

COMMONWEALTH OF PENNSYLVANIA

LEGISLATIVE JOURNAL

MONDAY, DECEMBER 8, 2003

SESSION OF 2003

187TH OF THE GENERAL ASSEMBLY

No. 99

HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.t.

THE SPEAKER (JOHN M. PERZEL)

PRESIDING

PRAYER

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

Let us pray:

Compassionate God, greet us with Your grace this day, for we need You. Thanksgiving is past, and we speed toward many other holiday festivities, our minds anywhere but with You. So much to do and accomplish, we have forgotten already the joy of Thanksgiving. May every day we rise able to perform the day's tasks give us reason to be thankful. May we lift our eyes from our worries for more than 1 day of thanks, but for every day we have the opportunity to speak to a friend, hear the sound of the wind as it makes its way through the trees, feel the ache in our joints from the cold, or taste the sweetness of a warm chocolate-chip cookie upon our tongue. So much to be thankful for, please turn us from our pain, heartache, and worry into a people with rejoicing daily upon our lips.

We give thanks this afternoon for all those who serve, from those who serve this Commonwealth to those who serve far from home, unable to spend the holidays with their families. We pray that You would give each of Your servants a full measure of Your grace. Give us all the strength required to have the heart of a true servant. Our pride often gets in the way and we forget why we began this journey of servitude in the first place. May Your light shine on the stumbling blocks that lay before us, and may we walk with confidence sustained by the knowledge that You have a purpose for us. Help us to find a creative solution to the conflicts we face over the budget. We seem to have come to a place which seems insurmountable. Remind us that nothing is insurmountable when You are involved.

Almighty God, grant that we may find gladness in the toils and difficulties of this week and in its pleasures and success. In all its failures and sorrow, teach us to throw open the windows of our lives, that we may look always away from ourselves and behold the needs of others.

We have so much to be thankful for. Help us to remember and be faithful to offer our thankfulness every day. Now as we begin this week, give us the endurance needed to remain on track and to serve You and all Your people with honor, integrity, and joy.

Hear our prayers. Amen.

PLEDGE OF ALLEGIANCE

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

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal of Wednesday, November 26, 2003, will be postponed until printed.

HOUSE BILLS

INTRODUCED AND REFERRED

No. 1800 By Representatives LEVDANSKY, GEORGE, NAILOR, MUNDY, B. SMITH, WOJNAROSKI, JOSEPHS, VITALI, YOUNGBLOOD, CURRY, WALKO, FABRIZIO, KOTIK, SCRIMENTI, GERGELY, LEACH, HORSEY, FRANKEL, PISTELLA, KIRKLAND and PRESTON

An Act amending the act of April 27, 1966 (1st Sp.Sess., P.L.31, No.1), known as The Bituminous Mine Subsidence and Land Conservation Act, further providing for title of act, for legislative findings and declaration of policy; adding definitions; further providing for permit and application, for restoration of replacement of water supplies affected by underground mining, for procedures for securing restoration or replacement of affected water supplies, for voluntary agreement, for restoration or compensation for structures damaged by underground mining, for procedure for securing repair and compensation for damages to structures caused by underground mining, for voluntary agreements for repair or compensation for damages to structures caused by underground mining and for repair of damage or satisfaction of claims; providing for protection requirements for public roads, for procedure for securing compensation for damage to public roads caused by underground mining and for voluntary agreements for compensation for damages to public roads caused by underground mining; further providing for repair of damage or satisfaction of claims, revocation or suspension of permit, bond or collateral, for prevention of hazards to human safety and limitation of degree of damage to certain buildings, for legislative oversight, for compilation and analysis of data; and making editorial changes.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 8, 2003.

No. 2201 By Representatives STETLER, BUXTON, GERGELY, FRANKEL, STURLA, GEIST, BELFANTI, HORSEY, SOLOBAY, WALKO, YOUNGBLOOD, CAWLEY, JOSEPHS, PETRONE, ROEBUCK, CAPPELLI, BEBKO-JONES and SCRIMENTI

An Act amending the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code, authorizing the imposition of a municipal public service and safety fee.

Referred to Committee on LOCAL GOVERNMENT, December 8, 2003.

No. 2221 By Representatives GOOD, FABRIZIO, BEBKO-JONES, ALLEN, ARGALL, BELFANTI, BUNT, CAPPELLI, CAUSER, CORRIGAN, COSTA, CRUZ, FORCIER, FREEMAN, GABIG, GEIST, GEORGE, GINGRICH, GOODMAN, GRUCELA, HARRIS, HASAY, HENNESSEY, O'NEILL, PETRARCA, READSHAW, E. Z. TAYLOR, WALKO, WASHINGTON, WATSON, WOJNAROSKI, YOUNGBLOOD, PAYNE, HARPER and BROWNE

An Act amending the act of July 22, 1974 (P.L.589, No.205), known as the Unfair Insurance Practices Act, further providing for unfair methods of competition and unfair or deceptive acts or practices defined.

Referred to Committee on INSURANCE, December 8, 2003.

No. 2222 By Representative LYNCH

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, providing for the establishment of school districts.

Referred to Committee on EDUCATION, December 8, 2003.

No. 2223 By Representatives PISTELLA, BEBKO-JONES, BELFANTI, BISHOP, BROWNE, CAWLEY, CRUZ, DALEY, DeWEESE, FABRIZIO, GEIST, GEORGE, GOOD, GOODMAN, GRUCELA, HORSEY, JAMES, JOSEPHS, KELLER, KOTIK, LAUGHLIN, LEDERER, PALLONE, READSHAW, ROONEY, SCAVELLO, SOLOBAY, WALKO, WATSON and YOUNGBLOOD

An Act providing for a waiver of tuition for older adults at community colleges and State-owned and State-related institutions of higher education and for additional powers and duties of the Pennsylvania Higher Education Assistance Agency.

Referred to Committee on EDUCATION, December 8, 2003.

No. 2224 By Representatives DALLY, ARMSTRONG, CAPPELLI, CORRIGAN, CRAHALLA, DALEY, DENLINGER, GEIST, GRUCELA, HENNESSEY, HORSEY, MUNDY, REICHLEY, SAYLOR, SCAVELLO, E. Z. TAYLOR, TIGUE, WASHINGTON and YOUNGBLOOD

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

Referred to Committee on JUDICIARY, December 8, 2003.

No. 2225 By Representatives CRUZ, LEDERER, YOUNGBLOOD, FABRIZIO, MANN, BOYD, READSHAW, LAUGHLIN, FAIRCHILD, BISHOP, BEBKO-JONES,

FICHTER, GEORGE, TANGRETTI, HARHAI, DERMODY, CORRIGAN, SOLOBAY, HESS, WATSON, JOSEPHS, WILLIAMS, GRUCELA, DeLUCA, WHEATLEY, HUTCHINSON, CRAHALLA, MELIO, TURZAI, EGOLF, PISTELLA and KIRKLAND

An Act relating to confidentiality of Social Security numbers.

Referred to Committee on JUDICIARY, December 8, 2003.

No. 2226 By Representatives RUBLEY, THOMAS, ARGALL, BARD, CAPPELLI, CRAHALLA, DAILEY, EACHUS, FRANKEL, FREEMAN, GEORGE, GINGRICH, HENNESSEY, HERSHEY, MANN, McGEEHAN, R. MILLER, O'NEILL, REICHLEY, ROSS, SAYLOR, STEIL, STETLER, TANGRETTI, E. Z. TAYLOR, TIGUE, WATSON, WEBER and YOUNGBLOOD

An Act amending Title 27 (Environmental Resources) of the Pennsylvania Consolidated Statutes, providing for uniform environmental covenants.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 8, 2003.

