

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

TUESDAY, MAY 2, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 29

HOUSE OF REPRESENTATIVES

The House convened at 11:15 a.m., e.d.t.

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

PRAYER

REV. DR. WILLIAM STICKLEY, Chaplain of the House of Representatives, offered the following prayer:

Before my prayer, I am aware that this is a special day for newly elected Representative Shawn Flaherty, and with that in mind, I would like to share my favorite Irish blessing:

May those that love us, love us.
And those that don't love us,
May God turn their hearts.
And if He doesn't turn their hearts,
May He turn their ankles
So we will know them by their limping.

Let us pray:

Most holy and gracious God, You are the comfort of all those who are burdened, You are the healer of all those who know brokenness in their lives, be that brokenness of body, mind, or spirit.

While the members of this Assembly rightly focus on local needs and concerns, we ask that You expand their vision and open their hearts to the needs of those who live far beyond the boundaries of this Commonwealth. Enable these men and women not only to know but to feel the pain of those who suffer in any way and to act in accordance with those things which will bring healing and wholeness.

We pray Your special blessing on newly elected Representative Shawn Flaherty, who will be sworn in this day. Fill him and all the members of this Assembly with the sensitivity to the cries of the needy and the resolve to accomplish for all those who have been beaten down, measures which will raise them up, allowing them to live with dignity and with a renewed sense of purpose.

When members of this House are tempted to act out of self-interest, drive them instead to be motivated by the interests of others. When members are tempted to look inward, drive them outward. When members are tempted at all, grant them the courage of their convictions that their actions may match their words and their promises may determine their decisions.

Above all, grant us all an awareness of Your presence in our lives and help us acknowledge that we live our days not only in

Your sight but by Your grace. All these things we pray in Your most holy name. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Monday, May 1, 2006, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

No. 2649 By Representatives REICHLEY, BAKER, BOYD, CALTAGIRONE, CAPPELLI, CLYMER, COHEN, CREIGHTON, DeLUCA, DENLINGER, GEIST, GEORGE, GINGRICH, GODSHALL, GRELL, GRUCELA, HANNA, HARHART, HENNESSEY, HESS, KENNEY, KILLION, KOTIK, McILHATTAN, MELIO, MUSTIO, O'NEILL, PALLONE, PICKETT, ROHRER, ROSS, RUBLEY, SIPTROTH, E. Z. TAYLOR, TIGUE, WALKO, WILT, YOUNGBLOOD and HARPER

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for the procedure for claiming special tax provisions and for proof of eligibility.

Referred to Committee on FINANCE, May 2, 2006.

No. 2650 By Representatives B. SMITH, STABACK and PHILLIPS

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the organization of the Pennsylvania Game Commission.

Referred to Committee on GAME AND FISHERIES, May 2, 2006.

No. 2651 By Representatives REICHLEY, TURZAI, BARRAR, BASTIAN, BENNINGHOFF, CAPPELLI, CLYMER, CRAHALLA, DENLINGER, FAIRCHILD, GABIG, GODSHALL, GRELL, HERSHEY, KAUFFMAN, LEH, R. MILLER, MUSTIO, PICKETT, ROHRER, RUBLEY, SAYLOR, SEMMEL, STERN, E. Z. TAYLOR, WATSON and WILT

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for change of venue in personal injury actions.

Referred to Committee on JUDICIARY, May 2, 2006.

No. 2652 By Representatives WILLIAMS, EACHUS, JAMES, BLACKWELL, BELARDI, BUXTON, CASORIO, CORRIGAN, DeLUCA, DeWEESE, JOSEPHS, KILLION, SAYLOR, STABACK, YOUNGBLOOD, PISTELLA, J. TAYLOR, LEDERER, PALLONE, HERSHEY, WALKO and CORNELL

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

Referred to Committee on JUDICIARY, May 2, 2006.

No. 2653 By Representatives NICKOL, BASTIAN, BOYD, CALTAGIRONE, CAPPELLI, CLYMER, CRAHALLA, CREIGHTON, DENLINGER, GINGRICH, GRELL, HENNESSEY, HERSHEY, HESS, MACKERETH, MAITLAND, R. MILLER, MUSTIO, O'NEILL, PHILLIPS, REICHLEY, ROSS, RUBLEY, SATHER, SAYLOR, STERN, E. Z. TAYLOR, TIGUE, HARPER and CORNELL

An Act amending the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, further providing for the Health Venture Investment Account.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 2, 2006.

No. 2654 By Representatives FRANKEL, BEYER, BISHOP, BOYD, BUXTON, CALTAGIRONE, COSTA, CURRY, DeWEESE, FABRIZIO, FREEMAN, GOODMAN, GRELL, HARPER, HESS, JAMES, LaGROTTA, LEVDANSKY, MARKOSEK, McGEEHAN, McILHATTAN, MUNDY, NAILOR, PALLONE, PARKER, PETRONE, PISTELLA, RAPP, SHAPIRO, SIPTROTH, SOLOBAY, SONNEY, THOMAS, TIGUE, WALKO, YOUNGBLOOD and YUDICHAK

An Act amending the act of April 28, 1999 (P.L.24, No.3), known as the Mental Health or Mental Retardation Facility Closure Act, providing for proceeds derived from facility disposition; and establishing the Mental Health Community Services Trust Fund.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 2, 2006.

No. 2655 By Representatives FRANKEL, D. EVANS, GERGELY, GRUCELA, DIVEN, LEVDANSKY, MANN, MYERS, NICKOL, PARKER, PETRONE, PISTELLA, SIPTROTH, J. TAYLOR, THOMAS and WALKO

An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, further providing for limitation on municipal powers.

Referred to Committee on LOCAL GOVERNMENT, May 2, 2006.

