

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, APRIL 25, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 26

HOUSE OF REPRESENTATIVES

The House convened at 10:30 a.m., e.d.t.

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

PRAYER

REV. T. GLEN BAYLY, Chaplain of the House of Representatives, offered the following prayer:

Shall we pray together:

Our gracious Heavenly Father, we come before You today to recognize Your presence in this place, to honor You, to give You thanks for Your many blessings. We recognize that all good and perfect gifts come down from You, and we want to give You thanks today. We thank You for the nation that we live in, for the freedoms that we share, and we thank You that those who founded our nation and the leaders throughout our history have always recognized Your presence, the need to rely and trust upon You, and so we would continue to do that today.

May You give guidance and direction to this session of business and to the work being done in this legislature. We pray for the President of our nation today, President Bush, for our Governor Rendell that You might be with them and guide them and grant them protection and mercy and wisdom. We pray for our national Congress that You would guide that body, and now be it today with the members of this body here, we ask for their needs that You might meet each one, and again we ask for wisdom and guidance.

We pray that each thing that is said and done in this place today would be to honor and glorify You and to be to the benefit of the people of Pennsylvania, and so we pray this in Your holy and righteous name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, the approval of the Journal of Monday, April 24, 2006, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2624 By Representatives T. STEVENSON, ARMSTRONG, BAKER, CALTAGIRONE, CAPPELLI, CRAHALLA, CREIGHTON, DENLINGER, GEIST, GINGRICH, GOODMAN, GRUCELA, KOTIK, O'NEILL, PALLONE, PAYNE, PHILLIPS, PISTELLA, PYLE, SAINATO, E. Z. TAYLOR, THOMAS, TURZAI, WALKO, WATSON and WILT

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

Referred to Committee on JUDICIARY, April 25, 2006.

No. 2625 By Representatives HARPER, ARMSTRONG, LEH, YOUNGBLOOD, CRAHALLA, BELFANTI, BEYER, BOYD, CALTAGIRONE, CAPPELLI, GEIST, GINGRICH, GOODMAN, HARRIS, HERSHEY, KILLION, LEDERER, McILHATTAN, MILLARD, O'NEILL, PALLONE, RUBLEY, SCAVELLO, SIPTROTH, SOLOBAY, SONNEY, STERN, E. Z. TAYLOR, THOMAS and TIGUE

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

Referred to Committee on JUDICIARY, April 25, 2006.

No. 2626 By Representatives DeWEESE, PHILLIPS, CASORIO, BEBKO-JONES, BELARDI, BELFANTI, BEYER, BUXTON, CALTAGIRONE, COHEN, CRAHALLA, GEIST, GEORGE, GERGELY, GILLESPIE, GINGRICH, GRUCELA, KOTIK, LEACH, MANN, MYERS, NAILOR, O'NEILL, PALLONE, PARKER, PAYNE, PISTELLA, SAINATO, SHANER, STABACK, THOMAS, WALKO, WANSACZ, WILT, WOJNAROSKI and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, April 25, 2006.

No. 2627 By Representative FLICK

An Act amending the act of October 6, 2005 (P.L.319, No.59), entitled, "An act amending the act of June 24, 1976 (P.L.424, No.101), entitled, as amended, "An act providing for the payment of

death benefits to the surviving spouse or children or parents of firefighters, ambulance service or rescue squad members, law enforcement officers or National Guard members killed in the performance of their duties," further providing for death benefit eligibility and for definitions," further providing for retroactivity of death benefit eligibility.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, April 25, 2006.

No. 2628 By Representatives WATERS, DONATUCCI, PARKER, THOMAS, BELFANTI, BOYD, CORNELL, CREIGHTON, DENLINGER, FABRIZIO, GOODMAN, HALUSKA, HARPER, KOTIK, MANN, PISTELLA, SAYLOR, SIPTROTH, SOLOBAY, STABACK, TIGUE, WANSACZ and YOUNGBLOOD

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for immunity from liability; and providing for false reports of child abuse or neglect.

Referred to Committee on JUDICIARY, April 25, 2006.

No. 2629 By Representatives BARRAR, ARMSTRONG, BEYER, BOYD, CALTAGIRONE, GOODMAN, HERSHEY, McCALL, S. MILLER, NICKOL, PRESTON, PYLE, RAPP, R. STEVENSON, E. Z. TAYLOR and WRIGHT

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for reports to Department of Education and for financial reports.

Referred to Committee on EDUCATION, April 25, 2006.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

No. 723 By Representatives MANN, THOMAS, ARGALL, BALDWIN, BEBKO-JONES, BELARDI, BEYER, CALTAGIRONE, CAPPELLI, CLYMER, CRAHALLA, DENLINGER, DeWEESE, FICHTER, FRANKEL, GEIST, GEORGE, GOODMAN, GRUCELA, HERSHEY, HESS, JOSEPHS, KOTIK, LEACH, LEDERER, LEVDANSKY, McGEEHAN, MELIO, MUNDY, NAILOR, PALLONE, PARKER, PAYNE, PHILLIPS, REICHLEY, RUBLEY, SAINATO, SAMUELSON, SAYLOR, SEMMEL, SHANER, SIPTROTH, B. SMITH, SOLOBAY, SONNEY, TIGUE, WALKO, WILT, WOJNAROSKI, YOUNGBLOOD and JAMES

A Resolution directing the Department of Environmental Protection to identify and implement policies which encourage the use of current electronic waste recycling programs and expand existing programs.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, April 25, 2006.

No. 727 By Representatives PERZEL, ADOLPH, ALLEN, ARGALL, BAKER, BALDWIN, BARRAR, BEBKO-JONES, BELARDI, BELFANTI, BENNINGHOFF, BEYER, BIRMELIN, BISHOP, BOYD, BUNT, BUXTON, CALTAGIRONE, CAPPELLI, CAUSER, CAWLEY,

CIVERA, COHEN, CORNELL, COSTA, CRAHALLA, CREIGHTON, CRUZ, DALLY, DeLUCA, DENLINGER, DeWEESE, J. EVANS, FABRIZIO, FAIRCHILD, FICHTER, FRANKEL, GEIST, GEORGE, GERBER, GILLESPIE, GINGRICH, GODSHALL, GOODMAN, GRELL, GRUCELA, HARHART, HARPER, HERSHEY, HESS, JAMES, M. KELLER, KENNEY, KILLION, KOTIK, LaGROTTA, LEACH, LEDERER, LEH, MAJOR, MANDERINO, MANN, MARKOSEK, MARSICO, McILHATTAN, McILHINNEY, McNAUGHTON, MICOZZIE, MILLARD, R. MILLER, MUNDY, MUSTIO, NAILOR, O'NEILL, PALLONE, PAYNE, PETRARCA, PHILLIPS, PICKETT, PISTELLA, PYLE, QUIGLEY, RAMALEY, READSHAW, REED, REICHLEY, ROHRER, RUBLEY, SAINATO, SANTONI, SATHER, SAYLOR, SCAVELLO, SCHRODER, SEMMEL, SHAPIRO, SIPTROTH, B. SMITH, S. H. SMITH, SOLOBAY, STABACK, R. STEVENSON, T. STEVENSON, STURLA, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, TRUE, WALKO, WATSON, WOJNAROSKI, YOUNGBLOOD and YUDICHAK

A Resolution urging the Congress of the United States to extend the Medicare Part D prescription drug deadline to December 31, 2006.

Referred to Committee on HEALTH AND HUMAN SERVICES, April 25, 2006.

CALENDAR

BILLS ON THIRD CONSIDERATION

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

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

On the question,

Will the House agree to the bill on third consideration?

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2058 be placed on the table.

On the question,

Will the House agree to the motion?

Motion was agreed to.

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2058 be taken off the table.

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

* * *

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

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

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1705 be placed on the table.

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

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1705 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 2203, PN 3071**, entitled:

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

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2203 be placed on the table.

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

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2203 be taken off the table.

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

* * *

The House proceeded to third consideration of **HB 2283, PN 3295**, entitled:

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

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2283 be placed on the table.

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

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 2283 be taken off the table.

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

* * *

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

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

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

BILL TABLED

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1071 be placed on the table.

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

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that HB 1071 be taken off the table.

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

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 121, PN 3939**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

SENATE MESSAGE

RECESS RESOLUTION
FOR CONCURRENCE

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

In the Senate
April 24, 2006

RESOLVED, (the House of Representatives concurring), Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Regular Session of the Senate recesses this week, it reconvene on Monday, May 1, 2006, unless sooner recalled by the President Pro Tempore of the Senate; and be it further

RESOLVED, Pursuant to Article II, Section 14 of the Pennsylvania Constitution, that when the Regular Session of the House of Representatives recesses this week, it reconvene on Monday, May 1, 2006, unless sooner recalled by the Speaker of the House of Representatives.

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

On the question,
Will the House concur in the resolution of the Senate?
Resolution was concurred in.

Ordered, That the clerk inform the Senate accordingly.

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

HB 2399, PN 3961 (Amended) By Rep. O'BRIEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for grading the offense of impersonating a public servant.

JUDICIARY.

HB 2401, PN 3435 By Rep. O'BRIEN

An Act amending the act of March 7, 1901 (P.L.20, No.14), referred to as the Second Class City Law, further providing for penalty for false personification.

JUDICIARY.

HB 2402, PN 3436 By Rep. O'BRIEN

An Act amending the act of June 25, 1919 (P.L.581, No.274), referred to as the First Class City Government Law, further providing for penalty for false personification.

JUDICIARY.

HB 2403, PN 3437 By Rep. O'BRIEN

An Act repealing the act of June 1, 1915 (P.L.708, No.326), entitled "An act to prevent the wearing of the badge of the Bureau of Police, in cities of the first class, by unauthorized persons, and providing a penalty therefor."

JUDICIARY.

SB 303, PN 1748 (Amended) By Rep. O'BRIEN

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

JUDICIARY.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 698, PN 3874 By Rep. KENNEY

A Resolution directing the Legislative Budget and Finance Committee to conduct a performance evaluation of the Commonwealth's organ and tissue donor awareness program established under Act 102 of 1994.

HEALTH AND HUMAN SERVICES.

LEAVES OF ABSENCE

The SPEAKER pro tempore. Are there requests for leaves of absence?

The Chair recognizes the majority whip, who requests a leave of absence for the day for the gentleman from Lancaster

County, Mr. ARMSTRONG; the gentleman, Mr. John EVANS, from Erie County. Without objection, the leaves of absence are granted.

The Chair recognizes the minority whip, who requests leaves of absence for the day for the gentleman from Philadelphia County, Mr. CRUZ, and the gentleman from Northampton County, Mr. SAMUELSON. Without objection, the leaves of absence are granted.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Tyler Druce, who is a guest page today. He is the guest of Representative Kathy Watson. Please rise and be recognized.

Please welcome Sarah Wiest, Weston Jackson, and Mary Beth Seitz-Brown as guest pages for today from Representative Bev Mackereth's office. They attend Spring Grove Area Middle School. Please welcome them to the hall of the House. Please rise and be recognized.

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—198

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

| | | | |
|------------|-----------|----------|------------|
| DiGirolamo | Kotik | Readshaw | Wilt |
| Diven | LaGrotta | Reed | Wojnaroski |
| Donatucci | Leach | Reichley | Wright |
| Eachus | Lederer | Rieger | Yewcic |
| Ellis | Leh | Roberts | Youngblood |
| Evans, D. | Lescovitz | Roebuck | Yudichak |
| Fabrizio | Levdansky | Rohrer | Zug |
| Fairchild | Mackereth | Rooney | |
| Feese | Maher | Ross | Perzel, |
| Fichter | Maitland | Rublej | Speaker |

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

| | | | |
|-----------|------|-----------|-----------|
| Armstrong | Cruz | Evans, J. | Samuelson |
|-----------|------|-----------|-----------|

LEAVES ADDED—1

Roebuck

LEAVES CANCELED—2

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|-----------|-----------|
| Armstrong | Samuelson |
|-----------|-----------|

GUESTS INTRODUCED

The SPEAKER pro tempore. We have some special guests with us this morning as guests of our majority whip, Representative David Argall. They are Ukrainian exchange professors, and I will do my best to pronounce the names correctly. With us today we have Professor Natalia Chahrak, Pre-Carpathian University, from Ukraine; Professor Iryna Klanichka, Pre-Carpathian University, from Ukraine; and Dr. Paula Holoviak from Kutztown University. Professors Chahrak and Klanichka are researching American education, culture, and principles of democracy, and hopefully I have not made too many mistakes with your pronunciations. Welcome. Please rise and be recognized.

Clancy says it gets easier.

The Chair welcomes Emily Geiger, who is a guest of Representative Paul Semmel, and Andrew Knauss, who is a guest of Representative Karen Beyer. They are members of Lehigh County 4-H and are here for Capitol Days. They are located in the balcony. Please rise and be recognized.

