

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

WEDNESDAY, OCTOBER 3, 2007

SESSION OF 2007

191ST OF THE GENERAL ASSEMBLY

No. 86

### HOUSE OF REPRESENTATIVES

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

#### THE SPEAKER PRO TEMPORE (JENNIFER L. MANN) PRESIDING

#### PRAYER

HON. ARTHUR D. HERSHEY, member of the House of Representatives, offered the following prayer:

Let us bow our heads.

Thank You, dear God, for allowing me to serve in this General Assembly of the Commonwealth. Dear God, as we deliberate, help us to do right by the people we serve. Help us to put self-interests aside.

We ask a special blessing at this time on each one of our members and all staff this morning. Lead, guide, and direct us in future deliberations.

At this season of the year, we are in awe of Your artistic handiwork as we watch Penn's Woods put on these fall colors.

Let us never forget we are children of Thine, and we thank You for Your love and Your care. In Your name we pray. Amen.

#### PLEDGE OF ALLEGIANCE

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

#### JOURNALS APPROVED

The SPEAKER pro tempore. The Journals of Monday, June 18, and Tuesday, June 19, of 2007 are now in print. Will the House approve those Journals?

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

#### JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, approval of the Journal of Tuesday, October 2, 2007, will be postponed until printed. The Chair hears no objection.

### LEAVES OF ABSENCE

The SPEAKER pro tempore. Turning to leaves of absence, the Chair recognizes the majority whip. Are there any leaves on the Democratic side? The gentleman requests leave for today for the gentleman, Mr. DeLUCA, from Allegheny County; Mr. THOMAS from Philadelphia County; Mr. ROEBUCK from Philadelphia County; and Mr. PASHINSKI from Luzerne County. Without objection, the leaves will be granted for these individuals.

The Chair recognizes the minority whip, the Republican side, and sees that there are no requests for leaves for the day.

Members will report to the floor; members, please report to the floor.

### MASTER ROLL CALL

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

The following roll call was recorded:

#### PRESENT—197

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Bianucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai

Curry	Keller, W.	Perzel	Vereb
Cutler	Kenney	Petrarca	Vitali
Daley	Kessler	Petri	Vulakovich
Dally	King	Petrone	Wagner
Denlinger	Kirkland	Phillips	Walko
DePasquale	Kortz	Pickett	Wansacz
Dermody	Kotik	Preston	Waters
DeWeese	Kula	Pyle	Watson
DiGirolamo	Leach	Quigley	Wheatley
Donatucci	Lentz	Quinn	White
Eachus	Levdansky	Ramaley	Williams
Ellis	Longietti	Rapp	Wojnaroski
Evans, D.	Mackereth	Raymond	Yewcic
Evans, J.	Maher	Readshaw	Youngblood
Everett	Mahoney	Reed	Yudichak
Fabrizio	Major	Reichley	
Fairchild	Manderino	Roae	O'Brien, D.,
Fleck	Mann	Rock	Speaker
Frankel	Mantz	Rohrer	

## ADDITIONS—0

## NOT VOTING—0

## EXCUSED—6

DeLuca	Killion	Roebuck	Thomas
Godshall	Pashinski		

## LEAVES ADDED—2

Hershey	Perzel
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## LEAVES CANCELED—1

Pashinski
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The SPEAKER pro tempore. A quorum being present, the House will proceed to conduct business.

## GUESTS INTRODUCED

The SPEAKER pro tempore. The House is pleased today we have some very special guests with us. Today we have Representative Michael Peifer's daughter's fourth grade class from Wallenpaupack South Elementary School. They are visiting here in Harrisburg today and are seated both in the back of the hall and in the gallery. We please ask that these guests will rise and be recognized and ask that everybody give them a very warm welcome.

HOUSE RESOLUTIONS  
INTRODUCED AND REFERRED**No. 417** By Representative HORNAMAN

A Resolution recognizing the week of October 7 through 13, 2007, as "National Newspaper Week" in Pennsylvania.

Referred to Committee on RULES, October 3, 2007.

**No. 427** By Representatives ELLIS, BAKER, BEAR, BOBACK, CAUSER, CLYMER, COX, FLECK, HERSHEY, JAMES, McILHATTAN, MENSCH, METCALFE, PALLONE, QUIGLEY, RAPP, ROAE, SAYLOR, SONNEY, R. STEVENSON and SWANGER

A Resolution urging the Congress of the United States to ban Internet access taxes before the moratorium expires.

Referred to Committee on INTERGOVERNMENTAL AFFAIRS, October 3, 2007.

HOUSE BILLS  
INTRODUCED AND REFERRED

**No. 1870** By Representatives STURLA, DeLUCA, EACHUS, DERMODY, DeWEESE, McCALL, SURRA and WALKO

An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, providing for accessibility to affordable health insurance coverage for previously uninsured individuals and for small businesses; adding definitions; providing for subsidized health care, for outreach, for Federal waivers and for expiration; and making a repeal.

Referred to Committee on INSURANCE, October 3, 2007.

**No. 1873** By Representatives GEORGE, BELFANTI, BOYD, CAPPELLI, FABRIZIO, FREEMAN, GIBBONS, GOODMAN, GRUCELA, HORNAMAN, JAMES, JOSEPHS, KIRKLAND, KORTZ, KOTIK, MYERS, PRESTON, RUBLEY, SABATINA, SIPTROTH and McILVAINE SMITH

An Act amending Title 12 (Commerce and Trade) of the Pennsylvania Consolidated Statutes, providing for a bill of rights for cellular telephone consumers; imposing a duty on the Office of Attorney General; and providing a penalty.

Referred to Committee on CONSUMER AFFAIRS, October 3, 2007.

**No. 1874** By Representatives M. O'BRIEN, YOUNGBLOOD, GOODMAN, KENNEY, GEORGE, BAKER, BEYER, CONKLIN, EVERETT, FLECK, GIBBONS, GRUCELA, KULA, McILHATTAN, MURT, PARKER, PYLE, ROAE, SCAVELLO, SHIMKUS, SURRA, J. TAYLOR, THOMAS, J. WHITE and WOJNAROSKI

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for a special registration plate for school teachers.

Referred to Committee on TRANSPORTATION, October 3, 2007.

**No. 1875** By Representatives HERSHEY, STERN, MAJOR, RUBLEY, HENNESSEY, SCHRODER, BEYER, BRENNAN, CARROLL, COHEN, CRUZ, DALEY, EVERETT, FAIRCHILD, FRANKEL, GILLESPIE, HELM, HESS, HORNAMAN, JOSEPHS, KILLION, KULA, LEACH, MENSCH, R. MILLER, MILNE, MOUL, MOYER, NAILOR, NICKOL, PICKETT, READSHAW, REICHLEY, SAYLOR, SCAVELLO, SIPTROTH, SONNEY, STABACK, TRUE and YOUNGBLOOD

An Act amending the act of July 5, 1989 (P.L.166, No.31), known as the Phosphate Detergent Act, further providing for exclusions and exceptions.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, October 3, 2007.

**No. 1876** By Representatives HERSHEY, STERN, MAJOR, RUBLEY, HENNESSEY, SCHRODER, BAKER, BIANCUCCI, BOYD, CARROLL, CLYMER, COHEN, CRUZ, FLECK, GINGRICH, GODSHALL, HELM, HORNAMAN, KAUFFMAN, KULA, McILHATTAN, R. MILLER, MILNE, MOYER, MURT, NAILOR, M. O'BRIEN, O'NEILL, PICKETT, RAPP, SHIMKUS, SIPTROTH, VULAKOVICH, WATSON, J. WHITE and YOUNGBLOOD

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 chargeable by Department of State; and providing for a uniform form.

Referred to Committee on STATE GOVERNMENT, October 3, 2007.

**No. 1877** By Representatives BUXTON, PAYNE, MARSICO and HELM

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

Referred to Committee on TOURISM AND RECREATIONAL DEVELOPMENT, October 3, 2007.

**No. 1878** By Representatives HUTCHINSON, McILHATTAN, PHILLIPS, BENNINGHOFF, EVERETT, RAPP, R. STEVENSON, BROOKS, FAIRCHILD, CAUSER, BASTIAN, BOBACK, BOYD, CLYMER, CREIGHTON, CUTLER, ELLIS, GABIG, HERSHEY, MANTZ, MARSHALL, METCALFE, MILLARD, MUSTIO, PERRY, ROAE, ROHRER, SCAVELLO, SWANGER, TRUE, TURZAI, VULAKOVICH, HANNA and HARRIS

An Act amending Titles 53 (Municipalities Generally), 74 (Transportation) and 75 (Vehicles) of the Pennsylvania Consolidated Statutes, repealing provisions relating to local taxation for public transportation assistance and for minority and women-owned business participation; providing for public transportation assistance; and repealing provisions relating to sustainable mobility options; turnpike and turnpike commission standards of conduct; providing for Pennsylvania Turnpike; and repealing provisions relating to definitions, authorizations, conversion to toll roads, conversion of Interstate 80, application, lease of Interstate 80, payments, other interstate highways, fund distribution, impact, financial plan, imposition, allocation of proceeds, special revenue bonds, expenses, application of proceeds of obligations, trust indenture, exemption, pledged revenues, special revenue refunding bonds, remedies, Motor License Fund proceeds, construction and funding.

Referred to Committee on TRANSPORTATION, October 3, 2007.

**No. 1879** By Representatives GRELL, BAKER, BEAR, BENNINGHOFF, CAPPELLI, CAUSER, CLYMER, CURRY, CUTLER, DALLY, DeLUCA, DePASQUALE, EVERETT, FLECK, FRANKEL, GEIST, GIBBONS, GILLESPIE, GINGRICH, GOODMAN, HARHAI, HARHART, HARKINS, HARPER, HARRIS, HENNESSEY, HESS, HICKERNELL, M. KELLER, KENNEY, KILLION, KIRKLAND, KORTZ, KOTIK, KULA, MACKERETH, MANN, MARSHALL, McILHATTAN, MENSCH, MURT, NAILOR, O'NEILL, PALLONE, QUINN, RAPP, READSHAW, REED, REICHLEY, ROAE, SCAVELLO, SCHRODER, SEIP, SIPTROTH, K. SMITH, SOLOBAY, SONNEY, STERN,

R. STEVENSON, TRUE, VULAKOVICH, WAGNER, WATSON and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, October 3, 2007.

**No. 1880** By Representatives MELIO, BOBACK, BRENNAN, CREIGHTON, DeLUCA, GOODMAN, GRUCELA, HELM, HENNESSEY, HORNAMAN, KOTIK, MOYER, MUNDY, NAILOR, PETRONE, REICHLEY, SHIMKUS, SIPTROTH, WALKO, WATSON, YOUNGBLOOD and MURT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for the offense of aggressive driving.

Referred to Committee on TRANSPORTATION, October 3, 2007.

**No. 1881** By Representatives MELIO, BOBACK, BRENNAN, CREIGHTON, DeLUCA, GOODMAN, GRUCELA, HELM, HENNESSEY, HORNAMAN, KOTIK, MOYER, MUNDY, NAILOR, PETRONE, REICHLEY, SHIMKUS, SIPTROTH, WALKO, WATSON, YOUNGBLOOD and MURT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for schedule of convictions and points and for establishment of driver improvement schools; and providing for the offense of aggressive driving.

Referred to Committee on TRANSPORTATION, October 3, 2007.

**No. 1882** By Representatives MELIO, BOBACK, BRENNAN, CREIGHTON, DeLUCA, GOODMAN, GRUCELA, HELM, HENNESSEY, HORNAMAN, KOTIK, MOYER, MUNDY, NAILOR, PETRONE, REICHLEY, SHIMKUS, SIPTROTH, WALKO, WATSON, YOUNGBLOOD and MURT

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, requiring the Department of Transportation to establish, advertise and maintain a toll-free hotline for motorists to report incidents of aggressive driving.

