

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, FEBRUARY 13, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 11

HOUSE OF REPRESENTATIVES

The House convened at 5:30 p.m., e.s.t.

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

PRAYER

The SPEAKER pro tempore. The prayer will be offered by our Guest Chaplain, Rabbi Solomon Isaacson.

RABBI ISAACSON. Before I begin the prayer, of course, not that I want to take credit, even though I have been told that after I wished the Pittsburgh Steelers good luck, the point spread went up to 7 points. So I do not know if that is coincidental or they heard that the rabbi gave a blessing which assured the victory, but for whatever reason, congratulations to Pittsburgh and the State of Pennsylvania, and I hope we get many more Super Bowls in the State of Pennsylvania.

I did not hear one amen. That is better. All right. You guys got to practice that. You know, if we want to take this on the road somewhere, we have got to work together.

RABBI SOLOMON ISAACSON, Guest Chaplain of the House of Representatives, offered the following prayer:

He who grants salvation to kings and dominion to rulers, whose kingdom is a kingdom spanning all eternities; who releases David, His servant, from the evil sword; who places a road in the sea and a path in the mighty waters, may He bless, safeguard, preserve, help, exalt, make great, extol, and raise high our beloved President, our Vice President, our beloved Governor, Speaker of the House, and all the officials of the House of Representatives.

The King who reigns over kings, in His mercy, may He sustain them and protect them from every trouble, woe, and injury. May He rescue them. May He gather peoples under their sway and cause their enemies to fall before them. Wherever they turn, may they succeed.

The King who reigns over kings, in His mercy, may He put into their heart and into the heart of all their counselors and officials true compassion to do good with us and with all the people of the great State of Pennsylvania. In their days and in ours, so may it be the will of the Almighty, and let us say amen.

I would like to do a prayer for the soldiers:

May He who blessed our forefathers Abraham, Isaac, and Jacob, may He bless the soldiers of the United States of America wherever they may be. May the Almighty God cause their enemies who rise up against them to be struck down before

them. May the Holy One, blessed is He, preserve and rescue our fighting men from every trouble and distress and from every plague and illness. May He send blessing and success in their every endeavor. May He lead our enemies under their sway, and may He adorn them with the crown of salvation and with the diadem of triumph. May there be fulfilled for them the verse, for it is God, our God, who goes with you to battle your enemies to save you, and let us say amen.

I would just like to add that today in the Jewish calendar we celebrate a new year. Today is called Tu Bishvat, also Bishvat, the 15th day of the Jewish month of Shevat. It is the new year for the trees, and the Mitzvah is, the commandment is, that on this day you are supposed to eat new fruits that you have not eaten all year round. However, the idea of the fruit is that it bears and gives us strength, and it is always the future from the seed that was planted and the fruit that has come out, and we are able to enjoy it. I hope that your efforts will be the seeds that will be able to come out, that everyone in this great Commonwealth of ours, through the tremendous leadership of both the House and the Senate and of course our beloved Governor, will be able to bear fruit, that everyone here in the State of Pennsylvania will be able to enjoy it and derive pleasure and success and happiness from it.

May God bless all of you. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Wednesday, February 8, 2006, will be postponed until printed.

JOURNALS APPROVED

The SPEAKER pro tempore. However, the following Journals are in print and are subject to approval:

Monday, October 17;
Wednesday, October 19; and
Monday, October 24, 2005.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2101 By Representatives GANNON, DeWEESE, DeLUCA, GOODMAN, J. EVANS, GEIST, TIGUE, MUSTIO, CAPPELLI, SAYLOR, MILLARD, DALLY, NAILOR, HARHART, KILLION, HERMAN, BOYD, MAJOR, T. STEVENSON, MICOZZIE, ALLEN, BAKER, E. Z. TAYLOR and B. SMITH

An Act providing a mechanism for individuals aggrieved by professional or occupational licensees to recover losses incurred; establishing the Professional and Occupational Affairs Recovery Fund; providing for powers and imposing duties on the Commissioner of Professional and Occupational Affairs and the Bureau of Professional and Occupational Affairs; imposing a penalty; and making a related repeal.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2102 By Representatives GANNON, DeWEESE, BENNINGHOFF, MUSTIO, CAPPELLI, ALLEN, MICOZZIE, SAYLOR, MILLARD, DALLY, HARHART, KILLION, HERMAN, BOYD, MAJOR, T. STEVENSON, BARRAR, DeLUCA, GOODMAN, MUNDY, J. EVANS, GEIST, TIGUE, BAKER, B. SMITH and PICKETT

An Act providing for advocacy for victims of improper action by licensed professionals; imposing functions on the Commissioner of Professional and Occupational Affairs and the Bureau of Professional and Occupational Affairs.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2103 By Representatives WANSACZ, GANNON, DeWEESE, RIEGER, STURLA, READSHAW, KOTIK, WALKO, RAMALEY, DERMODY, ROBERTS, GERGELY, SAYLOR, BENNINGHOFF, MUSTIO, MILLARD, DALLY, NAILOR, HARHART, KILLION, HERMAN, BOYD, MAJOR, T. STEVENSON, BARRAR, MICOZZIE, CAPPELLI, DeLUCA, GOODMAN, J. EVANS, GEIST, TIGUE, BAKER, ALLEN and B. SMITH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for definitions and for the offenses of intimidation of witnesses or victims, retaliation against witness, victim or party and for retaliation against prosecutor or judicial official.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2104 By Representatives DERMODY, GANNON, DeWEESE, RIEGER, STURLA, KOTIK, WANSACZ, WALKO, ROBERTS, GERGELY, SAYLOR, MILLARD, DALLY, NAILOR, HARHART, KILLION, HERMAN, MUSTIO, MAJOR, BOYD, T. STEVENSON, CAPPELLI, J. EVANS, GOODMAN, GEIST, TIGUE, MUNDY, BARRAR, BENNINGHOFF, ALLEN, MICOZZIE, BAKER and B. SMITH

An Act amending the act of July 2, 1993 (P.L.345, No.48), entitled "An act empowering the General Counsel or his designee to issue subpoenas in the Bureau of Professional and Occupational Affairs; providing additional powers to the Commissioner of Professional and Occupational Affairs; and further providing for civil penalties and license suspension," providing for referral of cases to district attorneys.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2105 By Representatives MAJOR, GANNON, DeWEESE, BENNINGHOFF, MUSTIO, SAYLOR, MILLARD, DALLY, NAILOR, HARHART, KILLION, HERMAN, BOYD, T. STEVENSON, MICOZZIE, ALLEN, BARRAR, GOODMAN, MUNDY, J. EVANS, GEIST, TIGUE, CAPPELLI, BAKER and B. SMITH

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for bail for holders of professional and occupational licenses; and further providing for sentencing for holders of professional or occupational licenses.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2106 By Representatives RAMALEY, GANNON, DeWEESE, RIEGER, READSHAW, KOTIK, WANSACZ, WALKO, DERMODY, ROBERTS, GERGELY, BENNINGHOFF, MUSTIO, SAYLOR, MILLARD, DALLY, NAILOR, HARHART, KILLION, HERMAN, BOYD, MAJOR, T. STEVENSON, MICOZZIE, ALLEN, BARRAR, CAPPELLI, DeLUCA, GOODMAN, J. EVANS, GEIST, TIGUE, BAKER, STURLA and B. SMITH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining "licensing board" and "professional or occupational license"; defining the offense of impersonating the holder of a professional or occupational license; and prescribing a penalty.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2107 By Representatives HARHART, GANNON, DeWEESE, BENNINGHOFF, MUSTIO, ALLEN, MICOZZIE, CAPPELLI, SAYLOR, RIEGER, WALKO, RAMALEY, MILLARD, DALLY, KILLION, HERMAN, BOYD, MAJOR, T. STEVENSON, BARRAR, DeLUCA, GOODMAN, J. EVANS, GEIST, TIGUE, BAKER and B. SMITH

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for sexual assault by health care practitioners.

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2108 By Representatives NAILOR, GANNON, DeWEESE, KOTIK, BENNINGHOFF, MUSTIO, CAPPELLI, BARRAR, ALLEN, MICOZZIE, SAYLOR, MILLARD, DALLY, HARHART, KILLION, HERMAN, BOYD, MAJOR, T. STEVENSON, J. EVANS, GEIST, BAKER, E. Z. TAYLOR and B. SMITH

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

Referred to Committee on PROFESSIONAL LICENSURE, February 9, 2006.

No. 2450 By Representatives COSTA, DeLUCA, DeWEESE, FRANKEL, GERGELY, BALDWIN, CALTAGIRONE, CORNELL, HARHAI, HARPER, HARRIS, HENNESSEY, HERMAN, JAMES, LEVDANSKY, MANN, McILHATTAN, PAYNE, PISTELLA, SAYLOR, SIPTROTH, SOLOBAY, J. TAYLOR, THOMAS, TURZAI, WILT and YOUNGBLOOD

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for the definition of "wine," for the general powers of the board, for sales by Pennsylvania Liquor Stores, for wine auction permits, for interlocking business prohibited, for breweries, for unlawful acts relative to liquor, alcohol and liquor licensees, for unlawful acts relative to liquor, malt and brewed beverages and licensees, for licenses required and for limited wineries.

Referred to Committee on LIQUOR CONTROL, February 9, 2006.

No. 2451 By Representatives CAPPELLI, FEESE, BAKER, BALDWIN, BEBKO-JONES, BOYD, CALTAGIRONE, CAUSER, CORRIGAN, CRAHALLA, CREIGHTON, DENLINGER, DeWEESE, DiGIROLAMO, FAIRCHILD, FICHTER, FORCIER, GABIG, GEIST, GEORGE, GILLESPIE, GINGRICH, GOOD, HARHART, HERSHEY, HESS, JAMES, LEDERER, LEH, MARKOSEK, McGILL, MILLARD, PAYNE, PHILLIPS, PICKETT, PYLE, RAPP, REED, ROBERTS, ROHRER, ROSS, SANTONI, SATHER, SCAVELLO, SIPTROTH, SONNEY, STABACK, R. STEVENSON, SURRA, THOMAS, TRUE, TURZAI, WOJNAROSKI and YOUNGBLOOD

An Act designating the bridge carrying State Route 15, known as Lycoming Creek Road, over Bottle Run, Old Lycoming Township, Lycoming County, as the John Gross Memorial Bridge.