The Chair welcomes Jim Gingrich, Gary Choyka, and the senior government class from Antietam High School, Berks County, who are the guests of Representative Santoni. They, too, are located in the balcony. Please rise and be recognized.

The Chair welcomes a guest page, Maggie Dewane from Cedar Cliff High School. She is the guest of Representatives Nailor and Bruce Smith. She is located in the well of the House. Please rise and be recognized.

WAYNESBORO AREA MIDDLE SCHOOL BUSTED TEAM PRESENTED

The SPEAKER pro tempore. The Chair at this time recognizes the gentleman, Mr. Fleagle, for an introduction.

Mr. FLEAGLE. Thank you, Mr. Speaker.

Mr. Speaker, seated in the gallery is a group of dedicated young students from the Waynesboro Area Middle School.

Mr. Speaker, these students are here today to spread the message about the dangers of teen smoking to those of us in the legislature and to lobby for the passage of Representative Jim Wansacz's HB 1851.

Some of my colleagues may have met with these students already today, but if not, you may return to your offices and find a packet of information detailing the dangers of teen smoking and the efforts that are being undertaken to reverse this trend.

Mr. Speaker, I would also like to ask the members of the Waynesboro Area Middle School Busted Team – Ben Nichols, Abbie Bender, Kelsea Decker, Nicole Collins, Stacey Valcourt, Chris Atkinson, Bruce McLaughlin, Amanda Ferguson, Eric McCleaf, and Ali Terry – along with advisers Mr. Doug Crist, Mr. Barry Donohoe, and Mrs. Sherry London to please stand and be recognized in the balcony, Mr. Speaker.

The SPEAKER pro tempore. Please rise and be recognized.

Mr. FLEAGLE. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

GLENN DARWIN GRAFF PRESENTED

The SPEAKER pro tempore. The Chair at this time recognizes the gentleman, Mr. Gannon, for a citation presentation.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, today we are joined by one of our American heroes, a veteran of World War II who proudly served our country more than 60 years ago during his time in the European theater.

Glenn Darwin Graff, a resident of Swarthmore in my district in Delaware County, joins us today, his 82d birthday, and I am pleased to recognize him in the hall of the House.

He is here today with members of his family and friend – Mary Fissel, Pamela Moore, Alexis Moore, Stacy Gallo, Mary Jane Crosson, and Michael Crosson. Please stand to be recognized.

A native of central Pennsylvania, having been born in nearby Duncannon, Mr. Graff is a proud veteran of the U.S. Navy.

The SPEAKER pro tempore. Will the gentleman please suspend.

Ladies and gentlemen, please take your seats. We are recognizing a veteran hero.

Mr. GANNON. A native of central Pennsylvania, having been born in nearby Duncannon, Mr. Graff is a proud veteran of the U.S. Navy. He first served as a gunner's mate and was aboard the Landing Craft Tank 535 Flagship on the morning of June 6, 1944, when it landed on Omaha Beach in the first wave of the assault force to land at Normandy, France.

I am going to digress from my prepared remarks for a few moments, because many of you, perhaps like me, did not know what an LCT, landing craft tank, was, and I would like to just give you some idea of what type of craft that was and what the

men like Mr. Graff were confronted with on the morning of June 6, 1944.

Company A of the 743d Tank Battalion, commanded by Captain Vodra Phillips, consisted of 16 M4 Sherman tanks and 8 tankdozers – 2 tanks and 1 tankdozer from LCT(A) – and was planned to land on Easy Green, Dog Red, Dog White, and Dog Green sectors of Omaha Beach at H-5 hour, 6:25 a.m.

Companies B and C, commanded by Captains Charles Ehmka and Ned Eldar, consisted of 16 DD tanks each and were planned to land on Dog Green and Dog White sectors of Omaha Beach. The DD tanks were originally meant to be launched from their LCTs approximately 6,000 yards from the shore, but the rough waters off of Omaha Beach convinced them to take the tanks directly onto the beach. The eight LCTs landed on the beach at approximately 6:40 a.m., about 15 minutes later than planned. One LCT of Company B was sunk by artillery just as it was landing.

The LCT on which Mr. Graff served was the first landing craft to hit the beach in the first wave at Omaha, and here is a little description of what these LCTs were like, and this is from the Saturday Evening Post of January 8, 1944: "To the layman, the LCT – landing craft, tank – looks like a tin shed with a false front, traveling upside down and backwards through the water. The major difficulty of the LCT as a water-going vehicle is that it has no sense. Instead of trying to ride the waves, it tries to club them to death. Another difficulty is the skippers of these crafts. They are all male Tugboat Annies, ninety-day wonders, graduated as Ensigns, truculent, fretful, quarrelsome, eager and more friendly than anything else on two legs that I have found. They bow before nothing. An LCT in the South Pacific that cut across the bow of one of our mightiest battleships did not give way. Instead, the skipper grabbed up a megaphone and shouted in the direction of the Admiral on the bridge, 'Can't you see where the hell you're going with that damn thing?' In general, an LCT is something only a mother can love, and their skippers love'em.... They have bestowed on them fond names, the regular Navy's names for them are not so tender. They call them water mules or spitkits, seagoing jalopies, sea jeeps, or just plain four-letter words.... The Ensigns insist that their craft are warships.... [There is a story of] Ensign C. Johnson who claimed there was this Jap two-man sub looking them square in the eye." He said, " 'I lowered my ramp and butted him to death...' " on the spot.

In his book "The LCT Story" by William D. Baker, he has this line: "LCT 535, 'the first ship in the first wave to launch equipment...' " on Omaha Beach.

As with many World War II veterans, Normandy proved to be a test of courage and a turning point in Mr. Graff's military career. The admiral of the U.S. Navy at the time, Admiral Harold R. Stark, commended Mr. Graff for his great courage and energetic devotion to his assigned duties in the midst of the extremely hazardous conditions of June 6, 1944, including heavy machine gun fire from the beach and damage to the ship from an underwater mine explosion.

He is the only living survivor in the entire Commonwealth of the Normandy Invasion of Omaha Beach from LCT 535 Flagship.

In that letter of commendation from Admiral Stark, Mr. Graff was lauded for contributing much to keeping his craft afloat in heavy seas and strong winds. He is also the recipient of the Medal of the Jubilee of Liberty, commonly known as the Normandy Medal, which was given to him by the

French government in honor of the part he played during the Normandy Invasion.

Mr. Graff continued to serve our country in active duty until September 20, 1945, when he received an honorable discharge from the U.S. Navy.

We are so very proud of Mr. Graff's accomplishments and his dedication to serving his country. Personally, I am also very proud of this fine veteran and pleased that he continues to call Pennsylvania his home. We have a citation honoring him for his service on this special, very special birthday.

Ladies and gentlemen, will you join me in honoring Mr. Glenn Graff with a round of applause.

Thank you, ladies and gentlemen.

The SPEAKER pro tempore. The Chair thanks the gentleman.

LEAVES OF ABSENCE CANCELED

The SPEAKER pro tempore. The Chair notes the presence of the gentleman, Mr. Samuelson, and the gentleman, Mr. Armstrong, and they will be added to the master roll call.

2005 COAL QUEEN PRESENTED

The SPEAKER pro tempore. The Chair welcomes to the podium, the gentleman, Mr. DeWeese.

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

One of the delightful aspects of serving in this chamber is the ability to go from Glenn Graff, United States Naval hero, World War II, to the passing of another generation, the Greene County Bituminous Coal Queen. Graff's intrepidity at Normandy is unparalleled, but the opportunities of Pennsylvania youth are also robust and electric and exciting, and where I call home in Greene and Fayette and Washington Counties, Ronni Marie Kramer is a paragon of young femininity. She is a cheerleader; she is a tutor; she is a dancer; she is an all-around accomplished young woman.

Ladies and gentlemen, from Waynesburg Central High School I introduce to you Ronni Marie Kramer, the Coal Queen from Greene County, PA.

The SPEAKER pro tempore. The gentlelady may proceed.

Ms. KRAMER. Good morning, everyone.

Leading up to what has brought me here today has been a very exciting time for my family and me. I have participated in several pageants in the past. Winning the title of the 2005 Pennsylvania Bituminous Coal Queen has truly been the biggest honor. I am proud to be the representative of such a large industry that in the past has employed not only my great-grandfather and grandfather, but so many of our local friends and neighbors.

As I am very committed to the Coal Queen title, I also work part-time at a local Family Dollar, keep involved in several school activities, such as vice president of the Leo Club, a varsity cheerleader, SADD (Students Against Destructive Decisions), Alpha, student council, and a member of the Ginny McClelland Dance Studio for the past 13 years.

The most remarkable time of all is when I place this crown on my head and step out into the world as the Coal Queen. I have experienced so much this year visiting the Cumberland Mine, where I was able to travel down under into

the real world of a coal miner, several parades, banquets, a carnival, and light-up night in Carmichaels, Pennsylvania.

The most thrilling experience was when I was invited to the Pepsi-Cola Roadhouse to greet hundreds of our miners at their annual banquet and enjoy Jo Dee Messina live.

After graduating I will be attending Penn Commercial to pursue a career in business management. I would like to thank all of you for making this possible and giving me this opportunity to have such a memorable experience.

Thank you.

The SPEAKER pro tempore. The Chair thanks the lady.

GUEST INTRODUCED

The SPEAKER pro tempore. I would like to welcome Michael Kinzig, who is shadowing Representative John Evans today. Michael has been interning in Representative Evans' Edinboro office since January and will be graduating from EUP (Edinboro University of Pennsylvania) this May with a bachelor of arts in political science and minors in psychology and criminal justice. Please rise and be recognized.

LOWER MERION HIGH SCHOOL BOYS BASKETBALL TEAM PRESENTED

The SPEAKER pro tempore. The Chair at this time recognizes Representative Manderino, Representative Leach, and Representative Gerber for a citation presentation.

You may proceed when you are ready.

Mr. LEACH. Thank you, Mr. Speaker.

I am here today with my colleagues, Representative Gerber and Representative Manderino, and the senior class and the coach of the State championship Lower Merion Aces Basketball Team.

Lower Merion High School is actually in my legislative district, but that should surprise no one. Anyone who has ever seen me play basketball knows that we in southeastern Pennsylvania produce some really, really fine hoopsters. In fact, we have a long history and a proud history of basketball excellence.

In 2006 the Lower Merion Aces captured their sixth State title beating Schenley 60 to 58. This is a record among AAAA schools in Pennsylvania, the last title occurring in the 1995-1996 season. The Aces this year finished with an overall record of 28 and 6. Head coach Greg Downer was named "Coach of the Year" by the Philadelphia Inquirer, and seniors Ryan Brooks and Garrett Williamson were named to the All-Southeastern PA Team. The famous student fan club the "Dog Pond" gives the Aces one of the most unwelcoming home-field advantages in high school basketball.

Now, before the finals against Schenley, we actually had a friendly bet with Representative Jake Wheatley, who represents the Schenley Area School District. We put up a plate from Hymie's Deli against some sandwiches, which are apparently stuffed with some sort of pork product, and I think we are still waiting for that. Right? Okay. We will let you know when that comes.

But in all seriousness, I just want to join with my colleagues here today to say how proud we are of everything you have accomplished. You are truly the pride of Lower Merion and the best in the State.

Thank you for a job well done.

Mr. GERBER. If I may, I would like to add this is Coach Downer's second State title, and I think what impresses all of us the most in last year's unfortunate loss in the State championship and this year's victory in the State championship is the class and sportsmanship that these kids displayed, and that is a credit not just to the kids but to their families and of course to Coach Downer.

Congratulation, guys.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Congratulations, gentlemen.

STATEMENT BY MR. FLICK

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

Mr. FLICK. Unanimous consent, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. FLICK. Mr. Speaker, I would just like the members of this body to know that the chairman of the Public Utility Commission, Wendell Holland, is a former basketball player and graduate from Lower Merion High School and that yours truly here is a very proud graduate of Lower Merion High School, although I did not play hoops.

Now, we want to go, "We are the Aces" – right? – "mighty, mighty Aces. People want to know"— They do not have that cheer anymore?

Mr. LEACH. What would they like to know, Representative Flick?

Mr. FLICK. Well, I will get all the lyrics out to the body. We will sing it tomorrow – mighty, mighty Aces.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman for his ancient history.

GUESTS INTRODUCED

The SPEAKER pro tempore. Please welcome, as a guest page of Representative Mario Scavello, Heather McConnell. Also please welcome Heather's mother, Elizabeth McConnell. Elizabeth is seated in the gallery. Please rise and be recognized.

STATEMENT BY MR. BASTIAN

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

Mr. BASTIAN. A point of personal privilege.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. BASTIAN. Mr. Speaker, I just want to tell you that the Somerset County maple producers are responsible for the candy on your desk. The maple pump starts in February and March. We had our annual thing 2 weeks ago. We did pass a resolution for the maple business in Somerset County, and it is a very sweet business. They had a good year.

Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman.

