

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

WEDNESDAY, JUNE 21, 2006

SESSION OF 2006

190TH OF THE GENERAL ASSEMBLY

No. 41

HOUSE OF REPRESENTATIVES

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

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

PRAYER

REV. JULIANN V. WHIPPLE, Guest Chaplain of the House of Representatives, offered the following prayer:

Let us pray:

In the craziness of this day filled with meetings, overflowing desks, e-mails to be answered, calls to be returned, and items to be negotiated, we turn our minds toward You, almighty and loving God. We ask that You be patient with us for not turning to You more often and with less haste. As we come to You now, we wish to cast aside our habitual need to exercise our pride and the ever-increasing demands of self that, once fed, will always want more.

Direct our actions today to the ways You would have us to go. Clear our minds of thoughts that clutter and distract. Lead our thoughts to noble ideals and give us wisdom, especially those who wear the title "Representative" and "Senator." For those in this building who build up our leaders so they may be more effective, we offer our thanks. We pray that they would serve with gladness and patience, even when times are so stressful they feel as if they will snap. May their homes be havens where they can be renewed and recharged, so when they return, they are once again able to bear one another's burdens.

Sunday we celebrated Father's Day. We express our thanks for the Founding Fathers of our nation: the gallant and perceptive Washingtons, Jeffersons, Franklins, and Lincolns. We look back on their accomplishments and wisdom and can scarcely believe that we are the heirs of their work. We are fortunate, and we pray that the heirs of our work would one day look at our accomplishments and consider themselves fortunate.

May we carry out our duties this day and always in a way that brings honor to Your name. Teach us so to work together here that we give You no cause to regret that You have brought us together at this time, in this place, at this moment in history.

Hear our prayers, O gracious God. 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 Tuesday, June 20, 2006, will be postponed until printed.

SENATE MESSAGE

HOUSE BILL
CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 2210, PN 3074**, with information that the Senate has passed the same without amendment.

SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 1580, PN 4009; HB 1637, PN 4229; and HB 2468, PN 4279**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

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 2210, PN 3074

An Act designating a portion of State Route 422 in Berks County as the Sergeant William V. Fernandez Highway.

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

CALENDAR

BILLS ON THIRD CONSIDERATION

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

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

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

BILL TABLED

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

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

BILL REMOVED FROM TABLE

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

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

* * *

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

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

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

BILL TABLED

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

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

BILL REMOVED FROM TABLE

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

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that the following bills be taken from the table:

SB 1159;
SB 1160;
SB 1161;
SB 1162;
SB 1163;
SB 1164;
SB 1165;
SB 1166; and
SB 1222.

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:

SB 1159, PN 1608; SB 1160, PN 1599; SB 1161, PN 1600; SB 1162, PN 1601; SB 1163, PN 1602; SB 1164, PN 1603; SB 1165, PN 1604; SB 1166, PN 1898; and SB 1222, PN 1829.

BILLS RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.
Mr. S. SMITH. Mr. Speaker, I move that the following bills be recommitted to the Committee on Appropriations:

SB 1159;
SB 1160;
SB 1161;
SB 1162;
SB 1163;
SB 1164;
SB 1165;
SB 1166; and
SB 1222.

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

ACTUARIAL NOTES

The SPEAKER. The Chair acknowledges receipt of the following actuarial notes: HB 2544, PN 3750; SB 811, PN 1814.

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

**BILLS REPORTED FROM COMMITTEES,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES**

HB 258, PN 4313 (Amended) By Rep. KENNEY

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

HEALTH AND HUMAN SERVICES.

HB 1695, PN 4331 (Amended) By Rep. B. SMITH

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, providing for a special license and license auction to hunt one elk.

GAME AND FISHERIES.

HB 2420, PN 3477 By Rep. J. TAYLOR

An Act amending the act of April 21, 1949 (P.L.665, No.155), known as the First Class City Home Rule Act, further providing for the general grant of power.

URBAN AFFAIRS.

HB 2588, PN 4314 (Amended) By Rep. KENNEY

An Act requiring a circulating nurse in certain operating rooms.

HEALTH AND HUMAN SERVICES.

HB 2650, PN 4020 By Rep. B. SMITH

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

GAME AND FISHERIES.

HB 2667, PN 4315 (Amended) By Rep. J. TAYLOR

An Act amending the act of May 28, 1937 (P.L.955, No.265), known as the Housing Authorities Law, providing for the definition of "mixed-use projects"; further providing for powers of the authority; and providing for mixed-use projects.

URBAN AFFAIRS.

HB 2703, PN 4112 By Rep. SEMMEL

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, further providing for burial details for veterans.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 2741, PN 4179 By Rep. J. TAYLOR

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for reports and removal of abandoned vehicles within the boundaries of a city of the first class.

URBAN AFFAIRS.

HB 2794, PN 4269 By Rep. SEMMEL

An Act providing for small disaster assistance, for low-interest loans to individual disaster victims and businesses and for municipal grants.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

HB 2799, PN 4274 By Rep. J. TAYLOR

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 neighborhood assistance tax credits.

URBAN AFFAIRS.

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

SB 82, PN 1901 (Amended) By Rep. J. TAYLOR

An Act providing for the display of the American flag, Commonwealth flag or military flag by residents in a unit owners association, homeowners association or master association.

URBAN AFFAIRS.

**BILL REPORTED AND REREFERRED
TO COMMITTEE ON
ENVIRONMENTAL RESOURCES AND ENERGY**

HB 2619, PN 3934 By Rep. SEMMEL

An Act establishing the Mine Families First Program; providing assistance to persons whose family members are trapped, injured or waiting rescue during an underground mine emergency and for duties of the Department of Environmental Protection.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

**RESOLUTION REPORTED
FROM COMMITTEE**

HR 757, PN 4067 By Rep. SEMMEL

A Resolution urging the United States Secretary of the Interior to consider a change to the National Park Service policy that prohibits changes to words, phrases, facts or spellings on historic monuments, specifically the Pennsylvania Memorial at Gettysburg National Military Park, Gettysburg, Pennsylvania.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip, who moves for a leave of absence for the day for the gentleman from Lancaster, Mr. ARMSTRONG. Without objection, that leave will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for the gentleman from Allegheny, Mr. LEVDANSKY; the gentleman from Philadelphia, Mr. RIEGER; the gentleman from Westmoreland, Mr. PALLONE; the gentleman from York, Mr. STETLER; and the gentleman from Berks, Mr. SANTONI. Without objection, those leaves will be granted.

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—195

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

| | | | |
|-----------|-----------|--------|---------|
| Evans, J. | Lescovitz | Rooney | Perzel, |
| Fabrizio | Mackereth | Ross | Speaker |
| Fairchild | | | |

ADDITIONS—0**NOT VOTING—0****EXCUSED—8**

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

LEAVES ADDED—3

| | | |
|-------|-------|------------|
| Costa | Daley | Miller, S. |
|-------|-------|------------|

LEAVES CANCELED—3

| | | |
|-------|---------|---------|
| Costa | Santoni | Stetler |
|-------|---------|---------|

**CHELTENHAM HIGH SCHOOL
PROBLEM SOLVERS TEAM PRESENTED**

The SPEAKER. The Chair recognizes the gentleman, Mr. Curry, for the purpose of a citation. The gentleman, Mr. Curry.

Mr. CURRY. Thank you, Mr. Speaker.

Mr. Speaker, ladies and gentlemen of the House, I have the distinct honor of introducing the members of the Cheltenham High School Problem Solvers Team and their coach. They are Carla Golden, Caitlin Sheeder-Borelli, Kara Naseef, Emily Hockenberry, and coach Judi Harris.

The Cheltenham team entered the statewide competition in the intermediate division this spring. The competition is sponsored by the international Future Problem Solving organization. This is an organization that has been in existence for 32 years. It is a think tank for students in the 4th to 12th grades. It is a national organization that promotes the study of significant world issues through research and discovery.

The problem in this year's competition was health-care access. This team won the intermediate-class competition to become Pennsylvania State champions, and they went on to represent Pennsylvania in the international competition at Colorado State.

I ask the House to give them, these State champion problem-solvers, a warm House welcome. Thank you.

HARRISBURG LEGISLATIVE LEAVES

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

Mr. GRUCELA. Thank you, Mr. Speaker.

Mr. Speaker, request Capitol leave for the gentleman from Luzerne, Mr. EACHUS, and a Capitol leave for the gentleman from Allegheny, Mr. FRANKEL.

The SPEAKER. Without objection, those leaves will be granted.

Mr. GRUCELA. Thank you, Mr. Speaker.

FULBRIGHT SCHOLARS INTRODUCED

The SPEAKER. The Chair is proud to announce that we have a group of very special guests with us this morning, who this week are being hosted by Dickinson College in Carlisle.

The Fulbright Scholar Program is the United States government’s flagship academic exchange effort. Here this morning, seated in the rear of the House, are 18 members of that program. They come to us from 18 countries, across 5 continents. During their 6-week stay in the United States, they will meet with the U.S. Senate Commerce Committee, with members of the New York Stock Exchange, and the United Nations as they study America’s economic policies as well as our role in the world economy. But first they come to visit us in the great Commonwealth of Pennsylvania.

Members of the House of Representatives, I am now asking the reading clerk to read the names of our special guests and that they stand as their names are called. The reading clerk.

The following names were read:

- Andrew Rudalevige, from Dickinson College;
- Mohammad Al-Shiab, from Jordan;
- Margarita Billon, from Spain;
- Wendy Diaz, from Mexico;
- Malgosia Durska, from Poland;
- Demetrio Toledo, from Brazil;
- Jia Ning, from China;
- Rozina Khan, from Pakistan;
- Julius Kiiza, from Uganda;
- Chiraz Makni, from Tunisia;
- Ronald Mangani, from Malawi;
- Norulhuda Othman, from Malaysia;
- Beata Sakova, from the Slovak Republic;
- Ramiro Soria, from Argentina;
- Krishna Kumar Sulochana-Panicker, from India;
- Sergey Tantushyan, from Armenia;
- Teng-Kun Wang, from Taiwan;
- Nusrat Zahan, from Bangladesh; and
- Barbara Ziyane, from South Africa.

RESOLUTION PURSUANT TO RULE 35

Miss MAJOR called up **HR 802, PN 4286**, entitled:

A Resolution recognizing the bicentennial of Clifford Township, Susquehanna County, and commending its bicentennial celebration, June 30 through July 4, 2006.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

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

NAYS—0

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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

GUESTS INTRODUCED

The SPEAKER. The Chair would like to welcome to the hall of the House Brownie Troop No. 9 of Lansdowne. They are the guests today of Representative Nicholas Micozzie. They are in the balcony. Would they please stand to be recognized.

The Chair would like to welcome Joe Santa Maria, a summer intern for Representative Bruce Smith. Joe is a sophomore at the University of Wisconsin in Milwaukee. He is located to the left of the Speaker. Would he please rise to be recognized.

RESOLUTIONS PURSUANT TO RULE 35

Mr. MARSICO called up **HR 805, PN 4289**, entitled:

A Resolution designating June 24, 2006, as “Craniofacial Awareness Day” in Pennsylvania.

On the question,
Will the House adopt the resolution?

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

Mr. MARSICO. Thank you, Mr. Speaker.

If I could get the attention of the members.

The SPEAKER. The gentleman is entitled to be heard. Just one minute. The gentleman is entitled to be heard. Please, please keep the noise levels down.

Mr. Marsico.

Mr. MARSICO. Mr. Speaker, thank you very much.

Once again, if I can get the attention of the members so I can inform the members of this resolution, this important resolution, and make you aware of this craniofacial condition.

Each year more than 100,000 children in the United States are either born with a craniofacial condition or will develop one soon after birth. A craniofacial condition is one that involves the head and neck and results from abnormal growth patterns in the bones of the face and the skull, causing moderate to severe disfigurements. Early diagnosis and surgical intervention minimize potential problems associated with craniofacial conditions.

Over the past three decades, the field of craniofacial surgery has seen major advances in treating facial differences. Correcting facial differences not only improves self-esteem and confidence but allows affected individuals to have a fuller, happier, and more productive life. Increasing public awareness, acceptance, and the improving treatment of craniofacial differences offer hope and a better future to those that are affected.

The Children’s Craniofacial Association was founded to help children who suffer from this condition and their families with medical, financial, emotional, and educational needs. In fact, this weekend marks the association’s 16th annual retreat, which is being held here in Dauphin County at the Hershey Lodge from June 22 to June 25. The annual dinner dance is being held this Saturday, June 24, from 6:30 p.m. till 11 at the Hershey Lodge in the Red Room, and it is open to all the House members that would like to attend.

In honor of this event and in order to continue to raise awareness about this important issue, I ask that the House of Representatives designate June 24, 2006, as “Craniofacial Awareness Day” in Pennsylvania to encourage all citizens to become better informed of craniofacial conditions and advances in medical treatment.

Please join me today and recognize a woman, a constituent of mine, who has made it a priority to raise awareness about craniofacial disorders. Please join me in welcoming Mrs. Janis Macut, who is behind me.

Also with Janis is her son, Taylor, who, by the way, is a TV star. He was interviewed last night on channel 8. And so our buddy, Taylor, here is a TV star. He has been afflicted with Apert syndrome, a type of craniofacial disorder, since birth, and he is also accompanied by his father, Mr. Doug Macut.

Thank you very much. I now ask, obviously, for the members to support HR 805 and to help raise awareness about the craniofacial conditions.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—195

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

NAYS—0

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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

* * *

The SPEAKER. The Chair is about to take up a condolence resolution.

Mr. HERMAN called up **HR 803, PN 4287**, entitled:

A Resolution recognizing with sadness the death of Army Specialist Craig S. Ivory, who paid the supreme sacrifice for his nation on August 17, 2003.

The SPEAKER. The Chair thanks the chamber for their quiet.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—195

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

| | | | |
|-----------|-----------|--------|---------|
| Evans, J. | Lescovitz | Rooney | Perzel, |
| Fabrizio | Mackereth | Ross | Speaker |
| Fairchild | | | |

NAYS—0

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2562, PN 3805**, entitled:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for the employer contribution rates on behalf of active members.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—195

| | | | |
|-------------|-----------|------------|---------------|
| Adolph | Feese | Maher | Ruble |
| Allen | Fichter | Maitland | Ruffing |
| Argall | Flaherty | Major | Sabatina |
| Baker | Fleagle | Manderino | Sainato |
| Baldwin | Flick | Mann | Samuelson |
| Barrar | Forcier | Markosek | Sather |
| Bastian | Frankel | Marsico | Saylor |
| Bebko-Jones | Freeman | McCall | Scavello |
| Belardi | Gabig | McGeehan | Schroder |
| Belfanti | Gannon | McGill | Semmel |
| Benninghoff | Geist | McIlhattan | Shaner |
| Beyer | George | McIlhinney | Shapiro |
| Biancucci | Gerber | McNaughton | Siptroth |
| Birmelin | Gergely | Melio | Smith, B. |
| Bishop | Gillespie | Metcalfe | Smith, S. H. |
| Blackwell | Gingrich | Micozzie | Solobay |
| Blaum | Godshall | Millard | Sonney |
| Boyd | Good | Miller, R. | Staback |
| Bunt | Goodman | Miller, S. | Stairs |
| Buxton | Grell | Mundy | Steil |
| Caltagirone | Grucela | Mustio | Stern |
| Cappelli | Haluska | Myers | Stevenson, R. |
| Casorio | Hanna | Nailor | Stevenson, T. |
| Causar | Harhai | Nickol | Sturla |
| Cawley | Harhart | O'Brien | Surra |
| Civera | Harper | Oliver | Tangretti |
| Clymer | Harris | O'Neill | Taylor, E. Z. |

| | | | |
|------------|------------|----------|------------|
| Cohen | Hasay | Parker | Taylor, J. |
| Cornell | Hennessey | Payne | Thomas |
| Corrigan | Herman | Petrarca | Tigue |
| Costa | Hershey | Petri | True |
| Crahalla | Hess | Petrone | Turzai |
| Creighton | Hickernell | Phillips | Veon |
| Cruz | Hutchinson | Pickett | Vitali |
| Curry | James | Pistella | Walko |
| Daley | Josephs | Preston | Wansacz |
| Dally | Kauffman | Pyle | Waters |
| DeLuca | Keller, M. | Quigley | Watson |
| Denlinger | Keller, W. | Ramaley | Wheatley |
| Dermody | Kenney | Rapp | Williams |
| DeWeese | Killion | Raymond | Wojnaroski |
| DiGirolamo | Kirkland | Readshaw | Wright |
| Diven | Kotik | Reed | Yewcic |
| Donatucci | LaGrotta | Reichley | Youngblood |
| Eachus | Leach | Roberts | Yudichak |
| Ellis | Lederer | Roebuck | Zug |
| Evans, D. | Leh | Rohrer | |
| Evans, J. | Lescovitz | Rooney | Perzel, |
| Fabrizio | Mackereth | Ross | Speaker |
| Fairchild | | | |

NAYS—0

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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.

GUESTS INTRODUCED

The SPEAKER. We have some very special guests from the Masonic Village of Whitemarsh. They are here today as guests of Representative Mike Gerber, and they are in the balcony. Would those guests please rise to be recognized.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **SB 1068, PN 1467**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to Capital Self Storage Associates, LLC, certain lands situate in the City of Harrisburg and Susquehanna Township, Dauphin County.

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

Mr. **GEORGE** offered the following amendment No. **A08195**:

Amend Title, page 1, line 5, by removing the period after “County” and inserting
; and authorizing and directing the Department of Conservation and Natural Resources, with the approval of the Governor, to convey to

Pine Township, Clearfield County, a certain tract of land situate in Pine Township, Clearfield County, for a consideration of \$1.

Amend Sec. 1, page 1, line 8, by striking out all of said line and inserting

Section 1. Transfer in City of Harrisburg and Susquehanna Township, Dauphin County.

(a) Authorization.—The Department of General Services, with the

Amend Sec. 1, page 1, line 12, by inserting after “County”
, as described in subsection (b),

Amend Sec. 2, page 1, line 15, by striking out all of said line and inserting

(b) Property description.—The property to be conveyed under subsection (a)

Amend Sec. 3, page 2, line 18, by striking out all of said line and inserting

(c) Easements.—The conveyance of the land described in subsection (b) shall be made under and subject to

Amend Sec. 4, page 2, line 26, by striking out all of said line and inserting

(d) Restrictions.—The conveyance shall be
Amend Sec. 4, page 3, line 5, by striking out “act” and inserting
section

Amend Sec. 5, page 3, line 8, by striking out “Section 5.” and inserting

(e) Deed.—

Amend Sec. 6, page 3, line 11, by striking out “Section 6.” and inserting

(f) Costs and fees.—

Amend Sec. 7, page 3, line 13, by striking out “Section 7.” and inserting

(g) Expiration.—

Amend Sec. 7, page 3, line 14, by striking out “act” and inserting
section

Amend Bill, page 3, by inserting between lines 15 and 16

Section 2. Pine Township, Clearfield County.

(a) Authorization and description.—The Department of Conservation and Natural Resources, with the approval of the Governor, is hereby authorized and directed on behalf of the Commonwealth of Pennsylvania to grant and convey to Pine Township, Clearfield County, the tract of land bounded and described as follows:

All that certain lot, piece or parcel of land situated in the Township of Pine, County of Clearfield, Commonwealth of Pennsylvania, bounded and described as follows:

Beginning at a point, said point being a 5/8 inch iron pin with yellow plastic cap, located S 68 degrees 52 minutes 59 seconds W, 72.94 feet from United Electric Cooperative power pole no.2, located along the northern side of a certain Bureau of Forestry road, know as the Four Mile Road; thence running along the Four Mile Road, approximately 25 feet from the centerline thereof, N 63 degrees 52 minutes 12 seconds E, 436.88 feet to a 5/8 inch iron pin with yellow plastic cap; thence N 20 degrees 05 minutes 34 seconds W, 367.49 feet to a 5/8 inch iron pin with yellow plastic cap; thence S 64 degrees 44 minutes 11 seconds W, 151.49 feet to a 5/8 inch iron pin with yellow plastic cap; thence S 15 degrees 15 minutes 24 seconds W, 490.15 feet to a 5/8 inch iron pin with yellow plastic cap, the place of beginning.

Containing 108,051.926 square feet, or 2.481 acres, surveyed, and situated within the confines of a certain original tract of land warranted to James Moore and Daniel Delany, No. 5679.

Being a portion of the third described parcel of land as contained in that certain deed from Cyrus Gordon and Mary R. W. Gordon, his wife, to the Commonwealth of Pennsylvania, dated August 4, 1906 and recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania, in Deed Book 159, Page 253.

(b) Easements.—Conveyance of the land described in subsection (a) shall be made under and subject to all easements,

servitudes and rights of others, including, but not confined to, streets, roadways and rights of telephone, telegraph, water, electric, sewer, gas or pipeline companies, as well as under and subject to any interest, estates or tenancies vested in third persons, whether or not appearing of record, for any portion of the land or improvements erected thereon.

(c) Restrictions.—The conveyance shall be under and subject to the following conditions, which shall be contained in the deed of conveyance:

(1) The property shall not be used as a municipal waste transfer station. Any facilities on the property used as or for township recycling shall be screened from view or incorporated inside a structure on the property.

(2) The Department of Conservation and Natural Resources reserves the right to receive, review and comment on all designs to make improvements to the property. The department shall have a 60-day period for review and comment.

(3) Should Pine Township at any time in the future declare the property surplus to township needs, the property shall be conveyed back to the Commonwealth for the sum of \$1, not to include the value of any improvements made, in which case the township will be compensated at fair market value for improvements.

(d) Zoning ordinances.—The transfer of property shall be exempt from applicable subdivision and zoning ordinances.

(e) Proceeds.—The proceeds of this sale shall be paid into the General Fund.

(f) Execution.—The deed of conveyance of the property described in subsection (a) shall be approved as provided by law and shall be executed by the Secretary of Conservation and Natural Resources in the name of the Commonwealth of Pennsylvania.

(g) Costs.—The parties to the transaction shall bear their respective costs.

Amend Sec. 8, page 3, line 16, by striking out “8” and inserting

3

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

The SPEAKER. On that question, the gentleman, Mr. George, indicates he is— The Chair recognizes the gentleman from Bucks, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, it was my understanding that we have with Representative George, that we need a rule 32 to move this legislation forward, and we will move this bill as quickly as possible as soon as we get that rule 32. I cannot support the amendment at the present time, and hopefully General Services can expedite what needs to be done, but until that occurs, the thing that I would recommend is opposition to the amendment until we get that rule.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

AMENDMENT WITHDRAWN

The SPEAKER. The gentleman, Mr. George.

Mr. GEORGE. Mr. Speaker, my apology to you and to the chairman. I had the wrong number. He is absolutely accurate. That will come forth by this afternoon. We will run it in a bill, as you have kindly suggested. I am sorry, Mr. Speaker.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

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

The question is, shall the bill pass finally?

The gentleman, Mr. Vitali, is recognized.

Mr. VITALI. Thank you, Mr. Speaker.

I am sorry. A number of these have not appeared on our pressession reports. Could we just have a brief explanation of this?

The SPEAKER. The gentleman, Mr. Clymer.

Mr. CLYMER. Thank you, Mr. Speaker.

Mr. Speaker, in response to the gentleman from Delaware County, what this does, SB 1068, it directs the Department of General Services to convey to Capital Self Storage approximately .389 acres in Susquehanna Township, Dauphin County. The conveyance is for fair consideration not less than fair market value, which was determined to be \$67,000. If the land would be used to license a gaming facility, it would revert back to the Commonwealth. The land will be used by Capital Self Storage to expand their business.

This is a progrowth-business legislation, and I would ask support for SB 1068. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Dauphin, Mr. Buxton.

The gentleman, Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, this bill was added to the schedule at the last moment, and we have not had an opportunity to caucus on it. Will somebody answer some questions about it?

The SPEAKER. The gentleman, Mr. Clymer.

Mr. COHEN. Thank you.

Mr. Speaker, what does this bill do? I know it amends the Mechanics Lien Act. It will be the first amendment in decades to the Mechanics Lien Act, and there has been an active interest within the construction industry for a long time in modernizing the Mechanics Lien Act, which was last changed sometime in the late 1960s, but beyond that, what does it do?

The SPEAKER. Mr. Cohen, you are on the wrong bill.

Mr. CLYMER. This is a land conveyance—

Mr. COHEN. I am sorry.

Mr. CLYMER. To the Representative from Philadelphia, it is a land conveyance that has been agreed to. I am sure the legislator representing this area could speak to it as well, because we did ask that we have agreement on the legislation. You are talking about .389 acres at fair market value, for \$67,000, that has been agreed to by General Services.

Mr. COHEN. Okay.

Mr. CLYMER. Yes.

Mr. COHEN. Okay. I am sorry. I was misinformed, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

NAYS—0

NOT VOTING—1

Cawley

EXCUSED—8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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.

* * *

The House proceeded to third consideration of **HB 2333, PN 3332**, entitled:

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.

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

Mr. **SEMMELE** offered the following amendment No. **A08156**:

Amend Sec. 1 (Sec. 2), page 2, line 12, by inserting a bracket before “Associated”

Amend Sec. 1 (Sec. 2), page 2, line 17, by inserting a bracket after “address.”

Amend Sec. 1 (Sec. 2), page 4, line 14, by striking out all of said line and inserting

agency’s geographic service area.

Amend Sec. 1 (Sec. 2), page 5, line 18, by inserting brackets before and after “, including a mobile telephone number,”

Amend Sec. 1 (Sec. 2), page 6, lines 27 and 28, by striking out all of line 27 and “service provider” in line 28 and inserting telephone service, either residential or commercial.] communications service provider for residential and commercial voice services. Communications service providers shall include Incumbent Local Exchange Carriers (ILECs), Alternative Local Exchange Carriers (ALECs), Competitive Local Exchange Carriers (CLECs), Interexchange Carriers (IXCs) and Voice Service Providers (VSPs), which shall include VoIP providers).

Amend Sec. 2 (Sec. 9.1), page 8, line 12, by removing the comma after “system”

Amend Sec. 2 (Sec. 9.1), page 8, line 17, by removing the comma after “system”

Amend Sec. 2 (Sec. 9.1), page 8, line 29, by striking out “MLTS” and inserting

multiline telephone system

Amend Sec. 2 (Sec. 9.1), page 9, lines 15 and 16, by striking out all of said lines and inserting

(iv) Office or cubicle name or number.

Amend Sec. 2 (Sec. 9.1), page 9, lines 29 and 30, by striking out “connected to the public switched telephone network”

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

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

Mr. **SEMMELE**. Thank you, Mr. Speaker.

Basically, this is a technical amendment which corrects drafting errors and enhances the definition of a telephone subscriber to include the modern types of communication systems.

Thank you, Mr. Speaker.

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

The Chair recognizes the gentleman, Mr. Vitali.

Mr. **VITALI**. Mr. Speaker, I wonder if we have caucused on this one? Because of committee meeting conflicts, I have not attended each and every caucus meeting, but this does not sound familiar.

The SPEAKER. Our calendar is marked that both caucuses caucused on it. Does the gentleman, Mr. Cohen, wish to answer that question?

Mr. VITALI. Okay. I understand we have, in fact— Perhaps I can just ask a few questions.

The SPEAKER. We are on the amendment.

Mr. VITALI. Thank you, Mr. Speaker.

I am sort of struggling to start. I know this involves VoIP providers, Voice over Internet Protocol. I do not know much about the issue, but I do know that was a point of substantial controversy in previous telecommunication bills, and it just raised a red flag, and I am trying to grapple with that issue. Could the maker of this amendment describe how this amendment deals with those VoIPs, as it were, Voice over Internet Protocols, maybe explain what that is and how that fits in here.

Mr. SEMMEL. Thank you, Mr. Speaker.

What we are trying to do and to explain, this amends the 911 Emergency Telephone Act by allowing Voice over Internet Protocol, VoIP, communications to be surcharged monthly in the same manner that the current 911 landline telephones are surcharged. Now, basically this is \$1 to \$1.50 monthly maximum, dependent on the class of the county.

This legislation also requires the gradual integration of automatic location identification, ALI, A-L-I, technologies for multiline phone systems which would allow emergency responders to identify the exact room in which the 911 emergency call was made.