Referred to Committee on TRANSPORTATION, February 9, 2006.

No. 2452 By Representatives HERMAN, GEIST, BALDWIN, FORCIER, WILT, HALUSKA, SIPTROTH, BOYD, CREIGHTON, DeLUCA, FAIRCHILD, GERGELY, GILLESPIE, GINGRICH, HENNESSEY, HERSHEY, R. MILLER, S. MILLER, O'NEILL, PHILLIPS, PYLE, SAMUELSON, SATHER, SHANER, STABACK, E. Z. TAYLOR, THOMAS, TIGUE and YOUNGBLOOD

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for limitation on sale, publication and disclosure of records.

Referred to Committee on TRANSPORTATION, February 9, 2006.

No. 2453 By Representatives PALLONE, BEYER, CALTAGIRONE, CASORIO, CRAHALLA, CREIGHTON, CURRY, DeLUCA, FABRIZIO, GRELL, HARHAI,

MARKOSEK, MUNDY, PAYNE, PETRARCA, READSHAW, REICHLEY, SEMMEL, SIPTROTH, SONNEY, STERN, SURRA, TIGUE, WALKO and YOUNGBLOOD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of assault on law enforcement officer.

Referred to Committee on JUDICIARY, February 9, 2006.

No. 2454 By Representatives PALLONE, BLACKWELL, CALTAGIRONE, CASORIO, CURRY, DeLUCA, FRANKEL, GERGELY, GODSHALL, HALUSKA, MARKOSEK and STURLA

An Act imposing a fee on certain local governments without police departments for law enforcement services provided by Pennsylvania State Police.

Referred to Committee on STATE GOVERNMENT, February 9, 2006.

No. 2455 By Representatives CLYMER, ARMSTRONG, BAKER, BOYD, CAUSER, CRAHALLA, CREIGHTON, DALLY, DENLINGER, FAIRCHILD, FORCIER, GEORGE, GINGRICH, GODSHALL, GOOD, GOODMAN, GRUCELA, HARPER, HARRIS, HENNESSEY, HERMAN, HICKERNELL, HUTCHINSON, KAUFFMAN, W. KELLER, LEH, MACKERETH, MAHER, MAITLAND, MARSICO, McILHATTAN, METCALFE, MUNDY, MUSTIO, PYLE, QUIGLEY, RAPP, ROHRER, SAMUELSON, SAYLOR, SCAVELLO, SCHRODER, STEIL, STERN, R. STEVENSON, E. Z. TAYLOR, THOMAS, TIGUE, TRUE, TURZAI and YOUNGBLOOD

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for regulatory authority of the Pennsylvania Gaming Control Board and for applicability of certain law.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, February 9, 2006.

No. 2456 By Representatives CLYMER, ARMSTRONG, BAKER, BALDWIN, BASTIAN, BENNINGHOFF, BOYD, CRAHALLA, CREIGHTON, FLEAGLE, FORCIER, GINGRICH, HERSHEY, HESS, HICKERNELL, HUTCHINSON, KAUFFMAN, MAITLAND, R. MILLER, PHILLIPS, RAPP, ROHRER, SATHER, R. STEVENSON and TURZAI

An Act amending Title 4 (Amusements) of the Pennsylvania Consolidated Statutes, further providing for Category 2 slot machine licenses and for number of slot machine licenses.

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, February 9, 2006.

**HOUSE RESOLUTIONS
INTRODUCED AND REFERRED**

No. 585 By Representatives MARSICO, ARGALL, BALDWIN, BEBKO-JONES, BOYD, CALTAGIRONE, CAPPELLI, CORNELL, CREIGHTON, DeWEESE, DiGIROLAMO, FRANKEL, GEIST, GINGRICH, GOODMAN, HARPER, HARRIS, HERMAN, HESS, JAMES, M. KELLER, MACKERETH, MARKOSEK, McILHINNEY, PETRONE, PHILLIPS, READSHAW, REICHLEY, RUBLEY, SCHRODER, SIPTROTH, B. SMITH, R. STEVENSON, TANGRETTI, E. Z. TAYLOR, THOMAS, WILT, WOJNAROSKI, YOUNGBLOOD, YUDICHAK and FABRIZIO

A Resolution directing the Bureau of Drug and Alcohol Programs of the Department of Health to establish a parent panel to study and address family and community access to alcohol and drug abuse and addiction treatment services.

Referred to Committee on HEALTH AND HUMAN SERVICES, February 9, 2006.

No. 587 By Representatives HARHAI, BEYER, CALTAGIRONE, DeLUCA, DeWEESE, FABRIZIO, FREEMAN, GOODMAN, GRUCELA, HARPER, KOTIK, MANDERINO, PETRARCA, REICHLEY, SIPTROTH, STURLA, TANGRETTI, E. Z. TAYLOR, THOMAS, WALKO, WANSACZ, WILT and YUDICHAK

A Resolution directing the Legislative Budget and Finance Committee to study charitable giving in order to identify recommendations for allowing Pennsylvania S corporations access to the Neighborhood Assistance Tax Credit.

Referred to Committee on COMMERCE, February 9, 2006.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, who requests leave of absence for the gentleman from Bucks County, Mr. STEIL, for the week; the gentleman from Huntingdon County, Mr. SATHER, for the day; the gentleman, Mr. McNAUGHTON, from Dauphin County for the day; the gentleman from Lancaster County, Mr. ARMSTRONG, for the day; and the gentleman from Philadelphia County, Mr. TAYLOR, for the day. Without objection, the leaves of absence are granted.

The Chair recognizes the minority whip, who requests a leave of absence for the week for the gentleman from Bucks County, Mr. CORRIGAN; and for the day, the gentleman from Allegheny County, Mr. PISTELLA; the gentleman, Mr. RIEGER, from Philadelphia; the gentlelady, Ms. JOSEPHS, from Philadelphia; the gentleman, Mr. THOMAS, from Philadelphia; the gentleman, Mr. HARHAI, from Westmoreland; the gentlelady, Ms. BISHOP, from Philadelphia; and the gentlelady, Mrs. LEDERER, from Philadelphia. Without objection, the leaves of absence are granted.

MASTER ROLL CALL

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

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER pro tempore. Without objection, returning to leaves of absence, the gentleman, Mr. MAITLAND, requests a leave of absence for the day. Without objection, the leave of absence is granted.

MASTER ROLL CALL CONTINUED

The following roll call was recorded:

PRESENT—186

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

ADDITIONS—1

Ruffing

NOT VOTING—0

EXCUSED—14

Armstrong	Josephs	Pistella	Steil
Bishop	Lederer	Rieger	Taylor, J.
Corrigan	Maitland	Sather	Thomas
Harhai	McNaughton		

LEAVES ADDED—1

Feese

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Fleagle, for an Appropriations Committee announcement.

Mr. FLEAGLE. Thank you, Mr. Speaker.

There will be an Appropriations Committee meeting of the House immediately upon the recess.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Immediately upon the recess, there will be an Appropriations Committee meeting.

LABOR RELATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Allen, for a Labor Relations Committee announcement.

Mr. ALLEN. Thank you, Mr. Speaker.

The Labor Relations Committee will meet immediately at the recess in the back of the House. Labor Relations in the back of the House.

Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Labor Relations will meet in the back of the House at the recess.

CONSUMER AFFAIRS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Flick, for a committee announcement.

Mr. FLICK. Thank you, Mr. Speaker.

The meeting of the Consumer Affairs Committee which was scheduled this afternoon at 12 p.m. has been rescheduled and will take place tomorrow, February 14, at 10 a.m. in room 205 of the Ryan Office Building. Consumer Affairs Committee meeting tomorrow, 10 a.m., room 205, Ryan Office Building.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Consumer Affairs will meet tomorrow at 10 a.m. in room 205 of the Ryan Office Building.

REMARKS SUBMITTED FOR THE RECORD

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

Mr. MARSICO. Mr. Speaker, I would like to submit remarks for the record. These remarks are regarding the passage of HR 565 on February 8, 2006.

The SPEAKER pro tempore. The gentleman may submit those remarks to the clerk.

Mr. MARSICO. Thank you.

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

Mr. Speaker, as a member of the Modern Transit Partnership board of directors and chairman of the House Transportation Committee's Subcommittee on Highways and former leader of the Subcommittee on Railroads, I have played a key role in bringing millions of dollars to the midstate passenger rail service system, including funding for the long-awaited construction of a rail station at Harrisburg International Airport that will finally link the region's air, rail, and highway transportation systems. I realize that this area faces transportation challenges due to population growth, increasing fuel costs, and traffic congestion. We are planning for future needs which are critical for the transportation system in central Pennsylvania.

To face these challenges, a long-term solution has been developed through a plan known as CORRIDORone. This project will reduce commuter congestion and deliver more environmentally friendly transportation by providing a rail transit between Lancaster, Harrisburg, and Carlisle. It will connect major residential areas with employment centers and educational facilities.

Increased support for public transit resources is great in central Pennsylvania, and the demand for public transportation is growing rapidly. According to a recent MTP study, 87 percent of constituents believe that reducing traffic should be a top priority for elected officials.

Harrisburg remains the only place in the State with traffic volume of more than 100,000 vehicles per day where commuters do not have rail service.

Highway construction cannot keep pace with traffic growth.