No. 2227 By Representatives RUBLEY, ADOLPH, ARGALL, BALDWIN, BARD, CAPPELLI, CRAHALLA, DENLINGER, DeWEESE, FAIRCHILD, GEIST, GEORGE, GERGELY, GINGRICH, GOOD, HALUSKA, HARPER, HARRIS, HENNESSEY, HERMAN, JOSEPHS, LEACH, LEDERER, LEVDANSKY, R. MILLER, NAILOR, O'NEILL, REICHLEY, ROSS, SATHER, B. SMITH, SOLOBAY, STERN, SURRA, E. Z. TAYLOR, WANSACZ, WASHINGTON, WATSON, YOUNGBLOOD, TANGRETTI and FRANKEL

An Act amending the act of December 3, 1998 (P.L.946, No.125), known as the Forest Lands Beautification Act, further providing for funding for the Forest Lands Beautification Restricted Account.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 8, 2003.

No. 2228 By Representatives GABIG, E. Z. TAYLOR, TIGUE, LEDERER, CAPPELLI, MUSTIO, SCAVELLO, LEH, HARRIS, NAILOR, HERSHEY, CREIGHTON, GOOD, STERN, MAITLAND, BALDWIN, CORRIGAN, GRUCELA, FORCIER, HENNESSEY, McILHATTAN, GINGRICH, YOUNGBLOOD, CRAHALLA, PETRARCA, SOLOBAY, HICKERNELL, WEBER, LAUGHLIN, KELLER, HUTCHINSON and BOYD

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for the offense of selling or renting pornographic videos to minors.

Referred to Committee on JUDICIARY, December 8, 2003.

No. 2229 By Representatives VEON, DeWEESE, BELFANTI, ROONEY, KENNEY, HERSHEY, BUNT, HASAY, GOOD, SCAVELLO, LaGROTTA, CALTAGIRONE, WOJNAROSKI, CRUZ, COHEN, HARHAI, RIEGER, GRUITZA, LEACH, BUXTON,

STURLA, THOMAS, FABRIZIO, EACHUS, CAWLEY, BELARDI, WANSACZ, SHANER, MANN, YOUNGBLOOD, LAUGHLIN, WASHINGTON, WALKO, GEORGE, PISTELLA, CASORIO, COSTA, GOODMAN, CURRY, LESCOVITZ, LEDERER, MUNDY, BIANCUCCI, BEBKO-JONES, DERMODY, READSHAW, DALEY, SANTONI, McGEEHAN, JOSEPHS, BISHOP and JAMES

An Act providing for safety and security measures on railroads operating within this Commonwealth and for penalties.

Referred to Committee on JUDICIARY, December 8, 2003.

No. 2230 By Representatives GEIST, McCALL, BALDWIN, BASTIAN, BOYD, CAPPELLI, COY, CRAHALLA, CREIGHTON, DALLY, DeLUCA, DeWEESE, J. EVANS, FLEAGLE, GILLESPIE, GINGRICH, GOOD, HARPER, HARRIS, HENNESSEY, HERSHEY, KELLER, LAUGHLIN, R. MILLER, MUSTIO, NAILOR, PAYNE, PICKETT, ROSS, SATHER, SAYLOR, SCAVELLO, SOLOBAY, E. Z. TAYLOR, WATSON, WEBER, YOUNGBLOOD, TURZAI, CAUSER and WOJNAROSKI

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

Referred to Committee on TRANSPORTATION, December 8, 2003.

No. 2231 By Representatives LEACH, STURLA, MANN, CORRIGAN, GOODMAN, GERGELY, HORSEY, JOSEPHS, KIRKLAND, LAUGHLIN, DeWEESE, WASHINGTON and YOUNGBLOOD

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the World Learn Program in the Department of Education; providing for powers and duties of the department; establishing the World Learn Fund; and making an appropriation.

Referred to Committee on EDUCATION, December 8, 2003.

No. 2232 By Representatives GABIG, CREIGHTON, CAPPELLI, CORRIGAN, THOMAS, GEIST, YOUNGBLOOD, KELLER, SCHRODER and BROWNE

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, further providing for the reporting of student conduct; and requiring the adoption of a code of student conduct.

Referred to Committee on EDUCATION, December 8, 2003.

No. 2233 By Representatives VEON and ROONEY

An Act amending Title 66 (Public Utilities) of the Pennsylvania Consolidated Statutes, extending provisions relating to alternative form of regulation of telecommunications services; and making a related repeal.

Referred to Committee on CONSUMER AFFAIRS, December 8, 2003.

No. 2250 By Representatives ROSS, RUBLEY, ARGALL, BASTIAN, CAPPELLI, CREIGHTON, CURRY, EACHUS, FLICK, FRANKEL, FREEMAN, GEORGE, GINGRICH, GRUCELA, HARPER, HARRIS, HERSHEY, HORSEY, JOSEPHS, LEACH, LEVDANSKY, MANN, McCALL, McILHINNEY, MUNDY, NICKOL, PISTELLA, ROONEY, STURLA, TANGRETTI, E. Z. TAYLOR, VEON, VITALI, WALKO, WASHINGTON, WATSON, YOUNGBLOOD, YUDICHAK and BUXTON

An Act providing for the sale of electric energy generated from renewable sources, for the acquisition of this power by electric distribution and supply companies and for the powers and duties of the Pennsylvania Public Utility Commission; and imposing penalties.

Referred to Committee on ENVIRONMENTAL RESOURCES AND ENERGY, December 8, 2003.

HOUSE RESOLUTION INTRODUCED AND REFERRED

No. 506 By Representatives SOLOBAY, BOYD, CAPPELLI, CORRIGAN, CRAHALLA, CRUZ, DENLINGER, HENNESSEY, HERSHEY, PALLONE, READSHAW, TANGRETTI, TRUE and FABRIZIO

A Resolution condemning the marketing practices of Abercrombie & Fitch Stores, Inc.

Referred to Committee on CHILDREN AND YOUTH, December 8, 2003.

SENATE BILL FOR CONCURRENCE

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

SB 940, PN 1297

Referred to Committee on FINANCE, December 8, 2004.

BILLS REMOVED FROM TABLE

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

HB 41;
HB 341;
HB 533;
HB 983;
HB 1074;
HB 1173;
HB 1221;
HB 1306;
HB 1517;
HB 1628;
HB 190;

HB 191;
 HB 520;
 HB 778;
 HB 1091;
 HB 1284; and
 HB 1455.

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

BILLS TABLED

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

HB 41;
 HB 341;
 HB 533;
 HB 983;
 HB 1074;
 HB 1173;
 HB 1221;
 HB 1306;
 HB 1517;
 HB 1628;
 HB 190;
 HB 191;
 HB 520;
 HB 778;
 HB 1091;
 HB 1284; and
 HB 1455.

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

COMMUNICATIONS FROM GOVERNOR

APPROVAL OF HOUSE BILLS

The Speaker laid before the House communications in writing from the office of His Excellency, the Governor of the Commonwealth, advising that the following House bills had been approved and signed by the Governor:

HB 888, and HB 1854.

COMMUNICATIONS FROM DEPARTMENT OF HEALTH

The SPEAKER. The Speaker acknowledges two reports from the Department of Health – the 2002 Abortion Statistics and the Report of Maternal Deaths, Pennsylvania Occurrences 2001 – as required under the Abortion Control Act of 1982 as amended by Act 31 of 1988.

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

* * *

The SPEAKER. The Speaker acknowledges receipt of the Primary Health Care Practitioner Program Progress Report from the Department of Health.

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

LEAVES OF ABSENCE

The SPEAKER. The Chair turns to leaves of absence.

The Chair recognizes the majority whip, who moves for a leave of absence for the gentleman from Delaware, Mr. GANNON; the gentleman from Cumberland, Mr. GABIG; and the gentleman from Centre, Mr. HERMAN. Without objection, those leaves will be granted.

The Chair recognizes the minority whip, who moves for a leave of absence for the gentleman from Lancaster, Mr. STURLA. Without objection, the leave will be granted.

MASTER ROLL CALL

The SPEAKER. The Chair is about to take the master roll. The clerk will record the vote.

