

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, SEPTEMBER 27, 2005

SESSION OF 2005

189TH OF THE GENERAL ASSEMBLY

No. 55

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. SALLY GAUSMANN, Guest Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

Almighty God, author of justice and truth, thank You for bringing order to our daily lives through Your commandments and the guidance of Your spirit. Thank You for the benefit we receive from good government. We ask this day that You would bless the work that is done in this place. Grant wisdom to our legislators and all who make decisions that freedom and prosperity would continue to be upheld and that each of us would follow the servant path that You have demonstrated for us.

Empower us to use the bounty You have provided to us in this Commonwealth to be a beacon of hope for the downtrodden. Keep the leaders of our State and our nation under Your care. We include in our prayers President Bush, Governor Rendell, and all who are working in this place. Give them the strength that they need for the tasks that are before them. Help us to protect the powerless and to evaluate the demands of the powerful.

In all things, enable us to use good discernment so that Your will is done. As we have seen how You care for us, make us good caretakers of all that we have been given – ourselves, our neighbors, and Your good earth.

We pray all of these things in Your holy name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, September 26, 2005, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 1975 By Representatives McCALL, BELARDI, BELFANTI, BOYD, CALTAGIRONE, COHEN, CORRIGAN, DeLUCA, DeWEESE, FABRIZIO, FRANKEL, FREEMAN, GEORGE, GOOD, GOODMAN, GRUCELA, HALUSKA, HERSHEY, JAMES, JOSEPHS, KAUFFMAN, KENNEY, KOTIK, MANDERINO, MARKOSEK, McGEEHAN, MUNDY, O'NEILL, PETRARCA, PRESTON, ROONEY, SCHRODER, SHANER, SOLOBAY, STURLA, TANGRETTI, TIGUE, WALKO, WHEATLEY, YOUNGBLOOD and YUDICHAK

An Act regulating the use of credit reports, business records, Social Security numbers and other personal information.

Referred to Committee on CONSUMER AFFAIRS, September 27, 2005.

No. 1976 By Representatives PAYNE, ARMSTRONG, BAKER, BARRAR, BELARDI, BELFANTI, CALTAGIRONE, CAPPELLI, COSTA, DALLY, DeLUCA, DeWEESE, FABRIZIO, FEESE, GEORGE, GINGRICH, GOOD, GOODMAN, GRUCELA, HARRIS, HERMAN, HESS, HUTCHINSON, JAMES, KILLION, KOTIK, LEACH, LEDERER, MAHER, MANN, MARKOSEK, McGEEHAN, McILHINNEY, S. MILLER, MUNDY, PHILLIPS, PISTELLA, PYLE, READSHAW, REED, REICHLEY, SCAVELLO, SCHRODER, STERN, SURRA, E. Z. TAYLOR, TRUE, WILT and YOUNGBLOOD

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for exemptions and special provisions relating to taxation.

Referred to Committee on FINANCE, September 27, 2005.

No. 1977 By Representatives PAYNE, ARMSTRONG, BAKER, BARRAR, BELARDI, BELFANTI, BENNINGHOFF, BOYD, CAPPELLI, CAUSER, COHEN, CREIGHTON, DeLUCA, FABRIZIO, FLEAGLE, FRANKEL, GEIST, GINGRICH, GOOD, GOODMAN, GRUCELA, HANNA, HARRIS, HENNESSEY, HERMAN, HESS, JAMES, JOSEPHS, KAUFFMAN, M. KELLER, KOTIK, LEACH, LEDERER, MACKERETH, MAHER, MANN, MARKOSEK, McGEEHAN, MCGILL, McILHATTAN, MUSTIO, O'NEILL, PHILLIPS, PICKETT, PYLE, RAMALEY, READSHAW, ROHRER, RUBLEY, SCAVELLO, S. H. SMITH, SONNEY,

T. STEVENSON, SURRA, E. Z. TAYLOR, TRUE, WALKO, WANSACZ, WILT, ZUG, DENLINGER and YOUNGBLOOD

An Act prohibiting the use of full Social Security numbers on State forms.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, September 27, 2005.

No. 1978 By Representatives PAYNE, BALDWIN, BARRAR, BELFANTI, CALTAGIRONE, CAPPELLI, CORNELL, CREIGHTON, J. EVANS, FABRIZIO, GINGRICH, GOOD, GOODMAN, HASAY, HESS, JAMES, KAUFFMAN, KILLION, KOTIK, LEDERER, LEVDANSKY, O'NEILL, PHILLIPS, PISTELLA, PYLE, REICHLEY, SANTONI, SCAVELLO, SCHRODER, B. SMITH, SONNEY, T. STEVENSON, E. Z. TAYLOR, J. TAYLOR, TIGUE, WILT, WOJNAROSKI, WRIGHT, FREEMAN and THOMAS

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the offense of gasoline price hiking.

Referred to Committee on JUDICIARY, September 27, 2005.

No. 1979 By Representatives PAYNE, BAKER, BARRAR, BELARDI, BELFANTI, BOYD, CALTAGIRONE, CAPPELLI, COHEN, CORNELL, COSTA, CRAHALLA, CREIGHTON, DeLUCA, FAIRCHILD, FRANKEL, GEIST, GEORGE, GILLESPIE, GINGRICH, GOODMAN, GRELL, GRUCELA, HARRIS, HASAY, HENNESSEY, JAMES, KOTIK, MANN, MARKOSEK, MILLARD, R. MILLER, O'NEILL, PICKETT, PYLE, SCAVELLO, SURRA, TRUE, SONNEY and YOUNGBLOOD

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further providing for the definition of "unfair methods of competition" and "unfair or deceptive acts or practices."

Referred to Committee on CONSUMER AFFAIRS, September 27, 2005.

No. 1980 By Representatives PAYNE, ARMSTRONG, BEBKO-JONES, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, CREIGHTON, J. EVANS, FABRIZIO, FRANKEL, GINGRICH, GRUCELA, HARRIS, HUTCHINSON, KOTIK, LaGROTTA, MARKOSEK, R. MILLER, S. MILLER, NAILOR, O'NEILL, SCAVELLO, E. Z. TAYLOR, TIGUE, SONNEY, DENLINGER and YOUNGBLOOD

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, further providing for service dogs.

Referred to Committee on STATE GOVERNMENT, September 27, 2005.

No. 1981 By Representatives PAYNE, ARMSTRONG, BEBKO-JONES, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, CREIGHTON, J. EVANS, FABRIZIO, FRANKEL, GINGRICH, GRUCELA, HARRIS,

HUTCHINSON, KOTIK, LaGROTTA, MARKOSEK, R. MILLER, S. MILLER, NAILOR, O'NEILL, SCAVELLO, E. Z. TAYLOR, TIGUE, SONNEY, DENLINGER and YOUNGBLOOD

An Act amending the act of December 7, 1982 (P.L.784, No.225), known as the Dog Law, further providing for the definition of "service dog."

Referred to Committee on STATE GOVERNMENT, September 27, 2005.

No. 1982 By Representatives PAYNE, ARMSTRONG, BEBKO-JONES, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, CREIGHTON, J. EVANS, FABRIZIO, FRANKEL, GINGRICH, GRUCELA, HARRIS, HUTCHINSON, KOTIK, LaGROTTA, MARKOSEK, R. MILLER, NAILOR, O'NEILL, SCAVELLO, E. Z. TAYLOR, TIGUE, SONNEY, DENLINGER and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for discrimination on account of guide, signal or service dog or other aid animal.

Referred to Committee on JUDICIARY, September 27, 2005.

No. 1983 By Representatives PAYNE, GRELL, BAKER, BOYD, CALTAGIRONE, CAPPELLI, FABRIZIO, GOODMAN, GRUCELA, HARRIS, HERMAN, HESS, M. KELLER, KOTIK, MARSICO, McGEEHAN, O'NEILL, REICHLEY and B. SMITH

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for reimbursement of expenses.

Referred to Committee on STATE GOVERNMENT, September 27, 2005.

No. 1984 By Representatives SIPTROTH, DeWEESE, BARRAR, BEBKO-JONES, BELARDI, BELFANTI, BLAUM, CALTAGIRONE, CASORIO, COHEN, COSTA, CREIGHTON, DeLUCA, FABRIZIO, FRANKEL, GOODMAN, LaGROTTA, LEVDANSKY, MILLARD, O'NEILL, PISTELLA, RAMALEY, REICHLEY, SANTONI, SCAVELLO, SHAPIRO, TIGUE, WANSACZ, YOUNGBLOOD, CURRY and FREEMAN

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, providing for the definitions of "motor fuel" and "retail dealer" and setting limitations on raising the price of motor fuel.

Referred to Committee on CONSUMER AFFAIRS, September 27, 2005.