Central Pennsylvania has also seen exceptional growth in truck traffic. The region serves as a crossroads for major arteries: 1-81 and 1-83, the PA Turnpike, et cetera. By the year 2020, truck traffic is expected to double on area roads.

Mr. Speaker, Modern Transit Partnership (MTP):

- Initially began in order to investigate transportation needs.
- Now a nonprofit organization which supports and promotes public transportation with the ultimate goal of bringing commuter rail to central Pennsylvania.
- Launched in 1997 by the Capital Area Transit board of directors, this partnership is made up of business, community, government, and individual members to develop a regional transportation plan that will meet tomorrow's transportation and infrastructure needs.

Working together, CAT and MTP are striving to give central Pennsylvania the quality of life it cherishes by designing a true multimodal transportation system – allowing passengers to make connections via several modes of mass transit.

Harrisburg Area Transportation Study (HATS) has endorsed the concept of a regional rail system in south-central Pennsylvania.

MTP has found that it is important to have service facilities within close proximity to rail stations: drugstores, day-care centers, dry cleaners, et cetera.

CORRIDORone:

- CORRIDORone is the proposed rail corridor that will serve a 54-mile stretch from Carlisle through Harrisburg to

Lancaster. Plans also include a rail station at Harrisburg International Airport.

- CORRIDORone is the first corridor to be developed in the regional system. Once complete, a truly multimodal system will connect five regional transportation corridors.
- Projected ridership for CORRIDORone by 2020 is 12,000 passengers per day. For every 7,000 passengers, highway congestion decreases by 5 to 7 percent – or 23.9 miles of cars lined bumper to bumper.

Preliminary engineering project updates – 95 percent done. Once the preliminary engineering is completed, final design will begin.

Thank you, Mr. Speaker and members of the House of Representatives. I appreciate your support of this resolution.

RULES COMMITTEE MEETING

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

BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

HB 459, PN 3383

By Rep. S. SMITH

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, further providing for property subject to or exempt from claim and for content of claims entered; and providing for public record lists and for report of nonpayment of taxes.

RULES.

HB 599, PN 3528

By Rep. S. SMITH

An Act amending the act of July 31, 2003 (P.L.73, No.17), known as the Volunteer Fire Company and Volunteer Ambulance Service Grant Act, further providing for award of grants and for expiration of authority; and making an appropriation.

RULES.

HB 1525, PN 2743

By Rep. S. SMITH

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for limiting the number of retail licenses to be issued in each county.

RULES.

BILLS REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that the following bills be taken from the table:

HB 1964;
HB 2374; and
SB 987.

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 1964, PN 2697; HB 2374, PN 3390; and SB 987, PN 1297.

BILLS RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that the following bills be recommitted to the Appropriations Committee:

HB 1964;
HB 2374; and
SB 987.

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

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 599, PN 3528; and HB 1525, PN 2743**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

HOUSE AMENDMENTS
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to **SB 640, PN 1491**.

ANNOUNCEMENT BY MR. CASORIO

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

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, we understand it is the intention to come back to the floor at 6:30. The Democrats would like to hold an informal discussion and plan on returning to the floor at 6:30. Informal discussions, Mr. Speaker.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

**ANNOUNCEMENT BY
SPEAKER PRO TEMPORE**

The SPEAKER pro tempore. The Republican Caucus will have informal discussions immediately. We will return to the floor at approximately 6:30.

RECESS

The SPEAKER pro tempore. This House now stands in recess until 6:30 p.m.

AFTER RECESS

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

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

LEAVE OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence and recognizes the majority whip, who moves for a leave of absence for the remainder of the day for the gentleman from Lycoming, Mr. FEESE. Without objection, that leave will be granted.

BILLS REREPORTED FROM COMMITTEE

HB 617, PN 3401 By Rep. FLEAGLE

An Act relating to crane operator licensure; establishing the State Board of Crane Operators; conferring powers and imposing duties; making an appropriation; and imposing penalties.

APPROPRIATIONS.

HB 1022, PN 3497 By Rep. FLEAGLE

An Act providing for long-term care patient access to pharmaceuticals; and conferring powers and duties on the State Board of Pharmacy and the Legislative Budget and Finance Committee.

APPROPRIATIONS.

HB 1472, PN 1790 By Rep. FLEAGLE

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for invasion of privacy and for registration.

APPROPRIATIONS.

HB 1964, PN 2697 By Rep. FLEAGLE

An Act authorizing investment tax credits for qualified alternative energy enterprises.

APPROPRIATIONS.

HB 1966, PN 2699

By Rep. FLEAGLE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sexual offender registration procedures and applicability.

APPROPRIATIONS.

HB 2117, PN 2912

By Rep. FLEAGLE

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for sentencing procedure for murder of the first degree.

APPROPRIATIONS.

HB 2171, PN 3010

By Rep. FLEAGLE

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for conduct relating to sex offenders; imposing a penalty; and providing for sentences for sex offenders.

APPROPRIATIONS.

HB 2203, PN 3071

By Rep. FLEAGLE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for grading of the offense of failure to comply with registration of sexual offenders requirements.

APPROPRIATIONS.

HB 2283, PN 3295

By Rep. FLEAGLE

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, providing for information relating to other persons in contact with children.

APPROPRIATIONS.

HB 2303, PN 3227

By Rep. FLEAGLE

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for licensure; and imposing functions on the Commissioner of Professional and Occupational Affairs and the Legislative Reference Bureau.

APPROPRIATIONS.

HB 2374, PN 3390

By Rep. FLEAGLE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing, in motorbus road tax credits or refund, for bus company reimbursement for motor fuel tax.

APPROPRIATIONS.

HB 2376, PN 3454

By Rep. FLEAGLE

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for responsible alcohol management remediation for licensees.

APPROPRIATIONS.

HB 2383, PN 3456

By Rep. FLEAGLE

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, requiring the Bureau of Alcohol Education to make certain reports to the General Assembly.

APPROPRIATIONS.

SB 437, PN 1306

By Rep. FLEAGLE

An Act amending the act of June 28, 1935 (P.L.477, No.193), referred to as the Enforcement Officer Disability Benefits Law, extending benefits to corrections employees; and making an editorial change.

APPROPRIATIONS.

SB 987, PN 1297

By Rep. FLEAGLE

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to Centre County Industrial Development Corporation, certain lands situate in Benner Township, Centre County.

APPROPRIATIONS.

CALENDAR**BILLS ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 2058, PN 2835**, entitled:

An Act amending the act of October 6, 1998 (P.L.705, No.92), known as the Keystone Opportunity Zone, Keystone Opportunity Expansion Zone and Keystone Opportunity Improvement Zone Act," providing for licensed facilities and licensed gaming entities eligibility; and making a related repeal.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2058 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2058 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 1586, PN 1987**, entitled:

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 personal income tax imposition.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1586 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1586 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 1705, PN 2281**, entitled:

An Act providing for health care coverage for the treatment of people with bleeding disorders.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1705 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1705 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 2132**,
PN 2936, entitled:

An Act amending the act of June 25, 1931 (P.L.1352, No.332),
referred to as the Delaware River Joint Toll Bridge Compact, further
providing for powers and duties and for audits.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2132 be placed
upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2132 be taken
off the table.

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

* * *

The House proceeded to third consideration of **HB 2133**,
PN 2937, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania
Consolidated Statutes, further providing for identification card.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2133 be placed
upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2133 be taken
off the table.

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

* * *

The House proceeded to third consideration of **HB 2017**,
PN 2778, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of
the Pennsylvania Consolidated Statutes, further providing for
exemptions from jury duty.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2017 be placed
upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 2017 be taken
off the table.

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

* * *

The House proceeded to third consideration of **SB 629**,
PN 1371, entitled:

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

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that SB 629 be placed
upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that SB 629 be taken off the table.

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

* * *

The House proceeded to third consideration of **SB 798, PN 1360**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for right to bail.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that SB 798 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that SB 798 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 1071, PN 1969**, entitled:

An Act amending the act of December 18, 2001 (P.L.949, No.114), known as the Workforce Development Act, providing for preference for training programs.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1071 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1071 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 248, PN 274**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for legislative review of State highway transfers and for allocation of proceeds from taxes for highway maintenance and construction.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 248 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 248 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 1631, PN 2016**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for vehicles exempt from registration.

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

BILL TABLED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1631 be placed upon the table.

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

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that HB 1631 be taken off the table.

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

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The clerk will read the following supplemental report of the Committee on Committees.

The following report was read:

SUPPLEMENTAL REPORT COMMITTEE ON COMMITTEES

In the House of Representatives
February 8, 2006

Resolved that:
Rep. Michael Gerber, Montgomery County, is elected a member of the Environmental Resources and Energy Committee vice Rep. Alan Butkovitz resigned.
Rep. Mark Cohen, Philadelphia County, is elected a member of the Urban Affairs Committee vice Rep. Alan Butkovitz resigned.
Rep. Anthony Melio, Bucks County, is elected a member of the Veterans Affairs and Emergency Preparedness Committee vice Rep. Alan Butkovitz resigned.

Respectfully submitted,
Rep. Robert Freeman
Democratic Chairman
Committee on Committees

On the question,
Will the House adopt the resolution?
Resolution was adopted.

COMMUNICATION FROM DEPARTMENT OF REVENUE

The SPEAKER. The Speaker acknowledges receipt of a report relative to the small malt beverage brewers in Pennsylvania submitted in accordance with Article XX of the Tax Reform Code of 1971.

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

ACTUARIAL NOTE

The SPEAKER. The Speaker acknowledges receipt of the actuarial note for amendment No. 05773 to SB 384, PN 1412.

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

BILLS SIGNED BY SPEAKER

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

SB 640, PN 1491

An Act amending the act of May 16, 1923 (P.L.207, No.153), referred to as the Municipal Claim and Tax Lien Law, providing for donation of property in lieu of taxes; further providing for claims for taxes, water rents or rates and lighting, power and sewer rates and for contents of claims; and providing for a public record of all properties against which taxes were levied and remain unpaid.