Referred to Committee on TRANSPORTATION, October 3, 2007.

**No. 1883** By Representatives PERRY, BLACKWELL, DeLUCA, DePASQUALE, GEIST, GILLESPIE, GINGRICH, HENNESSEY, HUTCHINSON, KAUFFMAN, KENNEY, MACKERETH, MAJOR, MARSHALL, MELIO, METCALFE, R. MILLER, MOUL, PETRONE, REED, ROAE, SAYLOR, SCAVELLO, SCHRODER, SIPTROTH, McILVAINE SMITH, STERN, SURRA, SWANGER and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, October 3, 2007.

**No. 1884** By Representatives GRUCELA, BELFANTI, FABRIZIO, HARKINS, CONKLIN, EVERETT, BENNINGHOFF, GABIG, GIBBONS, BOYD, HORNAMAN, KOTIK, KULA, R. MILLER, MILNE, PETRONE, SIPTROTH, SURRA and BEYER

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in high schools, further providing for high school certificates.

Referred to Committee on EDUCATION, October 3, 2007.

**No. 1885** By Representatives CLYMER, CREIGHTON, DENLINGER, FLECK, GILLESPIE, HERSHEY, MAHONEY, MILNE, MOUL, MUNDY, MURT, PETRONE, PHILLIPS, RAPP, ROHRER, SAYLOR, McILVAINE SMITH, SONNEY, SWANGER, TRUE and WATSON

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for the sale of certain containers of malt or brewed beverages by distributors and importing distributors.

Referred to Committee on LIQUOR CONTROL, October 3, 2007.

**No. 1886** By Representatives CLYMER, BOYD, CREIGHTON, DENLINGER, HELM, HENNESSEY, HERSHEY, KOTIK, ROHRER and TRUE

An Act amending the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, further providing for issuance, transfer or extension of hotel, restaurant and club liquor licenses, for sale of malt or brewed beverages by liquor licensees, for malt and brewed beverages manufacturers', distributors' and importing distributors' licenses and for malt and brewed beverages retail licenses.

Referred to Committee on LIQUOR CONTROL, October 3, 2007.

### SENATE BILL FOR CONCURRENCE

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

#### **SB 999, PN 1216**

Referred to Committee on TRANSPORTATION, October 3, 2007.

### LEAVE OF ABSENCE

The SPEAKER pro tempore. The Chair recognizes the minority whip, who requests that the gentleman from Philadelphia, Mr. PERZEL, be put on leave for the day. Without objection, the leave will be granted.

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

#### **HB 775, PN 895** By Rep. MELIO

An Act amending the act of June 11, 1935 (P.L.326, No.149), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the

funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," further providing for flags, markers and headstones.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

#### **HB 776, PN 896** By Rep. MELIO

An Act amending the act of August 9, 1955 (P.L.323, No.130), known as The County Code, further providing for flags and grave markers of certain deceased service persons.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

#### **HB 777, PN 897** By Rep. MELIO

An Act amending the act of July 28, 1953 (P.L.723, No.230), known as the Second Class County Code, further providing for markers on graves and for flags to decorate graves.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

#### **HB 1094, PN 1325** By Rep. MELIO

An Act designating March 19 of each year as "Pennsylvania Military Heroes Day."

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

#### **HB 1110, PN 1339** By Rep. MELIO

An Act amending Title 51 (Military Affairs) of the Pennsylvania Consolidated Statutes, providing for loan interest forgiveness for certain active duty military personnel.

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

#### **HB 1226, PN 2587 (Amended)** By Rep. STURLA

An Act amending the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law, amending the title of the act; providing for the definitions of "electrologist," "electrology," "electrology salon" and "electrology teacher"; further providing for membership of the State Board of Cosmetology; providing for scope of practice of electrology, for practice of electrology without a license, for qualifications, for eligibility requirements for the teaching of electrology, for licensure of electrology salons, for licensure reciprocity, for examinations, for continuing education for individuals licensed to practice or teach electrology and for electrology salon inspections; further providing for sanitary rules, for fees, for duration and renewal of licenses, for penalties and for regulations.

PROFESSIONAL LICENSURE.

#### **HB 1324, PN 2586 (Amended)** By Rep. MELIO

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

VETERANS AFFAIRS AND EMERGENCY  
PREPAREDNESS.

**HB 1830, PN 2585** (Amended) By Rep. MUNDY

An Act amending the act of December 19, 1990 (P.L.1234, No.204), known as the Family Caregiver Support Act, further providing for intent, for definitions, for caregiver support program, for reimbursements and for entitlement.

AGING AND OLDER ADULT SERVICES.

**SB 886, PN 1442** (Amended) By Rep. STURLA

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

PROFESSIONAL LICENSURE.

**RESOLUTION REPORTED FROM COMMITTEE**

**HR 335, PN 1930** By Rep. MELIO

A Resolution designating the Valley Forge Military College as the official military college of the Commonwealth of Pennsylvania.

VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS.

The SPEAKER pro tempore. The resolution will be placed on the calendar.

**CALENDAR**

**RESOLUTIONS PURSUANT TO RULE 35**

Mr. SCHRODER called up **HR 419, PN 2537**, entitled:

A Resolution designating the week of September 30 through October 6, 2007, as "Latex Allergy Awareness Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil

Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longietti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D., Speaker
Fleck	Mann	Rohrer	
Frankel	Mantz		

NAYS—0

NOT VOTING—0

EXCUSED—7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

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Mr. SHIMKUS called up **HR 420, PN 2538**, entitled:

A Resolution recognizing the contributions of Welsh Americans in Lackawanna County on the occasion of a performance by the Pontarddulais Male Choir from Wales at Lackawanna College, Scranton, on October 13, 2007.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro

Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longiatti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

NAYS-0

NOT VOTING-0

EXCUSED-7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

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Mr. FRANKEL called up **HR 421, PN 2539**, entitled:

A Resolution honoring WQED Multimedia on their unprecedented second overall Station Excellence Emmy and four category Emmys awarded by the Mid-Atlantic Chapter of the National Academy of Television Arts and Sciences on September 15, 2007.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longiatti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

NAYS-0

NOT VOTING-0

EXCUSED-7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

\* \* \*

Mr. MARSICO called up **HR 425, PN 2543**, entitled:

A Resolution designating October 13, 2007, as "Military Family Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

## YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longietti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

## NAYS—0

## NOT VOTING—0

## EXCUSED—7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

## SUPPLEMENTAL CALENDAR A

## RESOLUTIONS PURSUANT TO RULE 35

Mr. BUXTON called up **HR 430, PN 2566**, entitled:

A Resolution designating October 18, 2007, as "Conflict Resolution Day" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

## YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longietti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

## NAYS—0

## NOT VOTING—0

EXCUSED—7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

\* \* \*

Mrs. HARHART called up **HR 432, PN 2567**, entitled:

A Resolution designating the week of October 1 through 7, 2007, as "Aging in Place Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siproth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causar	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longiotti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	

Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

NAYS—0

NOT VOTING—0

EXCUSED—7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

\* \* \*

Mr. HORNAMAN called up **HR 433, PN 2568**, entitled:

A Resolution recognizing the week of October 7 through 13, 2007, as "National Newspaper Week" in Pennsylvania.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siproth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causar	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley



Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longietti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

NAYS-0

NOT VOTING-0

EXCUSED-7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

\* \* \*

Mr. RAYMOND called up **HR 434, PN 2584**, entitled:

A Resolution commending the World Food Programme and Yum! Brands, Inc., for their efforts to combat hunger in this country and around the world.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Bianucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	True
Cruz	Keller, M.	Perry	Turzai
Curry	Keller, W.	Petrarca	Vereb

Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longietti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

NAYS-0

NOT VOTING-0

EXCUSED-7

DeLuca	Killion	Perzel	Thomas
Godshall	Pashinski	Roebuck	

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

The SPEAKER pro tempore. The House will recess regular session, and we will convene special session of the House at 11:28 a.m.

RECESS

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

AFTER RECESS

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

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

**HB 1801, PN 2401**

By Rep. FREEMAN

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

LOCAL GOVERNMENT.

**AGRICULTURE AND RURAL AFFAIRS  
COMMITTEE MEETING**

The SPEAKER pro tempore. The Chair recognizes the gentleman, Representative Hanna, for a committee announcement.

Mr. HANNA. Thank you, Madam Speaker.

I rise to remind all Ag Committee members, all Agriculture Committee members, we have an Ag Committee meeting at

the call of the recess in room G-50 of the Irvis Office Building. All Ag Committee members, we have a committee meeting at the call of the recess in room G-50, Irvis.

Thank you, Madam Speaker.

The SPEAKER pro tempore. All Agriculture Committee members will meet in room G-50 of the Irvis Building at the recess.

### DEMOCRATIC CAUCUS

#### APPROPRIATIONS AND RULES COMMITTEE MEETINGS

The SPEAKER pro tempore. The Chair recognizes the majority caucus chairman, Representative Cohen, for an announcement.

Mr. COHEN. Thank you, Madam Speaker.

Madam Speaker, I have a series of times and places, so I would ask the attention of the House.

We will immediately go to caucus after the recess of this session.

There will be an Appropriations Committee meeting at 12:45 in the majority caucus room.

There will be a Rules Committee meeting at 1 o'clock in the majority caucus room, and we will be back on the floor at 1:15.

Thank you, Madam Speaker.

The SPEAKER pro tempore. The Chair thanks the gentleman.

There will be an Appropriations Committee meeting at 12:45 and a Rules Committee meeting at 1 o'clock.

### GUEST INTRODUCED

The SPEAKER pro tempore. The Chair is pleased today to welcome, as a guest page of Representative Mario Scavello, Robert Maskrey III. Rob lives in Stroudsburg, in Monroe County, and is planning to attend East Stroudsburg University, and he is currently an intern for the House of Representatives. We ask Rob to stand and be recognized. Welcome to the hall.

### REPUBLICAN CAUCUS

The SPEAKER pro tempore. The Chair recognizes the caucus chairman, Representative Major.

Miss MAJOR. Thank you, Madam Speaker.

I would like to call a caucus, Republican caucus, immediately at the call of the recess; that is, Republicans will caucus immediately at the call of the recess. I would ask Republicans to please report to caucus.

Thank you.

### RECESS

The SPEAKER pro tempore. Are there any further announcements, committee announcements?

Seeing none, the House stands in recess until 1:15 p.m.

### AFTER RECESS

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

### THE SPEAKER (DENNIS M. O'BRIEN) PRESIDING

#### BILL REREPORTED FROM COMMITTEE

**HB 288, PN 1847**

By Rep. D. EVANS

An Act providing for requirements for hospitals and health care facilities that provide services to sexual assault victims, for provision of information and services relating to emergency contraception and for powers and duties of the Department of Health.

#### APPROPRIATIONS.

The SPEAKER. This bill will be placed on the supplemental calendar.

### SENATE MESSAGE

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

The clerk of the Senate, being introduced, returned **HB 872, PN 2475**, with information that the Senate has passed the same with amendment in which the concurrence of the House of Representatives is requested.

### SENATE MESSAGE

#### HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, returned **HB 1624, PN 2077**, with information that the Senate has passed the same without amendment.

### LEAVE OF ABSENCE CANCELED

The SPEAKER. The Chair recognizes the presence of Representative Pashinski on the floor. His name will be added to the master roll.

### 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 1624, PN 2077**

An Act designating a bridge crossing the Catawissa Creek in Catawissa Borough, Columbia County, Pennsylvania, as the William F. Gittler, Sr. Memorial Bridge.