Now, we worked with PEMA (Pennsylvania Emergency Management Agency), APCO (Association of Public Communication Officials), NENA (National Emergency Number Association), and several telephone companies on this legislation, and it is a product of the working group.

Thank you, Mr. Speaker.

Mr. VITALI. So if I can just continue. So does this expand the services for which a \$1 charge can be levied for 911? If your answer is yes, who would be paying that \$1 additional fee? Would that be our constituents, for example?

Mr. SEMMEL. That is correct. Many individuals today are getting rid of their landline systems, and we would be incorporating the nonlandline systems.

Mr. VITALI. Do you have any information with regard to how many more citizens of Pennsylvania would be paying an additional \$1 fee as a result of this amendment?

Mr. SEMMEL. I would have to respond, I cannot give you a definitive number, but we do know the nonlandlines are more predominant today.

Mr. VITALI. Okay. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Samuelson.

Mr. SAMUELSON. Thank you, Mr. Speaker.

My question is about the marked calendar. I found this current bill on yesterday's marked calendar but the two previous bills that we just voted were not on the marked calendar, and I do not think we have a copy of today's marked calendar. It has not been distributed to the members of the House. Is there a marked calendar for the June 21 session?

The SPEAKER. It was e-mailed earlier today to the membership.

Mr. SAMUELSON. Okay. The e-mail version was sent earlier today? Usually there is also a paper copy on the floor of

the House. I was just handed one. Has a marked calendar been handed out to the House of Representatives or should we go by the e-mail version?

The SPEAKER. There might have been a problem with the e-mail. Some people did have problems with it. The marked calendar is being printed and handed out.

Mr. SAMUELSON. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Gannon.

Mr. GANNON. Mr. Speaker, I am concerned about the issue here of designating Voice over Internet Protocol as a service provider at this stage of the developing technology, and I am not certain that we should be including that, this type of language, at this time, not to say later on when the technology has advanced somewhat and become more defined, because I do not know who the provider is.

For example, there are a number of companies that will give you a telephone and provide Voice over Internet service, but the Internet service provider is a different company. Who is the provider? Is it the company that rented the telephone or sold the telephone, or is it the Internet service provider that is providing the Internet services over which the Voice over Internet Protocol is sent? I think there would be a lot of confusion here and people would end up, once we get to tax this, which is where it is going— This is the idea to get this into that definition so we can load a tax on something that is essentially free right now. Many companies are providing literally free service for consideration of advertising and whatever, but this is directed towards taxing this new service and squeezing as much money out of something that is an emerging technology and perhaps I think maybe putting Pennsylvania at a disadvantage from a competitive standpoint by lumping this in with our traditional telephony service providers.

Now, I would imagine that some of the traditional companies want this included in, because you know, they want that competitive advantage and they see a service such as this as being a competitive disadvantage because it is over the Internet. It is a high-speed transmission. The service provider could be anywhere in the world, and the service, the technology is emerging. Sometimes the service is spotty; sometimes it is good, but I think this is the wrong way to go at this point. I think that that language defining Voice over Internet as a service provider today is the wrong way to go and we should leave that out and continue to work on the technology and watch very closely what is going on until this is more clearly defined.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

HARRISBURG LEGISLATIVE LEAVE

The SPEAKER. The Chair recognizes the gentleman, Mr. Argall, who moves for a Capitol leave for the gentleman, Mr. ALLEN. Without objection, that leave will be granted.

HARRISBURG LEGISLATIVE LEAVE CANCELED

The SPEAKER. The gentleman is back, so the gentleman is off leave.

LABOR RELATIONS COMMITTEE MEETING

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

Mr. ALLEN. Thank you, Mr. Speaker.

At the break, at the first break the Labor Relations Committee will meet in the back of the House to work on HB 2802. That is at the break.

Thank you.

The SPEAKER. The Labor Relations Committee will meet in the back of the House at the break.

CONSIDERATION OF HB 2333 CONTINUED

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

Mr. SEMMEL. Thank you, Mr. Speaker.

My final comment on the amendment, basically I want the members to realize the FCC (Federal Communications Commission) has mandated that 911 services be made available, and I think the important point is, the providers should be allowed and are expected to recoup their costs on this issue.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, not the author, but the previous speaker I think was right on point. The amendment raises several questions: Number one, it identifies providers, which are speculative at best, because there is no name; there is no identification of who these providers will be. Secondly, Mr. Speaker, there is no indication of the circumstances in which these providers will operate, and without that, Mr. Speaker, I think that it is premature at best for us to sign off on this without some more information. And last but not least, Mr. Speaker, it is absolutely correct that Voice over Internet Protocol is an emerging, an emerging technology, which in the telecom reauthorization act, we made reference to this emerging technology, but, Mr. Speaker, without more information, I think that it would be wrong for us to go down this road and provide support for this mandate contained in this amendment.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Metcalfe. The gentleman waives off.

The Chair sees no one else standing.

MOTION TO TABLE AMENDMENT

The SPEAKER. Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

Because of some of the concerns raised by committee members and some of the uneasiness in dealing with this, I am going to move that we table this amendment.

The SPEAKER. It is moved by the gentleman, Mr. Vitali, that amendment A8156 be tabled.

On the question,

Will the House agree to the motion?

The SPEAKER. On that motion, it is not debatable except by the leaders.

The gentleman, Mr. Smith, the majority leader, yields to the gentleman, Mr. Semmel.

Mr. SEMMEL. I want to reiterate the fact that it is an agreed-to amendment, worked out by PEMA, but I should say more importantly, the providers, APCO, NENA, and the county commissioners.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—64

| | | | |
|-------------|-----------|----------|------------|
| Barrar | Donatucci | McGeehan | Sainato |
| Belardi | Evans, D. | Melio | Shaner |
| Belfanti | Fabrizio | Metcalfe | Siprotro |
| Biancucci | Frankel | Mundy | Sturla |
| Bishop | Gannon | Myers | Tangretti |
| Blackwell | Gerber | Oliver | Thomas |
| Caltagirone | Hanna | Parker | Veon |
| Casorio | Harhai | Petrarca | Vitali |
| Cohen | James | Petrone | Walko |
| Costa | Josephs | Pistella | Wansacz |
| Cruz | Kirkland | Preston | Waters |
| Curry | LaGrotta | Ramaley | Wheatley |
| Daley | Lederer | Roberts | Williams |
| DeLuca | Lescovitz | Roebuck | Yewcic |
| Dermody | Manderino | Ruffing | Youngblood |
| DeWeese | Markosek | Sabatina | Yudichak |

NAYS—131

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Fleagle | Leh | Rooney |
| Allen | Flick | Mackereth | Ross |
| Argall | Forcier | Maher | Rubley |
| Baker | Freeman | Maitland | Samuelson |
| Baldwin | Gabig | Major | Sather |
| Bastian | Geist | Mann | Saylor |
| Bebko-Jones | George | Marsico | Scavello |
| Benninghoff | Gergely | McCall | Schroder |
| Beyer | Gillespie | McGill | Semmel |
| Birmelin | Gingrich | McLhattan | Shapiro |
| Blaum | Godshall | McIlhinney | Smith, B. |
| Boyd | Good | McNaughton | Smith, S. H. |
| Bunt | Goodman | Micozzie | Solobay |
| Buxton | Grell | Millard | Sonney |
| Cappelli | Grucela | Miller, R. | Staback |
| Causer | Haluska | Miller, S. | Stairs |
| Cawley | Harhart | Mustio | Steil |
| Civera | Harper | Nailor | Stern |
| Clymer | Harris | Nickol | Stevenson, R. |
| Cornell | Hasay | O'Brien | Stevenson, T. |
| Corrigan | Hennessey | O'Neill | Surra |
| Crahalla | Herman | Payne | Taylor, E. Z. |
| Creighton | Hershey | Petri | Taylor, J. |
| Dally | Hess | Phillips | Tigue |
| Denlinger | Hickernell | Pickett | True |
| DiGirolamo | Hutchinson | Pyle | Turzai |
| Diven | Kauffman | Quigley | Watson |
| Eachus | Keller, M. | Rapp | Wojnaroski |
| Ellis | Keller, W. | Raymond | Wright |
| Evans, J. | Kenney | Readshaw | Zug |
| Fairchild | Killion | Reed | |
| Feese | Kotik | Reichley | Perzel, |
| Fichter | Leach | Rohrer | Speaker |
| Flaherty | | | |

NOT VOTING—0

EXCUSED—8

Armstrong
GruitzaLevdansky
PalloneRieger
SantoniStetler
Wilt

Less than the majority having voted in the affirmative, the question was determined in the negative and the motion was not agreed to.

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

The SPEAKER. On the amendment, the gentleman, Mr. Gannon, for the second time. The gentleman yields to the gentleman, Mr. Sather.

Mr. SATHER. Thank you, Mr. Speaker.

What we are talking about here, Mr. Speaker, is what I understand is a fairness issue. The landline subscribers are already paying this. When they make a 911 call, depending upon the size of your county, they are assessed on their bill for the services provided on 911.

Now, we know that many people are using their cell phones, and we want to get service, even better service, to them, and built into this bill also deals with that part of it. But what I want to say is, the bottom line is, those people who have cell phones, and others, should be paying their fair share or we are making an unfair assessment against those who have a landline.

Thank you, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, the prior speaker characterizes this as a fairness issue, and I think that is a good way to look at it. It is really an unfairness issue, quite frankly. He mentioned cell phones, and my argument against this amendment has nothing to do with cell phones. We have the capability right now of determining the location of a cell phone user through some software and triangulation and whatever, so we can get pretty close to where a cell phone user is. But if you have a Voice over Internet service, right now you get a warning message, and it says, do not use this service for 911 calls, because we do not know where you are and we do not know who you are, and if you are in trouble, we cannot find you. So do not use this service for 911, yet we are beginning the road, down the road here to put a tax on these people, a tax for what the prior speaker said, well, a service. Well, they are not getting any service. There is no service provided. The technology is not there yet.

And you can use VoIP, V-o-I-P, service from your laptop. You do not even need a telephone. You can carry your laptop anywhere in the world and get your Voice over Internet service and be able to make a telephone call anywhere for about 2 cents a minute. So if you are in Prague or you are in Beijing or you are in London and you make a 911 call, how are they going to get an ambulance to you? They are charging you for it. If you want the police to come and help you out of trouble, how are they going to do it, because you are paying the county \$1.50 or whatever they are going to charge, so they want to charge you for it but they are not going to be able to provide the service.

The technology is not there yet to determine where you are, and I think it is unfair to assess the users of this service a tax for

a service that they cannot provide. Now, if they can provide the service, fine, but they cannot provide it. They are not going to locate where your laptop is. They are not going to be able to tell which city or which State or exactly where you are, what your location is. It could be anywhere in the world; hook up to your system through the Internet and make your telephone calls over the VoIP.

We have got to examine this technology a little closer. We are at the leading edge right now. We have got to let this unfold and develop before we jump into assessing a tax, and the whole purpose of this is, the landline guys, they just want to scare people away from using the VoIP service. That is all this is. This is not about fairness. This is about killing an emerging technology that is just exploding right now and nipping it in its bud, and it is wrong.

I urge a "no" vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from McKean, Mr. Causer.

Mr. CAUSER. Thank you, Mr. Speaker.

I rise to support this amendment and this legislation. I completely disagree with the previous speaker. This is a tax fairness issue. We are already taxing cell phone users; we are already taxing landlines, and it is a fairness issue. We should be taxing everyone fairly, and our county 911 centers are required to provide emergency service. This tax is levied to enable them to do that, and it is only fair that all lines be taxed. In counties, with the number of landlines going down and folks going to this new technology, the only fair way is to tax every method and every line that is available.

So this really is a tax fairness issue, and I would urge support for this amendment and support for this bill.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Metcalfe.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, I do not believe that the majority of taxpayers in this State would believe that it is fair for them to be taxed more. Citizens across this State are rising up against the increasing spending, against the increasing taxes. This is another example of another targeted tax to target somebody specifically, that a man behind the tree, as one of our former colleagues used to say, do not tax me; do not tax you, do not tax me, tax that man behind the tree. Well, there is the man behind the tree using the voice-over services and somebody is afraid he is getting away with not being taxed. So now we are going to create another new tax on an emerging technology, as was said, and hamper the advancement of that technology, hamper the use of that technology, and yet tax Pennsylvanians yet a little bit more on the taxes they are paying that are higher because of our Governor already.

So hopefully, if this General Assembly does not have the wisdom to not pass this, hopefully the Governor will see the wisdom in not taxing the people of Pennsylvania yet again.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Luzerne, Mr. Tigue.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, first of all, a number of previous speakers are talking about the contents of the bill, and that is fine. I think

first of all we have to look at the amendment being offered by Mr. Semmel, Representative Semmel.

I support the amendment. It cleans the bill up in definitions and what we are going to do. I would like to speak on the merits of the bill, which I support, following the adoption of this amendment, but I would ask the members to support the amendment, to improve the way the bill is written so we have the right definitions and some of the technical jargon is changed, as well as clean up some of the language.

So I would ask you to support the amendment. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from York, Mr. Miller.

Mr. MILLER. Thank you, Mr. Speaker.

I believe this is a fairness issue. This is an issue— And I agree with one of the prior speakers who said that Pennsylvanians do not want to be taxed more, but this is a fairness issue. Pennsylvanians also do not want to pay for a service for other people because they do not pay the same tax that they do. This is a fairness issue with your grandmother who has a landline and does not use a cell phone, and that is why we extended the coverage to cell phones, because many young people do not have landlines today, which I think is great. That is their choice, but they have chosen not to have a landline so they were not paying to support this service, so we expanded it to that. The same applies to VoIP; Grandma is not going to use that. This is a fairness issue, making sure that everybody contributes to this service.

And I would like to conclude by saying I do not believe the argument about the laptop computer is a valid argument. Basically what happens with a cell phone is, they locate you by triangulating off of the cell phone tower that you are using, and they can identify what tower is picking up that signal and get very close to where you are making that call from. A laptop computer uses very similar technology when you have an air card, and it can also hook to a tower, and they can also locate you based on what tower you are connected to.

So I would strongly support this amendment and would ask for the concurrence by the members.

Thank you, Mr. Speaker.

HARRISBURG LEGISLATIVE LEAVE

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

Mr. GRUCELA. Thank you, Mr. Speaker.

Request Capitol leave for the gentleman from Allegheny, Mr. RUFFING.

The SPEAKER. The Chair thanks the gentleman.

Mr. GRUCELA. Thank you.

CONSIDERATION OF HB 2333 CONTINUED

The SPEAKER. The gentleman, Mr. Evans, the gentleman from Erie.

Mr. J. EVANS. Mr. Speaker, I wondered if I could interrogate the maker of the amendment?

The SPEAKER. The gentleman indicates he will stand for interrogation. The gentleman is in order.

Mr. J. EVANS. Mr. Speaker, in my legislative district over the last few years, we have worked with the county

Sheriffs Association to collect used cell phones to give to individuals, low-income individuals, for emergency situations. My question to the maker of the amendment is, would those users who would make a 911 call on a charity-based cell phone be taxed the \$1 charge for making that 911 call?

Mr. SEMMEL. I would have to respond in this manner. If indeed that individual has a contract with a provider, then that individual would have to pay. Otherwise, my assumption would be no.

Mr. J. EVANS. So, Mr. Speaker, if they do not have a contract with a provider, they would not be paying the tax?

Mr. SEMMEL. That is correct.

Mr. J. EVANS. Okay. I would like a little more clarification on the technology for triangulation, as the previous speaker mentioned, on locating people. Do all cell phones have GPS (global positioning system) tracking or tower tracking to pinpoint where that call is being made?

Mr. SEMMEL. They are required to, yes, basically to be compatible.

Mr. J. EVANS. Thank you, Mr. Speaker.

On the amendment.

The SPEAKER. The gentleman is in order.

Mr. J. EVANS. I do at this point believe that it is an unfairness issue, as was mentioned by some of the previous speakers, to place this tax at this point, because the technology is still emerging. We are not sure where this is going to go. It could be totally different in another 5 years, and I just think it is unfair at this point and premature to be adding an additional tax.

We are bombarded by constituents who are tired of seeing surcharge after surcharge on their gas bills, on their trash bills, on their phone bills. I think this is a way, even though it is only a small amount of money, it is an additional tax, and I think that it is something that we as legislators have to take a look at, and I would urge a “no” vote on the amendment.

Thank you.

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

The following roll call was recorded:

YEAS—138

| | | | |
|-------------|-----------|------------|---------------|
| Adolph | Evans, D. | Lescovitz | Rubley |
| Allen | Fabrizio | Mackereth | Ruffing |
| Argall | Fairchild | Major | Sabatina |
| Baldwin | Feese | Mann | Samuelson |
| Bastian | Fichter | Marsico | Sather |
| Bebko-Jones | Fleagle | McCall | Saylor |
| Belardi | Flick | McGeehan | Scavello |
| Belfanti | Frankel | McIlhattan | Schroder |
| Beyer | Freeman | McIlhinney | Semmel |
| Biancucci | Geist | McNaughton | Shaner |
| Birmelin | Gerber | Melio | Shapiro |
| Bishop | Gillespie | Micozzie | Siproth |
| Boyd | Gingrich | Millard | Smith, B. |
| Bunt | Godshall | Miller, R. | Smith, S. H. |
| Buxton | Good | Miller, S. | Solobay |
| Caltagirone | Goodman | Mundy | Sonney |
| Cappelli | Grucela | Mustio | Stairs |
| Causar | Haluska | Nailor | Steil |
| Cawley | Harhart | O'Brien | Stern |
| Civera | Harper | O'Neill | Stevenson, R. |
| Clymer | Harris | Payne | Stevenson, T. |
| Cohen | Hasay | Petri | Tangretti |

| | | | |
|------------|------------|----------|---------------|
| Cornell | Hennessey | Phillips | Taylor, E. Z. |
| Corrigan | Herman | Pistella | Taylor, J. |
| Costa | Hershey | Preston | Tigue |
| Cruz | Hess | Pyle | True |
| Curry | Hickernell | Quigley | Veon |
| Daley | Hutchinson | Ramaley | Watson |
| Dally | Josephs | Rapp | Wheatley |
| Denlinger | Keller, M. | Raymond | Wright |
| DeWeese | Keller, W. | Reichley | Yudichak |
| DiGirolamo | Kenney | Roberts | Zug |
| Diven | Killion | Rohrer | |
| Eachus | Leach | Rooney | Perzel, |
| Ellis | Lederer | Ross | Speaker |

NAYS-57

| | | | |
|-------------|----------|-----------|------------|
| Baker | Gannon | Manderino | Sainato |
| Barrar | George | Markosek | Staback |
| Benninghoff | Gergely | McGill | Sturla |
| Blackwell | Grell | Metcalfe | Surra |
| Blaum | Hanna | Myers | Thomas |
| Casorio | Harhai | Nickol | Turzai |
| Crahalla | James | Oliver | Vitali |
| Creighton | Kauffman | Parker | Walko |
| DeLuca | Kirkland | Petrarca | Wansacz |
| Dermody | Kotik | Petrone | Waters |
| Donatucci | LaGrotta | Pickett | Williams |
| Evans, J. | Leh | Readshaw | Wojnaroski |
| Flaherty | Maher | Reed | Yewcic |
| Forcier | Maitland | Roebuck | Youngblood |
| Gabig | | | |

NOT VOTING-0

EXCUSED-8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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. **A08081**:

Amend Sec. 2, page 3, line 22, by inserting after "8(b)." In rural communities, priority shall be granted to covering the expense of expanding a 911 system to ensure all individuals have reliable access.

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

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

Mr. GEORGE. Thank you, Mr. Speaker.
Now, Mr. Speaker, this amendment would prioritize in the rural communities funding the expense of expanding the 911 system to ensure that all individuals have reliable access. Mr. Speaker, some people in the rural areas still do not have access to reliable 911 cellular service.

I appreciate the fine effort of the gentleman, chairman, Mr. Semmel, who I think has agreed to accept this amendment. I give him my most sincere appreciation.

Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-190

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

NAYS-5

| | | | |
|-------------|--------|----------|--------|
| Benninghoff | Gannon | Metcalfe | Vitali |
| Creighton | | | |

NOT VOTING-0

EXCUSED-8

| | | | |
|-----------|-----------|---------|---------|
| Armstrong | Levdansky | Rieger | Stetler |
| Gruitza | Pallone | Santoni | Wilt |

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

On that question, the Chair recognizes the gentleman, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, I would like to interrogate the prime sponsor.

The SPEAKER. The gentleman indicates he will stand for interrogation. The gentleman is in order.

Mr. GANNON. Thank you, Mr. Speaker.

Now, Mr. Speaker, this bill, as I understand, will now define the Voice over Internet Protocol service provider as a service provider and subject to the 911 tax for the users of that service. Is that correct?

Mr. SEMMEL. Thank you, Mr. Speaker.

Could the maker of that comment repeat, please.

Mr. GANNON. Yes. As this bill has been amended, it defines a Voice over Internet Protocol provider, or Voice over Internet provider, as a service provider, and therefore, a user of that service would be subject to the 911 emergency services tax. Is that correct?

Mr. SEMMEL. That is correct.

Mr. GANNON. Okay. Now, the Voice over Internet providers now warn you that you cannot use this service for 911 service. How do we explain why we are assessing a tax on the user when the Voice over Internet providers are telling us that you cannot use this service for 911 emergency calls?

Mr. SEMMEL. My response here is, the FCC requires the Internet to provide these services to be 911 capable.

Mr. GANNON. But, Mr. Speaker, if I use my laptop computer for my Voice over Internet service through the use of software in the computer and also with a headset, the service provider is located in Germany, I might be in the Czech Republic in Prague, Czech Republic, how does the 911 provider provide emergency services to me? Let me back up a second. Would I have to pay the service— Would I have to pay that emergency tax to that provider since I am a subscriber to that service?

Mr. SEMMEL. I would have to say, you would if the account is registered in Pennsylvania.

Mr. GANNON. Okay. Now, but my use of the service is in a foreign country; the provider is a foreign country. How does my county provide emergency service to me, should I need it?

Mr. SEMMEL. The bottom answer is, they cannot.

Mr. GANNON. Okay. So a fair statement would be that we are now charging the user a tax for a service that cannot be provided. Is that a fair statement?

Mr. SEMMEL. Upon discussion, it appears that if you are traveling in Europe, a special account is set up for you through your provider.

Mr. GANNON. Mr. Speaker, I hate to disagree, but that is not the case, but at any rate, Mr. Speaker, so now, as

I understand what you are telling us, is that you have a Voice over Internet service provider who will provide you telephony service through the Internet at any place in the world where you are located and you are going to be assessed a tax to pay for an emergency service that cannot be provided to you by the county where you reside, where you live?

Mr. SEMMEL. Adapter technology will reroute that call.

Mr. GANNON. Excuse me, Mr. Speaker. What you are telling me is, the adapter technology is going to reroute the call where, to where?

Mr. SEMMEL. I am going to use this particular analogy. Let us say there is an individual from Virginia who happens to be in Hershey, Pennsylvania, at Hersheypark. The bottom line is, it is a Dauphin County emergency center that responds and receives the call and then dispatches accordingly.

Mr. GANNON. Mr. Speaker, Voice over Internet Protocols require that you designate the country that you are calling at the prefix of any call so that the call can be properly routed to the appropriate country, and then you have to also put in your area code so the call can be directed to the proper area code.

If I make a 911 call over my Voice over Internet provider, what country code do I put in prior to dialing the 911, assuming that that is to get emergency services where the telephone is located, where I am making the call from? What country code do I punch in?

Mr. SEMMEL. I do not think that is relevant at this point. You know, there are many countries that do not have a code.

Mr. GANNON. Once again, Mr. Speaker, I disagree. Every country has a telephone designation of a country code.

So as I understand it, Mr. Speaker, now, you have Voice over Internet Protocol, the service provider could be in another country, you could be located somewhere other than the address designated on your service, and you are going to be paying a tax to the county that cannot provide any service to you. Is that a fair statement?

Mr. SEMMEL. Again, I will reiterate the fact that if you are calling 911, you will get the service.

Mr. GANNON. And I do not want to belabor the issue, Mr. Speaker, but if I am in — let us keep it in the United States — if I am in Las Vegas, Nevada, and I make a 911 call through my Internet service provider, where does that 911 call go? Does it go to my home in Delaware County or does it go to where I am in Las Vegas, knowing that the Internet service provider does not know where I am, he cannot determine where I am?

Mr. SEMMEL. The bottom line is, they do know where you are. It would be in the Las Vegas area.

Mr. GANNON. Thank you, Mr. Speaker.

Just a comment, Mr. Speaker.

THE SPEAKER PRO TEMPORE (MATTHEW E. BAKER) PRESIDING

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

Mr. GANNON. Mr. Speaker, bringing this new technology into this tax structure, it just borders on the outrageous, borders on the outrageous, and I know many members of this House and many folks watching this on TV, if they are watching, use Voice over Internet, and they know exactly what I am talking about, and the unfairness, the unfairness of taxing people for something that it is impossible, a service that it will be

impossible to provide, impossible to provide. This is simply a tax scheme, but it is also being used as a scheme to kill competition, and we should be fighting to open competition in our communications area. We should be fighting for it and not trying to suppress it, not trying to kill it, and not trying to stop the advancement of this technology.

Mr. Speaker, VoIP requires a country code, because they do not know where you are calling unless you give a country code. Those calls are routed over millions and millions of fiber-optic networks at unbelievable speed and very good quality and at a very, very low cost.

There is a company called Skype. You can make a call from Beijing, China, to your home in the United States for 2 cents a minute, 2 cents a minute, 2 cents a minute. You can talk on the phone for a couple of hours for 10 bucks, and here we are, we want to put \$1.50 tax on that user who may be in Beijing and he makes his 911 call. Where the heck is it going to go? Where is it going to go, local party headquarters? And yet we are sitting here with a straight face saying, oh, yeah, we are going to tax that. You call 911, that call will go to the right person. You will have some ambulance show up or the police will show up to bail you out of the trouble you are in or take you to the hospital. They will know right away. I do not know how they are going to find out. It may be days until they find you. Your body will be cold by then. Yeah, we are going to tax you. We are going to put that buck-fifty on you.

It is a fairness issue. Fair to whom? Certainly not the user, certainly not the taxpayer, but definitely fair to the competitors, definitely fair to the competitors.

Mr. Speaker, I urge a “no” vote on this, and it is only because of this VoIP service being in there.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Union County, Mr. Fairchild.

Will members please break up near the gentleman, Mr. Fairchild.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

Would the sponsor of the bill please stand for a brief interrogation?

The SPEAKER pro tempore. The gentleman has agreed, and you may proceed.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

If out-of-State providers can offer the service for essentially \$12 or \$18 less per year, why would not, if I am a subscriber, why would I not take advantage of that, quote, “discount”?

Mr. SEMMEL. I would have to respond, it is your prerogative or option to do so.

Mr. FAIRCHILD. Okay. In the analysis it says, “...persons/businesses with a multi-line...system will be required to upgrade their multi-line phone system with automatic location identification (ALI) technology the next time they upgrade their phone...” service. Do you follow me?

Mr. SEMMEL. That is correct, but now that is only for those multiline phone systems.

Mr. FAIRCHILD. Excuse me; I could not hear you.

The SPEAKER pro tempore. The gentleman is correct. Members, please take your seats. Members, kindly take your seats.

Mr. SEMMEL. Mr. Speaker, what Representative Fairchild has questioned is correct, and it would only be at the next point of upgrading a system. For example, here in the Capitol this would apply as well, and again, it is only on multiple-line users.

Mr. FAIRCHILD. That kind of leads me to the next question. On the fiscal note they indicate that there is no fiscal effect on the Commonwealth. However, I agree with you. Our phone system here is archaic. I mean, if I remember correctly, it is about 16 years old. It seems to me like the next time we upgrade or probably every other State office in Pennsylvania, including the executive, the legislative, and the judicial, we would need to advance to this technology. My question is, what is that going to cost the taxpayers?

Mr. SEMMEL. From the Appropriations basically, and this is not responding directly to you, there would be no adverse impact. However, I cannot give you a cost estimation in response to your question at this time.

Mr. FAIRCHILD. Coming from the private industry, the last time our company upgraded their telephone system, it was quite a hefty price tag for a small business, and I realize there are exemptions in the bill regarding who is required, but is there any kind of cost estimate that we could tell our businesses how much it will cost per line to upgrade?

