

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, MARCH 6, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 14

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.t.

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

PRAYER

The SPEAKER pro tempore. The prayer will be offered by Rabbi Solomon Isaacson.

RABBI ISAACSON. Good afternoon, ladies and gentlemen.

I just want to make a note before I begin my prayer that I have a box of hamentaschen, which celebrates the holiday of Purim, which is next week. It is shaped in three corners, and for a specific reason, but for the answer to that, you have to come to rabbinical class at Congregation Beth Solomon in Philadelphia.

However, Purim, the story of Purim, is a symbol for many of us when we have questions and doubts. We are all put in this position for a certain reason, because the people elected you. But the story of Purim, the heroine in the story is Esther, and she questions God's wisdom and her having being picked. Of all the woman that could have been available for the king to choose as his new queen, he happened to have picked her. And in choosing the queen, he met so many other women that were available to him, and she did everything she could to discourage him from picking her. As the story of Purim tells us, she did not put on makeup, did not put on perfume, did everything, and yet he chose her, and when he did, she questioned the Almighty. Later on, when Haman was about to destroy the Jewish people of Persia, she was in a position as queen to be able to intervene on behalf of the Jewish people of Persia, and because of her intervention, with God's help, she was able to save the Jewish people.

Many of us have been put into this position because, most of us, all of you have been put in this position because you were elected to this position, and now all of you have opportunities to do the best you can, not literally to necessarily save the lives of your constituents but to do the best for them.

I hope and pray that the Almighty will guide your wisdom and your hearts and your minds to always make the right decisions as was taking place during the holiday of Purim.

Thank you. Amen.

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

(Prayer in Hebrew.)

May He who blessed our forefathers Abraham, Isaac, and Jacob, may He bless the fighters of the United States of America, be they the Marines, the Air Force, the Army, or the Navy, who stand guard over our land, wherever they may be stationed at this present time. May Hashem, the Almighty, cause the enemies who rise up against us to be struck down before them. May the Holy One, blessed be He, preserve and rescue our fighting men from every trouble and distress and from every plague and illness, and 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, and may there be fulfilled for them the verse, for it is Hashem, our God, who goes with you to battle your enemies for you, to save you, and let us say amen.

(Prayer in Hebrew.)

May 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 and Vice President, our Governor, and all the members of the House of Representatives and all the constituents in the great State of Pennsylvania.

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 of their counselors and officials compassion to do good with us and with all the people of our Commonwealth.

In their days and in ours, may we all gather together and live in peace, and let us say amen.

Thank you again very much. I want to remind all of you that after I finish, I will take the box of hamentaschen and put it in the back, in the room back there. So I please ask, however, all of you should not suddenly leave the room to go get your hamentaschen. There is enough for everybody. All right? Thank you very much.

Again, have a happy Purim, and if any of you are in Philadelphia during the next week, you are more than happy to join us. It is a very joyous holiday.

Thank you again. God bless.

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 15, 2006, will be postponed until printed.

JOURNALS APPROVED

The SPEAKER pro tempore. However, the following Journals are in print and, without objection, will be approved: Tuesday, October 25, and Monday, October 31, 2005.

**HOUSE BILLS
INTRODUCED AND REFERRED**

No. 2328 By Representatives O'BRIEN, ADOLPH, BOYD, BUNT, CAPPELLI, CRAHALLA, DALLY, J. EVANS, GANNON, GINGRICH, GODSHALL, GOODMAN, HERMAN, HICKERNELL, W. KELLER, KILLION, KOTIK, LEDERER, MARSICO, MICOZZIE, MUSTIO, PALLONE, PHILLIPS, PYLE, QUIGLEY, REICHLEY, SCAVELLO, SONNEY, E. Z. TAYLOR, J. TAYLOR, THOMAS, TRUE, WATSON, WILT and YUDICHAK

An Act amending Titles 18 (Crimes and Offenses) and Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for fines; and providing for the Criminal Justice Enhancement Account and for adoption of guidelines for fines.

Referred to Committee on JUDICIARY, March 6, 2006.

No. 2467 By Representatives O'BRIEN, ARMSTRONG, BAKER, BARRAR, BEBKO-JONES, BELFANTI, BENNINGHOFF, BUNT, CAPPELLI, CASORIO, CLYMER, CRAHALLA, DALLY, DENLINGER, DONATUCCI, J. EVANS, FAIRCHILD, FICHTER, FLEAGLE, GABIG, GEIST, GINGRICH, GODSHALL, GOOD, GOODMAN, GRELL, GRUCELA, HASAY, HERSHEY, HESS, HICKERNELL, KAUFFMAN, M. KELLER, KENNEY, KOTIK, MANN, MARKOSEK, MARSICO, McGEEHAN, McILHATTAN, MELIO, R. MILLER, MUSTIO, NAILOR, PYLE, RAYMOND, REICHLEY, SAYLOR, SCHRODER, SONNEY, STABACK, STERN, E. Z. TAYLOR, THOMAS, TIGUE, TRUE, WATSON, WOJNAROSKI, YUDICHAK, ZUG, BLAUM, SOLOBAY and BOYD

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for the offense of criminal homicide of law enforcement officer and for the offense of assault of law enforcement officer; imposing penalties; and prescribing sentences for offenses committed against law enforcement officer.

Referred to Committee on JUDICIARY, March 6, 2006.

No. 2470 By Representatives ROSS, ARGALL, BALDWIN, BARRAR, BEYER, BUNT, CAPPELLI, CAUSER, CRAHALLA, DeLUCA, D. EVANS, FAIRCHILD, FICHTER, FRANKEL, GEIST, GERGELY, GINGRICH, HARHAI, HARHART, HARPER, HERMAN, HERSHEY, JAMES, KILLION, LaGROTTA, MAITLAND, MAJOR, McILHATTAN, MELIO, MILLARD, R. MILLER, S. MILLER, MUSTIO, NAILOR, O'NEILL, PAYNE, PICKETT, PISTELLA, PYLE, RAPP, REICHLEY, RUBLEY, SAYLOR, SEMMEL, SONNEY, STEIL, T. STEVENSON, SURRA, TANGRETTI, E. Z. TAYLOR, TURZAI and WILT

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for the definitions of "limited winery" and "wine," 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 license required, for limited wineries and for posting of license and business hours.

Referred to Committee on LIQUOR CONTROL, February 27, 2006.

No. 2471 By Representatives MICOZZIE, BUXTON, FICHTER, GODSHALL, MANDERINO, MUNDY, NICKOL, SCHRODER, TANGRETTI, WALKO, WOJNAROSKI, WRIGHT, BALDWIN, FRANKEL, GOODMAN, BENNINGHOFF, BOYD, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, DENLINGER, FABRIZIO, FAIRCHILD, HESS, JAMES, MARKOSEK, R. MILLER, PARKER, SAYLOR, E. Z. TAYLOR, THOMAS and BEYER

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, further providing for powers and duties of department.

Referred to Committee on INSURANCE, February 27, 2006.

No. 2472 By Representatives HERSHEY, DALEY, BAKER, BASTIAN, BEBKO-JONES, BELFANTI, BEYER, BLACKWELL, BOYD, BUNT, CALTAGIRONE, CAPPELLI, CRAHALLA, DeLUCA, DENLINGER, DeWEESE, FABRIZIO, FAIRCHILD, FLEAGLE, FRANKEL, FREEMAN, GEIST, GINGRICH, GOODMAN, GRUCELA, HARHART, HARPER, HARRIS, HERMAN, HESS, HICKERNELL, JAMES, JOSEPHS, W. KELLER, MAJOR, MANDERINO, MANN, MARKOSEK, McILHATTAN, McILHINNEY, MILLARD, S. MILLER, MUNDY, MYERS, O'NEILL, PETRARCA, PHILLIPS, PICKETT, PYLE, RAPP, READSHAW, ROEBUCK, RUBLEY, SANTONI, SATHER, SCHRODER, SEMMEL, B. SMITH, SOLOBAY, SONNEY, STAIRS, STERN, R. STEVENSON, E. Z. TAYLOR, THOMAS, TIGUE, TRUE, TURZAI, WALKO, WATERS, WILT and YOUNGBLOOD

An Act establishing a farmers' market development grant program to develop or expand farmers' markets; conferring powers and duties on the Department of Agriculture; and providing for funding.

Referred to Committee on AGRICULTURE AND RURAL AFFAIRS, February 27, 2006.