No. 2656 By Representatives CASORIO, DeWEESE, BELFANTI, GEORGE, CALTAGIRONE, CAPPELLI, CLYMER, CRAHALLA, CREIGHTON, DENLINGER, GABIG, GEIST, GINGRICH, GOOD, GOODMAN, GRUCELA, HARHAI, HENNESSEY, JAMES, JOSEPHS, KOTIK, LEDERER, LEVDANSKY, MANN, MARKOSEK, McGEEHAN, PALLONE, PARKER, PAYNE, PETRARCA, PETRONE, REICHLEY, ROONEY, SAYLOR, SCAVELLO, SIPTROTH, TANGRETTI, J. TAYLOR, TIGUE, WALKO, WOJNAROSKI, YOUNGBLOOD, PISTELLA, GERGELY, HARPER and SOLOBAY

An Act amending the act of July 3, 1985 (P.L.164, No.45), known as the Emergency Medical Services Act, further providing for emergency medical services personnel.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 2, 2006.

No. 2657 By Representatives CASORIO, BLAUM, DeWEESE, BOYD, CALTAGIRONE, CAPPELLI, CRAHALLA, CREIGHTON, DENLINGER, GOODMAN, GRUCELA, JAMES, KOTIK, LEDERER, MANN, MARKOSEK, McGEEHAN, PARKER, SAYLOR, SIPTROTH, STABACK, TANGRETTI, TIGUE, TRUE, YOUNGBLOOD, PALLONE, PISTELLA and HARPER

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for schedules of controlled substances.

Referred to Committee on JUDICIARY, May 2, 2006.

No. 2658 By Representatives RUBLEY, ARMSTRONG, CALTAGIRONE, CAPPELLI, CRAHALLA, FRANKEL, FREEMAN, GEORGE, GINGRICH, GOODMAN, JOSEPHS, KENNEY, LEACH, LEVDANSKY, McGEEHAN, MYERS, PAYNE, ROSS, SCAVELLO, SCHRODER, SHAPIRO, SIPTROTH, B. SMITH, STERN, SURRA, E. Z. TAYLOR, J. TAYLOR, THOMAS, VITALI, WANSACZ, WATSON and YOUNGBLOOD

An Act prohibiting the sale and restricting the disposal of mercury thermostats; and prescribing penalties.

Referred to Committee on CONSUMER AFFAIRS, May 2, 2006.

No. 2659 By Representatives J. EVANS, ADOLPH, ARMSTRONG, BALDWIN, BARRAR, BEBKO-JONES, BELARDI, BENNINGHOFF, BEYER, BIANCUCCI, BOYD, BUNT, CALTAGIRONE, CAPPELLI, COHEN, CRAHALLA, DENLINGER, DeWEESE, FABRIZIO, FORCIER, GABIG, GEIST, GEORGE, GERGELY, GINGRICH, GOOD, GOODMAN, GRUCELA, HARPER, HARRIS, HESS, JAMES, KENNEY, KILLION, KOTIK, MANN, MARSICO, McILHATTAN, MICOZZIE, MYERS, O'NEILL, PALLONE, PAYNE, PETRARCA, PETRONE, PHILLIPS, PISTELLA, PYLE, RAPP, REED, REICHLEY, SAINATO, SAYLOR, SCAVELLO, SCHRODER, SEMMEL, SHANER, SIPTROTH, B. SMITH, SONNEY, STABACK, STERN, R. STEVENSON, SURRA, E. Z. TAYLOR, J. TAYLOR, THOMAS, TRUE, WALKO, WANSACZ, YOUNGBLOOD and YUDICHAK

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for leaves of absence for certain government employees.

Referred to Committee on VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS, May 2, 2006.

No. 2661 By Representatives O'NEILL, DENLINGER, ARMSTRONG, CALTAGIRONE, CAPPELLI, CAUSER, CLYMER, CORNELL, DALLY, HERSHEY, JAMES, MACKERETH, McGEEHAN, MYERS, QUIGLEY, SAINATO, SATHER, E. Z. TAYLOR and THOMAS

An Act exempting continuing care retirement communities from the medical assistance bed approval process and allowing nursing facilities operated by continuing care retirement communities to obtain medical assistance certified beds under limited terms and conditions.

Referred to Committee on HEALTH AND HUMAN SERVICES, May 2, 2006.

No. 2662 By Representative LaGROTTA

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for permit for movement during course of manufacture.

Referred to Committee on TRANSPORTATION, May 2, 2006.

SENATE MESSAGE

HOUSE AMENDMENTS TO SENATE AMENDMENTS CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to the Senate amendments to **HB 983, PN 3880**.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives by amending said amendments to **SB 723, PN 1772**.

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

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
May 1, 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 22, 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 Senate recesses the week of May 22nd, it reconvene on Monday, June 5, 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 8, 2006, unless sooner recalled by the Speaker of the House of Representatives; 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 the week of May 8th, it reconvene on Monday, June 5, 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.

COMMUNICATION FROM DEPARTMENT OF AGRICULTURE

The SPEAKER. The Speaker acknowledges receipt of the Department of Agriculture's Farmland Preservation Annual Report 2005-2006 submitted pursuant to section 14.4 of Act 149 of 1988.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence and recognizes the majority whip, who moves for a leave of absence for the gentleman from Delaware, Mr. CIVERA, for the day; the gentleman from Northampton, Mr. DALLY, for the day. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for today for the gentleman from Philadelphia, Mr. EVANS; the gentelady from Philadelphia, Ms. BISHOP; and the gentleman from Philadelphia, Mr. CRUZ. Without objection, those leaves will also be granted.

The master roll will be taken after the swearing-in.

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

HB 243, PN 269 By Rep. SEMMEL

An Act establishing the Flood Insurance Premium Assistance Program to provide premium assistance to eligible Pennsylvania residents who purchase flood insurance; and imposing powers and duties on the Insurance Department.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

HB 529, PN 4033 (Amended) By Rep. LEH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for classes of income.