HOPEWELL AREA LADY VIKINGS BASKETBALL TEAM PRESENTED

The SPEAKER pro tempore. The Chair at this time welcomes to the podium the gentleman, Mr. Biancucci, for a citation presentation.

Mr. BIANCUCCI. Thank you, Mr. Speaker.

Mr. Speaker, it is an honor and privilege for me to stand here before you today to introduce a group of remarkable young athletes from Hopewell Area High School in my legislative district. Please welcome to the hall of the House today members of the Hopewell Area Lady Vikings Basketball Team, the 2006 WPIAL AAA, PIAA Class AAA State Champions. They are seated in the back of the hall. Ladies, please stand.

I would like to take this opportunity to offer congratulations to our young champions who have truly honored all of us by their performance in the field of competition. The Lady Vikings finished 30 and 3 against top-ranked national teams. In the playoffs, the Hopewell Vikings won four WPIAL games by an average of 25 1/2 points and five PIAA games by an average of 16 points. In the State title game, the Lady Vikings defeated Allentown Central Catholic by a score of 57 to 40.

Their talent was guided and coached by a remarkable coach, Chris Raso. Chris. Coach Raso has an exceptional record at Hopewell. His record is 68 and 18 in three seasons. Overall, his record is 216 against 110. Coach Raso was named AAA girls Coach of the Year by the Associated Press, the Beaver County Times, the Pittsburgh Post-Gazette, and the Pittsburgh Tribune-Review. Congratulations, Coach.

In addition, two of our Lady Vikings achieved all-State recognition: Joyce Novacek, 1st team; and Becky Novacek, 2d team. Ladies, please stand.

I take this opportunity to present to the Hopewell Lady Vikings this House citation, recognizing their accomplishments and expressing our appreciation for the fine example they have set for other students and adults. They have shown how richly rewarding fulfilling a goal can be through hard work and dedication. I wish them continued success and luck in future seasons.

Joining me in the well of the House are seniors Kayla McLaughlin and Dana Radulovich, the only two seniors on the squad.

Please join with me in applauding these wonderful athletes, and thank you for a job well done. The Hopewell Lady Vikings.

The SPEAKER pro tempore. The Chair thanks the gentleman.

GUESTS INTRODUCED

The SPEAKER pro tempore. I would like to at this time acknowledge the special guests of Representative Josh Shapiro. These guests participated in an auction at Beyt Yeladim School entitled "Winning a Day in Harrisburg." They are Ben and Emily Reich and their daughter, Batya. These guests are seated in the gallery. Please rise and be recognized.

RESOLUTION PURSUANT TO RULE 35

Ms. PICKETT called up **HR 624, PN 3642**, entitled:

A Resolution recognizing the 14th annual Blossburg State Coal Festival from May 24 through 27, 2006, at Island Park in Blossburg, Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0**NOT VOTING—0****EXCUSED—2**

Cruz Evans, J.

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

GUESTS INTRODUCED

The SPEAKER pro tempore. Visiting the House today as the guests of Representative Carole Rubley is a group of political science students from West Chester University. They are accompanied by professors Dr. John J. Kennedy and Dr. Duane Milne. Representative Rubley is participating in the Legislative Fellow Program at the university and is involved in team teaching a senior seminar in applied Pennsylvania politics, which focuses on current State legislation. The students are located in the gallery. Please rise and be recognized.

We are pleased to recognize Cassidy Maumus, a junior at Lehigh University, who is an intern in the district office and a guest of Representative Doug Reichley. She is seated in the gallery. Please rise and be recognized.

RESOLUTION PURSUANT TO RULE 35

Mr. PYLE called up **HR 708, PN 3889**, entitled:

A Resolution recognizing with sadness the supreme sacrifice of Staff Sgt. Randy McCaulley, who died from enemy fire while courageously serving our nation in Iraq.

On the question,
Will the House adopt the resolution?

The SPEAKER pro tempore. Members, this is a condolence citation for one of our lost heroes.

On the resolution, the gentleman, Mr. Pyle, is recognized.

Mr. PYLE. Thank you, Mr. Speaker.

Mr. Speaker, I rise today to request members' support for a resolution of condolence for Sfc. Randy D. McCaulley of Marion Center, Indiana County, and I would ask for your attention.

The good combat leader is one that returns his men safely home from battle. In Al Anbar province, Iraq, on 23 March '06 near the town of Mudiq, the mechanized platoon of Sfc. Randy McCaulley, Alpha Company, 1st of the 110th Infantry based in White Township, Indiana County, came under hostile fire while on combat patrol. Sergeant McCaulley was mortally wounded in the exchange of gunfire. Despite his wounds, Randy's men made it safely back to base. He had paid, as Lincoln called it, "the last full measure of devotion."

Mr. Speaker, Randy McCaulley was, according to his parents, doing what he wanted to do. He felt he was well trained for the mission at hand. As a soldier, a father, and loving son, Sergeant McCaulley embodied the honor and virtues of God, family, and flag and chose to live his life by them.

In conversation with Mrs. McCaulley, who could not be here today for health reasons, I gathered that it would be appreciated for us to remember not how Randy died but rather to focus on

the positive and remember how he lived. Our country, our county, and our Commonwealth are lesser in his passing.

Mr. Speaker, as mourning began for the McCaulley family, the positive focus on Randy's life they had hoped for and the dignity of a proper burial was marred by a group who chose to use the media attention generated by the burial services of a patriot as a stage to execute a planned display or expression so venomous, hateful, and callous that many would rightfully call what they did fighting words. A full-color picture ran in the local paper of a girl from the protest group holding above her head a neon yellow sign with "God Loves Dead Soldiers" written on it.

Mr. Speaker, we cannot let this happen again. We as a legislature must be able to ensure that Pennsylvania protects the dignity of burial services and the families of fallen patriots. It would be altogether fitting and proper if we could. Mr. Speaker, Sergeant McCaulley understood the last full measure of devotion. I hope we do, too.

Mr. Speaker, as our guests today we have with us many of Sgt. Randy McCaulley's family, and I would ask the members to please hold their applause until they are all introduced. With us today are Sfc. Randy McCaulley's nephew, Jason; his son, Cody; and from out of State is his brother, Barry. Seated in the gallery today are his four uncles, and if I could please have them rise: Dave – are you up there, Dave? – Dave, Tom, Bill, and Allen, each of whom is a decorated World War II veteran. They, too, Mr. Speaker, are patriots. Each one of his uncles served in a different branch of the Armed Forces. And finally, Mr. Speaker, I am honored to introduce the Reverend James McCaulley, father of Sfc. Randy McCaulley.

Mr. Speaker, I would ask for the full support of this House for HR 708, honoring the life of Sfc. Randy McCaulley.

The SPEAKER pro tempore. The Chair thanks the gentleman for his heartfelt remarks.

HARRISBURG LEGISLATIVE LEAVES

The SPEAKER pro tempore. The gentleman, Mr. Cohen, is recognized.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, before we vote on this worthwhile resolution, I would like to request Capitol leave for the gentlemen from Philadelphia, Representatives Harold JAMES and Jewell WILLIAMS.

The SPEAKER pro tempore. Without objection, Capitol leaves will be granted.

CONSIDERATION OF HR 708 CONTINUED

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

The following roll call was recorded:

YEAS—200

| | | | |
|-----------|---------|-----------|-----------|
| Adolph | Fleagle | Manderino | Sabatina |
| Allen | Flick | Mann | Sainato |
| Argall | Forcier | Markosek | Samuelson |
| Armstrong | Frankel | Marsico | Santoni |
| Baker | Freeman | McCall | Sather |
| Baldwin | Gabig | McGeehan | Saylor |
| Barrar | Gannon | McGill | Scavullo |

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Cruz Evans, J.

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

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair at this time recognizes the gentlelady, Mrs. Taylor, for a caucus announcement.

Mrs. TAYLOR. Thank you, Mr. Speaker.

At the break there will be a Republican caucus – immediately following the break.

The SPEAKER pro tempore. The Chair thanks the lady.

DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, there will be a Democratic caucus immediately upon the recess. We will go over several bills that will be voted on today and tomorrow.

The SPEAKER pro tempore. The Chair thanks the gentleman.

Any other announcements?

We will return to the floor at 1:15 promptly, and then we will proceed with the memorial service at 1:30.

RECESS

The SPEAKER pro tempore. This House does now stand in recess until 1:15.

AFTER RECESS

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

**THE SPEAKER PRO TEMPORE
(ROBERT J. FLICK) PRESIDING**

The SPEAKER pro tempore. Members will please report to the floor.

RULE 75 SUSPENDED

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

Mr. S. SMITH. Mr. Speaker, I move that House rule 75 be suspended during the memorial service.

On the question,

Will the House agree to the motion?

Motion was agreed to.

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND TABLED****HB 420, PN 2592**

By Rep. B. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further prohibiting dogs from pursuing, injuring or killing big game.

GAME AND FISHERIES.**HB 1195, PN 1401**

By Rep. ADOLPH

An Act amending the act of July 6, 1989 (P.L.169, No.32), known as the Storage Tank and Spill Prevention Act, further providing for Underground Storage Tank Pollution Prevention Program.

ENVIRONMENTAL RESOURCES AND ENERGY.**HB 2042, PN 3962 (Amended)**

By Rep. ADOLPH

An Act amending the act of June 22, 1937 (P.L.1987, No.394), known as The Clean Streams Law, further providing for penalties; and providing for limitation on certain actions.

ENVIRONMENTAL RESOURCES AND ENERGY.**HB 2563, PN 3806**

By Rep. B. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for possession of firearm for protection of self or others.

GAME AND FISHERIES.**SB 868, PN 1332**

By Rep. ADOLPH

An Act amending the act of May 17, 1929 (P.L.1798, No.591), referred to as the Forest Reserves Municipal Financial Relief Law, increasing distribution of annual charge; and making editorial changes.

ENVIRONMENTAL RESOURCES AND ENERGY.**CALENDAR CONTINUED****RESOLUTIONS PURSUANT TO RULE 35**

Mrs. MILLER called up **HR 710, PN 3891**, entitled:

A Resolution designating the month of May 2006 as "Beef Month" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

| | | | |
|------------|------------|----------|------------|
| Cornell | Hess | Petrone | Tigue |
| Corrigan | Hickernell | Phillips | True |
| Costa | Hutchinson | Pickett | Turzai |
| Crahalla | James | Pistella | Veon |
| Creighton | Josephs | Preston | Vitali |
| Curry | Kauffman | Pyle | Walko |
| Daley | Keller, M. | Quigley | Wansacz |
| Dally | Keller, W. | Ramaley | Waters |
| DeLuca | Kenney | Rapp | Watson |
| Denlinger | Killion | Raymond | Wheatley |
| Dermody | Kirkland | Readshaw | Williams |
| DeWeese | Kotik | Reed | Wilt |
| DiGirolamo | LaGrotta | Reichley | Wojnaroski |
| Diven | Leach | Rieger | Wright |
| Donatucci | Lederer | Roberts | Yewcic |
| Eachus | Leh | Roebuck | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | |
| Feese | Maitland | Ruffing | Perzel, |
| Fichter | Major | | Speaker |

NAYS-0

NOT VOTING-0

EXCUSED-2

Cruz Evans, J.

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

Miss MANN called up **HR 712, PN 3893**, entitled:

A Resolution honoring Mayfair Festival of the Arts in the City of Allentown on the occasion of its 20th anniversary.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

| | | | |
|-------------|-----------|------------|--------------|
| Adolph | Fleagle | Manderino | Sabatina |
| Allen | Flick | Mann | Sainato |
| Argall | Forcier | Markosek | Samuelson |
| Armstrong | Frankel | Marsico | Santoni |
| Baker | Freeman | McCall | Sather |
| Baldwin | Gabig | McGeehan | Saylor |
| Barrar | Gannon | McGill | Scavello |
| Bastian | Geist | McIlhatten | Schroder |
| Bebko-Jones | George | McIlhinney | Semmel |
| Belardi | Gerber | McNaughton | Shaner |
| Belfanti | Gergely | Melio | Shapiro |
| Benninghoff | Gillespie | Metcalfe | Siptroth |
| Beyer | Gingrich | Micozzie | Smith, B. |
| Bianucci | Godshall | Millard | Smith, S. H. |
| Birmelin | Good | Miller, R. | Solobay |
| Bishop | Goodman | Miller, S. | Sonney |
| Blackwell | Grell | Mundy | Staback |
| Blaum | Grucela | Mustio | Stairs |
| Boyd | Gruitza | Myers | Steil |
| Bunt | Haluska | Nailor | Stern |
| Buxton | Hanna | Nickol | Stetler |

| | | | |
|-------------|------------|----------|---------------|
| Caltagirone | Harhai | O'Brien | Stevenson, R. |
| Cappelli | Harhart | Oliver | Stevenson, T. |
| Casorio | Harper | O'Neill | Sturla |
| Causer | Harris | Pallone | Surra |
| Cawley | Hasay | Parker | Tangretti |
| Civera | Hennessey | Payne | Taylor, E. Z. |
| Clymer | Herman | Petrarca | Taylor, J. |
| Cohen | Hershey | Petri | Thomas |
| Cornell | Hess | Petrone | Tigue |
| Corrigan | Hickernell | Phillips | True |
| Costa | Hutchinson | Pickett | Turzai |
| Crahalla | James | Pistella | Veon |
| Creighton | Josephs | Preston | Vitali |
| Curry | Kauffman | Pyle | Walko |
| Daley | Keller, M. | Quigley | Wansacz |
| Dally | Keller, W. | Ramaley | Waters |
| DeLuca | Kenney | Rapp | Watson |
| Denlinger | Killion | Raymond | Wheatley |
| Dermody | Kirkland | Readshaw | Williams |
| DeWeese | Kotik | Reed | Wilt |
| DiGirolamo | LaGrotta | Reichley | Wojnaroski |
| Diven | Leach | Rieger | Wright |
| Donatucci | Lederer | Roberts | Yewcic |
| Eachus | Leh | Roebuck | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | |
| Feese | Maitland | Ruffing | Perzel, |
| Fichter | Major | | Speaker |

NAYS-0

NOT VOTING-0

EXCUSED-2

Cruz Evans, J.