No. 2473 By Representatives SURRA, DeWEESE, SOLOBAY, GOOD, GEORGE, BALDWIN, BASTIAN, BEBKO-JONES, BELARDI, BELFANTI, BEYER, BIANCUCCI, BISHOP, BUNT, BUXTON, CALTAGIRONE, CAPPELLI, CASORIO, COHEN, CORNELL, COSTA, CRAHALLA, CRUZ, CURRY, DALEY, DALLY, DeLUCA, DiGIROLAMO, EACHUS, FABRIZIO, FICHTER, FRANKEL, FREEMAN, GERGELY, GOODMAN, GRUCELA, HALUSKA, HANNA, HARPER, HESS, JAMES, JOSEPHS, W. KELLER, KENNEY, KOTIK, LaGROTTA, LEACH, LEH, LEVDANSKY, MAJOR, MANDERINO, MANN, MARKOSEK, McCALL, McGEEHAN, McILHATTAN, MUNDY, PALLONE, PAYNE, PETRARCA, PETRONE, PICKETT, PISTELLA, RAMALEY, READSHAW, REED, ROEBUCK, ROONEY, SAMUELSON, SANTONI, SATHER, SAYLOR, SCAVELLO, SCHRODER, SHANER, SIPTROTH, STABACK, STETLER, STURLA, TANGRETTI, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, TRUE, WALKO, WHEATLEY, WOJNAROSKI, YOUNGBLOOD, YUDICHAK and GEIST

An Act amending the act of July 17, 1961 (P.L.659, No.339), known as the Pennsylvania Bituminous Coal Mine Act, providing for self-contained self-rescue devices.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, February 27, 2006.

No. 2474 By Representatives CAPPELLI, BELFANTI, BEYER, GEIST, GRUCELA, HERSHEY, JAMES, LaGROTTA, MUSTIO, SIPTROTH, SURRA, YUDICHAK and McILHINNEY

An Act providing for the licensing of electrical contractors; establishing the State Board of Electrical Contractors; providing for powers and duties of the State Board of Electrical Contractors; and making an appropriation.

Referred to Committee on PROFESSIONAL LICENSURE, March 6, 2006.

No. 2475 By Representatives BENNINGHOFF, BAKER, BELFANTI, BUNT, CAPPELLI, CLYMER, CORNELL, CREIGHTON, FABRIZIO, FLEAGLE, GOODMAN, HARPER, HARRIS, HASAY, HENNESSEY, HERSHEY, KILLION, LEACH, MAITLAND, MANN, MARKOSEK, McILHATTAN, PALLONE, PAYNE, PYLE, REICHLEY, ROHRER, ROSS, RUBLEY, SATHER, SCAVELLO, SCHRODER, SIPTROTH, B. SMITH, STURLA, SURRA, TRUE, WALKO, WANSACZ, WHEATLEY, WILT, WOJNAROSKI, YOUNGBLOOD, McILHINNEY, BARRAR, BEYER, GINGRICH and PETRARCA

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

Referred to Committee on FINANCE, March 6, 2006.

No. 2479 By Representatives DALLY, ALLEN, BALDWIN, BARRAR, BASTIAN, BELFANTI, BEYER, BOYD, CALTAGIRONE, CLYMER, CORNELL, CRAHALLA, CREIGHTON, DeLUCA, FAIRCHILD, FRANKEL,

FREEMAN, GEIST, GINGRICH, GOOD, GOODMAN, GRUCELA, HARHART, HARPER, HENNESSEY, LaGROTTA, LEDERER, MANDERINO, McGEEHAN, MELIO, MILLARD, MUNDY, MUSTIO, MYERS, PETRARCA, PICKETT, REICHLEY, RUBLEY, SATHER, SAYLOR, SIPTROTH, SOLOBAY, SONNEY, STABACK, E. Z. TAYLOR, THOMAS, TIGUE and YOUNGBLOOD

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for regulation of student loan disclosure.

Referred to Committee on EDUCATION, March 6, 2006.

No. 2480 By Representatives CALTAGIRONE, BEBKO-JONES, CAWLEY, COHEN, GOODMAN, HARHAI, HARPER, HERMAN, JAMES, JOSEPHS, KOTIK, MANDERINO, MUNDY, PETRARCA, STABACK, TIGUE, WANSACZ, SIPTROTH and YOUNGBLOOD

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, providing for copayments for prescription drugs.

Referred to Committee on INSURANCE, March 6, 2006.

No. 2481 By Representatives SHAPIRO, McNAUGHTON, GEORGE, REED, WALKO, REICHLEY, RUBLEY, CRAHALLA, LEDERER, O'NEILL, FAIRCHILD, GRUCELA, TIGUE, MANN, CAPPELLI, PAYNE, MARKOSEK, KILLION, READSHAW, GOODMAN, BELFANTI, WILT, LEH, CURRY, CAWLEY, STERN, WATSON, FREEMAN, HARRIS, BEYER, CALTAGIRONE, THOMAS, GINGRICH, SURRA, GERGELY, STEIL, CLYMER, FLEAGLE, YOUNGBLOOD, STABACK, HENNESSEY, QUIGLEY, SOLOBAY, B. SMITH, McILHATTAN, BALDWIN, LEACH, HARPER, JOSEPHS, PETRARCA, MANDERINO, SONNEY, SCHRODER, WANSACZ, CORNELL, DeWEESE, JAMES, TANGRETTI, MUNDY, FABRIZIO, SIPTROTH and GRELL

An Act amending the act of July 3, 1986 (P.L.396, No.86), entitled "An act requiring notice of rate increases, policy cancellations and nonrenewals by property and casualty insurers," further providing for notice of increase in premium and for notice requirements for midterm cancellations.

Referred to Committee on INSURANCE, March 6, 2006.

No. 2482 By Representatives SOLOBAY, DeWEESE, COHEN, BEBKO-JONES, BEYER, BUNT, CALTAGIRONE, CAPPELLI, CORNELL, CRAHALLA, DENLINGER, DONATUCCI, J. EVANS, FABRIZIO, FRANKEL, FREEMAN, GEORGE, GINGRICH, GODSHALL, GOODMAN, GRUCELA, HENNESSEY, HERSHEY, HESS, JAMES, LaGROTTA, LEACH, LEDERER, MANN, MILLARD, MUNDY, MYERS, PALLONE, PHILLIPS, PISTELLA, READSHAW, REICHLEY, SCHRODER, SIPTROTH, STABACK, THOMAS, TIGUE, WALKO, WANSACZ, WOJNAROSKI, YOUNGBLOOD and GEIST

An Act establishing the Cancer Drug Repository Program for accepting donated cancer drugs and dispensing cancer drugs.

Referred to Committee on HEALTH AND HUMAN SERVICES, March 6, 2006.

No. 2484 By Representatives DALLY, BALDWIN, BEYER, CALTAGIRONE, CAPPELLI, GINGRICH, GRUCELA, HARPER, JOSEPHS, MACKERETH, PYLE and SIPTROTH

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

Referred to Committee on JUDICIARY, March 6, 2006.

No. 2485 By Representatives WANSACZ, VEON, THOMAS, GERGELY, STABACK, TIGUE, BEBKO-JONES, BISHOP, BEYER, CALTAGIRONE, COHEN, CRAHALLA, FABRIZIO, FREEMAN, GEIST, HARPER, JAMES, KOTIK, LEDERER, MARKOSEK, MILLARD, PARKER, PISTELLA and SIPTROTH

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, further providing for practicing exclusively in shops.

Referred to Committee on PROFESSIONAL LICENSURE, March 6, 2006.

No. 2486 By Representatives SEMMEL, TIGUE, DeWEESE, HUTCHINSON, STERN, ADOLPH, ALLEN, ARMSTRONG, BAKER, BALDWIN, BARRAR, BASTIAN, BEBKO-JONES, BELARDI, BEYER, BUNT, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, DALEY, DALLY, DeLUCA, DENLINGER, FAIRCHILD, FLEAGLE, FRANKEL, FREEMAN, GABIG, GEIST, GEORGE, GERGELY, GINGRICH, GODSHALL, GOOD, GOODMAN, GRUCELA, HARHART, HARPER, HARRIS, HENNESSEY, HERMAN, HERSHEY, HESS, HICKERNELL, JAMES, M. KELLER, KOTIK, LEH, MANN, MARSICO, McGEEHAN, MILLARD, R. MILLER, S. MILLER, MUNDY, MYERS, O'NEILL, PALLONE, PAYNE, PETRARCA, PHILLIPS, PICKETT, PISTELLA, PYLE, READSHAW, REICHLEY, ROSS, SANTONI, SATHER, SCAVELLO, SCHRODER, SHANER, SIPTROTH, B. SMITH, SOLOBAY, SONNEY, STABACK, SURRA, THOMAS, WANSACZ, WATSON, WILT, WOJNAROSKI, WRIGHT, YOUNGBLOOD, ZUG and BOYD

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for educational gratuity payments.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, March 6, 2006.