SB 929, PN 1218

An Act prohibiting the advertising and conducting of certain live musical performances or productions; providing for enforcement; and imposing a penalty.

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2234, PN 3113**, entitled:

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

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

The SPEAKER. It is the understanding of the Chair that all the amendments with the exception of the Gergely amendment have been withdrawn. So at this time the gentleman, Mr. Gergely, offers the following amendment, which the clerk will read.

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

Mr. GERGELY offered the following amendment No. A05862:

Amend Title, page 1, line 1, by striking out "PACENET program" and inserting

PACE and PACENET programs

Amend Sec. 1, page 1, line 5, by inserting after "for" PACE and

Amend Sec. 1, page 1, line 8, by striking out "PACENET program established pursuant to section 519" and inserting

PACE or PACENET program as defined in section 502

Amend Sec. 1, page 1, line 10, by inserting after "the" where it appears the first time

PACE or

Amend Bill, page 2, by inserting between lines 1 and 2

Section 2. Funding.

Funding, to the extent authorized by section 306(b)(1)(vii) of the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, shall continue to be appropriated to the Pharmaceutical Assistance Contract for the Elderly Fund to support the program expansions contained in this act. The Department of Aging shall also designate funds from the fund to continue eligibility under this act; however, these funds shall not exceed the funding designated under section 306(b)(1)(vii) of the Tobacco Settlement Act. If eligibility under this act requires that funds from fund exceed those from section 306(b)(1)(vii) of the Tobacco Settlement Act, then the Department of Aging is authorized to determine eligibility requirements.

Amend Sec. 2, page 2, line 2, by striking out "2" and inserting 3

Amend Sec. 2, page 2, line 3, by striking out "PACENET program" and inserting

PACE and PACENET programs

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

The following roll call was recorded:

YEAS-185

Table listing names of members who voted 'YEAS-185' in four columns: Adolph, Allen, Argall, Baker, Baldwin, Barrar, Bastian, Bebko-Jones, Belardi, Belfanti, Benninghoff, Beyer, Bianucci, Birmelin, Blackwell, Blaum, Boyd, Bunt, Buxton, Caltagirone, Cappelli, Casorio, Causer, Cawley, Civera, Clymer, Cohen, Cornell, Costa, Fairchild, Fichter, Fleagle, Flick, Forcier, Frankel, Freeman, Gabig, Gannon, Geist, George, Gerber, Gergely, Gillespie, Gingrich, Godshall, Good, Goodman, Grell, Grucela, Gruitza, Haluska, Hanna, Harhart, Harper, Harris, Hasay, Hennessey, Herman, Maher, Major, Manderino, Mann, Markosek, Marsico, McCall, McGeehan, McGill, McIlhatten, McIlhinney, Melio, Metcalfe, Micozzie, Millard, Miller, R., Miller, S., Mundy, Mustio, Myers, Nailor, Nickol, O'Brien, Oliver, O'Neill, Pallone, Parker, Payne, Petrarca, Rubley, Sainato, Samuelson, Santoni, Saylor, Scavello, Schroder, Semmel, Shaner, Shapiro, Siptroth, Smith, B., Smith, S. H., Solobay, Sonney, Staback, Stairs, Stern, Stetler, Stevenson, R., Stevenson, T., Sturla, Surra, Tangretti, Taylor, E. Z., Tigue, True, Turzai, Veon.

Table listing names of members who did not vote or were excused in four columns: Crahalla, Creighton, Cruz, Curry, Daley, Dally, DeLuca, Denlinger, Dermody, DeWeese, DiGirolamo, Diven, Donatucci, Eachus, Ellis, Evans, D., Evans, J., Fabrizio, Hershey, Hess, Hickernell, Hutchinson, James, Kauffman, Keller, M., Keller, W., Kenney, Killion, Kirkland, Kotik, LaGrotta, Leach, Leh, Lescovitz, Levdansky, Mackereth, Petri, Petrone, Phillips, Pickett, Preston, Pyle, Quigley, Ramaley, Rapp, Raymond, Readshaw, Reed, Reichley, Roberts, Roebuck, Rohrer, Rooney, Ross, Vitali, Walko, Wansacz, Waters, Watson, Wheatley, Williams, Wilt, Wojnaroski, Wright, Yewcic, Youngblood, Yudichak, Zug, Perzel, Speaker.

NAYS-0

NOT VOTING-1

Ruffing

EXCUSED-15

Table listing names of members who were excused in four columns: Armstrong, Bishop, Corrigan, Feese, Harhai, Josephs, Lederer, Maitland, McNaughton, Pistella, Rieger, Sather, Steil, Taylor, J., Thomas.

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?

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

(Members proceeded to vote.)

MEMBER'S PRESENCE RECORDED

The SPEAKER. The Chair returns to leaves of absence and notes the presence on the floor of the House of the gentleman, Mr. Ruffing. His name will be added to the master roll.

CONSIDERATION OF HB 2234 CONTINUED

On the question recurring, Shall the bill pass finally?

The following roll call was recorded:

YEAS-186

Table listing names of members who voted 'YEAS-186' in four columns: Adolph, Allen, Fairchild, Fichter, Maher, Major, Rubley, Ruffing.

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

* * *

The House proceeded to third consideration of **SB 509, PN 806**, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, further providing for

classification and order of payment of claims against the estate of a decedent.

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

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

The following roll call was recorded:

YEAS-186

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

NAYS-0

NOT VOTING-0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

BILLS RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that SB 629 and SB 798 be recommitted to the Committee on Judiciary.

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

RESOLUTION PURSUANT TO RULE 35

Mr. READSHAW called up **HR 567, PN 3469**, entitled:

A Resolution designating March 1, 2006, as “Saint David’s Day” to be observed throughout this Commonwealth.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—186

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

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

NAYS—0

NOT VOTING—0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2319, PN 3281**, entitled:

An Act prohibiting the use of illegal immigrant labor on economic development projects; imposing powers and duties on the Department of Community and Economic Development; and providing for remedies.

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

Mr. **GEORGE** offered the following amendment No. **A05792**:

Amend Sec. 4, page 2, by inserting between lines 28 and 29
(c) Ineligibility.—Any person who is required to pay or repay a loan or grant under subsection (a) shall be ineligible to apply for any State grant or loan for a period of two years.

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

The following roll call was recorded:

YEAS—185

Adolph	Fichter	Major	Ruffing
Allen	Fleagle	Manderino	Sainato
Argall	Flick	Mann	Samuelson
Baker	Forcier	Markosek	Santoni
Baldwin	Frankel	Marsico	Saylor
Barrar	Freeman	McCall	Scavello

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

NAYS—0

NOT VOTING—1

Bebko-Jones

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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?

Mr. **McGEEHAN** offered the following amendment No. **A05847**:

Amend Title, page 1, lines 1 and 2, by striking out “economic development”

Amend Title, page 1, lines 2 and 3, by striking out “the Department of Community and Economic Development” and inserting executive agencies of the Commonwealth

Amend Sec. 2, page 1, lines 14 through 17; page 2, lines 1 and 2, by striking out all of said lines on said pages and inserting

“Executive agency.” The Governor and the departments, boards, commissions, authorities and other officers and agencies of the Commonwealth. The term does not include any court or other employee or official of the United Judicial System.

“Illegal alien.” A noncitizen of the United States who is violating Federal immigration laws and is providing compensated labor within this Commonwealth.

“Project.” An activity which uses labor services, financed in whole or in part by grants or loans issued by an executive agency of the Commonwealth.

Amend Sec. 3, page 2, lines 4 and 5, by striking out all of said lines and inserting

No person shall use or knowingly employ, or knowingly permit, the labor services of an illegal alien on any project. A person shall be deemed to have knowingly used or have permitted the use of prohibited services if he shall have active knowledge of or have reason to know that such services have been provided on the project.

Amend Sec. 4, page 2, line 7, by striking out all of said line

Amend Sec. 4, page 2, line 8, by striking out “department” and inserting

executive agency

Amend Sec. 4, page 2, line 9, by striking out “subsection (b)” and inserting

section 5

Amend Sec. 4, page 2, line 11, by striking out “department” and inserting

executive agency

Amend Sec. 4, page 2, line 16, by striking out “subsection (b)” and inserting

section 5

Amend Sec. 4, page 2, line 17, by striking out all of said line and inserting

Section 5. Violations.

Payment or repayment under section 4

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

The **SPEAKER**. On that question, the Chair recognizes the gentleman, Mr. McGeehan.

Mr. **McGEEHAN**. Thank you, Mr. Speaker.

Mr. Speaker, it is my understanding that this is an agreed-to amendment by the gentleman, Mr. Allen.

The **SPEAKER**. The gentleman agrees.

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

The following roll call was recorded:

YEAS—186

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

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

On the question recurring,
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?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS-186

Adolph	Fairchild	Maher	Rubley
Allen	Fichter	Major	Ruffing
Argall	Fleagle	Manderino	Sainato
Baker	Flick	Mann	Samuelson
Baldwin	Forcier	Markosek	Santoni
Barrar	Frankel	Marsico	Saylor

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

RESOLUTIONS PURSUANT TO RULE 35

Mr. DONATUCCI called up **HR 570, PN 3472**, entitled:

A Resolution observing the month of March 2006 as "National Colorectal Cancer Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—186

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

NAYS—0

NOT VOTING—0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

* * *

Mr. GOODMAN called up **HR 581, PN 3515**, entitled:

A Resolution commemorating February 16, 2006, as "Lithuanian Independence Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—186

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

NAYS—0

NOT VOTING—0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

SUPPLEMENTAL CALENDAR A

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to HB 459, PN 3383, entitled:

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, further providing for property subject to or exempt from claim and for content of claims entered; and providing for public record lists and for report of nonpayment of taxes.