No. 1985 By Representatives LaGROTTA, BELARDI, BLAUM, BENNINGHOFF, BOYD, CALTAGIRONE, CAPPELLI, CIVERA, CLYMER, CORNELL, CORRIGAN, CRAHALLA, DALLY, ELLIS, FABRIZIO, GINGRICH, GOODMAN, GRUCELA, HARHAI, HARPER,

HENNESSEY, JAMES, KOTIK, LEACH, LEVDANSKY, MANN, MARKOSEK, McGEEHAN, MELIO, PISTELLA, QUIGLEY, RAYMOND, REICHLEY, ROONEY, SCAVELLO, SCHRODER, B. SMITH, SOLOBAY, SONNEY, STABACK, STERN, R. STEVENSON, SURRA, E. Z. TAYLOR, TIGUE, TURZAI, WATERS, YOUNGBLOOD, HESS and MUSTIO

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for criminal history record expungement.

Referred to Committee on JUDICIARY, September 27, 2005.

No. 1986 By Representatives LaGROTTA, ARMSTRONG, BAKER, BALDWIN, BEBKO-JONES, BISHOP, BROWNE, CALTAGIRONE, CASORIO, CORRIGAN, CRAHALLA, CREIGHTON, DeLUCA, DENLINGER, DONATUCCI, GEIST, GEORGE, GERBER, GILLESPIE, GOODMAN, GRUCELA, HARHAI, HERSHEY, JAMES, KAUFFMAN, KENNEY, LEDERER, MANN, MARKOSEK, McILHATTAN, S. MILLER, READSHAW, SATHER, SCAVELLO, SIPTROTH, SHANER, STABACK, SURRA, TANGRETTI, THOMAS, TIGUE, TRUE, TURZAI, WALKO, WILT and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of selling, renting or furnishing restricted-age video or computer games to persons who are under 17 years of age.

Referred to Committee on JUDICIARY, September 27, 2005.

No. 1987 By Representatives LaGROTTA, ALLEN, BARRAR, BEBKO-JONES, BELARDI, BELFANTI, BIANCUCCI, BISHOP, BOYD, BUNT, CALTAGIRONE, CAWLEY, COSTA, CRAHALLA, CREIGHTON, CURRY, DeLUCA, FABRIZIO, FICHTER, FREEMAN, GEIST, GEORGE, GERGELY, GOOD, GOODMAN, GRUCELA, HARHAI, HARPER, HARRIS, JAMES, JOSEPHS, LEACH, LEDERER, LEVDANSKY, MANDERINO, MANN, MARKOSEK, McCALL, McGEEHAN, MICOZZIE, MUNDY, PALLONE, PETRARCA, PISTELLA, READSHAW, REICHLEY, SAINATO, SANTONI, SCAVELLO, SHANER, SOLOBAY, STABACK, SURRA, TANGRETTI, TIGUE, TURZAI, WALKO, WHEATLEY, WILT, YOUNGBLOOD, YUDICHAK and WANSACZ

An Act establishing a nursing loan forgiveness and scholarship program.

Referred to Committee on EDUCATION, September 27, 2005.

No. 1988 By Representatives LaGROTTA, BIANCUCCI, CALTAGIRONE, CRAHALLA, CREIGHTON, GEORGE, GOOD, HERSHEY, LEVDANSKY, SHAPIRO, E. Z. TAYLOR and WALKO

An Act establishing the Banned Substances Testing Program; and providing for penalties.

Referred to Committee on PROFESSIONAL LICENSURE, September 27, 2005.

No. 1989 By Representatives LaGROTTA, DeWEESE, BELARDI, SAINATO, SURRA, BEBKO-JONES, BOYD, CALTAGIRONE, CORRIGAN, ELLIS, FLEAGLE, FLICK, GEORGE, GINGRICH, GODSHALL, GOOD, GOODMAN, GRUCELA, HARHAI, HARPER, HENNESSEY, KOTIK, LEDERER, MAHER, COHEN, PALLONE, FAIRCHILD, BUNT, BAKER, LEACH, ARMSTRONG, HUTCHINSON, DeLUCA, STABACK, SHANER, CRAHALLA, CAPPELLI, HESS, CAUSER, SCHRODER, JAMES, CREIGHTON, WOJNAROSKI, MANN, MARKOSEK, McGEEHAN, PAYNE, PERZEL, PHILLIPS, PISTELLA, QUIGLEY, RAYMOND, READSHAW, REED, REICHLEY, SAYLOR, SIPTROTH, B. SMITH, SOLOBAY, SONNEY, R. STEVENSON, T. STEVENSON, TIGUE, YOUNGBLOOD, MILLARD, FABRIZIO, BARRAR and DENLINGER

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a special license plate for families who have lost loved ones in active combat.

Referred to Committee on TRANSPORTATION, September 27, 2005.

No. 1990 By Representatives LaGROTTA, COHEN, BEBKO-JONES, CALTAGIRONE, CRAHALLA, DERMODY, GOODMAN, HARHAI, HARPER, JAMES, McILHATTAN, STURLA, WILT, FABRIZIO, McGEEHAN, RAMALEY, HENNESSEY, KOTIK, TANGRETTI and THOMAS

An Act amending the act of February 14, 1990 (P.L.62, No.11), known as the Noncontrolled Substances Reporting and Registration Act, providing for sale of pseudoephedrine; and imposing penalties.

Referred to Committee on JUDICIARY, September 27, 2005.

No. 1991 By Representatives REED, BARRAR, BEBKO-JONES, BELARDI, BOYD, CAPPELLI, CRAHALLA, CREIGHTON, GEIST, GILLESPIE, GINGRICH, GOOD, GRUCELA, HARRIS, HERSHEY, JAMES, KAUFFMAN, M. KELLER, MARKOSEK, METCALFE, R. MILLER, MUSTIO, PAYNE, PHILLIPS, PYLE, QUIGLEY, SCAVELLO, SONNEY, STERN, E. Z. TAYLOR, TRUE and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for duties of drivers in accidents involving death or personal injury.

Referred to Committee on TRANSPORTATION, September 27, 2005.

No. 1992 By Representatives HERMAN, GINGRICH, CURRY, McNAUGHTON, FREEMAN, O'NEILL, HARHAI, SIPTROTH, ARMSTRONG, BAKER, BELARDI, CALTAGIRONE, CRAHALLA, CREIGHTON, DALLY, DeWEESE, FABRIZIO, FAIRCHILD, GEORGE, GOOD, GOODMAN, HARRIS, HESS, KOTIK, LEVDANSKY, MARKOSEK, McILHATTAN, MUSTIO, PICKETT,

SOLOBAY, STABACK, TIGUE, WILT, WOJNAROSKI and YOUNGBLOOD

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, further providing, in the Local Government Capital Project Loan Fund provisions, for assistance to municipalities.

Referred to Committee on LOCAL GOVERNMENT, September 27, 2005.

No. 1993 By Representatives GEIST and McCALL

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for automated red light enforcement systems in first class cities.

Referred to Committee on TRANSPORTATION, September 27, 2005.

No. 1994 By Representatives MUNDY, BLAUM, TIGUE, WANSACZ, EACHUS, YUDICHAK, HASAY, SIPTROTH, STABACK, GOODMAN, BEBKO-JONES, CALTAGIRONE, CAPPELLI, DeWEESE, FABRIZIO, HENNESSEY, JAMES, JOSEPHS, E. Z. TAYLOR, WALKO, YOUNGBLOOD and CURRY

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further defining "eligible entity."

Referred to Committee on LIQUOR CONTROL, September 27, 2005.

No. 2000 By Representatives FRANKEL, CALTAGIRONE, CASORIO, COHEN, CORRIGAN, DALEY, DERMODY, FABRIZIO, FREEMAN, GEORGE, GRUCELA, GRUITZA, JAMES, KOTIK, LEACH, LEVDANSKY, MAHER, MANN, READSHAW, ROSS, SCHRODER, SIPTROTH, SHAPIRO, SOLOBAY, STETLER, R. STEVENSON, STURLA, SURRA, WHEATLEY, WILT, DeLUCA, WALKO, PISTELLA, SONNEY, CURRY, GOODMAN, TANGRETTI, RAMALEY and YOUNGBLOOD

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for election day procedures and the process of voting; and requiring a voter-verified permanent paper record.