**SB 779, PN 875**

An Act designating a portion of State Route 462 in Lancaster County as the Pennsylvania State Police Trooper Robert D. Lapp, Jr., Memorial Highway.

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

**SUPPLEMENTAL CALENDAR C**

**RESOLUTION PURSUANT TO RULE 35**

Mr. MARSICO called up **HR 435, PN 2588**, entitled:

A Resolution designating October 8, 2007, as "Columbus Day" in Pennsylvania and recognizing the Pittsburgh Columbus Day Parade for honoring Christopher Columbus's heritage and contributions to the discovery of the New World.

On the question,  
Will the House adopt the resolution?

The following roll call was recorded:

**YEAS—197**

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causar	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Pashinski	Taylor, J.
Cox	Josephs	Payne	Taylor, R.
Creighton	Kauffman	Payton	True
Cruz	Keller, M.	Peifer	Turzai
Curry	Keller, W.	Perry	Vereb
Cutler	Kenney	Petrarca	Vitali
Daley	Kessler	Petri	Vulakovich
Dally	King	Petrone	Wagner
Denlinger	Kirkland	Phillips	Walko
DePasquale	Kortz	Pickett	Wansacz
Dermody	Kotik	Preston	Waters
DeWeese	Kula	Pyle	Watson
DiGirolamo	Leach	Quigley	Wheatley
Donatucci	Lentz	Quinn	White
Eachus	Levdansky	Ramaley	Williams
Ellis	Longietti	Rapp	Wojnaroski
Evans, D.	Mackereth	Raymond	Yewcic

Evans, J.	Maher	Readshaw	Youngblood
Everett	Mahoney	Reed	Yudichak
Fabrizio	Major	Reichley	
Fairchild	Manderino	Roae	O'Brien, D.,
Fleck	Mann	Rock	Speaker
Frankel	Mantz	Rohrer	

NAYS—0

NOT VOTING—0

EXCUSED—6

DeLuca	Killion	Roebuck	Thomas
Godshall	Perzel		

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 recognizes, as the guest of the Speaker and Representative Mike Gerber, Maj. Terrence Tinneney, standing in the balcony. Would you please rise and be recognized. Thank you very much.

The Chair also welcomes, as the guests of Representative Michele Brooks, Heather and Lauren Schwartz of Mercer County, Pennsylvania. They are the guest pages from the 17th Legislative District. Would you please rise and be recognized.

**CALENDAR CONTINUED**

**BILLS ON SECOND CONSIDERATION**

The House proceeded to second consideration of **HB 143, PN 2530**, entitled:

An Act amending the act of July 2, 1984 (P.L.561, No.112), known as the Pennsylvania Conservation Corps Act, further providing for supervisors.

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

Mr. **BAKER** offered the following amendment No. **A03403**:

Amend Sec. 1 (Sec. 8), page 2, line 20, by striking out "dental" and inserting

supplemental

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

The SPEAKER. The Chair recognizes Representative Baker on the amendment.

Mr. **BAKER**. Thank you, Mr. Speaker.

Mr. Speaker, this is an amendment that is technical in nature and just clarifies the language to be consistent with the Pennsylvania Employees Benefit Trust Fund. It was requested by the administration, the Department of Labor and Industry, and I believe it is an agreed-to amendment.

Thank you.

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

The following roll call was recorded:

YEAS—196

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Pashinski	Taylor, J.
Cox	Josephs	Payne	Taylor, R.
Creighton	Kauffman	Payton	True
Cruz	Keller, M.	Peifer	Turzai
Curry	Keller, W.	Petrarca	Vereb
Cutler	Kenney	Petri	Vitali
Daley	Kessler	Petrone	Vulakovich
Dally	King	Phillips	Wagner
Denlinger	Kirkland	Pickett	Walko
DePasquale	Kortz	Preston	Wansacz
Dermody	Kotik	Pyle	Waters
DeWeese	Kula	Quigley	Watson
DiGirolamo	Leach	Quinn	Wheatley
Donatucci	Lentz	Ramaley	White
Eachus	Levdansky	Rapp	Williams
Ellis	Longietti	Raymond	Wojnaroski
Evans, D.	Mackereth	Readshaw	Yewcic
Evans, J.	Maher	Reed	Youngblood
Everett	Mahoney	Reichley	Yudichak
Fabrizio	Major	Roae	
Fairchild	Manderino	Rock	O'Brien, D.,
Fleck	Mann	Rohrer	Speaker
Frankel	Mantz		

NAYS—1

Perry

NOT VOTING—0

EXCUSED—6

DeLuca	Killion	Roebuck	Thomas
Godshall	Perzel		

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 second consideration as amended?

Bill as amended was agreed to.

(Bill as amended will be reprinted.)

\* \* \*

The House proceeded to second consideration of **HB 1179, PN 1848**, entitled:

An Act establishing a temporary State commission to study the Constitution of Pennsylvania to recommend possible amendment or revision; prescribing the powers and duties of the commission; and making an appropriation.

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

Mr. **GEORGE** offered the following amendment No. **A03411**:

Amend Bill, page 2, by inserting between lines 29 and 30 Section 4.1. Graduated income tax study.

The commission shall study the potential fiscal effects of a graduated income tax on the people of this Commonwealth and include its findings in the final report. Their findings shall include, at a minimum, the following:

- (1) the amount of revenue created by the proposed tax plan;
- (2) the potential tax consequences for the residents of this Commonwealth; and
- (3) recommendations regarding the application of the graduated income tax on married couples.

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

The **SPEAKER**. The Chair recognizes the gentleman, Representative George, on the amendment.

Mr. **GEORGE**. I do not have that amendment in front of me. My aide has it. Could you go over this for one moment, please.

**BILL PASSED OVER TEMPORARILY**

The **SPEAKER**. The House will go over the bill temporarily.

**BILL ON THIRD CONSIDERATION**

The House proceeded to third consideration of **HB 780, PN 2533**, entitled:

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for appointment, term and vacancy of planning commission members and for conduct of business of planning commission.

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.

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally?

The Chair recognizes Representative Staback.

Mr. STABACK. Thank you, Mr. Speaker.

Mr. Speaker, HB 780 as amended amends the Municipalities Planning Code to allow governing bodies to appoint up to three residents of a municipality to serve as alternate members of a planning commission. At a township supervisors convention held in northeast Pennsylvania, a topic of discussion was the inability of the township planning commissions to conduct business because they constantly lacked a quorum. A resolution was forwarded to me asking for a legislative remedy. HB 780 is that remedy.

The bill, Mr. Speaker, is supported by the PA State Association of Township Supervisors. I am unaware of any opposition to it, and on that note, I would ask for an affirmative vote.

Thank you.

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—197

Adolph	Freeman	Markosek	Ross
Argall	Gabig	Marshall	Rubley
Baker	Galloway	Marsico	Sabatina
Barrar	Geist	McCall	Sainato
Bastian	George	McGeehan	Samuelson
Bear	Gerber	McI. Smith	Santoni
Belfanti	Gergely	McIlhattan	Saylor
Benninghoff	Gibbons	Melio	Scavello
Bennington	Gillespie	Mensch	Schroder
Beyer	Gingrich	Metcalfe	Seip
Biancucci	Goodman	Micozzie	Shapiro
Bishop	Grell	Millard	Shimkus
Blackwell	Grucela	Miller	Siptroth
Boback	Haluska	Milne	Smith, K.
Boyd	Hanna	Moul	Smith, M.
Brennan	Harhai	Moyer	Smith, S.
Brooks	Harhart	Mundy	Solobay
Buxton	Harkins	Murt	Sonney
Caltagirone	Harper	Mustio	Staback
Cappelli	Harris	Myers	Stairs
Carroll	Helm	Nailor	Steil
Casorio	Hennessey	Nickol	Stern
Causer	Hershey	O'Brien, M.	Stevenson
Civera	Hess	O'Neill	Sturla
Clymer	Hickernell	Oliver	Surra
Cohen	Hornaman	Pallone	Swanger
Conklin	Hutchinson	Parker	Tangretti
Costa	James	Pashinski	Taylor, J.
Cox	Josephs	Payne	Taylor, R.
Creighton	Kauffman	Payton	True
Cruz	Keller, M.	Peifer	Turzai
Curry	Keller, W.	Perry	Vereb
Cutler	Kenney	Petrarca	Vitali
Daley	Kessler	Petri	Vulakovich
Dally	King	Petrone	Wagner
Denlinger	Kirkland	Phillips	Walko
DePasquale	Kortz	Pickett	Wansacz
Dermody	Kotik	Preston	Waters
DeWeese	Kula	Pyle	Watson
DiGirolamo	Leach	Quigley	Wheatley

Donatucci	Lentz	Quinn	White
Eachus	Levdansky	Ramaley	Williams
Ellis	Longiotti	Rapp	Wojnaroski
Evans, D.	Mackereth	Raymond	Yewcic
Evans, J.	Maher	Readshaw	Youngblood
Everett	Mahoney	Reed	Yudichak
Fabrizio	Major	Reichley	
Fairchild	Manderino	Roae	O'Brien, D., Speaker
Fleck	Mann	Rock	
Frankel	Mantz	Rohrer	

NAYS—0

NOT VOTING—0

EXCUSED—6

DeLuca	Killion	Roebuck	Thomas
Godshall	Perzel		

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.

CONSIDERATION OF HB 1179 CONTINUED

The SPEAKER. The Chair returns to HB 1179, PN 1848.

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

The SPEAKER. The Chair recognizes Representative George to speak on amendment A03411.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment simply adds to the language on the legislation we are looking at to ask that a graduated income tax study be commissioned by this amendment so that we can find out the potential fiscal effects of a graduated income tax on the people of this Commonwealth and include its findings in the final report, and the findings shall include a minimum of the following: the amount of revenue created by the proposed tax plan, the potential tax consequences for the residents of this Commonwealth, and recommendations regarding an application.

Mr. Speaker, this is long overdue. I know that many of us will want to find the results. Thank you.

The SPEAKER. The Chair recognizes Representative Turzai. Mr. TURZAI. Thank you very much, Mr. Speaker.

I would like to interrogate the maker.

The SPEAKER. The gentleman indicates he will stand for interrogation. The gentleman is in order and may proceed on his interrogation.

Mr. TURZAI. Thank you, sir.

Sir, can you be specific? You want to increase the personal income tax by virtue of this measure?

Mr. GEORGE. I am afraid that is incorrect. All I am trying to do, since the Constitution does not allow a graduated tax, is get an answer as to whether a graduated tax will be more beneficial to the working class of Pennsylvania than the personal tax. This amendment seemly— If you will,

Mr. Speaker, I will wait until they quiet down. The amendment only asks that this be reviewed so that we can get the answer.

Mr. TURZAI. And by whom are you having this, this potential increase in the personal income tax through graduated rates, whom do you want to do this study?

Mr. GEORGE. In the amendment and the bill that we are addressing right now, this amendment, they are asking to have some matters questioned by looking into the Constitution. All I am doing is asking that this question also be provided to the review and research to see just what the results would be.

Mr. TURZAI. Yes, sir, but by whom? Whom are you having it done by?

Mr. GEORGE. If you read the bill, it will be by an appointment of several members to look into this matter.

Mr. TURZAI. A comment on the proposal, Mr. Speaker.

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

Mr. TURZAI. I would contend to this chamber that the only reason anyone would argue about studying an approach that is not a flat personal income tax and look into a graduated personal income tax is in fact to increase the personal income tax rates on certain levels of income in the State, and I think that is an absolutely wrong direction. We have over and over again in this Commonwealth, through the State Constitution, demanded a flat personal income tax rate, and I think in contradistinction to what is an incremental step here, we ought to be talking about rolling back the Governor's personal income tax increase of a number of years ago.