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

The SPEAKER. It is moved by the gentlelady, Mrs. Gingrich, that the House do concur in the amendments inserted by the Senate.

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

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

The following roll call was recorded:

YEAS-186

Table listing names of members who voted 'YEAS' for the bill, including Adolph, Allen, Argall, Baker, Baldwin, Barrar, Bastian, etc.

Table listing names of members who were present or absent during the vote, including Eachus, Ellis, Evans, D., Evans, J., Fabrizio, Leach, Leh, Lescovitz, Levdansky, Mackereth, Roberts, Roebuck, Rohrer, Rooney, Ross, Yudichak, Zug, Perzel, Speaker.

NAYS-0

NOT VOTING-0

EXCUSED-15

Table listing names of members who were excused from the vote, including Armstrong, Bishop, Corrigan, Feese, Harhai, Josephs, Lederer, Maitland, McNaughton, Pistella, Rieger, Sather, Steil, Taylor, J., Thomas.

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

Ordered, That the clerk inform the Senate accordingly.

The House proceeded to consideration of concurrence in Senate amendments to HB 1525, PN 2743, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for limiting the number of retail licenses to be issued in each county.

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

The SPEAKER. It is moved by the gentlelady, Mrs. Harhart, that the House do concur in the amendments inserted by the Senate.

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

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

The following roll call was recorded:

YEAS-185

Table listing names of members who voted 'YEAS' for the bill, including Adolph, Allen, Argall, Baker, Baldwin, Barrar, Bastian, etc.

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

NAYS-1

Miller, S.

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 599, PN 3528**, entitled:

An Act amending the act of July 31, 2003 (P.L.73, No.17), known as the Volunteer Fire Company and Volunteer Ambulance Service Grant Act, further providing for award of grants and for expiration of authority; and making an appropriation.

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

The SPEAKER. It is moved by the gentleman, Mr. Nailor, that the House do concur in the amendments inserted by the Senate.

MOTION TO SUSPEND RULES

The SPEAKER. The Chair at this time recognizes the gentleman, Mr. Sturla, for a motion to suspend the rules for an amendment to HB 599. Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, I would like to move to suspend the rules to allow amendment A05928, which would allow for municipal fire departments to be added as a portion of this legislation.

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

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

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

Mr. Speaker, I would ask the members to oppose the motion to suspend the rules for a couple of reasons.

Mr. Speaker, first of all, this is legislation that really we are dealing with because of the court ruling in terms of what it threw out of the gaming bill. Otherwise, this would have been in place; it would have been funded going back to the beginning of this current fiscal year. So this is sort of backtracking and reestablishing what we thought we had established in that previous legislation.

Secondly, Mr. Speaker, it would seem to me that the subject of the proposed amendment is parallel an issue that this House has dealt with. I am not suggesting that it is identical by any stretch of the imagination, but legislation has passed this House that would deal with training of municipal firefighters, and I think it goes very much hand in hand with what this proposed amendment would be, and I do not think it is necessary, especially given the fact that it would hold this bill up. We are going to be on a very short timeline, Mr. Speaker, in getting this bill to the Governor's desk, assuming the Governor would sign it into law, and then allowing the volunteer firefighters to actually apply for these grants. It is going to be a pretty short timeline relative to our fiscal year.

So I would ask the members to oppose the motion to suspend the rules and allow us to concur and send this to the Governor's desk.

Thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the minority leader. Does the gentleman wish to yield his time to the— The gentleman, Mr. Sturla.

Mr. STURLA. Thank you, Mr. Speaker.

Mr. Speaker, year after year we have heard reasons why this amendment should not be done at this point in time. There is always a different time when it should be done. The fact of the matter remains that on a rather regular basis on the floor of the House, I and other members have voted to support a \$25 million grant program to volunteer fire departments. That is a worthy cause. What that means is, however, in those municipalities that have their own municipal fire department – that is a paid fire department – they do not qualify for any of those grants and loans. So all those constituents in those municipalities that have their own fire department pay their State taxes to support grants and loans to volunteer fire companies outside their district, and those grants and loans for those volunteer companies go to buy new equipment, new fire trucks, all sorts of wonderful things – 2 percent if it is a loan, free if it is a grant. And then those municipalities go to those firemen's parades and they see that their truck is 30 years older than the surrounding volunteer companies and that they do not have the kind of equipment that those volunteer companies have, because they had access to those grants and loans. And they go back to their municipality and say, why do you not get us one of those grants or loans, and

the municipality says, sorry, we cannot; we are not able to; we have to use our own borrowing power and borrow money at 6 or 8 percent and use that municipality's bonding capacity in order to buy you a new fire truck, and then we need to charge our local citizens higher taxes in order to pay for those bonds that we floated.

The SPEAKER. Mr. Sturla, a brief explanation.

Mr. STURLA. Mr. Speaker, the time for this amendment is now. The reason is that a quarter of the State's population is affected by this amendment, and those people deserve to have their fire departments as well equipped as the volunteer fire departments.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS-83

Bebko-Jones	Frankel	McCall	Shaner
Belardi	Freeman	McGeehan	Shapiro
Beyer	George	Melio	Siptroth
Biancucci	Gerber	Mundy	Staback
Blackwell	Gergely	Myers	Stetler
Blaum	Grucela	O'Brien	Sturla
Boyd	Gruitza	Oliver	Tangretti
Buxton	Haluska	Pallone	Tigue
Caltagirone	Hutchinson	Parker	True
Casorio	James	Petrarca	Veon
Cawley	Keller, W.	Petrone	Vitali
Cohen	Kenney	Preston	Walko
Costa	Kirkland	Ramaley	Wansacz
Cruz	Kotik	Readshaw	Waters
Curry	LaGrotta	Roberts	Wheatley
Dermody	Leach	Roebuck	Williams
DeWeese	Lescovitz	Rooney	Wojnarowski
Donatucci	Levdansky	Ruffing	Yewcic
Eachus	Manderino	Sainato	Youngblood
Evans, D.	Mann	Samuelson	Yudichak
Fabrizio	Markosek	Santoni	

NAYS-103

Adolph	Fichter	Leh	Reichley
Allen	Fleagle	Mackereth	Rohrer
Argall	Flick	Maher	Ross
Baker	Forcier	Major	Rubley
Baldwin	Gabig	Marsico	Saylor
Barrar	Gannon	McGill	Scavello
Bastian	Geist	McIlhattan	Schroder
Belfanti	Gillespie	McIlhinney	Semmel
Benninghoff	Gingrich	Metcalfe	Smith, B.
Birmelin	Godshall	Micozzie	Smith, S. H.
Bunt	Good	Millard	Solobay
Cappelli	Goodman	Miller, R.	Sonney
Causar	Grell	Miller, S.	Stairs
Civera	Hanna	Mustio	Stern
Clymer	Harhart	Nailor	Stevenson, R.
Cornell	Harper	Nickol	Stevenson, T.
Crahalla	Harris	O'Neill	Surra
Creighton	Hasay	Payne	Taylor, E. Z.
Daley	Hennessey	Petri	Turzai
Dally	Herman	Phillips	Watson
DeLuca	Hershey	Pickett	Wilt
Denlinger	Hess	Pyle	Wright
DiGirolamo	Hickernell	Quigley	Zug
Diven	Kauffman	Rapp	

Ellis	Keller, M.	Raymond	Perzel,
Evans, J.	Killion	Reed	Speaker
Fairchild			

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS-186

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

Evans, J. Fabrizio	Levdansky Mackereth	Rooney Ross	Perzel, Speaker
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NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

Ordered, That the clerk inform the Senate accordingly.

SUPPLEMENTAL CALENDAR B

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1472, PN 1790**, entitled:

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for invasion of privacy and for registration.

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

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

The following roll call was recorded:

YEAS-186

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

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

* * *

The House proceeded to third consideration of **HB 2376, PN 3454**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for responsible alcohol management remediation for licensees.

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

MOTION TO SUSPEND RULES

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

Mr. CLYMER. Mr. Speaker, I move for an immediate suspension of the rules for amendment 5944.

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

The SPEAKER. On the suspension of the rules, would the gentleman, Mr. Clymer, please give a brief description.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, I ask for suspension of the rules on amendment A05944, and it is legislation that would allow members to reconsider the vote that they made to allow for Sunday sales by beer distributors several months ago.

With all the problems that we are hearing from our higher schools of education, where many more young people are going out to purchase alcohol, and we know from recent statistics, Mr. Speaker, that approximately 1500 college- and university-age students take their own lives or their lives are forfeited because of this alcohol abuse, this drug abuse.

Therefore, Mr. Speaker, I respectfully request the members to acquiesce in this decision and support suspension of the rules. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the majority leader, who yields to the gentleman from Delaware, Mr. Raymond.

Mr. RAYMOND. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the motion to suspend the rules.

This amendment would reverse something that this body had done some scant 5 or 6 months ago and has been in effect and in fact has had absolutely no detrimental effect on anyone and has been doing exactly what we intended it to do.

I respectfully request the support of members on both sides of the aisle to not suspend the rules. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Greene, the minority leader, Mr. DeWeese.

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

What the honorable gentleman is trying to do is demolish the status quo to contravene the very successful and aggressive endeavors of the Republican chairman of the Liquor Control Board, Jonathan Newman. It can be argued, I believe, that the eminent Republican, Mr. Newman, has done a sterling job and has enhanced the revenues of our Commonwealth in a stupendous fashion.

The doctrinaire, semitheologically-tinged argumentation to the contrary notwithstanding, I think this maneuver is absurd. I think it countervails the modern progress we have made at the LCB. God bless America. I cannot figure out why we would try to rip tens of millions of dollars out of the revenue stream.

I would ask that we not suspend the rules and that the Republican chairman of the Liquor Control Board, I am standing with my friend, Mr. Raymond, and hopefully the majority of members here in trying to go against my other good friend, Mr. Clymer – my very good friend, Mr. Clymer.