No. 2487 By Representatives GEORGE, GRUCELA, PHILLIPS, DALEY, DeWEESE, BARRAR, BELFANTI, BEYER, BUNT, CALTAGIRONE, CLYMER, CRAHALLA, CURRY, FABRIZIO, FAIRCHILD, FORCIER, FREEMAN, GINGRICH, HANNA, HARRIS, HENNESSEY, HERSHEY, JAMES, JOSEPHS, LaGROTTA, LEACH, LEDERER, LESCOVITZ, MARKOSEK, McGEEHAN, McILHATTAN, MELIO, MYERS, PETRARCA, READSHAW, REICHLEY,

RUBLEY, SHANER, SIPTROTH, STABACK, SURRA and YUDICHAK

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, creating a sales tax exemption for biomass products used for home heating purposes and agricultural products sold by the original producer for the production of fuel.

Referred to Committee on FINANCE, March 6, 2006.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 609 By Representatives PETRARCA, CALTAGIRONE, CLYMER, CRAHALLA, HENNESSEY, HERSHEY, JAMES, PALLONE, ROBERTS, SIPTROTH, THOMAS and YOUNGBLOOD

A Resolution directing the Legislative Budget and Finance Committee to perform a study of the extensive cost overruns relative to the construction of the University of Pittsburgh's Petersen Events Center.

Referred to Committee on RULES, March 6, 2006.

No. 611 By Representatives GEORGE, THOMAS, ALLEN, BAKER, BEBKO-JONES, BELFANTI, BEYER, BUNT, CALTAGIRONE, CRAHALLA, DeWEESE, FABRIZIO, FREEMAN, GERGELY, GINGRICH, GOODMAN, GRUCELA, HARPER, HASAY, HERSHEY, JAMES, JOSEPHS, KOTIK, LEDERER, LEVDANSKY, MARKOSEK, McGEEHAN, McILHATTAN, MYERS, PALLONE, PETRARCA, PETRONE, PISTELLA, ROBERTS, SATHER, SHANER, SIPTROTH, SURRA, TIGUE, WALKO, WOJNAROSKI, YOUNGBLOOD and YUDICHAK

A Resolution urging the Governor and the Secretary of Labor and Industry to expand the Pennsylvania Conservation Corps.

Referred to Committee on LABOR RELATIONS, March 6, 2006.

No. 612 By Representatives GEORGE, FREEMAN, BEBKO-JONES, BEYER, CALTAGIRONE, CLYMER, DeLUCA, DeWEESE, FABRIZIO, FRANKEL, GRUCELA, HANNA, HERSHEY, HESS, JAMES, LEACH, LESCOVITZ, LEVDANSKY, McGEEHAN, MYERS, PALLONE, PAYNE, PETRARCA, READSHAW, ROBERTS, SIPTROTH, STABACK, STURLA, SURRA, THOMAS, TIGUE, WALKO and YOUNGBLOOD

A Resolution directing the Legislative Budget and Finance Committee, in cooperation with the Local Government Commission, to study and analyze the fiscal impact of a graduated income tax.

Referred to Committee on FINANCE, March 6, 2006.

SENATE BILLS FOR CONCURRENCE

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

SB 733, PN 1522

Referred to Committee on LABOR RELATIONS,
February 27, 2006.

SB 1025, PN 1523

Referred to Committee on TRANSPORTATION,
February 27, 2006.

**COMMUNICATION FROM
INSURANCE DEPARTMENT**

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Insurance Department's Flood Insurance Consumer Education Plan submitted pursuant to Act 10 of Special Session No. 2 of 1996.

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

**COMMUNICATION FROM
DEPARTMENT OF COMMUNITY
AND ECONOMIC DEVELOPMENT**

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Annual Financing Strategy Report from the Department of Community and Economic Development submitted pursuant to Act 12 of 2004.

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

REPORT SUBMITTED

The SPEAKER pro tempore. The Speaker acknowledges receipt of the Report of the Pennsylvania House of Representatives Select Committee on Toll Roads submitted pursuant to HRs 33 and 581.

(Copy of report is on file with the Chief Clerk.)

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 28;
HB 33;
HB 214;
HB 552;
HB 632;
HB 1177;
HB 2026;
SB 435; and
SB 711.

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 28, PN 3529; HB 33, PN 36; HB 214, PN 3512; HB 552, PN 3388; HB 632, PN 705; HB 1177, PN 3582; HB 2026, PN 2803; SB 435, PN 1357; and SB 711, PN 1524.

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 28;
HB 33;
HB 214;
HB 552;
HB 632;
HB 1177;
HB 2026;
SB 435; and
SB 711.

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

ACTUARIAL NOTES

The SPEAKER pro tempore. The Speaker is in receipt of the following actuarial notes: HB 1220, PN 1433; SB 1030, PN 1392; and amendment No. 05763 to HB 2064, PN 3481.

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

SENATE MESSAGE

**REPORT OF COMMITTEE OF CONFERENCE
ADOPTED BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has adopted the report of the committee of conference on the subject of the differences existing between the two Houses on **HB 1318, PN 3587**.

SENATE MESSAGE

**HOUSE AMENDMENTS
TO SENATE 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 the Senate amendments to **HB 1467, PN 3588**.

LEAVES OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the majority whip, who requests a leave of absence for the gentlelady, E. Z. TAYLOR, from Chester County. Without objection, the leave of absence is granted.

And the Chair recognizes the minority whip, who requests a leave of absence for the gentleman from Philadelphia, Mr. RIEGER. Without objection, the leave of absence is granted.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—199

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

ADDITIONS—0

NOT VOTING—0

EXCUSED—2

Rieger

Taylor, E. Z.

LEAVES ADDED—4

Cohen

Preston

Sturla

Walko

CALENDAR

RESOLUTION PURSUANT TO RULE 35

Mrs. GINGRICH called up **HR 559, PN 3433**, entitled:

A Resolution recognizing March 2006 as “Women’s History Month” and March 8, 2006, as “International Women’s Day” in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger Taylor, E. Z.

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

HARRISBURG LEGISLATIVE LEAVE

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Grucela, for a leave request.

Mr. GRUCELA. Thank you, Mr. Speaker.

Mr. Speaker, I request Capitol leave for Representative SIPTROTH from Monroe and Pike Counties.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Without objection, the leave of absence for the gentleman, Mr. Siptroth, will be granted. Thank you.

Mr. GRUCELA. Thank you.

RESOLUTIONS PURSUANT TO RULE 35

Mrs. RUBLEY called up **HR 579, PN 3501**, entitled:

A Resolution recognizing March 24, 2006, as “World TB Day” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger Taylor, E. Z.

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

* * *

Mr. SEMMEL called up **HR 588, PN 3561**, entitled:

A Resolution designating the week of March 12 through 18, 2006, as “Weather Emergency Preparedness Week” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

Adolph	Feese	Maher	Rubley
Allen	Fichter	Maitland	Ruffing
Argall	Fleagle	Major	Sainato
Armstrong	Flick	Manderino	Samuelson
Baker	Forcier	Mann	Santoni
Baldwin	Frankel	Markosek	Sather
Barrar	Freeman	Marsico	Saylor
Bastian	Gabig	McCall	Scavello

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger Taylor, E. Z.

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

* * *

Mrs. LEDERER called up **HR 591, PN 3564**, entitled:

A Resolution recognizing the week of March 19 through 25, 2006, as "National Inhalants and Poisons Awareness Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger Taylor, E. Z.

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

* * *

Ms. YOUNGBLOOD called up **HR 602, PN 3595**, entitled:

A Resolution designating the month of March 2006 as "Distal Arthrogryposis Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

HARRISBURG LEGISLATIVE LEAVE

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

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, I am requesting Capitol leave for the balance of the day for the gentleman from Philadelphia, Mr. COHEN – the balance of the day.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Without objection, the Capitol leave will be granted.

CONSIDERATION OF HR 602 CONTINUED

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

The following roll call was recorded:

YEAS—199

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

Evans, D.	Lescovitz	Rohrer	
Evans, J.	Levdansky	Rooney	Perzel,
Fabrizio	Mackereth	Ross	Speaker
Fairchild			

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger

Taylor, E. Z.

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

* * *

Mr. KIRKLAND called up **HR 603, PN 3596**, entitled:

A Resolution congratulating Cheyney University of Pennsylvania on its unique historical value to this Commonwealth as the only historically black college and university in the State System of Higher Education and designating the month of February 2006 as "Cheyney University and Leslie Pinckney Hill Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger Taylor, E. Z.

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

HARRISBURG LEGISLATIVE LEAVE

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Fleagle, who requests a Capitol leave.

Mr. FLEAGLE. Thank you, Mr. Speaker.

I would like Capitol leave for the gentleman from Schuylkill County, Representative ARGALL.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Without objection, the Capitol leave for Mr. Argall will be granted.

SUPPLEMENTAL CALENDAR A

RESOLUTION PURSUANT TO RULE 35

Mr. CAPPELLI called up **HR 605, PN 3608**, entitled:

A Resolution designating February 2006 as “Boy Scout Month” and February 20, 2006, as “Eagle Scout Day” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Rieger Taylor, E. Z.

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

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2088, PN 3387**, entitled:

An Act amending the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law, further providing for Federal programs.

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

BILL RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2088 be recommitted to the Appropriations Committee.