Thank you. I would urge everybody to vote "no."

The SPEAKER. Representative Metcalfe.

Mr. METCALFE. Thank you, Mr. Speaker.

Mr. Speaker, the sponsor of the amendment had made some type of a statement that this was being proposed to see if this would actually be beneficial to workers in the Commonwealth. Well, Mr. Speaker, I think that this approach of implementing or changing our Constitution to allow for a graduated income tax, I think, Mr. Speaker, we can look to a perfect model of just what kind of disarray and harm it would cause to the taxpayers of this Commonwealth by looking at what the Federal government already does with their graduated income tax.

It has been very clear, Mr. Speaker, that there is a growing grass-roots movement across this country and even here across the State of Pennsylvania for individuals who want to see the FairTax brought forward at the Federal level, for people who want to see a flat tax brought forward at the Federal level, which for us to move in the direction of studying whether or not we want to change our flat tax to a graduated tax, I think the answer is clear with no study, Mr. Speaker, and that is that the people of Pennsylvania, the taxpayers of Pennsylvania, would not favor having their income redistributed and having government take more of it through a graduated income tax. The working-class people of this State that work so hard to provide for their families, that continue also to be taxed to provide for those who do not want to work through the increasing Welfare Department that we have in this State, Mr. Speaker, I think, Mr. Speaker, it is very clear that a graduated income tax will only hurt the working men and women of this State and will not help them but will take more from them to redistribute their wealth to the Welfare Department and others who do not really want to work, Mr. Speaker.

Mr. Speaker, this amendment is an amendment that clearly divides political philosophies. It is an amendment that clearly

divides those of us who want to protect taxpayers from those who want to take more from the taxpayers, and an affirmative vote for this amendment, Mr. Speaker, to study this, to study something that there is such a clear answer on, Mr. Speaker, this is not the direction for us to take this State, to go from a flat tax to a graduated tax just to take more out of the pockets of taxpayers, Mr. Speaker.

This is a bad amendment. We should say no. There is no way that the taxpayers of Pennsylvania will benefit from going to a graduated income tax. Thank you, Mr. Speaker.

### LEAVE OF ABSENCE

The SPEAKER. The Chair recognizes the minority whip, who requests that Representative HERSHEY from Chester County be placed on leave for the remainder of the day. The Chair—

Mr. ARGALL. And on this issue as well, when my turn comes up. Now?

The SPEAKER. No, no, no; if the gentleman will suspend for one second.

The Chair recognizes the minority whip, who requests that Representative Hershey be placed on leave for the remainder of the day. The Chair sees no objection. The leave will be granted.

### CONSIDERATION OF HB 1179 CONTINUED

The SPEAKER. The Chair recognizes Representative Maher.

Mr. MAHER. Thank you, Mr. Speaker.

If I might interrogate the maker of the amendment.

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

Mr. MAHER. Thank you, Mr. Speaker.

Mr. Speaker, this bill seeks to create a commission on constitutional revision and asks for a related report. If I understand your amendment, your amendment would ask for a study of graduated income taxes. Is that correct?

Mr. GEORGE. I am assuming that what I am trying to do is what 34 States out of our 50 States have already done, along with the District of Columbia, who have a graduated income tax structure. I am not asking that anything be changed; I am asking, Mr. Speaker, that it be studied.

Now, incidentally in that I apologize; I am not qualified as you and the former previous two speakers in the matter of money, but I do know that there are only six States that at this time use this procedure that we are using. So I am only asking that it be studied, and if in fact it causes this great concern, I would really laugh if I thought I was asking to raise taxes, but I am only asking that we study this matter. That is all.

Mr. MAHER. And maybe I was not clear enough on my question, because that was a lovely speech—

Mr. GEORGE. Well, I—

Mr. MAHER. —but the question I have is very simple. It was, you are asking for a study on graduated income taxes. Is that correct?

Mr. GEORGE. That is what we are asking for.

Mr. MAHER. And could such a study be done without spending any time? Is that possible?

Mr. GEORGE. I would believe with the original measure before us. This simply adds language as an amendment to look

into this matter that I believe is of prime and most important interest to people like you and me who are trying to do the best we can with as little taxes as are needed.

Mr. MAHER. And with the importance that you associate with this study, would you expect that somebody would spend some time doing such a study, or would you just expect people would sit down and say, we are done? Or are you actually looking for people to do homework and to undertake a bona fide study with all the appropriate research and analyses that would go with such a study?

Mr. GEORGE. I believe, Mr. Speaker, without being smart about it, I would do exactly what you would do: I would review the matter legitimately.

Mr. MAHER. Thank you, Mr. Speaker, and that concludes my interrogation.

Mr. Speaker, I think that the maker of the amendment has just clarified—

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

Mr. MAHER. Thank you, Mr. Speaker.

I believe that the maker of the amendment has just clarified for the members of this body that he would expect that this study that he is proposing in this amendment would entail time and costs, and I am unaware of there being a fiscal note, Mr. Speaker, and ask that this amendment be ruled out of order.

The SPEAKER. The Chair has been informed there is a fiscal note. We are checking to see if it is on the system.

The Chair has been informed that the fiscal note is in order and that it is on the system.

### PARLIAMENTARY INQUIRY

Mr. MAHER. A point of parliamentary inquiry, Mr. Speaker, without releasing my prerogative to speak on the matter.

It was my understanding that under the rules, fiscal notes are to be provided to the members and it is the responsibility of the maker of the amendment to see that that is done. It is not on the system.

The SPEAKER. The gentleman is incorrect. The fiscal note is posted and it is on the system.

Mr. MAHER. It is now posted? Well, thank you, Mr. Speaker.

Mr. Speaker, then I am going to make a motion recognizing that the gentleman from Philadelphia, Mr. Evans, has advanced a very important and solemn undertaking, a Commission on Constitutional Revision, and to attempt to layer other studies onto this commission in this fashion that seems to presuppose a conclusion – it presupposes that there is a proposed tax plan – we have heard no proposed tax plan offered by the gentleman, but if you look at the amendment—

The SPEAKER. Will the gentleman suspend.

The Chair has recognized Bud George.

Mr. MAHER. Excuse me, Mr. Speaker. I am not yielding to Mr.—

The SPEAKER. If the gentleman will suspend. The Chair has an indication the gentleman wishes to withdraw the amendment.

### AMENDMENT WITHDRAWN

The SPEAKER. Representative George.

Mr. GEORGE. I would not want to see the fine friend of mine from Allegheny go into spasms, so I will just pull this amendment.

The SPEAKER. The Chair recognizes Representative Maher.

Mr. MAHER. Thank you, Mr. Speaker.

Mr. Speaker, I appreciate the concern for my well-being enunciated by the gentleman from Clearfield, and I would hope that as we begin this fall session, that the habitual interruption of speakers, despite their right to the floor once recognized, will not continue.

Thank you, Mr. Speaker.

The SPEAKER. For the information of the members, it is appropriate for the Chair to inform the members when an amendment or an issue before the House has been withdrawn.

On the question recurring,

Will the House agree to the bill on second consideration?

Bill was agreed to.

### BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1167, PN 1431**, entitled:

An Act amending the act of May 17, 1921 (P.L.789, No.285), known as The Insurance Department Act of 1921, further defining "company action level event" for purposes of risk-based capital reporting requirements.

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.

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally?

The Chair recognizes Representative Vitali.

Mr. VITALI. Will the maker stand for brief interrogation? Or maybe a committee chair?

The SPEAKER. The prime sponsor indicates he will stand for interrogation. The gentleman is in order and may begin his interrogation.

Mr. VITALI. Just looking for an explanation of what this does in layman's language and perhaps a list of groups or people of interest who support or oppose it.

Mr. BIANCUCCI. From my understanding, the proposed bill would add a trend-test component to the definition of "company action level event." What currently is in place is, this section currently outlaws specific risk-based capital, RBC, trend tests for life or health insurers. What we are attempting to do is put this RBC trend test in for property and casualty insurers.

Mr. VITALI. And in all due respect, I have no idea what that means.

Mr. BIANCUCCI. Mr. Speaker, I cannot hear him.

Mr. VITALI. Well, let me ask you this, and maybe we can simplify this, I mean, because we might never figure this out. Can you suggest any groups, let us say the administration, the insurance industry, the consumer protection office, any groups that have kind of weighed in on this? I am just a little nervous with this dense language, it perhaps having larger consequences.

Mr. BIANCUCCI. It is supported by everybody that we have talked to – insurance companies, regulators, the department, the administration. In essence, the language—

Mr. VITALI. You said the administration supports it?

Mr. BIANCUCCI. Yes.

Mr. VITALI. Has like the office of, any consumer groups—

Mr. BIANCUCCI. The consumer groups, everybody supports it.

Mr. VITALI. Okay. I have no—

Mr. BIANCUCCI. In essence, Mr. Speaker—

Mr. VITALI. That is fine. I am fine with it.

Mr. BIANCUCCI. In essence, the language that we are trying to incorporate here calculates the National Association of Insurance Commissioners formula for RBC, and it will address all indications of weak or deteriorating financial conditions for property and casualty insurers. That is what our intent is.

Mr. VITALI. And it sounds like a great intent.

Thank you very much. I support this bill.

Mr. BIANCUCCI. Thank you.

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—196

Adolph	Freeman	Marshall	Ross
Argall	Gabig	Marsico	Rubley
Baker	Galloway	McCall	Sabatina
Barrar	Geist	McGeehan	Sainato
Bastian	George	McI. Smith	Samuelson
Bear	Gerber	McIlhattan	Santoni
Belfanti	Gergely	Melio	Saylor
Benninghoff	Gibbons	Mensch	Scavello
Bennington	Gillespie	Metcalfe	Schroder
Beyer	Gingrich	Micozzie	Seip
Biancucci	Goodman	Millard	Shapiro
Bishop	Grell	Miller	Shimkus
Blackwell	Grucela	Milne	Siptroth
Boback	Haluska	Moul	Smith, K.
Boyd	Hanna	Moyer	Smith, M.
Brennan	Harhai	Mundy	Smith, S.
Brooks	Harhart	Murt	Solobay
Buxton	Harkins	Mustio	Sonney
Caltagirone	Harper	Myers	Staback
Cappelli	Harris	Nailor	Stairs
Carroll	Helm	Nickol	Steil
Casorio	Hennessey	O'Brien, M.	Stern
Causer	Hess	O'Neill	Stevenson
Civera	Hickernell	Oliver	Sturla
Clymer	Hornaman	Pallone	Surra
Cohen	Hutchinson	Parker	Swanger
Conklin	James	Pashinski	Tangretti
Costa	Josephs	Payne	Taylor, J.
Cox	Kauffman	Payton	Taylor, R.
Creighton	Keller, M.	Peifer	True
Cruz	Keller, W.	Perry	Turzai
Curry	Kenney	Petrarca	Vereb

Cutler	Kessler	Petri	Vitali
Daley	King	Petrone	Vulakovich
Dally	Kirkland	Phillips	Wagner
Denlinger	Kortz	Pickett	Walko
DePasquale	Kotik	Preston	Wansacz
Dermody	Kula	Pyle	Waters
DeWeese	Leach	Quigley	Watson
DiGirolamo	Lentz	Quinn	Wheatley
Donatucci	Levdansky	Ramaley	White
Eachus	Longiatti	Rapp	Williams
Ellis	Mackereth	Raymond	Wojnaroski
Evans, D.	Maher	Readshaw	Yewcic
Evans, J.	Mahoney	Reed	Youngblood
Everett	Major	Reichley	Yudichak
Fabrizio	Manderino	Roae	
Fairchild	Mann	Rock	O'Brien, D.,
Fleck	Mantz	Rohrer	Speaker
Frankel	Markosek		

NAYS—0

NOT VOTING—0

EXCUSED—7

DeLuca	Hershey	Perzel	Thomas
Godshall	Killion	Roebuck	

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

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

\* \* \*

The House proceeded to third consideration of **HB 1320, PN 2532**, entitled:

An Act providing for a program for the disposal of home-generated medical sharps, and for powers and duties of the Department of Environmental Protection.