The following roll call was recorded:

PRESENT—198

Adolph	Egolf	Lewis	Sainato
Allen	Evans, D.	Lynch	Samuelson
Argall	Evans, J.	Mackereth	Santoni
Armstrong	Fabrizio	Maher	Sather
Baker	Fairchild	Maitland	Saylor
Baldwin	Feese	Major	Scavello
Bard	Fichter	Manderino	Schroder
Barrar	Fleagle	Mann	Scrimenti
Bastian	Flick	Markosek	Semmel
Bebko-Jones	Forcier	Marsico	Shaner
Belardi	Frankel	McCall	Smith, B.
Belfanti	Freeman	McGeehan	Smith, S. H.
Benninghoff	Geist	McGill	Solobay
Biancucci	George	McIlhattan	Staback
Birmelin	Gergely	McIlhinney	Stairs
Bishop	Gillespie	McNaughton	Steil
Blaum	Gingrich	Melio	Stern
Boyd	Godshall	Metcalfe	Stetler
Browne	Good	Micozzie	Stevenson, R.
Bunt	Goodman	Miller, R.	Stevenson, T.
Butkovitz	Grucela	Miller, S.	Surra
Buxton	Gruitza	Mundy	Tangretti
Caltagirone	Habay	Mustio	Taylor, E. Z.
Cappelli	Haluska	Myers	Taylor, J.
Casorio	Hanna	Nailor	Thomas
Causar	Harhai	Nickol	Tigue
Cawley	Harhart	O'Brien	Travaglio
Civera	Harper	Oliver	True
Clymer	Harris	O'Neill	Turzai
Cohen	Hasay	Pallone	Vance
Coleman	Hennessey	Payne	Veon
Cornell	Hershey	Petrarca	Vitali
Corrigan	Hess	Petri	Walko
Costa	Hickernell	Petrone	Wansacz
Coy	Horsey	Phillips	Washington
Crahalla	Hutchinson	Pickett	Waters

Creighton	James	Pistella	Watson
Cruz	Josephs	Preston	Weber
Curry	Keller	Raymond	Wheatley
Dailey	Kenney	Readshaw	Williams
Daley	Killion	Reed	Wilt
Dally	Kirkland	Reichley	Wojnaroski
DeLuca	Kotik	Rieger	Wright
Denlinger	LaGrotta	Roberts	Yewic
Dermody	Laughlin	Roebuck	Youngblood
DeWeese	Leach	Rohrer	Yudichak
DiGirolamo	Lederer	Rooney	Zug
Diven	Leh	Ross	
Donatucci	Lescovitz	Rubley	Perzel,
Eachus	Levdansky	Ruffing	Speaker

ADDITIONS—0

NOT VOTING—0

EXCUSED—4

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

LEAVES CANCELED—1

Sturla

GUESTS INTRODUCED

The SPEAKER. Joining us today in the gallery are Ginger Goudie and students from Janus School, Mount Joy, Lancaster, Pennsylvania. They are the guests of Representative David Hickernell. Please give me an opportunity to give them a warm welcome. Would those guests please rise.

The majority whip, Representative Brett Feese, has four guests sitting in the gallery today. They are from Hughesville High School. Their names are James Bower, who is the principal of Hughesville High School, and the students are Mark Congdon, Jennifer Fritz, and Lindsay Michael. Would those guests please rise and be recognized.

We have several guest pages here today. Please welcome Maura Fox and Devon Kenney. Devon is the daughter of State Representative George Kenney. Devon? Devon Kenney.

The Chair would like to welcome to the hall of the House Erlene Cicchetti, Connie Johnson, and Joanne Britton, who are the guests of Representative Peter J. Daley. They are located to the left of the Speaker. Would those guests please rise.

The Chair would like to welcome Lindsey Sharp, who is a senior at Hershey High School. She is participating in a for-credit internship with Representative John Payne's district office. She will be pursuing a law degree upon graduation. And George Howell, Jr., who graduated from Hershey High School in 2000. He is volunteering one afternoon a week at Representative Payne's district office. He plans to attend Full Sail College in Florida to major in film. They are to the left of the Speaker. Would those two guests please rise.

**OWEN J. ROBERTS HIGH SCHOOL
GIRLS SOCCER TEAM PRESENTED**

The SPEAKER. The Chair would like to bring up to the rostrum Representative Tim Hennessey and Representative Curt Schroder for the purpose of a citation.

Would the House please come to order. These gentlemen deserve your undivided attention.

Mr. HENNESSEY. Thank you, Mr. Speaker.

Ladies and gentlemen of the House, I am pleased to have join us today the girls soccer team from Owen J. Roberts School District in northern Chester County. Curt Schroder and I invited them here today to celebrate their accomplishment in winning the State Class AAA soccer championship.

The girls soccer program at Owen J. Roberts is only 7 years old, but over those years they have compiled a very impressive record of 138 wins, 31 losses, and 6 ties. This year's team posted a school record of 24 wins, 3 losses, and a single tie. In early November they beat a very dangerous team from Butler, Pennsylvania, by a score of 1 to nothing, a real nail-biter.

Owen J. Roberts has a long history of accomplishment and competitiveness in football and basketball and field hockey and other sports and also in academic competitions, but this was the very first State championship ever garnered by the Owen J. Roberts School District.

The State champion Owen J. Roberts girls soccer team, their assistant coaches, and managers are seated in the rear of the House, and joining me here at the podium are team captains Lauren Ginnona, Jen Michener, Becky Lesh, and their head coach, Joe Margusity.

Just a personal note. We have two incidental connections to the House of Representatives. Representative Bob Flick's daughter is married to the son of the athletic director, Dave Strock, from Owen J. Roberts, and Kristine Preski, one of the team members, is the niece of our own Brian Preski, the chief counsel to our Speaker, Mr. Perzel.

I will ask the team to stand in the back, and I will ask you all to give a very warm round of applause to the State champion girls soccer team.

Mr. SCHRODER. Thank you.

I, too, would like to extend my congratulations to the State champion Owen J. Roberts team, wish you the best for success in future years, and we are very proud of your accomplishments and glad you could be with us today at the Capitol.

GUEST INTRODUCED

The SPEAKER. There is one additional guest here today, and that is the wife of the Speaker, Sheryl Perzel. Would that guest please rise and be recognized.

CALENDAR**BILL ON FINAL PASSAGE**

The House proceeded to consideration on final passage of **HB 66, PN 2958**, entitled:

An Act authorizing and directing the Department of General Services, with the approval of the Governor, to grant and convey to Warren County, certain lands situate in the Township of Conewango, Warren County; and authorizing and directing the removal of the use restriction and reversionary covenant placed on the real estate previously conveyed to Warren County and imposing other restrictions on said Warren County property, situate in the Township of Elk, Warren County.

On the question recurring,
Shall the bill pass finally?

BILL RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

Mr. S. SMITH. Mr. Speaker, I move that HB 66, PN 2958, be recommitted to the Committee on Rules.

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

RESOLUTION

Mr. McGILL called up **HR 411, PN 2638**, entitled:

A Resolution urging the Secretary of Homeland Security, the Secret Service and the Federal Aviation Administration to consider reducing the size of Presidential movement temporary flight restrictions.

On the question,
Will the House adopt the resolution?

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

Mr. McGILL. Thank you, Mr. Speaker.

Mr. Speaker, HR 411 is asking the Department of Homeland Security and the Federal Aviation Administration to look at the TFRs, the temporary flight restrictions, that go into place whenever the President or the Vice President move around. When they move into Pennsylvania, as they did in Pittsburgh last week, there is some 30-nautical-mile radius around the President, which basically shuts down general aviation, and because of that, we are asking for your support.

GUESTS INTRODUCED

Mr. McGILL. And I am happy to report to you today that we have Mr. Phil Boyer. If you would please stand, Mr. Boyer. Phil Boyer is the president of AOPA, which is Aircraft Owners and Pilots Association, along with Keith Holt, who works with him.