The SPEAKER. For the information of the gentleman, the majority leader yielded to the gentleman, Mr. Raymond, and the minority leader spoke on his own. It would take unanimous consent to allow the gentleman to speak.

I apologize, Mr. Clymer. There are a number of noes. I hear them from that side of the aisle, not from this side, Mr. Clymer.

Mr. DeWEESE. Mr. Speaker, I assume that my colleagues will give the honorable gentleman unanimous consent. We are very progressive people on this side of the aisle.

The SPEAKER. The gentleman, Mr. Clymer.

Mr. CLYMER. Thank you very much, and I am very pleased to hear that the gentleman from Greene County says “my very good friend,” because that friendship is reciprocated to that gentleman there.

Very briefly, Mr. Speaker, the reason, of course, I am looking at suspension of the rules for this amendment is because death is real, injury is real, college dropouts are very real. These are the things that develop, and you can pinpoint alcohol abuse, the number one drug abuse in Pennsylvania and in the nation, as a result, and for those very legitimate reasons, I stand here and ask for a suspension of the rules.

Thank you.

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

The following roll call was recorded:

YEAS—55

Baker	Fleagle	Hutchinson	Reed
Baldwin	Forcier	Kauffman	Rohrer
Bastian	Freeman	Keller, M.	Samuelson
Benninghoff	Gabig	Leh	Smith, B.
Birmelin	Geist	Lescovitz	Smith, S. H.
Boyd	Gingrich	Maher	Stern
Cappelli	Godshall	Major	Stevenson, R.
Causer	Haluska	McIlhattan	Taylor, E. Z.
Clymer	Hanna	Melio	True
Creighton	Hennessey	Metcalfe	Watson
Denlinger	Herman	Miller, S.	Wilt
Diven	Hershey	Phillips	Yewcic
Ellis	Hess	Pickett	Zug
Fairchild	Hickernell	Rapp	

NAYS—129

Adolph	Fichter	McGill	Saylor
Argall	Flick	McIlhinney	Scavello
Barrar	Frankel	Micozzie	Schroder
Bebko-Jones	Gannon	Millard	Semmel
Belardi	George	Miller, R.	Shaner
Belfanti	Gerber	Mundy	Shapiro
Beyer	Gergely	Mustio	Siproth
Bianucci	Gillespie	Myers	Solobay
Blackwell	Good	Nailor	Sonney
Blaum	Goodman	Nickol	Staback
Bunt	Grell	O'Brien	Stairs
Buxton	Grucela	Oliver	Stetler
Caltagirone	Gruitza	O'Neill	Stevenson, T.
Casorio	Harhart	Pallone	Sturla
Cawley	Harper	Parker	Surra
Civera	Harris	Payne	Tangretti
Cohen	Hasay	Petrarca	Tigue
Cornell	James	Petri	Turzai
Costa	Keller, W.	Petrone	Veon
Crahalla	Kenney	Preston	Vitali
Cruz	Killion	Pyle	Walko
Curry	Kirkland	Quigley	Wansacz
Daley	Kotik	Ramaley	Waters
Dally	LaGrotta	Raymond	Wheatley
DeLuca	Leach	Readshaw	Williams
Dermody	Levdansky	Reichley	Wojnarowski
DeWeese	Mackereth	Roberts	Wright
DiGirolamo	Manderino	Roebuck	Youngblood
Donatucci	Mann	Ross	Yudichak
Eachus	Markosek	Rublely	
Evans, D.	Marsico	Ruffing	
Evans, J.	McCall	Sainato	Perzel, Speaker
Fabrizio	McGeehan	Santoni	

NOT VOTING—2

Allen	Rooney
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EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

Less than a majority of the members required by the rules having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,
Will the House agree to the bill on third consideration?
Bill 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?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—186

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

Evans, J.	Levdansky	Rooney	Perzel,
Fabrizio	Mackereth	Ross	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

* * *

The House proceeded to third consideration of **HB 2383, PN 3456**, entitled:

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, requiring the Bureau of Alcohol Education to make certain reports to the General Assembly.

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

Mr. **GEORGE** offered the following amendment No. **A05891**:

Amend Sec. 1 (Sec. 217), page 2, by inserting between lines 12 and 13

(4) Current legislation utilized by other states to address and prevent underage alcohol drinking and high-risk college alcohol drinking.

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Mr. George.

Mr. GEORGE. Mr. Speaker, this amendment simply asks that we study other States to see what they can come up with and what their experience has brought. That is all this amendment does, to get information from other States on underage drinking.

I would hope you could accept this amendment.

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

The following roll call was recorded:

YEAS—186

Adolph	Fairchild	Maher	Rubley
Allen	Fichter	Major	Ruffing
Argall	Fleagle	Manderino	Sainato
Baker	Flick	Mann	Samuelson

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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?

RULES SUSPENDED

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

Mr. WOJNAROSKI. Mr. Speaker, I call for an immediate suspension of the rules for amendment A5927.

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

The SPEAKER. On that question, the Chair recognizes the gentleman, Mr. Wojnaroski, for an explanation.

Mr. WOJNAROSKI. Thank you, Mr. Speaker.

I rise to suspend the rules on HB 2383, and it is my understanding, Mr. Speaker, this is an agreed-to amendment.

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

The following roll call was recorded:

YEAS-186

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

NAYS-0

NOT VOTING-0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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 agree to the bill on third consideration as amended?

Mr. **WOJNAROSKI** offered the following amendment No. **A05927**:

Amend Title, page 1, line 16, by inserting after “laws,” ” further providing for definitions; and

Amend Bill, page 1, lines 21 through 23, by striking out all of said lines and inserting

Section 1. The definition of “eligible entity” in section 102 of the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, reenacted and amended June 29, 1987 (P.L.32, No.14) and amended January 6, 2006 (P.L.1, No.1), is amended to read:

Section 102. Definitions.—The following words or phrases, unless the context clearly indicates otherwise, shall have the meanings ascribed to them in this section:

* * *

“Eligible entity” shall mean a city of the third class, a hospital, a church, a synagogue, a volunteer fire company, a volunteer ambulance company, a volunteer rescue squad, a unit of a nationally chartered club which has been issued a club liquor license, a club in a city of the third class which has been issued a club liquor license and which, as of December 31, 2002, has been in existence for at least 100 years, a library, a nationally accredited Pennsylvania nonprofit zoological institution licensed by the United States Department of Agriculture, a nonprofit agricultural association in existence for at least ten years, a bona fide sportsmen’s club in existence for at least ten years, a nationally chartered veterans’ organization and any affiliated lodge or subdivision of such organization, a fraternal benefit society that is licensed to do business in this Commonwealth and any affiliated lodge or subdivision of such fraternal benefit society, a museum operated by a nonprofit corporation in a city of the third class or township of the first class, a nonprofit corporation engaged in the performing arts in a city of the third class, borough or in an incorporated town, an arts council, a nonprofit corporation that operates an arts facility or museum in a city of the third class in the county of the fourth class, a nonprofit organization as defined under section 501(c)(3) of the Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3)) whose purpose is to protect the architectural heritage of boroughs and which has been recognized as such by a municipal resolution, a nonprofit organization as defined under section 501(c)(3) of the Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3)) conducting a regatta in a city of the second class with the permit to be used on State park grounds or conducting a family-oriented celebration as part of Welcome America in a city of the first class on property leased from that city for more than fifty years, a nonprofit organization as defined under section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. § 501(c)(3)) whose purpose is to raise funds for the research and treatment of cystic fibrosis, a nonprofit organization as defined under section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. § 501(c)(3)) whose purpose is to educate the public on issues dealing with watershed conservation, a nonprofit economic development agency in a city of the second class

with the primary function to serve as an economic generator for the greater southwestern Pennsylvania region by attracting and supporting film, television and related media industry projects and coordinating government and business offices in support of a production, a county tourist promotion agency as defined in section 3(1) of the act of April 28, 1961 (P.L.111, No.50), known as the Tourist Promotion Law, or a junior league in a third class county that is a nonprofit organization as defined under section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. § 501 (c)(3)) that is comprised of women whose purpose is exclusively educational and charitable in promoting the volunteerism of women and developing and participating in community projects and that has been in existence for over seventy years.

* * *

Section 2. The act is amended by adding a section to read:
Amend Sec. 2, page 2, line 20, by striking out all of said line and inserting

Section 3. This act shall take effect as follows:

(1) The amendment of the definition of “eligible entity” in section 102 of the act shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, the Chair recognizes the gentleman, Mr. Ruffing.

Mr. RUFFING. Mr. Speaker, can we get a brief explanation on this amendment, please? Thank you.

The SPEAKER. The gentleman indicates he will stand and give a brief explanation of the amendment.

Mr. WOJNAROSKI. Thank you, Mr. Speaker.

Mr. Speaker, my amendment would include county tourism promotion agencies and a long list of organizations and entities that can obtain a special-occasion permit from the Liquor Control Board, and from doing so, it would allow them to keep profits from sales of alcohol sold during special occasions.

The SPEAKER. Mr. Ruffing.

Mr. RUFFING. Thank you, Mr. Speaker.

I do endorse this amendment. Thank you for the explanation.

The SPEAKER. I do not know; he was only two seats away from you. You could have asked for an explanation.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—186

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

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

On the question recurring,
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?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS-186

Adolph	Fairchild	Maher	Rubley
Allen	Fichter	Major	Ruffing
Argall	Fleagle	Manderino	Sainato
Baker	Flick	Mann	Samuelson
Baldwin	Forcier	Markosek	Santoni
Barrar	Frankel	Marsico	Saylor
Bastian	Freeman	McCall	Scavello
Bebko-Jones	Gabig	McGeehan	Schroder

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

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

* * *

The House proceeded to third consideration of **HB 617, PN 3401**, entitled:

An Act relating to crane operator licensure; establishing the State Board of Crane Operators; conferring powers and imposing duties; making an appropriation; and imposing penalties.

