

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, NOVEMBER 15, 2005

SESSION OF 2005

189TH OF THE GENERAL ASSEMBLY

No. 67

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

PRAYER DISPENSED WITH

The SPEAKER pro tempore. Without objection, the prayer for this morning will be dispensed with.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. We will, however, have a Pledge of Allegiance this morning. Members and guests will please rise.

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, November 14, 2005, will be postponed until printed.

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that SB 599 be taken from the table.

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

BILL ON SECOND CONSIDERATION

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

SB 599, PN 1322.

BILL RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that SB 599 be recommitted to the Appropriations Committee.

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

HOUSE BILLS INTRODUCED AND REFERRED

No. 2229 By Representatives BASTIAN, ARMSTRONG, BALDWIN, CALTAGIRONE, CAPPELLI, CLYMER, CRAHALLA, CREIGHTON, DALLY, DENLINGER, GINGRICH, GRUCELA, HALUSKA, HENNESSEY, HERMAN, HERSHEY, PETRONE, ROHRER, SATHER, SHANER, R. STEVENSON, E. Z. TAYLOR, WOJNAROSKI and YOUNGBLOOD

An Act amending the act of July 17, 1961 (P.L.659, No.339), known as the Pennsylvania Bituminous Coal Mine Act, making extensive revisions; imposing penalties; making repeals; and making editorial changes.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, November 15, 2005.

No. 2230 By Representative GODSHALL

An Act providing for reduction of real property tax by school districts; and making a related repeal.

Referred to Committee on FINANCE, November 15, 2005.

No. 2231 By Representatives CAPPELLI, FEESE, DeLUCA, ARMSTRONG, BAKER, BARRAR, BENNINGHOFF, BOYD, BUNT, CRAHALLA, DALLY, FAIRCHILD, FLEAGLE, GEIST, GINGRICH, GODSHALL, HARPER, HARRIS, HERMAN, KAUFFMAN, W. KELLER, KOTIK, LEDERER, LEH, METCALFE, MUNDY, MUSTIO, PAYNE, REED, ROHRER, SATHER, SCHRODER, SEMMEL, S. H. SMITH, E. Z. TAYLOR, J. TAYLOR, TIGUE, WILT and BELFANTI

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing, in general principles of justification, for definitions, for use of force in self-protection and for use of force for

the protection of other persons; and providing for civil immunity for use of force.

Referred to Committee on JUDICIARY, November 15, 2005.

No. 2232 By Representatives KENNEY, PERZEL and J. TAYLOR

An Act providing for maintenance of the Benjamin Rush State Park; and designating a road in Philadelphia County.

Referred to Committee on TRANSPORTATION, November 15, 2005.

No. 2233 By Representatives CIVERA, BARRAR, BEYER, CLYMER, CRAHALLA, FRANKEL, GERGELY, HENNESSEY, KIRKLAND, MICOZZIE, R. MILLER, NAILOR, O'NEILL, PAYNE, PHILLIPS, READSHAW, SCAVELLO, SONNEY, E. Z. TAYLOR and THOMAS

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

Referred to Committee on JUDICIARY, November 15, 2005.

No. 2234 By Representatives HESS, PISTELLA, SATHER, BALDWIN, ALLEN, ARMSTRONG, BAKER, BEBKO-JONES, BISHOP, BOYD, BUNT, CALTAGIRONE, CAPPELLI, CAWLEY, COHEN, COSTA, CRAHALLA, CREIGHTON, DALLY, DeLUCA, EACHUS, J. EVANS, FLEAGLE, FRANKEL, FREEMAN, GEIST, GEORGE, GINGRICH, GODSHALL, GOOD, GOODMAN, GRUCELA, HARHAI, HARHART, HARRIS, HENNESSEY, HERMAN, HERSHEY, HICKERNELL, KIRKLAND, KOTIK, LEH, MAJOR, MARKOSEK, MARSICO, McCALL, McILHATTAN, MICOZZIE, MUNDY, MUSTIO, NAILOR, PETRARCA, PETRONE, PHILLIPS, PICKETT, PYLE, QUIGLEY, READSHAW, REED, REICHLEY, SAINATO, SAMUELSON, SANTONI, SAYLOR, SCHRODER, SEMMEL, B. SMITH, SOLOBAY, STABACK, R. STEVENSON, SURRA, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, TRUE, WALKO, WANSACZ, WATERS, WATSON, WILT, WOJNAROSKI, WRIGHT, YOUNGBLOOD and YUDICHAK

An Act providing for eligibility for the PACENET program and for expiration of act.

Referred to Committee on AGING AND OLDER ADULT SERVICES, November 15, 2005.

No. 2235 By Representative W. KELLER

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for terms of office of Governor.

Referred to Committee on STATE GOVERNMENT, November 15, 2005.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 513 By Representatives GANNON, GEORGE, HERMAN, READSHAW, CAPPELLI, RAPP, BEBKO-JONES, SURRA, NAILOR, GINGRICH, MAJOR, BAKER, RIEGER, YEWIC, WALKO, KOTIK, MARKOSEK, RAMALEY, ROBERTS, HARHART, MILLARD, BENNINGHOFF, T. STEVENSON, MUSTIO, KILLION, BARRAR, SAYLOR, FAIRCHILD, CALTAGIRONE, MICOZZIE, EACHUS, YUDICHAK, MAHER, ALLEN, J. TAYLOR and DALLY

A Resolution directing the Legislative Budget and Finance Committee to conduct a study and evaluate the Commonwealth's preparedness to meet health care needs in the event of a natural disaster, terror attack or pandemic outbreak of virulent diseases.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, November 15, 2005.

SENATE RESOLUTION FOR CONCURRENCE

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

SR 137, PN 968

Referred to Committee on RULES, November 15, 2005.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND TABLED

HB 1326, PN 3105 (Amended)

By Rep. HESS

An Act establishing the At-Risk Elderly Wireless Emergency Telephone Program; conferring powers and duties on the Department of Aging; and providing additional powers to the Area Agencies on Aging.

AGING AND OLDER ADULT SERVICES.

HB 1935, PN 2644

By Rep. HESS

An Act establishing the Enhanced Senior Services Demonstration Program; and conferring powers and imposing duties on the Department of Aging, the Department of Public Welfare and the Pennsylvania Housing Finance Agency.

AGING AND OLDER ADULT SERVICES.

RECESS

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

AFTER RECESS

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

**THE SPEAKER PRO TEMPORE
(RAYMOND BUNT, JR.) PRESIDING**

CALENDAR

BILLS AND RESOLUTIONS PASSED OVER

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

RECESS

The SPEAKER pro tempore. The Chair recognizes Mr. Gillespie from York County.

Mr. GILLESPIE. Mr. Speaker, I move that this House recess until Wednesday, November 16, 2005, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 10:59 a.m., e.s.t., Wednesday, November 16, 2005, the House recessed.