Referred to Committee on STATE GOVERNMENT, September 27, 2005.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 442 By Representatives HERMAN, BENNINGHOFF, BAKER, BALDWIN, BARRAR, BEBKO-JONES, BELARDI, BOYD, CALTAGIRONE, CAPPELLI, CAUSER, CLYMER, COHEN, CORNELL, CORRIGAN, CRAHALLA, CRUZ, DeWEESE, DiGIROLAMO, D. EVANS, FABRIZIO, FLEAGLE, FORCIER, FRANKEL, GEIST, GEORGE, GINGRICH, GOODMAN, GRUCELA, HARRIS, HENNESSEY, HERSHEY, HESS, HUTCHINSON, JAMES, M. KELLER, KILLION, LEACH, LEDERER, MAJOR, MARKOSEK, MCGILL, MILLARD, R. MILLER, MUNDY,

MUSTIO, O'NEILL, PALLONE, PHILLIPS, PICKETT, RAMALEY, READSHAW, RUBLEY, SAINATO, SATHER, SCAVELLO, SCHRODER, SHANER, B. SMITH, STABACK, T. STEVENSON, SURRA, TIGUE, TRUE, WANSACZ, WOJNAROSKI, YOUNGBLOOD, SONNEY and FREEMAN

A Resolution recognizing the Nutrition Links program of The Pennsylvania State University Cooperative Extension (Penn State Nutrition Links) and the help it provides children, youths, adults and families in attaining healthy eating and lifestyle practices.

Referred to Committee on HEALTH AND HUMAN SERVICES, September 27, 2005.

No. 443 By Representatives FLICK and FAIRCHILD

A Resolution adding the chairman and minority chairman of the Intergovernmental Affairs Committee to the select committee established under House Resolution No. 351, Printer's No. 2359 (2005).

Referred to Committee on RULES, September 27, 2005.

No. 445 By Representatives COHEN, LEACH, E. Z. TAYLOR, DeWEESE, GEORGE, BEBKO-JONES, BLACKWELL, CALTAGIRONE, CAWLEY, CORRIGAN, COSTA, CURRY, DALEY, FABRIZIO, FAIRCHILD, FREEMAN, GERBER, GRUCELA, HARHAI, HARRIS, HENNESSEY, JAMES, JOSEPHS, LaGROTTA, LEDERER, MANDERINO, MANN, MARKOSEK, MUNDY, PALLONE, PETRARCA, PETRONE, PYLE, READSHAW, REICHLEY, SAINATO, SANTONI, SCHRODER, SHANER, SHAPIRO, STABACK, STURLA, SURRA, TANGRETTI, WALKO, WANSACZ, WRIGHT and YUDICHAK

A Resolution urging auto manufacturers to develop and produce plug-in hybrid vehicles for consumer use within this Commonwealth.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, September 27, 2005.

SENATE MESSAGE

RECESS RESOLUTION FOR CONCURRENCE

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

In the Senate
September 26, 2005

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Senate recesses this week, it reconvene on Monday, October 17, 2005, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the House of Representatives recesses this week, it reconvene on Monday, October 17, 2005, unless sooner recalled by the Speaker of the House of Representatives.

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

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that SB 1 be taken off the table.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that SB 1 be placed upon the table.

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

BILLS REMOVED FROM TABLE

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

HB 10;
HB 11;
HB 116;
HB 117;
HB 118;
HB 119;
HB 372;
HB 893;
HB 1281;
HB 1320;
HB 1401;
HB 1455;
HB 1467;
HB 1581;
HB 1652;
HB 1687; and
HB 1733.

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 10, PN 2399; HB 11, PN 2400; HB 116, PN 912; HB 117, PN 913; HB 118, PN 914; HB 119, PN 915; HB 372, PN 2241; HB 893, PN 1016; HB 1281, PN 1525; HB 1320, PN 2175; HB 1401, PN 1691; HB 1455, PN 1753; HB 1467, PN 2559; HB 1581, PN 2274; HB 1652, PN 2079; HB 1687, PN 2183; and HB 1733, PN 2200.

BILLS RECOMMITTED

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

HB 10;
HB 11;
HB 116;
HB 117;
HB 118;
HB 119;
HB 372;
HB 893;
HB 1281;
HB 1320;
HB 1401;
HB 1455;
HB 1467;
HB 1581;
HB 1652;
HB 1687; and
HB 1733.

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

REPORT SUBMITTED

The SPEAKER. The Speaker acknowledges receipt of the 2005 Annual Machinery and Equipment Loan Fund Report for fiscal year 2004-2005, submitted pursuant to Title 12 of the Pennsylvania Consolidated Statutes.

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

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 496, PN 535

By Rep. O'BRIEN

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the offense of the destruction of a survey monument; further providing for actions relating to land surveying; and making an editorial change.

JUDICIARY.

HB 804, PN 966

By Rep. O'BRIEN

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for fleeing or attempting to elude police officer.

JUDICIARY.

HB 1607, PN 2738 (Amended)

By Rep. O'BRIEN

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for penalties for certain offenses involving marijuana.

JUDICIARY.

SB 18, PN 11

By Rep. O'BRIEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further defining "racketeering activity."

JUDICIARY.

RULES COMMITTEE MEETING

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

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

HB 1920, PN 2521

By Rep. S. SMITH

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 the imposition and rate of the sales and use tax and for transfers to the Public Transportation Assistance Fund; designating certain sales and use tax revenue for transfer to the Education Operating Fund; and further providing for the imposition and rate of the State Real Estate Transfer Tax and for the disposition of certain moneys raised by the Local Real Estate Transfer Tax.

RULES.

SPECIAL ORDER OF BUSINESS

SWEARING-IN OF NEW MEMBER

The SPEAKER. Without objection, the House will now take up a special order of business, the swearing-in of Representative-elect Cherelle Parker.

We were getting to it. Those were the housekeeping chores we have to do according to the Constitution.

The Chair hears no objections.

ELECTION RETURNS PRESENTED

The SPEAKER. The Chair recognizes the Sergeant at Arms of the House.

The SERGEANT AT ARMS. Mr. Speaker, Mr. Kenneth Rapp, Deputy Secretary of the Commonwealth.

The SPEAKER. The Chair at this time recognizes the Deputy Secretary.

Mr. RAPP. Thank you, Mr. Speaker.

I have the honor and privilege of presenting the official returns for the special election held on September 13, 2005, in the 200th Legislative District.

The SPEAKER. The Chair thanks the Deputy Secretary.

The clerk will read the returns.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the official returns of the Special Election for Representative in the General Assembly of the Commonwealth of Pennsylvania held in the Two hundredth Legislative District, as the same has been certified to and filed with my office by the Philadelphia County Board of Elections. Cherelle L. Parker, having received the highest number of votes in the Special Election, and having complied with the provisions of Article XVI of the Pennsylvania Election Code pertaining to Primary and Election Expenses, was duly elected a Representative in the General Assembly.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the office of the Secretary of the Commonwealth at the city of Harrisburg, this twenty-seventh day of September in the year of our Lord two thousand five and of the Commonwealth the two hundred thirtieth.

(SEAL)

Pedro A. Cortés
Secretary of the Commonwealth

OFFICIAL

ELECTION RETURNS

SPECIAL ELECTION
REPRESENTATIVE IN THE GENERAL ASSEMBLY
200th Legislative District

September 13, 2005

<u>DEMOCRATIC</u>	<u>VOTES</u>
Cherelle L. Parker	3, 015
<u>REPUBLICAN</u>	
Robert Rossman	303
<u>GREEN</u>	
Marlene Santoyo	627

Commonwealth of Pennsylvania
Department of State
Bureau of Commissions, Elections and Legislation
September 22, 2005i

CERTIFICATE ON ELECTION EXPENSES

COMMONWEALTH OF PENNSYLVANIA

TO THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code, 25 P.S. § 3252(b), I do hereby certify that the candidate who was elected Representative in the General Assembly from the 200th District in the Special Election held September 13, 2005, Chelle L. Parker, has filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

Witness my hand and the seal of the office of the Secretary of the Commonwealth this twenty-seventh day of September, 2005.

(SEAL)

Pedro A. Cortés
Secretary of the Commonwealth

COMMITTEE APPOINTED TO ESCORT MEMBER-ELECT

The SPEAKER. The Chair appoints the majority leader, the Honorable Samuel Smith, and the Democrat leader, the Honorable William DeWeese, to escort Representative-elect Parker to the well of the hall of the House for the purpose of taking the oath of office.

FILMING PERMISSION

The SPEAKER. The Chair wishes to advise the members that it has given permission to John Patillo of the Leader newspaper to take still photographs of the Representative-elect and the ceremony.

OATH OF OFFICE ADMINISTERED

The SPEAKER. The oath of office required by Article VI, section 3, of the Constitution of Pennsylvania will be administered by the Honorable Lydia Kirkland, judge, Municipal Court of Philadelphia. Your Honor.

REMARKS BY JUDGE KIRKLAND

JUDGE KIRKLAND. Good morning.

Chelle, I am so proud of you and so honored to be part of this ceremony. You are such a bright woman with such a bright, bright future. I wish you nothing, nothing but the best that life has to offer you. You are phenomenal and I love you, and I am so happy to be here to share this moment with you.