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 RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1586 be recommitted to the Appropriations Committee.

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

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The gentleman, Mr. Civera, is recognized for a caucus announcement.

Mr. CIVERA. Thank you, Mr. Speaker.

The Republicans will meet in the Republican caucus at the call of the recess, and we should be back on the floor by 3:30.

The SPEAKER pro tempore. The Chair thanks the gentleman.

DEMOCRATIC CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Grucela, for a caucus announcement.

Mr. GRUCELA. Thank you, Mr. Speaker.

The Democrats will caucus immediately upon the recess. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The House Appropriations Committee will meet immediately in room 245, the conference room.

Are there any further announcements?

RECESS

The SPEAKER pro tempore. The House stands in recess until 3:30.

AFTER RECESS

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

**THE SPEAKER (JOHN M. PERZEL)
PRESIDING****BILLS SIGNED BY SPEAKER**

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

HB 1318, PN 3587

An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, providing for requirements relating to voter identification; further providing for powers and duties of county boards, for compensation of district election officers, for polling places selected by county boards, for public buildings to be used where possible and portable polling places and for prohibiting polling places in buildings where malt or brewed beverages or liquors are sold; providing for polling places in other buildings; further providing for nominations by political bodies and for affidavits of candidates; and further providing for opening of polls, posting cards of instruction and notices of penalties and voters' rights and examination of voting machines, for voting procedures, for manner of applying to vote, for date of application for absentee ballots, for canvassing of official absentee ballots and for violation of provisions relating to absentee voting.

HB 1467, PN 3588

An Act providing for dispute resolution procedures relating to residential construction defects between contractors and homeowners or members of associations.

SB 437, PN 1306

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.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the minority whip, who moves for a leave of absence for the remainder of the day for the gentleman from Allegheny, Mr. PRESTON. Without objection, that leave will be granted.

The Chair recognizes the minority whip for the purpose of a leave of absence for the remainder of the day for the gentleman from Allegheny, Mr. WALKO.

HARRISBURG LEGISLATIVE LEAVE CANCELED

The SPEAKER. The Chair recognizes the gentlelady.
Ms. MUNDY. Thank you, Mr. Speaker.

Would you please remove Representative Siptroth from Capitol leave.

The SPEAKER. The Chair notes the presence on the floor of the hall of the House of the gentleman, Mr. Siptroth. His name will be canceled from legislative leave.

BILLS REREPORTED FROM COMMITTEE

HB 28, PN 3529

By Rep. FEESE

An Act authorizing the Department of Transportation, with the approval of the Governor, to grant and convey to the Philadelphia Redevelopment Authority a tract of land situate in the City of Philadelphia, Philadelphia County.

APPROPRIATIONS.

HB 2026, PN 2803

By Rep. FEESE

An Act designating a bridge in Coudersport Borough, Potter County, as the Specialist Mike Franklin Memorial Bridge.

APPROPRIATIONS.

RECESS

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

AFTER RECESS

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

GUEST INTRODUCED

The SPEAKER. We have a special guest here today as the guest of Representative Dennis O'Brien. I would like to introduce Victoria Forte, who is working as an intern in his district office. Victoria is 19 years old, currently attending LaSalle University with a business administration major and a minor in political science. After college, she is planning to attend law school. Would Victoria please rise and be recognized.

LEAVE OF ABSENCE

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

Mr. GRUCELA. Thank you, Mr. Speaker.

Mr. Speaker, I would request regular leave for Representative COHEN from Philadelphia. Earlier in the day Representative Cohen had been placed on Capitol leave for the day but is now requesting to switch to regular leave for the day – Representative Cohen.

The SPEAKER. Without objection, that leave will be granted.

Mr. GRUCELA. Thank you, Mr. Speaker.

HARRISBURG LEGISLATIVE LEAVE CANCELED

The SPEAKER. The Chair notes the presence on the floor of the hall of the House of the gentleman, Mr. Argall. He will be taken off Capitol leave.

HARRISBURG LEGISLATIVE LEAVE

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

Mr. ARGALL. Thank you, Mr. Speaker.

We would like to place the gentleman from Lancaster County, Representative DENLINGER, on Capitol leave.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

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?

Mr. **GOODMAN** offered the following amendment No. **A03575**:

Amend Title, page 1, line 2, by removing the period after "card" and inserting

and for periods for requiring lighted lamps.

Amend Sec. 1, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. Sections 1510(b) and 4302(a) of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:

Amend Sec. 1, page 2, by inserting between lines 10 and 11 § 4302. Periods for requiring lighted lamps.

(a) General rule.—The operator of a vehicle upon a highway shall display the lighted head lamps and other lamps and illuminating devices required under this chapter for different classes of vehicles, subject to exceptions with respect to parked vehicles, at the following times:

(1) Between sunset and sunrise.

(2) Any time when[,] the operator cannot discern a person or vehicle upon the highway from a distance of 1,000 feet due to insufficient light or unfavorable atmospheric conditions, including rain, snow, sleet, hail, fog, smoke or smog], persons and vehicles on the highway are not clearly discernible to the operator for a distance of 1,000 feet ahead].

(3) Any time when the vehicle's windshield wipers are in continuous or intermittent use due to precipitation or atmospheric moisture, including rain, snow, sleet or mist.

* * *

On the question,

Will the House agree to the amendment?

The SPEAKER. On that question, Mr. Goodman?

The gentleman, Mr. Vitali.

Mr. VITALI. Mr. Speaker, could we have a brief explanation of this.

The SPEAKER. Mr. Goodman?

The explanation, Mr. Vitali, is that it requires vehicle headlights must be on “Any time when the vehicle’s windshield wipers are in continuous...use due to precipitation or atmospheric moisture, including rain, snow, sleet or mist.”

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cohen
Preston

Rieger

Taylor, E. Z.

Walko

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

THE SPEAKER PRO TEMPORE (JERRY BIRME LIN) PRESIDING

On the question,

Will the House agree to the bill on third consideration as amended?

Mr. MELIO offered the following amendment No. **A03635**:

Amend Title, page 1, line 2, by removing the period after “card” and inserting

and for suspension of operating privilege;
defining the offense of aggressive driving; and
imposing penalties.

Amend Bill, page 2, by inserting between lines 10 and 11

Section 2. Section 1532 of Title 75 is amended by adding a subsection to read:

§ 1532. Suspension of operating privilege.

* * *

(e) Aggressive driving.—

(1) The department shall suspend the operating privilege of any driver for 30 days upon receiving a certified record of the driver’s conviction of or an adjudication of delinquency based on any offense under section 3737(a)(1) (relating to aggressive driving).

(2) The department shall suspend the operating privilege of any driver for one year upon receiving a certified record of the driver’s conviction of:

(i) Or an adjudication of delinquency based on any offense under section 3737(a)(2).

(ii) A subsequent offense under section 3737(a)(1) if the prior offense occurred within two years of the violation date of the subsequent offense.

Section 3. Title 75 is amended by adding a section to read:

§ 3737. Aggressive driving.

(a) Offense defined.—A person commits the offense of aggressive driving if the person:

(1) Makes audible verbal threats or insults, flashes headlights, uses demeaning gestures or directs any other action at persons driving lawfully, which, in the manner used, would cause a reasonable person to believe that the action was designed to display anger or to intimidate or threaten the person.

(2) Drives, operates or halts a vehicle upon a highway or adjacent property involving the commission of two or more violations of the following sections in a single act or series of acts in close proximity to another vehicle:

Section 3102 (relating to obedience to authorized persons directing traffic).

Section 3111 (relating to obedience to traffic-control devices).

Section 3112 (relating to traffic-control signals).

Section 3114 (relating to flashing signals).

Section 3301 (relating to driving on right side of roadway).

Section 3303 (relating to overtaking vehicle on the left).

Section 3304 (relating to overtaking vehicle on the right).

Section 3305 (relating to limitations on overtaking on the left).

Section 3307 (relating to no-passing zones).

Section 3310 (relating to following too closely).

Section 3323 (relating to stop signs and yield signs).

Section 3326 (relating to duty of driver in construction and maintenance areas or on highway safety corridors).

Section 3345 (relating to meeting or overtaking school bus).

Section 3361 (relating to driving vehicle at safe speed).

Section 3362 (relating to maximum speed limits) when the violation is more than ten miles per hour higher than the posted speed limit.

Section 3365 (relating to special speed limitations).

Section 3367 (relating to racing on highways).

Section 3702 (relating to limitations on backing).

Section 3703 (relating to driving upon sidewalk).

Section 3710 (relating to stopping at intersection or crossing to prevent obstruction).

Section 3714 (relating to careless driving).

Section 3736 (relating to reckless driving).

(b) Penalties.—

(1) A first offense under subsection (a)(1) constitutes a misdemeanor of the third degree. A second or subsequent offense under subsection (a)(1) constitutes a misdemeanor of the second degree.