We are not able, when we pass this resolution, which I am sure we will, we are not able to do it on our own, and we look to people to help us. AOPA has been a wonderful organization that has pushed general aviation forward in the United States, not only in the Commonwealth of Pennsylvania, and we are thrilled that they would come here today for the vote on this resolution so that they can take this information back to Washington and work with the congressional people and the Department of Homeland Security as well as the Federal Aviation Administration to try and help us in reducing the temporary flight restrictions.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

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

The following roll call was recorded:

YEAS-197

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather
Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Bianucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Surra
Butkovitz	Gruitza	Mundy	Tangretti
Buxton	Habay	Mustio	Taylor, E. Z.
Caltagirone	Haluska	Myers	Taylor, J.
Cappelli	Hanna	Nailor	Thomas
Casorio	Harhai	Nickol	Tigue
Causer	Harhart	O'Brien	Travaglio
Cawley	Harper	Oliver	True
Civera	Harris	O'Neill	Turzai
Clymer	Hasay	Pallone	Vance
Cohen	Hennessey	Payne	Veon
Coleman	Hershey	Petrarca	Vitali
Cornell	Hess	Petri	Walko
Corrigan	Hickernell	Petrone	Wansacz
Costa	Horsey	Phillips	Washington
Coy	Hutchinson	Pickett	Waters
Crahalla	James	Pistella	Watson
Creighton	Josephs	Preston	Weber
Cruz	Keller	Raymond	Wheatley
Curry	Kenney	Readshaw	Williams
Dailey	Killion	Reed	Wilt
Daley	Kirkland	Reichley	Wojnaroski
Dally	Kotik	Rieger	Wright
DeLuca	LaGrotta	Roberts	Yewcic
Denlinger	Laughlin	Roebuck	Youngblood
Dermody	Leach	Rohrer	Yudichak
DiGirolo	Lederer	Rooney	Zug
Diven	Leh	Ross	
Donatucci	Lescovitz	Rubley	
Eachus	Levdansky	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS-1

DeWeese

NOT VOTING-0

EXCUSED-4

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

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

RESOLUTION PURSUANT TO RULE 35

Mr. NAILOR called up **HR 501, PN 3010**, entitled:

A Resolution designating the month of December 2003 as "Home 4 the Holidays Month" in Pennsylvania to promote the adoption of homeless pets.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS—198

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

NAYS—0**NOT VOTING—0****EXCUSED—4**

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

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

CONDOLENCE RESOLUTION

The SPEAKER. We are about to take up a condolence resolution on the death of a former member of this House.

The Sergeants at Arms will close the doors to the hall of the House. The members will please take their seats. We would like— Please take your seats.

The gentleman from Northampton, Mr. Grucela, will read the resolution.

Mr. GRUCELA. Thank you, Mr. Speaker.

I appreciate the opportunity to read this condolence resolution for the late Phillip S. Ruggiero. Representative Ruggiero was one of my early political mentors. He can best be remembered as a kind and gentle man who served this Commonwealth and his constituents well.

WHEREAS, The House of Representatives of Pennsylvania wishes to honor the memory of the Honorable Phillip S. Ruggiero, who passed away on November 7, 2003, at the age of seventy-five; and

WHEREAS, A member of the House of Representatives of Pennsylvania serving the 137th Legislative District from 1968 to 1980, Representative Ruggiero was a member of the Judiciary Committee, Chairman of the Subcommittee on Boroughs of the Local Government Committee and the Governor's Committee to Study Reinstatement of the Death Penalty; and

WHEREAS, A graduate of Temple University and the Temple School of Law, Representative Ruggiero was a self-employed attorney in Bangor from 1953 to 1993 and was also Assistant District Attorney for Northampton County. He was active in politics and was a past chairman of the Area 7 Democratic Party and the Northampton County Democratic Party, past president of the Slate Belt Young Democrats and was a founder of the Francis E. Walter Young Democrats. Representative Ruggiero was also a former Solicitor to Hanover Township and Roseto Borough and had been active in numerous community affiliations; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania note with great sadness the passing of the Honorable Phillip S. Ruggiero; and extend heartfelt condolences to his many friends and family; and be it further

RESOLVED, That a copy of this resolution, sponsored by the Honorable Richard T. Grucela, be transmitted to the family of the Honorable Phillip S. Ruggiero.

On the question,
Will the House adopt the resolution?

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

(Whereupon, the members of the House and all visitors stood in a moment of silence in solemn respect to the memory of the Honorable Phillip S. Ruggiero.)

The SPEAKER. The resolution has been unanimously adopted.

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

BILLS REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

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

HB 2046;
HB 2109;
HB 1535;
SB 157; and
SB 483.

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

BILLS ON SECOND CONSIDERATION

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

HB 2046, PN 2696; HB 2109, PN 3020; HB 1535, PN 1940; SB 157, PN 1273; and SB 483, PN 1299.

BILLS RECOMMITTED

The SPEAKER. The Chair recognizes the majority leader.

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

HB 2046;
HB 2109;
HB 1535;
SB 157; and
SB 483.

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

ANNOUNCEMENT BY MR. GODSHALL

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Godshall.

Mr. GODSHALL. Thank you, Mr. Speaker.

I would like to make an announcement.

Last night in Hershey the North Penn Knights from Montgomery County defeated Pittsburgh Central Catholic by a score of 37 to 10. I am not sure who my colleague is on the other side— Oh, he is waving over there. You know, you have

my sympathies. But it was a well-fought game, and fortunately, I think at this point the dominant team won.

But it was a good game, and I will be talking to my colleague in a minute – the State championship AAAA.

BILLS REPORTED FROM COMMITTEE, CONSIDERED FIRST TIME, AND Tabled

HB 1911, PN 2498

By Rep. KENNEY

An Act amending the act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, authorizing certified registered nurse practitioners and physician assistants to verify a person's claim to have a disability which temporarily or permanently precludes the person from any form of employment or work-related activity; and providing for establishment of RESET and eligibility.

HEALTH AND HUMAN SERVICES.

HB 1796, PN 2337

By Rep. KENNEY

An Act providing for the strengthening and enrichment of children and families by promoting safe, healthy and nurturing home environments, for the educational and supportive services of home visiting programs in this Commonwealth, for the Ounce of Prevention grant program and for integrated community-based delivery of services; specifying program requirements; designating an oversight board; providing for responsibilities of the board and the Department of Public Welfare; specifying criteria for community program grant funding; requiring training and an independent evaluation process; and providing for quality assurance.

HEALTH AND HUMAN SERVICES.

BILL REPORTED AND REREFERRED TO COMMITTEE ON CHILDREN AND YOUTH

HB 2034, PN 2675

By Rep. KENNEY

An Act amending the act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, providing for maternal smoking cessation and prevention programs.

HEALTH AND HUMAN SERVICES.

BILL REPORTED AND REREFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE

SB 751, PN 907

By Rep. KENNEY

An Act amending the act of December 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of 1985, further providing for respiratory care practitioners; and providing for refusal or suspension or revocation of respiratory care practitioner certificates, for automatic suspension and temporary suspension of respiratory care practitioners, for impaired professionals and for continuing respiratory care education.

HEALTH AND HUMAN SERVICES.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes Representative Elinor Taylor for the purpose of an announcement.

Mrs. TAYLOR. Thank you, Mr. Speaker.

At the call of the recess, the majority Republican Caucus will meet in the caucus room. I believe, Mr. Speaker, that we will need about an hour and a half.

DEMOCRATIC CAUCUS

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen, for the purpose of an announcement.

Mr. COHEN. Thank you, Mr. Speaker.

Mr. Speaker, the Democrats will also meet in the caucus room immediately upon the call of the recess.

The SPEAKER. The Chair thanks the gentleman.

APPROPRIATIONS COMMITTEE MEETING

The SPEAKER. The Chair recognizes the gentleman from Schuylkill, Mr. Argall.

Mr. ARGALL. Thank you, Mr. Speaker.

The House Appropriations Committee will meet shortly in room 245. We should be prepared to commence at 2:05.

The SPEAKER. The Chair thanks the gentleman.

The Appropriations Committee will meet shortly in room 245.

RECESS

The SPEAKER. This House is in recess until 3:30.

RECESS EXTENDED

The time of recess was extended until 4 p.m.

AFTER RECESS

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

BILLS REREPORTED FROM COMMITTEE

HB 277, PN 3024 (Amended) By Rep. ARGALL

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for disposition of founded and indicated child abuse reports, for amendment or expunction of child abuse information and for information on child-care personnel; and providing for notice of arrest for school or child-care service employees.

APPROPRIATIONS.