Having said that, would you please raise your right hand and repeat after me. Place your left hand on the Bible, please.

I, Chelle Parker, do solemnly swear that I will support, obey, and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity.

(Member asserted oath.)

JUDGE KIRKLAND. Congratulations to you. Miss PARKER. Thank you.

REMARKS BY SPEAKER

The SPEAKER. Good morning.

Chelle, we did not know you were going to bring everybody that voted for you here to the chamber today, but it is indeed a very impressive crowd that you have.

Today is a very historic day for Pennsylvania, for obviously it is the day that we swear in our newest member, the Honorable Chelle Parker of the City of Brotherly Love, from my hometown, Philadelphia.

Madam, for the first time as a member of this institution, welcome to the hall of the House of Representatives. I encourage you to savor and remember this day and this moment for the rest of your life. There will never be another day quite like it. As a matter of fact, when you are sworn in next November, you only get four seats, so a lot of these people are going to have to sit downstairs with my family.

In this magnificent place surrounded by your family and your friends, you have accepted the tremendous responsibility which has been given to you by the good people of your legislative district. Becoming a member of this body is a special privilege, yet it is one that you have truly earned. You worked hard as a public relations coordinator solving problems and putting out fires for City Councilwoman Tasco, then as a candidate in the special election to gain the respect of the voters of your legislative district.

As your resumé states and the voters have concluded, you are indeed a "dedicated, experienced community leader who will fight to protect Philadelphia's families and seniors," and your constituents have sent you here because they know that you will serve in this hall with great passion, understanding, and intelligence.

Continue to be the champion of your constituents. Defend them and protect their interests to the best of your ability. Stand firm when your principles demand that you stand firm. Compromise when a greater good can be obtained. Negotiate and find the middle ground when necessary to do the will of the people of Pennsylvania.

Here in the hall of the House, we all must steer our own course and blaze our own trail, as you have done as a Lincoln University graduate, an award-winning orator, a church and community leader, a loving granddaughter, and now a truly public servant. As a legislator, you have a magnificent opportunity to make Pennsylvania a better, stronger, safer place for all the people of Pennsylvania.

Today, Chelle, you embark on one of the most challenging and rewarding journeys of your life, a journey shared by 202 other members of this body. Never forget that regardless of your party and politics, we all share the same ultimate goals. We strive to bring into existence a greater good to ensure that all the people have a chance for a better life here in Pennsylvania. By working hard to meet the needs of your constituents and by never ceasing to give careful, thoughtful consideration to all the measures that are brought before us, which find their way before you, you will be doing your part as a good legislator.

We look forward to working with you, Representative Parker. Your energy, your enthusiasm, your friendly advice are always welcome, and all of the leaders here share the same common theme, that our doors are always open to you.

Congratulations, and once again, welcome to the Pennsylvania House of Representatives.

REMARKS BY MAJORITY LEADER

The SPEAKER. At this time the Chair recognizes the majority leader, the gentleman from Jefferson, Mr. Smith.

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

Representative Parker, it is my distinct honor to be one of the first to welcome you officially to the hall of the House of Representatives. Obviously, as it is with most of us that get here, you have worked hard. It is something that might be a fulfillment of a lifetime of work in a way that is culminated at this particular moment on your arriving here, and obviously, these are very exciting times.

Others that have observed the actions of the legislature of State, Federal, local government tend to boil down on one thing, and that is that the State legislature is really where a lot of the action is. You have a history of working in local government, obviously, and while there are lots of parallels – you are dealing with constituent problems, dealing with those kinds of services at a local level – there are lots of parallels, and there are other things that the Federal government gets involved with but at a much broader level. I think what you will find being a State Representative is that you are really where, you know, the rubber meets the road, where the action really is, because somehow we always get placed in between the issues of the Federal government or the local government, and so we always have a touch with them, and you will find it to be most exciting and most rewarding.

Obviously right now at this point in time, with a full legislative agenda before us and the Governor calling a special session tomorrow, you are going to have the opportunity to dive right in and get to work on many of the bread-and-butter issues that I am sure were part of your campaign and a part of your life as a community activist and someone who has been involved across the board at the local level.

Obviously your experiences that you bring, as I mentioned your experience working for a city councilperson, your experience as a teacher, some of the things the Speaker just mentioned, obviously those will all come into effect in terms of what your role is in this House. There are members who effect change by talking a lot. There are members who effect change by kind of grinding it out in, you know, the bowels of an office, working on the policy, and they do not talk a lot but they work on the deep policies. There are those that work this angle, that work to effect change in this place, by paying attention to the politics of it, and there are other people that work in different ways. And at some point I often tell people, you know, we are a jack-of-all-trades, master of none, although some of us tend to start to specialize in a certain area through a committee assignment or whatever. But at some point as you, you know, kind of get the feel of this place, you will figure out where your role is, as each and every one of us has in terms of how we will effect change and how we will affect the direction of this Commonwealth.

So you know, we are here, as the Speaker said, we are here to help you learn and help you grow, and you will find out there are times that, you know, we agree in a healthy way and there are some times that we disagree in maybe an unhealthy way. But at the end of the day, I often remind this place that it really is the collective wisdom of the members of the House, ultimately the Senate and the Governor's Office; it is the collective wisdom that truly leads and guides us in where we go, whether it is you as a member of the Democratic Caucus in the House or the House as a whole versus what the Senate's direction might be or the legislature versus what the Governor's direction might be. All of us are here to advocate for some direction, and at the end of the day, our charge is to find the proper direction for the people of Pennsylvania, and that is a balancing act that is unique to our form of government and something that I think is a great experience in many, many ways.

To conclude my remarks, Mr. Speaker. Representative Parker, this is a new day in your life. I think that as most of us have, you will find it to be one of the most challenging and yet one of the most rewarding experiences, and I wish you the best of luck and all the skill that you can muster to do the best you can for the people you represent and to do the best you can for the people of Pennsylvania.

God bless you in your service in the House of Representatives, and I hope that you find it as rewarding as everyone in this room already has. Thank you.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY DEMOCRATIC LEADER

The SPEAKER. At this time the Chair recognizes the Democrat leader, the gentleman from Greene, Representative DeWeese.

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

Cherelle Parker. When Mario Scavello came to town, I was not for him – I was for you, but I was not for him – but I remember the euphonious sound of “Mario Scavello,” and then I just thought, as the Speaker and the majority leader were introducing you, what a honey-tongued and mellifluous appellation you have. And you have a lot more; otherwise, you would not have Ducky Birts with you today. You would not have Vernon Price in his bow tie. If I had known Vernon was going to wear his bow tie, I would have worn my bow tie, but I have a new hairdo, so I did not want to get a new bow tie at the same time. Sharmain Matlock-Turner. You brought an assemblage of luminaries with you to the House, and at least momentarily, their incandescence far outshines our own, and we have been in recent months incandescent, to say the least. You can take that metaphorical leap and run with it. I am sure the Speaker has already done so. Anyway, the Speaker did give institutional remarks of poignancy and appropriateness, and Sam, my colleague from Jefferson County, brought forward the embrace of a bipartisan effort. My quick observations are along the caucus lines.

This swearing-in day for you amongst our team, our caucus, is one that, as Sam said, will be indelibly imprinted into your brain. But as I would opine, everybody in your entourage, and you most especially, will remember the iridescent lighting, the golden appurtenances, the statuary; the very, very significant room that you come to work in every day. And notwithstanding

the innumerable enticements of Marian Tasco's office group in Philadelphia, this is going to be a brand-new experience for you.

And again, as was offered by my Republican colleague, we are in the middle of a vortex of excitement. Notwithstanding some of the peripheral perturbations of the moment, we will get down to property tax reform, we will get down to minimum-wage enhancement, we will get down to some gritty issues that you will be able to embrace in your initial moments in the Pennsylvania General Assembly's House of Representatives. And most importantly, whether it is Katie True, a comparatively conservative but eminently decent friend of mine, or whether it is Ronny Buxton from Harrisburg or whether it is Timmy Solobay from Canonsburg or whether it is the inimitable Gaynor Cawley, whose humor you are yet to be baptized with, you are going to meet some real characters, and of course you have one at the microphone right now.

But the Republican phalanx – and they are darn good at this; I have to admit, they may even be better than we are – they always show up. Even if I have the Coal Queen from the bituminous hills of Greene County here, there is a good representation of Republicans. And notwithstanding the fact that we are political pugilists on a daily basis, there are a lot of good men and women on the Republican side. You found that out by working with Marian, although unfortunately for us, there are a few more Republicans in Harrisburg than there are in Philadelphia, but that is okay. Life is good, and life is especially poignant and keen for your platoon of strong supporters that have elevated you with your own endeavors, your own assiduity and stick-to-itiveness and hard work to become a member of the General Assembly.