(2) A first offense under subsection (a)(2) constitutes a misdemeanor of the third degree. A second or subsequent offense under subsection (a)(2) constitutes a felony of the third degree.
Amend Sec. 2, page 2, line 11, by striking out “2” and inserting

4

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. On that question, the Chair recognizes the gentleman, Mr. Melio. Mr. Melio, give a brief explanation of your amendment, please.

Mr. Melio, is that amendment withdrawn? The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

The SPEAKER pro tempore. Mr. Melio, do you wish to offer your other amendment? Thank you.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. **MELIO** offered the following amendment No. **A03636**:

Amend Title, page 1, line 2, by removing the period after “card” and inserting

; and providing for the offense of aggressive driving.

Amend Bill, page 2, by inserting between lines 10 and 11

Section 2. Title 75 is amended by adding a section to read:

§ 3737. Aggressive driving.

(a) Offense defined.—A person commits the offense of aggressive driving if the person operates a vehicle in a manner which tends to harass, annoy or alarm another person and in a manner which

endangers or is likely to endanger the safety of another person or property when the offense involves the commission of two or more violations of the following sections in a single act or series of acts in close proximity to another vehicle:

Section 3102 (relating to obedience to authorized persons directing traffic).

Section 3111 (relating to obedience to traffic-control devices).

Section 3112 (relating to traffic-control signals).

Section 3114 (relating to flashing signals).

Section 3301 (relating to driving on right side of roadway).

Section 3303 (relating to overtaking vehicle on the left).

Section 3304 (relating to overtaking vehicle on the right).

Section 3305 (relating to limitations on overtaking on the left).

Section 3307 (relating to no-passing zones).

Section 3310 (relating to following too closely).

Section 3323 (relating to stop signs and yield signs).

Section 3326 (relating to duty of driver in construction and maintenance areas or on highway safety corridors).

Section 3345 (relating to meeting or overtaking school bus).

Section 3361 (relating to driving vehicle at safe speed).

Section 3362 (relating to maximum speed limits) when the violation is more than ten miles per hour higher than the posted speed limit.

Section 3365 (relating to special speed limitations).

Section 3367 (relating to racing on highways).

Section 3702 (relating to limitations on backing).

Section 3703 (relating to driving upon sidewalk).

Section 3710 (relating to stopping at intersection or crossing to prevent obstruction).

Section 3714 (relating to careless driving).

Section 3736 (relating to reckless driving).

(b) Penalties.—

(1) Except as otherwise provided in paragraphs (2) and (3), any person violating subsection (a) commits a misdemeanor of the third degree.

(2) Any person who violates this section while in violation of section 3802 (relating to driving under influence of alcohol or controlled substance) and who is convicted of that violation under section 3802 commits a misdemeanor of the first degree.

(3) Any person who negligently causes serious bodily injury to another person as the result of a violation of this section and who is convicted of violating this section commits a felony of the third degree, and the sentencing court shall order the person to serve a minimum term of imprisonment of not less than 90 days and a mandatory minimum fine of \$1,000, notwithstanding any other provision of law.

(c) Definition.—As used in this section, the term “serious bodily injury” means any bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement or protracted loss or impairment of the function of any bodily member or organ.

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

3

On the question,

Will the House agree to the amendment?

AMENDMENT WITHDRAWN

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

The gentleman, Mr. Melio, withdraws all of his amendments.

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

Mr. **SURRA** offered the following amendment No. **A03646**:

Amend Title, page 1, line 2, by inserting after “providing”
for restrictions on highway and bridge use and
Amend Bill, page 1, lines 5 and 6, by striking out all of said lines
and inserting

Section 1. Sections 1510(b) and 4902(g)(2) of Title 75 of the
Pennsylvania Consolidated Statutes are amended to read:

Amend Sec. 1, page 2, by inserting between lines 10 and 11
§ 4902. Restrictions on use of highways and bridges.

* * *

(g) Penalty.—
* * *

(2) Any person operating a vehicle or combination
in violation of a prohibition or restriction imposed under
subsection (b) is guilty of a summary offense and shall, upon
conviction, be sentenced to pay a fine of [not less than \$25 and]
not more than [\$100] \$500.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—5

Cohen	Rieger	Taylor, E. Z.	Walko
Preston			

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?

Mr. **FRANKEL** offered the following amendment No.
A03656:

Amend Title, page 1, line 2, by removing the period after “card”
and inserting

and for advance directive and do-not-resuscitate
order decal.

Amend Sec. 1, page 1, line 6, by inserting after “amended”
and the section is amended by adding a
subsection

Amend Sec. 1 (Sec. 1510), page 2, by inserting between lines 9
and 10

(b.1) Advance directive and do-not-resuscitate order decal.—The
department shall promulgate rules for provision of a small decal for
attachment to a driver’s license or identification card identifying the
licensee or cardholder as having executed an advance directive for
health care under 20 Pa.C.S. Ch. 54 (relating to advance directive for
health care) or a do-not-resuscitate order under 20 Pa.C.S. Ch. 54A
(relating to out-of-hospital nonresuscitation), or both.

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

(Members proceeded to vote.)

VOTE STRICKEN

The **SPEAKER** pro tempore. Strike that vote, please.

The Chair recognizes the gentleman, Mr. Geist.
Mr. **GEIST**. Thank you, Mr. Speaker.

We are going to rise to oppose this amendment because it
puts advance directives on PENNDOT, and at this time we
would oppose the amendment.

The **SPEAKER** pro tempore. The Chair thanks the
gentleman.

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. We have just been given an indication by Mr. Frankel that the amendment is withdrawn.

The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Mr. **SANTONI** offered the following amendment No. **A03667**:

Amend Title, page 1, line 2, by inserting after “for”
special registration plates and for

Amend Sec. 1, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. Sections 1341 and 1510(b) of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:
§ 1341. Special registration plates generally.

Upon request by the applicant, the department may issue registration plates consisting of any combination of numbers, letters or numbers and letters. These special plates may be issued for special groups or for special purposes and bear an appropriate designation. Special groups may charge a fee for authorization to request a registration plate bearing the name of the group. They shall have the same force and effect as regular registration plates. The department may refuse any combination of letters and numbers for cause and shall adopt reasonable rules and regulations for the issuance of the plates and for carrying out the provisions of this section. The applicant shall comply with all laws and regulations pertaining to registration including the payment of any additional fees. The department is authorized to reissue a combination of numbers or letters for a personal plate if the department records reveal that no activity, such as renewal or transfer of the personal registration plate, has occurred for a period of five or more consecutive years and provided that the personal registration plate was never reported as lost or stolen. Whenever the department reissues an inactive personal plate, the department may purge its records of all references to the previous owners of that personal plate. The department shall, however, note upon its records the reissuance of the personal plate and to whom the plate was issued. If the vehicle is licensed to a business that is not a member of the special group, the department shall issue the plate as long as the business owner or officer making application is a member of that group.

On the question,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—196

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

Bishop	Godshall	Micozzie	Solobay
Blackwell	Good	Millard	Sonney
Blaum	Goodman	Miller, R.	Staback
Boyd	Grell	Miller, S.	Stairs
Bunt	Gruclera	Mundy	Steil
Buxton	Gruitza	Mustio	Stern
Caltagirone	Haluska	Myers	Stetler
Cappelli	Hanna	Nailor	Stevenson, R.
Casorio	Harhai	Nickol	Stevenson, T.
Causar	Harhart	O'Brien	Sturla
Cawley	Harper	Oliver	Surra
Civera	Harris	O'Neill	Tangretti
Clymer	Hasay	Pallone	Taylor, J.
Cornell	Hennessey	Parker	Thomas
Corrigan	Herman	Payne	Tigue
Costa	Hershey	Petrarca	True
Crahalla	Hess	Petri	Turzai
Creighton	Hickernell	Petrone	Veon
Cruz	Hutchinson	Phillips	Vitali
Curry	James	Pickett	Wansacz
Daley	Josephs	Pistella	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	Lederer	Roebuck	Zug
Evans, D.	Leh	Rohrer	
Evans, J.	Lescovitz	Rooney	
Fabrizio	Levdansky	Ross	Perzel, Speaker
Fairchild	Mackereth		

NAYS—0

NOT VOTING—0

EXCUSED—5

Cohen	Rieger	Taylor, E. Z.	Walko
Preston			

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?

Mr. **SIPTROTH** offered the following amendment No. **A03719**:

Amend Title, page 1, line 2, by removing the period after “card” and inserting

and for unattended children in motor vehicles.

Amend Sec. 1, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. Sections 1510(b) and 3701.1(b) of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:

Amend Sec. 1, page 2, by inserting between lines 10 and 11
§ 3701.1. Leaving an unattended child in a motor vehicle.

* * *

(b) Penalty.—A person who violates this section commits a summary offense. It is a separate offense for each child left unattended.