Mr. SEMMEL. Again, if I were to respond, I would have to say this would be probably in the area of low thousands of dollars.

Mr. FAIRCHILD. Per line?

Mr. SEMMEL. No. It would be for the entire system.

Mr. FAIRCHILD. So if I have, let us say, a business with 200 phones, you are saying that would cost \$1,000.

Mr. SEMMEL. No, I would not say that it would be \$1,000. It could be \$5,000. I do not have the specific cost.

Mr. FAIRCHILD. Even though that business may never use the VoIP or any of the other technology, they still would need to upgrade.

Mr. SEMMEL. They would.

Now, one of the things I think we need to point out, many businesses already have the PBX (private branch exchange) system. They realize it is the cost of doing business and for the safety and welfare of their employees and other visitors to that particular site.

And I might also just say, many of the insurers or risk analysts require this to be done at this time.

Mr. FAIRCHILD. Interesting. If that visitor to that site was from Ohio or West Virginia or Montana and they did not have the registration system or tax or they did not have the system that we are talking about today, which is a tax, you are saying that even though they did not have that, they could be located in, let us say, the Capitol?

Mr. SEMMEL. Would you rephrase that question?

Mr. FAIRCHILD. I am a visitor to Pennsylvania, either a business or here in the Capitol. I am from I will just use Montana. Montana – and I do not know whether they do or they do not – but they do not have the surcharge or the registration system. My question is, that visitor hits 911, will they be located here and what technology allows them to do that?

Mr. SEMMEL. I am assuming you would be talking cell phone, and that, again, would be GPS.

Mr. FAIRCHILD. No, not a cell phone; a VoIP.

Mr. SEMMEL. Again I would go back to the GPS technology, to the 911 center.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

I would like to make a comment on the bill.

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

Mr. FAIRCHILD. Thank you.

I think we are coming to the point where someday we are going to need this legislation. However, I do not believe at this time it is correct to move forward with the bill. I think we have a lot of things to do before we get there. One of the things that we should know before we pass any legislation is how much it is going to cost. How much is it going to cost the taxpayers of Pennsylvania to equip all our phone systems throughout this State? And I do not know how many phones that are involved in our complex system, but I can guarantee you, it is probably in the ten, twenty, thirty thousands anyway. I do not know how I go home and tell my businesses how much it is going to cost.

These are things that need to be addressed. I think we have to look a little further into the technology and how we track it. I mean, are we paying for something that we can— We talked about visitors to our State. What about if we go to West Virginia or we go to Montana? We pay the \$1.50, but are we tracked there if you are going to use the VoIP system?

I think there are just a lot of questions that need addressed, and I would urge a “no” vote unless this bill would be referred back to the committee.

Thank you very much.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman from Luzerne County, Mr. Tigue.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, during this discussion I think there is a lot of misunderstanding and perhaps some misinformation of what is going on with the VoIP, Voice over Internet Protocol.

Let me just read something quickly in response to a question. It was brought up about the FCC. Well, the FCC has in fact adopted regulations regarding Voice over Internet, and essentially a service provider with customers in the United States, and obviously, Pennsylvanians are within the United States, they require now that these companies must offer, must offer 911 service and also they have to show that the calls that are made, they have to show the location of that. So this stuff that if you are on a voice Internet that says you cannot use 911, the FCC has determined now – I do not know what the effective date of it is – you must offer 911, and that includes Vonage, I think it is, and Skype. So they are all included.

Someone mentioned about fairness, and I think it was Representative Causer, and he is right. As technology develops, we have to keep changing this. The question of \$1.50 per line, that is a question I think that we have to start asking PEMA as well as the counties and what they are doing with the money. Is the money growing at such a rate that we can actually lower the cost per line?

We know whether you have a cell phone or a Voice over Internet. Some of the examples: If I am in Mexico, some of us may be able to use our cell phones, some of us are not, but not all countries have a 911 number. Why would you call 911 if you were in Germany or Prague or anywhere else? Why would you do that? You would probably do what they do locally, and you would hopefully find that out.

This is not a question of taxation. It is a question of fairness. It was funny how one of the previous speakers mentioned that the competitors want this. I do not know about what competitors, but even if you are saying that somebody should have a competitive advantage by not paying the \$1.50, I think that is wrong. We should not set up an unfair competition.

But beyond that, this question of safety. We have the technology today which when you call, they can locate where you are. It depends on what county you are in, of course. If you are driving down Interstate 95 and you dial 911 from your cell phone, we can identify now where you are. A few years ago we could not do that.

This is a question of fairness. It is \$1.50 per line, and by the way, PEMA collects all this money and determines, based on usage and counties, what the technology they are developing and what they are spending the money on. The money is distributed through them. This makes sense. This is a continuation. We have gone in a few short years from landlines to cell phones, and now we are into the voice Internet, and I do not know what is beyond the next day and neither does anyone here. Technology will continue to develop. If we want to have a safe system, an effective system of 911, we have to keep funding it by having a surcharge on the users, and this is a user fee.

So I would ask everyone to support this, and remember that we have a responsibility, and our responsibility is to provide for the health, safety, and welfare of our constituents, and this does that.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The gentleman, Mr. Gannon, is recognized for the second time.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, the prior speaker was about one-quarter correct, about 25 percent right. There are VoIP services such as AT&T and Vonage, just to name two, and they provide you with the telephone, which gives you Voice over Internet service, and they have predetermined the location of that telephone. I happen to have one in my home through AT&T, but I can take that telephone and put it in my suitcase and I can go to California and I can go into my hotel room and plug it into the Internet and I can make local calls. If someone dials my local number, that phone will ring at my hotel room in San Francisco or Los Angeles or San Diego, and I can pick up the phone and have a telephone conversation. The person that called me only made a local telephone call. The phone rang in California and I am having a conversation. Now, there is no way in the world that if I dial 911 from that hotel room, that anybody in my service area is going to know where I am. It is not going to happen. They are not going to know.

And somebody made the point about businesses. Frequently businesses want a local telephone number for the convenience of their customers, and it may be a small business. It may be one of those entrepreneurs out there who is now working in a back office or in the garage, and he says, you know, if I have a local telephone number, which is very inexpensive to purchase from a service like Vonage or AT&T or even Skype, and I want people to call that number but I may be located in Indiana or I may have a phone number in Indiana, how in the world is that business phone going to be able to be identified through a 911 call? It is not. Yet we are going to demand, we are going to demand that that business pay \$1.50 for every single telephone provided by that service provider, and it could be hundreds of phones around the country because I may want hundreds of local telephone numbers yet none of them will be able to get an appropriate response from a 911.

I think the key here and I guess the emphasis of my argument is that they are saying this is a user tax, this is a service fee, but you are not able to provide the service, not able to provide the service yet we are going to hit the taxpayers with another tax. This is outrageous. How in the world can you get up and argue with a straight face, well, we are going to assess a tax on somebody but we are not even going to provide the service that we are telling them we are going to give them; cannot do it.

It also mentions Skype. Well, there is also a company called Yahoo! which provides Voice over Internet service, and they do not give you a telephone; they give you software. You load it into your computer, wherever your computer is, and you load that software; you now have Voice over Internet service, and you can make a telephone call from or to anywhere in the world, and that is my point. The 911 is totally useless, totally useless to that person, and yet we are going to tell him you are going to pay \$1.50 a month for something that we not only do not provide you, we cannot provide to you. That is an outrage; that is an absolute outrage to look the Pennsylvania taxpayer in the face and tell them that.

I urge a "no" vote.

The SPEAKER pro tempore. The Chair thanks the gentleman and recognizes the gentleman, Mr. Tigue, for the second time.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, this time I will be direct.

We can tell where these are. It is a simple system called GPS. We can tell where you are at any given time when that is added to the technology that you carry with you wherever you go. That has been required now by the FCC to say to people who provide this service, that is part of the regulation; you must provide the location.

We charge people on cell phones a charge so that we can have a 911 system. Whether they are in Montana or they are in Clinton County or some other area, we do not know where they are going to be with that cell phone. We have enhanced systems in 911 centers which can identify where that call is coming from. In fact, if you read the bill, we are going beyond that to now identify not only where the address is, what room you are in in which particular building, and if you are in a building, if you read the bill, if you are in a building like the PENNDOT building, which has hundreds of offices, and you dial 911 and you pass out, you have a stroke, a heart attack, and faint, whatever, they can now identify, they will be able to identify what room you are in.

Finding out where you are is the simplest part of the whole system now. GPS systems have been used by agencies for the last 35 years. It is not difficult. You can get that system on your car. Surely we can determine where you are if you are carrying a computer or that if it is required.

We have to fund 911 centers. If you think that this is not the way to do it, do you want to tax everybody to do it? Do you want to take money from a general fund? We should tax the people who have access and use 911. That is how we determined this in the beginning. If you are concerned about what is being expended, then we should look at the 911 expenditures from PEMA and from the counties and determine if \$1.50 is too high or too low or whatever we are going to do. That is a different issue, but this issue is, if you have access to the system, in order for us to have a good system and a superenhanced system, if you will, so that we can tell where

someone is, that is what this is about. We want to be able to say we have a system. As the gentleman questioned earlier, we want to be able to say to him we have the system. We are improving the system so we can identify where you are no matter where you are, no matter what system you are using, whether you are calling on a landline, a cell phone, or a voice-over, and whether your carrier is AT&T, Skype, or anyone else. That is what this is about.

I would appreciate your support. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—100

| | | | |
|-------------|------------|------------|--------------|
| Allen | Donatucci | Mann | Schroder |
| Argall | Evans, D. | McCall | Semmel |
| Bastian | Fichter | McGeehan | Shaner |
| Bebko-Jones | Flaherty | McNaughton | Sipthoth |
| Belardi | Fleagle | Melio | Smith, B. |
| Benninghoff | Frankel | Miller, R. | Smith, S. H. |
| Beyer | Freeman | Miller, S. | Solobay |
| Biancucci | Geist | Mundy | Staback |
| Blackwell | Gillespie | Myers | Stairs |
| Bunt | Gingrich | O'Brien | Steil |
| Buxton | Gruclera | Oliver | Stern |
| Caltagirone | Haluska | O'Neill | Tangretti |
| Causar | Harper | Parker | Taylor, J. |
| Cawley | Hennessey | Payne | Tigue |
| Clymer | Herman | Pistella | Veon |
| Cohen | Hershey | Ramaley | Waters |
| Cornell | Hess | Reichley | Wheatley |
| Corrigan | James | Roberts | Williams |
| Costa | Josephs | Rooney | Wright |
| Cruz | Keller, M. | Ross | Youngblood |
| Daley | Keller, W. | Ruffing | Yudichak |
| Dally | Killion | Sabatina | Zug |
| DeLuca | Kirkland | Samuelson | |
| DeWeese | Leach | Sather | |
| DiGirolamo | Lederer | Saylor | Perzel, |
| Diven | Lescovitz | | Speaker |

NAYS—95

| | | | |
|-----------|------------|------------|---------------|
| Adolph | Forcier | Maitland | Readshaw |
| Baker | Gabig | Major | Reed |
| Baldwin | Gannon | Manderino | Roebuck |
| Barrar | George | Markosek | Rohrer |
| Belfanti | Gerber | Marsico | Ruble |
| Birmelin | Gergely | McGill | Sainato |
| Bishop | Godshall | McIlhattan | Scavello |
| Blaum | Good | McIlhinney | Shapiro |
| Boyd | Goodman | Metcalfe | Sonney |
| Cappelli | Grell | Micozzie | Stevenson, R. |
| Casorio | Hanna | Millard | Stevenson, T. |
| Civera | Harhai | Mustio | Sturla |
| Crahalla | Harhart | Nailor | Surra |
| Creighton | Harris | Nickol | Taylor, E. Z. |
| Curry | Hasay | Petrarca | Thomas |
| Denlinger | Hickernell | Petri | True |
| Dermoddy | Hutchinson | Petrone | Turzai |
| Eachus | Kauffman | Phillips | Vitali |
| Ellis | Kenney | Pickett | Walko |
| Evans, J. | Kotik | Preston | Wansacz |
| Fabrizio | LaGrotta | Pyle | Watson |
| Fairchild | Leh | Quigley | Wojnaroski |

Feese Mackereth Rapp Yewcic
Flick Maher Raymond

NOT VOTING—0

EXCUSED—8

Armstrong Levdansky Rieger Stetler
Gruitza Pallone Santoni Wilt

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fell.

TOURISM AND RECREATIONAL DEVELOPMENT COMMITTEE MEETING

The SPEAKER pro tempore. At this time the Chair recognizes the chairman of the Tourism Committee, Mr. Godshall, for an announcement.

Mr. GODSHALL. Thank you, Mr. Speaker.

There will be a very, very brief meeting of the Tourism Committee in the rear of the House as of right now to rerefer a bill.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Tourism Committee will have a very brief meeting in the rear of the House.

FINANCE COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Leh, for an announcement.

Mr. LEH. Thank you, Mr. Speaker.

I would like to announce a meeting of the House Finance Committee, and we will meet in the rear of the House at the moment of break. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The House Finance Committee will meet at the break in the rear of the House.

JUDICIARY COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. O'Brien, for a committee announcement.

Mr. O'BRIEN. Thank you, Mr. Speaker.

At the declaration of the recess, there will be a meeting of the House Judiciary Committee in room 148, Main Capitol.

The SPEAKER pro tempore. The Judiciary Committee will meet in room 148, Main Capitol Building, at the recess.

APPROPRIATIONS COMMITTEE MEETING

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

Mr. CAPPELLI. Thank you, Mr. Speaker.

Immediately upon the call of the recess, the House Appropriations Committee will meet in the conference room. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The Appropriations Committee will meet at the call of the recess in the conference room.

LABOR RELATIONS COMMITTEE MEETING

The SPEAKER pro tempore. The Chair recognizes the gentleman, Mr. Allen, for an announcement.

Mr. ALLEN. Thank you, Mr. Speaker.

The second reminder, the House Labor Relations Committee will meet immediately in the back of the House, not in room E-39 but in the back of the House. Thank you.

The SPEAKER pro tempore. The Chair thanks the gentleman.

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

REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentelady, Mrs. Taylor, for a caucus announcement.

Mrs. TAYLOR. Thank you, Mr. Speaker.

At the declaration of the recess, there will be a Republican caucus meeting at 1:15; 1:15.

The SPEAKER pro tempore. The Chair thanks the lady.

DEMOCRATIC CAUCUS

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

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, before I make the caucus announcement, is there any information about our schedule today and possibly tomorrow that you could share with us?

The SPEAKER pro tempore. We at this time expect to be coming back to the floor at 2:45. Any more than that, Mr. Cohen, we cannot say at this time.

Mr. COHEN. Okay. Thank you, Mr. Speaker.

Mr. Speaker, there will be an immediate meeting of the House Democratic Caucus for both formal and informal discussions. My personal feeling is that this could be a long day today, and so the members who are in a hotel perhaps ought to renew their stay.

The SPEAKER pro tempore. The Chair thanks the gentleman.

FINANCE COMMITTEE MEETING

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

Mr. LEH. Mr. Speaker, I would like to rescind that announcement that I just made.

The Finance Committee will meet immediately upon returning to the floor at 2:45.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman, Mr. Leh, kindly come to the rostrum, please.

(Conference held at Speaker's podium.)

BILL REMOVED FROM TABLE

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

Mr. S. SMITH. Mr. Speaker, I move that SB 845 be taken off 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 845, PN 1355.

BILL RECOMMITTED

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

Mr. S. SMITH. Mr. Speaker, I move that SB 845 be recommitted to the Appropriations Committee.

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

FINANCE COMMITTEE MEETING

The SPEAKER pro tempore. At this time the Chair recognizes the gentleman, Mr. Leh.

Mr. LEH. Thank you, Mr. Speaker.

I once again apologize for the inconvenience.

The House Finance Committee meeting will be at 2:30 in the rear of the House, not 2:45. The House will be returning at 2:45. Our meeting will be at 2:30.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The House Finance Committee will meet in the rear of the House at 2:30.

RECESS

The SPEAKER pro tempore. This House does now stand in recess until 2:45 p.m.

AFTER RECESS

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

THE SPEAKER (JOHN M. PERZEL) PRESIDING

HOUSE BILLS INTRODUCED AND REFERRED

No. 2814 By Representatives GODSHALL, ADOLPH, BASTIAN, BOYD, CLYMER, CRAHALLA, CREIGHTON, FAIRCHILD, FICHTER, GEIST, GOODMAN, KILLION, SCAVELLO, SHANER, TANGRETTI, E. Z. TAYLOR and WRIGHT

An Act amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for insurance fraud, for penalties relating to antifraud plans, for reinstatement of operating privilege or vehicle registration, for reports by police and for admissibility of department records.

Referred to Committee on JUDICIARY, June 21, 2006.

No. 2815 By Representatives GODSHALL, ADOLPH, BASTIAN, BOYD, CLYMER, CRAHALLA, CREIGHTON, FAIRCHILD, FICHTER, GEIST, GOODMAN, KILLION, SCAVELLO, SHANER, TANGRETTI, E. Z. TAYLOR and WRIGHT

An Act amending the act of November 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, further providing for powers and duties of victim advocate.

Referred to Committee on JUDICIARY, June 21, 2006.

No. 2816 By Representatives GODSHALL, ADOLPH, BASTIAN, BOYD, CLYMER, CRAHALLA, CREIGHTON, FAIRCHILD, FICHTER, GEIST, GOODMAN, KILLION, SCAVELLO, SHANER, TANGRETTI, E. Z. TAYLOR and WRIGHT

An Act amending the act of December 20, 1983 (P.L.260, No.72), referred to as the Public Adjuster Licensing Law, further providing for violations.

Referred to Committee on PROFESSIONAL LICENSURE, June 21, 2006.

No. 2817 By Representatives GODSHALL, ADOLPH, BASTIAN, BOYD, CLYMER, CRAHALLA, CREIGHTON, FAIRCHILD, FICHTER, GEIST, GOODMAN, KILLION, SCAVELLO, SHANER, TANGRETTI, E. Z. TAYLOR and WRIGHT

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

Referred to Committee on INSURANCE, June 21, 2006.

No. 2818 By Representatives GODSHALL, ADOLPH, BASTIAN, BOYD, CLYMER, CRAHALLA, CREIGHTON, FAIRCHILD, FICHTER, GEIST, GOODMAN, KILLION, SCAVELLO, SHANER, TANGRETTI, E. Z. TAYLOR and WRIGHT

An Act amending the act of July 19, 1979 (P.L.130, No.48), known as the Health Care Facilities Act, further providing for issuance of license.

Referred to Committee on HEALTH AND HUMAN SERVICES, June 21, 2006.

No. 2819 By Representatives CREIGHTON, METCALFE, BALDWIN, SAYLOR, CALTAGIRONE, R. STEVENSON, GOODMAN, SHANER and CASORIO

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, further providing, in personal income tax, for classes of income; and providing, in personal income tax, for withholding of tax of certain individuals.

Referred to Committee on FINANCE, June 21, 2006.

No. 2820 By Representatives CREIGHTON, METCALFE, BALDWIN, SAYLOR, CALTAGIRONE, R. STEVENSON, GOODMAN, CASORIO and SHANER

An Act providing for registration in the Federal work authorization program, for a memorandum of understanding between the Commonwealth and the United States Department of Justice or Department of Homeland Security, for determination of nationality, for registration of immigration assistance, for public benefits and for a penalty.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, June 21, 2006.

No. 2821 By Representatives SHAPIRO, McILHATTAN, BEYER, CALTAGIRONE, DALEY, DALLY, DeLUCA, FABRIZIO, FLAHERTY, FREEMAN, GERBER, HARHAI, HENNESSEY, KENNEY, LEACH, NAILOR, PETRARCA, PICKETT, PISTELLA, PYLE, RAMALEY, READSHAW, SAMUELSON, SIPTROTH, STABACK, STETLER, TANGRETTI, J. TAYLOR, THOMAS, WATSON, YOUNGBLOOD, PETRI and PETRONE

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, prohibiting operators from using handheld mobile telephones.

Referred to Committee on TRANSPORTATION, June 21, 2006.

No. 2822 By Representatives GOODMAN, BEBKO-JONES, BELFANTI, BIANCUCCI, CALTAGIRONE, CASORIO, COHEN, CORRIGAN, CREIGHTON, DeLUCA, DeWEESE, FLAHERTY, FREEMAN, GEORGE, GOOD, GRUCELA, HALUSKA, JAMES, JOSEPHS, LEACH, LEDERER, MANDERINO, PETRONE, PISTELLA, RAMALEY, REICHLEY, SATHER, SHANER, SIPTROTH, SOLOBAY, STABACK, TANGRETTI, THOMAS, TIGUE, WALKO, WANSACZ, YOUNGBLOOD and YUDICHAK

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for notice of termination of health insurance coverage.

Referred to Committee on INSURANCE, June 21, 2006.

No. 2823 By Representatives NAILOR, McILHATTAN, KAUFFMAN, ARGALL, BENNINGHOFF, BEYER, CALTAGIRONE, CREIGHTON, DeLUCA, ELLIS, FREEMAN, GABIG, GEORGE, GINGRICH, GOODMAN, GRELL, GRUCELA, HANNA, HUTCHINSON, JOSEPHS, KOTIK, MACKERETH, MAHER, MARSICO, R. MILLER, PETRARCA, PISTELLA, READSHAW, RUBLEY, SAMUELSON, SAYLOR, SCHRODER, STABACK, R. STEVENSON, T. STEVENSON, TRUE, REICHLEY and RAPP

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for concurrence of two-thirds of all members of each House for the passage of measures considered during the time period between a general election and adjournment sine die of the General Assembly.

Referred to Committee on RULES, June 21, 2006.

No. 2824 By Representatives B. SMITH, STABACK, SONNEY, MUNDY, J. TAYLOR, CALTAGIRONE, HERSHEY, TIGUE, PICKETT, GEIST, FLEAGLE, CRAHALLA, MAITLAND, BALDWIN, BEYER, COHEN, FLAHERTY, GEORGE, HANNA, JAMES, PYLE, SIPTROTH, THOMAS, WILT, YOUNGBLOOD, E. Z. TAYLOR, BENNINGHOFF and REICHLEY

An Act amending Title 30 (Fish) of the Pennsylvania Consolidated Statutes, further providing for the fees, powers and duties, rules and regulations and records of issuing agents; and making an editorial change.

Referred to Committee on GAME AND FISHERIES, June 21, 2006.

No. 2825 By Representatives DeWEESE, ARMSTRONG, CREIGHTON, LESCOVITZ, BEBKO-JONES, BELFANTI, CALTAGIRONE, CRAHALLA, DENLINGER, FABRIZIO, FLAHERTY, KOTIK, LEACH, MANN, PISTELLA, SATHER, SIPTROTH, SOLOBAY, STABACK, THOMAS, WANSACZ, WOJNAROSKI and YOUNGBLOOD

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for organization meeting and appointment of secretary and treasurer, for county associations and for State Association of Township Supervisors authorized.

Referred to Committee on STATE GOVERNMENT, June 21, 2006.

No. 2826 By Representative STERN

An Act amending the act of December 14, 1992 (P.L.818, No.133), known as the Port of Pittsburgh Commission Act, further providing for the definition of "port district."

Referred to Committee on COMMERCE, June 21, 2006.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 807 By Representatives NAILOR, GINGRICH, FREEMAN, ARGALL, BENNINGHOFF, BEYER, CALTAGIRONE, CREIGHTON, DeLUCA, ELLIS, GABIG, GEORGE, GOODMAN, GRELL, GRUCELA, HANNA, HUTCHINSON, JOSEPHS, KAUFFMAN, KOTIK, MACKERETH, MAHER, MARSICO, McILHATTAN, R. MILLER, PISTELLA, READSHAW, RUBLEY, SAMUELSON, SAYLOR, SCHRODER, STABACK, R. STEVENSON, T. STEVENSON, TIGUE, TRUE, REICHLEY and RAPP

A Resolution amending House Rule 21.

Referred to Committee on RULES, June 21, 2006.

SENATE BILLS FOR CONCURRENCE

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

SB 812, PN 1787

Referred to Committee on FINANCE, June 21, 2006.

SB 944, PN 1880

Referred to Committee on JUDICIARY, June 21, 2006.

SB 1054, PN 1882

Referred to Committee on JUDICIARY, June 21, 2006.

SB 1206, PN 1763

Referred to Committee on TRANSPORTATION, June 21, 2006.

RULES COMMITTEE MEETING

The SPEAKER. The Chair recognizes the majority leader, who calls for an immediate meeting of the Rules Committee.

BILLS REREPORTED FROM COMMITTEE

HB 258, PN 4313 By Rep. S. SMITH

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

RULES.

HB 2597, PN 3915 By Rep. S. SMITH

An Act amending the act of April 13, 1988 (P.L.349, No.51), entitled, "An act designating a section of Traffic Route 63 in Philadelphia County, Pennsylvania, as the Veterans Memorial Road," further providing for designation; and providing for signs.

RULES.

HB 2740, PN 4172 By Rep. S. SMITH

An Act designating the bridge to carry State Route 68 over the Allegheny River from East Brady Borough, Clarion County, to Bradys Bend Township, Armstrong County, as the Spc. Carl F. Curran II Memorial Bridge.

RULES.

HB 2793, PN 4268 By Rep. S. SMITH

An Act authorizing the incurring of indebtedness, with the approval of the electors, of \$150,000,000 to provide additional funding for the preservation of land for open-space uses and for the mitigation of flood hazards.

RULES.

HB 2795, PN 4270 By Rep. S. SMITH

An Act providing for the acquisition of property by the Commonwealth and local government units to mitigate flood hazards.

RULES.

BILLS ON CONCURRENCE REPORTED FROM COMMITTEE

HB 153, PN 4212 By Rep. S. SMITH

An Act relating to organ and bone marrow donation; providing for a special leave of absence for organ and bone marrow donors; and providing for a tax credit and for additional duties of the Department of Revenue.

RULES.

HB 1580, PN 4009 By Rep. S. SMITH

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, further providing for the regulation of Cervidae livestock operations.

RULES.

HB 1637, PN 4229 By Rep. S. SMITH

An Act amending the act of August 24, 1963 (P.L.1175, No.497), known as the Mechanics' Lien Law of 1963, further providing for definitions, for waiver of liens, for effect of waiver of liens, for rescission of contracts between contractors and subcontractors, for notices by subcontractors as condition precedent, for filing and notice of filing of claim and for priority of liens.

RULES.

HB 2468, PN 4279 By Rep. S. SMITH

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

RULES.

GUEST INTRODUCED

The SPEAKER. The Chair would like to welcome to the hall of the House Molly Corrigan. She is the guest page and granddaughter of Representative Corrigan. She is in the front row in front of the Speaker. Would she please rise and be recognized. Molly.

BILL REREPORTED FROM COMMITTEE

HB 93, PN 87 By Rep. FEESE

An Act establishing the Long-Term Care Partnership Program; and conferring powers and duties on the Insurance Department, the Department of Aging and the Department of Public Welfare.

APPROPRIATIONS.

BILL REPORTED AND REREFERRED TO COMMITTEE ON GAME AND FISHERIES

HB 2289, PN 3283 By Rep. GODSHALL

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, prohibiting the taking of exotic wildlife or domestic animals for a fee and the provision of exotic wildlife or domestic animals for the purpose of a prohibited taking; and imposing penalties.

TOURISM AND RECREATIONAL DEVELOPMENT.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND RECOMMITTED TO COMMITTEE ON RULES

HB 1959, PN 2692 By Rep. MICOZZIE

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, further providing for fees charged by the Insurance Department.

INSURANCE.

HB 2711, PN 4332 (Amended) By Rep. HERMAN

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

LOCAL GOVERNMENT.

HB 2712, PN 4333 (Amended) By Rep. HERMAN

An Act amending the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, further providing for sales of personal property.

LOCAL GOVERNMENT.

HB 2713, PN 4334 (Amended) By Rep. HERMAN

An Act amending the act of February 1, 1966 (1965 P.L.1656, No.581), known as The Borough Code, further providing for general powers.

LOCAL GOVERNMENT.

HB 2714, PN 4335 (Amended) By Rep. HERMAN

An Act amending the act of May 27, 1953 (P.L.244, No.34), entitled "An act relating to and regulating the contracts of incorporated towns and providing penalties," further providing for power to convey.