So I, along with Sam and Speaker Perzel and the rank and file of our General Assembly, welcome you on this very, very special day. I hope it is a day of warmth and familial pride and political jubilation, whatever that means. Thank you.

The SPEAKER. Representative Parker, we do have a translator if you need one.

REMARKS BY MISS PARKER

GUESTS INTRODUCED

The SPEAKER. The Chair at this time recognizes Representative Parker for the purpose of introducing her family and her guests.

Miss PARKER. He forgot State Senator LeAnna Washington, but I sure enough was not. Thank you so much for being here.

Mr. Speaker, I thank you for allowing me to have this great opportunity. I am humbled by this moment, and I am honored to address this esteemed legislative body.

To my colleagues and friends and guests, I say good morning. It is a good morning today, my first day of duty as a public servant for the 200th Legislative District and for the benefit of the people in our great Commonwealth.

I must thank my Parker, McClain, Caldwell, Shakoor, and Hopkins family members for their support. I also thank the members of my political family who have traveled to share in this special moment with me. It is your support, each of you, your commitment, your time, and your energy that has helped to bring me this far, and I thank each of you.

To Marian Tasco, Augusta Clark, Sam Staten, Sr., Joyce Cook, and Herman Wooden, I thank you for investing and believing in me early in the political hour. To the Democratic ward leaders of the 200th District – Vernon Price, John O'Connell, Lou Agre – I thank you for your support and look forward to working with you. Judge Lydia Kirkland, I wholeheartedly thank you for your participation in today's events and am honored to have had you swear me in.

Now to the good stuff. To Minority Leader DeWeese, I thank you for your encouragement and your support, but, Representative DeWeese, I want you to know that as a result of our communication throughout the campaign, I have truly become a quick learner, and you taught me a very valuable lesson very early. I will always keep a thesaurus and a Webster's Dictionary on hand to decode the melodious and linguistically challenging manner in which you handle the English language. On a more serious note, I do thank you, Mr. Minority Leader, for acting as a leader and reaching out to assist me.

To our minority whip, Representative Veon, I thank you for being a gentleman, a legislator, and a leader of the first class. I also thank you and your staff for making sure that I have a clear understanding about what it means to truly become established and effectively serve residents of the 200th District.

And to my mentor and Democratic Appropriations chair, Representative Dwight Evans, I can never say thank you enough to you for your support. You, Marian Tasco, and Augusta Clark invested quality time in me. And, Dwight, while I do not want to embarrass you, because I do not want to tell your age, you should know that I was 8 years old when Dwight was elected to represent the community in which I was reared, in West Oak Lane. But, Representative Evans, you gave me my first opportunity to become involved in the community through the Ogontz Avenue Revitalization Corporation. You defined the meaning of being a results-oriented legislator for me by your stellar example. You spurred the revitalization of my neighborhood one house at a time, one commercial building at a time, and one block at a time. I thank you for always encouraging me to not get caught up in the petty politics of government but to stay focused and get positive results for the benefit of the community. Dwight, I thank you.

I also want to thank State Senator LeAnna Washington. Those flowers are courtesy of her. Senator Washington, your shoes are too big for me to fill. I learned that when traveling throughout the district. I have decided that I will have to walk in my own but I want to keep you close by my side, and I thank you for your support.

To Reps John Myers, Mark Cohen, Jewell Williams, Mike Gerber, Jake Wheatley, and Josh Shapiro, I thank each of you for taking time to give me an encouraging word and helping me by sharing your respective visions about how things really work in the Capitol.

And to the women of this distinguished body, let me just say that one of my first observations about the legislature is that it is a tad bit testosterone heavy. So I want you to know that I look forward to working with each of you in the hopes that our estrogen-like ties will help to provide some much-needed balance when working to address important issues.

To my colleagues, let me say that I am looking forward to working with each of you to help shape the legislative future of this body for the benefit of citizens across our Commonwealth, and while I clearly recognize and respect the political realities

of each side of these aisles, I also know that, as we say in Philadelphia, there are no Democratic or Republican potholes. We may have different approaches to how we want to address critical issues being tackled by the body, but the ultimate goal is to improve the quality of life for our citizenry. My goal is to always remember my political affiliation but to forge relationships with Democrats and Republicans alike, to simply get things done.

Throughout my campaign, I committed to the voters of the 200th District from Mount Airy, Chestnut Hill, and Roxborough that I would work with legislators to, one, increase our State's minimum wage for working members of our Commonwealth who are trying to care for their families and live productive lives; to provide senior citizens and their caregivers – of which I am one; I am a caregiver – with the resources they need to live with the dignity they deserve; to safeguard our communities from the pitfalls of predatory and payday lending practices; to support public policies benefiting small businesses and homeowners to spur economic development and growth throughout neighborhoods in our Commonwealth; enhancing the quality of public education; supporting fiscally responsible legislation to provide a dedicated funding stream for mass transit and much-needed funding for roads and highways throughout the Commonwealth; and finally, to work to implement practical solutions recommended by the Governor's Campaign for Working Families, which I am proud to have been a participant in the retreat hosted by Rep Evans, from which the Governor's campaign was born.

In closing, Mr. Speaker, let me thank you again for this great opportunity, and I want to say to the newest legislators from southeastern Pennsylvania – to Mike Gerber, to Thomas Blackwell, and Josh Shapiro – that I have been watching your work and I admire the manner in which you have delivered service to your constituents. However, now is the time, and I hope you gentlemen will be willing to make some room on the bench for the newest member of your team and open up your arms to embrace the gentlelady from the 200th District.

Thank you.

The SPEAKER. Once again, congratulations, Representative Parker.

That concludes the ceremony for the swearing-in for the Representative. Your guests and family are welcome to stay, but we are going to go into the legislative calendar, so if you would like at this time to leave, that is fine, but we are going to start the regular legislative session.

We figured since the press does not like to stay, that maybe you would not like to stay either.

LEAVES OF ABSENCE

The SPEAKER. There are no additional leaves for today's session.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—200

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—3

Petrone	Reichley	Rieger
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CALENDAR

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1743, PN 2230**, entitled:

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.

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

Mr. **MUSTIO** offered the following amendment No. **A02560**:

- Amend Sec. 1 (Sec. 1980.2), page 2, line 9, by striking out “to”
- Amend Sec. 1 (Sec. 1980.2), page 3, line 10, by removing the comma after “year”
- Amend Sec. 1 (Sec. 1980.2), page 3, line 13, by striking out “assessment” and inserting revised assessment or valuation
- Amend Sec. 1 (Sec. 1980.2), page 3, line 17, by striking out “clause (2)” and inserting subsections (a) and (b)
- Amend Sec. 1 (Sec. 1980.2), page 3, line 25, by striking out “806.1” and inserting 806.1(b.1)

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

The following roll call was recorded:

YEAS—200

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

DiGirolamo	Kirkland	Reed	Yewcic
Diven	Kotik	Roberts	Youngblood
Donatucci	LaGrotta	Roebuck	Yudichak
Eachus	Leach	Rohrer	Zug
Ellis	Lederer	Rooney	
Evans, D.	Leh	Ross	
Evans, J.	Lescovitz	Rubley	Perzel,
Fabrizio	Levdansky		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

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

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

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

The Chair recognizes the gentleman from Allegheny, Mr. DeLuca.

The gentleman is entitled to be heard. Please keep the noise levels down.

Mr. DeLuca.

Mr. DeLUCA. Thank you, Mr. Speaker.

First of all, I want to commend Representative Mustio for taking my bill and making another bill here with a couple new twists. But anyhow, regardless of who introduces a piece of legislation, I think it merits us looking at it.

Mr. Speaker, would the gentleman stand for interrogation, brief interrogation, please?

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

Mr. DeLUCA. Mr. Speaker, on page 4, lines 18 through 29 here, can you explain that section to me? I do not know if you heard me or not. On page 4?

Mr. MUSTIO. It has to do with when a—

Mr. DeLUCA. It has to— Pardon me? Mr. Speaker, can we have a little order here?

The SPEAKER. The gentleman is entirely correct. We have asked for order. Please. If you have to have conversations, take them to the back of the hall of the House.

Mr. MUSTIO. The answer, Mr. Speaker, relates to the filing of a formal appeal, a formal protest of your property tax assessment, as opposed to a regular appeal.

Mr. DeLUCA. So what we are saying here, as I read it here, is that we are going to segregate 25 percent into a fund, and for that 25 percent to be utilized, we have to petition the court, the way I read this?

Mr. MUSTIO. No; no.

Mr. DeLUCA. Well, tell me how this works.