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

The SPEAKER pro tempore. On that question, those who are in favor of the amendment will vote “aye”— Mr. Siptroth, are you seeking recognition? Mr. Siptroth.

Mr. SIPTROTH. Thank you, Mr. Speaker.

Mr. Speaker, this particular amendment had been attached to three previous bills that passed this House, and I would ask again for an affirmative vote.

Thank you, Mr. Speaker.

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

(Members proceeded to vote.)

HARRISBURG LEGISLATIVE LEAVE CANCELED

The SPEAKER pro tempore. The Chair notes the presence in the hall of the House of Mr. Denlinger and asks that his name be removed from Capitol leave.

CONSIDERATION OF HB 2133 CONTINUED

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

The following roll call was recorded:

YEAS—196

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

Daley	Josephs	Pistella	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	Lederer	Roebuck	Zug
Evans, D.	Leh	Rohrer	
Evans, J.	Lescovitz	Rooney	
Fabrizio	Levdansky	Ross	Perzel,
Fairchild	Mackereth		Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Cohen	Rieger	Taylor, E. Z.	Walko
Preston			

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?

Miss MANN offered the following amendment No. **A03791**:

Amend Title, page 1, line 2, by removing the period after “card” and inserting

and for authority to use flashing or revolving blue lights.

Amend Sec. 1, page 1, lines 5 and 6, by striking out all of said lines and inserting

Section 1. Sections 1510(b) and 4572(a) of Title 75 of the Pennsylvania Consolidated Statutes are amended to read:

Amend Sec. 1, page 2, by inserting between lines 10 and 11 § 4572. Visual signals on authorized vehicles.

(a) Flashing or revolving blue lights.—Ambulance personnel, volunteer firefighters, certified volunteer search and rescue [scuba divers] organization members and owners and handlers of dogs used in tracking humans may each equip one motor vehicle with no more than two flashing or revolving blue lights.

(1) In order to be eligible to display lights on their vehicles under this subsection, the names of the ambulance personnel, volunteer firefighters and certified volunteer search and rescue [scuba divers] organization members shall be submitted to the nearest station of the Pennsylvania State Police on a list signed by the chief of the ambulance or fire department or company, the head of the search and rescue [scuba diving] organization, and each dog owner and handler shall register at the nearest Pennsylvania State Police station.

(2) The manner in which the lights are displayed and their intensity shall be determined by regulation of the department.

(3) The lights shall be operable by the driver from inside the vehicle.

(4) The lights may be used only while en route to or at the scene of a fire or emergency call.

(5) The lights shall be removed from the vehicle immediately upon receipt of notice from the chief of the ambulance or fire department or company or the head of the search and rescue [scuba diving] organization to remove the lights upon termination of the person's status as an active volunteer firefighter or ambulance person or upon termination of the person's active status as a certified volunteer search and rescue [diver] organization member or dog owner or handler, or when the vehicle is no longer used in connection with the person's duties as a volunteer firefighter or ambulance person, certified volunteer search and rescue [diver] organization member or dog owner or handler.

(6) This subsection does not relieve the driver from the duty to drive with due regard for the safety of all persons nor exempt the driver from complying with all provisions of this title.
* * *

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

The following roll call was recorded:

YEAS—196

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

Fabrizio
Fairchild

Levdansky
Mackereth

Ross

Perzel,
Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Cohen
Preston

Rieger

Taylor, E. Z.

Walko

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?

Mr. **CASORIO** offered the following amendment No. **A04969**:

Amend Title, page 1, line 2, by removing the period after "card" and inserting
; and imposing a moratorium on the implementation or continued use of a vehicle emission inspection program until certain standards and studies of on-board vehicle emission diagnostic testing systems are completed.

Amend Bill, page 2, by inserting between lines 10 and 11
Section 2. Title 75 is amended by adding a section to read:
§ 4706.2. Moratorium on emission inspection program.
Notwithstanding any of the provisions of this chapter or any law to the contrary, all vehicle emission inspection programs shall cease for a period of five years beginning on the effective date of this section.

Amend Sec. 2, page 2, line 11, by striking out "2" and inserting
3

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

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

Mr. GEIST. Thank you, Mr. Speaker.

As much as I hate to rise and urge a "no" vote on this, because of past agreements that have been worked out with the administration and the courts, I am going to reluctantly ask for a "no" vote.

Thank you.

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

Mr. CASORIO. Thank you, Mr. Speaker.

Mr. Speaker, just for the members' information, this, again, is another attempt by those of us in the west and now some of my fellow colleagues in the central part of the State to place, this amendment would place a 5-year moratorium on the auto emissions testing plan.

Mr. Speaker, just for the general information of the body, again, this would place a moratorium on the unfair and unnecessary auto emissions testing plan for a period of 5 years.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

I ask that the members please take their seats. Members, please take your seats. Let us tone down the conversations. Some of these amendments are not agreed to, are going to require you to listen to debate, and there are going to be some points of debate that you are going to want to hear. We cannot do that as long as we are making so much noise. Members, please take your seats. Quiet down, please.

The gentleman, Mr. McCall, is recognized.

Mr. McCALL. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose the Casorio amendment, and I certainly understand where the gentleman is coming from and the concern that he has on placing a moratorium on emission inspections. But I am sure all the members of this legislature understand the position we are in as policymakers, and we are in a position that we cannot make a decision to put this Commonwealth or place this Commonwealth in a moratorium on emission inspections. We are under court order – Federal court order.

First and foremost, let us go back to 1991 when the Clean Air Act amendments were passed that mandated to the States, by virtue of Federal law, that we will implement an emissions control program in the Commonwealth of Pennsylvania. We did not meet the requirements of that 1991 Federal act and were taken to court by PennFuture and the Delaware Valley Clean Air Council. Those two groups fought the Commonwealth in court and told the Commonwealth that you did not meet your State implementation plan under the Clean Air Act amendments. The Commonwealth lost that court case. Therefore, we are not only under Federal law but we are under court order to comply with the Clean Air Act amendments and the State implementation plan that this Commonwealth ordered. So it would be completely irresponsible for us as policymakers to pass this moratorium until, if the gentleman so desires, he takes this case to Federal court and fights the case in Federal court and has that requirement taken off of us.

So I would ask that we would defeat the Casorio amendment.

HARRISBURG LEGISLATIVE LEAVE

LEAVE OF ABSENCE

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

Mr. EACHUS. Thank you, Mr. Speaker.

I would like to put two members on leave: Mr. BLAUM from Luzerne County on Capitol leave, and Mr. STURLA from Lancaster on leave for the day.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Without objection, they will be placed on leave.

Mr. EACHUS. Thank you, Mr. Speaker.

CONSIDERATION OF HB 2133 CONTINUED

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

Mr. PALLONE. Thank you, Mr. Speaker.

And while we recognize the Federal requirements with the emission testing, the issue is universal testing throughout the Commonwealth, not just in select counties and select ZIP Codes

(Zone Improvement Plan Codes). This is an issue of equity and fairness throughout the Commonwealth of Pennsylvania. Those of us in the west who are subject to the emission testing today certainly do not oppose the emission testing if every county in every community and every automobile and truck owner in Pennsylvania had to do it. It is not happening today. There are only a few select counties and a few select ZIP Codes that are responsible for this particular burden that is out there on the taxpayers and the vehicle owners in Pennsylvania.

This particular issue today is a matter of equity for vehicle owners. It is not an issue of complying with a Federal mandate. We certainly would agree that if all communities, if all counties, if all ZIP Codes would certainly comply like they are supposed to, then we certainly would participate in that. The issue is equity and fairness. It is unfair, it is not equitable, and we have just a select number of people in Pennsylvania that have to deal with this onerous burden and there are others who are exempt.

I support the Casorio amendment and ask all of you to support it as well. Thank you.

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

Mr. FAIRCHILD. Thank you, Mr. Speaker.

I rise to oppose the Casorio amendment. I think that issue does deserve debate, but I am not sure an amendment on a bill to help 100,000 young kids that want to be sports men and women in this Commonwealth is the place to do it.

I also would like to reference the fiscal note whereby the Pennsylvania Department of Transportation gives an opinion that if we would do this, we would stand the chance of losing \$1,600,000,000 annually in our highway program. I think that is a lot of zeroes to take a gamble on, and I do not think we should do that.

This issue has been around here for a long time, which the maker of the amendment is trying to correct. I think the proper place to do this is in the proper committee and, again, not on an amendment to a bill that is intended to help our young people in the Commonwealth.

Please oppose the amendment. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman and calls on the gentleman, Mr. Stairs, from Westmoreland County.

Mr. STAIRS. Thank you, Mr. Speaker.

Certainly listening to the debate, we hear the dilemma that this Commonwealth is in. We are under a Federal court order, but when one looks at it quite closely and then tries to use a commonsense approach, there is a great deal of frustration there and inequity to the matter.

I know that we have a Federal court order, and I think we have to start negotiating our way out of this in some way. I think this is a good start, by voting “yes” on this particular amendment.