LOCAL GOVERNMENT.

HB 2757, PN 4208 By Rep. LEH

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, providing for legislative intent; further providing for definitions and for licensing of cigarette dealers; providing for prohibited activities; further providing for license fees, for disposition of license fees, for retention of records and for examination of records, equipment and premises; providing for property rights; further providing for labeling and packaging and for administration powers and duties; providing for enforcement powers and duties; and further providing for violations and penalties.

FINANCE.

HB 2793, PN 4268 By Rep. HERMAN

An Act authorizing the incurring of indebtedness, with the approval of the electors, of \$150,000,000 to provide additional funding for the preservation of land for open-space uses and for the mitigation of flood hazards.

LOCAL GOVERNMENT.

HB 2795, PN 4270 By Rep. HERMAN

An Act providing for the acquisition of property by the Commonwealth and local government units to mitigate flood hazards.

LOCAL GOVERNMENT.

BILL REREPORTED FROM COMMITTEE

SB 300, PN 1902 (Amended) By Rep. MICOZZIE

An Act amending the act of March 4, 1971 (P.L.6, No.2), entitled "An act relating to tax reform and State taxation by codifying and enumerating certain subjects of taxation and imposing taxes thereon; providing procedures for the payment, collection, administration and enforcement thereof; providing for tax credits in certain cases; conferring powers and imposing duties upon the Department of Revenue, certain employers, fiduciaries, individuals, persons, corporations and other entities; prescribing crimes, offenses and penalties," further providing, in personal income tax, for medical and health savings accounts; and repealing provisions relating to taxation of medical and health savings accounts.

INSURANCE.

BILLS REPORTED FROM COMMITTEES, CONSIDERED FIRST TIME, AND TABLED

SB 809, PN 1020 By Rep. HERMAN

An Act amending the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, further providing for the duties of township supervisors.

LOCAL GOVERNMENT.

SB 1007, PN 1650 By Rep. MICOZZIE

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for fire insurance contracts, standard policy provisions to exclude damage caused by terrorism.

INSURANCE.

BILL REPORTED AND REREFERRED TO COMMITTEE ON LOCAL GOVERNMENT

HB 2551, PN 3795 By Rep. MICOZZIE

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for meetings of auditors, for insurance and other employee benefits and for audit of accounts by auditors and financial report to Department of Community Affairs.

INSURANCE.

LEAVE OF ABSENCE

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

Mr. GRUCELA. Thank you, Mr. Speaker.

I request a regular leave for the gentleman from Allegheny, Mr. COSTA.

HARRISBURG LEGISLATIVE LEAVES

The SPEAKER. The gentleman, Mr. Grucela.

Mr. GRUCELA. I request Capitol leave for the gentleman from Lawrence, Mr. LaGROTTA, and the gentleman from Allegheny, Mr. GERGELY.

The SPEAKER. Without objection, those leaves will be granted.

Mr. GRUCELA. Thank you, Mr. Speaker.

LEAVE OF ABSENCE CANCELED

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

HARRISBURG LEGISLATIVE LEAVES

The SPEAKER. The Chair recognizes the gentleman, Mr. Smith, who moves for a Capitol leave for the gentelady, Miss MAJOR, and the gentelady, Mrs. TAYLOR. Without objection, those leaves will be granted.

HARRISBURG LEGISLATIVE LEAVE CANCELED

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

LEAVE OF ABSENCE CANCELED

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

RULES SUSPENDED

The SPEAKER. The Chair recognizes the majority leader, Mr. S. SMITH. Mr. Speaker, I move to suspend rule 21 only for consideration of HBs 2504 through 2533.

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

The SPEAKER. On the suspension of the rules, only the leaders are recognized for a suspension of the rules.

PARLIAMENTARY INQUIRY

The SPEAKER. Mr. Vitali.

Mr. VITALI. Parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. VITALI. What is the rule we are suspending? What does it do?

The SPEAKER. The bills were not posted in the normal requisite time, the nonpreferreds, and we are running the nonpreferreds today.

Mr. VITALI. So this will not need a suspension of rule 21. This will be a suspension of another rule?

The SPEAKER. No. Rule 21.

Mr. VITALI. Oh, rule 21.

The SPEAKER. Yes.

Mr. VITALI. Oh, I misheard; I apologize.

The SPEAKER. I apologize if I did not say it properly.

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

The following roll call was recorded:

YEAS—186

| | | | |
|-------------|-----------|------------|--------------|
| Adolph | Fabrizio | Mackereth | Ruffing |
| Allen | Fairchild | Maitland | Sabatina |
| Argall | Feese | Major | Sainato |
| Baker | Fichter | Mann | Santoni |
| Baldwin | Flaherty | Markosek | Sather |
| Barrar | Fleagle | Marsico | Saylor |
| Bastian | Flick | McCall | Scavello |
| Bebko-Jones | Frankel | McGeehan | Semmel |
| Belardi | Freeman | McGill | Shaner |
| Belfanti | Gabig | McIlhattan | Shapiro |
| Benninghoff | Gannon | McIlhinney | Siptroth |
| Beyer | Geist | McNaughton | Smith, B. |
| Biancucci | George | Melio | Smith, S. H. |
| Birmelin | Gerber | Micozzie | Solobay |

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

NAYS-7

| | | | |
|------------|----------|-----------|----------|
| Forcier | Kauffman | Metcalfe | Schroder |
| Hutchinson | Maher | Samuelson | |

NOT VOTING-3

| | | | |
|-----------|--------|--------|--|
| Manderino | Parker | Thomas | |
|-----------|--------|--------|--|

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

A majority of the members required by the rules having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

CALENDAR CONTINUED

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2514, PN 3694**, entitled:

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-170

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

NAYS-23

| | | | |
|-----------|------------|------------|---------------|
| Birmelin | Haluska | Miller, R. | Samuelson |
| Creighton | Hennessey | Miller, S. | Saylor |
| Denlinger | Hutchinson | Nickol | Scavello |
| Ellis | Kauffman | Rapp | Solobay |
| Forcier | Mackereth | Reichley | Stevenson, R. |
| Gillespie | Metcalfe | Rohrer | |

NOT VOTING-3

| | | | |
|-----------|--------|--------|--|
| Manderino | Parker | Thomas | |
|-----------|--------|--------|--|

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2515, PN 3695**, entitled:

An Act making an appropriation to the University of the Arts, Philadelphia, for instruction and student aid.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—161

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Evans, J. | Maher | Santoni |
| Allen | Fabrizio | Maitland | Sather |
| Argall | Fairchild | Major | Schroder |
| Baker | Feese | Manderino | Semmel |
| Baldwin | Fichter | Mann | Shaner |
| Bastian | Flaherty | Markosek | Shapiro |
| Bebko-Jones | Fleagle | McCall | Siptroth |
| Belardi | Flick | McGeehan | Smith, B. |
| Belfanti | Frankel | McGill | Smith, S. H. |
| Benninghoff | Freeman | McIlhattan | Staback |
| Beyer | Gannon | McIlhinney | Stairs |
| Biancucci | Geist | McNaughton | Steil |
| Bishop | George | Melio | Stern |
| Blackwell | Gerber | Micozzie | Stetler |
| Blaum | Gergely | Millard | Stevenson, T. |
| Boyd | Gingrich | Mundy | Sturla |
| Bunt | Godshall | Myers | Surra |
| Buxton | Good | O'Brien | Tangretti |
| Caltagirone | Goodman | Oliver | Taylor, E. Z. |
| Cappelli | Grucela | O'Neill | Taylor, J. |
| Casorio | Hanna | Parker | Thomas |
| Causer | Harhai | Payne | Tigue |
| Cawley | Harper | Petrarca | True |
| Civera | Harris | Petri | Veon |
| Clymer | Hasay | Petrone | Vitali |
| Cohen | Herman | Phillips | Walko |
| Cornell | Hershey | Pickett | Wansacz |
| Corrigan | Hess | Pistella | Waters |
| Crahalla | Hickernell | Preston | Watson |
| Cruz | James | Ramaley | Wheatley |
| Curry | Josephs | Raymond | Williams |
| Daley | Keller, W. | Readshaw | Wojnaroski |
| Dally | Kenney | Reed | Wright |
| DeLuca | Killion | Roberts | Yewcic |
| Dermody | Kirkland | Roebuck | Youngblood |
| DeWeese | Kotik | Rooney | Yudichak |
| DiGirolamo | LaGrotta | Ross | Zug |
| Diven | Leach | Rubley | |
| Donatucci | Lederer | Ruffing | |
| Eachus | Leh | Sabatina | Perzel, |
| Evans, D. | Lescovitz | Sainato | Speaker |

NAYS—34

| | | | |
|-----------|-----------|------------|-----------|
| Birmelin | Harhart | Miller, S. | Rohrer |
| Creighton | Hennessey | Mustio | Samuelson |

| | | | |
|-----------|------------|----------|---------------|
| Denlinger | Hutchinson | Nailor | Saylor |
| Ellis | Kauffman | Nickol | Scavello |
| Forcier | Keller, M. | Pyle | Solobay |
| Gabig | Mackereth | Quigley | Sonney |
| Gillespie | Marsico | Rapp | Stevenson, R. |
| Grell | Metcalfe | Reichley | Turzai |
| Haluska | Miller, R. | | |

NOT VOTING—1

Barrar

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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.

HARRISBURG LEGISLATIVE LEAVE CANCELED

The SPEAKER. The Chair notes the presence on the floor of the House of the gentlelady, Miss Major.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2516, PN 3696**, entitled:

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia for operation and maintenance expenses and for payment of debt service.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—160

| | | | |
|-------------|-----------|------------|--------------|
| Adolph | Fabrizio | Maitland | Sainato |
| Allen | Fairchild | Major | Santoni |
| Argall | Feese | Manderino | Schroder |
| Baker | Fichter | Mann | Semmel |
| Baldwin | Flaherty | Markosek | Shaner |
| Barrar | Fleagle | McCall | Shapiro |
| Bastian | Flick | McGeehan | Siptroth |
| Bebko-Jones | Frankel | McGill | Smith, B. |
| Belardi | Freeman | McIlhattan | Smith, S. H. |
| Belfanti | Gannon | McIlhinney | Staback |
| Beyer | Geist | McNaughton | Stairs |
| Biancucci | George | Melio | Steil |
| Bishop | Gerber | Micozzie | Stern |
| Blackwell | Gergely | Millard | Stetler |

| | | | |
|-------------|------------|----------|---------------|
| Blaum | Gingrich | Mundy | Stevenson, T. |
| Boyd | Godshall | Myers | Sturla |
| Bunt | Good | O'Brien | Surra |
| Buxton | Goodman | Oliver | Tangretti |
| Caltagirone | Grucela | O'Neill | Taylor, E. Z. |
| Cappelli | Hanna | Parker | Taylor, J. |
| Casorio | Harhai | Payne | Thomas |
| Cawley | Harhart | Petrarca | Tigue |
| Civera | Harper | Petri | True |
| Clymer | Harris | Petrone | Veon |
| Cohen | Hasay | Phillips | Vitali |
| Cornell | Herman | Pickett | Walko |
| Corrigan | Hershey | Pistella | Wansacz |
| Crahalla | Hess | Preston | Waters |
| Cruz | Hickernell | Ramaley | Watson |
| Curry | James | Raymond | Wheatley |
| Daley | Josephs | Readshaw | Williams |
| Dally | Keller, W. | Reed | Wojnaroski |
| DeLuca | Kenney | Reichley | Wright |
| Dermody | Killion | Roberts | Yewcic |
| DeWeese | Kirkland | Roebuck | Youngblood |
| DiGirolamo | Kotik | Rooney | Yudichak |
| Diven | LaGrotta | Ross | Zug |
| Donatucci | Leach | Rubley | |
| Eachus | Lederer | Ruffing | |
| Evans, D. | Leh | Sabatina | Perzel, |
| Evans, J. | Lescovitz | | Speaker |

NAYS—35

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Grell | Metcalfe | Rohrer |
| Birmelin | Haluska | Miller, R. | Samuelson |
| Causar | Hennessey | Miller, S. | Saylor |
| Creighton | Hutchinson | Mustio | Scavello |
| Denlinger | Kauffman | Nailor | Solobay |
| Ellis | Keller, M. | Nickol | Sonney |
| Forcier | Mackereth | Pyle | Stevenson, R. |
| Gabig | Maher | Quigley | Turzai |
| Gillespie | Marsico | Rapp | |

NOT VOTING—1

Sather

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2517, PN 3697**, entitled:

An Act making an appropriation to the Johnson Technical Institute of Scranton for operation and maintenance expenses.

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

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

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—161

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Fabrizio | Maitland | Sather |
| Allen | Fairchild | Major | Schroder |
| Argall | Feese | Manderino | Semmel |
| Baker | Fichter | Mann | Shaner |
| Baldwin | Flaherty | Markosek | Shapiro |
| Barrar | Fleagle | McCall | Sipthoth |
| Bastian | Flick | McGeehan | Smith, B. |
| Bebko-Jones | Frankel | McGill | Smith, S. H. |
| Belardi | Freeman | McIlhattan | Sonney |
| Belfanti | Gannon | McIlhinney | Staback |
| Beyer | Geist | McNaughton | Stairs |
| Biancucci | George | Melio | Steil |
| Bishop | Gerber | Micozzie | Stern |
| Blackwell | Gergely | Millard | Stetler |
| Blaum | Gingrich | Mundy | Stevenson, T. |
| Boyd | Godshall | Myers | Sturla |
| Bunt | Good | O'Brien | Surra |
| Buxton | Goodman | Oliver | Tangretti |
| Caltagirone | Grucela | O'Neill | Taylor, E. Z. |
| Cappelli | Hanna | Parker | Taylor, J. |
| Casorio | Harhai | Payne | Thomas |
| Cawley | Harhart | Petrarca | Tigue |
| Civera | Harper | Petri | True |
| Clymer | Harris | Petrone | Veon |
| Cohen | Hasay | Phillips | Vitali |
| Cornell | Herman | Pickett | Walko |
| Corrigan | Hershey | Pistella | Wansacz |
| Crahalla | Hess | Preston | Waters |
| Cruz | Hickernell | Ramaley | Watson |
| Curry | James | Raymond | Wheatley |
| Daley | Josephs | Readshaw | Williams |
| Dally | Keller, W. | Reed | Wojnaroski |
| DeLuca | Kenney | Roberts | Wright |
| Dermody | Killion | Roebuck | Yewcic |
| DeWeese | Kirkland | Rooney | Youngblood |
| DiGirolamo | Kotik | Ross | Yudichak |
| Diven | LaGrotta | Rubley | Zug |
| Donatucci | Leach | Ruffing | |
| Eachus | Lederer | Sabatina | |
| Evans, D. | Leh | Sainato | Perzel, |
| Evans, J. | Lescovitz | Santoni | Speaker |

NAYS—35

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Grell | Metcalfe | Reichley |
| Birmelin | Haluska | Miller, R. | Rohrer |
| Causar | Hennessey | Miller, S. | Samuelson |
| Creighton | Hutchinson | Mustio | Saylor |
| Denlinger | Kauffman | Nailor | Scavello |
| Ellis | Keller, M. | Nickol | Solobay |
| Forcier | Mackereth | Pyle | Stevenson, R. |
| Gabig | Maher | Quigley | Turzai |
| Gillespie | Marsico | Rapp | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2518, PN 3698**, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County for operation and maintenance expenses.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—159

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Fabrizio | Maitland | Santoni |
| Allen | Fairchild | Major | Sather |
| Argall | Feese | Manderino | Schroder |
| Baker | Fichter | Mann | Semmel |
| Baldwin | Flaherty | Markosek | Shaner |
| Barrar | Fleagle | McCall | Shapiro |
| Bastian | Flick | McGeehan | Siproth |
| Bebko-Jones | Frankel | McGill | Smith, B. |
| Belardi | Freeman | McIlhattan | Smith, S. H. |
| Belfanti | Gannon | McIlhinney | Staback |
| Beyer | Geist | McNaughton | Stairs |
| Biancucci | George | Melio | Steil |
| Bishop | Gerber | Micozzie | Stern |
| Blackwell | Gergely | Millard | Stetler |
| Blaum | Gingrich | Mundy | Stevenson, T. |
| Boyd | Godshall | Myers | Sturla |
| Bunt | Good | O'Brien | Surra |
| Buxton | Goodman | Oliver | Tangretti |
| Caltagirone | Grucela | O'Neill | Taylor, E. Z. |
| Cappelli | Hanna | Parker | Taylor, J. |
| Casorio | Harhai | Payne | Thomas |
| Cawley | Harper | Petrarca | Tigue |
| Civera | Harris | Petri | True |
| Clymer | Hasay | Petrone | Veon |
| Cohen | Herman | Phillips | Vitali |
| Cornell | Hershey | Pickett | Walko |
| Corrigan | Hess | Pistella | Wansacz |
| Crahalla | Hickermell | Preston | Waters |
| Cruz | James | Ramaley | Watson |
| Curry | Josephs | Raymond | Wheatley |
| Daley | Keller, W. | Readshaw | Williams |
| Dally | Kenney | Reed | Wojnaroski |
| DeLuca | Killion | Roberts | Wright |
| Dermody | Kirkland | Roebuck | Yewcic |
| DeWeese | Kotik | Rooney | Youngblood |
| DiGirolamo | LaGrotta | Ross | Yudichak |
| Diven | Leach | Rubley | Zug |
| Donatucci | Lederer | Ruffing | |
| Eachus | Leh | Sabatina | Perzel, |
| Evans, D. | Lescovitz | Sainato | Speaker |
| Evans, J. | | | |

NAYS—37

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Haluska | Metcalfe | Reichley |
| Birmelin | Harhart | Miller, R. | Rohrer |
| Causer | Hennessey | Miller, S. | Samuelson |
| Creighton | Hutchinson | Mustio | Saylor |
| Denlinger | Kauffman | Nailor | Scavello |
| Ellis | Keller, M. | Nickol | Solobay |
| Forcier | Mackereth | Pyle | Sonney |
| Gabig | Maher | Quigley | Stevenson, R. |
| Gillespie | Marsico | Rapp | Turzai |
| Grell | | | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2519, PN 3699**, entitled:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—178

| | | | |
|-------------|----------|------------|---------------|
| Adolph | Feese | Maitland | Ruffing |
| Allen | Fichter | Major | Sabatina |
| Argall | Flaherty | Manderino | Sainato |
| Baker | Fleagle | Mann | Santoni |
| Baldwin | Flick | Markosek | Sather |
| Barrar | Frankel | Marsico | Schroder |
| Bastian | Freeman | McCall | Semmel |
| Bebko-Jones | Gabig | McGeehan | Shaner |
| Belardi | Gannon | McGill | Shapiro |
| Belfanti | Geist | McIlhattan | Siproth |
| Benninghoff | George | McIlhinney | Smith, B. |
| Beyer | Gerber | McNaughton | Smith, S. H. |
| Biancucci | Gergely | Melio | Sonney |
| Bishop | Gingrich | Micozzie | Staback |
| Blackwell | Godshall | Millard | Stairs |
| Blaum | Good | Miller, S. | Steil |
| Boyd | Goodman | Mundy | Stern |
| Bunt | Grell | Mustio | Stetler |
| Buxton | Grucela | Myers | Stevenson, T. |

| | | | |
|-------------|------------|----------|---------------|
| Caltagirone | Hanna | Nailor | Sturla |
| Cappelli | Harhai | Nickol | Surra |
| Casorio | Harhart | O'Brien | Tangretti |
| Causer | Harper | Oliver | Taylor, E. Z. |
| Cawley | Harris | O'Neill | Taylor, J. |
| Civera | Hasay | Parker | Thomas |
| Clymer | Hennessey | Payne | Tigue |
| Cohen | Herman | Petrarca | True |
| Cornell | Hershey | Petri | Turzai |
| Corrigan | Hess | Petrone | Veon |
| Crahalla | Hickernell | Phillips | Vitali |
| Cruz | James | Pickett | Walko |
| Curry | Josephs | Pistella | Wansacz |
| Daley | Kauffman | Preston | Waters |
| Dally | Keller, M. | Pyle | Watson |
| DeLuca | Keller, W. | Quigley | Wheatley |
| Dermody | Kenney | Ramaley | Williams |
| DeWeese | Killion | Rapp | Wojnaroski |
| DiGirolamo | Kirkland | Raymond | Wright |
| Diven | Kotik | Readshaw | Yewcic |
| Donatucci | LaGrotta | Reed | Youngblood |
| Eachus | Leach | Roberts | Yudichak |
| Evans, D. | Lederer | Roebuck | Zug |
| Evans, J. | Leh | Rooney | |
| Fabrizio | Lescovitz | Ross | Perzel, |
| Fairchild | Maher | Rubley | Speaker |

NAYS-18

| | | | |
|-----------|------------|------------|---------------|
| Birmelin | Gillespie | Miller, R. | Saylor |
| Creighton | Haluska | Reichley | Scavello |
| Denlinger | Hutchinson | Rohrer | Solobay |
| Ellis | Mackereth | Samuelson | Stevenson, R. |
| Forcier | Metcalfe | | |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2520, PN 3700**, entitled:

An Act making an appropriation to the Wistar Institute, Philadelphia, for operation and maintenance expenses and for AIDS research.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-169

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

NAYS-27

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Gabig | Miller, R. | Rohrer |
| Birmelin | Gillespie | Miller, S. | Samuelson |
| Causer | Haluska | Nickol | Saylor |
| Creighton | Hutchinson | Pyle | Scavello |
| Denlinger | Kauffman | Quigley | Solobay |
| Ellis | Mackereth | Rapp | Stevenson, R. |
| Forcier | Metcalfe | Reichley | |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2521, PN 3701**, entitled:

An Act making an appropriation to the Central Penn Oncology Group.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—171

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

NAYS—25

| | | | |
|-------------|-----------|------------|-----------|
| Benninghoff | Haluska | Miller, S. | Rohrer |
| Birmelin | Hennessey | Mustio | Samuelson |
| Creighton | Mackereth | Nickol | Saylor |

| | | | |
|-----------|------------|----------|---------------|
| Denlinger | Maher | Quigley | Scavello |
| Ellis | Metcalfe | Rapp | Solobay |
| Forcier | Miller, R. | Reichley | Stevenson, R. |
| Gillespie | | | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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.

**HARRISBURG LEGISLATIVE LEAVE
CANCELED**

The SPEAKER. The Chair notes the presence in the hall of the House of the gentlelady, Mrs. Taylor.

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2522, PN 3702**, entitled:

An Act making an appropriation to the Lancaster Cleft Palate for outpatient-inpatient treatment.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—179

| | | | |
|-------------|-----------|------------|---------------|
| Adolph | Fairchild | Lescovitz | Sabatina |
| Allen | Feese | Maitland | Sainato |
| Argall | Fichter | Major | Santoni |
| Baker | Flaherty | Manderino | Sather |
| Baldwin | Fleagle | Mann | Scavello |
| Barrar | Flick | Markosek | Schroder |
| Bastian | Frankel | Marsico | Semmel |
| Bebko-Jones | Freeman | McCall | Shaner |
| Belardi | Gabig | McGeehan | Shapiro |
| Belfanti | Gannon | McGill | Siptroth |
| Benninghoff | Geist | McIlhattan | Smith, B. |
| Beyer | George | McIlhinney | Smith, S. H. |
| Biancucci | Gerber | McNaughton | Sonney |
| Bishop | Gergely | Melio | Staback |
| Blackwell | Gingrich | Micozzie | Stairs |
| Blaum | Godshall | Millard | Steil |
| Boyd | Good | Miller, S. | Stern |
| Bunt | Goodman | Mundy | Stetler |
| Buxton | Grell | Myers | Stevenson, T. |
| Caltagirone | Grucela | Nailor | Sturla |

| | | | |
|------------|------------|----------|---------------|
| Cappelli | Hanna | O'Brien | Surra |
| Casorio | Harhai | Oliver | Tangretti |
| Causer | Harhart | O'Neill | Taylor, E. Z. |
| Cawley | Harper | Parker | Taylor, J. |
| Civera | Harris | Payne | Thomas |
| Clymer | Hasay | Petrarca | Tigue |
| Cohen | Hennessey | Petri | True |
| Cornell | Herman | Petrone | Turzai |
| Corrigan | Hershey | Phillips | Veon |
| Crahalla | Hess | Pickett | Vitali |
| Creighton | Hickernell | Pistella | Walko |
| Cruz | Hutchinson | Preston | Wansacz |
| Curry | James | Pyle | Waters |
| Daley | Josephs | Quigley | Watson |
| Dally | Kauffman | Ramaley | Wheatley |
| DeLuca | Keller, M. | Rapp | Williams |
| Denlinger | Keller, W. | Raymond | Wojnaroski |
| Dermody | Kenney | Readshaw | Wright |
| DeWeese | Killion | Reed | Yewcic |
| DiGirolamo | Kirkland | Roberts | Youngblood |
| Diven | Kotik | Roebuck | Yudichak |
| Donatucci | LaGrotta | Rooney | Zug |
| Eachus | Leach | Ross | |
| Evans, D. | Lederer | Rubley | Perzel, |
| Evans, J. | Leh | Ruffing | Speaker |
| Fabrizio | | | |

NAYS-17

| | | | |
|-----------|------------|----------|---------------|
| Birmelin | Mackereth | Mustio | Samuelson |
| Ellis | Maher | Nickol | Saylor |
| Forcier | Metcalfe | Reichley | Solobay |
| Gillespie | Miller, R. | Rohrer | Stevenson, R. |
| Haluska | | | |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2523, PN 3703**, entitled:

An Act making an appropriation to the Burn Foundation, Philadelphia, for outpatient and inpatient treatment.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-178

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

NAYS-18

| | | | |
|-----------|------------|------------|---------------|
| Birmelin | Gillespie | Miller, R. | Samuelson |
| Creighton | Haluska | Nickol | Saylor |
| Denlinger | Hutchinson | Reichley | Solobay |
| Ellis | Mackereth | Rohrer | Stevenson, R. |
| Forcier | Metcalfe | | |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2524, PN 3704**, entitled:

An Act making an appropriation to The Children's Institute, Pittsburgh, for treatment and rehabilitation of certain persons with disabling diseases.

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

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

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—180

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

NAYS—16

| | | | |
|-----------|-----------|------------|---------------|
| Birmelin | Forcier | Metcalfe | Samuelson |
| Creighton | Gillespie | Miller, R. | Saylor |
| Denlinger | Haluska | Reichley | Solobay |
| Ellis | Mackereth | Rohrer | Stevenson, R. |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2525, PN 3705**, entitled:

An Act making an appropriation to The Children's Hospital of Philadelphia for comprehensive patient care and general maintenance and operation of the hospital.

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

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

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

The following roll call was recorded:

YEAS—180

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

| | | | |
|------------|------------|----------|------------|
| Clymer | Herman | Petri | Tigue |
| Cohen | Hershey | Petrone | True |
| Cornell | Hess | Phillips | Turzai |
| Corrigan | Hickernell | Pickett | Veon |
| Crahalla | Hutchinson | Pistella | Vitali |
| Cruz | James | Preston | Walko |
| Curry | Josephs | Pyle | Wansacz |
| Daley | Kauffman | Quigley | Waters |
| Dally | Keller, M. | Ramaley | Watson |
| DeLuca | Keller, W. | Rapp | Wheatley |
| Dermody | Kenney | Raymond | Williams |
| DeWeese | Killion | Readshaw | Wojnaroski |
| DiGirolamo | Kirkland | Reed | Wright |
| Diven | Kotik | Roberts | Yewcic |
| Donatucci | LaGrotta | Roebuck | Youngblood |
| Eachus | Leach | Rooney | Yudichak |
| Evans, D. | Lederer | Ross | Zug |
| Evans, J. | Leh | Rubley | |
| Fabrizio | Lescovitz | Ruffing | |
| Fairchild | Maher | Sabatina | Perzel, |
| Feese | Maitland | | Speaker |

NAYS-16

| | | | |
|-----------|-----------|------------|---------------|
| Birmelin | Forcier | Metcalfe | Rohrer |
| Creighton | Gillespie | Miller, R. | Samuelson |
| Denlinger | Haluska | Mustio | Saylor |
| Ellis | Mackereth | Reichley | Stevenson, R. |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2526, PN 3706**, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-175

| | | | |
|---------|---------|-----------|----------|
| Adolph | Feese | Maher | Sabatina |
| Allen | Fichter | Maitland | Sainato |
| Argall | Fleagle | Major | Santoni |
| Baker | Flick | Manderino | Sather |
| Baldwin | Forcier | Mann | Scavullo |

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

NAYS-21

| | | | |
|-----------|------------|----------|---------------|
| Birmelin | Haluska | Mustio | Samuelson |
| Creighton | Harhart | O'Neill | Saylor |
| Denlinger | Mackereth | Payne | Solobay |
| Ellis | Metcalfe | Reichley | Stevenson, R. |
| Flaherty | Miller, R. | Rohrer | Turzai |
| Gillespie | | | |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2527, PN 3707**, entitled:

An Act making appropriations to the Carnegie Museums of Pittsburgh for operations and maintenance expenses and the purchase of apparatus, supplies and equipment.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage.
The question is, shall the bill pass finally?