Mr. MUSTIO. When a formal protest of your appeal is made, a check accompanies that protest. It is different than when a homeowner, for example, files an appeal to their assessment. When you file your appeal under protest, you attach a check to that appeal. What this is requiring is that the taxing body holds back in a separate account 25 percent of that check amount so that the money is there as a guarantee to the entity that is filing the appeal. So if they win their appeal, they will get their money, their taxes back. So we want to make sure that the money is there for those that are filing the tax appeals under formal protest.

Mr. DeLUCA. What do you surmise it would take for that type of situation to lend itself through the system? How long would they be able to keep this money? I know you have in there they are going to pay interest, but how long would they be able to segregate this money, since a lot of these appeals take a lot of time—

Mr. MUSTIO. That is the way it is done right now.

Mr. DeLUCA. I understand, but is not our goal, what we are trying to do is close the loopholes in this process so that we can stop the backdoor tax increases by the reassessment process? Is that not what we are trying to do?

Mr. MUSTIO. Right, and this has nothing to do with that part of the process. What this has to do with is guaranteeing that the money is there; that the taxing body, the municipality, the school district, or the county does not spend the money and then not have the money available to return it to those that have won their tax appeal, filing it under formal protest. When you file under formal protest, you actually write the check for your taxes and make that appeal. So we want to make sure that the money is there and not spent by the taxing body. So they have to separate 25 percent of that out into a separate account.

Mr. DeLUCA. Okay. Now, let me also ask you about petitioning the court.

Mr. MUSTIO. Yes.

Mr. DeLUCA. Why are we putting that in here, the petition, that they have the opportunity to petition the court to go over 105 percent?

Mr. MUSTIO. Because I think that the taxing body needs to make its case if they feel they need to raise taxes higher than 5 percent. The way the bill is structured is, it is a revenue-neutral bill, as you know, and part of your bill is the base, but some of these provisions are different, and we wanted to hold the taxing bodies accountable.

So what the bill does, this has two steps. First, it has the zero-tolerance assessment provision, where if the assessed value goes up in a municipality, let us say in a school district, by 25 percent, then the millage in that district needs to also go down by 25 percent. So there is zero increase in revenues other than the items that are listed there for new construction or additions. So if they wanted then at that point to make a separate vote to raise taxes, they can do that.

But what is happening now in Allegheny County is, and if you have seen this, when the treasurer sends out the list of all the millage rates in the county by school district or municipality, that we have school districts where we have school directors running for reelection who say, we have not raised your taxes. Well, they technically are right. They have not raised the millage rate, but every time there is a reassessment, we as taxpayers are paying more. So what we are trying to do is clamp that, and by making it zero tolerance, we still are giving the school districts and the municipalities the

opportunity to raise taxes if they want to take that separate vote, and I think we know as elected officials, then it becomes a little bit tougher. So now they are going to start looking at perhaps the expense side of the equation. But we are capping it, what they can raise it, and this is the way it is in the counties of the fourth through the eighth class in the State already. We are capping the rate at 5 percent.

Mr. DeLUCA. I understand.

Mr. MUSTIO. If they want to go higher than 5 percent, if there is an emergency need in the district to do that, then I think they need to make that appeal to court to do it.

Mr. DeLUCA. So you believe that this will not incur a tremendous amount of legal expense on behalf of the taxpayers?

Mr. MUSTIO. No.

Mr. DeLUCA. And that we will make this revenue-neutral? That is the intent of the legislation. Am I correct?

Mr. MUSTIO. Absolutely. The intent is to make it revenue-neutral, but the intent is also to make the taxing body start to look at the expense side of the equation by forcing a separate vote to raise taxes. There are two ways to look at it. We can force the revenue side or, hey, we may have to force and make it work more efficiently and make some cuts, and that is the intent.

Mr. DeLUCA. Thank you, Mr. Speaker.

Mr. Speaker, I would like to make a statement.

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

Mr. DeLUCA. Mr. Speaker, I support HB 1743, and it is about time that we hold local governments accountable and quit using the reassessment process as a backdoor tax increase, and this is one way that we can go about it. So I ask my colleagues to vote for HB 1743.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Kotik.

Mr. KOTIK. Thank you, Mr. Speaker.

I would like to interrogate the sponsor of the bill.

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

Mr. KOTIK. Thank you, Mr. Speaker.

Mr. Speaker, my intention in rising today is to clarify for my own edification and for the clarification of the other members from Allegheny County. For instance, in one of the townships that is a growing township in Allegheny County, Robinson Township, if the total assessment value went up by \$1 million and 50 percent of that \$1 million was new construction, would the municipality have to decrease the tax rate by the half a million dollars?

Mr. MUSTIO. That is correct.

Mr. KOTIK. And if they wish to raise the revenues they needed for their budget, went above the 5 percent, then they would have to raise the revenues that way, by a tax increase.

Mr. MUSTIO. They would be able to raise taxes by an additional 5 percent by taking a separate vote to do that. If they want to go higher than that, then that is when, as we spoke with Representative DeLuca previously, they would have to go to court to do that.

Mr. KOTIK. So as long as they stayed within that 5-percent range, they would be okay.

Mr. MUSTIO. That is correct.

Mr. KOTIK. Okay. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Levdansky.

Mr. LEVDANSKY. Thank you, Mr. Speaker.

Mr. Speaker, HB 1743, essentially the ostensible goal seems to be to place a cap to make reassessments revenue-neutral. That is so that the revenue that a taxing body realizes from increases and reassessments will be used, dollar for dollar be used to reduce millage at the municipal county and school district level. Subsection (a) essentially establishes that as the goal of the legislation.

Subsection (b) then goes on to establish a rate that could be more than the budget-neutral reconciliation by the local taxing body doing a separate vote to essentially increase taxes beyond the reconciliation up to a 5-percent cap. Then subsection (c) notes that new construction is exempt from the process, which makes sense. Subsection (d) adds, I think, a very wide loophole whereby tax increases above and beyond 105 percent can be requested by the court of common pleas. So we have a judicial bypass loophole created in subsection (d).

My question to the sponsor is subsection (e) whereby a political subdivision can adjust its calculation by a 5-year average. Would the sponsor of the bill explain how that works and what the purpose of this 5-year averaging of tax revenues is proposed for?

Mr. MUSTIO. Yes, I would be happy to answer that question.

That relates to primarily municipalities or school districts that have a significant amount of commercial real estate in them. What we found over the years is the commercial property owners have a more sophisticated and also the financial resources to appeal their taxes. So when we went through the first countywide reassessment in Allegheny County, we found significant amounts of refunds, particularly to the commercial and business property owners.

So what this is doing is, again, to make sure that the proper amount of funds are set aside by a municipality to pay any returns to those that win their appeals. My concern would be for our taxpayers is if they won their appeal and the money was not there to refund them their taxes.

The reason we have the 5-year average in there is in the event there is an anomaly year. For example, the first year after the countywide reassessment, perhaps there is a significant adjustment, and you may have seen that in your district where you had a property assessed at \$1 million and a reassessment comes through and it is \$10 million. We all know that that is going to be taken back, so you make some adjustments for that. But rather than have a significant valuation for the one year, we thought a 5-year average was more credible.

Mr. LEVDANSKY. I mean, in theory that makes sense for circumstances where it would have a significant revenue impact on a taxing body's budget, but the reality is that nearly every taxing body in Allegheny County has a budget surplus, and is not the purpose of school districts and municipalities to carry a fund balance, to carry a reserve over from year to year, to deal with those kinds of revenue anomalies that could be caused by a reassessment, and why not just let their budget reserve be held to deal with these kinds of anomalies rather than essentially instituting carte blanche an ability for them through a 5-year average and to reap—

Mr. MUSTIO. They certainly have the opportunity to do that, and you see the word is "may" in there. They may utilize that. There may be a situation where these anomalies are there and they need the tool to do it, rather than have us come back years later and try and amend legislation. You have seen how

long it has taken this, over 2 years, to get this in process in working with the county executive and both sides of the aisle. So we thought we would try and get as many of the bugs worked out as we could up front talking with the various municipalities, the State association, you know, the township officials and that type, to make sure that the legislation is done in a good manner up front.

Mr. LEVDANSKY. Okay. Mr. Speaker, no more questions; just finally on the bill.

My concern is that subsections (e) and (f) do not just deal with the appeals, that they essentially institute in statute, in law, an ability for the calculation to be higher to start with, and I have concerns about that.