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.

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally?

The Chair recognizes Representative Siptroth.

Mr. SIPTROTH. Thank you, Mr. Speaker.

Mr. Speaker, I ask my colleagues today to support this particular piece of legislation. This certainly is a public health threat that goes often overlooked, and as far as the disposal of home-use medical needles, Pennsylvania is certainly behind the curve.

The Federal government, while offering suggestions for disposal, generally leaves to the State regulation to mandate how they are disposed of. Over 3 billion medical sharps are used in this country every year, including needles, syringes, lances, and other sharp objects used for medical testing and the



delivery of medication in the home. They are used by people who require home medical care, and the improper disposal of these items can be a major public health problem.

This legislation would direct the Department of Environmental Protection to develop and implement a program and to provide for the safe, convenient disposal of home-generated sharps. Again I would ask my colleagues to support this piece of legislation.

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—195

Adolph	Freeman	Markosek	Rohrer
Argall	Gabig	Marshall	Ross
Baker	Galloway	Marsico	Rubley
Barrar	Geist	McCall	Sabatina
Bastian	George	McGeehan	Sainato
Bear	Gerber	McI. Smith	Samuelson
Belfanti	Gergely	McIlhattan	Santoni
Benninghoff	Gibbons	Melio	Saylor
Bennington	Gillespie	Mensch	Scavello
Beyer	Gingrich	Metcalfe	Schroder
Bianucci	Goodman	Micozzie	Seip
Bishop	Grell	Millard	Shapiro
Blackwell	Grucela	Miller	Shimkus
Boback	Haluska	Milne	Siptroth
Boyd	Hanna	Moul	Smith, K.
Brennan	Harhai	Moyer	Smith, M.
Brooks	Harhart	Mundy	Smith, S.
Buxton	Harkins	Murt	Solobay
Caltagirone	Harper	Mustio	Sonney
Cappelli	Harris	Myers	Staback
Carroll	Helm	Nailor	Stairs
Casorio	Hennessey	Nickol	Steil
Causar	Hess	O'Brien, M.	Stern
Civera	Hickernell	O'Neill	Stevenson
Clymer	Hornaman	Oliver	Sturla
Cohen	Hutchinson	Pallone	Surra
Conklin	James	Parker	Tangretti
Costa	Josephs	Pashinski	Taylor, J.
Cox	Kauffman	Payne	Taylor, R.
Creighton	Keller, M.	Payton	True
Cruz	Keller, W.	Peifer	Turzai
Curry	Kenney	Perry	Vereb
Cutler	Kessler	Petrarca	Vitali
Daley	King	Petri	Vulakovich
Dally	Kirkland	Petrone	Wagner
Denlinger	Kortz	Phillips	Walko
DePasquale	Kotik	Pickett	Wansacz
Dermody	Kula	Preston	Waters
DeWeese	Leach	Pyle	Watson
DiGirolamo	Lentz	Quigley	Wheatley
Donatucci	Levdansky	Quinn	White
Eachus	Longietti	Ramaley	Williams
Ellis	Mackereth	Rapp	Wojnarowski
Evans, D.	Maher	Raymond	Yewcic
Evans, J.	Mahoney	Readshaw	Youngblood
Everett	Major	Reed	Yudichak
Fabrizio	Manderino	Reichley	
Fairchild	Mann	Roae	O'Brien, D.,
Fleck	Mantz	Rock	Speaker
Frankel			

NAYS—1

Swanger

NOT VOTING—0

EXCUSED—7

DeLuca	Hershey	Perzel	Thomas
Godshall	Killion	Roebuck	

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

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

\* \* \*

The House proceeded to third consideration of **HB 1788, PN 2500**, entitled:

An Act requiring the Department of Public Welfare to prepare and submit a report on licensing of personal care homes.

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.

(Bill analysis was read.)

The SPEAKER. The question is, shall the bill pass finally?

The Chair recognizes the lady, Representative McIlvaine Smith.

Ms. McILVAINE SMITH. Thank you, Mr. Speaker.

Thank you for recognizing me to speak on HB 1788. I would like to urge my fellow House members to support this bill, which was reported unanimously out of committee, out of the House Health and Human Services Committee.

HB 1788 provides us with legislative oversight to monitor the licensing and inspection of personal care homes. It requires DPW (Department of Public Welfare) to submit a report to the Governor and the General Assembly by March 1 of each year. That will provide us with timely, useful information regarding the prior year before we have to decide in Appropriations how much money they will need for the coming year. HB 1788 keeps the licensing and inspection of personal care homes on track with the mandates of existing law.

Thank you very much.

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—196

Adolph	Freeman	Marshall	Ross
Argall	Gabig	Marsico	Rubley
Baker	Galloway	McCall	Sabatina
Barrar	Geist	McGeehan	Sainato
Bastian	George	McI. Smith	Samuelson
Bear	Gerber	McIlhattan	Santoni
Belfanti	Gergely	Melio	Saylor
Benninghoff	Gibbons	Mensch	Scavello
Bennington	Gillespie	Metcalfe	Schroder
Beyer	Gingrich	Micozzie	Seip
Bianucci	Goodman	Millard	Shapiro
Bishop	Grell	Miller	Shimkus
Blackwell	Grucela	Milne	Siptroth
Boback	Haluska	Moul	Smith, K.
Boyd	Hanna	Moyer	Smith, M.
Brennan	Harhai	Mundy	Smith, S.
Brooks	Harhart	Murt	Solobay
Buxton	Harkins	Mustio	Sonney
Caltagirone	Harper	Myers	Staback
Cappelli	Harris	Nailor	Stairs
Carroll	Helm	Nickol	Steil
Casorio	Hennessey	O'Brien, M.	Stern
Causar	Hess	O'Neill	Stevenson
Civera	Hickernell	Oliver	Sturla
Clymer	Hornaman	Pallone	Surra
Cohen	Hutchinson	Parker	Swanger
Conklin	James	Pashinski	Tangretti
Costa	Josephs	Payne	Taylor, J.
Cox	Kauffman	Payton	Taylor, R.
Creighton	Keller, M.	Peifer	True
Cruz	Keller, W.	Perry	Turzai
Curry	Kenney	Petrarca	Vereb
Cutler	Kessler	Petri	Vitali
Daley	King	Petrone	Vulakovich
Dally	Kirkland	Phillips	Wagner
Denlinger	Kortz	Pickett	Walko
DePasquale	Kotik	Preston	Wansacz
Dermody	Kula	Pyle	Waters
DeWeese	Leach	Quigley	Watson
DiGirolamo	Lentz	Quinn	Wheatley
Donatucci	Levdansky	Ramaley	White
Eachus	Longiotti	Rapp	Williams
Ellis	Mackereth	Raymond	Wojnaroski
Evans, D.	Maher	Readshaw	Yewcic
Evans, J.	Mahoney	Reed	Youngblood
Everett	Major	Reichley	Yudichak
Fabrizio	Manderino	Roae	
Fairchild	Mann	Rock	O'Brien, D.,
Fleck	Mantz	Rohrer	Speaker
Frankel	Markosek		

## NAYS—0

## NOT VOTING—0

## EXCUSED—7

DeLuca	Hershey	Perzel	Thomas
Godshall	Killion	Roebuck	

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

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

## SUPPLEMENTAL CALENDAR B

## BILL ON SECOND CONSIDERATION

The House proceeded to second consideration of **HB 288, PN 1847**, entitled:

An Act providing for requirements for hospitals and health care facilities that provide services to sexual assault victims, for provision of information and services relating to emergency contraception and for powers and duties of the Department of Health.

On the question,

Will the House agree to the bill on second consideration?

**Mr. ROSS** offered the following amendment No. **A03416**:

Amend Sec. 2, page 5, by inserting between lines 12 and 13 "Independent entity." A physician, physician assistant, advanced practice registered nurse, nurse practitioner, registered nurse or nurse-midwife licensed in this Commonwealth and trained to conduct a forensic examination of a sexual assault victim.

Amend Sec. 3, page 6, line 4, by inserting before "A"

(a) Requirements.—

Amend Sec. 3, page 6, by inserting between lines 21 and 22

(b) Independent entities.—In order to comply with the requirements of subsection (a), a hospital or health care facility may contract with one or more independent entities to accommodate a refusal to perform an action under subsection (a) if any cost associated with the dispensing of emergency contraception through an independent entity is absorbed by the hospital or health care facility. The requirement under subsection (a)(3) must be met by the independent entity on the site of the hospital or health care facility within one hour of fulfilling subsection (a)(2). If the independent entity fails to meet the requirement of subsection (a)(3) on the site of the hospital or health care facility within one hour of fulfilling subsection (a)(2), the hospital or health care facility must provide the patient with emergency contraception promptly.

Amend Bill, page 7, by inserting between lines 21 and 22

Section 5. Exemptions.

(a) Pregnancy.—Nothing in this act shall be construed as requiring a hospital to provide emergency contraception or to comply with section 3(a)(1), (2) or (3) or section 4 with respect to any patient who tests positive for pregnancy or refuses a pregnancy test approved by the Food and Drug Administration. A hospital wishing to conduct a pregnancy test on a victim of sexual assault must do so as soon as reasonably possible after the victim comes to the hospital for treatment after a sexual assault.

(b) Individual health care provider.—Nothing in this act shall be construed to require an individual health care provider with a sincerely held religious belief to meet the requirements under section 3(a)(1), (2) and (3) if the requirements under section 3(a)(1), (2) and (3) are met by another health care provider employed by the hospital or health care facility or by an independent entity.

Amend Sec. 5, page 7, line 22, by striking out "5" and inserting

6

Amend Sec. 6, page 7, line 26, by striking out "6" and inserting

20

On the question,

Will the House agree to the amendment?

The **SPEAKER**. The Chair recognizes Representative Ross on the amendment.

Mr. ROSS. Thank you, Mr. Speaker.

The amendment A03416 does four separate things. Basically, first it defines an independent entity as a licensed health-care practitioner trained to conduct a forensic examination of a victim of sexual assault. Second, it provides that a health-care facility may – may – contract with an independent entity to dispense emergency contraception. Third, it exempts an individual health-care provider with sincerely held religious beliefs from compliance with this act if the requirements of the act are met by another health-care provider employed by the health-care facility or independent entity. And finally, it provides that a health-care facility will not be required to offer emergency contraception with respect to any patient that tests positive for pregnancy or refuses a pregnancy test.

The SPEAKER. On the amendment, the Chair recognizes Representative Leach.

Mr. LEACH. Thank you, Mr. Speaker.

Mr. Speaker, I rise today in support of the Ross amendment. This is an attempt to address some of the concerns of people who had concerns about this legislation. It is an effort to try to accommodate some of those concerns while maintaining the integrity of the notion that women should have access to emergency contraception.

If I can start off by saying that I think some of the concerns expressed by opponents of the bill are reasonable concerns and concerns that are worthy of being taken seriously. I think sometimes when we get into debates on these cultural issues, that we quickly sort of fall into a mire of acrimony, which I think is unnecessary in this case. That said, I would say that I will argue vigorously in favor of both the bill and the Ross amendment, but I hope that everything I say is said with a respectful tone and with an understanding of people who disagree with me on this.