For that purpose, the gentleman, Mr. Samuelson.

Mr. SAMUELSON. Thank you, Mr. Speaker.

As we continue with this series of nonpreferred appropriations bills, these are the bills where we are voting public money to private institutions and the Constitution gives us a two-thirds threshold. In order to give public money to a private institution, we need a two-thirds vote in this House of Representatives.

This bill that is before us right now is an appropriation for the Carnegie Museums. Now, Carnegie Museums have a wonderful reputation, but if you look at the list of bills we are going to be voting on, there are eight museums in Pennsylvania that are getting special money from Harrisburg, a nonpreferred appropriation, a special appropriation that these eight museums get. How many museums are there in Pennsylvania? Well, there are 300. Perhaps you have a museum in your legislative district. There is a list put out by the National Association of Museums, and there are 300 museums in Pennsylvania. Why do we give public money to these 8 but not the other 290 or so? That remains a question every time we go through these nonpreferred appropriations. Yes, the other museums can apply for grants through the Pennsylvania Historical and Museum Commission, but if you notice that line item over in the Pennsylvania Historical and Museum Commission, the line item has remained flat at a time when more and more applicants are seeking those grants. So the grants that all museums in Pennsylvania can apply for have limited funds.

I say that we should say no to these special grants for eight particular museums. Why do we not put this money in the fund over at PHMC, Pennsylvania Historical and Museum Commission? Let us let all museums compete for this funding. So let us say no to the nonpreferred appropriations where some legislative leader – maybe it was this year; maybe it was 5 years ago; maybe it was 50 years ago – a legislative leader who is not even here anymore, put some museum on a special list. Let us have a fair system where all museums in Pennsylvania can compete for this funding.

I urge a “no” vote on HB 2527 and the other bills that earmark money for particular museums and not a fair process for all museums.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Metcalfe.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, I rise to agree with the prior speaker. He is to be commended because year after year he has been standing up and raising issue that many of these special appropriations to the nonpreferreds are going to just a select few of any particular institution across the State rather than the majority of institutions that could be supported.

The voters of this State are becoming more and more attuned to the spending that is taking place in Harrisburg, and they are not happy with it. The voters of this State, the taxpayers of this State, think that they are paying too much, and they would like

to see spending curtailed. Well, here is a way that we could start to curtail some of that spending, in some of these frivolous, special-interest-type expenditures that are occurring through nonpreferreds, and I would urge a “no” vote.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Pistella.

Mr. PISTELLA. Thank you, Mr. Speaker.

Mr. Speaker, I do not know really how the members are going to vote on this, and there are probably more people there that could care less what I have to stand up here and say, but I just could not resist the temptation to stand up and talk about the concept of reform that the distinguished gentlemen from both Butler County and from Lehigh County had to say.

Let me give you a couple of names, and I hope you pay attention because you may not know these names. I know some people are engaging in conversations, but I think it is important that they hear them and I think it is important that the folks that are watching this on television hear it. How about the African-American Museum of Philadelphia? I think there was a museum up in Erie; it may have been the Flagship Niagara, or my all-time favorite, which I voted for during the course of my 28 years here. The gentlemen from Philadelphia – I will not mention their names – and ladies thought it important to have a line item for this particular museum. It was one of my favorites, very entertaining – the Mummery Museum.

Now, I realize some of you might want to sit back and get a laugh out of it, but I remember a time when we sat here and we did \$10,000 appropriations, nonpreferred bills, for each and every one of them. You are sitting here now voting on a handful because this legislature saw fit to determine that the handful that we have – the 8, the 10 – are actually regional and national assets for this Commonwealth.

Now, if you do not want to pay any attention to me, fine, go ahead, but be conscious of the fact that these particular institutions are ones that we attempt to use for our advertising nationally, these are the organizations and the groups that we see fit to highlight to attract visitors to Pittsburgh, to Philadelphia, to Erie, and all those small little museums I talked about that we reformed, we reformed the process to turn around and have them go through the Pennsylvania Historical and Museum Commission, are not getting the money because this Assembly sat here and saw fit not to fund the Pennsylvania Historical and Museum Commission.

The very same members that are saying we need to change, we need to reform, in fact reformed. You reformed our cultural institutions to the point now where we are sitting here attempting to cannibalize the 10 or 12 institutions that we can point to, not just in Pennsylvania, not just in Northeastern United States, but around the world that are gems of culture and representative of our Commonwealth. Think about that before you decide you are going to go ahead and say, well, the taxpayers have had enough; they have had enough, and they will be the first ones in line to complain when they cannot get into the museum to see what they want to see because we were prudent and wise to turn around and throw them all into one pot and let them cannibalize each other and let them eat each other up in trying to scramble for money.

I would say that we should support this legislation, and given the fact next week we will be voting upon our budget, we should see fit to increase the line item for the Pennsylvania Historical and Museum Commission so all of those groups that

are competing to get money have more money to compete for and are able to get more money to continue to thrive and exist.

Thank you.

The SPEAKER. The gentleman, Mr. Samuelson, already spoke once. There is only one time for each of the nonpreferreds.

The gentleman, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I would like to concur with the previous speaker. These museums on here are international, national, international facilities. I look at the next one on the list. The Franklin Institute is starting in a month or so going to be exhibiting the King Tut exhibit. We will have visitors from all over the country, actually from all over the world. They are international institutions. They need and deserve for the programs that they put on and the exhibits that they have. They are absolutely essential to our tourism in the State of Pennsylvania. They are also valuable for tourism in the state of our country, and they deserve your support.

Thank you.

The SPEAKER. The Chair sees no one else standing at this time.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—159

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Feese | Mann | Schroder |
| Allen | Fichter | Markosek | Semmel |
| Argall | Flaherty | McCall | Shaner |
| Baker | Fleagle | McGeehan | Shapiro |
| Baldwin | Flick | McGill | Siptroth |
| Barrar | Frankel | McIlhattan | Smith, B. |
| Bastian | Freeman | McIlhinney | Smith, S. H. |
| Bebko-Jones | Gabig | McNaughton | Staback |
| Belardi | Gannon | Melio | Stairs |
| Belfanti | Geist | Micozzie | Steil |
| Biancucci | George | Millard | Stern |
| Bishop | Gerber | Mundy | Stetler |
| Blackwell | Gergely | Mustio | Stevenson, R. |
| Blaum | Gingrich | Myers | Stevenson, T. |
| Boyd | Godshall | Nickol | Sturla |
| Bunt | Good | O'Brien | Surra |
| Buxton | Goodman | Oliver | Tangretti |
| Caltagirone | Grucela | Parker | Taylor, E. Z. |
| Cappelli | Hanna | Petrarca | Taylor, J. |
| Casorio | Harhai | Petri | Thomas |
| Causar | Harper | Petrone | Tigue |
| Cawley | Hasay | Phillips | True |
| Civera | Herman | Pickett | Turzai |
| Clymer | Hess | Pistella | Veon |
| Cohen | Hickernell | Preston | Vitali |
| Cornell | James | Ramaley | Walko |
| Corrigan | Josephs | Raymond | Wansacz |
| Cruz | Keller, W. | Readshaw | Waters |
| Curry | Kenney | Reed | Watson |
| Daley | Killion | Reichley | Wheatley |
| Dally | Kirkland | Roberts | Williams |
| DeLuca | Kotik | Roebuck | Wojnaroski |
| Dermody | LaGrotta | Rooney | Wright |
| DeWeese | Leach | Ross | Yewcic |
| DiGiroloamo | Lederer | Rubley | Youngblood |
| Diven | Lescovitz | Ruffing | Yudichak |
| Donatucci | Maher | Sabatina | Zug |

| | | | |
|-----------|-----------|---------|---------|
| Eachus | Maitland | Sainato | |
| Evans, D. | Major | Santoni | Perzel, |
| Evans, J. | Manderino | Sather | Speaker |
| Fabrizio | | | |

NAYS—37

| | | | |
|-------------|------------|------------|-----------|
| Benninghoff | Grell | Leh | Pyle |
| Beyer | Haluska | Mackereth | Quigley |
| Birmelin | Harhart | Marsico | Rapp |
| Crahalla | Harris | Metcalf | Rohrer |
| Creighton | Hennessey | Miller, R. | Samuelson |
| Denlinger | Hershey | Miller, S. | Saylor |
| Ellis | Hutchinson | Nailor | Scavello |
| Fairchild | Kauffman | O'Neill | Solobay |
| Forcier | Keller, M. | Payne | Sonney |
| Gillespie | | | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2528, PN 3708**, entitled:

An Act making an appropriation to the Franklin Institute Science Museum for maintenance expenses.

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

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

The question is, shall the bill pass finally?

On that question, the Chair recognizes the gentleman, Mr. Samuelson.

Mr. SAMUELSON. Thank you, Mr. Speaker.

I realize I am only allowed to speak once on each bill, but this is a new bill.

I had comments to make in response to one of the previous speakers talking about all eight of these museums that are before us, and the gentleman from Allegheny County in his remarks citing three museums, he makes my point, because the three museums he cited, one of them is on the special list and the other two are not. So if you listened to the discussion of the African-American Museum, yes, that one does get a special appropriation from the State. The Flagship Niagara, no, that is not on the list, and I had not heard about a Mummery Museum appropriation, and it is not on the list.

The complete list of the eight museums that we are voting on is the Carnegie Museum, which was in a previous bill;

the Franklin Institute, which is in this bill; Academy of Natural Sciences; African-American Museum; the Everhart Museum; the Mercer Museum; the Whitaker Center; and a museum that is at the University of Pennsylvania. The University of Pennsylvania gets a significant nonpreferred appropriation, over \$44 million. Of that \$44 million, \$231,000 is for their museum. So those eight are the museums that I am speaking about that are on this special list. There are 300 museums in Pennsylvania. It would be much fairer if this House would decide not to fund these museums in this special way but allow them to apply for and compete for the funding with all other museums in Pennsylvania.

I agree with the previous speaker. We should increase that line item in the Pennsylvania Historical and Museum Commission, but if you look it up in the budget that we voted on in April, the funding in that line item has been flat and each of the museums is getting less and less and less. So why do we continue to single out eight museums for special funding? More than 290 do not get the special funding. And if you listen to that list of eight – and you can see it right there on the House bills – the museum in your community, in all likelihood, is not on the list. Why do we have this process where eight are singled out?

I urge a “no” vote. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair would like to inform the gentleman that we were on the Franklin Institute, and he should have confined his remarks to the Franklin Institute. I would hope that you do that on the next six.

FORMER MEMBER WELCOMED

The SPEAKER. We have a former member here on the floor of the House to the left of the Speaker, Representative Roy Reinard. He is the guest of the Bucks County delegation and the entire General Assembly. Welcome back.

CONSIDERATION OF HB 2528 CONTINUED

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

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, I again rise to agree with the prior speaker, and I know, Mr. Speaker, that this \$699,000 I believe that is being appropriated here to this museum might not seem like a lot of money compared to the \$25 billion or so that we deal with in the budget process, but \$699,000 is a lot of money to the taxpayers of Pennsylvania. I know the taxpayers are out there working day after day, working hard to make ends meet, and since this new administration came in under Governor Rendell, they are now paying higher personal income taxes. So to deal with the higher taxes that they are paying, the appropriation that is being put up here could be curtailed to try and reduce spending to ultimately put us in a position to reduce taxes on the hard-working men and women of this State who are slaving away to pay this burden that is ever being created more and more by Governor Rendell.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Pistella.

Mr. PISTELLA. Mr. Speaker, I think that the gentleman has stood up and has really raised a very important issue. I agree

with him in part but not in total. I agree that we have hardworking men and women in Pennsylvania, and you know, they have gone out every day of the week; they work hard. I cannot think of a finer, more wholesome place for them to go to on a weekend when they have their leisure time with their family than a place like the Franklin Institute in Philadelphia or the Carnegie Science Center and Museum in Allegheny County.

I would think, given the fact there are 12 million people, if we took the total amount of money of funding for all those institutions, you would find out it was probably a mere pittance that they were paying of their hard-earned tax dollars in the form of a sales tax or a personal income tax. I cannot think of a finer return on that investment, something that all of us can agree is fine, wholesome family entertainment, and I know in my heart how much each and every one of us stands for fine, wholesome family entertainment. I am sure my colleague agrees with me on that. That is why I would encourage you to support these fine institutions that provide fine family, wholesome entertainment for our constituents.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Roebuck.

Mr. ROEBUCK. Thank you, Mr. Speaker.

The previous speaker indicated that somehow spending the money on museums is a waste of taxpayer dollars. I want to say that I could not disagree with the gentleman more.

Understand what these museums do. In my city these museums are a part of an effort that brings people into the city; tourists who pay money to stay, who pay money in restaurants, who pay money in stores, who pay State tax dollars that far exceed the amount of money we give to these museums.

Further, these museums at least in my city are important support for education. When I drive through center city during a school year, not a day goes past that I do not see school buses lined up bringing school kids into the city to go to the Franklin Institute, to go to the other museums so they might enhance their education.

If this is frivolous tax spending, Mr. Speaker, I support it 100 percent. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Petrone.

Mr. PETRONE. Thank you, Mr. Speaker.

Mr. Speaker, I support the appropriation to the Franklin Institute, as I do for all of the other institutions mentioned in this nonpreferred request.

I represent Pittsburgh. The Carnegie is the heart and soul of Pittsburgh. It has been for decades upon decades. The first appropriation I worked on in 1983 was the Science Center, the Carnegie Science Center, and at the time I thought, yes, a worthy investment for our city. Judging by the number of visitors and families that continually utilize that, it is, again, one of the parts of the heart and soul of Pittsburgh.

So I support these appropriations and you all should support them, because of all the appropriations that we make every year in this budget, these certainly are the most worthwhile.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS-164

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

NAYS-32

| | | | |
|-------------|-----------|------------|-----------|
| Benninghoff | Gabig | Hutchinson | Payne |
| Beyer | Gillespie | Kauffman | Quigley |
| Birmelin | Grell | Keller, M. | Rapp |
| Creighton | Haluska | Mackereth | Samuelson |
| Denlinger | Hanna | Marsico | Saylor |
| Ellis | Harris | Metcalfe | Scavello |
| Fairchild | Hennessey | Miller, R. | Solobay |
| Forcier | Hershey | Miller, S. | Turzai |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2529, PN 3709**, entitled:

An Act making an appropriation to the Academy of Natural Sciences for maintenance expenses.

On the question,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-154

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Evans, D. | Manderino | Sather |
| Allen | Evans, J. | Mann | Schroder |
| Argall | Fabrizio | Markosek | Semmel |
| Baker | Feese | McCall | Shaner |
| Baldwin | Fichter | McGeehan | Shapiro |
| Barrar | Flaherty | McGill | Siproth |
| Bastian | Fleagle | McIlhattan | Smith, B. |
| Bebko-Jones | Flick | McIlhinney | Smith, S. H. |
| Belardi | Frankel | McNaughton | Staback |
| Belfanti | Freeman | Melio | Stairs |
| Biancucci | Gannon | Micozzie | Steil |
| Bishop | Geist | Millard | Stern |
| Blackwell | George | Mundy | Stetler |
| Blaum | Gerber | Myers | Stevenson, T. |
| Boyd | Gergely | Nickol | Sturla |
| Bunt | Gingrich | O'Brien | Surra |
| Buxton | Godshall | Oliver | Tangretti |
| Caltagirone | Good | Parker | Taylor, E. Z. |
| Cappelli | Goodman | Petrarca | Taylor, J. |
| Casorio | Grucela | Petri | Thomas |
| Causer | Harhai | Petrone | Tigue |
| Cawley | Harper | Phillips | True |
| Civera | Hasay | Pickett | Veon |
| Clymer | Herman | Pistella | Vitali |
| Cohen | Hess | Preston | Walko |
| Cornell | Hickernell | Ramaley | Wansacz |
| Corrigan | James | Raymond | Waters |
| Crahalla | Josephs | Readshaw | Watson |
| Cruz | Keller, W. | Reed | Wheatley |
| Curry | Kenney | Reichley | Williams |
| Daley | Killion | Roberts | Wojnaroski |
| Dally | Kirkland | Roebuck | Wright |
| DeLuca | Kotik | Rooney | Yewcic |
| Dermody | LaGrotta | Ross | Youngblood |
| DeWeese | Leach | Rubley | Yudichak |
| DiGirolamo | Lederer | Ruffing | Zug |
| Diven | Lescovitz | Sabatina | |
| Donatucci | Maitland | Sainato | Perzel, |
| Eachus | Major | Santoni | Speaker |

NAYS-42

| | | | |
|-------------|------------|------------|-----------|
| Benninghoff | Haluska | Maher | Quigley |
| Beyer | Hanna | Marsico | Rapp |
| Birmelin | Harhart | Metcalfe | Rohrer |
| Creighton | Harris | Miller, R. | Samuelson |
| Denlinger | Hennessey | Miller, S. | Saylor |
| Ellis | Hershey | Mustio | Scavello |
| Fairchild | Hutchinson | Nailor | Solobay |
| Forcier | Kauffman | O'Neill | Sonney |

| | | | |
|-----------|------------|-------|---------------|
| Gabig | Keller, M. | Payne | Stevenson, R. |
| Gillespie | Leh | Pyle | Turzai |
| Grell | Mackereth | | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2530, PN 3710**, entitled:

An Act making an appropriation to the African-American Museum in Philadelphia for operating expenses.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—158

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Evans, J. | Manderino | Sather |
| Allen | Fabrizio | Mann | Schroder |
| Argall | Feese | Markosek | Semmel |
| Baker | Fichter | McCall | Shaner |
| Baldwin | Flaherty | McGeehan | Shapiro |
| Barrar | Fleagle | McGill | Siptroth |
| Bastian | Flick | McIlhattan | Smith, B. |
| Bebko-Jones | Frankel | McIlhinney | Smith, S. H. |
| Belardi | Freeman | McNaughton | Staback |
| Belfanti | Gannon | Melio | Stairs |
| Biancucci | Geist | Micozzie | Steil |
| Bishop | George | Millard | Stern |
| Blackwell | Gerber | Mundy | Stetler |
| Blaum | Gergely | Mustio | Stevenson, T. |
| Boyd | Gingrich | Myers | Sturla |
| Bunt | Godshall | Nickol | Surra |
| Buxton | Good | O'Brien | Tangretti |
| Caltagirone | Goodman | Oliver | Taylor, E. Z. |
| Cappelli | Grucela | Parker | Taylor, J. |
| Casorio | Harhai | Petrarca | Thomas |
| Causar | Harhart | Petri | Tigue |
| Cawley | Harper | Petrone | True |
| Civera | Hasay | Phillips | Turzai |
| Clymer | Herman | Pickett | Veon |
| Cohen | Hess | Pistella | Vitali |
| Cornell | Hickernell | Preston | Walko |
| Corrigan | James | Ramaley | Wansacz |
| Crahalla | Josephs | Raymond | Waters |
| Cruz | Keller, W. | Readshaw | Watson |

| | | | |
|------------|-----------|----------|------------|
| Curry | Kenney | Reed | Wheatley |
| Daley | Killion | Reichley | Williams |
| Dally | Kirkland | Roberts | Wojnaroski |
| DeLuca | Kotik | Roebuck | Wright |
| Dermody | LaGrotta | Rooney | Yewcic |
| DeWeese | Leach | Ross | Youngblood |
| DiGirolamo | Lederer | Rubley | Yudichak |
| Diven | Lescovitz | Ruffing | Zug |
| Donatucci | Maher | Sabatina | |
| Eachus | Maitland | Sainato | Perzel, |
| Evans, D. | Major | Santoni | Speaker |

NAYS—38

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Grell | Mackereth | Quigley |
| Beyer | Haluska | Marsico | Rapp |
| Birmelin | Hanna | Metcalfe | Rohrer |
| Creighton | Harris | Miller, R. | Samuelson |
| Denlinger | Hennessey | Miller, S. | Saylor |
| Ellis | Hershey | Nailor | Scavello |
| Fairchild | Hutchinson | O'Neill | Solobay |
| Forcier | Kauffman | Payne | Sonney |
| Gabig | Keller, M. | Pyle | Stevenson, R. |
| Gillespie | Leh | | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2531, PN 3711**, entitled:

An Act making an appropriation to the Everhart Museum in Scranton for operating expenses.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—152

| | | | |
|-------------|-----------|------------|--------------|
| Adolph | Evans, J. | Mann | Schroder |
| Allen | Fabrizio | Markosek | Semmel |
| Argall | Feese | McCall | Shaner |
| Baker | Fichter | McGeehan | Shapiro |
| Baldwin | Flaherty | McGill | Siptroth |
| Barrar | Fleagle | McIlhattan | Smith, B. |
| Bastian | Flick | McIlhinney | Smith, S. H. |
| Bebko-Jones | Frankel | McNaughton | Staback |

| | | | |
|-------------|------------|----------|---------------|
| Belardi | Freeman | Melio | Stairs |
| Belfanti | Gannon | Micozzie | Steil |
| Biancucci | Geist | Millard | Stern |
| Bishop | George | Mundy | Stetler |
| Blackwell | Gerber | Myers | Stevenson, T. |
| Blaum | Gergely | O'Brien | Sturla |
| Boyd | Gingrich | Oliver | Surra |
| Bunt | Godshall | Parker | Tangretti |
| Buxton | Good | Petrarca | Taylor, E. Z. |
| Caltagirone | Goodman | Petri | Taylor, J. |
| Cappelli | Grucela | Petrone | Thomas |
| Casorio | Harhai | Phillips | Tigue |
| Cawley | Harper | Pickett | True |
| Civera | Hasay | Pistella | Veon |
| Clymer | Herman | Preston | Vitali |
| Cohen | Hess | Ramaley | Walko |
| Cornell | Hickernell | Raymond | Wansacz |
| Corrigan | James | Readshaw | Waters |
| Crahalla | Josephs | Reed | Watson |
| Cruz | Keller, W. | Reichley | Wheatley |
| Curry | Kenney | Roberts | Williams |
| Daley | Killion | Roebuck | Wojnaroski |
| Dally | Kirkland | Rooney | Wright |
| DeLuca | Kotik | Ross | Yewcic |
| Dermody | LaGrotta | Rubley | Youngblood |
| DeWeese | Leach | Ruffing | Yudichak |
| DiGirolamo | Lederer | Sabatina | Zug |
| Diven | Lescovitz | Sainato | |
| Donatucci | Maitland | Santoni | |
| Eachus | Major | Sather | Perzel, |
| Evans, D. | Manderino | | Speaker |

NAYS-44

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Grell | Mackereth | Pyle |
| Beyer | Haluska | Maher | Quigley |
| Birmelin | Hanna | Marsico | Rapp |
| Causar | Harhart | Metcalfe | Rohrer |
| Creighton | Harris | Miller, R. | Samuelson |
| Denlinger | Hennessey | Miller, S. | Saylor |
| Ellis | Hershey | Mustio | Scavello |
| Fairchild | Hutchinson | Nailor | Solobay |
| Forcier | Kauffman | Nickol | Sonney |
| Gabig | Keller, M. | O'Neill | Stevenson, R. |
| Gillespie | Leh | Payne | Turzai |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2532, PN 3712**, entitled:

An Act making an appropriation to the Mercer Museum in Doylestown, Pennsylvania, for operating expenses.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-152

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Evans, D. | Mann | Schroder |
| Allen | Evans, J. | Markosek | Semmel |
| Argall | Fabrizio | McCall | Shaner |
| Baker | Feeze | McGeehan | Shapiro |
| Baldwin | Fichter | McGill | Siptroth |
| Barrar | Fleagle | McLhattan | Smith, B. |
| Bastian | Flick | McLhinney | Smith, S. H. |
| Bebko-Jones | Frankel | McNaughton | Staback |
| Belardi | Freeman | Melio | Stairs |
| Belfanti | Gannon | Micozzie | Steil |
| Biancucci | Geist | Millard | Stern |
| Bishop | George | Mundy | Stetler |
| Blackwell | Gerber | Myers | Stevenson, T. |
| Blaum | Gergely | O'Brien | Sturla |
| Boyd | Gingrich | Oliver | Surra |
| Bunt | Godshall | O'Neill | Tangretti |
| Buxton | Good | Parker | Taylor, E. Z. |
| Caltagirone | Goodman | Petri | Taylor, J. |
| Cappelli | Grucela | Petrone | Thomas |
| Casorio | Harhai | Phillips | Tigue |
| Causar | Harper | Pickett | True |
| Cawley | Hasay | Pistella | Veon |
| Civera | Herman | Preston | Vitali |
| Clymer | Hess | Ramaley | Walko |
| Cohen | Hickernell | Raymond | Wansacz |
| Cornell | James | Readshaw | Waters |
| Corrigan | Josephs | Reed | Watson |
| Crahalla | Keller, W. | Reichley | Wheatley |
| Cruz | Kenney | Roberts | Williams |
| Curry | Killion | Roebuck | Wojnaroski |
| Daley | Kirkland | Rooney | Wright |
| Dally | Kotik | Ross | Yewcic |
| DeLuca | LaGrotta | Rubley | Youngblood |
| Dermody | Leach | Ruffing | Yudichak |
| DeWeese | Lederer | Sabatina | Zug |
| DiGirolamo | Lescovitz | Sainato | |
| Diven | Maitland | Santoni | |
| Donatucci | Major | Sather | Perzel, |
| Eachus | Manderino | | Speaker |

NAYS-44

| | | | |
|-------------|------------|------------|---------------|
| Benninghoff | Grell | Mackereth | Pyle |
| Beyer | Haluska | Maher | Quigley |
| Birmelin | Hanna | Marsico | Rapp |
| Creighton | Harhart | Metcalfe | Rohrer |
| Denlinger | Harris | Miller, R. | Samuelson |
| Ellis | Hennessey | Miller, S. | Saylor |
| Fairchild | Hershey | Mustio | Scavello |
| Flaherty | Hutchinson | Nailor | Solobay |
| Forcier | Kauffman | Nickol | Sonney |
| Gabig | Keller, M. | Payne | Stevenson, R. |
| Gillespie | Leh | Petrarca | Turzai |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2533**, **PN 3713**, entitled:

An Act making an appropriation to the Whitaker Center for Science and the Arts in Harrisburg, Pennsylvania, for operating expenses.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—163

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

NAYS—33

| | | | |
|-------------|------------|------------|-----------|
| Benninghoff | Gillespie | Mackereth | Rapp |
| Beyer | Haluska | Metcalfe | Rohrer |
| Birmelin | Hanna | Miller, R. | Samuelson |
| Creighton | Harris | Miller, S. | Saylor |
| Denlinger | Hennessey | Nickol | Scavello |
| Ellis | Hershey | O'Neill | Solobay |
| Fairchild | Hutchinson | Pyle | Sonney |
| Flaherty | Leh | Quigley | Turzai |
| Forcier | | | |

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2504**, **PN 3684**, entitled:

A Supplement to the act of April 1, 1863 (P.L.213, No.227), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; and providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

The SPEAKER. The Grucela and LaGrotta amendments are both in violation of rule 19(b), which states that if you are going to have an increase, you have to have a corresponding decrease somewhere else in the budget.

With that, the gentleman, Mr. Shapiro, offers the following amendment, which the clerk will read.

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

Mr. **SHAPIRO** offered the following amendment No. **A07171**:

Amend Sec. 11, page 10, line 28, by inserting after "Section 11." No funds appropriated under this act shall be received by The Pennsylvania State University unless the university enters into articulation agreements with the community colleges and the State System of Higher Education institutions.