HB 1128, PN 2678 By Rep. ARGALL

An Act amending the act of July 14, 1961 (P.L.637, No.329), known as the Wage Payment and Collection Law, further providing for the definition of "employer" and for remedies and penalties.

APPROPRIATIONS.

HB 1152, PN 1365 By Rep. ARGALL

An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, providing for contributions for juvenile diabetes cure research.

APPROPRIATIONS.

HB 1716, PN 2214 By Rep. ARGALL

An Act amending the act of May 25, 1945 (P.L.1050, No.394), known as the Local Tax Collection Law, further providing for basic and continuing education programs for tax collectors; providing for records in possession of tax collector; further providing for expenses paid by taxing districts and for discounts, penalties and notice; providing for compensation for interim tax bills; and further providing for penalty.

APPROPRIATIONS.

HB 1809, PN 2748 By Rep. ARGALL

An Act providing for a commercial manure hauler and broker certification program; and establishing requirements.

APPROPRIATIONS.

HB 1899, PN 3046 (Amended) By Rep. ARGALL

An Act excluding veterans' service-connected disability payments as income for certain purposes.

APPROPRIATIONS.

HB 1917, PN 2911 By Rep. ARGALL

An Act amending the act of July 31, 1968 (P.L.805, No.247), known as the Pennsylvania Municipalities Planning Code, further providing for fees charged by the municipality.

APPROPRIATIONS.

HB 1923, PN 2946 By Rep. ARGALL

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

APPROPRIATIONS.

HB 1978, PN 2703 By Rep. ARGALL

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

APPROPRIATIONS.

HB 2128, PN 3025 (Amended) By Rep. ARGALL

An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, establishing the Emergency Basic Education Subsidy Fund; and providing for basic education subsidy continuation funding.

APPROPRIATIONS.

SB 779, PN 1306 (Amended) By Rep. ARGALL

An Act amending the act of June 30, 1981 (P.L.128, No.43), known as the Agricultural Area Security Law, further providing for purchase of agricultural conservation easements; making an appropriation; and abrogating a regulation.

APPROPRIATIONS.

CALENDAR CONTINUED

RESOLUTIONS

Mr. BUNT called up **HR 428, PN 2714**, entitled:

A Resolution urging the Department of Public Welfare to increase the maximum crisis component benefit of the Low-Income Home Energy Assistance Program (LIHEAP) in anticipation of the high cost of home heating oil and natural gas during the 2003-2004 winter heating season.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

Adolph	Egolf	Lewis	Sainato
Allen	Evans, D.	Lynch	Samuelson
Argall	Evans, J.	Mackereth	Santoni
Armstrong	Fabrizio	Maher	Sather
Baker	Fairchild	Maitland	Saylor
Baldwin	Feese	Major	Scavello
Bard	Fichter	Manderino	Schroder
Barrar	Fleagle	Mann	Scrimenti
Bastian	Flick	Markosek	Semmel
Bebko-Jones	Forcier	Marsico	Shaner
Belardi	Frankel	McCall	Smith, B.
Belfanti	Freeman	McGeehan	Smith, S. H.
Benninghoff	Geist	McGill	Solobay
Biancucci	George	McIlhattan	Staback
Birmelin	Gergely	McIlhinney	Stairs
Bishop	Gillespie	McNaughton	Steil
Blaum	Gingrich	Melio	Stern
Boyd	Godshall	Metcalfe	Stetler
Browne	Good	Micozzie	Stevenson, R.
Bunt	Goodman	Miller, R.	Stevenson, T.
Butkovitz	Grucela	Miller, S.	Surra
Buxton	Gruitza	Mundy	Tangretti
Caltagirone	Habay	Mustio	Taylor, E. Z.
Cappelli	Haluska	Myers	Taylor, J.
Casorio	Hanna	Nailor	Thomas
Causer	Harhai	Nickol	Tigue
Cawley	Harhart	O'Brien	Travaglio
Civera	Harper	Oliver	True
Clymer	Harris	O'Neill	Turzai
Cohen	Hasay	Pallone	Vance
Coleman	Hennessey	Payne	Veon
Cornell	Hershey	Petrarca	Vitali
Corrigan	Hess	Petri	Walko
Costa	Hickernell	Petrone	Wansacz
Coy	Horshey	Phillips	Washington
Crahalla	Hutchinson	Pickett	Waters
Creighton	James	Pistella	Watson
Cruz	Josephs	Preston	Weber
Curry	Keller	Raymond	Wheatley
Dailey	Kenney	Readshaw	Williams
Daley	Killion	Reed	Wilt

Dally	Kirkland	Reichley	Wojnaroski
DeLuca	Kotik	Rieger	Wright
Denlinger	LaGrotta	Roberts	Yewcic
Dermody	Laughlin	Roebuck	Youngblood
DeWeese	Leach	Rohrer	Yudichak
DiGirolamo	Lederer	Rooney	Zug
Diven	Leh	Ross	
Donatucci	Lescovitz	Rubley	Perzel,
Eachus	Levdansky	Ruffing	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-4

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

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

* * *

Mr. BUNT called up **HR 429, PN 2715**, entitled:

A Resolution urging the President and Congress of the United States to increase funding for the Low-Income Home Energy Assistance Program (LIHEAP) and to provide additional emergency relief for the 2003-2004 winter heating season and urging the President of the United States to release the United States strategic petroleum reserves.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-195

Adolph	Evans, D.	Lewis	Sainato
Allen	Evans, J.	Lynch	Samuelson
Argall	Fabrizio	Mackereth	Santoni
Armstrong	Fairchild	Maher	Sather
Baker	Feese	Maitland	Saylor
Baldwin	Fichter	Major	Scavello
Bard	Fleagle	Manderino	Schroder
Barrar	Flick	Mann	Scrimenti
Bastian	Forcier	Markosek	Semmel
Bebko-Jones	Frankel	Marsico	Shaner
Belardi	Freeman	McCall	Smith, B.
Belfanti	Geist	McGeehan	Smith, S. H.
Benninghoff	George	McGill	Solobay
Biancucci	Gergely	McIlhattan	Staback
Birmelin	Gillespie	McIlhinney	Stairs
Bishop	Gingrich	McNaughton	Steil
Blaum	Godshall	Melio	Stern
Browne	Good	Micozzie	Stetler
Bunt	Goodman	Miller, R.	Stevenson, R.
Butkovitz	Grucela	Miller, S.	Stevenson, T.
Buxton	Gruitza	Mundy	Surra
Caltagirone	Habay	Mustio	Tangretti
Cappelli	Haluska	Myers	Taylor, E. Z.
Casorio	Hanna	Nailor	Taylor, J.
Causer	Harhai	Nickol	Thomas
Cawley	Harhart	O'Brien	Tigue
Civera	Harper	Oliver	Travaglio
Clymer	Harris	O'Neill	True
Cohen	Hasay	Pallone	Turzai
Coleman	Hennessey	Payne	Vance

Cornell	Hershey	Petrarca	Veon
Corrigan	Hess	Petri	Vitali
Costa	Hickernell	Petrone	Walko
Coy	Horshey	Phillips	Wansacz
Crahalla	Hutchinson	Pickett	Washington
Creighton	James	Pistella	Waters
Cruz	Josephs	Preston	Watson
Curry	Keller	Raymond	Weber
Dailey	Kenney	Readshaw	Wheatley
Daley	Killion	Reed	Williams
Dally	Kirkland	Reichley	Wilt
DeLuca	Kotik	Rieger	Wojnaroski
Denlinger	LaGrotta	Roberts	Wright
Dermody	Laughlin	Roebuck	Youngblood
DeWeese	Leach	Rohrer	Yudichak
DiGirolamo	Lederer	Rooney	Zug
Diven	Leh	Ross	
Donatucci	Lescovitz	Rubley	Perzel,
Eachus	Levdansky	Ruffing	Speaker
Egolf			

NAYS-3

Boyd	Metcalfe	Yewcic
------	----------	--------

NOT VOTING-0

EXCUSED-4

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

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

* * *

Mr. R. STEVENSON called up **HR 476, PN 2885**, entitled:

A Resolution urging the President and Congress of the United States to modify and reauthorize the Abandoned Mine Reclamation Fund.