I will tell you, as I understand it, the Ross amendment does three things. It provides a pregnancy test, the requirement of a pregnancy test, before any woman is given EC (emergency contraception). If she is pregnant, if the pregnancy test comes back positive, she does not get emergency contraception. Number two, the amendment provides what is called an individual-conscience exception, which means that so long as a hospital makes sure that a woman gets emergency contraception, no individual doctor may be punished for refusing or for opting out. It gives an individual doctor who has a problem with it the right to opt out. And third, it gives an institution the right, if they do not feel comfortable themselves providing emergency contraception, to contract with another entity in order to provide that contraception so they would not be involved.

I just want to say a word or two, because I know that some of the people who are concerned about this bill are concerned about whether or not – and I think this goes to the Ross amendment in some ways – are concerned about whether or not this is an abortion or not. Mr. Speaker, I would first say that I do not believe this is at all about abortion. This is about victims, women and girls who are victims of rape, sometimes brutal rapes, and it is interesting because unlike many things we debate in this chamber that are sort of abstractions, this could be something that affects anyone. Sexual assault is no respecter of persons, any person. Any of us, any of our wives, our mothers, our sisters, our daughters, our friends could be victims of this. So I want to just take a few minutes and ask your patience as

I go through the science, because I think the science is very important to a lot of people that I have spoken to.

On the amendment regarding the exception, whether or not an exception is appropriate as Representative Ross presented, let me just say a word about the science. All of the scientific evidence, and I have it all with me and I have e-mailed some of you that scientific evidence, indicates that Plan B only works to stop ovulation and fertilization. There is no evidence that it impacts an already fertilized egg. Now, we cannot know to metaphysical certainty because there is a period of time after fertilization but before implantation, that there is no test to tell if a woman is pregnant or not or if fertilization has occurred. We cannot know what happens there for sure. However, there are several statistics. There are a number of studies, one by a Dr. Davidoff that appeared in the American Journal of Medicine that talks about— With your indulgence, I just need to get a pair of glasses.

No, they are not helping. Anyway— My eyes stopped working on my 45th birthday.

Plan B, which is the contraception we are talking about, which is a two-pill regiment of a pill called levonorgestrel, incidentally is not RU-486, is not mifepristone, is not what is known as the abortion pill. It is a totally separate drug; it works in a totally separate way.

I think these are very fashionable, incidentally.

But Dr. Davidoff wrote, does Plan B impair endometrial structure and physiology? I am trying not to be too technical: In two studies relevant to this question, women who took Plan B at the time of ovulation underwent endometrial biopsy. Eight to nine days later they actually went in and looked, when implantation ordinarily occurs, and the endometrium, the lining of the wall, revealed no changes in microscopic appearance or biochemical markers.

Beyond that, a letter from a large group of physicians across the State: The theory that emergency contraception may work in a third way to prevent implantation of a fertilized egg is just that, a theory. There is no data to support that. It is hypothesized but not proven that emergency contraception could impact the uterine lining, inhibiting implantation, but there is no clinical data to support that.

A 2006 article from the Journal of American Medicine: If Plan B interferes with implantation, its efficacy should not decrease with short-term delay in its use, and it goes on. In fact, delay in use causes Plan B to lose its effectiveness. It goes on about that.

One more thing on the science, and I have many studies. On the other side, there are no studies – zero. There is not one peer-reviewed study on the planet earth that says that emergency contraception impacts a fertilized egg. If there was, you would have heard about it, and if there was, the people who say that it is not abortion would not have said it, as I will say in a minute. The only evidence pointing to people who oppose this is the Web site of the pharmaceutical company, Barr Pharmaceuticals, which says that while emergency contraception does prevent ovulation, et cetera, it may prevent implantation, and that is a reasonable question to raise. If their Web site says it, is that not strong evidence that it is true? In fact, it is not, because as I talked to them, and I have their clarification here, this was not written by doctors, their Web site; it was written by lawyers. Because we cannot determine with absolute certainty, they have to cover themselves, so in 10 years if they discover something else,

they do not get sued by people because they were not warned. However, I asked them to issue a clarification of what they said, and keep in mind, when they issue this clarification, they are putting this in writing, like on their Web site. This clarification would be admissible in any trial in the future. They are putting their assets and their reputation on the line when they write that studies show that Plan B does not stop implantation. Current technology and ethics do not allow absolute proof with humans. It would be unethical to study whether a product or other intervention disrupts a fertilized implanted egg when the study could jeopardize that egg. However, the same ethical boundaries do not apply to animals, and what they have done, they have actually cut open animals and looked, and the overriding evidence reveals that Plan B primarily stops ovulation and reduces the movement and effectiveness of sperm. There is absolutely no proof that it affects implantation or otherwise causes something that could be anything that could be considered an abortion.

Now, I understand, I understand that I have a perspective on this that most people probably know, and I understand if you would say, you know, Representative Leach has his perspective. I would probably feel the same way myself if I were on the other side. So I am not asking you to accept what I say; I am asking you to look at what some of the most diligent and effective pro-life advocates around the nation have said.

This is from the Catholic Bishops of Connecticut: The administration of Plan B pills in this instance cannot be judged to be the commission of abortion. The Catholic Bishops of Connecticut: This cannot be judged to be an abortion because of such doubt about how Plan B pills work and because of the current impossibility of knowing from the ovulation test whether a new life is present. To administer Plan B pills without an ovulation test is not an intrinsically evil act.

And then it says, Directive 36 of the United States Catholic Bishops—

The SPEAKER. If the gentleman will suspend. The Chair will direct the gentleman to confine his remarks to the amendment before the House.

Mr. LEACH. Okay. Thank you, Mr. Speaker.

Just to finish up that sentence, because I am trying to understand why the Ross amendment in terms of an opt-out is important, Directive 36 says that emergency contraception is acceptable.

The New York Conference of Catholic Bishops says that to offer these medications to rape survivors consistent with this is consistent with law and church teaching. Church teaching prohibiting the use of artificial contraception does not and never has applied to women who are raped, and I could go on and on. I mean, I will not, but there are numerous statements from pro-life organizations, from Catholic organizations, acknowledging this is not abortion; this is contraception. And if, Mr. Speaker, it is not abortion, there is really very little rational reason to oppose providing this health care to women, and I will speak more on that later when we speak on the bill in chief.

But I would like to say that in support of the Ross amendment, we have tried to be very accommodating, allowing both institutions and individuals an option even if they subjectively have a problem and allowing a pregnancy test so we ensure both for the sake of the hospital, for the sake of the woman, for everyone's sake – thank you; apparently these are better – that, you know, we have gone a long way. But anything that we agree to, any amendment we agree to, has to have in it

the basic concept that women still have access to emergency contraception when they have been raped, when they have been often brutally raped. Every person or almost – I cannot speak for everyone – I would say almost every person in this room, based on my private conversations, if it was their child, if it was their wife or their mother, they would want them to have access to this, and I think the Ross amendment, and there will be other amendments we can discuss, but I think the Ross amendment goes a long way to addressing the concerns of people who have concerns.

So I would urge the support of the Ross amendment. Thank you.

The SPEAKER. Representative Grucela.

Mr. GRUCELA. Thank you, Mr. Speaker.

Mr. Speaker, with all due respect to both of my colleagues who just spoke, it is my understanding that the Department of Health has issued regulations pursuant to HB 288 that may answer many of the questions and the concerns on both sides of this particular issue. Also, there have been and I believe and have faith in that we can continue to have ongoing discussions where we can reach a productive agreement that would be satisfactory to all of us on either side of these issues.

### **BILL PLACED ON SECOND CONSIDERATION POSTPONED CALENDAR**

Mr. GRUCELA. With that in mind, Mr. Speaker, if in order, I would ask that and move that we postpone amendment 3416 and all amendments and HB 288 until October 22. Given that time frame with the department regulations out there, those regulations can follow the regulatory review process, and if on October 22 we still feel a need to discuss and have not reached some kind of a compromise agreement on this bill, then we can do whatever has to be done.

I would ask the members to vote to postpone amendment 3416 and all the amendments and HB 288 until October 22. Thank you, Mr. Speaker.

The SPEAKER. The gentleman has made a motion to postpone consideration of all amendments and the bill until October 22.

On the question,

Will the House agree to the motion?

The SPEAKER. On the motion, the Chair recognizes the minority leader, Representative Smith.

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

Mr. Speaker, I rise to support the motion to postpone. Let me just say, Mr. Speaker, that this is one of those issues that kind of retches at the guts of the members as they try to figure out where the best place is, what the best public policy is, and I think that given the amount of discussion that I know we had in our caucus, and it was all a very healthy discussion in trying to find out, you know, where the best public policy existed, and even today when a few other amendments were put forth, that that discussion continued.

Mr. Speaker, I think it is in the best interest of this House to make HB 288 what it really needs to be. I think it is in our best interest, now that all the members are really up to speed on all of the minutia, the little details of what is in this bill and what is

comprised of all these amendments, I think it is in our best interest, Mr. Speaker, to postpone this bill on second consideration along with its amendments so that we can best clarify in our own individual minds how we want to proceed, and I would urge the members to support the motion to postpone.

Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Yewcic.

Mr. YEWIC. Thank you, Mr. Speaker.

I certainly support the motion to postpone for a number of reasons, one which the gentleman, Mr. Grucela, gave about promulgated regulations that are coming.

Also, the debate on the previous amendment, we were given a lot of misleading information, and I think that the members should be aware of information that I am going to send out to all the members that talks about information from the FDA (Food and Drug Administration) and also the annals of the Pharmacotherapy that talk about the postfertilization, the effects of hormonal emergency contraception. I think we should be made aware of the facts and not rush into something too hastily because of the issues involved. We also have an internal memo from Planned Parenthood that talks about their, and I quote, "Our immediate interest is to develop and protect our market base."

There are a lot of issues surrounding this whole thing, but we need to postpone this vote so we can educate ourselves in order to make a vote, if necessary, down the road. If we are in fact going to do regulations that are noncontroversial to address this issue, perhaps we should not do this at all.

Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Hutchinson. The gentleman waives off.

On the motion to postpone, the Chair recognizes Representative Josephs.

Ms. JOSEPHS. Thank you, Mr. Speaker.

I am asking people to vote "no" on the motion to postpone. We are the ones that set public policy. We are the people who tell the executive what the regulations should be. It is not the other way around.

Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Leach.

Mr. LEACH. Thank you, Mr. Speaker.

First, I would just clarify a small inadvertent error in what Representative Grucela said, which is that these regulations were not promulgated pursuant to HB 288. That would not even be possible since it is not law yet. What they were promulgated was in response to the absence of HB 288, and the administration has sent everyone in this chamber a letter clarifying that and urging support for HB 288.

Beyond that, on the motion to postpone, I mean, you know, there are a couple of points that have been raised. One is, we need to educate ourselves. All I would say is that there have been two hearings before the committee. There was a long debate prior to this in June when this was going to be voted on. In June there was a request that we postpone it to give us a chance to educate ourselves. We then did that, with the agreement of the folks on the other side of me on this issue that we would do it to a date certain in October, this being that date. We then had all summer where I know everyone in this room

was probably bombarded with e-mails and articles, and that was just from me.

So, you know, for those who are really interested in educating themselves on this issue, I think there has been ample time. Do we really want to come back in 2 weeks and do this again? I mean, a lot of members have said they felt sort of tortured by this. It is a gut-wrenching amendment. It involves religion; it involves victims of crime; it involves horrible stories, and it seems to me at this point there is nothing to be gained by postponing this when we are all here; we are all ready to vote today.

You know, there have been discussions; there are still opportunities for discussions. My experience as a lawyer who used to try a lot of cases is that once you take the pressure off, all discussions stop until the day before the next deadline, and so we are not going to gain anything in that regard either. If there are any further agreements, we can always suspend the rules and amend on third consideration under the House rules, and discussions are going on. But, you know, just postponing it for a couple of weeks does not really seem to serve any purpose, so I would urge a "no" vote.

Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Wagner.

On the motion to postpone, the Chair recognizes Representative Bennington.

Ms. BENNINGTON. Thank you, Mr. Speaker.

As a female colleague, I urge everyone to vote "no" on this motion to postpone. Women are getting raped now. There is someone somewhere in Pennsylvania who is in harm's way. Our job as legislators is to legislate and make the laws. The current time is 2:30. We came into session today at 11 a.m. That is a 3.5-hour session day. My job usually goes from 8 hours to 10 hours a day. We owe it to ourselves and our constituents to vote on this bill. It is of crucial importance, and the vote that is taken today will most likely be the same as it will be in 2 weeks. We do not have the time to sweep this vote under the rug yet again.

Please vote "no" on this motion.

The SPEAKER. Representative Bishop, on the motion to postpone.

Ms. BISHOP. Thank you, Mr. Speaker.

Mr. Speaker, I rise to ask this body today to take advantage of this opportunity that is before us now to help the women all over Pennsylvania that are standing in need of help now. I have had to, as a minister, counsel too many women who have been a victim of this great devastation. I cannot go back to my district and tell the women whom I have had to go to hospitals with, whom I have had to counsel on a daily basis, some of them just to keep them mentally on this side, I cannot go back and say I had an opportunity to vote for emergency contraceptive help for you but was not able to do it because the House did not feel that it was the right time to do it.

And I want to say to everyone in this House, unless you have had the opportunity to witness a woman who has been a victim of this devastation, you cannot imagine, not even in your wildest dreams, what they go through, what they experience. It is one of the worst violations any woman could ever experience. We have an opportunity today to do something about it. To postpone it and do it at another day will be like it was, which we did the last time. I think we should stop being cowards and stand up and put our vote up on behalf of

emergency medical health, contraceptives that should be available to every woman in the Commonwealth of Pennsylvania. Other States have already done it. We say that we are a legislature that is moving forward and moving in change. Why are we still living in the stone age?

Thank you.

The SPEAKER. On the motion to postpone, Representative Mundy.

Ms. MUNDY. Thank you, Mr. Speaker.

I am quite sure that I am not going to change anyone's mind on this motion, but I could not leave this floor and I could not go home tonight and look myself in the mirror without saying that I believe it is time to stand up for women in this Commonwealth, women who are at risk, women who need our help – the victims of rape. Those of you who believe you need more information, where have you been for the last 6 months that this bill – 9 months that this bill has been percolating through the legislative process? It is time to stand up, it is time to say what you believe and defend it, and if you cannot do that, maybe you should not be here.

Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative True.

Mrs. TRUE. Thank you, Mr. Speaker.

As a female member who feels she has every right to be here and express her opinion, I would just like to try to take some of the emotion, if possible, out of what we are discussing today, which is part of the problem and why I support postponement. Apparently everybody has been working very hard, and I have been part of that somewhat, to try to come up with a compromise. I personally, I do not really know what the compromise has been, and I would like to look at it before we put up a vote on these various things.

I think we need to say for the benefit of folks watching at home, this medication is available now. It is not like we are just releasing it. It is available, and everything I have heard is that we are trying to put something in statute that is already being done in most cases, including the Catholic hospitals. They are giving this; they are offering this. We are not making people take it, but they are offering it. So nothing is going to change between now and the date to try this again other than perhaps we can get a little unemotional, look at this from all sides, see what compromises have been made with the maker of the bill, and I would urge postponement.

Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Parker.

Miss PARKER. Thank you, Mr. Speaker.

Mr. Speaker, I rise to oppose postponement of HB 288. Mr. Speaker, our body is composed of— Mr. Speaker, may I have the attention of our body, please?

The SPEAKER. The gentlelady is correct. Members will clear the aisles and take their seats. The lady is entitled to be heard.

Miss PARKER. Mr. Speaker, this bill and this concept were introduced prior to our breaking for our summer recess. We have had several months to discuss this bill. There have been public hearings. There has been more than enough time for us to compromise. I wonder, Mr. Speaker, and I really question, as we have discussed this bill in committee and when this bill was discussed in caucus, that we are a body that consists of 203 members. We have 11 D women and we have 16 R women,

which means that we have 27 women who are members of this distinguished body. And while I was sitting in my Democratic caucus, Mr. Speaker, I wondered whether or not, if God had blessed the male species with the blessing of having reproductive organs, would we even be having this discussion? I wondered whether or not the fish that some of my male colleagues discuss when, you know, we talk about this issue of emergency contraception, and we know that it is much more of use to women in seeking to accomplish its goals when it is taken within 12 hours after a woman has been violated, I wonder, if the majority of our male colleagues had been sexually violated, would we have been having such an intense philosophical – philosophical – and esoteric discussion about whether or not this is a matter that we need to discuss now? I wonder if those little fish, whether or not they swim fast or whether or not they swim slow, if they were swimming in the men of this body, I wonder whether or not we would be discussing whether or not this is something that we need to take up today.

Now, enough of your thinking that I want to beat up on my male colleagues, because I really do not. I have a great deal of respect for each of you, and particularly those of you who were in my Democratic caucus whom I had the opportunity to listen to stand up and say why you believe that this is an issue that we need to discuss now. You told us that you knew what it would feel like if it were your mother, if it were your sister, if it were your daughter. If God in His infinite wisdom sought to give you more estrogen than testosterone, you thought about how it would make you feel.

Do not delay this, Mr. Speaker. To the men who are going to support opposing postponement of this, I want you to know that I respect you. I thank you for standing up for women, particularly those who have been violated in the way that many of us in this body have. Unless you have experienced it, you do not know what it feels like.

Have some courage, stand up, and let us not postpone. Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Maher.

Mr. MAHER. Thank you, Mr. Speaker.

This bill is advertised as one which deals with making Plan B available. Those who are concerned about the timeliness of consideration should find some satisfaction to their angst in realizing that in any drugstore just about in this Commonwealth anyone can walk up to the counter and acquire this Plan B without even needing a prescription.

What I find challenging about this legislation, realizing that anyone—

The SPEAKER. The gentleman will suspend. The Chair will remind all members that the motion or the gentleman's remarks and all members' remarks are limited to the motion to postpone or not to postpone.

Mr. MAHER. Mr. Speaker, I—

The SPEAKER. It is a general reminder to all the members, as the Chair recognizes this is an emotional debate.

Mr. MAHER. I was not yielding, Mr. Speaker. Mr. Speaker, the rules actually do not provide for the repeated interruption of a member by any member, including the Speaker.

But what I was addressing, Mr. Speaker, was the question of postponement, and if I might be permitted to continue, when we understand that anyone can walk into virtually any pharmacy in this State and without any prescription whatsoever obtain this Plan B, then what I am wondering and do not have a sufficient

answer to yet, and perhaps a sufficient answer will emerge in the coming weeks, but I do not have a sufficient answer to understand why there is a movement to put into statute what are essentially medical protocols. Rape is a horrible, violent crime, and it may surprise some on the other side of the aisle to realize that violent crimes of all sorts occur to people of both genders, and we do not see legislation that is going to mandate the medical professionals' actions with their patients.

I do not believe that collectively the 253 of us possess sufficient wisdom to have a one-size-fits-all answer for how to practice medicine. If we do, we can save medical schools an awful lot of time and trouble and just compile a book of statutes and direct physicians how to conduct themselves. I do not have an answer to why we have to reduce to statute medical practice for this particular violent crime when the practice pertaining to other violent crimes is apparently not part of this subject, or are we wise enough to legislate medical practice? Perhaps in the intervening couple of weeks, someone can educate me on those points. But in the meantime, rest assured that anyone 18 or older can acquire Plan B at any, just about any pharmacy in this State just by walking up to the counter and asking for it.

I support the motion to postpone, and hopefully we can have some wisdom in the coming weeks that can bring these points of view to a compromise.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Youngblood.

Ms. YOUNGBLOOD. Mr. Speaker, I am questioning the whole issue of the motion to postpone and some other instance. I am wondering when we say that we are going to look at additional information that has been gathered, I have a question.

Act 20 of 1995, special session on crime, many of you were not here. This legislation which is now an act protected women that were raped and violently assaulted, that they did not have to pay. Before this went into effect, they had to pay, pay for any type of exam for the gathering of evidence for this rape. In addition to that, they were billed for any treatment or medication that was given to them at the hospital.

My question is, are we taking away Act 20 of 1995 where women were protected and did not have to pay for the forensic rape exam or any medication that was prescribed, and once again, I reiterate, any medication that was prescribed to the rape victim?

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Shapiro. The gentleman waives off.

On the motion to postpone, the Chair recognizes Representative Frankel.

Mr. FRANKEL. Thank you, Mr. Speaker.

And I rise to ask us to move forward and consider this very important piece of legislation.

And I also want to respond to my colleague from Allegheny County who essentially compared emergency contraception to somebody walking into a pharmacy for cough drops. A victim of violence, sexually assaulted is not going to go hopping, skipping, and jumping to the local pharmacy to get emergency contraception. That victim wants to be treated like any of us want to be treated – to get professional medical information and professional medical resources. They are entitled to that. We all expect that, everybody on this floor. And by the way, quite frankly, we know in Pennsylvania there are pharmacies who refuse to stock or provide emergency contraception on so-called religious, moral grounds.

I do not want to go home and face my wife, my daughter, my sister and say, we are waiting another 2, 3, 4 weeks to—

The SPEAKER. The gentleman will suspend.

The Chair will remind the members to confine their remarks to the issue of postponement.

Mr. FRANKEL. I was right on that, Mr. Speaker.

I do not want to go home to my family, to the women in my family, to the women in my community, to my constituents and say, we are going to postpone this and wait for another 2 weeks, another year, another decade, because we have been talking about this for a very long time. This bill has been considered for over the last 6 months here. It has been considered in past sessions. There is an enormous amount of information. We have had enormous numbers of opportunities to talk about it. We should not be postponing providing competent, adequate health care to women who have been victimized, women who are in their weakest moment, who are facing uncertainties, left and right, and to provide them with additional anxiety by not giving them the appropriate medical care, that is not something we should be postponing. We need to act now to remedy this situation to make sure that every provider in the State of Pennsylvania provides every victim in the State of Pennsylvania with appropriate health care, and that is what this is about.

Vote "no" to not postpone.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Shapiro.

Mr. SHAPIRO. Thank you, Mr. Speaker.

Mr. Speaker, I rise in opposition to the gentleman's motion, and I want to tailor my comments specifically to this motion and in response to two of the comments made by a previous speaker.

One of the reasons proffered for postponing, suggesting there is no urgency is, quote, "anyone can walk up to the counter to receive what was called Plan B." Mr. Speaker, a rape victim who has been battered and beaten and had their legs broken cannot walk up to the counter. Mr. Speaker, a 16-year-old girl cannot walk up to the counter because she requires a prescription to receive this emergency contraception.

It was also suggested a reason to postpone is, well, violent crimes happen to both genders; we should be considering that. You are right; we should be considering the fact that violent crime happens to men also. But a man who has been raped in those very rare instances cannot get pregnant. That is why this emergency contraception discussion ought to take place now.

Now, notwithstanding the misinformation, some of the claims that have been articulated, the real issue before this chamber is whether we ought to consider this now. Here is why we ought to consider this now: There are roughly 25,000 women raped in the Commonwealth of Pennsylvania each year. Do the math. That is 500 women in the Commonwealth of Pennsylvania that are raped each week. If we continue to move the ball down the court without addressing this issue, we are jeopardizing the safety of women in Pennsylvania at a very dramatic rate each week.