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

The SPEAKER. On that question, the gentleman, Mr. Shapiro.

Mr. SHAPIRO. Thank you, Mr. Speaker.

This amendment would end the tuition tax for students taking courses here in Pennsylvania. This amendment would make it easier for students to be able to transfer their college credits as they go from one higher education institution to another.

AMENDMENT WITHDRAWN

Mr. SHAPIRO. I have been engaged in discussions with representatives of the four higher education institutions that we are referencing in these four amendments that I have filed. In the spirit of cooperation, in the spirit of recognizing the progress that we are making toward reaching a mutually agreeable conclusion, Mr. Speaker, I will withdraw this amendment and the related amendments to the following three nonpreferred bills.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Herman.

Mr. HERMAN. May I be recognized on final passage, Mr. Speaker?

The SPEAKER. I apologize. I did not quite hear what you said.

Mr. HERMAN. I would like to be recognized on final passage.

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

On that question, the Chair recognizes the gentleman, Mr. Herman.

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

This budget week and next week, or this fiscal year 2006-2007 budget, will be my 24th and undoubtedly my last, and I just wanted to say what a great honor and privilege it has been these 24 years to represent my constituents associated with the Pennsylvania State University in Centre County, and I want each and every one of you to know, and those who have served in the past 24 years with me and those in the future, that I have seen firsthand how these appropriations that you provide the General Assembly are so helpful to our young people and our adult learners who aspire to get that degree from the Pennsylvania State University, which is the premier land-grant university in Pennsylvania but also one of the outstanding educational institutions of higher education in the entire world.

And, Mr. Speaker, I just want to say on behalf of my constituents, whom I have served for the past 24 years in this House of Representatives and associated myself with Penn State University and the State College area and the Centre region, thank you so much for your support, and I would appreciate your continued support for higher education.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

NAYS—2

Haluska Metcalfe

NOT VOTING—0

EXCUSED—7

Armstrong Gruitza Pallone Wilt
Costa Levdansky Rieger

The two-thirds 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 2505, PN 3685**, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp.Sess., P.L.87, No.3), entitled "An act providing for the establishment and operation of the University of Pittsburgh as an instrumentality of the Commonwealth to serve as a State-related university in the higher education system of the Commonwealth; providing for change of name; providing for the composition of the board of trustees; terms of trustees, and the power and duties of such trustees; authorizing appropriations in amounts to be fixed annually by the General Assembly; providing for the auditing of accounts of expenditures from said appropriations; providing for public support and capital improvements; authorizing the issuance of bonds exempt from taxation within the Commonwealth; requiring the chancellor to make an annual report of the operations of the University of Pittsburgh," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations, for a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—193

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

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

NAYS—2

| | |
|---------|----------|
| Haluska | Metcalfe |
|---------|----------|

NOT VOTING—1

| |
|-------------|
| Bebko-Jones |
|-------------|

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2506, PN 3686**, entitled:

A Supplement to the act of November 30, 1965 (P.L.843, No.355), known as the Temple University—Commonwealth Act, making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—191

| | | | |
|---------|----------|-----------|-----------|
| Adolph | Flaherty | Manderino | Sainato |
| Allen | Fleagle | Mann | Samuelson |
| Argall | Flick | Markosek | Santoni |
| Baker | Forcier | Marsico | Sather |
| Baldwin | Frankel | McCall | Saylor |

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

NAYS-5

| | | | |
|-----------|---------|------------|----------|
| Creighton | Haluska | Hutchinson | Metcalfe |
| Denlinger | | | |

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Costa | Levdansky | Rieger | |

The two-thirds 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 2507, PN 3687**, entitled:

A Supplement to the act of July 7, 1972 (P.L.743, No.176), known as the Lincoln University-Commonwealth Act, making an appropriation for carrying the same into effect; providing for a basis for

payments of the appropriation; and providing a method of accounting for the funds appropriated and for certain fiscal information disclosure.

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

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

The question is, shall the bill pass finally?
Agreeable to the provisions of the Constitution, the yeas and nays will now be taken.

(Members proceeded to vote.)

LEAVE OF ABSENCE CANCELED

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

CONSIDERATION OF HB 2507 CONTINUED

On the question recurring,
Shall the bill pass finally?

The following roll call was recorded:

YEAS-192

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

| | | | |
|------------|-----------|----------|------------|
| DiGirolamo | Kotik | Roberts | Wright |
| Diven | LaGrotta | Roebuck | Yewcic |
| Donatucci | Leach | Rohrer | Youngblood |
| Eachus | Lederer | Rooney | Yudichak |
| Ellis | Leh | Ross | Zug |
| Evans, D. | Lescovitz | Rubley | |
| Evans, J. | Mackereth | Ruffing | |
| Fabrizio | Maher | Sabatina | Perzel, |
| Fairchild | Maitland | | Speaker |

NAYS-5

| | | | |
|-----------|------------|----------|------|
| Creighton | Hutchinson | Metcalfe | Rapp |
| Haluska | | | |

NOT VOTING-0

EXCUSED-6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2508, PN 3688**, entitled:

An Act making an appropriation to the Trustees of Drexel University, Philadelphia.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-183

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

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

NAYS-14

| | | | |
|-----------|------------|------------|-----------|
| Birmelin | Gillespie | Metcalfe | Samuelson |
| Creighton | Haluska | Miller, S. | Saylor |
| Denlinger | Hanna | Rapp | Solobay |
| Ellis | Hutchinson | | |

NOT VOTING-0

EXCUSED-6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2509, PN 3689**, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

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

Mr. **GEORGE** offered the following amendment No. **A07050**:

Amend Sec. 1, page 2, by inserting between lines 2 and 3
(c) As a condition of receiving its appropriation under this act, on or after January 1, 2006, the medical school shall, when accepting first-year students for the next term, set aside 5% of the total number of admissions for students who agree that upon receipt of their medical

license, they will engage in the practice of medicine for a period of four years in an area within this Commonwealth termed as medically underserved or in a primary care health professional shortage area as reported by the Department of Health.

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

AMENDMENT WITHDRAWN

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

Mr. GEORGE. Mr. Speaker, if I may.

I want to thank you, sir, but I am going to withdraw this amendment, and I ask that you be somewhat patient while I explain why.

I withdraw this amendment with great reluctance, and I am also withdrawing that same amendment from 2510, 2511, 2512, and 2513. We all want health care for the citizens of Pennsylvania. That, at least, is what I believe we say, yet 56 of our 67 counties are medically underserved. This includes our cities, our rural areas, as well as the Democrat and Republican districts. My amendment simply asked the medical schools in Pennsylvania to reserve 5 percent of their initial enrollment for an incoming class to students who agree to serve 4 years after graduation and internship in a medically underserved area. Jefferson has been doing this for years with the Federal government. We provide State support to these medical schools, and well we should.

This is not an onerous demand on our schools. It is one that will improve health care where it is missing. I want you to pay attention to this one statement. There are countries that do not even rate close to this United States and to this Commonwealth, and yet they have health care for all citizens – rich, poor, and indifferent. We can and should do this, and I look forward to your support for some bills that we will be offering soon.

Mr. Speaker, thank you for your patience.

The SPEAKER. The Chair thanks the gentleman.

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

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

The question is, shall the bill pass finally?

The gentleman, Mr. Samuelson.

Mr. SAMUELSON. Thank you, Mr. Speaker.

HB 2509 is the nonpreferred appropriation for the University of Pennsylvania, and the bill on your computer screen is only three pages long. The bill talks about where within the University of Pennsylvania these funds are going. In the aggregate, keep in mind that the University of Pennsylvania has an endowment of \$4.37 billion. You can check the Web site this afternoon and you will see that figure, \$4.37 billion. That is about one-sixth of the entire State budget, this private institution.

But I want to direct you on HB 2509, a couple of the line items. I have already spoken about how the University of Pennsylvania gets \$231,000 for its museum, and yes, there are

300 museums in Pennsylvania. This is one of the special eight museums. Most of the funding in this bill goes for veterinary activities; you can see that on line 12. Line 9 has an appropriation for dental clinics. The dental clinic at the University of Pennsylvania gets \$1 million from the State of Pennsylvania.

Now, you might think that this is the only dental clinic in our great State of Pennsylvania, but you know what? There are actually 100 dental clinics all across Pennsylvania. One of those dental clinics gets \$1 million and the other 99 dental clinics do not get \$1 million. Yes, the other 99 dental clinics in Pennsylvania can apply for grants through the Department of Health, but those grants are of a much smaller magnitude – \$10,000, \$20,000, \$25,000. So that playing field is open to all dental clinics across Pennsylvania. Ninety-nine of them, at least, applied for grants in the Department of Health. But if you happen to run the dental clinic at the University of Pennsylvania, you get \$1 million from the State.

So I know the University of Pennsylvania is a magnificent institution, a world-class university, but we have a State budget to consider, and we are asked here today to vote for public dollars for a private university. How many private universities qualify for this special funding? Well, the bill before us right now is the University of Pennsylvania, and the bill we just voted on 5 minutes ago was Drexel University, and unless I am missing a couple pages to today's agenda, those are the only two universities to get this special treatment from the Pennsylvania taxpayers. Why not come up with a system where these dollars for higher education could be available to all universities and all universities could compete for this funding?

So those are the points I wanted to make: Why does the University of Pennsylvania Museum get a special appropriation? Why does the dental clinic get a special appropriation when the other dental clinics of Pennsylvania do not? And why are we considering a bill for \$44 million for a private university that has an endowment of \$4.37 billion?

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Roebuck.

Mr. ROEBUCK. Thank you, Mr. Speaker.

I think that the gentleman who just spoke left out a very important element in this discussion, and that is simply that the University of Pennsylvania has the only, the only veterinary school in the Commonwealth, and although it is an urban university – that veterinary school in fact is in my legislative district – although Penn is an urban university, it provides veterinarians for almost every county across this State. So the benefits of the investment we make go not just to that university but it helps to undergird the veterinary profession across the Commonwealth. It is important for the continued viability of the Commonwealth, and it is an important aspect of the commitment of that university to fulfill this role.

So if we are going to look at this in terms of what helps the people of Pennsylvania, clearly the investment in the veterinary school helps the citizens. I would also note that the preference in terms of admissions is to Pennsylvania students, so Pennsylvanians are the ones who benefit from these tax dollars. For those reasons alone, Mr. Speaker, I would urge the support of this bill. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Ross.

Mr. ROSS. Thank you, Mr. Speaker.
 I think the prior speaker admirably pointed out a number of issues that I would have liked to have mentioned in reference to the veterinary school. The large animal facility, the New Bolton Center, is in my district. But I would also like to remind the members of a couple of other issues which have been talked about on the floor in previous years, that this institution, although it does have a large endowment, that endowment is restricted and cannot be generally used for all the purposes that are described in the legislation that is before us today. This has been narrowly crafted and focused to deliver services to the people of Pennsylvania that would not otherwise get them, and the dental services are a good example. They train dentists in those facilities, and they also provide extensive assistance to the people in that area in West Philadelphia where the dental clinic is located, and these are important services that we need.

Now, the previous speaker past one pointed out that obviously there are other dental clinics, and I have nothing against them and I have every reason to believe that we ought to do what we can to help support dental health in the Commonwealth at large, but we should not take away a good program because it is not being replicated in every other part of the Commonwealth. That would really be foolish, and it would provide hurt to the citizens that are currently receiving those services without providing any assistance to the folks that may be underserved elsewhere. So let us address that problem elsewhere in the budget as a whole if we see that need arising.

So I strongly urge a positive vote on this and hope that we will be able to continue to serve the citizens through the line items for the medical school, the dental school, and the veterinary school. Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
 Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—184

| | | | |
|-------------|-----------|------------|---------------|
| Adolph | Flaherty | Mann | Santoni |
| Allen | Fleagle | Markosek | Sather |
| Argall | Flick | Marsico | Saylor |
| Baker | Forcier | McCall | Scavello |
| Baldwin | Frankel | McGeehan | Schroder |
| Barrar | Freeman | McGill | Semmel |
| Bastian | Gabig | McIlhattan | Shaner |
| Bebko-Jones | Gannon | McIlhinney | Shapiro |
| Belardi | Geist | McNaughton | Siptroth |
| Belfanti | George | Melio | Smith, B. |
| Benninghoff | Gerber | Micozzie | Smith, S. H. |
| Beyer | Gergely | Millard | Solobay |
| Bianucci | Gingrich | Miller, R. | Sonney |
| Bishop | Godshall | Miller, S. | Staback |
| Blackwell | Good | Mundy | Stairs |
| Blaum | Goodman | Mustio | Steil |
| Boyd | Grell | Myers | Stern |
| Bunt | Grucela | Nailor | Stetler |
| Buxton | Harhai | Nickol | Stevenson, R. |
| Caltagirone | Harhart | O'Brien | Stevenson, T. |
| Cappelli | Harper | Oliver | Sturla |
| Causar | Harris | O'Neill | 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 |
| Cruz | Josephs | Preston | Vitali |
| Curry | Kauffman | Quigley | Walko |
| Daley | Keller, M. | Ramaley | Wansacz |
| Dally | Keller, W. | Rapp | Waters |
| DeLuca | Kenney | Raymond | Watson |
| Dermody | Killion | Readshaw | Wheatley |
| DeWeese | Kirkland | Reed | Williams |
| DiGirolamo | Kotik | Reichley | Wojnaroski |
| Diven | LaGrotta | Roberts | Wright |
| Donatucci | Leach | Roebuck | Yewcic |
| Eachus | Lederer | Rooney | Youngblood |
| Evans, D. | Lescovitz | Ross | Yudichak |
| Evans, J. | Mackereth | Rubley | Zug |
| Fabrizio | Maher | Ruffing | |
| Fairchild | Maitland | Sabatina | |
| Feese | Major | Sainato | Perzel, Speaker |
| Fichter | Manderino | | |

NAYS—13

| | | | |
|-----------|-----------|---------|-----------|
| Birmelin | Ellis | Hanna | Pyle |
| Casorio | Gillespie | Leh | Rohrer |
| Creighton | Haluska | Metcalf | Samuelson |
| Denlinger | | | |

NOT VOTING—0

EXCUSED—6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2510, PN 3690**, entitled:

An Act making appropriations to the Philadelphia Health and Education Corporation for the Colleges of Medicine, Public Health, Nursing and Health Professions and for continuation of pediatric services.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-178

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

NAYS-19

| | | | |
|-----------|------------|------------|-----------|
| Birmelin | Gillespie | Keller, M. | Rohrer |
| Casorio | Haluska | Leh | Samuelson |
| Creighton | Hanna | Mackereth | Saylor |
| Denlinger | Hutchinson | Metcalfe | Solobay |
| Ellis | Kauffman | Rapp | |

NOT VOTING-0

EXCUSED-6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2511, PN 3691**, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-177

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

NAYS-20

| | | | |
|-----------|-----------|----------|------------|
| Birmelin | Gillespie | Kauffman | Miller, S. |
| Creighton | Grell | Leh | Rohrer |

| | | | |
|-----------|------------|------------|-----------|
| Denlinger | Haluska | Mackereth | Samuelson |
| Ellis | Hanna | Metcalfe | Saylor |
| Forcier | Hutchinson | Miller, R. | Scavello |

NOT VOTING—0

EXCUSED—6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2512, PN 3692**, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—179

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

| | | | |
|------------|------------|----------|------------|
| Costa | Hickernell | Pistella | Vitali |
| Crahalla | Hutchinson | Preston | Walko |
| Cruz | James | Pyle | Wansacz |
| Curry | Josephs | Quigley | Waters |
| Daley | Keller, M. | Ramaley | Watson |
| Dally | Keller, W. | Rapp | Wheatley |
| DeLuca | Kenney | Raymond | Williams |
| Dermody | Killion | Readshaw | Wojnaroski |
| DeWeese | Kirkland | Reed | Wright |
| DiGirolamo | Kotik | Reichley | Yewcic |
| Diven | LaGrotta | Roberts | Youngblood |
| Donatucci | Leach | Roebuck | Yudichak |
| Eachus | Lederer | Rooney | Zug |
| Evans, D. | Lescovitz | Ross | |
| Evans, J. | Maher | Rubley | Perzel, |
| Fabrizio | Maitland | Ruffing | Speaker |
| Fairchild | | | |

NAYS—18

| | | | |
|-----------|-----------|------------|-----------|
| Birmelin | Haluska | Metcalfe | Samuelson |
| Creighton | Hanna | Miller, R. | Saylor |
| Denlinger | Kauffman | Miller, S. | Scavello |
| Ellis | Leh | Rohrer | Solobay |
| Gillespie | Mackereth | | |

NOT VOTING—0

EXCUSED—6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2513, PN 3693**, entitled:

An Act making an appropriation to the Lake Erie College of Osteopathic Medicine, Erie.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—179

| | | | |
|---------|----------|-----------|----------|
| Adolph | Feese | Major | Sabatina |
| Allen | Fichter | Manderino | Sainato |
| Argall | Flaherty | Mann | Santoni |
| Baker | Fleagle | Markosek | Sather |
| Baldwin | Flick | Marsico | Schroder |
| Barrar | Forcier | McCall | Semmel |
| Bastian | Frankel | McGeehan | Shaner |

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

NAYS-18

| | | | |
|-----------|-----------|------------|-----------|
| Birmelin | Haluska | Metcalfe | Samuelson |
| Creighton | Hanna | Miller, R. | Saylor |
| Denlinger | Kauffman | Miller, S. | Scavello |
| Ellis | Leh | Rohrer | Solobay |
| Gillespie | Mackereth | | |

NOT VOTING-0

EXCUSED-6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

The two-thirds 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 2563, PN 3806**, entitled:

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

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-189

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

NAYS-8

| | | | |
|-----------|-----------|------------|--------|
| Birmelin | Gillespie | Metcalfe | Saylor |
| Creighton | Leh | Miller, R. | Turzai |

NOT VOTING-0

EXCUSED—6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

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 2630, PN 3970**, entitled:

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.

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

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—194

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

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

NAYS—3

| | | |
|-----------|---------|-------|
| Creighton | O'Neill | Steil |
|-----------|---------|-------|

NOT VOTING—0

EXCUSED—6

| | | | |
|-----------|-----------|--------|------|
| Armstrong | Levdansky | Rieger | Wilt |
| Gruitza | Pallone | | |

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

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

* * *

The House proceeded to third consideration of **SB 235, PN 1261**, entitled:

An Act amending the act of May 22, 1951 (P.L.317, No.69), known as The Professional Nursing Law, providing for continuing nursing education.

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

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

The question is, shall the bill pass finally?

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

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. Strike the board.

BILL PASSED OVER TEMPORARILY

The SPEAKER. This bill is temporarily over.

LEAVE OF ABSENCE

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

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of SB 874, PN 1815, entitled:

A Supplement to the act of December 8, 1982 (P.L.848, No.235), known as the Highway-Railroad and Highway Bridge Capital Budget Act for 1982-1983, itemizing additional local and State bridge projects.

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

Mr. HESS offered the following amendment No. A08089:

Amend Sec. 9, page 91, by inserting between lines 22 and 23 (10) Woodbury Township, T-678 over Hickory Bottom Creek, Smith Road Bridge, Bridge Replacement 710,000 (Base Construction Allocation - \$500,000) (Land Allocation - \$10,000) (Design and Contingencies - \$200,000)

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

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

Mr. HESS. Thank you, Mr. Speaker.

This is an amendment offered to the bridge bill for Woodbury Township, Bedford County – to the bridge bill.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-196

Table listing names of those in favor (Yeas): Adolph, Allen, Argall, Baker, Baldwin, Barrar, Bastian, Bebko-Jones, Belardi, Belfanti, Benninghoff, Beyers, Biancucci, Birmelin, Bishop, Blackwell, Blaum, Fichter, Flaherty, Fleagle, Flick, Forcier, Frankel, Freeman, Gabig, Gannon, Geist, George, Gerber, Gergely, Gillespie, Gingrich, Godshall, Good, Major, Manderino, Mann, Markosek, Marsico, McCall, McGeehan, McGill, McIlhattan, McIlhinney, McNaughton, Melio, Metcalfe, Micozzie, Millard, Miller, R., Miller, S., Sabatina, Sainato, Samuelson, Santoni, Sather, Saylor, Scavello, Schroder, Semmel, Shaner, Shapiro, Siptroth, Smith, B., Smith, S. H., Solobay, Sonney, Staback

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

NAYS-0

NOT VOTING-0

EXCUSED-7

Table listing names of those excused: Armstrong, Daley, Gruitza, Levdansky, Pallone, Rieger, Wilt

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

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-196

Table listing names of those in favor (Yeas): Adolph, Allen, Argall, Baker, Baldwin, Barrar, Bastian, Bebko-Jones, Fichter, Flaherty, Fleagle, Flick, Forcier, Frankel, Freeman, Gabig, Major, Manderino, Mann, Markosek, Marsico, McCall, McGeehan, McGill, Sabatina, Sainato, Samuelson, Santoni, Sather, Saylor, Scavello, Schroder

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

NAYS-0

NOT VOTING-0

EXCUSED-7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Daley | Levdansky | Rieger | |

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.

PARLIAMENTARY INQUIRY

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

Mr. MYERS. Thank you, Mr. Speaker.

Mr. Speaker, I have a point of parliamentary inquiry.

The SPEAKER. The gentleman will state.

Mr. MYERS. Mr. Speaker, I would like to make a motion to remove a bill from the table. Would that be in order?

The SPEAKER. We have been notified of that fact. We will recognize the gentleman a little later when we get to that page.

Mr. MYERS. Thank you, Mr. Speaker.

RESOLUTION

Mr. STEIL called up **HR 354, PN 2221**, entitled:

A Concurrent Resolution designating the Garden of Reflection in Lower Makefield Township, Bucks County, as an Official State Memorial to the Victims of the September 11, 2001, terrorist attacks.

On the question,

Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

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

NAYS-0

NOT VOTING—0

EXCUSED—7

Armstrong Gruitza Pallone Wilt
Daley Levdansky Rieger

The majority of the members elected to the House having voted in the affirmative, the question was determined in the affirmative and the resolution was adopted.

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

VOTE CORRECTIONS

The SPEAKER. For what purpose does the gentlelady, Ms. Manderino, rise?

Ms. MANDERINO. Thank you, Mr. Speaker.

When it is appropriate, I and a few other members would like to correct the record on a few of those budget bills. It seemed like you were taking a little break there.

The SPEAKER. The gentlelady is in order. She may proceed.

Ms. MANDERINO. Thank you, Mr. Speaker.

On the Smith motion to suspend the rules earlier today, my vote was not recorded. I would like to be recorded in the affirmative. And on HB 2514, final passage, my vote was not recorded. I would like the record to reflect I intended to vote “yes.”

The SPEAKER. The Chair thanks the gentlelady.

The gentleman, Mr. Thomas.

Mr. THOMAS. Thank you, Mr. Speaker.

Mr. Speaker, on the Smith motion, I would like to be recorded in the affirmative. My vote malfunctioned on HB 2514; I would like to be recorded in the affirmative. And, Mr. Speaker, on HB 2563 I was recorded in the affirmative in error. I would like to be recorded in the negative.

The SPEAKER. The Chair thanks the gentleman.

The gentlelady, Miss Parker.

Miss PARKER. Thank you, Mr. Speaker.

I, too, would like to correct the record on HB 2514, and I would like to be recorded as voting in the affirmative.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentlelady.

CONSIDERATION OF SB 235 CONTINUED

On the question recurring,
Shall the bill pass finally?

The SPEAKER. On that question, Mr. Vitali— No, the gentleman waives off. The Chair sees no one.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—192

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

NAYS—4

Feese Hasay Metcalfe O'Neill

NOT VOTING—0

EXCUSED—7

Armstrong Gruitza Pallone Wilt
Daley Levdansky Rieger

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

The SPEAKER. The Chair recognizes the majority whip, who moves for a Capitol leave for the gentlelady from Chester, Mrs. TAYLOR. Without objection, that leave will be granted.

VOTE CORRECTIONS

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

Mr. HANNA. To correct the record.

The SPEAKER. The gentleman is in order.

Mr. HANNA. Thank you, Mr. Speaker.

Mr. Speaker, on HBs 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527, I was recorded in the affirmative, and I would like to be recorded in the negative.

The SPEAKER. The Chair thanks the gentleman.

Mr. HANNA. Thank you, Mr. Speaker.

SUPPLEMENTAL CALENDAR A

BILLS ON CONCURRENCE IN SENATE AMENDMENTS

The House proceeded to consideration of concurrence in Senate amendments to **HB 1580, PN 4009**, entitled:

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, further providing for the regulation of Cervidae livestock operations.

On the question,

Will the House concur in Senate amendments?

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

On that question, the Chair recognizes the gentleman, Mr. Vitali.

Mr. VITALI. Thank you, Mr. Speaker.

I am wondering if we could have an explanation of the amendments made in the Senate on this bill.

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

Mr. PHILLIPS. Thank you, Mr. Speaker.

This legislation was passed by the House in June of 2005 with no negative votes, voted in the Senate June 20, and the Senate passed it 49-1.

What the Senate did, it made a few minor changes which were supported by the cervidae industry and the Pennsylvania Game Commission and the administration. They moved the general-rule language from the body of the bill to the preamble and changed the effective date to 60 days in order to give all those involved needed time to adjust to the changes.

As passed by the House, the bill contained three different classes of licenses, and in order to maintain simplicity, currently there is only one license, and the Senate adopted that change to one license.

The SPEAKER. Did the gentleman, Mr. Vitali, hear all that?

On the question recurring,

Will the House concur in Senate amendments?

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Daley | Levdansky | Rieger | |

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

Ordered, That the clerk inform the Senate accordingly.

* * *

The House proceeded to consideration of concurrence in Senate amendments to **HB 2468, PN 4279**, entitled:

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

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

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

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

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

The following roll call was recorded:

YEAS—196

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

| | | | |
|-----------|-----------|---------|------------|
| Donatucci | LaGrotta | Roberts | Yewcic |
| Eachus | Leach | Roebuck | Youngblood |
| Ellis | Lederer | Rohrer | Yudichak |
| Evans, D. | Leh | Rooney | Zug |
| Evans, J. | Lescovitz | Ross | |
| Fabrizio | Mackereth | Rubley | |
| Fairchild | Maher | Ruffing | Perzel, |
| Feese | Maitland | | Speaker |

NAYS—0

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Daley | Levdansky | Rieger | |

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

Ordered, That the clerk inform the Senate accordingly.

SUPPLEMENTAL CALENDAR B

**BILL ON CONCURRENCE
IN SENATE AMENDMENTS**

The House proceeded to consideration of concurrence in Senate amendments to **HB 153, PN 4212**, entitled:

An Act relating to organ and bone marrow donation; providing for a special leave of absence for organ and bone marrow donors; and providing for a tax credit and for additional duties of the Department of Revenue.

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

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

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

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

The following roll call was recorded:

YEAS—196

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

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

NAYS—0

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Daley | Levdansky | Rieger | |

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

Ordered, That the clerk inform the Senate accordingly.

MOTION TO REMOVE BILL FROM TABLE

The SPEAKER. At this time the Chair recognizes the gentleman from Philadelphia, Mr. Myers, for the purpose of a motion.

Mr. MYERS. Thank you, Mr. Speaker.

Mr. Speaker, I would like to move that SB 866 be removed from the table and placed on the active calendar.

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

The SPEAKER. This motion is debatable only by the floor leaders.

MOTION WITHDRAWN

The SPEAKER. Mr. Myers, there has been an agreement to remove SB 866, PN 1796, to remove it from the table, so there would be no need for the gentleman's motion.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that SB 866, PN 1796, be placed on the active calendar.

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

BILL RECOMMENDED

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that SB 866, PN 1796, be recommitted to the Committee on Appropriations.

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

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2653, PN 4023**, entitled:

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

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

Mr. NICKOL offered the following amendment No. **A07869**:

Amend Title, page 1, line 14, by removing the period after "Account" and inserting

and the investment of fund and accounts.

Amend Sec. 1, page 1, lines 17 and 18, by striking out all of lines and inserting

Section 1. Sections 303 and 305(f) and (g) of the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, are amended to read:

Amend Sec. 1, page 2, by inserting between lines 24 and 25 Section 305. Investment of fund and accounts.