In short, what I would say is, look, the goal is to make it so that when we do reassessments, so that when a taxing body realizes an increase in revenue because of an increase in reassessments, that they be required dollar for dollar to allocate those additional revenues to lower millage. My concern is with this calculation process in place, with the provision that a taxing body can essentially vote to raise taxes up to 105 percent of the prior year's revenue, and with the judicial bypass, with language that I think is so weakly worded that practically any court of common pleas judge would nearly automatically grant a tax increase to a municipality if they could just prove for practically any reason that they need it, my concern is that the protection that we are trying to offer the taxpayers is largely an illusion, and it is an illusion because of these specific provisions that I think are going to be interpreted in such a way and applied in such a way that the cap on the reassessments to require revenue neutrality will be impractical. So my fear is that the taxpayer relief that we intend to deliver to the taxpayers in Allegheny County is largely an illusion given, I think, the provisions of the bill that really weaken it.

Nonetheless, nonetheless, despite those concerns that I have, I am going to vote for the bill and hope that we could revisit this issue perhaps at a later day, in another forum, to craft language that I think will not provide for the bypass mechanisms that this bill does.

So thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Belfanti.

Mr. BELFANTI. Thank you, Mr. Speaker.

Mr. Speaker, like the gentleman, Mr. Levdansky, I also have some reservations concerning several sections of this bill, but I do believe it is a step in the right direction, and I do believe that my colleagues should vote for it, and we can tweak some of the other problems at a later date, because the bill certainly is better than what we have on the books right now.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Does the gentleman, Mr. Mustio, seek recognition? The gentleman is in order.

Mr. MUSTIO. On the bill; I guess I would like to address a couple of the comments that were made.

Obviously, we have a system in Allegheny County now where there have been abuses of the 5-percent windfall provision, and I know Representative DeLuca has been working for years to try and address that. There may be some amendments here that people may not understand fully, but to be quite honest with you, we wanted to make sure that we got a piece of legislation that works, and from the standpoint of being in local government previously, we want to make sure that we

do not put any burdens on them so that they then come back to us to make changes later.

I think what we have in here are very viable provisions. We make our locally elected officials accountable. No longer can they do the backdoor tax increases with the assessments. They are going to be held accountable by making separate votes for tax increases if they see those are fit. Who knows, they may even find ways to cut expenses and lower taxes beyond the revenue-neutral provision, which we would certainly encourage, and if they want to make their case to court, that certainly is a public way that they are going to have to justify raising taxes beyond that 5 percent.

I do not think at all that these are loopholes. I think these are mechanisms for control, and I think they are fiscally very responsible, and I think if you talk to your managers and your locally elected officials, you will find that to be the case.

I urge my colleagues for support of passage of HB 1743. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—200

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

Dermody	Kenney	Raymond	Wojnaroski
DeWeese	Killion	Readshaw	Wright
DiGirolamo	Kirkland	Reed	Yewcic
Diven	Kotik	Roberts	Youngblood
Donatucci	LaGrotta	Roebuck	Yudichak
Eachus	Leach	Rohrer	Zug
Ellis	Lederer	Rooney	
Evans, D.	Leh	Ross	
Evans, J.	Lescovitz	Rubley	Perzel,
Fabrizio	Levdansky		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

Petrone	Reichley	Rieger
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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.

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The House proceeded to third consideration of **HB 125, PN 1078**, entitled:

An Act providing for a Statewide Child Day-Care Resource and Referral System, for unannounced inspections of and liability insurance for certain facilities and persons that provide child day care; requiring criminal history record and child abuse record information for certain persons who reside in family day-care homes; conferring powers and duties on the Department of Public Welfare and law enforcement agencies; and providing for information on prospective child-care personnel.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 125, PN 1078, be recommitted to the Committee on Appropriations.

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

RESOLUTION

Mr. WANSACZ called up **HR 161, PN 1179**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to study the feasibility of providing State premium assistance to surviving spouses of State Employees' Retirement System members who participated in the Retired Employee Health Program through the Pennsylvania Employees Benefit Trust Fund.

On the question,
Will the House adopt the resolution?
(Members proceeded to vote.)

VOTE STRICKEN

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

Mr. REED. I would like to make a motion to suspend the rules to offer an agreed-to amendment to this resolution.

The SPEAKER. The clerk will strike the vote.

It is the understanding of the Chair the gentleman from Lackawanna has agreed to the amendment.

On the amendment, would Mr. Reed please send a copy of the amendment to the desk.

Mr. REED. Sure.

RULES SUSPENDED

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

Mr. REED. Mr. Speaker, I move for a suspension of the rules for immediate consideration of amendment A2952.

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

The following roll call was recorded:

YEAS-200

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

Dermody	Kenney	Raymond	Wojnaroski
DeWeese	Killion	Readshaw	Wright
DiGirolamo	Kirkland	Reed	Yewcic
Diven	Kotik	Roberts	Youngblood
Donatucci	LaGrotta	Roebuck	Yudichak
Eachus	Leach	Rohrer	Zug
Ellis	Lederer	Rooney	
Evans, D.	Leh	Ross	
Evans, J.	Lescovitz	Rubley	Perzel,
Fabrizio	Levdansky		Speaker

NAYS-0

NOT VOTING-0

EXCUSED-3

Petrone	Reichley	Rieger
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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.

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

Mr. REED offered the following amendment No. **A02952**:

Amend Title, page 1, line 1, by striking out "Legislative Budget and Finance Committee" and inserting

Public Employee Retirement Commission

Amend First Resolve Clause, page 2, line 11, by striking out "Legislative Budget and Finance Committee" and inserting

Public Employee Retirement Commission

Amend Second Resolve Clause, page 2, line 16, by striking out "Legislative Budget and Finance Committee" and inserting

Public Employee Retirement Commission

Amend Third Resolve Clause, page 2, line 21, by striking out "Legislative Budget and Finance Committee" and inserting

Public Employee Retirement Commission

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Mr. Reed. Please explain the amendment, Mr. Reed.

Mr. REED. Mr. Speaker, this amendment just makes a technical change in HR 161. HR 161 originally directed the Legislative Budget and Finance Committee to conduct this study, and this amendment would change it to the more appropriate conductor of the study, which would be the State Retirement Commission.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Petrone Reichley Rieger

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 adopt the resolution as amended?

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Petrone Reichley Rieger

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

RESOLUTIONS PURSUANT TO RULE 35

EXCUSED—3

Mrs. TAYLOR called up **HR 232, PN 1506**, entitled:

A Resolution urging the Governor to proclaim October 12, 2005, as “Emergency Nurses Day” in Pennsylvania; and urging all citizens of this Commonwealth to join in its observance.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

Petrone Reichley Rieger

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

* * *

Mr. BUXTON called up **HR 366, PN 2316**, entitled:

A Resolution recognizing October 16, 2005, as “National Feral Cat Day.”

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

Evans, J. Fabrizio	Lescovitz Levdansky	Rubley	Perzel, Speaker
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NAYS—0

NOT VOTING—0

EXCUSED—3

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

* * *

Mr. HABAY called up **HR 409, PN 2582**, entitled:

A Resolution opposing the sale of pieces of Roberto Clemente's airplane wreckage.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

Dermody	Kenney	Raymond	Wojnaroski
DeWeese	Killion	Readshaw	Wright
DiGirolamo	Kirkland	Reed	Yewcic
Diven	Kotik	Roberts	Youngblood
Donatucci	LaGrotta	Roebuck	Yudichak
Eachus	Leach	Rohrer	Zug
Ellis	Lederer	Rooney	
Evans, D.	Leh	Ross	
Evans, J.	Lescovitz	Rubley	Perzel, Speaker
Fabrizio	Levdansky		

NAYS—0

NOT VOTING—0

EXCUSED—3

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

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Mr. HABAY called up **HR 410, PN 2583**, entitled:

A Resolution honoring the historical significance of the USS Pittsburgh, CA-72, for the valiant role the ship and its crews have played in service to this nation.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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Mr. SHAPIRO called up **HR 415, PN 2588**, entitled:

A Resolution designating the week of October 2 through 8, 2005, as "Financial Planning Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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Mr. WILT called up **HR 416, PN 2589**, entitled:

A Resolution designating October 18, 2005, as "Independent College and University Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

Mr. PISTELLA called up **HR 417, PN 2631**, entitled:

A Resolution extending congratulations to The Children's Home of Pittsburgh on its over 100 years of service to the community and recognizing the unique services it provides to enhance the health and well-being of infants and children throughout southwestern Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

Adolph	Fairchild	Mackereth	Ruffing
Allen	Feese	Maher	Sainato
Argall	Fichter	Maitland	Samuelson
Armstrong	Fleagle	Major	Santoni
Baker	Flick	Manderino	Sather

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

Ms. BISHOP called up **HR 419, PN 2646**, entitled:

A Resolution encouraging the Department of Health to commence an advertising campaign targeted to the youth of this Commonwealth, setting forth the dangers associated with inhalant abuse.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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Mr. SCAVELLO called up **HR 420, PN 2659**, entitled:

A Resolution recognizing September 16, 2005, as "Stepfamily Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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Mrs. TAYLOR called up **HR 421, PN 2660**, entitled:

A Resolution recognizing September 24, 2005, as "National Hunting and Fishing Day."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Petrone	Reichley	Rieger
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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 423, PN 2662**, entitled:

A Resolution honoring the life and extending condolences for the supreme sacrifice of Sgt. 1st Class Paul D. Karpowich, 2d Battalion, 390th Infantry Regiment, United States Army Reserve unit based at Webster, New York, who tragically lost his life while in the service of his country when his assigned dining facility was attacked in Mosul, Iraq, on December 21, 2004.