On the question,
Will the House adopt the resolution?

The following roll call was recorded:

YEAS-198

Adolph	Egolf	Lewis	Sainato
Allen	Evans, D.	Lynch	Samuelson
Argall	Evans, J.	Mackereth	Santoni
Armstrong	Fabrizio	Maher	Sather
Baker	Fairchild	Maitland	Saylor
Baldwin	Feese	Major	Scavello
Bard	Fichter	Manderino	Schroder
Barrar	Fleagle	Mann	Scrimenti
Bastian	Flick	Markosek	Semmel
Bebko-Jones	Forcier	Marsico	Shaner
Belardi	Frankel	McCall	Smith, B.
Belfanti	Freeman	McGeehan	Smith, S. H.
Benninghoff	Geist	McGill	Solobay
Biancucci	George	McIlhattan	Staback
Birmelin	Gergely	McIlhinney	Stairs
Bishop	Gillespie	McNaughton	Steil
Blaum	Gingrich	Melio	Stern
Boyd	Godshall	Metcalfe	Stetler
Browne	Good	Micozzie	Stevenson, R.
Bunt	Goodman	Miller, R.	Stevenson, T.

Butkovitz	Grucela	Miller, S.	Surra
Buxton	Gruitza	Mundy	Tangretti
Caltagirone	Habay	Mustio	Taylor, E. Z.
Cappelli	Haluska	Myers	Taylor, J.
Casorio	Hanna	Nailor	Thomas
Causer	Harhai	Nickol	Tigue
Cawley	Harhart	O'Brien	Travaglio
Civera	Harper	Oliver	True
Clymer	Harris	O'Neill	Turzai
Cohen	Hasay	Pallone	Vance
Coleman	Hennessey	Payne	Veon
Cornell	Hershey	Petrarca	Vitali
Corrigan	Hess	Petri	Walko
Costa	Hickernell	Petrone	Wansacz
Coy	Horshey	Phillips	Washington
Crahalla	Hutchinson	Pickett	Waters
Creighton	James	Pistella	Watson
Cruz	Josephs	Preston	Weber
Curry	Keller	Raymond	Wheatley
Dailey	Kenney	Readshaw	Williams
Daley	Killion	Reed	Wilt
Dally	Kirkland	Reichley	Wojnaroski
DeLuca	Kotik	Rieger	Wright
Denlinger	LaGrotta	Roberts	Yewcic
Dermody	Laughlin	Roebuck	Youngblood
DeWeese	Leach	Rohrer	Yudichak
DiGirolamo	Lederer	Rooney	Zug
Diven	Leh	Ross	
Donatucci	Lescovitz	Rubley	Perzel,
Eachus	Levdansky	Ruffing	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-4

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 1975, PN 2580**, entitled:

An Act amending Titles 24 (Education) and 71 (State Government) of the Pennsylvania Consolidated Statutes, further providing for creditable nonschool service and creditable nonstate service for service performed as a crewleader with the Pennsylvania Conservation Corps.

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

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

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

The following roll call was recorded:

YEAS-198

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

NAYS-0

NOT VOTING-0

EXCUSED-4

Gabig	Gannon	Herman	Sturla
-------	--------	--------	--------

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 657, PN 2747**, entitled:

An Act amending the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, deleting certain provisions relating to farmstead land.

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

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

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

The following roll call was recorded:

YEAS-194

Adolph	Eachus	Lynch	Sainato
Allen	Egolf	Mackereth	Samuelson
Argall	Evans, D.	Maher	Santoni
Armstrong	Evans, J.	Maitland	Sather
Baker	Fabrizio	Major	Saylor
Baldwin	Fairchild	Manderino	Scavello
Bard	Feese	Mann	Scrimenti
Barrar	Fichter	Markosek	Semmel
Bastian	Fleagle	Marsico	Shaner
Bebko-Jones	Flick	McCall	Smith, B.
Belardi	Forcier	McGeehan	Smith, S. H.
Belfanti	Frankel	McGill	Solobay
Benninghoff	Freeman	McIlhattan	Staback
Biancucci	George	McIlhinney	Stairs
Birmelin	Gergely	McNaughton	Steil
Bishop	Gillespie	Melio	Stern
Blaum	Gingrich	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Surra
Butkovitz	Gruitza	Mundy	Tangretti
Buxton	Habay	Mustio	Taylor, E. Z.
Caltagirone	Haluska	Myers	Taylor, J.
Cappelli	Hanna	Nailor	Thomas
Casorio	Harhai	Nickol	Tigue
Causer	Harhart	O'Brien	Travaglio
Cawley	Harris	Oliver	True
Civera	Hasay	O'Neill	Turzai
Clymer	Hennessey	Pallone	Vance
Cohen	Hershey	Payne	Veon
Coleman	Hess	Petrarca	Vitali
Cornell	Hickernell	Petri	Walko
Corrigan	Horsey	Petrone	Wansacz
Costa	Hutchinson	Phillips	Washington
Coy	James	Pickett	Waters
Crahalla	Josephs	Pistella	Watson
Creighton	Keller	Preston	Weber
Cruz	Kenney	Raymond	Wheatley
Curry	Killion	Readshaw	Williams
Dailey	Kirkland	Reed	Wilt
Daley	Kotik	Reichley	Wojnaroski
Dally	LaGrotta	Rieger	Wright
DeLuca	Laughlin	Roberts	Yewcic
Denlinger	Leach	Roebuck	Youngblood
Dermody	Lederer	Rohrer	Yudichak
DeWeese	Leh	Rooney	Zug
DiGirolamo	Lescovitz	Ross	

Diven Levdansky Rubley Perzel,
Donatucci Lewis Ruffing Speaker

NAYS-3

Godshall Harper Schroder

NOT VOTING-1

Geist

EXCUSED-4

Gabig Gannon Herman Sturla

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.

LEAVE OF ABSENCE CANCELED

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

SUPPLEMENTAL CALENDAR A

RULES SUSPENDED

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

Mr. ZUG. Mr. Speaker, I move that the rules of the House be suspended for immediate consideration of HB 277, PN 3024.

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

The following roll call was recorded:

YEAS-199

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather
Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Biancucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Sturla
Butkovitz	Gruitza	Mundy	Surra
Buxton	Habay	Mustio	Tangretti
Caltagirone	Haluska	Myers	Taylor, E. Z.

Cappelli	Hanna	Nailor	Taylor, J.
Casorio	Harhai	Nickol	Thomas
Causar	Harhart	O'Brien	Tigue
Cawley	Harper	Oliver	Travaglio
Civera	Harris	O'Neill	True
Clymer	Hasay	Pallone	Turzai
Cohen	Hennessey	Payne	Vance
Coleman	Hershey	Petrarca	Veon
Cornell	Hess	Petri	Vitali
Corrigan	Hickernell	Petrone	Walko
Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Crahalla	James	Pistella	Waters
Creighton	Josephs	Preston	Watson
Cruz	Keller	Raymond	Weber
Curry	Kenney	Readshaw	Wheatley
Dailey	Killion	Reed	Williams
Daley	Kirkland	Reichley	Wilt
Dally	Kotik	Rieger	Wojnaroski
DeLuca	LaGrotta	Roberts	Wright
Denlinger	Laughlin	Roebuck	Yewcic
Dermody	Leach	Rohrer	Youngblood
DeWeese	Lederer	Rooney	Yudichak
DiGirolo	Leh	Ross	Zug
Diven	Lescovitz	Rubley	
Donatucci	Levdansky	Ruffing	Perzel,
Eachus	Lewis	Sainato	Speaker
Egolf			

NAYS-0

NOT VOTING-0

EXCUSED-3

Gabig Gannon Herman

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

BILLS ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 277, PN 3024**, entitled:

An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for information on child-care personnel; and providing for notice of arrest for school or child-care service employees.