(f) Authorized investment vehicles for the Health Venture Investment Account.—The board may invest the money in the Health Venture Investment Account in investments which meet the standard of prudence set forth in subsection (a) by becoming a limited partner in partnerships that make venture capital investments by acquiring equity interests or a combination of debt and equity interests in health care, biotechnology or any other health-related businesses that are expected to grow substantially in the future and in which the expected returns on investment are to come predominantly from increases in value of the

equity interests and are not interests in or secured by real estate. The board may invest in one or more limited partnerships or comparable investment entities provided that the investment guidelines and strategies of each investment entity require, in the board's prudent discretion, that at least 70% of the investments will be made in companies located primarily in Pennsylvania or in companies willing to relocate significant business operations to Pennsylvania. The liability of the fund or the Health Venture Investment Account shall be limited to the amount of its investment under this section.

(g) Requirements for venture capital investments.—The [following are the] board, in its prudent discretion, may establish reasonable requirements to participate in a venture capital investment program undertaken by the board under subsection (e) or (f)[.]. These requirements may, in the board's discretion, include the following:

- (1) Each general partner must:
 - (i) contribute 2% of the aggregate committee capital as a general partner; and
 - (ii) subordinate 5% of the board's contribution in terms of the distribution schedule, putting the general partner in a first loss position with respect to the board.
- (2) The partnership must provide a preferred return of no less than 5% to all limited partners.
- (3) The partnership must agree to operate under a prudent expert standard of care. The board shall adopt policies regarding cancellation of a contract with a general partner based on poor performance which may include policies relating to multiple instances of indemnification or substantial changes in principals.
- (4) The board must be given a seat on any limited partner advisory/valuation committee.
- (5) The board must be reimbursed for expenses for attending limited partner advisory/valuation committee meetings and partnership annual meetings.
- (6) The partnership must issue to the board audited financial statements on the basis of Generally Accepted Accounting Principles.

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

The SPEAKER. Is the gentleman, Mr. Nickol, offering both amendments? 8271? Amendment A7869.

Mr. NICKOL. Yes; correct.

The SPEAKER. Will the House agree to the amendment? On that amendment, the Chair recognizes the gentleman, Mr. Nickol.

Mr. NICKOL. Thank you, Mr. Speaker.

In 2001 we put the PSERS (Public School Employees' Retirement System) deal terms in the Tobacco Settlement Act regarding their venture capital investments. The problem has been that since that time, PSERS has had to retreat from some of their own deal terms, and this has created a problem for the Tobacco Settlement Investment Board. So what we are doing here is just granting the Tobacco Settlement Investment Board prudent discretion in making some exceptions to those deal terms.

I would appreciate the members' support.
The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS—196

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

NAYS—0

NOT VOTING—0

EXCUSED—7

| | | | |
|-----------|-----------|---------|------|
| Armstrong | Gruitza | Pallone | Wilt |
| Daley | Levdansky | Rieger | |

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

HARRISBURG LEGISLATIVE LEAVE

The SPEAKER. The Chair returns to leaves of absence and recognizes the gentleman, Mr. Argall, who moves for a leave of absence for the remainder of the day, a Capitol leave, a Capitol

leave for the gentlelady, Mrs. MILLER. Without objection, that Capitol leave will be granted.

CONSIDERATION OF HB 2653 CONTINUED

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

The SPEAKER. It is the information of the Chair that the gentleman, Mr. Nickol, has withdrawn the other amendment. That is correct.

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

Mr. EACHUS (for Mr. VEON) offered the following amendment No. A08265:

Amend Title, page 1, line 13, by inserting after "moneys," adding definitions;

Amend Title, page 1, line 14, by removing the period after "Account" and inserting
; establishing the Biotechnology Commercialization Account; providing for authorized investment for the Biotechnology Commercialization Account; and further providing for use of the Tobacco Settlement Fund and for regional biotechnology research centers.

Amend Sec. 1, page 1, lines 17 and 18, by striking out all of said lines and inserting

Section 1. Sections 302 and 303 of the act of June 26, 2001 (P.L.755, No.77), known as the Tobacco Settlement Act, are amended to read:

Section 302. Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Accounts." The Health Endowment Account for Long-Term Hope established in section 303(b) [and], the Health Venture Investment Account established in section 303(c)[.] and the Biotechnology Commercialization Account established in section 303(d).

"Board." The Tobacco Settlement Investment Board established in section 304(a).

"Commercialization activity." Any activity that assists a for-profit or not for-profit bioscience institution or organization in the jurisdiction of a regional biotechnology research center in the testing, production and licensing or sale of a bioscience product or leads to the testing, the access or creation of markets for the production, licensing or sale of a bioscience product. A commercialization activity shall include, but not be limited to, legal and business consulting services and expenses, assessing the patentability of bioscience products, obtaining patent protection for such bioscience products in the United States and internationally, testing and marketing activities for bioscience products and negotiating licensing or commercialization agreements with licensees as well as development of new technology transfer programs.

Amend Bill, page 2, by inserting between lines 24 and 25

(d) Biotechnology Commercialization Account.—There is hereby established within the fund the Biotechnology Commercialization Account.

Section 2. Section 305 of the act is amended by adding a subsection to read:

Section 305. Investment of fund and accounts.

* * *

(g.1) Authorized investment for Biotechnology Commercialization Account.—The department may invest the money in the Biotechnology Commercialization Account in investments in or grants to the regional biotechnology research centers established under Chapter 17 to support commercialization activities in the respective region of each center which meet the standard of prudence set forth in subsection (a).

* * *

Section 3. Section 306 of the act is amended to read:
Section 306. Use of Tobacco Settlement Fund.

(a) Annual report.—The Governor shall report on the fund in the annual budget which shall include the amounts appropriated to each program.

(b) Appropriations.—

(1) The General Assembly hereby appropriates funds in the fund in accordance with the following percentages based on actual funds received in each year or upon receipt of the final annual payment:

(i) Eight percent for deposit into the Health Account pursuant to this chapter, which shall be deposited immediately upon receipt.

(ii) Thirteen percent for home and community-based services pursuant to Chapter 5. For fiscal year 2001-2002, up to \$13.5 million may be used for expanded counseling, area agency on aging training and education, assistive technology and for reducing waiting lists for services in the Department of Aging.

(iii) Twelve percent for tobacco use prevention and cessation programs pursuant to Chapter 7.

(iv) Eighteen percent for health and related research pursuant to section 906 and one percent for health and related research pursuant to section 909.

(v) Ten percent for the uncompensated care payment program pursuant to Chapter 11.

(vi) [Thirty] Thirty-two percent for health investment insurance pursuant to Chapter 13 and for the purchase of Medicaid benefits for workers with disabilities pursuant to Chapter 15.

[(vii) Eight percent for the expansion of the PACENET program pursuant to Chapter 23.]

(vii) Three percent for deposit into the Health Venture Investment Account pursuant to this chapter.

(viii) Three percent for deposit into the Biotechnology Commercialization Account pursuant to this chapter for commercialization activities.

(2) In addition, any Federal funds received for any of these programs is hereby specifically appropriated to those programs.

(c) Lapses.—Lapses shall be deposited in the Health Account except for the following:

(1) Lapses from moneys provided for the home and community-based care services shall be reallocated to the home and community-based care program for use in succeeding years.

(2) Lapses from moneys provided for the health investment insurance program shall be reallocated to the health investment insurance program for use in succeeding years.

(3) Lapses from moneys provided for healthcare, biotechnology or any other health-related investments shall be reallocated to the Health Venture Investment Account for use in succeeding years.

(4) Lapses from moneys provided for commercialization activities shall be reallocated to the Biotechnology Commercialization Account for use in succeeding years.

Section 4. Section 1702 of the act is amended by adding definitions to read:

Section 1702. Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:

* * *

“Bioscience product.” A therapeutic agent, diagnostic, biomedical device, process or service related to human health that is developed or marketed by a for-profit or not for-profit institution or organization that is in the jurisdiction of a regional biotechnology research center.

* * *

“Commercialization activity.” Any activity that assists a for-profit or not for-profit institution or organization in the jurisdiction of a regional biotechnology research center in the testing, production and licensing or sale of a bioscience product or leads to the testing, the access or creation of markets for the production, licensing or sale of a bioscience product. A commercialization activity shall include, but not be limited to, legal and business consulting services and expenses, assessing the patentability of bioscience products, obtaining patent protection for such bioscience products in the United States and internationally, testing and marketing activities for bioscience products and negotiating licensing or commercialization agreements with licenses as well as development of new technology transfer programs.

* * *

Section 5. Section 1703(a) and (j) of the act are amended and the section is amended by adding a subsection to read:

Section 1703. Regional biotechnology research centers.

(a) Establishment of centers.—The department, in consultation with the Department of Health, shall establish three regional biotechnology research centers to facilitate research and commercialization activity through the sharing of funds and infrastructure.

* * *

(i.1) Application for commercialization activities.—Each regional biotechnology research center created under Chapter 17, acting with the approval of its board of directors, shall submit an application to the department requesting funding for commercialization activities in its respective region. Each application shall be submitted based on a five-year proposal for funding. Prior to the conclusion of the five-year term, the regional biotechnology research center must reapply for the next five-year term. The application shall include the proposed amount of money requested, the types of commercialization activities to be funded, the process for identifying the commercialization activities to be funded and the investment vehicle or vehicles to support the commercialization activities, which shall include a proposed return to the Health Endowment Account as contemplated by subsection (g)(3). The department may request any other information deemed necessary related to the application by the centers. The board may delegate to the department administrative oversight of the activities of the research centers.

(j) Review and report.—

(1) Each regional biotechnology research center shall be subject to an annual performance review by the department.

(2) Each regional biotechnology research center shall, by November 30, 2002, and annually thereafter, prepare and submit a report to the department, the Department of Health, the chair and minority chair of the Appropriations Committee of the Senate, the chair and minority chair of the Appropriations Committee of the House of Representatives, the chair and minority chair of the Community and Economic Development Committee of the Senate and the chair and minority chair of the Commerce and Economic Development Committee of the House of Representatives. This report shall be in a form and manner developed by the department working in cooperation with the Department of Health and shall include the following:

(i) The current members of the board of directors for the research center.

(ii) A description of the research facilities, including space and equipment.

(iii) The research center’s current policies for the management and development of intellectual property and ownership of inventions and products created during the course of research conducted through the center.

(iv) The research center’s policies on conflicts of interest and the handling of confidential material.

(v) A listing of all organizations and for-profit and nonprofit institutions utilizing the services of the research center during the prior year.

(vi) A listing of any licenses or other contractual obligations in effect or anticipated for the intellectual property developed at the research center during the prior year.

(vii) A listing of any inventions, any patent applications or patents issued, any products or other intellectual property developed as a result of research conducted through the research center during the prior year.

(viii) A copy of the annual operating budget for the year, with a listing of the sources of all funds, including financial and in-kind services, personnel, equipment or other material donations and contributions by all parties involved in the research center; grants obtained by or through the research center; Federal funds leveraged and expenditures made, including infrastructure expenditures; and administrative and staffing costs.

(ix) The following as relates to commercialization activities:

(A) A list of commercialization activities supported by a center in the prior year to enter or develop markets for inventions, patents issued, products or other intellectual property.

(B) The amount of moneys expended by each for-profit and nonprofit institution and organization in the preceding year on commercialization activities supported by a center and the amount of any return on investment to the center from those activities.

(C) The amount of moneys each for-profit and nonprofit institution and organization projects to spend on commercialization activity supported by a center in the current year and the return on investment to the center projected from that activity.

(D) The name of any organization within or outside this Commonwealth that has committed funding to each for-profit and nonprofit institution and organization in the current year for commercialization activities supported by a center and the type and amount of that funding.

(E) A list of potential markets for the bioscience product supported by a center and any and all target populations that could benefit from the commercialization activity.

(F) Any other information deemed necessary by the board related to commercialization activities supported by a center.

Amend Sec. 2, page 2, line 25, by striking out “2” and inserting

6

On the question,

Will the House agree to the amendment?

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

Mr. EACHUS. Thank you, Mr. Speaker.

I offer amendment 8265. Mr. Nickol and I have worked on this in a cooperative fashion. It is an agreed-to amendment.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

(Members proceeded to vote.)

VOTE STRICKEN

The SPEAKER. The gentleman, Mr. Vitali, was up. The Chair rescinds.

Mr. Vitali.

Mr. VITALI. I wanted to interrogate the maker, if I could.

The SPEAKER. The gentleman—

Mr. EACHUS. Yes, sir.

Mr. VITALI. I do not quite have a handle on what this does. I wonder if you could just—

Mr. EACHUS. Sure.

Mr. VITALI. —explain it a little better.

Mr. EACHUS. What this does is it takes money from the tobacco settlement area in the area of the PACE (Pharmaceutical Assistance Contract for the Elderly) moratorium. You may remember, we set up a fund within the tobacco settlement for those PACE recipients who cavalcade off the edge because of COLA (cost-of-living adjustment) increases in Social Security. There is \$30 million there, Mr. Speaker, and the focus of this amendment is to take \$20 million of the \$30 million to go toward capitalization of commercialization opportunities for biosciences and high-tech businesses. This will allow us to prime the pump and focus so that our prime universities across the Commonwealth can take and invest in commercial opportunities that are created within our university settings that have the opportunity to grow jobs and economic opportunity in Pennsylvania. The other \$10 million that is left out of the \$30 million in that moratorium fund will be focused specifically on extending the adultBasic program.

The SPEAKER. On the amendment, Mr. Tangretti.

Mr. TANGRETTI. Thank you, Mr. Speaker. Just one quick question for the maker of the amendment.

Is this the Jonas Salk Fund so-called program that the Governor has proposed, and could you explain the difference?

Mr. EACHUS. No, sir. The Jonas Salk program, as I understand it, is a securitization of the tobacco settlement money in the amount of \$400 to \$500 million. It basically bonds that money and allows us to invest. This is totally separate from that. This actually takes the moratorium language, which is not necessary because of our conversion under Medicare Part D and our partnership with the Federal plan in PACE, and it focuses it on creating economic opportunity and job creation in biotech and high-tech businesses in Pennsylvania.

Mr. TANGRETTI. Who makes the decision on the investments, what projects that they will be investing in and to what extent they would involve stem cell research or the like?

Mr. EACHUS. Mr. Speaker, this is focused specifically through a commercialization activity, and we did caucus on this.

I was in caucus 2 days ago to discuss this. This focuses on commercial opportunities that are created within our university settings. It has nothing to do with the issues relating to the battles over how we use stem cells. It really is creating— Inside many of our university settings, there are opportunities that are created but never grow because they are academic exercises, in many cases. This helps to make those real, and it will be distributed through the commercialization, a separate commercialization fund, which will revolve to help create more businesses into the future.

Mr. TANGRETTI. Okay. If I may, Mr. Speaker. One final question, if I may.

Just to assure those of us who might have a concern about this, the money that is invested and those commercial opportunities that you are talking about, what assurances can you give to those of us who might have concerns about this that none of it will be used for embryonic stem cell research?

Mr. EACHUS. I can tell you, Mr. Speaker, I think that your concern about stem cell research does not relate to this development language. It really has to do with commercial opportunities that relate to biosciences. It really has very, very little to do with stem cell. Not only that, but we set up protocols inside the Commonwealth as well as Federal requirements by the U.S. government that allow us not to be involved in those activities. So I do not see this as an issue that would impact stem cell research, as someone who supports your position on the use of embryonic stem cells.

Mr. TANGRETTI. I thank the gentleman. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I would like to interrogate the maker of the amendment, please.

The SPEAKER. The gentleman indicates he will stand. The gentleman is in order.

Mr. GODSHALL. Thank you, Mr. Speaker.

Mr. Speaker, what part of the Tobacco Settlement Fund moneys is this coming from? Is it coming out of— I mean, every part of it has been delegated or regulated to a certain, like research and so forth. Where is this money coming from?

Mr. EACHUS. Specifically, when we created the tobacco settlement funding, we carved out a section to deal with those who lost coverage under the PACE and PACENET (Pharmaceutical Assistance Contract for the Elderly Needs Enhancement Tier) programs because of COLA increases. Those concerns are now ameliorated by the passage of the Federal Medicare Part D drug program, plus the conversion bill that we are going to do relating to PACE. The \$30 million that exists there really has, you can consider it a ship without a port, because it is a ship in search of a problem that does not exist anymore. The moratorium fund specifically dealt with those who lost PACE and PACENET coverage because of expanding COLAs. We are dealing with that in the context of the PACE conversion bill. The \$30 million that exists there today, Mr. Speaker, we are going to focus \$20 million on commercialization of these activities that I discussed, plus \$10 million toward the adultBasic expansion so that it can cover more adults with insurance coverage.

Mr. GODSHALL. So, Mr. Speaker, no moneys from here would come out of, say, research, the research part of it that has

been delegated to the various institutions. They are not going to be losing anything because of this.

Mr. EACHUS. Well, what we found in our discussions from our, we have a Life Sciences Caucus that Mr. Reichley and Mr. Turzai, myself and Mr. Stetler have put together here in the House. You may be a member of that Life Sciences Caucus. What we found is that many of our elite universities in Pennsylvania have very good researchers who do biotechnical research but then do not have the capacity to create those conceptual ideas and create a business model to create business opportunities here in Pennsylvania. This fund right here will make those commercial opportunities real and expand biotechnical jobs that really average about \$60,000. In the southeast, as you know, where you come from, we have an emerging biotechnical sector that is very important to growth in Pennsylvania. This fund will support that activity.

Mr. GODSHALL. Thank you, Mr. Speaker.

My only concern was that it was not taken out of the research funds which are presently, say—

Mr. EACHUS. No, sir.

Mr. GODSHALL. —delegated to the University of Pennsylvania, taking away from research which is presently being done, and the answer to that is no, so I appreciate the response.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Birmelin, and then the gentledady. Mr. Birmelin.

Mr. BIRMELIN. Thank you, Mr. Speaker.

I would like to interrogate the maker of the amendment, please.

The SPEAKER. The gentleman is in order.

Mr. BIRMELIN. Mr. Speaker, it is my understanding that your answer was essentially correct to Representative Tangretti's question in that the 1989 Abortion Control Act prohibits all embryonic stem cell research in Pennsylvania, if it is generated in Pennsylvania. It does not, however, prohibit it if it is imported from another State. So for, you know, purpose of clarification, if we can, can you indicate to the members what exactly biosciences are being discussed and being promoted by this and whether or not it is possible for imported embryonic stem cell lines to be used in these biosciences. Would you clarify that, please?

Mr. EACHUS. Happy to do that, Mr. Speaker. The conceptualization of this came out of our internal discussions among the Life Sciences Caucus in a bipartisan fashion. Part of the challenge in creating these ideas into business models is the ability to capitalize that. So what this fund will do is create this revolving fund that will invest and reinvest in science activity and job growth in that sector. The focus, the focal point of this investment, is creating opportunities inside Pennsylvania that are our own and that are conceptualized within our finest universities in Pennsylvania, the ones that are doing our cutting-edge research. And as you know, Mr. Speaker, we have come out strongly in Pennsylvania to ensure that those kinds of stem cell lines that you and I are concerned about are not impacted, and I believe that this will really help us create the business investment in Pennsylvania ideas, and I do not believe that it is going to impact our ability to have any ideological battles over the stem cell issue in this concept.

Mr. BIRMELIN. Just, you know, further clarification. Could you give us a description of some of these bioscience projects,

what are the results of them, what kind of products are they developing, et cetera?

Mr. EACHUS. Mr. Speaker, I— Mr. Speaker? Clancy? Mr. Speaker?

The SPEAKER. Mr. Eachus.

Mr. EACHUS. The question was to me— Would you restate the question, Mr. Speaker?

Mr. BIRMELIN. Yes. If you could give us some illustrations of what bioscience research is working on, what they would produce, what are they, you know, what types of developments are we talking about. Just to give the members some sense of comfort on this issue—

Mr. EACHUS. Sure.

Mr. BIRMELIN. —that it could not stray into the area that I think some of us might be concerned about.

Mr. EACHUS. Yeah, I know; I understand, but, Mr. Speaker, I can tell you, there are lots of different kinds of investment in biotech. Some of it is implements, some of it is equipment, some of it is genome project work, but I am not prepared, frankly, Mr. Speaker, to be able to give you— I cannot give you the— If I were to be able to give you the ideas of what could be created in this, I might be in a different business, because there seems to be a lot of opportunity in these business opportunities, and I cannot really give you the specific emerging technologies here. But what I can do is tell you that there is a range of different kinds of investment in biotech that we could focus this on if this fund existed. And as I said, I have worked collaboratively in a bipartisan way with the majority on this language, and it was agreed to.

Mr. BIRMELIN. I thank you, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentledady, Ms. Manderino.

Ms. MANDERINO. Thank you, Mr. Speaker.

Will the maker of the amendment stand for a brief interrogation?

Mr. EACHUS. Happily, Mr. Speaker.

Ms. MANDERINO. Thank you.

I forgot the name that you used while I was standing here waiting to be recognized, but I think that you used a term “moratorium account,” or something like that, to refer to where this money is coming from?

Mr. EACHUS. Yeah.

Ms. MANDERINO. Could you explain to me again where this money is coming from and what is a moratorium account, which I do not remember?

Mr. EACHUS. No problem, Mr. Speaker.

The reason why we created this set aside within the Tobacco Settlement Fund was to deal with the issue of those senior citizens on the PACE and PACENET programs that fall over the edge and lose coverage altogether. That \$30 million was focused specifically on that problem, which no longer exists because of our conversion bill, which hopefully we vote on this week so we can go home, but the bottom line is that that bill in the conversion to Medicare Part D really creates access to coverage for not only Pennsylvanians in the PACE and PACENET programs but also for those Pennsylvanians on Medicare Part D. There will no longer be anyone with no prescription drug coverage.

Ms. MANDERINO. When we first did the tobacco settlement account, my recollection was that we allocated a percentage of dollars towards certain things, and then we set up – I never heard the term “moratorium account” – I thought we

set up a long-term endowment account, the purpose of which was there was some amount that was going to accumulate in there on a regular basis and grow so that as we anticipated in the future master settlement funds coming to Pennsylvania on an annual basis might be decreasing, we would have kind of this backup endowment fund that would be able to continue to carry out that work.

Now, are you telling me that there were two special funds or what you are calling a moratorium fund is what I am calling—

Mr. EACHUS. No; no.

Ms. MANDERINO. —the special endowment fund for the future?

Mr. EACHUS. Two separate funds.

Ms. MANDERINO. So we had a separate fund in the very first one. Can you tell me how much money, if you know?

Mr. EACHUS. \$30 million.

Ms. MANDERINO. That is what is in what you are calling the moratorium fund?

Mr. EACHUS. Yes.

Ms. MANDERINO. How much money is in the other fund, the fund that is supposed to be the rainy day fund for the whole master Tobacco Settlement Fund?

Mr. EACHUS. Mr. Speaker, since I am not dealing with that fund, I have no idea what is in that as an aggregate number.

Ms. MANDERINO. Okay. I do not want to mischaracterize when I speak on passage of this amendment, so let me ask you this, just to make sure that I understand it correctly. This \$30 million from the moratorium fund is something that when we contemplated the original master settlement, we set aside some amount of dollars off the top for the life sciences and that was supposed to be a one-time appropriation at that time. Is my recollection correct, and do you know what that dollar amount was?

Mr. EACHUS. I do not know what the dollar amount was, but, Mr. Speaker, I am aware that a concept, we have a fund in there to deal with that, plus the additional language that Mr. Nickol passed through committee the other day that we had a long discussion about, that those two concepts fit together. The way this language actually mates up to what Mr. Nickol is trying to achieve as well as what we have done with the reserve fund for bioinvestment, for high-tech investment, is to be able to deal with specific issues of capitalization of ideas that are emerging in our finest universities, a lot of which are nearby the Philadelphia region, that what we are finding from our discussions in our Life Sciences caucuses, that many of those ideas die, even though they may have commercial opportunities and could be really fantastic innovations in biosciences, that we are finding those die on the idea shelf in our universities.

What this money is focused on is creating a fund that will allow us to invest in those ideas and create opportunities that are, one, identified and created conceptually in Pennsylvania in our best universities and then, two, create high-paying jobs in the life sciences and biotech sector and keep those jobs in Pennsylvania.

Ms. MANDERINO. Thank you.

My last question is then, is your amendment further defining the same pot of money that Representative Nickol's underlying bill talks about or are you talking about an additional pot of money?

Mr. EACHUS. I am talking about additional focused resource for commercialization which deals with taking money from that moratorium fund that has really no use right now with

the conversion under Medicare Part D. It is money that is actually sitting there and unfocused. It cannot be used for the source that it was there for, because that no longer exists under Medicare Part D and PACE, and it allows us to take the commercial activity and focus resources on it to create opportunities inside Pennsylvania.

Ms. MANDERINO. Thank you very much, Mr. Speaker.

I have finished my interrogation and would just have a brief comment on the amendment.

The SPEAKER. The gentleday is in order.

Ms. MANDERINO. Thank you.

I respect what the gentleman is trying to do, and I am not necessarily saying that it is good or bad, but I do think it is an actual policy decision that members would want to give some significant thought to. My preference, and again, I want to disclose that my bias in the Tobacco Settlement Fund when we originally did it was toward the provision of health care, the adultBasic, the smoking cessation and prevention, and those direct-care, health-related aspects of the bill, and I viewed the life sciences stuff as economic development that was quasi-health-care and ancillary to the tobacco settlement, something that in the whole scheme of the compromise of the bill, you know, I was willing to support as part of the package, but both with this amendment and with the underlying Nickol bill, this is taking us in a policy direction that at least I personally do not want to go in.

Many people are aware that last year we reduced the amount of dollars going to smoking cessation and prevention from 12 percent to 9 percent, and the advocates have been strongly arguing to get back to the 12 percent. People know that even though we are trying very hard to reach as many people as we can through adultBasic, that we still have waiting lists for adultBasic. If there is leftover money, so to speak, whose purpose is no longer needed for that which it was originally intended, my bias would be to put it into the overall fund that would be there to provide for our original purposes in the adultBasic and the tobacco cessation. My preference would be for that money to get us back to where we were in funding those prevention and direct health services.

So I personally am going to be voting “no” on both the Eachus and the underlying bill, and I am just suggesting to folks that you recognize the policy decision that we are being asked to make because— And you may agree with the policy decisions and the direction that Representatives Semmel and Eachus want to go. I am not necessarily saying that that is bad. I am just saying that this is definitely a policy issue in terms of where you want to direct these moneys that I think is significant in light of our master settlement, tobacco settlement agreement, and so I ask you to keep those in mind as you vote.

The SPEAKER. The Chair thanks the gentleday.

LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip, who moves for a leave of absence for the remainder of the day for the gentleday, Mrs. MILLER.