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

Mr. CALTAGIRONE called up **HR 716, PN 3897**, entitled:

A Resolution recognizing May 4, 2006, as the "National Day of Prayer."

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

| | | | |
|-------------|-----------|------------|-----------|
| Adolph | Fleagle | Manderino | Sabatina |
| Allen | Flick | Mann | Sainato |
| Argall | Forcier | Markosek | Samuelson |
| Armstrong | Frankel | Marsico | Santoni |
| Baker | Freeman | McCall | Sather |
| Baldwin | Gabig | McGeehan | Saylor |
| Barrar | Gannon | McGill | Scavello |
| Bastian | Geist | McIlhatten | Schroder |
| Bebko-Jones | George | McIlhinney | Semmel |
| Belardi | Gerber | McNaughton | Shaner |
| Belfanti | Gergely | Melio | Shapiro |
| Benninghoff | Gillespie | Metcalfe | Siptroth |
| Beyer | Gingrich | Micozzie | Smith, B. |

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Cruz Evans, J.

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

* * *

Mr. GODSHALL called up **HR 720, PN 3901**, entitled:

A Resolution recognizing the week of May 13 through 21, 2006, as "National Tourism Week" and April 26, 2006, as "Tourism Day" in Pennsylvania.

On the question,
Will the House adopt the resolution?

RESOLUTION PASSED OVER

The SPEAKER pro tempore. Pardon me. The clerk will go over that. The Chair was in error.

* * *

Mr. SCAVELLO called up **HR 721, PN 3902**, entitled:

A Resolution designating the month of May 2006 as "Hepatitis Awareness Month" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-200

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

NAYS-0

NOT VOTING-0

EXCUSED-2

Cruz Evans, J.

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

* * *

Mr. SEMMEL called up **HR 722, PN 3903**, entitled:

A Resolution designating May 1, 2006, as “Loyalty Day” in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—200

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

NAYS—0

NOT VOTING—0

EXCUSED—2

Cruz Evans, J.

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

**HARRISBURG LEGISLATIVE LEAVE
CANCELED**

The SPEAKER pro tempore. For what purpose does the gentleman, Mr. Williams— The gentleman wishes to be taken off Capitol leave, and so will be done.

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

**MEMORIAL SERVICE FOR
HON. K. LEROY IRVIS**

The SPEAKER. The members will please take their seats. The Sergeants at Arms will close the doors to the hall of the House.

INVOCATION

The SPEAKER. The prayer will be offered by Representative Thaddeus Kirkland.

All members and guests will please rise.

Mr. KIRKLAND. Let us pray:

Our Father and our God, we come at this time proclaiming as David did when he said in Your Word, I will bless the Lord at all times; his praises will continually be in my mouth. And, O God, we come at this time not only blessing You but giving thanks, for You said in Your Word, O God, in all things give thanks. And we thank You, O God, for the traveling mercies that You have granted us all. We thank You, O God, for providing us with brand-new mercies. In spite of ourselves, in spite of our shortcomings, You continue to bless us over and over and over again, and for that, O God, we are grateful.

And now, O God, as we remember one of our own, we pray, O God, that Your Holy Spirit would just fill this place even right now. You are welcome in this place, and not only in this place, but, O God, You are welcome in our hearts. We pray, O God, that You would touch each and every one that comes behind to speak, to speak words of remembrance.

We thank You, O God, for this family; we thank You, O God, for the members of this House; and we thank You, O God, most of all, for this gathering. Father God, we thank You for the movement of Your Holy Spirit in this place. Once again, You are truly welcome.

This is Your servant’s prayer, and we say this prayer in the blessed name of Your Son. Our soul says amen.

CONDOLENCE RESOLUTION

The SPEAKER. Please take your seats.

We are about to take up a condolence resolution on the death of a former member and Speaker of this House of Representatives.

The Sergeants at Arms will make sure the doors are closed. Again, the members will take their seats.

The clerk will read the resolution.

The following resolution was read:

COMMONWEALTH OF PENNSYLVANIA
THE HOUSE OF REPRESENTATIVES

CONDOLENCE RESOLUTION

WHEREAS, The House of Representatives of Pennsylvania wishes to honor the memory of the Honorable K. Leroy Irvis, the one hundred thirtieth Speaker of the House of Representatives, who passed away at the age of eighty-six on March 16, 2006; and

WHEREAS, Born Kirkland Leroy Irvis on December 27, 1919, Speaker Irvis was educated in Albany and Buffalo, New York, and in Pittsburgh. He earned bachelor's degrees in history and English, summa cum laude; a master of arts degree in education; and a bachelor of law degree from the University of Pittsburgh Law School, where he graduated fourth in his class and was a member of the Law Review. In 1958, Speaker Irvis was elected to serve the citizens of the 1st Legislative District in the House of Representatives of Pennsylvania, which through reapportionment later became the 19th Legislative District. Quickly rising through the leadership ranks, including becoming this Commonwealth's first African-American House Majority Leader in 1969, he was elected in 1977 by unanimous acclamation, or voice vote, as Speaker of the House of Representatives of Pennsylvania; the first African-American Speaker of the House not only in Pennsylvania, but in our entire nation. Speaker Irvis was reelected to that position in 1983, 1985 and 1987; and he retired from the House in 1988. During a political career that spanned thirty years, he built a legacy of accomplishments that defies description. Above all things, he was a sculptor; but his media were not restricted to wood. Although he did enjoy the fine arts practices of sculpting and painting, he also sculpted people's lives through the passage of legislation that provided for such needs as education, civil rights and human services. Speaker Irvis also sculpted thoughts with his words, both as a gifted poet and as a writer. Through the example of his life, he sculpted a model of true public servanthood worthy of emulation; one of strength, dignity, intelligence, wit, humor, advocacy and compassion. He will be deeply missed; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania proclaim with enduring sorrow the passing of the Honorable K. Leroy Irvis; and extend heartfelt condolences to his wife, Cathryn L. Irvis; son, Reginald Irvis; daughter, Sherri Irvis-Hill; four grandchildren; and many other family members, friends and colleagues; and be it further

RESOLVED, That a copy of this resolution, sponsored by Representatives John M. Perzel, Samuel H. Smith, H. William DeWeese and Jake Wheatley, Jr., on April 25, 2006, be transmitted to Mrs. Cathryn L. Irvis.

Samuel H. Smith, Sponsor
H. William DeWeese, Sponsor
Jake Wheatley, Jr., Sponsor

(SEAL)

John M. Perzel, Speaker of the House
ATTEST:
Roger Nick, Chief Clerk of the House

On the question,
Will the House adopt the resolution?

The SPEAKER. Those in favor of the resolution will rise and remain standing as a mark of respect for the deceased former Speaker of this House of Representatives. Guests will also please rise.

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Speaker of the House of Representatives, the Honorable K. Leroy Irvis.)

The SPEAKER. The resolution has been unanimously adopted.

The Sergeants at Arms will open the doors to the hall of the House.

REMARKS BY SPEAKER

The SPEAKER. Good afternoon.

Cathryn, children Sherri and Reginald, grandchildren, family and friends, you have my heartfelt sympathies on behalf of the Pennsylvania House of Representatives on the passing of Mr. Irvis.

Statesman, scholar, orator, artist, and gentleman, K. Leroy Irvis was a true Renaissance man, beloved by all who knew him. He made history on a regular basis, which was mentioned by the reading clerk here. He was the first African-American to be elected as Speaker of the House of Representatives in any of the States in the United States – certainly an outstanding achievement. He was also the first Speaker in Pennsylvania history to create well-received sculptures and publish highly acclaimed books of poetry.

Speaker Irvis, a Phi Beta Kappa scholar, did his teaching, his creating, his listening, and his leading with remarkable compassion and concern for others. Speaker Irvis was a leader to believe in, a man with grand vision of the law and the dignity, strength, grace, and courage to carry out that vision that he had. Leroy Irvis rose to the pinnacle of power in State government because he never forgot his roots. He never lost the basic values of hard work, personal integrity, and unfailing respect for others. We are all proud of the legacy of Speaker Irvis and his lasting contributions to this great State that he both loved and cherished.

Everyone who heard Leroy Irvis speak agrees that he was a gifted man. He had a voice that rolls as deeply and majestically as the three rivers of his home in Pittsburgh. Beyond the captivating beauty of his voice was the magical ability to make people listen. Speaker Irvis had a mastery of the language, a gift of oratory that placed him far above and in a class all by himself. He was gentle, but his gentleness was combined with tenacious toughness, iron strength. He also had an unfailing, often self-deprecating sense of humor, which teaches us that a man of serious purpose never need take himself too seriously.

As we honor the memory of Speaker Irvis here today, let us not forget the single virtue that made him unique, the virtue that made him powerful, that made him so well loved – the quality of integrity. His word was golden. His advice was true. His actions always reflected the honesty and truth for which he was so well known. Speaker Irvis had an uncanny ability to see

beyond the surface and discover the heart and the soul of every person. That is what made him an exceptional Speaker.

I believe that it is especially fitting that we renamed the South Office Building 3 years ago in honor of Speaker Irvis, for that building once served as the home of the Department of Public Instruction, the predecessor of today's Department of Education. One of Speaker Irvis's top priorities throughout his life was the betterment of people through education. Once a teacher by trade, he was a staunch supporter of public education and higher education during his term as a House member, and today he is known as the father of Pennsylvania's community college system.

Also, it is appropriate to name the building in honor of Speaker Irvis because of its design. While the Capitol is ornate and majestic, the Irvis Building is, according to the architect, "of the utmost simplicity and efficiency as benefits the working environment of today." Just as the Irvis Building was designed to efficiently serve the needs of a working environment, Speaker Irvis's mission was to effectively and efficiently serve the people of this Commonwealth, and he had surely done that.

In closing, we are grateful for the riches that K. Leroy Irvis has brought to all of our lives. He will be long remembered, deeply loved, and respected by each and every one of us. Thank you, Mr. Irvis.

REMARKS BY MAJORITY LEADER

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

Mr. S. SMITH. Mr. Speaker, thank you, and to everyone here this afternoon.

Good afternoon to Mrs. Irvis and daughter Sherri and son Reginald, grandchildren, family members, and friends that are gathered here today. I want to convey my warmth and deepest sympathies on behalf of the House Republican Caucus.

We are here today to honor the memory of a truly outstanding human being. I believe I first met Speaker Irvis when I was a young man visiting the Capitol. My father was a legislator prior to me, and I think I was visiting with him is when I first met him just, you know, kind of around here. It was a few years later when I was living in the Harrisburg area and I was a member of the local Jaycees organization and Speaker Irvis came to speak – it was a group probably of only like 15 or 20 people and Speaker Irvis came and spoke to that group – and I was impressed at that time, because while he was a man who had a lot of responsibilities and was very busy, he found the time, which is a challenge for all of us in this hectic world of ours, to just sit and talk. He spoke to us, but then he kind of talked with us, and I have always remembered that because I was impressed, because he gave us that kind of commitment of time and interest, even though it was just a small group of young men at that time.

As a young freshman member who was somewhat new to some of the people in the processes of State government, I remember the distinct presence that Speaker Irvis had on the House floor. He was fair and yet firm when necessary. I learned quickly of the respect and admiration that he carried across the party lines, and he did his job so very well. What stands out most to me about Speaker Irvis, however, and I probably drew this conclusion some years later after, you know, first meeting him and experiencing his presence in this hall, was that above

all, he was a man of incredible character. As a point of reference, after Speaker Irvis was no longer in the formal public light yet still a public person, I was always impressed with his ability to remember a lot of us who were just young freshmen or rank-and-file members at the time he was Speaker and his respect that he paid to each and every individual, and I think that that speaks to his character.