FINANCE.

HB 1649, PN 2077 By Rep. KENNEY

An Act establishing the Drug and Alcohol Treatment and Prevention Fund; and providing for the deposit of a portion of the liquor tax into the fund and for use of fund.

HEALTH AND HUMAN SERVICES.

HB 1746, PN 4036 (Amended) By Rep. O'BRIEN

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for establishment of fees and charges; eliminating the expiration of provisions on access to justice; and making a related repeal.

JUDICIARY.

HB 1944, PN 4037 (Amended) By Rep. O'BRIEN

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for a Statewide registry of protective orders; further providing for protective orders, for notice on protective orders and for violation of orders; providing for civil protective orders; and making editorial changes.

JUDICIARY.

HB 2096, PN 4034 (Amended) By Rep. LEH

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing for classes of income.

FINANCE.

HB 2285, PN 3197 By Rep. O'BRIEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the illegal dumping of methamphetamine waste.

JUDICIARY.

HB 2316, PN 3277 By Rep. SEMMEL

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for the composition of the State Veterans' Commission.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

HB 2330, PN 3318 By Rep. O'BRIEN

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the purchase, sale and use of alcohol vaporizing devices; and imposing a penalty.

JUDICIARY.

HB 2333, PN 3332 By Rep. SEMMEL

An Act amending the act of July 9, 1990 (P.L.340, No.78), known as the Public Safety Emergency Telephone Act, further providing for definitions; and providing for automatic location identification in multiline telephone systems.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

HB 2553, PN 4035 (Amended) By Rep. LEH

An Act providing for local senior citizen property tax rent rebates.

FINANCE.

HB 2633, PN 3973 By Rep. GEIST

An Act designating the bridge on State Route 3027 which passes over U.S. Route 40 in Fayette County as the Victor Kozares Bridge.

TRANSPORTATION.

HB 2639, PN 3993 By Rep. KENNEY

An Act amending the act of September 26, 1951 (P.L.1539, No.389), known as The Clinical Laboratory Act, providing for glomerular filtration rate testing.

HEALTH AND HUMAN SERVICES.

SB 332, PN 1777 (Amended) By Rep. O'BRIEN

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for foreign decree of adoption.

JUDICIARY.

SB 1043, PN 1621 By Rep. SEMMEL

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for tuition costs and fees for children and spouses of deceased soldiers.

VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS.

**RESOLUTIONS REPORTED
FROM COMMITTEE**

HR 585, PN 4032 (Amended) By Rep. KENNEY

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

HEALTH AND HUMAN SERVICES.

HR 727, PN 3947 By Rep. KENNEY

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

HEALTH AND HUMAN SERVICES.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HB 983, PN 3880

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, further providing, in the Infrastructure and Facilities Improvement Program, for approvals; establishing a film production grant program; and repealing provisions of the Tax Reform Code of 1971 relating to film production tax credits.

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

SPECIAL ORDER OF BUSINESS

SWEARING-IN OF NEW MEMBER

The SPEAKER. The members will please take their seats.

Without objection, the House will now take up a special order of business, the swearing-in of Representative-elect Shawn Flaherty. The Chair hears no objection.

ELECTION RETURNS PRESENTED

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

The SERGEANT AT ARMS. Mr. Speaker, Deputy Secretary Rapp.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Deputy Secretary Rapp.

Mr. RAPP. Thank you, Mr. Speaker.

I have the privilege and honor of presenting the returns for the special election held on April 11, 2006, in the 30th Legislative District.

The SPEAKER. The Chair thanks Deputy Secretary Rapp.

The clerk will read the election returns.

The following election returns were read:

COMMONWEALTH OF PENNSYLVANIA

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

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of the office of the Secretary of the Commonwealth at the city of Harrisburg, this first day of May in the year of our Lord two thousand six and of the Commonwealth the two hundred thirtieth.

(SEAL)

Pedro A. Cortés
Secretary of the Commonwealth

* * *

OFFICIAL

ELECTION RETURNS

SPECIAL ELECTION
REPRESENTATIVE IN THE GENERAL ASSEMBLY
30th Legislative District

April 11, 2006

<u>DEMOCRATIC</u>	<u>VOTES</u>
Shawn T. Flaherty	5,557
<u>REPUBLICAN</u>	
Mike Dolan	5,484
<u>WRITE-IN</u>	
Scattered	84

Commonwealth of Pennsylvania
Department of State
Bureau of Commissions, Elections and Legislation
May 1, 2006

CERTIFICATE ON ELECTION EXPENSES

COMMONWEALTH OF PENNSYLVANIA

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

In accordance with the provisions of Section 1632(b) of the Pennsylvania Election Code, 25 P.S. § 3252(b), I do hereby certify that the candidate who was elected Representative in the General Assembly from the 30th District in the Special Election held April 11, 2006, Shawn T. Flaherty, has filed all of the reports and statements of contributions and expenditures required by the provisions of Article XVI of the Pennsylvania Election Code entitled "Primary and Election Expenses."

Witness my hand and the seal of the office of the Secretary of the Commonwealth this first day of May, 2006.

(SEAL)

Pedro A. Cortés
Secretary of the Commonwealth

COMMITTEE APPOINTED TO ESCORT MEMBER-ELECT

The SPEAKER. The Chair appoints the majority whip, the Honorable David Argall, and the Democrat leader, the Honorable H. William DeWeese, to escort Representative-elect Flaherty to the well of the hall of the House for taking the oath of office.

LIEUTENANT GOVERNOR WELCOMED

The SPEAKER. Before the oath of office, the Chair would like to acknowledge a very special guest who has come for the swearing-in for the new Representative, the Lieutenant Governor of the Commonwealth of Pennsylvania, the Honorable Catherine Baker Knoll.

