

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, APRIL 7, 2008

FIRST SPECIAL SESSION OF 2007-2008

No. 23

### HOUSE OF REPRESENTATIVES

The House convened at 4:44 p.m., e.d.t.

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

#### PRAYER AND PLEDGE OF ALLEGIANCE

The SPEAKER. Without objection, the prayer and Pledge recited in today's regular session will serve as the prayer and Pledge for today's special session.

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

Will you join me in prayer:

Our gracious Heavenly Father, we come before You today to recognize You in this place, to honor You, and to admit to our need for Your help and aid in all areas of our lives.

We thank You for the many blessings that we share today, and we come before You to give thanks to recognize the goodness of Your hand in our lives. We thank You for our material blessings. We thank You for the privilege of being able to live in the State of Pennsylvania and in this great nation.

We thank You for our material blessings as well as our freedoms that we share – the freedoms of speech and of assembly, freedom of religion, and freedom of the press – all of our freedoms that much of the world is envious of us. We thank You for these today.

We ask You to guide the business of this session. Be with each particular individual member of this House of Representatives. We pray Your blessing on them individually, on their health and on their material needs. We ask that You would provide for each one. We ask that each one might know You in a personal way, that each one might know the great forgiveness of sins that You offer and might have the hope of heaven one day.

We pray that You will guide each one in their dealings. We pray for their families and the family members and the individual needs that are represented here today. We commit them to Your care.

We ask for wisdom and guidance on the business of this session, and we would remember today also to pray for our President, President Bush; Governor Rendell; our Senators, Arlen Specter and Bob Casey; our Congressmen; and our State Senators as well as all of those in government. We commit them to Your care today. We ask Your guidance and blessing upon each one.

We pray for our troops who are in harm's way this very hour and who are protecting freedom around the world. We ask Your protection over them. We ask for the peace to come in the nations of Iraq and Afghanistan, and may it come soon, we ask.

And now we commit the remainder of this session to You and we ask Your blessing upon it, and we pray in Your holy name. Amen.

#### JOURNALS APPROVED

The SPEAKER. The Journals of Wednesday, October 17, and Thursday, October 18 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.

The SPEAKER. Those Journals are approved.

#### JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal of Wednesday, April 2, 2008, will be postponed until printed. The Chair hears no objection.

#### LEAVES OF ABSENCE

The SPEAKER. The leaves of absence granted in today's regular session will be granted in today's special session.

#### MASTER ROLL CALL

The SPEAKER. The master roll call taken in today's regular session will also be the master roll call for today's special session.

Are there any changes for the master roll call for the special session? The Chair sees none.

#### CALENDAR

#### BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 36, PN 41**, entitled:

An Act establishing the State Energy Office and an advisory council; and imposing duties on the State Energy Office.

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 George.

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, I stand here knowledgeable that those of you who are my colleagues are as concerned about the matters that seemingly are going on without our attention or that at least we do something about it. When I came down here in '74, we had a State Energy Office, and it was under the Governor's Office, under Executive order. However, unfortunately, under the Ridge administration, the State Energy Office was dissolved.

Now, just last week we had several hundred truckers. I was shown proof that the one trucker had worked all week and burnt \$1700 worth of fuel oil and his take-home pay was \$300, which he had to utilize for not only his own livelihood but the additional expenses of the truck and the repair.

So what I am asking you to do in that this bill would create a statutory mandate for the DEP (Department of Environmental Protection) to continue to promote the goals of energy, energy development and conservation, and most of all, I would be proud to have you all join with me to show the people in this Commonwealth we do hear your cries in the dark. 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—201

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	Godshall	Millard	Shapiro
Bishop	Goodman	Miller	Shimkus
Blackwell	Grell	Milne	Siptroth
Boback	Grucela	Moul	Smith, K.
Boyd	Haluska	Moyer	Smith, M.
Brennan	Hanna	Mundy	Smith, S.
Brooks	Harhai	Murt	Solobay
Buxton	Harhart	Mustio	Sonney
Caltagirone	Harkins	Myers	Staback
Cappelli	Harris	Nailor	Stairs
Carroll	Helm	Nickol	Steil
Casorio	Hennessey	O'Brien, M.	Stern
Causer	Hershey	O'Neill	Stevenson
Civera	Hess	Oliver	Sturla
Clymer	Hickernell	Pallone	Surra
Cohen	Hornaman	Parker	Swanger

Conklin	Hutchinson	Pashinski	Tangretti
Costa	James	Payne	Taylor, J.
Cox	Josephs	Payton	Taylor, R.
Creighton	Kauffman	Peifer	Thomas
Cruz	Keller, M.K.	Perry	True
Curry	Keller, W.	Perzel	Turzai
Cutler	Kenney	Petrarca	Vereb
Daley	Kessler	Petri	Vitali
Dally	Killion	Petrone	Vulakovich
DeLuca	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.	Mahoney	Reed	Youngblood
Everett	Major	Reichley	Yudichak
Fabrizio	Manderino	Roae	
Fairchild	Mann	Rock	O'Brien, D., Speaker
Fleck	Mantz	Roebuck	
Frankel	Markosek	Rohrer	

NAYS—0

NOT VOTING—0

EXCUSED—2

Harper                      Maher

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

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

The SPEAKER. Are there any announcements in special session?

**BILLS AND RESOLUTION PASSED OVER**

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

**ADJOURNMENT**

The SPEAKER. The Chair recognizes Representative Kula of Fayette County, who moves this special session of the House do now adjourn until Tuesday, April 8, 2008, until the call of the Chair, unless sooner recalled by the Speaker.

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

Motion was agreed to, and at 4:49 p.m., e.d.t., the House adjourned.