These days we hear a lot about the importance of character, but in reality, mastering one or more of the attributes of good character is not so easy. To remember Speaker Irvis as a man who among many other things was honest, responsible, courageous, compassionate, humble, fair, and yes, quite humorous, is truly a high compliment.

As we have heard today and others will speak of, prior to his public service, we all recognize the many jobs that Speaker Irvis held. He is a man of many firsts: the first Black man to serve as an assistant D.A. in Allegheny County, and as the Speaker noted, the first African-American in the United States since Reconstruction to serve as Speaker of a State House. But these are not the things on which Speaker Irvis hung his hat, and that is something, I think, that is commendable.

It is said that the piece of legislation of which he was most proud was a measure that mandated PKU (phenylketonuria) tests for newborns in this State, a test that is now used nationwide to detect an enzyme imbalance that can cause brain damage. It is not surprising to me that the Speaker's greatest accomplishments were related to children. Throughout his career he kept focused on the fact that our children are our future and that they are why we do our jobs as public servants.

When the Irvis Building was dedicated in May of 2003, some of you may remember that Speaker Irvis, after introducing his grandchildren, at the onset of his remarks he said, these are the really important people; take care of them. As we honor Speaker Irvis's memory and legacy, let us remember these words and take them to heart, for as a Speaker he also said, quote, "You and I do not vote for the present; you and I do not vote for the past. You and I must govern always for the future.... It is only in tomorrow that the promises of today can be realized."

He has left us with so very much; with so much we have been entrusted. My prayer is that some of the attributes and good character practiced by Speaker Irvis will guide us in the challenging days ahead.

Thank you and may God bless you, and in particular, the Irvis family.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY DEMOCRATIC LEADER

The SPEAKER. The Chair recognizes the Democrat whip, the gentleman, Mr. DeWeese. The Democrat leader; I apologize. I am sorry.

Mr. DeWEESE. No apology necessary, Mr. Speaker. The Democratic whip is unyieldingly at my side and he inspires some of my remarks, because Mr. Veon's assiduity and relentless devotion to the institution parallel Mr. Irvis.

Cathy and family, Mr. Speaker, members of the General Assembly, there is a line from – who else? – "The Immortal Bard," but Leroy loved "The Immortal Bard": "Receive what joy you may, the night is" – Joe Hoeffel – "that never knows the

day.” “Receive what joy you may, the night is that never knows the day.” Live it up while you are on this planet.

I guess it was Speaker Perzel who talked about the Renaissance spirit, but when Leroy Irvis was sculpting or Leroy Irvis was flying model airplanes or Leroy Irvis was reading the Bible or Leroy Irvis was paying attention to his grandchildren, or most especially for those of us, most poignantly for those of us that serve here, when he was the master of the parliamentary process, this paragon of political preachments who was at that podium, he was living it up. He had that joie de vivre, that joy of living, as Bill Keller always tells me – joie de vivre, the joy of living. “Receive what joy you may, the night is that never knows the day.”

John L. Lewis, Leroy Irvis, heroes of mine that enjoyed literature, enjoyed biography, enjoyed rhetoric. Leroy Irvis was a robust inspirer of so many of us. He had an exceptionally potent influence upon my generation of politicians, people that came here in the 1970s and '80s, and Lynn Fields remembers them and Roberta remembers them, and he did— Speaking of Lynn and Susan, I called her Sue last night and was given a very tart glance. But Leroy basked, basked in that wonderful reflection of feminine good feeling and warmth in this building. He had legions of friends, and especially that cavalcade of women who sustained his policy and administrative and research efforts here.

The quiet harbor that Cathy invited me to a few years ago, that harbor on Tennyson Avenue, is reflective, as I look back at Mr. Irvis, of the life that he lived, cosseted in books and souvenirs and cozy couches, and the life of the intellectual, the life of the mind, was so vibrant and so alive, Mr. Speaker, in Leroy Irvis's later years, and that is what, in my view, kept him so dynamic and so involved in our process.

No one in my experience here in this building has had more multifarious interests than K. Leroy Irvis. There is no doubt that he was indeed a seminal force, along with Matthew Ryan and Herbert Fineman and big Jim Manderino. Those four horsemen were so fundamental in creating this institution: Fineman bringing it into the modern era in the 1970s; Ryan and Irvis focusing, focusing on the architecture and the integrity of this building. Clancy and the rest of our folks that worked with the Preservation Committee know that in October, when Speaker Perzel welcomes President Theodore Roosevelt back for his 100th anniversary celebration, that Lee Irvis and Matt Ryan are the two fundamental participants that really allowed for a recrudescence of this building. From the dome to the chandeliers, to the statuary, to the sculptures and the paintings, Leroy Irvis was so focused on our institution, as John Zubeck would aver and as every other Chief Clerk would also declare, and there is something very special, and Sam Hayes will, of course, reflect upon it later about those of us who have been privileged to serve. And all of us, Joe Kolter and Ronnie Lench, all of us who had the privilege, the rarefied privilege of serving with K. Leroy Irvis will have such a perpetually palpable memory, a tangible recollection of that warmth.

I remember before I went to Pittsburgh and Cathy gave me one of the highest honors in my 30 years in the General Assembly by allowing me to eulogize Speaker Irvis with the Governor. I remember as I was making my way down the turnpike, I called Kat Manucci in my office and I said, I cannot just talk about Shakespeare and John L. Lewis or A. Philip Randolph or W.E.B. Du Bois. I have got to talk about

folks that knew him. What do you think? Just give me one of your references, Kat. Do you know what she said to me? She said, every time any of us would walk into his office or see him in the hall or talk to him, everybody, he talked to us, especially the younger people, when there was 30, 40, 50 years difference in chronology, as a grandfather would to a grandchild. That is the respect that he evinced to our staff, to the hundreds and hundreds of Democrat and Republican staff people.

In concluding, Mr. Speaker, I will repeat one thing that I did say in Pittsburgh, and that was the line from Emerson, that the mightiest engine that God has given to man to inspire man is eloquence. In my 30 years in the General Assembly, no one comes close. K. Leroy Irvis was the most eloquent commander of the language, the parliamentary procedure, heavily, heavily buttressed by respect from both sides of the aisle, so that when he deployed his parliamentary gifts with his language, with his passion, with his emotion, he had the underpinning of respect that has been unparalleled, in my experience.

Eugene Victor Debs, one of America's preeminent labor leaders, said many, many years ago, 100 years ago – and I think Irvis, Speaker Irvis, would embrace this reference as a fitting epitaph – the great labor leader said, I never think about upper class and lower class; I only think of we the people. That is reflective of the life and times of a great, great fellow, an exemplary politico and a paragon to us all, the Honorable K. Leroy Irvis.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

SOLO

(“Precious Lord, Take My Hand” was sung by Cleo Pherribo, accompanied by pianist Nicholas Baseshore.)

REMARKS BY HON. CAMILLE “BUD” GEORGE

The SPEAKER. The Chair at this time recognizes the gentleman from Clearfield, the Honorable Camille “Bud” George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, you have accorded me such great honor.

It has been said, upon the death of K. Leroy Irvis, it has been written that a great tree has fallen. I disagree, because we are here today because Speaker Irvis rose, rose beyond race, rose beyond class, rose beyond trivialities such as creed and political parties. Much power is gathered here today to honor the man who fought for the powerless yet could walk with Kings and Presidents and never skip a beat. Many creeds and races are represented here today to remember the man who looked beyond skin color and religion. Many here today remember the man who fought tirelessly for equal access yet dedicated his time to us so that he might inspire and lead us.

Speaker Irvis could not have fallen, because we gather here today in his shadow seeking to emulate the light he continues to shine on the hopes and dreams of those in this Commonwealth, this Keystone State. Buildings and parks across the land will be named in his honor. Stories and tributes will remind us that K. Leroy Irvis labored here not for his personal glory but for the common good. I think the Speaker would be bemused by the honors and kind words, that he will think kindly of us;

he always did. However, he will look to our actions, our dedication, our good intentions, for proof that the seeds he has planted have taken root, and he will be a kind but a tough critic. He will hold us to standards that he lived by.

K. Leroy Irvis would never want us to remain in his shadow. He had the unique manner of instilling in us an understanding that we all have something to contribute to the greater good. Not all can be the brightest star in the sky, but each of us can add his or her light to make this a brighter world, a world not measured by limitations but by potential.

Before and during and after his 30 years in the legislature, Speaker Irvis stood tall, a beacon of light for the road we travel, the dreams we pursue. That beacon can be ignored but never extinguished, his voice distorted but never drowned out, his examples shunned but never shuttered. K. Leroy Irvis lifted us up and showed us that great things can and should be accomplished, and that is a legacy that will live forever.

Thank you all. Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY HON. JAKE WHEATLEY

The SPEAKER. The Chair at this time recognizes the gentleman from Allegheny, the Honorable Jake Wheatley.

Mr. WHEATLEY. Thank you, Mr. Speaker.

Cathy, Reginald, and Sherri, to the family, friends, and associates of Speaker Irvis, I know today is just another in a long line of processes by which you all are going through your internal healing, and all of the words and show of respect and love and honor and aspirations that we are heaping upon Speaker Irvis has its place in that healing process.

For me, Speaker Irvis was a mentor, but more than that, he was an example, an example for which I and other people aspire to be real humans. When I say “real” humans, a human, a person moving toward a purpose in life, providing something beyond just your own accomplishments and gains, and every time I was in the presence of Speaker Irvis, whenever he spoke, he spoke not of things that he did but accomplishments by which people were improved or bettered. And when I look back and I listen to and I review the things we heard and saw of what the Speaker was able to accomplish, one of the things I think we all should be moving toward in his legacy is to make sure we are keeping the broader good of people before us, that the actions we do here are not to service our own needs and our own wants but that we speak and move for a broader community.

He was always clear with me whenever I spoke with him or talked to him about things that I was involved in, that I do not represent just my minor district, that the title in my name now was “State” Representative, that I represent the best interests of this Commonwealth, and that it did not matter that I was a Democrat, that I had to reach over and work with Republicans, because we represented those people as well. It did not matter that I was an African-American male and I just should not let people categorize me because I am an African-American, that I could not go beyond what my race could be. And I think the legacy of Speaker Irvis, as Representative George spoke to, is something that we all should be aspiring to uphold and move every day in our actions, in our words, in our deeds.

I stand here today as an example not of what Irvis’s life was but how a young person can come into the fold and presence of Speaker Irvis, get a little bit of that exposure, and keep moving and growing to a better place, because every message that he ever gave to me was not to stay and appreciate the past but to remember that we can work to better and brighter days for the future. So I stand here before the family, and I am going to say this, because I truly have a real honor and respect for Speaker Irvis, and when he left here, I did not see him leaving me, because he left something broader than his physical presence that I could look to, hold on to, and aspire for, and I promise you and the family and the friends of Speaker Irvis that as one man in this General Assembly, that I will always respect that and move for that, and my actions will present it.

So I want to thank you, Speaker Perzel, for giving me the opportunity to speak. I want to thank you, Cathy, for the love and the support that you have given to me. And the family members here of the Irvis family, I appreciate the opportunities that you have allowed me to grow and to learn a little bit from what your father was able to present to you and to others around him for his entire life. So I appreciate that, and thank you.

REMARKS BY HON. SAMUEL E. HAYES, JR.

The SPEAKER. The Chair at this time would like to ask a former majority leader of this House and one of the finest men to ever serve, the Honorable Samuel E. Hayes, Jr., to say a few words.

Mr. HAYES. Mr. Speaker, if I may just offer a few personal thoughts before I offer comment concerning K. Leroy Irvis.

I can tell you that I think of you every day, and when you pain, I pain, and when you have great moments, I applaud you. And let me say to those who write so much about you that there is much more to applaud than there is to scorn. I appreciate what you are doing, and I thank you for what you are doing.

When I served as Secretary after having left this wonderful chamber, I tried the best I could to represent your direction and also your intent. While we are not a parliamentary form of government, I must tell you that as Secretary, I served as a parliamentarian. My heart and spirit was not only in the executive but, too, every day, my heart and spirit was here.

A couple of years ago when I gathered here to remember another leader of this House who had passed away, Matthew Ryan, at the conclusion of that somber ceremony, Leroy came across the floor of this House and put his hand on my shoulder and said, “Sam, there were four of us; now there are but two.” What Leroy was referring to was the fact that he and Jim Manderino and Matthew Ryan and myself served together as four leaders over an extended, expansive legislative time. Each of us served with leaders before who in their own right were outstanding leaders. And after death took Jim Manderino from us and after Leroy departed, Matthew and I served with other outstanding leaders, but for that period of time in between, Leroy and Jim, Matthew and I served for an extended period of time as leaders in this Assembly. And now there is but one; K. Leroy’s last words to me, but they were not the first words that I first heard Leroy speak, and there is only yet but one member of this Assembly who still serves here who also heard those words.

On the first day of that new session, Leroy spoke and he said in just a few words, and I quote, “When I left my office to come here today, a young boy stopped me in the hall and asked the question, ‘What is the House of Representatives?’ ” And Leroy said he answered the young lad, “It is about the law, and the rest is explanation.”