OATH OF OFFICE ADMINISTERED

The SPEAKER. The oath of office required by Article VI, section 3, of the Constitution of the Commonwealth of Pennsylvania will now be administered by the Honorable Dwayne D. Woodruff, judge of the Court of Common Pleas, Allegheny County.

REMARKS BY JUDGE WOODRUFF

JUDGE WOODRUFF. Lieutenant Governor, Speaker of the House, State Representatives, friends and family of Shawn Flaherty, it is great to be here this glorious day.

I have known Shawn for approximately 20 years, and our career paths are amazingly similar. Now, we were both fellow students and friends at Duquesne University School of Law; later we became colleagues at the same law firm of Meyer Darragh. After that, literally by a handshake, we started our own law firm of Woodruff and Flaherty. I should mention that this past November Shawn took very much a lot of delight in firing me from the firm, but now we are both in the same service business.

Shawn spoke at my swearing-in ceremony not long ago, and he mentioned my father, who had passed away in April 2003, and how the apple does not fall far from the tree. Well, in this case that is so very true. You see, I knew Shawn's father quite well. Pete Flaherty, like his son, Shawn Flaherty, was an honest man with a vision, a man of integrity, a dedicated and

determined man, a man that was determined to make life better for others. He was a godly man; he was a servant.

Shawn, your dad said to tell you that he is so very proud of you. He said that he ordered this beautiful sunny day today for this ceremony and for all to enjoy and that he loves you very much. Now, I am not a crazy man, nor am I what they call a medium. So, no, I did not personally talk to your father, but my dad did, and he told me what he said.

Now, Shawn, if you would place your left hand on your Bible that your lovely wife, Debbie, is holding for you, and I see you have your three kids with you as well. If you would raise your right hand and repeat after me.

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

(Member asserted oath.)

JUDGE WOODRUFF. Congratulations.

REMARKS BY SPEAKER

The SPEAKER. Shawn, just for the record, I beat you by 20 votes in 2000 when I won my election by 92.

Good morning. What a beautiful day, not unlike that beautiful day on April 11 when you were elected to this great institution. This confirms the fact that your family has a knack for planning special events when the sun is shining.

Today is a historic day for Pennsylvania, for it is today we swear in, or just did a few moments ago, our newest member, the Honorable Shawn Flaherty, of Allegheny County, the son of the late, great, much-loved mayor of Pittsburgh, Pete Flaherty, and you have come from good stock, Mr. Flaherty. We expect great things of you, and we know that you will deliver.

Shawn, for the first time as a member of this institution, welcome to the hall of the House of Representatives. I encourage you to savor this moment and remember this day for the rest of your life. There will never be another day like it.

In this magnificent place, surrounded by your family; your friends; your wife, Debbie; your children; and your in-laws, you have accepted a tremendous responsibility which has been given to you by the good people of the 30th Legislative District. Becoming a member of this body is truly a special privilege, yet you have truly earned it. You worked hard as an assistant district attorney, as a lawyer, then as a candidate in the special election. Yes, you have worked hard to achieve the respect of the voters of your district. The voters have concluded that you are indeed a dedicated community leader who will fight to protect Allegheny families and its seniors, and your constituents have sent you here because they know that you will serve in this hall with great passion, understanding, and intelligence.

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

Here in the House all must steer their own course and blaze their own trail, as you have done at Carnegie Mellon University

and Duquesne Law School as a graduate; and as a prosecutor, law partner, and now as a State Representative, and, I might add, the newest member of the Irish Caucus. As a legislator, you have an opportunity to make Pennsylvania a better, stronger, safer place for all the people.

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

We all look forward to working with you, Representative Flaherty. Your energy, enthusiasm, and friendly advice are always welcome, and my door is always open to every member of this General Assembly and to yourself.

Congratulations and welcome again to the Pennsylvania House of Representatives.

REMARKS BY MAJORITY WHIP

The SPEAKER. The Chair at this time recognizes the majority whip, the gentleman, Mr. Argall.

Mr. ARGALL. Thank you, Mr. Speaker.

Representative Flaherty, to you; to your wife, Debbie; to your wonderful children and family, and all your special guests today, on behalf of the House Republican majority, we welcome you here.

We understand you are a part of a rich political legacy, and we congratulate you on continuing that tradition begun by your family many years ago.

You have come at a very interesting time. We know that you campaigned on the property tax issue, and so you have arrived right in the thick of things. I have visited the 30th District several times, and I have learned that it is a district of considerable diversity, from the old mill towns along the river and those beautiful leafy suburbs just a few miles away, what the gentleman, Mr. DeWeese, once referred to as bosky precincts and sent many of us in search of our dictionaries. He tends to do that from time to time.

As the days go by, you will learn that there is an incredible diversity of interests here. We represent an incredible number of different peoples, from Lithuania to Ethiopia, families that have been here 400 years and families that have not been here 400 days. But you will learn that indeed we, too, have a lot in common. We all have an interest, despite what you may read in the newspaper or two, we all have an interest in working together for the common good of this Commonwealth. And so congratulations once again and best wishes on the future.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY DEMOCRATIC LEADER

The SPEAKER. The Chair recognizes the Democrat leader, the gentleman, Mr. DeWeese.

Mr. DeWEESE. "Though this be madness, yet there is" some "method in 't"; Hamlet. I do not know what Shawn has in

common with Hamlet, but I am convinced it is probably a series of many things, and I am going to observe his endeavors in this chamber, and I am going to point them out one at a time.

Hamlet was exceedingly keen and intellectual, and yet he was also a passionate character. Though things be somewhat mad in politics, there is method in it, and as the Honorable Lieutenant Governor knows, as the Secretary of State and the political process realizes, the madness was distilled to a very methodical and orderly process when one of our members was not here and a new member was to be forthcoming, and the concussions and excitement and occasionally vituperative exchanges of those pell-mell political moments down in the greater Pittsburgh area have rendered us a new colleague.