On the question,
Will the House adopt the resolution?

RESOLUTION RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HR 423 be recommitted to the Committee on Rules.

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

* * *

Mr. SHAPIRO called up **HR 427, PN 2677**, entitled:

A Resolution designating the month of September 2005 as "Prostate Cancer Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

* * *

Mr. SAYLOR called up **HR 430, PN 2680**, entitled:

A Resolution designating October 10, 2005, as "Put the Brakes on Fatalities Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

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Mr. SOLOBAY called up **HR 428, PN 2678**, entitled:

A Resolution designating the month of October 2005 as "Pregnancy and Infant Loss Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

Adolph	Fairchild	Mackereth	Ruffing
Allen	Feese	Maher	Sainato
Argall	Fichter	Maitland	Samuelson
Armstrong	Fleagle	Major	Santoni
Baker	Flick	Manderino	Sather
Baldwin	Forcier	Mann	Saylor
Barrar	Frankel	Markosek	Scavello
Bastian	Freeman	Marsico	Schroder
Bebko-Jones	Gabig	McCall	Semmel
Belardi	Gannon	McGeehan	Shaner

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Petrone Reichley Rieger

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

* * *

Mr. SAYLOR called up **HR 431, PN 2681**, entitled:

A Resolution designating the month of November 2005 as "Pancreatic Cancer Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

Adolph	Fairchild	Mackereth	Ruffing
Allen	Feese	Maher	Sainato

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

NAYS-0

NOT VOTING-0

EXCUSED-3

Petrone Reichley Rieger

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

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Mrs. MILLER called up **HR 432, PN 2682**, entitled:

A Resolution designating the month of October 2005 as "Fire Prevention Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—3

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

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Mr. DiGIROLAMO called up **HR 434, PN 2684**, entitled:

A Resolution designating the month of September 2005 as "Alcohol and Drug Addiction Recovery Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—3

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

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Mr. LEACH called up **HR 435, PN 2685**, entitled:

A Resolution supporting Governor Rendell's decision to mobilize portions of the Pennsylvania National Guard to assist cleanup and recovery efforts in the region, urging the Governor to continue to provide additional resources as necessary and urging citizens of this Commonwealth to support relief efforts with financial contributions to the Pennsylvania Chapter of the American Red Cross specifically earmarked for the Hurricane Katrina Disaster Relief Fund.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

Evans, J.	Lescovitz	Rubley	Perzel,
Fabrizio	Levdansky		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—3

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

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Mr. BUXTON called up **HR 436, PN 2686**, entitled:

A Resolution honoring the Borough of Steelton, Dauphin County, on its 125th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

Dermody	Kenney	Raymond	Wojnaroski
DeWeese	Killion	Readshaw	Wright
DiGirolamo	Kirkland	Reed	Yewcic
Diven	Kotik	Roberts	Youngblood
Donatucci	LaGrotta	Roebuck	Yudichak
Eachus	Leach	Rohrer	Zug
Ellis	Lederer	Rooney	
Evans, D.	Leh	Ross	
Evans, J.	Lescovitz	Rubley	Perzel,
Fabrizio	Levdansky		Speaker

NAYS-0

NOT VOTING-0

EXCUSED-3

Petrone	Reichley	Rieger
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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. BLACKWELL called up **HR 439, PN 2709**, entitled:

A Resolution designating the month of September 2005 as "Sickle Cell Anemia Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

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

FINANCE COMMITTEE MEETING

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

Mr. LEH. Oh, yes, thank you, Mr. Speaker; for the purpose of an announcement.

The SPEAKER. The gentleman is in order.

Mr. LEH. I would like to make an announcement that all the Republican members of the House Finance Committee will meet in room 245 – that is the Appropriations conference room – immediately upon the call of the break. It should be a brief meeting; that is all Republican members of the House Finance Committee.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

There will be an immediate meeting of the House Finance Committee in the Appropriations conference room, in room 245.

INSURANCE COMMITTEE MEETING

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

Mr. MICOZZIE. Thank you, Mr. Speaker.

There will be an Insurance meeting 9:30 tomorrow morning in the North Office Building, office No. 2. It is 9:30 tomorrow morning.

The SPEAKER. The Chair thanks the gentleman.

Tomorrow morning at 9:30 there is an Insurance meeting in office No. 2 in the North Office Building.

PARLIAMENTARY INQUIRY

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

Mr. VITALI. Mr. Speaker, would a parliamentary inquiry be in order at this time?

The SPEAKER. The gentleman is in order.

Mr. VITALI. You had mentioned yesterday that a Governor veto issue was on the calendar for today, and I am trying to just – that is a new one for me – I am trying to just understand procedurally if we could explain what will be happening and when on that.

The SPEAKER. If in fact it is going to be voted, it will be posted on the voting schedule.

Mr. VITALI. Okay. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 1945 By Representatives CREIGHTON, VITALI, METCALFE, TURZAI, DENLINGER, ELLIS, GABIG, GINGRICH, GRELL, HANNA, HUTCHINSON, KAUFFMAN, MACKERETH, MARSICO, PETRARCA, PYLE, REED, SAINATO, SHAPIRO, CLYMER, GRUCELA, GERBER, SCAVELLO, TANGRETTI, READSHAW, CURRY, BENNINGHOFF, BOYD, FABRIZIO, FREEMAN, HICKERNELL, M. KELLER, RUBLEY, TRUE, DIVEN, NAILOR, McILHATTAN, SHANER, RAPP, SONNEY, DeLUCA, SAMUELSON, HABAY, WOJNAROSKI, STAIRS, STERN, T. STEVENSON, BASTIAN, YEWIC and PAYNE

An Act amending Titles 42 (Judiciary and Judicial Procedure), 46 (Legislature) and 71 (State Government) of the Pennsylvania Consolidated Statutes, deleting provisions relating to compensation; and repealing provisions relating to inconsistent repeals.

Referred to Committee on RULES, September 27, 2005.

No. 1956 By Representatives GABIG, CLYMER, BOYD, KAUFFMAN, GRELL, REED, R. MILLER, TRUE, VITALI, HICKERNELL, METCALFE, NAILOR, MARSICO, M. KELLER, STERN, CREIGHTON, MACKERETH, TURZAI, FREEMAN, HUTCHINSON, GINGRICH, GILLESPIE, ARMSTRONG, YUDICHAK, PYLE, McILHATTAN, STAIRS, CURRY, PETRARCA, READSHAW, ELLIS, SCAVELLO, RAPP, RUBLEY, TANGRETTI, BENNINGHOFF, SONNEY, QUIGLEY, DENLINGER, MUSTIO, CORNELL, GERGELY, GERBER, HANNA, SAMUELSON, MAHER, ROHRER, GRUCELA, SHAPIRO, WOJNAROSKI, MANN, T. STEVENSON, BASTIAN, YEWIC and SCHRODER

An Act amending the act of July 7, 2005 (P.L. , No.44), entitled, "An act amending Titles 42 (Judiciary and Judicial Procedure), 46 (Legislature) and 71 (State Government) of the Pennsylvania Consolidated Statutes, providing for compensation; and making an inconsistent repeal," further providing for applicability.

Referred to Committee on RULES, September 27, 2005.

GUEST INTRODUCED

The SPEAKER. Serving today as a guest page is Wyatt Franks. Wyatt is the guest of Representative Stan Saylor, and he attends Pleasant View Elementary in Red Lion. Would that guest please rise and be recognized by the House.

**BILL REPORTED AND REREFERRED TO
COMMITTEE ON LABOR RELATIONS**

HB 881, PN 1004

By Rep. HERMAN

An Act amending the act of November 10, 1999 (P.L.491, No.45), known as the Pennsylvania Construction Code Act, further providing for administration and enforcement.

LOCAL GOVERNMENT.

The SPEAKER. There will be no further votes today.

RECESS

The SPEAKER. This House is in recess to the call of the Chair.

AFTER RECESS

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

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 gentlelady from Philadelphia, Miss Parker.

Miss PARKER. Mr. Speaker, I move that this House do now recess until Wednesday, September 28, 2005, at 11 a.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 10:59 a.m., e.d.t., Wednesday, September 28, 2005, the House recessed.