Ladies and gentlemen, Mr. Speaker, there were many things that made Leroy and me different. He came from an urban district, and I came from rural central Pennsylvania. He was a Democrat, and I am a Republican. He was of a generation older than me. I am White and he is Black. But, Mr. Speaker, those differences could not push us under. The explanation and the person of Leroy Irvis, whatever those differences, never did one of them, never a one of them impede the opportunity for negotiation, for compromise, and for consensus for the necessary leadership to provide for a better Pennsylvania, to provide for a better life for the citizens of this Commonwealth.

I was asked if I would just mention a few things that Leroy and I did together. I can recall August 1978, Leroy and I had a conversation. We talked about how this legislature was expected to perform as if it were still but a colonial legislature. He and I talked on that August day about the need to provide the people’s branch a better way. We talked about the need for this branch to be coequal. We talked about the need for Representatives and the people they represent to have a better way of conducting its business here in this magnificent Capitol, and he and I decided that we would make an effort in that coming September to acquire for the legislature what was then uncommonly referred to as the Old Museum Building, or should I say commonly referred to, and so in that September, this legislature took by law use of that building, and the rest is explanation: the South Office and most particularly the East Wing. Yes, this House of Representatives is about the law, but it is also about the explanation.

I see over here seated the lady from Chester, Mrs. Taylor, and I see seated over here the gentleman from Montgomery, Mr. Hoeffel. Both served here at another moment I will relate. I was the majority leader then and Leroy was the minority leader, and there seemed to be a determination on the part of this Assembly and Assemblies across the United States of America to address the question of what was referred to as welfare reform, a difficult issue, a seminal issue, a divisive issue, but an issue nevertheless to be decided. Leroy would be in opposition, and as majority leader, I was cast to be in support.

As Representative Taylor and as Representative Hoeffel can relate, those days leading up to its consideration in committee were charged, fiercely charged with political electricity. The day of the committee meeting came upon us. The time of convention was 10 o’clock in the morning. At just a few scant minutes later, bedlam broke out. I was in my office, and people came into my office saying, there are problems at the committee meeting. I could not imagine why.

I left my office to go out in the hall. The first person I saw was Representative Hoeffel. Look at him, pale in complexion, but on that day at that moment he was not so pale. He was quite red and irate, wanting to know what this was all about. I always tried to pride myself on being on top of everything, but for the life of me, I did not know what it was all about other than the fact that I was told that the bill was reported from committee, no debate, no amendment.

I had asked the chairman of the committee to come to my office, and as he had reminded me so many times, he was a

dispatcher on a short-line railroad after World War II and he always thought that the trains should run on time, and the hour of convention was 10 o’clock and he and the committee thought that if there were those to offer amendments, they should have been there on time, and since they were not, the train pulled out, and then of course Representative Taylor came to my office and so did the other members.

It was not long until I had a call from Leroy Irvis. He said, “Sam, what is going on? I have members up here screaming in my face.” And I said, “And I have members in my office, too.” He said, “May I come down to see you?” He came down. We met privately. And he said, “What was the chairman thinking?” I said, “Leroy, all I can tell you is this: Time and time again he has reminded me that he was a dispatcher on a short-line railroad and he always thought that the train should move out on time. Your passengers weren’t on board, and so he moved the train on out.” He said, “Would you mind if we called him in here; I would like to talk to him.” So we brought the Representative in, the chairman of the committee. It was just the three of us. And Leroy said, “Would you please explain to me why this has happened?” Without fail, the chairman said, “Representative Irvis, after World War II, I came home and I was the dispatcher on a short-line railroad, and I believe that the trains should move out on time.” Leroy looked at me. And what would the normal person think? The normal person would have thought that this was deliberate; this was by design; this was with nefarious intent. Is there any amongst us who would not maybe think that that was planned?

Leroy thanked the chairman. The chairman left our presence. He said, “Sam, the word between you and me is good. If it is nothing more than what you say, that is what it is. I will go back to my members and assure them there was no conspiracy, and I will leave with you the spoilage of this day. You are the leader. It is yours to sort out, but I believe you.” That, too, is part of the explanation, and it would serve all today and forevermore to have that type of paternal relationship where one person’s word to another is good. Much greater things can be accomplished if there is that relationship.

Leroy Irvis in his day did so many things that you cannot put it into a small thimble of time, but for sure, this House of Representatives became more functional during his leadership; this House of Representatives became more accountable and more transparent; this House of Representatives became more informed; this House of Representatives became more independent as one of the three branches of government; this House of Representatives during Leroy’s leadership became more representative.

Mr. Speaker, everyone please look up, as you probably do every day. Confucius in the year 480 B.C. said, the leader who exercises government by the means of his virtue is like the North Star keeping its place with all other stars looking toward it. Leroy was a beacon of light; Leroy was a light above the fray, and Leroy was a light in the fray.

Thomas Jefferson writing to John Adams in 1813 said that there is a natural aristocracy among men and the grounds of which are in their virtue and their talent. Ladies and gentlemen, Mr. Speaker, whether we are talking about Confucius, Jefferson, or K. Leroy Irvis, it is about virtue; it is about talent; it is about what Leroy Irvis did while on earth and as a Representative.

Most of us, Mr. Speaker, were granted the opportunity to serve in this free Assembly after that battle, after that war, but for Leroy Irvis, he had to wait until after the battle, represented

by those wearing blue on the mural before you and over my right shoulder. Fortuitous for the people that he represented, fortuitous for all of Pennsylvania, fortuitous for this House of Representatives, that second battle was waged before Leroy came on this planet, because then he, too, a free man, could serve here in the "People's House."

Mr. Speaker, is there any doubt that Leroy Irvis could have made treaty with the Indians? Is there any doubt as to whether Leroy Irvis could have been at Independence Hall? Is there any doubt that Leroy Irvis could have been seated amongst those famous uncommon leaders of yesteryear? Mr. Speaker, you and I both know the answer. He could have done all of those things, but it was our good fortune to have had the opportunity to serve with him in more contemporary times. Mr. Speaker, we know there are great persons and we know there are good persons. We also know that not all great persons are good, and we also know that not all good persons are great, but in Leroy Irvis we had both the great and the good.

And to Cathy and her extended family, I would say, and to all of you, Mr. Speaker, I would say that if on that day that Leroy Irvis spoke to that young lad about this House of Representatives, when the young lad asked him, what is this House of Representatives about, and Leroy said, "It is about the law, and the rest is explanation," Mr. Speaker, I would have said to the young lad, Mr. Irvis is the explanation.

Thank you.

FAMILY INTRODUCED

The SPEAKER. The Chair at this time would like to introduce the Irvis family: Reginald Irvis, would you please stand; Sherri L. Irvis-Hill, Mr. Irvis's daughter; Drusilla Irvis, the daughter-in-law; Danae Lee Irvis, would she please rise; Elyse K. Irvis; and Alyssa C.E. Irvis-Hill.

REMARKS BY MRS. IRVIS

The SPEAKER. At this time we would like to have a few words from Cathryn Irvis.

Mrs. IRVIS. Mr. Speaker, John M. Perzel; Mr. H. William DeWeese, the Democratic leader; Hon. Samuel H. Smith, majority leader; Hon. Michael R. Veon, Democratic whip; and distinguished members of this great body, good afternoon.

Today is special for me and my family because his colleagues chose this day to pay tribute to my late husband, K. Leroy Irvis. It tells me you believed in him and thought enough of him to take time from your busy schedule to honor him and his legacy.

In 1988, December, to be exact, the year my husband retired from this great body, I decided, which was unusual, to come to Harrisburg and accompany him back to that great house in 205 Tennyson, in which he did not preside, and he chose, as we were about to leave, he said, "Do you mind, I would like to walk down those beautiful marble steps one more time." I said, "It is fine with me." So we went. And as we began to descend the stairs, I thought, this is really your last time here. And I looked at him and said, "What most would you like or how would you like to be remembered?" He paused as usual and he gazed at that beautiful ceiling and said, "I would hope that they would think of me as being fair, for I did not judge by color, I did not judge by race, I did not judge by gender, I did not

judge by religion; I judged by the person, the individual, and I would hope that I judged fairly." So we descended a few more stairs and he said, "Just a moment," again gazing at the ceiling, "you know, sweetheart, I would just like to be remembered."

And, Mr. Speaker, Speaker Perzel, you kept that wish alive, for every 2 years a call came to our home asking that he would take part in the ceremonies here. I thank you, Mr. Speaker; I thank you, friends.

And to that eloquent speaker who uses words frequently that I do not understand, but I do begin to know what he is talking about, a friend of mine, you also kept that wish alive. You kept it alive by visiting our home frequently. You kept it alive by calling on the phone and engaging him in political conversations. You kept his wish alive. I thank you; I thank you, Mr. DeWeese, the Democratic leader.

I would also like to thank Representative Dwight Evans, who also called frequently; and my Representative, Jake Wheatley; and the person who caused me some problems at the airport, where I am listed as a criminal, Representative Camille "Bud" George.

He did not realize— We came to visit last October, and he usually keeps me in great share of pistachio nuts. I assumed that he had sent me a bag of pistachio nuts, but instead, it was the most beautiful knife encased in a metal case and in a manila envelope, of which I put down in my bag, and when I reached the airport, they began to want to search me and search my bags, and they said, stand back, ma'am; do not touch this. What on earth did I do? It was very difficult, and I was beginning to fight. So soon about a 6-foot-3 person came all dressed in a uniform and he said, ma'am, I suggest you stand aside. I had no idea what was going on. Finally they showed me, they said, ma'am, you have a weapon. What kind of weapon? They showed me about a 6-inch-blade knife, Bud George, that you had given my husband. So needless to say, we missed the plane that day, and I was really, really hot, and I called Roberta Thompson, I said, you call Bud George; you tell him I would like to talk with him. But I decided, because I was too angry at that moment, do not talk with him, because you love him and you do not want to hurt his feelings. Thank you, Bud, for being a friend.

And I would like to thank the young men who came to my aid at the most difficult time that I had, the last 4 weeks of my husband's time with us. Oscar Petite, Phillipe Petite, Mark Schwartz, and Roberta Thompson, they came, and Larry Jack, they came. Without those young men, I could not have done what we did. I thank you.

And for Constance Parker and Roberta Thompson, and I do not want to forget Frank Pistella, because you were also a part of us. I thank you. Did he leave? I thought he was here. Oh, he is still here. Thank you very much. Thanks to all of you.

I would also like to thank Twanda Carlisle, Gwendolyn Cox, Dr. Lawrence Glasco, Znobina Howard, Katie Johnson, Will Kramer, and Margaret Wright.

And my sincere thanks to Mr. Speaker, John Perzel, who sent the most delicious food when my husband passed, and he sent so much, ladies and gentlemen, it lasted for 3 days. And my daughter, said, Mom, would you call him and ask him to send some more of the bow-tie spaghetti? So Mr. Speaker called me one day and my daughter was there and she said, I would like to talk with him. She was hoping he would say, I am going to send some more food, but, Mr. Speaker, you did not. Thank you very much; thank you.

And now, the person, our granddaughter, that my husband referred to as his number one, she is aspiring to be a journalist. She is 16 years old, and she has written a poem that she would like you to give your attention to, Danae Lee Irvis.

I thank all of you. Thank you so very much, and thank you, Mr. Speaker.

Ms. DANAEE LEE IRVIS presented the following poem:

The Meaning of Love

I love you.
 No one else could say or show it better than you.
 To see you again would be like heaven.
 To run into your arms and shout at the top of my lungs, "Grandpa, I missed you."
 I could return to the innocence of the days when you and I would play hide and go seek.
 You would jump out behind me and shout, "I found you, baby girl!"
 Just when I was getting a little scared because I couldn't find you, you'd relieve me.
 You would wrap your arms around me, smile and say, "You're my special girl. You're number one. I love you and I don't want you to ever forget that. I always have and always will."
 If only I could feel your gentle arms around me right now.
 Laughter and joy would dance and leap from my heart.
 And your arms would be open and willing to hold me forever.
 All my fears and tears would dissipate away.
 Things would be like they used to be for me growing up in my childhood.

You were always there for me, and you promised to lend your hand in my time of need.
 Your words of wisdom and warmth soothed me.
 You believed in me and in my success.
 You taught me how to smile even when worse turns to worst.
 You are my inspiration in my everyday life.
 You are the reason why I live,
 I smile,
 I love,
 and I succeed.

You were my precious gift that God blessed me with.
 I am so thankful that I had a person like you in my life.
 Every day I wake up in the morning and wish you could experience the light of day with me.
 Every day you cross my mind and every tear I miss you more.
 But then I remember that you're in a better place now.
 A place where there is no pain and no crying.
 One day I'll see you again and we'll be reunited.
 I'll sit on your lap and I'll tell you everything.
 Everything I've done for you and everything I have done because of you.