The great rhythmical pulse of Pennsylvania politics continues to beat, and young Shawn Flaherty – anybody is young if they are under 56, in my view – young Shawn Flaherty joins us. It is hard for me to adumbrate upon what the Speaker commented about relative to your vita, your academic and political and familial heritage.

When I was showering this morning and momentarily contemplating some observation I might share, I thought of being a youngster in the 1960s, somewhere on the dim penumbra of the Pittsburgh media market. Sometimes when Honsberger is on there, I wish I were still on the dim penumbra of the Pittsburgh media market. But anyway, anyway, I remember that inimitable voice of Bill Burns talking about Pete Flaherty, and I did remember what Speaker Perzel and young Dave Argall talked about when they talked about, at least elliptically, your father. I remember your father and mother's endeavors and enthusiasms and charismatic appeal as if it were yesterday. My incipient moments in the General Assembly were tintured with recollections of his U.S. Senate campaign and his gubernatorial endeavors. So as has been commented, the young man who joins us today does come from a lustrous lineage.

Now, I am not sure what to expect. When we walked up the aisle, young Dave Argall and his aging political pal from the other side of the aisle, when we walked up, young Flaherty said, "Do I go first, or do you go first?" And I said, "It has been such a long time since we won one of these things" – excuse me, Sippy – "I do not remember; I do not remember." He only had to go about 3 feet, so it was inconsequential, but as we walked down the aisle, I thought, holy mackerel – Siptroth, Flaherty. Mr. Speaker, I know you are going to come back hard on this one, but we may be on a roll here; we may be on a roll. I think Jeannie Milko thinks we are on a roll, and that is pretty important to me.

Judge Woodruff talked about the power of a handshake, and as the Speaker knows, as my colleagues on the other side know, as preeminently Mike Veon knows, a handshake is paramount in this endeavor, and I think that as time unravels, your handshakes with your colleagues will prove to be worthy.

This is a good group of men and women, notwithstanding the disparagements and aggressive commentaries to the contrary. I am excited about you being here. I have not convinced myself yet that you are Phil Sheridan riding toward Winchester to save the day, although that is a nice thought.

But I will end my remarks by quoting one of my great heroes in literature, Polonius. I have not gotten too far off of Hamlet, for those of you who have been paying close attention, but I know, I know, ladies and gentlemen, that the son of Pete and Nancy Flaherty, that son of Allegheny County will embrace the

words of Polonius and his friends and family as they are here, abundant in loyalty, and “To thine own self be true....”

Thank you.

GUESTS INTRODUCED

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

Mr. FLAHERTY. Good morning or good afternoon. I am not sure where we are in the day. I can tell you I am nervous enough that I do not even know where the clock is in this room.

I guess to know me a little bit, because I am brand-new here, you have to know a little bit about where I come from, and obviously my dad and my mom. And my mom, who cannot be here but I know is watching on TV, Mom, I love you, and I wish you good health, and I am thinking about you, and our prayers are with you.

And Dwayne, I was talking with my dad also this morning, and he said they are having a good time this afternoon, and I am sure they are.

But the most important person to me and has been for the last 20 years, and I think back how I could introduce my wife, Debbie, but I recall when John Kennedy as President was traveling in Paris, he introduced himself as the man who accompanied Mrs. Kennedy, and so often I am the man who accompanies Mrs. Flaherty. You have been a great supporter, honey, and without you, this would not all be possible. She is my backbone and has been everything to me, including a super wife. Thank you, sweetie.

The first one to come into our lives was Linda, and Linda is now 16 and starting to journey on her own through life, but during the midst of this campaign, my wife had to go away for a few days, and she left me with the campaign and three children trying to do school and learn and the whole nine yards, but when she came back, it had been rather stressful, as most of you could guess. My daughter, though, outside of my earshot, told my wife, you know, Dad is almost half normal. Now, I am here to tell you that you are looking at a colleague whose oldest daughter says he is almost half normal. I am here to tell you I am half normal.

My son, Patrick, just turned 11, and you do not need a Labrador retriever with Patrick. When you come home, the energy and the excitement speaks for itself. All you need is a ball and a little bit of energy, and if you can race to the door, he is going to beat you.

Our youngest daughter is Kara. She is here today. She is 8, and I kind of liken being the father of an 8-year-old and a 16-year-old to golfing. With a 16-year-old, I can be a little bit like a hacker in the woods who is hitting trees and knocking balls out of bounds. With an 8-year-old, I am Tiger Woods. Nothing is too small that cannot be handled with Kara. She is always smiling.

Several other people are here with me, and I will try to keep it brief. I have to introduce my father-in-law, Bill Numrich, who has been a tremendous supporter. Without my dad here, he and his wife, Elda, have been so great behind us, and I am so lucky to have them.

I am also fortunate enough that my younger brother, Brian, and my sister, Maggie Gurtner, are both here, and I thank them as well.

So many supporters I have here that I cannot go around and introduce all of you. I wish that I could, but I can assure you of this: Growing up in the Flaherty household, my dad would never tell us what to do or what not to do. He would always say, “Do the right thing.” No matter what the problem was and what you could do to solve it or not solve it, the words of wisdom that he would give you is, “Do the right thing.” I may not always know what the right thing is. I will strive to find it, but I can assure you, that is what my goal is, that is what my ambition is towards, and that is what I am always, always intending to do.

Thank you, God bless you, and I hope that I will serve you all well. Thank you.

The SPEAKER. Once again the Chair would like to congratulate Representative Flaherty.

This concludes our ceremony. The guests are welcome to stay, if they would like, or they could leave. A lot of the members choose to leave. There is a luncheon scheduled also for the new Representative.