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

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

The following roll call was recorded:

YEAS-199

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather

Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Biancucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Sturla
Butkovitz	Gruitza	Mundy	Surra
Buxton	Habay	Mustio	Tangretti
Caltagirone	Haluska	Myers	Taylor, E. Z.
Cappelli	Hanna	Nailor	Taylor, J.
Casorio	Harhai	Nickol	Thomas
Causar	Harhart	O'Brien	Tigue
Cawley	Harper	Oliver	Travaglio
Civera	Harris	O'Neill	True
Clymer	Hasay	Pallone	Turzai
Cohen	Hennessey	Payne	Vance
Coleman	Hershey	Petrarca	Veon
Cornell	Hess	Petri	Vitali
Corrigan	Hickernell	Petrone	Walko
Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Crahalla	James	Pistella	Waters
Creighton	Josephs	Preston	Watson
Cruz	Keller	Raymond	Weber
Curry	Kenney	Readshaw	Wheatley
Dailey	Killion	Reed	Williams
Daley	Kirkland	Reichley	Wilt
Dally	Kotik	Rieger	Wojnaroski
DeLuca	LaGrotta	Roberts	Wright
Denlinger	Laughlin	Roebuck	Yewcic
Dermody	Leach	Rohrer	Youngblood
DeWeese	Lederer	Rooney	Yudichak
DiGirolamo	Leh	Ross	Zug
Diven	Lescovitz	Rubley	
Donatucci	Levdansky	Ruffing	Perzel,
Eachus	Lewis	Sainato	Speaker
Egolf			

NAYS-0

NOT VOTING-0

EXCUSED-3

Gabig Gannon Herman

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 1917, PN 2911**, 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 fees charged by the municipality.

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

The SPEAKER. The Chair recognizes the gentleman from Dauphin, Mr. McNaughton. Would the gentleman, Mr. McNaughton, and the gentelady, Ms. Harper, please come to the rostrum.

(Conference held at Speaker's podium.)

BILL PASSED OVER TEMPORARILY

The SPEAKER. The Chair goes over HB 1917 temporarily.

RULES COMMITTEE MEETING

The SPEAKER. The majority leader calls for an immediate meeting of the Rules Committee.

**BILL ON CONCURRENCE
REPORTED FROM COMMITTEE**

HB 1222, PN 3047 (Amended) By Rep. S. SMITH

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for identification of incorrect debtor; further defining "other specified offense" for purposes of DNA data and testing; and further providing for summary offenses involving vehicles, for law enforcement records, for duration of commitment and review, for sentence of intermediate punishment and for assessments.

RULES.

CALENDAR CONTINUED

BILL ON THIRD CONSIDERATION

The House proceeded to third consideration of **HB 2090, PN 2907**, entitled:

An Act amending the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, further providing for rescission of contracts.

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

Mr. **GEORGE** offered the following amendment No. **A4318**:

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

; and providing for protection of employees under certain circumstances.

Amend Bill, page 3, by inserting after line 30

Section 2. The act is amended by adding a section to read:

Section 9.4. Protection of Employees.—No person may discharge, threaten or otherwise discriminate or retaliate against an employee regarding the employee's compensation, terms, conditions, location or privileges of employment because:

(1) The employee or a person acting on behalf of the employee makes a good faith report or is about to report, verbally or in writing, to the employer or appropriate authority a violation of this act.

(2) The employee is requested by an appropriate authority to participate in an investigation, hearing or inquiry held by an appropriate authority or in a court action relating to a violation of this act.

(b) The provisions of sections 4, 5, 6 and 7 of the act of December 12, 1986 (P.L.1559, No.169), known as the "Whistleblower Law," shall apply to this section.

Amend Sec. 2, page 4, line 1, by striking out "2" and inserting 3

Amend Sec. 3, page 4, line 4, by striking out "3" and inserting 4

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

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

Mr. GEORGE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment applies the State Whistleblower Act to people who report violations of the Unfair Trade Practices Act to their employer or to the appropriate government agency.

Violations of this law plague thousands of consumers every year in Pennsylvania and other places. This amendment would help deter these violations, and I ask that we accept this amendment.

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

The following roll call was recorded:

YEAS-199

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather
Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Biancucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Sturla
Butkovitz	Gruitza	Mundy	Surra
Buxton	Habay	Mustio	Tangretti
Caltagirone	Haluska	Myers	Taylor, E. Z.
Cappelli	Hanna	Nailor	Taylor, J.
Casorio	Harhai	Nickol	Thomas
Causar	Harhart	O'Brien	Tigue
Cawley	Harper	Oliver	Travaglio
Civera	Harris	O'Neill	True
Clymer	Hasay	Pallone	Turzai
Cohen	Hennessey	Payne	Vance
Coleman	Hershey	Petrarca	Veon
Cornell	Hess	Petri	Vitali
Corrigan	Hickernell	Petrone	Walko

Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Crahalla	James	Pistella	Waters
Creighton	Josephs	Preston	Watson
Cruz	Keller	Raymond	Weber
Curry	Kenney	Readshaw	Wheatley
Daley	Killion	Reed	Williams
Dally	Kirkland	Reichley	Wilt
DeLuca	Kotik	Rieger	Wojnaroski
Denlinger	LaGrotta	Roberts	Wright
Dermody	Laughlin	Roebuck	Yewcic
DeWeese	Leach	Rohrer	Youngblood
DiGirolamo	Lederer	Rooney	Yudichak
Diven	Leh	Ross	Zug
Donatucci	Lescovitz	Rubley	
Eachus	Levdansky	Ruffing	Perzel,
Egolf	Lewis	Sainato	Speaker

NAYS-0

NOT VOTING-0

EXCUSED-3

Gabig	Gannon	Herman
-------	--------	--------

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

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

RULES SUSPENDED

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

Mr. FAIRCHILD. Mr. Speaker, I move that the rules of the House be suspended for the purpose of bringing up immediate consideration of amendment A4428.

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

The following roll call was recorded:

YEAS-199

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather
Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Biancucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.

Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Sturla
Butkovitz	Gruitza	Mundy	Surra
Buxton	Habay	Mustio	Tangretti
Caltagirone	Haluska	Myers	Taylor, E. Z.
Cappelli	Hanna	Nailor	Taylor, J.
Casorio	Harhai	Nickol	Thomas
Causser	Harhart	O'Brien	Tigue
Cawley	Harper	Oliver	Travaglio
Civera	Harris	O'Neill	True
Clymer	Hasay	Pallone	Turzai
Cohen	Hennessey	Payne	Vance
Coleman	Hershey	Petrarca	Veon
Cornell	Hess	Petri	Vitali
Corrigan	Hickernell	Petrone	Walko
Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Crahalla	James	Pistella	Waters
Creighton	Josephs	Preston	Watson
Cruz	Keller	Raymond	Weber
Curry	Kenney	Readshaw	Wheatley
Dailey	Killion	Reed	Williams
Daley	Kirkland	Reichley	Wilt
Dally	Kotik	Rieger	Wojnaroski
DeLuca	LaGrotta	Roberts	Wright
Denlinger	Laughlin	Roebuck	Yewcic
Demody	Leach	Rohrer	Youngblood
DeWeese	Lederer	Rooney	Yudichak
DiGrolamo	Leh	Ross	Zug
Diven	Lescovitz	Rubley	
Donatucci	Levdansky	Ruffing	Perzel,
Eachus	Lewis	Sainato	Speaker
Egolf			

NAYS—0

NOT VOTING—0

EXCUSED—3

Gabig	Gannon	Herman
-------	--------	--------

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

On the question recurring,

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

Mr. FAIRCHILD offered the following amendment No. A4428:

Amend Sec. 1 (Sec. 7), page 2, line 9, by inserting after “buyer’s”

residential

Amend Sec. 1 (Sec. 7), page 3, line 15, by inserting after “further”

Nothing in this subsection shall prohibit a seller contacted by a buyer as a result of a bona fide emergency on the buyer’s residential real property from taking any immediate preliminary steps necessary to remedy a clear and immediate danger that may cause death or serious bodily injury to the buyer, the seller or other persons.

Amend Sec. 1 (Sec. 7), page 3, line 19, by inserting after “emergency”
or a fee for immediate preliminary steps necessary to remedy a clear and immediate danger that may cause death or serious bodily injury to the buyer, the seller or other persons.