You defined the meaning of love for me.
 Love is the feeling that washes over me when I think of you.

Love is the magnificent sentiment I have for you.
 Love is the expression that seems bigger than the world and I just can't break down to put into words.
 My love for you shatters the confinements of death.
 Through me, you will live eternally.
 This love I have for you is forever and nothing will ever change that.
 Forever you'll be in my heart.
 Forever I'll remember
 Forever each day
 Forever I'll say
 I love you.

REMARKS BY SPEAKER

The SPEAKER. The former Speaker of the House, Robert O'Donnell, was here. I do not see him now, but I know that he was here a little while ago. So I wanted to make sure that we mentioned for the record that he was here.

When I was first elected, the majority leader was Matt Ryan, the Speaker was Jack Seltzer, and the whip was Sam Hayes, and we won the next election and our party was in control, and Matt Ryan became Speaker and Sam Hayes became majority leader, but for the next 12 years after that, God punished us, I guess, for some of the things we were doing in the majority. They praised us, but we lost the majority. So the only Speaker that I really ever remember all that well was Speaker Irvis.

I do remember Jim Manderino, but he took the reins and within a year he had passed away. And truthfully, Mr. Irvis was without a doubt one of the finest men that I ever met. He was kind enough to come to my swearing-ins. He was kind enough to come for the portrait hanging last year. The House of Representatives, we have a scholarship fund that we are all a part of, although some of you forget we are part of it and do not show up, but we are all a part of this House scholarship fund where we honored Mr. Irvis last year at our annual ball. So, I mean, the man meant the world to me, and I think he was truly one of the finest men I ever met.

REMARKS BY HON. CLANCY MYER

Mr. MYER. Speaker Irvis loved this institution. He loved the process, he loved the beautiful Capitol Building, and most of all, he loved the members and the staff that he worked with. The Chief Clerk and I met with Speaker Irvis 2 weeks before he died, and the last two requests he made were to tell everyone back in Harrisburg that he said hi, and he also asked, if it were possible, he would like to come back to the floor of the House one more time to see his friends and colleagues.

Unfortunately, he was not able to return to see his beloved House of Representatives, but for one final time, we will have the privilege of seeing on the floor of the House Speaker K. Leroy Irvis.

(A video was presented.)

BENEDICTION

The SPEAKER. At this time the Chair would like to ask the gentlelady from Philadelphia, the Honorable Louise Williams Bishop, to please come forward for the benediction.

Ms. BISHOP. Thank you, Mr. Speaker.

Cathy, the Irvis family and friends, members, you have heard the last chapter in the book of the life of K. Leroy Irvis. The benediction means that my responsibility is to thank God for that life.

Will you not join me as I pray:

Almighty God, You who are our refuge and our strength, always ready to comfort and help in times of distress and despair, we bow humbly in Your presence today and thank You as this General Assembly celebrated the life of former Speaker K. Leroy Irvis. Yes, God, we thank You for his philosophy which says, we quote, "A charge to keep I have, a God to glorify. Service is the price I pay for the space You have allowed me to occupy." And, God, indeed, his mission along the road of life was a life of service. He served with dignity; he served with respect and integrity, unfailing devotion and compassion for the House of Representatives and the entire Commonwealth of Pennsylvania.

Thank you, God, for equipping him with intimate knowledge and understanding, for he had the wisdom of Solomon, always able to interpret correctly any decision with eloquence. To say he was an awesome man beyond words is to say he brought honor to Your name, always defending truth, justice, humility, and fairness.

Yes, God, he really brought honor to Your name, honor always as he performed every performance, every act. He ruled with the gavel of righteousness, and I thank You for the life You allowed him to share with us. For the family who is left behind, for the knowledge we gained while serving with him, in deep sorrow I am reminded and comforted by the words of another great servant, the late Dr. Martin Luther King, Jr., who said, in death, death is not the period that ends this great sentence of life. It is an exclamation point that punctuates it to a more lofty significance. Now he rests with other great soldiers who have gone on before him: Jim Manderino, Matthew Ryan, and others. Watch over him, God, as You watch over them, and watch over his family and each and every one of us as we are in Your care.

And finally, God, Speaker K. Leroy Irvis, his little ship has pulled into Your eternal harbor, it has reached Your celestial shores, and I hear You whisper, well done, my good and faithful servant; come on in and enjoy the glories that are awaiting you, and back here we say, it is finished; it is over, finished. Thank you. Amen.

The SPEAKER. This concludes the ceremony for K. Leroy Irvis. The guests may leave at this point in time.

And we will be at ease for the next 5 minutes.

**THE SPEAKER PRO TEMPORE
(JERRY BIRMELIN) PRESIDING**

The SPEAKER pro tempore. The Chair would advise members who are in their offices to come to the floor of the House. We will begin our voting schedule in just a couple of

minutes. Members, please come to the floor of the House so that we may begin our voting schedule.

SUPPLEMENTAL CALENDAR A**RESOLUTION**

Mr. PETRARCA called up **HR 698, PN 3874**, entitled:

A Resolution directing the Legislative Budget and Finance Committee to conduct a performance evaluation of the Commonwealth's organ and tissue donor awareness program established under Act 102 of 1994.

On the question,

Will the House adopt the resolution?

(Members proceeded to vote.)

LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair announces that the gentleman from Philadelphia, Mr. ROEBUCK, is placed on leave for the remainder of the day.

CONSIDERATION OF HR 698 CONTINUED

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—199

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

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|------------|------------|----------|------------|
| Curry | Kauffman | Preston | Walko |
| Daley | Keller, M. | Pyle | Wansacz |
| Dally | Keller, W. | Quigley | Waters |
| DeLuca | Kenny | Ramaley | Watson |
| Denlinger | Killion | Rapp | Wheatley |
| Dermody | Kirkland | Raymond | Williams |
| DeWeese | Kotik | Readshaw | Wilt |
| DiGirolamo | LaGrotta | Reed | Wojnaroski |
| Diven | Leach | Reichley | Wright |
| Donatucci | Lederer | Rieger | Yewcic |
| Eachus | Leh | Roberts | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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 **SB 723, PN 1547**, entitled:

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for statement of legislative findings, for definitions, for limitation on certain governmental actions, for purchase of agricultural conservation easements, for the Agricultural Conservation Easement Purchase Fund, for legislative report and for the Land Trust Reimbursement Program; providing for acquisitions by donation; and abrogating a regulation.

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

The SPEAKER pro tempore. The Chair would like to request of Representative Sheila Miller and Representative Godshall whether or not their amendments are withdrawn? Has your amendment been withdrawn, Mr. Godshall? It has been withdrawn? No, it has not. Representative Miller?

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

Mrs. **MILLER** offered the following amendment No. **A07381**:

Amend Sec. 6.1 (Sec. 14.6), page 14, line 23, by striking out "FUNDS MAY BE ALLOCATED" and inserting
The State board may allocate funds

Amend Sec. 6.1 (Sec. 14.7), page 16, by inserting between lines 25 and 26

(9) If the land does not meet the minimum criteria established by the State board for purchase of an agricultural conservation easement, the land shall be contiguous to property which is subject to an agricultural conservation easement.

Amend Sec. 6.1 (Sec. 14.7), page 16, line 26, by inserting after "ADJUSTED"

by a maximum of \$5,000 per easement

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

The SPEAKER pro tempore. The Chair recognizes the lady, Mrs. Miller.

Mrs. MILLER. Thank you, Mr. Speaker.

This amendment to SB 723 will place a cap on the reimbursement that counties can receive for the incidental costs that they will incur when accepting a donated conservation easement that a landowner would like to have placed on their agricultural land if and when that piece of property does not meet the State's minimum criteria for the purchase of conservation easements. Mr. Speaker, this cap has been placed on after a result of discussions with the Department of Agriculture and with the prime sponsor of the bill and has been agreed to.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. Are there any other members seeking recognition on this amendment? Seeing none—

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

The following roll call was recorded:

YEAS-199

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

| | | | |
|------------|------------|----------|------------|
| Crahalla | James | Pickett | Veon |
| Creighton | Josephs | Pistella | Vitali |
| Curry | Kauffman | Preston | Walko |
| Daley | Keller, M. | Pyle | Wansacz |
| Dally | Keller, W. | Quigley | Waters |
| DeLuca | Kenney | Ramaley | Watson |
| Denlinger | Killion | Rapp | Wheatley |
| Dermody | Kirkland | Raymond | Williams |
| DeWeese | Kotik | Readshaw | Wilt |
| DiGirolamo | LaGrotta | Reed | Wojnaroski |
| Diven | Leach | Reichley | Wright |
| Donatucci | Lederer | Rieger | Yewcic |
| Eachus | Leh | Roberts | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

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

Mr. **GODSHALL** offered the following amendment No. **A07406**:

Amend Sec. 4 (Sec. 14.1), page 12, line 22, by striking out all of said line and inserting

(v) (I) Provisions requiring a farmland tract to be

Amend Sec. 4 (Sec. 14.1), page 12, line 29, by striking out all of said line and inserting

(Public Law 99-514, 26 U.S.C. § 170(h)(3)).

(II) A county may

Amend Sec. 4 (Sec. 14.1), page 13, line 1, by striking out “25” and inserting

35

Amend Sec. 4 (Sec. 14.1), page 13, line 6, by inserting after “1986.”

If a county implements the provisions of this subclause, State funds used for the purchase of an agricultural conservation easement less than 50 acres in size may include costs incidental to the purchase and shall not exceed 50% of the purchase price per acre, unless it is at least ten acres in size and is either utilized for a crop unique to the area or is contiguous to a property which has a perpetual conservation easement in place held by a “qualified conservation organization,” as defined in section 170(h)(3) of the Internal Revenue Code of 1986. A county program shall require a minimum weighted value of 20% for prioritizing applications for agricultural conservation easement purchase when implementing the provisions of paragraph (ii.1).

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

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

Mr. GODSHALL. Thank you, Mr. Speaker.

Amendment 7406 says that, well, the current language in the farmland preservation bill and the present law requires at least 50 acres of land to be eligible for the Farmland Preservation Program, unless there are at least 10 acres and the land is either utilized for a crop unique to the area or is next to other preserved land. The language in the bill gives counties the option to reduce their minimum required acreage for agricultural conservation easement purchases to 25 acres.

This amendment changes that minimum to 35 acres, and it further requires that if a county exercises this option, they may not expend more than 50 percent of their State allocated funds to purchase such an easement. Additionally, any county that exercises the option to make their minimum eligible acreage 35 acres must consider the clustering factor in the county’s farmland ranking system at a minimum of 20 percent. Ten percent is the minimum that is required now.

Mr. Speaker, this amendment is a compromise worked out with the Senate and with the administration. It has been negotiated, and the prime sponsor of the bill and I encourage a positive vote. Thank you.

HARRISBURG LEGISLATIVE LEAVES

The SPEAKER pro tempore. The Chair recognizes the majority whip for the purpose of a request of leave.

Mr. ARGALL. Thank you, Mr. Speaker.

The gentleman, Mr. PYLE, and the gentleman, Mr. ARMSTRONG, please add them to the Capitol leave list.

The SPEAKER pro tempore. Without objection, they will be added to the leaves.

CONSIDERATION OF SB 723 CONTINUED

The SPEAKER pro tempore. Are there any members seeking recognition on this amendment?

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

The following roll call was recorded:

YEAS-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

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

The SPEAKER 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-199

| | | | |
|-----------|---------|-----------|-----------|
| Adolph | Fleagle | Major | Sabatina |
| Allen | Flick | Manderino | Sainato |
| Argall | Forcier | Mann | Samuelson |
| Armstrong | Frankel | Markosek | Santoni |

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

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

Ordered, That the clerk return the same to the Senate with the information that the House has passed the same with amendment in which the concurrence of the Senate is requested.

* * *

The House proceeded to third consideration of **SB 925, PN 1216**, entitled:

An Act amending the act of December 18, 1980 (P.L.1241, No.224), known as the Pennsylvania Cancer Control, Prevention and Research Act, further providing for sunset provisions.

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—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, J. Roebuck

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

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

**HARRISBURG LEGISLATIVE LEAVE
CANCELED**

The SPEAKER pro tempore. The gentleman, Mr. Armstrong, has returned from Capitol leave, and that should be duly noted by the clerk.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 698, PN 791**, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for jurisdiction and proceedings, for relief and order and for sentencing procedure for murder of the first degree; and providing for mental retardation of defendant.

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

**MOTION TO RECONSIDER
CONSTITUTIONALITY OF
AMENDMENT A05740**

The SPEAKER pro tempore. The Chair is in receipt of a reconsideration motion by the gentleman, Mr. O'Brien, who moves that the vote by which the question of constitutionality of amendment 5740 was passed to HB No. 698, PN 791, on the 3d day of April be reconsidered.

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

The SPEAKER pro tempore. The Chair is in receipt of a correction that the board reads 5750, but it should be 5740. Also, for the members' edification, we are only running the reconsideration motion. We will not be running the bill today. This is just the reconsideration motion alone.