MASTER ROLL CALL

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

The following roll call was recorded:

PRESENT—197

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

Ellis	Lederer	Rieger	Wright
Evans, J.	Leh	Roberts	Yewcic
Fabrizio	Lescovitz	Roebuck	Youngblood
Fairchild	Levdansky	Rohrer	Yudichak
Feese	Mackereth	Rooney	Zug
Fichter	Maher	Ross	
Flaherty	Maitland	Rubley	
Fleagle	Major	Ruffing	Perzel,
Flick	Manderino	Sabatina	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—6

Bebko-Jones	Civera	Dally	Evans, D.
Bishop	Cruz		

LEAVES CANCELED—1

Civera

REPORT OF COMMITTEE ON COMMITTEES

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

The following report was read:

SUPPLEMENTAL REPORT COMMITTEE ON COMMITTEES

In the House of Representatives
May 2, 2006

Resolved that

Rep. John P. Sabatina, Jr., Philadelphia County, is elected a member of the Liquor Control Committee vice Rep. Linda Bebko-Jones resigned.

Rep. John P. Sabatina, Jr., Philadelphia County, is elected a member of the Urban Affairs Committee vice Rep. Mark B. Cohen resigned.

Rep. Shawn Flaherty, Allegheny County, is elected a member of the Local Government Committee vice Rep. John P. Sabatina, Jr., resigned.

Rep. Shawn Flaherty, Allegheny County, is elected a member of the Intergovernmental Affairs Committee vice Rep. Thomas M. Tighe resigned.

Rep. Shawn Flaherty, Allegheny County, is elected a member of the Finance Committee vice Rep. Michael K. Hanna resigned.

Rep. Michael K. Hanna, Clinton and Centre Counties, is elected a member of the Education Committee vice Rep. James Shaner resigned.

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

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

JASON GUFFEY PRESENTED

The SPEAKER. The Chair at this time recognizes Representative Phillips for the purpose of a citation.

Representative Phillips.

Mr. PHILLIPS. Thank you, Mr. Speaker.

Today Representative Fairchild and I have the pleasure of recognizing an athlete in our district.

Jason Guffey, a senior at Warrior Run High School, has just completed his high school wrestling career, but what a career it has been. Just a couple of months ago Jason won his second consecutive State wrestling title in the 112-pound weight class for PIAA State Class AA schools.

To his credit, he also captured first place in the 112-pound weight class during the Newport Wrestling Tournament, the East-Central Sectional Wrestling Tournament, the PIAA District IV Class AA Individual Wrestling Championships, and the Northeast Regional Wrestling Tournament.

Jason was further recognized during the Newport Wrestling Tournament for making the most pins in the least amount of time and presented with the Most Outstanding Wrestling Award.

Jason finished the season with an exceptional record – 39 wins and 1 loss – and holds an extraordinary career record of 124 wins and 25 losses.

He truly is deserving of recognition and is to be commended for using his exceptional ability and for his tenacious pursuit of athletic excellence.

Jason is here with his parents, David and Brenda Guffey, to my left, and to my rear, Wayne Smythe, his coach, is also present for this momentous occasion.

I ask my colleagues again to help me honor this fine young gentleman with a round of applause.

Mr. DeWEESE. Mr. Speaker? Mr. Speaker?

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

Mr. DeWEESE. To just add one momentary accolade.

I watched the young grappler on PCN's (Pennsylvania Cable Network) program with the State championship, and although I was a high school basketball player, second string – I could not even make the team my junior year – I love athletics, and the young man's dominance, dominance, on the mat needs to be recognized, and I am glad my fellow marine, Merle, is doing this, because I think that the match that he wrestled in the ultimate victory at Hershey was worthy of such an encomium.

Thank you, Merle.

Mr. PHILLIPS. Thank you very much, Representative DeWeese—

The SPEAKER. The Chair thanks the gentleman.

Mr. PHILLIPS. —and I cannot agree with you any more.

Thank you, Jason, and we wish you the very best as you graduate in the next few weeks, and we hope that you continue to make us proud.

KELLON BALUM PRESENTED

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

Mr. PHILLIPS. It gives Representative Belfanti and me great pleasure today to welcome an exceptional young athlete from our legislative district to the House chamber.

This afternoon we honor Kellon Balum, who captured the 2005-2006 PIAA State Class AA Individual Wrestling Championship in the 135-pound class.

Kellon, a senior at Line Mountain Junior-Senior High School, is the son of Lon and Elaine Balum. Also, Mr. Balum is Kellon's wrestling coach, and Lance Adams, who is with us, the athletic director, is also here today.

Although he will graduate in a few short weeks, his high school wrestling career has been one of which he, his family, and his school can be proud. Like other sports, wrestling is one that requires a high level of determination as well as self-discipline, and I know Kellon exemplifies these characteristics.

Two years in a row Kellon won the State individual wrestling championship, and he set a school record for most career wins at 170. During his wrestling career, he has only lost 12 matches. In fact, during the last wrestling season, he achieved a remarkable feat – that of 50 wins and 0 defeats, a school record for wins in a single season. He also wrestled a match after the season that was close for the United States team against New Jersey and won his 51st bout. This is a very great accomplishment for this young man.

Kellon is truly deserving of recognition today not only for his athletic abilities and accomplishments but for his sportsmanship.

Mr. Speaker, I ask that the members today of the House floor join me in congratulating Kellon and honoring him for the State championship and for his outstanding wrestling career.

If you would join me with applause.

Kellon, we wish you the very best in your future, and we expect to hear many more things about you in years to come.

ZACH PHILLIPS PRESENTED

The SPEAKER. The Chair at this time recognizes Representative Miller for the purpose of a citation.

Mr. MILLER. Thank you, Mr. Speaker.

I would like to welcome Zach Phillips, a 2005 PIAA State Swimming Championship gold medal winner, to the floor of the House.

A junior at Susquehannock High School, Zach claimed the YAIAA's only individual gold medal for the 500 freestyle. In fact, he claimed his second gold medal for the 200 individual medley.

