ the same strategies of King George, we would not be leaving here tonight. We would be here all night tonight and all day tomorrow and all night the next night if those were our strategies, Mr. Speaker. We have the people's work to get done, and I do not think coming in at 6 o'clock some evening is an irresponsible time.

Mr. BLAUM. Mr. Speaker?

The SPEAKER pro tempore. Thank you, Mr. Smith.

The gentleman, Mr. Blaum, is recognized.

Mr. BLAUM. Thank you, Mr. Speaker.

I would just like to concur with the majority leader. The Commonwealth does not have a budget. If it takes working on the Fourth of July, I think that everybody in this room is ready to do so.

Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

ANNOUNCEMENT BY MR. COHEN

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

Mr. COHEN. Thank you, Mr. Speaker.

I would like to announce there will be informal discussions in the Democratic caucus room at 4 p.m.

The SPEAKER pro tempore. The Chair thanks the gentleman.

ANNOUNCEMENT BY SPEAKER PRO TEMPORE

The SPEAKER pro tempore. For the information of the Republican members, there will also be informal discussions in the majority caucus room after 4:30 p.m. today.

Any further announcements? Anyone seeking recognition?

RECESS

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

AFTER RECESS

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

THE SPEAKER (JOHN M. PERZEL) PRESIDING

RULES COMMITTEE MEETING

The SPEAKER. The Chair recognizes the majority leader, who moves for an immediate meeting of the Rules Committee.

BILL REREPORTED FROM COMMITTEE

HB 1743, PN 2230

By Rep. S. SMITH

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for assessment limits on counties of the second class; and providing for effect of appeal, escrow and payment under protest.

RULES.

BILL ON SECOND CONSIDERATION

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

HB 1743, PN 2230.

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that HB 1743 be recommitted to the Committee on Appropriations.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Shapiro.

Mr. SHAPIRO. Mr. Speaker, I move that this House do now recess until Monday, July 4, 2005, at 6 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 5:59 p.m., e.d.t., Monday,
July 4, 2005, the House recessed.