MOTION WITHDRAWN

Mr. O'BRIEN. Mr. Speaker, I withdraw the motion to reconsider constitutionality.

The SPEAKER pro tempore. The Chair thanks the gentleman. The motion is withdrawn.

BILL PASSED OVER

The SPEAKER pro tempore. We are going over the bill for the day.

* * *

The House proceeded to third consideration of **HB 2425, PN 3822**, entitled:

An Act amending the act of April 24, 1931 (P.L.48, No.40), entitled "An act requiring the recording of certain written agreements pertaining to real property, and prescribing the effect thereof as to subsequent purchasers, mortgagees, and judgment creditors of the parties thereto," providing for the requirements for valid recording of documents.

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—199

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

| | | | |
|-----------|-----------|----------|-------------|
| Dermody | Kirkland | Raymond | Williams |
| DeWeese | Kotik | Readshaw | Wilt |
| DiGirolo | LaGrotta | Reed | Wojnarowski |
| Diven | Leach | Reichley | Wright |
| Donatucci | Lederer | Rieger | Yewcic |
| Eachus | Leh | Roberts | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, J. Roebuck

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 2064, PN 3481**, entitled:

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for intergovernmental cooperation, joint ownership and maintenance.

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

The SPEAKER pro tempore. The Chair asks the gentleman, Mr. Boyd, if he intends to offer his amendment. The gentleman, Mr. Boyd, has withdrawn his amendment.

Mr. Nickol has withdrawn his amendment. Is that true?
Thank you, Mr. Nickol.

Mr. Boyd, you are offering your amendment? The Chair thanks the gentleman.

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

Mr. **BOYD** offered the following amendment No. **A06194**:

Amend Sec. 1 (Sec. 2711), page 2, line 1, by removing the comma after "for"

Amend Sec. 1 (Sec. 2711), page 2, lines 5 and 6, by striking out "FOR PUBLIC USE"

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

The following roll call was recorded:

YEAS-199

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

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

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

Mr. **GEORGE** offered the following amendment No. **A07353**:

Amend Title, page 1, line 4, by inserting after "for" collections of assessments and for
Amend Sec. 1, page 1, lines 8 through 10, by striking out all of said lines and inserting

Section 1. Sections 2007 and 2711 of the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, are amended to read:

Section 2007. Collections of Assessments.—If the owners of property against which a foot-front assessment has been made shall refuse to pay such assessment within [thirty] ninety days after notice of the same, it shall be the duty of the borough solicitor to collect the same, with interest from the time of completion of the improvement, by action of assumpsit, or by lien to be filed and collected in the same manner as municipal claims. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim.

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, as we all know, the sewage assessment fees can reach such astronomical levels and can be a serious hardship and a strain on working families in Pennsylvania. This amendment just makes it easy for those that have found themselves in a difficult position, and all it allows is a small change so they can get extra time. It gives them 90 days before any attachment or anything can be taken. That is a very short time but a time that might be needed if a person does not have a job or he is looking for a job, and I would urge that this General Assembly accept that amendment.

The **SPEAKER** pro tempore. On the amendment, the Chair recognizes the gentleman, Mr. Boyd.

Mr. **BOYD**. Thank you, Mr. Speaker.

It is an agreed-to amendment.

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-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

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

The SPEAKER 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-199

| | | | |
|-----------|---------|-----------|-----------|
| Adolph | Fleagle | Major | Sabatina |
| Allen | Flick | Manderino | Sainato |
| Argall | Forcier | Mann | Samuelson |
| Armstrong | Frankel | Markosek | Santoni |
| Baker | Freeman | Marsico | Sather |
| Baldwin | Gabig | McCall | Saylor |
| Barrar | Gannon | McGeehan | Scavello |

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

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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 2065, PN 3482**, entitled:

An Act amending the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, further providing for intergovernmental cooperation, joint ownership and maintenance.

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

Mr. **BOYD** offered the following amendment No. **A06195**:

Amend Sec. 1 (Sec. 3013), page 2, line 3, by removing the comma after “for”

Amend Sec. 1 (Sec. 3013), page 2, lines 7 and 8, by striking out “FOR PUBLIC USE”

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

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

On the question,

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

Mr. **GEORGE** offered the following amendment No. **A07352**:

Amend Title, page 1, line 4, by inserting after “for” manner of assessment and for

Amend Bill, page 1, lines 8 through 11, by striking out all of said lines and inserting

Section 1. Section 2408 of the act of June 24, 1931 (P.L.1206, No.331), known as The First Class Township Code, reenacted and amended May 27, 1949 (P.L.1955, No.569) and amended July 31, 1968, (P.L.930, No.281), is amended to read:

Section 2408. Manner of Assessment.—The charge for any such sewer system construction in any township shall be assessed upon the properties benefited, improved or accommodated in either of the following methods:

(a) By an assessment, pursuant to township ordinance, against each lot or piece of land benefited, improved or accommodated by the sewer system according to the foot-front rule, allowing such reduction in the case of corner properties and unusually shaped properties or those properties benefited, improved or accommodated by more than one sanitary sewer as the ordinance may specify; the ordinance may provide for equitable assessments or adjustments when special conditions exist where an assessment for the full frontage would be unjust. The secretary of the township shall cause [thirty] ninety days' notice of the assessment to be given to each party assessed, either by service on the owner or his agent, or left on the assessed premises. However, when the lot or piece of land is on a corner it shall be assessed for its entire frontage abutting on any sewer except when such property is a vacant lot or contains only a single family dwelling in which case it shall be assessed along the shorter frontage and assessed along the longer frontage abutting on a sewer, commencing at a point no closer to the corner than one hundred twenty-five feet. When a township shall have determined to assess properties in proportion to frontage, any property benefited, improved or accommodated by the sanitary sewer which shall not be lawfully subject to such manner of assessment or as to which such manner of assessment shall not reasonably measure the benefit to such property, shall be assessed by the township in accordance with the method herein provided in subsection (b) of this section 2408, but each such benefited, improved or accommodated property shall be assessed with not less than the whole amount of the benefit accruing to it and legally assessable.

(b) By an assessment against the several properties benefited, improved or accommodated by the sanitary sewer to the extent of such benefits. The amount of the charge on each property shall be ascertained as provided in this act for the assessment of benefits.

When a township is divided into sewer districts, the assessment in each district may be by different methods.

Section 2. Section 3013 of the act, amended July 2, 1953 (P.L.321, No.69), is amended to read:

Amend Sec. 2, page 2, line 20, by striking out “2” and inserting

3

On the question,

Will the House agree to the amendment?

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

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment is similar to the other one. It just deals with first-class townships rather than just plain boroughs.

Thank you.

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

Mr. BOYD. Thank you, Mr. Speaker.

This is an agreed-to amendment also.

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—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, J. Roebuck

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

On the question recurring,

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

Bill as amended was agreed to.

The SPEAKER 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—199

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

| | | | |
|-----------|-----------|---------|------------|
| Eachus | Leh | Roberts | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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 2066, PN 3483**, entitled:

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for intergovernmental cooperation, joint ownership and maintenance.

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

Mr. **BOYD** offered the following amendment No. **A06196**:

Amend Sec. 1 (Sec. 2205), page 2, line 1, by removing the comma after "for"

Amend Sec. 1 (Sec. 2205), page 2, line 5, by striking out "FOR PUBLIC USE"

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

The following roll call was recorded:

YEAS-199

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

| | | | |
|-------------|------------|----------|---------------|
| Buxton | Hanna | Nailor | Stetler |
| Caltagirone | Harhai | Nickol | Stevenson, R. |
| Cappelli | Harhart | O'Brien | Stevenson, T. |
| Casorio | Harper | Oliver | Sturla |
| Causer | Harris | O'Neill | Surra |
| Cawley | Hasay | Pallone | Tangretti |
| Civera | Hennessey | Parker | Taylor, E. Z. |
| Clymer | Herman | Payne | Taylor, J. |
| Cohen | Hershey | Petrarca | Thomas |
| Cornell | Hess | Petri | Tigue |
| Corrigan | Hickernell | Petrone | True |
| Costa | Hutchinson | Phillips | Turzai |
| Crahalla | James | Pickett | Veon |
| Creighton | Josephs | Pistella | Vitali |
| Curry | Kauffman | Preston | Walko |
| Daley | Keller, M. | Pyle | Wansacz |
| Dally | Keller, W. | Quigley | Waters |
| DeLuca | Kenney | Ramaley | Watson |
| Denlinger | Killion | Rapp | Wheatley |
| Dermody | Kirkland | Raymond | Williams |
| DeWeese | Kotik | Readshaw | Wilt |
| DiGirolamo | LaGrotta | Reed | Wojnaroski |
| Diven | Leach | Reichley | Wright |
| Donatucci | Lederer | Rieger | Yewcic |
| Eachus | Leh | Roberts | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rubley | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

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

Mr. **GEORGE** offered the following amendment No. **A07350**:

Amend Title, page 1, line 6, by removing the period after "maintenance" and inserting

and for liens for assessments

Amend Bill, page 2, by inserting between lines 17 and 18

Section 2. Section 2510 of the act, amended December 18, 1996 (P.L.1142, No.172), is amended to read:

Section 2510. Liens for Assessments; Costs of Proceedings.— After the amount of the assessment charged upon the several properties has been established by resolution making assessments according to section 2508 or by confirmation of any report of viewers, in whole or in part, the amounts of all assessments are payable to the township treasurer for the use of the sanitary sewer district or districts or the township in which they are assessed. The board of supervisors shall make out bills for the amounts charged against each property, which shall be sent to all property owners whose property will be served by the sanitary sewer system. If the assessment is not paid within [sixty] ninety days after the mailing of a bill therefor, the board of supervisors

shall collect it by action of assumpsit or under law for the filing and recovery of municipal claims.

Amend Sec. 2, page 2, line 18, by striking out “2” and inserting
3

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

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

Mr. GEORGE. Mr. Speaker, this is identical to the other amendment. It deals with the second-class townships.

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—199

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

| | | | |
|-----------|----------|---------|---------|
| Fairchild | Maher | Rubley | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS—0

NOT VOTING—0

EXCUSED—3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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

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

Bill as amended was agreed to.

The SPEAKER 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—199

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

| | | | |
|------------|-----------|----------|------------|
| DeLuca | Kenney | Ramaley | Watson |
| Denlinger | Killion | Rapp | Wheatley |
| Dermody | Kirkland | Raymond | Williams |
| DeWeese | Kotik | Readshaw | Wilt |
| DiGirolamo | LaGrotta | Reed | Wojnaroski |
| Diven | Leach | Reichley | Wright |
| Donatucci | Lederer | Rieger | Yewcic |
| Eachus | Leh | Roberts | Youngblood |
| Ellis | Lescovitz | Rohrer | Yudichak |
| Evans, D. | Levdansky | Rooney | Zug |
| Fabrizio | Mackereth | Ross | |
| Fairchild | Maher | Rublely | Perzel, |
| Feese | Maitland | Ruffing | Speaker |
| Fichter | | | |

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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 2185, PN 3041**, entitled:

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for required financial reporting.

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-199

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

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

NAYS-0

NOT VOTING-0

EXCUSED-3

| | | |
|------|-----------|---------|
| Cruz | Evans, J. | Roebuck |
|------|-----------|---------|

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 2186, PN 3042**, entitled:

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for required financial reporting; and making editorial changes.

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—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Cruz Evans, J. Roebuck

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.

INSURANCE COMMITTEE MEETING

The SPEAKER pro tempore. The Chair would like to recognize the gentleman, Mr. Micozzie, for an announcement of a committee meeting. Mr. Micozzie, announcement. I know you are eager to make it.

Mr. MICOZZIE. Thank you, Mr. Speaker.

At the recess in room 39E, there will be a short Insurance meeting on HB 814.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Insurance Committee will meet at the recess in room 39E.

REPUBLICAN CAUCUS

The SPEAKER pro tempore. Are there any further announcements?

The Chair recognizes the lady, Mrs. Taylor.

Mrs. TAYLOR. Mr. Speaker, I wish to announce a Republican caucus tomorrow morning at 10:30; 10:30 tomorrow, Republican caucus.

The SPEAKER pro tempore. The Chair thanks the lady.

ANNOUNCEMENT BY MR. COHEN

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, unless some new bills are added to the calendar tomorrow, there is no need for a Democratic caucus. We have finished all the business based on the information we had at the time, and we have gotten no new information since. So I assume there will not be a House Democratic caucus tomorrow. If there is, you will be notified.

The SPEAKER pro tempore. The Chair thanks the gentleman.

There are to be no further votes taken today.

RECESS

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

AFTER RECESS

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

**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 recognizes the gentleman from Perry, Mr. Mark Keller.

Mr. M. KELLER. Mr. Speaker, I move that this House do now recess until Wednesday, April 26, 2006, at 11:40 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 11:39 a.m., e.d.t., Wednesday, April 26, 2006, the House recessed.