Amend Sec. 1 (Sec. 7), page 3, line 25, by inserting after “buyer’s”

residential

Amend Sec. 1 (Sec. 7), page 3, line 26, by inserting after “the” where it appears the second time

residential

Amend Sec. 1 (Sec. 7), page 3, line 30, by striking out all of said line and inserting

outer walls of the residential real property.

(o) As used in this section, “immediate preliminary steps” means only those steps necessary to eliminate a clear and immediate danger that may cause death or serious bodily injury to the buyer, the seller or other persons. The term includes, but shall not be limited to, termination of the carrying of gas, oil or oil product, sewage or water through an underground pipe or the carrying of electric or communication service through an underground conductor, pipe or structure. The term shall not be construed as including any other steps necessary to repair and remedy the bona fide emergency.

On the question,

Will the House agree to the amendment?

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

Mr. FAIRCHILD. Thank you, Mr. Speaker.

My amendment simply clarifies the language and allows in emergency situations where bodily injury or harm can occur for a contractor to stop a leak or an event from happening. It does not authorize the contractor to proceed with making permanent repairs, but in cases of an emergency that threatens life or body, this will take care of a problem that was identified in the bill early on.

I would like to thank the sponsor of the bill, Representative Fichter; the Pennsylvania Association of Plumbing, Heating, and Cooling Contractors; the Attorney General’s Office; the Pennsylvania Utility Contractors Association; and staff for working to resolve this issue.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendment?

The following roll call was recorded:

YEAS—199

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather
Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.
Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Bianucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Sturla
Butkovitz	Gruitza	Mundy	Surra

Buxton	Habay	Mustio	Tangretti
Caltagirone	Haluska	Myers	Taylor, E. Z.
Cappelli	Hanna	Nailor	Taylor, J.
Casorio	Harhai	Nickol	Thomas
Causar	Harhart	O'Brien	Tigue
Cawley	Harper	Oliver	Travaglio
Civera	Harris	O'Neill	True
Clymer	Hasay	Pallone	Turzai
Cohen	Hennessey	Payne	Vance
Coleman	Hershey	Petrarca	Veon
Cornell	Hess	Petri	Vitali
Corrigan	Hickernell	Petrone	Walko
Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Crahalla	James	Pistella	Waters
Creighton	Josephs	Preston	Watson
Cruz	Keller	Raymond	Weber
Curry	Kenney	Readshaw	Wheatley
Dailey	Killion	Reed	Williams
Daley	Kirkland	Reichley	Wilt
Dally	Kotik	Rieger	Wojnaroski
DeLuca	LaGrotta	Roberts	Wright
Denlinger	Laughlin	Roebuck	Yewcic
Dermody	Leach	Rohrer	Youngblood
DeWeese	Lederer	Rooney	Yudichak
DiGirolamo	Leh	Ross	Zug
Diven	Lescovitz	Rubley	
Donatucci	Levdansky	Ruffing	Perzel,
Eachus	Lewis	Sainato	Speaker
Egolf			

NAYS-0

NOT VOTING-0

EXCUSED-3

Gabig	Gannon	Herman
-------	--------	--------

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

On the question recurring,

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

Bill as amended was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS-199

Adolph	Evans, D.	Lynch	Samuelson
Allen	Evans, J.	Mackereth	Santoni
Argall	Fabrizio	Maher	Sather
Armstrong	Fairchild	Maitland	Saylor
Baker	Feese	Major	Scavello
Baldwin	Fichter	Manderino	Schroder
Bard	Fleagle	Mann	Scrimenti
Barrar	Flick	Markosek	Semmel
Bastian	Forcier	Marsico	Shaner
Bebko-Jones	Frankel	McCall	Smith, B.
Belardi	Freeman	McGeehan	Smith, S. H.

Belfanti	Geist	McGill	Solobay
Benninghoff	George	McIlhattan	Staback
Bianucci	Gergely	McIlhinney	Stairs
Birmelin	Gillespie	McNaughton	Steil
Bishop	Gingrich	Melio	Stern
Blaum	Godshall	Metcalfe	Stetler
Boyd	Good	Micozzie	Stevenson, R.
Browne	Goodman	Miller, R.	Stevenson, T.
Bunt	Grucela	Miller, S.	Sturla
Butkovitz	Gruitza	Mundy	Surra
Buxton	Habay	Mustio	Tangretti
Caltagirone	Haluska	Myers	Taylor, E. Z.
Cappelli	Hanna	Nailor	Taylor, J.
Casorio	Harhai	Nickol	Thomas
Causar	Harhart	O'Brien	Tigue
Cawley	Harper	Oliver	Travaglio
Civera	Harris	O'Neill	True
Clymer	Hasay	Pallone	Turzai
Cohen	Hennessey	Payne	Vance
Coleman	Hershey	Petrarca	Veon
Cornell	Hess	Petri	Vitali
Corrigan	Hickernell	Petrone	Walko
Costa	Horsey	Phillips	Wansacz
Coy	Hutchinson	Pickett	Washington
Crahalla	James	Pistella	Waters
Creighton	Josephs	Preston	Watson
Cruz	Keller	Raymond	Weber
Curry	Kenney	Readshaw	Wheatley
Dailey	Killion	Reed	Williams
Daley	Kirkland	Reichley	Wilt
Dally	Kotik	Rieger	Wojnaroski
DeLuca	LaGrotta	Roberts	Wright
Denlinger	Laughlin	Roebuck	Yewcic
Dermody	Leach	Rohrer	Youngblood
DeWeese	Lederer	Rooney	Yudichak
DiGirolamo	Leh	Ross	Zug
Diven	Lescovitz	Rubley	
Donatucci	Levdansky	Ruffing	Perzel,
Eachus	Lewis	Sainato	Speaker
Egolf			

NAYS-0

NOT VOTING-0

EXCUSED-3

Gabig	Gannon	Herman
-------	--------	--------

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 A CONTINUED

CONSIDERATION OF HB 1917 CONTINUED

On the question recurring,

Will the House agree to the bill on third consideration?

Bill was agreed to.

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

The question is, shall the bill pass finally?

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

The following roll call was recorded:

YEAS—199

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

NAYS—0

NOT VOTING—0

EXCUSED—3

Gabig	Gannon	Herman
-------	--------	--------

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.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that HB 60 be taken off the table.

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

BILL ON SECOND CONSIDERATION

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

HB 60, PN 2909.**BILL RECOMMENDED**

The SPEAKER. The Chair recognizes the majority leader. Mr. S. SMITH. Mr. Speaker, I move that HB 60 be recommitted to the Committee on Appropriations.

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

REMARKS SUBMITTED FOR THE RECORD

Mr. PETRI submitted the following remarks for the Legislative Journal:

Mr. Speaker, it is my privilege to bring to the attention of the Speaker and the members of the Pennsylvania House of Representatives the names of 12 students in the Council Rock School District who recently participated in an essay contest on "Fire Safety in the Home."

Mr. Speaker, the contest was sponsored by the Society of Chartered Property and Casualty Underwriters and was cosponsored by the school district.

Whereas, fire safety in the home is an important subject for the entire family to discuss and practice. The knowledge of understanding what to do in case of a fire can help save a life or prevent serious injury from occurring.

Now therefore, Mr. Speaker and the members of the House of Representatives, it is my privilege to congratulate and place in the Legislative Journal the names of the outstanding students: Lauren Griffin, Chelsea Cohen, Rebecca Davey, Laura DiDonato, Julia Meinster, Jeremy Wortzel, Lindsey Norden, James McCarron, Allyson Hauptman, Becky Harrington, Christina Avino, and Jake Magida.

The SPEAKER. Are there any announcements from the committees? Does the majority leader have anything further to say? Does the minority leader have anything further to say?

There will be no further votes today.

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 the gentleman from Bucks, Mr. Petri.

Mr. PETRI. Mr. Speaker, I move that this House do now adjourn until Tuesday, December 9, 2003, at 11 a.m., e.s.t., unless sooner recalled by the Speaker.

On the question,

Will the House agree to the motion?

Motion was agreed to, and at 4:42 p.m., e.s.t., the House adjourned.