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

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

The following roll call was recorded:

YEAS—147

Adolph	Fabrizio	Major	Rubley
Allen	Fichter	Manderino	Ruffing
Argall	Fleagle	Mann	Sainato
Barrar	Flick	Markosek	Samuelson
Bastian	Frankel	Marsico	Santoni
Bebko-Jones	Freeman	McCall	Schroder
Belardi	Gannon	McGeehan	Semmel
Belfanti	Geist	McGill	Shaner
Benninghoff	George	McIlhattan	Shapiro
Beyer	Gerber	McIlhinney	Siptroth
Biancucci	Gergely	Melio	Smith, B.
Birmelin	Gingrich	Micozzie	Smith, S. H.
Blackwell	Godshall	Millard	Solobay
Blaum	Good	Miller, S.	Staback
Bunt	Goodman	Mundy	Stairs
Buxton	Grucela	Mustio	Stetler
Caltagirone	Gruitza	Myers	Stevenson, T.
Cappelli	Haluska	Nailor	Sturla
Casorio	Hanna	O'Brien	Surra
Cawley	Harhart	Oliver	Tangretti
Civera	Harris	O'Neill	Tigue
Cohen	Hasay	Pallone	Veon
Cornell	Hennessey	Parker	Vitali
Costa	Herman	Payne	Walko
Crahalla	Hershey	Petrarca	Wansacz
Cruz	Hess	Petri	Waters
Curry	James	Petrone	Watson
Daley	Keller, W.	Pickett	Wheatley
Dally	Kenney	Preston	Williams
DeLuca	Killion	Ramaley	Wojnaroski
Dermody	Kirkland	Raymond	Wright
DeWeese	Kotik	Readshaw	Yewcic
DiGirolamo	LaGrotta	Reichley	Youngblood
Diven	Leach	Roberts	Yudichak
Donatucci	Leh	Roebuck	
Eachus	Lescovitz	Rooney	Perzel,
Evans, D.	Levdansky	Ross	Speaker
Evans, J.			

NAYS—39

Baker	Gabig	Metcalfe	Scavello
Baldwin	Gillespie	Miller, R.	Sonney
Boyd	Grell	Nickol	Stern
Causer	Harper	Phillips	Stevenson, R.
Clymer	Hickernell	Pyle	Taylor, E. Z.
Creighton	Hutchinson	Quigley	True
Denlinger	Kauffman	Rapp	Turzai
Ellis	Keller, M.	Reed	Wilt
Fairchild	Mackereth	Rohrer	Zug
Forcier	Maher	Saylor	

NOT VOTING—0

EXCUSED—15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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

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

* * *

The House proceeded to third consideration of **HB 2303, PN 3227**, entitled:

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for licensure; and imposing functions on the Commissioner of Professional and Occupational Affairs and the Legislative Reference Bureau.

On the question,

Will the House agree to the bill on third consideration?

Bill 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?

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

The following roll call was recorded:

YEAS—186

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

Donatucci	LaGrotta	Reichley	Youngblood
Eachus	Leach	Roberts	Yudichak
Ellis	Leh	Roebuck	Zug
Evans, D.	Lescovitz	Rohrer	
Evans, J.	Levdansky	Rooney	Perzel,
Fabrizio	Mackereth	Ross	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-15

Armstrong	Harhai	McNaughton	Steil
Bishop	Josephs	Pistella	Taylor, J.
Corrigan	Lederer	Rieger	Thomas
Feese	Maitland	Sather	

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.

BILLS SIGNED BY SPEAKER

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

HB 459, PN 3383

An Act amending the act of July 7, 1947 (P.L.1368, No.542), known as the Real Estate Tax Sale Law, further providing for property subject to or exempt from claim and for content of claims entered; and providing for public record lists and for report of nonpayment of taxes.

HB 599, PN 3528

An Act amending the act of July 31, 2003 (P.L.73, No.17), known as the Volunteer Fire Company and Volunteer Ambulance Service Grant Act, further providing for award of grants and for expiration of authority; and making an appropriation.

HB 1525, PN 2743

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for limiting the number of retail licenses to be issued in each county.

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

REPORT OF COMMITTEE ON COMMITTEES

The SPEAKER. The clerk will read the following supplemental report of the Committee on Committees.

The following report was read:

February 13, 2006

TO: John M. Perzel
The Speaker

SUBJECT: Revision to Committee on Committees Report

FROM: George C. Hasay
Chairman
Committee on Committees

I have the honor of presenting the following supplemental report from the Committee on Committees:

Honorable Bernie O'Neill to the Committee on Veterans Affairs & Emergency Preparedness

Honorable Ronald Marsico to the Committee on Finance

Honorable Tony Melio to the Committee on Veterans Affairs & Emergency Preparedness

Thank you.

On the question,
Will the House adopt the resolution?
Resolution was adopted.

SENATE MESSAGE

**HOUSE AMENDMENTS
NONCONCURRED IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to the Senate amendments to **HB 1318, PN 3484**, and has authorized the President Pro Tempore to appoint a committee of conference on behalf of the Senate to confer with a similar committee of the House of Representatives.

**MOTION INSISTING UPON AMENDMENTS
TO SENATE AMENDMENTS**

Mr. S. SMITH moved that the House insist upon its amendments to Senate amendments to HB 1318, PN 3484, and that a committee of conference on the part of the House be appointed.

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

VOTE CORRECTIONS

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

Mr. HESS. Thank you, Mr. Speaker.

On HB 617 my switch malfunctioned. I was recorded in the positive, and I would like to be recorded in the negative.

The SPEAKER. The Chair thanks the gentleman. The gentleman's remarks will be spread across the record.

The gentleman from Schuylkill, Mr. Allen.

Mr. ALLEN. Mr. Speaker, I would like to correct the record, please.

The SPEAKER. The gentleman is in order.

Mr. ALLEN. On HB 2376, on amendment A5944, I was not recorded, and I would like to be recorded in the negative on the suspension vote. A negative on the suspension vote. Thank you.

The SPEAKER. The Chair thanks the gentleman. The gentleman's remarks will be spread across the record.

STATEMENT BY DEMOCRATIC LEADER

The SPEAKER. The Chair at this time recognizes the minority leader, the gentleman from Greene, Mr. DeWeese.

The gentleman is entitled to be heard.

Mr. DeWEESE. Mr. Speaker, is it my understanding that the session is about to conclude for the evening?

Just a quick observation to my worthy colleagues on the other side of the aisle, especially the honorable gentleman from Jefferson, the majority leader, quite anxious, along with His Excellency, Governor Rendell, to make some substantive and palpable progress on the property tax debate. I see the gentleman, Mr. Micozzie, one of my good friends and a strenuous debater on the property tax dialogue in recent months. We have made so much progress, Mr. Speaker, and I would like to think that a vote this week would be a motion on the part of this House that property taxes are indeed the paramount issue in the State.

The Republican Party controls the House, controls the Senate, dominates the Supreme Court, and has received today a missive from His Excellency, Gov. Edward G. Rendell. The letter said that he would like some movement on property tax. The Senate sent us a bill; I am not so sure all of us are going to embrace that particular bill, but I would urge, and not wheedle or cajole, just urge my worthy colleague to bring this up for a vote on Wednesday. We have got a couple more days to talk about it, and we need a vote on property tax reform before we go into the budget session weeks that will ensue.

So this is just a polite reminder on behalf of the Democratic Caucus to our honorable colleagues in the majority. They have a lot of people that want to work on property tax reform. We have done a lot of the preliminary work. It is time for a vote this week. The Senate has sent us a proposal. Let us put it up, if we have to amend it, if we have to alter it, but let us get busy on property tax in the next day or two or three.

Thank you very much.

The SPEAKER. The Chair thanks the gentleman, Mr. DeWeese.

STATEMENT BY MAJORITY LEADER

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

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

Just while the minority leader did not pose a direct question and talked a little bit in the rhetorical, and I appreciate the context in which he did that, I would point to the members, I assume the members of the House Democratic Caucus got these letters, too, that as of today, late this afternoon, early this evening, we received a letter from the Honorable Edward G. Rendell, and while the conclusion of the letter is fairly direct, I have to admit, Mr. Speaker, that I am not sure just which way the Governor is saying we are supposed to go, because in one point in the letter, he says "building on" his

"original proposal to use the proceeds of expanded gaming to reduce property taxes across the commonwealth, some have suggested – with my support – that we should do more and reduce property taxes even further." Now, Mr. Speaker, that would imply that the House should do what the House has been doing in conflict with what the Senate has proposed in HB 39.

Now, later in the letter, the Governor goes on to say that "While we must continue to look for ways to further reduce property taxes, House Bill 39 is a good start that will afford property tax relief across the commonwealth starting now...."

I guess, Mr. Speaker, I am just a little bit perplexed as to what it is the administration is looking for. Are they saying HB 39 is the, you know, is the thing that we should finalize right now and put on his desk and that is what he wants, or is the administration going to turn around right afterwards and say, oh, that was okay but we should have done a lot more and doggone, you know, the legislature did not give us more property tax relief. So I am a little bit unsure of just what this letter is supposed to mean other than trying to cover all of the bases.

The fact is, Mr. Speaker, we have been discussing this internally. It was a big point of our discussion in caucus today, and the discussion was whether or not we should nonconcur on this bill and send it back to, or whatever the actual procedural move would be, force it into a conference committee. There were concerns from all sides, some of them that echo the positions that I know the minority leader had espoused recently relative to increasing the sales tax rate by half a percent; other ideas were still discussed. So, Mr. Speaker, the House Republican Caucus by no means is trying to thwart the movement of this legislation. We are endeavoring to find a consensus and something that we hopefully could take back to the Senate and resolve this issue in a way that best serves the people of Pennsylvania. So the fact that it was not called up for a vote today is not an indication of some nefarious plot, as was inferred by, I guess, the administration that there was some reason to not do this. The fact is, Mr. Speaker, we are looking to do what we think is in the best interest of the people of Pennsylvania relative to property taxes.