Make no mistake, the vote that is going up on this board shortly should not be about whether or not you think EC is right or wrong but whether or not you want to punt or protect the women of Pennsylvania. I believe we ought to protect the women of Pennsylvania and vote "no" on the motion to postpone.

The SPEAKER. For what purpose does the gentleman, Representative Metcalfe, rise?

Mr. METCALFE. I will wait for my motion. I was going to make a motion, but since the speaker has concluded, I will hold off. Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes Representative Bennington on the motion to postpone.

Ms. BENNINGTON. In response to the comment that you can walk into a drugstore, if I am brutally raped, and I want every member in this chamber to put my face, because this is what a young woman looks like— Mr. Speaker, could I have some order? Could I have order?

This is the face of what a victim of rape could look like. And if I am beaten over the head, bloody and senseless, and taken by an ambulance to a hospital that was not of my choosing, I do not have access at certain hospitals to emergency contraceptive unless perhaps the ambulance or police car stops midroute to a drugstore to obtain this readily available contraceptive.

HB 288 helps women who through no fault of their own have been raped and who through no fault of their own have been taken by an ambulance to a hospital not of their choosing.

Please do not delay this vote. Thank you.

The SPEAKER. On the motion to postpone, the Chair recognizes Representative Ross.

Mr. ROSS. Thank you, Mr. Speaker.

Mr. Speaker, I have heard four reasons to postpone here today so far: that regulations have been promulgated that make this bill unnecessary; that if we wait a few weeks, we will have a compromise in hand that will prevent the pain and suffering that some people are feeling on the floor, and it is a very painful and difficult decision; that passions will cool over 2 weeks; and finally, that this is really an issue we should postpone because it is a matter of medical practice.

If I can have the members' attention, I am going to just briefly hit each of those four.

The SPEAKER. Members will please take their seats. Conferences in the back of the House and in the side aisles will break up.

The gentleman is in order.

Mr. ROSS. Thank you, Mr. Speaker.

First on the matter of medical practice, this is not an issue of medical practice. This is a matter of information and availability of a medication for those that might want it. It is not medical practice.

Secondly, I would love to imagine that passions will cool over 2 weeks on this discussion, but let us remember that we are talking about rape and we are talking about deeply held philosophical and religious beliefs. We will come back to this issue with exactly the same level of passion, if not even more, in 2 weeks. We are not gaining anything by postponing in terms of letting people's passions cool because they will build right back up again, and I think all of us deep down know that is true.

A compromise would be tremendous, and I have spent a lot of time, as others have here, working hard to find common language and a common position. That effort has gone on for not weeks, not months, but years. This has been debated in other States. We are as far compromised on this issue as we are going to get today, and the language that I have offered in my amendment attempts to absorb as much of that as possible, but we do have a disagreement, and there are times when we have

to vote, painful though it may be, and settle an issue once and for all.

And finally the discussion of the regulations. The regulations do not settle the core issue that is debated underneath this bill. We will have to come back and deal with it. People have looked at those regulations, the Governor himself has looked at those regulations and recognizes that there is still an issue that we need to deal with, and that should be done today. We should get this over with.

So I strongly urge a "no" vote on the motion to postpone.

## DOCUMENTS SUBMITTED FOR THE RECORD

The SPEAKER. Representative Yewcic.

Mr. YEWIC. Thank you, Mr. Speaker.

My previous remarks were prefaced on information that I would like to submit for the record. Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Mr. YEWIC submitted documents for the Legislative Journal.

(For documents, see Appendix.)

The SPEAKER. Before the Chair recognizes the maker of the motion, is there any other member seeking recognition?

The Chair recognizes Representative Grucela for the second time.

Representative DeWeese.

Mr. DeWEESE. Thank you very much, Mr. Speaker. I will be brief.

This proposal was the proposal that I introduced several sessions ago, and we have debated it a great deal.

The second point I would like to make is that I think Daylin Leach of Montgomery County has done a fine job in trying to bring together all sides, and although we do not have the compromise I wish we had, we have made significant strides.

The reason in summation that I would ask that we not postpone it is because we are voting on bills now that are in the 1600s, the 1700s, the 1800s. This is HB 288. It has been around for quite a while and it has been around in past sessions. I cannot think that the vote that we take today will be any different than the vote that we would take in a couple of weeks.

We have a lot of work to do in October on open records and on property taxes and on the restructuring of our Ethics Committee. So I think today would be a fine time to continue this debate. Thank you.

The SPEAKER. Representative Grucela, for the second time.

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

Mr. Speaker, I would first like to make it perfectly clear to the members of the House and especially our female colleagues that those of us, myself included, have the utmost compassion for the victims of rape. I have to go home myself, like many of us tonight, and I do have a wife and a daughter. But I continue to have faith in the fact that we can reach out and find suitable language. In fact, less than 5 hours ago, we were very, very, very close to an agreement on language that would make HB 288, which I do believe is a good bill, but we could make it better. And I ran that language by my wife this morning on the phone, and she agreed. Now, granted, she is my wife, and if



she disagreed, I probably would not go home tonight. But we were close. We were very, very close, and October 22 is not that far away, and I in no way, shape, or form personally want to make this bill go away. If we have to deal with it, we have to deal with it.

And I would respectfully disagree that those of us who may vote to postpone would have the same vote on final passage. I have been around here long enough to ask other members for a vote, and I know several members whom I have talked to that would vote for 288 said that they would support this in order to give me and the other people we have been working with a little more time to come to a compromise in language.

And I would reach out to all of you and any member who feels that they have language that is able to be satisfactory to all of us who want to make a good bill better to please tell us, either side that you may fall down on, where we can work and work together, for the essence of government I believe is compromise. And I repeat, we have the utmost compassion for these victims. And I repeat that I have faith that we can arrive at language that will take care of all of those who are very passionate on whatever side of this issue.

I would ask that you give us, just give us this time. October 22 is not that far away, and I would give my word to those that I have been talking to that I would bring it back up on October 22. I am not sure my vote on October 22 would be the same vote as it is going to be in a few moments.

I ask you to give us that time. I ask you to give us one more chance to try to come to an agreement that we can all live with. Thank you, Mr. Speaker.

The SPEAKER. On the motion to postpone until October 22, those in favor will vote "aye"; those opposed, "nay."

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

The following roll call was recorded:

YEAS—109

Adolph	Gabig	Major	Roae
Argall	Galloway	Markosek	Rock
Baker	Geist	Marshall	Rohrer
Bastian	George	Marsico	Sainato
Bear	Gibbons	Melio	Scavellio
Belfanti	Goodman	Mensch	Schroder
Bianucci	Grucela	Metcalfe	Smith, S.
Boback	Haluska	Micozzie	Solobay
Boyd	Hanna	Millard	Sonney
Brooks	Harhai	Moul	Staback
Caltagirone	Harhart	Moyer	Stairs
Cappelli	Harkins	Nailor	Stern
Causer	Harris	Pallone	Stevenson
Civera	Helm	Payne	Tangretti
Clymer	Hennessey	Peifer	Taylor, J.
Conklin	Hess	Petrarca	True
Cox	Hickernell	Petrone	Turzai
Creighton	Hornaman	Phillips	Vereb
Cutler	Hutchinson	Pickett	Vulakovich
Dally	Kauffman	Pyle	Wansacz
Denlinger	Keller, M.	Quigley	Wheatley
Donatucci	Kenney	Quinn	Wojnaroski
Ellis	Kortz	Ramaley	Yewcic
Evans, J.	Kotik	Rapp	Yudichak
Everett	Kula	Raymond	
Fabrizio	Longietti	Readshaw	O'Brien, D.,
Fairchild	Maher	Reed	Speaker
Fleck	Mahoney	Reichley	

NAYS—86

Barrar	Freeman	McI. Smith	Samuelson
Benninghoff	Gerber	McIlhattan	Santoni
Bennington	Gergely	Miller	Saylor
Beyer	Gillespie	Milne	Seip
Bishop	Gingrich	Mundy	Shapiro
Blackwell	Grell	Murt	Shimkus
Brennan	Harper	Mustio	Siproth
Buxton	James	Myers	Smith, K.
Carroll	Josephs	Nickol	Smith, M.
Casorio	Keller, W.	O'Brien, M.	Steil
Cohen	Kessler	O'Neill	Sturla
Costa	King	Oliver	Surra
Cruz	Kirkland	Parker	Swanger
Curry	Leach	Pashinski	Taylor, R.
Daley	Lentz	Payton	Vitali
DePasquale	Levdansky	Perry	Wagner
Dermody	Mackereth	Petri	Walko
DeWeese	Manderino	Preston	Waters
DiGirolamo	Mann	Ross	Watson
Eachus	Mantz	Rubley	White
Evans, D.	McCall	Sabatina	Williams
Frankel	McGeehan		

NOT VOTING—1

Youngblood

EXCUSED—7

DeLuca	Hershey	Perzel	Thomas
Godshall	Killion	Roebuck	

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

The SPEAKER. This bill and its amendments are postponed until October 22, 2007.

STATEMENT BY MAJORITY LEADER

The SPEAKER. The Chair recognizes Representative DeWeese.

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

Two quick points.

Number one, the women in the chamber I hope have been a recent beneficiary of a book by Peg George. It is an autobiographical commentary about her days in the House of Representatives. Bud George and I served with her, Frank Oliver, Mark Cohen – I do not know that any of my Republican colleagues still serving were privileged to work with Peg – Merle Phillips. The bottom line is, she was a very, very solid participant in this process many years ago. She wrote a book, and she brought up some copies for the women members of our Assembly. I wanted to explain that.

RULES AND APPROPRIATIONS  
COMMITTEE MEETINGS

Mr. DeWEESE. The final announcement, Mr. Speaker, is that I am going to ask that the Rules Committee meet immediately at the call of the Chair, or 3:15 sharp, and that meeting should not take too long, and then the Appropriations

Committee would follow at 3:30. So Rules Committee at 3:15; Appropriations Committee at 3:30 in the majority caucus room.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Rules Committee will meet at 3:15, and the Appropriations Committee will meet at 3:30 in the majority caucus room.

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

**SB 799, PN 1165**

By Rep. HANNA

An Act amending the act of June 30, 1987 (P.L.163, No.16), known as the Rural Pennsylvania Revitalization Act, further providing for board of directors and for grants.

AGRICULTURE AND RURAL AFFAIRS.

**RESOLUTION REPORTED  
FROM COMMITTEE**

**HR 355, PN 2138**

By Rep. HANNA

A Concurrent Resolution urging review of import-export control systems for food and drug products sourced from China.

AGRICULTURE AND RURAL AFFAIRS.

The SPEAKER. The resolution will be placed on the calendar.

**CALENDAR CONTINUED**

**RESOLUTION PURSUANT TO RULE 35**

Mr. DeWEESE called up **HR 423, PN 2541**, entitled:

A Resolution honoring the life and extending condolences for the supreme sacrifice of Master Sergeant Scott R. Ball of Carlisle, Pennsylvania, who was killed in the courageous service of our country on August 27, 2007, in Jalalabad, Afghanistan.

On the question,  
Will the House adopt the resolution?

**RESOLUTION RECOMMITTED**

The SPEAKER. The Chair recognizes the majority leader, who moves that HR 423 be removed from the active calendar and recommitted to the Committee on Rules.

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

The SPEAKER. Are there any further announcements?  
Any business in regular session?

**RECESS**

The SPEAKER. Regular session of this House will stand in recess to the call of the Chair.

**AFTER RECESS**

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

**BILLS AND RESOLUTIONS PASSED OVER**

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

**ADJOURNMENT**

The SPEAKER. The Chair recognizes Representative Vulakovich from Allegheny County, who moves that this House do now adjourn until Thursday, October 4, 2007, 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 3:05 p.m., e.d.t., the House adjourned.