Zach is going to keep pushing hard toward his immediate and long-term goals. He is going to go after two State records next year and hopes to be swimming on a college scholarship in 2 years. He also hopes to try out for the 2008 or 2012 Olympics.

Behind me, of course, is Zach Phillips and his coach, Karissa Brown, and on the side over here, if they would please stand, are his proud parents, Ernest and Theresa Phillips. Would you please welcome them.

BRIAN POLASHUK PRESENTED

The SPEAKER. The Chair at this time requests that Representative Mackereth please come to the rostrum for the purpose of a citation.

The Chair recognizes Mr. Miller.

Mr. MILLER. Thank you, Mr. Speaker.

The scores of 7-3, 5-3, and 2-1 are very important scores. It shows what perseverance and hard work can do, because those were the last three scores that this student won his matches by.

Brian Polashuk, a senior with the Spring Grove Rockets, won State gold at the PIAA Wrestling Championships on March 11 in the Class AAA 125-pound final, and I would just note, Brian, that I wrestled 127 as a senior. I would have to cut a lot of weight today.

Brian has the distinction of being the first individual State champion for the Rockets. Since his win, he has been offered and accepted a scholarship to Rider University in Lawrenceville, New Jersey.

Standing with me today to honor Brian is my friend and colleague, Bev Mackereth, who represents a large portion of the Spring Grove School District.

Together, we would also like to recognize Spring Grove Rocket coach, Tony Miller, for his work and dedication in helping to develop this wrestling champion.

Brian, we are proud of your diligence and perseverance in this sport of strategy, strength, and endurance. As you move on with your life at Rider University and beyond, please know that you will forever be a champion in our book.

Also joining Brian today, seated in the back, are his parents, Laura and Robert – would you please stand – of course his coach, Tony Miller, behind me; another coach, Dave Dietrich; and also Ray Grudi, student activity director at Spring Grove. Would you please give them a warm welcome.

Thank you, Mr. Speaker.

CALENDAR**RESOLUTION PURSUANT TO RULE 35**

Mr. ZUG called up **HR 626, PN 3644**, entitled:

A Resolution paying tribute to Bobby Gerhart for a record fourth victory at the Automobile Racing Club of America series race at Daytona International Speedway on February 11, 2006.

On the question,

Will the House adopt the resolution?

GUEST INTRODUCED

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

Mr. ZUG. Thank you, Mr. Speaker.

We are privileged to be here again this year as we were last time to honor my friend, Bobby Gerhart, who is down on the right. Bobby, if you would like to stand up a minute.

Last year Bobby won the ARCA (Automobile Racing Club of America) 200, which is one of the Daytona races before the Daytona 500. We recognized him as the first person to ever— He tied the record of three 200 race wins and three poles at the

ARCA Daytona 200. This year he won it again, so he is now the first person to win this race four times, the first person to have four poles, and the first person to win it back to back in consecutive years.

Last year, as part of NASCAR (National Association for Stock Car Auto Racing) week, the NASCAR Caucus, with John Payne, who is our chairman, we celebrated Bobby and his win. This year we are doing something different for NASCAR week. But I wanted to bring Bobby up here to recognize him for that outstanding achievement, giving notoriety to Pennsylvania racing, a wonderful industry in our Commonwealth, and to say thank you and congratulations. And next year we will be back for three in a row, Bobby. How is that?

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

NAYS—0

NOT VOTING—0

EXCUSED—6

Bebko-Jones	Civera	Dally	Evans, D.
Bishop	Cruz		

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

SUPPLEMENTAL CALENDAR A

RESOLUTIONS PURSUANT TO RULE 35

Mr. BALDWIN called up **HR 747, PN 4014**, entitled:

A Resolution recognizing the month of May 2006 as "National Bike Month," the week of May 15 through 19, 2006, as "Bike-to-Work Week" and May 19, 2006, as "Bike-to-Work Day" in Pennsylvania.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS—197

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

Donatucci	LaGrotta	Reed	Wilt
Eachus	Leach	Reichley	Wojnaroski
Ellis	Lederer	Rieger	Wright
Evans, J.	Leh	Roberts	Yewcic
Fabrizio	Lescovitz	Roebuck	Youngblood
Fairchild	Levdansky	Rohrer	Yudichak
Feese	Mackereth	Rooney	Zug
Fichter	Maher	Ross	
Flaherty	Maitland	Rubley	
Fleagle	Major	Ruffing	Perzel,
Flick	Manderino	Sabatina	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-6

Bebko-Jones	Civera	Dally	Evans, D.
Bishop	Cruz		

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

* * *

Miss MANN called up **HR 748, PN 4015**, entitled:

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

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

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

NAYS-0

NOT VOTING-0

EXCUSED-6

Bebko-Jones	Civera	Dally	Evans, D.
Bishop	Cruz		

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

LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair notes the presence on the floor of the House of the gentleman from Delaware, Mr. Civera. His name will be added to the master roll.

RESOLUTION PURSUANT TO RULE 35

Ms. PICKETT called up **HR 749, PN 4016**, entitled:

A Resolution designating the week of May 15 through 21, 2006, as "Salvation Army Week" in Pennsylvania.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-197

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

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

NAYS-0

NOT VOTING-1

Civera

EXCUSED-5

Bebko-Jones	Cruz	Dally	Evans, D.
Bishop			

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

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

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2295, PN 3734**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a special registration plate for recipients of the Korean Defense Service Medal.

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-198

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

NAYS-0

NOT VOTING-0

EXCUSED-5

Bebko-Jones	Cruz	Dally	Evans, D.
Bishop			

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 2468, PN 4006**, entitled:

An Act providing for the highway capital budget project itemization for the fiscal year 2005-2006.