I just cannot come to feel comfortable with the fact that so many cars driving on our roads in Westmoreland County or Allegheny County or the counties affected by this – they are people from all over the United States let alone all over Pennsylvania – some of these cars have inspections, some do not have inspections, and many people live a mile or less from a county boundary and that county has no inspections. So it is really a mess to say it quite mildly. And I think what really upsets me most, if anything, is that all the cars that have been manufactured since 1996, they are computerized. Do not ask me to explain how they operate, because you cannot fix them like

you used to be able to fix a car because of the different technology in the cars, but, you know, the failure rate is so minor that we are penalizing everybody for a few problems out there, very few problems.

And I do not know if this amendment is going to pass or not; I am going to support it and I would hope that other members could support it also, but we have to get moving on a way that is fair, that makes sense, and not penalize people because you live in a certain part of the State when everybody is driving through that certain part of the State. And this may not be the place to do it, but certainly we have to do it soon to pass a meaningful, commonsense approach to this emission testing and not make our constituents be burdened with an, I think, unnecessary expense.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—33

Bebko-Jones	Gruitza	Oliver	Solobay
Biancucci	Hanna	Pallone	Stairs
Casorio	Levdansky	Petrarca	Stevenson, R.
Costa	Markosek	Petrone	Tangretti
Daley	McGill	Ramaley	Wheatley
DeLuca	Melio	Roberts	Wilt
Dermody	Metcalf	Ruffing	Wojnaroski
Fabrizio	Mustio	Shaner	Yewcic
Gergely			

NAYS—162

Adolph	Fairchild	LaGrotta	Rohrer
Allen	Feese	Leach	Rooney
Argall	Fichter	Lederer	Ross
Armstrong	Fleagle	Leh	Rubley
Baker	Flick	Lescovitz	Sainato
Baldwin	Forcier	Mackereth	Samuelson
Barrar	Frankel	Maher	Santoni
Bastian	Freeman	Maitland	Sather
Belardi	Gabig	Major	Saylor
Belfanti	Gannon	Manderino	Scavello
Benninghoff	Geist	Mann	Schroder
Beyer	George	Marsico	Semmel
Birmelin	Gerber	McCall	Shapiro
Bishop	Gillespie	McGeehan	Siptroth
Blackwell	Gingrich	McIlhattan	Smith, B.
Blaum	Godshall	McIlhinney	Smith, S. H.
Boyd	Good	McNaughton	Sonney
Bunt	Goodman	Micozzie	Staback
Buxton	Grell	Millard	Steil
Caltagirone	Grucela	Miller, R.	Stern
Cappelli	Haluska	Miller, S.	Stetler
Causser	Harhai	Mundy	Stevenson, T.
Cawley	Harhart	Myers	Surra
Civera	Harper	Nailor	Taylor, J.
Clymer	Harris	Nickol	Thomas
Cornell	Hasay	O'Brien	Tigue
Corrigan	Hennessey	O'Neill	True
Crahalla	Herman	Parker	Turzai
Creighton	Hershey	Payne	Veon
Cruz	Hess	Petri	Vitali
Curry	Hickernell	Phillips	Wansacz
Dally	Hutchinson	Pickett	Waters
Denlinger	James	Pistella	Watson
DeWeese	Josephs	Pyle	Williams

DiGirolamo	Kauffman	Quigley	Wright
Diven	Keller, M.	Rapp	Youngblood
Donatucci	Keller, W.	Raymond	Yudichak
Eachus	Kenney	Readshaw	Zug
Ellis	Killion	Reed	
Evans, D.	Kirkland	Reichley	Perzel,
Evans, J.	Kotik	Roebuck	Speaker

NOT VOTING—0

EXCUSED—6

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

Less than the majority having voted in the affirmative, the question was determined in the negative and the amendment was not 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 pro tempore. This bill has been considered on three different days and agreed to and is now on final passage.

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER pro tempore. Strike the vote, please.

The Chair recognizes the gentleman, Mr. McCall.

Mr. McCALL. Mr. Speaker, I am not sure if this question will go to the maker of the legislation or the Appropriations chairman. I will ask the question and either could respond.

The SPEAKER pro tempore. Mr. McCall, no. Proper procedure would be to direct your question to a particular individual. Would you like to talk to the Transportation chairman? I do not see the Appropriations chairman here at the moment.

Mr. McCALL. I will direct my question to the maker of the legislation, Mr. Speaker.

The SPEAKER pro tempore. The gentleman, Mr. Fairchild, is the prime sponsor of that legislation, and he agrees to your interrogation. You may begin.

Mr. McCALL. Thank you, Mr. Speaker.

Mr. Speaker, the fiscal note that I read that was attached to this legislation said there would be no fiscal impact to the Commonwealth, and when I checked with the department, I was told that there would be a \$177,000 initial impact just to get the computer systems in place to provide this information, the forms and the publications and so on and so forth, but in addition, there would be at least a \$1 million hit to the General Fund recurring every year because of the number of people they would have to hire, and I am just wondering, your fiscal note says there is no impact, the department's fiscal note

is saying \$1 million recurring to the General Fund and \$177,000 initially. I am just wondering if you could explain that.

The SPEAKER pro tempore. The gentleman, Mr. Fairchild, will suspend for a moment, please.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

I am not sure—

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

Please, members, you are being very rude, making it very difficult for the interrogation to take place. I notice many of the members are standing talking with each other, obviously not about the issue at hand. Please take your conversations elsewhere. Please take your seats. Members, please take your seats. It would be helpful if you took your seats. Quiet down, please.

The gentleman, Mr. Fairchild, may proceed.

Mr. FAIRCHILD. Mr. Speaker, the problem is, because of the noise in the chamber, I did not get the whole question. Could he rephrase the question, please?

The SPEAKER pro tempore. The Chair recognizes that problem and would ask the members again to please quiet down.

For the information of the members, there are four more bills after this one. One of them has almost all of the same amendments to it that you have just gone through on this bill. So if we wish to proceed as expeditiously as possible, I think it would be helpful to all if you would carry your conversations outside of the hall. Otherwise, we have to keep interrupting, we have to keep stalling, to get you to be quiet in order to have the debate. Please cooperate.

Mr. McCall, I think Mr. Fairchild has asked you to restate your question, if you would, please.

Mr. McCALL. Thank you, Mr. Speaker.

Mr. Speaker, in reviewing the fiscal note to the legislation, there is no fiscal impact to the Commonwealth, yet in checking with the department, they are telling us that there would be a \$177,000 initial cost to the Commonwealth basically just to implement the computerization, the computer program, and then forms and publications just introducing the program. But then there would be a \$1 million recurring cost to the General Fund every year, \$1.1 million every year annually. That would be a hit, probably not to the Motor License Fund but to the General Fund, yet our fiscal note is saying that there is no impact, and I am just wondering if you could, if somebody could explain what the difference is.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

Obviously I cannot speak for the Appropriations Committee, but it is my understanding that they did contact PENNDOT and PENNDOT gave them the fiscal note. Now, with that said, I can understand that there may be some initial costs to set it up, simply because it is new to the bureaucrats here that we are now taking a look at those under 16. So between meetings and everything else, there are certainly going to be costs involved. The million dollars, I assume that we have about 100,000 of these, so it is \$10 a crack. I assume that a photo ID processing is about the same, and I am going to read the fiscal note, the fiscal impact: "As applicants are required to pay the required fee and cost of the photograph for an identification card, there is no adverse fiscal impact to the Motor License Fund." So in other words, the intent is purely that they will be treated just like everyone else that gets a nondriver photo ID. They still have to pay for it, whether you do it now.

Mr. McCALL. Thank you, Mr. Speaker.

Just a statement on final passage.

The SPEAKER pro tempore. The gentleman is in order.

Mr. McCALL. I thank the gentleman for the explanation.

I just think it is important that we understand that there will be a fiscal impact on this legislation, that this really is not a core function of PENNDOT. However, I do applaud the gentleman. I think in this time with all the security concerns that we face in this country, that it is a good piece of legislation, but I think we should all be aware that there will be a fiscal impact to the Department of Transportation to the tune of about \$1 million a year.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

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

Evans, J.	Lescovitz	Rohrer	Perzel,
Fabrizio	Levdansky	Rooney	Speaker
Fairchild			

NAYS—0

NOT VOTING—0

EXCUSED—6

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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.

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Mr. Hal Lefcourt, founder of the State Employees Recreation Association, over 20,000 employees, who is the guest of Tony Melio and Representative Tom Corrigan, and he is located in the rear of the House. Welcome to Harrisburg, Mr. Lefcourt.