Mr. DeWEESE. Two quick points, if I may, Mr. Speaker.

THE SPEAKER PRO TEMPORE (JERRY BIRMELIN) PRESIDING

The SPEAKER pro tempore. The Chair recognizes Mr. DeWeese.

Mr. DeWEESE. A polite moment of interrogation with the honorable gentleman from Jefferson.

The SPEAKER pro tempore. The gentleman, Mr. Smith, indicates he is willing to stand for interrogation.

Mr. DeWEESE. If we were to nonconcur in the Senate amendments and send it back to the Senate, would that not be the appropriate step at least initially to move it toward a conference committee and keep the momentum? We do have some tangible momentum here in the chamber on property tax. I would just like to and I think most of the colleagues on both sides of the aisle would like to keep it going. So this is not meant to be adversarial. This is just trying to add some momentum to the process.

Mr. S. SMITH. Procedurally, Mr. Speaker, I mean, that was almost a parliamentary inquiry, but, yes, a vote to nonconcur

would, in fact, potentially move this forward. I think the concerns that have been expressed by our caucus are more along the lines that a vote to nonconcur, the uncertainty of what would come out of that conference committee, would it be more of what is embodied in HB 30 of special session or what was embodied in SB 30, or would it be something more along the lines of what the House had passed, you know, late last year in December?

Mr. DeWEESE. Thank you very much, Mr. Speaker. The interrogation is concluded. Just one final observation.

Governor Rendell will sign HB 39. He will sign it. He has given his statement to the media and to many other members of the Harrisburg political community. I am not sure how many votes it will garner in the House on either side, but still, I just think it would be a very helpful element within our process in the next few days if it were brought up for a vote. I am not privileged to run the show. We are in the minority. The honorable gentleman and the Republican Caucus control the calendar.

I think that the proposal that we are talking about is probably a 3 or a 4 on the scale of 10, 10 being perfect. I do not know how I would vote for it. I might not vote for it, because it is not enough. I want to really draw down property taxes by approximately 50 percent. That is why you have to shift to that half a percent on sales. That is not in there. But many of my colleagues think that a baby step of 3 or 4 on the scale of 10 is appropriate. That is what is in this proposal that the Senate sent us. We can debate that later in the week, but I am only politely advocating that we do vote on something on property tax reduction before we take 3 weeks in budget negotiations.

Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman and wishes to announce that there will be no further votes taken tonight and the desk will remain open for the reading of some bills.

STATE GOVERNMENT COMMITTEE MEETING

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

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, just a reminder to the members of the State Government Committee, we are meeting in the Irvis Building tomorrow at 10 o'clock in room 302. So it is an informational hearing, an important one. Please try to attend. Thank you.

The SPEAKER pro tempore. There will be a State Government informational hearing tomorrow at 10 o'clock in room 302 in the Irvis Building.

The Chair recognizes the majority leader, Mr. Smith.

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

Just one other comment relative to the property tax discussion we were just having between myself and the minority leader. I think his final comment embodies part of the problem we have. While on one hand he is asking that we vote this and send it to a conference committee; on the other hand, he is suggesting that he is not sure if he would support it. Maybe he would actually support HB 39 in concurrence and send it to the Governor's desk. It is just that simple uncertainty, and I do not

mean that to pick on the minority leader, but by way of making a point, that is exactly the kind of discussion that we have been having internally and it is the uncertainty that has brought us to this point of this debate. So the fact that he was not sure if he supported HB 39 or wanted to try to move HB 39 to do more is the exact reason why I am not bringing it up at this moment. I would like to wait till he is sure what he wants to do.

The SPEAKER pro tempore. I observed that the minority leader is at the microphone and would like to be recognized.

Mr. DeWEESE. I just made up my mind. I am not going to vote "yes," but I still think the efficacy of a vote this week is a sound decision on their part. We have to make some gesture. We have to have some vote. At least if we vote and it goes forward, the Governor will sign it and we will have a baby step towards some property tax. I want bigger steps. I want a sales tax to take the place of most of our property tax. The Senate did not concur in that, but we have to show the Senate one way or the other what we are going to do, whether we are for their plan or against their plan; we cannot do it unless we have a vote.

Thank you.

The SPEAKER pro tempore. Since you are not voting "yes," does that mean you are voting "no"?

VOTE CORRECTION

The SPEAKER pro tempore. The gentleman, Mr. Leh, is recognized. For what purpose does the gentleman seek recognition?

Mr. LEH. Thank you, Mr. Speaker.

I rise to correct a vote.

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

Mr. LEH. My switch malfunctioned. I was recorded on HB 617 to be in the affirmative. I wish to be recorded in the negative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

Anyone else seeking recognition for a voting correction?

HOUSE BILLS INTRODUCED AND REFERRED

No. 2457 By Representatives SONNEY, ARGALL, BAKER, BALDWIN, BELFANTI, BEYER, BISHOP, BUNT, CALTAGIRONE, CAPPELLI, CAUSER, CLYMER, CRAHALLA, CRUZ, DALLY, DENLINGER, DiGIROLAMO, J. EVANS, FAIRCHILD, FICHTER, GEIST, GEORGE, GODSHALL, GOOD, GOODMAN, HARHART, HERSHEY, M. KELLER, KILLION, LEDERER, MAITLAND, MAJOR, MARKOSEK, McGILL, METCALFE, MILLARD, MUSTIO, NAILOR, O'NEILL, PAYNE, PERZEL, PHILLIPS, READSHAW, RUBLEY, SAINATO, SATHER, S. H. SMITH, STABACK, STEIL, STERN, R. STEVENSON, E. Z. TAYLOR, THOMAS, TRUE, WALKO, WOJNAROSKI, YOUNGBLOOD, DONATUCCI, GINGRICH, DeLUCA, PICKETT, SURRA, B. SMITH, QUIGLEY and GILLESPIE

An Act redesignating the bridge carrying section A80 of the East Side Access Highway, SR 4034, over Fourmile Creek and the

Wintergreen Gorge in Harborcreek Township, Erie County, as the Sergeant Donald S. Oaks Memorial Bridge.

Referred to Committee on TRANSPORTATION, February 13, 2006.

No. 2458 By Representatives GILLESPIE, ARMSTRONG, BALDWIN, BOYD, CAPPELLI, CAUSER, CREIGHTON, DENLINGER, FAIRCHILD, FORCIER, GINGRICH, GOOD, GOODMAN, HARRIS, HERSHEY, MACKERETH, MANN, R. MILLER, PAYNE, PETRARCA, PHILLIPS, PICKETT, RAPP, REICHLEY, SAYLOR, SONNEY, STERN, TANGRETTI, THOMAS, TIGUE, TRUE and BARRAR

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

Referred to Committee on JUDICIARY, February 13, 2006.

No. 2459 By Representatives WATSON, LEDERER, CRAHALLA, YOUNGBLOOD, BARRAR, CALTAGIRONE, COHEN, FREEMAN, GINGRICH, GRUCELA, HERSHEY, JAMES, LaGROTTA, MUNDY, MYERS, PARKER, SCAVELLO, SCHRODER, SONNEY, STABACK, E. Z. TAYLOR, THOMAS and TIGUE

An Act amending the act of June 11, 1947 (P.L.538, No.246), known as The Casualty and Surety Rate Regulatory Act, requiring insurers to publish rate filings submitted to the Insurance Commissioner.

Referred to Committee on INSURANCE, February 13, 2006.

No. 2460 By Representatives PICKETT, STERN, B. SMITH, CALTAGIRONE, CLYMER, CRAHALLA, J. EVANS, FABRIZIO, GEIST, GINGRICH, HARPER, HERSHEY, PALLONE, PHILLIPS, PISTELLA, RAPP, SATHER, SCAVELLO, SONNEY, R. STEVENSON, E. Z. TAYLOR, THOMAS, WATSON and YOUNGBLOOD

An Act selecting, designating and adopting celestite, more commonly known as celestine, as the official State mineral of the Commonwealth of Pennsylvania.

Referred to Committee on STATE GOVERNMENT, February 13, 2006.

No. 2461 By Representatives BEYER, ARMSTRONG, CALTAGIRONE, CIVERA, DeLUCA, HARPER, HERSHEY, KAUFFMAN, KILLION, MARKOSEK, S. MILLER, QUIGLEY, RAPP, SIPTROTH, E. Z. TAYLOR, J. TAYLOR and YOUNGBLOOD

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for school athletics and activities.

Referred to Committee on EDUCATION, February 13, 2006.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 592 By Representatives SEMMEL, TIGUE, ZUG, STERN, BEBKO-JONES, BELARDI, BEYER, BUNT, CALTAGIRONE, CAUSER, COHEN, CRAHALLA, FLEAGLE, GEORGE, GERGELY, GODSHALL, GOODMAN, HERMAN, JAMES, MANN, MILLARD, S. MILLER, MUSTIO, NAILOR, PETRARCA, PICKETT, PYLE, READSHAW, SOLOBAY, STABACK, R. STEVENSON, STURLA, SURRA, TANGRETTI, WATSON, WOJNAROSKI, SCAVELLO, BELFANTI, GRELL, FAIRCHILD and QUIGLEY

A Resolution memorializing the President and Congress of the United States to maintain the force structure, troop strength and combat capabilities of the National Guard.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, February 13, 2006.

RECESS

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

RECESS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Blackwell, from the county of Philadelphia.

Mr. BLACKWELL. Mr. Speaker, I move that this House do now recess until Tuesday, February 14, 2006, 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., Tuesday, February 14, 2006, the House recessed.