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—198

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

Eachus	Leach	Reichley	Wojnaroski
Ellis	Lederer	Rieger	Wright
Evans, J.	Leh	Roberts	Yewcic
Fabrizio	Lescovitz	Roebuck	Youngblood
Fairchild	Levdansky	Rohrer	Yudichak
Feese	Mackereth	Rooney	Zug
Fichter	Maher	Ross	
Flaherty	Maitland	Rubley	Perzel,
Fleagle	Major	Ruffing	Speaker

NAYS—0

NOT VOTING—0

EXCUSED—5

Bebko-Jones	Cruz	Dally	Evans, D.
Bishop			

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

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

GUEST INTRODUCED

The SPEAKER pro tempore. Joining us today as a guest page and job shadower of Representative David Hickernell is Manuel Gutierrez. Manuel attends Columbia High School. Please join me in welcoming him today.

DEMOCRATIC CAUCUS

The SPEAKER pro tempore. Are there any announcements?
The Chair recognizes the gentleman, Mr. Cohen.
Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, I am announcing two Democratic Caucus events. First, immediately upon the call of the recess, there will be informal discussions in the caucus room.

Second, at 2 p.m. – 2 p.m. today in the caucus room – there will be a discussion of our calendar for tomorrow, and that will be highlighted by the property tax reform bill, which is a 100-page document full of interesting material. I strongly urge that members of this caucus who are interested in property tax reform, which I believe is just about everybody, attend the caucus at 2 p.m.

The SPEAKER pro tempore. The Chair thanks the gentleman.

HOUSE SCHEDULE

The SPEAKER pro tempore. For the members' information, there will be no further votes today. This House will be in session tomorrow at 11 o'clock. We will recess to the call of the Chair.

GUESTS INTRODUCED

The SPEAKER pro tempore. The Chair welcomes Andrew Krouse of Waynesboro, who is a guest page of Representative Pat Fleagle. Andrew, please stand, and welcome this young man here.

The Chair also welcomes the Cardinal Wright School of Pittsburgh, who are the guests of Representative Don Walko. They are located in the balcony, and they are just arriving. We will give them a round of applause.

BILLS REMOVED FROM TABLE

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

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

HB 420;
 HB 814;
 HB 901;
 HB 1030;
 HB 1195;
 HB 1447;
 HB 1702;
 HB 1880;
 HB 2055;
 HB 2318;
 HB 2397;
 HB 2399;
 HB 2401;
 HB 2402;
 HB 2403;
 HB 2465;
 SB 143;
 SB 303;
 SB 775;
 SB 868;
 SB 874;
 SB 940;
 SB 986; and
 SB 1056.

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

BILLS ON SECOND CONSIDERATION

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

HB 420, PN 2592; HB 814, PN 976; HB 901, PN 3978; HB 1030, PN 3857; HB 1195, PN 1401; HB 1447, PN 1745; HB 1702, PN 2164; HB 1880, PN 3846; HB 2055, PN 3854; HB 2318, PN 3979; HB 2397, PN 3855; HB 2399, PN 3961; HB 2401, PN 3435; HB 2402, PN 3436; HB 2403, PN 3437; HB 2465, PN 3735; SB 143, PN 1688; SB 303, PN 1780; SB 775, PN 954; SB 868, PN 1332; SB 874, PN 1618; SB 940, PN 1548; SB 986, PN 1317; and SB 1056, PN 1445.

BILLS RECOMMITTED

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

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

HB 420;
 HB 814;
 HB 901;
 HB 1030;
 HB 1195;
 HB 1447;
 HB 1702;
 HB 1880;
 HB 2055;
 HB 2318;
 HB 2397;
 HB 2399;
 HB 2401;
 HB 2402;
 HB 2403;
 HB 2465;
 SB 143;
 SB 303;
 SB 775;
 SB 868;
 SB 874;
 SB 940;
 SB 986; and
 SB 1056.

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 28, PN 3529**, entitled:

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

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 28 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 also move that HB 28 be taken off the table.

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

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

HB 1754, PN 4038 (Amended) By Rep. GANNON

An Act amending the act of September 27, 1961 (P.L.1700, No.699), known as the Pharmacy Act, further providing for definitions; providing for licensure and permits for pharmacy technicians; and further providing for multiple licensure, for sanctions, for administration, for reinstatement, for penalties and for injunctions.

PROFESSIONAL LICENSURE.

HB 2630, PN 3970 By Rep. GANNON

An Act amending the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, further providing for prohibited acts.

PROFESSIONAL LICENSURE.

HB 2631, PN 4039 (Amended) By Rep. GANNON

An Act amending the act of February 19, 1980 (P.L.15, No.9), known as the Real Estate Licensing and Registration Act, defining "commercial property"; and further providing for disclosure at initial interview.

PROFESSIONAL LICENSURE.

SB 1150, PN 1679 By Rep. O'BRIEN

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, providing for offense of protesting at a commemorative service and for commemorative service protest action.

JUDICIARY.

RECESS

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

AFTER RECESS

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

**THE SPEAKER PRO TEMPORE
(JERRY L. NAILOR) PRESIDING****BILL ON SECOND CONSIDERATION**

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

HB 2542, PN 4003.

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that SB 884 be taken from the table.

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

BILL ON SECOND CONSIDERATION

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

SB 884, PN 1264.

RECESS

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

AFTER RECESS

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

**THE SPEAKER PRO TEMPORE
(MATTHEW E. BAKER) PRESIDING****BILLS AND RESOLUTIONS PASSED OVER**

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

RECESS

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny County, Mr. Flaherty.

Mr. FLAHERTY. Mr. Speaker, I move that this House do now recess until Wednesday, May 3, 2006, at 11 a.m., e.d.t., unless sooner recalled by the Speaker.

On the question,
Will the House agree to the motion?
Motion was agreed to, and at 10:59 a.m., e.d.t., Wednesday,
May 3, 2006, the House recessed.