BILLS ON THIRD CONSIDERATION

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 was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

Adolph	Feese	Mackereth	Ross
Allen	Fichter	Maher	Rubley
Argall	Fleagle	Maitland	Ruffing
Armstrong	Flick	Major	Sainato
Baker	Forcier	Manderino	Samuelson
Baldwin	Frankel	Mann	Santoni
Barrar	Freeman	Markosek	Sather
Bastian	Gabig	Marsico	Saylor
Bebko-Jones	Gannon	McCall	Scavello
Belardi	Geist	McGeehan	Schroder
Belfanti	George	McGill	Semmel
Benninghoff	Gerber	McIlhatten	Shaner
Beyer	Gergely	McIlhinney	Shapiro
Bianucci	Gillespie	McNaughton	Siptroth

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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 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 was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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 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?

The **SPEAKER** pro tempore. Many of these same amendments were offered in a previous bill, 2133, and it is the Chair's understanding that if the amendment was dropped for the previous bill, then it is dropped for this bill as well. Unless we hear an objection to the contrary, those amendments that were not voted on on that last bill will not be voted on on this bill.

In addition to that, anyone whose amendment was adopted on that previous bill who wishes it to be offered on this bill needs to let the Chair know that. Please stand in your place, and we will make sure that your amendment is voted on.

The Chair notes the agreement of Mr. Siptroth.

Any other amendments that were adopted in the last bill and you wish to have them adopted on this one? Mr. Siptroth, are you withdrawing that amendment?

On the question recurring,

Will the House agree to the bill on third consideration?

Mr. **SIPTROTH** offered the following amendment No. **A03713**:

Amend Title, page 1, line 2, by inserting after "for"

unattended children in motor vehicles, for

Amend Sec. 1, page 1, line 7, by inserting after "Sections" 3701.1(b),

Amend Sec. 1, page 1, by inserting between lines 8 and 9 § 3701.1. Leaving an unattended child in a motor vehicle.

* * *

(b) Penalty.—A person who violates this section commits a summary offense. It is a separate offense for each child left unattended.

On the question,

Will the House agree to the amendment?

HARRISBURG LEGISLATIVE LEAVE

The **SPEAKER** pro tempore. The Chair recognizes the gentleman, Mr. Grucela.

Mr. GRUCELA. Thank you, Mr. Speaker.

Mr. Speaker, I request Capitol leave for the gentleman, Representative TANGRETTI.

The **SPEAKER** pro tempore. Without objection, the leave is granted.

Mr. GRUCELA. Thank you.

CONSIDERATION OF HB 248 CONTINUED

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

The following roll call was recorded:

YEAS—195

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

NAYS—0**NOT VOTING—0****EXCUSED—6**

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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?

The SPEAKER pro tempore. Are there any other amendments that any of the members wish to offer on this bill? Seeing none—

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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 1928, PN 2882**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for permits for movement of a mobile home or a modular housing unit and modular housing undercarriage.

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

The SPEAKER pro tempore. We are going to follow the same procedure here as we did on the last bill. If you have an amendment that you wish to offer to this bill, you will need to stand and we will make a note of that.

The Chair specifically would like to ask Mr. George if he is going to be presenting his amendment since he was not involved in the last two bills. Mr. George, we have you listed for three amendments. Are you wishing to offer any of those?

Mr. GEORGE. Mr. Speaker, we are going to attempt to offer A4379.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

Mr. **GEORGE** offered the following amendment No. **A04379**:

Amend Sec. 1, page 1, line 8, by striking out "by adding subsections"

Amend Sec. 1 (Sec. 4973), page 1, line 11, by striking out all of said line and inserting

(a) General rule.—A permit may be issued under this section for movement of a mobile home or a modular housing unit that exceeds 14 feet in body width but which does not exceed 16 feet in width.

(b) Conditions.—A vehicle, combination or load permitted under this section shall be operated under such conditions as specified by the department pursuant to section 4962 (relating to conditions of permits and security for damages). A mobile home or modular housing unit which exceeds 14 feet in body width may not exceed 80 feet, including hitch, in home unit length or 14 feet 6 inches in height. The use of standard running lights shall at all times be required. The department shall promulgate all necessary regulations for the use and operation of standard running lights. These regulations shall include language requiring standard running lights attached to the rear of the modular undercarriage in a manner to promote the utmost visibility.

(c) Equipment.—In addition to the requirements of this title and departmental regulations, a mobile home that is wider than 14 feet in body width or a modular housing undercarriage which is carrying a modular housing unit that is wider than 14 feet in body width shall be equipped as follows:

(1) the mobile home or modular housing undercarriage shall have at least four axles;

(2) each wheel on a mobile home or modular housing undercarriage shall be equipped with operable brakes; and

(3) the tires on a mobile home or modular housing undercarriage may not carry a weight in excess of the tire manufacturer's rating as marked on the sidewall of the tire.

(d) Pilot cars.—In addition to the conditions of this title and departmental regulations, a vehicle, combination or load permitted under this section that is wider than 14 feet in body width shall be accompanied by two pilot cars on all highways, with one pilot car leading the permitted motor vehicle and one pilot car following the permitted vehicle or combination.

(e) Restricted travel periods.—A vehicle, combination or load permitted under this section that is wider than 14 feet in body width shall be moved only from 9:00 a.m. to sunset on Monday, Tuesday, Wednesday and Thursday and from 9:00 a.m. to 12 noon on Friday. Movement under this section is not authorized at any time on Saturday or Sunday or during any holiday period specified in departmental regulations or the permit.

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

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

Mr. GEORGE. Mr. Speaker, this amendment allows for the transportation of empty modular undercarriages 24 hours a day, but these undercarriages are the oversized trailers used to transport modular homes. I am concerned that without proper rear lights, these low-standing units will be difficult for other drivers to see. So this amendment requires that standard running lights shall be attached to the rear of the transportation vehicle and used at all times during and after transportation of home modular units. Mr. Speaker, we are required to turn on our lights during the rain. We certainly ought to be able to protect the motoring public by putting lights on a vehicle that cannot be distinguished without them.

I would ask that we adopt it.

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Siptroth. Mr. Siptroth, in a few minutes we will get to that.

The Chair recognizes the gentleman, Mr. Harris.

Mr. HARRIS. Thank you, Mr. Speaker.

I would just ask the members on both sides of the aisle to support A04379 by Representative George. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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

GUEST INTRODUCED

The SPEAKER pro tempore. The Chair interrupts for just a moment to welcome Christopher Hulette, a senior at Lehigh University in Bethlehem, who is the guest of Representative Samuelson. He is seated to the left of the Speaker. Mr. Hulette, please stand and be recognized.

CONSIDERATION OF HB 1928 CONTINUED

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

The SPEAKER pro tempore. Are there any other members with amendments that you want adopted?

Mr. Siptroth, are there any other amendments?

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

Mr. **SIPTROTH** offered the following amendment No. **A03704**:

Amend Title, page 1, line 2, by inserting after “for” where it appears the first time

unattended children in motor vehicles and for

Amend Bill, page 1, lines 7 and 8, by striking out all of said lines and inserting

Section 1. Section 3701.1(b) of Title 75 of the Pennsylvania Consolidated Statutes is amended to read:

§ 3701.1. Leaving an unattended child in a motor vehicle.

* * *

(b) Penalty.—A person who violates this section commits a summary offense. It is a separate offense for each child left unattended.

Section 2. Section 4973 of Title 75 is amended by adding subsections to read:

Amend Sec. 2, page 2, line 8, by striking out “2” and inserting
3

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

Mr. S. SMITH. Mr. Speaker, could you suspend for just 1 minute, please.

The SPEAKER pro tempore. Certainly.

VOTE CORRECTION

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

Mr. GODSHALL. Thank you, Mr. Speaker.

While we are in suspension, I would like to correct the record, if I may.

The SPEAKER pro tempore. Certainly.

Mr. GODSHALL. On HB 2133, amendment 4969, I was voted in the negative. I would like to be recorded in the affirmative, please.

The SPEAKER pro tempore. The Chair thanks the gentleman. His remarks will be spread upon the record.

Mr. GODSHALL. Thank you.

CONSIDERATION OF HB 1928 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration as amended?

AMENDMENT WITHDRAWN

The SPEAKER pro tempore. The gentleman, Mr. Siptroth, withdraws that amendment. The Chair thanks the gentleman.

Are there any other members wishing to have one of their amendments adopted to this legislation? If so, we need to see an indication of that right now. Seeing none then—

On the question recurring,

Will the House agree to the bill on third consideration as amended?

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

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

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

NAYS—0**NOT VOTING—0****EXCUSED—6**

Cohen	Rieger	Taylor, E. Z.	Walko
Preston	Sturla		

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 SPEAKER pro tempore. Are there any members who wish to make an announcement? If not, there are no further votes.

RECESS

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

AFTER RECESS

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

**THE SPEAKER (JOHN M. PERZEL)
PRESIDING****BILLS AND RESOLUTIONS PASSED OVER**

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

RECESS

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

Mr. SHAPIRO. Mr. Speaker, I move that this House do now recess until Tuesday, March 7, 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, March 7, 2006, the House recessed.