CONSIDERATION OF HB 2653 CONTINUED

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

The following roll call was recorded:

YEAS—143

| | | | |
|-------------|------------|------------|---------------|
| Adolph | Evans, J. | Markosek | Santoni |
| Allen | Fabrizio | Marsico | Sather |
| Argall | Feese | McCall | Saylor |
| Bastian | Fichter | McGeehan | Shaner |
| Bebko-Jones | Flaherty | McGill | Shapiro |
| Belardi | Fleagle | McIlhinney | Siproth |
| Belfanti | Flick | McNaughton | Smith, B. |
| Benninghoff | Forcier | Melio | Smith, S. H. |
| Beyer | Frankel | Micozzie | Solobay |
| Biancucci | Freeman | Miller, R. | Staback |
| Birmelin | George | Mundy | Stairs |
| Bishop | Gerber | Mustio | Steil |
| Blackwell | Gergely | Myers | Stetler |
| Blaum | Gillespie | Nailor | Stevenson, T. |
| Bunt | Goodman | Nickol | Sturla |
| Buxton | Grell | O'Brien | Surra |
| Caltagirone | Grucela | Oliver | Tangretti |
| Cappelli | Haluska | Parker | Taylor, E. Z. |
| Casorio | Hanna | Petrarca | Taylor, J. |
| Cawley | Harhai | Petri | Tigue |
| Civera | Harper | Petrone | Turzai |
| Clymer | Hasay | Pistella | Veon |
| Cohen | James | Preston | Walko |
| Cornell | Josephs | Ramaley | Wansacz |
| Corrigan | Keller, W. | Raymond | Waters |
| Costa | Kennedy | Readshaw | Watson |
| Cruz | Killion | Roberts | Wheatley |
| Curry | Kirkland | Roebuck | Williams |
| Dally | Kotik | Rohrer | Wojnaroski |
| DeLuca | LaGrotta | Rooney | Wright |
| Dermody | Leach | Ross | Youngblood |
| DeWeese | Lederer | Rubley | Yudichak |
| DiGirolamo | Lescovitz | Ruffing | Zug |
| Diven | Maher | Sabatina | |
| Donatucci | Maitland | Sainato | Perzel, |
| Eachus | Mann | Samuelson | Speaker |
| Evans, D. | | | |

NAYS—52

| | | | |
|-----------|------------|------------|---------------|
| Baker | Gingrich | Leh | Rapp |
| Baldwin | Godshall | Mackereth | Reed |
| Barrar | Good | Major | Reichley |
| Boyd | Harhart | Manderino | Scavello |
| Causar | Harris | McIlhatten | Schroder |
| Crahalla | Hennessey | Metcalfe | Semmel |
| Creighton | Herman | Millard | Sonney |
| Denlinger | Hershey | O'Neill | Stern |
| Ellis | Hess | Payne | Stevenson, R. |
| Fairchild | Hickernell | Phillips | Thomas |
| Gabig | Hutchinson | Pickett | True |
| Gannon | Kauffman | Pyle | Vitali |
| Geist | Keller, M. | Quigley | Yewcic |

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|------------|--------|
| Armstrong | Gruitza | Miller, S. | Rieger |
| Daley | Levdansky | Pallone | Wilt |

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—190

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

NAYS—5

| | | | |
|-----------|----------|--------|--------|
| Creighton | Metcalfe | Thomas | Vitali |
| Manderino | | | |

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|------------|--------|
| Armstrong | Gruitza | Miller, S. | Rieger |
| Daley | Levdansky | Pallone | Wilt |

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

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

BILLS SIGNED BY SPEAKER

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

HB 153, PN 4212

An Act relating to organ and bone marrow donation; providing for a special leave of absence for organ and bone marrow donors; and providing for a tax credit and for additional duties of the Department of Revenue.

HB 1580, PN 4009

An Act amending Title 3 (Agriculture) of the Pennsylvania Consolidated Statutes, further providing for the regulation of Cervidae livestock operations.

HB 2468, PN 4279

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

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

HB 2333 RECONSIDERED

The SPEAKER. The Chair has a reconsideration motion: "I move that the vote by which HB 2333, PN 3332, was defeated on the 21st day of June be reconsidered," signed by Representative Semmel and Representative Miller.

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

The following roll call was recorded:

YEAS—191

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

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

NAYS—4

| | | | |
|---------|-----------|----------|----------|
| Casorio | Creighton | Kauffman | Metcalfe |
|---------|-----------|----------|----------|

NOT VOTING—0

EXCUSED—8

| | | | |
|-----------|-----------|------------|--------|
| Armstrong | Gruitza | Miller, S. | Rieger |
| Daley | Levdansky | Pallone | Wilt |

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

On the question recurring,
Shall the bill pass finally?

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

Mr. VITALI. Thank you, Mr. Speaker.

I do not want to rehash this debate. I just want to remind the members, this was the rather lengthy discussion we had involving the issue of Voice over Internet Protocol and whether it was appropriate at this time to impose a \$1 fee on that mode of telecommunication for the 911 service.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, I rise again to oppose this bill, specifically only for the fact that the bill includes Voice over Internet at this time as a service provider and will charge customers \$1.50 for service that they just will not get.

During the break I went on to the Internet, as some members did, too, and saw that Skype, which is an Internet service provider for voice-over, said, you have to, you have to acknowledge that we do not provide emergency service, do not provide any emergency service. Do not use this service to call 911, because we cannot provide that, and yet we have heard on the floor that the users of Skype are going to have to pay \$1.50 for nothing.

And there is an article – I got it off the Web; you just have to Google it – “911 is a joke for VoIP customers.” Now, this was printed a while back, but there is a more recent article from the FCC entitled “VoIP” – V-o-I-P – “and 911 Service,” and this is dated in February of 2006, but the interesting part is that even though the FCC has mandated that Voice over Internet providers of the telephones, you must register the telephone and then you indicate or you state where the location of the phone is when it is registered and that is where your service is designated, but if you lose power, if the power goes out in your house – and usually power goes out in an emergency; that is when you have an emergency, when you lose power – your telephone loses its registration and in fact is not registered at that location until you physically do it once again. So when power comes back on, that phone at that location is not registered. It has to be reregistered every time you lose power.

So what does the FCC say? Well, it says, Tips for Voice over Internet Subscribers, and I think the one that is most important is that, “If the power is out or your broadband connection is down, be aware that your...VoIP service may also be out. Consider installing a backup power supply, maintaining a traditional phone line...or having a cellular phone as a backup.” So the FCC is acknowledging that this system is not a reliable 911 service and that you should have a backup landline telephone or a cellular phone if you are going to have Voice over Internet service in your home or in your business or wherever. It is just an unreliable service, yet we are going to charge these folks who have Voice over Internet telephony \$1.50 for a service they do not provide and could not even provide if they wanted to for customers that, for example, that are customers of Skype or Yahoo!, which also provides, or AOL (American On Line), and in those accounts those companies that do provide some limited service such as AT&T or Vonage, if you lose power, you still are not going to get 911 service.

Mr. Speaker, my whole point is, this technology has not matured to the point that it is reliable, and I do not believe there is any reason why we should tax Pennsylvanians, and that is what we are doing. We are telling the user, this is the person that has that service in their phone, in their home, that they are going to pay \$1.50 for a service that is unreliable and not provided by some service providers, yet we are going to put this \$1.50 tax on you.

I think this is bad public policy. I think that provision should be taken out of the bill and we should continue to work on it, and I urge a “no” vote.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Perry, Mr. Keller.

Mr. M. KELLER. Thank you, Mr. Speaker.

I had the opportunity this afternoon to call my 911 center in local Perry County and asked them specifically about calls coming in over the Internet, Voice over Internet service. It was interesting in the conversation that I had with them, being that we are a very rural county, in fact they were receiving them, and

it was indicated to me that as those calls that were coming in, they were coming in over a landline, not a 911 number, through the company that was providing the service, the Voice over Internet service.

And it was also indicated to me that it has started out basically the same as it did for the cell phones, where now in Perry County, half of the calls that are coming in, over half the calls that come in to the 911 center, are through a cell phone provider. So it is the start of a situation that possibly in the future will cost the counties to provide the 911 service, and of course, I believe that putting on as a user fee and of course as it goes through, the 911 center is required to provide a plan on how they are supposed to accomplish the service that is needed by the services that are provided.

So I would appreciate a positive vote on this one. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Monroe, Mr. Scavello.

Mr. SCAVELLO. Thank you, Mr. Speaker.

I rise in support of HB 2333. I was on the phone through e-mails with the control center, Gary Hoffman, the director in Monroe County. He is receiving a tremendous amount of VoIP 911 calls now, and he has to install hardware, which will cost him approximately \$5,000, and he needs trunk lines to do this service as well, which is going to cost him \$6,000 a year for the trunk line costs, and he does not have a way of recouping those dollars.

He is saying that the VoIP providers want to piggyback on the wireless trunk lines and the wire line 911, but by doing that, they are receiving a significantly lower class of service, 911 service. So there is a cost to the control centers across the State, and by the way, there are 13 other States that have already put this in place.

So I rise in support, and I am asking the members also to support this.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, allow me to apologize to the gentleman, Mr. Gannon. I feel very inadequate in that I do not have all the facts before me, and wrongly, I voted “no” when the bill first came up. And I live in Clearfield and I can leave my home and drive all the way to Cresson and not get that cell phone one time to connect, and somebody said, you know, boy, if you need help, you can dial 911. Well, they accepted an amendment to this bill that will give priority to being able to connect with 911. I have a bill I hope to get out of a committee where we will.

You know, I do not think it makes much sense, for we continue to read, Mr. Speaker, get this new cell phone; we are going to give you an extra 30 minutes. What in the world good is an extra 30 minutes if you cannot use the first 30 minutes? So what I am saying is that here we are, we are talking about putting \$1 on, and I do not want to put \$1 on. I wish we felt that way when we passed the deregulation a few years ago, and you are going to see the rate cap come off and your rates go up 28 or 29 percent. So I say lives are important. Let us not worry about the dollar. Let us worry about maybe it will save just one life.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from York, Mr. Miller.

Mr. MILLER. Thank you, Mr. Speaker.

I also this afternoon, after the earlier debate today, had an opportunity to talk to the director of the York County emergency call center. Audrey Rychalsky is also the chair of an eight-county, in south-central Pennsylvania, committee, association of 911 call center directors, and she relayed to me that VoIP is not a major issue yet but it is coming quickly. They are seeing calls. They are increasing in frequency.

And basically what happens now, if you get a call this way, it does not come across the standard 911 lines. What that means is that it does not present to the operator. By not presenting it, it does not say the name, the home address of the caller. That is something that has to be given by that person, but that being said, she also related to me that she got an e-mail yesterday from a major VoIP provider who asked to have the master call list, the master street list for York County. Now, she gave permission for them to have access to this, and when that street list goes in and they get that on their system, then it will be identified when a person uses VoIP.

So this is an evolving technology, something that is changing and is coming, and it is increasing very rapidly. I would also note, if it has not been said before – and if it was, I apologize; I missed it – that 13 other States have already adopted this. This is moving very fast.

Now is the time for us to do this, and I strongly urge passage of HB 2333.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from McKean, Mr. Causer.

Mr. CAUSER. Thank you, Mr. Speaker.

I rise in strong support of this legislation, HB 2333. For all the reasons stated earlier, this really is a tax fairness issue. We are currently taxing landline phones; we are taxing cell phones, and it is only fair that we tax VoIP service, and so again, I strongly support this bill, and I am going to give you an example of why I think we should support this bill.

I currently have a landline in my home and I pay \$1.50 in the county that I live in, and my sister lives in the same community that I do, and she recently switched over to VoIP service in her residence and she has the same telephone number that she had before. She is getting the same service. You would not realize that she has VoIP service, but she is not paying the surcharge and I am. It is only fair that we all pay the surcharge, because we all utilize the emergency services. The emergency service is there for everyone to use, and everyone should be supporting it.

I had the opportunity to talk with the 911 center folks back in McKean County about this, this afternoon, and I was told that they are receiving several Voice over Internet Protocol calls for 911. Those calls are coming in on the screen in front of the dispatcher just like any other calls would be. The dispatcher can tell that they are VoIP calls, but the dispatcher is getting the same information as if they were coming in on a traditional landline.

So this really is a tax fairness issue. It is fair for everybody to pay for this emergency service, and I would strongly urge a “yes” vote.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Dauphin, Mr. Marsico.

Mr. MARSICO. Thank you, Mr. Speaker.

At the break I, too, did some research regarding the Voice over Internet emergency calls. So I made a call to the folks at Dauphin County EMA (emergency management agency), and they have received so far this year 207 Voice over Internet emergency calls. They said this might seem low, but they anticipate a rapid increase in calls because they anticipate businesses, that industries are considering switching phone services to the Voice over Internet.

With that, I just want to say that I ask the members to support this bill. I think, again, it is a fairness issue and ask for your support.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The gentleman, Mr. Fairchild.

Mr. FAIRCHILD. Thank you, Mr. Speaker.

I have a short question I guess for the sponsor, if I may interrogate?

The SPEAKER. The gentleman indicates he will stand for interrogation. The gentleman is in order.

Mr. FAIRCHILD. Thank you.

Mr. Speaker, if I have a laptop and I give it to my son or daughter, and according to prior testifiers, that number is registered with a VoIP user. They enter it into a database. Now my son or daughter takes it across town to her friend’s and she uses that laptop and she calls in a 911 emergency on that laptop. Where is 911 going to respond to that emergency?

Mr. SEMMEL. The answer would be, where it is registered.

Mr. FAIRCHILD. So anybody that has a laptop in Pennsylvania that would pay the fee and get registered, if they move that laptop from that room or that home or that business or that location, you could actually create a disaster, because it would be registered where that laptop was registered.

Mr. SEMMEL. Basically it would be where they are told to go to.

Mr. FAIRCHILD. Well, if it is where you are told to go to, then why are we talking about registration, et cetera, because you could use VoIP, call 911 and say, I am Suzy Fairchild or Suzy Semmel and I am at 428 Spruce Street, York, Pennsylvania, and they respond?

You know, it seems— Go ahead; go ahead.

Mr. SEMMEL. Right now with the cell phone, that is the same way. Until technology changes, it will remain the same way.

Mr. FAIRCHILD. Now, I beg to differ, and the way I understand it is cell phones track you. You make a call, an emergency call, on a cell phone, and whether you are going down 83 or up 81, they know actually where you are, but with a laptop, the technology is just not there to do that today. The VoIPs may be able to take that database that a county gives them, but it is like you testified, they are going to register that laptop at that number and at that address that is on that database, because the technology is simply not there yet to track that laptop across town, across State, in the next county.

So if I call in with that laptop and I get 911, they are going to go to my home, but my son or daughter might have that laptop across town or someplace else. Am I correct?

Mr. SEMMEL. Again, at this juncture, the technology is not totally there yet, so I will grant you that. With this legislation we are trying to create that enhanced system, so the technology will be there.

Mr. FAIRCHILD. Well, I understand that— Thank you, Mr. Speaker. I would like to make a statement.

The SPEAKER. The gentleman is in order.

Mr. FAIRCHILD. I understand that, Mr. Speaker, and I think everyone in here understands that. What many of us are saying that follow the technology is that we are just not there yet, and I think it is extremely unfair to go out and ask our customers, our constituents, to pay a fee for technology that is not there. We have heard testimony today that we do not know how much it is going to cost that consumer. We do not know how much it is going to cost our businesses, and remember, this legislation says that you will, the next time you upgrade your telephone or your system, your telephone system, you will have to upgrade to this technology, but yet we know that technology is not here yet. I think that this issue is coming and it should come, but what many of us are saying here today, it is not time to tax Pennsylvanians for a technology that is not here yet.

In the meantime, safetywise, do not forget, Voice over Internet Protocol, you can still call your 911 emergency center. If my daughter or my son goes across town, they can call that center and say, tell them the emergency, but unlike the technology that exists today with hard lines where that address flashes up on the screen so our emergency responders know exactly where we are, that is not going to happen, and in fact, if it happens and that laptop says that it is located here and somebody is over here, we are asking for an awful lot of problems.

And do not forget, there are an awful lot of people in this State that carry laptops, sales persons that are on the road every day. What are they going to do? Why should we charge them when that technology is useless to them, because that laptop number is registered on a database, a hard database, that says that that address is located at XYZ when that laptop and that person using that laptop is out on the road trying to make a living, but why should he or she be required to pay that fee when it is not going to be usable.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Butler, Mr. Metcalfe.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, I would like to share a few lines from the “Taxman” by the Beatles, because I think that is very appropriate for whoever is going to vote “yes” on this today to yet again create another tax on another new technology. So for all of you that are going to vote “yes,” I think this would be appropriate to express those feelings for a “yes” vote.

Let me tell you how it will be
There’s one for you, nineteen for me
'Cause I’m the taxman, yeah, I’m the taxman

Should five per cent appear too small
Be thankful I don’t take it all
'Cause I’m the taxman, yeah I’m the taxman

If you drive a car, I’ll tax the street,
If you try to sit, I’ll tax your seat.
If you get too cold I’ll tax the heat,
If you take a walk, I’ll tax your feet.

Another line that could of course be added: If you decide to change from a landline or a cell to voice-over, we will tax it all.

Thank you, Mr. Speaker. I am against this.

The SPEAKER. The Chair thanks the gentleman.

The gentleman from Luzerne, Mr. Tigie.

Mr. TIGUE. Thank you, Mr. Speaker.

Mr. Speaker, I guess one of the alternatives to what the prior speaker said is to close the 911 centers. As technology progresses, we have these dilemmas. Other States that were mentioned earlier have already adopted similar legislation; in fact, the exact same legislation in some cases. We have to provide for 911.

One of the previous speakers talked about if you have a laptop somewhere, and that is a possibility. Technology is not perfect. But how many people are going to use a laptop to make phone calls? Most of that, 98 percent or more, someone mentioned 98 percent are going to be used at your house, whether you are hooked through Comcast or Verizon or whoever, Skype, whoever the company is that provides the service.

Our 911 centers are already dealing with this technology. In the future you will see fewer and fewer landlines. The money from the landlines will decrease. We have to replace the money to operate 911 centers, and it is a question of fairness. The question of where you are is not always the question of your telling someone where they are. That is why we have enhanced systems. You have situations where somebody calls and is rendered unconscious for various reasons, you have to identify where they are. Some people think they know where they are and they do not. If you are driving on Interstate 80 or Interstate 95, do you know what township you are in? Do you know what the address is? If you see an accident, can you identify where it is? No. That is why 911 centers have enhanced technology to identify where you are, not so you can identify to them where you are. It is so they can get the right people there, the EMS (emergency medical services) people, the fire, the police, et cetera.

As technology is developed, and again, going back to some of the things that were said this morning, and I do not want to just continue this, but the FCC has ruled, and by the end of this year, everyone has to be compatible with 911, all of the VoIP systems. Is it 100 percent? No. Nothing is 100 percent. Some of you, probably if you found out your landlines are based on what the person who puts it in, the installing person determines whether you live in a borough, a town, and they do not know if they live there. I will give you an example.

In the Pittston area, in Pittston, Pennsylvania, the city of Pittston, the 1-864 area code, that includes five municipalities, five municipalities; four of them have streets that have the same name. The person who installs that determines the location. They do not know that. That has to be determined by an enhanced system and by some additional work in addition to what the phone company does.

The bottom line is, this is the fair thing to do. This is the smart thing to do, and this is the right thing to do to provide safety as technology increases. So I would appreciate your support.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Monroe, Mr. Scavello.

Mr. SCAVELLO. Mr. Speaker, I just rise to comment on when we talk about taxes, and we are talking about saving people’s lives, because that is what the 911 centers do across the

country. And in this particular case, with the new technology, the 911 centers have to make the investment, that if someone does use that VoIP system, that they will be able to identify where they are quickly and get emergency help to those homes as quick as possible. You cannot put a price on that.

So I recommend again, I strongly recommend that we support this legislation.

The SPEAKER. The gentleman, Mr. Gannon.

Mr. GANNON. Thank you, Mr. Speaker.

Mr. Speaker, I listened to the debate very closely, and I could not help but observe that several members got up and said, well, I called my 911 center, and they said, oh, yeah, we get these VoIP calls – I do not know how they know that – but we get these VoIP calls, because they are coming in over regular landlines. We already heard that, acknowledge they are coming in over regular landlines, but somehow they know that they are VoIP.

So we called our 911 center, and they said, yep, we need the money. So that is what it really is all about; it is about the money; it is about the money. But nobody bothered to call anybody who was on the other end, the person that is paying the bill, the user of Voice over Internet service.

And I came across an article across the Internet and there was a guy who is a user of Voice over Internet service, and he bothered to write an article about his experience, and he says, “911 is a joke for VoIP customers.” It is a rather lengthy article about the experience he had in trying to place an emergency call over Voice over Internet.

And we also heard people acknowledge, even those that are for this and said this is a good idea, this is an emerging technology; it is new. And we did not even get into assessing cell phones that \$1 fee until we were pretty sure that it was going to work and we were going to be able to locate that person when they made a call in the eventuality they were disabled or unconscious. We did not even do that, and yet here we are today acknowledging that somebody’s daughter could be making a call from a laptop on the other side of town; we have no idea where she is, unless she tells us, but we are going to charge that person \$1.50 a month, \$1.50 a month, for how many laptops you have. I said earlier in the debate that I have a couple of computers and they all have Voice over Internet service. What am I going to pay, a buck-fifty a month for each computer? That is what it sounds like to me, irrespective of where I am.

We also learned about the impact of a power outage on that telephone service, the requirement that the telephone has to be registered, and also the comment that the service is really not reliable as to location. I am simply saying that this particular item should not be included in this bill. This service is too new. It is at the very beginning, it is at the very horizon of its implementation, and I think we should— We are taxing folks who cannot utilize the service, even if they wanted to, and I also told you, the FCC says, have a landline telephone, have another telephone as a backup, because this service is so unreliable with respect to 911 calls.

Are we going to be there someday? Yes. But I think that is when we assess Pennsylvanians the tax, when we are there, not before we get there, when we are there, and I would venture to guess the guy that put these trunk lines in, this 911 service, and said, yeah, this was for VoIP, I would venture to guess he is servicing a lot of landlines, too. This is not just for Voice over

Internet, because they come in through a landline, they come in through a traditional landline. It is not at that end that is the problem. It is the user’s end that is the problem. The user registers a phone, loses his service if he has a power outage and has to reregister the phone when power comes back on, may not be able to identify where he is. There are just too many issues here for us to be assessing a tax against, a tax against that user for a service that we know we cannot provide and we may not be able to provide it in an emergency, yet we are leading that person to believe that we can provide that service in the eventuality of an emergency because we are assessing a tax on them. We are misleading the people of Pennsylvania. We are assessing a tax for a service we cannot provide, and we are leading them to believe that we can because we are taxing them for it.

Mr. Speaker, I ask for a “no” vote.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Shall the bill pass finally?

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

The following roll call was recorded:

YEAS—105

| | | | |
|-------------|------------|------------|---------------|
| Allen | Fleagle | McNaughton | Siptroth |
| Argall | Flick | Melio | Smith, B. |
| Bastian | Frankel | Miller, R. | Smith, S. H. |
| Bebko-Jones | Freeman | Mundy | Solobay |
| Belardi | Geist | Myers | Sonney |
| Benninghoff | George | O’Brien | Staback |
| Bishop | Gillespie | Oliver | Stairs |
| Blackwell | Gingrich | O’Neill | Steil |
| Bunt | Grucela | Parker | Stern |
| Buxton | Haluska | Payne | Stetler |
| Caltagirone | Harhart | Pistella | Stevenson, T. |
| Causar | Harper | Preston | Tangretti |
| Cawley | Hennessey | Ramaley | Taylor, E. Z. |
| Clymer | Herman | Raymond | Taylor, J. |
| Cohen | James | Reichley | Tigue |
| Cornell | Josephs | Roberts | Veon |
| Corrigan | Keller, W. | Rooney | Waters |
| Costa | Kenney | Ross | Wheatley |
| Cruz | Kirkland | Sabatina | Williams |
| Curry | Leach | Samuelson | Wright |
| Dally | Lederer | Santoni | Youngblood |
| DeWeese | Leh | Sather | Yudichak |
| DiGirolamo | Lescovitz | Saylor | Zug |
| Diven | Mann | Scavello | |
| Evans, D. | Marsico | Schroder | |
| Fichter | McCall | Semmel | Perzel, |
| Flaherty | McGeehan | Shaner | Speaker |

NAYS—86

| | | | |
|-----------|-----------|------------|---------------|
| Adolph | Fabrizio | LaGrotta | Quigley |
| Baker | Fairchild | Mackereth | Rapp |
| Baldwin | Feese | Maher | Readshaw |
| Barrar | Forcier | Maitland | Reed |
| Belfanti | Gabig | Major | Rohrer |
| Beyer | Gannon | Markosek | Rublely |
| Biancucci | Gerber | McGill | Ruffing |
| Birmelin | Gergely | McIlhattan | Sainato |
| Blaum | Godshall | McIlhinney | Shapiro |
| Boyd | Good | Metcalfe | Stevenson, R. |
| Cappelli | Goodman | Micozzie | Sturla |
| Casorio | Grell | Millard | Surra |
| Civera | Hanna | Mustio | Thomas |

| | | | |
|-----------|------------|----------|------------|
| Crahalla | Harhai | Nailor | True |
| Creighton | Harris | Nickol | Turzai |
| DeLuca | Hasay | Petrarca | Vitali |
| Denlinger | Hess | Petri | Walko |
| Dermody | Hickernell | Petrone | Wansacz |
| Donatucci | Hutchinson | Phillips | Watson |
| Eachus | Kauffman | Pickett | Wojnaroski |
| Ellis | Killion | Pyle | Yewcic |
| Evans, J. | Kotik | | |

NOT VOTING—4

| | | | |
|---------|------------|-----------|---------|
| Hershey | Keller, M. | Manderino | Roebuck |
|---------|------------|-----------|---------|

EXCUSED—8

| | | | |
|-----------|-----------|------------|--------|
| Armstrong | Gruitza | Miller, S. | Rieger |
| Daley | Levdansky | Pallone | Wilt |

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.

ANNOUNCEMENT BY MAJORITY LEADER

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

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

I just wanted to give a brief announcement relative to what we expect to do here for the rest of the day and tomorrow.

While in the backdrop there have been positive and good negotiations relative to the budget, it was also our hope this week that we would be able to pass HB 700 dealing with the lobbyist disclosure issue. We have been working in a bipartisan manner to put together an omnibus amendment to this legislation, and each caucus is a little slow in getting it back out of the Reference Bureau, just due to the complexity of it and the drafting of it. I am asking the Republicans to come to caucus basically as soon as we are done here so that we can go over the sum and substance of this legislation, and it would be our intentions to come in tomorrow, back into session at 11 o'clock, normal 11 o'clock start for session, to debate and hopefully pass HB 700.

The SPEAKER. The Chair thanks the gentleman.

Are there any further announcements?

VOTE CORRECTION

The SPEAKER. Mr. Keller.

Mr. M. KELLER. Mr. Speaker, I would like to correct the record.

The last House bill, 2333, my button malfunctioned. It should show an affirmative vote.

The SPEAKER. The Chair thanks the gentleman.

Mr. M. KELLER. Thank you.

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

DEMOCRATIC CAUCUS

The SPEAKER. Mr. Cohen.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the text of the bill that we are voting on tomorrow on lobbyist reform has been e-mailed to all Democratic members. We will caucus on that bill at 10 a.m. tomorrow; 10 a.m. Thursday. We expect to be on the floor around noon. 11 a.m.? Okay. Sometime around 11 a.m. or noon, we will be on the House floor, and you have the text of the bill and we will have a caucus on it at 10 a.m.

The SPEAKER. The Chair thanks the gentleman.

VOTE CORRECTIONS

The SPEAKER. The gentleman, Mr. Roebuck.

Mr. ROEBUCK. Thank you, Mr. Speaker.

On HB 2333 my switch failed to function. I wish to be recorded in the negative.

The SPEAKER. The Chair thanks the gentleman.

The gentlelady, Ms. Manderino.

Ms. MANDERINO. Thank you, Mr. Speaker. For a correction of the record.

On HB 2333 my vote was not recorded. I wish the record to reflect I intended to vote "yes."

The SPEAKER. The gentlelady's remarks will be spread across the record.

Are there any further corrections of the record?

Are there any further announcements?

**BILL REPORTED FROM COMMITTEE,
CONSIDERED FIRST TIME, AND
RECOMMITTED TO COMMITTEE ON RULES****HB 2802, PN 4290**

By Rep. ALLEN

An Act amending the act of July 2, 2004 (P.L.492, No.57), known as the Sign Language Interpreter and Transliterator State Registration Act, further providing for definitions and for State registration requirements.

LABOR RELATIONS.

**BILL REPORTED AND REREFERRED TO
COMMITTEE ON LOCAL GOVERNMENT****HB 2803, PN 4291**

By Rep. ALLEN

An Act amending the act of April 8, 1982 (P.L.310, No.87), referred to as the Recorder of Deeds Fee Law, providing for county business continuity of operations funds in certain counties and for an additional fee.

LABOR RELATIONS.

The SPEAKER. Are there any further announcements?

VOTE CORRECTION

The SPEAKER. The gentleman, Mr. Petrarca.
Mr. PETRARCA. Thank you, Mr. Speaker.
I would like to correct the record on HB 2505.
The SPEAKER. The gentleman is in order.
Mr. PETRARCA. I would like to be voted in the negative.
The SPEAKER. The Chair thanks the gentleman.
Mr. PETRARCA. Thank you.
The SPEAKER. The gentleman's remarks will be spread across the record.

RECESS

The SPEAKER. This House is in recess till 11 a.m.

AFTER RECESS

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

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 Cumberland, Mr. Grell.

Mr. GRELL. Mr. Speaker, I move that this House do now recess until Thursday, June 22, 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., Thursday, June 22, 2006, the House recessed.